

SUMMARY SHEET  
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
 September 7, 2023  
 Amended

\_\_\_\_\_ ACTION/DECISION

  X   INFORMATION

1. **TITLE:** Administrative and Consent Orders issued by the Office of Environmental Affairs.
2. **SUBJECT:** Administrative and Consent Orders issued by the Office of Environmental Affairs during the period July 1, 2023, through July 31, 2023.
3. **FACTS:** For the reporting period of July 1, 2023, through July 31, 2023, the Office of Environmental Affairs issued twenty-three (23) Consent Orders with total assessed civil penalties in the amount of one hundred twenty-five thousand, eight hundred eight dollars (\$125,808.00). Also, nine (9) Administrative Orders with total assessed civil penalties in the amount of eighty-eight thousand, ninety dollars (\$88,090.00) were reported during this period.

| Bureau and Program Area              | Administrative Orders | Assessed Penalties | Consent Orders | Assessed Penalties  |
|--------------------------------------|-----------------------|--------------------|----------------|---------------------|
| <b>Land and Waste Management</b>     |                       |                    |                |                     |
| UST Program                          | 4                     | \$88,090.00        | 2              | \$7,700.00          |
| Solid Waste                          | 0                     | 0                  | 0              | 0                   |
| Hazardous Waste                      | 0                     | 0                  | 3              | \$38,050.00         |
| Mining                               | 0                     | 0                  | 2              | \$2,000.00          |
| Radiological Health                  | 0                     | 0                  | 0              | 0                   |
| <b>SUBTOTAL</b>                      | <b>4</b>              | <b>\$88,090.00</b> | <b>7</b>       | <b>\$47,750.00</b>  |
| <b>Water</b>                         |                       |                    |                |                     |
| Recreational Water                   | 0                     | 0                  | 4              | \$2,840.00          |
| Drinking Water                       | 0                     | 0                  | 3              | \$7,100.00          |
| Water Pollution                      | 0                     | 0                  | 4              | \$17,218.00         |
| <b>SUBTOTAL</b>                      | <b>0</b>              | <b>0</b>           | <b>11</b>      | <b>\$27,158.00</b>  |
| <b>Air Quality</b>                   |                       |                    |                |                     |
| <b>SUBTOTAL</b>                      | <b>0</b>              | <b>0</b>           | <b>3</b>       | <b>\$38,400.00</b>  |
| <b>Environmental Health Services</b> |                       |                    |                |                     |
| Onsite Wastewater                    | 5                     | \$0                | 2              | \$12,500.00         |
| <b>SUBTOTAL</b>                      | <b>5</b>              | <b>\$0</b>         | <b>2</b>       | <b>\$12,500.00</b>  |
| <b>OCRM</b>                          |                       |                    |                |                     |
| <b>SUBTOTAL</b>                      | <b>0</b>              | <b>0</b>           | <b>0</b>       | <b>0</b>            |
| <b>TOTAL</b>                         | <b>9</b>              | <b>\$88,090.00</b> | <b>23</b>      | <b>\$125,808.00</b> |

Submitted by:

Myra C. Reece  
 Myra C. Reece  
 Director of Environmental Affairs

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
September 7, 2023**

**BUREAU OF LAND AND WASTE MANAGEMENT**

**Underground Storage Tank Enforcement**

- 1)     Order Type and Number:             Administrative Order 23-01-NPP  
       Order Date:                         May 12, 2023  
       Individual/Entity:                 **Grissom-Johnson, LLC**  
       Facility:                             Formerly Crafty's Auto Salvage  
       Location:                             300 Robert M Grissom Parkway  
   Myrtle Beach, SC 29577  
       Mailing Address:                   712 Charter Lane  
   Lexington, SC 29072  
  
       County:                             Horry  
       Previous Orders:                   None  
       Permit/ID Number:                 03467  
       Violations Cited:                 The South Carolina Pollution Control Act  
   (PCA), S.C. code Ann. § 48-1-50(6), (20), and (21).

Summary: Grissom-Johnson, LLC (Individual/Entity) owns a former auto salvage site in Horry County, South Carolina. On August 16, 2021, the Department conducted a file review of the site and sent a letter requesting the submission of a Site-Specific Work Plan (SSWP) to delineate soil contamination at the site. The Individual/Entity has violated the Pollution Control Act, as follows: failed to conduct studies, investigations, and research with respect to pollution abatement, control or prevention; failed to conduct investigations of conditions in the air or waters of the State to determine whether or not standards are being contravened and the origin of materials which are causing the pollution condition; and failed to establish the cause, extent and origin of damages from waste including damages to the fish, waterfowl, and other aquatic animals and public property which result from the discharge of waste to the waters of the State.

Action: The Individual/Entity shall: submit a SSWP to collect and analyze soil samples from the Site by August 4, 2023; and within sixty (60) days of the Department's approval of the SSWP, submit soil sample results to the Department. The Department has assessed a total civil penalty in the amount of two thousand, seven hundred fifty dollars (\$2,750.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand, seven hundred fifty dollars (**\$2,750.00**) by August 21, 2023.

Update: None.

2) Order Type and Number: Administrative Order 23-0049-UST  
Order Date: June 21, 2023  
Individual/Entity: **John J. Norman**  
Facility: Mount Carmel Body & Auto  
Location: 3728 SC-81  
Mount Carmel, SC 29835-0266  
Mailing Address: 816 Haigler Street  
Abbeville, SC 29620  
County: McCormick  
Previous Orders: None  
Permit/ID Number: 06404  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018) and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.93(a), 280.110(c), 280.243(b) (2012 & Supp 2022), and § 44-2-60(A) (2018).

Summary: John J. Norman (Individual/Entity) owns underground storage tanks (USTs) in McCormick County, South Carolina. Based on a routine file review, the Department issued a New Owner Notice of Alleged Violation on January 20, 2023. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to demonstrate financial responsibility for an UST system; failed to submit evidence of financial assurance to the Department upon request; failed to properly train and designate a Class A/B operator for the Facility; and failed to pay annual tank registration fees and associated late fees.

Action: The Individual/Entity is required to submit: a completed Certificate of Financial Responsibility form and evidence of financial assurance; proof a Class A/B operator has been trained and designated for the Facility; and payment of annual tank registration fees and associated late fees for fiscal years 2019 through 2023 in the amount of three thousand, one hundred forty-six dollars (\$3,146.00) by August 27, 2023. The Department has assessed a total civil penalty in the amount of thirty-one thousand, six hundred dollars (\$31,600.00). The Individual/Entity shall pay a civil penalty in the amount of thirty-one thousand, six hundred dollars (**\$31,600.00**) by August 27, 2023.

