



MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

RECEIVED  
NOV 22 2022  
Dept. of Environmental Quality

**MINING NOTICE OF INTENT (MNOI)  
FOR COVERAGE UNDER  
MINING STORM WATER, DEWATERING AND NO DISCHARGE  
GENERAL PERMIT MSR32 2 9 9 5  
(Number to be assigned by State)**

**File at least 30 days prior to the commencement of mining; 15 days if a Storm Water Pollution Prevention Plan (SWPPP) is already on file and mine dewatering is not proposed. Lateral expansion of an existing mine that has general permit coverage requires the submittal of the Major Modification Form, not a new MNOI. However, modification of the existing SWPPP to include the expansion is required. Discharge of storm water or impounded water associated with mining or the operation of a wastewater recirculation system with no discharge without written notification of coverage from MDEQ is a violation of State Law.**

**If the company seeking coverage is a corporation, a limited liability company, a partnership, or a business trust, attach proof of its registration with the Mississippi Secretary of State and/or its Certificate of Good Standing. This registration or Certificate of Good Standing must be dated within twelve (12) months of the date of the submittal of this coverage form. Coverage will be issued in the company name as it is registered with the Mississippi Secretary of State.**

Please indicate the activities to be covered by this MNOI (check all that apply).

- Storm Water Discharges Associated with Mining
- Mine Dewatering
- Wastewater Recirculation System with No Discharge

The appropriate section of the MNOI must be completed if the applicant proposes to discharge storm water, discharge impounded mine water (dewatering) and/or operate a wastewater recirculation system with no discharge.

A site-specific Storm Water Pollution Prevention Plan (SWPPP) developed in accordance with ACT5 of the General Permit and a United States Geological Survey (USGS) quadrangle map or photocopy, indicating the site location and outfalls must be included with the MNOI submittal. The name of the quadrangle map must be shown on all copies. Quadrangle maps can be obtained from the MDEQ, Office of Geology at 601-961-5523. Additional submittals may include the following (check all that apply).

- Section 404 Documentation
- Notice of Exempt Operations Form
- Dam/Reservoir Safety Permit or Written Authorization

**ALL INFORMATION MUST BE COMPLETED (indicate "N/A" where not applicable)**

MSR32 2 9 9 5

(NUMBER TO BE ASSIGNED BY STATE)

APPLICANT IS THE:  OWNER  OPERATOR

**OWNER CONTACT INFORMATION**

OWNER CONTACT PERSON: Kenneth Seitz

OWNER COMPANY LEGAL NAME: \_\_\_\_\_

OWNER STREET OR P. O. BOX: PO Box 14577

OWNER CITY: Starkville STATE: MS ZIP: 39759

OWNER PHONE #: (662) 312-0887

OWNER EMAIL: \_\_\_\_\_

**OPERATOR CONTACT INFORMATION**

OPERATOR CONTACT PERSON: Jason McGee

OPERATOR COMPANY LEGAL NAME: Joe McGee Construction Co., Inc.

OPERATOR STREET OR P. O. BOX: PO Box 340

OPERATOR CITY: Lake STATE: MS ZIP: 39092

OPERATOR PHONE #: (601) 775-3754

OPERATOR EMAIL: jason.mcgee@joemcgeeconst.com

**MINE INFORMATION**

MINE NAME: Seitz Mine

MINE SITE ADDRESS (If the physical address is not available, please indicate nearest named road.)

Street: Artesia Road

City: Starkville

State: MS

County: Oktibbeha

Zip: 39759

SW        /4 OF NW        /4 OF SECTION 13 , TOWNSHIP 18 N , RANGE 15 E

MINE SITE TRIBAL LAND ID (N/A If not applicable): N/A

ATTACH A USGS QUAD MAP, EXTENDING ½ MILE BEYOND FACILITY, OUTLINING THE MINE BOUNDARIES  
(Maps can be obtained from the Mississippi Office of Geology. For information call 601-961-5523).

