



State of Mississippi

TATE REEVES
Governor

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

CHRIS WELLS, EXECUTIVE DIRECTOR

August 29, 2023

CERTIFIED MAIL #7019 1120 0000 4785 9323

Mr. Scott Riggs
Williams Equipment and Supply Company
6250 Brook Hollow Parkway, Suite 100
Norcross, GA 30071

**Re: Williams Equipment and Supply
Agreed Order No. 7275 23**

Dear Mr. Riggs:

Enclosed you will find a copy of **Agreed Order No. 7275 23**, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Chris Wells, 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 Geoffrey Martin at (601) 961-5024.

Sincerely,

Michelle Clark, P.E., BCEE, Chief
Environmental Compliance and Enforcement Division

Enclosure
cc: Geoffrey Martin

Agency Interest No. 35598
ENF20230001

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

7275 23

VS.

ORDER NO. _____

WILLIAMS EQUIPMENT AND SUPPLY COMPANY
122 COUNTY ROAD 713
SHANNON, MISSISSIPPI 38868

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 Williams Equipment and Supply Company, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated April 20, 2022, Respondent notified MDEQ of noncompliance related to Respondent's NPDES Permit No. MS0060861. Respondent asserted that an employee collected compliance monitoring samples from a groundwater well rather than the permitted outfall beginning sometime in 2018 and continuing until March 2022 without authorization. These samples were then sent to a third-party laboratory for analyses, and the results of which were reported on Discharge Monitoring Report submittals to MDEQ.

2.

By letter dated July 14, 2022, Respondent was contacted by Complainant and notified of the following violations of NPDES Permit No. MS0060861:

A. Condition No. L-3 for failing to take compliance samples at the nearest accessible

point after final treatment but prior to mixing with the receiving stream.

- B. Condition No. T-16 for failing to collect samples that were representative of the volume and nature of the monitored wastewater.

3.

Since the discovery of the noncompliance at its facility, Respondent has taken the following actions:

- A. Respondent immediately ceased all equipment washing and cleaning operations at the permitted facility.
- B. By letter dated May 18, 2023, Respondent applied for a State Operating Permit to install and operate a non-discharging wastewater treatment system.

4.

In lieu of a formal enforcement hearing concerning the violations listed in 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 \$67,500.00. 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

- B. Respondent agrees to not discharge wastewater via NPDES Permit No. MS0060861 Outfall 001. Respondent further acknowledges that upon issuance of the State Operating Permit, MDEQ will terminate NPDES Permit No. MS0060861.

5.

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.

6.

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.

7.

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 August, 2023.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: 

CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 22 day of August, 2023.

WILLIAMS EQUIPMENT AND SUPPLY COMPANY

BY: 
SCOTT RIGGS
CHIEF OPERATING OFFICER

STATE OF Georgia

COUNTY OF Cobb

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Scott Riggs, who first being duly sworn, did state upon his oath and acknowledge to me that he is the Chief Operating Officer of Williams Equipment and Supply Company and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 22 day of August, 2023.


NOTARY PUBLIC

My Commission expires: December 8, 2025

