

**MINUTES OF THE MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD
HELD IN JACKSON, MISSISSIPPI, ON TUESDAY, MAY 14, 2024**

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, in Jackson, Mississippi, on May 14, 2024. David Dockery, Chair, called the meeting to order at 9:00 a.m. with the following members and designated representatives present:

David Dockery, Chair
 Doug Mann for Lynn Posey, Vice Chair
 Chris Hawkins for Kay Whittington
 Les Herrington
 David Snodgrass for Jess New
 Chris McDonald for Andy Gipson
 Jennifer Wittmann for Joe Spraggins

Roy Furrh, General Counsel for MDEQ, was present as legal counsel. On motion by Jennifer Wittmann and second by Doug Mann, the Permit Board voted to adopt and approve the minutes of the regular April meeting held on April 9, 2024.

Subsequently at the meeting, the Permit Board realized that the April 9, 2024, minutes incorrectly included the Report of Staff Permit Actions/Certifications since the April 9, 2024, meeting rather than the Report of Staff Permit Actions/Certifications since the March 12, 2024, meeting. Therefore, on a motion by Jennifer Wittman and second by Chris McDonald, the Permit Board voted to withdraw and rescind its prior approval of the minutes for its meeting on April 9, 2024. The April 9, 2024, Permit Board minutes will be considered at the Permit Board meeting on June 11, 2024

REPORT OF STAFF PERMIT ACTIONS/CERTIFICATIONS

Staff reported to the Permit Board that staff had acted on various permits since the April 9, 2024, Permit Board Meeting pursuant to the regulations delegating this authority to the Executive Director of the Mississippi Department of Environmental Quality and the Executive Director's delegation of this authority to the staff in accordance with those regulations. The Permit Board voted to note and record in its minutes the reports of permit actions and certifications by staff since the April 9, 2024, Permit Board Meeting. [Chair David Dockery abstained from voting on all Office of Geology permitting matters and Chris Hawkins abstained from voting on all Land and Water Resources permitting matters].

**REPORT OF PERMIT ACTIONS/CERTIFICATIONS SINCE THE 04/09/2024
MEETING
OFFICE OF POLLUTION CONTROL
ENVIRONMENTAL PERMITS DIVISION**

Air - Air-Construction Permit Transfer			
ID	Facility	County	Permit No.
52643	Peaceful Paws Inc, dba A Pets Memory Pet Funeral Home and Crematory	Harrison	1020-00193

Air - General Permit Coverage - Issuance			
ID	Facility	County	Permit No.
85772	Venture Oil and Gas Inc, Hartfield 7-12 Number 1 Tank Battery	Lamar	MSOPGP1440-00047

Air - Permit Revoke			
ID	Facility	County	Permit No.
838	Interfor US Inc, Bay Springs Division	Jasper	1300-00019

78660	Kloeckner Metals Corporation, Weld Shop	Winston	2980-00042
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Air - Synthetic Minor Operating Permit Modification			
ID	Facility	County	Permit No.
1065	Amick Farms LLC	Jones	1360-00027
5841	Cooperative Energy, a Mississippi electric cooperative, Bennedale Peaking Station	George	0840-00014
36011	Monroe Gas Storage Company LLC, Monroe Gas Storage Project	Monroe	1840-00083

Air - Synthetic Minor Operating Permit Transfer			
ID	Facility	County	Permit No.
68507	Phibro RCB LLC Facility has requested a transfer of ownership/name change from Delta Energy Natchez LLC to Phibro RCB LLC	Adams	0040-00059

Air - Title V Operating Permit Admin Modification			
ID	Facility	County	Permit No.
7419	JP Oil Company LLC, Lake Como Field Whiting Oil and Gas Corporation, Lake Como Field changing name to JP Oil Company, LLC, Lake Como Field	Jasper	1320-00017
36425	Patrick Industries dba Baymont Composite South Water Way Inc name changed to Patrick Industries dba Baymont Composite South	Tishomingo	2640-00057

Air - Title V Operating Permit Modification			
ID	Facility	County	Permit No.
1774	Masonite Corporation	Jones	1360-00028

Air - Title V Operating Permit Reissuance			
ID	Facility	County	Permit No.
7876	Hood Industries Inc, Waynesboro	Wayne	2840-00004
838	Interfor US Inc, Bay Springs Division	Jasper	1300-00019

