

SUMMARY SHEET
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
February 8, 2018


_____ 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 December 1, 2017 – December 31, 2017.
3. **FACTS:** For the period of December 1, 2017 through December 31, 2017, Environmental Affairs issued (64) Consent Orders with total assessed civil penalties in the amount of \$141,999.00. Two (2) Administrative Orders were issued during the reporting period with total assessed civil penalties in the amount of \$12,500.00.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Agreements	Consent Orders	Assessed Penalties
Land and Waste Management					
UST Program	0	0	0	4	\$2,480.00
Aboveground Tanks	0	0	0	0	0
Solid Waste	0	0	0	4	\$7,160.00
Hazardous Waste	0	0	0	3	\$22,150.00
Infectious Waste	0	0	0	0	0
Mining	0	0	0	0	0
SUBTOTAL	0	0	0	11	\$31,790.00
Water					
Recreational Water	0	0	0	7	\$4,100.00
Drinking Water	0	0	0	2	\$2,000.00
Water Pollution	0	0	0	1	\$11,959.00
Dam Safety	0	0	0	0	0
SUBTOTAL	0	0	0	10	\$18,059.00
Air Quality					
SUBTOTAL	1	\$12,000.00	0	4	\$54,750.00
Environmental Health Services					
Food Safety	0	0	0	37	\$36,900.00
Onsite Wastewater	1	\$500.00	0	1	\$0
SUBTOTAL	1	\$500.00	0	38	\$36,900.00
OCRM					
SUBTOTAL	0	0	0	1	\$500.00
TOTAL	2	\$12,500.00	0	64	\$141,999.00

Submitted by:



Myra C. Reece
Director of Environmental Affairs

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
February 8, 2018**

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Consent Order 17-0365-UST
 Order Date: December 11, 2017
 Individual/Entity: **Tribbles Superette, Inc.**
 Facility: Tribbles Superette, Inc.
 Location: 924 South Mechanic Street
 Pendleton, SC 29670

 Mailing Address: Same
 County: Anderson
 Previous Orders: none
 Permit/ID Number: 18531
 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. 2016).
 Project Manager: **Jane Mundell**

Summary: Tribbles Superette, Inc. (Individual/Entity) owns and operates an underground storage tank (UST) located in Pendleton, South Carolina. On August 1, 2017, the Department issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act as follows: failed to display a registration certificate, in that the Annual Tank Registration Fee for fiscal year 2018 had not been paid.

Action: The Individual/Entity is required to pay the Annual Tank Registration Fee and associated late fees for fiscal year 2018 and pay a civil penalty in the amount of one hundred twenty dollars (**\$120.00**).

- 2) Order Type and Number: Consent Order 17-0143-UST
 Order Date: December 15, 2017
 Individual/Entity: **Robert W. Faulkner**
 Facility: Whitesides General Store
 Location: 1041 East Main Street
 Smyrna, SC 29743

 Mailing Address: P.O. Box 10
 Smyrna, SC 29743

 County: York
 Previous Orders: None
 Permit/ID Number: 09439
 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. 2016); and South Carolina Underground Storage Tank Control Regulation, 7 S.C.
 Code Ann. Regs. 61-92.280.20(c)(1)(ii) (2017).
 Project Manager: **Beverly McLeod**

Summary: Robert W. Faulkner (Individual/Entity), located in Smyrna, South Carolina, owns and operates underground storage tanks. On May 24, 2017, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there was no drop tube shutoff valve on the regular unleaded tank. The Individual/Entity has violated the SUPERB Act and the

South Carolina Underground Storage Tank Regulations, as follows: failed to maintain overfill prevention equipment. The drop tube shutoff valve was installed on June 16, 2017.

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

3) Order Type and Number: Consent Order 17-0342-UST
Order Date: December 15, 2017
Individual/Entity: **Trinity Investments, LLC of Georgetown**
Facility: Value Mart 1
Location: 1461 St. Delight Road
Sampit, SC 29440
Mailing Address: 2413 Topsaw Road
Georgetown, SC 29440
County: Georgetown
Previous Orders: None
Permit/ID Number: 16263
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. 2016).
Project Manager: Beverly McLeod

Summary: Trinity Investments, LLC of Georgetown (Individual/Entity), located in Sampit, South Carolina, owns underground storage tanks. On June 5, 2017, and August 4, 2017, the Department conducted a file review and issued a Notice of Alleged Violation because the annual registration fees for fiscal years 2004-2018 had not been paid. The Individual/Entity has violated the SUPERB Act as follows: failed to pay annual underground storage tank registration fees.

Action: The Individual/Entity is required to: pay annual underground storage tank registration fees and associated late fees in the amount of eleven thousand, nine hundred seventy-nine dollars (\$11,979.00); and, pay a civil penalty in the amount of three hundred sixty dollars **(\$360.00)**.

4) Order Type and Number: Consent Order 17-0415-UST
Order Date: December 15, 2017
Individual/Entity: **GPM Southeast, LLC**
Facility: Scotchman 3146
Location: 940 Inlet Square Drive
Garden City, SC 29576
Mailing Address: 8565 Magellan Parkway, Suite 400
Richmond, VA 23227
County: Horry
Previous Orders: None
Permit/ID Number: 10758
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. 2016); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann. Regs. 61-92.280.20(c)(1)(ii) (2017).
Project Manager: Beverly McLeod

Summary: GPM Southeast, LLC (Individual/Entity), located in Garden City, South Carolina, owns and operates underground storage tanks. On October 10, 2017, the Department conducted a routine inspection and issued a Notice of Alleged Violation because there was no drop tube shutoff valve on the regular unleaded tank. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulations, 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)**.

Solid Waste Enforcement

5) Order Type and Number: Consent Order 17-28-SW
Order Date: December 11, 2017
Individual/Entity: **John Bunner**
Facility: Green's New and Used Tires
Location: 1851 Easley Highway
Pelzer, SC 29669
Mailing Address: 213 Greenmeadow Circle
Anderson, SC 29626
County: Anderson
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. § 44-96-10 et seq. (2002 & Supp. 2016) (Act); and, Solid Waste Management: Waste Tires, 8 S.C. Code Ann. Regs., R. 61-107.3 (2015).
Project Manager: Jane Mundell

Summary: John Bunner (Individual/Entity), rented a portion of the of the property at Green's New and Used Tires located in Pelzer, South Carolina. On May 16, 2017, the Department conducted an inspection in response to a complaint regarding waste tires being stored at Green's New and Used Tires. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act and the Solid Waste Management: Waste Tires Regulations as follows: stored greater than one hundred twenty (120) waste tires without a permit as a waste tire collection facility.

Action: The Individual/Entity is required to: remove and properly dispose of the waste tires; pay a civil penalty in the amount of five hundred dollars **(\$500.00)**; and pay a stipulated penalty in the amount of three thousand, five hundred dollars (\$3,500.00) should the requirements of the Order not be met.

6) Order Type and Number: Consent Order 17-29-SW
Order Date: December 11, 2017
Individual/Entity: **YouWall, LLC**
Facility: Appleton Class 2 Landfill
Location: 458 Gill Road
Allendale, South Carolina
Mailing Address: P.O. Box 6893
Beaufort, South Carolina 29903
County: Allendale
Previous Orders: 15-10-SW (\$1,500.00)
Permit/ID Number: LF2-00004
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. § 44-96-10 *et seq.*, (2002 & Supp. 2016) (Act); Solid Waste Management: Solid Waste Landfills and Structural Fill, 8 S.C. Code Ann. Regs.; and, Permit LF-00004.
Project Manager: Beverly McLeod

Summary: YouWall, LLC (Individual/Entity) owns and is responsible for operation of Appleton Class 2 Landfill located in Allendale, South Carolina. The Department conducted routine inspections February 13, 2017, through May 30, 2017. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, Solid Waste Management: Solid Waste Landfills and Structural Fill Regulations, and their permit as follows: failed to cover exposed waste material

at least every 30 days with a uniform compacted layer of clean earth cover, no less than six (6) inches in depth.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of two thousand, seven hundred dollars **(\$2,700.00)**.

7) Order Type and Number: Consent Order 17-30-SW
Order Date: December 11, 2017
Individual/Entity: **Enterprise Material Handling Facility, LLC**
Facility: Enterprise Material Handling Facility Class
2Landfill
Location: 200 Old True Temper Road
Anderson, SC, 29624
Mailing Address: Same
County: Anderson
Previous Orders: None
Permit/ID Number: 042733-1201
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. § 44-96-10 *et seq.* (2002 & Supp. 2016) (Act); and Solid Waste Management: Solid Waste Landfills and Structural Fill, 8 S.C. Code Ann. Regs.; and, Permit 042733-1201.
Project Manager: Jane Mundell

Summary: Enterprise Material Handling Facility, LLC (Individual/Entity), located in Anderson, South Carolina, operated a Class 2 Landfill. On April 25, 2017, May 16, 2017, June 16, 2017, July 21, 2017, August 8, 2017, and September 14, 2017, the Department conducted routine inspections. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, the Solid Waste Management: Solid Waste Landfills and Structural Fill Regulations, and their permit as follows: failed to place a uniform compacted layer of soil six (6) inches deep on exposed waste at least every thirty (30) days.

Action: The Individual/Entity is required to: submit a revised stormwater management plan to control erosion and pay a civil penalty in the amount of three thousand, four hundred and sixty-five dollars **(\$3,465.00)**.

8) Order Type and Number: Consent Order 17-27-SW
Order Date: December 14, 2017
Individual/Entity: **Doug Zappetilla**
Facility: Alewine Structural Fill Project
Location: 2812 Airline Road
Anderson, SC 29624
Mailing Address: P.O. Box 1111
Star, SC 29684
County: Anderson
Previous Orders: None
Permit/ID Number: SF-00065
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. § 44-96-10 *et seq.* (2002 & Supp. 2016) (Act); Solid Waste Management: Solid Waste Landfills and Structural Fill, 8 S.C. Code Ann. Regs.; and, Permit Registration SF-00065.
Project Manager: Jane Mundell

Summary: Doug Zappetilla (Individual/Entity) owns and operates a structural fill located in Anderson, South Carolina. On February 7, 2017, the Department conducted a routine inspection. The Individual/Entity has violated the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulations and Permit No. SF-00065. as follows: failed to reduce

structural fill to less than one cubic yard pieces with no side exceeding three feet in length; failed to stake off the fill area; failed to ensure that the fill material was limited to one working face; and, failed to cover the fill material with six inches of soil every thirty days.

Action: The Individual/Entity is required to: discontinue operation of the structural fill; remove kudzu from the closed portion of the structural fill; close and cover the remaining structural fill with two feet of soil; seed the cover with native grasses; register the structural fill on the deed and provide a copy of the notation of deed to the Department; pay a civil penalty of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of (\$3,500.00) should any requirement of the Order not be met.

Hazardous Waste Enforcement

9) Order Type and Number: Consent Order 17-27-HW
Order Date: December 15, 2017
Individual/Entity: **AnMed Health**
Facility: AnMed Health
Location: 800 North Fant Street
Anderson, SC 29621
Mailing Address: Same
County: Anderson
Previous Orders: N/A
Permit/ID Number: SCD 069 315 216
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 *et seq.* (2002 and Supp. 2016), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2016).
Project Manager: **Lorria Caswell**

Summary: AnMed Health (Individual/Entity) provides health care at its facility located in Anderson, South Carolina. The Department conducted an inspection on June 7, 2017. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to keep containers holding hazardous waste closed during storage, except when it is necessary to add or remove waste; failed to receive an extension from the Department to allow hazardous waste to remain onsite for longer than 180 days; failed to accumulate one quart of acutely hazardous waste in containers at or near the point of generation, which is under the control of the operator; failed to mark containers either with the words: "Hazardous Waste" or with other words that identify the contents of the container; failed to accurately determine if a waste was a hazardous waste; failed to maintain lamps in a manner to prevent a release and to keep such containers closed to prevent spillage; failed to label or clearly mark each container of lamps with one of the following phrases: "Universal Waste – Lamp(s)," or "Waste Lamp(s)," or "Used Lamp(s);" and, failed to demonstrate the length of time that universal waste had been accumulated from the date it became a waste or was received.

Action: The Individual/Entity is required to: submit an updated DHEC Form 2701 to change the facility's hazardous waste generator status to a Large Quantity Generator; submit DHEC Form 1965 to notify the Department of all the hazardous waste streams generated at the facility; submit the Quarterly Reports for 2017 and a written procedure/protocol for managing and tracking monthly generations for pharmaceutical P-listed, acute hazardous waste at the facility; and, pay a civil penalty in the amount of thirteen thousand, five hundred dollars (**\$13,500.00**).

- 10) Order Type and Number: Consent Order 17-28-HW
Order Date: December 15, 2017
Individual/Entity: **Stueken, LLC**
Facility: Stueken, LLC
Location: 137 Southchase Boulevard
Fountain Inn, SC 29644
Mailing Address: Same
County: Greenville
Previous Orders: N/A
Permit/ID Number: SCR 000 007 070
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 *et seq.* (2002 and Supp. 2016), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2016).
Project Manager: Lorria Caswell

Summary: Stueken, LLC (Individual/Entity) provides deep draw and metal stamping of components for the automotive, electronic, and consumer industries at its facility located in Fountain Inn, South Carolina. The Department conducted an inspection on February 27, 2017. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to keep containers holding hazardous waste closed during storage, except when it is necessary to add or remove waste; 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 mark containers either with the words: "Hazardous Waste" or with other words that identify the contents of the container; failed to ensure while being accumulated onsite, each container is labeled or clearly marked with the EPA Hazardous Waste Number and the words: "Hazardous Waste – federal laws prohibit improper disposal;" and, failed to demonstrate the length of time that universal waste had been accumulated from the date it became a waste or was received.

