

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

**7259 23**

VS.

ORDER NO. \_\_\_\_\_

FARMERS GRAIN TERMINAL, INC.  
2000 GARRARD AVENUE  
GREENWOOD, MISSISSIPPI 38930

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 Farmers Grain Terminal, Inc., Respondent, in the above captioned cause and agree as follows:

1.

By letters dated March 22, 2022, and June 3, 2022, Respondent was contacted by Complainant and notified of the following violations of Synthetic Minor Operating Permit No. 1560-00007:

- A. Permit Condition 5.4: Respondent failed to conduct monthly visible emissions observations for Emission Points AA-001, AA-002, AA-005, AA-006, and AA-007.
- B. Permit Condition 5.5: Respondent failed to log daily pressure drop readings for Emission Points AB-001 through AB-006.
- C. Permit Condition 1.C.1: Respondent failed to submit a timely application for the renewal of the permit (renewal application). Respondent was required to submit a renewal application to the Mississippi Environmental Quality Permit Board (Permit Board) by no later than April 3, 2022. Respondent has also subsequently operated

without the required synthetic minor permit since Synthetic Minor Operating Permit No. 1560-00007 expired on September 30, 2022.

2.

On April 26, 2022, Respondent submitted a renewal application to the Permit Board for the renewal of Synthetic Minor Operating Permit No. 1560-00007.

By documentation submitted via email on March 5, 2023, and letter dated April 4, 2023, Respondent asserted the monthly visible emissions observations and the daily pressure drop readings were being conducted and properly documented.

3.

In lieu of a formal enforcement hearing concerning the violations listed above in Paragraph 1, 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 \$73,125.00. 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
- B. By no later than June 30, 2023, Respondent shall submit a Dust Management Plan to MDEQ. Upon approval by MDEQ, Respondent shall comply with the Dust Management Plan until the Permit Board acts on the renewal application received on April 26, 2022.
- C. Respondent shall comply with all terms and conditions of Synthetic Minor Operating Permit No. 1560-00007 issued on October 23, 2017, with an expiration date of September 30, 2022, until the Permit Board acts on the renewal application received on April 26, 2022.

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 14<sup>th</sup> day of June, 2023.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY:   
CHRIS WELLS  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY

AGREED, this the 13 day of June, 2023.

FARMERS GRAIN TERMINAL, INC.

BY:   
HARVEY PARRISH  
VICE PRESIDENT

STATE OF Mississippi  
COUNTY OF Washington

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Harvey Parrish who first being duly sworn, did state upon his oath and acknowledge to me that he is the Vice President of Farmers Grain Terminal, Inc. and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 13 day of June, 2023.

  
NOTARY PUBLIC

My Commission expires: March 9, 2026

