

Previous Orders: None
Permit/ID Number: 18729
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (Rev. 2002), and the South Carolina Underground Storage Tank Control Regulation 61-92.280.30(a) (Supp. 2010).

Summary: Clayton Hudson (Respondent) owns and operates underground storage tanks (USTs) in Darlington County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to maintain spill prevention equipment.

Action: The Respondent is required to pay a civil penalty in the amount of seven hundred ninety-five dollars (**\$795.00**). The spill prevention equipment violation was corrected prior to the issuance of the Order.

Hazardous Waste

Joint Orders

- 3) Order Type and Number: Consent Order 11-08-HW,A and 11-048-A, HW
Order Date: October 11, 2011
Respondent: **CNC Plating, Inc.**
Facility: CNC Plating, Inc.
Location: 1902 Edgefield St. Bldg 5, Greenwood, SC 29646
Mailing Address: P.O. Box 2086, Greenwood, SC 29646
County: Greenwood
Previous Orders: None
Permit/ID Number: SCR000772335, 1240-0130
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.262.11; R.61-79.265.192(a); R.61-79.265.193(a); R.61-79.265.195(a); R.61-79.262.34(a)(3); R.61-79.265.173(a); R.61-79.262.34(a)(2); R.61-79.270.1(c); R.61-79.265.16(a)(1); R.61-79.265.51(a); 40 CFR Part 63, Subpart N and Subpart WWWW, 24A S.C. Code Ann. Regulation 61-62.63, Subpart 63, Subpart N and Subpart WWWW.

Summary: CNC Plating, Inc. (Respondent) owns and operates a decorative chrome electroplating operation in Greenwood, South Carolina. The Respondent

has violated the Hazardous Waste Management Regulations as follows: failure to make an accurate waste determination on a solid waste; failure to obtain a written assessment by a Professional Engineer of the structural integrity of a tank system treating hazardous waste; failure to provide secondary containment for a tank system treating hazardous waste; failure to perform weekly inspections of the tank system; failure to label, date and keep closed containers of hazardous waste; failure to obtain a permit before treating hazardous waste or storing it onsite greater than 90 days; failure to provide hazardous waste management training; and, failure to have a contingency plan. On August 24, 2011, the Department issued State Air Quality Operating Permit 1240-0130 to the Respondent. The Respondent violated U.S. EPA Regulations at 40 CFR Part 63 and South Carolina Air Pollution Control Regulations in that failed to: submit an initial notification for Subpart WWWW; a notice of compliance status (NOCS) for Subpart WWWW; a notification of construction for Subpart N; submit a NOCS for Subpart N; obtain a construction permit prior to commencement of the construction, alteration, or addition to a source of air contaminants; and, request an operating permit for each new or altered source.

Action: The Respondent is required to: ensure that an accurate waste determination is made on all solid wastes; ensure that all containers of hazardous waste are managed properly; ensure that a permit is applied for and received from the Department before treating hazardous waste or storing hazardous waste for longer than 90 days; ensure that as a Large Quantity Generator (LQG) all requirements of a LQG are met; ensure that before changing their generator status to a Conditionally Exempt Small Quantity Generator (CESQG), monthly hazardous waste generation records reflect CESQG generation rates and all other conditions of this Consent Order are met; submit an initial on-going compliance report in accordance with Subpart N attesting to its current compliance status; submit an initial annual certification of compliance report in accordance with Subpart WWWW attesting to its current compliance status; henceforth comply with Subpart N and Subpart WWWW; henceforth ensure that a construction permit is applied for and obtained prior to adding or altering a source of contaminants; pay a civil penalty of two thousand, two hundred twenty-three dollars (**\$2,223.00**) in accordance with a promissory note; and, pay a suspended penalty of twenty thousand and eight dollars (\$20,008.00) should the Respondent fail to meet any of the requirements of the Order.

