



STATE OF MISSISSIPPI  
TATE REEVES  
GOVERNOR  
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
CHRIS WELLS, INTERIM EXECUTIVE DIRECTOR

October 20, 2020

**CERTIFIED MAIL #7012 2920 0000 4177 1993**

Mr. Ronnie Kolb, Owner  
Dewberry Sawmill  
PO Box 281  
Maben, Mississippi 39750

**Re: Dewberry Sawmill  
Agreed Order No. 7077 20**

Dear Mr. Kolb:

Enclosed you will find a copy of Agreed Order No. 7077 20, which has been executed by the Interim Executive Director of the Mississippi Department of Environmental Quality, Chris Wells, on behalf of the Mississippi Commission on Environmental Quality.

The enclosed Order assesses a civil penalty. The penalty payment, when due, should be made by check payable to the Mississippi Department of Environmental Quality and returned in the enclosed, self-addressed envelope to the MDEQ Accounts Receivable at P.O. Box 2339, Jackson, MS 39225.

If you have any questions regarding your obligations under the enclosed order, please contact Felisa Keyes at (601) 961-5319.

Sincerely,

Michelle Clark, P.E., BCEE, Chief  
Environmental Compliance and Enforcement Division

Enclosure  
cc: Felisa Keyes

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

**7077 20\***

DEWBERRY SAWMILL  
P.O. BOX 281  
MABEN, MISSISSIPPI 39750

RESPONDENT

AGREED ORDER

COME NOW the Mississippi Commission on Environmental Quality (Commission), acting through the staff and Interim Executive Director of the Mississippi Department of Environmental Quality (MDEQ), Complainant, and Dewberry Sawmill, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated March 30, 2020, Respondent was contacted by Complainant and notified of the following violations of Mississippi's Baseline Storm Water General NPDES Permit (Coverage No. MSR000279) at its facility located at 3572 Maben Bell School House Road, Maben, Mississippi in Oktibbeha County:

- A. Violation of ACT5 T-3 (4): Failure to maintain Monthly Spill and Leak Log:  
The Monthly Spill and Leak Log Sheet had not been properly documented every month.
- B. Violation of ACT5 T-7 (8): Failure to obtain an Illicit Connections Certification:  
The Illicit Connections Evaluation had not been performed.
- C. Violation of ACT7 S-1 (1): Failure to implement the SWPPP:  
The silt fence had not been maintained in accordance to the SWPPP.  
Spills from the oil storage area had occurred and spill response procedures had not

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been implemented.

D. Violation of ACT7 S-1 (4): Failure to amend the SWPPP:

The SWPPP was not up to date with the current general permit.

E. Violation of ACT8 S-2: Failure to conduct Annual Comprehensive SWPPP

Evaluation:

The Annual Comprehensive SWPPP Evaluation forms had not been properly documented.

By email dated May 19, 2020 and letter dated September 25, 2020, the Respondent asserts the facility has returned to compliance with Mississippi's Baseline Storm Water General NPDES Permit (Coverage No. MSR000279).

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 \$13,500.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Interim 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 19<sup>th</sup> day of October, 2020.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

BY: 

CHRIS WELLS  
INTERIM EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY

MISSISSIPPI DEPARTMENT OF  
ENVIRONMENTAL QUALITY

AGREED, this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

DEWBERRY SAWMILL

BY: Ronnie Kolb

TITLE: Owner

STATE OF Mississippi

COUNTY OF Webster

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

SWORN AND SUBSCRIBED BEFORE ME, this the 14<sup>TH</sup> day of October, 2020.

Jennifer A. White  
NOTARY PUBLIC

My Commission expires: June 11, 2022