Update: None.

3) Order Type and Number: Administrative Order 23-0096-UST  
Order Date: July 3, 2023  
Individual/Entity: **Robert M. Askins**  
Facility: Blvd Service Station  
Location: 120 South Ron McNair Boulevard  
Lake City, SC 29560  
Mailing Address: P.O. Box 969

Lake City, SC 29560

County: Florence  
Previous Orders: None  
Permit/ID Number: 03492  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq.; and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.65 (2012 & Supp 2022).

Summary: Robert M. Askins (Individual/Entity) owned an underground storage tank (UST) in Florence County, South Carolina. Based on a file review conducted on January 31, 2023, the Department issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act, and the South Carolina Underground Storage Tank Regulation as follows: failed to comply with the requirements for the investigation of soil and groundwater cleanup as directed by the Department.

Action: The Individual/Entity is required to submit an Owner/Operator Contractor Selection Form and a Site-Specific Work Plan by September 7, 2023. The Department has assessed a total civil penalty in the amount of three thousand dollars (\$3,000.00). The Individual/Entity is required to pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**) by September 7, 2023.

Update: None.

4) Order Type and Number: Administrative Order 23-0063-UST  
Order Date: July 12, 2023  
Individual/Entity: **Brian E. Small**  
Facility: S and S Village Mart  
Location: 1516 Springdale Road  
Lancaster, SC 29720  
Mailing Address: 4232 Madison Lane  
Lancaster, SC 29720  
County: Lancaster  
Previous Orders: None  
Permit/ID Number: 05566  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018) and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.22(b), 280.34(c), 280.35(a)(1), 280.35(a)(2), 280.36(a)(1)(i), 280.36(a)(1)(ii), 280.40(a), 280.40(a)(3), 280.41(b)(1)(i)(B), 280.43(d), 280.44(a), 280.45(b)(1), 280.93(a), 281.110 (c), 280.242, 280.242(b)(3), 280.242(b)(4), 280.243(b), 280.243(c), 280.245 (2012 & Supp 2022), and § 44-2-60(A) (2018).

Summary: Brian E. Small (Individual/Entity) owns an underground storage tank

(UST) in Lancaster County, South Carolina. Based on a routine file review, the Department issued a New Owner Notice of Alleged Violation on February 3, 2023. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to demonstrate financial responsibility for an UST system; failed to submit evidence of financial assurance to the Department upon request; failed to pay annual tank registration fees and associated late fees; failed to provide either the most recent ten (10) of twelve (12) months of Automatic Tank Gauge (ATG) records for both compartments of the UST or tank tightness test results for both compartments of the UST; failed to provide passing results for the line tightness test for both compartments of the UST; failed to provide spill bucket integrity test results for all spill buckets; failed to provide overfill prevention equipment operability test results for all overfill prevention equipment; failed to provide release detection operability test results for both compartments of the UST; failed to provide line leak detector function check test results for both compartments of the UST; failed to provide a list of Class C operators trained and designated for the Facility; failed to provide proof that a Class A/B operator has been trained and designated for the Facility; and failed to provide proof that a Class A/B operator log had been initiated and was being properly maintained.

Action: The Individual/Entity is required to submit: a completed Certificate of Financial Responsibility form and evidence of financial assurance; payment of ATRFs and associated late fees for fiscal years 2019 through 2023 in the amount of one thousand, five hundred, seventy-three dollars (\$1,573.00); a completed Notification of Ownership Change for Underground Storage Tanks form; either ten (10) of the most recent twelve (12) months of ATG records for both compartments of the UST with the most recent two (2) months passing or tank tightness test results for both compartments of the UST; a current passing ATG record for both compartments of the UST as proof that a valid release detection method is in place; line tightness test for both compartments of the UST; spill bucket integrity test results for all spill buckets at the Facility; overfill prevention equipment operability test results for all overfill devices at the Facility; release detection operability test results for both compartments of the UST; line leak detector function check test results for both compartments of the UST; a list of all Class C operators trained and designated for the facility; proof that a Class A/B operator has been trained and designated for your facility; proof that an annual and monthly walkthrough log is being maintained. The Department has assessed a total civil penalty in the amount of fifty thousand, seven hundred forty dollars (\$50,740.00). The Individual/Entity shall pay a civil penalty in the amount of fifty thousand, seven hundred forty dollars (\$50,740.00) by August 26, 2023.

Update: None.

|                                  |                           |
|----------------------------------|---------------------------|
| 5) <u>Order Type and Number:</u> | Consent Order 23-0147-UST |
| <u>Order Date:</u>               | July 27, 2023             |
| <u>Individual/Entity:</u>        | <b>Pramukh BL, LLC</b>    |
| <u>Facility:</u>                 | <b>Pic N Pay #1</b>       |
| <u>Location:</u>                 | 1012 Highway 38 North     |

Mailing Address: Bennettsville, SC 29512  
134 Joyce Drive  
Bennettsville, SC 29512

County: Marlboro

Previous Orders: None

Permit/ID Number: 18160

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code Ann. §§ 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(c)(1)(ii) (2012 and Supp. 2022).

Summary: Pramukh BL, LLC (Individual/Entity) owns underground storage tanks (USTs) in Marlboro County, South Carolina. On May 22, 2023, the Department conducted a file review of the facility and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and South Carolina Underground Storage Tank Control Regulation as follows: failed to notify the Department of ownership change within thirty (30) days of acquisition of a regulated UST system on an approved form.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a total civil penalty in the amount of five hundred dollars (**\$500.00**) by September 10, 2023.

Update: The Department received the civil penalty payment on July 24, 2023. The Order is closed.

6) Order Type and Number: Consent Order 23-0116-UST

Order Date: July 27, 2023

Individual/Entity: **Murphy Oil USA, Inc.**

Facility: Murphy Express 8903

Location: 4404 Augusta Road  
Lexington, SC 29073

Mailing Address: P.O. Box 7300  
El Dorado, Arkansas 71731

County: Lexington

Previous Orders: None

Permit/ID Number: 20034

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(c)(1)(ii) (2012 & Supp. 2022).

Summary: Murphy Oil USA, Inc. (Individual/Entity) owns underground storage

tanks (USTs) in Lexington County, South Carolina. Based on a routine inspection conducted on May 17, 2023, the Department issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain overfill prevention equipment of an underground storage tank system.