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| 4) <u>Order Type and Number:</u> | Consent Order 11-09-HW, W
Consent Order 11-043-W, HW |
| <u>Order Date:</u> | October 24, 2011 |
| <u>Respondent:</u> | Wellman Plastics Recycling, LLC |
| <u>Facility:</u> | N/A |
| <u>Location:</u> | 520 Kingsburg Highway
Johnsonville, SC 29555 |
| <u>Mailing Address:</u> | Same |

County: Florence County
Previous Orders: None
Permit/ID Number: SCD 003 343 639
SCR004931

Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.265.31; R.61-79.262.90; R.61-79.262.34(a)(1)(i); R.61-79.262.11; The South Carolina Solid Waste Policy and Management Act §44-96-160; The South Carolina Solid Waste Regulation 61-107.279.12.h; R.61-107.279.22.d(1); R.61-107.279.22.d(2); R.61-107.279.22.d(3); R.61-107.279.22.d(4); and, The Pollution Control Act §48-1-90 (2008); S.C. Code Ann. § 48-1-110(a); 24 S.C. Code Ann. Regs. 61-9.122.41(a) (Supp. 2009).

Summary: Wellman Plastics Recycling, LLC (Respondent), located in Johnsonville, South Carolina, manufactures polymer resins and synthetic fibers from plastic bottles and carpeting. The Respondent violated the South Carolina Hazardous Waste Management Act as follows: failure to maintain and operate the facility to minimize the possibility of fire, explosion, or any unplanned sudden or nonsudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment; failure to clean up a hazardous waste discharge that occurred during generation, processing or storage and take such other action as may be required or approved by Federal, State or local officials so that the hazardous waste discharge no longer presents a hazard to human health or the environment; failure to store waste in containers that comply with applicable container management and air emissions requirements; failure to accurately determine if a solid waste is a hazardous waste; failure to ensure that no person shall knowingly discharge used oil into sewers, drainage systems, septic tanks, surface water or groundwater, or any other waters of this State, or onto the ground; and, failure to perform the following cleanup steps upon detection of a release of used oil to the environment: (a) stop the release, (b) contain the released oil; (c) cleanup and manage properly the released used oil and other materials; and, (d) if necessary to prevent future releases, repair or replace any leaking used oil storage containers or tanks prior to returning them to service. The Respondent violated the Pollution Control Act and Water Pollution Control Permits in that it discharged waste into the environment in a manner other than in compliance with a permit issued by the Department; failed to comply with all the conditions of the NPDES Permit; failed to develop, maintain or update the site Storm Water Pollution Prevention Plan (SWP3), failed to conduct and document annual Site inspections, failed to conduct and document training and failed to include other required information (e.g., maintenance procedures, emergency response procedures and list of significant spills, etc.) in the SWP3.

Action: The Respondent has agreed to: ensure that all hazardous wastes are contained and maintained in accordance with the requirements; ensure that an

accurate waste determination has been made on all solid wastes generated; within fifteen (15) days of the effective date of this Consent Order, submit the following to the Department for review and approval: photographic evidence documenting repairs made in the MRD building; photographic evidence documenting repairs made to the sulfuric acid tank and the secondary containment area surrounding the sulfuric acid tank located adjacent to the MRD building; and, photographic evidence documenting repairs to the PET Expansion building; within 45 days, remove and properly dispose of all waste material at the Site, the affected adjacent properties and the associated storm water drainage areas; within 30 days, submit to the Department a site assessment plan for the areas where a discharge occurred to include the MRD Area and the PET Expansion Area as prepared and certified by a S.C. Registered Professional Engineer or a S.C. Registered Professional Geologist, to identify the sources and horizontal and vertical extent of contaminated soil and groundwater at the Site; within 60 days of the approval by the Department, implement the site assessment plan; within 60 days of the completion of the assessment activities, submit to the Department a Final Assessment Report to include a complete delineation of impacts to soil and/or groundwater; within 30 days, submit to the Department a Corrective Action Plan (CAP) summarizing actions, including physical improvements to the plastic chip conveyance system, storage silos and associated air handling system and the PET Expansion Area sewer lift station and collection system, that have been implemented or that will be implemented to prevent future violations; submit a revised SWP3 prepared and stamped by a S.C. Registered Professional Engineer, addressing Site operations; complete and document training on the revised SWP3; and, pay a civil penalty the amount of thirty-six thousand, two hundred dollars (\$36,200.00).

