

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7336 24

TOWN OF GLOSTER
251 SOUTH FIRST STREET
GLOSTER, MISSISSIPPI 39638

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

1.

Respondent owns and operates a wastewater treatment facility, Gloster POTW, located at 1070 East Pearl Street in Gloster, MS.

On September 9, 2021, the Mississippi Environmental Quality Permit Board (the Permit Board) reissued NPDES Permit No. MS0020818 to Gloster POTW, which allows it to discharge a monthly average of 190,000 gallons per day of treated wastewater to an Unnamed Creek then into Beaver Creek.

On January 17, 2024, Gloster POTW submitted a Discharge Monitoring Report (DMR) for the 2023 monitoring period. Gloster POTW reported that it discharged a maximum monthly average of 338,000 gallons per day during 2023, which exceeded the discharge limitation of 190,000 gallons per day.

On April 18, 2024, MDEQ received from Respondent an application to amend NPDES Permit No. MS0020818. This Application proposed an increase in Gloster POTW's design flow rate to 300,000 gallons per day and the relocation of the discharge directly into Beaver Creek.

2.

In lieu of a formal enforcement hearing concerning any matters described above, Complainant and Respondent agree to the following:

- A. Should Respondent be awarded MDEQ State Revolving Fund and American Rescue Plan Act funds by October 31, 2024, Respondent shall complete the following tasks and notify MDEQ of their completion by September 1, 2025:
1. Install four (4) floating aerators into the existing treatment lagoons at Gloster POTW;
 2. Install pH adjustment chemical equipment for injection into the existing treatment lagoons at Gloster POTW;
 3. Complete construction of the splitter box, gravity sewer main, and pre-cast manholes at Gloster POTW;
 4. Install a diffused aeration system at the chlorine contact chamber at Gloster POTW;
 5. Complete construction of a 400 gallon per minute triplex lift station at Gloster POTW; and
 6. Complete construction of sewer force main and appurtenances to relocate the discharge of lagoon effluent to Beaver Creek at the location specified in the NPDES Permit application submitted to MDEQ on April 18, 2024.
- B. Should Respondent fail to obtain the funds referenced above by October 31, 2024, Respondent shall submit written notification to MDEQ's Environmental Compliance and Enforcement Division at the address below:
- Mississippi Department of Environmental Quality
Attn: Manager, ECED Enforcement Branch
P.O. Box 2261
Jackson, MS 39225
- C. If Respondent fails to comply with any of the requirements established in Section

2.A. of this Agreed Order, Respondent shall pay a stipulated penalty payable to Complainant, due within forty-five (45) days of written notification from MDEQ, in the amount of \$500.00. Respondent shall also pay an additional stipulated penalty in the amount of \$500.00 per month until compliance is achieved.

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.

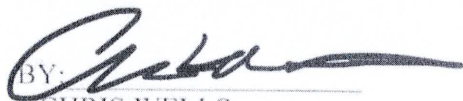
Nothing contained in this Agreed Order shall limit the rights of MDEQ or the Commission to take enforcement or other actions against Respondent for violations not addressed herein and for future violations of environmental laws, rules, and regulations.

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.

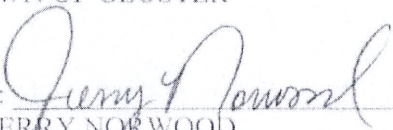
ORDERED, this the 8th day of July, 2024.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: 
CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the _____ day of _____, 2024.

TOWN OF GLOSTER

BY: 
JERRY NORWOOD
MAYOR

STATE OF Mississippi
COUNTY OF Amite

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named JERRY NORWOOD, who first being duly sworn, did state upon his/her oath and acknowledge to me that he is the MAYOR of the TOWN OF GLOSTER and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 1st day of July, 2024.

My Commission expires: July 12, 2027

