



STATE OF MISSISSIPPI  
HALEY BARBOUR  
GOVERNOR  
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
TRUDY D. FISHER, EXECUTIVE DIRECTOR

October 27, 2011

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Keith Steen  
Corinth Utility Commission, Corinth Surface Water Supply  
PO Box 346  
West Point, GA 31833

**Re: Corinth Utility Commission, Corinth Surface Water Supply  
Agreed Order No. 6036 11**

Dear Mr. Steen:

Enclosed you will find a copy of Agreed Order No. 6036 11, 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 Steve Bailey at (601) 961-5056.

Sincerely,

A handwritten signature in cursive script that reads "Chris Sanders". Below the signature is the word "for" written in a smaller, simpler script.

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

Enclosure  
cc: Steve Bailey

Agency Interest No. 35764  
ENF20110002

OFFICE OF POLLUTION CONTROL

POST OFFICE BOX 2261 • JACKSON, MISSISSIPPI 39225-2261 • TEL: (601) 961-5171 • FAX: (601) 354-6612 • [www.deq.state.ms.us](http://www.deq.state.ms.us)

AN EQUAL OPPORTUNITY EMPLOYER

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

6036 11

PF MOON CONSTRUCTION COMPANY  
PO BOX 346  
WEST POINT, GA 31833

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 PF Moon Construction Company, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated August 19, 2011, Respondent was contacted by Complainant and notified of the following violation(s) of the Large Construction General Storm Water Permit Certificate of Coverage Number MSR105433, at its facility located at Highway 72 East, Corinth, Mississippi in Alcorn County:

- A. ACT 6 Condition S-2 (9) of the Large Construction General Permit: Failure to maintain all controls.

The inspection conducted on August 16, 2011, documented erosion sediment controls, including the sediment basin (referred to forward as the "basin"), had not been properly maintained. The basin was at 100% capacity and had no ability to control silt at its discharge point. The sediment basin discharged into a known wetland area, thereby impacting the known wetland area with sediment. The City

of Corinth is in the process of mitigating the damaged wetland area.

2.

In lieu of a formal enforcement hearing concerning the violation(s) 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 \$5,000.00 for the matters addressed herein. Respondent shall pay this penalty to MDEQ within thirty (45) days after this Agreed Order has been executed by the MDEQ Executive Director or her designee. The penalty payment shall be submitted to the following address:

Mississippi Department of Environmental Quality  
Attention: Mona Varner  
P.O. Box 2261  
Jackson, MS 39255

The Notice of Violation (NOV) was sent August 19, 2011. Within two weeks of the Complainant sending the NOV, PF Moon Construction Company, prime contractor for the City of Corinth, sent a response, with photographs, to the NOV which indicated all the deficiencies noted in the NOV had been corrected. As of September 2, 2011, the City of Corinth and PF Moon appear to be in compliance with the Large Construction Storm Water General Permit, Certificate of Coverage No. MSR105433

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. Section 49-17-31 (Rev. 2003), and that it has made an informed waiver of that right.

ORDERED, this the 20 day of October, 2011.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

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

PF MOON CONSTRUCTION COMPANY

BY:

KEITH J. STEEN

TITLE:

COO

STATE OF GEORGIA

COUNTY OF TROUP

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction  
aforesaid, the within named KEITH J. STEEN who first being duly sworn, did state upon  
his/~~her~~ oath and acknowledge to me that he/~~she~~ is the \_\_\_\_\_ COO \_\_\_\_\_ of  
**P. F. MOON AND COMPANY, INC.**  
~~Certain City Commission, Certain Surface Water Supply~~ and is authorized to sign and enter  
this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 10 day of OCTOBER, 2011.

NOTARY PUBLIC

J. T. COLE

My Commission expires: My Commission Expires September 11, 2015.



STATE OF MISSISSIPPI  
HALEY BARBOUR  
GOVERNOR  
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
TRUDY D. FISHER, EXECUTIVE DIRECTOR

September 29, 2011

CERTIFIED MAIL: 7007 2560 0000 9476 1422

Mr. Keith Steen  
Corinth Utility Commission, Corinth Surface Water Supply  
PO Box 346  
West Point, GA 31833

Re: Corinth Utility Commission, Corinth Surface Water Supply  
Corinth, Alcorn County  
GP-Construction Coverage No. MSR105433

Dear Mr. Steen:

Enclosed please find an Agreed Order that reflects our understanding of agreements reached to resolve certain environmental issues with your company.

If you concur with this Agreed Order, please sign the order before a Notary Public in the appropriate space and return the original water-marked order in the enclosed, self-addressed envelope to MDEQ Attn: Kim Smith, PO Box 2261 Jackson, MS 39225.

If you have any questions, please contact me at (601) 961-5056.

Sincerely,

A handwritten signature in blue ink that reads "Steven R Bailey". The signature is fluid and cursive, with the first name "Steven" and last name "Bailey" clearly legible.

Steven R Bailey  
Construction and Building Materials Branch  
Environmental Compliance and Enforcement Division

Enclosure