

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
November 13, 2014**

**BUREAU OF LAND AND WASTE MANAGEMENT**

**Underground Storage Tank Enforcement**

- 1)     Order Type and Number:             Administrative Order 14-0023-UST  
       Order Date:                     September 2, 2014  
       Respondent:                    **David Kaveh**  
       Facility:                        Cornerstop 110  
       Location:                        267 North Anderson Road  
  Rock Hill, SC  
       Mailing Address:                P.O. Box 3278  
  Rock Hill, SC 29730  
  
       County:                         York  
       Previous Orders\*:                12-0102-UST (\$1,325.00)  
       Permit/ID Number:             09275  
       Violations Cited:             State     Underground     Petroleum  
  Environmental Response Bank Act of 1988 (SUPERB Act), (2002 and  
  Supp. 2013), and the South Carolina Underground Storage Tank Control  
  Regulation 61-280.34(c) and R.61-92.280.65 (Supp. 2012).

Summary: David Kaveh (Respondent) owns underground storage tanks, located in Rock Hill, South Carolina. On June 11, 2013, the Department issued a directive for a Tier I Assessment Report to be submitted by August 11, 2013. On September 18, 2013, a Notice of Alleged Violation was issued as a result of non-compliance with the Department's directive for a Tier I Assessment Report. The Respondent has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide records upon request by the Department; and, failure to determine the full extent of a release in accordance with a schedule established by the Department.

Action: The Respondent is required to: submit a Tier I Assessment Report and pay a civil penalty in the amount of fifteen thousand, five hundred fifty dollars (**\$15,550.00**).

- 2)     Order Type and Number:             Administrative Order 14-0036-UST  
       Order Date:                     September 2, 2014  
       Respondent:                    **Balbir Singh**  
       Facility:                        Musgrove Express

Location: 613 Musgrove Street  
Clinton, SC 29325  
Mailing Address: Same  
County: Laurens  
Previous Orders: None  
Permit/ID Number: 19079  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act), (2002 and  
Supp. 2013), and the South Carolina Underground Storage Tank Control  
Regulation 61-280.31(a), R.61-92.280.34(c), R.61-280.35(e), R.61-  
280.35(f), R.61-280.40(a), R.61-280.41(b)(1)(ii), R.61-280.43(d), R.61-  
280.44(a), R.61-280.93(a), R.61-280.110(c), and R.61-92.280.111(a)  
(Supp. 2012).

Summary: Balbir Singh (Respondent) owns and operates underground storage tanks, located in Clinton, South Carolina. On January 13, 2014, the Department conducted a routine inspection and issued a Notice of Alleged Violation (NOAV) for non-compliance. The Respondent has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide records upon request by the Department and failure to determine the full extent of a release in accordance with a schedule established by the Department.

Action: The Respondent is required to submit: proof that metal components under dispenser #1 are protected from corrosion; a copy of the A/B Operator log for the most current month; tank tightness test results for the regular unleaded and premium tanks; line tightness and line leak detector test results for the premium lines; a completed Certificate of Financial Responsibility and proof of mechanism; and, pay a civil penalty in the amount of eight thousand, three hundred fifty dollars (**\$8,350.00**).

3) Order Type and Number: Administrative Order 14-0110-UST  
Order Date: September 8, 2014  
Respondent: **Kool Spot Convenience Stores, Inc.**  
Facility: Kool Spot  
Location: 1801 Green Pond Road  
Aiken, SC 29803  
Mailing Address: 1803 Green Pond Road  
Aiken, SC 29803  
County: Aiken  
Previous Orders: None  
Permit/ID Number: 11366  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and  
Supp. 2013) and the South Carolina Underground Storage Tank Control  
Regulation R. 61-92.280.93(a), and R. 61-92.280.110(c) (2012).

Summary: Kool Spot Convenience Stores, Inc. owns and operates underground storage tanks (USTs) in Aiken County, South Carolina. On May 16, 2014, a Notice of Alleged Violation (NOAV) was issued as a result of a file review. The Respondent 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 provide financial responsibility documentation to the Department upon expiration of the previous mechanism.

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

- 4) Order Type and Number: Administrative Order 14-0111-UST  
Order Date: September 8, 2014  
Respondent: **Darryl Brock**  
Facility: Poor Paul's Fireworks  
Location: 275 Bud Arthur Bridge Road,  
Cowpens, SC 29330  
Mailing Address: P.O. Box 1442  
Cowpens, SC 29330  
County: Spartanburg  
Previous Orders: None  
Permit/ID Number: 14880  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and  
Supp. 2013) and the South Carolina Underground Storage Tank Control  
Regulation R. 61-92.280.93(a), and R. 61-92.280.110(c) (2012).

Summary: Darryl Brock (Respondent) owns and operates underground storage tanks (USTs) in Spartanburg County, South Carolina. On May 16, 2014, a Notice of Alleged Violation (NOAV) was issued as a result of a file review. The Respondent 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 provide financial responsibility documentation to the Department upon expiration of the previous mechanism.

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

- 5) Order Type and Number: Administrative Order 14-0124-UST

Order Date: September 2, 2014  
Respondent: **Sand Hill Stations of Bluffton, LLC**  
Facility: Coosawhatchie General Store  
Location: 6282 West Frontage Road,  
Coosawhatchie, SC  
Mailing Address: P.O. Box 686  
Bluffton, SC 29910  
County: Jasper  
Previous Orders: None  
Permit/ID Number: 10422  
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), (2002 and Supp. 2013), and the South Carolina Underground Storage Tank Control Regulation 61-280.93(a) and R.61-280.110(c) (Supp. 2012).

Summary: Sand Hill Stations of Bluffton, LLC (Respondent) owns and operates underground storage tanks, located in Coosawhatchie, South Carolina. On May 16, 2014, the Department issued a Notice of Alleged Violation as a result of a file review. The Respondent has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide financial responsibility for an UST system and failure to provide financial records to the Department upon request.

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

6) Order Type and Number: Consent Order 14-0122-UST  
Order Date: September 2, 2014  
Respondent: **Northeast Real Property**  
Facility: Dana Transportation  
Location: 7117 Cross County Rd.  
Charleston, SC  
Mailing Address: P.O. Box 129  
Demopolis, AL 36732  
County: Charleston  
Previous Orders: AO 10-0271-UST (\$2,500.00)  
Permit/ID Number: 16846  
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. 2013).

Summary: Northeast Real Property (Respondent) owns and operates underground storage tanks (USTs), located in Charleston, South Carolina. On

May 16, 2014, the Department issued a Notice of Alleged Violation as a result of a file review. The Respondent has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide financial responsibility for an UST system and failure to provide financial records to the Department upon request.

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

- 7) Order Type and Number: Consent Order 14-0143-UST  
Order Date: September 25, 2014  
Respondent: **Gita Patel**  
Facility: Tanners  
Location: 209 Thurgood Marshall Hwy  
Kingstree, SC  
Mailing Address: 686 Tiger Paw Road  
Loris, SC 29569  
County: Williamsburg  
Previous Orders: None  
Permit/ID Number: 15512  
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), (2002 and Supp. 2012), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.93(a), and R.61-92.280.110(c) (Supp. 2012).

Summary: Gita Patel (Respondent) owns underground storage tanks, located in Kingstree, South Carolina. On June 18, 2014, a Notice of Alleged Violation was issued as a result of non-compliance at the Facility. The Respondent has violated the South Carolina Underground Storage Tank Control Regulations as follows: 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 completed Certificate of Financial Responsibility; proof of financial responsibility mechanism; and, pay a civil penalty in the amount of six hundred dollars (**\$600.00**).