LATITUDE: 33 degrees 25 minutes 41 seconds      LONGITUDE: 88 degrees 41 minutes 07 seconds

LAT & LONG DATA SOURCE (GPS (Please GPS Entrance Gate) or Map Interpolation): Map Interpolation

TOTAL ACREAGE: 4

MATERIAL TO BE MINED: CL & SC

WILL HYDRAULIC DREDGING BE USED?  YES  NO

WASHING OF SAND/GRAVEL?  YES  NO

ESTIMATED START DATE: 2023-01-15

YYYY-MM-DD

ESTIMATED END DATE: 2023-10-01

YYYY-MM-DD

SIC CODE 1442

NAICS CODE 212321

**RECEIVING STREAM INFORMATION**

NEAREST NAMED RECEIVING STREAM: Unnamed Tributary of Gunn Branch

IS RECEIVING STREAM ON MISSISSIPPI'S 303(D) LIST OF IMPAIRED WATER  YES  NO

BODIES? (The 303(d) list of impaired waters and TMDL stream segments may be found of MDEQ's website:

[http://www.deq.state.ms.us/MDEQ.nsf/page/TWB\\_Total\\_Maximum\\_Daily\\_Load\\_Section](http://www.deq.state.ms.us/MDEQ.nsf/page/TWB_Total_Maximum_Daily_Load_Section))

HAS A TMDL BEEN ESTABLISHED FOR THE RECEIVING STREAM SEGMENT?  YES  NO

**COMPLETE IF STORM WATER DISCHARGE IS PROPOSED**

ATTACH A STORM WATER POLLUTION PREVENTION PLAN (SEE PERMIT FOR REQUIREMENTS)

IDENTIFY THE ASSOCIATION OR GENERIC SWPPP ON FILE AT MDEQ: See Attached

**COMPLETE IF WASTEWATER RECIRCULATION SYSTEM WITH NO DISCHARGE IS PROPOSED**

DISTANCE BETWEEN RECIRCULATION POND(S) AND PROPERTY LINE: \_\_\_\_\_ (FT)  
(MUST BE AT LEAST 150 FEET)

NUMBER OF RECIRCULATION POND(S): \_\_\_\_\_

STORAGE CAPACITY OF EACH RECIRCULATION POND(S): \_\_\_\_\_ (FT<sup>3</sup>)

**COMPLETE IF MINE DEWATERING IS PROPOSED**

ESTIMATED DEWATERING VOLUME: \_\_\_\_\_ (GAL/DAY)

NAME AND ADDRESS OF THE RECIPIENT OF THE DISCHARGE MONITORING REPORTS (DMRs), IF DIFFERENT FROM SIGNATORY: \_\_\_\_\_

**DOCUMENTATION OF COMPLIANCE WITH OTHER REGULATIONS/REQUIREMENTS**

Coverage under this general permit will not be granted until all other required MDEQ permits and approvals are addressed.

WILL THE CONSTRUCTION OR OPERATION OF THIS MINE INVOLVE THE RE-ROUTING, FILLING OR CROSSING OF A WATER CONVEYANCE OF ANY KIND?  YES  NO

If yes, contact the U.S. Army Corps of Engineers' Regulatory Branch for permitting requirements. If the mine requires a Corps of Engineers Section 404 permit, provide appropriate documentation with this MNOI that:

- The mine has been approved by individual permit, or
- The work will be covered by a nationwide permit and NO NOTIFICATION to the Corps is required, or
- The work will be covered by a nationwide or general permit and NOTIFICATION to the Corps is required.

LIST ANY NPDES PERMIT NO(s). \_\_\_\_\_ GEOLOGY APPLICATION/PERMIT NO. \_\_\_\_\_

LIST OTHER GEOLOGY PERMIT NUMBERS THAT APPLY TO COVERAGE AREA \_\_\_\_\_

IS THE MINE LESS THAN 4 ACRES AND GREATER THAN 1320 FEET FROM ANOTHER MINE?

- YES A "Notice of Exempt Operations" Form must be included with the MNOI or proof of prior submission, if previously submitted to the Office of Geology.
- NO A "Notice of Intent to Mine Class I or Class II Materials" Form must be filed before coverage will be granted under the Mining General Permit. For information on Office of Geology requirements, call 601-961-5515.

LIST ANY LOCAL STORM WATER ORDINANCES WITH WHICH THE OPERATIONS MUST COMPLY AND SUBMIT ANY

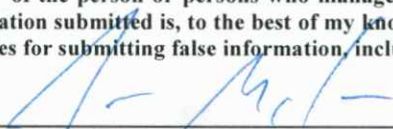
ASSOCIATED APPROVAL DOCUMENTATION. \_\_\_\_\_

IF IMPOUNDMENTS WILL BE CONSTRUCTED ABOVE NATURAL SURFACE ELEVATIONS, INDICATE WHICH, IF ANY, OF THE FOLLOWING APPLY.

