

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 October 14, 2010

_____ ACTION/DECISION

 X INFORMATION

- I. **TITLE:** Administrative and Consent Orders issued by Environmental Quality Control (“EQC”).
- II. **SUBJECT:** Administrative and Consent Orders issued during the period July 1, 2010 – August 31, 2010.
- III. **FACTS:** For the periods July 1, 2010 through August 31, 2010, EQC issued fifty-one (51) Consent Orders with total assessed civil penalties in the amount of \$267,345.00. Three (3) Administrative Orders were also reported during this period with total assessed civil penalties in the amount of \$11,887.00.

Unless otherwise specified, “Previous Orders” as listed in this report include orders issued by Environmental Quality Control programs within the last five (5) years.

Bureau	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land & Waste Management				
UST Program	3	\$ 11,887.00	11	\$ 9,062.00
Hazardous Waste	0	0	5	87,018.00
Solid Waste	0	0	7	18,485.00
SUBTOTAL	3	11,887.00	23	\$ 114,565.00
Water				
Drinking Water	0	\$ 0	9	\$ 9,200.00
Water Pollution	0	\$ 0	8	53,425.00
SUBTOTAL	0	\$ 0	17	\$ 62,625.00
Air Quality				
SUBTOTAL	0	\$ 0	11	\$ 90,155.00
TOTAL	3	\$ 11,887.00	51	\$ 267,345.00

ANALYSIS: During the reporting period, Solid Waste Enforcement entered into a Consent Order with Sumter County (Respondent), owner and operator of a Class Two Landfill. The Respondent disposed of unauthorized electronic waste and whole waste tires in the landfill and did not have a program to detect and prevent the unauthorized waste from being disposed of.

In addition, the Respondent failed to remove and properly dispose of the unauthorized waste to a permitted facility within thirty (30) days of receiving the waste. All violations were corrected and a civil penalty was assessed in the amount of seven thousand dollars (\$7,000.00)

Water Pollution Enforcement entered into Consent Orders with five (5) utilities that are operators of wastewater treatment facilities (WWTF) for various violations. Total civil penalties were assessed for the 5 orders in the amount of forty thousand, five hundred and twenty five dollars (\$40,525.00).

Air Quality Enforcement entered into two Consent Orders for asbestos violations at the Briargate Condominiums located in Columbia, South Carolina. Richardson Contracting, Inc., a general contractor responsible for the renovation, and CMM Realty, Inc., the real estate management company, (Respondents) were assessed civil penalties of one thousand, two hundred dollars (\$1,200.00) and seven thousand, six hundred dollars (\$7,600.00) respectively. Violations include failure to ensure a building inspection was performed prior to beginning renovation or demolition activities; failure to submit written notice of intent to renovate or demolish any structure; failure to properly dispose of asbestos-containing material properly; failure to obtain an asbestos project license from the Department prior to beginning a renovation project; and, failure to ensure each worker and supervisor involved in the renovation met the applicable training and licensing requirements. Each Respondent will obtain the necessary licenses and will ensure all workers meet the applicable requirements. In addition, CMM Realty, Inc. must submit waste shipment records for the disposal of regulated asbestos containing materials for the third and fourth quarters of 2009 and Richardson Contracting, Inc. must pay a suspended penalty in the amount of ten thousand, eight hundred dollars (\$10,800.00) should they fail to meet any requirement of the Order.

Submitted by:

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Environmental Quality Control