### **Hazardous Waste Enforcement**

- 8) Order Type and Number: Consent Order 14-11-HW  
Order Date: September 25, 2014  
Respondent: **Palmetto Health Richland**  
Facility: Palmetto Health Richland

Location: 5 Richland Medical Park Dr  
Columbia, South Carolina 29203  
Mailing Address: 1333 Taylor Street  
Columbia, South Carolina 29220  
County: Richland  
Previous Orders: None  
Permit/ID Number: SCD 078 051 778  
Violations Cited: South Carolina Hazardous Waste Management Act §44-56-130(2); South Carolina Hazardous Waste Management Regulation 61-79.262.34(d)(2)/265.173(d); R.61-79.262.34(d)(2)/265.173(c); R.61-79.262.90; R.61-79.262.42(b); R.61-79.262.20(b); and R.61-79.262.34(d)(5)(iii).

Summary: Palmetto Health Richland (Respondent) is a community and teaching hospital, located in Columbia, South Carolina. On March 3, 2014, the Department performed a compliance inspection at the facility. The Respondent violated the South Carolina Hazardous Waste Management Regulations as follows: failure to label containers of hazardous waste with an EPA Hazardous Waste Number or the words, “Hazardous Waste – federal laws prohibit improper disposal;” failure to clean up a discharge of hazardous waste so that it no longer presents a hazard; failure to submit to the Department a copy of the manifest when a shipment has not been received by the designated facility within 60 days of acceptance by the initial transporter; failure to designate on the manifest one facility permitted to handle the waste; and, failure to ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures relevant to their responsibilities.

Action: The Respondent is required to: ensure that containers of hazardous waste are managed in accordance with the regulations; ensure that a discharge of hazardous waste is cleaned in compliance with the regulations; ensure that hazardous waste manifests are completed properly and discrepancies reported in accordance with the regulations; ensure that personnel handling hazardous waste receive training relevant to their duties in accordance with the regulations; and, pay a civil penalty in the amount of five thousand, seven hundred fifty dollars (**\$5,750.00**).

9) Order Type and Number: Consent Order 14-12-HW  
Order Date: September 25, 2014  
Respondent: **MacLean Power Systems**  
Facility: MacLean Power Systems  
Location: 101 Park Avenue  
Newberry, SC 29108  
  
Mailing Address: Same  
County: Newberry

Previous Orders: None  
Permit/ID Number: SCD 018 668 392  
Violations Cited: South Carolina Hazardous Waste Management Act §44-56-130(2); South Carolina Hazardous Waste Management Regulation 61-79.262.34(a)(1)(i)/265.173(a); R.61-79.262.34(a)(2); R.61-79.262.34(a)(1)(i)/265.173(d); R.61-79.262.34(a)(1)(i)/265.173(c); R.61-79.262.34(a); R.61-79.262.34(a)(1)(i)/265.175(b)(1); and, R.61-79.273.18(a).

Summary: MacLean Power Systems (Respondent) manufactures products used by utilities for building transmission and distribution lines and substations and is located in Newberry, South Carolina. On March 27, 2014, and April 4, 2014, the Department performed compliance inspections at the facility. The Respondent violated the South Carolina Hazardous Waste Management Regulations as follows: failure to label containers of hazardous waste with an EPA Hazardous Waste Number or the words, “Hazardous Waste – federal laws prohibit improper disposal;” failure to ensure that containers of hazardous waste remain closed; failure to label containers of hazardous waste with the accumulation start date, an EPA Hazardous Waste Number, and the words “Hazardous Waste – federal laws prohibit improper disposal;” failure to store hazardous waste onsite for 90 days or less; failure to store hazardous waste in an area designed with secondary containment; and, failure to send universal waste to a another universal waste handler or a destination facility.

Action: The Respondent is required to: implement a Department-approved Best Management Practice for Drum Closure; ensure that containers of hazardous waste are managed in accordance with the regulations; ensure that containers of hazardous waste are stored in accordance with the regulations; ensure that universal wastes are disposed in accordance with the regulations; and, pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

### **Solid Waste Enforcement**

10) Order Type and Number: Consent Order 14-40-SW  
Order Date: September 26, 2014  
Respondent: **Randy Hill**  
Facility: Randy Hill Class One Landfill  
Location: 416 Shiloh Heights Road  
Aiken, SC 29801  
Mailing Address: 133 Bettis Academy Road,  
Graniteville, SC 29829  
County: Aiken  
Previous Orders: None  
Permit/ID Number: 22720-1701

Violations Cited: South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19 Part I.E.1.b.

Summary: Randy Hill (Respondent) owns Randy Hill Class One Landfill, located in Aiken, South Carolina. An inspection was performed on October 10, 2013. The Respondent has violated the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: failure to provide financial assurance for closure of the landfill.

Action: The Respondent is required to: submit an allowable financial assurance mechanism or close the landfill in accordance with Permit 22720-1701 and pay a civil penalty in the amount of two thousand, five hundred dollars (**\$2,500.00**).

## **BUREAU OF WATER**

### **Recreational Water Enforcement**

11) Order Type and Number: Consent Order 14-135-DW  
Order Date: September 2, 2014  
Respondent: **Laguna Keyes Property Owners' Association, Inc.**  
Facility: Laguna Keyes  
Location: 8700 North Ocean Boulevard  
North Myrtle Beach, SC 29582  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-1218D  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Laguna Keyes Property Owners' Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On June 10, 2014, and July 16, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the skimmer covers were nailed in place; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; a main drain grate was broken; the pool rules sign was not completely filled out; and, the pool operator of record information was not posted.



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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

12) Order Type and Number: Consent Order 14-136-DW  
Order Date: September 2, 2014  
Respondent: **First Florence Corporation, Inc.**  
Facility: Suburban Extended Stay  
Location: 1914 West Lucas Street  
Florence, SC 29501  
Mailing Address: Same  
County: Florence  
Previous Orders: None  
Permit/ID Number: 21-112-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: First Florence Corporation, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, and July 9, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were chlorine sticks in the skimmer baskets; the gate did not self close and latch; there was no drinking water fountain; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring rope was too short; and, a ladder was missing a bumper.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

13) Order Type and Number: Consent Order 14-137-DW  
Order Date: September 2, 2014  
Respondent: **WWT, LLC**  
Facility: Sleep Inn  
Location: 115 Holiday Drive  
Summerville, SC 29483  
Mailing Address: Same  
County: Berkeley  
Previous Orders: None

Permit/ID Number: 08-080-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: WWT, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 5, 2014, and July 21, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. 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 cyanuric acid level was above the water quality standards acceptable limit; the gate did not self close and latch; the pool rules sign was not completely filled out; the current pool operator of record (POR) information was not posted; and, the bound and numbered log book was not maintained on a daily basis, and was not maintained a minimum of three times per week by the POR.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

14) Order Type and Number: Consent Order 14-138-DW  
Order Date: September 2, 2014  
Respondent: **All Star Hospitality, Inc.**  
Facility: Travelhouse Inn  
Location: 2001 West Lucas Street  
Florence, SC 29501  
Mailing Address: Same  
County: Florence  
Previous Orders: None  
Permit/ID Number: 21-040-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: All Star Hospitality, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 4, 2014, and July 9, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. 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 lifeline floats were broken or missing; the pool wall and floor had algae and were not clean; there was no drinking water fountain; there was no foot rinse shower; and, the life ring did not have a permanently attached rope.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

