

SUMMARY SHEET
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
November 9, 2023

_____ ACTION/DECISION

 X INFORMATION

1. **TITLE:** Administrative and Consent Orders issued by the Office of Environmental Affairs.
2. **SUBJECT:** Administrative and Consent Orders issued by the Office of Environmental Affairs during the period September 1, 2023, through September 30, 2023.
3. **FACTS:** For the reporting period of September 1, 2023, through September 30, 2023, the Office of Environmental Affairs issued fifty-seven (57) Consent Orders with total assessed civil penalties in the amount of two hundred forty-nine thousand, two hundred seventy dollars (\$249,270.00). Also, ten (10) Administrative Orders with total assessed civil penalties in the amount of eleven thousand, thirty-five dollars and eighty-five cents (\$11,035.85) were reported during this period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land and Waste Management				
UST Program	2	\$11,035.85	7	\$34,615.00
Solid Waste	0	0	2	\$1,000.00
Hazardous Waste	0	0	3	\$26,500.00
Mining	0	0	0	0
Radiological Health	0	0	1	\$5,200.00
SUBTOTAL	2	\$11,035.85	13	\$67,315.00
Water				
Recreational Water	0	0	36	\$34,355.00
Drinking Water	0	0	0	0
Water Pollution	0	0	2	\$19,600.00
SUBTOTAL	0	0	38	\$53,955.00
Air Quality				
SUBTOTAL	0	0	4	\$117,500.00
Environmental Health Services				
Onsite Wastewater	8	0	2	\$10,500.00
SUBTOTAL	8	0	2	\$10,500.00
OCRM				
SUBTOTAL	0	0	0	0
TOTAL	10	\$11,035.85	57	\$249,270.00

Submitted by:

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

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
November 9, 2023**

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 22-0278-UST
 Order Date: June 9, 2023
 Individual/Entity: **Sel Properties, LLC**
 Facility: Lancaster Creamery
 Location: 1476 Memorial Park Road
 Lancaster, SC 29720
 Mailing Address: P.O. Box 11641
 Columbia, SC 29211
 County: Lancaster
 Previous Orders: None
 Permit/ID Number: 05495
 Violations Cited: The State Underground Petroleum
 Environmental Response Bank Act of 1988 (SUPERB Act), S.C. Code Ann. § 44-
 2-10 et seq.; and South Carolina Underground Storage Tank Control Regulation,
 7 S.C. Code Ann., Regs 61-92, 280.65 (2012 & Supp 2022).

Summary: Sel Properties, LLC (Individual/Entity) owned an underground storage tank (UST) in Lancaster County, South Carolina. On July 14, 2022, the Department conducted a file review and issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act, and the South Carolina Underground Storage Tank Regulation as follows: failed to comply with the requirements for the investigation of soil and groundwater cleanup as directed by the Department.

Action: The Individual/Entity is required to submit a monitoring well abandonment report in accordance with the Notice issued on January 28, 2022, by October 13, 2023. The Department has assessed a total civil penalty in the amount of five thousand, thirty-five dollars and eighty-five cents (\$5,035.85). The Individual/Entity shall pay a civil penalty in the amount of five thousand, thirty-five dollars and eighty-five cents (**\$5,035.85**) by October 13, 2023.

Update: None.

2) Order Type and Number: Administrative Order 23-0073-UST
Order Date: August 21, 2023
Individual/Entity: **Pavan Parth, LLC**
Facility: Pavan Food Store 102
Location: 1048 South Main Street
Greenwood, SC 29646
Mailing Address: 115 Lavender Hill Court
Simpsonville, SC 29681
County: Greenwood
Previous Orders: AO 22-0049-UST (\$38,150.00)
Permit/ID Number: 04734
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.10(d) and 280.26(f) (2012 & Supp. 2022).

Summary: Pavan Parth, LLC (Individual/Entity) owns underground storage tanks (USTs) in Greenwood County, South Carolina. The Department conducted a routine inspection March 20, 2023, and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: introduced petroleum or petroleum products into an unregistered or unpermitted UST system and received an illegal delivery while USTs are under delivery prohibition.

Action: The Individual/Entity is required to: submit proof the USTs at the Facility contain less than one (1) inch of residue and submit proof the residue removed from the USTs has been disposed of properly. The Department has assessed a total civil penalty in the amount of six thousand dollars (\$6,000.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**) by October 30, 2023.

Update: None.

3) Order Type and Number: Consent Order 23-0165-UST
Order Date: September 13, 2023
Individual/Entity: **Jackson Jennings**
Facility: Jacksons Grocery
Location: 916 Highway 38 South
Bennettsville, SC 29512
Mailing Address: Same
County: Marlboro
Previous Orders: None
Permit/ID Number: 14741

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(c)(1)(ii) (2012 & Supp. 2022).

Summary: Jackson Jennings (Individual/Entity) owns underground storage tanks (USTs) in Marlboro County, South Carolina. The Department conducted a routine inspection on May 22, 2023, and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to demonstrate financial responsibility for an UST system and failed to submit evidence of financial assurance to the Department upon request.

Action: The Individual/Entity corrected all violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of six hundred dollars (\$600.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred dollars (**\$600.00**) by October 28, 2023.

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

4) Order Type and Number: Consent Order 23-0080-UST
Order Date: September 25, 2023
Individual/Entity: **ARC ATMTTPSC001, LLC**
Facility: Citibank NA, Inc.
Location: 11 Ewall Street
Mt. Pleasant, SC 29464
Mailing Address: 2398 East Camelback Road, Suite 1060
Phoenix, AZ 85016
County: Charleston
Previous Orders: None
Permit/ID Number: 18732
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018) and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.40(a), 280.40(a)(2), 280.44(a), 280.45(b)(1), and 280.242(b)(3), (2012 & Supp 2022).

Summary: ARC ATMTTPSC001, LLC (Individual/Entity) owns an underground storage tank (USTs) in Charleston County, South Carolina. The Department conducted a routine inspection on February 8, 2023, and issued a New Owner Notice of Alleged Violation on February 16, 2023. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to provide an adequate release detection method for an UST system; failed to properly maintain piping release detection equipment; failed to conduct annual test of automatic line leak

detector and/or sump sensors; failed to maintain test results for at least one year; and failed to validate those monthly requirements had been performed.

Action: The Individual/Entity is required to: submit proof, in the form of photographs and/or videos, the sump sensor has been positioned at the bottom of the (STP); submit current passing line leak detector function check test results for all USTs at the Facility; and submit proof a Class A/B operator log has been initiated and is being properly maintained. The Department has assessed a total civil penalty in the amount of five thousand, seven hundred dollars (\$5,700.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand, seven hundred dollars (**\$5,700.00**).

Update: The Individual/Entity has paid the civil penalty.

5) Order Type and Number: Consent Order 23-0094-UST
Order Date: September 25, 2023
Individual/Entity: **Vivaan Real Estate, LLC**
Facility: Sav Way 4
Location: 349 2nd Street
Cheraw, SC 29520
Mailing Address: 349 Second Street
Chesterfield, SC 29520
County: Chesterfield
Previous Orders: None
Permit/ID Number: 02253
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.40(a)(2), (2012 & Supp 2022).

Summary: Vivaan Real Estate, LLC (Individual/Entity) owns underground storage tanks (USTs) in Chesterfield County, South Carolina. On March 31, 2023, the Department conducted a file review of the Facility and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act, and the South Carolina Underground Storage Tank Regulation as follows: failed to properly maintain release detection equipment.

Action: The Individual/Entity is required to: submit proof the line leak detector for the 15,000-gallon kerosene UST has been repaired and/or replaced; submit current passing line leak detector function check test results for the 15,000-gallon kerosene UST; and submit current passing release detection equipment operability test results for the 15,000-gallon kerosene UST. The Department has assessed a total civil penalty in the amount of two thousand, two hundred fifteen dollars (\$2,215.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand, two hundred fifteen dollars (**\$2,215.00**) by November 13, 2023.

Update: None.

- 6) Order Type and Number: Consent Order 23-0196-UST
Order Date: September 25, 2023
Individual/Entity: **Circle K Stores, Inc.**
Facility: Circle K 2705140
Location: 2201 Bush River Road
Columbia, SC 29210
Mailing Address: 1100 Situs Court, Suite 100
Raleigh, NC 27606
County: Lexington
Previous Orders: None
Permit/ID Number: 11165
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.10(d), 280.23(b) and 44-2-60(B) (2012 & Supp. 2022).

Summary: Circle K Stores, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Lexington County, South Carolina. The Department conducted a routine compliance inspection on July 27, 2023, and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: introduced petroleum or petroleum products into an unregistered or unpermitted UST system.

