

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

Thursday, September 25, 2025

9:00 A.M.

Room 104A

515 East Amite Street

Jackson, Mississippi 39201

AGENDA

1. Call to Order - Chair

2. Approval of July 24, 2025, Commission Meeting Minutes

3. Water Pollution Control Revolving Loan Fund (WPCRLF) Program, Adoption of FY-2025 Intended Use Plan

The staff will recommend adoption by the Commission of the FY-2025 Intended Use Plan. This document identifies the loan funds available to our communities for the construction of wastewater infrastructure, the communities to receive these loan funds, the loan interest rate, program deadlines, and other related information. Public comments on the draft Intended Use Plan have been solicited through a public comment period and a public hearing.

4. Commission Approval of Brownfield Agreement Completion

The Commission approved Brownfield Agreement 7072 20 on September 24, 2020, between the Commission, Jack's Family Restaurant, LP, and Mr. Thomas R. Boydston for the remediation of the former Team Motors – South Church Shell ("Site") located at 112 Cagle Street, Louisville, Mississippi. The brownfield agreement required the remediation of petroleum hydrocarbons and chlorinated solvents in groundwater. Remediation consisted of an Ozone-Groundwater Injection system and executing an environmental covenant to restrict groundwater use at the Site. The completed remedial activities have met the requirements of the MDEQ-approved *Corrective Action Plan* dated June 23, 2020. Jack's Family Restaurant, LP has requested the Commission to make a determination as to the completion of the Brownfield Agreement. The staff of the MCEQ has evaluated the Brownfield Agreement completion and believes that the Site is in compliance with applicable State and Federal laws and standards and will be protective of public health and the environment. Therefore, the staff recommends completion of Brownfield Agreement 7072 20.

5. Commission Approval of Brownfield Agreement

The staff recommends that the Commission approve the Brownfield Agreement between the Commission and the City of Natchez regarding the remediation of brownfield property located at 116 North Pearl Street, Natchez, Adams County, Mississippi. The administrative record for this environmental response project is referred to as the "Fry Building" site. The Fry Building site is contaminated with polycyclic aromatic hydrocarbons in soils in excess of Target Remediation Goals and Asbestos Containing Materials (ACM) in construction materials in excess of the Environmental Protection Agency's 1% ACM threshold. Therefore, remediation of the Brownfield Agreement Site is necessary. The proposed use of the Site after completion of all remediation will be parking to support nearby businesses including the renovated, historic EOLA Hotel in Natchez. The staff of the MCEQ 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 public health and the environment.

6. Commission Approval of Brownfield Loan Agreement

The staff recommends that the Commission approve the Brownfield Loan Agreement between the Commission and the City of Natchez regarding the remediation of brownfield property located at 116 North Pearl Street, Natchez, Adams County, Mississippi. The administrative record for this environmental response project is referred to as the "Fry Building" site. The City of Natchez has applied for and requested up to \$500,000 in Brownfield Revolving Loan Fund monies to assist

with remediation of the Fry Building. Terms and conditions of the loan include a 20% discount on repayment, a 0.5% interest rate, and over a ten (10) year period. A cost share is required by the terms and conditions of the federal loan funds. The cost share will be met by the City of Natchez through capping the contaminated soils at the site with a parking lot. The staff has received a review of the City of Natchez' financials from the Mississippi Development Authority stating that the applicant is viable to make repayment. The staff of the MCEQ has evaluated the Brownfield Loan Agreement and believes that with the terms and conditions contained within the Brownfield Loan Agreement and the prior approval of the Brownfield Agreement, the City of Natchez will be in compliance with applicable State and Federal laws and standards and will be able to make repayment of the loan funds. State and Federal laws and standards and will be able to make repayment of the loan funds.

7. Asbestos Certifications

Staff has issued 239 asbestos certifications since the last report. This list will be available at the Commission meeting.

8. Lead Paint Certifications

Staff has issued 86 lead paint certifications since the last report. This list will be available at the Commission meeting.

9. Underground Storage Tanks (UST) Certifications

Staff has issued 6 new certifications and 23 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.

10. Wastewater Operator Certifications

Staff has issued 10 new and 9 renewed wastewater operator certifications since the last report. This list will be available at the Commission meeting.

