

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT**  
**BOARD OF HEALTH AND ENVIRONMENTAL CONTROL**  
**April 9, 2015**

**BUREAU OF LAND AND WASTE MANAGEMENT**

**Underground Storage Tank Enforcement**

- 1)     Order Type and Number:             Administrative Order 14-0216-UST  
       Order Date:                         February 4, 2015  
       Individual/Entity:                 **Alagusivakumari Rameshbabu**  
       Facility:                             Belltown EZ Mart  
       Location:                            4205 Great Falls Highway  
  Lancaster, SC 29720-7163  
       Mailing Address:                   1928 Smarty Jones Drive  
  Waxhaw, NC 28173  
  
       County:                             Lancaster  
       Previous Orders\*:                   None  
       Permit/ID Number:                 15643  
       Violations Cited:                 State     Underground     Petroleum  
  Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and  
  Supp. 2013) 44-2-60(A) and Regulation 61-92.280.34, R. 61-92.280.34(c),  
  R. 61-92.280.93(a), and R. 61-92.280.110(c) (2012).

Summary:     Alagusivakumari Rameshbabu (Individual/Entity) owns underground storage tanks (USTs) in Lancaster County, South Carolina. On August 21, 2012, and July 31, 2013, Notices of Alleged Violation were issued based on a file review. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to provide records to the Department upon request; failed to pay to the Department annual tank registration fees for fiscal year 2015; failed to demonstrate financial responsibility; and, failed to provide financial responsibility documents to the Department upon request.

Action:     The Individual/Entity is required to: submit a Certificate of Financial Responsibility and proof of financial responsibility mechanism; submit proof that the USTs contain less than one inch of residue; pay outstanding annual tank registration fees and associated late fees for fiscal year 2015 in the amount of nine hundred sixty-eight dollars (\$968.00); and, pay a civil penalty in the amount of three thousand, seven hundred dollars (**\$3,700.00**).

2) Order Type and Number: Administrative Order 14-0286-UST  
Order Date: February 17, 2015  
Individual/Entity: **Albert Rollings**  
Facility: City Service  
Location: 204 South Main Street  
Jefferson, SC 29718  
Mailing Address: P.O. Box 141  
Jefferson, SC 29718-0141  
County: Chesterfield  
Previous Orders: AO 12-0429-UST (\$6,950.00);  
AO 11-0072-UST  
Permit/ID Number: 02300  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and  
Supp. 2013), and the South Carolina Underground Storage Tank Control  
Regulation 61-92.280.31(b), 280.34(c), 280.35(e), 280.35(f), 280.35(g),  
and 280.35(h) (Supp. 2012).

Summary: Albert Rollings (Individual/Entity) owns underground storage tanks (USTs) located in Jefferson, South Carolina. On October 29, 2014, the Department conducted a routine inspection. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to have the corrosion protection system tested every three years by a qualified tester; failed to provide records to the Department upon request; failed to validate that monthly requirements have been met at the facility; failed to physically visit each assigned facility once a quarter; and, failed to train Class C operators before they assume responsibility for the facility.

Action: The Individual/Entity is required to: submit current corrosion protection system test results, or permanently close the USTs; submit an A/B Operator log; submit a list of Class C operators; and, pay a civil penalty in the amount of two thousand, five hundred fifty dollars (**\$2,550.00**).

3) Order Type and Number: Consent Order 14-0274-UST  
Order Date: February 5, 2015  
Individual/Entity: **Ashepool Enterprises, Inc.**  
Facility: Circle C Express - 3  
Location: 812 Trash Parkway  
Sheldon, SC 29941  
Mailing Address: 11109 Augusta Highway  
Walterboro, SC 29488  
County: Beaufort  
Previous Orders: None  
Permit/ID Number: 15571

Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2013), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.70(c) (Supp. 2012).

Summary: Ashepoo Enterprises, Inc. (Individual/Entity) owns underground storage tanks (USTs) located in Sheldon, South Carolina. On October 21, 2014, a Notice of Alleged Violation was issued based on a file review. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to permanently close USTs that do not meet corrosion protection standards and have been temporarily out of service for greater than twelve months; and, failed to pay annual tank registration fees.

