

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 July 13, 2017

_____ ACTION/DECISION

X INFORMATION

1. **TITLE:** Administrative and Consent Orders issued by Environmental Affairs.
2. **SUBJECT:** Administrative and Consent Orders issued by Environmental Quality Control (EQC) and Ocean and Coastal Resource Management (OCRM) during the period May 1, 2017 – May 31, 2017.
3. **FACTS:** For the period of May 1, 2017, through May 31, 2017, Environmental Affairs issued, seventy-three (73) Consent Orders with total assessed civil penalties in the amount of \$264,980.00. Also, six (6) Consent Agreements were issued during the reporting period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Agreements	Consent Orders	Assessed Penalties
Land and Waste Management					
UST Program	0	0		7	\$6,700.00
Aboveground Tanks	0	0		0	0
Solid Waste	0	0		0	0
Hazardous Waste	0	0		6	\$68,900.00
Infectious Waste	0	0		9	\$22,440.00
Mining	0	0		1	\$1,000.00
SUBTOTAL	0	0		23	\$99,040.00
Water					
Recreational Water	0	0		1	\$340.00
Drinking Water	0	0		3	0
Water Pollution	0	0		6	\$42,720.00
Dam Safety	0	0	6	1	0
SUBTOTAL	0	0	6	11	\$43,060.00
Air Quality					
SUBTOTAL	0	0		7	\$94,100.00
Environmental Health Services					
SUBTOTAL	0	0		31	\$26,780.00
OCRM					
SUBTOTAL	0	0		1	\$2,000.00
TOTAL	0	0	6	73	\$264,980.00

Submitted by:

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

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
July 13, 2017**

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Consent Order 16-0088-UST
 Order Date: May 25, 2017
 Individual/Entity: **Vinubhai Patel**
 Facility: Circle B
 Location: 1104 South Main Street
 Darlington, SC
 Mailing Address: 1102 South Main Street
 Darlington, SC 29532

 County: Darlington
 *Previous Orders: None
 Permit/ID Number: 02742
 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. 61-92.280.34(c), 280.41(b)(1)(ii), and
 280.44(a) (2012).

Summary: Vinubhai Patel (Individual/Entity) owns and operates underground storage tanks (USTs) located in Darlington, South Carolina. On March 15, 2016, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there were no line tightness and no line leak detector test results available for the kerosene UST. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to provide records to the Department upon request; failed to conduct an annual line tightness test on pressurized line or have monthly monitoring; and, failed to conduct annual test of automatic line leak detectors and/or sump sensors.

Action: The Individual/Entity is required to: submit current line tightness and line leak detector test results for the kerosene UST and pay a **suspended penalty** in the amount of seven hundred five dollars (**\$705.00**) should any requirement of the Order not be met.

- 2) Order Type and Number: Consent Order 16-0211-UST
 Order Date: May 25, 2017
 Individual/Entity: **Stop 'N' Save, Inc.**
 Facility: El Cheapo 6
 Location: 2031 Bull Street
 Columbia, SC
 Mailing Address: 1715 Leesburg Road
 Columbia, SC 29209-2217

 County: Richland
 Previous Orders: None
 Permit/ID Number: 16240

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. 61-92.280.20(c)(1)(ii) (2012).

Summary: Stop 'N' Save, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) located in Columbia, South Carolina. On July 20, 2016, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there was no overfill prevention device on the regular unleaded tank #1. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain overfill prevention equipment.

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.

3) Order Type and Number: Consent Order 16-0370-UST
Order Date: May 25, 2017
Individual/Entity: **Caleb Boyd**
Facility: Caleb's Country Corner
Location: 1312 Vox Highway
Johnsonville, SC
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 12268
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. 61-92.280.30(a), 280.34(c), and 280.52 (2012).

Summary: Caleb Boyd (Individual/Entity) owns and operates underground storage tanks (USTs) located in Johnsonville, South Carolina. On August 23, 2016, the Department conducted a routine inspection and issued a Notice of Alleged Violation because the spill bucket on regular unleaded tank #2 was cracked. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to ensure that releases due to spilling or overfilling do not occur; failed to provide records to the Department upon request; and, failed to investigate and confirm a suspected release within a reasonable time.

Action: The Individual/Entity is required to: submit hydrostatic test results as proof that the spill bucket on regular unleaded tank #2 has been replaced; submit soil sampling results from the spill bucket area on regular tank #2; and, pay a civil penalty in the amount of one thousand, seven hundred dollars (**\$1,700.00**).

4) Order Type and Number: Consent Order 17-0052-UST
Order Date: May 25, 2017
Individual/Entity: **Speedway, LLC**
Facility: Speedway 2849
Location: 10148 Two Notch Road
Columbia, SC
Mailing Address: 500 Speedway Drive
Enon, OH 45323-1056

County: Richland
Previous Orders: None
Permit/ID Number: 11457
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. 61-92.280.20(c)(1)(ii) (2012).

Summary: Speedway, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) located in Columbia, South Carolina. On February 16, 2017, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there was a stick in the drop tube shutoff valve on the regular unleaded tank #2. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain overfill prevention equipment.

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.

5) Order Type and Number: Consent Order 17-0057-UST
Order Date: May 25, 2017
Individual/Entity: **Ismat Ardab d.b.a. Discount Tobacco and Beverage**
Facility: Discount Tobacco and Beverage
Location: 10890 Two Notch Road
Pontiac, SC 29045
Mailing Address: Same
County: Richland
Previous Orders: None
Permit/ID Number: 19395
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. 61-92.280.20(c)(1)(ii) (2012).

Summary: Ismat Ardab d.ba. Discount Tobacco and Beverage (Individual/Entity) owns and operates underground storage tanks (USTs) located in Columbia, South Carolina. On February 24, 2017, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there was a stick in the drop tube shutoff valve on the premium tank. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain overfill prevention equipment.

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.

6) Order Type and Number: Consent Order 17-0069-UST
Order Date: May 25, 2017
Individual/Entity: **Speaks Oil Company, Inc.**
Facility: Speaks 102
Location: 2458 Main Street
Elgin, SC
Mailing Address: P.O. Box 68
Camden, SC 29020-0068
County: Kershaw

Previous Orders: None
Permit/ID Number: 10647
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. 61-92.280.20(c)(1)(ii) (2012).

Summary: Speaks Oil Company, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) located in Elgin, South Carolina. On March 3, 2017, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there was a stick in the drop tube shutoff valve on the regular unleaded tank #2. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain overfill prevention equipment.

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.

7) Order Type and Number: Consent Order 17-0075-UST
Order Date: May 25, 2017
Individual/Entity: **Quad Holdings LLC**
Facility: Quad Holdings LLC - Edmund Highway
Location: 7801 Edmund Highway
Pelion, SC
Mailing Address: 2423 Plantation Center Drive, Suite B
Matthews, NC 28105-6203
County: Lexington
Previous Orders: None
Permit/ID Number: 17000
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. 61-92.280.20(c)(1)(ii) (2012).

Summary: Quad Holdings LLC (Individual/Entity) owns and operates underground storage tanks (USTs) located in Pelion, South Carolina. On March 9, 2017, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there was no overfill prevention device on the premium tank. The Individual/Entity has violated the South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain overfill prevention equipment.

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

Hazardous Waste Enforcement

8) Order Type and Number: Consent Order 17-08-HW
Order Date: May 12, 2017
Respondent: **B&E Electroform Co. of S.C., Inc.**
Facility: B&E Electroform Co. of S.C., Inc.
Location: 118 Pride Drive
Simpsonville, SC 29681
Mailing Address: Same

County: Greenville
Previous Orders: None
Permit/ID Number: SCR 055 246 276
Violations Cited: The South Carolina Hazardous Waste Management Act S.C. Code Ann. §44-56-130(2) *et seq.* (2002); The South Carolina Hazardous Waste Management Regulations, 6 and 7 S.C. Code Ann. Regs. 61-79.262.34(d)(4)/R.61-79.262.34(a)(2), R.61-79.262.32(b), R.61-79.262.34(c)(1)/R.61-79.265.173(a), R.61-79.262.34(d)(2)/R.61-79.265.174, R.61-79.262.34(d)(5)(iii), R.61-79.262.20(a)(1), R. 61-79.262.34(d)(5)(ii), R. 61-79.268.7(a)(8), and, R.61-79.262.13(b) (2012 and Supp. 2015).

Summary: B&E Electroform Co. of S.C., Inc. (Individual/Entity) operates a facility in Simpsonville, South Carolina. On April 25, 2016, the Department conducted an inspection of the facility. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to mark containers for transport with the generator EPA identification number; failed to ensure that a container holding hazardous waste was closed during storage except when necessary to add or remove waste; failed to inspect areas where hazardous wastes are stored at least weekly; failed to ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures, relevant to their responsibilities during normal facility operations and emergencies; failed to prepare a manifest according to the instructions included in the Appendix of this part; failed to post the following information next to the telephone: name and telephone number of the emergency coordinator, the location of fire extinguishers and spill control materials, and the telephone number to the fire department; failed to retain onsite all notices, certifications, waste analysis data, and other documents produced pursuant to this part for at least three years from the date that the waste that is the subject of such documentation was last sent to onsite or offsite treatment, storage or disposal; and, failed to provide to the Department a revised or new Notification Form for a new hazardous waste produced within 30 days after such a waste is produced.

Action: The Individual/Entity is required to: ensure that hazardous waste containers are managed according to the regulations; ensure that manifests are managed in accordance with the regulations; ensure that employee training is managed in accordance with the regulations; ensure that the land disposal records are managed in accordance with the regulations; ensure that hazardous waste notifications are managed in accordance with the regulations; and, pay a civil penalty in the amount of four thousand, five hundred dollars (**\$4,500.00**), in accordance with a promissory note.

9) Order Type and Number: Consent Order 17-09-HW
Order Date: May 12, 2017
Respondent: **Phibro-Tech, Inc.**
Facility: Phibro-Tech, Inc.
Location: 2395 Cains Mill Road
Sumter, SC 29154-8952
Mailing Address: 300 Frank W. Burr Boulevard, Suite 21
Teaneck, NJ 07666-6712
County: Sumter
Previous Orders: None
Permit/ID Number: SCD 070 371 885
Violations Cited: The South Carolina Hazardous Waste Management Act S.C. Code Ann. §44-56-130(2) *et seq.* (2002); The South Carolina Hazardous Waste Management Regulations, 6 and 7 S.C. Code Ann. Regs. 61-79.262.34(d)(2)/R.61-79.265.173(a), 61-79.262.34(d)(2)/R.61-79.265.173(d),

R.61-79.273.13(d)(1), R.61-79.273.14(e), R.61-79.273.15(c), R.61-79.262.20(a)(1), and, R.61-79.262.13(d) (2012 and Supp. 2015).

