

EQC ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
September 13, 2012

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 11-0049-UST
Order Date: May 25, 2012
Respondent: **Richard Jones**
Facility: South Main Pantry
Location: 805 South Main Street,
Darlington, SC
Mailing Address: Same
County: Darlington
Previous Orders: None
Permit/ID Number: 02746
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act), Section 44-2-
60(A) (2002 and Supp. 2010), and the South Carolina Underground
Storage Tank Control Regulation 61-92.280.31(a), R.61-92.280.31(c),
R.61-92.280.34(c), R.61-92.280.35(e), R.61-92.280.70(a), R.61-
92.280.93(a), and R.61-92.280.110(c) (Supp. 2011).

Summary: Richard Jones (Respondent) owns and operates underground storage tanks (USTs), located in Darlington, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to operate and maintain corrosion protection equipment continuously; failure to inspect the impressed current system every sixty (60) days; failure to provide records to the Department upon request; failure to validate that monthly requirements have been performed; failure to continue operation and maintenance of corrosion protection and appropriate release detection on temporarily closed USTs; failure to demonstrate financial responsibility; failure to submit financial responsibility documentation to the Department upon request; and, failure to pay annual underground storage tank registration fees for fiscal year 2012.

Action: The Respondent is required to: submit proof that the impressed current rectifier is being inspected every sixty (60) days; submit a completed Certificate of Financial Responsibility and proof of the financial responsibility mechanism; submit proof that the regular unleaded, diesel, and 4,000-gallon kerosene USTs have been emptied to less than one inch of residue; submit proof that a Class A/B Operator has completed the required re-training modules; pay

annual tank registration fees for fiscal year 2012 in the amount of seven hundred twenty-six dollars (\$726.00); and, pay a civil penalty in the amount of six thousand, four hundred dollars (**\$6,400.00**).

- 2) Order Type and Number: Administrative Order 11-0111-UST
Order Date: June 7, 2012
Respondent: **William D. Huff a.k.a. Billy Huff**
Facility: Former Billy Huff's Texaco
Location: 6201 Augusta Road, Greenville, SC
Mailing Address: 501 Donaldson Road,
Greenville, SC 29605-3715
County: Greenville
Previous Orders: None
Permit/ID Number: 04240
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.34(c), and R.61-92.280.65 (Supp. 2011).

Summary: William D. Huff a.k.a. Billy Huff (Respondent) owned and operated underground storage tanks, located in Greenville, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to determine the full extent of a release in accordance with a schedule established by the Department and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a Groundwater Monitoring Report and pay a civil penalty in the amount of seven thousand, eighty-five dollars (**\$7,085.00**).

- 3) Order Type and Number: Administrative Order 11-0132-UST
Order Date: June 7, 2012
Respondent: **Banjee Enterprises, LLC**
Facility: BP Oil Company 24138
Location: 19103 Whyte Hardee Boulevard,
Hardeeville, SC
Mailing Address: 3077 McCall Drive, Suite 1, Atlanta,
GA 30340
County: Jasper
Previous Orders: AO 10-0184-UST (\$6,000.00)
Permit/ID Number: 05257
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act), Section 44-2-
60(A) (2002 and Supp. 2010), and the South Carolina Underground

Storage Tank Control Regulation 61-92.280.35(e) and (f), R.61-92.280.40(a), R.61-92.280.41(b)(1)(ii), R.61-92.280.44(a), R.61-92.280.93(a), R.61-92.280.110(c), and R.61-92.280.34(c) (Supp. 2011).

Summary: Banjee Enterprises, LLC (Respondent) owns and operates underground storage tanks (USTs), located in Hardeeville, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to validate that monthly requirements have been performed; failure to physically visit each assigned facility once a quarter; failure to provide adequate release detection methods; failure to conduct an annual line tightness test on pressurized lines or have monthly monitoring; failure to check the line leak detector function annually; failure to demonstrate financial responsibility; failure to submit financial responsibility documentation to the Department upon request; failure to pay annual underground storage tank registration fees for fiscal year 2012; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a completed Certificate of Financial Responsibility and proof of mechanism; submit acceptable proof that all A/B Operator responsibilities can be validated during Department inspections; submit the most recent twelve months of Statistical Inventory Reconciliation records for all USTs or acceptable tank tightness and line tightness test results for all USTs; submit acceptable line leak detector test results; pay annual tank registration fees for fiscal year 2012 in the amount of four hundred eighty-four dollars (\$484.00); and, pay a civil penalty in the amount of eight thousand, nine hundred eighty-six dollars (**\$8,986.00**).

- 4) Order Type and Number: Administrative Order 11-0206-UST
Order Date: May 25, 2012
Respondent: **Sabran, Inc.**
Facility: Stuckey's Convenience Store
Location: 9657 Coosaw Scenic Drive,
Coosawatchie, SC 29936
Mailing Address: P.O. Box 1896, Ridgeland, SC
29936
County: Jasper
Previous Orders: None
Permit/ID Number: 11160
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) Section 44-2-
60(A) (2002 and Supp. 2010), and the South Carolina Underground
Storage Tank Control Regulation 61-92.280.93(a), and R.61-
92.280.110(c) (Supp. 2011).

Summary: Sabran, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Jasper County, South Carolina, and has violated the

SUPERB Act and South Carolina Underground Storage Tank Control Regulations as follows: failure to submit the mechanism used to demonstrate financial responsibility; failure to submit a completed Certificate of Financial Responsibility; and, failure to pay annual tank registration fees for fiscal years 2011 and 2012.

Action: The Respondent is required to: pay annual tank registration fees in the amount of seven hundred twenty-six dollars; submit a completed Certificate of Financial Responsibility and proof of mechanism; and, pay a civil penalty in the amount of four thousand, three hundred dollars (**\$4,300.00**).

5) Order Type and Number: Administrative Order 11-0372-UST
Order Date: June 7, 2012
Respondent: **Yash Corporation**
Facility: Food Fair Store 3
Location: 1500 Dutch Fork Road, Ballentine,
SC 29002-9999
Mailing Address: 7300 Hunt Club Road, Columbia, SC
29223
County: Richland
Previous Orders: None
Permit/ID Number: 06155
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.34(c), R.61-92.280.40(a), and R.61-
92.280.41(b)(1)(ii) (Supp. 2011).

Summary: Yash Corporation (Respondent) owns and operates underground storage tanks (USTs) in Richland County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide records to the Department upon request; failure to provide an adequate release detection method; and, failure to conduct annual tightness testing on pressurized lines or have monthly monitoring.

Action: The Respondent is required to: submit acceptable line tightness and line leak detector test results for the 8,000-gallon plus grade UST; submit acceptable line leak detector test results for the 8,000-gallon diesel UST; and, pay a civil penalty in the amount of two thousand, nine hundred twenty-five dollars (**\$2,925.00**).

