

County: Richland
Previous Orders: None
Permit/ID Number: 11116
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), R.61-92.280.41(b)(1)(ii), and R.61-92.280.44(a) (Supp. 2011).

Summary: P & P Investment Company, 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 provide records to the Department upon request; failure to conduct an annual tightness test on pressurized lines or have monthly monitoring; and, failure to check the line leak detector annually or have monthly monitoring.

Action: The Respondent is required to pay a civil penalty in the amount of eight hundred ten dollars (**\$810.00**).

3) Order Type and Number: Consent Order 10-0287-UST
Order Date: January 20, 2012
Respondent: **Gus Samie Sawa**
Facility: Sam Quick Stop 2
Location: 1731 Kingsburg Hwy., Johnsonville, SC 29555
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 11941
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.61-92.280.52(a) (Supp. 2011).

Summary: Gus Samie Sawa (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 provide records to the Department upon request and failure to investigate and confirm a suspected release within a reasonable time period.

Action: The Respondent is required to: submit acceptable test results for the soil samples collected from the area underneath the spill bucket for UST one (1) and pay a civil penalty in the amount of six hundred ninety-five dollars (**\$695.00**).

4) Order Type and Number: Consent Order 10-0295-UST
Order Date: January 18, 2012
Respondent: **Jack Moore**
Facility: Skippers Landing, LLC
Location: 1085 Lakeshore Drive, Cross Hill,
SC 29332
Mailing Address: 3401 Wade Hampton Blvd., Taylors,
SC 29867
County: Laurens
Previous Orders: None
Permit/ID Number: 12561
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. 2011).

Summary: Jack Moore (Respondent) owns and operates underground storage tanks (USTs) in Laurens 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 eight hundred thirty-four dollars (**\$834.00**).

5) Order Type and Number: Consent Order 11-0378-UST
Order Date: January 18, 2012
Respondent: **Hansel L. Carter**
Facility: Mr. Bunky's
Location: 10441 Garners Ferry Rd., Eastover,
SC 29044
Mailing Address: Same
County: Richland
Previous Orders: None
Permit/ID Number: 07839
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. 2011).

Summary: Hansel L. Carter (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 and failure to provide an adequate release detection method.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand fifty dollars (**\$1,050.00**).

Solid Waste Enforcement

- 6) Order Type and Number: Consent Order for Dismissal
OGC #21293
- Order Date: October 11, 2011
- Respondent: **Frankie Birt**
- Facility: None
- Location: 1305/1377 Bass Drive, Santee, SC
29142
- Mailing Address: 7745 Five Chop Road, Santee, SC
29142
- County: Orangeburg
- Previous Orders: None
- Permit/ID Number: None
- Violations Cited: South Carolina Solid Waste Policy and Management Act (Rev. 2002), Solid Waste Management: Waste Tires Regulation 61-107.3.E.1. And E.3.; Solid Waste Management: Used Oil Regulation 61-107.279.B.12.g., C.22.a., and C.22.c.1.; and, the Pollution Control Act, Section 48-1-90(a).

Summary: Frankie Birt (Respondent) leased property to the former Santee Tire in Santee, South Carolina. Santee Tire abandoned the property, leaving approximately 1,700 waste tires and open, unlabeled buckets of used oil that were exposed to rainwater and subject to overflow. After numerous attempts to locate the former owners of Santee Tire, the Department attempted to enter into a Consent Order with the Respondent to resolve violations of the Waste Tires Regulation (unpermitted collection and disposal of waste tires); the Used Oil Regulation (improper storage of used oil); and, the Pollution Control Act (indirectly discharging waste into the environment without a permit). The Respondent declined to enter into a Consent Order with the Department and did not resolve the violations at the property; therefore, the Department issued Administrative Order 11-15-SW requiring cleanup of the property and the payment of a civil penalty. The Respondent filed a Request for Final Review with the Board, however, the Department and the Respondent agreed to a Consent Order for Dismissal prior to the matter being heard by the Board.

