



State of Mississippi

TATE REEVES
Governor

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
CHRIS WELLS, EXECUTIVE DIRECTOR

January 29, 2024

CERTIFIED MAIL #7019 1120 0000 4787 4005

Mr. Dion Quinn
Hinds County
900 East Main Street
Raymond, Mississippi 39154

**Re: Hinds County, MS4 Stormwater Management Program
Agreed Order No. 7304 24**

Dear Mr. Quinn:

Enclosed you will find a copy of Agreed Order No. 7304 24, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Chris Wells, on behalf of the Mississippi Commission on Environmental Quality.

If you have any questions regarding your obligations under the enclosed order, please contact Geoffrey Martin at (601) 961-5024.

Sincerely,

A handwritten signature in cursive script that reads "Michelle Clark".

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

Enclosure
cc: Geoffrey Martin

Agency Interest No. 17828
ENF20230001

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

7304 24

HINDS COUNTY
900 EAST MAIN STREET
RAYMOND, MISSISSIPPI 39154

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 Hinds County, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated November 17, 2022, Respondent was contacted by Complainant and notified of the following violation:

- A. Respondent discharged stormwater from its small storm sewer systems without obtaining coverage under Mississippi's Small Municipal Separate Storm Sewer System (MS4) Storm Water General NPDES Permit that was issued on March 18, 2016, in violation of Miss. Code Ann. § 49-17-29(2)(b) which states, "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...”

2.

In lieu of a formal enforcement hearing concerning the violation listed above, Complainant and Respondent agree to settle this matter as follows:

- A. By no later than February 29, 2024, Respondent shall submit an interim Storm Water Management Program (SWMP) to MDEQ. The SWMP shall be developed in accordance with the terms and conditions of Mississippi’s Small Municipal Separate Storm Sewer System (MS4) Storm Water General NPDES Permit (General Permit) issued March 18, 2016. Respondent shall submit the SWMP to:

Mississippi Department of Environmental Quality
Attn: Manager, ECED Stormwater Branch
P.O. Box 2261
Jackson, MS 39225
- B. Upon satisfaction of Paragraph 2.A., Respondent agrees to comply with the interim SWMP referenced in Paragraph 2.A. and the General Permit issued March 18, 2016, until MDEQ issues a new General Permit and Respondent obtains coverage under it.
- C. Within sixty (60) days of written notification by MDEQ that the General Permit has been reissued, Respondent shall apply for coverage under the new General Permit.
- D. If Respondent fails to comply with Paragraph 2.A. or 2.C., Respondent shall pay Complainant a stipulated penalty in the amount of \$500.00. Respondent shall also pay Complainant a stipulated penalty in the amount of \$100.00 per thirty (30) days until compliance with the requirement is met. The stipulated penalty will be payable

to Complainant, due within forty-five (45) days of written notification by MDEQ that such payment is due.

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 29th day of January, 2024.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

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

AGREED, this the 19th day of January, 2024.

HINDS COUNTY

BY: [Signature]
DION QUINN
INTERIM PUBLIC WORKS DIRECTOR

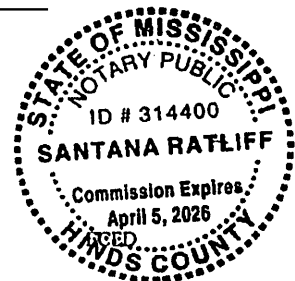
STATE OF Mississippi
COUNTY OF Hinds

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named DION QUINN, who first being duly sworn, did state upon his oath and acknowledge to me that he is the INTERIM PUBLIC WORKS DIRECTOR of HINDS COUNTY and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 19 day of January 2024.

[Signature]
NOTARY PUBLIC

My Commission expires: April 5, 2026





State of Mississippi

TATE REEVES
GOVERNOR

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

CHRIS WELLS, EXECUTIVE DIRECTOR

March 15, 2024

CERTIFIED MAIL NO. 7019 1120 0000 4787 8645

Dr. Mayier Kahn
mayier.kahn@acerts.us
Acerts, Inc.
1801 Native Dancer Place
South Lake, TX 76092

Re: OYO Hotel ("Hotel O") Demolition
Ex Parte Order No. 7316 24

Dear Mr. Kahn:

Enclosed please find a copy of *Ex Parte* Order No. 7316 24, which has been executed by Mr. Chris – Executive Director of the Mississippi Department of Environmental Quality – on behalf of the Mississippi Commission on Environmental Quality.

The enclosed Order details the mandated actions that you must implement by indicated deadlines. If you have any questions regarding your obligations under the enclosed Order, please feel free to contact Mr. Greg Mallery [601-961-5592; gmallery@mdeq.ms.gov] or me [601-961-5303; jwhitlock@mdeq.ms.gov].

Sincerely,

A handwritten signature in cursive script that reads "Jaricus Whitlock".

Jaricus Whitlock, P.E.
Chief, Air Division

Agency Interest No. 85213
ENF20230001