6) Order Type and Number: Administrative Order 11-0412-UST
Order Date: May 3, 2012
Respondent: **Joseph M. Hardee**

Facility: Mike's Cash & Carry
Location: 2283 Highway 905, Conway, SC
Mailing Address: 678 Jungle Road,
Conway, SC 29526
County: Horry
Previous Orders: None
Permit/ID Number: 05002
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.34(c), R.61-92.280.65, R.61-92.280.93(a), and
R.61-92.280.110(c) (Supp. 2011).

Summary: Joseph M. Hardee (Respondent) owns and operates underground storage tanks (USTs), located in Conway, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide records to the Department upon request; failure to determine the full extent of a release in accordance with a schedule established by the Department; failure to demonstrate financial responsibility; and, failure to submit financial responsibility documentation to the Department upon request.

Action: The Respondent is required to: submit a Tier II Assessment Report; submit a completed Certificate of Financial Responsibility and proof of the financial responsibility mechanism; and, pay a civil penalty in the amount of twenty-six thousand, nine hundred sixteen dollars (**\$26,916.00**).

7) Order Type and Number: Consent Order 11-0399-UST
Order Date: June 26, 2012
Respondent: **Lucky Strike Amusements, LLC**
Facility: Corner Store 99
Location: 919 Wade Hampton Boulevard,
Greer, SC 29651
Mailing Address: 1252 Overbrook Drive, Gaffney, SC
29341-1057
County: Spartanburg
Previous Orders: None
Permit/ID Number: 11079
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.20(e) and R.61-92.280.35(c) (Supp. 2011).

Summary: Lucky Strike Amusements, LLC (Respondent) owns and operates underground storage tanks (USTs) in Spartanburg County, South Carolina, and has violated the South Carolina Underground Storage Tank Control

Regulations as follows: failure to install tanks and piping in accordance to accepted codes and standards; and, failure to have a trained Class A/B operator for the facility.

Action: The Respondent is required to: submit proof of completion of online Class A/B operator training; submit proof of shear valve replacement; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

- 8) Order Type and Number: Consent Order 12-0018-UST
Order Date: June 7, 2012
Respondent: **Harvey Branham, Jr.**
Facility: Wateree Lake Campground
Location: 2367 Dolan Lane, Liberty Hill, SC
Mailing Address: 529 Red Fox Road,
Camden, SC 29020
County: Kershaw
Previous Orders: None
Permit/ID Number: 15378
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2010), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.40(a), R.61-92.280.41(b)(1)(ii), R.61-92.280.44(a), and R.61-92.280.34(c) (Supp. 2011).

Summary: Harvey Branham, Jr. (Respondent) owns and operates underground storage tanks, located in Liberty Hill, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide adequate release detection methods for an UST system; failure to conduct an annual line tightness test on pressurized lines; failure to check the line leak detector function annually; and, failure to provide records to the Department upon request.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand, six hundred thirty dollars (**\$1,630.00**) in accordance with the terms of a promissory note.

- 9) Order Type and Number: Consent Order 12-0056-UST
Order Date: June 26, 2012
Respondent: **Lucky Strike Amusements, LLC**
Facility: Quick Pantry 18
Location: 1003 Reynolds Avenue, Greenwood, SC 29649
Mailing Address: 1252 Overbrook Drive, Gaffney, SC 29341-1057

County: Greenwood
Previous Orders: 10-0051-UST (\$850.00)
Permit/ID Number: 04671
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2010), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.35(c) (Supp. 2011).

Summary: Lucky Strike Amusements, LLC (Respondent) owns and operates underground storage tanks (USTs) in Greenwood County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to have a trained Class A/B operator for the facility.

Action: The Respondent is required to: complete the online Class A/B operator training and pay a civil penalty in the amount of two hundred dollars (**\$200.00**).

10) Order Type and Number: Consent Order 12-0095-UST
Order Date: June 18, 2012
Respondent: **Lucky Strike Amusements, LLC**
Facility: Quick Pantry 19
Location: 1802 South Main Street, Greenwood, SC 29646
Mailing Address: 1252 Overbrook Drive, Gaffney, SC 29341-1057
County: Greenwood
Previous Orders: None
Permit/ID Number: 04785
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2010), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.20(c)(1)(ii) and R.61-92.280.31(a) (Supp. 2011).

Summary: Lucky Strike Amusements, LLC (Respondent) owns and operates underground storage tanks (USTs) in Greenwood County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to use adequate overfill protection on an underground storage tank and failure to maintain and operate the corrosion protection system.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand, one hundred eighty-eight dollars (**\$1,188.00**).

11) Order Type and Number: Consent Order 12-0128-UST
Order Date: June 8, 2012
Respondent: **Ganesh Mini Mart, LLC**
Facility: Ganesh Mini Mart
Location: 900 S. Kilbourne Road, Columbia,
SC 29205
Mailing Address: Same
County: Richland
Previous Orders: None
Permit/ID Number: 07874
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.93(a) and R.61-92.280.110(c) (Supp. 2011).

Summary: Ganesh Mini Mart, LLC (Respondent) owns and operates underground storage tanks (USTs) in Richland County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to demonstrate financial responsibility upon expiration of the previous mechanism and failure to submit updated financial responsibility documentation upon expiration of the previous mechanism.

Action: The Respondent is required to pay a civil penalty in the amount of six hundred dollars (**\$600.00**). The Respondent complied prior to delivery prohibition being implemented.

12) Order Type and Number: Consent Order 12-0137-UST
Order Date: June 20, 2012
Respondent: **Corner Pantry, Inc.**
Facility: Corner Pantry 105
Location: 5413 Forest Drive, Columbia, SC
29250
Mailing Address: P.O. Box 50127, Columbia, SC
29206
County: Richland
Previous Orders: None
Permit/ID Number: 07764
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.20(c)(1)(ii) (Supp. 2011).

Summary: Corner Pantry, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Richland County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as

follows: failure to use an adequate overfill prevention system in an underground storage tank.

Action: The Respondent is required to pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

- 13) Order Type and Number: Consent Order 12-0141-UST
Order Date: June 7, 2012
Respondent: **Hannah Farm Supply, Inc.**
Facility: Hannah Farm Supply, Inc.
Location: 1317 West Highway 378, Pamplico, SC 29583
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 03251
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2010), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.93(a) and R. 61-92.280.110(c) (Supp. 2011).

Summary: Hannah Farm Supply, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Florence County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to demonstrate financial responsibility and failure to provide financial responsibility records to the Department upon request.

Action: The Respondent is required to pay a civil penalty in the amount of eight hundred fifty dollars (**\$850.00**). The Respondent complied after delivery prohibition was implemented.

- 14) Order Type and Number: Consent Order 12-0142-UST
Order Date: June 20, 2012
Respondent: **DMR, LLC**
Facility: HAK Food Mart, LLC
Location: 240 Lee Street, Johnston, SC 29832
Mailing Address: Same
County: Richland
Previous Orders: 11-0031-UST (\$1,350.00)
Permit/ID Number: 09976
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2010), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.93(a) and R.61.280.110(c) (Supp. 2011).