Action: The Individual/Entity corrected all violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of eleven thousand, seven hundred dollars (\$11,700.00). The Individual/Entity shall pay a civil penalty in the amount of eleven thousand, seven hundred dollars (**\$11,700.00**).

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

- 7) Order Type and Number: Consent Order 23-0117-UST
Order Date: September 26, 2023
Individual/Entity: **Duc Nguyen**
Facility: Lucky Ninety-Nine
Location: 2779 Pageland Highway
Lancaster, SC 29720
Mailing Address: Same
County: Lancaster
Previous Orders: 23-0085-UST (\$7,200.00)
Permit/ID Number: 05507

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.20(c)(1)(ii) (2012 & Supp 2022).

Summary: Duc Nguyen (Individual/Entity) owns and operates underground storage tanks (USTs) in Lancaster County, South Carolina. The Department conducted an inspection on May 12, 2023, and issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain overfill prevention equipment. This is a repeat violation.

Action: The Individual/Entity is required to: submit proof the obstruction has been removed from the 10,000-gallon regular underground storage tank (UST) and submit passing follow-up overfill prevention equipment operability test results for the 10,000-gallon UST by November 13, 2023. The Department has assessed a penalty in the amount of seven thousand, two hundred dollars (\$7,200.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand, two hundred dollars (**\$7,200.00**) in accordance with a promissory note.

Update: The Department has received proof the obstruction was removed from the 10,00-gallon regular UST and passing follow-up overfill prevention equipment operability test results for the 10,000-gallon UST. The first civil penalty payment was made in accordance with the promissory note on September 8, 2023.

8) Order Type and Number: Consent Order 23-0203-UST
Order Date: September 27, 2023
Individual/Entity: **Penske Truck Leasing Co., L.P.**
Facility: Penske Truck Leasing Co. L.P. Spartanburg
Location: 747 Simuel Road
Spartanburg, SC 29301
Mailing Address: Route 10 Green Hills, Box 7635
Reading, PA 19603
County: Spartanburg
Previous Orders: None
Permit/ID Number: 19905
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(c)(1)(ii) (2012 & Supp. 2022).

Summary: Penske Truck Leasing Co., L.P. (Individual/Entity) owns underground storage tanks (USTs) in Spartanburg County, South Carolina. The Department conducted a routine inspection on August 7, 2023, and issued a Notice of Alleged Violation. The

Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain overfill prevention equipment of an underground storage tank system.

Action: The Individual/Entity corrected all violations prior to issuance of the Order. The Department has assessed a total civil penalty in the amount of three thousand, six hundred dollars (\$3,600.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, six hundred dollars (**\$3,600.00**).

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

9) Order Type and Number: Consent Order 23-0084-UST
Order Date: September 29, 2023
Individual/Entity: **R.L. Jordan Oil Company of NC, Inc.**
Facility: Hot Spot 6004
Location: 3883 Cross Anchor Road
Enoree, SC 29335
Mailing Address: P.O. Box 2527
Spartanburg, SC 29304
County: Spartanburg
Previous Orders: None
Permit/ID Number: 18193
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(c)(1)(ii) (2012 & Supp. 2022).

Summary: R. L. Jordan Oil Company of North Carolina, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Spartanburg County, South Carolina. The Department conducted a routine inspection on April 13, 2023, and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain overfill prevention equipment of an underground storage tank (UST) system.

Action: The Individual/Entity corrected all violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of three thousand, six hundred dollars (\$3,600.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, six hundred dollars (**\$3,600.00**).

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

Solid Waste Enforcement

- 10) Order Type and Number: Consent Order 23-09-SW
Order Date: September 14, 2023
Individual/Entity: **Arbornature, LLC**
Facility: Arbornature Wood Chipping Facility
Location: Summit Drive
Hilton Head Island, SC 29926
Mailing Address: 76 Leg O' Mutton Road
Hilton Head Island, SC 29926
County: Beaufort
Previous Orders: None
Permit/ID Number: COM-00235
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. §§ 44-96-10 (2018 & Supp. 2021) (Act), the Solid Waste Management: Solid Waste Compost and Mulch Production from Land-clearing Debris, Yard Trimmings, and Organic Residuals Regulation (2002 & Supp. 2014) (Regulation), R.61-107.4, Part III.E.5.b., and Permit # COM-00235 (Permit).

Summary: Arbornature, LLC (Individual/Entity), is responsible for operating a Type One Composting and Wood Chipping facility located in Beaufort County, South Carolina. Based on a file review conducted on September 12, 2022, the Department issued a Notice of Violation. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, the Solid Waste Management: Solid Waste Compost and Mulch Production from Land-clearing Debris, Yard Trimmings, and Organic Residuals Regulation, and Permit COM-00235 as follows: failed to submit an annual report for fiscal year 2022 on, before, or after September 1, 2022.

Action: The Individual/Entity is required to submit an annual report for fiscal year 2022 by October 14, 2023. The Department assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**) by October 14, 2023.

Update: The Department received the annual report on August 28, 2023, and payment of the assessed civil penalty was received on September 5, 2023. The Order is closed.

- 11) Order Type and Number: Consent Order 23-20-SW
Order Date: September 25, 2023
Individual/Entity: **Victoria H. Walden**
Facility: Bergen Road Site
Location: Tax Map # 001-18-01-007
North Augusta, SC 29841

Mailing Address: 1818 Gregory Lake
North Augusta, SC 29841
County: Aiken
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. 2018); Solid Waste Management: Solid Waste Landfills and Structural Fill, R.61-107.19, Part I.A.8., Part I.B.20., Part I. B.38., Part I.B.53., and Part II.B.1. (Rev. 2008 & Supp. 2016).

Summary: Victoria Walden (Individual/Entity) operated an unpermitted structural fill located in Aiken County, South Carolina. The Department conducted a site visit on April 3, 2023, and determined the Individual/Entity had engaged in Structural Fill activities without a Structural Fill permit from the Department. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, and associated Regulations, as follows: operated a structural fill without a Department-issued permit.

Action: The Individual/Entity is required to: immediately cease receipt and/or transport of solid waste debris onto the Site and complete closure activities to include; applying a two (2) foot thick final earth cover with a three-to-one (3:1) slope; seeding the finished surface area with native grasses or other suitable cover to provide minimum of 75% vegetative cover with no substantial bare spots; recording with the Register of Deeds a notation in the record of ownership of the property that will, in perpetuity, notify any potential purchaser of the property that the land, or a portion thereof, has been filled with solid waste debris; remove all loose solid waste material not compacted during closure activities, dispose of it at a permitted solid waste management facility, and submit disposal receipts to the Department by March 23, 2024. The Department has assessed a total civil penalty in the amount of three thousand dollars (\$3,000.00). The Individual/entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**) by November 8, 2023, and pay a suspended penalty in the amount of two thousand, five hundred dollars (\$2,500.00) should any requirement of the Order not be met.

Update: None.

Hazardous Waste Enforcement

12) Order Type and Number: Consent Order 23-23-HW
Order Date: September 18, 2023
Individual/Entity: **PSC Custom, LLC d.b.a. Polar Service Center**
Facility: PSC Customer, LLC d.b.a. Polar Service Center
Location: 120 Cedar Springs Road

Spartanburg, SC 29304
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: SCD 088 631 577
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021) and South Carolina Solid Waste Management: Used Oil Regulations, 8 S.C. Code Ann. Regs. 61-107.279 (2012 and Supp. 2021).

Summary: PSC Custom, LLC d.b.a. Polar Service Center (Individual/Entity) refurbishes and repairs tank-style semitrailers in Spartanburg County South Carolina. The Department conducted an inspection at the facility on February 23, 2023. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act, the Hazardous Waste Management Regulations and the South Carolina Solid Waste Management: Used Oil Regulations, as follows: failed to manage universal waste lamps in a way that prevents releases of any universal waste or component of a universal waste to the environment; failed to ensure that each lamp or a container or package in which such lamps are contained is labeled with one of the following phrases: "Universal Waste – Lamp(s)," or "Waste Lamp(s)," or "Used Lamp(s)"; failed to clearly label universal waste batteries (i.e., each battery), or a container in which the batteries are contained with any of the following phrases: "Universal Waste -Battery(ies)," or "Waste Battery(ies)," or "Used Battery(ies)"; failed to demonstrate the length of time that the universal waste had been accumulated from the date it becomes a waste; failed to have solvent-contaminated wipes, when accumulated, stored, and transported, contained in non-leaking, closed containers that are labeled "Excluded Solvent-Contaminated Wipes"; failed to maintain the documentation for name and address of the laundry or dry cleaner that is receiving the solvent-contaminated wipes and description of the process the generator is using to ensure the solvent-contaminated wipes contain no free liquids; to ensure that containers used to store used oil at the facility were closed to prevent spillage or contamination from precipitation; failed to ensure that containers used to store used oil at the facility were labeled with the words "Used Oil"; failed to make accurate hazardous waste determinations; failed to inspect, at least weekly, the central accumulation areas; failed to attempt to make arrangements with the local police department, fire department, other emergency response teams, emergency response contractors, equipment suppliers, and local hospitals; and failed to declare its status annually on, or before January 31st.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of eight thousand dollars (\$8,000.00). The Individual/Entity shall pay a civil penalty in the amount of eight thousand dollars (**\$8,000.00**) by October 18, 2023.

