

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

7312 24

VS.

ORDER NO. _____

Tiffin Motor Homes Inc
105 Second Street NW
Red Bay, Alabama 35582

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 Tiffin Motor Homes Inc, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated February 7, 2023, Respondent was contacted by Complainant and notified of the following violations of Mississippi Hazardous Waste Management Regulations (MHWMR) at its facility located at 16-4 Industrial Road, Belmont, Mississippi in Tishomingo County:

- A. Per Title 11 of the Mississippi Annotated Code, Part 3, Chapter 1, Rule 1.3 and 40 C.F.R. Part 262.15(a)(5): A generator must mark or label its container with the words "Hazardous Waste."
- B. Per Title 11 of the Mississippi Annotated Code, Part 3, Chapter 1, Rule 1.3 and 40 C.F.R. Part 262.15(a)(5): A generator must mark or label its container with an indication of the hazards of the contents.
- C. Per Title 11 of the Mississippi Annotated Code, Part 3, Chapter 1, Rule 1.3 and 40 C.F.R. Part 262.15(a)(4): A container holding hazardous waste must be closed at all times during

accumulation, except when adding, removing, or consolidating waste; or when temporary venting of a container is necessary.

2.

In lieu of a formal enforcement hearing concerning the violations 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 \$25,000.00. 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 27th day of February, 2024.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: [Signature]

CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 21st day of February, 2024.

Tiffin Motor Homes Inc

BY: [Signature]

TITLE: PRESIDENT

STATE OF MISSISSIPPI

COUNTY OF Tishomingo

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Leigh Tiffin who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the President of Tiffin Motor Homes Inc and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 21st day of February, 2024.

My Commission Expires
May 6, 2025

My Commission expires: _____

Savannah Sullivan
NOTARY PUBLIC