Action: The Individual/Entity is required to: submit an updated DHEC 2701 to include all the hazardous waste codes for all the waste streams generated at the facility; submit a Plan for managing the used machining oil from the press operations and the used vacuum oil from the degreasing operations that is stored onsite in Tanks 1 and 2; and, pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

- 11) Order Type and Number: Consent Order 17-30-HW
Order Date: December 15, 2017
Individual/Entity: **Spartan Industries, Inc.**
Facility: Spartan Industries, Inc
Location: 6860 South Pine Street
Pacolet, SC 29372
Mailing Address: P.O. Box 309
Pacolet, SC, 29372-0309
County: Spartanburg
Previous Orders: N/A
Permit/ID Number: SCD 003 359 726
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 *et seq.* (2002 and Supp. 2016), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2016).
Project Manager: Lorria Caswell

Summary: Spartan Industries, Inc. (Individual/Entity) specializes in chrome electroplating at its facility located in Pacolet, South Carolina. The Department conducted an inspection on June 6, 2017. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to accurately determine if a waste was 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 receive an extension from the Department to allow hazardous waste to remain onsite for longer than 180 days; failed to clean up a hazardous waste discharge that occurred during processing; failed to post the name and telephone number of the emergency coordinator along with the location of the fire extinguishers and spill control material, and if present, fire alarms next to the telephone; failed to ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures during normal facility operations; failed to inform and describe for all employees who handle or manage universal waste, the proper handling and emergency procedures appropriate for that type of universal waste handled at the facility; failed to maintain lamps in a manner to prevent a release and to keep such containers closed to prevent spillage; failed to label or clearly mark each container of lamps with one of the following phrases: "Universal Waste – Lamp(s)," or "Waste Lamp(s)," or "Used Lamp(s);" failed to demonstrate the length of time that universal waste had been accumulated from the date it became a waste or was received; and, failed to ensure that all containers used to store used oil at the facility are closed.

Action: The Individual/Entity is required to: properly dispose of the hazardous waste that has been onsite for greater than 180 days and submit the hazardous waste manifest(s) demonstrating proper disposal; pay a civil penalty in the amount of two thousand, six hundred fifty dollars (**\$2,650.00**); and, pay a suspended penalty in the amount of twenty-three thousand, eight hundred fifty dollars (\$23,850.00) should any requirement of the Order not be met.

BUREAU OF WATER

Recreational Waters Enforcement

12)	<u>Order Type and Number:</u>	Consent Order 17-177-RW
	<u>Order Date:</u>	December 1, 2017
	<u>Individual/Entity:</u>	Shiram Hospitality, LLC
	<u>Facility:</u>	La Quinta
	<u>Location:</u>	1601B Highway 17 North North Myrtle Beach, SC 29582
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-M66-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)
	<u>Project Manager:</u>	Tessa Sullivan

Summary: Shiram Hospitality, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2017, and June 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 skimmers were missing weirs; there was no drinking water fountain; the life ring was deteriorated and was not clear of obstructions; only one "Shallow Water – No Diving Allowed" sign was posted; the bound and numbered log book was not maintained on a daily basis; the chlorine level was not within the acceptable range of water quality standards; and the main drain grates were not visible due to cloudy water. On August 14, 2017, a follow-up inspection was conducted it was determined that all of the deficiencies had been addressed except for the installation of the drinking water fountain.

Action: The Individual/Entity is required to: submit to the Department for approval a Change Order Request Form for the installation of a drinking water fountain; install the drinking water fountain per the approved Change Order Request Form; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**). The civil penalty has been paid.

- 13) Order Type and Number: Consent Order 17-178-RW
Order Date: December 7, 2017
Individual/Entity: **Robert Malanuk, Individually and d.b.a. Santee Lakes Campground**
Facility: Santee Lakes Campground
Location: 1268 Gordon Road
Summerton, SC 29148
Mailing Address: Same
County: Clarendon
Previous Orders: None
Permit/ID Number: 14-030-1 & 14-031-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)
Project Manager: **Jaime Teraoka**

Summary: Robert Malanuk, Individually and d.b.a. Santee Lakes Campground (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool. On June 30, 2017, and July 31, 2017, the pool and kiddie pool were inspected and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there were no universal "no diving" tiles; the pool floor was dirty; the pool furniture was not at least four feet from the edge of the pool; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; and the pool rules sign was not completely filled out.

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

- 14) Order Type and Number: Consent Order 17-182-RW
Order Date: December 14, 2017
Individual/Entity: **Flow, LLC**
Facility: The Flow
Location: 136 Sunset Boulevard
West Columbia, SC 29036
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: 32-1106B
Violations Cited: S.C. Code Ann. Regs. 61-51(B)(7)
Project Manager: **Tessa Sullivan**

Summary: Flow, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On September 29, 2017, Department staff visited the facility and observed that construction of the pool had been completed, the gate to the pool was unlocked allowing access to the public, and a "Pool Closed" sign was not posted. Following the inspection, Department staff determined that written approval to operate had not been issued to the Individual/Entity. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failure to obtain written approval to operate from the Department prior to placing a public swimming pool into operation.

Action: The Individual/Entity is required to: schedule a final inspection with Department staff and obtain written approval to operate; and pay a civil penalty in the amount of three hundred dollars (**\$300.00**). The civil penalty has been paid.

15) Order Type and Number: Consent Order 17-179-RW
Order Date: December 15, 2017
Individual/Entity: **Jai Jalyann Vkt Holdings, LLC**
Facility: Quality Inn Manning
Location: 3031 Paxville Highway
Manning, SC 29102
Mailing Address: Same
County: Clarendon
Previous Orders: None
Permit/ID Number: 14-026-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)
Project Manager: Elaina Perez

Summary: Jai Jalyann Vkt Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 12, 2017, and July 31, 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 pool furniture was not at least four feet from the edge of the pool; there was no drinking water fountain; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the life ring did not have a permanently attached rope; the pool rules sign was not completely filled out; and the bound and numbered log book was not maintained on a daily basis.

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

16) Order Type and Number: Consent Order 17-180-RW
Order Date: December 18, 2017
Individual/Entity: **The Water Edge Homeowners Association, Inc.**
Facility: Water Edge
Location: 1451 Lands End Road
Rock Hill, SC 29732
Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: 46-1034B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)
Project Manager: Elaina Perez

Summary: The Water Edge Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 6, 2017, and July 13, 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: a skimmer was missing a weir; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the emergency notification device was not operational; and the bound and numbered log book was not maintained on a daily basis.

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

17)	<u>Order Type and Number:</u> <u>Order Date:</u> <u>Individual/Entity:</u> <u>Facility:</u> <u>Location:</u> <u>Mailing Address:</u> <u>County:</u> <u>Previous Orders:</u> <u>Permit/ID Number:</u> <u>Violations Cited:</u> <u>Project Manager:</u>	Consent Order 17-181-RW December 18, 2017 Olde Towne Homeowner's Association, Inc. Olde Towne 3411 Mount Gallant Road Rock Hill, SC 29732 Same York None 46-1018B S.C. Code Ann. Regs. 61-51(J) Elaina Perez
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Summary: Olde Towne Homeowner's Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On May 25, 2017, and July 13, 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: there was debris in the skimmer baskets; a skimmer was missing a weir; the pH level was not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; the current pool operator of record information was not posted to the public; the log book was not properly bound or numbered; and the log book was not maintained on a daily basis.