Update: None.

- 13) Order Type and Number: Consent Order 23-24-HW
Order Date: September 25, 2023
Individual/Entity: **DSM Nutritional Products, LLC**
Facility: DSM Nutritional Products, LLC
Location: 1416 North Williamsburg Highway
Kingstree, SC
Mailing Address: P.O. Box 5000
Kingstree, SC 29556
County: Williamsburg
Previous Orders: None
Permit/ID Number: SCD 083 418 491
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018) and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021).

Summary: DSM Nutritional Products, LLC (Individual/Entity) is a producer of ingredients and vitamins, carotenoids, and premixes for the agriculture, aquaculture, food, and pharmaceutical industries located in Williamsburg County, South Carolina. The Department conducted an inspection at the facility on March 17, 2023. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to ensure satellite accumulation area storage containers remain closed; failed to mark or label tanks with the words “Hazardous Waste”; failed to receive an extension for hazardous waste to remain onsite for longer than ninety (90) days; failed to inspect tank equipment at least once each operating day and document those inspections; failed to mark or label containers with the word “Hazardous Waste” and an indication of the hazards of the contents; failed to keep containers of universal waste lamps closed; failed to label containers of universal waste lamps with the appropriate verbiage; failed to ensure universal waste is not accumulated for greater than one (1) year; failed to demonstrate the length of time universal waste has been accumulated; failed to ensure all facility personnel take part in an annual review of the initial training; failed to submit a copy of the contingency plan and all revisions and the quick reference guide to all local emergency responders; and failed to maintain a written job description for each position that handles hazardous waste.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of eleven thousand, five hundred dollars (\$11,500.00). The Individual/Entity is required to pay a civil penalty in the amount of eleven thousand, five hundred dollars (**\$11,500.00**).

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

- 14) Order Type and Number: Consent Order 23-25-HW
Order Date: September 29, 2023
Individual/Entity: **Fort Dearborn Company**
Facility: Fort Dearborn Company
Location: 100 North Woods Drive
Fountain Inn, SC 29644
Mailing Address: Same
County: Greenville
Previous Orders: None.
Permit/ID Number: SCD 982 096 349
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018) and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021).

Summary: Fort Dearborn Company (Individual/Entity) is a paint label manufacturer located in Greenville County, South Carolina. The Department conducted an inspection at the facility on December 7, 2022. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to ensure hazardous waste accumulation at or near the point of generation is under the control of the operator of the process generating waste; failed to ensure containers accumulating waste are closed at all times during accumulation; failed to ensure that excluded solvent-contaminated wipes are in containers that are non-leaking, closed, and labeled with the words “Excluded Solvent-Contaminated Wipes”; failed to maintain the name and address of laundry or dry cleaner of excluded solvent-contaminated wipes and a description of the process the generator is using to ensure the excluded solvent-contaminated wipes contain no free liquids at the point of being laundered or transported off-site for laundering; failed to make an accurate waste determination; failed to manage universal waste lamps in containers that are closed; failed to demonstrate the length of time that universal waste had been accumulating; failed to mark or label container or package with the words “Universal Waste – Lamp(s)” or “Waste Lamp(s)” or “Used Lamp(s)”; failed to maintain and operate the facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents; failed to maintain the job title for each position at the facility related to hazardous waste management and the name of the employee filling each positions, a written description for each position, and a written description of the type and amount of introductory and continuing training to be given to each person filling each position; failed to maintain a contingency plan and all revisions at the facility; and failed to submit a copy of the contingency plan and all revisions to all local emergency responders.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of seven thousand dollars (\$7,000.00). The Individual/Entity is required to pay a civil penalty in the amount of seven thousand dollars (**\$7,000.00**) in accordance with a promissory note.

Update: The Individual/Entity has paid the first payment in accordance with the promissory note.

Radiological Health Enforcement

15) Order Type and Number: Consent Order 23-06-RH
Order Date: September 25, 2023
Individual/Entity: **Midlands Orthopedics & Neurosurgery Blanding Street**
Facility: Midlands Orthopedics & Neurosurgery Blanding Street
Location: 1910 Blanding Street
Columbia, SC 29201
Mailing Address: Same
County: Richland
Previous Orders: None
Permit/ID Number: 40-2040
Violations Cited: The Atomic Energy and Radiation Control Act, S.C. Code Ann. Laws, § 13-7-10 et seq. (2017); and the South Carolina X-Rays (Title B) Regulations, 6 S. C. Code Ann. Regs. 61-64 (2021).

Summary: Midlands Orthopedics & Neurosurgery Blanding Street (Individual/Entity) is an orthopedic and neurosurgical care clinic located in Richland County, South Carolina. The Department conducted an inspection on January 10, 2022, and issued a Notice of Alleged Violation. The Individual/Entity has violated the Atomic Energy and Radiation Control Act and the South Carolina X-Rays (Title B) Regulations, as follows: failed to conduct the annual equipment performance test for the C-arm Fluoroscopy unit; and failed to monitor total occupational doses for two (2) physicians.

Action: The Individual/Entity corrected all violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of five thousand, two hundred dollars (\$5,200.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand, two hundred dollars (**\$5,200.00**).

Updates: The Individual/Entity has paid the civil penalty. The Order is closed.

BUREAU OF WATER

Recreational Waters Enforcement

- 16) Order Type and Number: Consent Order 23-053-RW
Order Date: September 5, 2023
Individual/Entity: **Cole LA Rock Hill SC, LLC**
Facility: LA Fitness Rock Hill
Location: 745 Arden Lane
Rock Hill, SC 29732
Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: 46-1137B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Cole LA Rock Hill SC, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in York County, South Carolina. The Department conducted inspections on April 6, 2023, and June 14, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the waterline tiles were dirty; the water level was too low; the pool rules sign was not legible; the current pool operator of record information was not posted to the public; the bound and numbered log book was not maintained on a daily basis; and the chlorine level was not within the acceptable range of water quality standards.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

- 17) Order Type and Number: Consent Order 23-054-RW
Order Date: September 5, 2023
Individual/Entity: **HIHH One, LLC**
Facility: Holiday Inn Express
Location: 2 Tanglewood Drive
Hilton Head, SC 29928
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-350-1

Violations Cited:

S.C. Code Ann. Regs. 61-51(J)

Summary: HHH One, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on June 19, 2023, and August 3, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the main drain grates were not visible due to cloudy water; the water level was too high; a light in the pool wall was out of its niche; the chlorine level was not within the acceptable range of water quality standards; the shepherd's crook was not permanently attached to the handle; the pool rules sign was not completely filled out; there were no "Shallow Water – No Diving Allowed" signs posted; there was only one "No Lifeguard On Duty – Swim At Your Own Risk" sign posted; the current pool operator of record information was not posted to the public; the bound and numbered log book was not maintained on a daily basis; the cyanuric acid level was not recorded weekly in the bound and numbered log book; a ladder was missing rungs; the plaster on the pool floor was deteriorated; the deck was uneven with sharp edges; and skimmer baskets were floating.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

18) Order Type and Number: Consent Order 23-055-RW
Order Date: September 6, 2023
Individual/Entity: **ABI KOA Fort Mill, LLC**
Facility: Charlotte Fort Mill KOA
Location: Route 1, Box 380-A
Fort Mill, SC 29715
Mailing Address: 940 Gold Hill Road
Fort Mill, SC 29708
County: York
Previous Orders: None
Permit/ID Number: 46-033-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: ABI KOA Fort Mill, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in York County, South Carolina. The Department conducted inspections on June 12, 2023, July 17, 2023, and August 7, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the depth marker tiles were not clearly visible; the shepherd's crook was not properly mounted in its designated location; the pool rules

sign was not legible and was not completely filled out; the pool operator of record information was not legible; the bound and numbered log book was not maintained on a daily basis; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; and the cyanuric acid levels were not recorded weekly in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of two thousand forty dollars (\$2,040.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand forty dollars (**\$2,040.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

