

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7288 23

THE CHEMOURS COMPANY FC LLC
7685 KILN DELISLE ROAD
PASS CHRISTIAN, MISSISSIPPI 39571

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 The Chemours Company FC LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated August 2, 2023, Respondent was contacted by Complainant and notified of the following violation of Permit to Construct No. 1020-00115 issued on March 21, 2011 and modified on September 26, 2012, for the Export Capacity Project:

- A. Respondent failed to demonstrate compliance with the PM/PM₁₀ (filterable + condensable) limit of 1.30 pounds per hour (lbs/hr) (3-hour average) during a stack test of Emission Point AB-301 on April 20, 2023. Respondent emitted 3.93 lbs/hr of PM and 2.51 lb/hr of PM₁₀ during the stack test. Respondent demonstrated compliance with the PM/PM₁₀ (filterable + condensable) limit during a retest on May 25, 2023.

2.

In lieu of a formal enforcement hearing concerning the violation 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 \$45,000.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director 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

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.

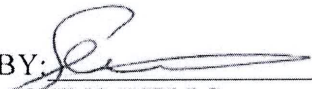
Nothing contained in this Agreed Order shall limit the rights of MDEQ or the Commission to take enforcement or other actions against Respondent for violations not addressed herein and for future violations of environmental laws, rules, and regulations.

5.

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

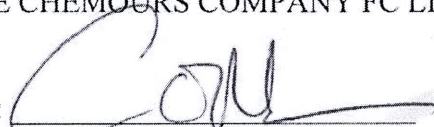
ORDERED, this the 13th day of November, 2023.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: 
CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 6 day of NOVEMBER, 2023.

THE CHEMOURS COMPANY FC LLC

BY: 
GLENN NEEDHAM
PLANT MANAGER

STATE OF MISSISSIPPI

COUNTY OF HARRISON

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Glenn Needham, who first being duly sworn, did state upon his oath and acknowledge to me that he is the Plant Manager of The Chemours Company FC LLC's DeLisle Plant and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 6 day of NOVEMBER, 2023.


NOTARY PUBLIC

My Commission expires: JUNE 3, 2026