Solid Waste Enforcement

- 5) Order Type and Number: Consent Order 11-29-SW
Order Date: October 24, 2011
Respondent: **Rubber Recovery, Inc.**
Facility: Rubber Recovery, Inc.
Location: 1620 Cypress Garden Road,
Moncks Corner, South Carolina
29461
Mailing Address: Same
County: Berkeley
Previous Orders: None
Permit/ID Number: 082728-5201
Violations Cited: South Carolina Solid Waste Policy
and Management Act of 1991 (Rev. 2002), Solid Waste Management:
Waste Tires, Regulation 61-107.3 and Permit #082728-5201, Special
Condition A.1.

Summary: Rubber Recovery, Inc. (Respondent) operates a permitted waste tire processing facility in Berkeley County, South Carolina, and violated the Facility's permit by failing to maintain the exterior whole waste tire pile in accordance with the permit.

Action: The Respondent is required to reduce the size of the exterior whole waste tire pile to the permitted dimensions or smaller and pay a civil penalty in the amount of three thousand two hundred dollars (**\$3,200.00**).

BUREAU OF WATER

Drinking Water Enforcement

- 6) Order Type and Number: Consent Order 11-044-DW
Order Date: October 5, 2011
Respondent: **Natel Corporation**
Facility: Knights Inn
Location: 1987 Airport Blvd.
Cayce, SC 29033
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: 32-123-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Natel Corporation (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was below the water quality standards acceptable range; 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; the disinfection equipment was not operating properly; and the bound and numbered log book was not maintained on a daily basis.

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

- 7) Order Type and Number: Consent Order 11-046-DW
Order Date: October 11, 2011

<u>Respondent:</u>	Palmetto Place HOA, Individually, and d.b.a Palmetto Place
<u>Facility:</u>	Palmetto Place
<u>Location:</u>	3198 Maplewood Dr. North Augusta, SC 29861
<u>Mailing Address:</u>	PO Box 7524 North Augusta, SC 29861
<u>County:</u>	Aiken
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	02-093-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Palmetto Place HOA, Individually, and d.b.a Palmetto Place (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the gate did not self latch; the current Annual Operating Permit was not posted; the pool rules sign was not completely filled out; the “Shallow Water- No Diving” signs did not have the approved letter sizing; the bound and numbered log book was not maintained on a daily basis; and the flow meter was broken.

Action: The Respondent is required to: correct the deficiencies; contact the Department for re-inspection prior to reopening; and pay a civil penalty in the amount of five hundred ten dollars (**\$510.00**). The civil penalty has been paid.

8) <u>Order Type and Number:</u>	Consent Order 11-047-DW
<u>Order Date:</u>	October 17, 2011
<u>Respondent:</u>	Ravenwood Homeowners Association, Inc.
<u>Facility:</u>	Ravenwood Subdivision
<u>Location:</u>	329 Annabel Dr. Spartanburg, SC 29316
<u>Mailing Address:</u>	210 Chestnut St. Spartanburg, SC 29302
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	42-170-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) and 61-51(K)(1)(c)

Summary: Ravenwood Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the

County: Pickens
Previous Orders: None
Permit/ID Number: 39-1027-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Auston Park, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiency and pay a civil penalty in the amount of three hundred forty dollars (**\$340.00**). The civil penalty has been paid.

11) Order Type and Number: Consent Order 11-050-DW
Order Date: October 21, 2011
Respondent: **South Meadows Homeowners Association of Aiken**
Facility: South Meadows
Location: 516 Sussex Court, Aiken, SC 29803
Mailing Address: 368 Beryl Drive, Aiken, SC 29803
County: Aiken
Previous Orders: None
Permit/ID Number: 02-1009-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: South Meadows Homeowners Association of Aiken (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the pH level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not completely filled out; and, the disinfection equipment was not operating.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to correct the deficiencies and pay a civil penalty in the amount of one thousand two hundred sixty dollars (**\$1,260.00**). The civil penalty has been paid.