- The impoundment will be constructed with a peripheral dam or levee 8 feet or greater in height, measured from the lowest elevation of its toe.
- The impoundment will have a maximum storage volume greater than 25 acre-feet.
- The impoundment will impound a watercourse with a continuous flow.
- The impoundment has the potential to threaten downstream lives or man-made structures.

If any of the impoundments meet any of the above criteria, the applicant will be required to obtain written authorization from MDEQ, Dam Safety Division before coverage will be granted under the Mining General Permit.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

  
\_\_\_\_\_  
Authorized Signature<sup>1</sup>

11/18/22  
\_\_\_\_\_  
Date

Jason McGee  
\_\_\_\_\_  
Printed Name

Vice President  
\_\_\_\_\_  
Title

<sup>1</sup>This application shall be signed according to the General Permit, Act 15, T-4 as follows:

- For a corporation, by a responsible corporate officer.
- For a partnership, by a general partner.
- For a sole proprietorship, by the proprietor.
- For a municipal, state or other public facility, by either a principal executive officer, the mayor, or ranking elected official.
- Duly Authorized Representative

Please submit this form to: Chief, Environmental Permits Division  
MDEQ, Office of Pollution Control  
P.O. Box 2261  
Jackson, Mississippi 39225

**Storm Water Pollution Prevention Plan  
for  
Non-Coal Surface Mining Operations  
by  
Joe McGee Construction Company, Inc.**

**P.O. Box 340  
Lake, MS 39092**

**for  
Seitz Mine**

**Artesia Road  
Artesia, MS**

**November 2022**

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## INTRODUCTION

This document is the Storm Water Pollution Prevention Plan (SWPPP) for Non-Coal Surface Mining Operations by Joe McGee Construction Co., Inc. This plan is the criteria for compliance with the regulations set forth by the Environmental Protection Agency, National Pollutant Discharge Elimination System (NPDES) permit application regulations for storm water discharges regarding construction storm water.

The purpose of this SWPPP is the control and mitigation of pollution in storm water discharges associated with the non-coal surface mining operations.

## SITE DESCRIPTION

This project consists of excavation necessary to create a non-coal surface mine. Proposed activities will include land clearing, topsoil stripping and storage, excavation, and finally, reclamation. Access to the mining area will be from Artesia Road. Upon completion of excavation activities, the disturbed areas will be permanently vegetated and pine trees planted.

Excavation will disturb approximately 4 acres located in the Southeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 13, Township 18 North, Range 15 East, Oktibbeha County, Mississippi. The topography of the site is gently sloping throughout. Currently, surface runoff generally drains northerly toward an unnamed tributary of an unnamed tributary of Sand Creek. From visuals from the site, the majority of the existing soils appear to classify as a SC material according to the Unified Soil Classification System.

The majority of the project site described above is currently replanted pine plantation currently. Storm water from this proposed site drains into an unnamed tributary of an unnamed tributary of Sand Creek. **Sand Creek is not listed on the 303(d) list for impairment as prescribed by MDEQ.**

Mine boundaries are at least 50 feet from the closest perennial stream. Boundary markers will be set to ensure the proper buffer area is maintained.

Planned reclamation of this site is to slope all walls to a maximum 3:1 slope. All disturbed areas will be re-vegetated.

## **GENERAL REQUIREMENTS**

This Storm Water Pollution Prevention Plan consists of various controls appropriate for this particular site. The purposes of these various controls shall:

- Divert upslope water around disturbed areas of the site.
- Limit the exposure of disturbed areas to the shortest time as practical.
- Minimize the amount of surface area that must be disturbed.
- Implement Best Management Practices to mitigate adverse impacts from storm water runoff.
- Remove sediment from storm water before it leaves the site using appropriate methods.

Erosion and sediment controls consisting of vegetative and structural practices shall be designed to preserve vegetation or timely revegetated, disturbed areas; divert flow from exposed soils; store flows or otherwise limit runoff from exposed areas.

Post mining measures shall include on-site infiltration, flow attenuation in vegetated swales and natural depressions. After mining is complete the area void of ground cover shall be re-vegetated. After re-vegetation is complete, temporary erosion control measures shall be removed. Velocity dissipation may be required at the outfall of swales and drainage structures to provide non-erosive flows.