19) <u>Order Type and Number:</u>	Consent Order 23-056-RW
<u>Order Date:</u>	September 6, 2023
<u>Individual/Entity:</u>	Bay View Resort Holdings, LLC
<u>Facility:</u>	Bayview Resort Tower
<u>Location:</u>	504 North Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-1490C
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Bay View Resort Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a kiddie pool located in Horry County, South Carolina. The Department conducted inspections on July 3, 2023, and July 31, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

20) <u>Order Type and Number:</u>	Consent Order 23-057-RW
<u>Order Date:</u>	September 6, 2023
<u>Individual/Entity:</u>	Omkar of Clemson, LLC
<u>Facility:</u>	Comfort Inn Clemson
<u>Location:</u>	123 Tiger Boulevard

<u>Mailing Address:</u>	Clemson, SC 29631
<u>County:</u>	Pickens
<u>Previous Orders:</u>	21-060-RW (\$680.00)
<u>Permit/ID Number:</u>	39-045-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Omkar of Clemson, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Pickens County, South Carolina. The Department conducted inspections on May 22, 2023, and July 7, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the depth marker tiles at the water line were not the correct size; the drinking water fountain was not operating; the chlorine level was not within the acceptable range of water quality standards; the life ring was not United States Coast Guard approved; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars **(\$1,600.00)**.

Update: The civil penalty has been paid and the Consent Order is closed.

21) <u>Order Type and Number:</u>	Consent Order 23-058-RW
<u>Order Date:</u>	September 7, 2023
<u>Individual/Entity:</u>	The Preserve at Indigo Run Owners Association, Inc.
<u>Facility:</u>	The Preserve at Indigo Run
<u>Location:</u>	4 Indigo Run Drive Hilton Head, SC 29926
<u>Mailing Address:</u>	Same
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-585-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: The Preserve at Indigo Run Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on July 10, 2023, and August 17, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the cyanuric acid level was not recorded weekly in the bound and numbered log book; the water level was too high; a light in the pool wall was out of its niche; the life ring and life ring rope were deteriorated; the “Shallow Water – No Diving

Allowed” signs were obstructed; the “No Lifeguard On Duty – Swim At Your Own Risk” signs were obstructed; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; and there were chlorine pucks in the skimmer baskets.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

22) <u>Order Type and Number:</u>	Consent Order 23-059-RW
<u>Order Date:</u>	September 7, 2023
<u>Individual/Entity:</u>	Shree Sadguru Hospitality, LLC
<u>Facility:</u>	Travelodge Santee
<u>Location:</u>	9117 Old #6 Highway Santee, SC 29142
<u>Mailing Address:</u>	Same
<u>County:</u>	Orangeburg
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	38-075-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Shree Sadguru Hospitality, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Orangeburg County, South Carolina. The Department conducted inspections on June 12, 2023, and August 7, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; a ladder was missing non-slip tread inserts; the pool furniture was not at least four feet from the pool edge; the drinking water fountain and foot rinse shower were not operating; the pool equipment room was not locked; the flow meter was not operating; the pH level was not within the acceptable range of water quality standards; the life ring was deteriorated; there was no pool rules sign on the first inspection, and the pool rules sign was not completely filled out on the second inspection; the letters on the “Shallow Water – No Diving Allowed” signs were not the correct size; the letters on the “No Lifeguard On Duty – Swim At Your Own Risk” signs were not the correct size; the facility could not produce current valid documentation of pool operator certification; the bound and numbered log book was not available for review on the first inspection, and it was not maintained on a daily basis on the second inspection; the plaster on the pool floor was deteriorated; the gate did not self-close and latch; and the life ring did not have a permanently attached rope.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The

Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

23)	<u>Order Type and Number:</u>	Consent Order 23-060-RW
	<u>Order Date:</u>	September 8, 2023
	<u>Individual/Entity:</u>	Serene Hospitality, LLC
	<u>Facility:</u>	Hampton Inn & Suites
	<u>Location:</u>	1011 East North 1 st Street Seneca, SC 29678
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Oconee
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	37-1017B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Serene Hospitality, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Oconee County, South Carolina. The Department conducted inspections on June 9, 2023, and July 14, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the gate did not self-close and latch; a section of the perimeter fence had openings greater than four inches; there was only one “Shallow Water – No Diving Allowed” sign posted on the first inspection and the wording and the letter size was not correct on the the signs posted on the second inspection; there was only one “No Lifeguard On Duty – Swim At Your Own Risk” sign posted; the bound and numbered log book was not available for review on the first inspection and it was not maintained on a daily basis on the second inspection; the chlorine level was not within the acceptable range of water quality standards; and the recirculation and filtration equipment was leaking.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

24)	<u>Order Type and Number:</u>	Consent Order 23-061-RW
	<u>Order Date:</u>	September 8, 2023
	<u>Individual/Entity:</u>	Windsor Place Owners' Association
	<u>Facility:</u>	Windsor Place/Windsor Place II
	<u>Location:</u>	65 Ocean Lane

Hilton Head, SC 29928
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-400-1; 07-1145B; 07-402-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Windsor Place Owners' Association (Individual/Entity) owns and is responsible for the proper operation and maintenance of two pools and a spa located in Beaufort County, South Carolina. The Department conducted inspections of the pools and the spa on June 26, 2023, and a violation was issued for failure to properly operate and maintain pool permit No. 07-400-1; and on June 27, 2023, the Department conducted follow-up inspections of the pools and the spa and violations were issued for re-opening the pools and the spa prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the fill spout was not stainless steel or equivalent and the chlorine level was not within the acceptable range of water quality standards at pool permit No. 07-400-1; and the pools and the spa were operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand two hundred seventy-five dollars (\$1,275.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand two hundred seventy-five dollars (**\$1,275.00**) in two installment payments. The first installment is due by September 30, 2023. The second installment is due by October 30, 2023.

Update: The first installment of the civil penalty has been paid.

25) Order Type and Number: Consent Order 23-062-RW
Order Date: September 8, 2023
Individual/Entity: **Jalaram Hotel Gaffney, Inc.**
Facility: Holiday Inn Express
Location: 1031 Hyatt Street
Gaffney, SC 29341
Mailing Address: 9512 Reid Hall Lane
Matthews, NC 29105
County: Cherokee
Previous Orders: None
Permit/ID Number: 11-1013B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Jalaram Hotel Gaffney, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Cherokee County, South Carolina. The Department conducted inspections on June 27, 2023, and July 19, 2023, and violations were issued for failure to properly operate and maintain.

The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not completely filled out; the pool operator of record information was not posted to the public; and the bound and numbered log book was not available for review.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

26) <u>Order Type and Number:</u>	Consent Order 23-063-RW
<u>Order Date:</u>	September 11, 2023
<u>Individual/Entity:</u>	Imperial Investments-Gaffney, L.L.C.
<u>Facility:</u>	Hampton Inn
<u>Location:</u>	115 Nancy Creek Road Gaffney, SC 29341
<u>Mailing Address:</u>	330 Research Court, Suite 22 Peach Tree Corners, GA 30092
<u>County:</u>	Cherokee
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	11-024-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Imperial Investments-Gaffney, L.L.C. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Cherokee County, South Carolina. The Department conducted inspections on June 28, 2023, and July 19, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; the cyanuric acid levels were not recorded weekly in the bound and numbered log book; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

27) Order Type and Number: Consent Order 23-064-RW
Order Date: September 12, 2023
Individual/Entity: **Pointe Gilead Cabana Club, Inc.**
Facility: Pointe Gilead
Location: 469 Vereen Drive
Garden City, SC 29576
Mailing Address: Same
County: Horry
Previous Orders: 22-041-RW (\$680.00)
Permit/ID Number: 26-F39-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Pointe Gilead Cabana Club, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. On June 5, 2023, and July 24, 2023, the pool was inspected, and a violation was issued for failure to properly operate and maintain; and on July 24, 2023, an additional violation was issued for re-opening the pool prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the emergency notification device was not operating; the bound and numbered log book was not maintained on a daily basis; and the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of two thousand dollars (\$2,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

28) Order Type and Number: Consent Order 23-065-RW
Order Date: September 12, 2023
Individual/Entity: **HPI Mills Gap, LLC**
Facility: The Village at Mills Gap
Location: 100 Mills Gap Road
Boiling Springs, SC 29316
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: 42-1089B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: HPI Mills Gap, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Spartanburg County, South

Carolina. The Department conducted inspections on June 8, 2023, and August 16, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the shepherd's crook was missing a bolt; and the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

