



GEORGIA

DEPARTMENT OF NATURAL RESOURCES

ENVIRONMENTAL PROTECTION DIVISION

Jeffrey W. Cown, Director

Southwest District
2024 Newton Road
Albany, Georgia 31701
229-430-4144

March 11, 2025

Mr. Tony Kincaid
Caton Farms, LLC
tkincaid1967@gmail.com

RE: Notice of Violation
Parcel No. 015 32 000 and Parcel No. 051 15 015
Berrien County, Georgia

Dear Mr. Kincaid:

On October 29, 2024, representatives from the Georgia Environmental Protection Division (Division) investigated multiple complaints alleging open dumping of soybeans, hay bales, chicken litter, and tree and limb debris at the above referenced properties (Sites). On November 12, 2024, the Division issued a Notice of Violation (NOV) for accepting manure prior to applying for a Solid Waste Handling Permit. The NOV requested that you obtain a Permit-by-Rule (PBR) and remove all the chicken litter from the Sites or land apply at agronomic rates within sixty (60) days.

A Class 2 Composting PBR was obtained and issued on December 5, 2024. On February 18, 2025, a conversation with you during the inspection of Caton Farms, LLC revealed only half of the chicken litter was removed from the Sites. This NOV is issued for failing to remove or land apply all the chicken litter within sixty days.

The Division has been given statutory authority under the Georgia Comprehensive Solid Waste Management Act of 1990 (Act). O.C.G.A. § 12-8-30-.6(a) of the Act provides civil penalties for violations up to \$25,000.00 per day. Additional violations may result in further enforcement, which may require, among other things, a monetary settlement on your part to the State of Georgia.

You are requested to either remove all the chicken litter from the Sites or land apply at agronomic rates within thirty (30) days of this dated letter. Please contact the Department of Agriculture for questions about applying at agronomic rates. If you have any other questions or concerns, please contact this office at (229) 430-4144.

Sincerely,


Serena A. Broska, E.I.T.
Program Manager



SAB/ns
cc: Dwight Canton, Property Owner (dwright@marsrecylers.com)
CTS 110244