

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7088 20

CITY OF GRENADA
108 SOUTH MAIN STREET
GRENADA, MISSISSIPPI 38901

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 City of Grenada, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated December 9, 2019, Respondent was contacted by Complainant and notified of the following violation discovered during the Compliance Evaluation Inspection (CEI) conducted on October 28, 2019 at Respondent's Grenada Municipal Airport located at 950 L D Boone Road, Grenada, Mississippi in Grenada County:

- A. Violation of MS. Code Ann. § 49-17-29(2b): which states in part that "...it is unlawful for any person to carry on any of the following activities, unless that person holds a current permit for that activity from the Permit Board as may be required for the disposal of all wastes which are or may be discharged into the waters of the state...(iii) the construction, installation or operation of any industrial, commercial or other establishment, including irrigation projects or any extension or modification thereof or addition thereto, the operation of which would cause an increase in the discharge of wastes into the waters of the state..." Respondent failed to obtain

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recovery under Mississippi's Baseline Storm Water General Permit.

On October 26, 2020, Respondent submitted a Baseline Notice of Intent (BNOI) for coverage under the Baseline Storm Water General NPDES Permit (MSR00) to MDEQ's Environmental Permits Division and it is currently under review.

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 \$1,750.00. 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

- B. Respondent agrees to comply with the terms and conditions of the expired Baseline Storm Water General NPDES Permit (Coverage No. MSR000210) until MDEQ's Environmental Permits Division acts upon the BNOI received on October 26, 2020.

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 30th day of November, 2020.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

BY: 
CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 19th day of November, 2020.

CITY OF GRENADA

BY Martha Profit

TITLE: City Manager

STATE OF Mississippi

COUNTY OF Grenada

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Martha Profit who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the City Manager of City of Grenada and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 19th day of November, 2020.

Donna Gregg Harper
NOTARY PUBLIC

My Commission expires: 9/27/2023