12) Order Type and Number: Consent Order 11-051-DW
Order Date: October 11, 2011
Respondent: **Augusta Plans and**

<u>Facility:</u>	Management, Inc.
<u>Location:</u>	Pinecrest Apartments 400 Swiss Street North Augusta, SC 29841
<u>Mailing Address:</u>	Same
<u>County:</u>	Aiken
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	02-027-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Augusta Plans and Management, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was below the water quality standards acceptable range; the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not completely filled out; the depth markers did not meet regulation standards; the ladders and handrails were not tight and secure; two approvable “No Lifeguard On Duty – Swim At Your Own Risk” signs were not posted; and, the bound and numbered log book was not maintained on a daily basis.

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

13) <u>Order Type and Number:</u>	Consent Order 11-052-DW
<u>Order Date:</u>	October 11, 2011
<u>Respondent:</u>	Yacht Cove Owners Association, Inc.
<u>Facility:</u>	Yacht Cove
<u>Location:</u>	109 Shoreline Drive Columbia, SC 29212
<u>Mailing Address:</u>	Same
<u>County:</u>	Lexington
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	32-065-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Yacht Cove Owners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was below the water quality standards acceptable range; the cyanuric acid level was above the water quality standards acceptable limit; the ladders and handrails were not tight and secure; the deck was not clear of hazards; the gate did not self latch; the shepherd’s crook handle was missing screws; the United States Coast Guard approved life ring and rope were not maintained in

good condition; the pool was green; the Respondent's representative was hand feeding chemicals while people were in the pool; and the bound and numbered log book was not maintained on a daily basis.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies and pay a civil penalty in the amount of two thousand forty dollars (**\$2,040.00**). The civil penalty has been paid.

- 14) Order Type and Number: Consent Order 11-054-DW
Order Date: October 17, 2011
Respondent: **Eagle Pointe Homeowners Association, Inc.**
Facility: Eagle Pointe Subdivision
Location: 304 Sandpiper Drive
Boiling Springs, SC 29316
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: 42-177-C
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Eagle Pointe Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; a weir was missing from the skimmer; the pH level was not within the acceptable range of water quality standards; and the emergency telephone was not functional.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and pay a civil penalty in the amount of two thousand forty dollars (**\$2,040.00**).

- 15) Order Type and Number: Consent Order 11-055-DW
Order Date: October 26, 2011
Respondent: **Planter's Walk Homeowners Association, Inc.**
Facility: The Woodlands at Planter's Walk
Location: 1216 Shoresbrook Road
Spartanburg, SC 29301
Mailing Address: 314 Bellhaven Lane
Spartanburg, SC 29301
County: Spartanburg

Previous Orders: None
Permit/ID Number: 42-189-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Planter's Walk Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: the cyanuric acid level was above the water quality standards acceptable limit and the emergency telephone was not operational.

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

16) Order Type and Number: Consent Order 11-056-DW
Order Date: October 21, 2011
Respondent **Town of Ulmer**
Facility: Town of Ulmer
Location: 148 Ulmer Road
Ulmer, SC 29849
Mailing Address P.O. Box 128
Ulmer, SC 29849
County: Allendale
Previous Orders: None
Permit/ID Number: 0310002
Violations Cited: S.C Code Ann. Regs. 61-58.7

Summary: The Town of Ulmer (Respondent) owns and is responsible for the proper operation and maintenance of a Public Water System (PWS). The Respondent has violated the State Primary Drinking Water Regulations for failure to properly operate and maintain the PWS as follows: Well 1 had not been abandoned; the automatic switches on Well 2 and Well 3 were not working; the cross connection status of Mohawk Industries was not known; only a limited number of hydrants had been flow tested in the past three years; the valve/hydrant maintenance and flushing programs were not comprehensive; there was documented history of high water loss; the last inspection of the elevated storage tank was approximately ten years ago; the perimeter fence enclosing the storage tank was unsecured; and there was not a system map, monitoring records, or procedures manual available for review.

Action: The Respondent is required to: correct the deficiencies; pay a civil penalty in the amount of one thousand two hundred dollars (**\$1,200.00**); and, pay a stipulated penalty in the amount of six thousand eight hundred dollars (\$6,800.00) should the Respondent fail to meet any requirement of the Order.

