

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. **7149 21**

PARADISE RANCH RV RESORT
660 MS HIGHWAY 48 WEST
TYLERTOWN, MISSISSIPPI 39667

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 Paradise Ranch RV Resort, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated June 28, 2021, Respondent was contacted by Complainant and notified of the following violation at its facility located at 660 MS Highway 48 West, Tylertown, Mississippi in Walthall 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, or unless that person is exempted from holding a permit by a regulation promulgated by the commission: (i) the construction, installation, modification or operation of any disposal system or part thereof or any extension or addition thereto, including, but not limited to, systems serving agricultural operations; (ii) the increase in volume or

strength of any wastes in excess of the permissive discharges specified under any existing permit; (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 or would otherwise alter the physical, chemical or biological properties of any waters of the state in any manner not already lawfully authorized; (iv) the construction or use of any new outlet for the discharge of any wastes into the waters of the state. However, no new or existing applications relating to swine concentrated animal feeding operations within a county shall be exempted from regulations and ordinances which have been duly passed by the county's board of supervisors and which are in force on June 1, 1998.” Respondent discharged domestic wastewater without an NPDES permit.

On August 21, 2020, MDEQ’s Environmental Permits Division received a Small Domestic NPDES permit application and the application is under review. Additionally, on August 5, 2021, Respondent submitted a picture documenting the discharge pipe had been capped. Respondent also stated the wastewater would be trucked offsite for disposal.

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 \$5,250.00. 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 continue trucking the wastewater offsite for disposal until a permanent and permitted and/or approved alternative can be implemented.

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 10th day of September, 2021.

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: 
CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 6 day of Sept, 2021.

PARADISE RANCH RV RESORT

BY: Sean David Vidrine

TITLE: Managing Member

STATE OF Louisiana
PARISH
COUNTY OF Calcasieu

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Sean David Vidrine who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the managing member of Paradise Ranch RV Resort and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 6 day of Sept, 2021.

J. Mouton
NOTARY PUBLIC

My Commission expires: _____

J. Mouton
Notary ID# 8068
Calcasieu Parish, LA
Commission For Life