

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

Thursday, August 26, 2021
9:00 A.M.
Room 104A
515 East Amite Street
Jackson, Mississippi 39201

Telephonic Meeting

AGENDA

1. **Call to Order - Chair**
2. **Approval of the June 24, 2021, Commission Meeting Minutes**
3. **Commission Approval of Brownfield Agreement Termination - Reda, LLC – Columbus, MS**

The staff recommends that the Commission approve the Brownfield Agreement between the Commission and REDA, LLC. The Commission approved Brownfield Agreement Order No. 7131 21 in June 2021 between the Commission and REDA, LLC for remediation of the Supersonic Car Wash located in Columbus, Mississippi. The original brownfield agreement required institutional controls in the form of an Environmental Covenant due to the presence of chlorinated solvents in groundwater at the site. MDEQ believes this contamination is from an adjacent dry-cleaning facility. The filing of the Environmental Covenant has met the requirements of the MDEQ-approved Corrective Action Plan, dated April 1, 2021. REDA, LLC has requested the Commission to make a determination as to the completion of the Brownfield Agreement. The staff recommends the completion of the Brownfield Agreement. The staff of MDEQ has evaluated the Brownfield Agreement completion and believes that with the conditions and restrictions contained within the Environmental Covenant required in Brownfield Agreement Order No. 7131 21 and the adequate completion of the soil excavation activities, the Site will be in compliance with applicable State and Federal laws and standards and will be protective of the public health and the environment.

4. **Election of Officers for Fiscal Year 2022 (July 2021-June 2022)**

5. **Asbestos Certifications**

We have issued 257 asbestos certifications since the last report. This list will be available at the Commission meeting.

6. **Lead Paint Certifications**

We have issued 87 lead paint certifications since the last report. This list will be available at the Commission meeting.

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

We have issued 6 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. **Wastewater Operator Certifications**

We have issued 49 wastewater operator certifications since the last report. This list will be available at the Commission meeting.

9. **MDEQ Business for Reporting Purposes Only**

We have 2 business matters that are for reporting purposes only, requiring no action by the Commission. See **Attachment 1** at the end of this agenda.

10. **Emergency Clean-Up Expenses**

We have 3 emergency expenditures since the last report. See **Attachment 2** at the end of this

agenda.

11. Administrative Orders

We have issued 16 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 3** at the end of this agenda.

12. Other Business

13. Confirmation of the September 23, 2021, Commission Meeting

14. Adjournment

MDEQ BUSINESS FOR REPORTING PURPOSES ONLY

1. Environmental Covenant for Haliburton Energy Services, Inc– Claiborne Road

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 Covenant between the Commission and Haliburton Energy Services, INC. regarding the remediation of property located at 181 Claiborne Road, Sandersville, Jones County, Mississippi. Haliburton Energy Services, INC. operated the site as an oil field services facility. Environmental Site Assessments have revealed presence of petroleum contamination impacting soil and groundwater at concentrations in excess of Target Remediation Goals (TRGs). Therefore, remediation of the site is necessary. The 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, requiring no action by the Commission.

2. Environmental Covenants for Comet Street, LLC

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 Comet Street, LLC regarding the remediation of two contiguous properties associated with the former Southland Oil refinery in Crupp, Yazoo County, Mississippi. These properties are known as the Process Area and the Asphalt Area, the latter due to an asphalt impoundment on site. Environmental Site Assessments having revealed presence of petroleum contamination impacting soil and groundwater at concentrations in excess of Target Remediation Goals (TRGs). Therefore, remediation of the site is necessary. The staff of MDEQ has evaluated the proposed Environmental Covenants and believes that, with the conditions and restrictions contained within; the site and properties 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, requiring no action by the Commission.

EMERGENCY CLEAN-UP EXPENSES

To: E3
Amount: \$1,416.33 **Date of Response:** 06/26/2021
For: Costs associated with providing supervision, labor, equipment and materials to respond to and clean up orphan buckets in Stone County.

To: E3
Amount: \$177,550.09 **Date of Response:** 04/16/2021
For: Costs associated with providing supervision, labor, equipment and materials to respond to and help with a failing dam in Stone County.

To: E3
Amount: \$12,978.19 **Date of Response:** 06/21/2021
For: Costs associated with providing supervision, labor, equipment and materials to respond to and clean up abandoned oil in Warren County.

