

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6150 12

SABIC INNOVATIVE PLASTICS US LLC  
3531 PORT AND HARBOR DRIVE  
BAY ST. LOUIS, MISSISSIPPI 39520-9669

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 SABIC Innovative Plastics US LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated December 15, 2011, Respondent was notified by Complainant of the following violation of Title V Operating Permit (TVOP) 1000-00007 for its facility located at 3531 Port and Harbor Drive, Bay St. Louis, Mississippi in Hancock County.

- A. Failure to demonstrate compliance with air emission limitations in a timely manner (TVOP Condition 5.B.18). The facility was required to demonstrate compliance with submittal of a stack test by August 24, 2011. The test demonstrating compliance occurred on January 10, 2012.

2.

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

of \$10,000.00. Respondent shall pay this penalty to Complainant within 45 days after this Agreed Order has been executed by the MDEQ Executive Director or her designee and shall submit the payment to the following address:

Mississippi Department of Environmental Quality  
ATTN: Mona Varner  
P.O. Box 2339  
Jackson, MS 39255

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 19 day of July, 2012.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

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

AGREED, this the 3<sup>RD</sup> day of July, 2012.

SABIC INNOVATIVE PLASTICS US LLC

BY: J.A. CURVEY OK - ASH

TITLE: Site Manager

STATE OF Mississippi

COUNTY OF HANCOCK

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named John A. Curvey who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Bay St. Louis Site Manager of SABIC Innovative Plastics US LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 3 day of July, 2012.

Alisa J. LeDoux  
NOTARY PUBLIC

My Commission expires: July 9, 2015

