



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

September 8, 2025

CERTIFIED MAIL # 7019 1120 0000 4785 7206

Mr. Bennie Batte
Jack Batte and Sons Inc
221 Smith County Road 35-9
Forest, Mississippi 39074

**Re: Jack Batte and Sons Inc
Agreed Order No. 7552 25**

Dear Mr. Batte:

Enclosed you will find a copy of Agreed Order No. 7552 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.

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 blue ink that reads "Michelle Clark".

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

Enclosure
cc: Geoffrey Martin

Agency Interest No. 1896
ENF20250002

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7552 25

JACK BATTE AND SONS, INC.
221 SMITH COUNTY ROAD 35-9
FOREST, MISSISSIPPI 39074

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 Jack Batte and Sons, Inc., Respondent, in the above captioned cause and agree as follows:

1.

By letter dated August 25, 2025, Respondent was contacted by Complainant and notified of the following violation of Title V Operating Permit No. 2500-00012 (the Permit) at its facility located at 221 Smith County Road 35-9, Forest, Mississippi in Smith County:

- A. Respondent failed to submit a timely renewal application to the Mississippi Environmental Quality Permit Board (the Permit Board) in violation of Condition 1.17 of the Permit which states, "Expiration of this permit terminates the permittee's right to operate unless a timely and complete renewal application has been submitted. A timely application is one which is submitted at least six (6) months prior to expiration of the [TVOP]". The renewal application was due on February 28, 2025.

On May 20, 2025, Respondent submitted a renewal application for the Permit to the Permit Board.

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 shall comply with all terms and conditions of Title V Operating Permit No. 2500-00012 issued on September 14, 2020, and modified on October 19, 2021, with an expiration date of August 31, 2025, until the Permit Board acts on the renewal application received May 20, 2025.

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 8th day of September, 2025.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: *Chris Wells*

CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 28 day of August, 2025.

JACK BATTE AND SONS, INC.

BY: *Bennie S. Batte*
BENNIE S. BATTE
PRESIDENT

STATE OF MS

COUNTY OF Smith

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named BENNIE S. BATTE, who first being duly sworn, did state upon his oath and acknowledge to me that he is the PRESIDENT of JACK BATTE AND SONS, INC. and is authorized to sign and enter this Agreement.

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

Linda B. Goodson
NOTARY PUBLIC

My Commission expires: April 4, 2029

