



Mailing Address: 2 Grandview Court, Columbia, SC  
29223  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 19517  
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-  
92.280.10(e) (Supp. 2010).

Summary: Prabh, Inc. (Respondent) owns and operates underground storage tanks (USTs) in Lexington County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: allowed the introduction of petroleum or petroleum products into a UST for which the owner did not hold a currently valid registration or permit.

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

3) Order Type and Number: Consent Order 11-0063-UST  
Order Date: June 21, 2011  
Respondent: **Boswell Oil Company**  
Facility: Village Store  
Location: 5838 US Highway 378 West,  
McCormick, SC 29835  
Mailing Address: 105 Floyd Drive, Athens, GA 30607  
County: Edgefield  
Previous Orders: None  
Permit/ID Number: 12103  
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-  
92.280.40(a) (Supp. 2010).

Summary: Boswell Oil Company (Respondent) owns and operates underground storage tanks (USTs) in Edgefield County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide an adequate release detection method.

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

4) Order Type and Number: Consent Order 11-0081-UST  
Order Date: June 17, 2011

Respondent: **Kenricks Convenience, Inc.**  
Facility: Gas Plus 2  
Location: 107 Edgefield Rd., North Augusta,  
SC  
Mailing Address: 411 Georgia Ave., North Augusta,  
SC 29841  
County: Aiken  
Previous Orders: 08-0164-UST (\$250.00)  
Permit/ID Number: 00083  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002),  
and the South Carolina Underground Storage Tank Control Regulation 61-  
92.280.20(c)(1)(ii) (Supp. 2010).

Summary: Kenricks Convenience, Inc. (Respondent) owns and operates underground storage tanks (USTs), located in North Augusta, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide an adequate overfill prevention system in an UST.

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

5) Order Type and Number: Consent Order 11-0082-UST  
Order Date: June 17, 2011  
Respondent: **Pickens County**  
Facility: Pickens County Law Enforcement  
Location: 216 LEC Rd., Pickens, SC  
Mailing Address: 186 Prison Camp Rd., Pickens, SC  
29671  
County: Pickens  
Previous Orders: None  
Permit/ID Number: 11422  
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-  
92.280.40(a) and R.61-92.280.50(c) (Supp. 2010).

Summary: Pickens County (Respondent) owns and operates underground storage tanks (USTs), located in Pickens, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide adequate release detection methods for a UST system and failure to report a suspected release.

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

## HAZARDOUS WASTE ENFORCEMENT

- 6)     Order Type and Number:                     Consent Order 11-06-HW  
       Order Date:                                 June 17, 2011  
       Respondent:                                 **Limestone College**  
       Facility:                                     Limestone College  
       Location:                                     1115 College Drive  
   Gaffney, South Carolina 29340  
  
       Mailing Address:                         Same  
       County:                                     Cherokee  
       Previous Orders:                         None  
       Permit/ID Number:                     SCR 000 765 719  
       Violations Cited:                     The South Carolina Hazardous  
       Waste Management Act §44-56-130(2) and the South Carolina Hazardous  
       Waste Management Regulation 61-79.262.11; R.61-79.262.12(c); R.61-  
       79.262.20(a)(1); and R.61-79.262.13(d).

Summary: Limestone College (Respondent), a small private college, has violated the South Carolina Hazardous Waste Management Act as follows: failure to accurately determine if a solid waste is a hazardous waste; failure to offer hazardous waste to a transporter and to a treatment, storage, or disposal facility that has received an EPA Identification Number and a Department permit; failure to prepare a hazardous waste manifest according to the instructions; and, failure to file a revised or new Notification form whenever the information previously provided becomes outdated or inaccurate.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand, five hundred dollars (**\$1,500.00**).

## INFECTIOUS WASTE ENFORCEMENT

- 7)     Order Type and Number:                     Consent Order 11-07-IW  
       Order Date:                                 June 23, 2011  
       Respondent:                                 **Valcourt Pediatric Associates**  
       Facility:                                     Valcourt Pediatric Associates, LLC  
       Location:                                     124 Medical Park Drive  
   Walterboro, SC 29488-5719  
  
       Mailing Address:                         Same  
       County:                                     Colleton  
       Previous Orders:                         None  
       Permit/ID Number:                     SC15-0070G

Violations Cited: The South Carolina Infectious Waste Management Act §44-93-30 and the South Carolina Infectious Waste Management Regulation 61-105.I(1); R.61-105.I(2); R.61-105.I(5); R.61-105.J(2)(b); R.61-105.J(2)(d); R.61-105.K(1)(c); R.61-105.K(4) and R.61-105.K(5)(a).

