

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

7150 21

NORBORD MISSISSIPPI LLC
1194 HIGHWAY 145
GUNTOWN, MISSISSIPPI 38849

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 Norbord Mississippi LLC, Respondent, in the above captioned cause and agree as follows:

1.

Complainant received from Respondent on January 22, 2019 a report of the results from a stack test conducted on November 27-29, 2018.

2.

By letters dated April 9, 2019 and March 3, 2020, Respondent was contacted by Complainant and notified of the following violations:

- A. Air-Construction Permit No. 1540-00058, Condition 3.6: Respondent exceeded Emission Point AA-001's PM/PM₁₀ limit of 19.0 lb/hr by 150% during the stack test conducted on November 27-29, 2018.
- B. Air-Construction Permit No. 1540-00058, Condition 3.7: Respondent exceeded Emission Point AA-001's PM/PM₁₀ limit of 0.10 lbs/ MMBTU by 100% during the

stack test conducted on November 27-29, 2018.

- C. Air-Title V Operating Permit No. 1540-00058, Section 5, Condition 1.A.4: Respondent failed to report the deviations from permit requirements discovered during the stack test conducted on November 27-29, 2018 within five (5) days of the time the deviation began.
- D. Air-Title V Operating Permit No. 1540-00058, Section 5, Condition 5.B.1: Respondent failed to demonstrate compliance with the with the emission limitations for Emission Point AA-001 by the biennial due date of December 1, 2018.
- E. Air-Title V Operating Permit No. 1540-00058, Section 5, Condition 5.B.5: Respondent failed to demonstrate compliance with the volatile organic compound emission limitation for Emission Point AA-002 by the biennial due date of December 1, 2018.
- F. Air-Title V Operating Permit No. 1540-00058, Section 5, Condition 5.B.7: Respondent failed to demonstrate compliance with the emission limitations for Emission Points AA-003, AA-004, AA-005, AA-006, AA-007, and AA-014 by the biennial due date of December 1, 2018.

3.

Complainant received from Respondent on April 11, 2019 a report of the results from a stack test conducted on February 13, 2019. The report demonstrated compliance with Emission Point AA-001's PM/PM₁₀ limits.

4.

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 \$75,600.00. 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

5.

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.

6.

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.

7.

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 15th day of September, 2021.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

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

AGREED, this the 9th day of September, 2021.

NORBORD MISSISSIPPI LLC

BY: [Signature]

TITLE: Regional Manager

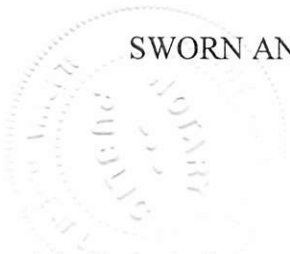
STATE OF Mississippi

COUNTY OF Lee

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Scott Pearson who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Regional Manager of Norbord Mississippi LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 9 day of September, 2021.



Kathy Lamb
NOTARY PUBLIC

My Commission expires: My Commission Expires October 1, 2021