Summary: DMR, LLC (Respondent) owns and operates underground storage tanks (USTs) in Edgefield County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to demonstrate financial responsibility upon expiration of the previous mechanism and failure to submit updated financial responsibility documentation upon expiration of the previous mechanism.

Action: The Respondent is required to pay a civil penalty in the amount of six hundred dollars (**\$600.00**). The Respondent complied prior to delivery prohibition being implemented.

15) Order Type and Number: Consent Order 12-0152-UST
Order Date: July 10, 2012
Respondent: **Estate of Bobbie Leard**
Facility: Chauga Service Station
Location: 4274 Toccoa Hwy., Westminster, SC 29693
Mailing Address: Same
County: Oconee
Previous Orders: None
Permit/ID Number: 18754
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002 and Supp. 2010), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.34(c), R.61-92.280.40(a), R.61-92.280.43(d), and R.61-92.280.45(b)(1) (Supp. 2011).

Summary: The Estate of Bobbie Leard (Respondent) owns and operates underground storage tanks (USTs) in Oconee County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide records to the Department upon request; failure to provide an adequate release detection method for a UST system; failure to conduct release detection in accordance with the requirements of the automatic tank gauge method; and, failure to maintain sampling, testing, or monthly monitoring records for at least one year.

Action: The Respondent is required to: ensure that all tanks contain sufficient product to generate monthly reports by the chosen method of release detection and pay a civil penalty in the amount of one thousand, five hundred fifty dollars (**\$1,550.00**).

16) Order Type and Number: Consent Order 12-0174-UST
Order Date: July 26, 2012

Respondent: **Todd's Convenience Stores, Inc.**
Facility: Todd's Convenience Store 1
Location: 1181 Sand Bar Ferry Road,
Beech Island, SC 29841-4533
Mailing Address: P.O. Box 6364,
North Augusta, SC 29842
County: Aiken
Previous Orders: None
Permit/ID Number: 00151
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.20(c)(1)(ii) (Supp. 2011).

Summary: Todd's Convenience Stores, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Aiken County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to use an adequate overfill protection system on an underground storage tank, in that the required shut-off mechanism was missing.

Action: The Respondent is required to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). All violations were corrected prior to the issuance of the Order.

17) Order Type and Number: Consent Order 12-0190-UST
Order Date: July 26, 2012
Respondent: **Broad Street Center SC, LLC**
Facility: Broad Street Center Hop In
Location: 1083 Broad Street, Sumter, SC
29150-2504
Mailing Address: P.O. Box 1565, Lawrenceville, GA
30046-1565
County: Sumter
Previous Orders: None
Permit/ID Number: 10569
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and
Supp. 2010), and the South Carolina Underground Storage Tank Control
Regulation 61-92.280.20(c)(1)(ii) (Supp. 2011).

Summary: Broad Street Center SC, LLC (Respondent) owns and operates underground storage tanks (USTs) in Sumter County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to use an adequate overfill protection system on an underground storage tank, in that the required shut-off mechanism was not functioning.

Action: The Respondent is required to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). All violations were corrected prior to the issuance of the Order.

- 18) Order Type and Number: Consent Order 12-0248-UST
Order Date: July 26, 2012
Respondent: **Monticello Road, LLC**
Facility: Quick Mart
Location Address: 6000 Monticello Road, Columbia, SC
Mailing Address: 220 Blue Mountain Drive, Irmo, SC 29063
County: Richland
Previous Orders: None
Permit/ID Number: 07837
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2010), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.41(b)(1)(i) and R.61-92.280.34(c) (Supp. 2011).

Summary: Monticello Road, LLC (Respondent) owns and operates underground storage tanks, located in Columbia, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to equip a pressurized line with a mechanical line leak detector and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit proof that a mechanical line leak detector has been installed on the 10,000-gallon premium UST line and pay a civil penalty in the amount of nine hundred dollars (**\$900.00**).

Hazardous Waste Enforcement

- 19) Order Type and Number: Consent Order 12-08-HW
Order Date: July 20, 2012
Respondent: **General Dynamics Land Systems – Force Protection, Inc.**
Facility: General Dymanics Land Systems – Force Protection, Inc.
Location: 9801 Hwy 78
Ladson, SC 29456
Mailing Address: Same
County: Charleston

Previous Orders: 08-13-HW (\$55,000.00)
Permit Number: SCR 000 766 923
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.265.173(a); R.61-79.262.34(a)(2); R.61-79.265.175(b)(5); R.61-79.265.171; R.61-79.273.14(e); R.61-79.273.14(a); R.61-79.262.11; R.61-79.265.16(d)(3); R.61-79.265.52(d); and, the South Carolina Solid Waste Management Regulation 61-107.279.22(c)(1).

Summary: General Dynamics Land Systems – Force Protection Inc. (Respondent) manufactures armored vehicles. The Respondent has violated the South Carolina Hazardous Waste Management Regulations as follows: failure to keep a container holding hazardous waste closed during storage; failure to ensure that the date upon which each accumulation period begins is clearly marked and visible on each container; failure to remove spilled material and accumulated precipitation from a sump or collection area; failure to transfer hazardous waste from a container not in good condition; failure to properly label containers of Universal Waste Lamps and Batteries; failure to make an accurate hazardous waste determination; failure to ensure that a written description for each position includes the requisite skill, education, or other qualifications, and duties of facility personnel assigned to each position; and, failure to ensure that the contingency plan included the names, addresses, and phone numbers of the emergency coordinators. The Respondent also violated the South Carolina Solid Waste Management Regulation by failing to properly label containers of Used Oil.

Action: The Respondent is required to: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure that containers of hazardous waste are managed in accordance with the regulations; ensure that containers of Universal Waste are managed in accordance with the regulations; ensure that an accurate waste determination is made on all solid waste; and, pay a civil penalty in the amount of fifteen thousand dollars (\$15,000.00).

Infectious Waste Enforcement

20) Order Type and Number: Consent Order 12-02-IW
Order Date: June 20, 2012
Respondent: **Springs Memorial Hospital**
Facility: Springs Memorial Hospital
Location: 800 West Meeting Street
Lancaster, SC 29720
Mailing Address: Same
County: Lancaster
Previous Orders: None

Permit Number: SC29-0017G
Violations Cited: The South Carolina Infectious Waste Management Act §44-93-30 and the South Carolina Infectious Waste Management Regulation 61-105.K.(1)(b), R.61-105.J.(2)(b), R.61-105.K.(5)(a), R.61-105.I.(1), R.61-105.I.(8), R.61-105.I.(2), and R.61-105.M.(1)(b).

Summary: Springs Memorial Hospital (Respondent) is a full service hospital located in Lancaster, South Carolina. The Respondent has violated the South Carolina Infectious Waste Management Regulations as follows: failure to properly store containers of infectious waste; failure to label containers of infectious waste with the Department issued generator number; failure to store infectious waste less than 14 days if not refrigerated; failure to package and store infectious waste to prevent releases; failure to package infectious waste in containers that are compatible with the size and type of waste; failure to maintain infectious waste sharps in a rigid, leak resistant, puncture resistant container which is secured tightly; and, failure to prepare a manifest that includes the Department issued number of the generator.

