



STATE OF MISSISSIPPI
PHIL BRYANT
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
GARY C. RIKARD, EXECUTIVE DIRECTOR

October 29, 2014

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. David Aldana
Nissan North America Inc, Canton Manufacturing Facility
PO Box 1606
Canton, MS 39046

**Re: Nissan North America Inc, Canton Manufacturing Facility
Agreed Order No. 6463 14**

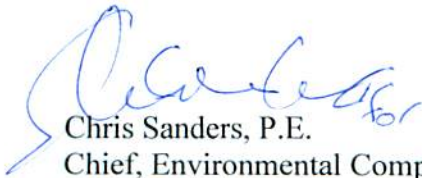
Dear Mr. Aldana:

Enclosed you will find a copy of Agreed Order No. 6463 14, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Gary Rikard, 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 Mohammad Yassin at (601) 961-5195.

Sincerely,



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

Enclosure
cc: Mohammad Yassin

Agency Interest No. 15614
ENF20140002

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6463 14

NISSAN NORTH AMERICA INC
PO BOX 1606
CANTON, MISSISSIPPI 39046

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 Nissan North America Inc, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated September 4, 2014, Respondent was contacted by Complainant and notified of the following violation at its Canton Manufacturing Facility located at 300 Nissan Drive, Canton, Mississippi in Madison County:

On March 28, 2014, Respondent reported an unanticipated noncompliance discharge. This discharge consisted of approximately 1,000 gallons of mixed paint and wastewater. The discharge occurred on March 22, 2014 and was remediated by March 26, 2014. Mississippi Administrative Code, Title 11, Part 6, Chapter 1, I.B requires discharges of wastewater be permitted. Respondent is not authorized to discharge process wastewater directly to the waters of the State.

By letters dated March 26, 2014 and April 14, 2014, with a further supplemental response dated September 17, 2014, Respondent alleged to have implemented corrective action measures that have resulted in a return to compliance with the applicable permits and regulations.

2.

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

Respondent agrees to pay and Complainant agrees to accept a civil penalty in the amount of \$5000.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director. 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 29th day of OCTOBER, 2014.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

BY: 
GARY C. RIKARD
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 17th day of October, 2014.

NISSAN NORTH AMERICA INC

BY: [Signature]

TITLE: Vice President - Manufacturing

STATE OF Mississippi

COUNTY OF Madison

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named David Aldana who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Vice President - Manufacturing of Nissan North America Inc and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 17th day of October, 2014.

[Signature]
NOTARY PUBLIC

My Commission expires: April 30, 2016