## **BEST MANAGEMENT PRACTICES**

The implementation of these practices shall begin immediately upon coverage and will be maintained through the life of this project. The controls of importance include but are not limited to:

- Installation of construction entrance/exit.
- Installation of silt fencing.
- Installation of diversion berms along upslope perimeter of mine area to divert upstream run-off around disturbed areas.
- Permanent re-vegetation shall occur after construction to prevent erosion.

Mine operator shall implement controls to prevent erosion and adverse impacts on nearby streams and/or ponds. When work is not being performed in a disturbed area, appropriate temporary and/or vegetative and structural practices shall be initiated within seven calendar days.

There are no known or anticipated non-storm water discharges associated with this mining activity.

## **IMPLEMENTATION SEQUENCE**

The implementation sequence is as follows:

- Construct the construction entrance/exit.
- Install silt fencing.
- Construct upslope diversion berms to divert flows from mining site.
- Perform excavation and re-vegetate.

## **POST CONSTRUCTION/STORM WATER MANAGEMENT MEASURES**

- Plate slopes with stockpiled topsoil and re-vegetate.
- Remove silt fencing after satisfactory vegetation cover is in place.

## **HOUSEKEEPING PRACTICES**

The operator shall designate an area adjacent to the mine entrance for all equipment maintenance and repair. Runoff from this area will be directed away from natural drains and preparation will be made to remove any contaminants prior to release from subject property. Waste receptacles will be positioned as needed throughout site and be serviced on regular intervals. All chemicals, solvents, fertilizers and other potentially toxic materials will be stored in enclosed storage units or off site.

## **IMPLEMENTATION/INSPECTION**

The owner/operator of this site shall implement controls as noted above to prevent erosion and adverse impacts on the nearby creek. Vegetative practices shall be designed to preserve existing vegetation where possible and re-vegetate disturbed areas as soon as practicable after clearing, grading, excavating or other land disturbing activities. Such practices may include, but are not limited to, surface roughening, temporary seeding, permanent seeding, mulching, sod stabilization, vegetative buffer strips, protection of trees, and/or topsoil preservation. When a disturbed area not actively being mined will be left undisturbed for 30 days or more, the appropriate temporary or permanent vegetative practices shall be implemented within seven (7) calendar days. When work is not being performed in a disturbed area, appropriate temporary and/or vegetative and structural practices shall be initiated within seven (7) calendar days.

Inspections of all receiving streams (if feasible), outfalls, erosion and sediment controls, and other SWPPP requirements upon receipt of coverage and throughout permit coverage at least monthly, within 24 hours after commencement of a rainfall event equal to or greater than a 2-year, 24-hour storm event (approximately 6-inches on the Gulf Coast to 4 inches at the Mississippi-Tennessee State Line), and as necessary to ensure that erosion controls have been constructed, maintained, and function adequately to satisfy the requirements of this permit and to ensure that pollutants are not leaving the site. Non-functioning controls shall be repaired, replaced or supplemented with functional controls within 24 hours of discovery or as soon as field conditions allow.

These inspections should be reported in compliance with this permit. All records resulting from activities required shall be retained for a period of at least three years from the date of the inspection or report.

