

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7085 20

TRAILBOSS TRAILERS, INC.  
15722 HIGHWAY 45  
MACON, MISSISSIPPI 39341

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 Trailboss Trailers, Inc., Respondent, in the above captioned cause and agree as follows:

1.

By letter dated April 6, 2020, Respondent was contacted by Complainant and notified of the following violations:

- A. ACT5 T-3 (4): Failure to maintain Monthly Spill and Leak Log.
- B. ACT5 T-7 (7): Failure to certify no illicit connections.
- C. ACT7 S-1 (4): Failure to amend the Storm Water Pollution Prevention Plan (SWPPP).
- D. ACT8 S-1: Failure to conduct Monthly Site Inspections.
- E. ACT12 S-2: Failure to comply with Training Program Requirements.

By letter dated September 28, 2020, Respondent asserted it has retained Neel-Schaffer, Inc. to assist with amending the SWPPP and implementing the training program. Additionally, Respondent submitted a Monthly Spill and Leak Log and a Monthly Site Inspection and asserted it would

continue to perform and document these inspections in accordance with the permit requirements. By email correspondence dated October 19, 2020, Respondent submitted an amended SWPPP.

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 \$16,450.00. 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 13<sup>th</sup> day of November, 2020.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: [Signature]  
CHRIS WELLS  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY

AGREED, this the 10 day of November, 2020.

TRAILBOSS TRAILERS, INC.

BY: [Signature]  
TITLE: Owner - President

STATE OF Mississippi  
COUNTY OF County - Natchez

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

SWORN AND SUBSCRIBED BEFORE ME, this the 10 day of November 2020.



[Signature]  
NOTARY PUBLIC

My Commission expires: March 9, 2022