

**MINUTES OF THE MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD
HELD IN JACKSON, MISSISSIPPI, ON TUESDAY, FEBRUARY 14, 2017**

The Mississippi Environmental Quality Permit Board held a meeting in the Commission Hearing Room of the Department of Environmental Quality, located at 515 East Amite Street, on February 14, 2017. Michael Bograd called the meeting to order at 9:00 a.m. with the following members and designated representatives present:

Michael Bograd, Chairman
Dennis Riecke for Sam Polles, Vice Chair
Leslie Royals
Jennifer Wittmann for Jamie Miller
Jim Hoffmann for Kay Whittington
Chris McDonald for Cindy Hyde-Smith
Howard Leach for Lisa Ivshin

Roy Furrh, General Counsel for MDEQ, was present as legal counsel. On motion by Howard Leach and seconded by Jim Hoffmann, the minutes of the January 10, 2017, meeting were approved.

REPORT OF STAFF PERMIT ACTIONS/CERTIFICATIONS

Staff reported to the Permit Board that staff had acted on various permits since the January 10, 2017, Permit Board Meeting pursuant to the regulations delegating this authority to the Executive Director and the Executive Director's delegation of this authority to the staff in accord with those regulations. The Permit Board voted to note and record in its minutes the reports of permit actions/certifications by staff since the January 10, 2017, Permit Board Meeting. [Jim Hoffmann abstained from voting on all Land and Water Resources permits and Michael Bograd abstained on all the Office of Geology permits.]

**REPORT OF PERMIT ACTIONS / CERTIFICATIONS SINCE THE 01/10/2017 MEETING
OFFICE OF POLLUTION CONTROL
ENVIRONMENTAL PERMITS DIVISION**

Air - Air-Construction Permit Transfer			
ID	Facility	County	Permit No.
36204	Transferred To: Gavilon Grain LLC Transferred From: Gavilon Grain LLC	Bolivar	0240-00094

Air - Construction Permit Issuance			
ID	Facility	County	Permit No.
1640	Hankins Inc	Tippah	2620-00005

Air - Construction Permit Modification			
ID	Facility	County	Permit No.
66652	Winston Plywood and Veneer Plant	Winston	2980-00039
67026	Zilkha Biomass Amory LLC, Amory Facility	Monroe	1840-00088

Air - PSD Construction Permit Modification			
ID	Facility	County	Permit No.
1832	Chemours Company FC LLC The Delisle Plant	Harrison	1020-00115
56942	Roxul USA Inc.	Marshall	1780-00052

Air - Permit Revoke			
ID	Facility	County	Permit No.
1688	Dunn Paper Wiggins LLC	Stone	2540-00018
8515	Harcros Mississippi LLC	Warren	2780-00096
1451	Pursue Energy Corporation, Thomasville Gas Plant	Rankin	2380-00036

Air - Revoke			
ID	Facility	County	Permit No.
7043	AMCO Manufacturing Company LLC	Yazoo	3020-00011

875	Luvata Grenada LLC, CCP and LAL Facilities	Grenada	0960-00030
23790	Luvata Grenada LLC, LAL Products	Grenada	0960-00038
2840	Maxim Manufacturing Corporation	Scott	2420-00028
18531	Nidec Motor Corporation	Desoto	0680-00101

Air - Synthetic Minor Operating Permit Modification			
ID	Facility	County	Permit No.
4869	MSARNG, 1108th Theater Aviation Sustainment Maintenance Group	Harrison	1020-00072

Air - Synthetic Minor Operating Permit Reissuance			
ID	Facility	County	Permit No.
7043	AMCO Manufacturing Company LLC	Yazoo	3020-00011
875	Luvata Grenada LLC, CCP and LAL Facilities	Grenada	0960-00030
2840	Maxim Manufacturing Corporation	Scott	2420-00028
18531	Nidec Motor Corporation	Desoto	0680-00101

Air - Synthetic Minor Operating Permit Transfer			
ID	Facility	County	Permit No.
36204	Transferred To: Farmers Grain Terminal Inc. Transferred From: Gavilon Grain LLC	Bolivar	0240-00094

Air - Title V Operating Permit Reissuance			
ID	Facility	County	Permit No.
1915	Mueller Casting and Copper Tube Products	Itawamba	1240-00012

Air - Title V Operating Permit Transfer			
ID	Facility	County	Permit No.
862	Transferred To: Cooperative Energy, Batesville Generating Station Transferred From: South Mississippi Electric Power Association, Batesville Generating Station	Panola	2100-00054
1762	Transferred To: Kirby Building Systems Mississippi LLC Transferred From: Gulf States Manufacturers	Oktibbeha	2060-00004

Air - Title V Permit Minor Modification			
ID	Facility	County	Permit No.
8212	Ergon Refining Inc.	Warren	2780-00003
23113	Toyota Motor Manufacturing Mississippi Inc.	Union	2700-00045

Surface Water - General Permit Coverages - Other Issuances			
ID	Facility	County	Permit No.
70991	A Daughdrill Farms	Jefferson Davis	MSG201924
71027	McLendon Poultry Farm	Greene	MSG201926
70876	Melvin McLain Farms	Wayne	MSG201921
70916	T and M Farm	Wayne	MSG201923
70915	Uncle Ts Farm	Wayne	MSG201922
71167	Valero Parkway Pipeline LLC, Parkway to Colonial Lateral Project	Covington	MSG130502

Surface Water - General Permit Coverages - Other Modification			
ID	Facility	County	Permit No.
23045	Mike and Elda Cook, Poultry	Jones	MSG200090

Surface Water - General Permit Coverages - Other Transfer			
ID	Facility	County	Permit No.
9710	Hieu Nguyen, Poultry Transfer from Robert Rogers Poultry to Heiu Nguyen Poultry	Neshoba	MSG200057
2848	Hoan Minh Dang, Poultry From Khang Van Nguyen Poultry to Hoan Minh Dang Poultry	Covington	MSG201031
19136	S and T Burkhalter Farms LLC Transfer from Burkhalter Farms Poultry (Brinson Burkhalter) to S and T Burkhalter Farms LLC (Jeremy Shawn Burkhalter)	Jefferson Davis	MSG200714