Action: The Respondent has agreed to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; ensure that infectious waste is packaged and stored in accordance with the regulations; ensure that manifests are prepared in accordance with the regulations; and, pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

21) Order Type and Number: Consent Order 12-03-IW
Order Date: July 10, 2012
Respondent: **Metrolina Medical Associates**
Facility: Metrolina Medical Associates
Location: 2670 Mills Park Drive
Rock Hill, SC 29732
Mailing Address: Same
County: York
Previous Orders: N/A
Permit/ID Number: SC46-0042G
Violations Cited: The South Carolina Infectious Waste Management Act §44-93-30 and the South Carolina Infectious Waste Management Regulation 61-105.M(1)(b); R.61-105.F(6)(j); R.61-105.I(5); R.61-105.J(2)(b); R.61-105.J(2)(d); R.61-105.K(5)(a); and, R.61-105.K(4).

Summary: Metrolina Medical Associates (Respondent), located in Rock Hill, South Carolina, provides health care services. The Respondent has violated the Infectious Waste Management Regulations as follows: failure to prepare a manifest with the Department identification number; failure to obtain and record

accurate weight of waste within fifty (50) days of shipment; failure to ensure that containers of infectious waste be sealed and closed tightly and securely when full by weight or volume; failure to ensure that containers of infectious waste offered for transport offsite be labeled on outside surfaces so that it is readily visible with the Department issued number of the in-state generator and the date the container was placed in storage; failure to store infectious waste in a nonputrescent state without refrigeration for a period of fourteen (14) days or less; and, failure to label storage areas with the universal biohazard symbol sign and the words Infectious Waste, Medical Waste, or Biohazardous Waste.

Action: The Respondent is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; ensure that manifests are prepared in accordance with the regulations; ensure that the weight of waste is obtained and recorded in accordance with the regulations; ensure that containers of infectious waste are managed in accordance with the regulations; ensure that infectious waste is stored in accordance with the regulations; and, pay to the Department a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

Mining Enforcement

22) <u>Order Type and Number:</u>	Administrative Order 12-01-MSWM
<u>Order Date:</u>	February 14, 2012
<u>Respondent:</u>	Coastal Sand, LLC
<u>Facility:</u>	Larrimore Mine
<u>Location:</u>	U.S. Highway 378/S.C, Highway S-34-86, Brittons Neck, SC
<u>Mailing Address:</u>	2025 Highway 378, Conway, SC 29527
<u>County:</u>	Marion
<u>Previous Orders:</u>	08-04-SW (\$750.00)
<u>Permit/ID Number:</u>	GP1-001713
<u>Violations Cited:</u>	South Carolina Mining Act (Rev. 2008), and Regulation 89-10 (Supp. 2011).

Summary: Coastal Sand, LLC (Respondent) performed mining operations at the Facility in Britton Neck, South Carolina. The Respondent failed to conduct reclamation and failed to submit Mining Annual Reclamation Reports for fiscal years 2010, 2011, and 2012 and associated Annual Operating Fees and late fees, in violation of the South Carolina Mining Act and Regulation that require the Facility to conduct reclamation upon termination of mining and submit Annual Reclamation Reports and associated Annual Operating Fees.

Action: The Respondent is required to: ensure all slopes are graded/backfilled to no steeper than a 3H:1V slope, prepare the seedbed to

enhance plant growth, and establish a minimum of seventy-five (75) percent perennial vegetation on the slopes with no significant bare spots, to be maintained through two consecutive growing seasons; submit Mining Annual Reclamation Reports for fiscal years 2010, 2011, and 2012 and associated Annual Operating Fee and late fees in the amount of one thousand, eight hundred seventy-five dollars (\$1,875.00); and, pay a civil penalty in the amount of three thousand, five hundred dollars (**\$3,500.00**).

Radioactive Waste Enforcement

- 23) Order Type and Number: Consent Order 12-01-RW
Order Date: June 26, 2012
Respondent: **EnergySolutions, LLC**
Facility: Barnwell Processing Facility
Location: 740 Osborn Road, Barnwell, SC
Mailing Address: 16043 Dunbarton Boulevard,
Barnwell, SC 29812
County: Barnwell
Previous Orders: 11-01-RW (\$5,000.00)
Permit/ID Number: 4623-39-12-X
Violations Cited: South Carolina Radioactive Waste Transportation and Disposal Act; Transportation of Radioactive Waste Regulation 61-83, Sections 1.2, 7.1.1 and 7.1.2 (Supp.2011).

Summary: EnergySolutions, LLC (Respondent) operates the Barnwell Processing Facility, located in Barnwell, South Carolina, and has violated the South Carolina Radioactive Waste Transportation and Disposal Act and Regulation 61-83 as follows: the high integrity container had more liquid remaining after the shipment of dewatered resin had been removed than the amount allowed by the Facility's Radioactive Material License.

Action: The Respondent is required to pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

Solid Waste Enforcement

- 24) Order Type and Number: Consent Order 12-06-SW
Order Date: June 4, 2012
Respondent: **The Haven at North Town, LLC**
Facility: The Haven at North Town
Location: 425 Willowdale Drive, Spartanburg, SC

Mailing Address: 340 East Main Street, Suite 500,
Spartanburg, SC 29302
County: Spartanburg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: South Carolina Solid Waste Policy
and Management Act of 1991 (Rev. 2002), and Solid Waste Management:
Collection, Temporary Storage and Transportation of Municipal Solid
Waste Regulation 61-107.5, Sections C.1., D.1., E.1. and E.3. (Supp.
2011).

Summary: The Haven at North Town, LLC (Respondent) failed to empty residential solid waste containers at least twice per week, in violation of the Solid Waste Management: Collection, Temporary Storage and Transportation Regulation that requires the Facility maintain solid waste storage containers in a manner to inhibit the haborage of vectors and to minimize objectionable odors; prevent the accumulation of materials in an untidy and unsafe manner so as to become a fire and safety hazard; and, perform collection from solid waste storage containers no less often than two (2) days per week unless an extension is requested and approved by the Department.

Action: The Respondent is required to pay a civil penalty in the amount of two thousand, seven hundred dollars (**\$2,700.00**).

BUREAU OF WATER

Drinking Water Enforcement

25) Order Type and Number: Consent Order 12-042-DW
Order Date: June 7, 2012
Respondent: **RCR Anderson, LLC**
Facility: Comfort Suites
Location: 118 Interstate Boulevard
Anderson, SC 29621
Mailing Address: Same
County: Anderson
Previous Orders: None
Permit/ID Number: 04-089-1 & 04-090-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: RCR Anderson, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool and a spa. The Respondent

has violated the Public Swimming Pools Regulation as follows: the pH level was not within the acceptable range of water quality standards; the bromine level was not within the acceptable range of water quality standards; the automatic controller was not operating properly; the emergency telephone was not operating properly; and, the bound and numbered log book was not maintained on a daily basis. A violation was issued for failure to properly operate and maintain the pool and spa on four occasions.