Action: The Individual/Entity corrected all violations prior to issuance of the Order. The Department has assessed a total civil penalty in the amount of seven thousand, two hundred dollars (\$7,200.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand, two hundred dollars (**\$7,200.00**) by September 10, 2023.

Update: The Department received the civil penalty payment in the amount of seven thousand, two hundred dollars (\$7,200.00) on July 10, 2023. The Order is closed.

### **Hazardous Waste Enforcement**

7) Order Type and Number: Consent Order 23-18-HW  
Order Date: July 12, 2023  
Individual/Entity: **OMNOVA Solutions, Inc.**  
Facility: OMNOVA Solutions, Inc.  
Location: 1455 J. A. Cochran Bypass  
Chester, SC 29706  
Mailing Address: Same  
County: Chester  
Previous Orders: None  
Permit/ID Number: SCD 003 164 662  
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021).

Summary: OMNOVA Solutions, Inc. (Individual/Entity) is a manufacturer of specialty chemicals including bonding adhesives for tapes, labels, and packaging at located in Chester County, South Carolina. The Department conducted an inspection at the facility on February 9, 2023. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations, as follows: failed to make accurate hazardous waste determinations; failed to mark or label its containers with an indication of the hazards of the contents; failed to immediately transfer hazardous waste from a container holding hazardous waste that was not in good condition; failed to ensure personnel took part in a hazardous waste training program and were trained within six (6) months from the date of hire; failed to ensure personnel took part in an annual review of the initial training; failed to describe in the Contingency Plan, the arrangements agreed to with emergency responders; failed to

update their quick reference guide; and accumulated universal waste for longer than one (1) year from the date the universal waste was generated.

Action: The Individual/Entity corrected all violations prior to issuance of the Order. The Department has assessed a total civil penalty in the amount of twelve thousand fifty dollars (\$12,050.00). The Individual/Entity shall pay a civil penalty in the amount of twelve thousand, fifty dollars (**\$12,050.00**) by August 11, 2023.

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

8) Order Type and Number: Consent Order 23-20-HW  
Order Date: July 21, 2023  
Individual/Entity: **VALTIR, LLC**  
Facility: VALTIR, LLC  
Location: 600 Prosperity Drive  
Orangeburg, SC 29115  
Mailing Address: Same  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: SCR 000 763 045  
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021), the South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. § 44-96-10 (2018), and the South Carolina Solid Waste Management: Used Oil Regulations, 8 S.C. Code Ann. Regs. 61-107.279 (2012 and Supp. 2021).

Summary: VALTIR, LLC (Individual/Entity), is a manufacturer of highway safety products located in Orangeburg County, South Carolina. The Department conducted an inspection at the facility on April 19, 2023. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations, and the South Carolina Solid Waste Policy and Management Act and the South Carolina Solid Waste Management: Used Oil Regulations as follows: failed to have containers holding hazardous waste closed during accumulation, except when it is necessary to add or remove waste; failed to mark or label containers with the words "Hazardous Waste," an indication of the hazards of the contents, and the date upon which each period of accumulation begins clearly visible for inspection on each container; failed to ensure facility personnel successfully complete a program of classroom instruction, online training, or on-the-job training that teaches them to perform their duties in a way that ensures compliance; failed to ensure that facility personnel successfully complete the program required within six (6) months after the date of their employment or assignment to the facility, or to a new position at the facility, whichever is later, and failed to ensure facility personnel take part in an annual review of the initial training; failed to maintain documents or records at the facility which describe the job



title for each position at the facility related to hazardous waste management, and the name of the employee filling each job, a written job description for each position, a written description of the type and amount of both introductory and continuing training that would be given to each person filling a position, and records that document that the training or job experience required has been given to, and completed by facility personnel; failed to clean up any hazardous waste discharge that occurred during generation, processing, or storage; failed to attempt to make arrangements with the local police department, fire department, other emergency response teams, emergency response contractors, equipment suppliers, and local hospitals, taking into account the types and quantities of hazardous wastes handled at the facility; failed to update their quick reference guide whenever the contingency plan was amended and submit these documents to the local emergency responders, or as appropriate, to the Local Emergency Planning Committee; failed to have a quick reference guide of the contingency plan that included a map of the facility showing where hazardous wastes are generated, accumulated, and treated and routes for accessing these wastes, the identification of on-site notification systems, and the name of the emergency coordinator(s) and twenty-four (24) hour, seven (7) days-a-week emergency telephone number(s) or, in the case of a facility where an emergency coordinator is continuously on duty, the emergency telephone number for the emergency coordinator; failed to review, and immediately amend the contingency plan whenever the list of emergency coordinators changed; failed to ensure that containers and aboveground tanks used to store used oil at the facility were closed to prevent spillage or contamination from precipitation; and failed to ensure that containers and aboveground tanks used to store used oil at the facility were labeled or marked clearly with the words "Used Oil."

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of thirteen thousand dollars (\$13,000.00). The Individual/Entity shall pay a civil penalty in the amount of thirteen thousand dollars (**\$13,000.00**) by September 19, 2023.

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

9) Order Type and Number: Consent Order 23-19-HW  
Order Date: July 31, 2023  
Individual/Entity: **Kyocera AVX Components**  
Facility: KYOCERA AVX COMPONENTS  
Location: 2220 AVX Drive  
Myrtle Beach, SC 29577  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: SCD 062 690 557  
Violations Cited: The South Carolina Hazardous Waste  
Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South

Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021).

Summary: Kyocera AVX Components (Individual/Entity) is a manufacturer of ceramic capacitors for use in the medical, military, and aerospace industries at its facility located at Horry County, South Carolina. The Department conducted an inspection at the facility on March 22, 2023. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations, as follows: failed to use a container made of or lined with materials that will not react with, and are otherwise compatible with, the hazardous waste to be accumulated, so that the ability of the container to contain the waste is not impaired; failed to mark or label its containers with an indication of the hazards of the contents; failed to mark or label containers with the words “Hazardous Waste,” an indication of the hazards of the contents, and the date upon which each period of accumulation begins clearly visible for inspection on each container; failed to describe and/or include in the Contingency Plan, a list of all emergency equipment at the facility, and where this equipment is required; failed to submit the a copy of the contingency plan and all revisions, and a quick reference guide of the contingency plan to all local emergency responders; failed to have a quick reference guide of the contingency plan that included a map of the facility showing where hazardous wastes are generated, accumulated, and treated and routes for accessing these wastes.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of thirteen thousand dollars (\$13,000.00). The Individual/Entity shall pay a civil penalty in the amount of thirteen thousand dollars (**\$13,000.00**) by August 31, 2023.