64	Thomas Culpepper, Poultry Transfer from Keith Culpepper Poultry to Thomas Culpepper Poultry	Jones	MSG200269
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Surface Water - General Permit Coverages - Storm Water Issuance			
ID	Facility	County	Permit No.
70991	A Daughdrill Farms	Jefferson Davis	MSR107329
70999	APAC Mississippi Inc., Sardis Mine	Panola	MSR322610
71077	Alcorn County Board of Supervisors, Project SAP-02(67)	Alcorn	MSR107346
23982	Arbor Landing	Rankin	MSR107368
70884	Canton High Apartments	Madison	MSR107325
13067	Cleveland POTW	Bolivar	MSR107006
8106	Cooper Marine and Timberlands Corporation	Tishomingo	MSR106979
71078	Culpepper Assisted Living	Desoto	MSR107347
70442	E W Stubbs Inc., Gross Road Mine	Madison	MSR322582
71057	Entergy Mississippi Inc., Harper Substation	Amite	MSR107344
70993	Galleria Mall Site Line Clearing	Harrison	MSR107331
71049	HR Squared LLC, Kersh Mine	Rankin	MSR322616
5445	J D Bellew Materials, Brewer Mine	Forrest	MSR322611
71054	Jackson, City of, Downtown Transmission Line Water System Improvement	Hinds	MSR107342
71132	Lafayette County Board of Supervisors, Lafayette County Office Complex	Lafayette	MSR107352
71027	McLendon Poultry Farm	Greene	MSR107333
71154	McMillan Park	Leake	MSR107355
71085	Midway Construction Inc, Ratcliffe Mine	Franklin	MSR322619
71165	Mississippi Aquarium	Harrison	MSR107357
71121	Mississippi Power Company, Jasper East 230kV Switching Station	Jasper	MSR107351
71088	Murphys Real Estate LLC, Murphy Mine	Rankin	MSR322618
1325	National Aeronautics and Space Administration, John C Stennis Space Center	Hancock	MSR106555
19479	Olin Corporation	Lafayette	MSR001690
70696	Parker Sand and Gravel, Parker Sand and Gravel Mine	Lowndes	MSR322596
66497	Pike County Board of Supervisors, Gateway Industrial Park	Pike	MSR106736
10166	Plains Marketing LP, Heidelberg Station	Jasper	MSR002289
6713	Plains Marketing LP, Holiday Creek Station	Jefferson Davis	MSR002288
7069	Plains Pipeline LP, Lumberton Station	Lamar	MSR002290
53029	RJG Contracting LLC, Hudson Krohn Road Mine	Harrison	MSR322580
71053	Savoy Place Subdivision	Harrison	MSR107340
70916	T and M Farm	Wayne	MSR107323
1137	Tusk Hardwood LLC	Yazoo	MSR002295
71162	U Club Townhomes at Oxford	Lafayette	MSR107356
70915	Uncle Ts Farm	Wayne	MSR107322
71167	Valero Parkway Pipeline LLC, Parkway to Colonial Lateral Project	Covington	MSR107358
57526	Wet Mine Assets Holding LLC, Middle Pit	Pearl River	MSR322615
18717	Wet Mine Assets Holding LLC, North Pit	Pearl River	MSR322613
18714	Wet Mine Assets Holding LLC, South Mine	Pearl River	MSR322614
71056	Whitebrook Commercial Park	Desoto	MSR107343
71119	Yellow Creek State Inland Port Authority, Northeast Mississippi Waterway Industrial Park	Tishomingo	MSR107349

Surface Water - General Permit Coverages - Storm Water Modification			
ID	Facility	County	Permit No.
23982	Arbor Landing	Rankin	MSR104194
16405	Cooperative Energy, Sylwarena Generating Plant Name Change from South MS Electric Power Assoc. Sylwarena Generating Plant to Cooperative Energy, Sylwarena Generating Plant. Name change only	Smith	MSR001988
68791	Gateway Global Logistics Center North	Marshall	MSR107043
62933	Hammett Gravel Company Inc., Henry Mine Number 1	Warren	MSR322266
4641	LimeCo LLC	Clay	MSR320026

1915	Mueller Casting and Copper Tube Products Name Change from Mueller Copper Tube Co. to Muller Casting and Copper Tube Products	Itawamba	MSR110044
34850	South Breeze Subdivision	Jackson	MSR104367

Surface Water - General Permit Coverages - Storm Water Reissuance			
ID	Facility	County	Permit No.
5888	Good To Go Auto Parts	Hancock	MSR002033
4281	Matthews Auto Parts Inc.	Warren	MSR000980
12522	Mississippi Truck Dismantlers	Rankin	MSR001286
37916	Parsons Earthworks Inc., Fulper Mine	Prentiss	MSR321803
101	Von Drehle Corporation	Adams	MSR000044

Surface Water - Commercial - NPDES Permit Reissuance			
ID	Facility	County	Permit No.
13894	Utility Services LLC, Dogwood Lake Estates	Warren	MS0037851

Surface Water - Commercial - NPDES Permit Transfer			
ID	Facility	County	Permit No.
7187	Transferred To: Comet Street LLC, Formerly Southland Oil Company Transferred From: Comet Street Inc., Formerly Southland Oil Company	Yazoo	MS0061344

Surface Water - Commercial NPDES Permit - Revoke			
ID	Facility	County	Permit No.
13989	Canebrake Utilities Association Inc., Canebrake Subdivision	Lamar	MS0042064
13894	Utility Services LLC, Dogwood Lake Estates	Warren	MS0037851

Surface Water - General Permit Coverages - Other Reissuance			
ID	Facility	County	Permit No.
745	Brooks Swine Facility	Chickasaw	MSG220004
7126	Danny L Thornton, Poultry	Leake	MSG200594
17501	Dennis E McClendon, Poultry	Amite	MSG200506
9413	George Bethany, Poultry	Newton	MSG200354
24042	Jason Raynes, Poultry	Walthall	MSG200073
7213	Joe Stringer, Poultry	Jasper	MSG201359

23003	Joey Cross, Poultry	Covington	MSG201437
22916	Joshua Stringer, Poultry	Covington	MSG200527
36155	Lack Farms	Covington	MSG201440
19763	Steve Schnegg, Poultry	Walthall	MSG200018
22894	Tom Hewitt, Poultry	Amite	MSG200384

Surface Water - Industrial - NPDES Permit Reissuance			
ID	Facility	County	Permit No.
1573	Ceres Industrial Interplex	Warren	MS0044202

Surface Water - Industrial - NPDES Permit Transfer			
ID	Facility	County	Permit No.
862	Transferred To: Cooperative Energy, Batesville Generating Station Transferred From: South Mississippi Electric Power Association, Batesville Generating Station	Panola	MS0052931
5099	Transferred To: Cooperative Energy, Moselle Generating Plant Transferred From: South Mississippi Electric Power Association, Sylvarena Generating Plant	Jones	MS0021997
16405	Transferred To: Cooperative Energy, Sylvarena Generating Plant Transferred From: South Mississippi Electric Power Association, Sylvarena Generating Plant	Smith	MS0058050

Surface Water - Industrial - Pretreatment Permit - Revoke			
ID	Facility	County	Permit No.

