



Violations Cited: State Underground Petroleum Environmental Response Bank (SUPERB) Act of 1988 (2002), Section 44-2-60(A) and the South Carolina Underground Storage Tank Control Regulation 61-92.280.31(a), R.61-92.280.31(b)(1), R.61-92.280.31(c), R.61-92.280.34(c), R.61-92.280.70(a), R.61-92.280.70(c), R.61-92.280.93(a), and, R.61-92.280.110(c) (Supp. 2009).

Summary: Jennifer Riley (Respondent) owns underground storage tanks (USTs) in Barnwell County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to demonstrate that the UST system is protected from corrosion; failure to have the corrosion protection system inspected by a qualified tester every three (3) years; failure to inspect the impressed current system every sixty (60) days; failure to provide records to the Department upon request; failure to continue corrosion protection for a temporarily closed UST; failure to properly abandon a temporarily closed system after twelve (12) months; failure to demonstrate financial responsibility; failure to submit updated financial responsibility documentation; and, failure to pay to the Department annual tank registration fees.

Action: The Respondent is required to: submit proof that the rectifier has been operational since November 2009 and acceptable corrosion protection system test results or, if the rectifier has been non-operational for a sequential period of twelve (12) months or more, the Respondent is required to submit a Tank and Sludge Disposal form to permanently close the USTs; submit proof of mechanism for financial responsibility; submit a completed Certificate of Financial Responsibility; pay annual tank registration fees for fiscal year 2011 in the amount of two hundred forty-two dollars (\$242.00); and, pay a civil penalty in the amount of six thousand, fifty dollars (**\$6,050.00**).

### **Hazardous Waste Enforcement**

- 3) Order Type and Number: Consent Order 10-24-HW  
Order Date: January 4, 2011  
Respondent: **Panacea Biofuels, LLC**  
Facility: Panacea Biofuels, LLC  
Location/Mailing Address: 341 Old Spartanburg Road  
Wellford, SC 29385  
County: Spartanburg  
Previous Orders: None  
Permit/ID Number: SCR 000 771 881  
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.61-79.262.12(a); R.61-

79.262.34(a)(2); R.61-79.265.173(d); R.61-79.265.173(c); and, R.61-79.270.1(c).

Summary: Panacea Biofuels, LLC (Respondent), located in Wellford, South Carolina, manufactures combustible petroleum based fuel substitutes from used cooking oil. The Respondent has violated the South Carolina Hazardous Waste Management Act as follows: failure to make an accurate hazardous waste determination; failure to apply for and receive an EPA identification number from the Department; failure to ensure that the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container; failure to ensure that each container is appropriately labeled with an EPA Hazardous Waste Number; failure to ensure that each container containing hazardous waste be permanently and legibly marked with the following or equivalent statement: “Hazardous Waste – federal laws prohibit improper disposal”; and, failure to accumulate hazardous waste onsite for 90 days or less without applying for and receiving a permit from the Department for the storage of hazardous wastes or without having interim status.

Action: The Respondent has agreed to: ensure that an accurate hazardous waste determination is made on all solid wastes in accordance with the regulations; ensure that all containers of hazardous waste are managed in accordance with the regulations; submit the final copy of the hazardous waste manifest demonstrating disposal of the twenty-three (23) 55-gallon drums of hazardous waste onsite; and, pay a civil penalty in the amount of eight thousand dollars (**\$8,000.00**).

### **Infectious Waste Enforcement**

- 4) Order Type and Number: Consent Order 10-10-IW  
Order Date: January 19, 2011  
Respondent: **Sisters of Charity Providence**  
Facility: Sisters of Charity Providence  
Hospital  
Location/Mailing Address: 2435 Forest Drive  
Columbia, SC 29204  
County: Richland  
Previous Orders: N/A  
Permit/ID Number: SC40-0221G  
Violations Cited: The South Carolina Infectious Waste Management Act §44-93-30 and The South Carolina Infectious Waste Management Regulation 61-105.F(6)(g); R.61-105.I(3); R.61-105.I(5) and, R.61-105.I(8).

Summary: Sisters of Charity Providence Hospital (Respondent), located in Columbia, South Carolina, provides health care services. The Respondent has violated the Infectious Waste Management Regulations as follows: failure to manage infectious waste in a manner which prevents exposure to the public or release to the environment; failure to place, store, or maintain infectious waste before and during transport in a rigid or semirigid, leak proof container which is impervious to moisture; failure to seal containers of infectious waste to prevent any discharge of the contents at any time until the container enters the treatment system; and, failure to contain infectious waste in disposable or reuseable containers that are appropriate for the type and quantity of waste, that withstand handling, transfer, and transportation without impairing the integrity of the container, are closed tightly and securely, and are compatible with the selected storage, transportation, and treatment processes.

Action: The Respondent has agreed to: ensure that infectious waste is managed in a manner which prevents exposure to the public or release to the environment; ensure that all containers of infectious waste are packaged in accordance with the regulations; and, pay a civil penalty in the amount of two thousand four hundred ninety-nine dollars (**\$2,499.00**).

### **Radioactive Waste Enforcement**

5) Order Type and Number: Consent Order 10-01-RW  
Order Date: January 4, 2011  
Respondent: **SCE&G – V.C. Summer Nuclear Station**  
Facility: SCE&G – V.C. Summer Nuclear Station  
Location/ Mailing Address SC Hwy 213, Jenkinsville, SC  
29065/P.O. Box 88, Jenkinsville, SC  
29065  
County: Fairfield  
Previous Orders: None  
Permit/ID Number: 0163-39-10-X  
Violations Cited: South Carolina Radioactive Waste Transportation and Disposal Act; Transportation of Radioactive Waste Regulation 61-83, Sections 1.2., 7.1.1. and 7.1.2.

Summary: SCE&G – V.C. Summer Nuclear Station (Respondent) operates the V.C. Summer Nuclear Station in Jenkinsville, South Carolina, and has violated the South Carolina Radioactive Waste Transportation and Disposal Act and Regulation 61-83 as follows: the presence of a loose radioactive foreign object within the Respondent's shipping cask is contrary to the requirements of License #097 and the Site Disposal Criteria, and constitutes a radiological

violation of the South Carolina Radioactive Waste Transportation and Disposal Act.

Action: The Respondent is required to pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

- 6) Order Type and Number: Consent Order 11-01-RW  
Order Date: January 31, 2011  
Respondent: **EnergySolutions, LLC-Barnwell Processing Facility**  
Facility: EnergySolutions, LLC- Barnwell Processing Facility  
Location/Mailing Address: 16043 Dunbarton Blvd.  
Barnwell, SC 29812  
County: Barnwell  
Previous Orders: None  
Permit/ID Number: 4623-39-10-X  
Violations Cited: South Carolina Radioactive Waste Transportation and Disposal Act, the Transportation of Radioactive Waste Regulation 61-83, Sections 1.2, 7.1.1. and 7.1.2., and Permit Number 4623-39-10-X.

Summary: EnergySolutions, LLC-Barnwell Processing Facility (Respondent) owns the Site that is located in Barnwell County. The Respondent has violated the South Carolina Radioactive Waste Transportation and Disposal Act, the Transportation of Radioactive Waste Regulation 61-83, Sections 1.2, 7.1.1. and 7.1.2., and Permit Number 4623-39-10-X. as follows: failure to detect and remove the small quantity of loose contaminated resin at the bottom of the interior of the Respondent's shipping cask prior to shipment.

Action: The Respondent is required to pay a civil penalty to the Department in the amount of five thousand dollars (**\$5,000.00**).

### **Solid Waste Enforcement**

- 7) Order Type and Number: Consent Order 10-25-SW  
Order Date: January 20, 2011  
Respondent: **J.B. Enterprises Resawing, Inc.**  
Facility: J.B. Enterprises Resawing, Inc.  
Location/Mailing Address: 352 Gardners Terrace Road  
Lexington, SC 29172  
County: Lexington  
Previous Orders: None

Permit/ID Number: N/A  
Violations Cited: South Carolina Solid Waste Policy and Management Act (2002), Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19, Part I.A.8.(Supp.2009).

Summary: J.B. Enterprises Resawing, Inc. (Respondent) owns the Site that is located in Lexington County. The Respondent has violated the South Carolina Solid Waste Policy and Management Act, Regulation 61-107.19, Part I.A.8., as follows: failure to remove ground wood waste from the Site and dispose of it at a permitted facility.

Action: The Respondent is required to: adhere to all requirements of the South Carolina Solid Waste Policy and Management Act (2002) and associated regulations; specifically, those requirements or provisions related to open dumping, submit to the Department a detailed plan for the proper removal and/or disposal of all ground wood waste from the Site; and, pay a civil penalty to the Department in the amount of one thousand, seven hundred fifty dollars (**\$1,750.00**).

