



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

April 30, 2025

CERTIFIED MAIL #7019 1120 0000 4785 6773

Mr. Rodney Smith
East Side Jersey Dairy Inc
PO Box 1229
Kosciusko, Mississippi 39090

Re: East Side Jersey Dairy Inc
Agreed Order No. 7489 25

Dear Mr. Smith:

Enclosed you will find a copy of Agreed Order No. 7489 25, 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.

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 Geoffrey Martin at (601) 961-5024.

Sincerely,

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

Enclosure
cc: Geoffrey Martin

Agency Interest No. 40
ENF20240003

OFFICE OF POLLUTION CONTROL

Post Office Box 2261 Jackson, Mississippi 39225-2261 · Tel: (601) 961-5171 · FAX: (601) 354-6612 · www.mdeq.ms.gov
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AN EQUAL OPPORTUNITY EMPLOYER

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7489 25

EAST SIDE JERSEY DAIRY INC
926 HIGHWAY 35 BYPASS
KOSCIUSKO, MISSISSIPPI 39090

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 East Side Jersey Dairy Inc, Respondent, in the above captioned cause and agree as follows:

1.

Respondent owns and operates a dairy processing facility (the Facility) located at 926 Highway 35 North, Kosciusko, Mississippi in Attala County. The Facility discharges wastewater to the City of Kosciusko's sanitary sewer system and is subject to Pretreatment Permit No. MSP090691 (the Permit).

By letters dated August 28, 2023; January 8, 2024; March 27, 2024; November 13, 2024; January 7, 2025; and April 15, 2025, Respondent was contacted by Complainant and notified of the following violations of the Permit:

- A. Respondent violated the effluent Carbonaceous Biochemical Oxygen Demand discharge limitations during the April, May, June, July, August, September, October, November, and December monitoring periods in 2023, during the January, February, March, May, and June monitoring periods in 2024, and during the January 2025

monitoring period.

- B. Respondent violated the effluent Total Suspended Solids discharge limitations during the April, June, July, August, September, October and November monitoring periods in 2023, during the January, February, August, September, October, and December monitoring periods in 2024, and during the January 2025 monitoring period.

On March 28, 2025 and April 23, 2025, Respondent submitted Discharge Monitoring Reports to NetDMR demonstrating compliance with the discharge limitations required by the Permit during the February and March 2025 monitoring periods.

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 \$25,500.00. 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 30th day of April, 2025.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

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

AGREED, this the 28TH day of April, 2025.

EAST SIDE JERSEY DAIRY INC.

BY: [Signature]
RODNEY SMITH
PLANT MANAGER

STATE OF MS
COUNTY OF Attala

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named RODNEY SMITH, who first being duly sworn, did state upon his oath and acknowledge to me that he is the PLANT MANAGER at EAST SIDE JERSEY DAIRY INC. and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 28TH day of April, 2025.

[Signature]
NOTARY PUBLIC

My Commission expires: 9/15/2028