1202	Philips Lighting, Tupelo Operations	Lee	MSP090285
880	Wamkraft Inc	Smith	MSP090703

Surface Water - Industrial - Pretreatment Permit Issuance			
ID	Facility	County	Permit No.
2192	Express Grain Terminals LLC	Lefflore	MSP092387
8829	Tier Rack Corporation, Como Plant	Panola	MSP092390

Surface Water - Industrial - Pretreatment Permit Reissuance			
ID	Facility	County	Permit No.
1202	Philips Lighting, Tupelo Operations	Lee	MSP090285
880	Wamkraft Inc	Smith	MSP090703
1000	Weyerhaeuser NR Company, McComb Wood Products	Pike	MSP091283

Surface Water - Industrial - Pretreatment Permit Transfer			
ID	Facility	County	Permit No.
1915	Mueller Casting and Copper Tube Products Name Change from Mueller Copper Tube Co. to Muller Casting and Copper Tube Products	Itawamba	MSP090174

Surface Water - Industrial - State Operating Permit Reissuance			
ID	Facility	County	Permit No.
5160	BASF Corporation	Hinds	MSU020018

511	Benoit Flying Service Inc.	Bolivar	MSU090011
2387	Love Aero LLC	Washington	MSU084049
57411	Shaws Car Wash	Scott	MSU212006
16432	Thigpen Septic Tank Company	Pearl River	MSU000172
56681	W E Blain and Sons Inc., Natchez Office and Shop	Adams	MSU211016

Surface Water - Industrial General Permit Coverage - Stormwater - Transfer			
ID	Facility	County	Permit No.
5099	Transferred To: Cooperative Energy, Moselle Generating Plant Transferred From: South Mississippi Electric Power Association	Jones	MSR001092
1762	Transferred To: Kirby Building Systems Mississippi LLC Transferred From: Gulf States Manufacturers	Oktibbeha	MSR001061
35375	Transferred To: WTPS Columbus Bulk Terminal Transferred From: Columbus Bulk Terminal	Lowndes	MSR001792
920	Wilsonart LLC Name Change from Roseburg Forest Products to Wilsonart LLC	Lafayette	MSR110057

Surface Water - Industrial General Permit Coverage - Revoke			
ID	Facility	County	Permit No.
11084	Baldwin Sand and Gravel, King Mine	Monroe	MSR320027
12057	Citgo Petroleum Corporation, Vicksburg Terminal	Warren	MSG130357
67887	Eutaw Construction Company Inc., Smith Mine	Madison	MSR322476
22887	Green Brothers Gravel Company Inc., Brent Pit	Copiah	MSR321522
54410	Rankin County Board of Supervisors, Baker Lane Roadway Improvements, Phase II	Rankin	MSR105839
50303	Rockhill LLC, Rockhill LLC Mine	Pontotoc	MSR321971

Surface Water - Industrial General Permit Coverage - Stormwater - Revoke			
ID	Facility	County	Permit No.
1803	AZZ Galvanizing Kosciusko LLC	Attala	MSR110117
23982	Arbor Landing	Rankin	MSR104194
22909	Attala Steel Industries LLC	Attala	MSR106174
69473	Baker Hughes Oilfield Operations Inc., Laurel Facility	Jones	MSR002261
8106	Cooper Marine and Timberlands Corporation	Tishomingo	MSR106979
36186	Entergy Services Inc., Jackson Data Center	Hinds	MSR106673
63951	Loves Travel Stops and Country Stores Inc., Gulfport	Harrison	MSR106393
70309	New Albany Solar Farm	Union	MSR107245

38717	Rankin County Board of Supervisors, Erlich Road Project	Rankin	MSR106318
67073	Tennessee Valley Authority, Union Tupelo Number 3 Transmission Line	Union	MSR106809
67868	Wal Mart Neighborhood Market, Number 4586-00	Harrison	MSR106909
65089	Wal Mart Neighborhood Market, Number 6165	Harrison	MSR106525
66092	Wal Mart Supercenter Number 6964 00	Desoto	MSR106708
70438	Whataburger, Number 39232	Rankin	MSR107269

Surface Water - Industrial General Permit Coverage - Stormwater - Transfer			
ID	Facility	County	Permit No.
20626	Transferred To: Jones Lumber Company Inc. Transferred From: Dixie Mat and Hardwood Inc.	Copiah	MSR001711

Surface Water - Municipal - NPDES Permit - Revoke			
ID	Facility	County	Permit No.
13362	Rienzi POTW	Alcorn	MS0033961

Surface Water - Municipal - NPDES Permit Reissuance			
ID	Facility	County	Permit No.
13362	Rienzi POTW	Alcorn	MS0033961

Surface Water - State Operating Permit - Revoke			
ID	Facility	County	Permit No.
7573	APAC Mississippi Inc., Greenville Asphalt Plant	Washington	MSU213008
5160	BASF Corporation	Hinds	MSU020018
699	Columbia Gulf Transmission, Banner Compressor Station	Calhoun	MSU084024
35337	Goobers Laundromat	George	MSU070016
57411	Shaws Car Wash	Scott	MSU212006
16432	Thigpen Septic Tank Company	Pearl River	MSU000172
56681	W E Blain and Sons Inc., Natchez Office and Shop	Adams	MSU211016

Surface Water - Water Quality - Issue 401 Certification			
ID	Facility	County	Permit No.
71069	Horn, Ruth, Bulkhead and Boat Shelter	Jackson	WQC2016039

REPORT OF ACTIONS/ CERTIFICATIONS SINCE THE 01/10/2017 PERMIT BOARD MEETING – OFFICE OF GEOLOGY

MINING AND RECLAMATION DIVISION

Permit(s) Issued			
ID	Facility	County	Permit No.
70999	APAC Mississippi Inc., Sardis Mine	Panola	P17-001
70696	Parker Sand and Gravel, Parker Sand and Gravel Mine	Lowndes	P17-002
71071	Pierce Construction and Contract Hauling, LLC, Tucker Mine No. 2	Monroe	P17-003

Permit(s) Modified			
ID	Facility	County	Permit No.
12358	Neely Trucking and Excavating, Neely Mine	Rankin	P96-074

Permit(s) Modified with Acreage			
ID	Facility	County	Permit No.
4641	LimeCo LLC	Clay	P81-021AA
1808	Oxford Sand Company Inc., Oxford Plant	Lafayette	P10-021A

Permit(s) Reissued			
ID	Facility	County	Permit No.
656	APAC Mississippi Inc., Blackhawk Pit	Carroll	P92-044T

16724	Baldwin Sand and Gravel, Hazlehurst Pit Number One	Copiah	P02-013AA
22795	Don S Williams, Highway 15 Class 1 Disposal Facility	Harrison	P02-004
24011	Good Earth Development Company Inc., 22 Persimmon Pit	Madison	P06-030
23535	Knowles Earthworks LLC, Knowles Mine	Harrison	P07-006T
24132	MG Development, Burnhill Mine	Pontotoc	P06-035
4402	Milton Loper	Madison	P94-038
4402	Milton Loper	Madison	P93-100
4402	Milton Loper	Madison	P89-010
1808	Oxford Sand Company Inc., Oxford Plant	Lafayette	P01-043
3142	Perkinston Sand and Gravel Company Inc., Pit Number 1	Stone	P02-003
4612	Profile Products LLC	Tippah	P02-001
20566	Reas Country Lane Construction Inc.	Chickasaw	P06-013
6287	Reas Country Lane Construction Inc., Green Mine	Holmes	P11-009
56718	T L Wallace Construction Inc, Doude Mine	Attala	P12-013