8) Order Type and Number: Consent Order 10-45-SW  
Order Date: January 19, 2011  
Respondent: **Chester County**  
Facility: Chester County Class Two Landfill  
Location/Mailing Address: Junction of State Roads S-12-44 and S-12-347/P.O. Box 580, Chester, SC 29706  
County: Chester  
Previous Orders: None  
Permit/ID Number: 121001-1201  
Violations Cited: South Carolina Solid Waste Policy and Management Act (2002), Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19, Part IV.C.7., Part IV.D.2.a.(Supp. 2009), and Permit Number 121001-1201, Special Condition A.1.

Summary: Chester County (Respondent) owns and is responsible for the Class Two Landfill, located in Chester County. The Respondent has violated the South Carolina Solid Waste Policy and Management Act (2002), Solid Waste Management: Regulation 61-107.19, Part IV.C.7., Part IV.D.2.a. (Supp. 2009), and Permit Number 121001-1201, Special Condition A.1. as follows: failure to maintain adequate monthly cover over exposed waste at the Landfill, and failure to grade the disposal area to a minimum of a 1% slope as required by the regulations.

Action: The Respondent is required to: adhere to all requirements of the South Carolina Solid Waste Policy and Management Act (2002), and associated

regulations, and the Permit; specifically, those requirements or provisions related to the operation and design criteria for Class Two Landfills; and, pay a civil penalty in the amount of three thousand six hundred thirty dollars (**\$3,630.00**).

## **BUREAU OF WATER**

### **Drinking Water Enforcement**

9)     Order Type and Number:                     Consent Order 11-001-DW  
       Order Date:                                 January 19, 2011  
       Respondent:                                 **Olar Govan Regional Water  
System**  
       Facility:                                     Olar Govan Regional Water System  
       Location/Mailing Address:             303 E 3<sup>rd</sup> St., Olar, SC 29843/P.O.  
   Box 183, Olar, SC 29843  
       County:                                     Bamberg  
       Previous Orders:                         None  
       Permit/ID Number:                     0510004

Summary: Olar Govan Regional Water System (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the Environmental Protection Fees Regulation as follows: failure to submit the required annual Safe Drinking Water Fees for the 2010 and 2011 fiscal years.

Action: The Respondent is required to: pay annual Safe Drinking Water Fees for fiscal years 2010 and 2011 in the amount of seven thousand six hundred fifty five dollars and seventy nine cents (\$7,655.79) in two (2) installments.

10)    Order Type and Number:                     Consent Order 11-002-DW  
       Order Date:                                 January 4, 2011  
       Respondent:                                 **Wyndham Vacation Ownership,  
Inc.**  
       Facility:                                     Wyndham Ocean Ridge Resort  
       Location/Mailing Address:             1 King Cotton Road, Edisto Island,  
   SC 29438  
       County:                                     Colleton  
       Previous Orders:                         None  
       Permit/ID Number:                     15-029-1

Summary: Wyndham Vacation Ownership, 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: failure to properly operate and maintain the pool.

Action: The Respondent is required to: submit a corrective action plan and schedule that addresses the water quality deficiencies; pay a civil penalty in the amount of four hundred twenty dollars (**\$420.00**); and, pay a stipulated penalty in the amount of one thousand two hundred sixty dollars (\$1,260.00) should the Respondent fail to meet any requirement of the Order. The civil penalty has been paid.

11) Order Type and Number: Consent Order 11-003-DW  
Order Date: January 4, 2011  
Respondent: **Southpointe Co-Owners' Association, Inc.**  
Facility: Wyndham Ocean Ridge Resort  
Location/Mailing Address: 1 King Cotton Road, Edisto Island, SC 29438  
County: Colleton  
Previous Orders: 08-070-DW (\$1,680.00)  
Permit/ID Number: 15-033-1

Summary: Southpointe Co-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: failure to properly operate and maintain the pool.

Action: The Respondent is required to: submit a corrective action plan and schedule that addresses the water quality deficiencies; pay a civil penalty in the amount of six hundred thirty dollars (**\$630.00**); and, pay a stipulated penalty in the amount of one thousand eight hundred ninety dollars (\$1,890.00) should the Respondent fail to meet any requirement of the Order.

