



**STATE OF MISSISSIPPI**  
PHIL BRYANT  
GOVERNOR  
**MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY**  
GARY C. RIKARD, EXECUTIVE DIRECTOR

April 18, 2016

CERTIFIED MAIL 7010 1870 0003 4948 4466

Mr. Steve Elliott  
Enpro Industries, Inc.  
5605 Carnegie Boulevard  
Charlotte, NC 28209-4674

Dear Mr. Elliott:

Enclosed you will find a copy of Agreed Order No. 6640 16 which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Gary Rikard, on behalf of the Mississippi Commission on Environmental Quality.

If you have any questions regarding your obligations under the enclosed order, please contact Willie McKercher at (601) 961-5731.

Sincerely,

A handwritten signature in blue ink that reads "Jere Hess".

Jere "Trey" Hess, P.E.  
Division Chief  
Groundwater Assessment and Remediation Division

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6640 16

ENPRO INDUSTRIES, INC.  
560 CARNEGIE BOULEVARD  
CHARLOTTE, NORTH CAROLINA 28209-4674

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 EnPro Industries, Inc., Respondent, in the above captioned cause and agree as follows:

1.

Respondent is subject to Miss. Code Ann. §§ 17-17-1 *et seq.* and §§ 49-17-1 *et seq.* and the rules and regulations of Complainant.

2.

Soil and groundwater at and/or near the former Colt Industries/Holley Carburetor facility, hereafter referred to as the "Site," located at 600 Highway 32 in Water Valley, Yalobusha County, Mississippi has been impacted by trichloroethylene (TCE) from historical operations. Respondent is a responsible party with liability for the contamination at the Site.

3.

A. As originally proposed in Commission Order 6617-16 executed on February 5, 2016, MDEQ moved forward with vapor intrusion investigations at the Site through its contractor. MDEQ and/or its contractor will conduct a second, seasonal round of vapor intrusion investigation which will occur during the summer of 2016. Respondent will be provided fourteen (14) days to review and comment on the vapor intrusion work plan before this second round of vapor intrusion sampling. MDEQ reserves the right to move forward with its vapor intrusion work plan as originally proposed. Respondent agrees to reimburse MDEQ for the costs of the vapor intrusion investigation conducted by MDEQ and/or its contractor.

B. Should MDEQ determine that interim remedial actions to address vapor intrusion are necessary, Respondent shall implement such interim remedial actions to protect human health and the environment on a schedule as required by MDEQ. Should Respondent fail to implement such interim remedial actions as required by MDEQ, MDEQ reserves the right to move forward with such interim remedial actions. The Commission reserves the right to recover costs associated with these actions pursuant to Paragraph 6 below.

C. On or before May 31, 2016, Respondent shall submit a groundwater corrective action work plan and schedule. This plan shall propose remedial efforts supported by appropriate modeling efforts that demonstrate protection of human health and the environment within the stated goal of ten (10) years. The use of institutional controls may be a part of the remedial approach at the Site. For any part of the groundwater plume that is located under property owned by a party other than EnPro, the remedial approach shall, at a minimum, include institutional controls or other controls as approved by MDEQ to eliminate exposure pathways to protect human health with appropriate long-term monitoring.

D. Within thirty (30) days of receipt of approval of the groundwater corrective action work plan, Respondent shall begin implementation of the approved work plan according to the approved schedule.

E. Within ninety (90) days of completion of the groundwater corrective action work plan activities, Respondent shall submit a corrective action report detailing the findings developed as a

result of implementation of the approved work plan.

F. Respondent shall submit all reports (e.g., groundwater monitoring reports, site investigation reports, additional corrective action reports, interim vapor intrusion reports, etc.) within sixty (60) days of the conclusion of the field work activities.

4.

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 addressed herein.

5.

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.

6.

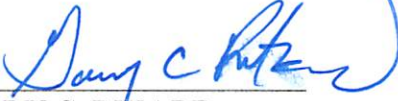
The Commission reserves the right to recover its costs for any remedial or clean-up action pursuant to Miss. Code Ann. § 49-17-43.

7.

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 18<sup>th</sup> day of APRIL, 2016.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

BY:   
GARY C. RIKARD  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY



MISSISSIPPI DEPARTMENT OF  
ENVIRONMENTAL QUALITY

AGREED, this the 7<sup>th</sup> day of April, 2016.

ENPRO INDUSTRIES, INC.

BY: Robert S. McLean

TITLE: VICE PRESIDENT, GENERAL COUNSEL & SECRETARY

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named ROBERT S. McLEAN who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the VICE PRESIDENT, GEN. COUNSEL & SECRETARY of EnPro Industries, Inc. and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 7<sup>th</sup> day of April, 2016.

Kandace Heintzelman  
NOTARY PUBLIC

My Commission expires: 11/01/2016

**KANDACE HEINTZELMAN**  
NOTARY PUBLIC  
Mecklenburg County  
North Carolina  
My Commission Expires Nov. 1, 2016