

ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
August 13, 2015

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 14-0229-UST
 Order Date: March 23, 2015
 Individual/Entity: **Shrina, Inc.**
 Facility: Sam's Mart
 Location: 1331 Highway 41
 Mullins, SC 29574
 Mailing Address: 127 Magnolia Circle
 Mullins, SC 29574

 County: Marion
 *Previous Orders: None
 Permit/ID Number: 12750
 Violations Cited: State Underground Petroleum
 Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
 Supp. 2014) 44-2-60(A) and Regulation 61-92.280.31(b)(1), R. 61-
 92.280.34(c), R. 61-92.280.35(e), R. 61-92.280.40(a), R. 61-92.280.43(a),
 R. 61-92.280.45(b)(1), R. 61-92.280.93(a), and R. 61-92.280.110(c)
 (2012).

Summary: Shrina, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Marion County, South Carolina. The Department issued Notices of Alleged Violation on May 28, 2014, July 16, 2014, and August 1, 2014. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to have the corrosion protection system tested every three years; failed to provide records to the Department upon request; failed to validate monthly requirements; failed to provide an adequate release detection method; failed to conduct adequate release detection using statistical inventory reconciliation; failed to maintain records for one year; 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 tank tightness test results for the regular unleaded USTs; submit a test of the corrosion protection system; submit a completed Class A/B operator log; 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 fourteen thousand, seven hundred fifty dollars (**\$14,750.00**).

2) Order Type and Number: Administrative Order 14-0231-UST
Order Date: March 23, 2015
Individual/Entity: **Papa Oil, LLC**
Facility: Corner Stop 52
Location: 22477 Highway 76 East
Laurens, SC 29360
Mailing Address: 2055 Saint Andrews Court
Franklin, IN 46131-8331
County: Laurens
Previous Orders: None
Permit/ID Number: 17226
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2014) 44-2-60(A) and Regulation 61-92.280.34(c), R. 61-
92.280.35(e), and, R. 61-92.280.35(f) (2012).

Summary: Papa Oil, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) in Laurens County, South Carolina. The Department issued Notices of Alleged Violation on July 17, 2014, and August 4, 2014. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to provide records to the Department upon request; failed to validate monthly requirements; failed to provide an adequate release detection method; failed to visit each assigned facility once per quarter; and, failed to pay annual tank registration fees for fiscal year 2015.

Action: The Individual/Entity is required to: submit a completed Class A/B operator log; pay outstanding 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 two thousand, five hundred fifty dollars (**\$2,550.00**).

3) Order Type and Number: Administrative Order 15-0012-UST
Order Date: March 23, 2015
Individual/Entity: **JTKT, LLC**
Facility: JTKT, LLC d.b.a. Jenny's
Location: C2A Buckwater Parkway at Pinellas
Drive, Bluffton, SC 29910
Mailing Address: P.O. Box 686

Bluffton, SC 29910-0686
County: Beaufort
Previous Orders: None
Permit/ID Number: 19515
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2014) and Regulation 61-92.280.93(a), and, R. 61-92.280.110(c) (2012).

Summary: JTKT, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) in Laurens County, South Carolina. A Notice of Alleged Violation was issued on November 17, 2014. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to demonstrate financial responsibility and failed to provide financial responsibility documentation to the Department upon request.

Action: The Individual/Entity is required to: submit a completed Certificate of Financial Responsibility and proof of financial responsibility mechanism; and, pay a civil penalty in the amount of two thousand, five hundred dollars (**\$2,500.00**).

4) Order Type and Number: Consent Order 14-0272-UST
Order Date: April 23, 2015
Individual/Entity: **James L. Polk, Sr. d.b.a. Polk's Muffler & Brake**
Facility: Polk's Muffler & Brake
Location: 101 Elm Street West
Hampton, SC 29924
Mailing Address: P.O. Box 95
Hampton, SC 29924-0095
County: Hampton
Previous Orders: None
Permit/ID Number: 12565
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2014) Section 44-2-60(A), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.93(a) and R.61-91.280.110(c), (Supp. 2012).

Summary: James L. Polk, Sr. d.b.a. Polk's Muffler & Brake (Individual/Entity) owns underground storage tanks (USTs) located in Hampton, South Carolina. On October 16, 2014, a Notice of Alleged Violation was issued. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to pay annual tank registration fees and failed to provide financial responsibility for an UST system.

Action: The Individual/Entity is required to: pay annual tank registration fees in the amount of four hundred eighty-four dollars (\$484.00) and pay a civil penalty in the amount of three hundred sixty dollars (**\$360.00**).

- 5) Order Type and Number: Consent Order 14-0277-UST
Order Date: April 9, 2015
Individual/Entity: **Delphine Felder**
Facility: Ryan Pressley d.b.a. J Way Trucking Co, LLC
Location: 415 Carolina Springs Road
North Augusta, SC 29841-8820
Mailing Address: 122 Rice Street
Barnwell, SC 29812
County: Aiken
Previous Orders: None
Permit/ID Number: 14786
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) and the South Carolina Underground Storage Tank Control Regulation 61-92.280.70(c), R. 61-92.280.93(a), and, R.61-92.280.110(c) (2012).

Summary: Delphine Felder (Individual/Entity) owns underground storage tanks (USTs) in Aiken County, South Carolina. A Notice of Alleged violation was issued on October 29, 2014. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to permanently close an UST system that has been temporarily closed for greater than 12 months; failed to demonstrate financial responsibility; and, failed to provide financial responsibility records to the Department upon request.

Action: The Individual/Entity is required to: submit a completed Certificate of Financial Responsibility and proof of financial responsibility mechanism; submit a completed Tank and Sludge disposal form and permanently close the USTs; upon closure of the UST systems, submit an UST Closure and Assessment Report; and, pay a civil penalty in the amount of four thousand, three hundred fifty dollars (**\$4,350.00**).

- 6) Order Type and Number: Consent Order 15-0050-UST
Order Date: April 1, 2015
Individual/Entity: **Macpica, Inc.**
Facility: Plantation Station
Location: 111 Lighthouse Road
Hilton Head Island, SC 29928
Mailing Address: Same

County: Beaufort
Previous Orders: None
Permit/ID Number: 18038
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (Supp. 2014)
and the South Carolina Underground Storage Tank Control Regulation 61-
92.280.20(c)(1)(ii) (2012).

Summary: Macpica, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) in Beaufort County, South Carolina. A routine compliance inspection was conducted on February 2, 2015. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to equip an underground storage tank system with overfill protection.

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

7) Order Type and Number: Consent Order 14-0084-UST
Order Date: May 1, 2015
Individual/Entity: **Isaac Pressley**
Facility: North Kingstree Shell
Location: 945 Eastland Avenue
Kingstree, SC 29556
Mailing Address: 705 East Main Street
Kingstree, SC 29556
County: Williamsburg
Previous Orders: None
Permit/ID Number: 09099
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 61-92.280.65 (Supp. 2012).

Summary: Isaac Pressley (Individual/Entity) owned underground storage tanks (USTs) located in Kingstree, South Carolina. On April 18, 2014, the Department issued a Notice of Alleged Violation. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to determine the full extent of a release in accordance with a schedule established by the Department.

Action: The Individual/Entity is required to: submit a State Lead form to the Department; pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**) in accordance with the terms of a promissory note to cover the cost of

a Tier I Assessment; and pay a stipulated penalty in the amount of six thousand, four hundred five dollars (\$6,405.00) should any requirement of the Order not be met.

- 8) Order Type and Number: Consent Order 14-0265-UST
Order Date: May 1, 2015
Individual/Entity: **Rickey Faulkenberry**
Facility: Former Mikes Transmission
Location: 401 North Pearl Street
Pageland, SC 29728
Mailing Address: P.O. Box 133
Pageland, SC 29728
County: Chesterfield
Previous Orders: AO 10-0274-UST (\$4,826.00)
Permit/ID Number: 02219
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 61-92.280.65 (Supp. 2012).

Summary: Rickey Faulkenberry (Individual/Entity) owned underground storage tanks (USTs) located in Pageland, South Carolina. On October 3, 2014, the Department issued a Notice of Alleged Violation because a Site Specific Work Plan for a Tier I Assessment and subsequent Tier I Assessment Report had not been submitted to the Department. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to determine the full extent of a release in accordance with a schedule established by the Department.

Action: The Individual/Entity is required to: submit a State Lead form to the Department; pay civil penalty in the amount of five thousand, five hundred sixty-five dollars (**\$5,565.00**) in accordance with the terms of a promissory note to cover the cost of a Tier I Assessment; pay a stipulated penalty in the amount of six thousand, six hundred eighty-five dollars (\$6,685.00) should any requirement of the Order not be met.

- 9) Order Type and Number: Consent Order 15-0051-UST
Order Date: May 18, 2015
Individual/Entity: **Haridarshan, LLC**
Facility: AAA Corporation
Location: 5273 South Main Street
Cowpens, SC 29330
Mailing Address: 406 South Logan Street
Gaffney, SC 29341-1609

County: Spartanburg
Previous Orders: None
Permit/ID Number: 08599
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), R.61-92.280.34(c), R.61-92.280.41(b)(1)(ii),
and R.61-92.280.44(a) (Supp. 2012).

Summary: Haridarshan, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) located in Cowpens, South Carolina. On December 31, 2014, the Department conducted a routine inspection. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to have the corrosion protection system inspected by a qualified tester every three years; failed to conduct an annual line tightness test on pressurized line; and, failed to conduct an annual test of line leak detectors.

Action: The Individual/Entity is required to: submit current corrosion protection system test results, line tightness and line leak detector test results; and, pay a civil penalty in the amount of one thousand, five hundred fifteen dollars (**\$1,515.00**).

10) Order Type and Number: Consent Order 15-0054-UST
Order Date: May 1, 2015
Individual/Entity: **Mamta Patel**
Facility: Epcos Food Mart
Location: 1000 East Liberty Street
Marion, SC 29571
Mailing Address: 3945 Goldsboro Road
Wade, NC 28395
County: Marion
Previous Orders: None
Permit/ID Number: 18713
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 61-92.280.93(a) and R.61-92.280.110(c) (Supp. 2012).

Summary: Mamta Patel (Individual/Entity) owns and operates underground storage tanks (USTs) located in Marion, South Carolina. On January 5, 2015, the Department issued a Notice of Alleged Violation based on a file review. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to provide a Certificate of Financial Responsibility for an UST system; and, failed to demonstrate financial

responsibility for an UST system.

Action: The Individual/Entity is required to: submit a completed Certificate of Financial Responsibility and proof of a financial mechanism; and, pay a civil penalty in the amount of three hundred sixty dollars (**\$360.00**).

- 11) Order Type and Number: Consent Order 15-0071-UST
Order Date: May 1, 2015
Individual/Entity: **Shree Ganesh Properties 2, LLC**
Facility: Shree Ganesh Property 2
Location: 2560 North Pleasantburg Drive
Greenville, SC 29609-3031
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 04250
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (Supp. 2014)
and the South Carolina Underground Storage Tank Control Regulation 61-
92.280.34(c), R.61-92.280.40(a), R.61-92.280.41(b)(1)(ii), R.61-
92.280.44(a), and R.61-92.280.45(b)(1) (2012).

Summary: Shree Ganesh Properties 2, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) in Beaufort County, South Carolina. On January 22, 2015, a routine inspection was conducted. 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 provide an accurate release detection method; failed to conduct an annual tightness test on pressurized lines; failed to conduct an annual test of automatic line leak detectors; and, failed to maintain monitoring records for one year.

Action: The Individual/Entity is required to: submit line tightness and line leak detector function test results for the kerosene UST; and, pay a civil penalty in the amount of one thousand, seven hundred five dollars (**\$1,705.00**).

