



Mailing Address: Same  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: 06680  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code Ann. §44-2-60(A) (2002 and Supp. 2014).

Summary: South Carolina State University (Individual/Entity) operates and owns underground storage tanks, located in Orangeburg, South Carolina. A Notice of Alleged Violation was issued on August 3, 2015. The Individual/Entity has violated the State Underground Petroleum Environmental Response Bank Act as follows: failed to pay to the Department the annual underground storage tank registration fees.

Action: The Individual/Entity is required to: pay the annual tank registration fees and associated late fees for in the amount of one thousand, two hundred ten dollars (\$1,210.00) and pay a civil penalty in the amount of one hundred dollars (**\$100.00**). The civil penalty and the annual tank fees have been paid.

3) Order Type and Number: Consent Order 15-0405-UST  
Order Date: October 19, 2015  
Individual/Entity: **Ansh Inc. d.b.a. Beaufort General Store**  
Facility: Beaufort General Store  
Location: 1300 Boundary Street  
Beaufort, SC 29902  
Mailing Address: Same  
County: Beaufort  
Previous Orders: None  
Permit/ID Number: 09986  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code Ann. §44-2-60(A) (2002 and Supp. 2014).

Summary: Ansh Inc. d.b.a. Beaufort General Store (Individual/Entity) operates and owns underground storage tanks, located in Beaufort, South Carolina. A Notice of alleged Violation was issued on August 3, 2015. The Individual/Entity has violated the State Underground Petroleum Environmental Response Bank Act as follows: failed to pay to the Department the annual underground storage tank registration fees.

Action: The Individual/Entity is required to: the annual tank registration fees and associated late fees in the amount of two thousand, four hundred twenty

dollars (\$2,420.00) and pay a civil penalty in the amount of one hundred dollars (**\$100.00**).

- 4) Order Type and Number: Consent Order 15-0285-UST  
Order Date: October 19, 2015  
Individual/Entity: **Mohamad & Shirley Mereby**  
Facility: Beck BP  
Location: 3053 White Horse Road  
Greenville, SC  
Mailing Address: 19 Weatherby Court  
Greenville, SC 29615  
County: Greenville  
Previous Orders: None  
Permit/ID Number: 04529  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code Ann. §44-2-10 et. seq. (2002 and Supp. 2014); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann. Regs. 61-92.280.23(j) (2012).

Summary: Mohamad & Shirley Mereby (Individuals/Entities) own underground storage tanks located in Greenville, South Carolina. On August 6, 2015, the Department conducted a routine inspection and issued a Notice of Alleged Violation. The Individuals/Entities have violated the South Carolina Underground Storage Tank Control Regulation as follows: accepting product into a tank where the Department had imposed Delivery Prohibition.

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

- 5) Order Type and Number: Consent Order 15-0209-UST  
Order Date: October 12, 2015  
Individual/Entity: **Sanjay and Ulka Patel**  
Facility: Pee Dee Grocery  
Location: 9150 Highway 701 South  
Conway, SC  
Mailing Address: 2521 Hunters Trail,  
Myrtle Beach, SC 29588  
County: Horry  
Previous Orders: AO 12-0555-UST (\$7,025.00);  
AO 13-0385-UST (\$12,700.00)  
Permit/ID Number: 10475  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code

Ann. §44-2-10 et. seq. (2002 and Supp. 2014); and the South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann. Regs. 61-92.280.10(e) (2012).

Summary: Sanjay and Ulka Patel (Individuals/Entities) own and operate underground storage tanks in Horry County, South Carolina. An inspection was conducted on April 20, 2015. The Individuals/Entities have violated the South Carolina Underground Storage Tank Control Regulations as follows: introduction of petroleum or petroleum products for which the owner does not hold a valid registration.

Action: The Individuals/Entities are required to: pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**).

6) Order Type and Number: Consent Order 15-0419-UST  
Order Date: September 24, 2015  
Individual/Entity: **Dhruvin V LLC DBA Jiffy Mart**  
Facility: Jiffy Mart  
Location: 414 Allendale-Hampton Hwy  
Fairfax, SC, 29827  
Mailing Address: Same  
County: Allendale  
Previous Orders: None  
Permit/ID Number: 00302  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code Ann. §44-2-10 et. seq. (2002 and Supp. 2014); and the South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann. Regs. 61-92 Section 280.23(h) (2012).

Summary: Dhruvin V LLC DBA Jiffy Mart (Individual/Entity) operates and owns underground storage tanks, located in Fairfax, South Carolina. An inspection was conducted on September 4, 2015. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: accepted a delivery of product while under Delivery Prohibition.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). All violations were corrected prior to the issuance of the Order.