Action: The Respondent 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 three hundred sixty dollars (**\$3,360.00**). The Respondent has addressed all of the deficiencies.

26)	<u>Order Type and Number:</u>	Consent Order 12-043-DW
	<u>Order Date:</u>	June 18, 2012
	<u>Respondent:</u>	City of Sumter
	<u>Facility:</u>	Town of Rembert
	<u>Location:</u>	Highway 521 Rembert, SC 29128
	<u>Mailing Address:</u>	P.O. Box 1449 Sumter, SC 29151
	<u>County:</u>	Sumter
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	4310004
	<u>Violations Cited:</u>	S.C Code Ann. Regs. 61-58.5(H)

Summary: The City of Sumter (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for combined radium 226/228.

Action: The Respondent is required to: submit a corrective action plan to include proposed steps to address the combined radium 226/228 exceedance and pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should the Respondent fail to meet any requirement of the Order.

27)	<u>Order Type and Number:</u>	Consent Order 12-044-DW
	<u>Order Date:</u>	June 18, 2012
	<u>Respondent:</u>	Shivam, Inc.
	<u>Facility:</u>	Howard Johnson
	<u>Location:</u>	9112 Old #6 Highway Santee, SC 29142
	<u>Mailing Address:</u>	Same

County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-075-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Shivam, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the depth markers were not properly installed; the pool walls and floor were dirty; the gate did not self latch; the United States Coast Guard approved life ring was not accessible; the emergency telephone was not accessible; two “No Lifeguard On Duty – Swim At Your Own Risk” signs were not visible from the pool; the disinfection equipment was not operating properly; the recirculation and filtration system was not operating properly; and, the bound and numbered log book was not maintained on a daily basis. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of three hundred forty dollars (**\$340.00**). The civil penalty has been paid.

28) Order Type and Number: Consent Order 12-045-DW
Order Date: June 18, 2012
Respondent: **Northbrook, Inc.**
Facility: Northbrook
Location: 108 Pecan Lane
North, SC 29112
Mailing Address: 519 Scallion Road
Neeses, SC 29107
County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-044-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Northbrook, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the pool walls and floor were dirty; the pool operator of record information was not posted; the gate did not self latch; the shepherd’s crook was missing; the skimmer had chlorine sticks in it; and, the bound and numbered log book was not maintained on a daily basis. A violation was issued for failure to properly operate and maintain the pool on three occasions.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies and pay a **suspended penalty** in the amount of two thousand forty dollars (**\$2,040.00**) should the Respondent fail to meet any requirement of the Order.

29) Order Type and Number: Consent Order 12-046-DW
Order Date: June 20, 2012
Respondent: **Florence Hospitality, LLC**
Facility: Fairfield Inn
Location: 140 Dunbarton Drive
Florence, SC 29501
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 21-104-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Florence Hospitality, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool rules sign was not completely filled out; the pool operator of record information was not posted; two approvable “No Lifeguard On Duty – Swim At Your Own Risk” signs were not posted; the ladder was not tight and secure; the weirs were missing from the skimmers; the United States Coast Guard approved life ring did not have a rope attached; and, the disinfection equipment was not operating. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid. A follow-up inspection has been conducted and all of the deficiencies have been corrected.

30) Order Type and Number: Consent Order 12-047-DW
Order Date: June 20, 2012
Respondent: **SLD Properties, LLC**
Facility: Suburban Lodge
Location: 1376 Fording Island Road
Bluffton, SC 29910
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-1027B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: SLD Properties, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the pH level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the pool floor and surface were not clean; the gate did not close and self latch; the pool rules sign was not completely filled out; the pool operator of record information was not posted; two “Shallow Water – No Diving” signs were not posted; the main drain cover was not in place; and, the bound and numbered log book was not maintained on a daily basis. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). A follow-up inspection has been conducted and all of the deficiencies have been corrected.

31) <u>Order Type and Number:</u>	Consent Order 12-048-DW
<u>Order Date:</u>	June 26, 2012
<u>Respondent:</u>	The Estate of William E. Berry, Sr.
<u>Facility:</u>	Niven’s Handy Mart
<u>Location:</u>	5077 York Highway Rock Hill, SC 29732
<u>Mailing Address:</u>	1591 Huntmoor Drive Rock Hill, SC 29732
<u>County:</u>	York
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	4670247
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.5(F)

Summary: The Estate of William E. Berry, Sr. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

Action: The Respondent is required to: submit an investigative report to determine the causes of the MCL exceedances 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 the Respondent fail to meet any requirement of the Order.

32) Order Type and Number: Consent Order 12-049-DW
Order Date: June 26, 2012
Respondent: **City of Johnsonville**
Facility: City of Johnsonville
Location: Johnsonville, SC 29555
Mailing Address: P.O. Box 428
Johnsonville, SC 29555
County: Florence
Previous Orders: None
Permit/ID Number: 2110011
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: The City of Johnsonville (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations for failure to properly operate and maintain the PWS as follows: the PWS had unaccountable water loss; the exterior renovation of the Downtown elevated storage tank was incomplete and the interior condition of the tank was unknown; and, the Broadway Street elevated storage tank was not abandoned and replaced.

Action: The Respondent is required to: submit a corrective action plan to address all of the deficiencies and pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should the Respondent fail to meet any requirement of the Order.

33) Order Type and Number: Consent Order 12-050-DW
Order Date: July 13, 2012
Respondent: **Crown Reef Hotel, LLC**
Facility: Crown Reef Resort
Location: 2913 South Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-Q12-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Crown Reef Hotel, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool did not have “No Diving” tiles installed; the pool rules sign was not completely filled out; the pool operator of record information was not posted; no “No Lifeguard On Duty – Swim At Your Own Risk” signs were posted; the United States Coast Guard

approved life ring did not have a rope attached; the shepherd's crook was not accessible; the chlorine level was not within the water quality standards acceptable range; and the pH level was not within the water quality standards acceptable range. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent 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 and a corrective action plan has been submitted. A follow-up inspection has been conducted and all of the deficiencies have been corrected.

34) Order Type and Number: Consent Order 12-051-DW
Order Date: July 10, 2012
Respondent: **City of York**
Facility: City of York
Location: 10 N Roosevelt Street
York, SC 29745
Mailing Address: P.O. Box 500
York, SC 29745
County: York
Previous Orders: None
Permit/ID Number: 4610001
Violations Cited: S.C. Code Ann. Regs. 61-58.5(P)(2)

Summary: The City of York (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for Haloacetic Acids (five) HAA5.

Action: The Respondent is required to: submit an investigative report to determine the causes of the HAA5 MCL exceedance 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 the Respondent fail to meet any requirement of the Order.