11. Emergency Clean-Up Expenses

Staff has 5 emergency expenditures since the last report. See **Attachment 1** at the end of this agenda.

12. Administrative Orders

Staff has issued 27 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 2** at the end of this agenda.

13. Other Business

14. Confirmation of October 23, 2025, Commission Meeting

15. Adjournment

EMERGENCY CLEAN-UP EXPENSES

To:	E3 Environmental	
Amount:	\$7,144.08	Date of Response: 05/12/2025
For:	Costs associated with providing supervision, labor, equipment and materials to respond to and clean up a petroleum spill in Jackson County.	
To:	E3 Environmental	
Amount:	\$1,231.17	Date of Response: 08/21/2025
For:	Costs associated with providing supervision, labor, equipment and materials to respond to and clean up a petroleum spill in Harrison County.	
To:	E3 Environmental	
Amount:	\$4,410.10	Date of Response: 03/27/2025
For:	Costs associated with providing supervision, labor, equipment and materials to respond to disposal of Coca-Cola product.	
To:	E3 Environmental	
Amount:	\$5,285.83	Date of Response: 07/01/2025
For:	Costs associated with providing supervision, labor, equipment and materials to respond to a gasoline spill in Hancock County.	
To:	E3 Environmental	
Amount:	\$2,705.97	Date of Response: 06/24/2025
For:	Costs associated with providing supervision, labor, equipment, and materials to respond to and clean up a petroleum spill in Harrison County.	

ADMINISTRATIVE ORDERS

	<u>Respondent</u>	<u>Order No.</u>	<u>Summary</u>
1	King Construction and Environmental Services LLC Hancock Co., MS	Order No: 7532 25 Respondent agrees to pay MDEQ a penalty in the amount of \$91,000 and implement corrective actions.	Respondent owns and operates a Class I rubbish site located of Rifle Range Road, Bay St. Louis, MS. Respondent was cited to be in violation of numerous operational requirements including failure to properly construct required soil liners, failure to utilize qualified and experienced personnel for construction of the soil liner, failure to notify MDEQ at least one week prior to liner construction, disposal of waste above permitted heights, disposal of unauthorized waste, failure to confine disposal of rubbish, failure to visually inspect each load of waste, failure to remove unauthorized waste from disposal area, and failure to apply earthen cover over all waste every two weeks.
2	JeffL, Inc. Bolivar Co., MS	Order No. 7533 25	Sampling and inspection of the construction materials indicated the presence of Asbestos Containing Materials (ACM). ACM at the site was determined to be in excess of the Environmental Protection Agency's 1% ACM threshold. Therefore, remediation of the Brownfield Agreement Site is necessary. JeffL, Inc., has proposed abatement and disposal of the ACM in accordance with MDEQ approved methods.
3	Pascagoula Ice and Freezer Company, Inc. Jackson Co., MS	Order No. 7534 25	The original brownfield agreement required the remediation of petroleum hydrocarbons in the soil and ammonia in groundwater. Remediation consisted of capping contaminated soils and executing an environmental covenant to restrict groundwater use at the Site. The completed remedial activities have met the requirements of the MDEQ-approved Corrective Action Plan dated October 12, 2022.
4	Superior Pallet Hinds Co., MS	Order No. 7535 25	This Order provides findings of fact and conclusions of law and memorializes the Commission's decision related to the Superior Pallet Company evidentiary hearing held on June 26, 2025.

