Underground Storage Tank Enforcement

1) Order Type and Number: Consent Order 12-0322-UST  
Order Date: October 3, 2012  
Respondent: The Jerry Cox Company  
Facility: Jerry Cox Co.  
Location: 3104 Highway 701 N. Conway, SC 29526  
Mailing Address: P.O. Box 89 Conway, SC 29528  
County: Horry  
Previous Orders: None  
Permit/ID Number: 05120  

Summary: The Jerry Cox Company (Respondent) owns and operates underground storage tanks (USTs) in Horry County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to install piping in accordance with manufacturer’s instructions; failure to maintain and operate corrosion protection equipment continuously; failure to provide records to the Department upon request; failure to have the Class A/B operator physically visit the facility quarterly; failure to conduct an annual tightness test on pressurized lines or have monthly monitoring; failure to check the line leak detector function annually; and, failure to maintain sampling, testing, or monthly monitoring records for at least one year.

Action: The Respondent is required to: submit proof of shear valve installation in accordance with manufacturer’s instructions; submit verification that metal piping in the Submersible Turbine Pump (STP) pit has acceptable corrosion protection; submit a current Class A/B operator log; submit acceptable line tightness testing results for all product lines; submit acceptable line leak
detector test results for all product lines; and, pay a civil penalty in the amount of two thousand, one hundred twenty dollars ($2,120.00).

2) **Order Type and Number:** Consent Order 12-0342-UST  
**Order Date:** October 31, 2012  
**Respondent:** Anjay Patel Irrevocable Trust  
**Facility:** Saveway 36  
**Location:** 905 South Cashua Drive  
Florence, SC 29501  
**Mailing Address:** 719 Providence Road  
Gaffney, SC 29341-2284  
**County:** Florence  
**Previous Orders:** None  
**Permit/ID Number:** 19163  
**Summary:** Anjay Patel Irrevocable Trust (Respondent) owns and operates underground storage tanks (USTs) in Florence County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide records to the Department upon request; failure to provide an adequate release detection method; failure to conduct adequate release detection using an automatic tank gauge; and, failure to maintain records for one year.  
**Action:** The Respondent is required to: submit a tank tightness test for the kerosene UST and pay a civil penalty in the amount of one thousand, seven hundred twenty-five dollars ($1,725.00).

3) **Order Type and Number:** Consent Order 12-0349-UST  
**Order Date:** October 15, 2012  
**Respondent:** Thomas Blake  
**Facility:** Blakes Texaco Station  
**Location:** 8423 Savannah Hwy.  
Norway, SC 29113  
**Mailing Address:** P.O. Box 32  
Norway, SC 29113  
**County:** Orangeburg  
**Previous Orders:** None  
**Permit/ID Number:** 06966

Summary: Thomas Blake (Respondent) owns and operates underground storage tanks (USTs) in Orangeburg County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to demonstrate financial responsibility upon expiration of the previous mechanism and failure to submit updated financial responsibility documentation.

Action: The Respondent is required to: pay a civil penalty in the amount of six hundred dollars ($600.00). All violations were corrected prior to the issuance of the Order.

4) Order Type and Number: Consent Order 12-0426-UST
Order Date: October 24, 2012
Respondent: Prakash Patel, Mita Patel, & Ashvin Patel
Facility: Country Cupboard
Location: 11050 Bypass Highway 17 South, Murrells Inlet, SC 29576
Mailing Address: 4444 Maypop Trail, Murrells Inlet, SC 29576
County: Horry
Previous Orders: None
Permit/ID Number: 10770

Summary: Prakash Patel, Mita Patel, & Ashvin Patel (Respondents) own and operate underground storage tanks (USTs) in Horry County, South Carolina, and have violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to have overfill protection installed on an underground storage tank.

Action: The Respondents are required to: pay a civil penalty in the amount of five hundred dollars ($500.00). All violations were corrected prior to the issuance of the Order.

5) Order Type and Number: Consent Order 12-0456-UST
Order Date: October 31, 2012
**Respondent:** Bruce Gerald  
**Facility:** Gerald's Convenience Store & Grill  
**Location:** 6475 Highway 701 North  
Conway, SC 29526-5768  
**Mailing Address:** Same  
**County:** Horry  
**Previous Orders:** None  
**Permit/ID Number:** 11570  

**Summary:** Bruce Gerald (Respondent) owns and operates underground storage tanks (USTs) in Horry County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to have overfill protection installed on an underground storage tank.

