

STATE OF MISSISSIPPI AIR POLLUTION CONTROL PERMIT

TO CONSTRUCT AIR EMISSIONS EQUIPMENT

THIS CERTIFIES THAT

Jackson Memorial Funeral Service, LLC
111 Richardson Drive
Jackson, Hinds County, Mississippi

has been granted permission to construct air emissions equipment to comply with the emission limitations, monitoring requirements and other conditions set forth herein. This permit is issued in accordance with the provisions of the Mississippi Air and Water Pollution Control Law (Section 49-17-1 et. seq., Mississippi Code of 1972), and the regulations and standards adopted and promulgated thereunder.

MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD



AUTHORIZED SIGNATURE

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

Issued: MAR 19 2020

Permit No.: 1080-00264

SECTION 1

A. GENERAL CONDITIONS

1. This permit is for air pollution control purposes only.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D.)
2. Any activities not identified in the application are not authorized by this permit.
(Ref.: Miss. Code Ann. 49-17-29 1.b)
3. The knowing submittal of a permit application with false information may serve as the basis for the Permit Board to void the permit issued pursuant thereto or subject the applicant to penalties for operating without a valid permit pursuant to State Law.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(5).)
4. It is the responsibility of the applicant/permittee to obtain all other approvals, permits, clearances, easements, agreements, etc., which may be required including, but not limited to, all required local government zoning approvals or permits.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D.(6).)
5. The issuance of a permit does not release the permittee from liability for constructing or operating air emissions equipment in violation of any applicable statute, rule, or regulation of state or federal environmental authorities.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(7).)
6. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit, unless halting or reducing activity would create an imminent and substantial endangerment threatening the public health and safety of the lives and property of the people of this state.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(15)(a).)
7. The permit and/or any part thereof may be modified, revoked, reopened, and reissued, or terminated for cause. Sufficient cause for a permit to be reopened shall exist when an air emissions stationary source becomes subject to Title V. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(15)(b).)

8. The permit does not convey any property rights of any sort, or any exclusive privilege.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B(15)(c).)

9. The permittee shall furnish to the MDEQ within a reasonable time any information the MDEQ may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the MDEQ copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee shall furnish such records to the MDEQ along with a claim of confidentiality. The permittee may furnish such records directly to the Administrator along with a claim of confidentiality.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(15)(d).)

10. *Design and Construction Requirements:* The stationary source shall be designed and constructed so as to operate without causing a violation of an Applicable Rules and Regulations, without interfering with the attainment and maintenance of State and National Ambient Air Quality Standards (NAAQS), and such that the emission of air toxics does not result in an ambient concentration sufficient to adversely affect human health and well-being or unreasonably and adversely affect plant or animal life beyond the stationary source boundaries.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.A.)

11. *Solids Removal:* The necessary facilities shall be constructed so that solids removed in the course of control of air emissions may be disposed of in a manner such as to prevent the solids from becoming windborne and to prevent the materials from entering State waters without the proper environmental permits.
(Ref.: Miss. Code Ann. 49-17-29)

12. *Diversion and Bypass of Air Pollution Controls:* The air pollution control facilities shall be constructed such that diversion from or bypass of collection and control facilities is not needed except as provided for in Mississippi Administrative Code, Title 11, Part 2, Chapter 1, Rule 1.10 – “*Provisions for Upsets, Start-Ups, and Shutdowns*”.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.10.)

13. *Fugitive Dust Emissions from Construction Activities:* The construction of the stationary source shall be performed in such a manner so as to reduce fugitive dust emissions from construction activities to a minimum.
(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.A.(4).)

14. *Right of Entry:* The permittee shall allow the MDEQ Office of Pollution Control and the Mississippi Environmental Quality Permit Board and/or their representatives upon presentation of credentials:
- (a) To enter upon the permittee's premises where an air emission source is located or in which any records are required to be kept under the terms and conditions of this permit; and
 - (b) At reasonable times to have access to and copy any records required to be kept under the terms and conditions of this permit; to inspect any monitoring equipment or monitoring method required in this permit; and to sample any air emissions.

(Ref.: Miss. Code Ann. 49-17-21)

15. *Permit Modification or Revocation:* After notice and opportunity for a hearing, the Permit Board may modify the permit or revoke it in whole or in part for good cause shown including, but not limited to:
- (a) Persistent violation of any of the terms or conditions of this permit;
 - (b) Obtaining this permit by misrepresentation or failure to disclose fully all relevant facts; or
 - (c) A change in federal, state, or local laws or regulations that require either a temporary or permanent reduction or elimination of previously authorized air emission.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.C.)