35) Order Type and Number: Consent Order 12-052-DW
Order Date: July 13, 2012
Respondent: **Laura Cates, Individually and
d.b.a. Santee Oaks Mobile
Home Park**
Facility: Santee Oaks Mobile Home Park
Location: 1424 N Hwy 52

Mailing Address: Moncks Corner, SC 29461
1007 Old Black Oak Road Lot #7
Moncks Corner, SC 29461
County: Berkeley
Previous Orders: None
Permit/ID Number: 0860019
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Laura Cates (Respondent), Individually and d.b.a. Santee Oaks Mobile Home Park owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations for failure to properly operate and maintain the PWS as follows: the concrete pad was cracked and had a large hole; the seal on the wellhead was open in three places and the screened air vent was missing; several wellhead piping appurtenances were either missing or not affixed in the proper order; the system experienced water quality (bacteriological) and pressure issues; there was no system map or emergency plan available for review; the storage tank was waterlogged and severely corroded and the pressure gauge was broken; the electrical wiring connected to the well pump was not enclosed in flexible or rigid conduit; and, the system's approved 0.75 horsepower jet pump was replaced with an unapproved 1.0 horsepower jet pump.

Action: The Respondent is required to: correct all of the deficiencies; pay a civil penalty in the amount of nine hundred dollars (**\$900.00**); and, pay a stipulated penalty in the amount of three thousand eight hundred dollars (\$3,800.00) should the Respondent fail to meet any requirement of the Order.

36) Order Type and Number: Consent Order 12-053-DW
Order Date: July 20, 2012
Respondent: **Leon Walden, Individually and d.b.a. Cellus Mobile Home Park and Walden Mobile Home Park**
Facility: Cellus Mobile Home Park and Walden Mobile Home Park
Location: 538 Five Notch Road
North Augusta, SC 29841
Mailing Address: 1818 Gregory Lake Road
North Augusta, SC 29860
County: Aiken
Previous Orders: None
Permit/ID Number: 0260046 & 0260047
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Leon Walden, Individually and d.b.a. Cellus Mobile Home Park and Walden Mobile Home Park (Respondent) owns and is responsible for

the proper operation and maintenance of two public water systems (PWSs). The Respondent has violated the State Primary Drinking Water Regulations for failure to properly operate and maintain the PWSs as follows: the wellhead piping at both wells did not have the proper sequence of wellhead appurtenances; the electrical conduit at both wells was not waterproofed and properly secured; the electrical panel was in disrepair and not protected from the outside elements; both wells did not have a one hundred foot pollution free radius; the concrete pads at both wells were covered in debris and in need of repair; the storage tank serving the Cellus Mobile Home Park had exterior rust; and, the system map, emergency plan, procedures manual, sample siting plan, and records for both systems were not available for review.

Action: The Respondent is required to: correct the deficiencies and pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should the Respondent fail to meet any requirement of the Order.

37) <u>Order Type and Number:</u>	Consent Order 12-054-DW
<u>Order Date:</u>	July 26, 2012
<u>Respondent:</u>	Olar Govan Regional Water System
<u>Facility:</u>	Olar Govan Regional Water System
<u>Location:</u>	14978 Low Country Highway Olar, SC 29843
<u>Mailing Address:</u>	P.O. Box 142 Olar, SC 29843
<u>County:</u>	Bamberg
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	0510004
<u>Violations Cited:</u>	S.C Code Ann. Regs. 61-58.7

Summary: Olar Govan Regional Water System (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations for failure to properly operate and maintain the PWS as follows: the system had discolored water; there were no programs available for review (cross connection control, valve/hydrant maintenance, flushing and leak detection and repair); there was no system map; and, only one well was operational.

Action: The Respondent is required to: correct the deficiencies; pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**); and, pay a stipulated penalty in the amount of four thousand dollars (\$4,000.00) should the Respondent fail to meet any requirement of the Order.

38) <u>Order Type and Number:</u>	Consent Order 12-055-DW
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Order Date: July 26, 2012
Respondent: **W2C Eight, LLC**
Facility: Campus Walk
Location: 1504 Hicks Circle
Conway, SC 29526
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-R52-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: W2C Eight, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: there was no pool rules sign; the pool operator of record information was not posted; there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted; there were no “Shallow Water – No Diving” signs posted; the United States Coast Guard approved life ring rope was too short; and, the bound and numbered log book could not be located. A violation was issued for failure to properly operate and maintain the pool on one occasion. A follow-up inspection has been conducted and all of the deficiencies have been addressed.

Action: The Respondent is required to: henceforth properly operate and maintain the pool and pay a civil penalty in the amount of four hundred dollars (\$400.00).

39) Order Type and Number: Consent Order 12-056-DW
Order Date: July 26, 2012
Respondent: **Crossings Golf Club, Inc.**
Facility: Crossings Golf Club
Location: 3540 Shadow Creek Drive
Florence, SC 29505
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 21-1002B & 21-1003C
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Crossings Golf Club, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of two pools. The Respondent has violated the Public Swimming Pools Regulation as follows: the depth markers were not correctly installed; the gates did not self close and latch; there was no pool rules sign; the pool operator of record information was not posted; two approvable “No Lifeguard On Duty – Swim At Your Own Risk” signs were not posted; two approvable “Shallow Water – No Diving” signs were

not posted; there was no United States Coast Guard approved life ring with a rope attached; there was not an emergency telephone within two hundred feet of the pools; and the chlorine level was not within the acceptable range of water quality standards. A violation was issued for failure to properly operate and maintain the pools on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pools closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

Water Pollution Enforcement

40) Order Type and Number: Consent Order 12-022-W
Order Date: May 31, 2012
Respondent: **Renewable Water Resources**
Facility: Mauldin Road WWTF
Location: Mauldin Road, South of I-85
Greenville, SC 29650
Mailing Address: 575 Mauldin Road
Greenville, SC 29607
County: Greenville
Previous Orders: None
Permit/ID Number: SC0041211
Violations Cited: S.C. Code Ann. § 48-1-110(d)
(2008) and 24 S.C. Code Ann. Regs. 61-9.122.41 (a) and (d) (2010).

Summary: Renewable Water Resources (Respondent) is responsible for the proper operation and maintenance of the Mauldin Road wastewater treatment facility (WWTF) located in Greenville County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the permitted limits for Whole Effluent Toxicity (WET), as specified in its National Pollutant Discharge Elimination System Permit.

Action: The Respondent is required to: initiate a Toxicity Identification Evaluation/Toxicity Reduction Evaluation (TIE/TRE) if the WWTF effluent fails to meet WET limits during a period of one year from the execution date of the Consent Order; submit a TIE/TRE Plan in the event of the failure to meet WET limits; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

41) Order Type and Number: Consent Order 12-023-W
Order Date: June 7, 2012

Respondent: **RSH, Inc.**
Facility: Altamont MHV
Location: Off Old Buncombe Road
Travelers Rest, SC
Mailing Address: 2518 White Horse Road
Greenville, SC 29611
County: Greenville
Previous Orders: None
Permit/ID Number: SC0028533
Violations Cited: S.C. Code Ann. § 48-1-90(a) (2008);
S.C. Code Ann. § 48-1-110(d)(2008); and 24 S.C. Code Ann. Regs. 61-
9.122.41(e) (Supp. 2010).