- 12) Order Type and Number: Consent Order 15-0074-UST
Order Date: May 1, 2015
Individual/Entity: **Holly Hill Mart, Inc.**
Facility: Holly Hill Mart
Location: 8704 Old State Road
Holly Hill, SC 29059
Mailing Address: P.O. Box 153
Holly Hill, SC 29059
County: Orangeburg

Previous Orders: None
Permit/ID Number: 12066
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 61-92.280.20(c), R.61-92.280.34(c), R.61-92.280.40(a)(2), and R.61-92.280.43(d) (Supp. 2012).

Summary: Holly Hill Mart, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) located in Holly Hill, South Carolina. On January 7, 2015, and March 2, 2015, inspections were conducted. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to use an adequate overfill prevention system for a permitted UST; failed to provide records to the Department upon request; failed to properly maintain release detection equipment; and, failed to conduct proper release detection using an automatic tank gauge.

Action: The Individual/Entity is required to: submit proof that the automatic tank gauge has been repaired and is functioning properly and pay a civil penalty in the amount of seven hundred dollars (**\$700.00**). The overfill prevention device was installed prior to the issuance of the Order.

13) Order Type and Number: Consent Order 15-0078-UST
Order Date: May 1, 2015
Individual/Entity: **Joseph R. Heyward, Sr.**
Facility: Palmetto Express
Location: 184 Augusta Road
Warrenville, SC
Mailing Address: 126 Jumper Road
Prosperity, SC 29127
County: Aiken
Previous Orders: None
Permit/ID Number: 19604
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 61-92.280.93(a) and R.61-92.280.110(c) (Supp. 2012).

Summary: Joseph R. Heyward, Sr. (Individual/Entity) owns underground storage tanks (USTs) located in Warrenville, South Carolina. On February 11, 2015, the Department issued a Notice of Alleged Violation based on a file review. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to provide a Certificate of Financial Responsibility for an UST system; and, failed to demonstrate financial responsibility for an UST system.

Action: The Individual/Entity is required to: submit a completed Certificate of Financial Responsibility; submit proof of a financial mechanism; and, pay a civil penalty in the amount of six hundred dollars (**\$600.00**).

14) Order Type and Number: Consent Order 15-0088-UST
Order Date: May 7, 2015
Individual/Entity: **Stop N Save, Inc.**
Facility: Stop N Save 5
Location: 5901 North Main Street
Columbia, SC 29203
Mailing Address: 1715 Leesburg Rd.
Columbia, SC 29209
County: Richland
Previous Orders: None
Permit/ID Number: 07912
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 61-92.280.20(c)(1)(ii) (Supp. 2012).

Summary: Stop N Save, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) located in Columbia, South Carolina. On March 23, 2015, a routine inspection was conducted. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to use an adequate overfill prevention system for an UST.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The violation was corrected prior to the issuance of the Order.

15) Order Type and Number: Consent Order 15-0091-UST
Order Date: May 28, 2015
Individual/Entity: **Sunoco, Inc.**
Facility: Sunoco 0616-1368
Location: 10600 Dorchester Road
Summerville, SC 29485
Mailing Address: 10 Industrial Highway, Building G,
2nd Floor, Lester, PA 19029-1001
County: Dorchester
Previous Orders: None
Permit/ID Number: 12206
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and

Supp. 2014), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.41(b)(1)(i); and, 61-92.280.44(a) (Supp. 2012).

Summary: Sunoco, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) in Dorchester County, South Carolina. On April 8, 2015, a routine inspection was conducted. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to equip a pressurized line with an automatic line leak detector; and, failed to install a leak detector on a pressurized line.

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

16) Order Type and Number: Consent Order 15-0093-UST
Order Date: May 28, 2015
Individual/Entity: **Premier Petroleum, Inc.**
Facility: Ganesh Food Mart 2
Location: 422 South Main Street
Belton, SC 29627
Mailing Address: 2145 Duluth Highway, Suite A,
Duluth, GA 30097
County: Anderson
Previous Orders: None
Permit/ID Number: 00440
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2014), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.23(j) (Supp. 2012).

Summary: Premier Petroleum, Inc. (Individual/Entity) supplies petroleum or petroleum products to underground storage tanks (USTs) located at Ganesh Food Mart 2 in Anderson County, South Carolina. On March 12, 2015, the Department implemented Delivery Prohibition on the USTs for unresolved violations issued during a routine compliance inspection. On April 7, 2015, the Department conducted a site visit and discovered that an introduction of petroleum or petroleum products into USTs which were under Delivery Prohibition had taken place. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain a UST in accordance with Delivery Prohibition by delivery or acceptance of product into a tank where the Department has imposed Delivery Prohibition.

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

17) Order Type and Number: Consent Order 15-0094-UST
Order Date: May 28, 2015
Individual/Entity: **Action Ventures, LLC**
Facility: Ganesh Food Mart 2
Location: 422 South Main Street
Belton, SC 29627
Mailing Address: 2145 Duluth Highway, Suite A,
Duluth, GA 30097
County: Anderson
Previous Orders: None
Permit/ID Number: 00440
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2014), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.23(j) (Supp. 2012).

Summary: Action Ventures, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) in Anderson County, South Carolina. On March 12, 2015, the Department implemented Delivery Prohibition on the USTs for unresolved violations issued during a routine compliance inspection. On April 7, 2015, the Department conducted a site visit and discovered that an introduction of petroleum or petroleum products into USTs which were under Delivery Prohibition had taken place. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain a UST in accordance with Delivery Prohibition by delivery or acceptance of product into a tank where the Department has imposed Delivery Prohibition.

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

18) Order Type and Number: Consent Order 15-0115-UST
Order Date: June 24, 2015
Individual/Entity: **Enmark Station, Inc.**
Facility: Enmark 857
Location: 125 Mathews Drive
Hilton Head Island, SC 29926-2027
Mailing Address: P.O. Box 576
Savannah, GA 31402-0576
County: Beaufort
Previous Orders: None
Permit/ID Number: 12808

Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (Supp. 2014) and the South Carolina Underground Storage Tank Control Regulation 61-92.280.20(c)(1)(ii) (2012).

Summary: Enmark Station, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) in Beaufort County, South Carolina. An inspection was conducted on April 23, 2015. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to equip an underground storage tank system with overfill protection.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The violation was corrected prior to the issuance of the Order.

19) Order Type and Number: Consent Order 15-0120-UST
Order Date: June 24, 2015
Individual/Entity: **Orange Heaven, Inc.**
Facility: Jetco
Location: 106 East Cedar Rock Street
Pickens, SC 29671
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit/ID Number: 07285
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2014), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.20(c)(1)(ii) (2012).

Summary: Orange Heaven, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) in Pickens County, South Carolina. On April 21, 2015, the Department conducted an inspection and issued a Notice of Alleged Violation (NOAV). The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to equip an underground storage tank system with adequate overfill protection.

Action: The Individual/Entity is required to: submit proof that the off-road diesel UST has been equipped with adequate overfill protection and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

20) Order Type and Number: Consent Order 15-0126-UST
Order Date: June 24, 2015
Individual/Entity: **Sprint Food Stores, Inc.**

Facility: Sprint Food Stores, Inc.
Location: 921 East Pine Log Road
Aiken, SC 29803
Mailing Address: P.O. Box 556
Wrens, GA 30833
County: Aiken
Previous Orders: None
Permit/ID Number: 19433
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (Supp. 2014)
and the South Carolina Underground Storage Tank Control Regulation 61-
92.280.20(c)(1)(ii) (2012).

Summary: Sprint Food Stores, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) in Aiken County, South Carolina. An inspection was conducted on May 5, 2015. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to equip an underground storage tank system with overfill protection.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The violation was corrected prior to the issuance of the Order.

Hazardous Waste Enforcement

21) Order Type and Number: Consent Order 15-15-HW
Order Date: April 1, 2015
Individual/Entity: **The Crown Group Company**
Facility: The Crown Group Company -
Greenville
Location: 101 Milledge Drive
Greenville, SC 29605
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: SCR 000 776 955
Violations Cited: The South Carolina Hazardous
Waste Management Act §44-56-130(2); The South Carolina Hazardous
Waste Management Regulation 61-79.262.34(a)(3), R. 61-79.262.34(a)(2),
R. 61-79.265.173(a), R. 61-79.262.90, R. 61-79.265.35, R. 61-
79.262.41(a), R. 61-79.265.16(d)(1-4), R. 61-79.262.40(b), R. 61-
79.265.54(d), R. 61-79.265.37(a)(1-4), R. 61-79.265.15(d).

Summary: The Crown Group Company (Individual/Entity) performs surface coating of automotive parts at a facility in Greenville, South Carolina. On October 2, 2014, the Department conducted an inspection of the facility. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to ensure that each container is labeled or marked clearly with the EPA hazardous waste number and the words "Hazardous Waste: federal laws prohibit improper disposal;" failed to ensure that the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failed to ensure that a container holding hazardous waste is closed during storage except when necessary to add or remove waste; failed to ensure clean up of any hazardous waste discharge that occurs; failed to ensure adequate aisle space; failed to prepare and submit a written report to the Department within 30 days of the end of each quarter; failed to maintain the following documents and records: job title, name of employee, and a written job description for each position related to hazardous waste management and a written job description of introductory and continuing job training for each position and records of that training for each employee; failed to keep a copy of each Quarterly Report onsite for at least three years; failed to keep a copy of the manifest onsite for at least three years; failed to review and immediately amend the contingency plan when the list of emergency coordinators change; failed to ensure that arrangements are made to familiarize local emergency response teams and local hospitals with the facility and designate a primary emergency authority; and, failed to record inspections, including the date and time of the inspection, in a log and keep the records for at least three years.

Action: The Individual/Entity is required to: ensure hazardous waste containers and discharges are managed according to the regulations; ensure that hazardous waste employee training records, quarterly reports and manifests are managed according to the regulations; ensure that the contingency plan is managed in accordance with the regulations; and, pay a civil penalty in the amount of eight thousand, five hundred seventy-nine dollars (**\$8,579.00**).

22)	<u>Order Type and Number:</u>	Consent Order 15-16-HW
	<u>Order Date:</u>	April 14, 2015
	<u>Individual/Entity:</u>	Wilbert Plastic Services
	<u>Facility:</u>	Wilbert Plastic Services
	<u>Location:</u>	2930 Greenville Highway Easley, SC 29640
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Pickens
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SCD 982126146
	<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act §44-56-130(2); the South Carolina Hazardous Waste Management Regulations R.61-79.262.34(a)(2),

262.34(c)(1)(i)/265.173(a), 262.90, 265.16(a)(1), 265.16(b), 265.35, 262.34(a)(1)(i)/265.175(a) and (b)(1), 262.34(a)(3), 273.13(d)(1), 273.14(e), 273.15(c)(1), 262.34(c)(1)(ii), 265.174, 262.40(a), 262.40(b), 262.34(a)(4)/265.15(d), 262.34(a)(4)/265.16(d)(1-4), 265.52(d), 265.53(b), 265.16(c)

Summary: Wilbert Plastic Services (Individual/Entity) is a hazardous waste generator located in Easley, South Carolina. On October 20, 2014, the Department conducted an inspection of the facility. The Individual/Entity has violated the Hazardous Waste Management Regulations as a generator of a hazardous waste as follows: failed to keep a container holding hazardous waste closed during storage, except when it is necessary to add or remove waste; failed to clean up any hazardous waste discharge that occurred during generation; failed to ensure that the date upon which each accumulation period began was clearly marked and visible on each container; failed to, at least weekly, inspect areas where containers are stored; failed to ensure that each container and tank is labeled or marked clearly with the EPA Hazardous Waste Number and the words: "Hazardous Waste – federal laws prohibit improper disposal;" failed to ensure that container storage areas have a containment system which is free of cracks or gaps and is sufficiently impervious to contain leaks, spills, and accumulated precipitation until the collected material is detected and removed; 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; failed to contain any lamp in containers or packages that are structurally sound; failed to label or mark clearly each lamp or a container or package in which such lamps are contained with one of the following phrases: "Universal Waste – Lamp(s)," "Waste Lamps," or "Used Lamp(s);" failed to mark or label the container with the earliest date that any universal waste in the container became a waste or was received; failed to have facility personnel successfully complete a program of classroom instruction or on-the-job training; failed to ensure that facility personnel take part in an annual review of the initial training required; failed to maintain documents and records on employees training; failed to record inspections in an inspection log or summary; failed to keep a copy of each Quarterly Report and Exception Report onsite for a period of at least three years from the due date of the report; failed to keep a copy of each manifest onsite for three years; failed to have and keep up to date a contingency plan that lists names, addresses, and phone numbers emergency coordinators; and, failed to submit a copy of the contingency plan to all local police departments, fire departments, hospitals, contractors, and state and local emergency response teams that may be called upon to provide emergency services.