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

### **Mining Enforcement**

|                                   |   |
|-----------------------------------|---|
| 10) <u>Order Type and Number:</u> | Consent Order 23-01-MSWM                          |
| <u>Order Date:</u>                | July 19, 2023                                     |
| <u>Individual/Entity:</u>         | <b>Rock Creek Irrigation and Landscaping, LLC</b> |
| <u>Facility:</u>                  | Rock Creek Pit                                    |
| <u>Location:</u>                  | 691 Dixie Clay Road<br>Beech Island, SC 29842     |
| <u>Mailing Address:</u>           | 215 Teal Court<br>Aiken, SC 29803                 |
| <u>County:</u>                    | Aiken   |
| <u>Previous Orders:</u>           | None  |
| <u>Permit/ID Number:</u>          | N/A   |

Violations Cited: South Carolina Mining Act (2008 & Supp. 2015), the Mining Regulation, Section 20 (Supp. 2012) (Regulation), 340(B) and 210.

Summary: Rock Creek Irrigation and Landscaping, LLC (Individual/Entity), owns and operates a mine in Aiken County, South Carolina. On January 26, 2022, the Department conducted an inspection in response to a complaint. The Individual/Entity has violated the South Carolina Mining Act and the Mining Regulation as follows: failed to obtain a permit from the Department prior to engaging in mining activities.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**) by September 4, 2023.

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

11) Order Type and Number: Consent Order 23-06-MSWM  
Order Date: July 19, 2023  
Individual/Entity: DHK Development, LLC  
Facility: DHK 1 Rogers Road  
Location: TMS # 167-00-01-028  
Mailing Address: P.O. Box 540  
Darlington, SC 29540  
County: Darlington  
Previous Orders: None  
Permit/ID Number: GP1-002173  
Violations Cited: The South Carolina Mining Act, S.C. code Ann. § 48-20-10 et seq. (2008 & Supp. 2018); South Carolina Mining Regulation (2012) R.89-20; and Permit GP1-002173, B.1., B.2., B.5., and B.8.

Summary: DHK Development (Individual/Entity) owns and operates DHK 1 Rogers Road Mine in Darlington County, South Carolina. The Department conducted an inspection on November 10, 2022. The Individual/Entity violated the South Carolina Mining Act, the Mining Regulations, and the Permit, as follows: failed to obtain a mining permit which covers the affected land prior to engaging in mining; failed to disturb an area no greater than five (5) acres to a maximum depth of twenty (20) feet without applying for an Individual Mine Permit; failed to conduct processing of materials only to screen to remove roots from topsoil; and failed to mine the pit on a slope not steeper than 3:1 or maintain vertical highwalls to a height not greater than ten (10) feet.

Action: The Individual/Entity shall: submit a completed Individual Mine Operating Permit by September 5, 2023, and within fifteen (15) days of receiving written comments or deficiencies, make the appropriate corrections and resubmit to the Department for further review. The Department has assessed a total civil penalty in the

amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**) by September 5, 2023.

Update: The Individual/Entity has paid the civil penalty.

## **BUREAU OF WATER**

### **Recreational Waters Enforcement**

|     |                               |  |
|-----|-------------------------------|--|
| 12) | <u>Order Type and Number:</u> | Consent Order 23-016-RW                  |
|     | <u>Order Date:</u>            | July 17, 2023                            |
|     | <u>Individual/Entity:</u>     | <b>UMANG Properties, LLC</b>             |
|     | <u>Facility:</u>              | Country Inn & Suites                     |
|     | <u>Location:</u>              | 731 Citadel Road<br>Orangeburg, SC 29118 |
|     | <u>Mailing Address:</u>       | P.O. Box 1127<br>Laramie, WY 82073       |
|     | <u>County:</u>                | Orangeburg                               |
|     | <u>Previous Orders:</u>       | None                                     |
|     | <u>Permit/ID Number:</u>      | 38-1008B                                 |
|     | <u>Violations Cited:</u>      | S.C. Code Ann. Regs. 61-51(J)            |

Summary: UMANG Properties, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Orangeburg County, South Carolina. The Department conducted inspections on June 5, 2023, and July 10, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmers were missing weirs; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring did not have a permanently attached rope; there was debris in the skimmer baskets; and the pool equipment room was not locked.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**) by August 2, 2023.

Update: The civil penalty has been paid and the Consent Order is closed.

|     |                               |                         |
|-----|-------------------------------|-------------------------|
| 13) | <u>Order Type and Number:</u> | Consent Order 23-017-RW |
|     | <u>Order Date:</u>            | July 27, 2023           |
|     | <u>Individual/Entity:</u>     | <b>Sea Breeze, LLC</b>  |
|     | <u>Facility:</u>              | Tahitian Princess       |
|     | <u>Location:</u>              | 3300 S Ocean Boulevard  |

|                          |  |
|--------------------------|--|
| <u>Mailing Address:</u>  | North Myrtle Beach, SC 29582                   |
| <u>County:</u>           | Same   |
| <u>Previous Orders:</u>  | Horry  |
| <u>Permit/ID Number:</u> | None   |
| <u>Violations Cited:</u> | 26-1292B, 26-1293C, & 26-1294D                 |
|                          | S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c) |

Summary: Sea Breeze, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool, kiddie pool, and spa located in Horry County, South Carolina. The Department conducted inspections on June 1, 2022, June 17, 2022, July 5, 2022, and August 8, 2022, and violations were issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool floors were dirty; the deck was dirty; the drinking water fountain was not operating; 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; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; the bound and numbered log book was not available for review on the second inspection; the waterline tiles were dirty; there was debris in the skimmer baskets; the water level was too low; the main drain grates were broken; the depth marker tiles on the deck were broken; the pool equipment room was unlocked; there were chlorine pucks in the skimmer baskets; the pool operator of record information was not legible; and the pool and spa were operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand forty dollars (\$1,040.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand forty dollars (**\$1,040.00**) by August 8, 2023.