Action: The Respondent is required to load the approximately 1700 waste tires at the property into a container for removal and proper disposition by

Orangeburg County within thirty (30) days from the effective date of the Consent Order for Dismissal. Upon the effective date of the Consent Order for Dismissal, the Department's Administrative Order 11-15-SW is deemed withdrawn, and the Respondent's Request for Review is deemed withdrawn.

Hazardous Waste Enforcement

- 7) Order Type and Number: Consent Order 11-11-HW
Order Date: January 5, 2012
Respondent: **Ecogy Biofuels, LLC**
Facility: Ecogy Biofuels, LLC
Location: 289 3rd Street West, Estill, SC 29918
Mailing Address: Same
County: Hampton
Previous Orders: N/A
Permit/ID Number: SCR 000 773 267
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2); The South Carolina Hazardous Waste Management Regulation 61-79.262.11; R.61-79.262.12(a); R.61-79.262.20(a)(1); R.61-79.262.20(g); R.61-79.262.12(c); and, R.61-79.262.41(a).

Summary: Ecogy Biofuels, LLC (Respondent), located in Estill, South Carolina, is a biodiesel production facility. The Respondent has violated the Hazardous Waste Management Regulations as follows: failure to accurately determine if a waste is a hazardous waste; failure to receive an EPA Identification Number from the Department prior to treating, storing, disposing, transporting, or offering for transportation hazardous waste; failure to prepare a Manifest according to the instructions; failure to obtain a permit to transport hazardous waste or otherwise utilize a permitted transporter; failure to offer hazardous waste to a permitted treatment, storage, or disposal facility that had also received an EPA Identification Number; and, failure to prepare and, no later than thirty (30) days after the end of each calendar quarter, submit a written report to the Department.

Action: The Respondent has agreed to: submit notification from DHEC 2701 as first notification of regulated waste activity as a Large Quantity Generator of hazardous waste for the period between October 18, 2010 and December 21, 2010; submit a Quarterly Hazardous Waste Report for the 4th quarter of 2010; ensure that an accurate waste determination is made on all solid wastes; perform the following should the Respondent become a Large Quantity Generator of hazardous waste in the future: (a) prepare shipments of hazardous waste in accordance with the manifest requirements; (b) utilize a permitted hazardous waste transporter; (c) utilize a permitted treatment, storage, and disposal facility

for treatment/disposal of hazardous waste; (d) manage its hazardous waste tank system in accordance with the requirements; (e) prepare a contingency plan in accordance with the requirements; and, (f) offer hazardous waste management training, in accordance with the requirements, to employees who handle hazardous waste; and, pay a civil penalty in the amount of seven thousand, five hundred dollars (**\$7,500.00**).

BUREAU OF WATER

Drinking Water Enforcement

8)	<u>Order Type and Number:</u>	Consent Order 11-075-DW
	<u>Order Date:</u>	January 18, 2012
	<u>Respondent:</u>	House of God Miracle Temple of Adams Run, South Carolina, Inc.
	<u>Facility:</u>	Adams Run Civic Center
	<u>Location:</u>	5166 Hwy 174 Adams Run, SC 29426
	<u>Mailing Address:</u>	P.O. Box 125 Adams Run, SC 29426
	<u>County:</u>	Charleston
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	1070148
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.7

Summary: House of God Miracle Temple of Adams Run, South Carolina, 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 for failure to properly operate and maintain the PWS as follows: the flushing program was incomplete; the leak detection and repair program was not available for review; the well pump wiring was not enclosed in conduit; the deficiencies from the previous sanitary survey had not been corrected; and, the PWS did not have a distribution operator of the appropriate grade.

Action: The Respondent is required to pay a civil penalty in the amount of six hundred dollars (**\$600.00**) and pay a stipulated penalty in the amount of three thousand four hundred dollars (\$3,400.00) should the Respondent fail to meet the requirement of the Order. The civil penalty has been paid.

9)	<u>Order Type and Number:</u>	Consent Order 12-001-DW
	<u>Order Date:</u>	January 27, 2012

Respondent: **The Owners Club at Hilton Head Owners' Association, Inc.**
Facility: Owners Club
Location: 22 Aberdeen Court
Hilton Head Island, SC 29926
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-515-1/07-516-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: The Owners Club at Hilton Head Owner's Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of two spas. 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 skimmer had chlorine sticks in it; and, the bound and numbered log book was not maintained on a daily basis. Violations were issued for failure to properly operate and maintain the spas 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 civil penalty has been paid. The Respondent scheduled a technical assistant visit with the Department to address the deficiencies.

10) Order Type and Number: Consent Order 12-002-DW
Order Date: January 23, 2012
Respondent: **Waterford Place Homeowners' Association, Inc.**
Facility: Waterford Place
Location: 1204 Boundary Street
Beaufort, SC 29902
Mailing Address: P.O. Box 1225
Beaufort, SC 29901
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-028-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Waterford Place Homeowners' Association, 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 pool rules sign was not completely filled out; the handrail was loose; the skimmer weirs were missing; the chlorine level was not within the acceptable range of

water quality standards; and, the pool floor and walls were dirty. Violations were issued for failure to properly operate and maintain the pool on four occasions.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; pay a civil penalty in the amount of one thousand two hundred sixty dollars (**\$1,260.00**); and, pay a stipulated penalty in the amount of four hundred twenty dollars (\$420.00) should the Respondent fail to meet any requirement of the Order. The Respondent purchased new water quality testing equipment and scheduled a technical assistant visit with the Department to address the deficiencies. A portion of the penalty was stipulated based upon these corrective actions taken by the Respondent.

11) Order Type and Number: Consent Order 12-003-DW
Order Date: January 20, 2012
Respondent: **South Carolina Department of Natural Resources**
Facility: Walhalla Fish Hatchery
Location: 198 Fish Hatchery Road
Mountain Rest, SC 29664
Mailing Address: P.O. Box 167
Columbia, SC 29202
County: Oconee
Previous Orders: None
Permit/ID Number: 3770601
Violations Cited: S.C Code Ann. Regs. 61-58.5(F)

Summary: South Carolina Department of Natural Resources (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.

12) Order Type and Number: Consent Order 12-004-DW
Order Date: January 23, 2012
Respondent: **Mike Gwinn, Individually and d.b.a. Ranch Road Water**
Facility: Ranch Road Water
Location: 614 Smith Road, Laurens, SC 29360

Mailing Address: 671 Smith Road, Laurens, SC 29360
County: Laurens
Previous Orders: None
Permit/ID Number: 3050008
Violation Cited: S.C. Code Ann Regs. 61-58.5(F)

Summary: Mike Gwinn, Individually and d.b.a. Ranch Road Water (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.

Water Pollution Enforcement

13) Order Type and Number: Consent Order 12-001-W
Order Date: January 18, 2012
Respondent: **Estate of Robert A. Burgess, Jr.**
Facility: Burgess Glenn MHP
Wastewater Treatment Plants I & II
Location: Furman Drive
Sumter, SC 29154
Mailing Address: P.O. Box 607
Sumter, SC 29154
County: Sumter
Previous Orders: 11-037-W (\$0)
Permit/ID Number: SC0031925; SC0032239
Violations Cited: S.C. Code Ann. §48-1-110(d)(2008);
24 S.C. Code Ann. Regs. 61-9.122.21(d)(2) and 122.41(a) (Supp. 2010).

Summary: The Estate of Robert A. Burgess, Jr. (Respondent) owns and is responsible for the proper operation and maintenance of two (2) wastewater treatment plants (WWTPs) serving the residents of the Burgess Glenn Mobile Home Park, in Sumter County, South Carolina. The respective National Pollutant Discharge Elimination System (NPDES) Permits, issued in October 2006, contain Schedules of Compliance (SOC) for upgrades of the WWTPs to enable them to meet more stringent effluent discharge limits. The SOC were not met, resulting in multiple effluent limit violations subsequent to final limits taking effect in June 2009. The Respondent also failed to submit timely applications for re-issuance of

its NPDES Permits that were scheduled to expire on September 30, 2011. Prior to resolution of the enforcement matters addressed in this order, Consent Order 11-037-W was issued requiring the continued operation and maintenance of the WWTPs under the existing NPDES Permits.

Action: The Respondent is required to: comply with requirements of Consent Order 11-037-W which has been incorporated as part of this enforcement action and Order; submit plans and specifications to receive a Permit to Construct for the installation of a drinking water buffering system to reduce metal leaching from the drinking water system, which is believed to be the cause of the effluent violation, pending elimination of the discharges; connection to the public sewer system following notification of its availability; properly closeout the WWTPs; and, pay a civil penalty in the amount of fifty-seven thousand dollars (**\$57,000.00**).

14) <u>Order Type and Number:</u>	Consent Order 12-002-W
<u>Order Date:</u>	January 1, 2012
<u>Respondent:</u>	Harbor Island Utilities, Inc
<u>Facility:</u>	Harbor Island WWTF
<u>Location:</u>	Highway 21, Harbor Island, SC
<u>Mailing Address:</u>	P.O. Box 1028, Beaufort, SC 29901-1028
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	ND0065919
<u>Violations Cited:</u>	S.C. Code Ann. § 48-1-110 (d) (2008) and, 24 S.C. Code Ann. Regs. 61-9.505.41(a) (Supp. 2010)

Summary: Harbor Island Utilities, Inc. (Respondent), located in Beaufort, 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 comply with the effluent limits of its State Land Application Permit for fecal coliform bacteria, biochemical oxygen demand, and total suspended solids; and, allowed the unauthorized discharge of treated effluent into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: submit a summary report of all corrective actions completed to ensure compliance with the Permit; submit a corrective actions plan for pressure testing the effluent force main; submit a final report of all pressure test results; pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**); and, pay a suspended penalty in the amount of twelve thousand dollars (\$12,000.00) should the Respondent fail to meet any

requirement of the Order. The civil penalty is to be paid in four (4) equal installments.

- 15) Order Type and Number: Consent Order 12-003-W
Order Date: January 18, 2012
Respondent: **York County/Water & Sewer Dept**
Facility: Satellite Sewer System
Location: Chevis Court (Steele Creek)
Fort Mill, SC 29708
Mailing Address: P.O. Box 120
York, SC 29745-0120
County: York
Previous Orders: None
Permit/ID Number: SSS000066
Violations Cited: S.C. Code Ann. §48-1-90(a)(2008);
24 S.C. Code Ann. Regs. 61-9.122.41(1)(6)(i)(Supp. 2010).

Summary: York County (Respondent) owns and is responsible for the proper operation and maintenance of a Satellite Sewer System serving the businesses and residents of its designated service area in York County, SC. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to notify the Department of a sanitary sewer overflow (SSO) within 24 hours of becoming aware of it. The SSO occurred into Steele Creek at an elevated pipe crossing over the creek.

Action: The Respondent is required to: submit a corrective action plan identifying corrective actions taken or planned to ensure future compliance with all reporting requirements; develop a regime to monitor and inspect all potentially vulnerable collection system locations where the potential exists for any SSO to readily enter surface water; and, pay a civil penalty in the amount of five thousand six hundred dollars (**\$5,600.00**).