16. *Public Record and Confidential Information:* Except for data determined to be confidential under the Mississippi Air & Water Pollution Control Law, all reports prepared in accordance with the terms of this permit shall be available for public inspection at the offices of the MDEQ Office of Pollution Control.

(Ref.: Miss. Code Ann. 49-17-39)

17. *Permit Transfer:* This permit shall not be transferred except upon approval of the Permit Board.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.16.B.)

18. *Severability:* The provisions of this permit are severable. If any provision of the permit, or the application of any provision of the permit to any circumstances, is challenged or held invalid, the validity of the remaining permit provisions and/or portions thereof or their application to other persons or sets of circumstances, shall not be affected thereby.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.1.D.(7).)

19. *Permit Expiration:* The permit to construct will expire if construction does not begin within eighteen (18) months from the date of issuance or if construction is suspended for 18 months or more.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C.(1).)

20. *Certification of Construction:* A new stationary source issued a Permit to Construct cannot begin operation until certification of construction by the permittee.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(3).)

21. *Beginning Operation:* Except as prohibited in Condition 24 of Section 1 within this permit, after certification of construction by the permittee, the Permit to Construct shall be deemed to satisfy the requirement for a permit to operate until the date the application for issuance or modification of the Title V Operating Permit or the application for issuance or modification of the State Permit to Operate (whichever is applicable) is due. This provision is not applicable to a source excluded from the requirement for a permit to operate as provided by Mississippi Administrative Code, Title 11, Part 2, Chapter 2, Rule 2.13.G.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(4).)

22. *Application for a Permit to Operate:* Except as otherwise specified in Condition 24 of Section 1 within this permit, the application for issuance or modification of the State Permit to Operate or the Title V Operating Permit (whichever is applicable) is due twelve (12) months after beginning operation or such earlier date or time as specified in the Permit to Construct. The Permit Board may specify an earlier date or time for submittal of the application. Beginning operation will be assumed to occur upon certification of construction, unless the permittee specifies differently in writing.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(5).)

23. *Operating Under a Permit to Construct:* Except as otherwise specified in Condition 24 of Section 1 within this permit, upon submittal of a timely and complete application for issuance or modification of a State Permit to Operate or a Title V Operating Permit (whichever is applicable), the applicant may continue to operate under the terms and conditions of the Permit to Construct and in compliance with the submitted application until the Permit Board issues, modifies, or denies the Permit to Operate.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(6).)

24. *Application Requirements for a Permit to Operate for Moderate Modifications:* For moderate modifications that require contemporaneous enforceable emissions reductions from more than one emission point in order to “net” out of Prevention of Significant Deterioration / New Source Review (PSD / NSR), the applicable Title V Operating

Permit or State Permit to Operate must be modified prior to beginning operation of the modified facilities.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(7).)

25. *General Duty:* All air emission equipment shall be operated as efficiently as possible to provide the maximum reduction of air contaminants.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(10).)

26. *Deviation Reporting:* Except as otherwise specified herein, the permittee shall report all deviations from permit requirements, including those attributable to upsets, the probable cause of such deviations, and any corrective actions or preventive measures taken. Said report shall be made within five (5) working days of the time the deviation began.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(10).)

27. *Compliance Testing:* Regarding compliance testing (if applicable):

- (a) The results of any emissions sampling and analysis shall be expressed both in units consistent with the standards set forth in any Applicable Rules and Regulations or this permit and in units of mass per time.
- (b) Compliance testing will be performed at the expense of the permittee.
- (c) Each emission sampling and analysis report shall include but not be limited to the following:
 - (1) Detailed description of testing procedures;
 - (2) Sample calculation(s);
 - (3) Results; and
 - (4) Comparison of results to all Applicable Rules and Regulations and to emission limitations in the permit.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.6.B.(3), (4), and (6).)

B. GENERAL NOTIFICATION REQUIREMENTS

1. The Permit Board shall be promptly notified in writing of any change in construction from the previously approved plans and specifications or permit. If the Permit Board determines the changes are substantial, it may require the submission of a new application to construct with “as built” plans and specifications. Notwithstanding any provision herein to the contrary, the acceptance of an “*as built*” application shall not constitute a waiver of the right to seek compliance penalties pursuant to State Law.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(2).)