OFFICE OF LAND AND WATER RESOURCES
REPORT OF PERMIT ACTIONS/CERTIFICATIONS SINCE THE 01/10/2017
PERMIT BOARD MEETING
GROUND WATER SECTION

OWNER NAME	COUNTY	VOLUME (MGD)	VOLUME (AF/YR)	RATE (GPM)	SOURCE	PERMIT NUMBER	AGENCY
<u>Groundwater Applications</u>							
NORTHEAST ITAWAMBA WATER ASSOCIATION INC	ITAWAMBA	0.11	123	120	GORD	MS-GW-17282	DEQ
LEBANON WATER ASSOCIATION	HOLMES	0.10	112	400	MUWX	MS-GW-17283	DEQ
LORMAN WATERWORKS ASSOCIATION INC	CLAIBORNE	0.09	101	250	CTHL	MS-GW-17300	DEQ
ICE PLANT INC	LAUDERDALE	0.05	56	200	WLCXL	MS-GW-17325	DEQ
NORTH DISTRICT ONE WATER ASSOCIATION	MONTGOMERY	0.07	78	150	WLCXL	MS-GW-17332	DEQ
UTILITY SERVICES LLC	JACKSON	0.06	67	500	MOCN	MS-GW-17334	DEQ
GAMMA DELTA LANDS LLC	BOLIVAR	0.25	285	1500	MRVA	MS-GW-49513	YMD
GAMMA DELTA LANDS LLC	BOLIVAR	0.54	600	2400	MRVA	MS-GW-49514	YMD
NEED MO FARMS	BOLIVAR	0.10	111	850	MRVA	MS-GW-49517	YMD
STURDIVANT, MIKE P	TALLAHATCHIE	0.21	240	1500	MRVA	MS-GW-49631	YMD
MYERS, ABBOTT R	TUNICA	0.59	660	1600	MRVA	MS-GW-49705	YMD
WARD FARMS	BOLIVAR	0.27	300	1500	MRVA	MS-GW-49711	YMD
SCHIELE, BOB	QUITMAN	0.17	195	3000	MRVA	MS-GW-49718	YMD
MURPHY JR, L E	BOLIVAR	0.08	91	1100	MRVA	MS-GW-	YMD

							49720	
SHADY BAYOU FARM INC	WASHINGTON	0.13	150	1200	MRVA	MS-GW-	49725	YMD
SHADY BAYOU FARM INC	WASHINGTON	0.15	173	1200	MRVA	MS-GW-	49726	YMD
THOMPSON, WILLIAM ET AL	HOLMES	0.17	192	2000	MRVA	MS-GW-	49736	YMD
HANEY FARMING ET UX	SUNFLOWER	0.27	300	2500	MRVA	MS-GW-	49741	YMD
PEMBLE, T E	BOLIVAR	0.19	216	2000	MRVA	MS-GW-	49744	YMD
MCGARRAH, NAN	BOLIVAR	0.25	285	1200	MRVA	MS-GW-	49745	YMD
HOWARTH, JOHN R	BOLIVAR	0.20	225	1500	MRVA	MS-GW-	49746	YMD
SHELBY, NAN	BOLIVAR	0.30	335	2500	MRVA	MS-GW-	49747	YMD
SHELBY, NAN	BOLIVAR	0.20	228	2500	MRVA	MS-GW-	49748	YMD
WILBOURN, JAMES G	TALLAHATCHIE	0.43	480	3000	MRVA	MS-GW-	49749	YMD
JSA PARTNERS LP	TALLAHATCHIE	0.32	360	2000	MRVA	MS-GW-	49750	YMD
ADCOCK, CLAIBORNE D	YAZOO	0.09	96	1200	MRVA	MS-GW-	49752	YMD
ANDERSON PLANTING COMPANY II	SUNFLOWER	0.43	480	2000	MRVA	MS-GW-	49758	YMD
IAI USA FUND II LLC	COAHOMA	0.28	312	2200	MRVA	MS-GW-	49768	YMD
ELLIOTT, W MAC	HOLMES	0.09	100	2500	MRVA	MS-GW-	49770	YMD
SCOTLAND FISHERIES	LEFLORE	0.67	750	1500	MRVA	MS-GW-	49784	YMD
TAYLOR, ROBERT	SUNFLOWER	0.06	65	2000	MRVA	MS-GW-	49785	YMD

HARRIS, MAGGIE, ESTATE OF	BOLIVAR	0.17	195	2500	MRVA	MS-GW-49787	YMD
LARRY DAVIS FARMS PARTNERSHIP	BOLIVAR	0.21	240	2000	MRVA	MS-GW-49790	YMD
FALLS, GARNER	TALLAHATCHIE	0.09	105	1800	MRVA	MS-GW-49792	YMD
FIVE STAR AGRIVEST LLC	QUITMAN	0.33	375	2000	MRVA	MS-GW-49793	YMD
HODURSKI, DON	BOLIVAR	0.02	25	800	MRVA	MS-GW-49798	YMD
FAIR, MIKE	CARROLL	0.11	119	1000	MRVA	MS-GW-49801	YMD
FAIR, MIKE	CARROLL	0.14	157	600	MRVA	MS-GW-49802	YMD
FAIR, MIKE	GRENADA	0.11	119	1000	MRVA	MS-GW-49803	DEQ
MURPHEY JR, JOSEPH R	TALLAHATCHIE	0.13	146	875	MRVA	MS-GW-49804	YMD
MALATESTA, DAVID	BOLIVAR	0.19	210	2400	MRVA	MS-GW-49807	YMD
CHISM PARTNERS	SUNFLOWER	0.17	192	2800	MRVA	MS-GW-49810	YMD
LIVELY FARMS	COAHOMA	0.16	180	2000	MRVA	MS-GW-49813	YMD
H H FARMS	PANOLA	0.13	143	600	MRVA	MS-GW-49815	YMD
SANDY BAYOU LAND AND TIMBER	SHARKEY	0.11	120	2500	MRVA	MS-GW-49817	YMD
SANDY BAYOU LAND AND TIMBER	SHARKEY	0.11	120	2500	MRVA	MS-GW-49818	YMD
SANDY BAYOU LAND AND TIMBER	SHARKEY	0.10	113	2500	MRVA	MS-GW-49819	YMD
PONGETTI FARMS PARTNERSHIP II	BOLIVAR	0.04	45	800	MRVA	MS-GW-49825	YMD
BURFORD, TERRY B	WASHINGTON	0.76	855	2500	MRVA	MS-GW-	YMD