Action: The Individual/Entity is required to: ensure compliance with the regulations; ensure hazardous and universal waste is properly stored and managed; ensure discharges of hazardous waste are managed; ensure containers

of hazardous waste are managed, inspected and stored properly; and, pay a civil penalty in the amount of fourteen thousand, four hundred dollars (\$14,400.00).

- 23) Order Type and Number: Consent Order 15-17-HW
Order Date: April 23, 2015
Individual/Entity: **Johnson Controls Battery Group**
Facility: **Johnson Controls Battery**
Location: 1800 Paper Mill Road
Florence, SC 29605
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: SCR 000 771 451
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2); the South Carolina Hazardous Waste Management Regulations R.61-79.265.1101(c)(1)(ii), 265.1101(c)(1)(i), 265.1101(c)(1)(iii), 264.31, 262.90, 262.11

Summary: Johnson Controls Battery Group, Inc. (Individual/Entity) is a permitted hazardous waste storage facility, as well as a hazardous waste generator, located in Florence County, South Carolina. On August 5, 2014, an inspection was conducted at the facility. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to maintain the level of the stored/treated hazardous waste within the containment walls of the storage unit so that the height of any containment wall is not exceeded; failed to maintain the primary barrier to be free of significant cracks, gaps, corrosion, or other deterioration that could cause hazardous waste to be released from the primary barrier; failed to take measures to prevent the tracking of hazardous waste out of the unit by personnel or by equipment used in handling the waste; failed to operate its facility to minimize the possibility of any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment; failed to clean up any hazardous waste discharge that occurs during generation or processing and take such other action as may be required or approved by Federal, State or local officials so that the hazardous waste discharge no longer presents a hazard to human health or the environment; and, failed to accurately determine if that waste was a hazardous waste.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of fifteen thousand dollars (\$15,000.00). All violations were corrected prior to the issuance of the Order.

- 24) Order Type and Number: Consent Order 15-18-HW
Order Date: May 7, 2015

<u>Individual/Entity:</u>	Triad Enterprises, Inc. d/b/a Professional Printers
<u>Facility:</u>	Professional Printers
<u>Location:</u>	1730 Old Dunbar Road, West Columbia, SC 29170
<u>Mailing Address:</u>	Same
<u>County:</u>	Lexington
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	SCR 000 768 176
<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act §44-56-130(2); The South Carolina Hazardous Waste Management Regulation 61-79.262.34(c)(1)(ii), R. 61-79.262.34(a)(2), R. 61-79.265.173(a), R. 61-79.265.173(c), R. 61-79.273.11, R. 61-79.265.51(a), R. 61-79.265.16(c), and, R. 61-79.265.174.

Summary: Triad Enterprises, Inc. d/b/a Professional Printers (Individual/Entity) operates a printing facility in West Columbia, South Carolina. On March 10, 2015, the Department conducted an inspection of the facility. The Individual/Entity violated the Hazardous Waste Management Regulations as follows: failed to ensure that each container is labeled or marked clearly with the words “Hazardous Waste: federal laws prohibit improper disposal;” failed to ensure that the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failed to ensure that a container holding hazardous waste is closed during storage except when necessary to add or remove waste; failed to ensure proper disposal of universal waste; failed to ensure that an owner or operator has a contingency plan for the facility; failed to ensure that facility personnel take part in an annual review of initial training; and, failed to inspect areas where containers are stored at least weekly.

Action: The Individual/Entity is required to: ensure hazardous waste containers and universal waste are managed according to the regulations; ensure that hazardous waste employee training records, contingency plan, and weekly inspections are managed in accordance with the regulations; and, pay a civil penalty in the amount of three thousand, three hundred dollars (**\$3,300.00**).

25) <u>Order Type and Number:</u>	Consent Order 15-19-HW
<u>Order Date:</u>	May 29, 2015
<u>Individual/Entity:</u>	ESAB Welding Products, Inc.
<u>Facility:</u>	ESAB Welding Products, Inc.
<u>Location:</u>	256 Midway Drive Union, SC 29379-7999
<u>Mailing Address:</u>	Same
<u>County:</u>	Union
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	SCD 991 278 078

Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2); The South Carolina Hazardous Waste Management Regulation R. 61-79.262.34(a)(2), R. 61-79.262.34(a)(3), R. 61-79.262.20(a)(1), R. 61-79.262.13(b), R. 61-79.265.13(d), R. 61-79.265.51(a), and, R. 61-79.265.174.

Summary: ESAB Welding Products, Inc. (Individual/Entity) operates a plating facility in Union, South Carolina. On January 12, 2015, the Department conducted an inspection of the facility. The Individual/Entity violated the Hazardous Waste Management Regulations as follows: failed to ensure that the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failed to ensure that each container is labeled and marked clearly with the EPA Hazardous Waste Number and the words "Hazardous Waste: federal law prohibits improper disposal;" failed to prepare a manifest in accordance with the instructions in the regulations; failed to file a revised or new Notification Form within thirty (30) days of producing a new hazardous waste; failed to file a revised or new Notification Form whenever the information previously provided becomes outdated or inaccurate; failed to have facility personnel successfully complete a program of classroom instruction or on-the-job training that teaches them to perform their duties in a way that ensure the facility's compliance with the regulations; failed to have a contingency plan for the facility; and, failed to inspect areas where containers are stored at least weekly.

Action: The Individual/Entity is required to: ensure hazardous waste containers are managed according to the regulations; ensure that hazardous waste employee training records, contingency plan, and manifests are managed in accordance with the regulations; and, pay a civil penalty in the amount of two thousand dollars (\$2,000.00).

Radiological Waste Enforcement

26)	<u>Order Type and Number:</u>	Consent Order 14-02-RW
	<u>Order Date:</u>	May 21, 2015
	<u>Individual/Entity:</u>	Erwin ResinSolutions
	<u>Facility:</u>	Erwin ResinSolutions
	<u>Location:</u>	Erwin, Tennessee
	<u>Mailing Address:</u>	151 T.C. Runnion Road, Erwin, Tennessee 37650
	<u>County:</u>	Barnwell
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A

Violations Cited: South Carolina Radioactive Waste Materials (Title A), The South Carolina Atomic Energy and Radiation Control Act, and 49CFR, Chapter I.

Summary: Erwin ResinSolutions (Individual/Entity), located in Erwin, Tennessee, transported a load of radioactive material to EnergySolutions Barnwell Processing Facility. Receipt inspection of a shipment was performed on October 6, 2014, and the Department was notified of violations. The Individual/Entity has violated the South Carolina Radioactive Waste Materials (Title A), The South Carolina Atomic Energy and Radiation Control Act, and 49CFR, Chapter I as follows: the radiation level at any point on the external surface of the package exceeded the prescribed 0.5 mRem/h; the shipment did not have the proper shipping label; and, the Certification on the Radioactive Material Shipping Paper was invalid.

Action: The Individual/Entity is required to: provide for review, documentation that adequate measures have been implemented to prevent reoccurrence of the violations; and, pay a civil penalty in the amount of twelve thousand dollars (**\$12,000.00**).

Infectious Waste Enforcement

27) Order Type and Number: Consent Order 15-02-IW
Order Date: June 18, 2015
Individual/Entity: **Georgetown Healthcare & Rehab**
Facility: Georgetown Healthcare & Rehab
Location: 2715 South Island Road
Georgetown, SC 29440
Mailing Address: Same
County: Georgetown, South Carolina
Previous Orders: None
Permit/ID Number: SC22-0060G
Violations Cited: The South Carolina Infectious Waste Management Act §44-93-30, the South Carolina Infectious Waste Management Regulation, and the Environmental Protection Fees, Regulation 61-30.G (12)(b); and, R.61-105.F(4).

Summary: Georgetown Healthcare & Rehab (Individual/Entity) is a large quantity generator of infectious waste, located in Georgetown, South Carolina. The Individual/Entity violated the Infectious Waste Management Regulations and the Environmental Protection Fees Regulations as follows: failed to pay the annual generator registration fee at the required time.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; pay annual generator registration fees in the amount of one hundred fifty dollars (\$150.00); and, pay a civil penalty in the amount of six hundred sixty dollars (**\$660.00**).

Solid Waste Enforcement

28) Order Type and Number: Administrative Order 15-02-AST
Order Date: May 26, 2015
Individual/Entity: **Gwen B. Varn, Personal Representative of Gehrard D. Varn, Jr.**
Facility: Varn Site
Location: 13295 Broxton Bridge Road
Ehrhardt, South Carolina 29081
Mailing Address: P.O. Box 97
Ehrhardt, SC 29081
County: Bamberg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: Pollution Control Act (Act) (Rev. 2008 and Supp. 2013), Sections 48-1-50 and 48-1-90.

Summary: Gwen B. Varn, Personal Representative of Gehrard D. Varn, Jr. (Individual/Entity) owns aboveground storage tanks (ASTs) located in Ehrhardt, South Carolina. On February 13, 2015, a file review was conducted and a Notice of Alleged Violation issued. The Individual/Entity violated the South Carolina Pollution Control Act as follows: an unlawful release of petroleum to the environment coming from the Varn Site as evidenced by free phase petroleum product in two monitoring wells; and, failed to abate the referenced release and assess the contamination at the Varn Site.

Action: The Individual/Entity is required to: submit an abatement report and an assessment plan; and, pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

29) Order Type and Number: Consent Order 15-08-SW
Order Date: April 24, 2015
Individual/Entity: **Big Red Box, LLC**
Facility: Unpermitted Structural Fill
Location: 1721 Pineview Road
Columbia, SC 29209
Mailing Address: Same

County: Richland
Previous Orders: None
Permit/ID Number: Unpermitted
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002); and, South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill, R. 61-107.19 (Supp. 2012).

Summary: Big Red Box, LLC (Individual/Entity) is the operator of an unpermitted structural fill. An inspection was conducted on January 15, 2015. The Individual/Entity violated the South Carolina Solid Waste Policy and Management Act of 1991 and the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: operated a structural fill without first obtaining a permit from the Department.

Action: The Individual/Entity is required to: submit disposal receipts, documenting the removal and disposal of all solid waste placed on the ground at the Site at a permitted solid waste management facility; complete closure of the Site in accordance with the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation and the final determination by the United States Army Corps of Engineers (USACE) regarding impact to wetlands; and, pay a civil penalty in the amount of twelve thousand dollars (**\$12,000.00**).

30) Order Type and Number: Consent Order 15-10-SW
Order Date: May 12, 2015
Individual/Entity: **Youwall, LLC**
Facility: Appleton Class Two Landfill
Location: 140 Gill Street
Allendale, SC 29810
Mailing Address: P.O. Box 6893
Beaufort, SC 29903
County: Allendale
Previous Orders: None
Permit/ID Number: LF2-00004
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002); South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill, R. 61-107.19 (Supp. 2012); and, South Carolina Solid Waste Management: Waste Tires, R. 61-107.3 (Supp. 2012).

