

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

7203 22

VS.

ORDER NO. _____

TRONOX LLC
40034 TRONOX ROAD
HAMILTON, MISSISSIPPI 39746

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

1.

By letter dated November 18, 2021, Respondent was contacted by Complainant and notified of the following violation of Title V Operating Permit No. 1840-00035 at its facility in Monroe County:

- A. Respondent emitted 18.22 pounds per hour (lb/hr) of Particulate Matter (PM) from Emission Point 202 during a stack test on July 28, 2020. This exceeded the PM limit of 10.0 lb/hr set forth in Section 3.B. of the Title V Operating Permit.

2.

Respondent conducted a successful retest of Emission Point 202 on August 29, 2020. During this stack test, Respondent emitted 4.92 lb/hr of PM.

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 \$65,000.00. 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 19th day of July, 2022.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

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

AGREED, this the 15 day of July, 2022.

TRONOX LLC

BY: [Signature]

TITLE: Site Director

STATE OF MS

COUNTY OF Monroe

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Neil Caston who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Site Director of Tronox LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 15 day of July, 2022.

[Signature]
NOTARY PUBLIC

My Commission expires: April 27, 2024