Air - Title V Permit Minor Modification			
ID	Facility	County	Permit No.
1321	Mississippi Power Company, Plant Victor J Daniel	Jackson	1280-00090

Surface Water - Commercial - NPDES Permit - Minor Modification			
ID	Facility	County	Permit No.
16565	Ambassador Holdings LLC, Reservoir Ridge Mobile Home Park Permit is transferred from Linda Jean Holder to Ambassador Holding, LLC	Wayne	MS0057908
16616	Great River Utility Operating Company LLC, Grove Development, The Permit is being transferred from Culkin Utility Company aka Culkin Utility Co. to Great River Utility Operating, LLC	Warren	MS0057983

Surface Water - Commercial - NPDES Permit Reissuance			
ID	Facility	County	Permit No.
13956	Church of God The Bibleway Inc, Indian Springs Campground	Attala	MS0039918
14011	Friends of Children of Mississippi Inc, Riven Oaks Headstart Center	Humphreys	MS0042871
14183	Great River Utility Operating Company LLC, Fairways Subdivision	Warren	MS0048593
14425	Great River Utility Operating Company LLC, Twelve Oaks Estates Subdivision	Lafayette	MS0056146
14425	Great River Utility Operating Company LLC, Twelve Oaks Estates Subdivision	Lafayette	MS0056146
13723	Great River Utility Operating Company LLC, Woodland Acres Subdivision	Rankin	MS0030252
18985	Great River Utility Operating Company, LLC, Seneca Hills Subdivision	Jackson	MS0059854
14199	Memphis Communities LLC dba Buck Island MHC	Tunica	MS0049123
14199	Memphis Communities LLC dba Buck Island MHC	Tunica	MS0049123
13982	Mississippi Department of Wildlife Fisheries and Parks, Tishomingo State Park, Number 2	Tishomingo	MS0041858
13785	Oxford, City of, Thacker Heights Wastewater Treatment Lagoon	Lafayette	MS0032697
13632	Oxford, City of, Western Hills Wastewater Treatment Plant	Lafayette	MS0022829

13832	Perry County Schools, Runnelstown Attendance Center	Perry	MS0034495
13719	Prentiss County Schools, Thrasher High School	Prentiss	MS0030082
14153	Raworth and Harvel LLC, Country View Estates Mobile Home Park	Rankin	MS0047856
14000	Restoration Community Fellowship Church	Rankin	MS0042579
14445	T and D Construction Utility Company, Bridgewater Subdivision Phase Two	Jones	MS0056626

Surface Water - Commercial NPDES Permit - Revoke			
ID	Facility	County	Permit No.
13956	Church of God The Bibleway Inc, Indian Springs Campground	Attala	MS0039918
14183	Great River Utility Operating Company LLC, Fairways Subdivision	Warren	MS0048593
14425	Great River Utility Operating Company LLC, Twelve Oaks Estates Subdivision	Lafayette	MS0056146
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13723	Great River Utility Operating Company LLC, Woodland Acres Subdivision	Rankin	MS0030252
18985	Great River Utility Operating Company, LLC, Seneca Hills Subdivision	Jackson	MS0059854
14199	Memphis Communities LLC dba Buck Island MHC	Tunica	MS0049123
14199	Memphis Communities LLC dba Buck Island MHC	Tunica	MS0049123
13982	Mississippi Department of Wildlife Fisheries and Parks, Tishomingo State Park, Number 2	Tishomingo	MS0041858
13785	Oxford, City of, Thacker Heights Wastewater Treatment Lagoon	Lafayette	MS0032697
13632	Oxford, City of, Western Hills Wastewater Treatment Plant	Lafayette	MS0022829
13719	Prentiss County Schools, Thrasher High School	Prentiss	MS0030082
14153	Raworth and Harvel LLC, Country View Estates Mobile Home Park	Rankin	MS0047856
14000	Restoration Community Fellowship Church	Rankin	MS0042579
14445	T and D Construction Utility Company, Bridgewater Subdivision Phase Two	Jones	MS0056626