Summary: Youwall, LLC (Individual/Entity) is the operator of a landfill. Routine compliance inspections were conducted by the Department on March 20, 2014, April 16, 2014, May 21, 2014, June 18, 2014, July 23, 2014, and August 26, 2014. The Individual/Entity violated the South Carolina Solid Waste Policy and Management Act of 1991, the South Carolina Solid Waste Management:

Solid Waste Landfills and Structural Fill Regulation, and the South Carolina Solid Waste Management: Waste Tires Regulation as follows: failed to restrict the unloading of solid waste to the working face of the landfill as it pertains to wood ash and wood chips; failed to cover all exposed waste material with no less than six (6) inches of clean earth cover at least every thirty (30) days; failed to maintain a run-on and run-off control system capable of handling at least the water volume resulting from a 24-hour, 25-year storm; and, operated a waste tire collection site without first obtaining a permit from the Department.

Action: The Individual/Entity is required to: submit documentation that all wood ash being stored outside the permitted area of the Landfill has been moved to the working face of the landfill; submit documentation that all solid waste unloaded for disposal at the landfill has been restricted to the working face of the landfill; submit documentation that all exposed waste material at the landfill is covered with no less than six (6) inches of clean earth at least every thirty (30) days; submit documentation that the run-on and run-off control system is capable of handling at least the water volume resulting from a 24-hour, 25-year storm; submit disposal receipts, documenting the removal and disposal of all waste tires in excess of two thousand, five hundred (2,500) at a permitted solid waste management facility; pay a civil penalty in the amount of one thousand, five hundred dollars (**\$1,500.00**); and, pay a stipulated penalty in the amount of eight thousand dollars (\$8,000.00) should any requirement of the Order not be met.

31) <u>Order Type and Number:</u>	Consent Order 15-15-SW
<u>Order Date:</u>	May 22, 2015
<u>Individual/Entity:</u>	Sonoco Products Company
<u>Facility:</u>	Sonoco Products Company Hartsville Site
<u>Location:</u>	1 North Second Street, Hartsville, SC 29550
<u>Mailing Address:</u>	Same
<u>County:</u>	Darlington
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	N/A
<u>Violations Cited:</u>	South Carolina Solid Waste Policy and Management Act of 1991 (Act) (2002), Section 44-96-290(A).

Summary: Sonoco Products Company (Individual/Entity) located in Hartsville, South Carolina, had an above-ground, dry ash pile, which began as a staging area for recycling boiler ash. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act of 1991 as follows: operated an unpermitted ash pile.

Action: Sonoco Products Company is required to: pay a civil penalty in the amount of two hundred thirty thousand dollars (**\$230,000.00**).

32) Order Type and Number: Consent Order 15-05-SW
Order Date: June 17, 2015
Individual/Entity: **VIVA Recycling of South Carolina, LLC**
Facility: VIVA Recycling of South Carolina, LLC
Location: 111 Old Depot Road, Moncks Corner, South Carolina 29461
Mailing Address: Same
County: Berkeley
Previous Orders: None
Permit/ID Number: 082728-5201
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Act) (2002), and Solid Waste Management: Waste Tires Regulation 61-107.3 (Supp. 2012).

Summary: VIVA Recycling of South Carolina, LLC (Individual/Entity) operates a waste tire processing facility located in Moncks Corner, South Carolina. On August 27, 2014, September 4, 2014, and September 10, 2014, the Department conducted routine compliance inspections. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act of 1991, Solid Waste Management: Waste Tires Regulation, and Permit 082728-5201 as follows: waste tire piles exceeded maximum dimensions allowed; waste tire piles exceeded limits and maximum dimensions allowed by the Permit; waste tires were being stored outside of designated areas pursuant to the drawing approved by the Department April 29, 2013; and, fire lanes were not maintained around waste tire piles.

Action: The Individual/Entity is required to: remove all waste tires located in ditches, standing water, along roads, and stacked/piled against the building; reduce size of waste tire pile located in the designated waste tire storage area to a size of 50 feet x 100 feet x 15 feet in accordance with the Permit; obtain and maintain 50-foot fire lanes around the perimeter of permitted waste tire piles; remove the small pile against the fence that measured 105 feet x 29 feet x 3 feet; remove the pile of miscellaneous tire waste/debris, soil, and whole tires located in areas that were marked for empty trailers/finished chip pile for stock per the approved drawing dated April 29, 2013; and, pay a civil penalty in the amount of twelve thousand dollars (**\$12,000.00**) in accordance with the terms of a promissory note.

33) Order Type and Number: Consent Order 15-14-SW
Order Date: June 24, 2015
Individual/Entity: **J.L. Floyd and Herbert Wilson**
Facility: Unpermitted Class Two Landfill
Location: 1108 St Phillips Road
Dalzell, SC 29040
Mailing Address: Same
County: Lee
Previous Orders: None
Permit/ID Number: Unpermitted
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002); and, South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill, R. 61-107.19 (Supp. 2012).

Summary: J.L. Floyd and Herbert Wilson (Individuals/Entities) were operating an unpermitted landfill. An inspection of the property was conducted on November 6, 2014. The Individuals/Entities have violated the South Carolina Solid Waste Policy and Management Act of 1991 and the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: operated a Class Two landfill without first obtaining a permit from the Department.

Action: The Individuals/Entities are required to: complete closure of the Site in accordance the regulations; pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**); and pay a stipulated penalty in the amount of six thousand dollars (\$6,000.00).

BUREAU OF WATER

Recreational Waters Enforcement

34) Order Type and Number: Consent Order 15-021-DW
Order Date: April 2, 2015
Individual/Entity: **Conway Golf Club**
Facility: Conway Golf Club
Location: 400 Country Club Drive
Conway, SC 29526
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 6-E07-1 & 26-E08-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Conway Golf Club (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and kiddie pool. On June 11, 2014, July 11, 2014, and August 8, 2014, the pool and kiddie pool were inspected. A violation was issued for failure to properly operate and maintain the pool on June 11, 2014, and August 8, 2014; and, a violation was issued for failure to properly operate and maintain the kiddie pool on June 11, 2014, and July 11, 2014. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring was torn and did not have a permanently attached rope; the emergency telephone was not accessible; 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 one thousand, one hundred twenty dollars (**\$1,120.00**). The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

35) <u>Order Type and Number:</u>	Consent Order 15-025-DW
<u>Order Date:</u>	April 29, 2015
<u>Individual/Entity:</u>	Columbia Sun Hotel, LLC
<u>Facility:</u>	Hampton Inn
<u>Location:</u>	29 William Pope Drive Bluffton, SC 29909
<u>Mailing Address:</u>	2 Princeton Way Anniston, AL 36207
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-1015B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(I)

Summary: Columbia Sun Hotel, LLC (Individual/Entity) owns and is responsible for the modification of a pool. On March 31, 2015, the pool was inspected and a violation was issued. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to submit a Swimming Pool Change Order Request Form to the Department for approval prior to modifying the pool.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of two hundred dollars (**\$200.00**). The violation was corrected prior to the issuance of the Order.

36) <u>Order Type and Number:</u>	Consent Order 15-027-DW
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Order Date: May 5, 2015
Individual/Entity: **Hampton Place Owners’ Association, Inc.**
Facility: Hampton Place
Location: 41 Ocean Lane
Hilton Head Island, SC 29938
Mailing Address: 4 Pensacola Place
Hilton Head Island, SC 29938
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-480-1
Violations Cited: S.C. Code Ann. Regs. 61-51(B)(2)

Summary: Hampton Place Owners’ Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa. On March 17, 2015, the spa was inspected and it was determined that the spa had been altered and a permit had not been issued by the Department. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to obtain a permit to construct from the Department prior to the alteration of the spa.

Action: The Individual/Entity is required to: submit a complete application, with the associated fee and plans, to obtain a construction permit for the spa; complete any required construction; contact Department staff to obtain written approval to operate; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid.

37) Order Type and Number: Consent Order 15-028-RW
Order Date: May 7, 2015
Individual/Entity: **Camelot By The Sea Homeowners’ Association, Inc.**
Facility: Camelot By The Sea
Location: 2000 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: 1000 2nd Avenue South, Suite 310
North Myrtle Beach, SC 29582
County: Horry
Previous Orders: None
Permit/ID Number: 26-R62-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & (J)(10)

Summary: Camelot By The Sea Homeowners’ Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On January 9, 2015, a routine inspection was conducted at

the pool and a violation was issued for failure to properly operate and maintain; and, on April 8, 2015, the pool was inspected as the result of a complaint and a violation was issued for failure to properly operate and maintain, and it was determined that an injury requiring an EMS response was not reported. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pH level was not within the acceptable range of water quality standards; the emergency notification device was not operating properly; the bound and numbered log book was not maintained on a daily basis; and, failed to report, in writing, an injury requiring an EMS response and emergency room visit within seventy-two hours of the occurrence.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of one thousand two hundred dollars (**\$1,200.00**). The civil penalty has been paid. All violations were corrected prior to the issuance of the Order.

38) <u>Order Type and Number:</u>	Consent Order 15-030-DW
<u>Order Date:</u>	June 15, 2015
<u>Individual/Entity:</u>	Beach Cove Ocean Resort Homeowners Association, Inc.
<u>Facility:</u>	Beach Cove Ocean Resort
<u>Location:</u>	4800 South Ocean Boulevard North Myrtle Beach, SC 29582
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-A84-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Beach Cove Ocean Resort Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa. On April 13, 2015, Department staff conducted an inspection of the spa in response to a complaint, and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pH and chlorine levels were not within the acceptable range of water quality standards; and, the spa temperature was above 104 degrees Fahrenheit.

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 civil penalty has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

39) <u>Order Type and Number:</u>	Consent Order 15-011-RW
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Order Date: June 30, 2015
Individual/Entity: **Windjammer Village**
Facility: Windjammer Village
Location: 200 Offshore Drive
Garden City, SC 29576
Mailing Address: 1800 Husted Road, Suite D
Conway, SC 29526
County: Horry
Previous Orders: 13-111-DW
Permit/ID Number: 26-527-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Windjammer Village (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 1, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was no drinking water fountain; the chlorine level was not within the acceptable range of water quality standards; the life ring rope was deteriorated; the shepherd's crook was missing a bolt, and was not properly mounted in its designated location; the emergency telephone was not operating properly, and there was no address posted by the emergency telephone; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted, and the sign posted was obstructed; and, the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. All violations were corrected prior to the issuance of the Order.

40) Order Type and Number: Consent Order 15-012-RW
Order Date: June 29, 2015
Individual/Entity: **James M. Niver, Individually and d.b.a. Stoney Crest Campground**
Facility: Stoney Crest Campground
Location: 419 May River Road
Bluffton, SC 29910
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-307-1
Violations Cited: S.C. Code Ann. Regs. 61-51(C)(11)

Summary: James M. Niver, Individually and d.b.a. Stoney Crest Campground (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 8, 2015, the pool was inspected and a

violation was issued. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to provide a drinking water fountain within fifty feet of the pool.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiency; and, pay a civil penalty in the amount of three hundred forty dollars (**\$340.00**). The civil penalty has been paid.

Drinking Water Enforcement

41) Order Type and Number: Consent Order 15-022-DW
Order Date: April 13, 2015
Individual/Entity: **Journey Investments, LLC**
Facility: Three Oaks Mobile Home Park
Location: 6386 Savannah Highway
Ravenel, SC 29470
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 1060005
Violations Cited: S.C. Code Ann. Regs. 61-30(G)(2)(a)

Summary: Journey Investments, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system. On October 22, 2014, the Department sent a final notice to the Individual/Entity requiring payment of the annual Safe Drinking Water Act fee for fiscal year 2015. The Individual/Entity has violated the Environmental Protection Fees Regulation as follows: failed to pay the annual Safe Drinking Water Act fee for fiscal Year 2015.

Action: The Individual/Entity is required to: pay the owed annual Safe Drinking Water Act fee for fiscal year 2015, which total two hundred forty dollars and sixty-three cents (\$240.63). The fee has been paid.

