

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

Thursday, October 24, 2024
9:00 A.M.
Room 104A
515 East Amite Street
Jackson, Mississippi 39201

AGENDA

1. **Call to Order - Chair**
2. **Approval of September 26, 2024, Commission Meeting Minutes**
3. **Commission Approval of Brownfield Agreement**

The staff recommends that the Commission approve the Brownfield Agreement between the Commission and McIngvale Square, LLC regarding the remediation of brownfield property located at 820 McIngvale Road, Hernando, Desoto County, Mississippi. The administrative record for this environmental response project is referred to as the McIngvale Square site. The proposed site currently operates as a golf course maintenance facility. Soil-vapor sampling indicated the presence of volatile organic compounds (VOCs) in soils. Contaminants 1,2-dichloroethane and 1,4-dioxane were detected at concentrations greater than the Environmental Protection Agency Vapor Intrusion Screening Levels, which is a potential risk for vapor intrusion. Therefore, remediation of the Brownfield Agreement Site is necessary. McIngvale Square, LLC, has proposed installing a vapor intrusion barrier and passive sub-slab vapor venting system during construction of a new 8,000 square foot structure on the property. The proposed future land use of the site will be mixed-use, single-story structures, and parking. The staff of the MDEQ has evaluated the Brownfield Agreement and believes that, with the conditions and restrictions contained within the Brownfield Agreement, 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. Therefore, the staff recommends that the Commission approve the Brownfield Agreement between the Commission and McIngvale Square, LLC.

4. **Asbestos Certifications**

Staff has issued 92 asbestos certifications since the last report. This list will be available at the Commission meeting.

5. **Lead Paint Certifications**

Staff has issued 61 lead paint certifications since the last report. This list will be available at the Commission meeting.

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

Staff has issued 13 new certifications and 11 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.

7. **Wastewater Operator Certifications**

Staff has issued 23 new and 26 renewed wastewater operator certifications since the last report. This list will be available at the Commission meeting.

8. **Administrative Orders**

Staff has issued 9 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.

9. Other Business

10. Confirmation of the November/December Commission Meeting

11. Adjournment

ADMINISTRATIVE ORDERS

	<u>Respondent</u>	<u>Order No.</u>	<u>Summary</u>
1	Sunilpuri Goswami (Owner) Vikas Sharma (Operator) Warren Co., MS	Order No. 7356 24 Respondent agrees to pay MDEQ a penalty in the amount of \$500 within thirty (30) days of this Agreed Order.	Respondent owns/operates USTs at 20 Freetown Road, Vicksburg, MS. Respondent failed to maintain / provide records for inspection by DEQ {280.35}
2	Lauderdale County Solid Waste Management Plan	Order No. 7357 24	Modification to the Lauderdale County Solid Waste Management Plan for the Expansion of the Lauderdale County Class I Rubbish Site and inclusion of the Lauderdale County Landfill waste tire processing facility.
3	Elliott Homes, LLC Harrison Co., MS Jackson, Co., MS	Order No. 7358 24 Respondent agreed to pay MDEQ a penalty in the amount of \$47,500.00.	Respondent was in violation of the Large Construction General Permit for Land Disturbing Activities of Five (5) or More Acres at its construction projects located at The Greens at Gulf Hills Subdivision, The Preserve at Parker Creek, Audubon Lake Subdivision, and Savannah Commons. The violations are outlined in Section 1 of the Agreed Order.
4	Elliott Land Developments, LLC Hancock Co., MS Harrison Co., MS	Order No. 7359 24 Respondent agreed to pay MDEQ a penalty in the amount of \$22,500.00.	Respondent was in violation of the Large Construction General Permit for Land Disturbing Activities of Five (5) or More Acres at its construction projects located at Sanctuary Trails and the Diamondhead Subdivision. The violations are outlined in Section 1 of the Agreed Order.
5	H & G Food Retail LLC Claiborne Co., MS	Order No. 7360 24 Respondent agrees to pay MDEQ a penalty in the amount of \$500.	Respondent owns/operates USTs at 1018 Highway 18 Port Gibson, MS. Respondent failed to maintain cathodic protection and make needed repairs following February 8, 2024, failure {280.32}
6	Watco Transloading, LLC Monroe Co., MS	Order No. 7361 24 Respondent agreed to comply with the terms and conditions of Synthetic Minor Operating Permit No. 1840-00080 that was issued on October 1, 2019. and modified February 25, 2020, until the Permit Board acts on the renewal application received on September 16, 2024.	Respondent was in violation of Condition 1.C.6 of Synthetic Minor Operating Permit No. 1840-00080 for failing to submit a timely renewal application to the Mississippi Environmental Quality Permit Board.
7	Adoption of the Water Pollution Control Revolving Loan Fund Program Final FY 2024 Intended Use Plan	Order No. 7362 24	This Order confirms the Adoption of the Water Pollution Control Revolving Loan Fund Program Final FY 2024 Intended Use Program, which will supersede and replace the previous, and now expired, Final FY 2023 Intended Use Plan, codified at 11 Miss, Admin. Code Part 6, Chapter 8.

8	PTM Rental Stores (Owner) Mohammad Said (Operator) Tishomingo Co., MS	Order No. 7363 24 Respondent agrees to pay MDEQ a penalty in the amount of \$1,500 within thirty (30) days of this Agreed Order.	Respondent owns/operates USTs at 1379 Highway 25 Tishomingo, MS. Respondent failed to maintain / provide records for inspection by DEQ {280.35} Respondent failed to submit notification form for USTs at an otherwise registered facility within thirty (30) days of bringing into use. {280.22 (a)}.
9	WIS-PAK of Hattiesburg, LLC Forrest Co., MS	Order No. 7364 24 Respondent agreed to pay MDEQ a penalty in the amount of \$22,500.00.	Respondent was in violation of the Effluent Limitations and Monitoring Requirements and Condition Nos. S-3, S-6, and T-30 of Pretreatment Permit No. MSP092288. The violations are further described in Section 1 of the Agreed Order.