Summary: Phibro-Tech, Inc. (Individual/Entity) operated a facility in Elgin, South Carolina, and has been in post-closure care for corrective action since the facility's closure in 2009. On July 22, 2016, the Department conducted an inspection of the facility. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to ensure that a container holding hazardous waste was closed during storage except when necessary to add or remove waste; failed to ensure that each container is appropriately labeled with an EPA hazardous waste number; failed to contain any lamp in containers or packages that are closed, structurally sound, and adequate to prevent breakage and compatible with the contents of the lamps; failed to mark or label clearly containers or packages in which such lamps are contained with the words, "Universal Waste - Lamp(s)," "Waste Lamp(s)," or "Used Lamp(s);" failed to demonstrate the length of time that universal waste has been accumulated from the date it becomes a waste or is received; failed to prepare a manifest according to the instructions included in the Appendix to this part; and, failed to submit a revised or new Notification form whenever the information provided becomes outdated or inaccurate.

Action: The Individual/Entity is required to: ensure that hazardous waste containers are managed per the regulations; ensure that universal waste is managed in accordance with the regulations; ensure that hazardous waste manifests are completed in accordance with the regulations; ensure that hazardous waste notifications are managed in accordance with the regulations; and, pay a civil penalty in the amount of four thousand, six hundred fifty dollars **(\$4,650.00)**.

10) <u>Order Type and Number:</u>	Consent Order 17-10-HW
<u>Order Date:</u>	May 12, 2017
<u>Individual/Entity:</u>	Palmetto Health Richland
<u>Facility:</u>	Palmetto Health Richland
<u>Location:</u>	5 Medical Park Drive Columbia, SC 29203
<u>Mailing Address:</u>	Taylor @ Marion Street Columbia, SC 29220
<u>County:</u>	Richland
<u>Previous Orders:</u>	14-11-HW (\$5,750.00)
<u>Permit/ID Number:</u>	SCR 078 051 778
<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 <i>et seq.</i> (2002 & Supp. 2015), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2015).

Summary: Palmetto Health Richland (Individual/Entity) provides healthcare services at its facility located at 5 Medical Park Drive, Columbia, South Carolina. The Department conducted an inspection in response to a complaint on September 7, 2016. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to accurately determine if a waste is a hazardous waste; failed to keep containers holding hazardous waste closed during storage, except when it is necessary to add or remove waste; failed to mark containers of hazardous waste with the words: "HAZARDOUS WASTE" or with other words that identify the contents of the containers; failed to file a revised or new notification Form when the generator status became inaccurate; failed to ensure that the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failed to permanently and

legibly mark each container containing hazardous waste with the following or equivalent statement: "Hazardous Waste – federal laws prohibit improper disposal;" failed to label each container with the appropriate EPA Hazardous Waste Number(s); failed to maintain aisle space to allow the unobstructed movement of personnel and emergency equipment; failed to prepare manifests according to the instructions included in Appendix to 262 for Manifest Forms; failed to notify the Department within thirty (30) days after acute hazardous waste was first produced at the facility; and, failed to certify large quantity generator status on the manifests for hazardous waste shipments.

Action: The Individual/Entity is required to: ensure that waste determinations and notification requirements are handled in accordance with the regulations; ensure that hazardous waste containers are managed in accordance with the regulations; ensure that aisle space is maintained in accordance the regulations; ensure that manifests are completed in accordance with the regulations; submit a personnel training program in accordance with the regulations; submit an updated DHEC Form 1965 to include the pharmaceutical P-listed, acute hazardous waste streams, the U-listed waste streams; submit an updated DHEC Form 2701 to include all the listed hazardous wastes; submit a written procedure/protocol for managing pharmaceutical P-listed and acute hazardous wastes at the facility; and, pay a civil penalty in the amount of twenty-eight thousand dollars (**\$28,000.00**).

11)	<u>Order Type and Number:</u>	Consent Order 17-11-HW
	<u>Order Date:</u>	May 25, 2017
	<u>Individual/Entity:</u>	Kemet Electronics Corporation – Building 1
	<u>Facility:</u>	Kemet Electronics Corporation – Building 1
	<u>Location:</u>	2835 Kemet Way Greenville, SC 29606
	<u>Mailing Address:</u>	P.O. Box 5928 Greenville, SC 29606
	<u>County:</u>	Greenville
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SCD 000 003 558
	<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 <i>et seq.</i> (2002 & Supp. 2015), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2015).

Summary: Kemet Electronics Corporation – Building 1 (Individual/Entity) specializes in manufacturing ceramic and tantalum capacitors at its facility located at 2835 Kemet Way, in Greenville, South Carolina. The Department conducted an inspection on June 27, 2016. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: accumulated hazardous waste in excess of 55 gallons in satellite accumulation; failed to mark containers holding the excess accumulation of hazardous waste with the date the excess amount began accumulating; failed to accumulate hazardous waste in containers at or near the point of generation where the wastes initially accumulate under the control of the operator; failed to keep containers holding hazardous waste closed during storage, except when it is necessary to add or remove waste; failed to mark containers of hazardous waste with the words: "HAZARDOUS WASTE" or with other words that identify the contents of the containers; failed to clean up any hazardous waste discharge that occurs during generation, processing or storage; failed to ensure that the date upon which each period of accumulation begins is clearly marked and visible for

inspection on each container; failed to permanently and legibly mark each container containing hazardous waste with the following or equivalent statement: "Hazardous Waste – federal laws prohibit improper disposal;" failed to label each container with the appropriate EPA Hazardous Waste Number(s); failed to conduct weekly inspections; failed to maintain the job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job; failed to maintain a written job description for each position; failed to ensure that the containment system is free of cracks or gaps; and, failed to ensure that the foundation, structural support, and pressure controls are adequately designed and that the tank system has sufficient structural strength and compatibility with the waste being stored in the tank.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure that hazardous waste containers are managed in accordance with the regulations; ensure that hazardous waste discharges are managed in accordance with the regulations; ensure that any repairs or other remedial actions are documented in the inspection log and that personnel training documents are maintained in accordance with the regulations; ensure that hazardous waste is managed and stored in tanks in accordance with the regulations; obtain and submit to the Department for review and approval written assessments for the 4,000-gallon KO2 waste methanol hazardous waste storage tank and the 1,450-gallon KO2 waste methanol hazardous waste surge tank; and, pay a civil penalty in the amount of twenty-three thousand dollars (**\$23,000.00**).

12)	<u>Order Type and Number:</u>	Consent Order 17-12-HW
	<u>Order Date:</u>	May 25, 2017
	<u>Individual/Entity:</u>	Oceana Rapid, LLC
	<u>Facility:</u>	Oceana Rapid, LLC
	<u>Location:</u>	1320 Hampton Avenue Extension Greenville, SC 29601
	<u>Mailing Address:</u>	25 East Court Street, Suite 201 Greenville, SC 29601
	<u>County:</u>	Greenville
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SCR 000 783 597
	<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 <i>et seq.</i> (2002 & Supp. 2016), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2016).

Summary: Oceana Rapid, LLC (Individual/Entity) is a real estate investment company that purchased a 100,000-square foot industrial warehouse located at 1320 Hampton Avenue Extension, in Greenville, South Carolina. The Department conducted an inspection in response to a complaint on September 27, 2016. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to accurately determine if a waste is a hazardous waste; failed to maintain and operate the facility to minimize the possibility of fire or any unplanned sudden or non-sudden release of hazardous; failed to ensure that the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failed to permanently and legibly mark each container containing hazardous waste with the following or equivalent statement: "Hazardous Waste – federal laws prohibit improper disposal;" failed to label each container with the appropriate EPA Hazardous Waste Number(s); failed to transfer hazardous waste from a container that is not in good condition to a container that is in

good condition; failed to conduct weekly inspections; and, failed to notify the Department within thirty (30) days after first producing a hazardous waste at the facility.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; submit an updated DHEC Form 2701 to deactivate the EPA Identification Number; and, pay a civil penalty in the amount of two thousand dollars **(\$2,000.00)**.

13) Order Type and Number: Consent Order 17-13-HW
Order Date: May 30, 2017
Individual/Entity: **CB&I of Laurens, Inc.**
Facility: CB&I of Laurens, Inc.
Location: 366 Old Airport Road
Laurens, SC 29360
Mailing Address: P.O. Box 1199
Laurens, SC 29360
County: Laurens
Previous Orders: None
Permit/ID Number: SCR 981 474 026
Violations Cited: The South Carolina Hazardous Waste Management Act S.C. Code Ann. §44-56-130(2) *et seq.* (2002); The South Carolina Hazardous Waste Management Regulations, 6 and 7 S.C. Code Ann. Regs. 61-79.262.34(a)(2), R.61-79.262.34(c)(1)(i)/R.61-79.265.173(a), R.61-79.262.90, R.61-79.273.13(d)(1), R.61-79.262.34(a)(4)/R.61-79.265.37(a), and, R.61-79.262.34(a)(4)/R.61-79.265.52(d) (2012 and Supp. 2015).

Summary: CB&I Laurens, Inc. (Individual/Entity) operates a facility in Laurens, South Carolina. On June 9, 2016, the Department conducted an inspection of the facility. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to ensure the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failed to ensure that a container holding hazardous waste was closed during storage except when necessary to add or remove waste; failed to clean up any hazardous waste discharge that occurs during generation or processing or storage and take such action as may be required so that the hazardous waste discharge no longer presents a hazard to human health and the environment; failed to contain waste lamps in containers or packages that are closed; failed to attempt the following arrangements as appropriate for the type of waste handled at the facility and potential need for the services of these organizations: arrangements to familiarize police, fire departments, and emergency response teams with the layout of the facility, properties of hazardous waste handled at the facility and associated hazards, places where facility personnel would normally be working, entrances to roads inside the facility and possible evacuation routes; where more than one police and fire department might respond to an emergency, designate a primary emergency authority; and, arrangements to familiarize local hospitals with the properties of hazardous waste handled at the facility and types of injuries or illnesses which could result from fires, explosions, or releases at the facility; and, failed to have an updated contingency plan which lists the names, addresses, and phone numbers of all persons qualified to act as emergency coordinators.

Action: The Individual/Entity is required to: ensure that hazardous waste containers are managed according to the regulations; ensure that hazardous waste discharges are managed in accordance with the regulations; ensure that universal waste is managed in accordance with the regulations; ensure that arrangements with emergency services are made in accordance with the regulations; ensure that the contingency plan is

managed in accordance with the regulations; and, pay a civil penalty in the amount of six thousand, seven hundred fifty dollars (**\$6,750.00**).