Update: The civil penalty has been paid and the Consent Order is closed.

|                                   |  |
|-----------------------------------|--|
| 14) <u>Order Type and Number:</u> | Consent Order 23-018-RW                              |
| <u>Order Date:</u>                | July 27, 2023  |
| <u>Individual/Entity:</u>         | <b>Shiv of NMB, LLC</b>                              |
| <u>Facility:</u>                  | Grande Beach Resort                                  |
| <u>Location:</u>                  | 2101 South Ocean Boulevard<br>Myrtle Beach, SC 29577 |
| <u>Mailing Address:</u>           | Same   |
| <u>County:</u>                    | Horry  |
| <u>Previous Orders:</u>           | None   |
| <u>Permit/ID Number:</u>          | 26-G22-1, 26-883-1, & 26-884-1                       |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)       |

Summary: Shiv of NMB, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of an indoor pool, outdoor pool, and an outdoor kiddie pool located in Horry County, South Carolina. The Department conducted inspections on July 27, 2022, July 29, 2022, and August 1, 2022, and violations were issued for failure to properly operate and maintain, and for re-opening the kiddie pool prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the water level was too low; the chlorine and pH levels were not within the acceptable range of water quality standards; the main drain grates were not visible due to cloudy water; the bound and numbered log book was not maintained on a daily basis; the pool operator of record information was not posted to the public; the main drain grates were not in place; a ladder was not tight and secure; a ladder was missing bumpers; a ladder was missing rungs; a ladder was missing non-slip tread inserts; the steps and step edge stripes were painted over with slippery paint; the pool deck was not clear of hazards; the deck drains were broken; skimmers were missing weirs; the gate did not self-close and latch; there was standing water on the deck; the pool rules sign was not completely filled out; only one “Shallow Water – No Diving Allowed” sign was posted, the sign posted did not have the correct wording, and the letters were not the correct size; a light in the pool wall was out of its niche; and the kiddie pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four hundred forty dollars (\$440.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred forty dollars (\$440.00) by August 8, 2023.

Update: The civil penalty has been paid and the Consent Order is closed.

|                                   |   |
|-----------------------------------|---|
| 15) <u>Order Type and Number:</u> | Consent Order 23-019-RW                                   |
| <u>Order Date:</u>                | July 27, 2023   |
| <u>Individual/Entity:</u>         | <b>AB Apartments SPE, LLC</b>                             |
| <u>Facility:</u>                  | Atlantic on the Boulevard                                 |
| <u>Location:</u>                  | 2155 Morris Baker Boulevard<br>North Charleston, SC 29406 |
| <u>Mailing Address:</u>           | 15 West South Temple<br>Salt Lake City, UT 84101          |
| <u>County:</u>                    | Charleston  |
| <u>Previous Orders:</u>           | None  |
| <u>Permit/ID Number:</u>          | 10-1341B  |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-51(J)                             |

Summary: AB Apartments SPE, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on May 26, 2023, and July 7, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity

has violated the Public Swimming Pools Regulation as follows: a floor skimmer was in the pool while the pool was open to the public; the chlorine level was not within the acceptable range of water quality standards; the life ring rope was deteriorated; the bound and numbered log book was not maintained on a daily basis; a ladder was missing bumpers; the main drain grates were not visible due to cloudy water; and there were chlorine pucks in the skimmer baskets.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**) by August 16, 2023.

Update: The civil penalty has been paid and the Consent Order is closed.

### **Drinking Water Enforcement**

|                                   |  |
|-----------------------------------|--|
| 16) <u>Order Type and Number:</u> | Consent Order 23-016-DW  |
| <u>Order Date:</u>                | July 14, 2023  |
| <u>Individual/Entity:</u>         | <b>The Middleton Place Registered National Historic Landmark, Inc.</b> |
| <u>Facility:</u>                  | Middleton Place  |
| <u>Location:</u>                  | 4300 Ashley River Road<br>Charleston, SC 29414                         |
| <u>Mailing Address:</u>           | 4290 Ashley River Road<br>Charleston, SC 29414                         |
| <u>County:</u>                    | Dorchester   |
| <u>Previous Orders:</u>           | None   |
| <u>Permit/ID Number:</u>          | 1870902  |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-58.17.K(1)                                     |

Summary: The Middleton Place Registered National Historic Landmark, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Dorchester County, South Carolina. On May 30, 2023, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the PWS tested present for total coliform and E. coli, which resulted in a violation of the maximum contaminant level for E. coli.

Action: The Individual/Entity is required to: submit an investigative report and a corrective action plan with a schedule to address the causes of the total coliform and E. coli present results at the PWS by September 14, 2023. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

Update: None.

17) Order Type and Number: Consent Order 23-017-DW  
Order Date: July 31, 2023  
Individual/Entity: **Adnah Hills MHP, LP**  
Facility: Adnah Hills Mobile Home Park  
Location: 102 Adnah Hills Avenue  
Rock Hill, SC 29732  
Mailing Address: 3374 Shore Parkway Suite 2C  
Brooklyn, NY 11235  
County: York  
Previous Orders: None  
Permit/ID Number: 4660115  
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Adnah Hills MHP, LP (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in York County, South Carolina. The Department conducted an inspection on April 25, 2023, and the PWS was rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: there was a crack in the cement pad at Well 1; the pressure gauge at Well 1 was not attached to the wellhead; the chemical barrels in the well house at Well 1 did not have secondary containment; there was a leak in the well house at Well 1; the electrical box at Well 2 did not have a cover; the spigot leading to the distribution system at Well 2 was leaking; chlorine and pressure readings were not taken daily from Well 1 and Well 2; there have been water line breaks resulting in possible drops in water pressure; the system's valves were not routinely exercised; the valve maintenance program was not updated and did not include records for inspecting, exercising, and maintaining all of the system's valves; daily flow meter logs were not correctly labeled with the current month and year; there was a broken pipe at the storage tank and the pressure gauge was broken; and there was an unpermitted well discovered during the inspection that was operational and on-line.

Action: The Individual/Entity is required to: correct the deficiencies at Well 1 and Well 2 and submit updated monthly well operation log sheets for June 2023 and July 2023 by August 1, 2023; inspect all of the system's valves, repair or replace any inoperable or inadequate valves, record any maintenance performed on the valves and submit a completed Valve Operation Worksheet and Valve Maintenance Worksheet by November 15, 2023; and provide for a SC professional engineer to complete an evaluation of the PWS and submit a corrective action plan and schedule based upon the findings from the evaluation by November 15, 2023. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**) by August 1,



2023, and pay a stipulated penalty in the amount of two thousand dollars (\$2,000.00) should any requirement of the Order not be met.