29) <u>Order Type and Number:</u>	Consent Order 23-066-RW
<u>Order Date:</u>	September 12, 2023
<u>Individual/Entity:</u>	Welcome Hotels of Fort Mill, Inc.
<u>Facility:</u>	Comfort Inn at the Park Carowinds
<u>Location:</u>	3725 Avenue of the Carolinas Fort Mill, SC 29708
<u>Mailing Address:</u>	Same
<u>County:</u>	York
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	46-079-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Welcome Hotels of Fort Mill, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in York County, South Carolina. The Department conducted inspections on June 7, 2023, and July 12, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; there were no "Shallow Water – No Diving Allowed" signs posted; the current pool operator of record information was not posted to the public; the bound and numbered log book was not available for Department review on the first inspection; the bound and numbered log book was not maintained on a daily basis, and was not maintained a minimum of three times per week by the pool operator of record on the second inspection; the letters and numbers on the depth marker tiles were not the appropriate size; the main drain grates were not visible due to cloudy water; the life ring was deteriorated and did not have a permanently attached rope; the pool rules sign was not completely filled out; the cyanuric acid level was not checked weekly; and the recirculation and filtration system was leaking.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

30) Order Type and Number: Consent Order 23-067-RW
Order Date: September 12, 2023
Individual/Entity: **SIM Hotel, LLC**
Facility: Holiday Inn Spartanburg
Location: 160 Simuel Road
Spartanburg, SC 29303
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: 42-184-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: SIM Hotel, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Spartanburg County, South Carolina. The Department conducted inspections on June 5, 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring did not have a permanently attached rope; the shepherd's crook was missing a bolt; the pool rules sign was not completely filled out; the current pool operator of record information was not posted to the public; the log book was not properly bound and numbered and was not maintained on a daily basis; and the letters and numbers on the depth marker tiles were not the appropriate size.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

31) Order Type and Number: Consent Order 23-068-RW
Order Date: September 14, 2023
Individual/Entity: **Spa on Port Royal Sound Horizontal Property Regime, Inc.**
Facility: Spa on Port Royal Sound
Location: 239 Beach City Road

Hilton Head Island, SC 29928
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-275-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Spa on Port Royal Sound Horizontal Property Regime, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on June 22, 2023, and August 17, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the fill spout was not stainless steel or equivalent; a light in the pool wall was out of its niche; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; and the cyanuric acid level was not recorded weekly in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

32) Order Type and Number: Consent Order 23-069-RW
Order Date: September 14, 2023
Individual/Entity: **Sea Oats Villas Homeowners Association, Inc.**
Facility: Sea Oats
Location: 4908 N Ocean Boulevard
North Myrtle Beach, SC 29582
Mailing Address: PO Box 3083
North Myrtle Beach, SC 29582
County: Horry
Previous Orders: None
Permit/ID Number: 26-E57-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sea Oats Villas Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on June 21, 2023, and August 3, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pavers on the deck had settled at the edge of the coping; skimmers were missing weirs; the chlorine level was not within the acceptable range of water quality

standards; the emergency notification device was not operational; and there were chlorine sticks in the skimmer baskets.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

33) <u>Order Type and Number:</u>	Consent Order 23-070-RW
<u>Order Date:</u>	September 14, 2023
<u>Individual/Entity:</u>	Best Western Three D Inn, Inc.
<u>Facility:</u>	Best Western Plus
<u>Location:</u>	9059 Old Number Six Highway Santee, SC 29142
<u>Mailing Address:</u>	P.O. Box 188 Santee, SC 29142
<u>County:</u>	Orangeburg
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	38-056-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Best Western Three D Inn, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Orangeburg County, South Carolina. The Department conducted inspections on June 13, 2023, and July 26, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: ladders were missing bumpers and non-slip tread inserts; the pool floor was not clean; the waterline tiles were not clean; the pool furniture was not at least four feet from the edge of the pool; there was debris in the skimmer baskets; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

34) Order Type and Number: Consent Order 23-071-RW
Order Date: September 14, 2023
Individual/Entity: **Reflections of Garden City Owners Association, Inc.**
Facility: Reflections Condos
Location: 1520 North Waccamaw Drive
Garden City, SC 29576
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26- H92-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Reflections of Garden City Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on June 26, 2023, and August 2, 2023, and violations were 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; a gate did not self-close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; there was no United States Coast Guard approved life ring; there was no pool rules sign; and the current pool operator of record information was not posted to the public.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

35) Order Type and Number: Consent Order 23-072-RW
Order Date: September 14, 2023
Individual/Entity: **Woodlands of Clemson Condominium Association, Inc.**
Facility: Woodlands of Clemson
Location: 833 Old Greenville Highway
Clemson, SC 29631
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit/ID Number: 39-1017B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Woodlands of Clemson Condominium Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Pickens County, South Carolina. The Department conducted inspections on May 26, 2023, and July 10, 2023, and violations were 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 drinking water fountain was not operating properly; the foot rinse shower was not operating properly; the pool equipment room was not locked; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring was deteriorated and was not located in the designated location; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

36) <u>Order Type and Number:</u>	Consent Order 23-078-RW
<u>Order Date:</u>	September 14, 2023
<u>Individual/Entity:</u>	Wave Rider Resort Homeowners Association, Inc.
<u>Facility:</u>	Wave Rider Resort
<u>Location:</u>	1600 S. Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	1860 Village Drive Surfside Beach, SC 29575
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-L37-1 & 26-L38-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Wave Rider Resort Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a lazy river and a kiddie pool located in Horry County, South Carolina. The Department conducted inspections on April 28, 2023, June 6, 2023, and July 31, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the plaster on the pool floor was deteriorated; skimmers were missing weirs; the pool equipment room was not locked; there were cracked depth marker tiles; the chlorine and pH levels were not within the acceptable range of water quality standards; the main drain grates were not visible due to cloudy water; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four thousand eighty dollars (\$4,080.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand eighty dollars (**\$4,080.00**) by November 15, 2023.

Update: None.

37) <u>Order Type and Number:</u>	Consent Order 23-073-RW
<u>Order Date:</u>	September 18, 2023
<u>Individual/Entity:</u>	MegPan, LLC
<u>Facility:</u>	Florence Inn & Suites
<u>Location:</u>	3821 Bancroft Road Florence, SC 29501
<u>Mailing Address:</u>	Same
<u>County:</u>	Florence
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	21-127-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: MegPan, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Florence County, South Carolina. The Department conducted inspections on June 8, 2023, and July 20, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the drinking water fountain and the foot rinse shower were not operating; the gate did not self-close and latch; the main drain grates were not visible due to cloudy water; the life ring did not have a permanently attached rope; there was no shepherd's crook; there was no pool rules sign posted on the first inspection and the sign posted on the second inspection was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; the current pool operator of record information was not posted to the public; the bound and numbered log book was not available for review; and the chlorine level was not within the acceptable range of water quality standards.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

38) Order Type and Number: Consent Order 23-074-RW
Order Date: September 18, 2023
Individual/Entity: **Brayden Owner, LLC**
Facility: The Apartments at Brayden
Location: 1027 Aubrey Lane
Fort Mill, SC 29708
Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: 46-1139B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Brayden Owner, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in York County, South Carolina. The Department conducted inspections on June 15, 2023, and July 24, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the flow meter was not operating; the chlorine level was not within the acceptable range of water quality standards; the pool rules sign did not have all of the required rules; the current pool operator of record information was not posted to the public; the log book was not properly bound or numbered on the first inspection; the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record on the second inspection; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book on the second inspection.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

39) Order Type and Number: Consent Order 23-075-RW
Order Date: September 18, 2023
Individual/Entity: **Cat Island Golf Holdings, LLC**
Facility: Cat Island Club
Location: 390 Islands Causeway
Beaufort, SC 29907
Mailing Address: 8 Waveland Avenue
Beaufort, SC 29907
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-562-1 & 07-563-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Cat Island Golf Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Beaufort County, South Carolina. The Department conducted inspections on June 8, 2023, and July 19, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was algae on the pool wall; a frost proof tile was missing on the pool wall; a light in the pool wall was out of its niche; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring was not United States Coast Guard approved; the emergency notification device was not operational; there was no pool rules sign; the bound and numbered log book was not maintained on a daily basis; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand three hundred sixty dollars (\$1,360.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand three hundred sixty dollars **(\$1,360.00)**.

Update: The civil penalty has been paid and the Consent Order is closed.