Infectious Waste Enforcement

- 14) Order Type and Number: Consent Order 17-16-IW
Order Date: May 12, 2017
Individual/Entity: **Laboratory Corporation of America**
Facility: Laboratory Corporation of America
Location: 2500 Elms Center Road
North Charleston, SC 29406
Mailing Address: 3825 Faber Place Drive
North Charleston, SC 29405
County: Charleston
Previous Orders: None
Permit/ID Number: SC10-1709G
Violations Cited: The South Carolina Infectious Waste Management Act, §44-93-30 (2002), the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (2012), and the Environmental Protection Fees Regulations.

Summary: Laboratory Corporation of America (Individual/Entity) provides specimen collection services at a physician's office located in North Charleston, South Carolina. On July 18, 2016, the Department mailed an annual invoice for generator fees and follow up invoices were mailed on August 18, 2016, September 19, 2016, and October 17, 2016. The Individual/Entity has violated the Infectious Waste Management Regulations and the Environmental Protection Fees Regulations as follows: failed to pay the annual generator registration fee at the required time; failed to pay the fee of one hundred fifty dollars (\$150.00) for generators of 50 pounds per month through 999 pounds per month; and, failed to pay delinquent fees and penalties remaining unpaid at the end of ninety (90) days.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; pay the annual generator registration fee and associated late penalties in the amount of two hundred six dollars and twenty-five cents (\$206.25); and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

- 15) Order Type and Number: Consent Order 17-17-IW
Order Date: May 12, 2017
Individual/Entity: **Laboratory Corporation of America**
Facility: Laboratory Corporation of America
Location: 1208 Johnnie Dodds Blvd., Suite 108
Mount Pleasant, SC 29464
Mailing Address: 3825 Faber Place Drive
North Charleston, SC 29405
County: Charleston
Previous Orders: None
Permit/ID Number: SC10-1384G
Violations Cited: The South Carolina Infectious Waste Management Act, §44-93-30 (2002), the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (2012), and the Environmental Protection Fees Regulations.

Summary: Laboratory Corporation of America (Individual/Entity) provides specimen collection services at its facility located in Mount Pleasant, South Carolina. On July 18, 2016, the Department mailed an annual invoice for generator fees and follow up invoices were mailed on August 18, 2016, September 19, 2016, and October 17, 2016. The Individual/Entity has violated the Infectious Waste Management Regulations and the Environmental Protection Fees Regulations as follows: failed to pay the annual generator registration fee at the required time; failed to pay the fee of one hundred fifty dollars (\$150.00) for generators of 50 pounds per month through 999 pounds per month; and, failed to pay delinquent fees and penalties remaining unpaid at the end of ninety (90) days.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; pay the annual generator registration fee and associated late penalties in the amount of two hundred six dollars and twenty-five cents (\$206.25); and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

16) Order Type and Number: Consent Order 17-18-IW
Order Date: May 12, 2017
Individual/Entity: **Laboratory Corporation of America**
Facility: Laboratory Corporation of America
Location: 3825 Faber Place Drive
North Charleston, SC 29405
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: SC10-0274G
Violations Cited: The South Carolina Infectious Waste Management Act, §44-93-30 (2002), the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (2012), and the Environmental Protection Fees Regulations.

Summary: Laboratory Corporation of America (Individual/Entity) provides specimen collection services at its facility located in North Charleston, South Carolina. On July 18, 2016, the Department mailed an annual invoice for generator fees and follow up invoices were mailed on August 18, 2016, September 19, 2016, and October 17, 2016. The Individual/Entity has violated the Infectious Waste Management Regulations and the Environmental Protection Fees Regulations as follows: failed to pay the annual generator registration fee at the required time; failed to pay the fee of six hundred dollars (\$600.00) for generators of 1000 pounds per month or more; and, failed to pay delinquent fees and penalties remaining unpaid at the end of ninety (90) days.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; pay the annual generator registration fee and associated late penalties in the amount of eight hundred twenty-five dollars (\$825.00); and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

17) Order Type and Number: Consent Order 17-19-IW
Order Date: May 12, 2017
Individual/Entity: **Laboratory Corporation of America**
Facility: Laboratory Corporation of America

Location: 1865 North Paris Avenue
Port Royal, SC 29935
Mailing Address: 3825 Faber Place Drive
North Charleston, SC 29405
County: Beaufort
Previous Orders: None
Permit/ID Number: SC07-0102G
Violations Cited: The South Carolina Infectious Waste Management Act, §44-93-30 (2002), the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (2012), and the Environmental Protection Fees Regulations.

Summary: Laboratory Corporation of America (Individual/Entity) provides specimen collection services at its facility located in Port Royal, South Carolina. On July 18, 2016, the Department mailed an annual invoice for generator fees and follow up invoices were mailed on August 18, 2016, September 19, 2016, and October 17, 2016. The Individual/Entity has violated the Infectious Waste Management Regulations and the Environmental Protection Fees Regulations as follows: failed to pay the annual generator registration fee at the required time; failed to pay the fee of one hundred fifty dollars (\$150.00) for generators of 50 pounds per month through 999 pounds per month; and, failed to pay delinquent fees and penalties remaining unpaid at the end of ninety (90) days.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; pay the annual generator registration fee and associated late penalties in the amount of two hundred six dollars and twenty-five cents (\$206.25); and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

18) Order Type and Number: Consent Order 17-20-IW
Order Date: May 12, 2017
Individual/Entity: **Montrose Manor**
Facility: Montrose Manor
Location: 80 Medical Center Drive
Woodruff, SC 29388
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: SC42-2130G
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: Montrose Manor (Individual/Entity) offers independent living options at its facility located in Woodruff, South Carolina. On November 1, 2016, the Department conducted an inspection. The Individual/Entity has violated the Infectious Waste Management Regulations as follows: failed to notify the Department in writing within thirty (30) days when the method of waste treatment and the contact information for the coordinator changed; failed to treat infectious waste onsite or transport offsite for treatment at a permitted treatment facility; failed to obtain and record the accurate weight of waste within fifty (50) days of shipment; failed to segregate infectious waste from solid waste; failed to ensure that containers of infectious waste are sealed and closed tightly and securely when full by weight or volume; failed to ensure that infectious waste is

contained in containers that are appropriate for the type and quantity of waste; failed to ensure that compaction of waste by any means shall be prevented; failed to store waste in a manner to prevent a release or discharge of the contents; failed to ensure a manifest was initiated; failed to prepare manifests to include: the Department identification number, the certification by the generator that the shipment does not contain hazardous waste or radioactive material or waste, the name of the transporter, the transporter's Department issued registration number, and the date the treatment facility accepted the shipment; failed to sign the manifest by hand or other legally defensible signature; and, failed to maintain all records and manifest copies, and records of treatment for a minimum of two (2) years.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; and, pay a civil penalty in the amount of ten thousand, nine hundred twenty dollars **(\$10,920.00)**.

19) Order Type and Number: Consent Order 17-13-IW
Order Date: May 17, 2017
Individual/Entity: **Lakeside Medical Response**
Facility: Lakeside Medical Response
Location: 3658 South Irby Street
Florence, SC 29505
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: The South Carolina Infectious Waste Management Act, S.C. Code Ann. § 44-93-30 (2002) (Act); and the South Carolina Infectious Waste Management Regulation 61-105 (Supp. 2012).

Summary: Lakeside Medical Response (Individual/Entity), located in Florence, South Carolina, is an Emergency Medical Service (EMS) provider. On April 13, 2016, and May 26, 2016, the Department requested a completed Infectious Waste Generator Registration Form to be submitted to the Department. The Individual/Entity has violated the Act and the South Carolina Infectious Waste Management Regulation 61-105 as follows: failed to register with the Department in writing on a Department approved form as an infectious waste generator, prior to generating Infectious Waste.

Action: The Individual/Entity is required to: register with the Department in writing on the infectious Waste Generator Form; or, if exempt, submit in writing, preferably on letterhead, its company name, address, and contact person as well as the name, address, and contact person of the registered generator accepting responsibility for the proper disposal of the waste generated; and, pay a civil penalty in the amount of seven hundred twenty dollars **(\$720.00)**.

20) Order Type and Number: Consent Order 17-22-IW
Order Date: May 17, 2017
Individual/Entity: **Laboratory Corporation of America**
Facility: Laboratory Corporation of America
Location: 9699 Ocean Highway
Pawley's Island, SC 29585
Mailing Address: 3825 Faber Place Drive
North Charleston, SC 29414
County: Georgetown

Previous Orders: None
Permit/ID Number: SC22-0208G
Violations Cited: The South Carolina Infectious Waste Management Act S.C. Code Ann. §44-93-10 *et seq.* (Rev. 2002 and Supp. 2014); The South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-30.D(1) and R.61-30.G(12)(b) (2012).

Summary: Laboratory Corporation of America (Individual/Entity) operates a facility in Murrell's Inlet, South Carolina. On July 14, 2016, the Department mailed an invoice for generator registration fees and subsequent invoices including late penalties were mailed on August 18, 2016, September 19, 2016, and October 17, 2017. The Individual/Entity has violated the Infectious Waste Management Regulations as follows: failed to pay delinquent fees and late payments remaining unpaid at the end of ninety (90) days from the date of issuance of its initial invoice; and, failed to pay the fee of one hundred fifty dollars (\$150.00) for generators of 50 pounds per month through 999 pounds per month.

Action: The Individual/Entity is required to: comply with the South Carolina Infectious Waste Management Act and Regulations; pay the annual generator registration fee and associated late payments in the amount of two hundred six dollars and twenty-five cents (\$206.25); and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

21) Order Type and Number: Consent Order 17-23-IW
Order Date: May 17, 2017
Individual/Entity: **Laboratory Corporation of America**
Facility: Laboratory Corporation of America
Location: 4017 Highway 17 South, Suite 201
Murrells Inlet, SC 29576
Mailing Address: 3825 Faber Place Drive
North Charleston, SC 29414
County: Georgetown
Previous Orders: None
Permit/ID Number: SC22-0095G
Violations Cited: The South Carolina Infectious Waste Management Act S.C. Code Ann. §44-93-10 *et seq.* (Rev. 2002 and Supp. 2014); The South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-30.D(1) and R.61-30.G(12)(b) (2012).

Summary: Laboratory Corporation of America (Individual/Entity) operates a facility in Murrell's Inlet, South Carolina. On July 14, 2016, the Department mailed an invoice for generator registration fees and subsequent invoices including late penalties were mailed on August 18, 2016, September 19, 2016, and October 17, 2017. The Individual/Entity violated the Infectious Waste Management Regulations as follows: failed to pay delinquent fees and late payments remaining unpaid at the end of ninety (90) days from the date of issuance of its initial invoice; and, failed to pay the fee of one hundred fifty dollars (\$150.00) for generators of 50 pounds per month through 999 pounds per month.