Update: The civil penalty has been paid. The Individual/Entity has corrected the deficiencies at Well 1 and Well 2 and submitted the monthly well operation log sheets.

|                                   |   |
|-----------------------------------|---|
| 18) <u>Order Type and Number:</u> | Consent Order 23-018-DW                 |
| <u>Order Date:</u>                | July 31, 2023                           |
| <u>Individual/Entity:</u>         | <b>Calhoun County Municipal Water</b>   |
| <u>Facility:</u>                  | Upper Calhoun–Belleville & Sandy Run    |
| <u>Location:</u>                  | 1722 Old State Road<br>Gaston, SC 29053 |
| <u>Mailing Address:</u>           | Same                                    |
| <u>County:</u>                    | Calhoun                                 |
| <u>Previous Orders:</u>           | None                                    |
| <u>Permit/ID Number:</u>          | 0920001 & 0920002                       |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-58.7.D.2        |

Summary: Calhoun County Municipal Water (Individual/Entity) owns and is responsible for the proper operation and maintenance of two public water systems (PWSs) located in Calhoun County, South Carolina. The Department conducted inspections of the PWSs on June 12, 2023, and they were rated unsatisfactory for failure to provide daily monitoring of the groundwater treatment plants by an operator of the appropriate grade. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: failed to provide an operator of the appropriate grade for monitoring the two groundwater treatment plants daily to ensure proper operation.

Action: The Individual/Entity is required to: submit to the Department for review and approval a standard operating procedure that the Individual/Entity will implement to ensure that an operator of the appropriate grade is available to monitor the groundwater treatment plants daily by August 30, 2023. The Department has assessed a total civil penalty in the amount of five thousand one hundred dollars (\$5,100.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand one hundred dollars (**\$5,100.00**) by August 30, 2023.

Update: The Individual/Entity has contracted an operator of the appropriate grade for daily visits and submitted a standard operating procedure that was approved by the Department. The civil penalty has been paid.

### Water Pollution Enforcement

- 19) Order Type and Number: Consent Order 23-031-W  
Order Date: July 3, 2023  
Individual/Entity: **Stephen Holt**  
Facility: Giant Cement Company  
Location: 654 Judges Street  
Harleyville, SC 29448  
Mailing Address: P.O. Box 218  
Harleyville, SC  
County: Dorchester  
Previous Orders: 22-009-W (\$4,480.00);  
22-053-W (\$4,300.00);  
18-019-W (\$6,000.00)  
Permit/ID Number: NPDES Permit #SC0022667  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) and Water Pollution Control Permits Regulation, S.C. Code Ann Regs. 61-9.122.41(a), and SC0022667

Summary: Giant Cement Company (Individual/Entity) owns and is responsible for the proper operation and maintenance of outfalls for quarry dewatering in Dorchester County, South Carolina. The Individual/Entity reported violations of Biochemical Oxygen Demand (BOD) on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follows: failed to comply with the BOD effluent limitations of NPDES permit SC0022667.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by August 3, 2023; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of two thousand five hundred fifty dollars (\$2,550.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand five hundred fifty dollars (**\$2,550.00**) by August 3, 2023.

Update: The written notification for completion of corrected actions has been submitted and the civil penalty has been paid.

- 20) Order Type and Number: Consent Order 23-032-W

Order Date: July 12, 2023  
Individual/Entity: **Milliken & Company Enterprise Plant**  
Facility: Enterprises Plant WWTF  
Location: US Highway 288  
Marietta, SC 29661  
Mailing Address: P.O. Box 1926 M-482  
Spartanburg, SC 29080  
County: Greenville  
Previous Orders: None  
Permit/ID Number: SC0003191  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.41(a)

Summary: Milliken & Company Enterprise Plant (Individual/Entity) owns and is responsible for a wastewater treatment facility (WWTF) located in Greenville County, South Carolina. The Individual/Entity reported violations of Escherichia coli (E.coli) and chronic toxicity (CTOX) on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation, as follows: failed to comply with the permitted effluent limitations for E.coli and CTOX.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the effluent violations by August 11, 2023; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of four thousand, eight hundred dollars (\$4,800.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand, eight hundred dollars (**\$4,800.00**) by August 11, 2023.

Update: The written notification for completion of corrected actions has been submitted and the civil penalty has been paid.

21) Order Type and Number: Consent Order 23-033-W  
Order Date: July 12, 2023  
Individual/Entity: **Town of Lynchburg**  
Facility: Town of Lynchburg WWTF  
Location: US Highway 76  
Lynchburg, SC 29080  
Mailing Address: P.O. Box 147  
Lynchburg, SC 29080  
County: Lee  
Previous Orders: 18-038-W (\$4,480.00)  
Permit/ID Number: SC0042676

Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.41(a)

Summary: Town of Lynchburg (Individual/Entity) owns and is responsible for a wastewater treatment facility (WWTF) located in Lee County, South Carolina. The Individual/Entity reported violations of biochemical oxygen demand (BOD), on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation, as follows: failed to comply with the permitted effluent limitations for BOD.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the effluent violations by August 11, 2023; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of six thousand, eight hundred and sixty-eight dollars (\$6,868.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand, eight hundred and sixty-eight dollars (**\$6,868.00**) in four (4) monthly installments by May 1, 2024.

Update: The written notification for completion of corrected actions has been submitted and the first installment has been paid.

22) Order Type and Number: Consent Order 23-034-W  
Order Date: July 14, 2023  
Individual/Entity: **Faith Landscaping LLC**  
Facility: Faith Landscaping LLC/D&T Mine  
Location: 5481 Carriage Rd.  
Conway, SC 29527  
Mailing Address: Same  
County: Horry County  
Previous Orders: None  
Permit/ID Number: General NPDES Permit SCG731557  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d); Water Pollution Control Permits, S.C. Code Ann. Regs. 61-9.122.41(1)(4)

Summary: Faith LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a mine dewatering facility (MDWF) serving the D&T Mine located at 5476 Carriage Road in Conway, Horry County, South Carolina. On June 6, 2022, a Notice of Violation was issued to the Individual/Entity for violating the Pollution Control Act and Water Pollution Control Permit Regulations by failing to submit discharge monitoring reports (DMRs) for the months of February 2021 through January 2022.

Action: The Individual/Entity is required to submit to the Department, the DMRs for the months of February 2021 through January 2022 by August 14, 2023. The Department has assessed a total civil penalty in the amount of three thousand dollars (\$3,000.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**) by August 14, 2023.

