



Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: 09958  
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.34(c) and R.61-92.280.40(a) (Supp. 2010).

Summary: Edith A. Orlando (Respondent) owns and operates underground storage tanks (USTs) in Horry 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 and failure to provide an adequate release detection method.

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

3) Order Type and Number: Consent Order 11-0001-UST  
Order Date: April 28, 2011  
Respondent: **Praful Patel**  
Facility: Nicks One Stop  
Location: 9495 Augusta Rd., Pelzer, SC 29669  
Mailing Address: Same  
County: Greenville  
Previous Orders: None  
Permit/ID Number: 14975  
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.31(a) (Supp. 2010).

Summary: Praful Patel (Respondent) owns underground storage tanks, located in Pelzer, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to maintain and operate corrosion protection equipment continuously.

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

4) Order Type and Number: Consent Order 11-0027-UST  
Order Date: April 26, 2011  
Respondent: **Willie Jennings**  
Facility: Jennings Property

Location: 1160 Magnolia St., Orangeburg, SC  
29115  
Mailing Address: 1192 Magnolia St., Orangeburg, SC  
29115  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: 19305  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002),  
and the South Carolina Underground Storage Tank Control Regulation 61-  
92.280.65(a) and R.61-92.280.34(c) (Supp. 2010).

Summary: Willie Jennings (Respondent) owned underground storage tanks, located in Orangeburg, 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 an Assessment Report and pay a **suspended penalty** in the amount of four thousand, five hundred twenty-one dollars and twenty-five cents (**\$4,521.25**) should the Respondent fail to meet any requirements of the Order.

5) Order Type and Number: Consent Order 11-0031-UST  
Order Date: April 12, 2011  
Respondent: **DMR, LLC**  
Facility: Hak Food Mart, LLC  
Location: 240 Lee Street, Johnston, SC 29832  
Mailing Address: Same  
County: Edgefield  
Previous Orders: None  
Permit/ID Number: 09976  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002),  
and the South Carolina Underground Storage Tank Control Regulation 61-  
92.280.34(c) and R.61-92.280.40(a) (Supp. 2010).

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 provide records to the Department upon request and failure to provide an adequate release detection method.

Action: The Respondent is required to: submit acceptable tank tightness test results for the 10,000-gallon regular, 8,000-gallon premium, and 8,000-gallon

diesel USTs or proof that the USTs contain less than one (1) inch of residue; and, pay a civil penalty in the amount of one thousand, three hundred fifty dollars (**\$1,350.00**).

- 6) Order Type and Number: Consent Order 11-0035-UST  
Order Date: April 26, 2011  
Respondent: **Booker T. Fortune**  
Facility: Fortune's Corner Market  
Location: 3546 S. Darlington Hwy.,  
Mayesville, SC 29104  
Mailing Address: 104 Carter Lane, Mayesville, SC  
29104  
County: Lee  
Previous Orders: None  
Permit/ID Number: 16867  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002),  
and the South Carolina Underground Storage Tank Control Regulation 61-  
92.280.93(a) and R.61-92.280.110(c) (Supp. 2010).

Summary: Booker T. Fortune (Respondent) owns and operates underground storage tanks (USTs) in Lee 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: submit proof of mechanism for financial responsibility; submit a completed Certificate of Financial Responsibility; and, pay a civil penalty in the amount of eight hundred fifty dollars (**\$850.00**).

- 7) Order Type and Number: Consent Order 11-0040-UST  
Order Date: April 26, 2011  
Respondent: **Lowry Oil Company, Inc.**  
Facility: Foodmart 4  
Location: 480 Old Greenville Highway,  
Clemson, SC 29631  
Mailing Address: Same  
County: Pickens  
Previous Orders: None  
Permit/ID Number: 16646  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002),

and the South Carolina Underground Storage Tank Control Regulation 61-92.280.20(e) (Supp. 2010).

Summary: Lowry Oil Company, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Pickens County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to install tanks and piping in accordance with accepted codes and standards.

Action: The Respondent is required to submit payment of a civil penalty in the amount of three hundred sixty dollars (**\$360.00**).

