



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

September 3, 2019

CERTIFIED MAIL #7012 2920 0000 4177 1214

Mr. Stan Atkins
Steel Dynamics Columbus
P. O. Box 1467
Columbus, MS 39703

Re: Steel Dynamics Columbus
Columbus, Lowndes County
Hazardous Waste-EPA ID Permit #MSR000103143

Dear Mr. Atkins:

Enclosed is a copy of the **Agreed Order #6981 19** 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.

If you have any additional questions and/or comments concerning this order, please contact Bradley Justice at (601) 961-5064.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mark Williams".

Mark Williams, P.E., BCEE, Chief
Waste Division

Enclosure
Bradley D. Justice

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

6981 19

STEEL DYNAMICS COLUMBUS
PO BOX 1467
COLUMBUS, MISSISSIPPI 39703

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 Steel Dynamics Columbus, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated April 11, 2019, Respondent was contacted by Complainant and notified of the following violations at its facility at 1945 Airport Road in Lowndes County, Mississippi:

- A. Violation of 11 Miss. Admin Code Pt 3, Ch. 1, MHWMR Rule 1.3 per 40 CFR Part 262.17(a)(1)(iv); which requires that a container holding hazardous waste must always be closed during accumulation, except when it is necessary to add or remove waste.
- B. Violation of 11 Miss. Admin Code Pt 3, Ch. 1, MHWMR Rule 1.3 per 40 CFR Part 262.17(a)(2); which requires that hazardous waste placed in tanks must comply with the applicable requirements of Subpart J, except for §265.197(c) and §265.200, as well as to comply with Subparts AA, BB, and CC of Part 265.
- C. Violation of 11 Miss. Admin Code Pt 3, Ch. 1, MHWMR Rule 1.3 per 40 CFR Part 262.17(a)(5); which requires that a container must always be marked or labeled with the words "Hazardous Waste"; an indication of the hazards of the contents...; and the date

of 1800

upon which each period of accumulation begins clearly visible for inspection on each container.

- D. Violation of 11 Miss. Admin Code Pt 3, Ch. 1, MHWMR Rule 1.3 of 40 CFR Part 262.17(a)(4); which requires that containers containing hazardous waste must be closed except when adding, removing or consolidating waste or when temporary venting of a container is necessary.

2.

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 violations 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 full resolution of the violations 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.

3.

In lieu of a formal enforcement hearing concerning the violation(s) 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 \$18,419. 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.

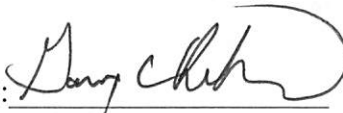
Nothing contained in this Agreed Order shall limit the rights of MDEQ or the Commission to take enforcement or other actions against Respondent for violations not addressed herein and for future violations of environmental laws, rules, and regulations.

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.

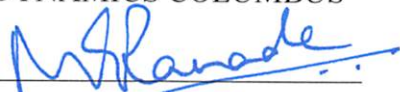
ORDERED, this the 28th day of August, 2019.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

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

AGREED, this the 27th day of August, 2019.

STEEL DYNAMICS COLUMBUS

BY: 

TITLE: VP & GM

STATE OF Mississippi

COUNTY OF Monroe

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Madhu Kanade who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the VP/GM of Steel Dynamics Columbus and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 27 day of August, 2019.

Tammy J. Fooshee
NOTARY PUBLIC

My Commission expires: June 13, 2020

