

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

Thursday, October 27, 2022
9:00 A.M.
Room 104A
515 East Amite Street
Jackson, Mississippi 39201

AGENDA

1. **Call to Order - Chair**
2. **Approval of the July 28, 2022, Commission Meeting Minutes**
3. **Water Pollution Control Revolving Loan Fund (WPCRLF) Program, Adoption of FY-2022 Intended Use Plan**

The staff will recommend adoption by the Commission of the FY-2022 Intended Use Plan. This document identifies the loan funds available to our communities for the construction of wastewater infrastructure, the communities to receive these loan funds, the loan interest rate, program deadlines, and other related information. Public comments on the draft Intended Use Plan have been solicited through a public comment period and a public hearing.
4. **Asbestos Certifications**

We have issued 313 asbestos certifications since the last report. This list will be available at the Commission meeting.
5. **Lead Paint Certifications**

We have issued 134 lead paint certifications since the last report. This list will be available at the Commission meeting.
6. **Underground Storage Tanks (UST) Certifications**

We have issued 4 certifications to those who install, alter, or remove underground storage tanks since the last report. This list will be available at the Commission meeting.
7. **Wastewater Operator Certifications**

We have issued 54 wastewater operator certifications since the last report. This list will be available at the Commission meeting.
8. **Emergency Clean-Up Expenses**

We have 3 emergency expenditures since the last report. See **Attachment 1** at the end of this agenda.
9. **Administrative Orders**

We have issued 11 Agreed Orders and 1 Amended Order since the last report, and they should be added to the minutes. The staff will highlight any orders that we think are especially noteworthy. See **Attachment 2** at the end of this agenda.
10. **Other Business**
11. **Commission to set the date of the December, 2022, Commission Meeting**
12. **Adjournment**

EMERGENCY CLEAN-UP EXPENSES

To: E3

Amount: \$2,223.75

Date of Response: 02/28/2022

For: Costs associated with providing supervision, labor, equipment, and materials to respond to and perform air monitoring services for an unknown gas odor in Hinds County.

To: E3

Amount: \$385.00

Date of Response: 12/27/2021

For: Costs associated with providing supervision, labor, equipment, and materials to respond to and clean up an unknown chemical spill found in a ditch in Greene County.

To: E3

Amount: \$4,158.80

Date of Response: 02/12/2022

For: Costs associated with providing supervision, labor, equipment, and materials to respond to and clean up a diesel spill in Harrison County.

ADMINISTRATIVE ORDERS

	<u>Respondent</u>	<u>Order No.</u>	<u>Summary</u>
1	Tronox LLC Monroe Co., MS	Order No. 7203 22 Respondent agrees to pay MDEQ a penalty in the amount of \$65,000.00 within forty-five (45) days of this Agreed Order.	Respondent was in violation of Title V Permit No. 1840-00035.
2	Macland Disposal Center, Inc. Jackson Co., MS	Order No. 7204 22 Respondent agrees to pay MDEQ a penalty in the amount of \$14,000.00 within forty-five (45) days of this Agreed Order.	Respondent was in violation of the following regarding Solid Waste Management Permit No. SW03001B0409: Failure to cover all exposed wastes with at least six (6) inches of earthen material at the end of each operating day; Failure to comply with Condition E.33 of the Permit which states "Surface water contaminated by contact with solid wastes and surface leachate flowing from filled areas of the landfill shall be collected and managed as leachate. Surface leachate and contaminated surface water shall not be allowed to flow offsite of the landfill property."
3	Garan Industries BFA Site Castle Starkville, LLC Triangle Crossings, LLC Oktribbeha Co., MS	Order No. 7206 22 Completion Order for BFA #7064-20	Triangle Crossings, LLC has completed the Brownfield Agreement and was approved of No Further Action by the Commission and Executive Director.
4	Cooley Center, LLC Mississippi State University Oktribbeha Co., MS	Order No. 7207 22 Completion Order for BFA #6394-14	Cooley Center, LLC and Mississippi State University completed the Brownfield Agreement and was approved of No Further Action by the Commission and the Executive Director.
5	City of Louisville Winston Co., MS	Order No. 7208 22 Respondent agrees to pay MDEQ a penalty in the amount of \$17,662.50. Respondent shall pay this penalty to MDEQ in two installments. The first installment of \$8,831.25 shall be due within forty-five (45) days and the second installment of \$8,831.25 shall be due within ninety (90) days.	Respondent was in violation of the following regarding Solid Waste Management Permit No. SW08001B0397: Failure to cover all exposed wastes with at least six (6) inches of earthen material at the end of each operating day; Failure to promptly correct leachate outbreaks; Failure to collect and dispose as leachate all surface water contaminated by contact with solid waste and surface leachate flowing from filled areas of the landfill.

