

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

**Thursday, December 18, 2003
9:00 A. M.
Southport Center
2380 Highway 80 West
Jackson, Mississippi 39204**

A G E N D A

- 1. Call to Order – Chairman**
- 2. Staff is Requesting Commission Action on Amendments and Revisions to the Following Regulations for the Clean Water State Revolving Fund Loan Program:**

- a. Adoption of Final FY-04 Intended Use Plan**

The FY-04 Intended Use Plan primarily identifies projected available funds for this program, the proposed loan interest rate, the projects proposed to receive loans, and the deadlines these projects must meet.

- b. Revisions to Priority System**

The revisions to the Priority System, to be effective beginning in FY-05, concern the ranking of projects in the previous year standby category, projects that solve overflows and bypasses of wastewater from collection systems, and projects identified through the Basin Management Approach as necessary to address a stream impairment.

- c. Revisions to Program Regulations**

The revisions to the program regulations, to be effective beginning in FY-05, are primarily to clarify, streamline, and better organize these regulations.

- 3. Commission Approval of Brownfield Agreement**

The staff recommends the Commission approve the Brownfield Agreement between the Commission and Uniek, Inc. regarding the remediation of brownfield property located in Greenwood, Mississippi. Land use restrictions shall be placed on property located on Commerce Street. The site is referred to as the "National Picture Frame Brownfield Agreement Site".

- 4. Immediate Response Action Contractors for Commission Approval**

Pursuant to public notice and mail outs, contractors were notified that staff was soliciting qualified Immediate Response Action Contractors for Commission approval for the period of January 1, 2004, to December 31, 2004. Interested contractors were required to submit complete application packages by December 9, 2003. The application packages required applicants to meet minimum qualification/requirements related to experience, personnel, references, compliance history, mobilization, availability, health and safety programs, training, equipment, insurance, contractor's license, and other areas. The current Commission approval for Immediate Response Action Contractors expires December 31, 2003.

Upon review of the submitted applications, staff recommends approval of the following Immediate Response Action Contractor applicants that have met the minimum qualifications/requirements:

Applied Earth Sciences, Inc.
Cobb Environmental and Technical Services, Inc.
Fair Propane Gas Systems, Inc.
Jellenc Construction, Inc.
Mike Hoffman's Equipment Service, Inc.
Performance Oil Equipment, Inc.
Singley Construction Company
Waste Oil Collectors, Inc.
Walker-Hill Environmental, Inc.

5. Commission Approval of Brownfield Consulting Firm

The staff has reviewed the application from a consulting firm requesting to be listed as a Brownfield Consulting Firm and has determined it to be complete and acceptable. Therefore, the staff recommends that the Commission add the following firm to the list of approved Brownfield Consulting Firms:

ENSR International
2809 West Mall Drive
Florence, AL 35630

6. Solid Waste and Waste Tire Grants

We have issued waste tire grants since the last report. This list will be available at the Commission meeting.

7. Lead Paint Certifications

We have issued 21 lead paint certifications since the last report. This list will be available at the Commission meeting.

8. UST Certifications

We have issued 3 underground storage tank certification since the last report. This list will be available at the Commission meeting.

9. Asbestos Certifications

We have issued 79 asbestos certificates since the last report. This list will be available at the Commission meeting.

10. Administrative Orders

We have issued 6 administrative orders since the last report and they should be added to the minutes. See **Attachment 1** at the end of this agenda.

11. Other Business

12. Report by Executive Director

13. Confirmation of Meeting on Thursday, January 22, 2004

14. Adjournment

ADMINISTRATIVE ORDERS

| <u>Respondent</u> | <u>Order No.</u> | <u>Order Summary</u> |
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| Northrop Grumman Ship Systems, Inc. | Agreed Order 4657 03 Settlement \$9,100 | Respondent has agreed to bring its Hazardous Waste Permit into full compliance regarding proper storage, labeling and handling of hazardous waste related to the facility located in Pascagoula. |
| James W. Mason D/b/a Mason Water Well, LLC | Order 4658 03 Settlement \$500 | Respondent failed to comply with proper filing requirements at its wells drilled between February 1, 2003 and August 31, 2003. |
| Anderson Tully Veneers L.P. Vicksburg Veneers Plant | Agreed Order 4659 03 Settlement \$5,000 to be paid w/in 30 days of executed order. | Respondent failed to timely submit the Annual Certification of Compliance and Semi-annual Report for 2002. |
| City of Batesville | Agreed Order 4660 03 Settlement \$1,500 | Respondent failed to submit the annual report for 2002, which was due February 28, 2003. This was a violation of the Nonhazardous Solid Waste General Permit SWGP-R2-057. |
| Ravenwood Subdivision Chambliss Builders, Inc. | Agreed Order 4661 03 Settlement \$4,900 Respondent shall install and maintain any and/or all needed Storm Water control practices affecting Ravenwood Subdivision to achieve full compliance with Storm Water Permit MSR101918. | Respondent was in violation of its Storm Water Permit MSR101918 regarding storm water sediment control practices affecting the Ravenwood Subdivision to achieve full compliance with Storm Water Permit MSR101918. |

Order Nos. 4662 03 to 4665 03 are orders adopting revisions to air regulations. They are standard orders that do not involve enforcement actions or penalties, therefore, are not added to this report.

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| Pecan Grove Trailer park | Agreed Order 4666 03 Respondent shall submit a report showing monitoring data for flow, total chlorine residual and pH of the effluent w/in 10 days following the end of each month beginning on or before January 10, 2004 and every month thereafter until December 10, 2004. Also, Respondent agrees to pay a stipulated penalty in the amount of \$500 each month that the report is not submitted by the date specified, and also a \$50 per day for each day that any report is past due. Penalty amount will be due w/in 30 days after the Complainant notifies Respondent. | Respondent was not in full compliance with the Fecal Coliform Bacteria and Total Residual Chlorine levels related to its facility in Lamar County. Also, the aerator in the lagoon was inoperable and there was no chlorine tablets in the chlorinator. |
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