12) Order Type and Number: Consent Order 11-004-DW  
Order Date: January 12, 2011  
Respondent: **Family Health Centers, Inc.**  
Facility: Community Medical Center  
Location/Mailing Address: 2310 Magnolia NE  
Orangeburg, SC 29115  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: 3870918

Summary: Family Health Centers, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system



(PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for nitrate.

Action: The Respondent is required to: connect the PWS to Lake Marion Regional Water Agency public water system No. 3820003; continuously provide bottled water to its customers and post public notices until the connection is complete; submit for Department approval the intended use for Well one (1) and Well two (2); and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should the Respondent fail to meet any requirement of the Order.

13) Order Type and Number: Consent Order 11-005-DW  
Order Date: January 12, 2011  
Respondent: **Utilities Services of South Carolina, Inc.**  
Facility: Charleswood Subdivision  
Location/Mailing Address: Charleswood Dr., Columbia, SC  
29201/200 Weathersfield Ave.  
Altamonte Springs, FL 32714-4027  
County: Richland  
Previous Orders: None  
Permit/ID Number: 4050008

Summary: Utilities Services of South Carolina, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for combined radium 226/228.

Action: The Respondent is required to: submit to the Department for approval a corrective action plan with a detailed schedule of implementation and completion to include steps to resolve the combined radium 226/228 MCL exceedance; and pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should the Respondent fail to meet any requirement of the Order.

14) Order Type and Number: Consent Order 11-008-DW  
Order Date: January 21, 2011  
Respondent: **DeShay, Inc.**  
Facility: Carmel Acres  
Location/Mailing Address: 4265-P Augusta Road  
Lexington, SC 29073  
County: Lexington  
Pervious Orders: None

Permit/ID Number: 3260110

Summary: DeShay, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations for failure to properly operate and maintain the PWS as follows: the wellhead wiring was not in conduit; the hydro-pneumatic storage tank was waterlogged; the well casing was cracked; the check valve was leaking; the sample tap and blow-off valve were installed downstream of the check valve; the water quality exceeded the maximum contaminant level for total coliform on June 3, 2010 and June 22, 2010; the valve/hydrant maintenance program, flushing program, leak detection and repair program and system map were not available for review; the storage tank was not enclosed in a secure structure; and the procedure manual was incomplete.

Action: The Respondent is required to: correct all deficiencies; pay a civil penalty in the amount of four hundred fifty dollars (**\$450.00**); and, pay a stipulated penalty in the amount of two thousand five hundred fifty dollars (\$2,550.00) should the Respondent fail to meet any requirement of the Order.

15) Order Type and Number: Consent Order 11-007-DW  
Order Date: January 21, 2011  
Respondent: **Town of Lynchburg**  
Facility: Town of Lynchburg  
Location/Mailing Address: 81 Magnolia St., Lynchburg, SC  
29080/P.O Box 147, Lynchburg, SC  
29080  
County: Lee  
Previous Orders: None  
Permit/ID Number: 3110002

Summary: The Town of Lynchburg (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: the wellhead piping associated with Well one (1) and Well two (2) did not have blow offs; Well one (1) and Well two (2) did not have flow meters; there was not a sufficient number of filter units to ensure continuity of service with one (1) unit temporarily removed from operation; there were no cross connection control records available to indicate that the double check valves in the distribution system were tested annually; service pumps one (1) and two (2) were in need of repair; routine flushing was not being performed due to concerns with the reliability of the service pumps; leak repairs were not documented; the annual elevated storage tank inspection was not conducted; the elevated storage tank was not free of rust and did not have a consistent, even coating; and the emergency generator was not

operated at least once per month under load.

Action: The Respondent is required to: correct all of the deficiencies and pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should the Respondent fail to meet any requirement of the Order.

### **Water Pollution Enforcement**

16) Order Type and Number: Consent Order 11-001-W  
Order Date: January 24, 2011  
Respondent: **Robert Michael Furtick**  
Facility: Furtick Broiler Facility  
Location/Mailing Address: 621 Homeplace Road  
Neeses, SC 29107  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: ND0082457 /18,700-AG

Summary: Robert Michael Furtick (Respondent), located in Orangeburg County, South Carolina, owns and is responsible for the proper operation and maintenance of a broiler facility. The Respondent has violated the Standards for the Permitting of Agricultural Animal Facilities Regulation as follows: The Respondent stockpiled manure on his property for more than three (3) days without appropriate cover and failed to maintain his Confined Animal Manure Management (CAMM) certification.

Action: The Respondent is required to: submit a manure handling plan; obtain his CAMM certification within one (1) year; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two thousand five hundred dollars (\$2,500.00) per occurrence every time manure is stockpiled at the facility until the Order is closed.

### **BUREAU OF AIR QUALITY**

17) Order Type and Number: Consent Order 11-001-A  
Order Date: January 4, 2011  
Respondent: **Mr. Kevin Corley, Individually and d.b.a C L Construction**  
Facility: Church of Christ  
Location/Mailing Address: 425 St. Andrews Road, Columbia, SC/1317 Corley Ford Road, Columbia, SC 29203

County: Richland  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: U.S. EPA Regulations 40 CFR Part 61.145 and South Carolina Air Pollution Control Regulation 61-86.1, Sections V, VIII, X, and X.V.

Summary: Mr. Kevin Corley, Individually and d.b.a C L Construction (Respondent), located in Columbia, South Carolina, is a general renovation and demolition contractor. The Respondent violated U.S. EPA Regulations at 40 CFR Part 61 and South Carolina Air Pollution Control Regulations as follows: failed to submit a written notice of intent to renovate to the Department; failed to ensure that all asbestos-containing materials were removed in accordance with the applicable work practice requirements; failed to ensure a licensed supervisor remained onsite at all times during abatement activities; and, failed to submit to the Department an asbestos waste shipment record.

Action: The Respondent is required to: submit all applicable notifications to the Department in accordance with the state and federal regulations; ensure that required Department-issued licenses are obtained prior to engaging in future asbestos projects; ensure that all future preparation, work practice, cleanup, and disposal procedures are followed and performed in accordance with state and federal regulations; ensure that a licensed supervisor remains onsite at all times while engaged in future asbestos abatement projects; submit the appropriate waste shipment record; pay a civil penalty in the amount of one thousand three hundred dollars (**\$1,300.00**) in two equal installments; and, pay a suspended penalty in the amount of eleven thousand seven hundred dollars (\$11,700.00) should the Respondent fail to meet the requirements of the Order.

18) Order Type and Number: Consent Order 11-002-A  
Order Date: January 4, 2011  
Respondent: **Phillips Industrial Services Corporation**  
Facility: Phillips Industrial Services Corporation  
Location/Mailing Address: 1841 Bushy Park Road  
Goose Creek, SC 29445  
County: Berkeley  
Previous Orders: None  
Permit/ID Number: 0420-0100  
Violations Cited: South Carolina Air Pollution Control Regulation 61-62.5, Standard No. 2, 7, and 8; and S.C. Code Ann. § 48-1-90(a); and S.C. Code Ann. § 48-1-110(d)

Summary: Phillips Industrial Services Corporation (Respondent) located in Goose Creek, South Carolina, provides abrasive blasting and painting services. The Department issued Conditional Major Air Quality Operating Permit CM-0420-0100 to the Respondent, effective January 1, 2007. The Respondent violated South Carolina Air Pollution Control Regulations, the Pollution Control Act, and its permit as follows: failed to maintain calculations of emissions; exceeded its maximum product usage limits; and emitted toxic air pollutants and particulate matter in excess of its permit limits, resulting in an exceedance of the allowable ambient air quality standards.

Action: The Respondent is required to: submit a compliance schedule including corrective actions necessary to comply with the applicable ambient air quality standards; pay a civil penalty in the amount of two thousand three hundred dollars (**\$2,300.00**); and, pay a stipulated penalty in the amount of twenty thousand seven hundred dollars (\$20,700.00) should the Respondent fail to meet any requirement of the Order.

19) Order Type and Number: Consent Order 11-003-A  
Order Date: January 4, 2011  
Respondent: **Carolina Composites, L.L.C.**  
Facility: Carolina Composites, L.L.C.  
Location/Mailing Address: 208 Upchurch Lane  
Walterboro, SC 29448  
County: Colleton  
Previous Orders: None  
Permit/ID Number: 0470-0037  
Violations Cited: U.S. EPA Regulations 40 CFR Part 63 and 70; and South Carolina Air Pollution Control Regulation 61-62.1, 63, and 70.

Summary: Carolina Composites, L.L.C. (Respondent), located in Walterboro, South Carolina, manufactures boat hulls and small boat parts. The Department issued Part 70 (Title V) Air Quality Operating Permit 0900-0080 to the Respondent, effective April 7, 2004, to operate a facility in Harleyville, South Carolina. On May 27, 2008, the Department issued Construction Permit 0740-0037-CA to the Respondent to relocate its equipment from Harleyville to the current Walterboro, South Carolina location. The Respondent violated U.S. EPA Regulations and South Carolina Air Pollution Control Regulations as follows: failed to submit a complete Notice of Compliance Status no later than 30 calendar days after the end of the initial compliance period; failed to submit an Implementation Plan as part of the Notice of Compliance Status; and, failed to submit an application for a Title V Operating Permit or accept federally enforceable limits to avoid the requirements of Title V within 12 months of becoming subject to the regulation.

Action: The Respondent is required to: submit a Notice of Compliance Status; submit an Implementation Plan; submit a complete application for a Title V Operating permit or accept federally enforceable limits to avoid the requirements of Title V; and, pay a civil penalty in the amount of ten thousand five hundred dollars (**\$10,500.00**) payable in 6 equal payments of one thousand seven hundred fifty dollars (\$1,750.00) each.

20) Order Type and Number: Consent Order 11-004-A  
Order Date: January 31, 2011  
Respondent: **Panagakos Asphalt Paving, Inc.**  
Facility: Panagakos Asphalt Paving, Inc.  
Location/Mailing Address: 6977 Highway 14, Gray Court, SC /  
P.O. Box 25187, Greenville, SC  
29616  
County: Laurens  
Previous Orders: None  
Permit/ID Number: 9900-0503  
Violations Cited: U.S. EPA Regulations at 40 CFR 60,  
Standards Of Performance For New Stationary Sources, Subpart I -  
Standards Of Performance For Asphalt Concrete Plants, and South  
Carolina Air Pollution Control Regulation 61-62.60, South Carolina  
Designated Facility Plan and New Source Performance Standards,  
Subpart I - Standards of Performance for Asphalt Concrete Plants; and  
South Carolina Air Pollution Control Regulation 61-62.1, Section II,  
Permit Requirements.

Summary: Panagakos Asphalt Paving, Inc. (Respondent) owns and operates a hot mix asphalt plant located in Gray Court, South Carolina. The Department issued General Conditional Major Operating Permit for Hot Mix Asphalt Plants GCMP-03-9900-0503 to the Respondent, effective October 1, 2010. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and its permit as follows: failure to comply with a particulate matter (PM) emission limit during a source test.

Action: The Respondent is required to: comply with the PM emission limit and pay a civil penalty in the amount of four thousand eight hundred dollars (**\$4,800.00**).

21) Order Type and Number: Consent Order 11-005-A  
Order Date: January 28, 2011  
Respondent: **Simpson Lumber Company, LLC**  
Facility: Simpson Lumber Company, LLC  
Location/Mailing Address: 2701 Indian Hut Road  
Georgetown, SC 29440

County: Georgetown  
Previous Orders: 09-081-A (\$6,000.00)  
Permit/ID Number: 1140-0008  
Violations Cited: U.S. EPA Regulations 40 CFR Part 60; South Carolina Air Pollution Control Regulation 61-62.60 and 61-62.5, Standard No. 1; and S.C. Code Ann. § 48-1-90(a)

Summary: Simpson Lumber Company, LLC (Respondent), located in Georgetown, South Carolina, produces lumber products from pine logs. The Department issued Part 70 (Title V) Air Quality Operating Permit 1140-0008 to the Respondent, effective April 1, 2007. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and the Pollution Control Act as follows: failed to limit particulate matter (PM) emissions from the gasification processes of Boiler B03 to 0.4 lbs/10<sup>6</sup> BTU during Department approved source tests conducted on March 24, 2010.

Action: The Respondent is required to: limit PM emissions resulting from gasification processes of Boiler B03 to 0.4 lbs/10<sup>6</sup> BTU in accordance with all applicable regulations and its Title V Permit; and, pay a civil penalty in the amount of nine thousand dollars (**\$9,000.00**).

22) Order Type and Number: Consent Order 11-006-A  
Order Date: January 31, 2011  
Respondent: **United Contractors, LLC**  
Facility: United Contractors, LLC  
Location/Mailing Address: 5662 Pendergrass Blvd. /  
P.O. Box 268 / Great Falls, SC  
29055  
County: Spartanburg  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: South Carolina Air Pollution Control Regulation 61-62.2, Prohibition of Open Burning.

Summary: United Contractors, LLC (Respondent), located in Great Falls, South Carolina, owns and operates a company that specializes in the construction of bridges and roadways. The Respondent violated South Carolina Air Pollution Control Regulations by open burning materials prohibited by the regulation.

