



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

March 28, 2019

**CERTIFIED MAIL #7012 2920 0000 4177 0798**

Mr. Solon Scott  
Scott Petroleum Corporation, Greenville Facility  
102 Main Street  
Itta Bena, MS 38941

**Re: Scott Petroleum Corporation, Greenville Facility  
Agreed Order No. 6931 19**

Dear Mr. Scott:

Enclosed you will find a copy of Agreed Order No. 6931 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. 24072  
ENF20180002

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

**6931 19**

VS.

ORDER NO. \_\_\_\_\_

SCOTT PETROLEUM CORPORATION  
102 MAIN STREET  
ITTA BINA, MISSISSIPPI 38941

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 Scott Petroleum Corporation, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated September 11, 2018, Respondent was contacted by Complainant and notified of the following violation of Synthetic Minor Operating Permit No. 2800-00136 discovered during a Compliance Evaluation Inspection on July 30, 2018, at the Scott Petroleum Corporation Greenville Facility located at 942 North Broadway Street, Greenville, Mississippi 38701:

- A. A truck was observed bypassing the vapor collection system. Synthetic Minor Operating Permit No. 2800-00136 Condition L-13 states: "Emission Point AC-002, is subject to 40 CFR 60 Subpart XX – Standards of Performance for Bulk Gasoline Terminals." More specifically, 40 CFR 60.502(g) states; "The owner or operator shall act to assure that the terminal's and the tank truck's vapor collection systems are connected during each loading of a gasoline tank truck at the affected facility."

On September 18, 2018, Respondent provided documentation that performance training was conducted to ensure compliance with 40 CFR 60.502.

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 \$20,000.00. 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 20 day of March, 2019.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

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

AGREED, this the 20 day of March, 2019.

SCOTT PETROLEUM CORPORATION

BY: Mike Tuttle [Signature]  
TITLE: Vice President

STATE OF MS

COUNTY OF LeFlore

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Mike Tuttle who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Vice President of Scott Petroleum Corporation, Greenville Facility and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 20 day of March, 2019.



[Signature]  
NOTARY PUBLIC

My Commission expires: \_\_\_\_\_