**Action:** The Respondent is required to: pay a civil penalty in the amount of five hundred dollars (**$500.00**). All violations were corrected prior to the issuance of the Order.

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**Hazardous Waste Enforcement**

6) **Order Type and Number:** Consent Order 12-13-HW  
**Order Date:** October 4, 2012  
**Responsible Party:** MacLean Power York, LLC  
**Location:** 7801 Park Place Rd.  
York, SC 29745  
Mailing Address: P.O. Box 949  
York, South Carolina 29745  
**County:** York  
**Previous Orders:** None  
**Permit Number:** SCD 987 579 109  

**Summary:** MacLean Power York, LLC (Respondent) manufactures high voltage insulators for building transmission lines, distribution lines and power substations. The Respondent has violated the South Carolina Hazardous Waste
Management Regulations as follows: failure to ensure that containers of hazardous waste are marked with the accumulation start, an EPA Hazardous Waste Number, and the following or equivalent statement: “Hazardous Waste – federal laws prohibit improper disposal;” failure to keep containers of hazardous waste closed during storage; failure to mark satellite accumulation containers with the words “Hazardous Waste” or other words to identify the contents of the container; failure to inspect areas where containers are stored, at least weekly; failure to store hazardous waste for less than 180 days and store less than 6,000 kg of hazardous waste unless a permit for storage of greater quantities has been issued by the Department; failure to submit quarterly reports; failure to maintain aisle space between containers of hazardous waste in storage; and, failure to provide secondary containment for containers of hazardous waste in storage.

**Action:** The Respondent has agreed to: ensure that containers of hazardous waste are managed in compliance with the regulations; ensure that a permit is applied for and received before operating as a storage facility; immediately submit a revised notification form whenever generator status changes or storage limits are exceeded; and, pay a civil penalty in the amount of fifteen thousand dollars ($15,000.00).

**BUREAU OF WATER**

**Drinking Water Enforcement**

7) **Order Type and Number:** Consent Order 12-068-DW  
**Order Date:** October 3, 2012  
**Respondent:** Wave Rider Resort Homeowners Association, Inc.  
**Facility:** Wave Rider  
**Location:** 1600 South Ocean Boulevard  
Myrtle Beach, SC 29577  
11923 Plaza Drive  
Murrells Inlet, SC 29576  
**County:** Horry  
**Previous Orders:** None  
**Permit/ID Number:** 26-L38C  
**Violations Cited:** S.C. Code Ann. Regs. 61-51(J)

**Summary:** Wave Rider Resort Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool walls and floor were not clean; the electrical panel in the pump room did not have a cover and the pump room door was unlocked; a main drain grate cover was broken; the pool rules sign was not completely filled out; the
chlorine level was not within the acceptable range of water quality standards; and the automatic controller system was not operating properly. A violation was issued for failure to properly operate and maintain the pool on two occasions.

**Action:** The Respondent 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 seven hundred twenty dollars ($720.00). The civil penalty has been paid and a corrective action plan has been submitted. All of the deficiencies have been corrected.

8) **Order Type and Number:** Consent Order 12-069-DW  
**Order Date:** October 3, 2012  
**Respondent:** Ocean Pines Homeowners’ Association, Inc.  
**Facility:** Ocean Pines Phase I  
**Location:** 14th Avenue South  
Surfside Beach, SC 29575  
**Mailing Address:** Same  
**County:** Horry  
**Previous Orders:** None  
**Permit/ID Number:** 26-C65-1  
**Violations Cited:** S.C. Code Ann. Regs. 61-51(J) and 61-51(K)(1)(c)

**Summary:** Ocean Pines Homeowners’ Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline with floats was not in place; the emergency telephone was not operating properly; the pool rules sign was not filled out correctly in that the pool operator of record was not posted; the bound and numbered log book could not be located; the chlorine level was not within the acceptable range of water quality standards; two approvable “Shallow Water – No Diving” signs were not posted; and, the Respondent failed to schedule an inspection of the pool prior to re-opening after Department closure. A violation was issued for failure to properly operate and maintain the pool on two occasions and the pool was reopened prior to receiving Department approval on one occasion.