Water Pollution Enforcement

- 17) Order Type and Number: Consent Order 11-035-W
Order Date: October 4, 2010
Respondent: **Beaufort-Jasper Water & Sewer Authority**
Facility: Port Royal Island WRF
Location/Mailing Address: 6 Snake Road
Okatie, SC 29909
County: Beaufort
Previous Orders: None
Permit/ID Number: SC0048348; ND0085341
Violations Cited: S.C. Code Ann. § 48-1-110(d)(2008)
and 24 S.C. Code Ann. Regs. 61-9.122.41(a)(Supp.2010)

Summary: Beaufort-Jasper Water and Sewer Authority (Respondent) owns and is responsible for the proper operation and maintenance of the Port Royal Island Water Reclamation Facility (WRF) serving the residents, businesses and military installations on Port Royal Island in Beaufort County, South Carolina. The Respondent has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: exceeded effluent quality limitations for ammonia-nitrogen (NH₃-N) as reported on its Discharge Monitoring Reports for the January and March 2011 monitoring periods.

Action: The Respondent is required to: submit a corrective action plan specifying corrective actions and activities taken or planned that would enable the WRF to meet NH₃-N limitations; and, pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**).

- 18) Order Type and Number: Consent Order 11-036-W
Order Date: October 10, 2011
Respondent: **Edgefield County W&S Authority**
Facility: Johnston 1 WWTF
Location/Mailing Address: Sertoma Drive
Johnston, SC 29832
County: Edgefield
Previous Orders: None
Permit/ID Numbers: SC0025691
Violations Cited: S.C. Code Ann. § 48-1-110(d)
(2008); S.C. Reg. 61-9.122.41 (a) (Supp. 2010)

Summary: Edgefield County Water and Sewer Authority (Respondent) owns and is responsible for the proper operation and maintenance of the Johnston 1 Wastewater Treatment Facility (WWTF) located in Edgefield County, South

Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits for ammonia-nitrogen as contained in its National Pollutant Discharge Elimination System Permit.

Action: The Respondent is required to: submit a corrective action plan (CAP) and a diagnostic evaluation of the WWTF to include measures to be taken to prevent future effluent violations; conduct a Capacity Management, Operation and Maintenance (cMOM) audit of the wastewater collection system (WWCS) to identify sources of infiltration and inflow into the WWCS; submit a CAP to address deficiencies in the WWCS; submit reports summarizing the corrective actions addressing the deficiencies in WWCS; and, pay a civil penalty in the amount of six thousand four hundred dollars (**\$6,400.00**).

19) Order Type and Number: Consent Order 11-038-W
Order Date: October 14, 2010
Respondent: **JACABB Utilities, LLC**
Facility: I-85 Exit 4 WWTP
Location/Mailing Address: 210 W. North 2nd Street
Seneca, SC 29678
County: Anderson
Previous Orders: None
Permit/ID Number: ND0086819
Violations Cited: S.C. Code Ann.§ 48-1-110(d)(2008);
and 24 S.C. Code Ann. Regs. 61-9.122.41(a)(Supp.2010)

Summary: JACABB Utilities, LLC (Respondent) owns and is responsible for the proper operation and maintenance of the I-85 Exit 4 Wastewater Treatment Plant (WWTP) serving the employees and customers in Anderson County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: exceeded effluent quality limitations for ammonia-nitrogen (NH₃-N), Biochemical Oxygen Demand 5-day (BOD₅), and Fecal coliform (FC) as reported on Discharge Monitoring Reports for the January and February 2011 monitoring periods. These violations were the result of a WWTP upset due to the introduction of a harsh cleaning agent into the WWTP.

Action: The Respondent is required to: submit a corrective action plan specifying corrective actions and activities taken or planned that would enable the WWTP to meet all permit limitations; and, pay a civil penalty in the amount of four thousand two hundred dollars (**\$4,200.00**).