### **Solid Waste Enforcement**

- 8) Order Type and Number: Consent Order 10-52-SW  
Order Date: April 11, 2011  
Respondent: **The Heirs of Julius Hickson**  
Facility: Norway Road Property  
Location: 1051 Norway Road, Orangeburg, SC, 29115  
Mailing Address: Same  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002), 25A S.C. Code Ann. Reg. 61-107.19 (Supp. 2010), Part I, A.8. and Reg. 61-107.3.E.3.; and the Pollution Control Act, S.C. Code Ann. §48-1-90(a) (Rev. 2008).

Summary: The Heirs of Julius Hickson (Respondents) operate a construction and demolition (C&D) business in Orangeburg County and hauled several loads of construction and demolition debris, waste tires and miscellaneous solid waste to property they own in Orangeburg County (Site) without a permit from the Department.

Action: The Respondents are required to: remove and properly dispose of all C&D debris, miscellaneous solid waste and waste tires at the Site; submit disposal receipts; and, pay a civil penalty in the amount of nine hundred fifty-six dollars (**\$956.00**) in accordance with a Promissory Note.

- 9) Order Type and Number: Consent Order 10-53-SW  
Order Date: March 18, 2011

Respondent: Smart Smalls  
Facility: Freewoods Road Property  
Location: 10545 Freewoods Road, Myrtle Beach, SC 29588  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002), 25A S.C. Code Ann. Reg. 61-107.19 (Supp. 2010), Part I, A.8.

Summary: Mr. Smart Smalls (Respondent) owns property at 10545 Freewoods Road, Myrtle Beach, South Carolina (Site), and allowed Land Services of South Carolina, Inc. to dispose of construction and demolition (C&D) debris and land clearing debris (LCD) from a demolished hotel in Horry County to the Site.

Action: The Respondent is required to: grant access to the Site so that Land Services of South Carolina, Inc. may remove all of the approximately forty (40) tractor-trailer loads of C&D debris and LCD disposed of at the Site; and, pay a civil penalty in the amount of four hundred thirty-seven dollars (**\$437.00**).

10) Order Type and Number: Consent Order 10-60-SW  
Order Date: April 5, 2011  
Respondent: **Edgefield County School District**  
Facility: Edgefield County School District  
Location: 1095 Columbia Rd., Johnston, SC 29832  
Mailing Address: P.O. Box 608, Edgefield, SC 29824  
County: Edgefield  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002), Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19 (Supp. 2010), Part I.A.8.

Summary: Edgefield County School District (Respondent) failed to comply with the South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002) Solid Waste Management: R. 61-107.19 as follows: disposed of solid waste generated by the School District on property owned by the School District, without a permit from the Department.

Action: The Respondent is required to: obtain all applicable permits from the Department prior to any future disposal of solid waste; participate in a

Department workshop for the proper management of the solid waste generated by the Respondent; and, pay a **suspended penalty** in the amount of six thousand nine hundred sixty-four dollars and forty-one cents (**\$6,964.41**) should the Respondent fail to meet any requirement of the Order.

## **BUREAU OF WATER**

### **Drinking Water Enforcement**

11) Order Type and Number: Consent Order 11-015-DW  
Order Date: April 18, 2011  
Respondent: **Blacksgate West Homeowners Association, Inc.**  
Facility: Blacksgate West  
Location: Rt. 4, Leesville, SC 29070  
Mailing Address: P.O. Box 280084, Columbia, SC 29228-0084  
County: Saluda  
Previous Orders: None  
Permit/ID Number: 4150004  
Violations Cited: S.C Code Ann. Regs. 61-58.5(F)

Summary: Blacksgate West Homeowners Association, Inc. (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, submit a corrective action plan (CAP) 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.

12) Order Type and Number: Consent Order 11-016-DW  
Order Date: April 25, 2011  
Respondent: **Town of Varnville**  
Facility: Town of Varnville  
Location: 263 Palmetto Ave., Varnville, SC 29944  
Mailing Address: P.O. Box 308, Varnville, SC 29944  
County: Hampton

Previous Orders: None  
Permit/ID Number: 2510005  
Violations Cited: S.C Code Ann. Regs. 61-58.7

Summary: The Town of Varnville (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: six (6) hydrants did not meet fire flow requirements; all of the facilities requiring back flow prevention devices had not been identified; the valve/hydrant maintenance program and the leak detection and repair program were not being followed; there was no updated system map; the elevated storage tank had not been painted; and there was not a sample siting plan, emergency plan, or procedures manual available for review.