40) <u>Order Type and Number:</u>	Consent Order 23-076-RW
<u>Order Date:</u>	September 18, 2023
<u>Individual/Entity:</u>	GSM Hotels, LLC
<u>Facility:</u>	Sleep Inn
<u>Location:</u>	834 Windslow Avenue Gaffney, SC 29341
<u>Mailing Address:</u>	Same
<u>County:</u>	Cherokee
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	11-023-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: GSM Hotels, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Cherokee County, South Carolina. The Department conducted inspections on June 27, 2023, and July 19, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the main drains were not visible due to cloudy water; only one “Shallow Water – No Diving Allowed” sign was posted; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and the disinfection equipment was not operating properly.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The

Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

41) <u>Order Type and Number:</u>	Consent Order 23-077-RW
<u>Order Date:</u>	September 19, 2023
<u>Individual/Entity:</u>	Stones Thrown Council of Co-Owners, Inc.
<u>Facility:</u>	Stones Throw Villas
<u>Location:</u>	43 Folly Field Road Hilton Head, SC 29928
<u>Mailing Address:</u>	Same
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-070-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Stones Thrown Council of Co-Owners, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on June 8, 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; there was algae on the pool wall; the pool deck was not clear of hazards; the fill spout was not stainless steel or equivalent; there was debris in the skimmer baskets; the bathrooms were not accessible; the foot rinse shower was not operating properly; the emergency notification device was not operational; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; and the cyanuric acid level was not checked weekly.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

42) <u>Order Type and Number:</u>	Consent Order 23-079-RW
<u>Order Date:</u>	September 20, 2023
<u>Individual/Entity:</u>	Heritage Hills of Hwy. 123, LLC
<u>Facility:</u>	Heritage Hills
<u>Location:</u>	98 Heritage Hills Drive Seneca, SC 29678
<u>Mailing Address:</u>	510 Lonesome Pine Trail

	Seneca, SC 29678
<u>County:</u>	Oconee
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	37-041-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Heritage Hills of Hwy. 123, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Oconee County, South Carolina. The Department conducted inspections on June 23, 2023, and July 31, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; there was no drinking water fountain; the chlorine level was not within the acceptable range of water quality standards; the life ring was not properly hung in the designated location; the cyanuric acid levels were not recorded weekly in the bound and numbered log book; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

43)	<u>Order Type and Number:</u>	Consent Order 23-080-RW
	<u>Order Date:</u>	September 20, 2023
	<u>Individual/Entity:</u>	Westbury Park Residential Association, Inc.
	<u>Facility:</u>	Westbury Park
	<u>Location:</u>	Chiswick Way Bluffton, SC 29910
	<u>Mailing Address:</u>	2 Corpus Christi, Suite 302 Hilton Head Island, SC 29928
	<u>County:</u>	Beaufort
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	07-1005B & 07-1006C
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Westbury Park Residential Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Beaufort County, South Carolina. The Department conducted inspections on July 14, 2023, and August 7, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; the water level was too high; the

backwash pit was flooded; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the current pool operator of record information was not posted to the public; the pool rules sign did not have all of the required rules; and the bound and numbered log book was not available for review.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand three hundred sixty dollars (\$1,360.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand three hundred sixty dollars **(\$1,360.00)**.

Update: The civil penalty has been paid and the Consent Order is closed.

44) <u>Order Type and Number:</u>	Consent Order 23-081-RW
<u>Order Date:</u>	September 21, 2023
<u>Individual/Entity:</u>	Watermarke Owners Association, Inc.
<u>Facility:</u>	Watermarke Luxury Condos
<u>Location:</u>	105 Watermarke Lane Anderson, SC 29625
<u>Mailing Address:</u>	Same
<u>County:</u>	Anderson
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	04-1037B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Watermarke Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Anderson County, South Carolina. The Department conducted inspections on June 23, 2023, and August 11, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the life ring did not have a permanently attached rope; the “Shallow Water – No Diving Allowed” signs posted were in disrepair; the current pool operator of record information was not posted to the public; the bound and numbered log book was not maintained on a daily basis; the cyanuric acid level was not recorded weekly in the bound and numbered log book; a skimmer lid was cracked; and the emergency notification device was not operational.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars **(\$680.00)**.

Update: The civil penalty has been paid and the Consent Order is closed.

45) Order Type and Number: Consent Order 23-082-RW
Order Date: September 22, 2023
Individual/Entity: **Calibogue Cay Club Homeowners' Association, Inc.**
Facility: Calibogue Club
Location: 8 Spartina Court
Hilton Head Island, SC 29928
Mailing Address: 1040 William Hilton Parkway
Hilton Head Island, SC 29928
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-153-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Calibogue Cay Club Homeowners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on June 27, 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the deck was uneven with sharp edges; a skimmer weir was broken; the water level was too high; the fill spout was not stainless steel or equivalent; a gate did not self-close and latch; and only one "Shallow Water – No Diving Allowed" sign was posted.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

46) Order Type and Number: Consent Order 23-083-RW
Order Date: September 25, 2023
Individual/Entity: **Oyster Landing Homeowner's Association, Inc.**
Facility: Oyster Landing
Location: 4 Oyster Landing Lane
Hilton Head Island, SC 29928
Mailing Address: 59 Oyster Landing Lane
Hilton Head Island, SC 29928
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-199-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Oyster Landing Homeowner's Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on June 20 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the water level was too high; a gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the life ring was deteriorated on the first inspection; and the life ring did not have a permanently attached rope on the second inspection.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

47) Order Type and Number: Consent Order 23-084-RW
Order Date: September 25, 2023
Individual/Entity: **The Governors Homeowners Association, Inc.**
Facility: Governors
Location: 101 John Rutledge Street
Anderson, SC 29621
Mailing Address: 119 George B Timmerman Drive
Anderson, SC 29621
County: Anderson
Previous Orders: None
Permit/ID Number: 04-083-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: The Governors Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Anderson County, South Carolina. The Department conducted inspections on June 21, 2023, and August 2, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder and handrail were not tight and secure; frost proof tiles were missing on the pool wall; the chlorine level was not within the acceptable range of water quality standards; 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 has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

48) Order Type and Number: Consent Order 23-085-RW
Order Date: September 27, 2023
Individual/Entity: **Walnut Creek Residential Homeowners Association, Inc.**
Facility: Walnut Creek
Location: 11459 Walnut Creek Parkway
Lancaster, SC 29720
Mailing Address: 7724 Sea Turtle Way
Lancaster, SC 29720
County: Lancaster
Previous Orders: 22-056-RW (\$1,360.00)
Permit/ID Number: 29-1037B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Walnut Creek Residential Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Lancaster County, South Carolina. The Department conducted inspections on May 22, 2023, and July 31, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a lifeline with floats was not attached to the pool wall; a depth marker tile was cracked; a ladder was missing bumpers; the waterline tiles were dirty; the coping was chipped; there was debris in the skimmer baskets; the drinking water fountain was not operating properly; the flow meter was not operating properly; the pH level was not within the acceptable range of water quality standards; the shepherd's crook was not permanently attached to the handle; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; the log book was not properly bound and numbered and was not maintained on a daily basis on the first inspection; the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book on the second inspection; and there were chlorine sticks in the skimmer baskets.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars (**\$1,600.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

49) Order Type and Number: Consent Order 23-086-RW
Order Date: September 28, 2023
Individual/Entity: **BIF – 1742 SR Blvd, LLC**
Facility: West Wind Apartments

Location: 320 Broad Street
Charleston, SC 29401
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-127-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: BIF – 1742 SR Blvd, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on May 31, 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmers were missing weirs; the life ring rope was deteriorated; the bound and numbered log book was not maintained on a daily basis; the lifeline floats were not properly spaced; the deck was uneven with sharp edges; and the equipment room was not locked.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

50) Order Type and Number: Consent Order 23-087-RW
Order Date: September 28, 2023
Individual/Entity: **Om Shree, LLC**
Facility: Comfort Suites
Location: 1323 Old Springdale Road
Rock Hill, SC 29730
Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: 46-1099B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Om Shree, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in York County, South Carolina. The Department conducted inspections on March 31, 2023, and May 30, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: depth marker tiles on the deck were broken; the plaster on the pool floor was deteriorated; skimmers were missing weirs; the flow meter was not operating; the chlorine level was not within the acceptable range of water quality standards; the shepherd's crook handle was not the approved

length; the log book was not properly bound and numbered; and the gate did not self-close and latch.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

51)	<u>Order Type and Number:</u>	Consent Order 23-088-RW
	<u>Order Date:</u>	September 28, 2023
	<u>Individual/Entity:</u>	AHP of Spartanburg, LLC
	<u>Facility:</u>	The Bluffs Apartment Homes
	<u>Location:</u>	100 Vanderbilt Lane Spartanburg, SC 29301
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Spartanburg
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	42-096-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: AHP of Spartanburg, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Spartanburg County, South Carolina. The Department conducted inspections on June 15, 2023, and August 1, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the chlorine level was not within the acceptable range of water quality standards; and the “Shallow Water – No Diving Allowed” signs posted did not have the correct wording.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

Update: The civil penalty has been paid and the Consent Order is closed.