Surface Water - General Permit Coverage - Issuance			
ID	Facility	County	Permit No.
54305	ABB Installation Products Inc	Marshall	MSR002531
86137	Atmos Energy Corporation, Coley Road Project	Lee	MSR109244
86075	Cody Lorick, Poultry	Pontotoc	MSG202094
85863	Cooperative Energy, East Dixie Substation	Forrest	MSR109207
81873	Elliott Homes LLC, Hidden Trails	Harrison	MSR108743
86129	Entergy Corporation, Grenada Industrial Park Transmission Line	Grenada	MSR109241
1631	Georgia Pacific Monticello LLC	Lawrence	MSR109219
63928	Gloster Forest Products, LLC	Amite	MSR002529
74628	Ingomar Water Association, Ingomar Water System Improvements	Union	MSR109191
86083	Issac Goforth, Poultry No 2	Winston	MSR109232
86083	Issac Goforth, Poultry No 2	Winston	MSG202095
85595	Jackson County Utility Authority, Ocean Springs Water Improvements	Jackson	MSR109170
5616	Lifestyle Communities LLC, Worthington Estates Subdivision	Desoto	MSR109217
85857	MDOT, Harrison, 108634 301000	Harrison	MSR109206
76359	Madison County Economic Development Authority, Madison County Mega Site	Madison	MSR109253
86154	Manship Plaza, LLC, Flowood Food Mart	Rankin	MSR109249
86106	Marshall County Board of Supervisors, Project Poppy	Marshall	MSR109236
86006	Paccar Inc, Project Runway	Marshall	MSR109223
85510	Peoples Construction Company, Ditch Witch	Rankin	MSR109155
85882	Resort Properties, LLC, Roundabout RV Resort	Lafayette	MSR109211
15346	Rimes Magnolia Landfill LLC	Pike	MSR002530
17168	S and S Builders of MS, Inc, New Haven	Rankin	MSR109173
23135	Scottys Recycling and Salvage	Neshoba	MSR002532
86386	Southern Natural Gas Company LLC, SNG 4 and 1 Bay Springs and Enterprise PT	Clarke	MSG130643
85995	Tennessee Gas Pipeline Company LLC, TGP PT 500-1 MLV5 532-1 to CS534 Project	Pearl River	MSG130640
86325	Texas Gas Transmission, LLC, Hydrostatic Test Discharge PN 14567	Desoto	MSG130642

5117	Transcontinental Gas Pipe Line Company LLC, Compressor Station 80	Jones	MSG130641
85537	University of Southern Mississippi, Innovation and Commercialization Park project	Forrest	MSR109161
25613	W L Burle Engineers PA, Nails Exxon	Montgomery	MSG120283

Surface Water - General Permit Coverage - Minor Modification			
ID	Facility	County	Permit No.
5800	Delta Industries Inc, Leakesville Plant Change of ownership and name change from Southern Ready Mix LLC, Leakesville Plant owned by Southern Ready Mix LLC to Delta Industries Inc., Leakesville Plant owned by Delta Industries, Inc.	Greene	MSG110160
82308	Delta Industries Inc, Vancleave Plant Change of ownership and name change from Southern Ready Mix Vancleave Plant owned by Southern Ready Mix, LLC to Delta Industries Inc, Vancleave Plant owned by Delta Industries, Inc.	Jackson	MSG110345
7260	Kim Tran Farm LLC Modification is for a name change and transfer of ownership of this facility. Previous name/owner - Kirby Nazary Poultry. New name/owner - Kim Tran Farm LLC (Hanh Tran).	Leake	MSG201089
75378	Koppers Inc Mathiston Pole Drying Facility Transfer of ownership from L and D Real Estate LLC to Koppers Inc.	Choctaw	MSR002380
3229	Linda Nghia Farm LLC Modification is for the name change and transfer of ownership of this facility. Previous name/owner - Tracy Arinder Jr. Poultry. New name/owner - Linda Nghia Farm LLC (Nghia Chung).	Scott	MSG201631
68507	Phibro RCB LLC Name change from Delta Energy Natchez LLC to Phibro RCB LLC.	Adams	MSR002328

Surface Water - General Permit Coverage - Modification			
ID	Facility	County	Permit No.
7573	APAC Mississippi Inc, Greenville Asphalt Plant	Washington	MSR700052
18871	Charles Keith Evans, Poultry	Newton	MSG201445
84693	Chickasaw Marshall Investments, LLC, Chickasaw Business Center	Marshall	MSR109073
84739	DR Horton, Inc, Jackson Division, Copper Creek	Hinds	MSR109060
23387	MDOT, Rankin, 104422 702000	Rankin	MSR107999
73666	MMC Materials Inc, Ragsdale Road	Madison	MSG110339
6219	Marietta Dry Kiln, LLC	Itawamba	MSR002387
2014	Southeastern Timber Products LLC, Ackerman Plant	Choctaw	MSR107471
24100	Standard Construction Company Inc, Nichols Mine	Marshall	MSR322789
73009	Thornberry	Madison	MSR107605
73009	Thornberry	Madison	MSR107605