7) Order Type and Number: Consent Order 15-0312-UST  
Order Date: October 12, 2015  
Individual/Entity: **Six Mile Kwik Mart**  
Facility: Six Mile Kwik Mart

Location: 302 North Main Street,  
Six Mile, SC 29682  
Mailing Address: Same  
County: Pickens  
Previous Orders: None  
Permit/ID Number: 12078  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code Ann. §44-2-10 et. seq. (2002 and Supp. 2014); and the South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann. Regs. 61-92 Section 280.10(e) (2012).

Summary: Six Mile Kwik Mart (Individual/Entity) operates and owns underground storage tanks, located in Six Mile, South Carolina. An inspection was conducted on August 4, 2015. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulations as follows: introduced petroleum product into an underground storage tank for which it did not hold a current registration.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). All violations were corrected prior to the issuance of the Order. The penalty has been paid.

8) Order Type and Number: Consent Order 15-0301-UST  
Order Date: October 12, 2015  
Individual/Entity: **Lindsay Oil Company, Inc.**  
Facility: Six Mile Kwik Mart  
Location: 302 North Main Street  
Six Mile, SC  
Mailing Address: P.O. Box 381  
Pickens, SC 29671  
County: Pickens  
Previous Orders: None  
Permit/ID Number: 12078  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of (SUPERB Act), S.C. Code Ann. §44-2-10 et. seq. (2002 and Supp. 2014); and the South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann. Regs. 61-92 Section 280.10(e). (2012)

Summary: Lindsay Oil Company, Inc. (Individual/Entity) supplies petroleum product to Six Mile Kwik Mart who operates and owns underground storage tanks, located in Six Mile, South Carolina. An inspection was conducted on August 4, 2015. The Individual/Entity violated the South Carolina Underground Storage Tank Control Regulations as follows: introduced petroleum

product into an underground storage tank for which the owner did not hold a current registration.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). The civil penalty has been paid.

### **Infectious Waste Enforcement**

9) Order Type and Number: Consent Order 15-04-IW  
Order Date: October 19, 2015  
Individual/Entity: **Professional Pharmacy Services, Inc.**  
Facility: Professional Pharmacy Services, Inc.  
Location: 2623 West Sumter Street,  
Florence, SC 29501  
Mailing Address: Same  
County: Florence  
Previous Orders: None  
Permit/ID Number: SC12-0221G  
Violations Cited: The South Carolina Infectious Waste Management Act §44-93-30 (2002); and the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (2012).

Summary: Professional Pharmacy Services, Inc. (Individual/Entity) is a large quantity generator of infectious waste, located in Florence, South Carolina. On June 4, 2015, the Department conducted an inspection. The Individual/Entity has violated the Infectious Waste Management Regulations as follows: failed to notify the Department in writing of a physical location change within thirty (30) days; failed to ensure that all sharps are placed and maintained in rigid, leak resistant, and puncture resistant containers; failed to ensure that all other types of infectious waste are placed, stored, and maintained in a rigid or semirigid, leak resistant container which is impervious to moisture; failed to ensure that containers of infectious waste are sealed and closed tightly and securely when full by weight or volume, or when putrescent, to prevent any discharge of the contents at any time until the container enters the treatment system; failed to ensure that infectious waste is contained in containers that are appropriate; failing to ensure that compaction of waste is prevented; failed to ensure that containers of infectious waste be labeled with the Department issued number of the in-state generator; failed to ensure that containers of infectious waste be labeled with the date the container was placed in storage or sent offsite; failed to ensure that waste is stored in a manner to prevent a release or discharge of the contents; failed to ensure storage areas are labeled with the universal biohazard symbol sign; and, failed to ensure onsite storage of infectious waste does not exceed fourteen days

without refrigeration or thirty days if maintained at or below 42 degrees Fahrenheit.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; ensure that the infectious waste registration is managed in accordance with the regulations; ensure that containers are packaged in accordance with the regulations; ensure that containers are labeled in accordance with the regulations; ensure that containers are stored in accordance with the regulations; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

10) Order Type and Number: Consent Order 15-03-IW  
Order Date: October 23, 2015  
Individual/Entity: **Naveen and Vinita, LLC**  
Facility: Peace Internal Medicine & Cardiology Center Greenville  
Location: 401 Guess Street Suite 100  
Greenville, SC 29605  
Mailing Address: Same  
County: Greenville  
Previous Orders: None  
Permit/ID Number: SC23-0615G  
Violations Cited: The S.C. Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002); and the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (2012).

Summary: Naveen and Vinita, LLC d.b.a. Peace Internal Medicine & Cardiology Center Greenville (Individual/Entity) is a Large Quantity Generator of infectious waste located in Greenville, South Carolina. On March 13, 2015, the Department conducted an inspection. The Individual/Entity has violated the SC Infectious Waste Management Regulations as follows: failed to ensure that containers of infectious waste offered for transport offsite were labeled with the Department issued registration number; failed to ensure that containers of infectious waste offered for transport offsite were labeled with the date the container was placed in storage or sent offsite, if not stored; failed to place, store, and maintain infectious waste before and during transport in a rigid or semi-rigid, leak resistant container which is impervious to moisture; failed to ensure that containers of infectious waste are sealed and closed tightly and securely when full by weight to prevent any discharge of the contents; failed to store infectious waste in containers that are appropriate for the type and quantity of waste and must be compatible with selected storage, transportation, and treatment processes; failed to segregate infectious waste from solid waste as close to the point of generation as practical to avoid commingling of the waste, failed to manage the entire contents of the container as infectious waste if put into the same container as other

waste or if solid waste is put into a container labeled as infectious waste; failed to ensure storage of infectious waste in a manner and location that prevents a release or discharge of the contents; failed to store waste in an authorized personnel only area; failed to maintain a record of treated infectious waste for two (2) years in a location within South Carolina easily accessible to the Department; and, failed to obtain and record accurate weight of waste within fifty (50) days of shipment.

Action: The Individual/Entity is required to: now and in the future, ensure compliance with the SC Infectious Waste Management Act and Regulations; submit a corrective action plan to address the violations; and, pay a civil penalty in the amount of four thousand, four hundred dollars (**\$4,400.00**).

### **Solid Waste Enforcement**

- 11) Order Type and Number: Consent Order 15-22-SW  
Order Date: October 19, 2015  
Individual/Entity: **Carolyn Fleming and Roger Fleming**  
Facility: Fleming Structural Fill  
Location: 1015 Spring Creek Road  
Lugoff, SC 29078  
Mailing Address: 2205 Screaming Eagle Road  
Lugoff, SC 29078  
County: Richland  
Previous Orders: None  
Permit/ID Number: SF-00131  
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann, §44-96-10 *et. seq.* (2002); and the Solid Waste Management: Solid Waste Landfills and Structural Fill, 8 S.C. Code Ann. Regs. 61-107.19 (2012).

Summary: Carolyn Fleming and Roger Fleming (Individuals/Entities) operate a structural fill. The Department conducted routine compliance inspections on January 13, 2015, February 19, 2015, and March 24, 2015. The Individuals/Entities have violated the South Carolina Solid Waste Policy and Management Act of 1991 and the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: failed to place a uniform compacted layer of clean earth cover or other suitable cover material acceptable to the Department, no less than six (6) inches in depth, over all exposed waste material at least every 30 days and failed to complete the action of closure of a short term structural fill.



Action: The Individuals/Entities are required to: immediately cease all structural filling activities, filling the remainder of the area with clean soil; complete the closure activities of the structural fill; pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**); and, pay a stipulated penalty in the amount of three thousand dollars (\$3,000.00) should any requirement of the Order not be met.

- 12) Order Type and Number: Consent Order 15-21-SW  
Order Date: October 19, 2015  
Individual/Entity: **J. Michael Bishop**  
Facility: Unpermitted Structural Fill  
Location: 25 East Darby Road  
Taylors, SC 29687  
Mailing Address: P.O. Box 1295  
Greer, SC 29652  
County: Greenville  
Previous Orders: None  
Permit/ID Number: Unpermitted  
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann, §44-96-10 et. seq. (2002); and the Solid Waste Management: Solid Waste Landfills and Structural Fill, 8 S.C. Code Ann. Regs. 61-107.19 (2012).

Summary: J. Michael Bishop (Individual/Entity) is the operator of an unpermitted structural fill. On March 10, 2015, the Department conducted an inspection after an incomplete permit application was received. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act of 1991 and the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: failed to obtain written approval from the Department to operate under the Permit-by-rule prior to engaging in structural fill activity.

Action: The Individual/Entity is required to: complete the closure activities of the structural fill; pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**); and, pay a stipulated penalty in the amount of two thousand dollars (\$2,000.00) should any requirement of the Order not be met.

- 13) Order Type and Number: Consent Order 15-20-SW  
Order Date: October 19, 2015  
Individual/Entity: **Howard Bellamy and Shannon Bell**  
Facility: Lee's Landing Mine  
Location: 1343 Lee's Landing Circle  
Conway, SC

Mailing Address: 101 Folly Road  
Myrtle Beach, SC 29588  
County: Horry  
Previous Orders: None  
Permit/ID Number: SF-00128  
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann, §44-96-10 *et. seq.* (2002); and the Solid Waste Management: Solid Waste Landfills and Structural Fill, 8 S.C. Code Ann. Regs. 61-107.19.Part II (F) (2012).

Summary: Howard Bellamy and Shannon Bell (Individual/Entity) are responsible for the proper operation of a short term structural fill located in Conway, South Carolina. On May 15, 2015, the Department conducted a site visit. The Individuals/Entities violated the Solid Waste Landfills and Structural Fill Regulation as follows: failed to complete the action of closure of a short term structural fill in accordance with the Registration No. SF-00128.

Action: The Individuals/Entities are required to: complete closure activities of the short term structural fill in accordance with the regulations; pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**); and pay a stipulated penalty in the amount of three thousand dollars (\$3,000.00) should any requirement of the Order not be met. The penalty has been paid.

## **BUREAU OF WATER**

### **Recreational Water Enforcement**

14) Order Type and Number: Administrative Order 15-108-RW  
Order Date: September 25, 2015  
Individual/Entity: **Simi Hospitality, Inc.**  
Facility: Creekside Lands Inn  
Location: 2545 Savannah Highway  
Charleston SC, 29414  
Mailing Address: Same  
County: Charleston  
Previous Orders: 14-300-DW (\$840.00)  
Permit/ID Number: 10-492-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Simi Hospitality, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 6, 2015, the pool was inspected and a violation was issued for failure to properly operate

and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool deck was not clean and clear of hazards; the gate did not self-close and latch; there was no drinking water fountain; the disinfection equipment, and the recirculation and filtration system were not accessible; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring was deteriorated; the emergency notification device was not within two hundred feet of the pool; only one "Shallow Water – No Diving Allowed" sign was posted; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; there was no current valid documentation of a pool operator of record; and, the bound and numbered log book was not available for Department review.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). A follow-up inspection was conducted on July 20, 2015, and all of the deficiencies have been corrected.

15) <u>Order Type and Number:</u>	Consent Order 15-112-RW
<u>Order Date:</u>	October 12, 2015
<u>Individual/Entity:</u>	<b>Pelicans Landing Condominium Association, Inc.</b>
<u>Facility:</u>	Pelicans Landing
<u>Location:</u>	9581 Shore Drive Myrtle Beach, SC 29572
<u>Mailing Address:</u>	800 Delaware Avenue Buffalo, NY 14209
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-K28-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Pelicans Landing Condominium Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On August 6, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there were chlorine pucks in the skimmer baskets; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; and, the bound and numbered log book was not available for Department review.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of three hundred forty dollars (**\$340.00**). The civil penalty

has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

- 16) Order Type and Number: Consent Order 15-113-RW  
Order Date: October 14, 2015  
Individual/Entity: **Windjammer Associates, L.P.**  
Facility: Windjammer Apartments  
Location: 1742 Sam Rittenburg Boulevard  
Charleston, SC 29407  
Mailing Address: P.O. Box 31417  
Charleston, SC 29417  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-127-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Windjammer Associates, L.P. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 24, 2015, and August 12, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool floor was not clean; the skimmer lids were cracked; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; and, there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

- 17) Order Type and Number: Consent Order 15-114-RW  
Order Date: October 15, 2015  
Individual/Entity: **Patricia Grand Homeowners Association, Inc.**  
Facility: Patricia Grand II  
Location: 2710 North Ocean Boulevard  
Myrtle Beach, SC 29577  
Mailing Address: 1000 Second Avenue South  
North Myrtle Beach, SC 29582  
County: Horry  
Previous Orders: None

Permit/ID Number: 26-E74-1, 26-E75-1, 26-E76-1, 26-E77-1, 26-E78-1, & 26-E79-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(I)

Summary: Patricia Grand Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation, maintenance, and modification of three pools and three spas. On August 3, 2015, the public spa permit No. 26-E78-1 and public spa Permit No. 26-E79-1 were inspected as the result of a complaint and a violation was issued for failure to properly operate and maintain; on August 4, 2015, the pools and spas were inspected and it was determined that the pools and spas were modified prior submitting Swimming Pool Change Order Request Forms. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to submit to the Department Swimming Pool Change Order Request Forms prior to the modifications of the pools and spas; and, failed to properly operate and maintain public spa permit No. 26-E78-1 and public spa permit No. 26-E79-1.

Action: The Individual/Entity is required to: submit Swimming Pool Change Order Request Forms for the modifications of the pools and spas; complete any required construction; contact the Department to request an inspection to verify that the work has been completed; and, pay a civil penalty in the amount of two thousand seven hundred twenty dollars (**\$2,720.00**). The Individual/Entity submitted the required Swimming Pool Change Order Request Forms.

18) Order Type and Number: Consent Order 15-115-RW  
Order Date: October 15, 2015  
Individual/Entity: **KNP Hospitality, Inc.**  
Facility: Rodeway Inn  
Location: 2311 Ashley Phosphate Road  
Charleston, SC 29418  
Mailing Address: Same  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-265-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: KNP Hospitality, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 8, 2015, and September 3, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was no drinking water fountain; the chlorine and pH levels were not within the acceptable range of water quality standards; the lifeline floats were not properly spaced; the foot rinse

shower was not operating properly; the cyanuric acid level was above the water quality standards acceptable limit; the main drain grates were not visible due to cloudy water; and, the pool rules sign was cracked and was not legible.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

19) <u>Order Type and Number:</u>	Consent Order 15-116-RW
<u>Order Date:</u>	October 16, 2015
<u>Individual/Entity:</u>	<b>BMA Rock Hill Apartments, LLC</b>
<u>Facility:</u>	Gable Oaks Apartments
<u>Location:</u>	752 Patriot Parkway Rock Hill, SC 29730
<u>Mailing Address:</u>	12624 Sabal Park Drive Pineville, NC 28134
<u>County:</u>	York
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	46-121-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: BMA Rock Hill Apartments, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 16, 2015, and July 31, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a lifeline with floats was not attached to the pool wall; a ladder was missing bumpers; the pool floor was not clean; there were chlorine pucks in the skimmer baskets; there was debris in the skimmer baskets; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the shepherd's crook was not permanently attached to the handle; the facility address was not posted at the emergency notification device; the "Shallow Water – No Diving Allowed" signs did not have the correct wording; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; and, the bound and numbered log book was not maintained on a daily basis, and the cyanuric acid readings were not recorded.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

20) Order Type and Number: Consent Order 15-117-RW  
Order Date: October 19, 2015  
Individual/Entity: **Old Mill Townhouses  
Homeowners Association, Inc.**  
Facility: Old Mill Townhouses  
Location: 102 Rock Knoll Drive  
Greenwood, SC 29646  
Mailing Address: 720 Montague Avenue, #182  
Greenwood, SC 29649  
County: Greenwood  
Previous Orders: 13-121-DW (\$1,200.00)  
Permit/ID Number: 24-046-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Old Mill Townhouses Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 5, 2015, and August 20, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there were chlorine sticks in the skimmer baskets; the gate did not self-close and latch; a section of the perimeter fencing was broken; the bathrooms were not accessible; there was no drinking water fountain or foot rinse shower; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring rope was deteriorated; the pool rules sign was not completely filled out; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; the depth marker tiles at the waterline were either missing or improperly sized; the pool floor was not clean; algae was present on the walls and floor of the pool; the cyanuric acid level was above the water quality standards acceptable limit; and, the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of one thousand three hundred sixty dollars (**\$1,360.00**).

21) Order Type and Number: Consent Order 15-118-RW  
Order Date: October 16, 2015  
Individual/Entity: **The Heritage Group of Myrtle  
Beach, Ltd**  
Facility: Beachwood at the Heritage  
Location: 4300 South Kings Highway  
Myrtle Beach, SC 29577  
Mailing Address: 1712 Clubhouse Drive  
Myrtle Beach, SC 29577

County: Horry  
Previous Orders: None  
Permit/ID Number: 26-C98-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: The Heritage Group of Myrtle Beach, Ltd (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 11, 2015, and July 10, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the gate did not self-close and latch; there was no drinking water fountain; the chlorine and pH levels were not within the acceptable range of water quality standards; there was no pool rules sign posted; and, the pool operator of record information was not posted.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

22) Order Type and Number: Consent Order 15-119-RW  
Order Date: October 20, 2015  
Individual/Entity: **Ravenwood Hills Apartments, LLC**  
Facility: Ravenwood Apartments  
Location: 4215 Bethel Church Road  
Columbia, SC 29206  
Mailing Address: 303 Perimeter Center North  
Atlanta, GA 30346  
County: Richland  
Previous Orders: None  
Permit/ID Number: 40-026-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Ravenwood Hills Apartments, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 8, 2015, and July 30, 2015, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the pool walls were dirty; the water line tiles were broken; the foot rinse shower was not operating properly; there was no drinking water fountain; the step edge stripe was not within one inch of the edge of the step; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; only one "Shallow Water – No Diving Allowed" sign was



posted; there were chlorine sticks in the skimmer baskets; the bound and numbered log book was not maintained properly in that the chemical readings were being recorded for future dates; and, the recirculation and filtration system was not operating properly.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid.

### **Drinking Water Enforcement**

23)	<u>Order Type and Number:</u>	Consent Order 15-042-DW
	<u>Order Date:</u>	October 29, 2015
	<u>Individual/Entity:</u>	<b>Town of Williams</b>
	<u>Facility:</u>	Town of Williams
	<u>Location:</u>	Duncan Street Williams, SC 29493
	<u>Mailing Address:</u>	P.O. Box 23 Williams, SC 29493
	<u>County:</u>	Colleton
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	1510003
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.5.F

Summary: The Town of Williams (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On August 21, 2015, and September 16, 2015, violations were issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the MCL violations; and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

### **Water Pollution Enforcement**

24)	<u>Order Type and Number:</u>	Consent Order 15-041-W
	<u>Order Date:</u>	October 12, 2015
	<u>Individual/Entity:</u>	<b>Kershaw County</b>

Facility: Lugoff WWTF  
Location: 40 Renew Road  
Lugoff, SC 29078  
Mailing Address: 515 Walnut Street  
Camden, SC 29020  
County: Kershaw  
Previous Orders: 15-016-W (\$5,000.00); 12-026-W  
(\$3,400.00)  
Permit/ID Number: SC0039870  
Violations Cited: S.C. Code Ann. § 48-1-110 (d)  
(Supp. 2014) and 3 S.C. Code Ann Regs. 61-9.122.41(a) (Supp. 2014).

Summary: Kershaw County (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Lugoff Wastewater Treatment Facility (WWTF). On April 17, 2015, and July 2, 2015, Notices of Violation (NOVs) were issued as a result of discharge monitoring reports received by the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation in that it failed to comply with effluent discharge limits of its National Pollutant Discharge Elimination System Permit for Total Suspended Solids, Ammonia-Nitrogen, and Whole Effluent Chronic Toxicity (CTOX).

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; monitor CTOX for one (1) year following the institution of approved corrective actions to confirm adequacy of the corrective actions taken; and, pay a civil penalty in the amount of eight thousand one hundred dollars (**\$8,100.00**).

### **BUREAU OF AIR QUALITY**

25) Order Type and Number: Consent Order 15-043-A  
Order Date: October 23, 2015  
Individual/Entity: **Income Property Investments, Inc.**  
Facility: Motel 6  
Location: 613 Knox Abbott Drive  
Cayce SC 29033  
Mailing Address: 520 E. Foothill Blvd.  
Pomona CA 91767  
County: Lexington  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: U.S. Environmental Protection  
Agency ("EPA") Regulations at 40 CFR 61, National Emission Standards

for Hazardous Air Pollutants, Subpart M, National Emission Standard for Asbestos, and 7 South Carolina Code Ann. Regs. 61-86.1, Standards of Performance for Asbestos Projects

Summary: Income Property Investments, Inc. (Individual/Entity) operates a Motel 6 at 613 Knox Abbott Drive in Cayce, South Carolina (Site). On April 11, 2014, February 12, 2015, March 4, 2015, and March 6, 2015, the Department conducted an inspection of the Site. The Individual/Entity violated Federal and State Standards of Performance for Asbestos Projects as follows: failed to conduct an asbestos building inspection prior to the start of a renovation, adhere to notification and licensing requirements for a NESHAP-sized asbestos abatement project, and adhere to work practice requirements for a NESHAP-sized asbestos abatement project including preparation, removal, clean-up, disposal, and air monitoring.

Action: The Individual/Entity is required to: comply with Federal and State Standards of Performance for Asbestos Projects including: ensuring that an asbestos building inspection is conducted prior to the start of a renovation project; adhering to notification and licensing requirements for asbestos abatement projects; adhering to work practice requirements for asbestos abatement projects including preparation, removal, clean-up, disposal, and air monitoring; if the disturbed areas observed during the inspections have been properly abated and are safe for occupancy, submit to the Department documentation, including air monitoring data, demonstrating such; if any of the disturbed areas observed during the inspections have not been properly abated and are not safe for occupancy, submit to the Department a project design for the abatement of any remaining disturbed ACM and cleanup of all contaminated areas at the Site; and, pay a civil penalty in the amount of fifteen thousand dollars (**\$15,000.00**), payable in three (3) payments of five thousand dollars (\$5,000.00).

26) <u>Order Type and Number:</u>	Consent Order 15-044-A
<u>Order Date:</u>	October 23, 2015
<u>Individual/Entity:</u>	<b>The Rumsey Group, Inc.</b>
<u>Facility:</u>	PruittHealth
<u>Location:</u>	2451 Forest Drive Columbia, SC 29204
<u>Mailing Address:</u>	P.O. Box 4285 Anderson, SC 29622
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	R1407427
<u>Violations Cited:</u>	7 South Carolina Code Ann. Regs. 61-86.1, Standards of Performance for Asbestos Projects

Summary: The Rumsey Group, Inc., (Individual/Entity) is a Department-licensed asbestos abatement contractor. The Individual/Entity was contracted to remove ceiling texture in the kitchen area of a skilled nursing facility located at 2451 Forest Drive in Columbia, SC (Site). On August 13, 2014, the Department conducted an investigation at the Site. The Individual/Entity has violated State Standards of Performance for Asbestos Projects as follows: failed to perform an adequate visual inspection of the abated area prior to final clearance, and perform additional wet cleaning and HEPA vacuuming as needed, including maintaining warning signs, critical barriers, negative air machines, and the decontamination enclosure in place until the Site was properly abated.

Action: The Individual/Entity is required to: henceforth not engage in any asbestos abatement or other asbestos related activity regulated by the Department, or apply for or obtain any asbestos license(s) from the Department; surrender to the Department Asbestos Abatement Contractor License CO-00403 and Asbestos Abatement Supervisor License SA-02079; and, pay a **suspended penalty** in the amount of seven thousand dollars (**\$7,000.00**) should any requirement of the Order not be met.

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

27)	<u>Order Type and Number:</u>	Consent Order 2015-206-06-011
	<u>Order Date:</u>	October 12, 2015
	<u>Individual/Entity:</u>	<b>Captain George's Seafood Restaurant</b>
	<u>Facility:</u>	Captain George's Seafood Restaurant
	<u>Location:</u>	1401 29 <sup>th</sup> Avenue North Myrtle Beach, SC 29577
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	26-206-08192
	<u>Violations Cited:</u>	4 S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1 (previous regulation) and S.C. Code Ann. Regs. 61-25, 3-501.16(A) (1) and (2) (revised regulation)

Summary: Captain George's Seafood Restaurant (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on April 30, 2014, and February 26, 2015. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: maintain proper holding temperatures of time/temperature control for safety foods; operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and, pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

28) Order Type and Number: Consent Order 2014-206-03-134  
Order Date: October 12, 2015  
Individual/Entity: **Mr. Bunky's Grill**  
Facility: Mr. Bunky's Grill  
Location: 10441 Garners Ferry Road  
Eastover, SC 29044  
Mailing Address: Same  
County: Richland  
Previous Orders: None  
Permit Number: 40-206-03504  
Violations Cited: 4 S.C. Code Ann. Regs. 61-25  
Chapter II, Section B.1 (previous regulation) and S.C. Code Ann. Regs.  
61-25, 3-501.16(A) (1) and (2) (revised regulation)

Summary: Mr. Bunky's Grill (Individual/Entity) is a restaurant located in Eastover, South Carolina. The Department conducted inspections on September 6, 2013, and September 2, 2014. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: maintain proper holding temperatures of time/temperature control for safety foods; operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; have one (1) representative from the Individual/Entity complete a food protection manager certification program; pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

29) Order Type and Number: Consent Order 2014-206-07-032  
Order Date: October 12, 2015  
Individual/Entity: **Fuel Zone**  
Facility: Fuel Zone  
Location: 5981 Savannah Highway  
Ravenel, SC 29470  
Mailing Address: Same  
County: Charleston

Previous Orders: None  
Permit Number: 10-206-06122  
Violations Cited: 4 S.C. Code Ann. Regs. 61-25  
Chapter II, Section B.1 (previous regulation) and S.C. Code Ann. Regs.  
61-25, 3-501.16(A) (1) and (2) (revised regulation)

Summary: Fuel Zone (Individual/Entity) is a convenience store located in Ravenel, South Carolina. The Department conducted inspections on May 6, 2014, and August 18, 2015. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: maintain proper holding temperatures of time/temperature control for safety foods; operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; establish operational monitoring procedures for checking the temperatures of hot and cold time/temperature control for safety foods; have one (1) representative from the Individual/Entity complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

