



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

January 18, 2019

CERTIFIED MAIL #7012 2920 0000 4177 0705

Mr. Bill Hoffart
Wis Pak of Hattiesburg, LLC
2 W L Runnels Industrial Drive
Hattiesburg, MS 39401

**Re: Wis Pak of Hattiesburg, LLC
Agreed Order No. 6921 19**

Dear Mr. Hoffart:

Enclosed you will find a copy of Agreed Order No. 6921 19, 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 Accounts Receivable at P.O. Box 2339, Jackson, MS 39225.

If you have any questions regarding your obligations under the enclosed order, please contact Matthew Evans at (601) 961-5129.

Sincerely,

A handwritten signature in blue ink, appearing to read "Tim Aultman".

Tim Aultman, P.E.
Chief, Environmental Compliance and Enforcement Division

Enclosure
cc: Matthew Evans

Agency Interest No. 55244
ENF20180006

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

6921 19

VS.

ORDER NO. _____

WIS-PAK OF HATTIESBURG, LLC
2 W.L. RUNNELS INDUSTRIAL DRIVE
HATTIESBURG, MISSISSIPPI 39401

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 Wis-Pak of Hattiesburg, LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letters dated July 10, 2018, August 8, 2018, September 6, 2018, October 9, 2018, and December 21, 2018, Respondent was contacted by Complainant and notified of the following violations at 2 W.L. Runnels Industrial Drive, Hattiesburg, Mississippi 39401:

- A. Outfall 001: Violation of Biochemical Oxygen Demand (BOD) milligram per liter (mg/L) monthly average limitation of 1700 mg/L for the monitoring periods of May, June, July, and August of 2018.
- B. Outfall 001: Violation of Biochemical Oxygen Demand (BOD) milligram per liter (mg/L) daily maximum limitation of 3500 mg/L for the monitoring period of June 2018.
- C. Outfall 001: Violation of Biochemical Oxygen Demand (BOD) milligram per liter (mg/L) daily maximum limitation of 5000 mg/L for the monitoring period of

September 2018.

Respondent received a modification to pretreatment permit No. MSP092288 for an increase in BOD permit limits.

2.

In lieu of a formal enforcement hearing concerning the violations 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 \$7,500.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director or his designee. The settlement payment shall be submitted to:

Mississippi Department of Environmental Quality
Attn: Accounts Receivable
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 17th day of JANUARY, 2019.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

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

AGREED, this the _____ day of _____, 2019.

WIS-PAK OF HATTIESBURG, LLC

BY: Bill Hyatt

TITLE: Facility MGR

STATE OF Mississippi

COUNTY OF Forrest

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Bill Hyatt who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Facility MGR of Wis Pak of Hattiesburg, LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 11 day of Jan., 2019.

Lennie N. Schilling
NOTARY PUBLIC

My Commission expires: 10/24/2020