**Action:** The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of one thousand two hundred dollars ($1,200.00). The civil penalty has been paid. Following the second violation, the pool remained closed. The Respondent contacted the Department and scheduled an inspection. The inspection verified that all of the deficiencies had been corrected.
9) Order Type and Number: Consent Order 12-073-DW  
Order Date: October 9, 2012  
Respondent: Carolina Retail Development, LLC  
Facility: Dollar General – HWY 324 and HWY 322  
Location: 3204 Highway 324 Rock Hill, SC 29732  
Mailing Address: 9815 J Sam Furr Road, Suite 259 Huntersville, NC 29201  
County: York  
Previous Orders: None  
Permit/ID Number: 4679021  

Summary: Carolina Retail Development, LLC (Respondent) is responsible for the construction of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to obtain a permit to construct prior to the construction of the appurtenances associated with a new public supply well.  

Action: The Respondent is required to: pay a civil penalty in the amount of eight hundred fifty dollars ($850.00). The civil penalty has been paid.

10) Order Type and Number: Consent Order 12-074-DW  
Order Date: October 9, 2012  
Respondent: Carlyle Greenville, L.P.  
Facility: Carlyle  
Location: 620 Halton Road Greenville, SC 29690  
Mailing Address: Same  
County: Greenville  
Previous Orders: None  
Permit/ID Number: 23-497-1  

Summary: Carlyle Greenville, L.P. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the pH level was not within the acceptable range of water quality standards; and, the cyanuric acid level was above the water quality standards acceptable limit. A violation was issued for failure to properly operate and maintain the pool on two occasions.
Action: The Respondent 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 eight hundred dollars ($800.00). The civil penalty has been paid and a corrective action plan has been submitted. All of the deficiencies have been corrected.

11) **Order Type and Number:** Consent Order 12-075-DW  
**Order Date:** October 15, 2012  
**Respondent:** Canaan Pointe Limited Partnership  
**Facility:** Canaan Pointe Apartments  
**Location:** 200 Canaan Pointe Drive  
Spartanburg, SC 29306  
**Mailing Address:** Same  
**County:** Spartanburg  
**Previous Orders:** None  
**Permit/ID Number:** 42-186-1  
**Violations Cited:** S.C. Code Ann. Regs. 61-51(J)

Summary: Canaan Pointe Limited Partnership (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the pump room was not being properly maintained; the main drain grates were not visible; the recirculation and filtration system was not operating; and the bound and numbered log book could not be located. A violation was issued for failure to properly operate and maintain the pool on two occasions.

Action: The Respondent is required to: pay a civil penalty in the amount of eight hundred dollars ($800.00). The civil penalty has been paid. The Department conducted an inspection of the pool and verified that all of the deficiencies had been corrected.

12) **Order Type and Number:** Consent Order 12-076-DW  
**Order Date:** October 3, 2012  
**Respondent:** Donald E. Baltz Foundation  
**Facility:** Camp Awanita Valley  
**Location:** 600 Gap Creek Road  
Marietta, SC 29661  
**Mailing Address:** P.O. Box 338  
Mauldin, SC 29662  
**County:** Greenville  
**Previous Orders:** None  
**Permit/ID Number:** 2370684

Summary: Donald E. Baltz Foundation (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

Action: The Respondent is required to: submit an investigative report to determine the causes of the MCL exceedances and a corrective action plan to include proposed steps to address those causes and pay a stipulated penalty in the amount of four thousand dollars ($4,000.00) should the Respondent fail to meet any requirement of the Order.

13) Order Type and Number: Consent Order 12-077-DW
Order Date: October 3, 2012
Respondent: The Laurens Baptist Association, Inc.
Facility: Disciples Trail
Location: 30 Ranch Road
Laurens, SC 29360
Mailing Address: P.O. Box 745
Laurens, SC 29360
County: Laurens
Previous Orders: None
Permit/ID Number: 3070677

Summary: The Laurens Baptist Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

Action: The Respondent is required to: submit an investigative report to determine the causes of the MCL exceedances and a corrective action plan to include proposed steps to address those causes and pay a stipulated penalty in the amount of four thousand dollars ($4,000.00) should the Respondent fail to meet any requirement of the Order.