Groundwater Modifications

WILSONART LLC	LAFAYETTE	0.04	45	325	MUWX	MS-GW-00894	DEQ
WILSONART LLC	LAFAYETTE	0.04	45	325	MUWX	MS-GW-00895	DEQ
LORMAN WATERWORKS ASSOCIATION INC	CLAIBORNE	0.06	67	150	CTHL	MS-GW-02043	DEQ
NORTHEAST ITAWAMBA WATER ASSOCIATION INC	ITAWAMBA	0.12	134	118	GORD	MS-GW-03603	DEQ
NORTHEAST ITAWAMBA WATER ASSOCIATION INC	ITAWAMBA	0.11	123	116	GORD	MS-GW-03607	DEQ
FLAUTT, MICHAEL B, ET AL	TALLAHATCHIE	0.13	150	1200	MRVA	MS-GW-08863	YMD
HAMILTON WATER DISTRICT INC	MONROE	0.08	90	150	GORD	MS-GW-11117	DEQ
TAYLORSVILLE WATER ASSOCIATION INC	RANKIN	0.08	90	250	CCKF	MS-GW-12739	DEQ
LORMAN WATERWORKS ASSOCIATION INC	JEFFERSON	0.06	67	150	MOCN	MS-GW-12781	DEQ
MERIDETH, LINDA J	WASHINGTON	0.29	321	2000	MRVA	MS-GW-13526	YMD
KOKOMO SHILOH WATER ASSOCIATION	MARION	0.18	202	400	MOCN	MS-GW-14601	DEQ
NORTH HINDS WATER ASSOCIATION INC	HINDS	0.10	112	430	CCKF	MS-GW-14743	DEQ
FREENY WATER ASSOCIATION	LEAKE	0.16	179	750	WLCXL	MS-GW-14971	DEQ
LORMAN WATERWORKS ASSOCIATION INC	CLAIBORNE	0.06	67	150	CTHL	MS-GW-14972	DEQ
NORTH DISTRICT ONE WATER ASSOCIATION	MONTGOMERY	0.05	56	100	MUWX	MS-GW-15242	DEQ
LORMAN WATERWORKS ASSOCIATION INC	JEFFERSON	0.09	101	250	MOCN	MS-GW-15535	DEQ

NORTHEAST ITAWAMBA WATER ASSOCIATION INC	ITAWAMBA	0.10	112	100	GORD	MS-GW-15577	DEQ
NORTHEAST ITAWAMBA WATER ASSOCIATION INC	ITAWAMBA	0.10	112	100	GORD	MS-GW-15578	DEQ
NORTH HINDS WATER ASSOCIATION INC	HINDS	0.22	246	874	CCKF	MS-GW-15583	DEQ
UTILITY SERVICES LLC	JACKSON	0.03	34	200	GRMFU	MS-GW-15913	DEQ
HAMILTON WATER DISTRICT INC	MONROE	0.15	168	284	GORD	MS-GW-16156	DEQ
AMERICAS CATCH INC	LEFLORE	0.20	224	500	MUWX	MS-GW-16187	DEQ
CHUTE INVESTMENTS LLC	WARREN	0.00	0	300	MRVA	MS-GW-16338	DEQ
FREENY WATER ASSOCIATION	LEAKE	0.14	157	650	WLCXL	MS-GW-16474	DEQ
BOND WATER ASSOCIATION	WINSTON	0.08	90	200	WLCXL	MS-GW-16882	DEQ
NORTH HINDS WATER ASSOCIATION INC	HINDS	0.25	280	1000	CCKF	MS-GW-16891	DEQ
BAY HILL FARM LLC	GRENADA	0.04	50	650	MRVA	MS-GW-17319	DEQ
MS MUDD INC	WASHINGTON	0.22	248	3000	MRVA	MS-GW-39614	YMD
B F SMITH FOUNDATION	WASHINGTON	0.19	217	3000	MRVA	MS-GW-41529	YMD
FLOWEREE PLANTING COMPANY	WARREN	0.03	38	2500	MRVA	MS-GW-45545	DEQ
FLOWEREE PLANTING COMPANY	WARREN	0.13	150	2500	MRVA	MS-GW-45546	DEQ
FLOWEREE PLANTING COMPANY	WARREN	0.40	450	2500	MRVA	MS-GW-45547	DEQ
FLOWEREE PLANTING COMPANY	WARREN	0.05	60	900	MRVA	MS-GW-45548	DEQ
MERIDETH, LINDA J	WASHINGTON	0.33	372	3000	MRVA	MS-GW-	YMD

MERIDETH, LINDA J	WASHINGTON	0.09	102	2500	MRVA	47866 MS-GW- 47867	YMD
LWD PROPERTIES LP	BOLIVAR	0.44	489	1300	MRVA	MS-GW- 48173	YMD

Groundwater Renewals

TAYLORSVILLE WATER ASSOCIATION INC	RANKIN	0.19	213	626	SPRT	MS-GW- 00413	DEQ
MACON WATER DEPARTMENT, CITY OF	NOXUBEE	0.18	202	700	MSSV	MS-GW- 00765	DEQ
MACON WATER DEPARTMENT, CITY OF	NOXUBEE	0.12	134	460	MSSV	MS-GW- 00766	DEQ
MACON WATER DEPARTMENT, CITY OF	NOXUBEE	0.30	336	1200	MSSV	MS-GW- 00768	DEQ
SOUTHERN NATURAL GAS COMPANY	CLARKE	0.00	0	250	WLCXL	MS-GW- 00914	DEQ
SOUTHERN NATURAL GAS COMPANY	CLARKE	0.01	11	250	WLCXL	MS-GW- 00915	DEQ
HAMILTON WATER DISTRICT INC	MONROE	0.13	146	245	GORD	MS-GW- 00991	DEQ
HAMILTON WATER DISTRICT INC	MONROE	0.13	146	245	GORD	MS-GW- 00992	DEQ
FREENY WATER ASSOCIATION	LEAKE	0.09	101	400	WLCXL	MS-GW- 01191	DEQ
WEIR, TOWN OF	CHOCTAW	0.05	56	150	WLCXL	MS-GW- 01538	DEQ
WEIR, TOWN OF	CHOCTAW	0.05	56	150	MUWX	MS-GW- 01539	DEQ
KOKOMO SHILOH WATER ASSOCIATION	MARION	0.18	202	400	MOCN	MS-GW- 01608	DEQ
NORTH HINDS WATER ASSOCIATION INC	HINDS	0.09	101	350	CCKF	MS-GW- 01720	DEQ