- 15) Order Type and Number: Consent Order 14-140-DW  
Order Date: September 2, 2014  
Respondent: **Auston Park, LLC**  
Facility: Auston Woods Apartments  
Location: 107 Auston Woods Circle  
Easley, SC 29640  
Mailing Address: 171 Melrose Lane  
Tryon, NC 28782  
County: Pickens  
Previous Orders: 11-049-DW (\$340.00)  
Permit/ID Number: 39-1027B  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Auston Park, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 10, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; the foot rinse shower was not operating properly; there were chlorine sticks in the skimmer baskets; the pH level was not within the acceptable range of water quality standards; the current pool operator of record information was not posted; the bound and numbered log book was not maintained on a daily basis; and, the disinfection equipment was not operating properly.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

- 16) Order Type and Number: Consent Order 14-141-DW  
Order Date: September 2, 2014  
Respondent: **Prince Homeowners Association, Inc.**  
Facility: Prince Resort at Cherry Grove  
Location: 3601 North Ocean Boulevard  
North Myrtle Beach, SC 29582  
Mailing Address: 300 North Ocean Boulevard  
North Myrtle Beach, SC 29582  
County: Horry

Previous Orders: None  
Permit/ID Number: 26-1450C  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Prince Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a kiddie pool. On June 5, 2014, and July 9, 2014, the kiddie pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; only one “Shallow Water – No Diving Allowed” sign was posted; and, the emergency telephone was not operating properly.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

17) Order Type and Number: Consent Order 14-142-DW  
Order Date: September 2, 2014  
Respondent: **Tropical Resort, LLC**  
Facility: Days Inn Grand Strand  
Location: 806 South Ocean Boulevard  
Myrtle Beach, SC 29577  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-432-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tropical Resort, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 6, 2014, and July 17, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. 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 life ring was deteriorated; the pool rules sign was not completely filled out; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; the pool operator of record information was not posted; and, the gate did not self latch.

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 eight hundred dollars (**\$800.00**). The civil penalty has

been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

18) Order Type and Number: Consent Order 14-143-DW  
Order Date: September 2, 2014  
Respondent: **Saw Branch Apartments, LLC**  
Facility: Villa Motor Inn and Apartments  
Location: 1815 Bacons Bridge Road  
Summerville, SC 29485  
Mailing Address: 4142 Dorchester Road  
Charleston, SC 29405  
County: Dorchester  
Previous Orders: None  
Permit/ID Number: 18-017-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Saw Branch Apartments, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 12, 2014, and July 17, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing both bumpers; the bathroom did not have soap; the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not completely filled out; the pool operator of record information was not posted; the bound and numbered log book was not maintained on a daily basis; there were broken floats on the lifeline; and, the pH level was not within the acceptable range of water quality standards.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

19) Order Type and Number: Consent Order 14-144-DW  
Order Date: September 2, 2014  
Respondent: **Monterey Bay Suites Resort Homeowners Association, Inc.**  
Facility: Monterey Bay  
Location: 6804 North Ocean Boulevard  
Myrtle Beach, SC 29572  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-K48-1

Violations Cited:

S.C. Code Ann. Regs. 61-51(J) &  
61-51(K)(1)(c)

Summary: Monterey Bay Suites Resort Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On January 15, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain; and on July 14, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: the spa rules sign was not posted; only one "Shallow Water – No Diving Allowed" sign was posted; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; the chlorine and pH levels were not within the acceptable range of water quality standards; and, the spa was operating prior to receiving Department approval.

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 one thousand, twenty dollars (**\$1,020.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

20) Order Type and Number: Consent Order 14-145-DW  
Order Date: September 2, 2014  
Respondent: **Myrtle Beach Villas II  
Homeowners Association, Inc.**  
Facility: Myrtle Beach Villas II  
Location: 704 South Ocean Boulevard  
Myrtle Beach, SC 29577  
Mailing Address: 1756 Highway 501  
Myrtle Beach, SC 29577  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-1484D  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Myrtle Beach Villas II Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On June 9, 2014, and July 17, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; and, the pool operator of record information was not posted.

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 eight hundred dollars (**\$800.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

21) Order Type and Number: Consent Order 14-146-DW  
Order Date: September 11, 2014  
Respondent: **Somerset South Carolina, LLC**  
Facility: Somerset Apartments  
Location: 1225 Boone Hill Road  
Summerville, SC 29483  
Mailing Address: 758 Saint Michael Street  
Mobile, AL 36602  
County: Dorchester  
Previous Orders: None  
Permit/ID Number: 18-020-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Somerset South Carolina, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 10, 2014, and July 16, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool coping was chipped, the chlorine level was not within the acceptable range of water quality standards; the bound and numbered log book was not available for Department review; the water was cloudy and there was black algae on the pool walls; the gate did not self close and latch; there was no foot rinse shower; there was no drinking water fountain; an emergency telephone was not available; the pool rules sign did not have all of the required rules; both of the "Shallow Water – No Diving Allowed" signs did not have the correct wording; the pool operator of record (POR) information was not posted; and, the bound and numbered log book was not maintained on a daily basis, and was not maintained a minimum of three times per week by the POR.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan, corrected the deficiencies, and the pool was allowed to re-open.

22) Order Type and Number: Consent Order 14-147-DW  
Order Date: September 2, 2014  
Owner: **Four Pals, Inc.**  
Facility: Hampton Inn  
Location: 7424 Northside Drive  
North Charleston, SC 29420

Mailing Address: 2008 Savannah Highway  
Charleston, SC 29407  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-578-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Four Pals, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2014, and July 8, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. 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 cyanuric acid level was above the water quality standards acceptable limit; the gate did not self close and latch; there was no foot rinse shower; the pool rules sign was not completely filled out; both of the “No Lifeguard On Duty – Swim At Your Own Risk” signs had the incorrect wording; the current pool operator of record information was not posted; and, the bound and numbered log book was not maintained on a daily basis.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

23) Order Type and Number: Consent Order 14-148-DW  
Order Date: September 11, 2014  
Respondent: **Moonstone Holdings, LLC**  
Facility: Howard Johnson  
Location: 2038 West Lucas Street  
Florence, SC 29501  
Mailing Address: 2821 Pamplico Highway  
Florence, SC 29505  
County: Florence  
Previous Orders: None  
Permit/ID Number: 21-041-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Moonstone Holdings, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, and July 11, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the gates did not self close and latch; there was no drinking water fountain; there was no foot rinse shower; the chlorine level was not within the acceptable range of water



quality standards; the life ring had no rope and was cracked; the lifeline was not secure; the pool wall tiles were dirty; and, a light in the pool wall was out of its niche.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

24) Order Type and Number: Consent Order 14-149-DW  
Order Date: September 11, 2014  
Respondent: **NMR Sycamore, LLC**  
Facility: Town Place Suites  
Location: 1008 Monetry Drive  
Aiken, SC 29803  
Mailing Address: 155 Colony Parkway  
Aiken, SC 29803  
County: Aiken  
Previous Orders: None  
Permit/ID Number: 02-1033B  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: NMR Sycamore, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 27, 2014, and July 11, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; there was no pool rules sign; there were no "Shallow Water – No Diving Allowed" signs posted; the pool operator of record information was not posted; and, the bound and numbered log book was not maintained on a daily basis.

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 six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

25) Order Type and Number: Consent Order 14-150-DW  
Order Date: September 8, 2014  
Respondent: **Coastal Hotel Properties, LLC**  
Facility: Clarion Inn  
Location: 101 Fantasy Harbour Boulevard

Mailing Address: Myrtle Beach, SC 29579  
4702 Oleander Drive, Suite 200  
Myrtle Beach, SC 29577

County: Horry

Previous Orders: None

Permit/ID Number: 26-849-1

Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Coastal Hotel Properties, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On March 17, 2014, May 28, 2014, and July 23, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a depth marker tile was broken and had sharp edges; the chlorine and pH levels were not within the acceptable range of water quality standards; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; the bound and numbered log book was not maintained on a daily basis; and, the spa temperature was above 104 degrees Fahrenheit.

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 two thousand four hundred dollars (**\$2,400.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

26) Order Type and Number: Consent Order 14-151-DW

Order Date: September 25, 2014

Respondent: **Audrey Statham, Individually and d.b.a. Villa Motor Inn and Apartments**

Facility: Villa Motor Inn and Apartments

Location: 13850 Church Street  
Williston, SC 29853

Mailing Address: Same

County: Barnwell

Previous Orders: None

Permit/ID Number: 06-007-1

Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Audrey Statham, Individually and d.b.a. Villa Motor Inn and Apartments (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 3, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were no “No Diving Allowed” tiles on the pool deck; the pool deck was not clear of hazards in that there was a board with two bricks on top of it filling a hole; the gate did not

self close and latch; the chlorine level was not within the acceptable range of water quality standards; there were no main drain grates; the pool rules sign was not completely filled out; one of the “No Lifeguard On Duty – Swim At Your Own Risk” signs had deteriorated; the pool operator of record information was not posted; and, there was no 2014 bound and numbered log book.

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.

27) Order Type and Number: Consent Order 14-152-DW  
Order Date: September 25, 2014  
Respondent: **Pinebrook Homeowners Association, Inc.**  
Facility: Pinebrook  
Location: 3894 Pinebrook Circle  
Little River, SC 29566  
Mailing Address: P.O. Box 450  
Little River, SC 29566  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-F38-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Pinebrook Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 23, 2014, and July 23, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

28) Order Type and Number: Consent Order 14-153-DW  
Order Date: September 25, 2014  
Respondent: **Aekta Motels, LLC**  
Facility: Red Roof Inn  
Location: 810 Radford Street  
Dillon, SC 29536

Mailing Address: Same  
County: Dillon  
Previous Orders: None  
Permit/ID Number: 17-020-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Aekta Motels, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 1, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; the gate did not self close and latch; there was no drinking water fountain; there was no foot rinse shower; the chlorine level was not within the acceptable range of water quality standards; the main drain grate was not in place; the lifeline did not have a permanently attached rope; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and, only one “Shallow Water – No Diving Allowed” sign was posted.

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.

29) Order Type and Number: Consent Order 14-154-DW  
Order Date: September 25, 2014  
Respondent: **Lakewood Village Council of Co-Owners, Inc.**  
Facility: Lakewood Village Condos  
Location: 240 Jamil Road  
Columbia, SC 29210  
Mailing Address: 506 Walt Road  
Chapin, SC 29036  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 32-094-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Lakewood Village Council of Co-Owners, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 17, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline was not in place, the floats were not properly spaced, some of the floats were broken, and the rope was deteriorated; there was algae on the pool wall; the skimmer baskets had debris in them; the drinking water fountain was not operating; the step edge stripe was not within one inch of the edge of the step; the pH level was not within the acceptable range of water quality standards; the life ring was deteriorated, the grab rings

were broken, and the rope was not permanently attached; the shepherd's crook was not permanently attached to the pole, and the pole was broken; the emergency telephone was not operating; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; the bound and numbered log book was not maintained on a daily basis; and, there was no flow meter on the recirculation and filtration system.

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.

30) <u>Order Type and Number:</u>	Consent Order 14-155-DW
<u>Order Date:</u>	September 8, 2014
<u>Respondent:</u>	<b>Amit's, LLC</b>
<u>Facility:</u>	Days Inn
<u>Location:</u>	823 Radford Street Dillon, SC 59536
<u>Mailing Address:</u>	Same
<u>County:</u>	Dillon
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	17-025-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) and 61-51(K)(1)(c)

Summary: Amit's, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 28, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain; and on July 1, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: a gate did not self close and latch; there was no drinking water fountain; the pool cover ties were not screwed in; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring rope was too short; the pool rules sign was not completely filled out; the pool operator of record (POR) information was not posted; a ladder was missing bumpers; the water was green; there were chlorine sticks in the skimmer baskets; the main drain grates were not visible; the bound and numbered log book was not maintained on a daily basis, and was not signed by the POR at least three times per week; the disinfection equipment was not operating properly; and, the pool was operating prior to receiving Department approval.

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 one thousand, two hundred dollars (**\$1,200.00**).

- 31) Order Type and Number: Consent Order 14-156-DW  
Order Date: September 11, 2014  
Respondent: **Plantation Oaks Associates, LP**  
Facility: Plantation Oaks Apartments  
Location: 2225 Ashley River Road  
Charleston, SC 29414  
Mailing Address: P.O. Box 10008  
Lancaster, PA 17605-0008  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-314-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Plantation Oaks Associates, LP (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 10, 2014, and July 18, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a skimmer cover was chipped; the gate did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; and, one of the “Shallow Water – No Diving Allowed” signs did not have the correct wording.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

- 32) Order Type and Number: Consent Order 14-157-DW  
Order Date: September 11, 2014  
Respondent: **Colony Club Homeowners' Association, Inc.**  
Facility: Colony Club Condominiums  
Location: 6703 Jefferson Place  
Myrtle Beach, SC 29577  
Mailing Address: 7603 Porcher Drive  
Myrtle Beach, SC 29572  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-917-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Colony Club Homeowners' Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, and July 14, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the skimmers were not operating properly; the foot rinse shower was not operating properly; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; the bound and numbered log book was not maintained on a daily basis; the gate did not self close and latch; the emergency telephone was not accessible; and, the pool operator of record information was not posted.

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 eight hundred dollars (**\$800.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

33) <u>Order Type and Number:</u>	Consent Order 14-158-DW
<u>Order Date:</u>	September 11, 2014
<u>Respondent:</u>	<b>Mountain Energy Cedar Grove, LLC and BPMS Virginia University, LLC</b>
<u>Facility:</u>	Cedar Grove Apartments
<u>Location:</u>	8708 Evangeline Drive North Charleston, SC 29420
<u>Mailing Address:</u>	2700 South Quincy Street, Suite 500 Arlington, VA 22206
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-1029B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Mountain Energy Cedar Grove, LLC and BPMS Virginia University, LLC (Respondents) own and are responsible for the proper operation and maintenance of a pool. On June 4, 2014, and July 7, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondents have violated the Public Swimming Pools Regulation as follows: the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not posted; there were no “Shallow Water – No Diving Allowed” signs posted; there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted; the pool operator of record information was not posted; the ladders were missing bumpers; a gate did not self close and latch; the drinking water fountain was not operating properly; and, the pH level was not within the acceptable range of water quality standards.

Action: The Respondents are required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**). The Respondents submitted a corrective action plan and corrected the deficiencies.

34) Order Type and Number: Consent Order 14-159-DW  
Order Date: September 11, 2014  
Respondent: **Tropical Winds, Inc.**  
Facility: Hotel Blue  
Location: 705 South Ocean Boulevard  
Myrtle Beach, SC 29577  
Mailing Address: 1144 Shine Avenue  
Myrtle Beach, SC 29577  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-1740B and 26-1751D  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tropical Winds, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool and a spa. On June 9, 2014, and July 17, 2014, the pool and spa were inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign and the spa rules sign were not completely filled out; there were no “Shallow Water – No Diving Allowed” signs posted; there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted; and, the pool operator of record information was not posted.

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 one thousand, six hundred dollars (**\$1,600.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

35) Order Type and Number: Consent Order 14-160-DW  
Order Date: September 25, 2014  
Respondent: **Cary McLeod, Individually and d.b.a. Cloud Nine Villas**  
Facility: Cloud Nine Villas  
Location: 4210 North Ocean Boulevard  
North Myrtle Beach, SC 29597  
Mailing Address: P.O. Box 832



County: North Myrtle Beach, SC 29597  
Previous Orders: Horry  
Permit/ID Number: None  
Violations Cited: 26-E04-1  
S.C. Code Ann. Regs. 61-51(J)

Summary: Cary McLeod, Individually and d.b.a. Cloud Nine Villas (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 6, 2014, and July 10, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were chlorine sticks in the skimmer baskets; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the emergency telephone was not accessible; the life ring rope was deteriorating; and, the bound and numbered log book was not maintained on a daily basis.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

36) Order Type and Number: Consent Order 14-161-DW  
Order Date: September 25, 2014  
Respondent: **Briargate Condominium Association, Inc.**  
Facility: Briargate Apartments  
Location: 825 Menlo Drive  
Columbia, SC 29210  
Mailing Address: Same  
County: Richland  
Previous Orders: None  
Permit/ID Number: 40-076-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Briargate Condominium Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 20, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced, and some of the floats were cracked; depth marker tiles were cracked, and out of place; a ladder was missing bumpers; there was algae and staining on the pool wall, and leaves and debris on the pool floor; there were cracks between the pool deck and the coping; the skimmers were full of debris and were missing weirs; the gate did

not self close and latch; the bathrooms were not accessible; the drinking water fountain and foot rinse shower were not operating properly; the main drain grates were not visible; one of the life rings did not have a permanently attached rope, and one life ring was damaged; the chlorine level was not within the acceptable range of water quality standards; one shepherd's crook had a rusted bolt, and one was attached to a pole that was not the approved length; and, the bound and numbered log book was not maintained on a daily basis.

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.

37)	<u>Order Type and Number:</u>	Consent Order 14-162-DW
	<u>Order Date:</u>	September 25, 2014
	<u>Respondent:</u>	<b>AHF-Ashton, LLC</b>
	<u>Facility:</u>	The Ashton Apartments
	<u>Location:</u>	1401 Longcreek Drive Columbia, SC 29210
	<u>Mailing Address:</u>	5910 North Central Expressway Dallas, TX 75206
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	40-080-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: AHF-Ashton, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 16, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain; and on August 6, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool wall was dirty; the pool furniture was blocking access to the safety equipment; the gate did not self close and latch, and there were broken bars on the gate; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; there were no "Shallow Water – No Diving Allowed" signs posted; the bound and numbered log book was not maintained on a daily basis; and, the pool was operating prior to receiving Department approval.

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 one thousand, two hundred dollars (**\$1,200.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

38) Order Type and Number: Consent Order 14-163-DW  
Order Date: September 25, 2014  
Respondent: **Northside Hotel Associates, LLC**  
Facility: Fairfield Inn & Suites  
Location: 2540 Forest Drive  
North Charleston, SC 29420  
Mailing Address: 111 Stone Mark Lane, Suite 202  
Columbia, SC 29210  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-1104B  
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Northside Hotel Associates, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain; and on July 8, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; there was no life ring; the emergency telephone was not operating; the bound and numbered log book was not maintained on a daily basis; and, the pool was operating prior to receiving Department approval.

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 one thousand, two hundred dollars (**\$1,200.00**). The civil penalty has been paid.

39) Order Type and Number: Consent Order 14-165-DW  
Order Date: September 25, 2014  
Respondent: **Diamond Pools and Spas, LLC**  
Facility: Diamond Pools and Spas  
Location: 11 Savannah Oak Drive  
Bluffton, SC 29910  
Mailing Address: P.O. Box 2974  
Bluffton, SC 29910

County: Beaufort  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Diamond Pools and Spas, LLC (Respondent) owns Diamond Pools and Spas which is a facility that services public swimming pools in South Carolina. On May 27, 2014, and June 18, 2014, the pools were inspected and a violation was issued. The Respondent has violated the Public Swimming Pools Regulation as follows: hand feeding chemicals into public swimming pools while the pools were open for swimming.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid.

40) Order Type and Number: Consent Order 14-166-DW  
Order Date: September 25, 2014  
Respondent: **Waterway South Owners Association, Inc.**  
Facility: Waterway South Condos  
Location: 5 South Shore Drive  
Charleston, SC 29407  
Mailing Address: 170 River Breeze Drive  
Charleston, SC 29407  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-327-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Waterway South Owners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2014, and July 14, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; the chlorine level was not within the acceptable range of water quality standards; there were chlorine sticks in the skimmer baskets; the life ring did not have a permanently attached rope; the pool rules sign was not completely filled out; the current pool operator of record information was not posted; and, the bound and numbered log book was not maintained on a daily basis.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid.

41) Order Type and Number: Consent Order 14-167-DW  
Order Date: September 25, 2014  
Respondent: **La Riya, LLC**  
Facility: Quality Inn  
Location: 1335 Garner Lane  
Columbia, SC 29210  
Mailing Address: Same  
County: Richland  
Previous Orders: None  
Permit/ID Number: 40-145-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: La Riya, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 15, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline with floats was not in place; a ladder was missing a bumper; the pool walls were not clean; there was staining under a light in the deep end of the pool; there was a lamp fixture base exposed and there were four bolts on the deck; the step edge stripe was not within one inch of the edge of the step; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring was not in place; the shepherd's crook was missing a wing nut; the pool rules sign was not completely filled out; there were no "Shallow Water-No Diving Allowed" signs posted; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; the pool operator of record information was not posted; the bound and numbered log book was not available for Department review; and, there were chlorine sticks in the skimmer baskets.

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.

42) Order Type and Number: Consent Order 14-169-DW  
Order Date: September 25, 2014  
Respondent: **Riverwalk at Arrowhead Country Club Property Owners' Association, Inc.**  
Facility: Riverwalk at Arrowhead Country Club  
Location: 691 Riverwalk Drive  
Myrtle Beach, SC 29579  
Mailing Address: 1805 Oak Street  
Myrtle Beach, SC 29577

County: Horry  
Previous Orders: None  
Permit/ID Number: 26-M90-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Riverwalk at Arrowhead Country Club Property Owners' Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 8, 2014, and July 23, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain; and on May 27, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: the gates did not self close and latch; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the bound and numbered log book was not maintained on a daily basis; and, the pool was operating prior to receiving Department approval.

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 two thousand three hundred eighty dollars (**\$2,380.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

43) Order Type and Number: Consent Order 14-170-DW  
Order Date: September 25, 2014  
Respondent: **Gita, LLC**  
Facility: Super 8  
Location: 1004 Waccamaw Drive  
Conway, SC 29526  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-R54-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Gita, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 22, 2014, and August 7, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool furniture was not at least four feet from the edge of the pool; the gate did not self close and latch; the bathroom did not have paper towels or soap, and the door handle was loose; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not

completely filled out; the pool operator of record information was not posted; and, the bound and numbered log book was not available for Department review.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid.

44)	<u>Order Type and Number:</u>	Consent Order 14-171-DW
	<u>Order Date:</u>	September 25, 2014
	<u>Respondent:</u>	<b>Country Walk Apartments, LLC</b>
	<u>Facility:</u>	Country Walk Apartments
	<u>Location:</u>	408 Foxfire Drive Columbia, SC 29212
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	32-045-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Country Walk Apartments, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 17, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline did not have the required number of floats, and the rope was deteriorating; a ladder was not tight and secure; the pool floor was dirty; the pool furniture was not at least four feet from the edge of the pool; there was a cracked skimmer cover; the gate did not self close and latch; the drinking water fountain was not operating properly; there was no foot rinse shower; there was dark staining on the pool floor; the chlorine level was not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; only one “Shallow Water – No Diving Allowed” sign was posted, and the lettering was not the appropriate size; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted and the lettering was not the appropriate size; and, the bound and numbered log book was not maintained on a daily basis.

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. The Respondent submitted a corrective action plan and corrected the deficiencies.

45)	<u>Order Type and Number:</u>	Consent Order 14-174-DW
	<u>Order Date:</u>	September 25, 2014

Respondent: **RFI The Park, LLC**  
Facility: The Park Apartments  
Location: 1600 Longcreek Drive  
Columbia, SC 29210  
Mailing Address: 300 North Main, Suite 402  
Greenville, SC 29601  
County: Richland  
Previous Orders: None  
Permit/ID Number: 40-108-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: RFI The Park, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 15, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline with floats was defective; the pool walls were not clean; a skimmer cover was cracked; the gate did not self latch unaided; a section of the deck was cracked; the life ring had deteriorated, did not have grab lines, and the rope was too short; the pool rules sign was not completely filled out; the pool operator of record information was not posted; the log book was not bound; there were chlorine sticks in the skimmer baskets; and, the disinfection equipment was not operating properly.

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**).

46) Order Type and Number: Consent Order 14-175-DW  
Order Date: September 25, 2014  
Respondent: **Silvana Oaks, LLC**  
Facility: Silvana Oaks Apartments  
Location: 8439 Dorchester Road  
Charleston, SC 29420  
Mailing Address: 74 Church Street  
Charleston, SC 29401  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-1188B  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Silvana Oaks, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 4, 2014, and July 7, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; the life ring did not



have a permanently attached rope; all of the “No Lifeguard on Duty—Swim At Your Own Risk” signs and the “Shallow Water—No Diving Allowed” signs were defective; the pool operator of record information was not posted; and, the chlorine level was not within the acceptable range of water quality standards.

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 eight hundred dollars (**\$800.00**).

47)	<u>Order Type and Number:</u>	Consent Order 14-176-DW
	<u>Order Date:</u>	September 25, 2014
	<u>Respondent:</u>	<b>MDO2 Fitness, LLC</b>
	<u>Facility:</u>	East Shore Athletic Club
	<u>Location:</u>	910 Johnnie Dodds Boulevard Mt. Pleasant, SC 29464
	<u>Mailing Address:</u>	677 Long Point Road Mt. Pleasant, SC 29464
	<u>County:</u>	Charleston
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	10-306-1 and 10-541-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: MDO2 Fitness, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool and a spa. On March 18, 2014, the pool and spa were inspected and a violation was issued for failure to properly operate and maintain; and on June 19, 2014, the pool and spa were inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing a rung; a ladder was missing treads; algae was present on the walls, floors, and decks of the pool and spa; the chlorine level was not within the acceptable range of water quality standards; the emergency telephone was not within two hundred feet of the pool; the bound and numbered log book was not maintained on a daily basis; there was no thermometer in the spa; and, the pool and spa were operating prior to receiving Department approval.

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 two thousand forty dollars (**\$2,040.00**).

48)	<u>Order Type and Number:</u>	Consent Order 14-177-DW
	<u>Order Date:</u>	September 25, 2014

<u>Respondent:</u>	<b>Bryton Pointe Properties, A Limited Partnership</b>
<u>Facility:</u>	The Mill at Broad River Apartments
<u>Location:</u>	100 Bryton Trace Columbia, SC 29210
<u>Mailing Address:</u>	3190 North East Expressway Atlanta, GA 30341
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	40-236-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Bryton Pointe Properties, A Limited Partnership (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing a bumper; the water line tiles were dirty; there were chlorine sticks in the skimmer baskets; the perimeter fencing was missing posts, and there were broken posts; the bathrooms did not have paper towels or soap; the drinking water fountain was not operating; a light in the pool wall was out of its niche, and there were exposed wires; the chlorine level was not within the acceptable range of water quality standards; the life ring did not have a permanently attached rope, and the grab rings were broken; the shepherd's crook was missing a bolt; the emergency telephone was not operating; there was no pool rules sign; only one "Shallow Water – No Diving Allowed" sign was posted; the pool operator of record information was not posted; the log book was not available for Department review; the disinfection equipment was not operating properly; the step edge stripe was not within one inch of the edge of the step; and, the return inlets were missing the eyeball fittings.

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.

49) <u>Order Type and Number:</u>	Consent Order 14-178-DW
<u>Order Date:</u>	September 25, 2014
<u>Respondent:</u>	<b>Crown Reef Resort, LLC</b>
<u>Facility:</u>	Crown Reef
<u>Location:</u>	2913 South Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None

Permit/ID Number: 26-K10-1 and 26-M30-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Crown Reef Resort, LLC (Respondent) owns and is responsible for the proper operation and maintenance of two spas. On January 9, 2014, and July 22, 2014, the spas were inspected and a violation was issued for failure to properly operate and maintain; and on June 19, 2014, the spas were inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: there were no depth marker tiles on the decks; there were chlorine sticks in the skimmer baskets; the emergency telephone was not operating properly; the chlorine and pH levels were not within the acceptable range of water quality standards; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; only one “Shallow Water – No Diving Allowed” sign was posted; the disinfection equipment was not operating properly; and, the spas were operating prior to receiving Department approval.

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 thousand, seven hundred sixty dollars (**\$4,760.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

50) Order Type and Number: Consent Order 14-179-DW  
Order Date: September 25, 2014  
Respondent: **Equity Acquisitions – Trademark, LLC**  
Facility: Hawthorne Suites  
Location: 48 McPrice Court  
Greenville, SC 29615  
Mailing Address: Same  
County: Greenville  
Previous Orders: None  
Permit/ID Number: 23-269-1 and 23-271-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Equity Acquisitions – Trademark, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool and a spa. On June 3, 2014, and July 15, 2014, the pool and spa were inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record; the life ring did not have a permanently attached rope; the

pool rules sign did not have all of the required rules; and, the current pool operator of record information was not posted.

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 one thousand, six hundred dollars (**\$1,600.00**).

51)	<u>Order Type and Number:</u>	Consent Order 14-180-DW
	<u>Order Date:</u>	September 25, 2014
	<u>Respondent:</u>	<b>Shri Suparshav, LLC</b>
	<u>Facility:</u>	Sleep Inn
	<u>Location:</u>	3043 Hiers Corner Road Walterboro, SC 29488
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Colleton
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	15-034-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Shri Suparshav, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 12, 2014, and July 29, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; the drinking water fountain was not operating; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not completely filled out; the life ring grab lines were frayed; all of the “Shallow Water – No Diving Allowed” and “ No Lifeguard On Duty – Swim At Your Own Risk” signs were cracked; the disinfection equipment was not operating properly; and, the bound and numbered log book was not maintained on a daily basis.

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 one thousand, six hundred dollars (**\$1,600.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

52)	<u>Order Type and Number:</u>	Consent Order 14-181-DW
	<u>Order Date:</u>	September 25, 2014
	<u>Respondent:</u>	<b>CF FWB Vintage, LLC</b>
	<u>Facility:</u>	Vintage Apartments
	<u>Location:</u>	25 Pelham Road Greenville, SC 29615
	<u>Mailing Address:</u>	Same

County: Greenville  
Previous Orders: None  
Permit/ID Number: 23-151-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: CF FWB Vintage, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 16, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were no depth marker tiles on the pool deck; the ladders were missing bumpers; the gate did not self close and latch; the pool rules sign did not have all of the required rules; all of the “No Lifeguard On Duty – Swim At Your Own Risk” signs and “Shallow Water – No Diving Allowed” signs were defective; the pool operator of record information was not posted; and, the log book was not properly bound.

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**).

53) Order Type and Number: Consent Order 14-185-DW  
Order Date: September 25, 2014  
Respondent: **Mid-America Apartment Communities, Inc.**  
Facility: Farmington Village  
Location: 2100 Farm Springs Road  
Summerville, SC 29483  
Mailing Address: Same  
County: Dorchester  
Previous Orders: None  
Permit/ID Number: 18-1033D  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Mid-America Apartment Communities, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On June 11, 2014, and July 21, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain. 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 cyanuric acid level was above the water quality standards acceptable limit; the gate did not self close and latch; the spa temperature was not being monitored; and, the bound and numbered log book was not maintained on a daily basis.

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 eight hundred dollars (**\$800.00**). The Respondent submitted a corrective action plan and corrected the deficiencies.

### Drinking Water Enforcement

54)     Order Type and Number:                     Consent Order 14-164-DW  
          Order Date:                                 September 25, 2014  
          Respondent:                                **J & M Re Ventures, LLC**  
          Facility:                                    Steve Cooper's Coop  
          Location:                                   1150 S. Carolina 274  
  Clover, SC 29710  
  
          Mailing Address:                         1985 Highway 321 North  
  Clover, SC 29710  
  
          County:                                     York  
          Previous Orders:                         None  
          Permit/ID Number:                     29572-WS  
          Violations Cited:                     S.C. Code Ann. Regs. 61-58.1.B(8)

Summary: J & M Re Ventures, LLC (Respondent) owns and is responsible for the construction of a public water system (PWS). On July 7, 2014, an inspection of the PWS revealed that the construction of the appurtenances associated with a new public supply well had been completed and a follow-up permit to construct had not been obtained from the Department. The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to obtain a follow-up permit to construct from the Department prior to the construction of the appurtenances associated with a new public supply well.

Action: The Respondent is required to: contact the Department to request an inspection to obtain written approval to operate the PWS and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). The civil penalty has been paid. The follow-up permit to construct was issued on September 30, 2014.

55)     Order Type and Number:                     Consent Order 14-168-DW  
          Order Date:                                 September 25, 2014  
          Respondent:                                **William E. Ryan, Individually and**  
  **d.b.a. Chantilly Homes**  
  
          Facility:                                    Chantilly Homes  
          Location:                                   242 Chantilly Road  
  Windsor, SC 29856  
  
          Mailing Address:                         507 Nickletop Road  
  Windsor, SC 29856  
  
          County:                                     Aiken  
          Previous Orders:                         None

Permit/ID Number: 29415-WS  
Violations Cited: S.C. Code Ann. Regs. 61-58.1.B(8)

Summary: William E. Ryan, Individually and d.b.a. Chantilly Homes (Respondent) owns and is responsible for the construction of a public water system (PWS). On July 21, 2014, an inspection of the PWS revealed that the construction of the appurtenances associated with a new public supply well had been completed and a follow-up permit to construct had not been obtained from the Department. The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to obtain a follow-up permit to construct from the Department prior to the construction of the appurtenances associated with a new public supply well.

Action: The Respondent is required to: contact the Department to request an inspection to obtain written approval to operate the PWS and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). The civil penalty has been paid. The follow-up permit to construct was issued on September 19, 2014.

56) Order Type and Number: Consent Order 14-182-DW  
Order Date: September 25, 2014  
Respondent: **Laurens Commission of Public Works**  
Facility: Laurens Commission of Public Works  
Location: 212 Church Street  
Laurens, SC 29360  
Mailing Address: P.O. Box 349  
Laurens, SC 29360  
County: Laurens  
Previous Orders: None  
Permit/ID Number: 3010001  
Violations Cited: S.C. Code Ann. Regs. 61-58.5.P(2)

Summary: Laurens Commission of Public Works (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On July 23, 2014, a violation was issued as a result of monitoring records received by the Department. The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total trihalomethanes.

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

57) Order Type and Number: Consent Order 14-183-DW  
Order Date: September 25, 2014  
Respondent: **Jenksville Water Company, Inc.**  
Facility: Jenksville Water Company  
Location: 12924 Highway 213  
Jenksville, SC 29065  
Mailing Address: Same  
County: Fairfield  
Previous Orders: 12-064-DW (\$14,000.00)  
Permit/ID Number: 2020001  
Violations Cited: S.C. Code Ann. Regs. 61-58.5.H(2)  
& (3)

Summary: Jenksville Water Company, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On August 5, 2014, a violation was issued as a result of review of monitoring records. 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 and gross alpha.

Action: The Respondent is required to: submit a corrective action plan to include proposed steps to address the MCL violations at the PWS 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.

58) Order Type and Number: Consent Order 14-184-DW  
Order Date: September 25, 2014  
Respondent: **Richard Deason, Individually and d.b.a. Richard Deason Mobile Home Park, also known as Agape Mobile Home Park**  
Facility: Richard Deason Mobile Home Park/Agape Mobile Home Park  
Location: Highway 702  
Saluda, SC 29138  
Mailing Address: P.O. Box 748  
Saluda, SC 29138  
County: Saluda  
Previous Orders: None  
Permit/ID Number: 4160011  
Violations Cited: S.C. Code Ann. Regs. 61-58.5.F

Summary: Richard Deason, Individually and d.b.a. Richard Deason Mobile Home Park, also known as Agape Mobile Home Park (Respondent) owns and is responsible for the proper operation and maintenance of a public water



system (PWS). On June 19, 2014, and August 21, 2014, violations were issued as a result of monitoring records received by the Department. 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 violations and a corrective action plan to include proposed steps to address those causes; and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should the Respondent fail to meet any requirement of the Order.

### **Water Pollution Enforcement**

59)	<u>Order Type and Number:</u>	Consent Order 14-033-W
	<u>Order Date:</u>	September 8, 2014
	<u>Respondent:</u>	<b>Town of Latta</b>
	<u>Facility:</u>	Town of Latta WWTF
	<u>Location:</u>	501 E. Academy Street Latta, S.C. 29565
	<u>Mailing Address:</u>	107 NW Railroad Ave. Latta, SC 29565
	<u>County:</u>	Dillon
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SC0025402
	<u>Violations Cited:</u>	S.C. Code Ann.§ 48-1-110(d) (Supp. 2013) and 24 S.C. Code Ann. Regs. 61-9.122.41(a)(1) (2011)

Summary: The Town of Latta (Respondent) owns and is responsible for the proper operation and maintenance of the Town of Latta Wastewater Treatment Facility (WWTF), which serves the residents and businesses of its designated service area located in Dillon County, South Carolina. On July 16, 2014, a violation was issued as a result of monitoring records received by the Department. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the permitted discharge limits for chronic toxicity (Toxicity).

Action: The Respondent is required to: submit a corrective action plan identifying the actions that have been implemented, or that will be implemented to prevent future Toxicity violations; initiate an accelerated series of toxicity tests for a period not to exceed one (1) year; if, at any time during the accelerated testing period, the effluent from the WWTF is in violation of Toxicity Permit limits, the Respondent will conduct a Toxicity Identification Evaluation/Toxicity Reduction Evaluation (TIE/TRE); submit a TIE/TRE plan in the event of the failure to meet Toxicity limits; and, pay a civil penalty in the amount of five

thousand, seven hundred dollars (**\$5,700.00**).

