



STATE OF DELAWARE
**DEPARTMENT OF NATURAL RESOURCES AND
ENVIRONMENTAL CONTROL**

DIVISION OF AIR QUALITY
STATE STREET COMMONS
100 W. WATER STREET, SUITE 6A
DOVER, DELAWARE 19904

**ENGINEERING &
COMPLIANCE**

PHONE
(302) 739-9402

September 1, 2026

Mountaire Farms of Delaware, Inc.
29292 John J. Williams Hwy.
Millsboro, DE 19966

**Sent via Email
Read Receipt &
Confirmation Requested**

ATTENTION: Jason Russell
Environmental Manager

**SUBJECT: Notice of Violations
Mountaire Farms of Delaware, Inc. – Millsboro Complex
Permits: See Appendices B1 and B2
Odors on June 8, 2026**

Dear Mr. Russell:

The Department conducted an on-site partial compliance evaluation of Mountaire Farms of Delaware, Inc.'s Millsboro Complex (Mountaire Millsboro) on June 8, 2026, as a follow up to odor concerns that were raised during a January 14, 2026, community information meeting and multiple odor complaints submitted since then.

The Department participated in the odor survey conducted by Mountaire Millsboro for that day. At several of the 12 stops along the route, the Department detected odors of a very high level of intensity. Of those, two locations (Layton Avenue and a private residence on Herbert Lane, hereafter, Herbert Lane) are off Mountaire Millsboro property and are the basis of the Department's finding that Mountaire Millsboro is in violation of the regulatory and permit conditions below.

1. In Section 2.0 of 7 DE Admin. Code 1119, it states:

"No person shall cause or allow the emission of an odorous air contaminant such as to cause a condition of air pollution."

The odors detected by the Department at Layton Avenue (smell related to the feedmill) and Herbert Lane (smell related to the wastewater treatment plant associated with Resource Recovery) on June 8, 2026, are a violation of this regulatory requirement as they caused a condition of air pollution.

2. See Appendix B1 for the feedmill odor violations at Layton Road, and Appendix B2 for the wastewater treatment plant odor violations at Herbert Lane, for the specific permit conditions that state:

"Odors from this source shall not be detectable beyond the plant property line in sufficient quantities such as to cause a condition of air pollution."

The odors detected by the Department at Layton Avenue (smell related to the feedmill) and Herbert Lane (smell related to the wastewater treatment plant associated with Resource Recovery) on June 8, 2026, are a violation of

these permit conditions as they were detected beyond the plant property line and were of a sufficient quantity to cause a condition of air pollution.

ACTION ITEMS:

Although the Company maintains an odor log and conducts odor surveys daily, Monday through Friday, for 12 locations both on and off its property, there is a lack of consistency in how individuals report odor descriptions and intensity.

Immediately upon receipt of this NOV, Mountaire Millsboro, shall comply with all statutory, regulatory and permit requirements, including those cited herein.

Within 30 days of receipt of this NOV, Mountaire Millsboro shall:

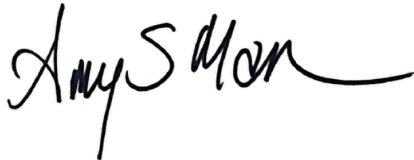
1. Submit to the Department, the name and address of its Registered Agent as filed with Delaware's Division of Corporations.
2. Submit to the Department a modified Odor Management Plan, which addresses consistency in how each individual reports findings, such as odor descriptions and intensity.

Please be advised that this Notice of Violation will be made available through the Department's Internet site, which can be found at <https://www.dnrec.delaware.gov>. Information concerning your Company's failure to comply will be posted following confirmation by the Department of your receipt of this Notice of Violation. Upon further review of the violation(s), the Department reserves the right to pursue further investigation, and, as it deems appropriate, enforcement action.

Mountaire Farms of Delaware, Inc.- Millsboro Complex
Permits listed in Appendices B1 and B2
Notice of Violations / Issued September 1, 2026
Page 4

If you have any questions, please contact me at (302) 323-4542.

Sincerely,

A handwritten signature in black ink that reads "Amy S. Mann". The signature is fluid and cursive, with a long horizontal stroke at the end.

Amy S. Mann, P.E.
Administrator
Engineering & Compliance Section

ASM: MAS
F:\EngAndCompliance\MAS\2026\mas26070.doc

pc: Dover File
Melanie Smith
Dawn Minor

Appendix B1: Layton Avenue Odor Violations Applicable Permits and Conditions

Permit Number	Facility Location	Issue Date	Equipment	Condition Number
APC-1987/0020-O(A5)	Feedmill	3/10/2025	Receiving Pit 1	2.3
APC-1987/0021-O(A5)	Feedmill	3/26/2025	Receiving Pit 2	2.3
APC-2014/0092-O(A2)	Feedmill	3/26/2025	Receiving Pit 3	2.3
APC-2008/0160-O(A3)	Feedmill	10/28/2016	Front Dryer	2.6
APC-2006/0174-O(A3)	Feedmill	10/28/2016	Back Dryer	2.6
APC-2010/0047-O	Feedmill	10/22/2014	Feed Ingredient Receiving	2.3
APC-2014/0090-O(A2)	Feedmill	7/29/2020	Pellet Cooler 1	2.3
APC-2014/0091-O(A3)	Feedmill	11/15/2017	Pellet Cooler 2	2.3
APC-2014/0093-O(A4)	Feedmill	11/22/2019	Hammermills	2.3
APC-2021/0078-O(A1)	Feedmill	7/13/2021	No. 16 Tx.	2.3

Appendix B2: Private Residence on Herbert Lane Odor Violations Applicable Permits and Conditions

Permit Number	Facility Location	Issue Date	Equipment	Condition Number
APC-2011/0080-O(A6)	Resource Recovery	11/29/2022	Thermal Oxidizer	2.3
APC-2011/0081-O(A6)	Resource Recovery	11/29/2022	Thermal Oxidizer	2.3
APC-2011/0082-O(A7)	Resource Recovery	11/29/2022	Scrubber	2.3
APC-2011/0083-O(A7)	Resource Recovery	11/29/2022	Scrubber	2.3
APC-2011/0084-O(A7)	Resource Recovery	11/29/2022	Scrubber	2.3
APC-2011/0085-O(A7)	Resource Recovery	11/29/2022	Scrubber	2.3