ADMINISTRATIVE ORDERS

	<u>Respondent</u>	<u>Order No.</u>	<u>Summary</u>
1	Hunt Southland Refining Company, LLC Warren Co., MS	Order No. 7129 21 Respondent agrees to pay MDEQ a penalty in the amount of \$45,000.00 within forty-five (45) days of this Agreed Order.	<i>Respondent was in violation of Title V Permit No. 2780-00059.</i>
2	Matter of the Adoption of Title 11 of the Mississippi Administrative Code, Part 7, Chapter 4, Entitled "Dam Safety Grant Program Regulations"	Order No. 7130 21	This order confirms the adoption of MDEQ's proposed "Dam Safety Grant Program Regulations".
3	REDA, LLC Lowndes Co., MS	Order No. 7131 21	Respondent has interest in a tract of land located in Columbus, MS. The site is contaminated with chlorinated solvents in the soil and water on site, and, therefore, remediation of the Site is necessary.
4	City of Flowood Rankin Co., MS	Order No. 7132 21 Respondent agrees to pay MDEQ a penalty in the amount \$39,030.00. Respondent shall pay \$1,000.00 of this penalty within forty-five (45) days of this Agreed Order. \$38,030.00 of the \$39,030.00 shall be held in abeyance by Complainant pending Respondent's compliance with Section 3 of this Agreed Order.	Respondent was in violation of Mississippi's Small Municipal Separate Storm Sewer System (MS4) Storm Water General NPDES Permit, subject to coverage No. MSRMS4028
5	Garan Industries BFA Site Castle Starkville, LLC Triangle Crossings, LLC Oktibbeha Co., MS	Order No. 7133 21	This order approves the transfer of the ownership of property, including the Site and the financial, managerial, and technical obligations from Castle Starkville, LLC to Triangle Crossings, LLC.
6	Modification to the Three Rivers Regional Solid Waste Management Plan Monroe Co., MS	Order No. 7134 21	This order approves the Authority's modification to recognize an expansion of the class I rubbish site owned and operated by Monroe County (County) in order to meet the continued disposal needs of the County. This expansion will allow the development of an additional 30 acres thereby increasing the total disposal acreage to an area not to exceed 61 acres.
7	Ever-Compounds, LLC Desoto Co., MS	Order No. 7135 21 Respondent agrees to pay MDEQ a penalty in the amount of \$45,000.00 within forty-five (45) days of this Agreed Order.	Respondent was in violation of Air-Construction Permit and Air-Synthetic Minor Operating Permit No. 0680-00114.

8	Adoption of the Water Pollution Control Revolving Loan Fund Program Final FY 2021 Intended Use Plan	Order No. 7136 21	This order confirms the Adoption of the Water Pollution Control Revolving Loan Fund Program Final FY 2021 Intended Use Program, which will supersede and replace the previous, and now expired, Final FY 2020 Intended Use Plan, codified at 11 Miss. Admin. Code Part 6, Chapter 8.
9	Matter of the Adoption of Amendments to Title 11 of the Mississippi Administrative Code, Part 6, Chapter 2, Entitled "Surface Water Quality Criteria for Intrastate, Interstate, and Coastal Waters"	Order No. 7137 21	This order confirms the adoption of the proposed amendments for MDEQ's "Surface Water Quality Criteria for Intrastate, Interstate, and Coastal Waters"
10	IDI Logistics Services Group, LLC Marshall Co., MS	Order No. 7138 21 Respondent agrees to pay MDEQ a penalty in the amount of \$35,200.00 within forty-five (45) days of this Agreed Order.	Respondent was in violation of Mississippi's Large Construction Storm Water General Permit No. MSR108038.
11	Waste Pro of Mississippi, Inc. Jackson Co., MS	Order No. 7139 21 Respondent agrees to pay MDEQ a penalty in the amount of \$2,500.00 within forty-five (45) days of this Agreed Order.	Respondent failed to obtain re-coverage under the Industrial Storm Water General Permit for Industrial Activities.
12	Prime Developers Inc. Lauderdale Co., MS	Order No. 7140 21 Respondent agrees to pay MDEQ a penalty in the amount of \$2,500.00 within forty-five (45) days of this Agreed Order. Respondent also agrees to comply with all terms and conditions listed under Section #2 of this Agreed Order.	Respondent was in violation of MS. Code Ann. §49-17-29(2b) regarding waters of the state.
13	City of Fulton Itawamba Co., MS	Order No. 7141 21 Respondent agrees to pay MDEQ a penalty in the amount of \$4,000.00 within forty-five (45) days of this Agreed Order.	Respondent failed to submit the 2020 annual report for the City of Fulton Class II Rubbish Landfill in a timely manner.
14	Leaf River Cellulose, LLC Perry Co., MS	Order No. 7142 21 Respondent agrees to pay MDEQ a penalty in the amount of \$200,000.00 within forty-five (45) days of this Agreed Order	Violations to Baseline Storm Water General NPDES Permit Coverage No. MSR110118, NPDES Permit No. MS0031704, Title V Operating Permit No. 2200-00005, Class II Rubbish Site General Permit Certificate No. R2-058, and additional state and federal regulations are listed in Section I of this Agreed Order.

15	Hunt Southland Refining Company LLC Jones Co., MS	Order No. 7143 21 Respondent agrees to pay MDEQ a penalty in the amount of \$52,500.00 within forty-five (45) days of this Agreed Order Respondent also agrees to comply with all terms and conditions listed under Section #2 of this Agreed Order.	Respondent was in violation of NPDES Permit Number MS0001686. Violations are listed under Section #1 of this Agreed Order.
16	City of Meridian Lauderdale Co., MS	Order No. 7144 21 Respondent agrees to pay MDEQ a penalty in the amount of \$5,625.00 within forty-five (45) days of this Agreed Order	Respondent was in violation of NPDES MS0020117. Violations are listed under Section #1 of this Agreed Order. Respondent also agrees to comply with all terms and conditions listed under Section #2 of this Agreed Order.

Amended Order

1	City of Waynesboro Wayne Co., MS	Amended Agreed Order No. 6986 19	Respondent agrees to comply with the requirements listed under Section #1 of this Agreed Order Amendment.
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