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

18)	<u>Order Type and Number:</u> <u>Order Date:</u> <u>Individual/Entity:</u> <u>Facility:</u> <u>Location:</u> <u>Mailing Address:</u> <u>County:</u> <u>Previous Orders:</u> <u>Permit/ID Number:</u> <u>Violations Cited:</u> <u>Project Manager:</u>	Consent Order 17-183-RW December 19, 2017 Orange Lake Country Club, Inc. South Beach Resort 3000 South Ocean Boulevard Myrtle Beach, SC 29577 8390 Champions Gate Boulevard Champions Gate, FL 33896 Horry None 26-1121D S.C. Code Ann. Regs. 61-51(J)(10) Kristin E. Bevill
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Summary: Orange Lake Country Club, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa. On October 11, 2017, Department staff received notification by way of an email from a spa patron of an accident requiring an EMS response that occurred at the spa that same day. A review of Department records reveal that a report of the incident had not been submitted to the Department. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to report to the Department in writing, on a Department approved form, any death, injury, or accident requiring an EMS response, emergency room visit, or hospitalization within seventy-two hours of the occurrence. On November 12, 2017, the Individual/Entity submitted to the Department an incident report on a Department approved form.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

Drinking Water Enforcement

- 19) Order Type and Number: Consent Order 17-025-DW
 Order Date: December 1, 2017
 Individual/Entity: **Town of Ridge Spring**
 Facility: Town of Ridge Spring
 Location: 906 West Main Street
 Ridge Spring, SC 29129
 Mailing Address: P.O. Box 444
 Ridge Spring, SC 29129

 County: Saluda
 Previous Orders: None
 Permit/ID Number: 4110002
 Violations Cited: S.C. Code Ann. Regs. 61-58.17.1 (2)(a)
 Project Manager: **Tessa Sullivan**

Summary: The Town of Ridge Spring (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On September 19, 2017, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: failed to notify the Department by the end of the day when the system was notified of an E. coli present test result.

Action: The Individual/Entity is required to: submit a standard operating procedure that will be followed to ensure that all monitoring and reporting requirements are complied with; pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**); and pay a stipulated penalty in the amount of two thousand dollars (\$2,000.00) should any requirement of the Order not be met.

- 20) Order Type and Number: Consent Order 17-026-RW
 Order Date: December 11, 2017
 Individual/Entity: **Kinard Well W HOA**
 Facility: Kinard Well
 Location: 158 John Kinard Circle
 Chapin, SC 29036
 Mailing Address: 349 John Kinard Circle
 Chapin, SC 29036

 County: Lexington
 Previous Orders: None
 Permit/ID Number: 3260224
 Violations Cited: S.C. Code Ann. Regs. 61-58.7
 Project Manager: **Kristin E. Bevill**

Summary: Kinard Well W HOA (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On October 11, 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 PWS had a history of testing present for total coliform during January 2016 – October 2017; and the electrical wiring at Well 1 was not in conduit.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps 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

- 21) Order Type and Number: Consent Order 17-078-W
Order Date: December 5, 2017
Individual/Entity: **Town of Pendleton**
Facility: Tri-County Technical College Gravity Sewer
Location: Near West Queen Street in Pendleton, SC
Mailing Address: 310 Greenville Street
Pendleton, South Carolina 29670
County: Anderson
Previous Orders: None
Permit/ID Number: SCR10BF49
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-90(a)(1) and § 48-1-110 (Supp. 2016)
Project Manager: Richard Stone

Summary: The Town of Pendleton (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Tri-County Technical College Gravity Sewer System (Site) located in Anderson County, South Carolina. On March 3, 2017, a Notice of Violation was issued as a result of the Department determining that land disturbing activities had been initiated at the Site without National Pollutant Discharge Elimination System (NPDES) coverage. The Individual/Entity violated the Pollution Control Act as follows: initiated land disturbing activity at the Site prior to obtaining NPDES permit coverage for storm water discharges from the Department and allowed sediment to discharge into the environment in a manner other than in compliance with a permit issued by the Department.

Action: The Individual/Entity is required to submit: a corrective action plan to address the deficiencies; submit a Notice of Termination for the Site, or, a report from a professional engineer certifying that all storm water and sediment control devices are installed and functioning properly at the Site; and, pay a civil penalty in the amount of eleven thousand, nine hundred and fifty-nine dollars (**\$11,959.00**).

BUREAU OF AIR QUALITY

- 22) Order Type and Number: Administrative Order 17-044-A
Order Date: December 19, 2017
Individual/Entity: **Quality Wood Fibers, LLC**
Facility: Quality Wood Fibers, LLC
Location: 143 Shady Grove Church Road
Clinton, SC 29325
Mailing Address: Same
County: Laurens
Previous Orders: 15-047-A (\$8,000.00)
Permit/ID Number: 1520-0107
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.1, Section II, and 5 S.C. Code Ann. Regs. 61-62.5, Standard Nos. 4 and 5.2.
Project Manager: Patrick Stivers

Summary: Quality Wood Fibers, LLC (Individual/Entity), located in Clinton, South Carolina, operates a pine shavings packaging facility. The Department conducted inspections of the Individual/Entity on August 26, 2016, September 22, 2016, and October 21, 2016. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: failed to limit emissions to an opacity of 20%; failed to prevent the release of fugitive emissions, failed to maintain dust control; and failed to document tune-ups and Operation & Maintenance (O&M) checks.

Action: The Individual/Entity is required to: limit opacity to 20%; perform and document necessary tune-ups and O&M checks; maintain dust control; establish and improve measures to prevent blow back and blow out of material; minimize fugitive emissions; ensure all traffic areas are in compliance with air regulations; perform and document Method 22 visible emission determinations; take appropriate actions in the event of an exceedence; and pay a civil penalty in the amount of twelve thousand dollars **(\$12,000.00)**.

23) Order Type and Number: Consent Order 17-039-A
Order Date: December 4, 2017
Individual/Entity: **Orian Rugs, Inc.**
Facility: Orian Rugs, Inc.
Location: 2415 Highway 81 N
Anderson, SC 29621
Mailing Address: Same
County: Anderson
Previous Orders: None
Permit/ID Number: 0200-0089
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.1, Section II,
Permit Requirements
Project Manager: Joylin Davis

Summary: Orian Rugs, Inc. (Individual/Entity), located in Anderson, South Carolina, manufactures throw rugs and area rugs. The Department conducted a comprehensive inspection of the Individual/Entity on June 22, 2016. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: failed to maintain records of daily pressure drop readings, weekly operation and maintenance ("O&M") checks, and an On-Site Implementation Log (OSIL).

Action: The Individual/Entity is required to: maintain records of daily pressure drop readings, weekly O&M checks, and an OSIL; and, pay a civil penalty in the amount of five thousand dollars **(\$5,000.00)**.

24) Order Type and Number: Consent Order 17-041-A
Order Date: December 14, 2017
Individual/Entity: **Nucor Corporation**
Facility: Nucor Steel
Location: 1455 Hagan Ave.
Huger, SC 29450
Mailing Address: P.O. Box 2259
Mount Pleasant, SC 29465
County: Berkeley
Previous Orders: 17-006-A (\$28,000.00)
Permit/ID Number: 0420-0060
Violations Cited: U.S. EPA 40 CFR 52.21 and 5 South Carolina Code
Ann. Regs. 61-62.5, Standard No. 7, Prevention of Significant Deterioration
Project Manager: Matthew Brewer

Summary: Nucor Corporation (Individual/Entity), located in Huger, South Carolina, operates a steel recycling mill. On June 22, 2015, the Department received a PSD construction permit application to reconcile plant-wide emission sources and request authorization for emissions that had not been previously quantified or incorporated in the facility's existing PSD construction permits or Title V Permit. The Individual/Entity has violated U.S. EPA regulations at 40 CFR Part 52 and South Carolina Air Pollution Control Regulations as follows: failed to complete a control technology review, apply BACT, and/or obtain a PSD permit for applicable emissions prior to constructing a new major stationary source in 1995, and prior to constructing sources in 1998 subject to PSD.