Action: The Respondent is required to: correct the deficiencies; pay a civil penalty in the amount of one thousand two hundred dollars (**\$1,200.00**); and, pay a stipulated penalty in the amount of six thousand eight hundred dollars (\$6,800.00) should the Respondent fail to meet any requirement of the Order.

13) Order Type and Number: Consent Order 11-017-DW  
Order Date: April 28, 2011  
Respondent: **The Cliffs Club & Hospitality Group, Inc.**  
Facility: Cliffs Valley Wellness Center  
Location: 25 Painter Creek Rd  
Travelers Rest, SC 29690  
Mailing Address: Same  
County: Greenville  
Previous Orders: None  
Permit/ID Number: 23-570-1/ 23-571-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: The Cliffs Club & Hospitality Group, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool and spa. The Respondent has violated the Public Swimming Pools Regulation as follows: the pH was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the flow meter was not operating; and, the weirs were missing.

Action: The Respondent is required to: properly operate and maintain the pool and spa and pay a civil penalty in the amount of two thousand one hundred sixty dollars (**\$2,160.00**).



## Water Pollution Enforcement

- 14) Order Type and Number: Consent Order 11-007-W  
Order Date: April 4, 2011  
Respondent: **Greenwood Metropolitan District**  
Facility: Wilson Creek WWTF  
Location: 110 Metro Drive  
Greenwood, SC 29646  
Mailing Address: Same  
County: Greenwood  
Previous Orders: None  
Permit/ID Number: SC0021709  
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) (Supp. 2010).

Summary: Greenwood Metropolitan District (Respondent) owns and is responsible for the proper operation and maintenance of the Wilson Creek Wastewater Treatment Facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of its National Pollutant Discharge Elimination System (NPDES) Permit for total copper.

Action: The Respondent is required to: submit a corrective action plan (CAP) with schedule of implementation and pay a civil penalty in the amount of four thousand eight hundred dollars (**\$4,800.00**).

- 15) Order Type and Number: Consent Order 11-008-W  
Order Date: April 12, 2011  
Respondent: **Amick Farms, LLC**  
Facility: Amick Farms / Feed Mill  
Location: 3706 Highway 23  
Monetta, SC 29105  
Mailing Address: Same  
County: Saluda  
Previous Orders: None  
Permit/ID Number: SCG250238  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(2008), S.C. Code Ann. Regs. 61-9.122.21(d)(2) (Supp. 2010).

Summary: Amick Farms, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a utility water treatment and discharge system that serves its poultry feed production facility located in Saluda County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to submit an

administratively complete application for renewal of its National Pollutant Discharge Elimination System (NPDES) General Permit for Utility Water Discharges at least one hundred eighty (180) days prior to the expiration date of the permit.

Action: The Respondent is required to: continue to operate the facility in accordance with the most recently issued NPDES Permit until a new permit becomes effective and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

16) Order Type and Number: Consent Order 11-009-W  
Order Date: April 20, 2011  
Respondent: **Inchem Corporation**  
Facility: Inchem Corp.-Rock Hill  
Location: 800 Cel-River Road  
Rock Hill, SC 29730  
Mailing Address: Same  
County: York  
Previous Orders: None  
Permit/ID Number: SCG250111  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(2008), S.C. Code Ann. Regs. 61-9.122.21(d)(2) (Supp. 2010).

Summary: Inchem Corporation (Respondent) owns and is responsible for the proper operation and maintenance of a manufacturing facility located in York County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to submit an administratively complete application for renewal of its National Pollutant Discharge Elimination System (NPDES) General Permit for Utility Water Discharges at least one hundred eighty (180) days prior to the expiration date of the permit.

Action: The Respondent is required to: continue to operate the facility in accordance with the most recently issued NPDES Permit until a new permit becomes effective and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

17) Order Type and Number: Consent Order 11-010-W  
Order Date: April 12, 2011  
Respondent: **Versacold USA, LLC**  
Facility: Versacold Logistics Services  
Location: 1619 Antioch Road  
Piedmont, SC 29673

Mailing Address: 2115 Commissioner St., Vancouver,  
British Columbia  
County: Greenville  
Previous Orders: None  
Permit/ID Number: SCG250254  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(2008), S.C. Code Ann. Regs. 61-9.122.21(d)(2) (Supp. 2010).