42) Order Type and Number: Consent Order 15-023-DW
Order Date: April 27, 2015
Individual/Entity: **City of York**
Facility: City of York
Location: 10 North Roosevelt Street
York, SC 29745
Mailing Address: P.O. Box 500

York, SC 29745
County: York
Previous Orders: 12-051-DW (\$4,000.00)
Permit/ID Number: 4610001
Violations Cited: S.C. Code Ann. Regs. 61-58.5.P(2)(b)

Summary: The City of York (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On March 10, 2015, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) total trihalomethanes (TTHM).

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the MCL violation; and, pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should any requirement of the Order not be met.

43) Order Type and Number: Consent Order 15-024-DW
Order Date: April 29, 2015
Individual/Entity: **Phillip Thompson, Individually and d.b.a. Thompson Mobile Home Park**
Facility: Thompson Mobile Home Park
Location: 211 Black Oak Road
Bonneau, SC 29431
Mailing Address: 1404 Francis Marion Circle
Moncks Corner, SC 29461
County: Berkeley
Previous Orders: None
Permit/ID Number: 0860054
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Phillip Thompson, Individually and d.b.a. Thompson Mobile Home Park (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On February 26, 2015, the PWS was inspected and rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the galvanized steel casing was severely rusted and held together with duct tape; the concrete well pad was severely cracked; and, the electrical wiring was not in conduit.

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.

44) Order Type and Number: Consent Order 15-026-DW
Order Date: May 5, 2015
Individual/Entity: **Town of Ridgeland**
Facility: Town of Ridgeland
Location: One Town Square
Ridgeland, SC 29936
Mailing Address: P.O. Box 1119
Ridgeland, SC 29936
County: Jasper
Previous Orders: None
Permit/ID Number: 2710001
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: The Town of Ridgeland (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On February 25, 2015, the PWS was inspected and rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the blow-offs at Well 2 and Well 3 were located prior to the flow meter; the elevated storage tanks had not been inspected since 2010; the elevated storage tanks near the prison and the industrial park had visible rusting; and, a written Valve/Hydrant Maintenance Program and Leak Detection and Repair Program were not available for Department review.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to correct the deficiencies; 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.

45) Order Type and Number: Consent Order 15-029-DW
Order Date: May 18, 2015
Individual/Entity: **Norman Driggers, Individually
and d.b.a. Pleasant Valley Mobile
Home Park**
Facility: Pleasant Valley Mobile Home Park
Location: D410 Highway 17
Summerville, SC 29483
Mailing Address: 320 Old Summerville Road
Summerville, SC 29483
County: Berkeley

Previous Orders: None
Permit/ID Number: 0860045
Violations Cited: S.C. Code Ann. Regs. 61-58.5.F and 61-58.7

Summary: Norman Driggers, Individually and d.b.a. Pleasant Valley Mobile Home Park (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On February 20, 2015, a violation was issued as a result of review of monitoring records. On March 4, 2015, the PWS was inspected and rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the concrete pad at the well was cracked; the sanitary seal and the casing were rusted; there was no pressure gauge on the wellhead piping; valves were not being exercised on a regular basis; there was no system map available for review; the electrical wiring at the well was not enclosed in conduit; there was no emergency plan available for review; and, the PWS exceeded the maximum contaminant level (MCL) for total coliform.

Action: The Individual/Entity is required to: correct the deficiencies at the PWS; submit a corrective action plan to include proposed steps to address the MCL violation; and, pay a **stipulated penalty** in the amount of seven thousand dollars (\$7,000.00) should any requirement of the Order not be met.

46) Order Type and Number: Consent Order 15-031-DW
Order Date: June 17, 2015
Individual/Entity: **Jewell RV Services, LLC**
Facility: Spartanburg-Gaffney KOA
Location: 160 Sarratt School Road
Gaffney, SC 29341
Mailing Address: Same
County: Cherokee
Previous Orders: None
Permit/ID Number: 1170800
Violations Cited: S.C. Code Ann. Regs. 61-58.5.F

Summary: Jewell RV Services, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On March 11, 2015, April 24, 2015, and May 12, 2015, a violation was issued as a result of review of monitoring records. The Individual/Entity has 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.

Water Pollution Enforcement

47) Order Type and Number: Consent Order 15-016-W
 Order Date: April 21, 2015
 Individual/Entity: **Kershaw County**
 Facility: Lugoff WWTF
 Location: Renew Road
 Lugoff, SC 29078
 Mailing Address: 515 Walnut Street
 Camden, SC 29020

 County: Kershaw
 Previous Orders: 12-026-W (\$3,400.00)
 Permit/ID Number: SC0039870
 Violations Cited: S.C. Code Ann. § 48-1-110 (d)
 (Supp. 2014) and 3 S.C. Code Ann Regs. 61-9.122.41(a) and (e)(Supp.
 2014)

Summary: Kershaw County (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Lugoff Wastewater Treatment Facility (WWTF) located in Kershaw County, South Carolina. On February 11, 2015, a Notice of Violation was issued as a result of monitoring records. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits as follows: failed to meet permitted daily maximum effluent limitations for fecal coliform-general (FC-gen) during the April, August and October 2014 monitoring periods.

Action: The Individual/Entity is required to: submit a corrective action plan identifying corrective actions taken or planned, with an enforceable schedule of compliance, to remedy the circumstances under which the Individual/Entity was unable to meet all final effluent parameters; and, pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

48) Order Type and Number: Consent Order 15-017-W
 Order Date: April 23, 2015
 Individual/Entity: **Rolling Meadows I, LLC**
 Facility: Rolling Meadows Mobile Home
 Park
 Location: 4801 Sunset Boulevard, #108
 Lexington, SC 29072
 Mailing Address: Same

County: Lexington
Previous Orders: None
Permit/ID Number: SC0033685
Violations Cited: S.C. Code Ann. § 48-1-110(d) and 3
S.C. Code Ann. Regs. 61-9.505.41(a)

Summary: Rolling Meadows I, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). On February 21, 2014, June 4, 2014, July 21, 2014, and September 5, 2014, Notices of Violation (NOVs) were issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits for fecal coliform (FC) and biochemical oxygen demand (BOD) as contained in its Permit.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the FC and BOD violations; and, pay a civil penalty in the amount of ten thousand, two hundred dollars (**\$10,200.00**) in four equal installments.

49) Order Type and Number: Consent Order 15-019-W
Order Date: May 18, 2015
Individual/Entity: **City of Clinton**
Facility: Gary Street Water Treatment Plant
Location: 1219 Gary Street
Clinton, SC 29325
Mailing Address: P.O. Box 748
Clinton, SC 29325
County: Laurens
Previous Orders: None
Permit/ID Number: SCG646027
Violations Cited: S.C. Code Ann. § 48-1-110(d) and 3
S.C. Code Ann. Regs. 61-9.505.41(a)

Summary: The City of Clinton (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Gary Street Water Treatment Plant (WTP). On March 11, 2014, and January 20, 2015, Notices of Violation (NOVs) were issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limit for acute whole effluent toxicity (ATOX) as contained in its Permit.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the ATOX violations; and, pay a civil penalty in the amount of two thousand, four hundred dollars (**\$2,400.00**).

50) Order Type and Number: Consent Order 15-020-W
Order Date: May 18, 2015
Individual/Entity: **Nevamar Company, LLC**
Facility: Nevamar WWTF
Location: 1 Nevamar Place
Hampton, SC 29924
Mailing Address: Same
County: Hampton
Previous Order(s): None
Permit Numbers: SC0001830
Violation(s) Cited: Pollution Control Act, S.C. Code Ann. 48-1-110(d) (Supp. 2014) and Water Pollution Control Permits, 4 S.C. Code Ann. Regs. 61-9.122(a)(1)

Summary: Nevamar Company, LLC (Individual/Entity) owns a manufacturing facility located near the town of Hampton, in Hampton County, South Carolina. The Individual/Entity reported exceeding the effluent discharge limits for Copper (Cu) during the reporting periods of March, April and June of 2014. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: exceeded the effluent discharge limits for Cu as specified in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Individual/Entity is required to: continue to maintain and operate the WWTF in accordance with the requirements of its NPDES Permit, until such time that the WWTF is properly closed and the permit is closed out by the Department; and, pay a civil penalty in the amount of four thousand, two hundred dollars (**\$4,200.00**).

51) Order Type and Number: Consent Order 15-021-W
Order Date: May 18, 2015
Individual/Entity: **Richland County School District One**
Facility: Gadsden Elementary WWTF
Location: SC Highway 769
Gadsden, SC
Mailing Address: 201 Park Street
Columbia, SC 29201
County: Richland
Previous Orders: None

Permit/ID Number: SC0031526
Violations Cited: S.C. Code Ann. § 48-1-110(d)
(Supp. 2014) and 24 S.C. Code Ann. Regs. 61-9.122.41 (a) and (d) (Supp. 2013).

Summary: Richland County School District One (Individual/Entity) is responsible for the operation and maintenance of the wastewater treatment facility (WWTF) serving the Gadsden Elementary School, located in Richland County, South Carolina. On July 24, 2013, and March 6, 2015, Notices of Violation were issued as a result of review of Discharge Monitoring Reports submitted by the Individual/Entity. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits as follows: failed to comply with the effluent limits for Ammonia as contained in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Individual/Entity is required to: submit a corrective action plan with the measures that have been completed or planned to prevent future effluent violations; submit a preliminary engineering report for the construction of infrastructure necessary to eliminate the WWTF; submit a construction permit application for construction of the infrastructure to eliminate the WWTF; complete construction and request an inspection for the purpose of obtaining approval to operate; obtain approval to operate and eliminate the WWTF discharge; submit a closure plan addressing the closeout of the WWTF; close out the WWTF; and, pay a civil penalty in the amount of three thousand, four hundred dollars (\$3,400.00).

52) Order Type and Number: Consent Order 15-022-W
Order Date: May 18, 2015
Individual/Entity: **Richland County School District One**
Facility: Hopkins Elementary WWTF
Location: Cabin Creek Rd
Hopkins, SC
Mailing Address: 201 Park Street
Columbia, SC 29201
County: Richland
Previous Orders: None
Permit/ID Number: SC0031496
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) (Supp. 2014).

Summary: Richland County School District One (Individual/Entity) is responsible for the operation and maintenance of the wastewater treatment facility (WWTF) serving the Hopkins Elementary School, located in Richland County,

South Carolina. On July 3, 2014, and January 9, 2015, Notices of Violation were issued as a result of review of Discharge Monitoring Reports. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits for Ammonia and Fecal Coliform as contained in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Individual/Entity is required to: submit a corrective action plan with measures to prevent future violations; continue to operate the WWTF in accordance with the most recently issued NPDES Permit; submit a closure plan addressing the closeout of the WWTF; closeout the WWTF upon the elimination of the WWTF discharge; and, pay a civil penalty in the amount of five thousand, six hundred dollars (**\$5,600.00**).

53)	<u>Order Type and Number:</u>	Consent Order 15-023-W
	<u>Order Date:</u>	May 18, 2015
	<u>Individual/Entity:</u>	Richland County School District One
	<u>Facility:</u>	Hopkins Junior High WWTF
	<u>Location:</u>	Secondary Road #37, just off of US Highway 76 Hopkins, SC
	<u>Mailing Address:</u>	201 Park Street Columbia, SC 29201
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SC0031500
	<u>Violations Cited:</u>	S.C. Code Ann. § 48-1-110(d) (Supp. 2013) and 24 S.C. Code Ann. Regs. 61-9.122.41 (a) and (d) (Supp. 2014).

Summary: Richland County School District One (Individual/Entity) is responsible for the operation and maintenance of the wastewater treatment facility (WWTF) serving the Hopkins Junior High School, located in Richland County, South Carolina. On April 23, 2013, and January 3, 2014, Notices of Violation were issued as a result of review of Discharge Monitoring Reports. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits for Ammonia and Fecal Coliform as contained in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Individual/Entity is required to: submit a corrective action plan with measures to prevent future violations; continue to operate the WWTF in accordance with the most recently issued NPDES Permit; submit a closure plan addressing the closeout of the WWTF; closeout the WWTF upon the elimination

of the WWTF discharge; and, pay a civil penalty in the amount of eight thousand, four hundred dollars (**\$8,400.00**).