Summary: RSH, Inc. (Respondent), located in Greenville County, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to properly operate and maintain all units of treatment and control as required by its permit. The Respondent also allowed the discharge of sludge into the environment in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: submit a detailed summary of corrective actions; submit a corrective action plan with schedule; make available for review an updated operation and maintenance manual; and, pay a civil penalty in the amount of nine thousand six hundred dollars (**\$9,600.00**) in four (4) equal installments.

42) Order Type and Number: Consent Order 12-024-W
Order Date: June 26, 2012
Respondent: **Faith Printing Company, Inc.**
Facility: Faith Printing
Location: 4210 Locust Hill Road
Taylors, SC
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: ND0082937
Violations Cited: S.C. Code Ann. § 48-1-110(d)
(2008); 24 S.C. Code Ann. Regs. 61-9.505.21(d)(1) (2011).

Summary: Faith Printing Company, Inc. (Respondent), located in Greenville County, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control

Permits Regulation as follows: failed to submit an administratively and technically complete application for renewal of its State Land Application Permit at least one hundred eighty (180) days prior to the date of expiration of its existing permit.

Action: The Respondent is required to: operate and maintain its WWTF in accordance with the most recently issued permit until such time as a new permit becomes effective; and pay a civil penalty in the amount of three hundred fifty dollars (**\$350.00**).

43) Order Type and Number: Consent Order 12-025-W
Order Date: July 13, 2012
Respondent: **William Holler**
Facility: McAfee Mobile Home Park WWTF
Location: 1500 feet off of McAfee Court
York, SC 29745
Mailing Address: 975 McAfee Ct., York, SC 29745
County: York
Previous Orders: None
Permit/ID Number: SC0027111
Violations Cited: S.C. Code Ann. § 48-1-110(a) and (d) (2008), S.C. Code Ann. § 48-1-90(a) (2008), S.C. Code Ann. Regs. 61-9.122.41(a) and (e)(2011), S.C. Code Ann. Regs. 61-9.122.41(0)(2011)

Summary: William Holler (Respondent) owns and is responsible for the proper operation and maintenance of the wastewater treatment facility (WWTF) serving the McAfee Mobile Home Park, located in York County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to properly operate the WWTF and the associated wastewater collection system (WWCS) in accordance with its National Pollutant Discharge Elimination System (NPDES) Permit; discharged wastewater into the environment other than in compliance with a permit issued by the Department; failed to provide timely (oral and written) reports of sewage releases to the Department; and, failed to have a certified operator inspect the facility as required by the permit.

Action: The Respondent is required to: maintain documentation of all sewer system overflows (SSOs) from the WWCS and within twenty-four (24) hours after detection, orally report all wastewater spills to the Department; use the operators log sheet provided by the Department; submit a proposed plan for operation of the WWTF aerators; establish a locked mailbox, or similar structure for the purposes of maintaining up-to-date facility logs and provide Department staff with a key; maintain at least three (3) months of the completed logs, including the most current log, in the unit and the originals of the completed logs shall be made available immediately upon Department request; submit (via

facsimile) copies of the completed monthly log until otherwise notified, or until this Order is closed; complete repairs to the facility access road, including necessary grading for safe and successful vehicle passage; complete repairs to the facility security fence and gate; complete removal of all excess vegetation from the WWTF; contract with a professional plumbing company to remove any obstruction from the discharge pipe between the primary and secondary ponds; complete repairs to the aerators and the associated control panels; install hour meters for each of the aerators; submit an updated facility operation and maintenance manual, reflecting the operational changes, including the approved aerator operation plan; pay a civil penalty in the amount of seven thousand two hundred eighty dollars (**\$7,280.00**); and, pay a suspended penalty in the amount of thirty four thousand twenty dollars (\$34,020.00) should the Respondent fail to meet with any requirement of the Order.

44) Order Type and Number: Consent Order 12-026-W
Order Date: July 26, 2012
Respondent: **Kershaw County**
Facility: Lugoff WWTF
Location: 515 Walnut Street
Camden, SC 29020
Mailing Address: 1221 Broad Street
Camden, SC 29020
County: Kershaw
Previous Orders: 08-056-W (\$3,200.00)
Permit/ID Number: SC0039870

Summary: Kershaw County (Respondent) owns and is responsible for the proper operation and maintenance of the Lugoff Wastewater Treatment Facility (WWTF) located in Kershaw County, South Carolina. The Respondent has violated the Pollution Control Act as follows: failed to comply with the effluent discharge limits of its National Pollutant Discharge Elimination System Permit for fecal coliform (general) and fecal coliform % sample exceeded.

Action: The Respondent is required to: submit a corrective action plan specifying corrective actions and activities to be taken to identify the cause(s) for noncompliance and steps to be taken to prevent recurrence and pay a civil penalty in the amount of three thousand four hundred dollars (**\$3,400.00**).

45) Order Type and Number: Consent Order 12-027-W
Order Date: July 26, 2012
Respondent: **Carlisle Finishing, LLC**
Facility: Carlisle Finishing
Location: 3863 Carlisle Chester Highway
Carlisle, SC

Mailing Address: Same
County: Union
Previous Orders: None
Permit/ID Number: SC0001368
Violations Cited: S.C. Code Ann. § 48-1-110(d)
(2008); 24 S.C. Code Ann. Regs. 61-9.122.41(a) (2011).

Summary: Carlisle Finishing, LLC (Respondent), located in Carlisle, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to properly monitor and report for Fecal Coliform Bacteria (Fecal).

Action: The Respondent is required to: submit a detailed summary of corrective actions and pay a civil penalty in the amount of two thousand eight hundred dollars (**\$2,800.00**).

BUREAU OF AIR QUALITY

46) Order Type and Number: Consent Order 12-022-A
Order Date: June 4, 2012
Respondent: **Smith's Scrap Metal & Parts, Inc.**
Facility: Smith's Scrap Metal & Parts, Inc.
Location: 145 Cherokee Falls Road and 1707
West Cherokee Street, Blacksburg,
SC 29702
Mailing Address: 145 Cherokee Falls Road,
Blacksburg, SC 29702
County: Cherokee
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 24A South Carolina Code Ann.
Regs. 61-62.2, Section I - Exceptions

Summary: Smith's Scrap Metal & Parts, Inc. (Respondent) owns and operates scrap metal operations located in Blacksburg, South Carolina. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned materials which are not allowed to be burned by the regulation, including potentially hazardous materials, at multiple locations.

