



STATE OF MISSISSIPPI
PHIL BRYANT
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
GARY C. RIKARD, EXECUTIVE DIRECTOR

December 29, 2015

CERTIFIED MAIL 7010 1870 0003 4946 9845

Mr. Paul Andy Lollar
Norbord Industries, Inc.
1194 Highway 145
Guntown, MS 38849

**Re: Norbord Industries Inc
Agreed Order No. 6607 15**

Dear Mr. Lollar:

Enclosed you will find a copy of Agreed Order No. 6607 15, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Gary Rikard, on behalf of the Mississippi Commission on Environmental Quality.

The enclosed Order assesses a civil penalty. The penalty payment, when due, should be made by check payable to the Mississippi Department of Environmental Quality and returned in the enclosed, self-addressed envelope to the MDEQ Fees Division at P.O. Box 2339, Jackson, MS 39225.

If you have any questions regarding your obligations under the enclosed order, please contact Tim Aultman at (601) 961-5653.

Sincerely,

*Renee Odom
for*

Chris Sanders, P.E.
Chief, Environmental Compliance and Enforcement Division

Enclosure
cc: Tim Aultman

Agency Interest No. 952
ENF20150001

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

6607 15

VS.

ORDER NO. _____

NORBORD INDUSTRIES INC
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 Industries Inc., Respondent, in the above captioned cause and agree as follows:

1.

By letter dated November 13, 2014, Respondent was contacted by Complainant and notified of the following violations at its facility located at 1194 Highway 145, Guntown, Mississippi in Lee County:

- A. Failure to conduct weekly equipment inspections. Weekly equipment inspections were missed intermittently from January 2012 to September 2014.
{Title V Operating Permit No. 1540-00058, Page 27, Condition 5.B.8}
- B. Failure to conduct monthly inspections for Visible Emissions and Visible Emissions Evaluations (VEE) for all equipment with the exception of the Wafer Drying System (Emission Point AA-001). Monthly inspections for Visible

Emissions and Visible Emissions Evaluations were not conducted in December 2013 and April 2014. *{Title V Operating Permit No. 1540-00058, Pages 27-28, Condition 5.B.9}*

- C. Failure to monitor and record pressure drop readings for all baghouses on a daily basis. Daily monitoring and recordkeeping of pressure drop readings for the baghouses were missed intermittently from January 2012 to September 2014. *{Title V Operating Permit No. 1540-00058, Pages 29-30, Condition 5.B.13}*

As of October 29, 2015, Respondent alleges that all the violations listed above have been corrected. With regard to Item 1.B., Respondent provided weekly equipment inspection records indicating the pollution control devices in question (i.e. those required to have visual emissions inspections) were checked during the months of December 2013 and April 2014. Complainant acknowledges that Respondent conducted substitute monitoring. Respondent provided assurances that all future visual emissions inspections will be conducted and documented as required by the permit by either facility personnel or a third party contractor.

2.

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 \$18,500.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director. The settlement payment shall be submitted to:

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

3.

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.

4.

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.

5.

The parties agree that, by entering into this Agreed Order and agreeing to the terms and conditions set forth herein, Respondent does not admit any of the allegations listed above and nothing contained herein shall be in any way construed as an admission of liability by Respondent. Without admitting any liability, Respondent consents to entry of this Agreed Order, which the parties agree shall serve as the full resolution of the violations alleged above. The parties further agree that the Commission continues to assert that the matters set forth above were violations of the environmental laws, regulations and/or permits applicable to Respondent.


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 23rd day of DECEMBER, 2015.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

BY: 
GARY C. RIKARD
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 14 day of Dec, 2015.

NORBORD INDUSTRIES INC

BY: [Signature]

TITLE: GM Norbord MS

STATE OF Ms

COUNTY OF Prentiss

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

SWORN AND SUBSCRIBED BEFORE ME, this the 14 day of December 2015.

My Commission expires: 9/3/17