Action: The Individual/Entity is required to: comply with the South Carolina Infectious Waste Management Act and Regulations; pay the annual generator registration fee and associated late payments in the amount of two hundred six dollars and twenty-

five cents (\$206.25); and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

22) Order Type and Number: Consent Order 17-21-IW
Order Date: May 25, 2017
Individual/Entity: **Vitrologic, Inc. d.b.a. Specialty Sera**
Facility: Vitrologic, Inc. d.b.a. Specialty Sera
Location: 1704 Old Towne Road
Charleston, SC 29407
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: IWG000186
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: Vitrologic, Inc. d.b.a. Specialty Sera (Individual/Entity) is a laboratory specializing in the collection of human biologicals for research and development at its facility located in Charleston, South Carolina. On December 15, 2016, the Department conducted an inspection. The Individual/Entity has violated the Infectious Waste Management Regulations as follows: stored infectious waste for more than fourteen days without refrigeration; failed to label containers of infectious waste offered for transport offsite with the date the container was placed in storage or sent offsite; failed to label containers of infectious waste offered for transport offsite with the Department issued number of the in-state generator; failed to place, store, and maintain before and during transport all other types of infectious in a rigid or semi-rigid, leak resistant container that is impervious to moisture; failed to store waste in a manner to prevent a release or discharge of the contents; failed to register with the Department in writing on a Department approved form; and, failed to notify the Department in writing of a physical location change for the site in which waste is generated within thirty (30) days of such change.

Action: The Individual/Entity is required to: ensure compliance with the South Carolina Infectious Waste Management Act and Regulations; and, pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

Mining Enforcement

23) Order Type and Number: Consent Order 17-16-MSWM
Order Date: May 17, 2017
Individual/Entity: **Florence Dirt Works, LLC**
Facility: Meadow Prong Road
TMS #00133-01-015
Location: Intersection of Meadow Prong Road
and Fork Road
Effingham, SC
Mailing Address: 2110 West Cummings Road
Effingham, SC 29541
County: Florence
Previous Orders: None
Permit/ID Number: N/A

Violations Cited:
Supp. 2015).

South Carolina Mining Act (2008 and

Summary: Florence Dirt Works, LLC (Individual/Entity) operated a mine located in Effingham, South Carolina, without first obtaining a permit from the Department. The Individual/Entity has violated the South Carolina Mining Act as follows: failed to obtain a permit from the Department before beginning mining operations.

Action: The Individual/Entity is required to: cease and desist all mining activities at the Site until appropriate permits are obtained from the Department, or reclamation of the Site is completed; and, pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

BUREAU OF WATER

Recreational Water Enforcement

24) Order Type and Number: Consent Order 17-067-RW
Order Date: May 22, 2017
Individual/Entity: **Captain's Quarters Motor Inn, Inc.**
Facility: Captain's Quarters Resort
Location: 901 South Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: 1144 Shine Avenue
Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-1030B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Captain's Quarters Motor Inn, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On April 19, 2017, 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; the chlorine level was not within the acceptable range of water quality standards; the life ring was deteriorated; there was no shepherd's crook; there was no pool rules sign; and the current pool operator of record information was not posted to the public.

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)**.

Drinking Water Enforcement

25) Order Type and Number: Consent Order 17-008-DW
Order Date: May 8, 2017
Individual/Entity: **Carolyn Salters, Individually and d.b.a. Blackstock Fish Camp**
Facility: Blackstock Fish Camp
Location: 1944 Blackstock Road

Mailing Address: Blackstock, SC 29014
P.O. Box 176
Blackstock, SC 29014
County: Fairfield
Previous Orders: 16-007-DW (\$0)
Permit/ID Number: 2070909
Violations Cited: S.C. Code Ann. Regs. 61-30(G)(2)(a)

Summary: Carolyn Salters, Individually and d.b.a. Blackstock Fish Camp (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system. On October 20, 2016, the Department sent final notice requiring payment of the annual Safe Drinking Water Act fee for fiscal year 2017. The Individual/Entity has violated the Environmental Protection Fees Regulation as follows: failed to pay to the Department the annual Safe Drinking Water Act fee for fiscal Year 2017.

Action: The Individual/Entity is required to: pay to the Department the owed annual Safe Drinking Water Act fee for fiscal year 2017, which totals three hundred seventy-eight dollars and thirteen cents (**\$378.13**). The annual Safe Drinking Water Act fee for fiscal year 2017 has been paid.

26) Order Type and Number: Consent Order 17-009-DW
Order Date: May 31, 2017
Individual/Entity: **Karma Entertainment, Inc.**
Facility: Club Karma
Location: 2641 Speedway Boulevard
Hardeeville, SC 29927
Mailing Address: 165 Lake Linden Drive
Bluffton, SC 29910
County: Jasper
Previous Orders: None
Permit/ID Number: 2770906
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Karma Entertainment, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On March 16, 2017, the PWS was inspected and rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: there was an opening in the well seal around the electrical wiring; the electrical wiring was not in conduit; there was no pressure gauge installed on the wellhead piping; there was an opening in the roof of the well house directly above the well; and the well house door was damaged and would not close.

Action: The Individual/Entity is required to: correct the deficiencies; and pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should any requirement of the Order not be met.

27) Order Type and Number: Consent Order 17-010-DW
Order Date: May 31, 2017
Individual/Entity: **Marvin's Meats, Inc.**
Facility: Marvin's Meats
Location: 5314 Highway 162
Hollywood, SC 29449

Mailing Address: P.O. Box 88
Hollywood, SC 29449
County: Charleston
Previous Orders: None
Permit/ID Number: 1030801
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Marvin's Meats, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On March 15, 2017, the PWS was inspected and rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the concrete pad was not visible due to dirt and vegetation; the casing was not the minimum required height of twelve inches above the concrete pad, and was severely rusted; the screened air vent was not an approved screened air vent; there was no emergency contact sheet; and there was tall grass and vegetation around the wellhead piping.

Action: The Individual/Entity is required to: correct the deficiencies; 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

28) Order Type and Number: Consent Order 17-023-W
Order Date: May 5, 2017
Individual/Entity: **Sonoco Products Company**
Facility: Hartsville Complex WWTF
Location: 1 North Second Street
Hartsville, SC 29550
Mailing Address: Same
County: Darlington
Previous Orders: None
Permit/ID Number: SC0003042
Violations Cited: Water Pollution Control Permits, Regs. 61-9.122.41 (a) (Supp. 2016) and Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (Supp. 2016)

Summary: The Sonoco Products Company (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Hartsville Complex Wastewater Treatment Facility located in Darlington County, South Carolina. On March 7, 2017, a Notice of Violation was issued as a result of discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits of its National Pollutant Discharge Elimination System Permit for total suspended solids (TSS) and biochemical oxygen demand (BOD).

Action: The Individual/Entity is required to: submit a corrective action plan to achieve full compliance with permitted effluent limitations; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

29) Order Type and Number: Consent Order 17-025-W
Order Date: May 5, 2017
Individual/Entity: **Town of Latta**
Facility: Town of Latta WWTF
Location: 501 East Academy Street
Latta, SC 29565
Mailing Address: Same
County: Dillon
Previous Orders: 14-033-W (\$5,700.00)
Permit/ID Number: SC0025402
Violations Cited: S.C. Code Ann.§ 48-1-90(A)(1) and
110(d) (Supp. 2016) and 3 S.C. Code Ann. Regs. 61-9.122.41(a) and (e) (2011)

Summary: The Town of Latta (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility and the associated wastewater collection system (WWCS) located in Dillon County, South Carolina. On February 22, 2017, the Department issued a Notice of Alleged Violation as a result of the sewer overflows associated with the WWCS. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: discharged untreated wastewater, as result of sanitary sewer overflows from the WWCS into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department; and, failed to report sewer system overflows.

Action: The Individual/Entity is required to: submit a corrective action plan to address the deficiencies; and, pay a civil penalty in the amount of ten thousand, two hundred dollars **(\$10,200.00)** in four (4) quarterly payments of two thousand, five hundred fifty dollars (\$2,550.00).

30) Order Type and Number: Consent Order 17-028-W
Order Date: May 12, 2017
Individual/Entity: **Alice Manufacturing, Inc.**
Facility: Ellison WWTP
Location: 1859 Dacusville Highway
Easley, SC 29640
Mailing Address: P.O. Box 369
Easley, SC 29641
County: Pickens
Previous Orders: None
Permit/ID Number: SC0001171
Violations Cited: Water Pollution Control Permits, Regs.
61-9.122.41 (a) and (d) (Supp. 2016) and Pollution Control Act, S.C. Code Ann. §
48-1-110(d) (Supp. 2016)

Summary: Alice Manufacturing, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Ellison Wastewater Treatment Plant located in Pickens County, South Carolina. On November 21, 2016, a Notice of Violation was issued as a result of discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of the National Pollutant Discharge Elimination System Permit for total copper.

Action: The Individual/Entity is required to: submit a corrective action plan to address the deficiencies; and, pay a civil penalty in the amount of four thousand, four hundred and eighty dollars **(\$4,480.00)**.

31) Order Type and Number: Consent Order 17-026-W
Order Date: May 16, 2017
Individual/Entity: **Able Contracting, Inc.**
Facility: Recovered Materials Processing Facility
Location: 472 Schinger Avenue
Ridgeland, SC 29936
Mailing Address: Same
County: Jasper
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: S.C. Code Ann.§ 48-1-90(A)(1) (Rev. 2008 and Supp. 2016) and 3 S.C. Code Ann. Regs. 61-9.126(a)(1) (2011)

Summary: Able Contracting, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of its Recovered Materials Processing Facility (Site) located in Jasper County, South Carolina. On March 21, 2016, a Notice of Unsatisfactory Inspection was issued as a result of the Department observing deficiencies during inspection of the site. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to obtain coverage under the South Carolina National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges Associated with Industrial Activity (General Permit) for storm water discharges from its facility.

Action: The Individual/Entity is required to: submit an administratively complete application for the purpose of obtaining coverage under the NPDES General Permit for storm water discharges from the facility, and, pay a **stipulated penalty** in the amount of four thousand dollars **(\$4,000.00)** should any requirement of the Order not be met.

32) Order Type and Number: Consent Order 17-029-W
Order Date: May 17, 2017
Individual/Entity: **McCall Farms, Inc.**
Facility: McCall Farms WWTP
Location: 6615 South Irby Street
Effingham, SC 29541
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: SC0039284
Violations Cited: Water Pollution Control Permits, Regs. 61-9.122.41 (a) and (d) (Supp. 2016) and Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (Supp. 2016)

Summary: McCall Farms, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment plant located in Florence County, South Carolina. On September 14, 2016, November 18, 2016, February 15, 2017, and April 13, 2017, Notices of Violation were issued as a result of discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of its National Pollutant Discharge Elimination System

Permit for whole effluent chronic toxicity (CTOX), biochemical oxygen demand, ultimate oxygen demand, total suspended solids, and pH.