Action: The Individual/Entity is required to: henceforth comply with the applicable requirements of PSD and pay a civil penalty in the amount of forty-eight thousand dollars **(\$48,000.00)**.

25) Order Type and Number: Consent Order 17-042-A
Order Date: December 14, 2017
Individual/Entity: **VNK Transport, Inc.**
Facility: VNK Transport, Inc.
Location: 425 Ferree Road
Campobello, SC 29322
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 5 South Carolina Code Ann. Regs. 61-62.2 (2011 & Supp. 2016), Prohibition of Open Burning
Project Manager: Matthew Brewer

Summary: VNK Transport, Inc. (Individual/Entity), owns property located on Pine Street Extension (Parcel ID 1-21-00-059.01) in Campobello, South Carolina (site). On February 6, 2017, the Department conducted an investigation in response to a complaint of open burning at the site. The Individual/Entity has violated South Carolina Air Pollution Control Regulations as follows: burned materials other than those allowed by the regulation.

Action: The Individual/Entity is required to: henceforth cease all open burning except as in compliance with the regulations and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

26) Order Type and Number: Consent Order 17-043-A
Order Date: December 14, 2017
Individual/Entity: **Mr. Willie M. Strickland**
Facility: Residential Property
Location: 100 Downs Drive
Timmons ville, SC 29161
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.2,
Prohibition of Open Burning
Project Manager: Patrick Stivers

Summary: Mr. Willie M. Strickland (Individual/Entity) resides at 100 Downs Drive in Timmons ville, South Carolina (Site). The Department conducted open burning investigations on February 15, 2017, and May 22, 2017, at the Site. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: burned land-clearing debris that did not originate on the Site.

Action: The Individual/Entity is required to: cease all open burning except in accordance with regulations and pay a civil penalty in the amount of seven hundred and fifty dollars **(\$750.00)**.

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

Food Safety Enforcement

27) Order Type and Number: Consent Order 2017-206-01-025
Order Date: December 1, 2017
Individual/Entity: **Cracker Jack's Café**
Facility: Cracker Jack's Café
Location: 1146 Jackson Street
Anderson, SC 29625
Mailing Address: P.O. Box 554
Anderson, SC 29621
County: Anderson
Previous Orders: None
Permit Number: 04-206-03985
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Cracker Jack's Café (Individual/Entity) is a restaurant located in Anderson, South Carolina. The Department conducted inspections on January 6, 2016, December 13, 2016, and August 30, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

28) Order Type and Number: Consent Order 2017-206-03-072
Order Date: December 1, 2017
Individual/Entity: **Circle K Store #0445**
Facility: Circle K Store #0445
Location: 806 Broad River Road
Columbia, SC 29210
Mailing Address: 2440 Whitehall Park Drive, #800
Charlotte, NC 28273
County: Richland
Previous Orders: None
Permit Number: 40-206-07641
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Circle K Store #0445 (Individual/Entity) is a convenience store located in Columbia, South Carolina. The Department conducted inspections on July 6, 2016, May 23, 2017, and May 31, 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 clearly mark the date or day by which food shall be consumed on the premises, sold, or discarded when held at a temperature of 41°F or less for a maximum of seven (7) days.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

29) Order Type and Number: Consent Order 2017-206-04-005
Order Date: December 1, 2017
Individual/Entity: **Tubb's Shrimp & Fish Co.**
Facility: Tubb's Shrimp & Fish Co.
Location: 1500 Second Loop Road
Florence, SC 29505
Mailing Address: Same
County: Florence
Previous Orders: None
Permit Number: 21-206-02593
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Tubb's Shrimp & Fish Co. (Individual/Entity) is a restaurant located in Florence, South Carolina. The Department conducted inspections on February 24, 2016, September 6, 2016, and March 30, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of five hundred fifty dollars (**\$550.00**).

30) Order Type and Number: Consent Order 2017-206-06-068
Order Date: December 1, 2017
Individual/Entity: **New Tai Chang**
Facility: New Tai Chang
Location: 20 East Main Street
Andrews, SC 29510
Mailing Address: Same
County: Horry
Previous Orders: 2016-206-06-060 (\$800.00)
Permit Number: 22-206-06224
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: New Tai Chang (Individual/Entity) is a restaurant located in Andrews, South Carolina. The Department conducted inspections on February 13, 2017, and February 21, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, seven hundred fifty dollars (**\$1,750.00**).

31) Order Type and Number: Consent Order 2017-206-06-101
Order Date: December 1, 2017
Individual/Entity: **Hot Tomato**
Facility: Hot Tomato
Location: 406 21st Avenue North
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-13220
Violations Cited: S.C. Code Ann. Regs. 61-25

Project Manager:

N. Shannon Archie

Summary: Hot Tomato (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on June 24, 2016, April 24, 2017, and August 24, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

32) Order Type and Number: Consent Order 2017-206-06-102
Order Date: December 1, 2017
Individual/Entity: **Kingstree IGA Restaurant**
Facility: Kingstree IGA Restaurant
Location: 522 East Main Street
Kingstree, SC 29556
Mailing Address: P.O. Box 1629
Lake City, SC 29560
County: Williamsburg
Previous Orders: None
Permit Number: 45-206-00434
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **N. Shannon Archie**

Summary: Kingstree IGA Restaurant (Individual/Entity) is a restaurant located in Kingstree, South Carolina. The Department conducted inspections on October 13, 2015, September 19, 2016, and September 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

33) Order Type and Number: Consent Order 2017-206-06-105
Order Date: December 1, 2017
Individual/Entity: **Carrabba's Italian Grill #9103**
Facility: Carrabba's Italian Grill #9103
Location: 6803 North Kings Highway
Myrtle Beach, SC 29572
Mailing Address: 2202 North Westshore Boulevard, #500
Tampa, FL 33607
County: Horry
Previous Orders: None
Permit Number: 26-206-07943
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **N. Shannon Archie**

Summary: Carrabba's Italian Grill #9103 (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on January 4, 2017, May 31, 2017, and September 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.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

34) Order Type and Number: Consent Order 2017-206-06-118
Order Date: December 1, 2017
Individual/Entity: **Aromas**
Facility: Aromas
Location: 10799 Highway 707, Suite 12
Murrells Inlet, SC 29576
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-11886
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Aromas (Individual/Entity) is a restaurant located in Murrells Inlet, South Carolina. The Department conducted inspections on November 8, 2016, November 17, 2016, and August 30, 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 ensure that ice may not be used as food after use as a medium for cooling the exterior surfaces of food such as melons or fish, packaged foods such as canned beverages, or cooling coils and tubes of equipment.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of five hundred fifty dollars **(\$550.00)**.