14) Order Type and Number: Consent Order 12-078-DW
Order Date: October 15, 2012
Respondent: Mansfield Park Campground LLC
Facility: Mansfield Park Campground  
Location: 1002 Pittmans Landing Drive  
Cross Hill, SC 29332  
Mailing Address: P.O. Box 311  
Laurens, SC 29630  
County: Laurens  
Previous Orders: None  
Permit/ID Number: 28449-WS  

**Summary:** Mansfield Park Campground LLC (Respondent) is responsible for the construction and operation of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to obtain written approval to operate from the Department prior to placing the PWS into operation.

**Action:** The Respondent is required to: pay a civil penalty in the amount of eight hundred dollars (S$800.00).

<table>
<thead>
<tr>
<th>Order Type and Number: Consent Order 12-079-DW</th>
<th>Order Date: October 15, 2012</th>
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<tbody>
<tr>
<td><strong>Respondent:</strong> Eugene Rice, Individually and d.b.a. Arrowhead Motel and Campground</td>
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</tbody>
</table>

Facility: Arrowhead Motel and Campground  
Location: 1121 Arrowhead Road  
Saint Stephen, SC 29479  
Mailing Address: Same  
County: Berkeley  
Previous Orders: None  
Permit/ID Number: 0870408  

**Summary:** Eugene Rice, Individually and d.b.a. Arrowhead Motel and Campground (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

**Action:** The Respondent is required to: submit an investigative report to determine the causes of the MCL exceedances and a corrective action plan to include proposed steps to address those causes and pay a stipulated penalty in the amount of four thousand dollars (S$4,000.00) should the Respondent fail to meet any requirement of the Order.
16) **Order Type and Number:** Consent Order 12-080-DW  
**Order Date:** October 31, 2012  
**Respondent:** Woodstream Farms Apartments Limited Partnership  
**Facility:** Woodstream Farms Apartments  
**Location:** 200 Mitchell Drive  
Greenville, SC 29615  
**Mailing Address:** Same  
**County:** Greenville  
**Previous Orders:** None  
**Permit/ID Number:** 23-110-1  
**Violations Cited:** S.C. Code Ann. Regs. 61-51(J)  

**Summary:** Woodstream Farms Apartments Limited Partnership (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the life line floats were not equally spaced; 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 tiles were dirty. A violation was issued for failure to properly operate and maintain the pool on two occasions.

**Action:** The Respondent is required to: pay a civil penalty in the amount of five hundred sixty dollars ($560.00). The civil penalty has been paid and all of the deficiencies have been addressed.

17) **Order Type and Number:** Consent Order 12-081-DW  
**Order Date:** October 24, 2012  
**Respondent:** Scollon Family Partnership, LLC  
**Facility:** Scollon Productions  
**Location:** 1016 White Rock Road  
White Rock, SC 29177  
**Mailing Address:** P.O. Box 486  
White Rock, SC 29177  
**County:** Richland  
**Previous Orders:** CO 11-016-DW  
($4,000.00/$4,000.00 stipulated)  
4030008  
**Permit/ID Number:** 23-110-1  
**Violations Cited:** S.C. Code Ann. Regs. 61-58.5.G(1)  

**Summary:** Scollon Family Partnership, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to conduct bacteriological monitoring.
Action: The Respondent is required to: submit documentation verifying that the Respondent has contracted with a SC Certified lab to conduct bacteriological monitoring and pay a civil penalty in the amount of three thousand eight hundred twenty-five dollars ($3,825.00).

18) **Order Type and Number:** Consent Order 12-082-DW  
   **Order Date:** October 31, 2012  
   **Respondent:** Canal Lakes Fish Camp LLC  
   **Facility:** Canal Lakes Restaurant  
   **Location:** 139 Canal Landing Road  
   Cross, SC 29436  
   **Mailing Address:** Same  
   **County:** Berkeley  
   **Previous Orders:** None  
   **Permit/ID Number:** 0872011  
   **Violations Cited:** S.C. Code Ann. Regs. 61-58.5.F

**Summary:** Canal Lakes Fish Camp LLC (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

**Action:** The Respondent is required to: submit an investigative report to determine the causes of the MCL exceedances and a corrective action plan to include proposed steps to address those causes; and pay a **stipulated penalty** in the amount of four thousand dollars ($4,000.00) should the Respondent fail to meet any requirement of the Order.