54) Order Type and Number: Consent Order 15-024-W
Order Date: June 28, 2015
Individual/Entity: **Town of Saluda/Saluda CPW**
Facility: N. Bouknight Ferry Rd WWTF
Location: N. Bouknight Ferry Rd
Saluda, SC 29138
Mailing Address: P.O. Box 686
Saluda, SC 29138
County: Saluda
Previous Orders: 09-047-W, amended (\$5,000.00)
Permit/ID Number: SC0022381
Violations Cited: S.C. Code Ann. §48-1-110(d)(Supp. 2014) and 3 S.C. Code Ann. Regs. 61-9.122.41(a) and (e)(Supp. 2014).

Summary: The Town of Saluda/Saluda CPW (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment plant (WWTP) located in Saluda County, South Carolina. The CPW failed to meet effluent limitations for Biochemical Oxygen Demand (BOD) and ammonia-nitrogen (NH₃-N) as well as reporting requirements and reasonable operational activities to maintain optimal wastewater treatment per Consent Order 09-047-W, as amended (2009 Order). This Consent Order replaces and rescinds the 2009 Order.

Action: The Individual/Entity is required to: retain the Comprehensive Process Control Testing and Evaluation Program and submit monthly reports; Complete the upgrade of the WWTP in compliance with a Schedule of Construction; implement an updated Capacity Management, Operation and Maintenance (cMOM) Program and complete collection system rehabilitation in accordance with an implementation schedule; and, pay a civil penalty in the amount of seventeen thousand, five hundred seventy-five dollars (**\$17,575.00**).

55) Order Type and Number: Consent Order 15-025-W
Order Date: May 18, 2015
Individual/Entity: **Chester Sewer District**
Facility: Sandy River WWTP
Location: 1649 Radcliff Road
Chester, SC 29706
Mailing Address: P.O. Box 550
Chester, SC 29706-1752
County: Chester
Previous Orders: None

Permit/ID Number: SC0036081
Violations Cited: S.C. Code Ann. § 48-1-110(d) and 3
S.C. Code Ann. Regs. 61-9.122.41(a)

Summary: Chester Sewer District (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Sandy River Wastewater Treatment Plant (WWTP). On November 13, 2014, a Notice of Violation (NOV) was issued as a result of a Discharge Monitoring Report. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limit for Escherichia coli (E. coli) as contained in its Permit.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the E. coli violation; and, pay a civil penalty in the amount of three thousand, four hundred dollars (**\$3,400.00**).

56) Order Type and Number: Consent Order 15-026-W
Order Date: June 15, 2015
Individual/Entity: **Renewable Water Resources**
Facility: Durbin Creek WWTP
Location: 945 Invernary Road
Fountain Inn, SC 29644
Mailing Address: 561 Mauldin Road
Greenville, SC 29607
County: Laurens
Previous Orders: None
Permit/ID Number: SC0040002
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110(d) (Supp. 2014), Water Pollution Control Permits, 3 S.C. Code Ann. Regs. 61-9.122.41(a) (2011), and National Pollutant Discharge Elimination System Permit Number SC0040002.

Summary: Renewable Water Resources (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Durbin Creek Wastewater Treatment Plant. On September 25, 2014, and January 15, 2015, Notices of Violation were issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity has violated the Pollution Control Act, Water Pollution Control Permits Regulation and National Pollutant Discharge Elimination System (NPDES) Permit SC0040002 as follows: failed to comply with effluent discharge limits of its NPDES Permit for whole effluent chronic toxicity.

Action: The Individual/Entity is required to: submit a corrective action plan (CAP) and schedule of implementation to address the deficiencies; monitor effluent for a period of 1 year following final implementation of CAP; initiate a

Toxicity Identification Evaluation and Toxicity Reduction Evaluation (TIE/TRE) if CTOX failure occurs during 1 year monitoring period; submit a TIE/TRE plan, TIE/TRE progress reports, and complete TIE/TRE within 1 year if CTOX failure occurs during 1 year monitoring period; and, pay a civil penalty in the amount of two thousand, two hundred dollars (**\$2,200.00**) and, pay a suspended penalty in the amount of two thousand dollars (\$2,000.00) should any requirement of the Order not be met.

57) Order Type and Number: Consent Order 15-027-W
Order Date: June 15, 2015
Individual/Entity: **Mr. Robert W. Doub Jr., Utilities Director**
Facility: Town of Edisto Beach
Location: 2414 Murray St.
Edisto Beach, SC 29438
Mailing Address: Same
County: Colleton
Previous Orders: None
Permit/ID Number: ND0063789
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (Supp. 2014), Water Pollution Control Permits, 3 S.C. Code Ann. Regs. 61-9.122.41 (2011), and State Land Application Permit Number ND0063789

Summary: The Town of Edisto Beach (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment plant (WWTP). On March 16, 2015, a Notice of Violation was issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity has violated the Pollution Control Act, Water Pollution Control Permits Regulation and State Land Application (ND) Permit ND0063789 as follows: failed to comply with effluent discharge limits of its ND Permit for Biological Oxygen Demand (BOD).

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**).

58) Order Type and Number: Consent Order 15-028-W
Order Date: June 15, 2015
Individual/Entity: **Mr. John Rothwell**
Facility: Albany International Inc.
Location: 300 Albany St.
St. Stephen, SC 29479
Mailing Address: P.O. Box 608

St. Stephen, SC 29479
County: Berkeley
Previous Orders: None
Permit/ID Number: SC0002569
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (Supp. 2014), Water Pollution Control Permits, 3 S.C. Code Ann. Regs. 61-9.100.41(a) and (d) (2011), and National Pollutant Discharge Elimination System Permit Number SC0002569.

Summary: Albany International Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment plant (WWTP). On March 17, 2015, a Notice of Violation was issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity has violated the Pollution Control Act, Water Pollution Control Permits Regulation and National Pollutant Discharge Elimination System (NPDES) Permit SC0002569 as follows: failed to comply with effluent discharge limits of its NPDES Permit for Total Suspended Solids (TSS) and Phenols.

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

59) Order Type and Number: Consent Order 15-029-W
Order Date: June 15, 2015
Individual/Entity: **Mr. Vernon Dunbar, Mayor**
Facility: Town of New Ellenton WWTF
Location: East of the Town of New Ellenton city limits
Mailing Address: P.O. Box 459
New Ellenton, SC 29809
County: Aiken
Previous Orders: None
Permit/ID Number: ND0068454
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110(d) (Supp. 2014), Water Pollution Control Permits, 3 S.C. Code Ann. Regs. 61-9.122.41(a) and (d) (2011), and Stat Land Application Permit Number ND0068454.

Summary: The Town of New Ellenton (Individual/Entity) owns and is responsible for the proper operation and maintenance of the New Ellenton Wastewater Treatment Facility (WWTF). On February 19, 2015, a Notice of Violation was issued as a result of Discharge Monitoring Reports received by the Department. The Individual/Entity has violated the Pollution Control Act, Water Pollution Control Permits Regulation and State Land Application (ND) Permit

0068454 as follows: failed to comply with effluent discharge limits of its NPDES/ND Permit for Fecal Coliform (FC).

Action: The Individual/Entity is required to: submit a corrective action plan (CAP) and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**) in four installments.

60) Order Type and Number: Consent Order 15-031-W
Order Date: June 26, 2015
Individual/Entity: **SC Department of Transportation**
Facility: Highway 602 Widening Project
Location: SC Highway 602/Platt Springs Road
Mailing Address: P.O. Box 191
Columbia, SC 29202
County: Lexington
Previous Orders: None at this Site
Permit/ID Number: MS4 Permit SCS040001
NPDES Permit SCR10M380
Violations Cited: S.C. Code Ann. § 48-1-90(a)(1)
(2008), S.C. Code Ann. Regs. 61-9.122.41(a) (Supp. 2012).

Summary: South Carolina Department of Transportation (Individual/Entity) is responsible for land-disturbing activities associated with the widening of SC Highway 602 (Platt Springs Road) (Site), in Lexington County, South Carolina. On November 2, 2012, December 4, 2012, February 5, 2013, March 21, 2013, and August 13, 2013, the Site was inspected and rated unsatisfactory. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: discharged, or allowed the discharge of sediment into the environment, including waters of the State, in a manner other than in compliance with a Permit issued by the Department; failed to comply with its Municipal Separate Storm Sewer System (MS4) Permit and its National Pollutant Discharge Elimination System (NPDES) Permit in that it failed to install and maintain storm water management and sediment and erosion controls in accordance with the approved plans and failed to enforce the construction site runoff component of its MS4 Storm Water Management Plan.

Action: The Individual/Entity is required to: complete remediation of all reaches of the unnamed tributary to Congaree Creek; submit a corrective action plan to include measures to prevent future violations; submit a report, completed by a S.C. Registered Professional Engineer, certifying that all storm water management and sediment and erosion control devices are installed and functioning properly as specified by the approved SWPPP; and, pay a civil penalty in the amount of one hundred twenty thousand dollars (**120,000.00**).

BUREAU OF AIR QUALITY

- 61) Order Type and Number: Consent Order 15-012-A
Order Date: April 9, 2015
Respondent: **Mr. Elevelt Kerns**
Facility: Residential Property
Location: 148 Martello St., Moore, SC 29369
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 5 South Carolina Code Ann. Regs.
61-62.2, Prohibition of Open Burning

Summary: Mr. Elevelt Kerns (Individual/Entity) resides at 148 Martello Street, Moore, South Carolina (Site). On January 6, 2014, the Department conducted an open burning investigation at the Site. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the Regulation.

Action: The Individual/Entity is required to: cease open burning except as in compliance with the Regulation; pay a civil penalty in the amount of six hundred dollars (**\$600.00**); and, pay a suspended penalty in the amount of five thousand four hundred dollars (\$5,400.00) should any requirement of the Order not be met.

- 62) Order Type and Number: Consent Order 15-013-A
Order Date: April 1, 2015
Individual/Entity: **Carolina Ceramics, LLC**
Facility: Carolina Ceramics, LLC
Location: 9931 Two Notch Road
Columbia, SC 29223
Mailing Address: Same
County: Richland
Previous Orders: None
Permit/ID Number: 1900-0007
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.1,
Section II, Permit Requirements

Summary: Carolina Ceramics (Individual/Entity) owns and operates a brick manufacturing facility. The Department issued Conditional Major Operating Permit CM-1900-0007 to the Individual/Entity, effective April 1, 2011. On June 17, 2014, an inspection was conducted. The Individual/Entity violated

South Carolina Air Pollution Control Regulations as follows: failed to conduct required Department-approved source tests, at least once every four years, on its scrubbers to verify and record Hydrogen Fluoride (“HF”) capture and removal efficiencies.

Action: The Individual/Entity is required to: conduct a source test to determine the HF capture and removal efficiency on the Kiln 4 Scrubber; submit the results of the source test on Kiln 4 Scrubber; conduct source tests to determine the HF capture and removal efficiencies of the Scrubbers in November 2017 in order to remain on the testing schedule contained in the Permit; and, pay a civil penalty in the amount of twenty-four thousand dollars (**\$24,000.00**), payable in three equal payments.

63)	<u>Order Type and Number:</u>	Consent Order 15-014-A
	<u>Order Date:</u>	April 23, 2015
	<u>Individual/Entity:</u>	ARM Environmental Services, Inc.
	<u>Facility:</u>	Commercial Office Building
	<u>Location:</u>	2221 Devine Street Columbia, SC 29205/ 409 East Main Street Lexington, SC 29072
	<u>Mailing Address:</u>	P.O. Box 50285 Columbia SC 29250
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	Asbestos Abatement Project License R1309066
	<u>Violations Cited:</u>	7 S.C. Code Ann. Regs.61-86.1, Section XVII.D.3.b.