Surface Water - General Permit Coverage - Reissuance			
ID	Facility	County	Permit No.
66162	4 J Poultry LLC	Amite	MSG201781
17262	Blake Trigg, Poultry	Wayne	MSG200049
67716	Carolyn Bolivar, Poultry	Covington	MSG201819
49596	Charles Keith Evans, Poultry Farm 2	Scott	MSG200886
23693	J W Farms LLC	Winston	MSG200287
1335	Jeffery Smith, Poultry Farm Number 1	Wayne	MSG200194
24209	Jeffery Smith, Poultry Farm Number 2	Wayne	MSG200201
18064	M and T Farm LLC	Neshoba	MSG201652

**REPORT OF PERMIT ACTIONS / CERTIFICATIONS SINCE THE 04/09/24 MEETING
OFFICE OF GEOLOGY – MINING AND RECLAMATION DIVISION**

Permit(s) Reissued			
ID	Facility	County	Permit No.
6702	Hammett Gravel Company Inc, McGlone Pit	Yazoo	P04-010
1592	Newell Sand and Gravel Company, Newell Sand and Gravel Mine	Harrison	P94-035A

**OFFICE OF LAND AND WATER RESOURCES
REPORT OF PERMIT ACTIONS/CERTIFICATIONS SINCE THE 04/09/24
PERMIT BOARD MEETING**

OLWR REPORT

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

Mining and Reclamation Division

Surface Mining Permit Bond Releases

After presentation by James Matheny, Director of the Mining and Reclamation Division, Office of Geology, MDEQ, on motion by Les Herrington and second by Chris McDonald, the Permit Board voted to approve the following presented surface mining permit bond releases (David Dockery abstained):

Charis Unlimited, Inc	Rankin County	P20-001	Initial 90%
Crosstown Farms, LLC	Madison County	P15-002	Additional 5%
Key, LLC	Copiah County	P18-002	Initial 30%
Perk Sand And Gravel, LLC	Stone County	P93-018T	Initial 50%

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

ENVIRONMENTAL PERMITS DIVISION

401/Stormwater Branch

Gulf Coast Development & Design, LLC

Swan Landing Estates Subdivision

Harrison County, Mississippi

MSR109175

Carrie Barefoot, Branch Manager of the 401 Water Quality Certification and Stormwater Branch in the Environmental Permits Division of MDEQ, presented this matter for the Permit Board's consideration. This was a request for coverage under the Large Construction Stormwater General Permit by Gulf Coast Development & Design, LLC for the construction of a new single-family residential subdivision to be known as Swan Landing Estates Subdivision. The project is proposed to be located on the south side of South Swan Road, immediately south of the intersection with Hatten Lane in the City of Gulfport, Harrison County and is situated on a 79.86 acre parcel.

Gulf Coast Development & Design submitted a Large Construction Notice of Intent and an associated Stormwater Pollution Prevention Plan on January 4, 2024. The initial application described a total of 23 acres of disturbance on the 80-acre parcel. MDEQ reviewed this application and provided comments to the applicant. The applicant submitted an updated Notice of Intent and Stormwater Pollution Prevention Plan, along with other submitted documents on February 7, 2024. This revision described a total of 31.5 acres of disturbance on the 80-acre parcel. As a result of site layout changes approved by the Gulfport Planning Commission on April 25th, a third revised Notice of Intent and Stormwater Pollution Prevention Plan was provided on April 26th. The final revision described the proposed project to include the construction of an 84-lot single-family residential subdivision with a total ground disturbance of 39.97 acres of the 80-acre parcel. The proposed project will include clearing, grubbing and grading and the construction of all infrastructure such as roads, water, sewer, and drainage.