35) Order Type and Number: Consent Order 2017-206-06-123
Order Date: December 1, 2017
Individual/Entity: **Landmark Gazebo Restaurant**
Facility: Landmark Gazebo Restaurant
Location: 1501 South Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-06766
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Landmark Gazebo Restaurant (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on July 14, 2017, September 28, 2017, October 3, 2017, and October 9, 2017. 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

36) Order Type and Number: Consent Order 2017-206-06-129
Order Date: December 1, 2017
Individual/Entity: **Wicked Tuna**
Facility: Wicked Tuna
Location: 4123 Highway 17 Business
Murrells Inlet, SC 29576
Mailing Address: Same
County: Georgetown
Previous Orders: 2017-206-06-030 (\$1,200.00)
Permit Number: 22-206-06214
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Wicked Tuna (Individual/Entity) is a restaurant located in Murrells Inlet, South Carolina. The Department conducted inspections on April 8, 2016, March 3, 2017, and October 11, 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 ensure that shellstock were obtained in containers bearing legible source identification tags or labels that are affixed by the harvester or dealer that deperates, ships, or reships the shellstock, as specified in the National Shellfish Sanitation Program Guide for the Control of Molluscan Shellfish.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

37) Order Type and Number: Consent Order 2017-206-06-130
Order Date: December 1, 2017
Individual/Entity: **Señor Frogs**
Facility: Señor Frogs
Location: 1304 Celebrity Circle, R8
Myrtle Beach, SC 29588
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-09720
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Señor Frogs (Individual/Entity), located in Myrtle Beach, South Carolina, is a restaurant. The Department conducted inspections on April 14, 2017, June 28, 2017, and October 12, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

38) Order Type and Number: Consent Order 2017-206-06-131
Order Date: December 1, 2017
Individual/Entity: **Dead Dog Saloon**
Facility: Dead Dog Saloon
Location: 4079 U.S. 17 Business
Murrells Inlet, SC 29576
Mailing Address: Same
County: Georgetown

Previous Orders: None
Permit Number: 26-206-05663
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Kelly Easey

Summary: Dead Dog Saloon (Individual/Entity) is a restaurant located in Murrells Inlet, South Carolina. The Department conducted inspections on March 11, 2016, February 2, 2017, and October 10, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

39) Order Type and Number: Consent Order 2017-206-06-093
Order Date: December 4, 2017
Individual/Entity: **Sharkey's Beach Club**
Facility: Sharkey's Beach Club
Location: 600 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: P.O. Box 2506
Myrtle Beach, SC 29578
County: Horry
Previous Orders: None
Permit Number: 26-206-12417
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: N. Shannon Archie

Summary: Sharkey's Beach Club (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on August 2, 2016, May 16, 2017, and August 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

40) Order Type and Number: Consent Order 2017-206-06-128
Order Date: December 4, 2017
Individual/Entity: **Cici's Pizza**
Facility: Cici's Pizza
Location: 3533 Northgate Road
Myrtle Beach, SC 29577
Mailing Address: 430 Ramsey Street, Suite 106
Fayetteville, NC 28302
County: Horry
Previous Orders: None
Permit Number: 26-206-10030
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Kelly Easey

Summary: Cici's Pizza (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on February 28, 2017, October 17, 2017, and October 30, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to properly 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

41) Order Type and Number: Consent Order 2017-206-03-079
Order Date: December 5, 2017
Individual/Entity: **Jersey Mike's Subs**
Facility: Jersey Mike's Subs
Location: 725 Cherry Road, Suite 176
Rock Hill, SC 29732
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-03275
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Jersey Mike's Subs (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on July 13, 2016, July 12, 2017, and July 20, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

42) Order Type and Number: Consent Order 2017-206-03-104
Order Date: December 5, 2017
Individual/Entity: **Southern Grill 321**
Facility: Southern Grill 321
Location: 300 Sharon Road
York, SC 29745
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-03175
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Southern Grill 321 (Individual/Entity) is a restaurant located in York, South Carolina. The Department conducted inspections on February 15, 2017, April 13, 2017, April 21, 2017, June 1, 2017, and June 9, 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 demonstrate knowledge of foodborne disease prevention by having no priority violations during the inspection; failed to ensure at least one person with managerial responsibilities has a valid certified food protection manager certification; failed to ensure that ice may not be used as food after use as a medium for cooling the exterior surfaces of food such as melons or fish, packaged foods such as canned beverages, or cooling coils and tubes of equipment; failed to ensure that the handwashing sinks were accessible at all times; failed to properly cool cooked time/temperature control for safety foods; failed to use effective methods to cool cooked time/temperature control for safety foods; failed to clearly mark the date or day by which food shall be consumed on the premises, sold, or discarded. when held at a temperature of 41°F or less for a maximum of seven (7) days; and, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of two thousand, four hundred dollars **(\$2,400.00)**.

43) Order Type and Number: Consent Order 2017-206-06-095
Order Date: December 6, 2017
Individual/Entity: **Lincoln Park Bar and Grill**
Facility: Lincoln Park Bar and Grill
Location: 8739 Highway 17 Bypass South
Surfside Beach, SC 29575
Mailing Address: Same
County: Horry
Previous Orders: 2016-206-06-013 (\$550.00)
Permit Number: 26-206-12660
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **N. Shannon Archie**

Summary: Lincoln Park Bar and Grill (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted an inspection on August 16, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

44) Order Type and Number: Consent Order 2017-206-03-062
Order Date: December 7, 2017
Individual/Entity: **Zoe's Kitchen**
Facility: Zoe's Kitchen
Location: 5166 Sunset Boulevard, Suite A
Lexington, SC 29072
Mailing Address: 2931 2nd Avenue South
Birmingham, AL 35233
County: Lexington
Previous Orders: None
Permit Number: 32-206-06182
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Zoe's Kitchen (Individual/Entity) is a restaurant located in Lexington, South Carolina. The Department conducted inspections on May 26, 2016, April 18, 2017, and April 28, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

45) Order Type and Number: Consent Order 2017-206-03-093
Order Date: December 7, 2017
Individual/Entity: **Wendy's #34**
Facility: Wendy's #34
Location: 300 Bush River Road
Columbia, SC 29210

Mailing Address: 166 Southgate Drive, Suite 10
Boone, NC 28607
County: Richland
Previous Orders: None
Permit Number: 40-206-02135
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Melissa Allen

Summary: Wendy's #34 (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on July 25, 2017, August 4, 2017, and August 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

46) Order Type and Number: Consent Order 2017-206-03-108
Order Date: December 7, 2017
Individual/Entity: **KJ's Wings and Ale**
Facility: KJ's Wings and Ale
Location: 1631 J A Cochran Bypass, Suite F
Chester, SC 29706
Mailing Address: Same
County: Chester
Previous Orders: None
Permit Number: 12-206-00699
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Melissa Allen

Summary: KJ's Wings and Ale (Individual/Entity) is a restaurant located in Chester, South Carolina. The Department conducted inspections on January 17, 2017, February 27, 2017, August 7, 2017, and August 11, 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 demonstrate knowledge of foodborne disease prevention by having no priority violations during the inspection.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

47) Order Type and Number: Consent Order 2017-206-05-011
Order Date: December 7, 2017
Individual/Entity: **Taj Aiken**
Facility: Taj Aiken
Location: 235 Richland Avenue West
Aiken, SC 29801
Mailing Address: Same
County: Aiken
Previous Orders: None
Permit Number: 02-206-03119
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Melissa Allen