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**Water Pollution Enforcement**

19) **Order Type and Number:** Consent Order 12-036-W  
   **Order Date:** October 3, 2012  
   **Respondent:** City of Manning  
   **Facility:** Wastewater Treatment Plant  
   **Location:** Number One Wastewater Lane  
   Manning, SC 29102  
   **Mailing Address:** Same  
   **County:** Clarendon  
   **Previous Orders:** CO 11-032-W ($500.00)  
   **Permit/ID Number:** SC0020419

Summary: The City of Manning (Respondent) owns and is responsible for the proper operation and maintenance of a wastewater treatment plant located in Clarendon County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the permitted limits for total residual chlorine (TRC) as specified in the National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Respondent is required to: submit an updated operation and maintenance manual addressing measures to be implemented to prevent future effluent violations and pay a civil penalty in the amount of four thousand dollars ($4,000.00).

20) Order Type and Number: Consent Order 12-037-W
Order Date: October 3, 2012
Respondent: Salvatore Arzillo
Facility: Commercial Site
Location: Industrial Park Drive
Mailing Address: P.O. Box 1907
Hardeeville, SC 29927
County: Jasper
Previous Orders: None
Permit/ID Number: SCR10L286

Summary: Salvatore Arzillo (Respondent) owns and is responsible for land-disturbing activities in Jasper County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the National Pollutant Discharge Elimination System (NPDES) Permit and initiated land-disturbing activity on the Site outside of the area designated in the Department approved Storm Water Pollution Prevention Plan (SWPPP).

Action: The Respondent is required to: respond to staff comments in the Department letter dated May 19, 2010. Provide information as necessary to complete the permit application and obtain permit coverage for the area (4.5 acres) designated in the Notice of Intent (NOI) submitted on April 5, 2010; permanently stabilize all areas of the Site, outside of any currently permitted area, excluding any delineated wetlands; submit a report, completed by a S.C. Registered Professional Engineer, certifying that all sediment and erosion control devices are installed and functioning properly as specified by the approved SWPPP; submit an NOI for the purpose of obtaining coverage for the Site under the NPDES General Permit for Storm Water Discharges Associated With
Industrial Activities SCR000000; and, pay a civil penalty in the amount of four thousand dollars (\$4,000.00). The penalty is to be paid in installments in accordance with the outlined schedule.

21) **Order Type and Number:** Consent Order 12-038-W  
**Order Date:** October 22, 2012  
**Respondent:** CMC Recycling, Inc.  
**Facility:** CMC Recycling WWTF  
**Location:** 2308 Two Notch Road  
Lexington, SC 29072  
**Mailing Address:** P.O. Box 946  
Lexington, SC 29071  
**County:** Lexington  
**Previous Orders:** None  
**Permit/ID Number:** ND0077101  

**Summary:** CMC Recycling, Inc. (Respondent), located in Lexington County, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of State Land Application Permit ND0077101 for oil and grease.

**Action:** The Respondent is required to: submit a detailed summary of corrective actions; complete construction of upgrades already under way within one (1) year; and, pay a civil penalty in the amount of one thousand four hundred dollars (\$1,400.00).

22) **Order Type and Number:** Consent Order 12-039-W  
**Order Date:** October 22, 2012  
**Respondent:** Chris Samples  
**Facility:** Samples Poultry Farm  
**Location:** 388 Cedar Creek Road  
Wagener, SC 29164  
**Mailing Address:** Same  
**County:** Aiken  
**Previous Orders:** None  
**Permit/ID Number:** ND0085405  
**Summary:** Chris Samples (Respondent), located in Wagener, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

**Action:** The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a *stipulated penalty* in the amount of one thousand dollars (**$1,000.00**) should the Respondent fail to comply with the Order.

23) **Order Type and Number:** Consent Order 12-040-W  
**Order Date:** October 22, 2012  
**Respondent:** **Joseph Woodward**  
**Facility:** Joseph Woodward  
**Location:** 1310 Joe Collins Road  
**Mailing Address:** Same  
**County:** Richland  
**Previous Orders:** None  
**Permit/ID Number:** ND0068268  

**Summary:** Joseph Woodward (Respondent), located in Eastover, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

**Action:** The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a *stipulated penalty* in the amount of one thousand dollars (**$1,000.00**) should the Respondent fail to comply with the Order.