20) Order Type and Number: Consent Order 11-039-W
Order Date: October 18, 2011

Respondent: **Pilgrim's Pride Corporation**
Facility: Pilgrim's Pride Poultry Processing Facility
Location: 2050 Highway 15 South
Sumter, SC 29150
Mailing Address: Same
County: Sumter
Previous Orders: 08-117-W (\$24,000.00)
Permit/ID Number: SC0000795
Violations Cited: S.C. Code Ann. § 48-1-110(d)
(2008) and 24 S.C. Code Ann. Regs. 61-9.122.41 (a) and (d) (Supp. 2010).

Summary: Pilgrim's Pride Corporation (Respondent) is responsible for the proper operation and maintenance of the Wastewater Treatment Facility (WWTF) serving the Pilgrim's Pride Poultry Processing Plant, located in Sumter County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the permitted limits for Whole Effluent Toxicity (WET), Nitrate, and Ammonia as specified in its National Pollutant Discharge Elimination System (NPDES) Permit; and, discharged untreated wastewater into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: submit a corrective action plan (CAP) to include the actions implemented to prevent future effluent violations; initiate an accelerated series of WET tests if the effluent fails to meet WET limits during a period of one year; conduct a Toxicity Reduction Evaluation (TRE) if the effluent is in violation of the Respondent's WET permit limits during the accelerated testing period; and, pay a civil penalty in the amount of sixteen thousand eight hundred dollars (**\$16,800.00**).

21) Order Type and Number: Consent Order 11-040-W
Order Date: October 5, 2011
Respondent: **Oconee County**
Facility: Oconee County Airport
Location: 365 Airport Road
Seneca, SC 29678
Mailing Address: 415 South Pine Street
Walhalla, SC 29691
County: Oconee
Previous Orders: None
Permit/ID Number: SCR10M619
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-90(a) (2008) and Water Pollution Control Permits, 24 S.C. Code Ann. Regs. 61-9.122.26(c)(1) (Supp. 2009)

Summary: Oconee County (Respondent) owns and is responsible for land-disturbing activities associated with a runway extension at the Oconee County Airport located in Oconee County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: initiated land-disturbing activities prior to obtaining the appropriate permits; failed to install, operate and maintain required sediment and erosion control measures, and allowed the discharge of sediment laden water into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: pay a civil penalty in the amount of twenty-nine thousand five hundred dollars (**\$29,500.00**).

22) Order Type and Number: Consent Order 11-041-W
Order Date: October 11, 2011
Respondent: **Larry Gibbs**
Facility: Larry Gibbs Property
Location: Adjacent to Thicketty Creek
Gaffney, SC
Mailing Address: 1456 A.R. Thompson Road
Mill Spring, NC 28756
County: Cherokee
Previous Orders: None
Permit/ID Number: None
Violations Cited: Pollution Control Act, S.C. Code
Ann. § 48-1-90(a) (2008) and Water Pollution Control Permits, 24 S.C.
Code Ann. Regs. 61-9.122.26(c)(1) (Supp. 2009)

Summary: Larry Gibbs (Respondent) owns and is responsible for land-disturbing activities on a six hundred forty-six acre site located in Cherokee County, South Carolina. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: initiated land-disturbing activities prior to obtaining the appropriate permits; failed to install, operate and maintain required sediment and erosion control measures, and allowed the discharge of sediment laden water into the environment, including waters of the State, in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: submit an administratively complete Notice of Intent for National Pollutant Discharge Elimination System permit coverage; submit an engineer certification of all storm water controls; and, pay a civil penalty in the amount of six thousand seven hundred fifty-eight dollars (**\$6,758.00**) payable in four (4) quarterly installments.

23) Order Type and Number: Consent Order 11-042-W
Order Date: October 21, 2011
Respondent: **Pickens County Public Service Commission**
Facility: Eighteen Mile Creek Upper Regional Wastewater Treatment Facility
Location/Mailing Address: U.S. Highway 123
Liberty, SC 29657
County: Pickens
Previous Orders: 10-036-W (\$1,700.00)
Permit/ID Number: SC0042994
Violations Cited: S.C. Code Ann. § 48-1-110(d) (2008); S.C. Reg. 61-9.122.41 (a) and (e) (Supp. 2010)

Summary: Pickens County Public Service Commission (Respondent) owns and is responsible for the proper operation and maintenance of the Eighteen Mile Creek Upper Regional Wastewater Treatment Facility, located in Pickens County. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits for ammonia-nitrogen contained in its National Pollutant Discharge Elimination System Permit.