Action: The Individual/Entity is required to: permanently close the USTs and submit an UST Closure and Assessment Report; pay outstanding annual tank registration fees in the amount of three thousand, three hundred eighty-eight dollars (\$3,388.00); and, pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

- 4) Order Type and Number: Consent Order 15-0003-UST  
Order Date: February 26, 2015  
Individual/Entity: **John and Brenda Cunningham**  
Facility: Happy Jac's One Stop  
Location: 116 Whittaker Parkway Southeast  
Orangeburg, SC 29115-5662  
Mailing Address: 1195 St. Matthews Road  
Orangeburg, SC 29115-3417  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: 06851  
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (Supp. 2014) 44-2-60(A) and the South Carolina Underground Storage Tank Control Regulation 61-92.280.31(c), R.61-92.280.34(c), R.61-92.280.35(e), R.61-92.280.35(f), R.61-92.280.35(g), R.61-92.280.35(h)(2), R. 61-92.280.40(a), R. 61-92.280.43(h), R. 61-92.280.45(b)(1), R. 61-92.280.93(a), and, R.61-92.280.110(c) (2012).

Summary: John and Brenda Cunningham (Individual/Entity) own and operate underground storage tanks (USTs) in Orangeburg County, South Carolina. On July 5, 2013, August 1, 2013, August 1, 2014, and November 20, 2014, Notices of Alleged Violation were issued. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to inspect the impressed current system every 60 days; failed to provide records to the Department upon request; failed to validate monthly requirements

have been performed; failed to physically visit each assigned facility at least once per quarter; failed to train class C operators before the operators assume responsibility for the facility; failed to designate trained class C operators in writing; failed to provide an adequate release detection method; failed to conduct release detection; failed to maintain records for one year; failed to demonstrate financial responsibility; failed to provide financial responsibility records to the Department upon request; and, failed to pay to the Department annual tank registration fees.

Action: The Individual/Entity is required to: submit tank tightness and line tightness test results for all USTs; submit a current rectifier reading; submit a completed class A/B operator log; submit a completed Certificate of Financial Responsibility and proof of financial responsibility mechanism; pay annual tank registration fees and associated late fees for fiscal year 2014 in the amount of two hundred seventy seven dollars (\$277.00) in accordance with the promissory note; pay annual tank registration fees and associated late fees for fiscal year 2015 in the amount of one thousand, nine hundred thirty six dollars (\$1,936.00); and, pay a civil penalty in the amount of four thousand, two hundred dollars (**\$4,200.00**).

### **Hazardous Waste Enforcement**

- 5) Order Type and Number: Consent Order 15-03-HW  
Order Date: February 24, 2015  
Individual/Entity: **Pronorth Transportation, Inc.**  
Facility: Pronorth Transportation, Inc.  
Location: 348 Birchs Road  
North Bay, Canada PIB82-4  
Mailing Address: Same  
County: Out of State  
Previous Orders: None  
Permit/ID Number: CAR000152355  
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2); the South Carolina Hazardous Waste Management Regulations R.61-79.263.13; 263.10(g); 270.1(c)

Summary: Pronorth Transportation, Inc. (Individual/Entity) is an out-of-state hazardous waste transporter located in North Bay, Canada. A records review was conducted on October 29, 2014. The Individual/Entity violated the Hazardous Waste Management Regulations as a transporter of a hazardous waste, as follows: failed to notify the Department of hazardous waste transportation activity within the State of South Carolina during the 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> Quarters of 2013, and 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> Quarters of 2014.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of three hundred dollars (**\$300.00**).

- 6) Order Type and Number: Consent Order 15-10-HW  
Order Date: February 4, 2015  
Individual/Entity: **Ecoflo Southeast, Inc.**  
Facility: Ecoflo Southeast, Inc.  
Location: 2750 Patterson Street  
Greensboro, NC 27407  
Mailing Address: Same  
County: Out of State  
Previous Orders: None  
Permit/ID Number: GAR000052241  
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2); the South Carolina Hazardous Waste Management Regulations R.61-79.263.13; 263.10(g); 270.1(c)

Summary: Ecoflo Southeast, Inc. (Individual/Entity) is an out-of-state hazardous waste transporter located in Greensboro, NC. A records review was conducted on October 29, 2014. The Individual/Entity violated the Hazardous Waste Management Regulations as a transporter of a hazardous waste, as follows: failed to notify the Department of hazardous waste transportation activity within the State of South Carolina during the 4<sup>th</sup> Quarter of 2013, and 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> Quarter of 2014.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of three hundred dollars (**\$300.00**).