Summary: Valcourt Pediatric Associates, LLC (Respondent), a health care provider, has violated the South Carolina Infectious Waste Management Act as follows: failure to ensure that infectious waste is packaged to prevent any release of infectious waste from its packaging; failure to place and maintain all sharps in rigid, leak resistant, and puncture resistant containers which are secured tightly to preclude loss of the contents and which are designed for the safe containment of sharps; failure to seal containers of infectious waste to prevent any discharge of the contents at any time until the container enters the treatment system; failure to ensure that containers of infectious waste offered for transport offsite be labeled on outside surfaces so that it is readily visible with the name or Department issued number of the in-state generator; failure to ensure that containers of infectious waste offered for transport offsite be labeled on outside surfaces so that it is readily visible with the date the container was placed in storage or sent offsite, if not stored; failure to store the waste in a manner to prevent a release or discharge of the contents; failure to label storage areas with the universal biohazard symbol sign and the words “Infectious Waste,” “Medical Waste”, or “Biohazardous Waste”; and, failure to store infectious waste onsite for less than fourteen (14) days without refrigeration.

Action: The Respondent is required to: ensure that all containers of infectious waste are properly packaged and labeled; ensure infectious wastes are properly stored; and, pay a civil penalty in the amount of one thousand, five hundred dollars (**\$1,500.00**) in accordance with a Promissory Note.

### **Solid Waste Enforcement**

8) <u>Order Type and Number:</u>	Consent Order 11-09-SW
<u>Order Date:</u>	June 21, 2011
<u>Respondent:</u>	<b>Medina’s Hauling, Inc.</b>
<u>Facility:</u>	Harold Blackwell Property
<u>Location:</u>	403 Blackwell Road, Greenwood, South Carolina, 29572
<u>Mailing Address:</u>	2300 Quarry Road, Gray Court, South Carolina, 29645
<u>County:</u>	Greenwood
<u>Previous Orders:</u>	09-11-SW (\$3,600.00)
<u>Permit/ID Number:</u>	None

Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (2002), 25A S.C. Code Ann. Reg. 61-107.19 (Supp. 2010), Part I, A.8.

Summary: Medina's Hauling, Inc. (Respondent) operates a materials recovery facility located in Greenwood County, SC. The Respondent violated the SC Solid Waste Policy and Management Act and Regulations as follows: hauled approximately 120 tons of concrete to 403 Blackwell Road, Greenwood, South Carolina (Site) at the request of the Site owner. The Site is not registered for a structural fill or permitted to receive solid waste.

Action: The Respondent is required to: remove all concrete disposed of on the Site; submit copies of disposal receipts; and, pay a civil penalty in the amount of two thousand five hundred dollars (**\$2,500.00**).

9) Order Type and Number: Consent Order 11-10-SW  
Order Date: June 21, 2011  
Respondent: **Harold C. Blackwell**  
Facility: None  
Location: 403 Blackwell Road, Greenwood, South Carolina, 29572  
Mailing Address: 403 Blackwell Road, Greenwood, South Carolina, 29572  
County: Greenwood  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (2002), 25A S.C. Code Ann. Reg. 61-107.19 (Supp. 2010), Part I, A.8.

Summary: Mr. Harold C. Blackwell (Respondent) owns and resides at 403 Blackwell Road, Greenwood, South Carolina (Site). The Respondent has violated the SC Solid Waste Policy and Management Act and Regulations as follows: allowed the disposal of concrete, land clearing debris (LCD) and clean fill dirt into two ravines located on his property that are not registered as a structural fill or permitted to receive waste.

Action: The Respondent is required to: immediately cease bringing in LCD and concrete to fill the ravines at the Site; allow access by Medina's Hauling, Inc. to remove all of the concrete hauled to the Site; and, properly dispose of all LCD from around the ravines; submit copies of disposal receipts; and, pay a **suspended penalty** in the amount of six thousand dollars (**\$6,000.00**) should the Respondent fail to meet any requirement of the Order. The Department will conduct a final inspection of the Site for compliance with the Order.

- 10) Order Type and Number: Consent Order for Dismissal  
Docket No. 10-ALJ-07-0390-CC  
Order Date: May 19, 2011  
Respondent: **E.P. Keller, III, d/b/a Ladson Wood Recycling**  
Facility: Ladson Wood Recycling  
Location: 9421 Hwy 78, Ladson, SC 29456  
Mailing Address: Same  
County: Charleston  
Previous Orders: 07-16-SW (\$8,125.00) and 05-06-SW (\$5,000.00)  
Permit/ID Number: 102745-3001  
Violations Cited: South Carolina Solid Waste Policy and Management Act (Rev. 2002), Solid Waste Management: Yard Trash and Land-Clearing Debris; and Compost Regulation 61-107.4.C.2, F.3. and F.11.c. (Supp. 2010); South Carolina Solid Waste Management: Used Oil Regulation 61-107.279.12.g., 12.h., 22.b(2), 22.c(1) and 22.d(1), (2), (3) and (4) (Supp. 2010); Registration #102745-3001; and, Consent Order 05-06-SW.

Summary: E.P. Keller, III, d/b/a Ladson Wood Recycling (Respondent) owns and operates a registered wood chipping/composting facility in Ladson, South Carolina, and violated the South Carolina Solid Waste Management: Yard Trash and Land-Clearing Debris; and Compost Regulation as follows: expansion and operation of a wood chipping/composting facility prior to receiving a registration from the Department and prior to funding a financial assurance mechanism for the expansion; failure to dispose of unpermitted solid waste within seven (7) days of its receipt at the Facility; and, failure to maintain adequate fire lanes at the Facility. The Respondent violated the South Carolina Solid Waste Management: Used Oil Regulation as follows: collected, stored and disposed of used oil in a manner which potentially endangered the environment; knowingly discharged used oil onto the ground of the State; stored used oil in containers that were subject to overflow; did not label or clearly mark the containers of used oil with the words "Used Oil;" and, upon detection of a release of used oil to the environment, failed to perform the necessary cleanup steps. The Respondent violated the Facility's Registration as follows: failure to adhere to the Facility's Site Plan, excessive wood waste onsite and expansion of the Facility prior to receiving a registration from the Department for the expanded area. The Respondent violated Consent Order 05-06-SW as follows: failure to comply with all Registration and regulatory requirements at the Facility and failure to submit a technically complete request for modification of the Facility's Registration. The Department petitioned the Court of Common Pleas to enforce Consent Order 07-16-SW and Consent Order 05-06-SW; conducted a review of the Facility's compliance history; held a Revocation Conference with the Respondent and, subsequently revoked the Facility's Registration. The Respondent filed a request

for final review with the Board regarding the Department's decision to revoke the Registration; however, the Board decided not to conduct a review conference. The Respondent appealed the Department's decision to the Administrative Law Court (ALC) and the ALC issued a Consent Order for Dismissal (Order).

Action: The Respondent is required to cease receiving wood waste at the Facility until the following requirements of the Order are met: fund a financial assurance mechanism for the Facility; submit a method to calculate the amount of unprocessed wood waste at the Facility, keep records and conduct monthly inspections to verify that the amount of unprocessed wood waste is within permitted limits; permanently mark the boundaries of the Registered Facility; remove all excess wood waste and all unpermitted solid waste from the Facility and dispose in a permitted facility; submit the Facility's Annual Report for fiscal year 2010; submit written documentation that the Facility is within the jurisdiction of a local fire department; bring the Facility into compliance with its Registration, including applicable drawings; and, keep monthly records of incoming and outgoing unprocessed and processed wood waste. The Department agreed to: rescind the Registration Revocation, dismiss the Court of Common Pleas action, and to replace and supersede Consent Order 05-06-SW and Consent Order 07-16-SW with the Consent Order for Dismissal. The Respondent agreed to a one-year moratorium on submittal of applications for additional composting registrations. In addition, the Respondent is required to demonstrate a 75% recovery rate for all solid waste at the Respondent's adjacent Material Recovery Facility (MRF); keep records of the recovered solid waste and the permitted disposal of non-recoverable solid waste; remove all non-recoverable solid waste within seven (7) days of receipt; and, remove all land-clearing debris from the MRF that was not generated from onsite land-clearing activities. The Order requires payment of a **stipulated penalty** of five thousand dollars (**\$5,000.00**) should the Respondent fail to comply with any requirement of the Order.

## **BUREAU OF WATER**

### **Drinking Water Enforcement**

- |                                   |  |
|-----------------------------------|--|
| 11) <u>Order Type and Number:</u> | Consent Order 11-022-DW                              |
| <u>Order Date:</u>                | June 3, 2011   |
| <u>Respondent:</u>                | <b>Affluent Pool Design &amp; Construction, Inc.</b> |
| <u>Facility:</u>                  | Copper Creek   |
| <u>Location:</u>                  | 2185 Highway 292                                     |
|                                   | Inman, SC  |
| <u>Mailing Address:</u>           | Same   |



County: Spartanburg  
Previous Orders: None  
Permit/ID Number: 42-1079B  
Violations Cited: S.C. Code Ann. Regs. 61-51(B)

Summary: Affluent Pool Design & Construction, Inc. (Respondent) owns and is responsible for construction of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to obtain a permit to construct prior to the construction of the pool.

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

12) Order Type and Number: Consent Order 11-023-DW  
Order Date: June 17, 2011  
Respondent: **John D. Martin, Jr.**  
Facility: N/A  
Location: 560 Mulberry Road  
Reevesville, SC 29471  
Mailing Address: 3457 Rum Gully Road  
Islandton, SC 29929  
County: Dorchester  
Previous Orders: None  
Permit/ID Number: Certification No. 552  
Violations Cited: S.C. Code Ann. Regs. 61-44(D)

Summary: John D. Martin, Jr. (Respondent) is involved in the business of well drilling in the State of South Carolina. The Respondent has violated the South Carolina Individual Residential Well & Irrigation Well Regulations as follows: failure to obtain coverage under the General Permit to Construct prior to the installation of a residential well by failing to submit a notice of intent (NOI) forty-eight (48) hours prior to construction.

Action: The Respondent is required to: pay a civil penalty in the amount of six hundred thirty-seven dollars and fifty cents (**\$637.50**).

### **Water Pollution Enforcement**

13) Order Type and Number: Consent Order 11-020-W  
Order Date: June 8, 2011  
Respondent: **City of Georgetown**

Facility: Georgetown WWTF  
Location: 126 Ridge Road  
Georgetown, SC 29440  
Mailing Address: P.O. Box 939  
Georgetown, SC 29442  
County: Georgetown  
Previous Orders: 07-114-W (\$3,850.00)  
Permit/ID Number: SC0040029  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(2008); 24 S.C. Code Ann. Regs. 61-9.122.21(d) (Supp. 2009); and, 24  
S.C. Code Ann. Regs. 61-9.122.41(a) (Supp. 2009).

Summary: The City of Georgetown (Respondent), located in Georgetown, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of its National Pollutant Discharge Elimination System (NPDES) Permit for pH; and, failed to submit an administratively complete application for renewal of its NPDES Permit 180 days prior to the date of permit expiration.

Action: The Respondent is required to: submit a corrective action plan to prevent future effluent violations; operate and maintain the WWTF in accordance with the most recently issued NPDES Permit until a new permit becomes effective; and, pay a civil penalty in the amount of five thousand dollars (\$5,000.00).

14) Order Type and Number: Consent Order 11-022-W  
Order Date: June 17, 2011  
Respondent: **Georgetown County Water & Sewer District**  
Facility: Debordieu Colony WWTF  
Location: 98 Firehouse St., Georgetown, SC  
29440  
Mailing Address: P.O. Box 2730  
Pawleys Island, SC 29858  
County: Georgetown  
Previous Orders: None  
Permit/ID Number(s): ND0065668  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(2008), S.C. Code Ann. Regs. 61-9.122.41(a) and (d)(2009).

Summary: Georgetown County Water and Sewer District (Respondent) owns and is responsible for the proper operation and maintenance of its wastewater treatment facility (WWTF), located south of Myrtle Beach on US

Route 17, in Georgetown County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the permitted limits for fecal coliform as specified in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Respondent is required to: conduct sampling for fecal coliform daily (five days per week on weekdays); monitor and report total residual chlorine (TRC) during each fecal coliform sampling event. Submit a report, with the monthly discharge monitoring report, to include the sample date, TRC sample results, corresponding fecal coliform sample results, chlorine dosage rate, and the quantity (pounds) of chlorine utilized each day; submit a corrective action plan (CAP) to include measures that have been implemented, or that will be implemented, to prevent future effluent violations; submit a copy of the standard operating procedures and best management practices manual for the WWTF addressing the collection of samples by Respondent's staff; conduct an audit of the wastewater collection system (WWCS); submit a report containing the results of the WWCS Audit and CAP detailing known deficiencies within the WWCS to include a schedule of implementation addressing corrective actions to be taken on priority basis as determined by the Respondent; submit a summary report of corrective actions addressing deficiencies in the WWCS every six (6) months until the Order is closed; and, pay a **suspended penalty** in the amount of three thousand six hundred dollars (**\$3,600.00**) should the Respondent fail to comply with any requirement of the Order.

15) <u>Order Type and Number:</u>	Consent Order 11-024-W
<u>Order Date:</u>	June 23, 2011
<u>Respondent:</u>	<b>Town of Lake View</b>
<u>Facility:</u>	Lake View WWTF
<u>Location:</u>	Off Highway # 9 Lake View, SC 29563
<u>Mailing Address:</u>	Post Office Box 824 Lake View, SC 29563-0824
<u>County:</u>	Dillon
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	ND0083097
<u>Violations Cited:</u>	S.C. Code Ann. § 48-1-110(d) (2008) and 24 S.C. Code Ann. Regs. 61-9.505.41(a) (Supp. 2009).

Summary: The Town of Lake View (Respondent), located in Dillon County, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits for biochemical oxygen demand, ammonia-nitrogen, and flow.

Action: The Respondent is required to: submit a corrective action plan to prevent future violations; conduct a Capacity, Management, Operation, and Maintenance (cMOM) Audit of the wastewater collection system; pay a civil penalty in the amount of six thousand four hundred dollars (**\$6,400.00**) in four (4) equal quarterly installments; and pay a suspended penalty of nineteen thousand two hundred dollars (\$19,200.00) should the Respondent fail to meet any requirement of the Order.

- 16) Order Type and Number: Consent Order 11-025-W  
Order Date: June 27, 2011  
Respondent: **Town of Brunson**  
Facility: Brunson WWTF  
Location: Off Secondary Rd 69 near  
Coosawhatchie River  
Mailing Address: P.O. Box 300  
Brunson, SC 29911  
County: Beaufort  
Previous Orders: None  
Permit/ID Number: SC0042382  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(2008); S.C. Code Ann. § 48-1-90(a) (2008); and, 24 S.C. Code Ann.  
Regs. 61-9.122.41(a) and (e) (Supp. 2009).

Summary: The Town of Brunson (Respondent), located in Beaufort, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to properly operate and maintain all units of treatment and control; failed to have an operator of proper grade make daily visits to the WWTF in accordance with its National Pollutant Discharge Elimination System (NPDES) Permit; and, allowed the discharge of untreated waste into the environment in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: submit a Viability Study in accordance with Regulation 61-9.600; and pay a civil penalty in the amount of three thousand two hundred dollars (**\$3,200.00**) and a suspended penalty in the amount of nine thousand six hundred dollars (\$9,600.00) should the Respondent fail to meet any requirement of the Order.

### **BUREAU OF AIR QUALITY**

- 17) Order Type and Number: Consent Order 11-023-A

Order Date: June 17, 2011  
Respondent: **Carter Farms, LLC**  
Facility: Carter Farms, LLC  
Location: 550 E. Lynches River Rd., Lamar,  
SC 29069  
Mailing Address: Same  
County: Darlington  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: South Carolina Air Pollution Control  
Regulation 61-62.2, Prohibition of Open Burning

Summary: Carter Farms, LLC (Respondent) is located at 550 E Lynches River Road in Lamar, South Carolina. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the regulation, specifically tires and other refuse.

Action: The Respondent is required to: cease open burning, except in accordance with South Carolina Air Pollution Control Regulation 61-62.2; and pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

18) Order Type and Number: Consent Order 11-024-A  
Order Date: June 17, 2011  
Respondent: **Mr. Otis T. Williams**  
Facility: Mr. Otis T. Williams, Residence  
Location: 1800 Evans Drive, Chester, SC  
29720  
Mailing Address: Same  
County: Chester  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: South Carolina Air Pollution Control  
Regulation 61-62.2.Prohibition of Open Burning

Summary: Mr. Otis T. Williams (Respondent), located in Chester, S.C., is a general recycling contractor. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the regulation; specifically household garbage and tires.

Action: The Respondent is required to: immediately and henceforth cease open burning except as in compliance with the regulation; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a suspended penalty in the amount of four thousand five hundred dollars (\$4,500.00) should the Respondent fail to meet any requirements of the order. The penalty has been paid.

19) Order Type and Number: Consent Order 11-025-A  
Order Date: June 3, 2011  
Respondent: **Ginkgo Residential LLC**  
Facility: St. Andrews Apartment Homes  
Columbia, S.C.  
Location: 601 St. Andrews Rd., Columbia, SC  
29210  
Mailing Address: 301 South College St., Suite 3850,  
Charlotte, NC 28202  
County: Lexington  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: U.S. EPA Regulation at 40 CFR Part  
61.145 and South Carolina Air Pollution Control Regulation 61-86.1,  
Sections V, VIII, and XI.

Summary: Ginkgo Residential LLC (Respondent), located in Charlotte, North Carolina, is a real estate management company. The Respondent violated U.S. EPA Regulations at 40 CFR Part 61 and South Carolina Air Pollution Control Regulations as follows: failed to ensure a thorough building inspection was performed prior to beginning renovation activities; failed to apply for and obtain the proper permits for a regulated asbestos abatement project; failed to ensure that all asbestos-containing materials were removed in accordance with the applicable work practice requirements; failed to ensure that asbestos-containing materials were properly disposed of; and, failed to use workers licensed by the Department while engaged in an asbestos project.

Action: The Respondent is required to: ensure that a thorough building inspection is performed prior to engaging in any future renovation or demolition operations; ensure that all applicable notifications are submitted to the Department in accordance with state and federal asbestos regulations; ensure that required Department-issued licenses are obtained prior to engaging in future asbestos projects; not engage in projects involving regulated asbestos-containing material unless licensed by the Department to do so; and, pay a civil penalty in the amount of nine thousand dollars (**\$9,000.00**).

20) Order Type and Number: Consent Order 11-026 -A  
Order Date: June 3, 2011  
Respondent: **Burnstein Von Seelen Precision  
Castings Corporation**  
Facility: Burnstein Von Seelen Precision  
Castings Corporation  
Location: 608 Carwellyn Rd., Greenwood, SC  
29649

Mailing Address: Same  
County: Greenwood  
Previous Orders: None  
Permit/ID Number: 0040-0038  
Violations Cited: U.S. EPA Regulations at 40 CFR Part 70, State Operating Permit Programs, and South Carolina Air Pollution Control Regulation 61-62.70, Title V Operating Permit Program and S.C. Code Ann. Section 48-1-110(d)

Summary: Burnstein Von Seelen Precision Castings Corporation (Respondent) located in Greenwood, South Carolina, produces precision copper, brass, and bronze castings for the electrical industry. The Department issued Air Quality Operating Permit 0040-0038 (Permit) to the Respondent, effective October 15, 2005. The Respondent violated U.S. EPA Regulations and South Carolina Air Pollution Control Regulations as follows: failed to submit to the Department an application for a Title V operating permit within 12 months of becoming subject to the regulation; and failed to document and maintain records of the daily inspection of fabric filters as required by the Permit.

Action: The Respondent is required to: henceforth ensure that an application for a Title V permit is submitted to the Department in the event it becomes subject to the Title V regulations, in accordance with the applicable federal and state regulations; henceforth maintain records of daily inspections of the cyclone/fabric filters; and, pay a civil penalty in the amount of ten thousand three hundred dollars (**\$10,300.00**).

21) Order Type and Number: Consent Order 11-027-A  
Order Date: June 8, 2011  
Respondent: **Southern States Cooperative, Incorporated**  
Facility: Southern States Cooperative – Lake City  
Location: 110 Loop Rd, Lake City, SC 29560  
Mailing Address: 1600 West Darlington Street  
Florence, SC 29501  
County: Florence  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: U.S. EPA Regulations at 40 CFR 61.145, South Carolina Air Pollution Control Regulation 61-86.1, Sections VI and XVI, and South Carolina Air Pollution Control Regulation 61-62.2, Prohibition of Open Burning

Summary: Southern States Cooperative, Incorporated (Respondent) owns and operates an animal feed and fertilizer distribution facility. The Respondent

violated U.S. EPA Regulations and South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the regulation, specifically demolition debris; failed to ensure that a thorough building inspection was performed to identify the presence, location and estimated quantity of asbestos-containing material ("ACM") prior to beginning demolition activities; failed to submit a written notice of intent to demolish to the Department, at least 10 working days prior to beginning demolition activities; and failed to obtain a Department-issued asbestos project license prior to beginning a demolition asbestos project.

Action: The Respondent is required to: cease open burning, except in accordance with South Carolina Air Pollution Control Regulation 61.62.2; ensure that an asbestos survey is performed to identify the presence, location, and estimated quantity of ACM; provide written notice of intent to demolish any regulated building or structure at least 10 working days in advance of the demolition and pay all applicable fees; obtain an asbestos project license prior to beginning demolition of any regulated building or structure; submit a project license application; pay the fifty dollar (\$50.00) application fee; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

22) <u>Order Type and Number:</u>	Consent Order 11-028-A
<u>Order Date:</u>	June 21, 2011
<u>Respondent:</u>	<b>Mr. Pumroy Rutledge</b>
<u>Facility:</u>	Mr. Pumroy Rutledge
<u>Location:</u>	203 Truesdale St., Heath Springs, SC 29058
<u>Mailing Address:</u>	Same
<u>County:</u>	Chester
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	N/A
<u>Violations Cited:</u>	South Carolina Air Pollution Control Regulation 61-62.2., Prohibition of Open Burning
<b><u>Project Manager:</u></b>	<b>Matthew S. Brewer</b>

Summary: Mr. Pumroy Rutledge (Respondent), located in Chester, S.C., is a general recycling contractor. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the regulation specifically household garbage, demolition debris, and construction waste.

Action: The Respondent is required to: immediately and henceforth cease open burning except as in compliance with the regulation; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a suspended penalty in the amount of seven thousand dollars (\$7,000.00) should the Respondent fail to meet any requirements of the order.



**BUREAU OF ENVIRONMENTAL HEALTH**

**Food Protection Enforcement**

23) Order Type and Number: Environmental Health Order  
2011-206-03-026

Order Date: June 14, 2011

Respondent: **Wa Chang Buffet**

Facility: Retail Food Establishment

Location: 270 Hwy 9 Bypass  
Lancaster, SC 29270

Mailing Address: Same

County: Lancaster

Previous Orders: None

Permit/ID Number: 29-206-01039

Violations Cited: R.61-25, Retail Food Establishments,  
Chapter II, Section B.1

Summary: Wa Chang Buffet (Respondent) located at 270 Hwy 9 Bypass Lancaster, South Carolina, is a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by consecutively holding potentially hazardous food at improper temperatures on three subsequent routine inspections.

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

24) Order Type and Number: Environmental Health Order  
2011-206-03-027

Order Date: June 14, 2011

Respondent: **La Fogata Mexican Restaurant**

Facility: Retail Food Establishment

Location: 105 Amicks Ferry Rd  
Chapin, SC 29036

Mailing Address: Same

County: Lexington

Previous Orders: None

Permit/ID Number: 32-206-03029

Violations Cited: R.61-25, Retail Food Establishments,  
Chapter V, Section A.4.

Summary: La Fogata Mexican Restaurant (Respondent) located at 105 Amicks Ferry Rd, Chapin, South Carolina, is a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by consecutively not operating the dish machine in accordance with the machine's data plate on three subsequent routine inspections.

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

25) Order Type and Number: Environmental Health Order  
2011-206-03-028  
Order Date: June 14, 2011  
Respondent: **Amber Buffet**  
Facility: Retail Food Establishment  
Location: 2275 Dave Lyle Blvd  
Rock Hill, SC 29730  
Mailing Address: Same  
County: York  
Previous Orders: None  
Permit/ID Number: 46-206-02731  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter II, Section B.1

Summary: Amber Buffet (Respondent) located at 2275 Dave Lyle Blvd Rock Hill, South Carolina, is a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by consecutively holding potentially hazardous food at improper temperatures on three subsequent routine inspections.

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

26) Order Type and Number: Environmental Health Order  
2011-206-03-029  
Order Date: June 15, 2011  
Respondent: **Waffle House**  
Facility: Retail Food Establishment  
Location: 778 St. Andrews Road  
Columbia, SC  
Mailing Address: Same  
County: Lexington

Previous Orders: None  
Permit/ID Number: 32-206-03-004233  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter XIV, Section K.6

Summary: Waffle House (Respondent) located at 778 St. Andrews Rd Columbia, South Carolina, is a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by not receiving a rating score of 70 or above on a routine and a subsequent follow up inspection.

