



# State of Mississippi

**TATE REEVES**  
Governor

## MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

CHRIS WELLS, EXECUTIVE DIRECTOR

February 16, 2023

**FedEx Tracking: 8178 1947 3931**

Honorable Chokwe Antar Lumumba  
City of Jackson, MS4 Stormwater Management Program  
219 South President Street  
Jackson, MS 39205

Re: Notice of Violation  
Jackson, City of, MS4 Stormwater Management Program  
Jackson, Mississippi  
Hinds County  
Water – NPDES Coverage No. MSS049786

Honorable Chokwe Antar Lumumba:

Act 9 Conditions R-1 – R-4 of NPDES Coverage No. MSS049786 state the following:

“R-1 Annual Reports:

The City of Jackson must prepare and submit an annual report to MDEQ. The objective of the annual report is to summarize the progress made in implementing the conditions of the permit and all elements of the SWMP. The annual report shall be in the approved MDEQ format. A template of the approved MDEQ annual report format is included with the permit. Annual reports in 3-ring binders will not be accepted due to limited filing space. The annual reports must include, at a minimum: (1) The status of compliance with permit conditions, an assessment of the progress towards achieving the identified measurable goals for each of the minimum control measures. [WPC-1 Chapter One]

R-2 (2) Results of information collected and analyzed, including monitoring data, if any, during the reporting period. The fourth Annual Report shall include sampling results. The results shall be used to assess the effectiveness and adequacy of the SWMP, estimate pollutant loadings, identify and prioritize portions of the MS4, and identify water quality improvements or degradations.

Agency Interest No. 16788  
ENF20230001

- (3) A summary of the storm water activities planned during the next reporting cycle.
- (4) A summary of approved changes to the SWMP.
- (5) Notice that you are relying on another government entity to satisfy some of your permit obligations (if applicable).
- (6) Annual projected expenditures and budget for year following each annual report.
- (7) The number of small construction projects receiving approval from the City. Small construction projects are land disturbance activities of equal to or greater than one (1) acre and less than five (5) acres or are part of a larger common plan of development or sale with a planned disturbance of equal to or greater than one (1) acre and less than five (5) acres. Small construction activity does not include routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, and original purpose of the facility (i.e. an existing ditch, channel, or other similar storm water conveyance, as well as routine grading of existing dirt roads, asphalt overlays of existing roads, and similar maintenance activities). [WPC-1 Chapter One]

- R-3 (8) The number of large construction projects receiving approval from the City. Large construction projects are land disturbance activities of equal to or greater than five (5) acres or are part of a larger common plan of development or sale with a planned disturbance of equal to or greater than five (5) acres. Large construction activity does not include routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, and original purpose of a ditch, channel, or other similar storm water conveyance. Large construction activity does not include the routine grading of existing dirt roads, asphalt overlays of existing roads, and similar maintenance activities.
- (9) The number and type of inspections conducted and enforcement actions taken.
  - (10) The number of illicit discharges detected and the number of illicit discharges eliminated. [WPC-1 Chapter One]

- R-4 (11) The number, type (i.e., detention basin, manufactured system, etc.) and location of post-construction management practices installed at new development and redevelopment projects.
- (12) Certification that the SWMP is up to date. The annual report shall be certified according to ACT10, T-5, T-6 of this permit.
  - (13) Identification of violations of water quality standards.

**DEADLINE TO SUBMIT ANNUAL REPORT:**

The annual reports required by this ACT are to be submitted annually postmarked no later than the 28th day of January. The City of Jackson shall contact MDEQ for Annual Report format. If this permit expires prior to being reissued, the City must continue to submit the annual report(s) until the permit can be renewed. The first submission may be for less than a 12-month period. Reports shall be submitted to the MDEQ at the following address:

Chief, Environmental Compliance and Enforcement Division  
Office of Pollution Control, Dept of Environmental Quality

P.O. Box 2261  
Jackson, Mississippi 39225. [WPC-1 Chapter One]"

The 2022 Annual Report was due no later than January 28, 2023. A review of our files indicates that the 2022 Annual Report is missing and appears to be delinquent.

If the 2022 Annual Report has been submitted, please forward a copy of the submittal to my attention and include any information regarding the actual submittal date and/or date of receipt by MDEQ.

If the 2022 Annual Report has not been completed, please prepare and submit along with an explanation of why it was not submitted timely.

Please provide your written response to this letter and the 2022 Annual Report by **March 3, 2023**. These documents should be emailed to the email address below and/or mailed to PO Box 2261 Jackson, MS 39225. The specific Annual Report Template for the City of Jackson can be found under the MS4 City of Jackson heading at:

<https://www.mdeq.ms.gov/permits/environmental-permits-division/applications-forms/generalpermits/>

We will review the information submitted before determining if further action is warranted. Failure to submit a response to this request may result in enforcement action.

**Please note that a Notice of Violation was issued to the City of Jackson on April 20, 2022 following an MS4 Audit on February 23, 2022. A written response to the violations identified during the audit has not been received. Failure to submit a response to this request may result in enforcement action.**

If you have any questions concerning this matter, please contact Ruth Recinos at (601) 961-5126 or [rrecinos@mdeq.ms.gov](mailto:rrecinos@mdeq.ms.gov).

Sincerely,



Sara Beasley, P.E.  
Chief, 401/Stormwater Branch  
Environmental Compliance and Enforcement Division