- 7) Order Type and Number: Consent Order 15-12-HW  
Order Date: February 24, 2015  
Individual/Entity: **Michelin North America, Inc.**  
Facility: Michelin Sandy Springs  
Location: 6301 Hwy 76  
Anderson, SC 29677  
Mailing Address: P.O. Box 308  
Sandy Springs, SC 29677  
County: Anderson  
Previous Orders: None  
Permit/ID Number: SCD 073716516  
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2); the South Carolina Hazardous Waste Management Regulations R.61-79.262.34(a); 262.34(a)(2); 265.35

Summary: Michelin North America, Inc. (Individual/Entity) is a hazardous waste generator located in Anderson, South Carolina. On July 14, 2014, and July 15, 2014, the Department conducted an inspection of the facility. The Individual/Entity violated the Hazardous Waste Management Regulations as a generator of a hazardous waste, as follows: failed to ensure that the date upon which each accumulation period began was clearly marked and visible on each container; failed to determine if that waste was a hazardous waste; failed to accumulate hazardous waste onsite for 90 days or less without having a permit or without having interim status; failed to maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spills control equipment, and decontamination equipment to any area of facility operation in an emergency, unless it could be demonstrated to the Department that aisle space is not needed for any of these purposes; failed to keep a containment system with a base that underlies the containers free of cracks or gaps and sufficiently impervious to contain leaks and spills; failed to ensure that each container was labeled with the EPA Hazardous Waste Number and the words “Hazardous Waste – federal laws prohibit improper disposal”; as a large quantity handler of universal waste it failed to label and ensure that the container was closed; failed to mark containers with the words “Hazardous Waste”; failed to inspect at least weekly, areas where containers are stored looking for leaking containers; failed to revise a Notification Form whenever the information previously provided became outdated; failed to ensure that the contingency plan was reviewed and immediately amended as soon as the list of emergency coordinators changed; failed to have a contingency plan that described arrangements agreed to by local police and fire departments, hospitals, contractors, and State and local emergency response teams; and, failed to designate a primary emergency authority to a specific police and a specific fire department, and agreements with any others to provide support to the primary emergency authority.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of nine thousand three-hundred dollars (**\$9,300.00**).

### **Mining and Solid Waste Enforcement**

8) <u>Order Type and Number:</u>	Consent Order 15-01-MSWM
<u>Order Date:</u>	February 24, 2015
<u>Individual/Entity:</u>	<b>Robert Collins/Robert Collins Company, LLC</b>
<u>Facility:</u>	Unpermitted Mining Site
<u>Location:</u>	North of Hyde Park Road Ravenel, SC
<u>Mailing Address:</u>	9188 Marlboro Avenue Barnwell, SC 29812
<u>County:</u>	Charleston

Previous Orders: None  
Permit/ID Number: Unpermitted  
Violations Cited: The South Carolina Mining Act (Rev. 2008); and, South Carolina Mining Regulations, Chapter 89 (Supp. 2013).

Summary: Robert Collins/Robert Collins Company, LLC (Individual/Entity) is the operator of an unpermitted mining site. On August 13, 2014, August 19, 2014, and September 3, 2014, inspections were conducted by the Department. The Individual/Entity violated the South Carolina Mining Act and the South Carolina Mining Regulations as follows: engaged in mining without having first obtained from the Department an operating permit which covers the affected land.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

9) Order Type and Number: Consent Order 15-02-MSWM  
Order Date: February 24, 2015  
Individual/Entity: **Donald Mullis**  
Facility: Unpermitted Mining Site  
Location: North of Hyde Park Road  
Ravenel, SC  
Mailing Address: 22 Indigo Point Drive  
Charleston, SC 29407  
County: Charleston  
Previous Orders: None  
Permit/ID Number: Unpermitted  
Violations Cited: The South Carolina Mining Act (Rev. 2008); and, South Carolina Mining Regulations, Chapter 89 (Supp. 2013).