SECTION 2
EMISSION POINT DESCRIPTION

The permittee is authorized to construct and operate, upon certification of construction completed, air emissions equipment as described in the following table:

EMISSION POINT	DESCRIPTION
AA-001	Natural Gas-Fired, Dual-Chambered Human Crematory Incinerator [equipped with a 0.75 MMBTU / Hour burner in the primary chamber and a 1.6 MMBTU / Hour burner in the secondary chamber]

SECTION 3 EMISSION LIMITATIONS AND STANDARDS

Emission Point(s)	Applicable Requirement(s)	Condition Number	Pollutant(s) / Parameter(s)	Limitation(s) / Standard(s)
AA-001	11 Miss. Admin. Code Pt. 2, R. 1.3.A.	3.1	Opacity	≤ 40%
	11 Miss. Admin. Code Pt. 2, R. 1.3.B.	3.2		
	11 Miss. Admin. Code Pt. 2, R. 1.3.C.	3.3	PM	General Nuisance Clause
	11 Miss. Admin. Code Pt. 2, R. 1.3.D.(1)(a).	3.4	PM	0.6 pounds / MMBTU per hour
	11 Miss. Admin. Code Pt. 2, R. 1.3.H.(1).	3.5		0.2 grains / dry standard ft ³ at 12% CO ₂ (by volume)
	11 Miss. Admin. Code Pt. 2, R. 2.2.B.(10).	3.6	Operating Limitation	Only Incinerate Deceased Human Remains
3.7		Fuel Restriction	Only Combust Natural Gas	

3.1 For Emission Point AA-001 (Human Crematory Incinerator), except as otherwise specified herein, the permittee shall not cause or allow the emission of smoke from a point source into the open air from any commercial process on-site, which exceeds forty percent (40%) opacity subject to the exceptions provided below:

- (a) Start-up operations may produce emissions, which exceed 40% opacity for up to fifteen (15) minutes per start-up in any one hour and not to exceed three (3) start-ups per stack in any twenty-four (24) hour period.
- (b) Emissions resulting from soot blowing (i.e. ash removal) operations shall be permitted provided such emissions do not exceed 60% opacity and provided further that the aggregate duration of such emissions during any twenty-four (24) hour period does not exceed ten (10) minutes per billion BTU gross heating value of fuel in any one (1) hour.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.A.)

3.2 For Emission Point AA-001 (Human Crematory Incinerator), unless otherwise specified herein, the permittee shall not discharge into the ambient (from any point source) any air

contaminant of such opacity as to obscure an observer's view to a degree in excess of forty percent (40%) opacity. This shall not apply to vision obscuration caused by uncombined water droplets.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.B.)

- 3.3 For Emission Point AA-100 (Facility-Wide), the permittee shall not cause or allow the emission of particles or any contaminants in sufficient amounts or of such duration from any process as to be injurious to humans, animals, plants, or property, or to be a public nuisance, or create a condition of air pollution.

Additionally, the permittee shall not cause the handling, transporting, or storage of any material in a manner, which allows or may allow unnecessary amounts of particulate matter to become airborne.

When dust, fumes, gases, mist, odorous matter, vapors, or any combination thereof escape from a building or equipment in such a manner and amount as to cause a nuisance to property other than that from which it originated or to violate any other provision of this regulation, the MDEQ may order such corrected in a way that all air and gases or air and gas-borne material leaving the building or equipment are controlled or removed prior to discharge to the open air.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.C.)

- 3.4 For Emission Point AA-001 (Human Crematory Incinerator), the maximum permissible emission of ash and/or particulate matter from the incinerator shall not exceed 0.6 pounds per MMBTU per hour heat input.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.D.(1)(a).)

- 3.5 For Emission Point AA-001 (Human Crematory Incinerator), the maximum discharge of particulate matter (PM) from the incinerator shall not exceed 0.2 grains per dry standard cubic foot of flue gas calculated to twelve percent (12%) carbon dioxide (CO₂) by volume for products of combustion. This limitation shall apply when the incinerator is operating at design capacity.

The CO₂ produced by combustion of any auxiliary fuels shall be excluded from the calculation to 12% CO₂.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 1.3.H.(1).)

- 3.6 For Emission Point AA-001 (Human Crematory Incinerator), the permittee shall only incinerate deceased human remains and any packages in which the remains have been contained.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(10).)

- 3.7 For Emission Point AA-001 (Human Crematory Incinerator), the permittee shall only combust natural gas as a fuel source for the incinerator.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(10).)

SECTION 4 WORK PRACTICE STANDARDS

Emission Point(s)	Applicable Requirement(s)	Condition Number	Pollutant(s) / Parameter(s)	Work Practice Standard(s)
AA-001	11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).	4.2	PM	Install, Operate, Calibrate, and Maintain in Accordance with Manufacturer's Specifications / Recommendations

- 4.1 For Emission Point AA-001 (Human Crematory Incinerator), the permittee shall install, operate, calibrate, and maintain the incinerator and any associated air pollution control device(s) in accordance with the manufacturer's specifications and recommendations. Additionally, the permittee shall maintain on-site an operating manual that outlines the manufacturer's specifications and recommendations for the incinerator and any associated air pollution control device(s).

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).)