Summary: ARM Environmental Services, Inc. (Individual/Entity) is a licensed asbestos abatement contractor. On November 29, 2013, and December 3, 2013, the Department conducted investigations at the Devine Street location. On June 24, 2014, and June 26, 2014, the Department conducted investigations at the East Main Street location. The Individual/Entity violated Federal and State Standards of Performance for Asbestos Projects as follows: failed to ensure that the work area is inspected for any remaining visible residue and perform additional cleaning as necessary.

Action: The Individual/Entity is required to: ensure that the work area is inspected for any remaining visible residue and perform additional cleaning if necessary; and, pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

64) Order Type and Number: Consent Order 15-015-A
Order Date: April 17, 2015
Individual/Entity: **PFC, Inc. d.b.a. Stingray Boat Company**
Facility: Stingray Boat Company
Location: 625 Railroad Avenue
Hartsville, SC 29550
Mailing Address: P.O. Box 669
Hartsville, SC 29551
County: Darlington
Previous Orders: None
Permit/ID Number: 0820-0040
Violations Cited: U.S. EPA 40 CFR Part 70, State
Operating Permit Programs, and 5 South Carolina Code Ann. Regs. 61-
62.70, Title V Operating Permit Program

Summary: PFC, Inc. d.b.a. Stingray Boat Company (Individual/Entity) owns and operates a boat manufacturing facility. The Department issued Title V Air Quality Permit 0820-0040 to the Individual/Entity, effective April 1, 2010. On October 3, 2014, an incomplete Title V Permit renewal application was received. The Individual/Entity has violated U.S. EPA Regulations at 40 CFR and South Carolina Air Pollution Control Regulations as follows: failed to submit a complete Title V Permit renewal application to the Department by September 30, 2014.

Action: The Individual/Entity is required to: comply with all terms and conditions of Title V Permit TV-0820-0040, effective April 1, 2010, until such time as the Department takes final action on the application for renewal; henceforth submit a timely and complete Title V Permit renewal application to the Department in accordance with the Title V Regulations; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

65) Order Type and Number: Consent Order 15-016-A
Order Date: April 17, 2015
Respondent: **SantoLubes Manufacturing LLC
dba Blackman Uhler Specialties**
Facility: Blackman Uhler Specialties
Location: 2155 W. Croft Circle
Spartanburg, SC 29302
Mailing Address: P.O. Box 6740
Spartanburg, SC 29304
County: Spartanburg
Previous Orders: 11-049-A (\$7,800.00);
10-036-A (\$4,000.00)

Permit/ID Number: 2060-0029
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.1,
Section II, Permit Requirements

Summary: SantoLubes Manufacturing LLC d.b.a. Blackman Uhler Specialties (Individual/Entity) manufactures synthetic oils and other specialty chemicals. The Department issued Conditional Major Air Quality Permit 2060-0029 to the Individual/Entity, effective July 1, 2009. On December 18, 2013, the Department conducted a comprehensive inspection. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: failed to maintain and operate a liquid flow rate meter on a scrubber and ensure the scrubber was operational when the applicable process was operating, in accordance with the Conditional Major Permit.

Action: The Individual/Entity is required to: henceforth maintain and operate the liquid flow rate meter on the scrubber and record parameters each shift during source operation; henceforth ensure and document the scrubber is operational when the applicable process is operating; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

66) Order Type and Number: Consent Order 15-017-A
Order Date: April 23, 2015
Individual/Entity: **Tube City IMS, LLC**
Facility: Tube City IMS
Location: 310 New State Road
Cayce SC 29033
Mailing Address: 1155 Business Center Drive
Horsham PA 19044-3454
County: Lexington
Previous Orders: None
Permit/ID Number: TV-1560-0124
Violations Cited: U.S. EPA 40 CFR 70.5(a)(1)(iii) and
70.5(d), 5 S.C. Code Ann. Regs. 61-62.70.5(a)(1)(iii) and 70.5(d), and 5
S.C. Code Ann. Regs. 61-62.1 (Supp. 2013), Section II, Permit
Requirements

Summary: Tube City (Individual/Entity) operates a steel slag handling and processing facility. The Department issued Title V Air Quality permit TV-1560-0124 to the Individual/Entity, effective July 1, 2010. On April 2, 2015, the Department issued a Notice of Alleged Violation as a result of a records review. The Individual/Entity violated U.S. EPA Regulations at 40 CFR and South Carolina Air Pollution Control Regulations as follows: failed to submit a complete Title V Permit renewal application to the Department at least six months prior to the date of permit expiration on December 31, 2014.

Action: The Individual/Entity is required to: comply with the terms and conditions of its current Title V Permit until such time as the Department takes final action on the application for renewal; henceforth submit Title V Permit renewal applications at least six months prior to the date of permit expiration; and pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

67) Order Type and Number: Consent Order 15-018-A
Order Date: April 27, 2015
Respondent: **KapStone Charleston Kraft LLC**
Facility: KapStone Charleston Kraft LLC
Location: 5600 Virginia Ave.
N. Charleston, SC 29406
Mailing Address: P.O. Box 118005
Charleston, SC 29423
County: Charleston
Previous Orders: None
Permit/ID Number: 0560-0008
Violations Cited: U.S. EPA 40 CFR 60.282(a)(2) and 5 S.C. Code Ann. Regs. 61-62.60, Subpart BB (Subpart BB); U.S. EPA 40 CFR 63.862(a)(1)(ii)(C) and 5 S.C. Code Ann. Regs. 61-62.63, Subpart MM (Subpart MM); and 5 S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements.

Summary: KapStone Charleston Kraft LLC (Individual/Entity) owns and operates an integrated pulp and paper mill. The Department issued Part 70 (Title V) Air Quality Operating Permit TV-0560-0008 (Title V Permit) to the Individual/Entity, effective January 1, 2013. Based on a review of records a Notice of Alleged Violation was issued on October 13, 2014. The Individual/Entity violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and its Title V Permit as follows: failed to limit particulate matter (PM) emissions from its smelt dissolving tank (SDT) in accordance with the requirements of Subpart BB, Subpart MM, and its Title V Permit.

Action: The Individual/Entity is required to: limit PM emissions from the SDT in accordance with Subpart BB, Subpart MM, and its Title V Permit; and pay a civil penalty in the amount of forty thousand dollars (**\$40,000.00**).

68) Order Type and Number: Consent Order 15-019-A
Order Date: May 14, 2015
Respondent: **Mr. Stewart Mann & Mrs. Nancy Mann**
Facility: Residential Property
Location: 9657 Black Horse Run Road
Fort Mill, SC 29707

Mailing Address: Same
County: Lancaster
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 5 South Carolina Code Ann. Regs.
61-62.2, Prohibition of Open Burning

Summary: Mr. Stewart Mann and Mrs. Nancy Mann (Individuals/Entities) reside at 9657 Black Horse Run Road, Fort Mill, South Carolina. On January 29, 2015, the Department conducted an open burning investigation. The Individuals/Entities violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the Regulation.

Action: The Individual/Entity is required to: cease open burning, except as in compliance with the Regulation; and pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

69) Order Type and Number: Consent Order 15-020-A
Order Date: May 18, 2015
Individual/Entity: **Green Link Wood Industries, Inc.**
Facility: Green Link Wood Industries, Inc.
Location: 225 Veneer Lane
Olar, SC 29843
Mailing Address: P.O. Box 138
Olar, SC 29843
County: Bamberg
Previous Orders: None
Permit/ID Number: 0260-0001
Violations Cited: U.S. EPA 40 CFR 63.11225(a)(2)
and 5 S.C. Code Ann. Regs. 61-62.63, Subpart JJJJJ, 5 S.C. Code Ann.
Regs. 61-62.1, Section II, Permit Requirements, and 5 S.C. Code Ann.
Regs. 61-62.5, Standard No. 1

Summary: Green Link Wood Industries, Inc. (Individual/Entity) manufactures wood veneer from hardwood logs. The Department issued Air Quality Operating Permit 0260-0001 (Permit) to the Individual/Entity, effective June 3, 2008. On July 30, 2014, the Department conducted an inspection. The Individual/Entity violated U.S. EPA Regulations at 40 CFR, South Carolina Air Pollution Control Regulations and Permit as follows: failed to submit to the Department an Initial Notification and a Notice of Compliance Status with 40 CFR, Subpart JJJJJ and failed to conduct or request an extension to biennial source tests on its scrubbers in 2012 and 2014.

Action: The Individual/Entity is required to: henceforth comply with all applicable requirements of Subpart JJJJJ, Standard No. 1, and the Permit; and pay a civil penalty in the amount of nine thousand dollars (**\$9,000.00**).

70) Order Type and Number: Consent Order 15-021-A
Order Date: May 20, 2015
Respondent: **Mr. Charles F. Wells, Sr.**
Facility: Residential Property
Location: 1646 Joyner Road, Aiken, SC 29823
Mailing Address: Same
County: Aiken
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 5 South Carolina Code Ann. Regs. 61-62.2, Prohibition of Open Burning

Summary: Mr. Charles F. Wells, Sr. (Individual/Entity) resides at 1646 Joyner Road, Aiken, South Carolina. On January 29, 2015, the Department conducted an open burning investigation. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the Regulation.

Action: The Individual/Entity is required to: cease open burning except as in compliance with the Regulation; and, pay a civil penalty in the amount of six hundred dollars (**\$600.00**).

71) Order Type and Number: Consent Order 15-022-A
Order Date: June 2, 2015
Individual/Entity: **Qualawash Holdings, LLC**
Facility: **Qualawash Holdings, LLC**
Location: 131 South Garrison Road
Rock Hill SC 29730
Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: CM-2440-0050
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.1, II.H.3, and 5 S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements

Summary: Qualawash Holdings, LLC (Individual/Entity) cleans tanker trucks at its facility. The Department issued Conditional Major Air Quality Permit CM-2440-0050 to the Individual/Entity, effective October 1, 2008. On May 12, 2015, the Department issued a Notice of Alleged Violation. The Individual/Entity

violated South Carolina Air Pollution Control Regulations, in that it failed to submit a complete permit renewal application to the Department at least 90 days prior to the date of permit expiration.

Action: The Individual/Entity is required to: comply with the terms and conditions of its current permit until such time as the Department takes final action on the application for renewal; henceforth submit permit renewal applications at least 90 days prior to the date of permit expiration; and pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

72) Order Type and Number: Consent Order 15-024-A
Order Date: June 18, 2015
Individual/Entity: **Roya Foods, Inc.**
Facility: Roya Foods, Inc.
Location: 782 Columbia Hwy
Saluda, SC 29138
Mailing Address: Same
County: Saluda
Previous Orders: None
Permit/ID Number: NA
Violations Cited: U.S. EPA 40 CFR 61.145(a) and 7 S.C. Code Ann. Regs. 61-86.1, Section VI.A.1., U.S. EPA 40 CFR 61.145(c)(1) and 7 S.C. Code Ann. Regs. 61-86.1, Section XVI.C.2., U.S. EPA 40 CFR 61.145(b)(1) and 7 S.C. Code Ann. Regs. 61-86.1, Section XVI.B.1.a., U.S. EPA 40 CFR 61.150(a) and 7 S.C. Code Ann. Regs. 61-86.1, Sections XVI.F.2., 7 S.C. Code Ann. Regs. 61-86.1, Section XVI.B.2., and XVI.G., 7 S.C. Code Ann. Regs. 61-86.1, Section IV.A.1. and V.B.3., 7 S.C. Code Ann. Regs. 61-86.1, Section V.C.3.a.