Action: The Individual/Entity is required to: submit a corrective action plan (CAP) to address the deficiencies; monitor CTOX for a period of one (1) year following implementation of CAP to confirm compliance or establish need to initiate a Toxicity Identification Evaluation/Toxicity Reduction Evaluation; submit quarterly reports to the Department summarizing activities to achieve compliance; and, pay a civil penalty in the amount of seventeen thousand, six hundred and forty dollars **(\$17,640.00)**.

33) Order Type and Number: Consent Order 17-035-W
Order Date: May 31, 2017
Individual/Entity: **Town of Kingstree**
Facility: Town of Kingstree WWTF
Location: 100 Nelson Blvd
Kingstree, SC 29556
Mailing Address: 401 North Longstreet Street
Kingstree, SC 29556
County: Williamsburg
Previous Orders: None
Permit/ID Number: SC0035971
Violations Cited: Water Pollution Control Permits, Regs.
61-9.122.41 (a) and (d) (Supp. 2016) and Pollution Control Act, S.C. Code Ann. §
48-1-110(d) (Supp. 2016)

Summary: The Town of Kingstree (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Williamsburg County, South Carolina. On August 2, 2016, a Notice of Violation was issued as a result of discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of its National Pollutant Discharge Elimination System Permit for fecal coliform and E. coli.

Action: The Individual/Entity is required to: submit a corrective action plan to address the deficiencies; and, pay a civil penalty in the amount of six thousand, four hundred dollars **(\$6,400.00)**.

Dams Enforcement

34) Order Type and Number: Consent Agreement 17-022-W
Order Date: May 1, 2017
Individual/Entity: **Fredericksburg Lake Inc.**
Facility: Fredericksburg Lake Dam
Location: Northwest of Hwy 601 and I-20
Kershaw, SC
Mailing Address: P.O. Box 1681
Lugoff, SC 29078
County: Kershaw
Previous Orders: Emergency Order; October 15, 2015
Permit/ID Number: D 2539

Law Citations: SC Dams and Reservoirs Safety Act, S.C. Code Ann. § 49-11-110, *et seq.*, (2008) and Dams and Reservoirs Safety Act Regulation 72.1, *et seq.* (2012)

Summary: Fredericksburg Lake Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Fredericksburg Lake Dam in Kershaw, South Carolina. On October 15, 2015, the Department issued an Emergency Order to the Individual/Entity as a result of unsafe conditions at the dam. On February 1, 2017, the Department issued a permit to the Individual/Entity for the repair of the dam. The Agreement is entered into by the Department and the Individual/Entity with respect to remedial actions addressing deficiencies in the condition of the dam.

Action: The Individual/Entity is required to: comply with all schedules and deadlines identified in its permit for repair of the dam; and, submit to the Department quarterly summary reports detailing the repair status of the dam until a Certificate of Completion is issued by the Department.

35) Order Type and Number: Consent Agreement 17-027-W
Order Date: May 12, 2017
Individual/Entity: **Old Mill LLC**
Facility: Lexington Mill Pond Dam
Location: One-tenth mile east of US-1
Lexington, SC
Mailing Address: 1030 Jenkins Road
Charleston, SC 29407
County: Lexington
Previous Orders: Emergency Order; October 15, 2015
Permit/ID Number: D 0958
Law Citations: SC Dams and Reservoirs Safety Act, S.C. Code Ann. § 49-11-110, *et seq.*, (2008) and Dams and Reservoirs Safety Act Regulation 72.1, *et seq.* (2012)

Summary: Old Mill LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Lexington Mill Pond Dam in Lexington, South Carolina. On October 15 2015, the Department issued an Emergency Order to the Individual/Entity as a result of unsafe conditions at the dam. The Agreement is entered into by the Department and the Individual/Entity with respect to remedial actions addressing deficiencies in the condition of the dam.

Action: The Individual/Entity is required to: maintain the Dam in a condition that does not impound water until the Dam is repaired or removed from the property; notify the Department upon any change in status, ownership, or condition of the Dam; apply for a permit prior to performing any changes to the Dam; and, obtain a permit under the "Construction Permit Application Requirements" in section 72-3.D.2, if plans are made to repair the Dam after a period of two (2) years from the execution date of the Order.

36) Order Type and Number: Consent Agreement 17-030-W
Order Date: May 17, 2017
Individual/Entity: **W L Clyburn**
Facility: W L Clyburn Dam
Location: Near Intersection of Edwin Hall Rd and
Bethune Hwy
Bethune, SC

Mailing Address: 4375 Bethune Hwy
Bethune, SC 29009
County: Lee
Previous Orders: Emergency Order; October 15, 2015
Permit/ID Number: D 2412
Law Citations: SC Dams and Reservoirs Safety Act, S.C.
Code Ann. § 49-11-110, *et seq.*, (2008) and Dams and Reservoirs Safety Act
Regulation 72.1, *et seq.* (2012)

Summary: W L Clyburn (Individual/Entity) owns and is responsible for the proper operation and maintenance of the W L Clyburn Dam in Lee County, South Carolina. On October 15, 2015, the Department issued an Emergency Order to the Individual/Entity as a result of unsafe conditions at the dam. The Agreement is entered into by the Department and the Individual/Entity with respect to remedial actions addressing deficiencies in the condition of the dam.

Action: The Individual/Entity is required to: maintain the Dam in a condition that does not impound water until the Dam is repaired or removed from the property; notify the Department upon any change in status, ownership, or condition of the Dam; apply for a permit prior to performing any changes to the Dam; and, obtain a permit under the "Construction Permit Application Requirements" in section 72-3.D.2, if plans are made to repair the Dam after a period of two (2) years from the execution date of the Order.

37) Order Type and Number: Consent Agreement 17-031-W
Order Date: May 25, 2017
Individual/Entity: **Grace Ridge LLC**
Facility: A W Bailey Dam
Location: Intersection of Festival Trail Rd and
Hoover Rd
Wagner, SC
Mailing Address: 173 EZ Collum Road
Wagener, SC 29164
County: Aiken
Previous Orders: Emergency Order; October 15, 2015
Permit/ID Number: D 2034
Law Citations: SC Dams and Reservoirs Safety Act, S.C.
Code Ann. § 49-11-110, *et seq.*, (2008) and Dams and Reservoirs Safety Act
Regulation 72.1, *et seq.* (2012)

Summary: Grace Ridge LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of the A W Bailey Dam in Aiken County, South Carolina. On October 15, 2015, the Department issued an Emergency Order to the Individual/Entity as a result of unsafe conditions at the dam. The Agreement is entered into by the Department and the Individual/Entity with respect to remedial actions addressing deficiencies in the condition of the dam.

Action: The Individual/Entity is required to: maintain the Dam in a condition that does not impound water until the Dam is repaired or removed from the property; notify the Department upon any change in status, ownership, or condition of the Dam; apply for a permit prior to performing any changes to the Dam; and, obtain a permit under the "Construction Permit Application Requirements" in section 72-3.D.2, if plans are made to repair the Dam after a period of two (2) years from the execution date of the Order.

38) Order Type and Number: Consent Agreement 17-032-W
Order Date: May 25, 2017
Individual/Entity: **Pinewood Lake Park Foundation**
Facility: Pinewood Lake Dam
Location: Intersection of Garners Ferry and Trotter Road
Columbia, SC
Mailing Address: 1135 Old Garners Ferry Road
Columbia, SC 29209
County: Richland
Previous Orders: Emergency Order; October 15, 2016
(issued to previous owner)
Permit/ID Number: D 0580
Law Citations: SC Dams and Reservoirs Safety Act, S.C. Code Ann. § 49-11-110, *et seq.*, (2008) and Dams and Reservoirs Safety Act Regulation 72.1, *et seq.* (2012)

Summary: Pinewood Lake Park Foundation (Individual/ Entity) owns and is responsible for the proper operation and maintenance of the Pinewood Lake Dam (Dam) in Richland County, South Carolina. On October 15, 2016, an Emergency Order was issued to the previous owner, requiring appropriate safety actions and the submittal of a detailed inspection. The Agreement is entered into by the Department and the Individual/Entity with respect to remedial actions addressing deficiencies in the condition of the dam.

Action: The Individual/Entity is required to: maintain a lowered water level in the reservoir until a Certificate of Completion is issued by the Department; submit a permit application prepared by a qualified Professional Engineer for the repair or removal of the Dam; submit documentation that all local, state, and federal permit applications have been submitted; and, complete all construction activities in accordance with approved plans for the repair or removal of the Dam.

39) Order Type and Number: Consent Agreement 17-033-W
Order Date: May 25, 2017
Individual/Entity: **Panola Enterprises LP**
Facility: Cola Plantation Dam
Location: Half mile west from intersection of State Road S-14-306 and Furse Road
Summerton, SC
Mailing Address: P.O. Box 1199
Summerton, SC 29148
County: Clarendon
Previous Orders: Emergency Order; October 15, 2015
Permit/ID Number: D3498
Law Citations: SC Dams and Reservoirs Safety Act, S.C. Code Ann. § 49-11-110, *et seq.*, (2008) and Dams and Reservoirs Safety Act Regulation 72.1, *et seq.* (2012)

Summary: Panola Enterprises LP (Individual/ Entity) owns and is responsible for the proper operation and maintenance of the Cola Plantation Dam (Dam) in Clarendon County, South Carolina. On October 15, 2015, an Emergency Order was issued to the Individual/Entity, requiring appropriate safety actions and submittal of a detailed inspection. The Agreement is entered into by the Department and the Individual/Entity with respect to remedial actions addressing deficiencies in the condition of the dam.

Action: The Individual/Entity is required to: maintain a lowered water level in the reservoir until a Certificate of Completion is issued by the Department; submit a permit application prepared by a qualified Professional Engineer for the repair or removal of the Dam; submit documentation that all local, state, and federal permit applications have been submitted; and, complete all construction activities in accordance with approved plans for the repair or removal of the Dam.

40) Order Type and Number: Consent Order 17-034-W
Order Date: May 30, 2017
Individuals/Entities: **AP Rosen LLC & Percival Road Properties LLC**
Facility: Melrose Dam / J R Powell Dam
Location: Two miles south of Exit 20 (White Pond Road) of I-20
Elgin, SC
Mailing Address: 101 Harbor Drive
Hampton, VA 23661
County: Kershaw
Previous Orders: None
Permit/ID Number: D2521
Violations Cited: SC Dams and Reservoirs Safety Act, S.C. Code Ann. § 49-11-170 (2008) and Dams and Reservoirs Safety Act Regulation 72.1, et seq. (2012)

Summary: AP Rosen, LLC & Percival Road Properties, LLC (Individuals/Entities) own and are responsible for the proper operation and maintenance of the Melrose/JR Powell Dam in Kershaw County, South Carolina. On February 23, 2016, May 4, 2016, October 19, 2016, inspection reports were sent to the Individuals/Entities, notifying the Individuals/Entities of the deficiencies regarding the Dam and requiring an inspection report conducted by a licensed professional engineer. The Individuals/Entities have violated the SC Dams and Reservoirs Safety Act and the Reservoirs Safety Act Regulation as follows: the dam or reservoir was not maintained in safe condition throughout the life of the structure.

Action: The Individuals/Entities are required to: maintain the Dam in a condition that does not impound water until the Dam is repaired or removed from the property; notify the Department upon any change in status, ownership, or condition of the Dam; apply for a permit prior to performing any changes to the Dam; and, obtain a permit under the "Construction Permit Application Requirements" in section 72-3.D.2, if plans are made to repair the Dam after a period of two (2) years from the execution date of the Order.

BUREAU OF AIR QUALITY

41) Order Type and Number: Consent Order 17-013-A
Order Date: May 5, 2017
Individual/Entity: **New South Lumber Company, Inc.**
Facility: New South Lumber Company, Inc.
Location: 1281 Sanders Creek Road
Cassatt, SC 29201
Mailing Address: P.O. Box 1016
Camden, SC 29021

County: Camden
Previous Orders: None
Permit/ID Number: 1380-0025
Violations Cited: U.S. EPA 40 CFR 63.7500(a)(1), and 5 S.C. Code Ann. Regs. 61-62.63, Subpart DDDDD

Summary: New South Lumber Company, Inc. (Individual/Entity) operates a lumber mill that processes raw southern pine logs into planed pine lumber, treated pine lumber, and wood chips/pine shavings. The Department issued Part 70 (Title V) Permit 1380-0025 to the Individual/Entity effective October 1, 2010. On October 5, 2016, the Individual/Entity conducted a Department-approved source test on its 98.3 MMBtu/hr wood waste boiler to demonstrate compliance with particulate matter (PM) emissions limits. The Individual/Entity violated U.S. EPA regulations at 40 CFR 63 and South Carolina Air Pollution Control Regulations as follows: failed to limit PM emissions from its boiler to 0.44 lb/MMBtu during a Department-approved source test on October 5, 2016.

Action: The Individual/Entity is required to: comply with applicable PM limits for its boiler in accordance with the Title V Permit and Subpart DDDDD; and, pay a civil penalty in the amount of twenty-one thousand, seven hundred dollars **(\$21,700.00)**.

42) Order Type and Number: Consent Order 17-012-A
Order Date: May 12, 2017
Individual/Entity: **Banks Construction Company**
Facility: Banks Construction Company
Location: 101 Mellichamp Road
Summerville, SC 29483
Mailing Address: P.O. Box 71505
North Charleston, SC 29415
County: Dorchester
Previous Orders: None
Permit/ID Number: 9900-0461
Violations Cited: U.S. EPA 40 CFR 60.92(a)(1), 5 S.C. Code Ann. Regs. 61-62.60.92(a)(1), and 5 S.C. Code Ann. Regs. 61-62.1, Section II, *Permit Requirements*

Summary: Banks Construction Company (Individual/Entity), located in Summerville, South Carolina, operates an asphalt plant. The Department issued a renewed General Conditional Major Operating Permit GCM-9900-0461 to the Individual/Entity, effective August 5, 2013. On August 14, 2015, the Individual/Entity conducted a Department-approved source test to demonstrate compliance with its particulate matter (PM) emissions limit. On December 8, 2016, the Department issued a Notice of Alleged Violation and Notice of Enforcement Conference to the Individual/Entity. The Individual/Entity has violated U.S. EPA regulations at 40 CFR Part 60 and South Carolina Air Pollution Control Regulations as follows: failed to limit PM emissions from the asphalt plant (ID-AP) and the dryer burner (ID-DB) to 0.04 gr/dscf.

Action: The Individual/Entity is required to: limit PM emissions from ID-AP and ID-DB to 0.04 gr/dscf; and, pay a civil penalty in the amount of six thousand dollars **(\$6,000.00)**.

43) Order Type and Number: Consent Order 17-014-A
Order Date: May 12, 2017
Individual/Entity: **Sysco Columbia, LLC**
Facility: Sysco Columbia, LLC
Location: 131 Sysco Court
Columbia SC 29209
Mailing Address: P.O. Box 9224
Columbia SC 29209
Previous Orders: None
Permit/ID Number: 1900-0279
Violations Cited: U.S. Environmental Protection Agency Regulations at 40 CFR 68, and 5 South Carolina Code Ann. Regs. 61-62.68, *Chemical Accident Prevention Provisions* (collectively "112(r) Regulations")

Summary: Sysco Columbia, LLC (Individual/Entity), located in Columbia, South Carolina, maintains greater than 10,000 pounds of anhydrous ammonia at its facility. The Department conducted an investigation in response to a release of anhydrous ammonia on June 9, 2016. The Individual/Entity violated the U.S. EPA regulations at 40 CFR 68, and 5 South Carolina Code Ann. Regs. 61-62.68, *Chemical Accident Prevention Provisions* (collectively 112(r) Regulations) as follows: failed to implement its operating procedures for proper oil draining from a storage vessel and for performing a line break; and failed to perform checks and inspections to ensure that equipment is installed properly and consistent with design specifications and the manufacturer's instructions.

Action: The Individual/Entity is required to: implement and maintain the Risk Management Plan in accordance with the requirements of the 112(r) Regulations; and, pay a civil penalty in the amount of fourteen thousand dollars **(\$14,000.00)**.

44) Order Type and Number: Consent Order 17-015-A
Order Date: May 25, 2017
Individual/Entity: **Tow Rite MFG Co., Inc.**
Facility: Tow Rite MFG Co., Inc.
Location: 19 Warehouse Drive
Marietta, SC 29661
Mailing Address: P.O. Box 507
Marietta, SC 29661
County: Greenville
Previous Orders: None
Permit/ID Number: 1200-0386
Violations Cited: U.S. EPA 40 CFR 70.5(a)(1)(i), 5 S.C. Code Ann. Regs. 61-62.70.5(a)(1)(i), and 5 S.C. Code Ann. Regs. 61-62.1, Section II, *Permit Requirements*

Summary: Tow Rite MFG Co., Inc. (Individual/Entity), located in Marietta, South Carolina, manufactures tow-behind utility dump trailers and power tilt car hauling trailers. The Department issued Conditional Major Operating Permit 1200-0386 to the Individual/Entity, effective July 1, 2017. On January 8, 2016, the Department conducted an inspection in response to a complaint of colored smoke emanating from the Individual/Entity. The Individual/Entity has violated U.S. EPA regulations at 40 CFR Part 60 and South Carolina Air Pollution Control Regulation as follows: failed to submit an

application for a Part 70 (Title V) Operating Permit within 12 months of becoming subject to the Title V regulations or accept federally-enforceable limits to avoid the requirements of Title V; failed to obtain construction permits from the Department for its sources of air contaminants associated with its manufacturing facility; failed to submit written notifications to the Department of the date construction was commenced for each new or altered source; and failed to submit a written request for an operating permit to cover any new or altered source.

Action: The Individual/Entity is required to: apply for and obtain required Department-issued permits prior to constructing, altering, or adding to any source of air contaminants, including the installation of control devices in accordance with the applicable regulations; pay applicable permit fees and associated late fees for fiscal years 2015, 2016, and 2017 in the amount of four thousand, three hundred twenty-eight dollars and forty cents (\$4328.40); and, pay a civil penalty in the amount of seven thousand dollars **(\$7,000.00)**.

45)	<u>Order Type and Number:</u>	Consent Order 17-016-A
	<u>Order Date:</u>	May 25, 2017
	<u>Individual/Entity:</u>	Ruiz Food Products, Inc.
	<u>Facility:</u>	Ruiz Food Products, Inc.
	<u>Location:</u>	2557 Harlee Boulevard Florence, SC 29506
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Florence
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	1040-0138
	<u>Violations Cited:</u>	5 S.C. Code Ann. Regs. 61-62.1 Section II, Section II.A.3, and Section II.F.3.b.

Summary: Ruiz Food Products, Inc. (Individual/Entity), produces frozen burritos and taquitos. The Department issued Construction Permit 1040-0138-CA to the Individual/Entity on November 25, 2015. The Department conducted an inspection on August 4, 2016. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: failed to install and properly operate a wet scrubber; failed to submit written notification of the date construction was commenced; failed to submit a written request for a new operating permit; and failed to provide low NO_x burner manufacturer guarantees.

Action: The Individual/Entity is required to: comply with the construction permit until such time as the Department takes final action on the application for the operating permit; and, pay a civil penalty in the amount of three thousand, four hundred dollars **(\$3,400.00)**.

46)	<u>Order Type and Number:</u>	Consent Order 17-017-A
	<u>Order Date:</u>	May 25, 2017
	<u>Individual/Entity:</u>	Menzel, L.P.
	<u>Facility:</u>	Menzel, L.P.
	<u>Location:</u>	951 Simuel Road Spartanburg, SC 29301
	<u>Mailing Address:</u>	P.O. Drawer 3308 Spartanburg, SC 29304
	<u>County:</u>	Spartanburg
	<u>Previous Orders:</u>	None

Permit/ID Number: 2060-0530
Violations Cited: U.S. EPA 40 CFR 70.5(a)(1)(i), 5 S.C. Code Ann. Regs. 61-62.70.5(a)(1)(i), and 5 S.C. Code Ann. Regs. 61-62.1, Section II, *Permit Requirements*

Summary: Menzel, L.P. (Individual/Entity), located in Spartanburg, South Carolina, manufactures custom machinery. The Department issued Conditional Major Operating Permit 2060-0530 to the Individual/Entity, effective January 1, 2017. On October 20, 2016, the Department issued a Notice of Alleged Violation and Notice of Enforcement Conference. The Individual/Entity has violated U.S. EPA regulations at 40 CFR Part 70 and South Carolina Air Pollution Control Regulation as follows: failed to submit an application for a Part 70 (Title V) Operating Permit within 12 months of becoming subject to the Title V regulations or accept federally-enforceable limits to avoid the requirements of Title V; failed to obtain construction permits from the Department for its sources of air contaminants associated with its manufacturing facility; failed to submit written notifications to the Department of the date construction was commenced for each new or altered source; and failed to submit a written request for an operating permit to cover any new or altered source.

Action: The Individual/Entity is required to: apply for and obtain required Department-issued permits prior to constructing, altering, or adding to any source of air contaminants, including the installation of control devices in accordance with the applicable regulations; and, pay a civil penalty in the amount of twenty-three thousand dollars (**\$23,000.00**).

47) Order Type and Number: Consent Order 17-018-A
Order Date: May 30, 2017
Individual/Entity: **Sequa Corporation, d.b.a. Precoat Metals**
Facility: Sequa Corporation, d.b.a. Precoat Metals
Location: 650 Rosewood Drive
Columbia, SC 29201
Mailing Address: Same
Previous Orders: None
Permit/ID Number: 1900-0040
Violations Cited: U.S. EPA regulations at 40 CFR Part 60, *Standards Of Performance For New Stationary Sources*, and 5 South Carolina Code Ann. Regs. 61-62.60, *South Carolina Designated Facility Plan And New Source Performance Standards*, Subpart TT, *Standards Of Performance For Metal Coil Surface Coating*; U.S. EPA regulations at 40 CFR Part 63 and 5 S.C. Code Ann. Regs. 61-62.63, *National Emissions Standards For Hazardous Air Pollutants For Source Categories*, Subpart A, *General Provisions*; Subpart SSSS, *National Emission Standards For Hazardous Air Pollutants: Surface Coating Of Metal Coil*; and Subpart ZZZZ, *National Emission Standards For Hazardous Air Pollutants For Stationary Reciprocating Internal Combustion Engines*; U.S. EPA regulations at 40 CFR Part 70, *State Operating Permit Programs* and 5 S.C. Code Ann. Regs. 61-62.70 (Supp. 2015), *Title V Operating Permit Program*; 5 S.C. Code Ann. Regs. 61-62.1, Section II, *Permit Requirements*; and 5 S.C. Code Ann. Regs. 61-62.5, *Air Pollution Control Standards, Standard No. 5 - Volatile Organic Compounds ("Standard 5")*

Summary: Sequa Corporation, d.b.a Precoat Metals (Individual/Entity), located in Columbia, South Carolina, operates coil coating lines at its facility. The Department issued

renewed Part 70 (Title V) Air Quality Permit TV-1900-0040 ("Title V Permit") to Consolidated Systems, Inc. ("Consolidated Systems"), effective October 1, 2013. On January 5, 2016, a change of ownership request was submitted to the Department. On June 2, 2016, the Department conducted a comprehensive inspection at the facility. The Individual/Entity has violated U.S. EPA regulations at 40 CFR and South Carolina Air Pollution Control Regulations as follows: failed to demonstrate compliance with the 3-hour block average temperature of the RTO at or above the minimum operating temperature established during its most recent performance test, and did not perform and maintain compliant coatings calculations; failed to update its NOCS to reflect changes to the minimum operating limit for the RTO; and, failed to maintain accurate records of all VOCs; and calculate accurate 12-month rolling sums for VOC emissions.

Action: The Individual/Entity is required to pay a civil penalty in the amount of nineteen thousand dollars (**\$19,000.00**).

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

Food Safety Enforcement

48) Order Type and Number: Consent Order 2016-206-01-044
Order Date: May 1, 2017
Individual/Entity: **Kenny's Homecooking**
Facility: Kenny's Homecooking
Location: 711 Anderson Drive
Williamston, SC 29673
Mailing Address: Same
County: Anderson
Previous Orders: None
Permit Number: 04-206-03692
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Kenny's Homecooking (Individual/Entity) is a restaurant located in Williamston, South Carolina. The Department conducted inspections on March 1, 2016, April 14, 2016, and February 14, 2017. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

49) Order Type and Number: Consent Order 2016-206-02-036
Order Date: May 1, 2017
Individual/Entity: **Bronco Mexican Restaurant**
Facility: Bronco Mexican Restaurant
Location: 600 West Floyd Baker Boulevard
Gaffney, SC 29341
Mailing Address: Same
County: Cherokee
Previous Orders: None
Permit Number: 11-206-00963
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Bronco Mexican Restaurant (Individual/Entity) is a restaurant located in Gaffney, South Carolina. The Department conducted inspections on September 15, 2016, September 16, 2016, and December 16, 2016. 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; and failed to use effective methods to cool cooked time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

50) Order Type and Number: Consent Order 2016-206-03-076
Order Date: May 1, 2017
Individual/Entity: **Fratelli Express**
Facility: Fratelli Express
Location: 2031 Dave Lyle Boulevard
Rock Hill, SC 29730
Mailing Address: 975 Market Street, Suite 101
Fort Mill, SC 29708
County: York
Previous Orders: None
Permit Number: 46-206-03032
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Fratelli Express (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on June 1, 2016, and November 2, 2016. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that when time without temperature control is used as a public health control, the food in unmarked containers or packages shall be discarded.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

51) Order Type and Number: Consent Order 2016-206-03-085
Order Date: May 1, 2017
Individual/Entity: **Golden Corral**
Facility: Golden Corral
Location: 1031 Anderson Road
Rock Hill, SC 29730
Mailing Address: Same
County: York
Previous Orders: 2015-206-03-104 (\$800.00)
Permit Number: 46-206-02642
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Golden Corral (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted an inspection on July 12, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of one thousand, two hundred dollars **(\$1,200.00)**.

52) Order Type and Number: Consent Order 2016-206-06-078
Order Date: May 1, 2017
Individual/Entity: **Garden City Pancake House**
Facility: Garden City Pancake House
Location: 2908 Highway 17 Business
Garden City, SC 29576
Mailing Address: Same
County: Horry
Previous Orders: 2014-206-06-054 (\$710.00)
Permit Number: 26-206-08207
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Garden City Pancake House (Individual/Entity) is a restaurant located in Garden City, South Carolina. The Department conducted inspections on July 13, 2015, and April 14, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of one thousand, two hundred dollars **(\$1,200.00)**.

53) Order Type and Number: Consent Order 2016-206-07-061
Order Date: May 1, 2017
Individual/Entity: **Noisy Oyster Bar & Grill**
Facility: Noisy Oyster Bar & Grill
Location: 7942 Rivers Avenue
North Charleston, SC 29406
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit Number: 10-206-01672
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Noisy Oyster Bar & Grill (Individual/Entity) is a restaurant located in North Charleston, South Carolina. The Department conducted inspections on June 20, 2016, and June 30, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

54) Order Type and Number: Consent Order 2015-206-07-102
Order Date: May 2, 2017
Individual/Entity: **La Hacienda Restaurante**
Facility: La Hacienda Restaurante

Location: 1205 North Main Street
Summerville, SC 29483
Mailing Address: Same
County: Berkeley
Previous Orders: None
Permit Number: 08-206-01002
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: La Hacienda Restaurante (Individual/Entity) is a restaurant located in Summerville, South Carolina. The Department conducted inspections on August 25, 2015, and September 3, 2015. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

55) Order Type and Number: Consent Order 2016-206-03-073
Order Date: May 4, 2017
Individual/Entity: **Fresh Vibes**
Facility: Fresh Vibes
Location: 1675 Ebenezer Road
Rock Hill, SC 29732
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-03247
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Fresh Vibes (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on June 27, 2016, and July 11, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of six hundred thirty dollars (**\$630.00**).

56) Order Type and Number: Consent Order 2016-206-03-103
Order Date: May 4, 2017
Individual/Entity: **Subway #24384**
Facility: Subway #24384
Location: 3944 Highway 17
Murrells Inlet, SC 29576
Mailing Address: 3691 Palmetto Pointe Boulevard #101
Myrtle Beach, SC 29588
County: Georgetown
Previous Orders: None
Permit Number: 22-206-05702
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Subway #24384 (Individual/Entity) is a restaurant located in Murrells Inlet, South Carolina. The Department conducted inspections on August 12, 2015, and June 6, 2016. 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 and failed to maintain proper sanitization concentration for the warewashing (dish) machine.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

57) Order Type and Number: Consent Order 2016-206-01-045
Order Date: May 8, 2017
Individual/Entity: **McDonald's #11056**
Facility: McDonald's #11056
Location: 4 West Main Street
Williamston, SC 29697
Mailing Address: 534 Crawford Road
Belton, SC 29627
County: Anderson
Previous Orders: None
Permit Number: 04-206-02407
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: McDonald's #11056 (Individual/Entity) is a restaurant located in Williamston, South Carolina. The Department conducted inspections on March 1, 2016, May 25, 2016, and August 22, 2016. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to keep food contact surfaces, nonfood contact surfaces, and utensils clean and free of accumulation of dust, dirt, food residue and other debris.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of two hundred dollars **(\$200.00)**.

58) Order Type and Number: Consent Order 2016-206-02-035
Order Date: May 8, 2017
Individual/Entity: **Hampton Inn**
Facility: Hampton Inn
Location: 851 Tiger Boulevard
Clemson, SC 29631
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit Number: 39-206-01316
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Hampton Inn (Individual/Entity) is a hotel that operates a breakfast buffet located in Clemson, South Carolina. The Department conducted inspections on June 9, 2016, June 20, 2016, and June 30, 2016. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to provide a test kit or other device that accurately measures the concentration in MG/L of

sanitizing solutions; and failed to provide a food temperature measuring device required for the immersion into food.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of four hundred dollars **(\$400.00)**.

59) Order Type and Number: Consent Order 2016-206-02-045
Order Date: May 8, 2017
Individual/Entity: **Subway of Moonville #7**
Facility: Subway of Moonville #7
Location: 7486-D Augusta Road
Piedmont, SC 29673
Mailing Address: Same
County: Greenville
Previous Orders: 2015-206-02-034 (\$800.00)
Permit Number: 23-206-06863
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Subway of Moonville #7 (Individual/Entity) is a restaurant located in Piedmont, South Carolina. The Department conducted inspections on June 24, 2016, and April 7, 2017. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of two thousand, four hundred dollars **(\$2,400.00)**.

60) Order Type and Number: Consent Order 2016-206-03-083
Order Date: May 8, 2017
Individual/Entity: **Hwy 55 Burgers, Shakes & Fries**
Facility: Hwy 55 Burgers, Shakes & Fries
Location: 683 Highway 9 Bypass East
Lancaster, SC 29720
Mailing Address: Same
County: Lancaster
Previous Orders: None
Permit Number: 29-206-01500
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Hwy 55 Burgers, Shakes & Fries (Individual/Entity) is a restaurant located in Lancaster, South Carolina. The Department conducted inspections on August 19, 2016, August 26, 2016, and October 27, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

61) Order Type and Number: Consent Order 2015-206-07-052
Order Date: May 15, 2017
Individual/Entity: **La Hacienda**
Facility: La Hacienda
Location: 6322 Rivers Avenue
North Charleston, SC 29406
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit Number: 10-206-01928
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: La Hacienda (Individual/Entity) is a restaurant located in North Charleston, South Carolina. The Department conducted inspections on May 19, 2015, May 29, 2015, and June 8, 2015. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of one thousand, two hundred dollars **(\$1,200.00)**.