24) **Order Type and Number:** Consent Order 12-041-W  
**Order Date:** October 22, 2012  
**Respondent:** **Davis A. White, Jr.**  
**Facility:** White Poultry Farm  
**Location:** 724 White Road  
**Mailing Address:** Same
Summary: Davis A. White, Jr. (Respondent), located in Bishopville, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

25) Order Type and Number: Consent Order 12-042-W
Order Date: October 22, 2012
Respondent: Clinton Clark
Facility: Clark Manure Brokering
Location: 604 High Point Road
Saluda, SC 29138
Mailing Address: Same
County: Saluda
Previous Orders: None
Permit/ID Number: ND0083551

Summary: Clinton Clark (Respondent), located in Saluda, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

26) Order Type and Number: Consent Order 12-043-W
Order Date: October 22, 2012
Respondent: Jimmy Pham
Facility: Pham Poultry Farm
Location: 152 Traxler Road
          Saint George, SC 29477
Mailing Address: Same
County: Dorchester
Previous Orders: None
Permit/ID Number: ND0079651

Summary: Jimmy Pham (Respondent), located in Saint George, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

27) Order Type and Number: Consent Order 12-044-W
    Order Date: October 22, 2012
    Respondent: Jason Kang
    Facility: Kang Family Farm
    Location: 1061 Highway 15 North
              Bishopville, SC 29010
Mailing Address: Same
County: Lee
Previous Orders: None
Permit/ID Number: ND0074241

Summary: Jason Kang (Respondent), located in Bishopville, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the
amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

28) **Order Type and Number:** Consent Order 12-045-W  
**Order Date:** October 22, 2012  
**Respondent:** Donald R. Kyzer  
**Facility:** Kyzer Land Application  
**Location:** 4133 Calks Ferry Road  
Leesville, SC 29009  
**Mailing Address:** Same  
**County:** Lexington  
**Previous Orders:** None  
**Permit/ID Number:** ND0085774  

**Summary:** Donald R. Kyzer (Respondent), located in Leesville, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

**Action:** The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

29) **Order Type and Number:** Consent Order 12-046-W  
**Order Date:** October 22, 2012  
**Respondent:** Francis A. Joseph  
**Facility:** J&M Enterprises  
**Location:** 2880 Neely Wingard Road  
Leesville, SC 29070  
**Mailing Address:** Same  
**County:** Lexington  
**Previous Orders:** None  
**Permit/ID Number:** ND0014664  

**Summary:** Francis A. Joseph (Respondent), located in Leesville, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the
Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

**Action:** The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a **stipulated penalty** in the amount of one thousand dollars **($1,000.00)** should the Respondent fail to comply with the Order.

30) **Order Type and Number:** Consent Order 12-047-W
**Order Date:** October 30, 2012
**Respondent:** Clarence K. Windham
**Facility:** Windham Farms
**Location:** 1028 East Lynches River Road
Lamar, SC 29069
**Mailing Address:** Same
**County:** Darlington
**Previous Orders:** None
**Permit/ID Number:** ND0086941

**Summary:** Clarence K. Windham (Respondent), located in Lamar, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

**Action:** The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a **stipulated penalty** in the amount of one thousand dollars **($1,000.00)** should the Respondent fail to comply with the Order.

31) **Order Type and Number:** Consent Order 12-048-W
**Order Date:** October 30, 2012
**Respondent:** Ms. Betty Martin
**Facility:** Martin Farms
**Location:** 940 Westbury Mill Road
Sumter, SC 29153
**Mailing Address:** Same
**County:** Sumter
**Previous Orders:** None
**Permit/ID Number:** ND0081442

Summary: Betty Martin (Respondent), located in Sumter, South Carolina, owns and is responsible for the proper disposal of manure from her agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain her Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of her CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

32) Order Type and Number: Consent Order 12-049-W
Order Date: October 31, 2012
Respondent: Javas Padgett
Facility: Padgett Land Application
Location: 3905 Fairview Road
Leesville, SC 29070
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: ND0082091

Summary: Javas Padgett (Respondent), located in Leesville, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

33) Order Type and Number: Consent Order 12-050-W
Order Date: October 31, 2012
Respondent: Jason Hackworth
Facility: Triple H Farms
Location: 3230 Old Stagecoach Road
Bethune, SC 29009  
Mailing Address: Same  
County: Kershaw  
Previous Orders: None  
Permit/ID Number: ND0086851  

Summary: Jason Hackworth (Respondent), located in Bethune, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.