Action: The Respondent is required to: notify its employees to cease open trash barrel burning; cease open burning except as in compliance with the open burning regulations in the future; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

**BUREAU OF ENVIRONMENTAL HEALTH**

**Food Protection Enforcement**

23) Order Type and Number: Environmental Health Order  
2011-206-03-002

Order Date: January 5, 2011

Respondent: **Nasne Enterprises, LLC**  
Meline Powell McInnis  
3123 Beltline Boulevard  
Columbia, SC 29204

Facility: Taste of Jamaica

Location/Mailing Address: 3123 Beltline Boulevard  
Columbia, SC 29204

County: Richland

Previous Orders: None

Permit/ID Number: 40-206-06132

Violations Cited: R.61-25, Retail Food Establishments,  
Chapter II.C.

Summary: Nasne Enterprises, LLC (Respondent) owns Taste of Jamaica, located at 3123 Beltline Boulevard, Columbia, South Carolina, a retail food establishment that has violated Regulation 61-25, Retail Food Establishments by not holding food at proper temperatures for at least two consecutive routine inspections.

Action: The Respondent was ordered to correct the violation and assessed a civil penalty in the amount of five hundred dollars (**\$500.00**). The violation has been corrected and the penalty has been paid, the case was closed on February 4, 2011.

24) Order Type and Number: Environmental Health Order  
2011-206-03-003

Order Date: January 18, 2011

Respondent: **Scott Linaberry**  
636 Harden Street  
Columbia, SC 29205

Facility: Sharky's

Location/Mailing Address: 2902 Blossom Street  
Columbia, S.C. 29205

County: Richland

Previous Orders: None



Permit/ID Number: 40-206-05895  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter VI.G.

Summary: Scott Linaberry (Respondent) owns and operate Sharky's, a restaurant located at 2902 Blossom Street, Columbia, South Carolina, that has violated Regulation 61-25, Retail Food Establishments by not maintaining proper insect/animal/rodent control (presence of rodents cited).

Action: The Respondents was ordered to correct the violations and pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The violations were corrected and the civil penalty has been paid; the case was closed on January 26, 2011.

25) Order Type and Number: Environmental Health Order  
2010-206-03-004  
Order Date: January 18, 2011  
Respondent: **Champ's Enterprise**  
PO Box 369  
White Rock, SC 29177  
Facility: Little Pigs Too  
Location/Mailing Address: 11210 Broad River Road  
Columbia, S.C. 29063  
County: Richland  
Previous Orders: None  
Permit/ID Number: 40-206-06080  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter II.C.

Summary: Champ's Enterprise (Respondent) owns and operates Little Pigs Too, a barbecue restaurant located at 11210 Broad River Road, Columbia, South Carolina, that has violated Regulation 61-25, Retail Food Establishments by not holding food at proper temperatures for at least two consecutive routine inspections.

Action: The Respondent has been ordered to correct the violations and pay a civil penalty in the amount of five hundred dollars (**\$500.00**). The violations were corrected and the civil penalty has been paid; the case was closed on February 4, 2011.

26) Order Type and Number: Environmental Health Order  
2010-206-03-005  
Order Date: January 20, 2011  
Respondent: **Manit Tipvaree**

Facility: Thai Lotus  
Location/Mailing Address: 612 St. Andrews Road  
Columbia, SC 29063  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 32-206-02882  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter IV. A and B.

Summary: Manit Tipvaree (Respondent) owns and operates Thai Lotus, a restaurant located at 612 St. Andrews Road, Columbia, South Carolina, that has violated Regulation 61-25, Retail Food Establishments by not maintaining and properly cleaning equipment and non-food-contact surfaces on successive inspection (repeated violations).

Action: The Respondent was ordered to correct the violations and pay a civil penalty in the amount of two hundred fifty dollars (**\$250.00**). The respondent has corrected the violations and the penalty has been paid. This case was closed on January 31, 2011.

27) Order Type and Number: Environmental Health Order  
2011-206-03-006  
Order Date: January 18, 2011  
Respondent: **Rob Schollmeester**  
Carolina Wings Corp.  
PO Box 926  
Irmo, SC 29063  
Facility: Carolina Wings and Rib House  
Location/Mailing Address: 105 North Point Drive  
Lexington, SC 29072  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 32-206-02809  
Violations Cited: R.61-25, Retail Food Establishments,  
Chapter XIV. Sections A, L.2, and C.1.