Action: The Respondent is required to: cease open burning except as in compliance with 24A S.C. Code Ann. Regs. 61-62.2, Prohibition of Open Burning; and pay a civil penalty in the amount of eight thousand dollars (**\$8,000.00**).

47) Order Type and Number: Consent Order 12-023-A
Order Date: July 2, 2012
Respondent: **Rubber Recovery Inc.**
Facility: Rubber Recovery Inc.
Location: 1620 Cypress Gardens Road
Moncks Corner, SC 29461
Mailing Address: 111 Old Depot Road
Moncks Corner, SC 29461
County: Berkeley
Previous Orders: 08-003-A (\$5,000.00)
Permit/ID Number: 0420-0069
Violations Cited: 24A S.C. Code Ann. Regs. 61-62.1,
Section II and 24A S.C. Code Ann. Regs. 61-30

Summary: Rubber Recovery Inc., (Respondent) produces crumb rubber from scrap tires using a cryogenic freezing process. The Department issued Conditional Major Air Quality Operating Permit CM-0420-0069 to the Respondent, effective April 1, 2009. The Respondent violated South Carolina Air Pollution Control Regulations as follows: failed to obtain a construction permit from the Department prior to commencing construction of a new tire grinder and colorant unit; failed to maintain records of tire feed rate and particulate matter (PM) emissions; failed to submit annual reports of PM emissions; failed to maintain records of pressure drop readings; failed to submit semiannual reports of incidences of operation outside of operational ranges; failed to maintain records of operation and maintenance (O&M) checks on Pollution Control Equipment; and failed to pay all applicable air emissions fees.

Action: The Respondent is required to: maintain records of O&M checks in logs; maintain records of tire feed rate and monthly and twelve-month rolling sum PM and PM₁₀ emissions; submit semiannual reports of incidences outside of the operational ranges; submit annual reports of twelve-month rolling sum PM and PM₁₀ emissions; obtain Department-issued permits prior to constructing, operating, altering or adding to a source of air contaminants; submit written notification to the Department of the date construction was commenced for each new or altered source; submit written notification of the actual date of initial startup of each new or altered source; and, pay a civil penalty in the amount of twelve thousand dollars (**\$12,000.00**) payable in two (2) installments.

48) Order Type and Number: Consent Order 12-024-A
Order Date: July 2, 2012
Respondent: **Mr. Chris Hancock**
Facility: Mr. Chris Hancock
Location: 111 Pioneer Place, Aiken, SC 29801
Mailing Address: Same

County: Aiken
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 24A South Carolina Code Ann.
Regs. 61-62.2 (Supp.2011), Prohibition of Open Burning

Summary: Mr. Chris Hancock (Respondent) resides at 111 Pioneer Place, Aiken, South Carolina. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned prohibited materials, including household garbage.

Action: The Respondent is required to: cease open burning except as in accordance with the regulations and pay a civil penalty in the amount of two hundred dollars (**\$250.00**).

49) Order Type and Number: Consent Order 12-025-A
Order Date: July 13, 2012
Respondent: **Standard Motor Products, Inc.**
Facility: Standard Motor Products, Inc.
Location: 5150 Pelham Rd.,
Greenville, SC 29615
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 1200-0132
Violations Cited: U.S. EPA Regulation 40 CFR
63.464, Table 5; S.C. Code Ann. § 48-1-110(d); and 24A S.C. Code Ann.
Regs. 61-62.63, Subpart T

Summary: Standard Motor Products, Inc. (Respondent) owns and operates a facility that manufactures after-market fuel injectors, high-energy ignition coils, and sensors for the automotive industry. On November 8, 2008, the Department issued Air Quality Operating Permit 1200-0132 (Operating Permit) to the Respondent. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and its Operating Permit as follows: failed to ensure emissions from its open-top batch-vapor degreasing unit were equal to or less than 150 kg/m²/mo (30.7 lbs/ft²/mo) on a three-month rolling average basis (for four months).

Action: The Respondent is required to: maintain compliance with the applicable emission limitations for its degreasing units and pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

BUREAU OF ENVIRONMENTAL HEALTH

Onsite Wastewater Enforcement

50) Order Type and Number: Administrative Order
SD201136001004
Order Date: May 14, 2011
Respondent: **Diedre Bryant**
Location: 217 Knollcrest Drive
Seneca, SC 29678
Mailing Address: 340 Burt Hill Road
Salem, SC 29676
County: Oconee
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: R.61-56, Onsite Wastewater
Systems, Sections 102, 102.3, 102.4; R. 61-46, Nuisance Regulation,
Section 5.

Summary: Diedre Bryant (Respondent) is the owner of the property located at 217 Knollcrest Drive, Seneca, South Carolina, and has violated Regulation 61-56, Onsite Wastewater Systems, and Regulation 61-46, Nuisance by placing or allowing the placement of a second mobile home on the property without first obtaining a permit to construct and operate an onsite wastewater system, discharging raw sewage into an open container that overflowed onto the ground without a discharge permit and by occupying or allowing the occupancy of a second mobile home on the property for more than two hours per day without an approved means of wastewater disposal.

Action: The Respondent is required to: immediately disconnect the second mobile home from the wastewater system for the first mobile home; cease discharging raw sewage from the second mobile home into open containers and the ground; immediately clean and disinfect the area of the septic discharge so that it does not present a public health hazard; remove the second mobile home from the property until a permit has been obtained to construct and operate an onsite wastewater system for an additional mobile homes; and, pay a civil penalty in the amount of two hundred and fifty dollars (**\$250.00**).

51) Order Type and Number: Administrative Order
201136002006
Order Date: June 13, 2012
Respondent: **James Rodgers**
Location: 3380 Chesnee Hwy

Mailing Address: Chesnee, SC 29323
175 James Rodgers Commerce Blvd
Boiling Springs, SC 29316
County: Spartanburg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: R.61-56, Onsite Wastewater
Systems, Section 102.1

Summary: James Rodgers (Respondent) is the owner of the property located at 3380 Chesnee Hwy, Chesnee, South Carolina, and has violated Regulation 61-56, Onsite Wastewater Systems, by occupying or allowing the occupancy of a business on the property for more than two hours per day without an approved means of wastewater disposal.

Action: The Respondent is required to: obtain a permit to construct and operate an onsite wastewater system for the business; have the onsite wastewater system installed by a septic tank contractor licensed in South Carolina; and, pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

52) Order Type and Number: Administrative Order
STC2012367020
Order Date: July 10, 2012
Respondent: **Upstate Septic**
Location: 200 Ford Street
Greer, SC 29650
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: R.61-56, Onsite Wastewater
Systems, Section 300.2

Summary: Upstate Septic (Respondent) repaired a failing onsite wastewater system located at 201 Knollwood Drive, Mauldin, South Carolina, after the Department informed the contractor that repairs could not be made to the failing system due to sewer being accessible for connection to the property. Upstate Septic violated Regulation 61-56, Onsite Wastewater Systems, by administering repairs to a failing onsite wastewater system where a wastewater treatment facility is accessible for connection.

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