NORTH HINDS WATER ASSOCIATION INC	HINDS	0.00	0	168	CCKF	MS-GW-01721	DEQ
NORTH HINDS WATER ASSOCIATION INC	HINDS	0.12	134	500	CCKF	MS-GW-01724	DEQ
D'LO, TOWN OF	SIMPSON	0.03	34	100	CTHL	MS-GW-01773	DEQ
D'LO, TOWN OF	SIMPSON	0.06	67	200	CTHL	MS-GW-01776	DEQ
HERNANDO, CITY OF	DESOTO	0.00	0	500	SPRT	MS-GW-01871	DEQ
HERNANDO, CITY OF	DESOTO	0.00	0	750	SPRT	MS-GW-01872	DEQ
EMCC GOLDEN TRIANGLE CAMPUS	LOWNDES	0.03	34	160	ETMS	MS-GW-01942	DEQ
WHITING OIL AND GAS CORPORATION	JASPER	0.15	168	320	SPRT	MS-GW-02106	DEQ
LEAF RIVER CELLULOSE LLC	PERRY	0.07	78	350	MOCN	MS-GW-02127	DEQ
LEAF RIVER CELLULOSE LLC	PERRY	0.07	78	350	MOCN	MS-GW-02130	DEQ
HOMESTEAD COMMUNITY CLUB INC	PIKE	0.05	56	448	MOCN	MS-GW-02528	DEQ
TENNESSEE GAS PIPELINE COMPANY	HUMPHREYS	0.01	11	200	SPRT	MS-GW-02639	DEQ
TENNESSEE GAS PIPELINE COMPANY	HUMPHREYS	0.01	11	200	SPRT	MS-GW-02640	DEQ
BOND WATER ASSOCIATION	WINSTON	0.06	67	150	WLCXL	MS-GW-02729	DEQ
BOND WATER ASSOCIATION	WINSTON	0.06	67	150	WLCXL	MS-GW-02731	DEQ
CROWDER, TOWN OF	QUITMAN	0.06	67	300	WLCXM	MS-GW-03197	DEQ
KOSCIUSKO LIGHT AND WATER PLANT	ATTALA	0.33	370	950	MUWX	MS-GW-04214	DEQ
KOSCIUSKO LIGHT AND WATER PLANT	ATTALA	0.34	336	1000	MUWX	MS-GW-	DEQ

KOSCIUSKO LIGHT AND WATER PLANT	ATTALA	0.29	325	850	MUWX	04216 MS-GW-04217	DEQ
KOSCIUSKO LIGHT AND WATER PLANT	ATTALA	0.34	381	1000	MUWX	MS-GW-04218	DEQ
KOSCIUSKO LIGHT AND WATER PLANT	ATTALA	0.26	291	750	MUWX	MS-GW-04219	DEQ
RUSSELL UTILITIES INC	LAUDERDALE	0.10	112	200	WLCXL	MS-GW-04233	DEQ
NORTH CARROLLTON, TOWN OF	CARROLL	0.19	213	500	WLCXM	MS-GW-12464	DEQ
HEIDELBERG, TOWN OF	JASPER	0.11	123	300	CCKF	MS-GW-15082	DEQ
AMERICAS CATCH INC	LEFLORE	0.20	224	500	MUWX	MS-GW-15113	DEQ
KOSCIUSKO LIGHT AND WATER PLANT	ATTALA	0.31	347	900	MUWX	MS-GW-15175	DEQ
HERNANDO, CITY OF	DESOTO	0.94	1053	1250	SPRT	MS-GW-15529	DEQ
NORTHEAST ITAWAMBA WATER ASSOCIATION INC	ITAWAMBA	0.06	67	60	GORD	MS-GW-15688	DEQ
LAMPTON, ROBERT	LAFAYETTE	0.01	7	12	MUWX	MS-GW-16297	DEQ
NORTH HINDS WATER ASSOCIATION INC	HINDS	0.14	157	600	SPRT	MS-GW-16354	DEQ
GREAT SOUTHERN FARMS	PERRY	0.04	40	225	MOCN	MS-GW-16375	DEQ
TWIN OAKS STABLES LLC	MARSHALL	0.10	112	350	MUWX	MS-GW-16388	DEQ
TWIN OAKS STABLES LLC	MARSHALL	0.10	112	350	MUWX	MS-GW-16389	DEQ
SCREWS, ANNIE F, TRUST	SCOTT	0.18	203	1600	MRVA	MS-GW-38591	YMD

OFFICE OF LAND AND WATER RESOURCES
REPORT OF PERMIT ACTIONS/CERTIFICATIONS SINCE THE 01/10/2017
PERMIT BOARD MEETING
SURFACE WATER SECTION

OWNER NAME	COUNTY	VOLUME (MGD)	VOLUME (AF/YR)	STORAGE (AF)	RATE (GPM)	SOURCE	PERMIT NUMBER	AGENCY
<u>Surface Water Applications</u>								
MAKAMSON, GARRY	LEFLORE	0.15	165		3000	BRAKE	MS-SW-04160	YMD
MORGAN, REX A	SUNFLOWER	0.03	30		1200	DITCH	MS-SW-04166	YMD
MORGAN, REX A	SUNFLOWER	0.06	68		1200	DITCH	MS-SW-04167	YMD
LARRY KILLEBREW FARMS	HOLMES	0.11	125		1200	HORSESHOE LAKE	MS-SW-04168	YMD
<u>Surface Water Modifications</u>								
B F SMITH FOUNDATION	WASHINGTON	0.16	180		2000	DEER CREEK	MS-SW-03316	YMD
<u>Surface Water Renewals</u>								
HALLTREE INC	JASPER			500		SHUBUTA CREEK	MS-SW-00172	DEQ
LUBIN, AVERY	SUNFLOWER	0.08	90		1000	QUIVER RIVER	MS-SW-00689	YMD
LUBIN, AVERY	SUNFLOWER	0.24	270		1000	PECAN BAYOU	MS-SW-00690	YMD
NORTH PIKE SCHOOLS	PIKE			184		LAZY CREEK	MS-SW-00731	DEQ
MORGAN, F R, FAMILY TRUST	LEFLORE	0.47	525		3000	MOSSY LAKE	MS-SW-00748	YMD
B C FARMS	LEFLORE	0.21	240		1200	MOSSY LAKE	MS-SW-00749	YMD

B C FARMS	LEFLORE	0.06	65	1200	MOSSY LAKE	MS-SW-00750	YMD
MOOR, JOEL, JOHN AND RICHARD	LEFLORE	0.13	144	1800	ROEBUCK LAKE	MS-SW-00763	YMD
ENTERGY MISSISSIPPI INC GERALD ANDRUS PLANT	WASHINGTON	296.64	332331	206000	MISSISSIPPI RIVER	MS-SW-00811	DEQ
ENTERGY MISSISSIPPI INC BAXTER WILSON PLANT	WARREN	640.00	717004	445200	MISSISSIPPI RIVER	MS-SW-00873	DEQ
WELSHANS JR, W A, TRUST	BOLIVAR	0.43	477	2000	PORTER LAKE	MS-SW-00907	YMD
WELSHANS JR, W A, TRUST	BOLIVAR	0.24	270	4100	PORTER LAKE	MS-SW-00908	YMD
ENTERGY MISSISSIPPI INC DELTA PLANT	BOLIVAR	9.40	10485	6500	BIG SUNFLOWER RIVER	MS-SW-00959	DEQ
GRIFFITH SR, WILLIAM M, TRUST	BOLIVAR	0.09	105	2000	SANDY SLOUGH	MS-SW-01142	YMD
GRIFFITH SR, WILLIAM M, TRUST	BOLIVAR	0.21	240	2000	ICY BAYOU	MS-SW-01143	YMD
GRIFFITH SR, WILLIAM M, TRUST	BOLIVAR	0.56	624	6500	BOGUE PHALIA	MS-SW-01154	YMD
GRIFFITH, WILLIAM	BOLIVAR	0.11	120	1500	SILVER BAYOU	MS-SW-01362	YMD
THOMPSON, DON	TISHOMINGO	0.01	12	300	BEAR CREEK FLOODWAY	MS-SW-03182	DEQ
BOONE, ROY	SUNFLOWER	0.10	114	1000	DITCH	MS-SW-03562	YMD

OFFICE OF LAND AND WATER RESOURCES
REPORT OF PERMIT ACTIONS/CERTIFICATIONS SINCE THE 01/10/2017
PERMIT BOARD MEETING
DAM SAFETY SECTION

DAM NAME	COUNTY	PERMITTED ACTION	APP NUMBER	SW PERMIT NUMBER	INVENTORY NUMBER	HAZARD CLASS
CHOCTAW LAKE	CHOCTAW	MODIFY	16-025	MS-SW-00595	MS00279	LOW
WALKER LAKE DAM	MADISON	NEW	16-021	MS-SW-10434		LOW

**THE PERMIT BOARD CONSIDERED THE FOLLOWING
OFFICE OF POLLUTION CONTROL MATTERS:**

No items were presented.

**THE PERMIT BOARD CONSIDERED THE FOLLOWING
OFFICE OF GEOLOGY MATTERS:**

Mining and Reclamation Division

Surface Mining Bond Releases

The Permit Board, on motion by Dennis Riecke and seconded by Jim Hoffmann, voted to approve the issuance of the following bond releases: (Michael Bograd abstained)

All South Construction Company	Neshoba County	P99-071A	Initial 20%
Baldwin Sand & Gravel	Panola County	P12-019	Initial 10%
W.E. Blain & Sons, Inc.	Scott County	P91-046T	Initial 50%
W.E. Blain & Sons, Inc.	Scott County	P96-013	Initial 50%
Preston Dobbs Truck Service	Monroe County	P10-010	Initial 90%
Tanner Construction Co., Inc.	Jefferson Davis Co.	P96-016T	No Release
Tanner Construction Co., Inc.	Lawrence County	P07-005A	No Release
Tanner Construction Co., Inc.	Perry County	P08-019	No Release

After discussion from a Representative of Walters Development, LLC, Jones County, P07-030, the Permit Board, on motion by Howard Leach and seconded by Chris McDonald, voted to approve the issuance of an Additional 20% bond release. (Michael Bograd abstained)

Surface Mining Operator Name Changes:

On motion by Dennis Riecke and seconded by Jennifer Wittmann, the Permit Board voted to accept the name change for Hammett and Green Aggregates, LLC to Hammett Gravel Company for P13-006ATA in Warren County. (Michael Bograd abstained)

On motion by Jim Hoffmann and seconded by Dennis Riecke, the Permit Board voted to accept the name change for W.E. Blain & Sons, Inc., to Blain Sand & Gravel, Inc. for P96-042AA in Adams County. (Michael Bograd abstained)

Surface Mining Permit Transfer

On motion by Dennis Riecke and seconded by Howard Leach, the Permit Board voted to approve the following surface mining permit transfer and bond release (Michael Bograd abstained)

Boyles Roofing & Sheet Metal, Inc. P92-045T2 Wayne County

Boyles Roofing & Sheet Metal, Inc., requests that P92-045T2 be transferred to M & O Services, Inc. Boyles Roofing & Sheet Metal, Inc., requests that their bond be returned. The new permit number will be P92-045T3.

OTHER BUSINESS

**Renaissance at Colony Park, LLC
Water Quality Certification No. WQC 2015041
Large Construction Storm Water General NPDES Permit No. MSR 107191
Madison County, Mississippi**

MDEQ attorney, Lisa Ouzts, presented proposed Findings of Fact and Conclusions of Law ("FOFCOL") for consideration regarding the issuance of a Clean Water Act Section 401 Water Quality Certification (No. WQC 2015041) and coverage under the Large Construction Storm Water General NPDES Permit (No. MSR 107191) to Renaissance at Colony Park, LLC, Madison County, Mississippi.

Ms. Ouzts stated that MDEQ provided the draft to Petitioner Steve Maloney and to John Brunini and Hart Knight, attorneys for Renaissance for comment. Ms. Ouzts stated that Mr. Maloney did not make any comments regarding the draft FOFCOL. Ms. Ouzts also stated that Mr. Brunini and Mr. Knight had some comments, most of which MDEQ incorporated into the FOFCOL. Ms. Ouzts stated that she had provided the final draft FOFCOL and Mr. Brunini's and Mr. Knight's comments to the Permit Board prior to the meeting. Ms. Ouzts recommended that the Permit Board adopt the draft FOFCOL.

Mr. Maloney was present and was allowed to address the Permit Board. General Counsel Roy Furrh, sitting as legal counsel for the Permit Board, reminded the Permit Board that the hearing record had been closed and that Mr. Brunini and Mr. Knight were not at the meeting to counter any comments. Mr. Maloney, who was allowed to address the Board, reiterated his objection to issuance of the certification and the storm water coverage.

After reiterating MDEQ staff's recommendation that the Permit Board adopt the proposed FOFCOL, Permit Board member Howard Leach moved to accept staff's recommendation and adopt the FOFCOL. Permit Board member Jim Hoffmann seconded the motion and the Permit Board voted unanimously to adopt the FOFCOL.

General Counsel Roy Furrh reminded the Board that the evidentiary hearing for Drying Facility Assets Holdings, Pearl River County, which was scheduled for December 13, 2016, had been rescheduled for the next Permit Board meeting on March 14, 2017.

Mr. Furrh also reminded the Permit Board that the Ethics Commission requires each Permit Board Member to file a Statement of Economic Interest annually and the statement will be due in May. Mr. Furrh also stated that each member will need to sign a Federal EPA ethics form today, which must also be executed annually, and provided those forms to the Permit Board members at this meeting. Felisa Keyes, assistant to Mr. Furrh, was on hand to notarize the execution of those forms by the Permit Board members.