Action: The Respondent is required to: submit an updated operation and maintenance manual to include procedures to prevent future effluent violations; and, pay a civil penalty in the amount of eight thousand dollars (**\$8,000.00**).

BUREAU OF AIR QUALITY

24) Order Type and Number: Consent Order 11-047-A
Order Date: October 4, 2011
Respondent: **R&R Golf, Inc.**
Facility: Hunter's Creek Golf and Country Club
Location: 702 Hunter's Creek Boulevard,
Greenwood, SC 29649
Mailing Address: 702 Hunter's Creek Boulevard,
Greenwood, SC 29649
County: Greenwood
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: 24A S.C. Code Ann. Regulation 61
62.2, Prohibition of Open Burning

Summary: R&R Golf, Inc. (Respondent) owns and operates Hunter's Creek Golf and Country Club located in Greenwood, South Carolina. The Respondent violated South Carolina Air Pollution Control Regulations in that it burned land-clearing debris within 1,000 feet of public roadways and residential homes.

Action: The Respondent is required to: henceforth cease open burning, except as in accordance with the regulations; and, pay a civil penalty of six hundred dollars (**\$600.00**).

25) Order Type and Number: Consent Order 11-051-A
Order Date: October 11, 2011
Respondent: **Mr. James Price, Individually and d.b.a Price & Price Recycling**
Facility: Mr. James Price d.b.a. Price & Price Recycling
Location: 798 New Zion Road, Bradley, South Carolina
Mailing Address: P.O. Box 738, Gray Court, SC 29644
County: Abbeville
Previous Orders: None
Permit/ID Number: None
Violations Cited: 24A S.C. Code Ann. Regulation 61-62.2, Prohibition of Open Burning

Summary: Mr. James Price d.b.a Price & Price Recycling (Respondent) conducts metal recycling activities on the property located at 798 New Zion Road in Bradley, South Carolina (Site). The Respondent violated South Carolina Air Pollution Control Regulations in that he burned materials other than those allowed by the regulation.

Action: The Respondent is required to: henceforth cease all open burning, except as in compliance with the regulation; and, pay a civil penalty of three thousand dollars (**\$3,000.00**) in six (6) monthly installments.

26) Order Type and Number: Consent Order 11-054-A
Order Date: October 11, 2011
Respondent: **International Paper Company**
Facility: International Paper – Georgetown Mill
Location: 700 South Kaminski Street
Georgetown, SC 29440
Mailing Address: 700 South Kaminski Street

Georgetown, SC 29440
County: Georgetown
Previous Orders: 10-037-A (\$115,000.00)
Permit/ID Number: TV-1140-0002
Violations Cited: U.S. EPA 40 CFR 63.443(d)(1); S.C. Code Ann. § 48-1-90(a); and 24A S.C. Code Ann. Regs. 61-62.63.443(d)(1)

Summary: International Paper Company (Respondent) owns and operates an integrated Kraft pulp, bleached fine paper, and market pulp facility. The Department issued Part 70 (Title V) Air Quality Operating Permit TV-1140-0002 to the Respondent, effective January 1, 2002. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations and its Permit as follows: failed to achieve a destruction removal efficiency (“DRE”) of 98% for methanol emissions from the regenerative thermal oxidizer (“RTO”) during a Department-approved source test.

Action: The Respondent is required to: comply with the methanol reduction limits established in the Regulation and the Title V Permit; and, pay a civil penalty in the amount of seventy-seven thousand dollars (**\$77,000.00**).