Summary: Taj Aiken (Individual/Entity) is a restaurant located in Aiken, South Carolina. The Department conducted inspections on April 14, 2017, August 2, 2017, August 3, 2017, and

August 10, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the proper sanitization concentration in a chemical sanitizer used in a manual or mechanical operation during contact times.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

48) Order Type and Number: Consent Order 2017-206-03-114
 Order Date: December 8, 2017
 Individual/Entity: **Wendy's #45**
 Facility: Wendy's #45
 Location: 1050 North Main Street
 Lancaster, SC 29720

 Mailing Address: 8040 Arrowridge Blvd, Suite 100
 Charlotte, NC 28273

 County: Lancaster
 Previous Orders: None
 Permit Number: 29-206-00854
 Violations Cited: S.C. Code Ann. Regs. 61-25
 Project Manager: **N. Shannon Archie**

Summary: Wendy's #45 (Individual/Entity) is a restaurant located in Lancaster, South Carolina. The Department conducted inspections on October 28, 2016, November 8, 2016, October 26, 2017, and October 31, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

49) Order Type and Number: Consent Order 2017-206-03-115
 Order Date: December 8, 2017
 Individual/Entity: **Country Club Market**
 Facility: Country Club Market
 Location: 2551 Saluda Street
 Rock Hill, SC 29730

 Mailing Address: Same
 County: York
 Previous Orders: None
 Permit Number: 46-206-02829
 Violations Cited: S.C. Code Ann. Regs. 61-25
 Project Manager: **N. Shannon Archie**

Summary: Country Club Market (Individual/Entity) is a convenience store located in Rock Hill, South Carolina. The Department conducted inspections on August 25, 2016, October 24, 2016, and October 20, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to demonstrate knowledge of foodborne disease prevention by having no priority violations during the inspection; 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; and 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

50) Order Type and Number: Consent Order 2017-206-03-105
Order Date: December 12, 2017
Individual/Entity: **Copper Premium Pub**
Facility: Cooper Premium Pub
Location: 4516 Charlotte Highway
Lake Wylie, SC 29710
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-03246
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Copper Premium Pub (Individual/Entity) is a restaurant located in Lake Wylie, South Carolina. The Department conducted inspections on September 14, 2016, October 31, 2016, and June 28, 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 demonstrate knowledge of foodborne disease prevention by having no priority violations during the inspection.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

51) Order Type and Number: Consent Order 2017-206-06-114
Order Date: December 12, 2017
Individual/Entity: **Spencerz Sports Pub**
Facility: Spencerz Sports Pub
Location: 1880 Highway 17 North
Surfside Beach, SC 29575
Mailing Address: Same
County: Horry
Previous Orders: 2016-206-06-094 (\$1,200.00)
Permit Number: 26-206-12226
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Spencerz Sports Pub (Individual/Entity) is a restaurant located in Surfside Beach, South Carolina. The Department conducted inspections on December 13, 2016, May 9, 2017, and October 3, 2017. 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of four hundred dollars **(\$400.00)**.

52) Order Type and Number: Consent Order 2017-206-06-127
Order Date: December 12, 2017
Individual/Entity: **American Tap House & Roosters at American Tap House**
Facility: American Tap House & Roosters at American Tap House
Location: 1320 Celebrity Circle
Myrtle Beach, SC 29577
Mailing Address: P.O. Box 31683

Charlotte, NC 28231
County: Horry
Previous Orders: None
Permit Number: 26-206-12755
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Kelly Easey

Summary: American Tap House & Roosters at American Tap House (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on January 19, 2017, May 9, 2017, and October 6, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

53) Order Type and Number: Consent Order 2017-206-08-008
Order Date: December 12, 2017
Individual/Entity: **Jim N Nick's Bar-B-Q**
Facility: Jim N Nick's Bar-B-Q
Location: 872 Fording Island Road
Bluffton, SC 29910
Mailing Address: 1350 Lakeshore Drive, Suite 160
Coppell, TX 75019
County: Beaufort
Previous Orders: None
Permit Number: 07-206-06036
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Jim N Nick's Bar-B-Q (Individual/Entity) is a restaurant located in Bluffton, South Carolina. The Department conducted inspections on August 30, 2017, September 7, 2017, and September 21, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

54) Order Type and Number: Consent Order 2017-206-02-035
Order Date: December 13, 2017
Individual/Entity: **Manigault's La Vielle Maison**
Facility: Manigault's La Vielle Maison
Location: 28 Howe Street
Greenville, SC 29601
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit Number: 23-206-07464
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Manigault's La Vielle Maison (Individual/Entity) is a restaurant located in Greenville, South Carolina. The Department conducted inspections on November 18, 2015, September 28, 2016, August 9, 2017, and August 18, 2017. 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; and failed to ensure that food is safe, unadulterated, and honestly presented.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

55) Order Type and Number: Consent Order 2017-206-03-086
 Order Date: December 13, 2017
 Individual/Entity: **Miso**
 Facility: Miso
 Location: 1419 Chapin Road, Suite 1
 Chapin, SC 29036
 Mailing Address: P.O. Box 342
 Chapin, SC 29036
 County: Lexington
 Previous Orders: 2015-206-03-116 (\$800.00)
 Permit Number: 32-206-05769
 Violations Cited: S.C. Code Ann. Regs. 61-25
 Project Manager: **Melissa Allen**

Summary: Miso (Individual/Entity) is a restaurant located in Chapin, South Carolina. The Department conducted inspections on November 6, 2015, August 29, 2016, and July 19, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

56) Order Type and Number: Consent Order 2017-206-07-021
 Order Date: December 13, 2017
 Individual/Entity: **Toast of Charleston**
 Facility: Toast of Charleston
 Location: 155 Meeting Street
 Charleston, SC 29401
 Mailing Address: P.O. Box 22454
 Charleston, SC 29413
 County: Charleston
 Previous Orders: 2017-206-07-001 (\$800.00)
 Permit Number: 10-206-05252
 Violations Cited: S.C. Code Ann. Regs. 61-25
 Project Manager: **Melissa Allen**

Summary: Toast of Charleston (Individual/Entity) is a restaurant located in Charleston, South Carolina. The Department conducted an inspection on June 27, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand two hundred dollars **(\$1,200.00)**.