MOTION HEARING

MDEQ's Motion to Dismiss Hearing Request Regarding Reissuance of Water Pollution Control Permit to Discharge Wastewater in Accordance with the National Pollutant Discharge Elimination System Permit No. MS0020117 to Meridian POTW, located in Meridian, Lauderdale County, Mississippi

The matter before the Permit Board was MDEQ's Motion to Dismiss the Evidentiary Hearing Request of Austin D. (Dan) Check regarding the reissuance of Water Pollution Control Permit to Discharge Wastewater in Accordance with the National Pollutant Discharge Elimination System Permit No. MS0020117 to Meridian POTW, located in Meridian, Lauderdale County, Mississippi (Meridian POTW) dated January 24, 2017. The Permit Board issued the permit to Meridian POTW at its regular meeting on September 13, 2016. Mr. Austin (Dan) Check (Petitioner) submitted a written request for a formal evidentiary hearing before the Permit Board on October 13, 2016, objecting to the Permit Board's decision to issue the permit to Meridian POTW. Petitioner Check was the only person to submit a request for evidentiary hearing.

On January 24, 2017, MDEQ filed a Motion to Dismiss Petitioner Check's evidentiary hearing request for abuse of the Permit Board's administrative process pursuant to 11 Miss. Admin. Code Pt. 1, R. 6.5.J. The Motion hearing to consider MDEQ's Motion to Dismiss was held at the Permit Board's regular meeting on February 14, 2017.

On February 6, 2017, Meridian POTW filed a Motion to Intervene and to Adopt and Join in the Motion to Dismiss the Evidentiary Hearing Request of Austin D. (Dan) Check filed by MDEQ. Comment statements from Petitioner Check were pre-filed by hand delivery to MDEQ on February 7 and February 13, 2017, responding to MDEQ's Motion to Dismiss. In his comment statement of February 7, 2017, Petitioner Check stated the following: the notices of hearing were improper and that he actually received the notices on February 4, 2017; he lamented that MDEQ did not call to notify him that the Motion to Dismiss and related correspondence had been sent to his post office box, presumably because the notices were waiting for him at his Post Office Box for a week before he checked his Box and found the notices on February 4, 2017; he faulted MDEQ for selecting Hearing Officer Hayes as the Hearing Officer as he alleged she was "conflicted", but he did not elaborate on this allegation; he listed a number of additional permitted facilities in the Meridian area which are not the subject of his evidentiary hearing request; and he provided his telephone number with a note that it was an answering service and that callers should leave a recording. Mr. Check again provided only his post office address as a mailing address. In his second response comment statement, hand delivered on February 13, 2017, Petitioner Check included a note that the comments were being provided because he received a recorded message left by MDEQ Senior Attorney Ted Lampton on his telephone answering service on February 8, 2017, at 4:02 pm, reminding him about the Motion Hearing scheduled for February 14, 2017. Petitioner Check reiterated much of what he provided in his first comment statement response; made baseless allegations regarding former MDEQ Executive Director James Palmer, the Balch and Bingham Law Firm, and attorney Richard Glaze, Esq. (none of whom were involved in the matter before the Permit Board at the Motion Hearing); and included photos of a waterway showing a front end loader working near a shoreline apparently involved in pipe installation work, with captions alleging that Sowashee Creek was polluted because of various discharges in the area.

The hearing officer in this matter was Leyser Hayes, Esq. General Counsel Roy Furrh and Senior Attorney Ted Lampton represented the Mississippi Department of Environmental Quality (MDEQ). Attorney Ronnie L. Walton represented Meridian POTW. Petitioner Check was not present at the hearing.

PRELIMINARY MATTERS

Hearing Officer Hayes recognized that a quorum of Permit Board members was present for the Motion Hearing. On behalf of Meridian POTW, Mr. Walton presented a Motion to Intervene and to Adopt and Join in the Motion to Dismiss the Evidentiary Hearing Request of Austin D. (Dan) Check filed by MDEQ. This Motion for intervention and joinder was supported by the Affidavit of Hugh Smith, Director of Public Works for the City of Meridian. With no objection from MDEQ, Hearing Officer Hayes granted the Motion.

MOTION TO DISMISS

On behalf of MDEQ, Mr. Lampton presented the Motion to Dismiss the Evidentiary Hearing Request of Austin D. (Dan) Check. Hearing Officer Hayes allowed the Motion to Dismiss along with its supporting exhibits and cover letter providing notice of this hearing dated January 24, 2017, into the hearing record. Mr. Lampton requested that a copy of an additional letter to Petitioner Check dated January 25, 2017, advising him of the name of the hearing officer and additional notice of this hearing be entered into the record. With no objection from Meridian POTW, Hearing Officer Hayes allowed this additional letter into the hearing record. Mr. Lampton requested that copies of the Certified Mail Receipts signed by Petitioner Check, along with tracking information from the USPS website, for both the Motion to Dismiss and the additional letter, be entered into the record. With no objection from Meridian POTW, Hearing Officer Hayes allowed these documents into the hearing record as proof of notice. Mr. Lampton also requested that the comment statements from Petitioner Check, responding to the notice of hearing, which were received by MDEQ on February 7, 2017, and February 13, 2017, be entered into the record as additional proof of notice. With no objection from Meridian POTW, Hearing Officer Hayes allowed the Petitioner's comment statements into the hearing record. On behalf of MDEQ, Mr. Lampton recommended that the Permit Board grant the Motion to Dismiss.

On behalf of Meridian POTW, Mr. Walton made a statement in support of the Motion to Dismiss. Mr. Walton requested that the Affidavit of Hugh Smith, Director of Public Works for the City of Meridian, which was filed with Meridian POTW's Motion to Intervene and Join in the Motion to Dismiss, be entered into the record. With no objection from MDEQ, Hearing Officer Hayes allowed this document into the record. Permit Board Member Riecke asked whether the previous evidentiary hearing held for Petitioner Check was related to the permits for the Kemper County Coal Mine. Hearing Officer Hayes stated that the Motion to Dismiss indicated that a previous evidentiary hearing related to the Meridian POTW NPDES permit, at issue in this matter, was held for Petitioner Check on November 8, 2010. Mr. Lampton stated that the most recent evidentiary hearing held for Petitioner Check, which was held just a few months ago, was related to the NPDES permit issued to the Mississippi Power electric plant which is located adjacent to the coal mine in Kemper County.

DECISION OF THE PERMIT BOARD

After consideration of the arguments and submissions by the parties, and upon motion by Board Member Leach and seconded by Board Member Hoffmann, the Permit Board unanimously voted to grant MDEQ's Motion to Dismiss the evidentiary hearing request filed by Austin D. (Dan) Check on October 13, 2016, regarding the Permit Board's reissuance of NPDES Permit No. MS0020017 to the Meridian POTW on September 13, 2016, pursuant to 11 Miss. Admin. Code Pt. 1, R. 6.5.J.

CONFIRMATION OF THE NEXT REGULAR PERMIT BOARD MEETING

Michael Bograd confirmed that the next Regular Meeting will be held on March 14, 2017.

MEETING ADJOURNED

There being no further business to come before the Permit Board, Michael Bograd adjourned the meeting.

DATED at Jackson, Mississippi, this the 14th day of February, 2017.



GARY C. RIKARD
EXECUTIVE DIRECTOR

MICHAEL B. E. BOGRAD
PERMIT BOARD CHAIRMAN