Summary: Donald Mullis (Individual/Entity) is the operator of an unpermitted mining site. On August 13, 2014, August 19, 2014, and September 3, 2014, inspections were conducted by the Department. The Individual/Entity violated the South Carolina Mining Act and the South Carolina Mining Regulations as follows: engaged in mining without having first obtained from the Department an operating permit which covers the affected land.

Action: The Individual/Entity is required to: begin reclamation of the Site according to the South Carolina Mining Regulations; and, pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

## Solid Waste Enforcement

- 10)    Order Type and Number:                    Administrative Order 13-22-SW  
       Order Date:                                    February 17, 2015  
       Individual/Entity:                         **Elijah Blocker, Sr. and Charles E. Byrd**  
       Facility:                                        Offspring Road Property TMS 085-00-14-006  
       Location:                                       Offspring Road  
    Aiken, SC 29801  
       Mailing Address:                            131 Hancock Road,  
    Aiken, SC 29801 and  
    2113 Franklin Drive,  
    North Augusta SC 29841  
       County:                                         Aiken  
       Previous Orders:                             None  
       Permit/ID Number:                        None  
       Violations Cited:                         South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002), Solid Waste Management: Waste Tires Regulation 61-107.3.E.1. and E.3. (Supp. 2012), and Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19, Part I.A.8. and Part IV.A.3. (Supp. 2012).

Summary: Charles E. Byrd (Individual/Entity) is the owner of an unpermitted Class Two landfill and Elijah Blocker, Sr. (Individual/Entity) dumped waste tires at the unpermitted landfill. On May 5, 2011, the Department conducted a site visit in response to a complaint. The Individuals/Entities violated the Solid Waste Management: Waste Tire Regulation as follows: operated a waste tire collection site, processing facility, or disposal site without a permit; and, disposed of waste tires or processed tires at an unpermitted site. The Individuals/Entities have also violated the Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: open dumping is prohibited; and, failure to obtain a permit prior to the construction, operation, expansion or modification of a Class Two landfill.

Action: The Individuals/Entities are required to: remove all solid waste at the Site, including but not limited to waste tires, household garbage, construction and demolition debris, and shingles; properly dispose of the solid waste at a permitted solid waste management facility; submit disposal receipts to the Department; and, pay a civil penalty in the amount of five thousand, two hundred fifty dollars (**\$5,250.00**).



## BUREAU OF WATER

### Recreational Water Enforcement

- 11) Order Type and Number: Administrative Order 15-009-DW  
Order Date: February 2, 2015  
Individual/Entity: **Mitul Enterprises, L.P.**  
Facility: Holiday Inn & Suites  
Location: P.O. Box 2146  
Beaufort, SC 29901  
Mailing Address: Same  
County: Beaufort  
Previous Orders: None  
Permit/ID Number: 07-1114D  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Mitul Enterprises, L.P. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa. On June 6, 2014, July 24, 2014, and October 13, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the automatic controller was not operating; and, the disinfection equipment was not operating properly.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

- 12) Order Type and Number: Consent Order 15-010-DW  
Order Date: February 11, 2015  
Individual/Entity: **Stones of Rock Hill, LLC**  
Facility: Stones Crossing Apartments  
Location: 1364 Riverview Road  
Rock Hill, SC 29730  
Mailing Address: 1065 East Morehead Street  
Charlotte, NC 28204  
County: York  
Previous Orders: None  
Permit/ID Number: 46-034-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Stones of Rock Hill, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 15, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity violated the Public Swimming Pools Regulation as follows: a ladder was missing a rung; the pool floor had sand on it, and the plaster was chipped; the gate did not self close and latch; there was no drinking water fountain; the chlorine and pH levels were not within the acceptable range of water quality standards; the lettering on the “No Lifeguard On Duty – Swim At Your Own Risk” and “Shallow Water – No Diving Allowed” signs was not the appropriate size; the pool operator of record information was not posted; and, the log book was not available for Department review.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

13)	<u>Order Type and Number:</u>	Consent Order 15-015-DW
	<u>Order Date:</u>	February 23, 2015
	<u>Individual/Entity:</u>	<b>Marsh Cove Association, Inc.</b>
	<u>Facility:</u>	Marsh Cove
	<u>Location:</u>	49 Arabian Drive Charleston, SC 29407
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Charleston
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	10-195-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Marsh Cove Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public swimming pool. On June 3, 2014, and August 8, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; there was no drinking water fountain; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not legible; and, the bound and numbered log book was not available for Department review.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

## Drinking Water Enforcement

- 14) Order Type and Number: Consent Order 15-011-DW  
Order Date: February 6, 2015  
Individual/Entity: **The Golf Club at Star Fort, Inc.**  
Facility: The Golf Club at Star Fort  
Location: 2816 Golf Course Road  
Ninety Six, SC 29666  
Mailing Address: P.O. Box 4623  
Pawleys Island, SC 29585  
County: Greenwood  
Previous Orders: None  
Permit/ID Number: 2470875  
Violations Cited: S.C. Code Ann. Regs. 61-58.5.F

Summary: The Golf Club at Star Fort, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On August 22, 2014, and December 12, 2014, a violation was issued as a result of review of monitoring records. The Individual/Entity violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

Action: The Individual/Entity is required to: submit an investigative report to determine the causes of the MCL violations and a corrective action plan to include proposed steps to address those causes; and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

- 15) Order Type and Number: Consent Order 15-012-DW  
Order Date: February 11, 2015  
Individual/Entity: **Crawford's Country Store, Inc.**  
Facility: Crawford's Country Store  
Location: 5870 Highway 28 North  
Abbeville, SC 29620  
Mailing Address: Same  
County: Abbeville  
Previous Orders: None  
Permit/ID Number: 0170006  
Violations Cited: S.C. Code Ann. Regs. 61-58.5.F

Summary: Crawford's Country Store, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On July 3, 2014, December 19, 2014, and January 15, 2015, a violation

was issued as a result of review of monitoring records. The Individual/Entity violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) total coliform.

Action: The Individual/Entity is required to: submit an investigative report to determine the causes of the MCL violations and a corrective action plan to include proposed steps to address those causes; and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

16)	<u>Order Type and Number:</u>	Consent Order 15-013-DW
	<u>Order Date:</u>	February 18, 2015
	<u>Individual/Entity:</u>	<b>J.W. Yonce &amp; Sons Farms, Inc.</b>
	<u>Facility:</u>	Labor Camp 606
	<u>Location:</u>	37 Yonce Pond Road Johnston, SC 29832
	<u>Mailing Address:</u>	P.O. Box 175 Johnston, SC 29832
	<u>County:</u>	Edgefield
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	1971004
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.1.B(1) & 61-58.1.K(1)

Summary: J.W. Yonce & Sons Farms, Inc. (Individual/Entity) owns and is responsible for the construction of a public water system (PWS). The Individual/Entity violated the State Primary Drinking Water Regulations as follows: failed to obtain a permit to construct from the Department prior to the construction of a public supply well and failed to obtain written approval to operate from the Department prior to placing the public supply well into operation.

Action: The Individual/Entity is required to: submit a complete application to obtain a construction permit for the new public supply well; complete any required upgrades to the new public supply well; contact the Department to obtain written approval to operate; pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**); and, pay a stipulated penalty in the amount of two thousand dollars (**\$2,000.00**) should any requirement of the Order not be met.