Water Pollution Enforcement

52)	<u>Order Type and Number:</u>	Consent Order 23-040-W
	<u>Order Date:</u>	September 1, 2023
	<u>Individual/Entity:</u>	MHC Carolina LC, Inc.

Facility: Carolina Landing Campground WWTF
Location: 120 Carolina Landing Drive
Fair Play, SC 29643
Mailing Address: 4300 West Cypress Street, Suite #400
Tampa, FL 33607
County: Oconee
Previous Orders: N/A
Permit/ID Number: SCG570011
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and the Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.41(a)

Summary: MHC Carolina LC, Inc. (Individual/Entity) owns and is responsible for the Carolina Landing Campground wastewater treatment facility (WWTF) located in Oconee County, South Carolina. The Individual/Entity reported violations of biochemical oxygen demand (BOD), Escherichia coli (E.coli), and ammonia-nitrogen (ammonia) on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation, as follows: failed to comply with the permitted effluent limitations for BOD, E.coli, and ammonia.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the effluent violations by October 2, 2023; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of twelve thousand, six hundred dollars (\$12,600.00). The Individual/Entity shall pay a civil penalty in the amount of twelve thousand, six hundred dollars (**\$12,600.00**) by October 2, 2023.

Update: The written notification for completion of the corrected actions has been submitted and the civil penalty has been paid.

53) Order Type and Number: Consent Order 23-041-W
Order Date: September 13, 2023
Individual/Entity: **Town of St. Matthews**
Facility: Town of St. Matthews WWTF
Location: 20 Dogwood Acres Trail
St. Matthews, SC 29135
Mailing Address: P.O. Box 172
St. Matthews, SC 29135
County: Calhoun
Previous Orders: N/A
Permit/ID Number: ND0086983

Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and the Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.41(a)

Summary: Town of St Matthews (Individual/Entity) owns and is responsible for a wastewater treatment facility (WWTF) located in Calhoun County, South Carolina. The Individual/Entity reported violations of E.coli on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation, as follows: failed to comply with the permitted effluent limitations for E.coli.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the effluent violations by October 30, 2023; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of seven thousand dollars (\$7,000.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand dollars (**\$7,000.00**) by October 30, 2023.

Update: The written notification for completion of the corrected actions has been submitted and the civil penalty has been paid.

BUREAU OF AIR QUALITY

54) Order Type and Number: Consent Order 23-022-A
Order Date: September 5, 2023
Individual/Entity: **Santee Cooper**
Facility: Santee Cooper Cross Generating Station
Location: 553 Cross Station Road
Pineville, SC 29468
Mailing Address: P.O. Box 2946101
Moncks Corner, SC 29461
County: Berkeley
Previous Orders: CO-21-010-A
Permit/ID Number: 0420-0030
Violations Cited: US EPA 40 CFR 63 Subpart UUUUU, S.C. Code Ann. Regs. 61-62.63 Subpart UUUUU, S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements, and CO-21-010-A.

Summary: Santee Cooper (Individual/Entity) owns and operates an electricity production station located in Berkeley County, South Carolina. On March 15, 2023, a Department-approved performance test for PM emissions was conducted. The Individual/Entity has violated US EPA and South Carolina Air Pollution Control

Regulations, as follows: failed to limit PM emissions to 0.03 lb/MMBtu on March 15, 2023.

Action: The Individual/Entity is required to: henceforth limit PM emissions to 0.03 lb/MMBtu. The Department has assessed a total civil penalty in the amount of eighteen thousand dollars (\$18,000.00). The Individual/Entity shall pay a civil penalty in the amount of eighteen thousand dollars (**\$18,000.00**).

Update: On April 27, 2023, the Individual/Entity conducted a performance test, demonstrating compliance with the PM limit. The Individual/Entity has paid the civil penalty.

55) Order Type and Number: Consent Order 23-023-A
Order Date: September 13, 2023
Individual/Entity: **Athena Corporation**
Facility: Athena Corporation
Location: 1495 Jenkins Ave
Hardeeville, SC 29927
Mailing Address: P.O. Box 2115
Beaufort, SC 29901
County: Jasper
Previous Orders: None
Permit/ID Number: 1360-0032
Violations Cited: U.S. EPA 40 CFR 70 and S.C. Code Ann.
Regs 61-62.70, and S.C. Code Ann. Regs. 61-62.1, Section II, Permit
Requirements.

Summary: Athena Corporation (Individual/Entity) manufactures specialty building products at its facility located in Jasper County, South Carolina. On March 31, 2023, Title V Permit 1360-0032 expired, and the renewal application was due no later than September 30, 2022. The Individual/Entity has violated US EPA and South Carolina Air Pollution Control Regulations, as follows: failed to submit a timely Part 70 (Title V) Permit renewal application, or other permit application in lieu of the renewal application, within six months prior to permit expiration.

Action: The Individual/Entity is required to: comply with all terms and conditions of the TV Permit, until such time as the Department issues a new permit. The Department has assessed a total civil penalty in the amount of ten thousand five hundred dollars (\$10,500.00). The Individual/Entity shall pay a civil penalty in the amount of ten thousand five hundred dollars (**\$10,500.00**).

Update: On July 10, 2023, the Department received a new permit application for a Conditional Major Operating Permit. The application is currently under review by the Department. The Individual/Entity has paid the civil penalty.

56) Order Type and Number: Consent Order 23-024-A
Order Date: September 13, 2023
Individual/Entity: **Rogers Group, Inc.**
Facility: Rogers Group – Lyman Asphalt Plant
Location: 2550 Ballenger Road
Wellford, SC 29835
Mailing Address: 421 Great Circle Road
Nashville, TN 37228
County: Spartanburg
Previous Orders: None
Permit/ID Number: 9900-0090
Violations Cited: US EPA 40 CFR 60 Subpart I, S.C. Code
Ann. Regs. 61-62.60 Subpart I, and S.C. Code Ann. Regs. 61-62.1, Section II,
Permit Requirements

Summary: Rogers Group, Inc. (Individual/Entity) operates an asphalt plant located in Spartanburg County, South Carolina. On May 31, 2022, and December 1, 2022, Department-approved performance tests for PM emissions were conducted. On February 24, 2023, the Department conducted an inspection. The Individual/Entity has violated US EPA and South Carolina Air Pollution Control Regulations, as follows: failed to limit PM emissions to 0.04 gr/dscf, and failed to record, and maintain on-site, records of weekly inspections and maintenance performed on the water trucks.

Action: The Individual/Entity is required to: henceforth limit PM emissions to 0.04 gr/dscf and comply with all terms and conditions of the Permit. The Department has assessed a total civil penalty in the amount of thirty-six thousand dollars (\$36,000.00). The Individual/Entity shall pay a civil penalty in the amount of thirty-six thousand dollars (**\$36,000.00**).

Update: On March 9, 2023, the Individual/Entity conducted a Department-approved re-test for PM emissions, demonstrating compliance with the PM emissions limit. The Individual/Entity has paid the civil penalty.

57) Order Type and Number: Consent Order 23-024-A
Order Date: September 29, 2023
Individual/Entity: **Fiber Industries, LLC**
Facility: Fiber Industries, LLC
Location: 1000 East McIver Road
Darlington, SC 29532
Mailing Address: Same
Previous Orders: None
Permit/ID Number: 0820-0079
Violations Cited: U.S. EPA regulations at 40 CFR 63.1315(a),
S.C. Code Ann. Regs. 61-62.63.1315(a), U.S. EPA regulations at 40 CFR

63.1330(b), S.C. Code Ann. Regs. 61-62.63.1330(b), U.S. EPA regulations at 40 CFR 63.6655(e)(3), S.C. Code Ann. Regs 61-62.63.6655(e)(3), S.C. Code Ann. Regs. 61-62.1, Section IV.F.1, and S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements.

