

# MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

Thursday, February 22, 2024  
9:00 A.M.  
Room 104A  
515 East Amite Street  
Jackson, Mississippi 39201

## AGENDA

1. **Call to Order - Chair**
2. **Approval of the January 25, 2024, Commission Meeting Minutes**
3. **FY2025 Title V Fee Recommendation – Approval to Finalize Fee Recommendation**

The Air Division is requesting approval to finalize a FY 2025 Title V fee recommendation after completing an associated public notice period and public hearing.

4. **MDEQ Air Regulations (Chapters 2 and 5) – Approval to Finalize Revisions**

The Air Division is requesting approval to finalize proposed revisions to the MDEQ air regulations, specifically Chapter 2 and Chapter 5, after completing an associated public notice period and public hearing. The proposed revisions are to address various Federal rules that impact MDEQ's air regulations pertaining to permits associated with the construction and/or operation of air emissions equipment.

5. **Mississippi Commission on Environmental Quality v. City of Jackson Evidentiary Hearing**

MDEQ has cited the City of Jackson with the following four groups of violations: 1) failure to provide curbside collection of residential garbage from April 1 through April 18, 2023, which are violations of Miss. Code Ann. § 17-17-5, which requires that municipal governing bodies provide for the collection and disposal of residential garbage; 2) placement of waste in a location likely to cause pollution of waters of the state which are violations of Miss. Code Ann. § 49-17-29(2)(a); 3) placement of waste or other products or substances in a location where they are likely to cause pollution of the air which are violations of Miss. Code Ann. § 49-17-29(1)(a); and 4) failure to implement the City's approved solid waste management plan which is a violation of Miss. Code Ann. § 17-17-227. The Commission has been provided pre-filed testimony submitted by the parties pursuant to an Agreed Scheduling Order. Ellen O'Neal was designated as the Hearing Officer by the Commission in this matter at its meeting on December 13, 2023. Hearing Officer O'Neal will assist the Commission during the evidentiary hearing and will make rulings on evidentiary matters pursuant to Miss. Code Ann. § 49-17-33. The Commission will consider the assessment of penalties associated with the violations.

6. **Asbestos Certifications**

Staff has issued 96 asbestos certifications since the last report. This list will be available at the Commission meeting.

7. **Lead Paint Certifications**

Staff has issued 60 lead paint certifications since the last report. This list will be available at the Commission meeting.

8. **Underground Storage Tanks (UST) Certifications**

Staff has issued 2 new and 7 renewed certifications to those who install, alter, or remove underground storage tanks since the last report. This list will be available at the Commission meeting.

**9. Administrative Orders**

Staff has issued 2 agreed Orders 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 1** at the end of this agenda.

**10. Other Business**

**11. Confirmation of the March 28, 2024, Commission Meeting**

**12. Adjournment**

ADMINISTRATIVE ORDERS

|   | <u>Respondent</u>                                                               | <u>Order No.</u>                                                                                                                                                                                                                                     | <u>Summary</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|---|---------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Conditional Approval of the<br>Lauderdale County Solid Waste<br>Management Plan | <b>Order No. 7303 24</b><br>.                                                                                                                                                                                                                        | This order conditionally<br>approves a comprehensively<br>updated version of the<br>Lauderdale County Solid<br>Waste Management Plan as<br>proposed by the Lauderdale<br>County Board of Supervisors<br>and the municipalities of<br>Meridian and Marion. The<br>updated version of the plan<br>describes the provisions and<br>services for managing solid<br>wastes in the County for the 20<br>year planning period as<br>required by State Law. The<br>Order additionally provides the<br>County 120 days to address<br>certain deficiencies pertaining<br>to the proposed inclusion of 4<br>new/expanding solid waste<br>management facilities. |
| 2 | Hinds County                                                                    | <b>Order No. 7304 24</b><br>Respondent agreed to submit an<br>interim Storm Water Management<br>Program (SWMP) to MDEQ and<br>comply with this SWMP and the<br>General Permit issued on March<br>18, 2016 until MDEQ issues a<br>new General Permit. | Respondent was in violation of<br>Miss. Code Ann. § 49-17-<br>29(2)(b) for failing to obtain<br>coverage under the Small<br>Municipal Separate Storm<br>Sewer System (MS4) Storm<br>Water General NPDES Permit<br>that was issued on March 18,<br>2016.                                                                                                                                                                                                                                                                                                                                                                                              |