

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

7191 22

SEQUA CORPORATION, DBA PRECOAT METALS
1095 MENDELL DAVIS DRIVE
JACKSON, MISSISSIPPI 39372

RESPONDENT

AGREED ORDER

COME NOW the Mississippi Commission on Environmental Quality (Commission), acting through the staff and Executive Director of the Mississippi Department of Environmental Quality (MDEQ), Complainant, and Sequa Corporation, dba Precoat Metals, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated August 18, 2021, Respondent was contacted by Complainant and notified of the following violations of its Synthetic Minor Operating Permit No. 1080-00080:

- A. Condition No. 3-4: Respondent emitted 18.80 tons of isophorone during the 12-month period ending June 30, 2021, which exceeds the permit limit of 9.0 tons per year for any individual hazardous air pollutant by 109%.
- B. Condition No. 3-4: Respondent emitted 27.11 tons of total hazardous air pollutants during the 12-month period ending September 30, 2021, which exceeds the permit limit of 22.5 tons per year by 20%.

2.

By letter dated April 16, 2021, Respondent submitted a Title V Operating Permit Application to MDEQ's Environmental Permits Division. Title V Operating Permit No. 1080-00080 was issued

to Respondent on October 27, 2021.

3.

In lieu of a formal enforcement hearing concerning the violations listed above, Complainant and Respondent agree to settle this matter as follows:

- A. Respondent agrees to pay and Complainant agrees to accept a civil penalty in the amount of \$48,375.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director or his designee. The settlement payment shall be submitted to:

Mississippi Department of Environmental Quality
Attn: Accounts Receivable
P.O. Box 2339
Jackson, MS 39225

4.

Nothing in this Agreed Order shall limit the rights of MDEQ or the Commission in the event Respondent fails to comply with this Agreed Order. The Agreed Order shall be strictly construed to apply to those matters expressly resolved herein.

5.

Nothing contained in this Agreed Order shall limit the rights of MDEQ or the Commission to take enforcement or other actions against Respondent for violations not addressed herein and for future violations of environmental laws, rules, and regulations.

6.

Respondent understands and acknowledges that it is entitled to an evidentiary hearing before the Commission pursuant to Miss. Code Ann. § 49-17-31, and that it has made an informed waiver of that right.

ORDERED, this the 13th day of May, 2022.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: [Signature]
CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 12 day of MAY, 2022.

SEQUA CORPORATION, DBA PRECOAT METALS

BY: [Signature]

TITLE: Plant Manager

STATE OF MS

COUNTY OF Hinds

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named _____ who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the _____ of Sequa Corporation, dba Precoat Metals and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 12 day of MAY, 2022.

[Signature]
NOTARY PUBLIC

My Commission expires:

