



STATE OF MISSISSIPPI

PHIL BRYANT  
GOVERNOR

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

TRUDY D. FISHER, EXECUTIVE DIRECTOR

July 9, 2013

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Heath Walter  
Aluminum Extrusions Inc  
140 Matthews Drive  
Senatobia, MS 38668

**Re: Aluminum Extrusions Inc  
Agreed Order No. 6283 13**

Dear Mr. Walter:

Enclosed you will find a copy of Agreed Order No. 6283 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 Mohammad Yassin at (601) 961-5915.

Sincerely,

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

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

Enclosure  
cc: Mohammad Yassin

Agency Interest No. 904  
ENF20130001

OFFICE OF POLLUTION CONTROL

POST OFFICE BOX 2261 • JACKSON, MISSISSIPPI 39225-2261 • TEL: (601) 961-5171 • FAX: (601) 354-6612 • [www.deq.state.ms.us](http://www.deq.state.ms.us)

AN EQUAL OPPORTUNITY EMPLOYER

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6 283 13

ALUMINUM EXTRUSIONS INC  
140 MATTHEWS DRIVE  
SENATOBIA, MISSISSIPPI 38668

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 Aluminum Extrusions Inc., Respondent, in the above captioned cause and agree as follows:

1.

By letter dated December 18, 2012, Respondent was contacted by Complainant and notified of the following violations at its facility located at 140 Matthews Drive, Senatobia, Mississippi in Tate County:

- A. Title V Operating Permit No. 2600-00026 (the "Permit"), Condition I.16, which requires that, for renewal of the permit, the applicant shall make application not less than one-hundred eighty (180) days prior to the expiration date of the permit substantiated with current emission data, test results or reports or other data as deemed necessary by the Mississippi Environmental Quality Permit Board. On August 9, 2012, Complainant notified Respondent that the Permit was expiring, and that the renewal application for the Respondent's Permit was due December

2, 2012. The renewal application was submitted on February 21, 2013, and the permit expired on May 31, 2013.

- B. Commission regulation AP-S-2, I.D.1 which requires a state permit to operate for synthetic minor sources, major Title V sources, and significant minor sources. Due to the expiration of the Permit, Respondent has operated without a valid air operating permit since May 31, 2013.

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

- B. Until the Mississippi Environmental Quality Permit Board or its designee acts on the renewal application for Respondent's Permit, the Respondent shall comply with the terms and conditions of Title V Operating Permit 2600-00026 issued June 4, 2008.

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 9 day of July, 2013.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

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

AGREED, this the 19<sup>th</sup> day of June, 2013.

ALUMINUM EXTRUSIONS INC

BY: [Signature]

TITLE: VP

STATE OF Nebraska

COUNTY OF Pedar

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Heath A. Walter who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Vice President of Aluminum Extrusions Inc and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 19<sup>th</sup> day of June, 2013.

[Signature]  
NOTARY PUBLIC

My Commission expires: 6-28-17