- 16) Order Type and Number: Consent Order of
Dismissal 12-004-W
Order Date: January 18, 2012
Respondent: **SCATS, LLC**
Facility: Fairway Enterprises
Location: 1290 E Tom Hall Street,
Fort Mill, SC 29715
Mailing Address: 8400 Old Statesville Road
Charlotte, NC 28202
County: York
Previous Orders: None
Permit/ID Number: SCR10C663

Violation Cited: S.C. Code Ann. § 48-1-90(a) (2008)
and 24 S.C. Code Ann. Regs. 61-9.122.41(a) and (e) (Supp. 2009)

Summary: SCATS, LLC (Respondent) owns and is responsible for land-disturbing activities associated with the Fairway Enterprises Site in York County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to properly install, operate and maintain storm water sediment and erosion control devices as required in its National Pollutant Discharge Elimination System (NPDES) Permit and Department approved Stormwater Pollution Prevention Plan (SWP3); and allowed the discharge of sediment into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: submit a revised SWP3; construct a new retention basin; submit a letter signed and stamped by a State Registered Professional Engineer certifying the installation and operation of all storm water controls; pay a civil penalty in the amount of thirty-two thousand dollars (\$32,000.00); and, pay a suspended civil penalty in the amount of fifty-four thousand nine hundred fourteen dollars (\$54,914.00) should the Respondent fail to meet any requirement of the Order. The civil penalty is to be paid in four (4) equal installments of eight thousand dollars (\$8,000.00).

17) Order Type and Number: Consent Order 12-005-W
Order Date: January 18, 2012
Respondent: **South Carolina Department of Corrections**
Facility: Wateree Correctional WWTF
Location: Highway 261 at the Kershaw Co. Sumter County Line
Mailing Address: 4322 Broad River Road
Columbia, SC 29210
County: Sumter
Previous Orders: 07-216-W (\$4,200.00)
Permit/ID Number: SC0045349
Violations Cited: S.C. Code Ann. § 48-1-110 (d) (2008) and 24 S.C. Code Ann. Regs. 61-9.122.41(a) (Supp. 2010)

Summary: The South Carolina Department of Corrections (Respondent), located in Columbia, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) that serves the Wateree Correctional Facility. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits of its National Pollutant Discharge Elimination System Permit for pH.

Action: The Respondent is required to: submit a summary report of all corrective actions completed to ensure compliance with the Permit and pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

BUREAU OF AIR QUALITY

18) Order Type and Number: Consent Order 12-001-A
Order Date: January 20, 2012
Respondent: **Carlisle Finishing, LLC**
Facility: Carlisle Finishing, LLC
Location: 3863 Carlisle Chester Highway
(Hwy 72), Carlisle, SC 29031
Mailing Address: P.O. Box 8, Carlisle, SC 29031
County: Union
Previous Orders: 10-048-A (\$10,500.00)
Permit/ID Number: 2180-0003
Violations Cited: U.S. EPA 40 CFR 70.6(c); S.C. Code Ann. § 48-1-90(a); S.C. Code Ann. § 48-1-110(d); 24A S.C. Code Ann. Regs. 61-62.70.6(c); 24A S.C. Code Ann. Regs. 61-62.5, Standard No. 1, Section I.A.; 24A S.C. Code Ann. Regs. 61-62.1, Section IV.F.; and 24A S.C. Code Ann. Regs. 61-62.1, Section II.A.4.

Summary: Carlisle Finishing, LLC (Respondent) owns and operates a textile finishing mill that prints, dyes, and finishes apparel and home furnishing fabrics. The Department issued Part 70 (Title V) Air Quality Operating Permit TV-2180-0003 (Title V Permit) to the Respondent, effective January 1, 2010. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and its Title V Permit as follows: failed to submit an accurate and complete Title V Annual Compliance Certification (TVACC); failed to record operation and maintenance (O&M) checks for its multiclone, dust collection hoppers, and conveying systems; failed to limit opacity from its boilers to 40%; failed to conduct a source test for hydrochloric acid emissions from its scrubber within the required time frame; failed to limit hourly steam production rates for one of its boilers; failed to submit a written report of final source test results within the required time frame; and failed to submit a complete semiannual summary report of steam production for its boilers.

Action: The Respondent is required to: submit accurate and complete TVACCs for each reporting period; limit opacity from its boilers to 40%; record O&M checks on at least a weekly basis for the multiclone, dust collection hoppers, and conveying systems; conduct source tests within the established timeframes; adhere to applicable production or steam generation limits as imposed by the Department; submit complete semiannual summary reports of

steam production for its boilers; submit written reports of final source test results within the established timeframes; and pay a civil penalty in the amount of twelve thousand two hundred fifty dollars (**\$12,250.00**).

- 19) Order Type and Number: Consent Order 12-002-A
Order Date: January 23, 2012
Respondent: **BI-LO, LLC**
Facility: BI-LO, LLC
Location: 7 Farris Bridge Road, Greenville, SC 29617
Mailing Address: P.O. Drawer 99, Mauldin, SC 29662
County: Greenville
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: U.S. EPA 40 CFR 61.145(b)(3)(i) and 61.145(c); and 25A S.C. Code Ann. Regs. 61-86.1, Sections IV.A.1. and 2., V.B.3., VI.A.6., X.B.1., and X.C.

Summary: BI-LO, LLC (Respondent) owns and operates grocery stores in Georgia, North Carolina, South Carolina, and Tennessee. The Respondent violated U.S. EPA Asbestos Regulations and South Carolina Asbestos Regulations as follows: failed to ensure that an acceptable asbestos survey had been performed prior to commencement of renovation; failed to ensure that a written notification/application was provided at least 10 working days prior to beginning a major asbestos project; failed to ensure that the required work practice requirements were adhered to for an asbestos project involving regulated asbestos-containing materials (RACM), including but not limited to wetting, proper removal, and disposal of RACM; failed to ensure that an asbestos project license was obtained prior to beginning an asbestos project; and failed to ensure that workers licensed by the Department were used while engaged in an asbestos project involving RACM.

Action: The Respondent is required to: ensure that an asbestos survey is performed no earlier than three years prior to any renovation, or, if more than three years have elapsed since the most recent inspection, ensure that the previous inspection is confirmed and verified by a person licensed as a building inspector; not engage in any asbestos projects involving RACM, unless it obtains the proper licenses from the Department, uses workers properly licensed by the Department to perform a regulated asbestos project, and adheres to the required work practices; and, pay a civil penalty in the amount of ten thousand dollars (**\$10,000.00**). The penalty has been paid.

- 20) Order Type and Number: Consent Order 12-003-A
Order Date: January 23, 2012

<u>Respondent:</u>	Mr. Larry Prince
<u>Facility:</u>	Mr. Larry Prince
<u>Location:</u>	8 Montague Circle, Greenville, SC 29617
<u>Mailing Address:</u>	Same
<u>County:</u>	Greenville
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	N/A
<u>Violations Cited:</u>	U.S. EPA 40 CFR 61.145(b)(3)(i) and 61.145(c); and 25A S.C. Code Ann. Regs. 61-86.1, Sections IV.A.1. and 2., V.B.3., VI.A.6., X.B.1., and X.C.

Summary: Mr. Larry Prince (Respondent) is a construction consultant. The Respondent violated U.S. EPA Asbestos Regulations and South Carolina Asbestos Regulations as follows: failed to ensure that an acceptable asbestos survey had been performed prior to commencement of renovation; failed to ensure that a written notification/application was provided at least 10 working days prior to beginning a major asbestos project; failed to ensure that the required work practice requirements were adhered to for an asbestos project involving regulated asbestos-containing materials (RACM), including but not limited to wetting, proper removal, and disposal of RACM; failed to ensure that an asbestos project license was obtained prior to beginning an asbestos project; and failed to ensure that workers licensed by the Department were used while engaged in an asbestos project involving RACM.

Action: The Respondent is required to: ensure that an asbestos survey is performed no earlier than three years prior to any renovation, or, if more than three years have elapsed since the most recent inspection, ensure that the previous inspection is confirmed and verified by a person licensed as a building inspector; not engage in any asbestos projects involving RACM, unless it obtains the proper licenses from the Department, uses workers properly licensed by the Department to perform a regulated asbestos project, and adheres to the required work practices; and pay a civil penalty in the amount of ten thousand dollars (**\$10,000.00**). The penalty has been paid.