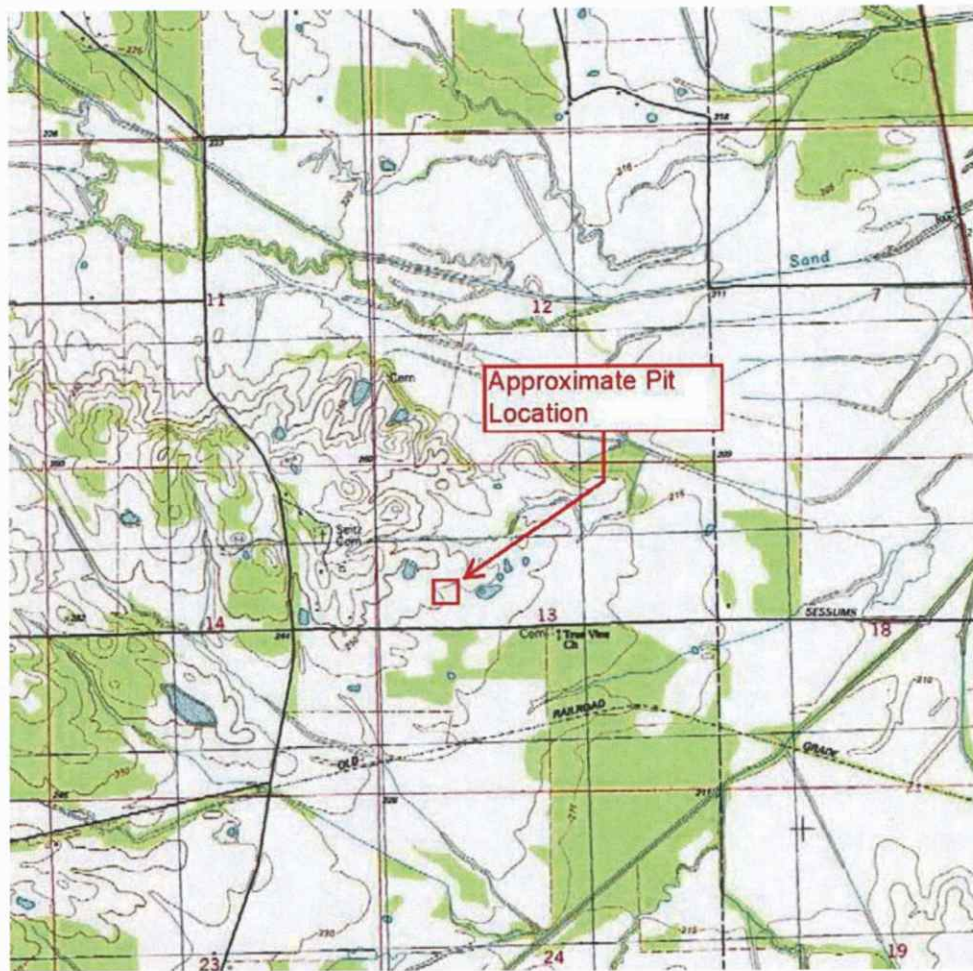
Within 30 days of final stabilization, a complete Request for Termination (RFT) of Coverage form shall be submitted to the Permit Board.

## CERTIFICATION

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure the qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

  
Authorized Signature

  
Date



Wilkerson Mine is located in Part of  
 SW ¼ of the NW ¼, Section 13,  
 Township 18 North, Range 15 East,  
 Oktibbeha County, MS and contains  
 4.0 acres more or less.

Entrance is located at:  
 33d 25' 41" N 88d 41' 07" W



## Wilkerson Mine Topographic Mapping

for  
 Joe McGee Construction Co., Inc.



Topsoil to be stripped and stockpiled along perimeter of pit area. Upstream storm water runoff to be diverted around pit area through use of berms. Storm water runoff within pit area to be collected in silt fence prior to exiting mine footprint.



## Wilkerson Mine Mine Layout

for  
Joe McGee Construction Co., Inc.

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF GEOLOGY  
Mining and Reclamation Division  
P. O. Box 2279  
Jackson, Mississippi 39225-2279  
(601) 961-5515

**NOTICE OF EXEMPT OPERATION**

This form shall be filed with the Office of Geology, Mining and Reclamation Division **only** for operations affecting **4** acres or less **and greater** than **1320** feet from another mine. **NOTE:** Local, county, federal or other state agencies may also require permits before mining can be done on your site. This is *your* responsibility.

Name of applicant/operator: Joe McGee Construction Co., Inc.  
Mailing address: PO Box 340  
Lake, MS 39092  
Telephone number: 601-775-3754

Do you have any **other** exempt mining operations on file?  yes  no  
Do you plan to file for a **permit** and expand this site later?  yes  no

**LOCATION**

SW 1/4 of NW 1/4 of Section 13, Township 18 N Range 15 E County Oktibbeha

**Include a map or aerial photo marked with site location with this form.**

Name of land owner: Kenneth Seitz  
Mailing address: PO Box 14577  
Starkville, MS 39759  
Telephone number: 662-312-0887

