



STATE OF MISSISSIPPI
PHIL BRYANT
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
TRUDY D. FISHER, EXECUTIVE DIRECTOR

March 26, 2012

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Kent Walker
Weyerhaeuser NR Company, Columbus Cellulose Fibers
Weyerhaeuser PO Box 1830
Columbus, MS 397031830

**Re: Weyerhaeuser NR Company, Columbus Cellulose Fibers
Agreed Order No. 6091 12**

Dear Mr. Walker:

Enclosed you will find a copy of Agreed Order No. 6091 12, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Trudy Fisher, 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,

A handwritten signature in blue ink that reads "Chris Sanders".

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

Enclosure
cc: Tim Aultman

Agency Interest No. 899
ENF20120001

OFFICE OF POLLUTION CONTROL

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BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6091 12

WEYERHAEUSER NR COMPANY, COLUMBUS CELLULOSE FIBERS
PO BOX 1830
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 Weyerhaeuser NR Company, Columbus Cellulose Fibers, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated October 18, 2011, Respondent was contacted by Complainant and notified of the following violations at its facility located at 4335 Carson Road, Columbus, Mississippi in Lowndes County:

Failure to test within the permitted limits for Particulate Matter (PM) for the test conducted on the NCG Incinerator on June 29, 2011. The test results were 0.420 grains/dry standard cubic foot @12% CO₂, 8.7 pounds/hour, and 38.1 tons/year. The permitted limits for PM are 0.2 grains/dry standard cubic foot @12% CO₂, 7.8 pounds/hour, and 34.4 tons/year. (TVOP, Section 3.B.1.8 and 3.B.1.9)

The NCG Incinerator tested in compliance with the permit limits on August 18, 2011.

2.

In lieu of a formal enforcement hearing concerning the violations listed above, Complainant and Respondent agree to settle this matter as follows:

Respondent agrees to pay and Complainant agrees to accept a civil penalty in the amount of \$42,500.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director, or her Designee. The settlement payment shall be submitted to:

Mississippi Department of Environmental Quality
Attn: Mona Varner
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.

Respondent understands and acknowledges that it is entitled to an evidentiary hearing before the Commission pursuant to Miss. Code Ann. Section 49-17-31 (Rev. 2003), and that it has made an informed waiver of that right.

ORDERED, this the 20 day of March, 2012.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

BY: 
TRUDY D. FISHER
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 7th day of March, 2012.

WEYERHAEUSER NR COMPANY, COLUMBUS CELLULOSE FIBERS

BY: Kent Walker

TITLE: V.P. - Site Manager

STATE OF Mississippi

COUNTY OF Lowndes

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Kent Walker who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the V.P. - Site Manager of Weyerhaeuser NR Company, Columbus Cellulose Fibers and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 7th day of March, 2012.

Mary Jean Hudson
NOTARY PUBLIC

My Commission expires: July 29, 2012