57) Order Type and Number: Consent Order 2017-206-03-082
Order Date: December 14, 2017
Individual/Entity: **Chick-Fil-A**
Facility: Chick-Fil-A
Location: 2245 Dave Lyle Boulevard
Rock Hill, SC 29730
Mailing Address: Same
County: York
Previous Orders: 2016-206-03-075 (\$800.00)
Permit Number: 46-206-01660
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Melissa Allen**

Summary: Chick-Fil-A (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted an inspection on July 6, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

58) Order Type and Number: Consent Order 2017-206-06-092
Order Date: December 14, 2017
Individual/Entity: **Scotchman #3117**
Facility: Scotchman #3117
Location: 489 Lake Arrowhead Road
Myrtle Beach, SC 29572
Mailing Address: P.O. Box 3227
Wilmington, NC 28406
County: Horry
Previous Orders: None
Permit Number: 26-206-12490
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **N. Shannon Archie**

Summary: Scotchman #3117 (Individual/Entity) is a convenience store located in Myrtle Beach, South Carolina. The Department conducted inspections on August 9, 2016, July 6, 2017, and July 17, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

59) Order Type and Number: Consent Order 2017-206-08-011
Order Date: December 15, 2017
Individual/Entity: **China Kitchen**
Facility: China Kitchen
Location: 386-D Mark Cummings Road
Hardeeville, SC 29927
Mailing Address: Same
County: Jasper
Previous Orders: None
Permit Number: 27-206-00555
Violations Cited: S.C. Code Ann. Regs. 61-25

Project Manager:

Melissa Allen

Summary: China Kitchen (Individual/Entity) is a restaurant located in Hardeeville, South Carolina. The Department conducted inspections on March 28, 2016, December 14, 2016, December 16, 2016, and October 12, 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 use effective methods to cool, cooked time/temperature control for safety foods; and failed to ensure that outer openings of the retail food establishment were protected against the entry of insects and rodents by filling or closing the holes and other gaps along floors, walls and ceiling; closed tight-fitting windows; and solid, self-closing doors.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, two hundred dollars **(\$1,200.00)**.

60) Order Type and Number: Consent Order 2017-206-04-010
Order Date: December 18, 2017
Individual/Entity: **Honey Chicken**
Facility: Honey Chicken
Location: 921 Manning Avenue
Sumter, SC 29150
Mailing Address: Same
County: Sumter
Previous Orders: None
Permit Number: 43-206-00925
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Honey Chicken (Individual/Entity) is a restaurant located in Sumter, South Carolina. The Department conducted inspections on September 13, 2017, September 21, 2017, September 27, 2017, and October 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, four hundred fifty dollars **(\$1,450.00)**.

61) Order Type and Number: Consent Order 2017-206-06-120
Order Date: December 18, 2017
Individual/Entity: **Thai Cuisine**
Facility: Thai Cuisine
Location: 1208 North Kings Highway
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit Number: 26-206-11999
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: **Kelly Easey**

Summary: Thai Cuisine (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on February 11, 2016, January 23, 2017, August 15, 2017, and August 24, 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, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

62) Order Type and Number: Consent Order 2017-206-08-013
Order Date: December 18, 2017
Individual/Entity: **Sunset Pizzeria**
Facility: Sunset Pizzeria
Location: 2625 North Okatie Highway
Ridgeland, SC 29936
Mailing Address: Same
County: Jasper
Previous Orders: None
Permit Number: 27-206-00373
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Melissa Allen

Summary: Sunset Pizzeria (Individual/Entity) is a restaurant located in Ridgeland, South Carolina. The Department conducted inspections on March 1, 2016, February 27, 2017, November 14, 2017, and November 20, 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 proper sanitization concentration in a chemical sanitizer used in a manual or mechanical operation during contact times.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

63) Order Type and Number: Consent Order 2017-206-03-098
Order Date: December 19, 2017
Individual/Entity: **Subway**
Facility: Subway
Location: 4611 Hardscrabble Road
Columbia, SC 29229
Mailing Address: 203 Magnolia Bluff Drive
Columbia, SC 29229
County: Richland
Previous Orders: None
Permit Number: 40-206-05495
Violations Cited: S.C. Code Ann. Regs. 61-25
Project Manager: Melissa Allen

Summary: Subway (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on October 3, 2016, August 7, 2017, and August 17, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the proper sanitization concentration in a chemical sanitizer used in a manual or mechanical operation during contact times.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

Onsite Wastewater Enforcement

64) Order Type and Number: Administrative Order 17-02-OSWW
 Order Date: December 19, 2017
 Individual/Entity: **Albert Beaver, LLC**
 Facility: Albert Beaver, LLC
 Location: 2683 Shogry Pointe Road
 Johns Island, SC 29455

 Mailing Address: Same
 County: Charleston
 Previous Orders: None
 Permit Number: None
 Violations Cited: S.C. Code Ann. Regs. 61-56
 Project Manager: **Timothy Kinney**

Summary: Albert Beaver, LLC. (Individual/Entity) operates as an unlicensed Onsite Wastewater (OSWW) system contractor located in Johns Island, South Carolina. The Department received a complaint about repairs made to an OSWW system by Albert Beaver, LLC. The Individual/Entity has violated the South Carolina License to Construct or Clean Onsite Sewage Treatment and Disposal Systems and Self- Contained Toilets Regulation as follows: engaged in the business of and was responsible for the construction, repair, or cleaning of onsite sewage treatment and disposal systems in South Carolina without first applying for, receiving, and subsequently maintaining a valid license to conduct such activities, as required by the Department.

Action: The Individual/Entity is required to: immediately cease and desist engaging in the business of construction, repair, or cleaning of onsite sewage treatment and disposal systems in South Carolina without a valid Department-issued license; and submit to the Department a civil penalty in the amount of five hundred dollars (**\$500.00**).

65) Order Type and Number: Consent Order 17-12-OSWW
 Order Date: December 12, 2017
 Individual/Entity: **Yagni 11, LLC**
 Facility: Yagni 11, LLC
 Location: 4280 Red Bluff Road
 Loris, SC 29569

 Mailing Address: Same
 County: Horry
 Previous Orders: None
 Permit Number: None
 Violations Cited: S.C. Code Ann. Regs. 61-56
 Project Manager: **Timothy Kinney**

Summary: Yagni 11, LLC (Individual/Entity) owns property located in Loris, South Carolina. The Department conducted a complaint investigation on October 9, 2017, and observed the discharge of wastewater to the ground surface. The Individual/Entity has violated the South Carolina Onsite Wastewater Systems (OSWW) 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: ensure the OSWW system is operated in compliance with SCDHEC regulations and domestic wastewater is not discharged to the ground surface. If any future unpermitted discharge of wastewater occurs, due to future malfunctions of the OSWW system, the system shall be repaired immediately to stop the discharge of domestic wastewater to the ground surface.

OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT

66)	<u>Order Type and Number:</u>	Consent Order 16C-022Fb
	<u>Order Date:</u>	December 20, 2017
	<u>Individual/Entity:</u>	Colvin R. Cochran
	<u>Location:</u>	2331 Captain John Hutt Road Goat Island, SC 29466
	<u>Mailing Address:</u>	1321 Porchers Bluff Road Mt. Pleasant, SC 29466
	<u>County:</u>	Charleston
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A
	<u>Violations Cited:</u>	S.C. Code Ann. §48-39-130(A) and 23A S.C. Code Ann. Regs. 30-2(B).

Summary: Colvin R. Cochran (Individual/Entity) is a contractor that conducted work at certain property abutting the tidelands critical area. An inspection at the Site was conducted on October 12, 2015 and a Notice of Violation/Admission Letter was issued on November 9, 2016. The Individual/Entity has violated the S.C. Coastal Zone Management Act (Act) and Coastal Division Regulations (Regulations) as follows: constructed a covered fixed pierhead, landing, ramp, and floating dock in the tidelands and coastal waters critical areas at the Site without a Department permit.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of five hundred dollars (**\$500.00**) to the Department; and, comply with all terms and conditions of Department permits and requirements of the Act and Regulations when conducting work in 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.