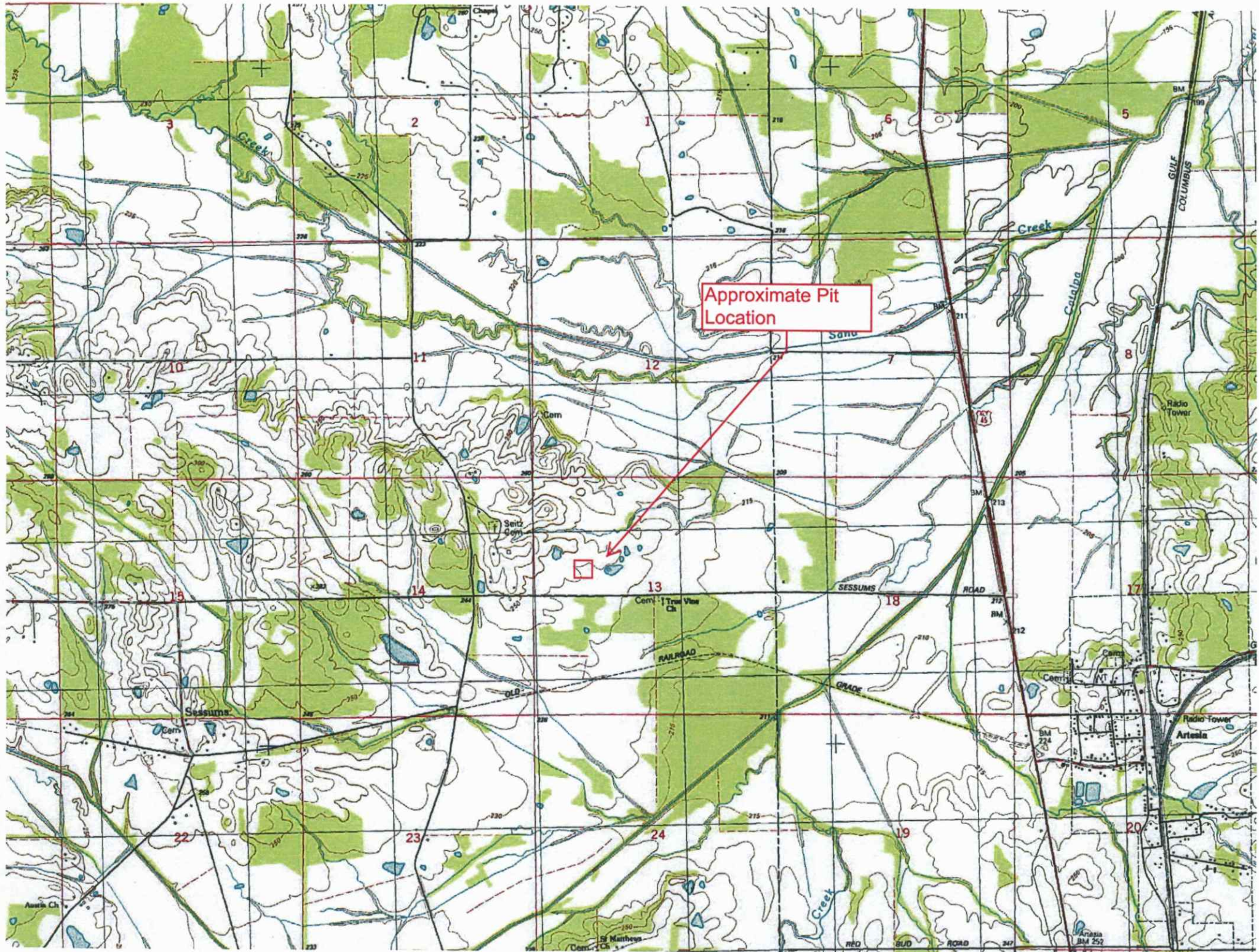
Date operation to begin 1/15/23 Date operation to end (estimated) 10/2023  
Material to be mined SC and CL Number of acres to be mined <4 (A)\*  
**Total acres** to be affected by operation (mine, roads, storage, etc.) <4 (B)\*  
Is operation **closer** than 1,320 feet (1/4 mile) to another mine?  no  yes\*

**\*If items A or B exceed 4 acres or you answered YES above, you need to apply for a MINING PERMIT.**

Applicant/operator: Jason McGee By [Signature]  
Signature  
Date: 11/18/22 Position: Vice President

For Office of Geology use only

Date: \_\_\_\_\_ By \_\_\_\_\_  
Division Director  
Mining and Reclamation Division



Approximate Pit Location

Sessums Rd  
Artesia Rd  
Sessums Rd  
Artesia Rd  
Sessums Rd

Approximate Pit Area



900 ft

