



STATE OF MISSISSIPPI

PHIL BRYANT
GOVERNOR

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

TRUDY D. FISHER, EXECUTIVE DIRECTOR

April 30, 2013

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Stan Webb
Weyerhaeuser NR Company, Philadelphia Facility
1016 Weyerhaeuser Road
Philadelphia, MS 393506505

**Re: Weyerhaeuser NR Company, Philadelphia Facility
Agreed Order No. 6248 13**

Dear Mr. Webb:

Enclosed you will find a copy of Agreed Order No. 6248 13, 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, appearing to read "Chris Sanders", with a stylized flourish at the end.

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

Enclosure
cc: Tim Aultman

Agency Interest No. 5197
ENF20130002

OFFICE OF POLLUTION CONTROL

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6 248 13

WEYERHAEUSER NR COMPANY
1016 WEYERHAEUSER ROAD
PHILADELPHIA, MISSISSIPPI 39350-6505

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

1.

By letter dated February 20, 2013, Respondent was contacted by Complainant and notified of the following violations at its Philadelphia facility located at 1016 Weyerhaeuser Road, Philadelphia, Mississippi in Neshoba County:

- A. Failure to submit stack test reports in a timely manner. (*TVOP, Section 5.B.2(2) & (6)*)
- Stack test report for the No. 1 Wood Fired Boiler (AA-001) was due by October 28, 2012. Report was received by MDEQ on November 5, 2012.
 - Stack test report for the No. 2 Wood Fired Boiler (AA-002) was due by October 29, 2012. Report was received by MDEQ on November 5, 2012.

- Stack test report for the No. 2 Kiln (AA-015) was due by October 29, 2012. Report was received by MDEQ on December 26, 2012.

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 \$12,000.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director. 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 25 day of April, 2013.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

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

AGREED, this the 15th day of April, 2013.

WEYERHAEUSER NR COMPANY

BY: Stan Webb

TITLE: Unit Manager

STATE OF Mississippi

COUNTY OF Neshoba

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Stan Webb who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Unit Manager of Weyerhaeuser NR Company and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 15th day of April, 2013.

Sharon Ellingburg
NOTARY PUBLIC

My Commission expires:

