

AI: 83688
MSR 323009



MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

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APR 03 2023
Dept. of Environmental Quality

**MINING NOTICE OF INTENT (MNOI)
FOR COVERAGE UNDER
MINING STORM WATER, DEWATERING AND NO DISCHARGE
GENERAL PERMIT MSR323009
(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)

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U.S. DEPARTMENT OF JUSTICE

100-100000

MEMORANDUM FOR THE DIRECTOR
FROM: SAC, NEW YORK
SUBJECT: [Illegible]

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[Illegible typed text]

[Illegible typed text]

MSR32 3009

(NUMBER TO BE ASSIGNED BY STATE)

APPLICANT IS THE: OWNER OPERATOR

OWNER CONTACT INFORMATION

OWNER CONTACT PERSON: Mike Mason
OWNER COMPANY LEGAL NAME: _____
OWNER STREET OR P. O. BOX: 5975 Highway 7
OWNER CITY: Michigan City STATE: MS ZIP: 38647
OWNER PHONE #: (662) 471-6023 OWNER EMAIL: _____

OPERATOR CONTACT INFORMATION

OPERATOR CONTACT PERSON: Caleb McAlister
OPERATOR COMPANY LEGAL NAME: Xcavators, Inc.
OPERATOR STREET OR P. O. BOX: 20831A Highway 15 N
OPERATOR CITY: Falkner STATE: MS ZIP: 38629
OPERATOR PHONE #: (662) 512-1254 OPERATOR EMAIL: caleb@xcavators-inc.com

MINE INFORMATION

MINE NAME: Mason Highway 7 Pit
MINE SITE ADDRESS (If the physical address is not available, please indicate nearest named road.)
Street: Highway 7 & Harris Chapel Road
City: Michigan City State: MS County: Benton Zip: 38647
E _____ /4 OF E _____ /4 OF SECTION 26 _____, TOWNSHIP 1S _____, RANGE 1W _____
MINE SITE TRIBAL LAND ID (N/A If not applicable): NA
ATTACH A USGS QUAD MAP, EXTENDING 1/2 MILE BEYOND FACILITY, OUTLINING THE MINE BOUNDARIES
(Maps can be obtained from the Mississippi Office of Geology. For information call 601-961-5523).
LATITUDE: 34 degrees 58 minutes 09 seconds LONGITUDE: 89 degrees 16 minutes 09 seconds
LAT & LONG DATA SOURCE (GPS (Please GPS Entrance Gate) or Map Interpolation): Google Earth
TOTAL ACREAGE: 36 MATERIAL TO BE MINED: Dirt
WILL HYDRAULIC DREDGING BE USED? YES NO
WASHING OF SAND/GRAVEL? YES NO

ESTIMATED START DATE: 2023-05-01

YYYY-MM-DD

ESTIMATED END DATE: 2024-08-29

YYYY-MM-DD

SIC CODE _____

NAICS CODE _____

RECEIVING STREAM INFORMATION

NEAREST NAMED RECEIVING STREAM: Grays Creek

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)

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: _____

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): _____ (FT³)

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. N/A

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.

Caleb McAlister
Authorized Signature

3-28-23
Date

Caleb McAlister
Printed Name

Project Manager
Title

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

Xcavators, Inc.
Storm Water Pollution Prevention Plan (SWPPP)
Mason Highway 7 Pit

The excavation of borrow material for the new construction of a Roundabout. Project HSIP-0007-01(096) on Highway 7 and Highway 72 in Benton County. The total disturbed area will consist of around 4 acres. Excavation will begin on the West side of the property with an 8 foot cut from the North to the South side of the property, then will proceed West with additional cuts for material. The storm water drains south of the property 600 LF to Unnamed tributary and from there to Grays Creek. This creek is not on the 303 (d) lists for siltation, turbidity, or habitat alterations, therefore additional controls that are warranted for a site discharging to listed receiving streams are not required.

Controls

Vegetative Controls: A 10-foot undisturbed vegetative buffer zone will be maintained around the perimeter of the pit. Topsoil will be stockpiled to be replaced in the pit once hauling operations have ceased. Any disturbed areas that will be left undisturbed for 14 or more days will be temporary seeded within seven calendar days. After final grading, all disturbed areas will be permanently seeded within seven calendar days.

Structural Controls: A silt fence will be constructed around the perimeter of dirt pit and topsoil pile where storm water will naturally drain.

Housekeeping Practices: All equipment maintenance and repair will be done offsite. Trash will be located in convenient location throughout the site. It will be collected once a week and disposed at the proper sanitary facility.

Post Construction/Storm Water Management Measures: Silt fence will remain in place until permanent seeding grass has had time to fully cover the disturbed areas including topsoil area.

Implementation Sequence

- 1) Install silt around perimeter of dirt pit.
- 2) Install stone construction entrance.
- 3) Plant needed temporary vegetation on disturbed areas.
- 4) After site is stabilized, remove all temporary measures, seeding for vegetation.

Maintenance Plan

Check all disturbed areas, erosion and sediment controls after each significant rainfall but not less than once per week. Make repairs as needed within 24 hours. Replace non- functional silt fence. Maintain all vegetated areas to provide proper ground cover- reseed, fertilize, and mulch as needed.

Mike Mason Highway 7 Pit

Legend

- Measure
- Polygon Measure
- Untitled Placemark

Construction Entrance

Topsoil Pile

Pit Location

Silt Fence



Google Earth



900 ft