60) Order Type and Number: Consent Order 14-034-W  
Order Date: September 29, 2014  
Respondent: **Town of Norway**  
Facility: Town of Norway WWTF  
Location: Winchester Ave and Bragg Street  
Norway, SC 29113  
Mailing Address: P.O. Box 127  
Norway, SC 29113  
County: Orangeburg  
Previous Orders: 13-026-W (\$1,600.00)  
Permit/ID Number: SC0045993  
Violations Cited: S.C. Code Ann. § 48-1-110 (d)  
(Supp. 2013) and 24 S.C. Code Ann Regs. 61-9.122.21(d)(2)(2011)

Summary: The Town of Norway (Respondent) owns and is responsible for the proper operation and maintenance of the Town of Norway Wastewater Treatment Facility (WWTF) serving the residents and businesses within its respective service area in Norway, Orangeburg County, South Carolina. On April 14, 2014, a violation was issued as a result of a file review. The Respondent has violated the Pollution Control Act and the regulations governing Water Pollution Control Permits as follows: failed to submit an administratively complete application for permit renewal at least one hundred eighty (180) days prior to the date of permit expiration.

Action: The Respondent is required to: continue to operate the WWTF in accordance with the most recently issued National Pollutant Discharge Elimination System (NPDES) Permit until a new permit is re-issued and in effect; submit a complete application for NPDES Permit renewal; and, pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**), or submit to the Department documentation sufficient to allow a financial capability analysis to determine the Respondent's inability to pay a civil penalty.

61) Order Type and Number: Consent Order 14-035-W  
Order Date: September 29, 2014  
Respondent: **Anita, Inc.**  
Facility: Budget Inn Express  
Location: 5505 Highway 187  
Anderson, SC 29625  
Mailing Address: Same  
County: Anderson  
Previous Orders: None  
Permit/ID Number: SC0023311

Violations Cited: S.C. Code Ann. § 48-1-110 (d)  
(Supp. 2013) and 24 S.C. Code Ann Regs. 61-9.122.21(d)(2)(2011)

Summary: Anita, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of the wastewater treatment facility (WWTF) serving the patrons and customers of the Budget Inn Express in Anderson County, South Carolina. On April 7, 2014, a violation was issued as a result of a file review. The Respondent has violated the Pollution Control Act and the regulations governing Water Pollution Control Permits as follows: failed to submit an administratively complete application for renewal of its National Pollutant Discharge Elimination (NPDES) Permit at least one hundred eighty (180) days prior to permit expiration.

Action: The Respondent is required to: continue to operate the WWTF in accordance with the most recently issued NPDES Permit until a new permit is re-issued and in effect; and, pay a civil penalty in the amount of one thousand, four hundred dollars (**\$1,400.00**).

### **BUREAU OF AIR QUALITY**

62) Order Type and Number: Consent Order 14-025-A  
Order Date: September 11, 2014  
Respondent: **Marion Thames**  
Facility: Residential Property  
Location: 1088 Edisto Street  
Summerton, SC 29148  
Mailing Address: Same  
County: Clarendon  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.2,  
Prohibition of Open Burning

Summary: Mr. Marion Thames (Respondent) resides at 1088 Edisto Street in Summerton, South Carolina. On October 3, 2013, the Department conducted an investigation in response to a complaint of open burning. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the Regulation, 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 one hundred dollars (**\$100.00**).

63) Order Type and Number: Consent Order 14-026-A  
Order Date: September 2, 2014  
Respondent: **RockTenn CP LLC**  
Facility: RockTenn CP LLC  
Location: 7320 State Road S-21-642  
Florence, SC 29501  
Mailing Address: P.O. Box 100544  
Florence, SC 29501  
County: Florence  
Previous Orders: None  
Permit/ID Number: 1040-0003  
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.1,  
Section II, Permit Requirements

Summary: RockTenn CP LLC (Respondent) owns and operates a Kraft pulp and paperboard mill located in Florence, South Carolina. The Department issued Part 70 (Title V) Air Quality Operating Permit TV-1040-0003 to the Respondent, effective October 1, 2001. On October 21, 2013, during a review of the Respondent's semiannual report, the Department discovered potential hazardous air pollutant (HAP) emissions violations. The Respondent violated South Carolina Air Pollution Control Regulations and its Permit as follows: failed to reduce HAP emissions by 0.78 lb MeOH/OTDP on a 15-day rolling average.

Action: The Respondent is required to: complete an environmental project consisting of the enclosure of the strong waste ditch; submit a site-specific compliance demonstration plan for review and approval; conduct the approved demonstration to validate the wastewater system improvement; and, pay a civil penalty in the amount of thirty six thousand dollars (**\$36,000.00**).

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

64) Order Type and Number: Consent Order #2014-206-03-016  
Order Date: September 25, 2014  
Respondent: **RMS Management**  
Facility: Shoney's  
Location: 7335 Garners Ferry Road  
Columbia, S.C. 29209  
Mailing Address: 205 Liberty Street  
Sumter, S.C. 29150  
County: Richland  
Previous Orders: None  
Permit Number: 40-206-05625  
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter  
II, Section B.1.

Summary: RMS Management (Respondent) owns and operates Shoney's located in Columbia, South Carolina. The Department conducted routine inspections on February 21, 2013, and January 13, 2014. The Respondent violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: continue with established monitoring procedures for checking hot and cold holding temperatures on the buffet line and record these temperatures on a food temperature log; maintain proper holding temperatures of all potentially hazardous foods; operate and maintain the facility in accordance with all requirements of all applicable regulations; and, pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

65) <u>Order Type and Number:</u>	Consent Order #2014-206-01-007
<u>Order Date:</u>	September 25, 2014
<u>Respondent:</u>	<b>David Wells</b>
<u>Facility:</u>	Ingles Deli #239
<u>Location:</u>	1900 North Main Street Anderson, S.C. 29621
<u>Mailing Address:</u>	P.O. Box 6676 Asheville, N.C. 28816
<u>County:</u>	Anderson
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	04-206-02631
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1.

Summary: David Wells (Respondent) operates Ingles Deli #239 located in Anderson, South Carolina. The Department conducted routine inspections on February 4, 2013, and January 13, 2014. The Respondent violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking hot holding temperatures in all hot-holding cases and record these temperatures on a food temperature log; rapidly cool potentially hazardous foods, in accordance with Ingles established policy and all applicable regulations; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to complete the food protection manager certification program within the required timeframe.

66) Order Type and Number: Consent Order #2014-206-06-018  
Order Date: September 29, 2014  
Respondent: **Ju Chen**  
Facility: Great Wall Chinese Restaurant  
Location: 1049 North Fraser Street  
Georgetown, S.C. 29440  
Mailing address: Same  
County: Georgetown  
Previous Orders: None  
Permit Number: 22-206-05440  
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter  
V, Section A.1.a.-b.

Summary: Ju Chen (Respondent) owns and operates Great Wall Chinese Restaurant located in Georgetown, South Carolina. The Department conducted routine inspections on January 8, 2014, and March 27, 2014. The Respondent violated the South Carolina Retail Food Establishment Regulation as follows: failed to wash, rinse, and sanitize tableware, kitchenware, and food contact surfaces after each use.

Action: The Respondent is required to: follow the proper procedure to wash, rinse and sanitize all tableware, kitchenware, and food contact surfaces; operate and maintain the facility in accordance with all requirements of all applicable regulations; complete a food protection manager certification program; pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to complete the food protection manager certification program within the required timeframe.

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