Summary: Fiber Industries, LLC (Individual/Entity) is a polyethylene terephthalate manufacturing facility located in Darlington County, South Carolina. The Individual/Entity performed a Department-approved performance test for nitrogen oxides (NOX) and carbon monoxide (CO) emissions completed on April 7, 2022. The Department also reviewed records and conducted a comprehensive inspection on July 14, 2021. The Individual/Entity has violated US EPA and South Carolina Air Pollution Control Regulations, as follows: failed to properly install, maintain, and operate a flow indicator, or secure the bypass line valve in the non-diverting position and perform a visual inspection of the seal or closure mechanism at least once every month to ensure that the valve is maintained in the non-diverting position and gas stream is not diverted through the bypass line for 28 days; failed to operate and maintain a steam stripper with a minimum flow rate of 0.04 kilograms (kg) of steam per liter of wastewater feed within the column and a minimum wastewater feed temperature of the steam stripper for a total of 52 days; failed to provide maintenance records at the time of inspection; failed to submit the required source test reports for source tests within 30 days of completion of the tests; exceeded the permitted NOX emissions limit established pursuant to Best Available Control Technology (BACT) and exceeded the permitted CO emissions limit established pursuant to BACT analysis during the source testing; failed to conduct source tests representative of worst case operation no later than 180 days after start up.

Action: The Individual/Entity is required to: conduct a retest for CO and NOX within (60) days of the natural gas fired process heater becoming operational. The Department has assessed a total civil penalty in the amount of fifty-three thousand dollars (\$53,000.00). The Individual/Entity shall pay a civil penalty in the amount of fifty-three thousand dollars (**\$53,000.00**) by October 29, 2023.

Update: None.

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

On-Site Wastewater Enforcement

58)	<u>Order Type and Number:</u>	Administrative Order 23-076-OSWW
	<u>Order Date:</u>	August 14, 2023
	<u>Individual/Entity:</u>	V&V Investment, LLC
	<u>Facility:</u>	V&V Investment, LLC
	<u>Location:</u>	528 McElrath Road Starr, SC 29684

Mailing Address: P.O. Box 13021
Anderson, SC 29624
County: Anderson
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: V&V Investment, LLC (Individual/Entity) owns property located in Anderson County, South Carolina. The Department conducted an investigation on June 15, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

59) Order Type and Number: Administrative Order 23-072-OSWW
Order Date: August 21, 2023
Individual/Entity: **Pedro Guadalupe Rivera**
Facility: Pedro Guadalupe Rivera
Location: 2305 Vincent Street
Newberry, SC 29108
Mailing Address: Same
County: Newberry
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Pedro Guadalupe Rivera (Individual/Entity) owns property located in Newberry County, South Carolina. The Department conducted an investigation on June 5, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

60) <u>Order Type and Number:</u>	Administrative Order 23-074-OSWW
<u>Order Date:</u>	August 21, 2023
<u>Individual/Entity:</u>	Michael McCloskey, Krista Gosland, and Frank Molter
<u>Facility:</u>	Michael McCloskey, Krista Gosland, and Frank Molter
<u>Location:</u>	388 Victor Road Prosperity, SC 29127
<u>Mailing Address:</u>	Same
<u>County:</u>	Newberry
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Michael McCloskey, Krista Gosland, and Frank Molter (Individual/Entity) own property located in Newberry County, South Carolina. The Department conducted an investigation on June 27, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

61) Order Type and Number: Administrative Order 23-080-OSWW
Order Date: August 21, 2023
Individual/Entity: **Jeramie Green and Tira Green**
Facility: Jeramie Green and Tira Green
Location: 4404 Davison Road
Ravenel, SC 29470
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Jeramie Green and Tira Green (Individual/Entity) own property located in Charleston County, South Carolina. The Department conducted an investigation on May 9, 2023, and observed domestic wastewater discharging onto the surface of the ground from uncovered areas of the OSWW system. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

62) Order Type and Number: Administrative Order 23-082-OSWW
Order Date: August 21, 2023
Individual/Entity: **Michael Cameron, Sr.**
Facility: Michael Cameron, Sr.
Location: 3214 West Forest Lake Drive
Florence, SC 29501
Mailing Address: Same
County: Florence
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Michael Cameron, Sr. (Individual/Entity) owns property located in Florence County, South Carolina. The Department conducted an investigation on May 12, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

63) <u>Order Type and Number:</u>	Administrative Order 23-083-OSWW
<u>Order Date:</u>	August 21, 2023
<u>Individual/Entity:</u>	Wanda Bessant Chestnut, Kenneth Todd, Tommy Todd, Steve Singleton, Kevin Larrimore, and Sharon Brown
<u>Facility:</u>	Wanda Bessant Chestnut, Kenneth Todd, Tommy Todd, Steve Singleton, Kevin Larrimore, and Sharon Brown
<u>Location:</u>	5361 Hampton Road Conway, SC 29527
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	23-048-OSWW
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Wanda Bessant Chestnut, Kenneth Todd, Tommy Todd, Steve Singleton, Kevin Larrimore, and Sharon Brown (Individual/Entity) own property located in Horry County, South Carolina. The Department conducted an investigation on February 22, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity was referred to the Department's Office of General Counsel for enforcement of the Administrative Order by the courts.

64) <u>Order Type and Number:</u>	Administrative Order 23-084-OSWW
<u>Order Date:</u>	August 21, 2023
<u>Individual/Entity:</u>	Estate of Lucille Evans, Jeremiah Riggins, Estate of Kathleen Evans, Althea Johnson, Zachariah Riggins, Jack Evans, Estate of Willie Allgood, John Evans, David Evans, and Charles Evans
<u>Facility:</u>	Estate of Lucille Evans, Jeremiah Riggins, Estate of Kathleen Evans, Althea Johnson, Zachariah Riggins, Jack Evans, Estate of Willie Allgood, John Evans, David Evans, and Charles Evans
<u>Location:</u>	108 Walker Street Easley, SC 29640
<u>Mailing Address:</u>	Same
<u>County:</u>	Pickens
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: The Estate of Lucille Evans, Jeremiah Riggins, Estate of Kathleen Evans, Althea Johnson, Zachariah Riggins, Jack Evans, Estate of Willie Allgood, John Evans, David Evans, and Charles Evans (Individual/Entity) own property located in Pickens County, South Carolina. The Department conducted an investigation on June 14, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a

total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

65) <u>Order Type and Number:</u>	Administrative Order 23-085-OSWW
<u>Order Date:</u>	August 21, 2023
<u>Individual/Entity:</u>	Chasity Lynn Montalvo
<u>Facility:</u>	Chasity Lynn Montalvo
<u>Location:</u>	215 Richey Road Belton, SC 29627
<u>Mailing Address:</u>	Same
<u>County:</u>	Anderson
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Chasity Lynn Montalvo (Individual/Entity) owns property located in Anderson County, South Carolina. The Department conducted an investigation on April 24, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, 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 repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

66) <u>Order Type and Number:</u>	Consent Order 23-071-OSWW
<u>Order Date:</u>	September 7, 2023
<u>Individual/Entity:</u>	Robert Freeman, d.b.a. Freeman Septic Tank
<u>Facility:</u>	Robert Freeman, d.b.a. Freeman Septic Tank
<u>Location:</u>	Lot 6 Carillon Court

Mailing Address: Aiken, SC 29803
1581 Edgefield Road
North Augusta, SC 29841
County: Aiken
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Robert Freeman, d.b.a. Freeman Septic Tank, (Individual/Entity) installed an OSWW system on property located in Aiken County, South Carolina. The Department conducted an inspection on April 24, 2023, and observed the OSWW system had already been installed. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to apply for and receive a permit to construct or upgrade the OSWW system before installing the OSWW system.

Action: The Individual/Entity is required to cease and desist installing OSWW systems without a valid permit to construct. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

Update: The Individual/Entity has met all requirements of the Order. This Order has been closed.

67) Order Type and Number: Consent Order 23-066-OSWW
Order Date: September 26, 2023
Individual/Entity: **Lynn W. Laughlin, d.b.a. Lynn Laughlin Backhoe Service**
Facility: Lynn W. Laughlin, d.b.a. Lynn Laughlin Backhoe Service
Location: 320 Shelby Highway
Gaffney, SC 29340
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Lynn W. Laughlin, d.b.a. Lynn Laughlin Backhoe Service, (Individual/Entity) installed OSWW systems on numerous properties located in Spartanburg County, South Carolina. The Department conducted a review of records during January 2023. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that all systems for which the licensee is responsible are constructed, repaired, and cleaned in accordance with S.C. Regulation 61-56 and permits issued by the Department.

Action: The Individual/Entity is required to cease and desist installing OSWW systems without following all requirements of the Permit to Construct and the regulation. The Department has assessed a total civil penalty in the amount of ten thousand dollars (\$10,000.00). The Individual/Entity shall pay a civil penalty in the amount of ten thousand dollars (**\$10,000.00**) by October 27, 2023.

Update: The Individual/Entity has reached out and the Department is working to arrange payment options.

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