

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6487-14

RIVERBEND ENVIRONMENTAL SERVICES LLC  
PO BOX 99  
FAYETTE, MISSISSIPPI 39069

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 Riverbend Environmental Services LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated September 12, 2014, Respondent was contacted by Complainant and notified of the following violations:

- A. Respondent failed to submit the required semi-annual monitoring reports for the periods of July 1, 2013 through December 31, 2013 and January 1, 2014 through June 30, 2014 in violation of Title V Permit No. 1320-00019, (Permit) Condition 5.A.4 and 11 Miss. Admin. Code Pt. 2, Ch. 6, R.6.3.A (3)(c)(1); and
- B. Respondent failed to submit the 2013 Annual Compliance Certification by January 31, 2014 in violation of Permit Condition 4.2 and 11 Miss. Admin. Code Pt. 2, Ch. 6, R.6.3.C (5) (a),(c),(d).

2.

Respondent subsequently submitted the required semi-annual monitoring reports for the monitoring periods of July 1, 2013 through December 31, 2013 and January 1, 2014 through June 30, 2014 and the Annual Compliance Certification for the year of 2013 on September 19, 2014.

3.

In lieu of a formal enforcement hearing concerning the violations 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 \$19,000. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director. The settlement payment shall be submitted to:

Mississippi Department of Environmental Quality  
Attn: Jennifer Parish  
P.O. Box 2339  
Jackson, MS 39225

4.

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.

5.


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.

6.

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 19<sup>th</sup> day of DECEMBER, 2014.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

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

AGREED, this the 10<sup>th</sup> day of December, 2014.

RIVERBEND ENVIRONMENTAL SERVICES LLC

BY: [Signature]

TITLE: President

STATE OF Mississippi

COUNTY OF Adams

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named SAMe Innis who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the President of Riverbend Environmental Services LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 10<sup>th</sup> day of December, 2014.

[Signature]  
NOTARY PUBLIC

My Commission expires: 8/27/18