Action: The Respondent has been ordered to correct all violations and pay a civil penalty in the amount of one thousand dollars (**\$1000.00**). The penalty has been paid. The violations have not been corrected. This enforcement case is pending.

27) Order Type and Number: Environmental Health Order  
2011-206-03-030  
Order Date: June 15, 2011  
Respondent: **April Talbert**  
Facility: South Lake Bar & Grill  
Location: 114 Glassmaster Rd  
Lexington, SC 29072  
Mailing Address: Same  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 32-206-05706  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter VII, Section A

Summary: April Talbert (Respondent) the owner and operator of South Lake Bar and Grill located at 114 Glassmaster Rd Lexington, South Carolina, is a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by repeatedly not maintaining floors in good repair.

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

28) Order Type and Number: Environmental Health Order  
2011-206-03-033  
Order Date: June 30, 2011  
Respondent: **Capital City Bar and Grill**  
Facility: Sporting News Grill  
Location: 110 McSwain Drive

Mailing Address: West Columbia, SC 29169  
County: Same  
Lexington  
Previous Orders: None  
Permit/ID Number: 32-206-05707  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter V, Section A.4

Summary: Capital City Bar & Grill (Respondent) as the owner and operator of Sporting News Grill located at 110 McSwain Dr West Columbia, South Carolina, a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by consecutively not operating the dish machine in accordance with the machine's data plate on three subsequent routine inspections.

Action: The Respondent has been ordered to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The penalty has not been paid. This enforcement case is pending.

29) Order Type and Number: Environmental Health Order  
2011-206-03-034  
Order Date: June 30, 2011  
Respondent: **Sbarro America**  
Facility: Sbarro  
Location: 100 Columbiana Circle Ste 1260  
Columbia, SC 29212  
Mailing Address: Same  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 32-206-01312  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter II, Section B.1

Summary: Sbarro America (Respondent) is the owner and operator of Sbarro located at 100 Columbiana Circle Columbia, South Carolina, a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by consecutively holding potentially hazardous food at improper temperatures on three subsequent routine inspections.

Action: The Respondent has been ordered to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The penalty has not been paid. This enforcement case is pending.

30) Order Type and Number: Environmental Health Order  
2011-206-08-001

Order Date: June 20, 2011  
Respondent: **Pizza Hut of America Inc**  
Facility: Pizza Hut  
Location: 1300 Elm Street  
Hampton, SC 29924  
Mailing Address: Same  
County: Hampton  
Previous Orders: None  
Permit/ID Number: 25-206-01194  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter V, Section A.1

Summary: Pizza Hut of America (Respondent) is the owner and operator of Pizza Hut located at 1300 Elm Street Hampton, South Carolina, a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by repeatedly not properly washing, rinsing and sanitizing food contact surfaces on a routine and two subsequent follow up inspections.

Action: The Respondent has been ordered to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The penalty has not been paid. This enforcement case is pending.

31) Order Type and Number: Environmental Health Order  
2011-206-03-031  
Order Date: June 30, 2011  
Respondent: **Shannon and Ivan Moore**  
Facility: Success Eatery  
Location: 6301 Shakespeare Rd  
Columbia, SC 29223  
Mailing Address: Same  
County: Richland  
Previous Orders: None  
Permit/ID Number: 40-206-06618  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter VII, Section E.1

Summary: Shannon and Ivan Moore (Respondent) are the owners and operators of Success Eatery located at 6301 Shakespeare Rd Columbia, South Carolina, a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by repeatedly not providing adequate lighting over the dish area on a routine inspection and two subsequent follow up inspections.

Action: The Respondent has been ordered to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The penalty has not been paid. This enforcement case is pending.

32) Order Type and Number: Environmental Health Order  
2011-206-03-032  
Order Date: June 30, 2011  
Respondent: **Jesus Macias**  
Facility: El Torro  
Location: 806 St. Andrews Rd  
Columbia, SC 29072  
Mailing Address: Same  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 40-206-6628  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter VI, Section E.4

Summary: Jesus Macias (Respondent) is the owner and operator of El Torro located at 806 St. Andrews Rd Columbia, South Carolina, a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by repeatedly not providing adequate light in the toilet rooms and the cut off valve at the handsink in the kitchen being in poor repair on a routine inspection and two subsequent follow up inspections.

Action: The Respondent has been ordered to pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The penalty has not been paid. This enforcement case is pending.