5	Sammy T Obad (Owner) Dees Oil Co (Operator) DeSoto Co., MS	Order No. 7536 25 Respondent agrees to pay MDEQ a penalty in the amount of \$5,700.	Respondent owns/operates USTs at 2480 Highway 51 South, Hernando, MS. Respondent failed to provide adequate release detection method / records for a UST system. {280.44 (b)}, failed to test pressurized piping shear valves within the previous twelve (12) months {280.35}, failed to test spill prevention integrity once every twelve (12) months {280.30 (c)}, failed to inspect overfill devices once every twelve (12) months. {280.30 (d) }, failed to test automatic line leak detectors once every twelve (12) months {280.44 (a)}, failed to test cathodic protection system within six (6) months of installation / repair and /or once every three (3) years thereafter {280.32 (b)(1)}, failed to test the automatic tank gauging system once every twelve (12) months {280.43 (d)}, and failed to maintain / provide records for inspection by DEQ {280.35}.
6	Pit Stop LLC Hinds Co., MS	Order No. 7537 25 Respondent agrees to pay MDEQ a penalty in the amount of \$1,000.	Respondent owns/operates USTs at 430 Cunningham Street, Terry, MS. Respondent failed to test cathodic protection system within six (6) months of installation / repair and /or once every three (3) years thereafter {280.32 (b)(1)} and failed to maintain / provide records for inspection by DEQ {280.35}. Cathodic protection failed 3/26/2024 and was not repaired until 11/12/2024. Records were not provided to MDEQ until 7/15/2025.
7	Eyad Ibrahim Pontotoc Co., MS	Order No. 7538 25 Respondent agrees to pay MDEQ a penalty in the amount of \$2,300.	Respondent owns/operates USTs at 158 Highway 170, Sherman, MS. Respondent failed to test pressurized piping shear valves within the previous twelve (12) months {280.35}, failed to test spill prevention integrity once every twelve (12) months {280.30 (c)}, failed to inspect overfill devices once every twelve (12) months. {280.30 (d)}, failed to test automatic line leak detectors once every twelve (12) months {280.44 (a)}, failed to pay tank fees in a timely manner pursuant to Mississippi Code Annotated § 49-17-421 (Rev. 2023).

8	Mustafa Zayed (Owner) Sardis Express LLC (Operator) Panola Co., MS	Order No. 7539 25 Respondent agrees to pay MDEQ a penalty in the amount of \$4,450.	Respondent owns/operates USTs at 502 East Lee Street, Sardis, MS. Respondent failed to provide adequate release detection method / records for a UST system {280.40-280.45}, failed to test pressurized piping shear valves within the previous twelve (12) months {280.35}, failed to test spill prevention integrity once every twelve (12) months {280.30 (c)}, failed to inspect overfill devices once every twelve (12) months. {280.30 (d)}, failed to meet UST system overfill prevention requirements {280.20 (d)}, failed to test automatic line leak detectors once every twelve (12) months {280.44 (a)}, failed to test electronic interstitial monitoring devices once every twelve (12) months {280.43 (g)}, failed to maintain / provide records for inspection by DEQ {280.35}
9	In Re: Constitution State Services, TPA for Xylem Inc. Claim Number F5G6291	Order No. 7540 25 Constitution agreed to pay \$5,000.00 (five thousand dollars) to MDEQ in compensation for property damage resulting from the accident at the MDEQ laboratory and adjacent offices.	On or about July 3, 2024, Xylem serviced equipment including tanks at the MDEQ Laboratory located at 1542-A Old Whitfield Rd., Pearl, MS 39208. On July 7, 2024, flooding was discovered in the laboratory and carpeted offices adjacent thereto (the accident). The flooding was caused by a water line that had come off a tank that Xylem had just serviced in the laboratory. These circumstances resulted in Claim Number F5G6291 (the claim) for property damages against Xylem Inc. Constitution is Third-Party Administrator for Xylem Inc. Accordingly, Constitution is administering this claim on behalf of Xylem Inc.
10	Nitrous Oxide Corporation Yazoo Co., MS	Order No. 7541 25 Respondent agreed to pay MDEQ a penalty in the amount of \$22,500.00. Additionally, Respondent obtained a State Operating Pretreatment Permit allowing the discharge of process wastewater from its facility to the City of Yazoo City's sanitary sewer system.	Respondent discharged non-domestic wastewater with a pH lower than 5.0 into the City of Yazoo City's sanitary sewer system in violation of 11 Miss. Admin. Code Pt. 6, R. 1.1.4.M incorporating 40 C.F.R. § 403.5(b)(2). Respondent also placed Ammonium Nitrate in a location where it was likely to cause pollution in violation of Miss. Code Ann. § 49-17-29(2)(a).
11	Md Shana Ullaha DeSoto Co., MS	Order No. 7542 25 Respondent agrees to pay MDEQ a penalty in the amount of \$3,990.	Respondent owns/operates USTs at 3914 Highway 305, Hernando, MS. Respondent failed to provide adequate release detection method /