34) Order Type and Number: Consent Order 12-051-W  
Order Date: October 31, 2012  
Respondent: Sandy Wayne Robinson  
Facility: Robinson Poultry Farm  
Location: Lightwood Road Marlboro County, SC 207 McNeil Road Rockingham, NC 28379 Marlboro  
Mailing Address:  
County: Marlboro  
Previous Orders: None  
Permit/ID Number: ND0083321  

Summary: Sandy Wayne Robinson (Respondent), located in Marlboro County, South Carolina, owns and is responsible for the proper disposal of manure from his agricultural facility. The Respondent has violated The Standards for the Permitting of Agricultural Animal Facilities Regulations as follows: failed to obtain his Confined Animal Manure Management (CAMM) Certification as required.

Action: The Respondent is required to: submit a copy of his CAMM certification on or before May 1, 2013 and pay a stipulated penalty in the amount of one thousand dollars ($1,000.00) should the Respondent fail to comply with the Order.
### Summary
Taylor Pallets & Recycling, Inc. (Respondent) located in Anderson, South Carolina (site) recycles and incinerates untreated wood pallets and other untreated wood waste generated from scrap pallet activities. The Department issued State Major Air Quality Operating Permit 0200-0153 (Permit) to the Respondent, effective October 8, 2009. The Respondent violated U.S. EPA Regulations in that it failed to conduct an initial and annual Method 9 Visual Emissions Observation (Method 9 VEO) on its air curtain incinerator.

### Action
The Respondent is required to: provide the Department with records of tons per year of pallets incinerated upon request; conduct annual performance tests for opacity no more than 12 calendar months following the date of the previous tests; perform a Method 9 VEO on the air curtain incinerator upon startup; submit a written notification to the Department within fifteen (15) days of decommissioning the air curtain incinerator, should it decide to no longer operate it and remove it from the Site; and, pay a civil penalty of six thousand dollars ($6,000.00).

## Consent Order 12-036-A

**Order Type and Number:** Consent Order 12-036-A  
**Order Date:** October 12, 2012  
**Respondent:** Palmetto Paving Corporation  
**Facility:** Palmetto Paving Corporation  
**Location:** 6184 Godwin Paradise Lane, Conway, SC 29528  
**Mailing Address:** P.O. Box 346, Conway, SC 29528  
**County:** Horry  
**Previous Orders:** None  
**Permit/ID Number:** 9900-0197  
**Violations Cited:** U.S. EPA Regulations at 40 CFR 60.2255(b) and (c)

Summary: Palmetto Paving Corporation (Respondent) manufactures hot-mix asphalt at its facility located at 6184 Godwin Paradise Lane in Conway, South Carolina. The Department issued General Conditional Major Operating Permit 9900-0197 to the Respondent, effective February 1, 2007. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and its Permit as follows: failed to perform periodic tests for particulate matter emissions every two years and limit emissions to 90 mg/dscm (0.04gr/dscf), during a Department approved emission test.

Action: The Respondent is required to: perform future periodic emissions tests every two years in accordance with the regulations and Permit; comply with the emission limits established by the regulations and the Permit; and pay a civil penalty in the amount of six thousand dollars ($6,000.00) payable in three (3) installments.

37) Order Type and Number: Consent Order 12-037-A
Order Date: October 24, 2012
Respondent: Ms. Patricia Gaskins
Facility: Ms. Patricia Gaskins
Location: 592 Sunset Circle
Lancaster, SC 29720
Mailing Address: Same
County: Lancaster
Previous Orders: None
Permit/ID Number: N/A

Summary: Ms. Patricia Gaskins (Respondent) resides at 592 Sunset Circle, Lancaster, South Carolina. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned prohibited materials (household garbage).

Action: The Respondent is required to: cease open burning except as in accordance with the regulations; and pay a civil penalty in the amount of one hundred dollars ($100.00).