Summary: Versacold USA, LLC (Respondent) owns and is responsible for the proper operation and maintenance of Versacold Logistic Services refrigerated warehouse facility located in Greenville County, South Carolina. The Respondent has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: failed to submit an administratively complete application for renewal of its National Pollutant Discharge Elimination System (NPDES) General Permit for Utility Water Discharges at least one hundred eighty (180) days prior to the expiration date of the permit.

Action: The Respondent is required to: continue to operate the facility in accordance with the most recently issued NPDES Permit until a new permit becomes effective and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

18) Order Type and Number: Consent Order 11-012-W  
Order Date: April 26, 2011  
Respondent: **Sauer Danfoss**  
Facility: Sauer Danfoss  
Location: 1407 Pelzer Highway  
Easley, S.C. 29642  
Mailing Address: Same  
County: Pickens  
Previous Orders: None  
Permit/ID Number: SCG250203  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(2008) and 24 S.C. Code Ann. Regs. 61-9.122.21(d)(2) (Supp. 2009).

Summary: Sauer Danfoss (Respondent), located in Pickens County, South Carolina, is responsible for the proper operation and maintenance of a boiler blow down system. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to submit an administratively complete application for the renewal of its National Pollutant Discharge Elimination System (NPDES) General Permit for Utility Water Discharges at least one hundred eighty (180) days prior to the expiration date of the permit.

Action: The Respondent is required to: operate and maintain the system in accordance with the most recently issued NPDES General Permit and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

- 19) Order Type and Number: Consent Order 11-013-W  
Order Date: April 26, 2011  
Respondent: **Snider Tire, Inc.**  
Facility: Utility Water Discharge  
Location: 1107 Easley Hwy, Pelzer, SC  
Mailing Address: 200 E. Meadowview Road  
Greensboro, NC 27406  
County: Anderson  
Previous Orders: None  
Permit/ID Number: SCG250260  
Violations Cited: S.C. Code Ann. §48-1-110(d)(2008);  
24 S.C. Code Ann. Regs. 61-9, Part B, 122.21(d)(2) (Supp. 2010)

Summary: Snider Tire, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a tire manufacturing plant, utilizing process cooling towers with occasional regulated non-contact utility water discharges permitted under the National Pollutant Discharge Elimination System (NPDES) General Permit SCG250000. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to submit a timely renewal application to allow for re-issuance of the NPDES General Permit for Utility Water Discharges prior to its expiration date or to provide continued wastewater discharge coverage beyond its expiration date.

Action: The Respondent is required to: continue discharge coverage of non-contact cooling water from the cooling towers pending permit re-issuance; and pay to the Department a civil penalty in the amount of five hundred dollars (**\$500.00**).

- 20) Order Type and Number: Consent Order 11-014-W  
Order Date: April 20, 2011  
Respondent: **Town of Hemingway**  
Facility: Town of Hemingway WWTF  
Location: 110 S. Main St., Hemingway, SC  
29554  
Mailing Address: P.O. Box 968,  
Hemingway, SC 29554  
County: Williamsburg  
Previous Orders: None  
Permit/ID Number: SC0039934

Violations Cited: S.C. Code Ann. § 48-1-110(d) (2008) and 24 S.C. Code Ann. Regs. 61-9.122.41(a)(1) (Supp. 2009).

Summary: The Town of Hemingway (Respondent), located in Williamsburg County, South Carolina, 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 comply with effluent limits as contained in its National Pollutant Discharge Elimination System (NPDES) Permit for biochemical oxygen demand percent removal (BOD%R); and, failed to properly operate and maintain its wastewater collection system (WWCS).

Action: The Respondent is required to: submit a corrective action plan detailing operational techniques and maintenance procedures to be implemented to ensure compliance with effluent limits; conduct a Capacity, Management, Operation and Maintenance audit of the WWCS; submit semi-annual progress reports for corrective actions; and, pay a civil penalty in the amount of five thousand one hundred dollars (**\$5,100.00**). The civil penalty is to be paid in four (4) quarterly installments of one thousand two hundred seventy-five dollars (\$1,275.00).