Update: The civil penalty has been paid and the DMRs have been submitted. The Order is closed.

### **BUREAU OF AIR QUALITY**

|                                   |   |
|-----------------------------------|---|
| 23) <u>Order Type and Number:</u> | Consent Order 23-012-A                      |
| <u>Order Date:</u>                | July 19, 2023                               |
| <u>Individual/Entity:</u>         | <b>Longleaf Packaging, LLC</b>              |
| <u>Facility:</u>                  | Longleaf Packaging, LLC                     |
| <u>Location:</u>                  | 621 Good Farm Road Vance<br>Vance, SC 29163 |
| <u>Mailing Address:</u>           | Same  |
| <u>County:</u>                    | Orangeburg                                  |
| <u>Previous Orders:</u>           | N/A   |
| <u>Permit/ID Number:</u>          | 1860-0153-CA                                |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-62.1, Section II,   |
| <i>Permit Requirements</i>        |   |

Summary: Longleaf Packaging (Individual/Entity) packages masonry mortar mix, concrete mix, and cement in Orangeburg County, South Carolina. On July 2, 2021, the Department conducted a review of records in response to receiving a Conditional Major Operating Permit request. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to conduct a timely initial performance test; failed to install an opacity monitor; failed to submit written notification for the start of construction and initial start-up; failed to submit a timely operating permit application; failed to submit operational ranges for monitoring devices by the specified deadlines; failed to submit timely semiannual reports; and failed to apply for and obtain a construction permit for the installation of equipment in addition to that specified in Construction Permit 1860-0153-CA.

Action: The Individual/Entity is required to: henceforth comply with all terms and conditions of the Permit. The Department has assessed a total civil penalty in the amount of fourteen thousand dollars (\$14,000.00). The Individual/Entity shall pay a civil penalty in the amount of fourteen thousand dollars (**\$14,000.00**) in three payments beginning August 19, 2023.

Update: The first payment in the amount of five thousand dollars (\$5,000) was received on August 24, 2023.

24) Order Type and Number: Consent Order 23-013-A  
Order Date: July 26, 2023  
Individual/Entity: **Reeves Construction Company LLC.**  
Facility: Reeves Construction Company Rock Hill  
Location: 900 Hawkfield Road  
Rock Hill, SC  
Mailing Address: 248 Plemmons Road  
Duncan, SC 29934  
County: York  
Previous Orders: None  
Permit/ID Number: 9900-0033  
Violations Cited: US EPA 40 CFR 60.92(a)(1), S.C. Code  
Ann. Regs. 61-62.60.92(a)(1), S.C Code Ann. Regs. 62-61.1 Section II *Permit Requirements*

Summary: Reeves Construction Company LLC. (Individual/Entity) operates an asphalt plant company in York County, South Carolina. On August 5, 2021, the Individual/Entity performed a performance test for PM emissions on the baghouse exhaust stack. The Individual/Entity has violated US EPA and South Carolina Air Pollution Control Regulations, as follows: failed to limit particulate matter (PM) emissions to 0.04 gr/dscf.

Action: The Individual/Entity is required to: limit PM emissions to 0.04 gr/dscf. The Department has assessed a total civil penalty in the amount of five thousand, four hundred dollars (\$5,400.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand, four hundred dollars (**\$5,400.00**) by August 25, 2023.

Update: The Individual/Entity has paid the civil penalty.

25) Order Type and Number: Consent Order 23-014-A  
Order Date: July 26, 2023  
Individual/Entity: **Good Shepherd Pet Services Inc.**  
Facility: Good Shepherd Pet Services Inc.  
Location: 303 Ross Street  
Piedmont, SC 29673  
Mailing Address: Same  
County: Anderson  
Previous Orders: None  
Permit/ID Number: #0200-0148

Violations Cited: S.C. Code Ann. Regs. 61-62.5, Standard No. 3, Section III(C)(1), Section IX (A), and S.C. Code Ann. Regs. 61-62.1 (Supp. 2022), Section II, *Permit Requirements*.

Summary: Good Shepherd Pet Services Inc. ("Individual/Entity") operates a pet crematory in Anderson County South Carolina. On August 9, 2022, a Department inspector conducted an investigation in response to a complaint of excess emissions from the facility. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to limit opacity to 10% over a six-minute average on August 9, 2022; operated an incinerator without a trained operator on-site on August 9, 2022; failed to visually check for greater than normal emissions within thirty minutes of start-up; failed to execute a best management operating plan upon the occurrence of abnormal emissions on August 9, 2022; failed to record dates when the facility was not in operation; failed to develop, maintain, and implement a best management operating plan on-site; failed to keep records of hourly temperature readings, annual maintenance checks, and certifications of maintenance, and establish and maintain records of operational ranges for the Incinerator; failed to keep records of visual emission checks within thirty minutes of startup of the Incinerator for each case processed; failed to keep a record of the original source test on site.

Action: The Individual/Entity is required to: limit opacity to 10% over a six-minute average for the Incinerator and comply with all training, visual emissions inspection, maintenance, and recordkeeping requirements of the permit. The Department has assessed a total civil penalty in the amount of nineteen thousand dollars (\$19,000.00). The Individual/Entity shall pay a civil penalty in the amount of nineteen thousand dollars (**\$19,000.00**) by August 25, 2023.

Update: The Individual/Entity has paid the civil penalty.

## **BUREAU OF ENVIRONMENTAL HEALTH SERVICES**

### **On-Site Wastewater Enforcement**

|                                   |  |
|-----------------------------------|--|
| 26) <u>Order Type and Number:</u> | Administrative Order 23-064-OSWW             |
| <u>Order Date:</u>                | June 19, 2023                                |
| <u>Individual/Entity:</u>         | <b>Kayram Atlanta, LLC</b>                   |
| <u>Facility:</u>                  | Kayram Atlanta, LLC                          |
| <u>Location:</u>                  | 3959 Fish Hatchery Road<br>Gaston, SC 29053  |
| <u>Mailing Address:</u>           | 575 Laurel Oaks Lane<br>Alpharetta, GA 30004 |
| <u>County:</u>                    | Lexington                                    |
| <u>Previous Orders:</u>           | None   |
| <u>Permit Number:</u>             | None   |

Violations Cited:

S.C. Code Ann. Regs. 61-56

Summary: Kayram Atlanta, LLC (Individual/Entity) owns property located in Lexington County, South Carolina. The Department conducted an investigation on May 24, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

|                                   |   |
|-----------------------------------|---|
| 27) <u>Order Type and Number:</u> | Administrative Order 23-059-OSWW                    |
| <u>Order Date:</u>                | June 22, 2023                                       |
| <u>Individual/Entity:</u>         | <b>Kevin M. McKoy and Angel Lacrystal<br/>McKoy</b> |
| <u>Facility:</u>                  | Kevin M. McKoy and Angel Lacrystal<br>McKoy         |
| <u>Location:</u>                  | 3788 Trotwood Drive<br>Florence, SC 29501           |
| <u>Mailing Address:</u>           | Same  |
| <u>County:</u>                    | Florence  |
| <u>Previous Orders:</u>           | None  |
| <u>Permit Number:</u>             | None  |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-56                          |

Summary: Kevin M. McKoy and Angel Lacrystal McKoy (Individual/Entity) own property located in Florence County, South Carolina. The Department conducted an investigation on May 8, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater,



or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

|     |                               |  |
|-----|-------------------------------|--|
| 28) | <u>Order Type and Number:</u> | Administrative Order 23-060-OSWW           |
|     | <u>Order Date:</u>            | June 22, 2023                              |
|     | <u>Individual/Entity:</u>     | <b>Kerry Elaine Chandler</b>               |
|     | <u>Facility:</u>              | Kerry Elaine Chandler                      |
|     | <u>Location:</u>              | 1465 Sunburst Drive<br>Lake City, SC 29560 |
|     | <u>Mailing Address:</u>       | 4568 Barrineau Road<br>Cades, SC 29518     |
|     | <u>County:</u>                | Florence                                   |
|     | <u>Previous Orders:</u>       | None                                       |
|     | <u>Permit Number:</u>         | None                                       |
|     | <u>Violations Cited:</u>      | S.C. Code Ann. Regs. 61-56                 |

Summary: Kerry Elaine Chandler (Individual/Entity) owns property located in Florence County, South Carolina. The Department conducted an investigation on May 12, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met the requirements of the Order.

|     |                               |                                  |
|-----|-------------------------------|----------------------------------|
| 29) | <u>Order Type and Number:</u> | Administrative Order 23-065-OSWW |
|     | <u>Order Date:</u>            | June 22, 2023                    |
|     | <u>Individual/Entity:</u>     | <b>Zachary Blair Norris</b>      |
|     | <u>Facility:</u>              | Zachary Blair Norris             |

Location: 1030 Universal Drive  
Columbia, SC 29209  
Mailing Address: P.O. Box 97607  
Raleigh, NC 27624  
County: Richland  
Previous Orders: None  
Permit Number: None  
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Zachary Blair Norris (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on May 22, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

30) Order Type and Number: Administrative Order 23-069-OSWW  
Order Date: June 22, 2023  
Individual/Entity: **BTR Enterprises, LLC**  
Facility: BTR Enterprises, LLC  
Location: 207 Reds Road  
Greenwood, SC 29649  
Mailing Address: P.O. Box 144  
Mountville, SC 29370  
County: Greenwood  
Previous Orders: None  
Permit Number: None  
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: BTR Enterprises, LLC (Individual/Entity) owns property located in Greenwood County, South Carolina. The Department conducted an investigation on April 27, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW)

Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: On August 28, 2023, Department regional staff were requested to visit the property to evaluate if the discharge had ceased. If the discharge continues the case will be referred to the Department's OGC for a complaint to be filed with the ALC for enforcement of the Administrative Order.

|                                   |   |
|-----------------------------------|---|
| 31) <u>Order Type and Number:</u> | Consent Order 23-062-OSWW   |
| <u>Order Date:</u>                | July 18, 2023   |
| <u>Individual/Entity:</u>         | <b>Steven Rogers, individually and DBA<br/>Batson Construction, LLC</b> |
| <u>Facility:</u>                  | Steven Rogers, individually and DBA<br>Batson Construction, LLC         |
| <u>Location:</u>                  | 200 Chafin Road<br>Piedmont, SC 29650                                   |
| <u>Mailing Address:</u>           | Same  |
| <u>County:</u>                    | Anderson  |
| <u>Previous Orders:</u>           | None  |
| <u>Permit Number:</u>             | None  |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-56  |

Summary: Steven Rogers, individually and DBA Batson Construction, LLC (Individual/Entity), installed OSWW systems on properties located in Anderson County, South Carolina. The Department conducted a review of submitted documents during mid-March 2023, and determined that no Approval to Operate Contractor Self-Inspection (Self-Inspection) forms were submitted for approximately fourteen sites. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: they failed to ensure that all OSWW systems that they were responsible for were installed in accordance with the permit to construct, allowed an OSWW system to be placed into operation without an approval to operate issued by the Department, and failed to supervise their employees so that all OSWW systems were installed per the permit to construct.

Action: The Individual/Entity is required to cease and desist installing OSWW systems outside the requirements of the permit to construct. The Department has

assessed a total civil penalty in the amount of twelve thousand dollars (\$12,000.00). The Individual/Entity shall pay a civil penalty in the amount of twelve thousand dollars (**\$12,000.00**) by August 18, 2023.

Update: On August 29, 2023, the Department issued a payment demand letter to the Individual/Entity.

|                                   |  |
|-----------------------------------|--|
| 32) <u>Order Type and Number:</u> | Consent Order 23-068-OSWW  |
| <u>Order Date:</u>                | July 31, 2023  |
| <u>Individual/Entity:</u>         | <b>James Stone, individually and DBA Stone Construction, LLC</b> |
| <u>Facility:</u>                  | James Stone, individually and DBA Stone Construction, LLC        |
| <u>Location:</u>                  | 11191 Gapway Road<br>Andrews, SC 29510                           |
| <u>Mailing Address:</u>           | Same   |
| <u>County:</u>                    | Georgetown   |
| <u>Previous Orders:</u>           | None   |
| <u>Permit Number:</u>             | None   |
| <u>Violations Cited:</u>          | S.C. Code Ann. Regs. 61-56                                       |

Summary: James Stone, individually and DBA Stone Construction, LLC, (Individual/Entity) installed an OSWW system on property located in Georgetown County, South Carolina. The Department conducted an investigation on February 23, 2023, and determined that the OSWW system was installed deeper than allowed by the permit to construct. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: the OSWW system was not installed per the permit to construct, their employees were not adequately supervised, and changes were made to the OSWW system that were not on the permit to construct.

Action: The Individual/Entity is required to cease and desist installing OSWW systems outside the requirements of the permit to construct. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

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