Summary: Roya Foods Inc. (Individual/Entity) operates a manufacturing facility located at 782 Columbia Hwy. in Saluda, South Carolina (site). On May 20, 2014, the Department conducted an investigation at the site, and determined the Individual/Entity demolished a regulated structure in. The Individual/Entity violated U.S. EPA and South Carolina Standards of Performance for Asbestos Projects as follows: failed to ensure that an inspection was performed to identify the presence, location, and estimated quantity of ACM prior to beginning demolition; failed to ensure that all asbestos-containing materials were removed in accordance with the applicable work practice requirements, failed to submit a written notice of intent to demolish to the Department at least 10 working days prior to beginning demolition activities at the site; failed to ensure that all ACM was disposed of in accordance with applicable disposal requirements; failed to obtain a Department-issued demolition license and pay the applicable license fee, prior to demolishing a regulated structure; failed to obtain a Department-issued asbestos abatement project license and asbestos demolition license prior to engaging in an asbestos project; and failed to ensure each worker met the

applicable training and licensing requirements prior to engaging in a regulated asbestos project.

Action: The Individual/Entity is required to: henceforth ensure that all applicable inspection, demolition, work practice, and disposal procedures are followed in accordance with all Federal and State Asbestos Regulations; and, pay a civil penalty in the amount of twenty thousand, five hundred dollars **(\$20,500.00)**.

73) Order Type and Number: Consent Order 15-025-A
Order Date: June 24, 2015
Individual/Entity: **Boggs Materials, Inc.**
Facility: Boggs Materials, Inc.
Location: 4807 South Hwy 41
Mullins, SC 29574
Mailing Address: P.O. Box 1609
Monroe, NC 28111
County: Marion
Previous Orders: None
Permit/ID Number: 9900-0400
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.5,
Standard No. 4, 5 S.C. Code Ann. Regs. 61-62.1, Section II, Permit
Requirements, and U.S. EPA 40 CFR 60.92(a)(1) and 5 S.C. Code Ann.
Regs. 61-62.60.92(a)(1), Subpart I

Summary: Boggs Materials, Inc. (Individual/Entity) operates a portable 300 ton per hour drum mix hot mix asphalt plant (“ID-AP”). The Department issued General Conditional Major Permit 9900-0400 (Permit) to the Individual/Entity, effective August 5, 2013. On October 28, 2014, the Department received the results of a source test and issued a Notice of Alleged Violation. The Individual/Entity violated U.S. EPA Regulations at 40 CFR, South Carolina Air Pollution Control Regulations and its Permit as follows: failed to conduct or request an extension to biennial source tests on ID-AP in 2014; and failed to limit PM emissions during a Department-approved source test as required by Subpart I and the Permit.

Action: The Individual/Entity is required to: henceforth conduct a periodic test on ID-AP every two years to determine compliance with the permitted PM emissions limit, in accordance with the requirements of Standard No. 4 and the Permit; and pay to the Department a civil penalty in the amount of seven thousand dollars **(\$7,000.00)**.

74) Order Type and Number: Consent Order 15-026-A
Order Date: June 24, 2015

Respondent: **Mr. Marshall Ingram**
Facility: Residential Property
Location: 7230 Fork Road
Effingham, SC 29541
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 5 South Carolina Code Ann. Regs.
61-62.2, Prohibition of Open Burning

Summary: Mr. Marshall Ingram (Individual/Entity) resides at 7230 Fork Road, Effingham, South Carolina (Site). On February 21, 2013, the Department conducted an open burning investigation. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the Regulation.

Action: The Individual/Entity is required to: cease open burning except as in compliance with the Regulation; and, pay a civil penalty in the amount of two hundred fifty dollars (**\$250.00**).

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

75) Order Type and Number: Consent Order 2014-206-03-113
Order Date: April 23, 2015
Individual/Entity: **China Wok II, Inc.**
Facility: China Wok II
Location: 3981 Platt Springs Road
West Columbia, SC 29170
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: 32-206-05960
Violations Cited: S.C. Code Ann. Regs. 61-25, 3-
501.16

Summary: China Wok II, Inc. (Individual/Entity) owns and operates China Wok II located in Lexington, South Carolina. The Department conducted inspections on August 8, 2013 and July 21, 2014. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures.

Action: The Individual/Entity is required to: maintain proper holding temperatures of Time/Temperature Control for Safety Foods (potentially

hazardous foods); conduct operational monitoring procedures for checking holding temperatures of all Time/Temperature Control for Safety Foods (potentially hazardous foods) three (3) times a day and record these temperatures on a food temperature log; 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 (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed. The civil penalty has been paid.

76) Order Type and Number: Consent Order 2014-206-06-026
Order Date: April 01, 2015
Individual/Entity: **K&W Cafeteria**
Facility: K&W Cafeteria #8
Location: 7900 North Kings Highway
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-206-00751
Violations Cited: S.C. Code Ann. Regs. 61-25,
Chapter II, Section B.1, and under the revised Regulation, S.C. Code Ann.
Regs. 61-25, 3-501.16

Summary: K&W Cafeteria (Individual/Entity) owns and operates K&W Cafeteria #8 located in Myrtle Beach, South Carolina. The Department conducted inspections on February 20, 2014, April 23, 2014 and July 01, 2014. The Individual/Entity violated the violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures.

Action: The Individual/Entity is required to: maintain proper holding temperatures of Time/Temperature Control for Safety Foods (potentially hazardous foods); conduct operational monitoring procedures for checking holding temperatures of all Time/Temperature Control for Safety Foods (potentially hazardous foods) and record these temperatures on a food temperature log; 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 eight hundred seventy-five dollars (**\$875.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed. The civil penalty has been paid.

77) Order Type and Number: Consent Order 2015-204-03-001

Order Date: June 4, 2015
Individual/Entity: **Corey LaBoo**
Facility: Corey LaBoo
Location: 6525 Two Notch Road
Columbia, SC
Mailing Address: 3645 Baxter Drive
Columbia, SC
County: Richland
Previous Orders: None
Permit Number: N/A
Violations Cited: 4 S.C. Code Ann. Regs. 61-25
Chapter XIV, Section A (previous regulation); S.C. Code Ann. Regs. 61-
25, 8-301.11(revised regulation)

Summary: Corey LaBoo (Individual/Entity) owned and operated an unpermitted mobile retail food establishment in Columbia, South Carolina. The Department conducted inspections on June 21, 2014, September 9, 2014, November 6, 2014, December 10, 2014, and February 12, 2015. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to obtain a retail food establishment permit prior to operating.

Action: The Individual/Entity is required to: 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 four thousand seven hundred fifty dollars (**\$4,750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

78) Order Type and Number: Consent Order 2014-206-04-028
Order Date: June 15, 2015
Individual/Entity: **Eurest Dining/QVC**
Facility: Eurest Dining/ QVC
Location: 2200 TV Road
Florence, SC 29501
Mailing Address: Same
County: Florence
Previous Orders: None
Permit Number: 21-206-02066
Violations Cited: 4 S.C. Code Ann. Regs. 61-25
Chapter II, Section B.1 (previous regulation); S.C. Code Ann. Regs. 61-
25, 3-501.16 (revised regulation)

Summary: Eurest Dining/QVC (Individual/Entity) is a restaurant located within the QVC Distribution Center in Florence, South Carolina. The Department conducted inspections on August 22, 2013, and August 19, 2014. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of potentially hazardous food.

Action: The Individual/Entity is required to: maintain proper holding temperatures of 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 seven hundred fifty dollars (**\$750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

79) Order Type and Number: Consent Order 2014-206-06-063
Order Date: June 15, 2015
Individual/Entity: **Gene's Country Store**
Facility: Gene's Country Store
Location: 3630 Highmarket Street
Georgetown, SC 29440
Mailing Address: Same
County: Georgetown
Previous Orders: None
Permit Number: 22-206-06095
Violations Cited: 4 S.C. Code Ann. Regs. 61-25
Chapter II, Section B.1 (previous regulation); S.C. Code Ann. Regs. 61-25, 3-501.16(revised regulation)

Summary: Gene's Country Store (Individual/Entity) is a restaurant located in Georgetown, South Carolina. The Department conducted inspections on April 29, 2014, and October 14, 2014. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of potentially hazardous food.

Action: The Individual/Entity is required to: maintain proper holding temperatures of 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 thirty two dollars (**\$532.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

80) Order Type and Number: Consent Order 2013-206-06-025
Order Date: June 15, 2015
Individual/Entity: **Sam's Corner**
Facility: Sam's Corner
Location: 101 Atlantic Avenue, Murrells Inlet
South Carolina, SC 29576
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-01271
Violations Cited: 4 S.C. Code Ann. Regs. 61-25
Chapter II, Section A.1

Summary: Sam's Corner (Individual/Entity) is a restaurant located in Murrells Inlet, South Carolina. The Department conducted inspections on March 27, 2013, and November 14, 2013. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that food was free from spoilage, adulteration, and other contamination.

Action: The Individual/Entity is required to: 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 seven hundred and fifty dollars (**\$750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

81) Order Type and Number: Consent Order 2014-206-06-064
Order Date: June 15, 2015
Individual/Entity: **Frank Theaters**
Facility: Frank Theaters
Location: 10125 Highway 17 Bypass
Murrells Inlet, SC 29576
Mailing Address: Same
County: Horry
Previous Orders: 2013-206-06-012 (\$750.00)
Permit Number: 26-206-11823
Violations Cited: 4 S.C. Code Ann. Regs. 61-25,
Chapter V, Section A.3.g(2)(c) (previous regulation); S.C. Code Ann.
Regs. 61-25, Chapter 4-501.114 (revised regulation)

Summary: Frank Theaters (Individual/Entity) is a theater group that owns and operates a restaurant located in Murrells Inlet, South Carolina. The Department conducted inspections on May 7, 2014, and September 18, 2014. The Individual/Entity violated the South Carolina Retail Food Establishment

Regulation as follows: failed to ensure that the sanitizing solution for manual or mechanical operation has a chlorine concentration between fifty (50) and two hundred (200) parts per million.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and, pay a civil penalty in the amount of one thousand, five hundred dollars (**\$1,500.00**).

82) Order Type and Number: Consent Order 2014-206-06-060
Order Date: June 26, 2015
Individual/Entity: **Burger King #9806**
Facility: Burger King #9806
Location: 1568 Highway 17
Little River, SC 29566
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-11561
Violations Cited: 4 S.C. Code Ann. Regs. 61-25
Chapter VII, Section A (previous regulation); S.C. Code Ann. Regs. 61-25, 4-602.13 (revised regulation)

Summary: Burger King #9806 (Individual/Entity) is a restaurant located in Little River, South Carolina. The Department conducted inspections on November 6, 2013, November 4, 2014, and November 13, 2014. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that non-food contact surfaces were cleaned at a frequency necessary to preclude the accumulation of soil residues.

Action: The Individual/Entity is required to: 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 one thousand, one hundred dollars (**\$1,100.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

OCEAN AND COASTAL RESOURCE MANAGEMENT

83) Order Type and Number: Consent Order 14C-001WF
Order Date: April 20, 2015

<u>Individual/Entity:</u>	Danher Wang
<u>Location:</u>	4201 Victory Pointe Dr. Mount Pleasant, SC
<u>Mailing Address:</u>	4201 Victory Pointe Dr. Mount Pleasant, SC 29466
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	OCRM-01-021-R
<u>Violations Cited:</u>	S.C. Code Ann. §48-39-130(A) and 23A S.C. Code Ann. Regs. 30-2(B).

Summary: Danher Wang (Individual/Entity) is the owner of certain property abutting the tidelands critical area. On January 8, 2013, the Individual/Entity assumed sole use, possession and ownership of the property at the Site. A Notice of Violation and Admission Letter was issued on February 6, 2014. The Individual/Entity has violated the Coastal Zone Management Act and Critical Area Permitting Regulations as follows: by installing a floating boat storage structure in the tidelands critical area without a Department permit.

Action: The Individual/Entity is required to: relocate the floating boat storage structure to a location that will not impede navigation; and, submit an administratively complete after-the-fact permit request for the entire dock structure after the floating boat storage structure is relocated.

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