21) Order Type and Number: Consent Order 11-015-W  
Order Date: April 15, 2011  
Respondent: **Liberty Denim, LLC**  
Facility: Liberty Denim, LLC WWTF  
Location: 101 Mills Avenue  
Liberty, S.C. 29657  
Mailing Address: Same  
County: Pickens  
Previous Orders: 06-115-W (\$2,800.00)  
Permit/ID Number: SC0000264  
Violations Cited: S.C. Code Ann. § 48-1-110(d) (2008) and 24 S.C. Code Ann. Regs. 61-9.122.41(a)(1) (Supp. 2009).

Summary: Liberty Denim, LLC (Respondent), located in Pickens County, South Carolina, is responsible for the proper operation and maintenance of a wastewater treatment facility. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with effluent limits as contained in its National Pollutant Discharge Elimination System (NPDES) Permit for biochemical oxygen demand.

Action: The Respondent is required to: submit a corrective action plan detailing operational techniques and maintenance procedures to be implemented to ensure compliance with effluent limits; pay a civil penalty in the amount of two thousand four hundred dollars (**\$2,400.00**) in four (4) quarterly installments; and

pay a suspended penalty in the amount of seven thousand two hundred dollars (\$7,200.00) should the Respondent fail to meet any requirement of the Order.

**BUREAU OF AIR QUALITY**

22) Order Type and Number: Consent Order 11-016-A  
Order Date: April 18, 2011  
Respondent: **EMS Demolition and Abatement, LLC**  
Facility: U.S. Army Garrison, Fort Jackson  
Location: 12000 Dixie Rd., Ft. Jackson, SC 29207  
Mailing Address: 103 Jaymar Circle, Summerville, SC 29485  
County: Richland  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: U.S. EPA Regulation at 40 CFR Part 61.145 and South Carolina Air Pollution Control Regulation 61-86.1, Sections X and XV.

Summary: EMS Demolition and Abatement, LLC (Respondent), located in Summerville, South Carolina, is a Department-licensed asbestos abatement contractor. The Respondent violated U.S. EPA Regulations and South Carolina Air Pollution Control Regulations as follows: failed to apply for and obtain the proper permits for a regulated asbestos abatement project; and, failed to ensure that all asbestos-containing materials were removed in accordance with the applicable work practice requirements.

Action: The Respondent is required to: ensure that all applicable notifications are submitted in accordance with state and federal asbestos regulations; ensure that all future work practice requirements regarding the preparation, removal, cleanup, and disposal of asbestos-containing material are followed and performed in accordance with state and federal regulations; pay a civil penalty in the amount of one thousand three hundred dollars (**\$1,300.00**); and, pay a suspended penalty in the amount of eleven thousand seven hundred dollars (\$11,700.00) should the Respondent fail to meet the requirements of the Order.

23) Order Type and Number: Consent Order 11-017-A  
Order Date: April 18, 2011  
Respondent: **Semper Fi Constructors, LLC**  
Facility: U.S. Army Garrison, Fort Jackson

Location: 12000 Dixie Rd., Ft. Jackson, SC  
29207  
Mailing Address: 2603 Graffland Drive, Louisville,  
KY 40299  
County: Richland  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: U.S. EPA Regulation at 40 CFR Part  
61.145 and South Carolina Air Pollution Control Regulation 61-86.1,  
Sections X and XV.

Summary: Semper Fi Constructors, LLC (Respondent), located in Louisville, Kentucky, is a general construction contractor. The Respondent violated U.S. EPA Regulations and South Carolina Air Pollution Control Regulations as follows: failed to apply for and obtain the proper permits for a regulated asbestos abatement project; and failed to ensure that all asbestos-containing materials were removed in accordance with the applicable work practice requirements.

Action: The Respondent is required to: ensure that all applicable notifications are submitted to the Department in accordance with the state and federal asbestos regulations; ensure that all future work practice requirements regarding the preparation, removal, cleanup, and disposal of asbestos-containing material are followed and performed in accordance with state and federal regulations; and, pay a civil penalty in the amount of nine thousand dollars (**\$9,000.00**).