			records for a UST system. {280.44 (b)}, failed to test pressurized piping shear valves within the previous twelve (12) months {280.35}, failed to test spill prevention integrity once every twelve (12) months {280.30 (c)}, failed to inspect overfill devices once every twelve (12) months. {280.30 (d) }, failed to test automatic line leak detectors once every twelve (12) months {280.44 (a)}, failed to test electronic interstitial monitoring devices once every twelve (12) months {280.43 (g)} and failed to designate a UST Compliance manager {280.37}.
12	JR 1 LLC Hinds Co., MS	Order No. 7543 25 Respondent agrees to pay MDEQ a penalty in the amount of \$750.	Respondent owns/operates USTs at 4556 Siwell Road, Jackson, MS. Respondent failed to test spill prevention integrity once every twelve (12) months {280.20 (c)}. Spill bucket issue noted during monthly inspection was not corrected within 90 days of discovery.
13	Jagdeep Singh Yalobusha Co., MS	Order No. 7544 25 Respondent agrees to pay MDEQ a penalty in the amount of \$500.	Respondent owns/operates USTs at 18306 Highway 7, Coffeeville, MS. Respondent failed to maintain / provide records for inspection by DEQ {280.35}.
14	Ram Krushna LLC Lauderdale Co., MS	Order No. 7545 25 Respondent agrees to pay MDEQ a penalty in the amount of \$2,660.	Respondent owns/operates USTs at 2330 Highway 39 North, Meridian, MS. Respondent failed to provide adequate release detection method / records for a UST system. {280.40-280.45}, failed to test pressurized piping shear valves within the previous twelve (12) months {280.35}, failed to test spill prevention integrity once every twelve (12) months {280.30 (c)}, failed to inspect overfill devices once every twelve (12) months. {280.30 (d) } and failed to test automatic line leak detectors once every twelve (12) months {280.44 (a)}. No annual testing or monthly records provided for the year prior to July 2025.
15	RKAG LLC Panola Co., MS	Order No. 7546 25 Respondent agrees to pay MDEQ a penalty in the amount of \$500.	Respondent owns/operates USTs at 585 Highway 51 South, Batesville, MS. Respondent failed to maintain / provide records for inspection by DEQ {280.35}.
16	Monasser Naji Mohson & Sons Jones Co., MS	Order No. 7547 25 Respondent agrees to pay MDEQ a penalty in the amount of \$2,660.	Respondent owns/operates USTs at 928 West Sixth Street, Laurel, MS. Respondent failed to provide adequate release

			detection method / records for a UST system. {280.40-280.45}, failed to test pressurized piping shear valves within the previous twelve (12) months {280.35}, failed to test spill prevention integrity once every twelve (12) months {280.30 (c)}, failed to inspect overfill devices once every twelve (12) months. {280.30 (d) } and failed to test automatic line leak detectors once every twelve (12) months {280.44 (a)}.
17	Aneeta R Khurana Pike Co., MS	Order No. 7548 25 Respondent agrees to pay MDEQ a penalty in the amount of \$887.50.	Respondent owns/operates USTs at 610 West Presley Boulevard, McComb, MS. Respondent failed to perform containment sump integrity testing at installation and every 3 years thereafter and failed to perform annual sump inspection {280.31}, failed to test pressurized piping shear valves within the previous twelve (12) months {280.35}, failed to test spill prevention integrity once every twelve (12) months {280.30 (c)}, failed to inspect overfill devices once every twelve (12) months. {280.30 (d) } and failed to test automatic line leak detectors once every twelve (12) months {280.44 (a)}. All testing was done 4 months late.
18	Zeon Chemicals, L.P. Forrest Co., MS	Order No. 7549 25 Respondent agrees to join the MDEQ Voluntary Evaluation Program (VEP).	Respondent operates an elastomer production facility. Respondent applied to enter the VEP due to BTEX contamination that warrants oversight by MDEQ.
19	Noon Trace Town, LLC Adams Co., MS	Order No. 7550 25	This Brownfield Agreement is for the purpose of conducting corrective actions at the Tracetown Shopping Center Phase II Redevelopment Area, located at 55 Sergeant Prentiss Drive in Natchez, MS. Cleanup will consist of Asbestos abatement, demolition of building and disposal of asbestos containing materials, vapor intrusion mitigation, capping of soils, and in-situ groundwater injections to treat chlorinated solvents.
20	AFCO Industries LLC Desoto Co., MS	Order No. 7551 25 Respondent agreed to pay MDEQ a penalty in the amount of \$7,500.00. Additionally, Respondent obtained a State Operating Pretreatment Permit allowing the discharge of	Respondent discharged process wastewater into the City of Olive Branch's sanitary sewer system in violation of 11 Miss. Admin. Code Pt. 6, R. 1.1.1.B(2)(a) and 11 Miss. Admin. Code Pt. 6, R.