17)	<u>Order Type and Number:</u>	Consent Order 15-014-DW
	<u>Order Date:</u>	February 23, 2015
	<u>Individual/Entity:</u>	<b>Manvi, LLC</b>
	<u>Facility:</u>	Manvi Food Mart
	<u>Location:</u>	16812 Ace Basin Parkway

Mailing Address: Jacksonboro, SC 29452  
P.O. Box 118  
Jacksonboro, SC 29452  
County: Colleton  
Previous Orders: None  
Permit/ID Number: 1570915  
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Manvi, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On January 5, 2015, the PWS was inspected and rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity violated the State Primary Drinking Water Regulations as follows: there was a septic drain field twenty-five feet from the well; there was a retention pond fifteen feet from the well; and, there was gasoline operated machinery in the well house.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to correct the deficiencies; and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

### **Water Pollution Enforcement**

18) Order Type and Number: Consent Order 15-009-W  
Order Date: February 13, 2015  
Individual/Entity: **Star Redi—Mix, Inc.**  
Facility: Star Redi – Mix, Inc.  
Location: 1723 Joe S. Jeffords Hwy  
Orangeburg, SC 29116  
Mailing Address: P.O. Box 1104  
Orangeburg, SC 29116  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: S.C. Code Ann. § 48-1-90 (A) (1)  
(Supp. 2013).

Summary: Star Redi-Mix, Inc. (Individual/Entity) mixes and sells concrete and manufactures concrete building materials and products. On October 9, 2014, an inspection was conducted in response to a complaint of a concrete mixer discharging wastewater at the bank of the Wando River. The Individual/Entity violated the Pollution Control Act as follows: allowed unauthorized discharge of waste and wastewater into the environment.

Action: The Individual/Entity is required to: submit a corrective action plan identifying corrective actions taken or planned to prevent recurrence of the situation whereby waste water or other wastes may be discharged in a manner in contravention of state rule or regulation; and, pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

- 19) Order Type and Number: Consent Order 15-010-W  
Order Date: February 13, 2015  
Individual/Entity: **Town of Pageland**  
Facility: Town of Pageland NW WWTP  
Location: Near SC Hwy 207 in the Town of Pageland.  
Mailing Address: 126 North Pearl Street  
Pageland, SC 29728  
County: Chesterfield  
Previous Orders: None  
Permit/ID Number: SC0021504  
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110(d) (Supp. 2013); Water Pollution Control Permits, 3 S.C. Code Ann Regs. 61-9.122.41(a) (2011).

Summary: Town of Pageland (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Town of Pageland NW Wastewater Treatment Plant (WWTP), serving the businesses and residents within its designated service area. On March 28, 2014, a Notice of Violation (NOV) was issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with effluent discharge limits of its National Pollutant Discharge Elimination System Permit for whole effluent chronic toxicity.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation, reporting the actions planned to eliminate discharges from the WWTP; and, pay a civil penalty in the amount of six thousand, four hundred dollars (**\$6,400.00**).

- 20) Order Type and Number: Consent Order 15-011-W  
Order Date: February 26, 2015  
Individual/Entity: **Richland County Dept. of Utilities**  
Facility: Broad River WWTF  
Location: 1183 Shadywood Lane  
Irmo, SC 29063  
Mailing Address: 7325 Broad River Road

Irmo, SC 29063  
County: Richland  
Previous Orders: 10-056-W (\$2,800.00)  
Permit/ID Number: SC0046621  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(Supp. 2013) and 24 S.C. Code Ann. Regs. 61-9.122.41 (a) and (d) (2013).

Summary: Richland County Department of Utilities (Individual/Entity) is responsible for the operation and maintenance of the Broad River Wastewater Treatment Facility (WWTF). On May 24, 2013, and March 27, 2014, Notices of Violation were issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity violated the Pollution Control Act and Water Pollution Control Permits as follows: failed to comply with the effluent limits for fecal coliform (FC) as contained in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Individual/Entity is required to: submit a corrective action plan (CAP) to include measures that have been implemented, or that will be implemented to prevent future FC violations; conduct a Capacity, Management, Operations and Maintenance audit of the WWCS; submit a CAP to address priority deficiencies identified during the audit; implement the approved CAP; and, pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

### **BUREAU OF AIR QUALITY**

21) Order Type and Number: Consent Order 15-003-A  
Order Date: February 2, 2015  
Individual/Entity: **Mr. Travis Rowell, d.b.a.  
Rowell Construction**  
Facility: Former IGA Grocery Store  
Location: 625 S. Main Street  
Marion, SC 29571  
Mailing Address: 4920 Rowell Road  
Mullins, SC 29574  
County: Marion  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: U.S. EPA 40 CFR 61, Subpart M,  
National Emission Standard for Asbestos and 7 S.C. Code Ann. Regs. 61-  
86.1, Standards of Performance for Asbestos Projects