24) Order Type and Number: Consent Order 11-018-A  
Order Date: April 18, 2011  
Respondent: **Vetroresina LLC**  
Facility: Vetroresina LLC  
Location: 6 Idaho Street, Greenville, SC 29601  
Mailing Address: 104 South Main Street, Suite 900,  
Greenville, SC 29601  
County: Greenville  
Previous Orders: None  
Permit/ID Number: 1200-0412  
Violations Cited: U.S EPA Regulations at 40 CFR Part  
70, and South Carolina Air Pollution Control Regulation 61-62.70, Title V  
Operating Permit Program; U.S.EPA Regulations at 40 CFR 63 and South  
Carolina Air Pollution Control Regulation 61-62.63, National Emissions  
Standards for Hazardous Air Pollutants (NESHAP) for Source  
Categories.

Summary: Vetroresina LLC (Respondent) owns and operates a facility located in Greenville, South Carolina, that manufactures glass-reinforced polyester laminate used for the exterior coating on recreational vehicles. On May 23, 2003, the Department issued Construction Permit 1200-0412-CA to the Respondent for a laminate production line, including, 20 laminate mold tables, and Construction Permit 1200-0412-CC for a laminate cutting process/calibrating machine. The Respondent violated U.S. EPA Regulations South Carolina Air Pollution Control Regulations, and its construction permits as follows: failure to submit an application for a Title V Operating Permit within 12 months of becoming subject to the regulations; failure to submit a Notification of Compliance Status (NOCS), attesting to whether it has complied with the applicable regulation; failure to submit semiannual compliance reports; and failure to certify that, the construction under application had been completed in accordance with the specifications agreed upon in the construction permits.

Action: The Respondent is required to: submit any required NOCS; submit semiannual compliance reports; certify that, to the best of its knowledge and belief and as a result of periodic observation during construction, that any construction under application has been completed in accordance with the specifications agreed upon in the construction permits; and, pay a civil penalty in the amount of sixteen thousand dollars (**\$16,000.00**).

25) Order Type and Number: Consent Order 11-019-A  
Order Date: April 20, 2011  
Respondent: **Balfour Beatty Construction, LLC**  
Facility: U.S. Army Garrison, Fort Jackson  
Location: 12000 Dixie Rd., Ft. Jackson, SC 29207  
Mailing Address: 7901 SW 6<sup>th</sup> Court, Plantation, Florida, 33324  
County: Richland  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: U.S. EPA Regulation at 40 CFR Part 61.145 and South Carolina Air Pollution Control Regulation 61-86.1, Sections X and XV.

Summary: Balfour Beatty Construction, LLC (Respondent), located in Plantation, Florida, is a general construction contractor. The Respondent violated U.S. EPA Regulations and South Carolina Air Pollution Control Regulations as follows: failed to ensure a thorough building inspection was performed prior to beginning renovation activities; failed to ensure that the proper permits for a regulated asbestos abatement project were obtained; and, failed to ensure that all asbestos-containing materials were removed in accordance with the applicable work practice requirements.



Action: The Respondent is required to: ensure that a thorough building inspection if performed prior to engaging in future renovation or demolition operations; ensure that all applicable notifications are submitted to the Department in accordance with state and federal asbestos regulations; ensure that all future work practice requirements regarding the preparation, removal, cleanup, and disposal of asbestos-containing material are followed and performed in accordance with state and federal regulations; and, pay a civil penalty in the amount of eleven thousand dollars (**\$11,000.00**).

26) Order Type and Number: Consent Order 11-020-A  
Order Date: April 20, 2011  
Respondent: **Otis Spunkmeyer, Inc.**  
Facility: Otis Spunkmeyer, Inc.  
Location: 167 Overland Drive, Cayce, SC  
29172  
Mailing Address: Same  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 1560-0155  
Violations Cited: U.S. EPA Regulation at 40 CFR Part  
68 and South Carolina Air Pollution Control Regulation 61-62.68,  
Sections 67, 69, 71, 83, 87, and 95; and, South Carolina Air Pollution  
Control Regulation 61-62.1, Section II.

Summary: Otis Spunkmeyer, Inc. (Respondent), located in Cayce, South Carolina, produces muffins and other baked goods. The Department issued Air Quality Permit 1560-0155 to the Respondent on November 5, 2004, which expired on October 31, 2009. The Respondent violated U.S. EPA Regulations and South Carolina Air Pollution Control Regulations as follows: failed to submit an operating permit renewal request; failed to promptly address and resolve findings and recommendations of the process hazard analysis; failed to ensure operating procedures were readily accessible to employees and certify that the procedures were current and accurate; failed to document that each employee involved in operating a process had received and understood the required training; failed to consult with employees and their representatives on the conduct and development of process hazards analyses; failed to maintain documentation of periodic performance evaluations of contract owner/operators; failed to coordinate with local emergency response officials during the development and implementation of its emergency response plan.