62) Order Type and Number: Consent Order 2016-206-02-039
Order Date: May 15, 2017
Individual/Entity: **Molina's**
Facility: Molina's
Location: 8024 Augusta Road
Piedmont, SC 29673
Mailing Address: Same
County: Greenville
Previous Orders: 2015-206-02-015 (\$800.00)
Permit Number: 23-206-09682
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Molina's (Individual/Entity) is a restaurant located in Piedmont, South Carolina. The Department conducted inspections on April 29, 2015, March 25, 2016, February 21, 2017, and February 22, 2017. 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; failed to store foods in a manner to prevent cross contamination; and failed to keep equipment components such as doors, seals, hinges, fasteners, and kick plates intact, tight, and adjusted in accordance with manufacturer's specifications.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of two thousand, four hundred dollars **(\$2,400.00)**.

63) Order Type and Number: Consent Order 2016-206-02-049
Order Date: May 15, 2017
Individual/Entity: **Liberty West End**
Facility: Liberty West End
Location: 941 South Main Street
Greenville, SC 29601

Mailing Address: 1177 Southgate Drive
Charleston, SC 29407
County: Greenville
Previous Orders: None
Permit Number: 23-206-09279
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Liberty West End (Individual/Entity) is a restaurant located in Greenville, South Carolina. The Department conducted inspections on November 9, 2015, September 15, 2016, and September 23, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

64) Order Type and Number: Consent Order 2016-206-05-009
Order Date: May 15, 2017
Individual/Entity: **Price Shell**
Facility: Price Shell
Location: 1556 Whiskey Road
Aiken, SC 29803
Mailing Address: P.O. Box 5177
Aiken, SC 29804
County: Aiken
Previous Orders: None
Permit Number: 02-206-02575
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Price Shell (Individual/Entity) is a convenience store located in Aiken, South Carolina. The Department conducted inspections on May 9, 2016, May 19, 2016, and February 1, 2017. 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; and failed to maintain the handwashing sink so that it was always accessible.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

65) Order Type and Number: Consent Order 2016-206-07-074
Order Date: May 15, 2017
Individual/Entity: **Market Street Saloon**
Facility: Market Street Saloon
Location: 32-D North Market Street
Charleston, SC 29401
Mailing Address: P.O. Box 22454
Charleston, SC 29413
County: Charleston
Previous Orders: None
Permit Number: 10-206-06569
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Market Street Saloon (Individual/Entity) is a restaurant located in Charleston, South Carolina. The Department conducted an inspection on August 3, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of four hundred dollars **(\$400.00)**.

66) Order Type and Number: Consent Order 2016-211-06-001
Order Date: May 15, 2017
Individual/Entity: **Loris IGA**
Facility: Loris IGA
Location: 3030 Broad Street
Loris, SC 29569
Mailing Address: P.O. Box 1629
Lake City, SC 29560
County: Horry
Previous Orders: None
Permit Number: 26-211-08754
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Loris IGA (Individual/Entity) is a grocery store located in Loris, South Carolina. The Department conducted inspections on August 4, 2015, and June 27, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

67) Order Type and Number: Consent Order 2016-206-08-031
Order Date: May 19, 2017
Individual/Entity: **Hampton Restaurant**
Facility: Hampton Restaurant
Location: 704 Elm Street West
Hampton, SC 29924
Mailing Address: P.O. Box 293
Hampton, SC 29924
County: Hampton
Previous Orders: None
Permit Number: 25-206-01166
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Hampton Restaurant (Individual/Entity) is a restaurant located in Hampton, South Carolina. The Department conducted inspections on July 11, 2016, July 20, 2016, August 9, 2016, and September 1, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of five hundred fifty dollars **(\$550.00)**.

68) Order Type and Number: Consent Order 2016-206-03-093
Order Date: May 19, 2017
Individual/Entity: **Patti's Backstage Karaoke**
Facility: Patti's Backstage Karaoke
Location: 1106 North Anderson Road
Rock Hill, SC 29732
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-02756
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Patti's Backstage Karaoke (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on July 29, 2014, July 29, 2015, and July 28, 2016. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of four hundred dollars **(\$400.00)**.

69) Order Type and Number: Consent Order 2016-206-03-097
Order Date: May 19, 2017
Individual/Entity: **New China**
Facility: New China
Location: 705 Kendall Road
Newberry, SC 29108
Mailing Address: Same
County: Newberry
Previous Orders: None
Permit Number: 36-206-01150
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: New China (Individual/Entity) is a restaurant located in Newberry, South Carolina. The Department conducted inspections on August 26, 2015, August 18, 2016, and October 3, 2016. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to store foods in a manner to prevent cross contamination.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

70) Order Type and Number: Consent Order 2017-206-04-001
Order Date: May 19, 2017
Individual/Entity: **Shady Rest Family Restaurant**
Facility: Shady Rest Family Restaurant
Location: 477 South Georgetown Road

Mailing Address: Johnsonville, SC 29555
P.O. Box 70
Johnsonville, SC 29555
County: Florence
Previous Orders: None
Permit Number: 21-206-01023
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Shady Rest Family Restaurant (Individual/Entity) is a restaurant located in Johnsonville, South Carolina. The Department conducted inspections on October 4, 2016, March 9, 2017, March 10, 2017, and March 13, 2017. 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; failed to ensure the person in charge maintained a written plan for the restriction, exclusion and re-instatement of food employees when they are restricted or excluded for specified conditions; failed to properly cool cooked time/temperature control for safety foods; and failed to use effective methods to cool cooked time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of one thousand, eight hundred dollars **(\$1,800.00)**.

71) Order Type and Number: Consent Order 2016-206-02-041
Order Date: May 22, 2017
Individual/Entity: **Purple International Bistro and Sushi**
Facility: Purple International Bistro and Sushi
Location: 933 South Main Street
Greenville, SC 29601
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit Number: 23-206-11185
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Purple International Bistro and Sushi (Individual/Entity) is a restaurant located in Greenville, South Carolina. The Department conducted inspections on April 21, 2016, May 2, 2016, and February 2, 2017. 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; and failed to maintain proper sanitization concentration for the warewashing (dish) machine.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

72) Order Type and Number: Consent Order 2016-206-03-094
Order Date: May 23, 2017
Individual/Entity: **Delicacy Chinese Bistro**
Facility: Delicacy Chinese Bistro
Location: 1435 Riverchase Boulevard #103
Rock Hill, SC 29732
Mailing Address: Same

County: York
Previous Orders: None
Permit Number: 46-206-03328
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Delicacy Chinese Bistro (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on July 25, 2016, August 1, 2016, and September 26, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

73) Order Type and Number: Consent Order 2016-206-05-010
Order Date: May 23, 2017
Individual/Entity: **Deshawns Seafood**
Facility: Deshawns Seafood
Location: 10316 Atomic Road
North Augusta, SC 29841
Mailing Address: P.O. Box 652
Clearwater, SC 29822
County: Aiken
Previous Orders: None
Permit Number: 02-206-02935
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Deshawns Seafood (Individual/Entity) is a restaurant located in North Augusta, South Carolina. The Department conducted inspections on August 24, 2016, August 26, 2016, August 31, 2016, and September 9, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

74) Order Type and Number: Consent Order 2016-206-06-134
Order Date: May 24, 2017
Individual/Entity: **Ciao Italian Restaurant**
Facility: Ciao Italian Restaurant
Location: 5223 North Kings Highway
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-10150
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Ciao Italian Restaurant (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on July 13, 2016, and December 12, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

75) Order Type and Number: Consent Order 2016-206-02-048
Order Date: May 26, 2017
Individual/Entity: **Como's Pete's #4**
Facility: Como's Pete's #4
Location: 1611 August Street
Greenville, SC 29605
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit Number: 23-206-04448
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Como's Pete's #4 (Individual/Entity) is a restaurant located in Greenville, South Carolina. The Department conducted inspections on October 19, 2015, August 31, 2016, and April 3, 2017. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

76) Order Type and Number: Consent Order 2016-206-03-092
Order Date: May 26, 2017
Individual/Entity: **Lee's Famous Recipe Chicken**
Facility: Lee's Famous Recipe Chicken
Location: 738 Cherry Road
Rock Hill, SC 29732
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-03373
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Lee's Famous Recipe Chicken (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on June 10, 2016, June 23, 2016, and July 28, 2016. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of four hundred dollars **(\$400.00)**.

77) Order Type and Number: Consent Order 2016-206-06-135
Order Date: May 26, 2017
Individual/Entity: **Patricia Grand Resort**
Facility: Patricia Grand Resort
Location: 2710 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-10846
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Patricia Grand Resort (Individual/Entity) operates a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on July 17, 2015, and July 14, 2016. 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: operate and maintain the facility in accordance with the requirements of all applicable regulations; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

On-Site Wastewater Enforcement

78) Order Type and Number: Consent Order 17-01-OSWW
Order Date: May 25, 2017
Individual/Entity: **Marvin Chester and Aline Watts Chester**
Facility: Marvin Chester and Aline Watts Chester
Location: 1240 Trotter Ridge Road
Loris, SC 29569
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Marvin Chester and Aline Watts Chester (Individual/Entity) own property located in Loris, South Carolina. The Department conducted a complaint investigation on December 3, 2015, and observed the discharge of wastewater to the ground surface. The Individual/Entity has violated the South Carolina Onsite Wastewater Systems Regulation as follows: failed to ensure that no septic tank effluent or domestic wastewater or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to immediately stop the discharging of wastewater to the drainage ditch; and, connect to the public sewer provider for domestic wastewater disposal.

OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT

79) Order Type and Number: Consent Order 16C-027F
Order Date: May 4, 2017
Individual/Entity: **Sean and Deborah Galbally**
Location: 3012 Ashburton Way
Mount Pleasant, SC
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: S.C. Code Ann. §48-39-130(A) and 23A
S.C. Code Ann. Regs. 30-2(B); 23A S.C. Code Ann. Reg. §30-12(G)(2)(k)

Summary: Sean and Deborah L. Galbally (Individuals/Entities) are the current owners of certain property abutting the tidelands critical area. An inspection at the site was conducted on September 30, 2016. The Individuals/Entities have violated the S.C. Coastal Zone Management Act (Act) and Coastal Division Regulations (Regulations) as follows: conducted agitation dredging at the site without a Department permit.

Action: The Individuals/Entities are required to: pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**) to the Department; and, comply with all terms and conditions of Department permits and requirements of the Act and Regulations, including requesting and receiving a Department permit prior to any future utilization/alteration of any South Carolina critical area.

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