



STATE OF MISSISSIPPI  
PHIL BRYANT  
GOVERNOR  
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
TRUDY D. FISHER, EXECUTIVE DIRECTOR

October 24, 2013

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. John E. Milner  
Brunini, Grantham, Grower & Hewes, PLLC  
P.O. Drawer 119  
Jackson, MS 39205

**Re: BFI Waste Systems of Mississippi LLC, Little Dixie Landfill  
Agreed Order No. 6342 13**

Dear Mr. Milner:

Enclosed you will find a copy of Agreed Order No. 6342 13, 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 Chris Wells at (601) 961-5545.

Sincerely,

A handwritten signature in blue ink that reads "Chris Sanders".

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

Enclosure  
cc: Chris Wells

Agency Interest No. 4702  
ENF20130004

RECEIVED  
OCT 16 2013  
Dept of Environmental Quality

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6342 130

BFI WASTE SYSTEMS OF MISSISSIPPI LLC  
1716 NORTH COUNTY LINE ROAD  
RIDGELAND, MISSISSIPPI 39157

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 BFI Waste Systems of Mississippi LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated February 4, 2013, Respondent was contacted by Complainant and notified of the following violations of NDPEs Permit No. MSS057495 at its Little Dixie Landfill located at 1716 North County Line Road, Ridgeland, Mississippi in Madison County:

Monitoring Period	Outfall	Parameter	Permit Requirement	Reported Value	Deviation
01/01/10 through 12/31/2010	003	TSS	90 mg/L	120 mg/L	33%
01/01/10 through 12/31/2010	004	TSS	90 mg/L	282 mg/L	213%
01/01/11 through 12/31/2011	001	TSS	90 mg/L	230 mg/L	156%

01/01/11 through 12/31/2011	006	TSS	90 mg/L	122 mg/L	36%
01/01/12 through 12/31/2012	003	TSS	90 mg/L	182 mg/L	102%
01/01/12 through 12/31/2012	004	TSS	90 mg/L	100 mg/L	11%
01/01/12 through 12/31/2012	005	TSS	90 mg/L	128 mg/L	42%

2.

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 \$12,500. 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: Mona Varner  
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 24 day of October, 2013.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

BY: 

TRUDY D. FISHER  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY

AGREED, this the 15<sup>th</sup> day of October, 2013.

BFI WASTE SYSTEMS OF MISSISSIPPI LLC

BY: Heath Eddleblute

TITLE: Area President

STATE OF Georgia

COUNTY OF Douglas

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Heath Eddleblute who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Area President of BFI Waste Systems of Mississippi LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 15<sup>th</sup> day of October, 2013.

Sherry M Long  
NOTARY PUBLIC

My Commission expires: Aug 14, 2015