SECTION 5 MONITORING AND RECORDKEEPING REQUIREMENTS

Emission Point(s)	Applicable Requirement(s)	Condition Number	Pollutant(s) / Parameter(s)	Monitoring / Recordkeeping Requirement(s)
AA-100	11 Miss. Admin. Code Pt. 2, R. 2.9.	5.1	Recordkeeping	Maintain Records for a Minimum of Five (5) Years
AA-001	11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).	5.3	Buffer Zone	Evaluate and Document the Distance from Adjacent Dwelling
	11 Miss. Admin. Code Pt. 2, R. 2.9. 40 CFR Part 60, Subpart CCCC – Standards of Performance for Commercial and Industrial Solid Waste Incineration Units 40 CFR 60.2020(a)(2); Subpart CCCC	5.4	Human Remains	Monitor and Record the Number Incinerated (Monthly) Monitor and Record the Weight Incinerated (Quarterly)

5.1 Except as otherwise specified or limited herein, the permittee shall retain all required records, monitoring data, supporting information, and reports for a period of at least five (5) years from the date of the monitoring sample, measurement, report, or application. Supporting information includes all calibration and maintenance records, all original strip-chart recordings or other data from continuous monitoring instrumentation, and copies of all reports required by this permit. Copies of such records shall be submitted to the MDEQ as required by “Applicable Rules and Regulations” or this permit upon request.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.9.)

5.2 For Emission Point AA-001 (Human Crematory Incinerator), upon certifying the completion of construction, the permittee shall evaluate and document the distance from the incinerator unit to the adjacent dwelling located at 114 Richardson Drive; Jackson, MS 39213 to ensure the unit meets the one hundred fifty (150) feet buffer zone requirement outlined in Mississippi Administrative Code, Title 11, Part 2, Chapter 2, Rule 2.2.B.(14)(e).

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.2.B.(11).)

5.4 For Emission Point AA-001 (Human Crematory Incinerator), the permittee shall monitor and record both the number of human remains that are incinerated monthly and the weight (in pounds) if human remains incinerated on a quarterly calendar basis.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.9. and 40 CFR 60.2020(a)(2); Subpart CCCC)

SECTION 6 REPORTING REQUIREMENTS

Emission Point(s)	Applicable Requirement(s)	Condition Number	Reporting Requirement(s)
AA-001		6.1	Submit Documents Certified by a Responsible Official or Duly Authorized Representative
		6.2	Report Deviation from Requirements Within Five (5) Days
		6.3	Submit Notification on Distance from Adjacent Dwelling
	11 Miss. Admin. Code Pt. 2, R. 2.9.		
	11 Miss. Admin. Code Pt. 2, R. 2.5.C.(2).	6.4	Submit Notification on the Commencement of Construction
	11 Miss. Admin. Code Pt. 2, R. 2.5.C.(3).	6.5	Submit Notification When Construction Does Not Begin Within 18 Months (As Applicable)
11 Miss. Admin. Code Pt. 2, R. 2.5.D.(1). and (3).	6.6	Submit Notification on the Completion of Construction	

6.1 For Emission Point AA-001 (Human Crematory Incinerator), any notification / report required by this permit to be submitted to the MDEQ shall contain a certification signed by an authorized Responsible Official (RO) or Duly Authorized Representative (DAR) that states, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.9.)

6.2 For Emission Point AA-001 (Human Crematory Incinerator), except as otherwise specified herein, the permittee shall report all deviations from permit requirements, including those attributable to upsets, the probable cause of such deviations, and any corrective action(s) / preventive measures taken. The report shall be made within five (5) working days of the time the deviation began.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.9.)

6.3 For Emission Point AA-001 (Human Crematory Incinerator), the permittee shall notify the MDEQ in writing the distance from the incinerator unit to the adjacent dwelling 114 Richardson Drive; Jackson, MS 39213 no later than fifteen (15) days after certifying completion of construction.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.9.)

- 6.4 For Emission Point AA-001 (Human Crematory Incinerator), the permittee shall notify the MDEQ in writing that construction has begun no later than fifteen (15) days after actual construction commences.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C.(2).)

- 6.5 For Emission Point AA-001 (Human Crematory Incinerator), the permittee shall notify the MDEQ in writing when construction does not begin within eighteen (18) months of issuance or if construction is suspended for 18 months or more.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.C.(3).)

- 6.6 For Emission Point AA-001 (Human Crematory Incinerator), upon the completion of construction / installation of the incinerator and prior to commencing operation, the permittee shall notify the MDEQ in writing that construction / installation has been completed in accordance with the approved plans and specifications on file no later than fifteen (15) days after completing the actual construction / installation.

(Ref.: 11 Miss. Admin. Code Pt. 2, R. 2.5.D.(1). and (3).)