Summary: Mr. Travis Rowell, d.b.a. Rowell Construction, (Individual/Entity) owns and operates a land-clearing and construction business. On May 21, 2014, the Department conducted an inspection and documented

violations at a former IGA Grocery Store in Marion, South Carolina. The Individual/Entity violated Federal and State Standards of Performance for Asbestos Projects as follows: failed to ensure that an asbestos building inspection was performed to identify the presence of asbestos-containing material (ACM) prior to beginning a demolition project at the Site; failed to submit a written notice of intent to demolish to the Department at least 10 working days prior to beginning a demolition project at the Site; failed to ensure that all ACM was removed in accordance with the applicable work practice requirements prior to beginning demolition operations at the Site; failed to ensure that all ACM was disposed of in accordance with applicable disposal requirements while engaged in an asbestos project at the Site; failed to use workers that were licensed by the Department while engaged in an asbestos project involving ACM at the Site; and, failed to obtain a Department-issued demolition license prior to demolishing a regulated structure at the Site.

Action: The Individual/Entity is required to: henceforth ensure that all applicable Federal and State asbestos regulations are followed; pay a civil penalty in the amount of one thousand, one hundred dollars (**\$1,100.00**); and, pay a suspended penalty in the amount of nine thousand, nine hundred dollars (\$9,900.00) should any requirement of the Order not be met.

22)	<u>Order Type and Number:</u>	Consent Order 15-004-A
	<u>Order Date:</u>	February 4, 2015
	<u>Individual/Entity:</u>	<b>JOMCO Contracting</b>
	<u>Facility:</u>	Former Retail Building
	<u>Location:</u>	459 N. Guignard Drive Sumter, SC 29150
	<u>Mailing Address:</u>	319 Bradford Street NW Gainesville, GA 30501
	<u>County:</u>	Sumter
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A
	<u>Violations Cited:</u>	U.S. EPA 40 CFR 61, Subpart M, National Emission Standard for Asbestos and 7 S.C. Code Ann. Regs. 61- 86.1, Standards of Performance for Asbestos Projects

Summary: JOMCO Contracting (Individual/Entity) specializes in commercial construction and renovation services. On September 3, 2014, the Department conducted an investigation and documented violations at a former retail building. The Individual/Entity violated Federal and State Standards of Performance for Asbestos Projects as follows: failed to ensure that an asbestos building inspection was performed to identify the presence of asbestos-containing material (ACM) prior to beginning a demolition project at the Site; failed to submit a written notice of intent to demolish to the Department at least 10 working days prior to beginning a demolition project at the Site; failed to ensure



that all ACM was removed in accordance with the applicable work practice requirements prior to beginning demolition operations at the Site; failed to obtain a Department-issued asbestos abatement project license and asbestos demolition license prior to engaging in an asbestos project; failed to obtain an asbestos contractor license and ensure that workers engaged in an asbestos project at the Site, involving ACM, were licensed by the Department.

Action: The Individual/Entity is required to: henceforth ensure compliance with all applicable Federal and State asbestos regulations, pay a civil penalty in the amount of ten thousand five hundred dollars (**\$10,500.00**).

23) Order Type and Number: Consent Order 15-005-A  
Order Date: February 27, 2015  
Individual/Entity: **Hawkins and Kolb Construction Company, Inc.**  
Facility: Colonial Family Practice  
Location: 4700 Forest Drive  
Columbia SC  
Mailing Address: 698-B Bultman Drive  
Sumter SC  
County: Richland  
Previous Orders: None  
Permit/ID Number: U1403366  
Violations Cited: U.S. EPA Regulations at 40 CFR 61.145(a) and 7 S.C. Code Ann. Regs 61-86.1, Section VI.A.1

Summary: Hawkins and Kolb Construction Company, Inc. (Individual/Entity) is a construction contractor hired to perform renovation activities at a commercial office building located at 4700 Forest Drive in Columbia, SC (Site). On February 21, 2014, a Department inspector conducted an investigation and documented violations at the Site. The Individual/Entity violated Federal and State Standards of Performance for Asbestos Projects as follows: failed to ensure that an asbestos building inspection had been conducted prior to the start of a renovation.

