



STATE OF MISSISSIPPI

PHIL BRYANT  
GOVERNOR

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

TRUDY D. FISHER, EXECUTIVE DIRECTOR

July 8, 2014

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. A. Jay Warren  
Trey LLC, Residential Development  
PO Box 320188  
Jackson, MS 392320188

**Re: Trey LLC, Residential Development  
Agreed Order No. 6432 14**

Dear Mr. Warren:

Enclosed you will find a copy of Agreed Order No. 6432 14, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Trudy Fisher, 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 Fees Division at P.O. Box 2339, Jackson, MS 39225.

If you have any questions regarding your obligations under the enclosed order, please contact Danny Beasley at (601) 961-5356.

Sincerely,

A handwritten signature in blue ink, appearing to read "Chris Sanders".

Chris Sanders, P.E.  
Chief, Environmental Compliance and Enforcement Division

Enclosure  
cc: Danny Beasley

Agency Interest No. 65192  
ENF20140002

OFFICE OF POLLUTION CONTROL

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6432 14

TREY, LLC  
PO BOX 320188  
JACKSON, MISSISSIPPI 39232

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 Trey, LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated January 14, 2014, Respondent was contacted by Complainant and notified of the following violation discovered during a Compliance Evaluation Inspection (CEI) conducted by MDEQ staff on December 20, 2013, at the Respondent's construction project located off of Erlich Road Extension, Florence, Mississippi in Rankin County:

- A. Violation of MS Code Ann. 49-17-29 (2.b): Respondent failed to obtain coverage under Mississippi's Large Construction Storm Water General Permit before commencement of land disturbing activities.

On February 7, 2014, Large Construction Storm Water General Permit Certificate of Coverage Number MSR106530 was issued to Trey, LLC to discharge storm water associated with the construction activity at the project site.

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 agrees to pay and Complainant agrees to accept a civil penalty in the amount of \$5,000. 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 her designee. The settlement payment shall be submitted to:

Mississippi Department of Environmental Quality  
Attn: Jennifer Parish  
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 7 day of July, 2014.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

BY: [Signature]  
TRUDY D. FISHER  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY

AGREED, this the 26 day of June, 2014.

TREY, LLC

BY: [Signature]

TITLE: Manager

STATE OF Mississippi

COUNTY OF Hankin

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named A. J. Warren III who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the MANAGER of Trey, LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 26 day of June, 2014.

[Signature]  
NOTARY PUBLIC

My Commission expires: November 20, 2016