Action: The Respondent is required to: comply with all terms and conditions of Air Quality Operating Permit 1560-0155, until such time as the Department takes final action on the request for renewal; henceforth submit timely permit renewal requests; ensure that future findings and recommendations

of process hazard analyses are resolved and documented in a timely manner; ensure that operating procedures are made readily accessible to employees and annually certify that the procedures are current and accurate; ensure that each employee involved in operating a process has received and understood any required training; consult with employees and their representatives on the conduct and development of future process hazard analyses; perform and maintain documentation of future periodic performance evaluations of contract owner/operators; coordinate with local emergency response officials during the development and implementation of future emergency response plans; and, pay a civil penalty in the amount of eight thousand dollars (**\$8,000.00**).

27) Order Type and Number: Consent Order 11-021-A  
Order Date: April 29, 2011  
Respondent: **Geo-Systems Design & Testing, Inc.**  
Facility: U.S. Army Garrison, Fort Jackson  
Location: 12000 Dixie Rd., Ft. Jackson, SC 29207  
Mailing Address: 1836 Augusta Road, West Columbia, SC 29171  
County: Richland  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: South Carolina Air Pollution Control Regulation 61-86.1, Sections VI.

Summary: Geo-Systems Design & Testing, Inc. (Respondent), located in West Columbia, South Carolina, is a geotechnical and environmental engineering contractor. The Respondent violated South Carolina Air Pollution Control Regulations as follows: failed to inspect, identify, and collect samples of all suspect materials affected by renovation activities; and, failed to generate an inspection that included a detailed narrative and executive summary.

Action: The Respondent is required to: henceforth perform thorough building inspections in accordance with state asbestos regulations, including appropriate sampling of all suspect asbestos-containing materials; generate an inspection report that includes a detailed narrative and executive summary for any future building inspections performed; and, pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**) in three equal payments

## BUREAU OF ENVIRONMENTAL HEALTH

### Onsite Wastewater Enforcement

- 28) Order Type and Number: Environmental Health Order  
2011-360-07-003
- Order Date: March 24, 2011
- Respondent: **Dennis Sohns**
- Facility: Mobile Home
- Location: 217 Pinecrest Drive, Lot #8  
Moncks Corner, SC 29461
- Mailing Address: 1807 Fishing Island Road  
Moncks Corner, SC 26461
- County: Berkeley
- Previous Orders: None
- Permit/ID Number: None
- Violations Cited: R.61-46, Nuisances, Section 1(g) and  
R.61-56, Section 301

Summary: Dennis Sohns (Respondent) owns the property located at 216 Pinecrest Drive, Lot #8, Moncks Corner, South Carolina, and has violated Regulation 61-46, Nuisances and Regulation 61-56, Onsite Wastewater Systems by having sewage discharging to the ground surface from a septic tank system that is malfunctioning.

Action: The Respondent has been ordered to correct the violation and pay a civil penalty in the amount of two hundred fifty dollars (**\$250.00**), with the penalty accruing at an additional one hundred dollars (\$100.00) per day for each day of continued violation beyond day 15. This case is still pending.

### Food Protection Enforcement

- 29) Order Type and Number: Environmental Health Order  
2011-206-03-017
- Order Date: April 8, 2011
- Respondent: **WAL-MART**
- Facility: Wal-Mart Bakery
- Location: 115 East Church Street  
Batesburg-Leesville, SC 29070
- Mailing Address: Same
- County: Lexington
- Previous Orders: None

Permit/ID Number:  
Violations Cited:  
Chapter V, Section A.4.

32-206-05297  
R.61-25, Retail Food Establishments,

Summary: Wal-Mart (Respondent) owns and operates the Wal-Mart Bakery, located at 115 East Church Street, Batesburg-Leesville, South Carolina, a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by repeatedly not properly washing, rinsing and sanitizing food preparation equipment and utensils; in this case, the machine was not functioning properly and was not cited a second time after not being repaired between inspections.

Action: The Respondent has been ordered to: correct the violation and pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The violation has been corrected and the penalty has been paid. This enforcement case has been closed.