Action: The Individual/Entity is required to: ensure that an asbestos building inspection is conducted prior to the start of a renovation project and pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**). The civil penalty has been paid.

24) Order Type and Number: Consent Order 15-006-A  
Order Date: February 25, 2015  
Respondent: **Erick Bordallo d.b.a. Erick's Crew**

Facility: Residential Property  
Location: 3395 Freeman Hill Road  
Johns Island, SC 29455  
Mailing Address: P.O. Box 1876  
Johns Island, SC 29455  
County: Charleston  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.2,  
Prohibition of Open Burning

Summary: Mr. Erick Bordallo, d.b.a. Erick's Crew (Individual/Entity) provides a residence for his employees at 3395 Freeman Hill Road in Johns Island, South Carolina (Site). On June 19, 2014, the Department conducted an investigation in response to a complaint of open burning at the Site. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the Regulation, including landscaping debris generated from off-site.

Action: The Individual/Entity is required to: cease open burning, except as in accordance with the regulations; pay a civil penalty in the amount of four hundred dollars (\$400.00); and, pay a suspended penalty in the amount of three thousand six hundred dollars (\$3,600.00) should the Individual/Entity fail to meet the requirements of the Order.

### **BUREAU OF ENVIRONMENTAL HEALTH SERVICES**

25) Order Type and Number: Consent Order 2014-208-04-001  
Order Date: February 26, 2015  
Individual/Entity: **Dillon School District No. 4 Food Service**  
Facility: Stewarts Heights Primary School  
Location: 101 West Calhoun Street  
Dillon, SC 29536  
Mailing Address: Same  
County: Dillon  
Previous Orders: None  
Permit/ID Number: 17-208-00316  
Violations Cited: S.C. Code Ann. Regs. 61-35,  
Chapter II, Section B.1.

Summary: Dillon School District No. 4 Food Service (Individual/Entity) operates and is responsible for food service activities at Stewarts Heights Primary School located in Dillon, South Carolina. The Department conducted routine

inspections on October 15, 2013, and March 31, 2014. The Individual/Entity violated the South Carolina Retail Food establishment Regulation as follows: potentially hazardous foods were not held at a temperature of 45°F(7°C) or below, or 130°F (54°C) or above, at all times.

Action: The Individual/Entity is required to: continue with the established school Hazard Analysis Critical Control Points (HACCP) operational monitoring procedures for checking temperatures of all potentially hazardous foods, in accordance with the requirements of the school HACCP Plan; maintain proper holding temperatures of all potentially hazardous foods; operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred and fifty dollars (\$250.00) should the food protection certification course not be completed.

## **DIVISION OF OCEAN AND COASTAL RESOURCE MANAGEMENT**

26)	<u>Order Type and Number:</u>	Consent Order 14C-011P
	<u>Order Date:</u>	February 13, 2015
	<u>Individual/Entity:</u>	<b>Joseph Keating</b>
	<u>Location:</u>	1200 Taliaferro Ave. Charleston, SC
	<u>Mailing Address:</u>	1355 River Road Johns Island, SC 29455
	<u>County:</u>	Charleston
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A
	<u>Violations Cited:</u>	S.C. Code Ann. §48-39-130(A) and 23A S.C. Code Ann. Regs. 30-2(B)

Summary: Joseph Keating (Individual/Entity) is the contractor responsible for the construction of an unauthorized bulkhead in the tidelands critical area. An inspection at the site was conducted on September 5, 2014. The Individual/Entity violated the Coastal Zone Management Act and Critical Area Permitting Regulations as follows: constructed an unauthorized bulkhead in the tidelands critical area regulated by the Department.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

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\* Unless otherwise specified, "Previous Orders" as listed in this report include orders issued by Environmental Affairs Programs within the last five (5) years.