

**MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY**

**Thursday, June 27, 2024  
9:00 A.M.  
Room 104A  
515 East Amite Street  
Jackson, Mississippi 39201**

**AGENDA**

- 1. Call to Order - Chair**
- 2. Approval of the April 25, 2024, Commission Meeting Minutes**
- 3. MDEQ Air Regulations (Chapter 6) – Approval to Finalize Revisions**

The Air Division is seeking approval for the adoption of proposed amendments to 11 Mississippi Administrative Code, Part 2, Chapter 6, “Air Emissions Operating Permit Regulations for Purposes of Title V of the Federal Clean Air Act”. The proposed amendments are to address various finalized miscellaneous changes.

- 4. Election of Officers for Fiscal Year 2025 (July 2024-June 2025)**

- 5. Asbestos Certifications**

Staff has issued 330 asbestos certifications since the last report. This list will be available at the Commission meeting.

- 6. Lead Paint Certifications**

Staff has issued 89 lead paint certifications since the last report. This list will be available at the Commission meeting.

- 7. Underground Storage Tanks (UST) Certifications**

Staff has issued 10 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.

- 8. MDEQ Business for Reporting Purposes Only**

We have 1 business matter that is for reporting purposes only, requiring no action by the Commission. See **Attachment 1** at the end of this agenda.

- 9. Administrative Orders**

Staff has issued 10 Administrative Orders and 2 Amended 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 2** at the end of this agenda.

- 10. Other Business**

- 11. Confirmation of the July 25, 2024, Commission Meeting**

- 12. Adjournment**

**MDEQ BUSINESS FOR REPORTING PURPOSES ONLY**

**1. Environmental Covenant for Monomoy BTS Corporation**

Pursuant to the Commission's delegation regulations (11 Miss. Admin. Code Pt. 1, R.1.1.Y.), the Executive Director of MDEQ approved the Environmental Covenants between the Commission and Monomoy BTS Corporation regarding the remediation of property located 2611 South Liberty Street in Canton, Madison County, MS. Monomoy BTS Corporation purchased the site which was formerly used for agricultural purposes including mixing pesticides. Environmental Site Assessments have revealed a release of pesticides impacting soils at concentrations in excess of Target Remediation Goals (TRGs). Therefore, remediation of the site is necessary. Staff of MDEQ has evaluated the proposed Environmental Covenant and believes that, with the conditions and restrictions contained within; the site will be in compliance with applicable State laws and standards and will be protective of the public health and the environment. This agenda item is for reporting purposes only.

ADMINISTRATIVE ORDERS

	<u>Respondent</u>	<u>Order No.</u>	<u>Summary</u>
1	Dees Oil Company	<b>Order No. 7321 24</b> Respondent agrees to pay MDEQ a penalty in the amount of \$7,000 within thirty (30) days of this Agreed Order.	Respondent owns/operates several UST's in Mississippi. Facilities are listed in Section I and violations are listed in Section 2 of this Agreed Order.
2	Carol Mize (owner) Dees Oil Company (operator)	<b>Order No. 7322 24</b> Respondent agrees to pay MDEQ a penalty in the amount of \$12,500 within thirty (30) days of this Agreed Order.	Respondent owns/operates several UST's in Mississippi. Facility is listed in Section I and violations are listed in Section 2 of this Agreed Order.
3	Natureplex Desoto Co., MS	<b>Order No. 7323 24</b> Respondent agreed to pay MDEQ a penalty in the amount of \$15,750.00. Additionally, Respondent agreed to complete construction of a project to relocate its sampling location to comply with Condition No. L-1 of the Permit by no later than December 31, 2024.	Respondent was in violation of Miss. Code Ann. § 49-17-29 (2)(b) for discharging wastewater without an active permit. Additionally, Respondent violated various conditions of its Pretreatment Permit prior to its expiration. The violations are summarized in Section 1 of the Agreed Order.
4	In the Matter of Adoption of Amendments to 11 Miss. Admin. Code Pt. 6 Ch. 9, entitled "Mississippi 2024 Section 303(d) List of Impaired Water Bodies"	<b>Order No. 7324 24</b>	The Commission adopted amendments to Title 11 of the Mississippi Administrative Code, Part 6, Chapter 9, entitled "Mississippi 2024 Section 303(d) List of Impaired Water Bodies"
5	Drexel Chemical Company Tunica, Co.	<b>Order No. 7325 24</b> Respondent agreed to pay MDEQ a penalty in the amount of \$23,750.00.	Respondent was in violation of the discharge limitations and Condition Nos. M-2, T-25, and T-26 of NPDES Permit No. MS0037621 at its facility in Tunica, MS. The violations are summarized in Section 1 of the Agreed Order.
6	Mr. Graham Coats Lauderdale Co., MS	<b>Order No. 7326 24</b> Respondent agrees to comply with the requirements/obligations listed under Section #2 of this Agreed Consent Order.	This Agreed Consent Order approves the initiation of the clean-up of an unauthorized waste tire stockpile on the properties located at 2631 A Street and 976 Bonita Drive, Meridian, MS.
7	Saia Motor Freight Line LLC Lee Co., MS	<b>Order No. 7327 24</b> Respondent agrees to pay MDEQ a penalty in the amount of \$2,000 within thirty (30) days of this Agreed Order.	Respondent owns/operates UST's at 2662 McCullough Boulevard Belden, MS 38826. Respondent failed to provide adequate release detection method/records for a UST system {280.40 - 280.45}. Respondent failed to meet UST system overflow prevention requirements {280.20 (d)}.

<b>8</b>	Harrison County, MS Solid Waste Management Plan	<b>Order No. 7328 24</b>	Modification to the Harrison County Solid Waste Management Plan for the expansion of the Hurricane Creek Class I Rubbish Facility
<b>9</b>	Lawrence County, MS Solid Waste Management Plan	<b>Order No. 7329 24</b>	Modification to the Lawrence County Solid Waste Management Plan for the Expansion of the County Class I Rubbish Facility
<b>10</b>	Pelahatchie POTW, West Rankin Co., MS	<b>Order No. 7330 24</b> Respondent agreed to relocate its discharge from the facility directly to Pelahatchie Creek by September 30, 2026. The Agreed Order establishes interim discharge limitations until this project has been completed.	Respondent was in violation of the discharge limitations required by NPDES Permit No. MS0021008 during the 2020, 2021, 2022, and 2023 monitoring periods.

### Amended Agreed Orders

1	Solid Waste Management Plan Lauderdale Co., MS	Amended Administrative Order No. <b>7303 24</b>	This amendment extends the deadlines for certain submittal actions contained in the original Order.
2	Acerts, Inc. Noreen Kahn Bill Kahn Hanson Kahn Matier Kahn South Lake, TX	Amended Ex Parte Order No. <b>7316 24</b>	This Order was initially executed March 15, 2024 to Dr. Mayier Kahn for violation of both Federal and State regulations pertaining to the overall management of asbestos-containing material in Hinds County. Since that time, MDEQ has discovered that Dr. Kahn died on April 18, 2024. This Order has been amended to include the original corporation (“Acerts, Inc.”) as well as the current owners and/or officers of the corporation as the new Respondents for the outlined violations.