30) Order Type and Number: Consent Order 2015-206-03-024  
Order Date: October 19, 2015  
Individual/Entity: **FDR, LLC, dba Flight Deck  
Restaurant**  
Facility: Flight Deck Restaurant  
Location: 109-A Old Chapin Road  
Lexington, SC 29072  
Mailing Address: Same  
County: Lexington  
Previous Orders: None  
Permit Number: 32-206-04229  
Violations Cited: 4 S.C. Code Ann. Regs. 61-25  
Chapter II, Section B.1 (previous regulation) and S.C. Code Ann. Regs.  
61-25, 3-501.16(A) (1) and (2) (revised regulation)

Summary: Flight Deck Restaurant (Individual/Entity) is a restaurant located in Lexington, South Carolina. The Department conducted inspections on July 16, 2014, July 23, 2014, and December 3, 2014. The Individual/Entity violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: have one (1) representative from the Individual/Entity complete a food protection manager certification program and pay a civil penalty in the amount of five hundred dollars (**\$750.00**).

31) Order Type and Number: Consent Order 2014-206-03-130  
Order Date: October 19, 2015  
Individual/Entity: **Rivera's Foods**  
Facility: Rivera's Foods  
Location: 1945 Decker Boulevard  
Columbia, SC 29223  
Mailing Address: Same  
County: Richland  
Previous Orders: None  
Permit Number: 40-211-00712  
Violations Cited: 4 S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1 (previous regulation) and S.C. Code Ann. Regs. 61-25, 3-501.16(A) (1) and (2) (revised regulation)

Summary: Rivera's Foods (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on August 6, 2013, July 31, 2014, and August 5, 2014. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: maintain proper holding temperatures of time/temperature control for safety foods; operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; pay a civil penalty in the amount of one thousand, five hundred dollars (**\$1,500.00**).

32) Order Type and Number: Consent Order 2014-206-01-030  
Order Date: October 19, 2015  
Individual/Entity: **Tucker's Restaurant**  
Facility: Tucker's Restaurant  
Location: 3501 Clemson Boulevard  
Anderson, SC 29621  
Mailing Address: Same  
County: Anderson  
Previous Orders: None  
Permit Number: 04-206-02307  
Violations Cited: 4 S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1 (previous regulation) and S.C. Code Ann. Regs. 61-25, 3-501.16(A) (1) and (2) (revised regulation)

Summary: Tucker's Restaurant (Individual/Entity) is a restaurant located in Anderson, South Carolina. The Department conducted inspections on September 16, 2013, and September 17, 2014. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: maintain proper holding temperatures of time/temperature control for safety foods; operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; have one (1) representative from the Individual/Entity complete a food protection manager certification program; pay, a civil penalty in the amount of four hundred dollars (**\$400.00**).

33) Order Type and Number: Consent Order 2014-206-02-052  
Order Date: October 27, 2015  
Individual/Entity: **McAlister's Deli**  
Facility: McAlisters's Deli  
Location: 1390 Tiger Boulevard  
Clemson, SC 29631  
Mailing Address: Same  
County: Pickens  
Previous Orders: None  
Permit Number: 39-206-01813  
Violations Cited: 4 S.C. Code Ann. Regs. 61-25  
Chapter II, Section B.1 (previous regulation) and S.C. Code Ann. Regs.  
61-25, 3-501.16(A) (1) and (2) (revised regulation)

Summary: McAlister's Deli (Individual/Entity) is a restaurant located in Clemson, South Carolina. The Department conducted inspections on September 3, 2013, and August 5, 2014. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: maintain proper holding temperatures of time/temperature control for safety foods; operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; establish operational monitoring procedures for checking the temperatures of hot and cold time/temperature control for safety foods; and, pay a civil penalty in the amount of four hundred sixty-five dollars (**\$465.00**).

34) Order Type and Number: Consent Order 2014-206-01-028



Order Date: October 27, 2015  
Individual/Entity: **Fuji Express**  
Facility: Fuji Express  
Location: 302 Pearman Dairy Road  
Anderson, SC 29626  
Mailing Address: Same  
County: Anderson  
Previous Orders: None  
Permit Number: 04-206-03893  
Violations Cited: 4 S.C. Code Ann. Regs. 61-25  
Chapter V, Section A.4 (b) (previous regulation); S.C. Code Ann. Regs.  
61-25, 4-501.114 (revised regulation)

Summary: Fuji Express (Individual/Entity) is a restaurant located in Anderson, South Carolina. The Department conducted inspections on September 25, 2013, and August 5, 2014. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain a chlorine concentration between fifty (50) parts per million and two hundred (200) parts per million in the sanitizing solution used in the mechanical dishwashing operation.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; establish operational monitoring procedures for checking the dish machine; have one (1) representative from the Individual/Entity complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the required food protection manager certification program not be completed.

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