		process wastewater from its facility to the City of Olive Branch’s sanitary sewer system.	1.1.1.B(2)(b)(4).
21	Jack Batte and Sons Inc. Smith Co., MS	Order No. 7552 25 Respondent agreed to comply with the terms and conditions of Title V Operating Permit No. 2500-00012 that was issued on September 14, 2020 and modified October 19, 2021, until the Permit Board acts on the renewal application received on May 20, 2025.	Respondent was in violation of Condition 1.17 of Title V Operating Permit No. 2500-00012 for failing to submit a timely renewal application to the Mississippi Environmental Quality Permit Board.
22	City of Magee Simpson Co., MS	Order No. 7553 25 Respondent agrees to pay MDEQ a penalty in the amount of \$2,000.	Respondent owns and operates a Class II rubbish site located off Highway 49, Magee, Mississippi. Respondent failed to timely submit the required 2024 annual solid waste report.
23	Smithville Quick Stop LLC (Owner) Midstates Petroleum Company (Carrier) Monroe Co., MS	Order No. 7554 25 Respondent agrees to pay MDEQ a penalty in the amount of \$7,500.	Respondent, Smithville Quick Stop LLC, owns/operates USTs at 63491 Highway 25 North, Smithville, MS. Respondent, Midstates Petroleum Company sales and delivers fuel to USTs at 63491 Highway 25 North, Smithville, MS. Respondent failed to adhere to MDEQ classification of USTs at Smithville Quick Stop Facility # 8122 as ineligible for delivery, deposit, or acceptance of a regulated substance. {280.36}.
24	Rienzi Investment Group LLC (Owner) GPM Transportation Company, LLC (Carrier) Alcorn Co., MS	Order No. 7555 25 Respondent agrees to pay MDEQ a penalty in the amount of \$7,500.	Respondent, Rienzi Investment Group LLC, owns/operates USTs at 477 CR 514 Rienzi, MS. Respondent, GPM Transportation Company, LLC sales and delivers fuel to USTs at 477 CR 514 Rienzi, MS. Respondent failed to adhere to MDEQ classification of USTs at Rienzi Shell B-One Stop Facility # 11013 as ineligible for delivery, deposit, or acceptance of a regulated substance. {280.36}.
25	Gurdev Singh (Owner) Aml Transport (Carrier) Chickasaw Co., MS	Order No. 7556 25 Respondent agrees to pay MDEQ a penalty in the amount of \$7,500.	Respondent, Gurdev Singh, owns/operates USTs at 103 Monroe Avenue Okolona, MS. Respondent, AML Transport sales and delivers fuel to USTs at 103 Monroe Avenue Okolona, MS. Respondent failed to adhere to MDEQ classification of USTs at Fast Jack’s Facility # 3579 as ineligible for delivery, deposit, or acceptance of a regulated substance. {280.36}.
26	Mohammed Ayash Leflore Co., MS	Order No. 7557 25 Respondent agrees to pay MDEQ a penalty in the amount of \$1,400.	Respondent owns/operates USTs at 800 Main Street Greenwood, MS. Respondent failed to provide adequate release detection method /

			records for a UST system. {280.40-280.45}: one or more electronic sump sensors are not properly positioned and failed to meet UST system overfill prevention requirements {280.20 (d) }: failed overfill prevention devices were not corrected within 90 days.
27	Gerald Washington (Owner) Danny Washington (Operator) Chickasaw Co., MS	Order No. 7558 25 Respondent agrees to pay MDEQ a penalty in the amount of \$1,400.	Respondent owns/operates USTs at 7305 Redland Sarepta Road Houlka, MS. Respondent failed to provide adequate release detection method / records for a UST system. {280.40-280.45}: previous 12 months monitoring well records, electronic sump sensor status reports, and adequate reconciliation of sensor alarm history was not provided.