Summary: Rob Schollmeester (Respondent), d/b/a Carolina Wings Corporation, owns and operates Carolina Wings and Rib House, a restaurant located at 105 North Point Drive, Lexington, South Carolina that has violated Regulation 61-25, Retail Food Establishments by covering the posted grade after an inspection conducted on January 7, 2011.

Action: The Respondent was ordered to leave the posted grade uncovered for public view and was assessed a civil penalty in the amount of five hundred

dollars (**\$500.00**). The Respondent has corrected the violation and paid the penalty; the case was closed on February 4, 2011.

### **Onsite Wastewater Enforcement**

28) Order Type and Number: Environmental Health Order  
2011-360-02-001  
Order Date: January 20, 2011  
Respondent: **Melissa Coker**  
Facility: N/A  
Location/Mailing Address: 119 Pineland Road  
Union, SC 29379  
County: Union  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: R.61-46, Nuisances, Section 1(g)

Summary: Melissa Coker (Respondent) owns the property located at 119 Pineland Road, Union, South Carolina, and has violated Regulation 61-46, Nuisances by having sewage discharging to the ground surface from a septic tank system that is malfunctioning.

Action: The Respondent has been ordered to correct the violation and pay a civil penalty in the amount of two hundred fifty dollars (**\$250.00**), with the penalty accruing at an additional one hundred dollars (\$100.00) per day for each day of continued violation beyond day 15. This case is still pending.

29) Order Type and Number: Environmental Health Order  
2011-360-03-001  
Order Date: January 14, 2011  
Respondent: **Eric T. and/or Angie H. Jones**  
Facility: N/A  
Location/Mailing Address: 112 Ashley Ridge Road  
Blythewood, SC 29016  
County: Richland  
Previous Orders: None  
Permit/ID Number: 40-31838  
Violations Cited: R.61-56, Section 301, and R.61-46,  
Nuisances, Section 1(g)

Summary: Eric T. and Angie H. Jones (Respondents) own the property located at 112 Ashley Ridge Road, Blythewood, South Carolina, and has violated Regulation 61-56, Onsite Wastewater Systems, and Regulation 61-46, Nuisances,

by having sewage discharging to the ground surface from a septic tank system pump chamber where the effluent pump is malfunctioning.

Action: The Respondent has been ordered to correct the violation and pay a civil penalty in the amount of two hundred fifty dollars (**\$250.00**), with the penalty accruing at an additional one hundred dollars (\$100.00) per day for each day of continued violation beyond day 15. This case is still pending.

30) Order Type and Number: Environmental Health Order  
2011-360-04-001  
Order Date: January 24, 2011  
Respondent: **F. A. Cribbs**  
712 Spring Lakes Road  
Columbia, SC 29206  
Facility: N/A  
Location/Mailing Address: 935 Mills Road  
Lynchburg, SC  
County: Lee  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: R.61-46, Nuisances, Section 1(g)

Summary: F. A. Cribbs (Respondent) owns the property located at 935 Mills Road, Lynchburg, South Carolina, and has violated Regulation 61-46, Nuisances by having sewage discharging to the ground surface from a septic tank system that is malfunctioning.

Action: The Respondent has been ordered to correct the violation and pay a civil penalty in the amount of two hundred fifty dollars (**\$250.00**), with the penalty accruing at an additional one hundred dollars (\$100.00) per day for each day of continued violation beyond day 15. This case is still pending.

31) Order Type and Number: Consent Order  
2010-361-07-001-OSWW  
Order Date: January 20, 2011  
Respondent: **Thomas Wingard**  
900 South Stadium Road  
Columbia, SC 29201  
Facility: N/A  
Location/Mailing Address: 803 West Ashley Avenue  
Folly Beach, SC  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-2006110026

Violations Cited:  
56.102.4 and 61-56.301

24A S.C. Code Ann. Regs. 61-

Summary: Thomas Wingard (Respondent) owns the property located at 803 West Ashley Avenue, Folly Beach, South Carolina, and has violated Regulation 61-56, Onsite Wastewater Systems by having sewage discharging to the ground surface from a septic tank system that is malfunctioning and not operating the system within the parameters in which the permit was issued.

Action: The Respondent has agreed to make necessary repairs to the system and to either operate the system within the parameters of the permit or to upgrade the system, with the Department's approval, to change the operating parameters. This Consent Order has been signed by the Respondent and all necessary parties representing the Department.