6	Anthony Culbertson Rankin Co., MS	Order No. 7209 22 Respondent has created an unauthorized waste tire collection site and unauthorized dump in the vicinity of Choctaw Circle, Vicksburg, Mississippi in violation of Miss. Code Ann. §17-17-405(2) (Rev. 2012) and Miss. Code Ann. §17-17-17 (Rev. 2012).	If Respondent is successful in obtaining lawful access to the property, the Respondent shall immediately begin the removal of waste tires from the property. All waste tires shall be removed from the property within 30 days after the issuance of this Order. All waste tires shall be transported to an authorized waste tire collection or processing facility in the State of Mississippi or an approved location outside the State of Mississippi, unless otherwise approved by MDEQ. If Respondent is successful in obtaining lawful access to the property, the Respondent shall reduce and control mosquitoes, rodents, and other vectors on site beginning immediately and continuing until the end of all cleanup operations. This shall include the elimination of standing water, the application of suitable pesticides, and/or trapping of vectors as needed.
7	FDF Management Company Quitman Co., MS	Order No. 7210 22 Respondent agrees to comply with special terms and conditions of permit/certificate listed in Section I-A & B of this Agreed Order	Respondent failed to comply with special terms and conditions of Groundwater Withdrawal Permits/Certificates of Coverage MS-GW-04652, MS-GW-04653, MS-GW-04654, MS-GW-04655, MS-GW-04656 and MS-GW-04657
8	MG 88 Memphis Distribution, LLC Desoto Co., MS	Order No. 7211 22 Respondent agrees to comply with the payment terms and conditions outlined in the Agreed Order	On August 26, 2022, Agreed Order 7211 22 was executed between the Commission and MG88 Memphis Distribution, LLC concerning Memphis Distribution Property located near 8690 Tulane Road, Southaven, in DeSoto County. The Order established the terms and conditions for the respondent entering into the Uncontrolled Site Voluntary Evaluation Program. This site is contaminated with diesel range organics.
9	Great River Utility Operating Company, LLC Rankin Co., MS	Order No. 7212 22 Respondent agrees to comply with special terms and conditions listed in Section 3 (A-F) of this Agreed Order.	Respondent is in the process of acquiring Reservoir East Subdivision, a wastewater treatment system subject to NPDES Permit No. MS0035327 and subsequently connecting it to a regional system.
10	Modification to the Pearl River County Solid Waste Management Plan	Order No. 7213 22	This order approves a modification of the Pearl River County Regional Solid Waste Management Plan for the inclusion of a proposed solid waste processing facility for medical waste and regulated APHIS wastes at the request of Americlean, LLC.

11	Indian Creek Landtrust LLC Rankin Co., MS	Order No. 7214 22 Respondent agrees to adhere to restrictions and obligations put forth in this Agreed Order concerning property associated with Exide Oxide Plant.	On September 07, 2022, Agreed Order 7214 22 was executed between the Commission and Indian Creek Landtrust LLC concerning a parcel associated with Exide Oxide Plant located near 305 Briarhill Road, Florence, in Rankin County. The Order set forth the requirements and obligations the respondent will have due to the lead and cadmium contamination at the site.
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Amended Orders

1	GRT Ripley Operations, LLC Tippah Co., MS	Amended Agreed Order No. 5326 07 Respondent agrees to accept the restrictions and obligations put forth in the Agreed Order	On July 26, 2022, Agreed Order No 5326 07 was amended to reflect GRT Ripley Operations LLC as the respondent concerning the Former Biltrite Site located in Tippah Co. This site is contaminated with diesel range organics.
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