The 80-acre parcel contains approximately 30 acres of low-quality pine savannah wetlands. The proposed project will result in the permanent impact to 0.476 acres of wetlands for the construction of access roads and temporary impact to 0.116 acres of low-quality wetlands for trenching sewer and utility lines. Gulf Coast Development & Design has obtained authorization for these impacts under the U.S. Army Corps of Engineers' Nationwide Permit 29 for Residential Subdivisions. The remaining wetlands onsite will be avoided. Some of the structural stormwater best management practices proposed to be used during construction include use of five sediment basins equipped with skimmers, straw wattle check dams, inlet protection, construction exit, and silt fencing. Where feasible, the applicant proposed a 50-foot undisturbed natural buffer between areas of disturbance and wetland areas. In areas where the 50-foot undisturbed natural buffer is not achievable, the applicant submitted the plan with additional erosion and sediment controls such as double-row wire backed silt fencing. Ms. Barefoot mentioned the Stormwater Pollution Prevention Plan (SWPPP) was reviewed and deemed complete and meets the minimum requirements in addressing stormwater discharges from the project site.

Prior to receipt of the Large Construction Stormwater Notice of Intent and SWPPP and throughout the permitting process, MDEQ received comments of concern about the proposed project. MDEQ considered these public comments and requested the applicant provide additional information to address these concerns. Ms. Barefoot indicated MDEQ staff reviewed the comments and information provided by the applicant, as it pertained to stormwater and water quality, and feel that the concerns have been adequately addressed.

Ms. Barefoot mentioned Permit Board members received detailed information on this project for review prior to the meeting. MDEQ staff provided the permit board with copies of the Large Construction Notice of Intent and the Storm Water Pollution Prevention Plan with the erosion control drawings, the Nationwide Permit 29 authorization from the U.S. Army Corps of Engineers, and a copy of all public comments received. Additionally, staff provided copies of the Permit Board notification letters that were provided to those who commented on the project including the April 23, 2024, the Permit Board notification letter where MDEQ staff notified the public commenters of the proposed project. The letter

incorrectly presented the applicants initial total amount of ground disturbance of 23 acres rather than the revised amount of total disturbance that was provided in the 2nd revision of 31.5 acres. A follow up email was provided clarifying the matter and corrected the total amount of ground disturbance of 39.9 acres. The information the Permit Board received reflects the most recent versions of the applications and plans proposed by Gulf Coast Development & Design for the construction of Swan Landing Estates Subdivision.

Ms. Barefoot indicated MDEQ has reviewed the Large Construction Stormwater Notice of Intent and associated Stormwater Pollution Prevention Plan and based on that review, MDEQ believes that the plan includes the necessary components required by the Large Construction Stormwater General Permit, state law, and federal regulations.

Andy Phelan with Phelan Engineering spoke in favor of the project and on behalf of Gulf Coast Development & Design. Permit Board member Doug Mann questioned Mr. Phelan. Joe Moffett, Linda Goforth and Jerry Goforth spoke in opposition of the project. Andy Phelan and Kenneth Jones with Gulf Coast Development & Design responded to the objectors' comments. Ms. Goforth, Mr. Moffett and Mr. Goforth responded to the comments provided by Mr. Phelan and Mr. Jones. Permit Board members David Dockery, David Snodgrass, Jennifer Wittmann, Les Herrington and Doug Mann and Roy Furrh-General Counsel of MDEQ-asked follow-up questions. Thereafter, on motion by Doug Mann and second by Les Herrington, the Permit Board voted to issue Coverage No. MSR109175 under the Large Construction Stormwater General Permit to Gulf Coast Development & Design, LLC for the Swan Landing Estates Subdivision in Gulfport, Harrison County.

OTHER BUSINESS

Roy Furrh, General Counsel of MDEQ, indicated Permit Board Officer elections would be held at the June Permit Board Meeting. He also mentioned at the June meeting the Permit Board would consider minutes for both the April 9, 2024, and May 11, 2024, Permit Board meetings.

On motion by Doug Mann and second by David Snodgrass, the Permit Board voted to allow neckties to be optional for Permit Board members during the coming warmer months.

CONFIRMATION OF THE NEXT REGULAR PERMIT BOARD MEETING

Chair David Dockery confirmed the next Regular Meeting will be held on Tuesday, June 11, 2024.

MEETING ADJOURNED

On motion by Les Herrington and second by Doug Mann, the Permit Board voted to adjourn the meeting.

There being no further business to come before the Permit Board, Chair David Dockery adjourned the meeting.

DATED at Jackson, Mississippi, this the 14th day of May 2024.



CHRIS WELLS
EXECUTIVE DIRECTOR



DAVID DOCKERY
PERMIT BOARD CHAIR