27) Order Type and Number: Consent Order 11-055-A
Order Date: October 28, 2011
Respondent: **FPL Food LLC**
Facility: FPL Food LLC
Location: 1964 Old Dunbar Rd., West
Columbia, SC 29172
Mailing Address: 1964 Old Dunbar Rd., West
Columbia, SC 29172
County: Lexington
Previous Orders: None
Permit/ID Number: 1560-0115
Violations Cited: S.C. Code § 48-1-110(d), U.S. EPA Regulation at 40 CFR Part 68 and, 24A S.C. Code Ann. Regs. 61-62.68 (Supp. 2010), Sections 10, 12, 69, 73, 75, 77, and 79.

Summary: FPL Food LLC (Respondent), located in Lexington, South Carolina, produces beef products. On March 13, 2007, the Department issued Air Quality Operating Permit 1560-0115 to the Respondent. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations and its Permit as follows: failed to maintain startup and shutdown logs and records of daily fuel consumption; failed to comply with the applicable requirements of the 112(r) regulations; failed to address temporary operations; failed to define the conditions and assign qualified operators for emergency shutdown operations; failed to address the quality control for anhydrous ammonia in the operating

procedures; failed to certify that the operating procedures were current and accurate; failed to properly train each employee involved in maintaining the integrity of the process; failed to document each inspection and test that was performed on process equipment; failed to document training of employees involved in operating a process and that it had updated the appropriate process safety information; failed to perform a pre-startup safety review; failed to certify that it evaluated its compliance with the provisions of Subpart D; and, failed to respond to each of the findings of the compliance audit and document that the deficiencies had been corrected.

Action: The Respondent is required to: henceforth comply with all terms and conditions of Air Quality Operating Permit 1560-0115; henceforth comply with all applicable requirements of the 112(r) regulations; submit documentation indicating that each employee has properly received mechanical integrity training; and, pay a civil penalty in the amount of fourteen thousand four hundred dollars (**\$14,400.00**).

28)	<u>Order Type and Number:</u>	Consent Order 11-056-A
	<u>Order Date:</u>	October 28, 2011
	<u>Respondent:</u>	F.G. Wilson (USA) LLC
	<u>Facility:</u>	F.G. Wilson (USA) LLC
	<u>Location:</u>	284 Mawson Way, Newberry, SC 29108
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Newberry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	1780-0049
	<u>Violations Cited:</u>	S.C. Code § 48-1-110(d)

Summary: F.G. Wilson (USA) LLC (Respondent), located in Newberry, South Carolina, assembles internal-combustion-engine powered electrical generators. The Department issued Conditional Major Air Quality Operating Permit CM-1780-0049 to the Respondent, effective April 1, 2007. The Respondent violated its Permit as follows: failed to submit annual carbon monoxide (CO) and nitrogen oxide (NOx) emissions reports to the Department by the established due date.

Action: The Respondent is required to: henceforth submit timely CO and NOx emissions reports to the Department; and, pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

29)	<u>Order Type and Number:</u>	Consent Order 11-057-A
	<u>Order Date:</u>	October 28, 2011

Respondent: **Advanced Machining and Fabricating, Inc. d.b.a. Anderson Woodwaste and Recycling**
Facility: Anderson Woodwaste and Recycling
Location: 685 Monitor Drive, Anderson, SC 29626
Mailing Address: Same
County: Anderson
Previous Orders: None
Permit/ID Number: 0200-0120
Violations Cited: S.C. Code Ann. 48-1-110(d) and 24A S.C. Code Ann. Regs. 61-62, Prohibition of Open Burning

Summary: Advanced Machining and Fabricating, Inc. d.b.a. Anderson Woodwaste and Recycling (Respondent) recycles and disposes of wooden pallets and natural wood products and is located in Anderson, South Carolina. The Department issued Air Quality Operating Permit 0200-0120 to the Respondent, effective April 8, 2008. The Respondent has violated the Pollution Control Act and South Carolina Air Pollution Control Regulations as follows: failed to adhere to the operation and maintenance plan at all times to ensure the proper operation of the air curtain incinerator (ACI); and conducted open burning of materials other than those specifically allowed by the regulations outside of the ACI.

Action: The Respondent is required to: henceforth cease open burning, except as in accordance with the regulation; operate and maintain the ACI to ensure pallets are properly burned; and, pay a civil penalty of four thousand dollars (**\$4,000.00**).