

SUMMARY SHEET  
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
 August 12, 2010

\_\_\_\_\_ ACTION/DECISION

  X   INFORMATION

- I. **TITLE:** Administrative and Consent Orders issued by Environmental Quality Control (“EQC”).
- II. **SUBJECT:** Administrative and Consent Orders issued during the period June 1, 2010 – June 30, 2010.
- III. **FACTS:** For the periods June 1, 2010 through June 30, 2010, EQC issued twenty (20) Consent Orders with total assessed civil penalties in the amount of \$247,120.00. Four (4) Administrative Orders were also reported during this period with total assessed civil penalties in the amount of \$72,115.00.

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

| Bureau                             | Administrative<br>Orders | Assessed<br>Penalties | Consent<br>Orders | Assessed<br>Penalties |
|------------------------------------|--------------------------|-----------------------|-------------------|-----------------------|
| <b>Land &amp; Waste Management</b> |                          |                       |                   |                       |
| UST Program                        | 3                        | \$ 12,615.00          | 4                 | \$ 2,250.00           |
| Hazardous Waste                    | 0                        | 0                     | 1                 | 15,000.00             |
| <b>SUBTOTAL</b>                    | <b>3</b>                 | <b>12,615.00</b>      | <b>5</b>          | <b>\$ 17,250.00</b>   |
| <b>Water</b>                       |                          |                       |                   |                       |
| Drinking Water                     | 0                        | \$ 0                  | 4                 | \$ 3,270.00           |
| Water Pollution                    | 1                        | \$ 59,500.00          | 5                 | 36,600.00             |
| <b>SUBTOTAL</b>                    | <b>1</b>                 | <b>\$ 59,500.00</b>   | <b>9</b>          | <b>\$ 39,870.00</b>   |
| <b>Air Quality</b>                 |                          |                       |                   |                       |
| <b>SUBTOTAL</b>                    | <b>0</b>                 | <b>\$ 0</b>           | <b>6</b>          | <b>\$ 190,000.00</b>  |
| <b>TOTAL</b>                       | <b>4</b>                 | <b>\$ 72,115.00</b>   | <b>20</b>         | <b>\$ 247,120.00</b>  |

**ANALYSIS:** During the reporting period, Drinking Water Enforcement entered into four (4) Consent Orders with various Respondents. Of those 4, two (2) were for operation and maintenance violations of the public water systems. Civil penalties in the amount of three thousand dollars (\$3,000.00) were assessed for the two Orders.

Water Pollution Enforcement issued an Administrative Order against The Spartanburg Blake Whitney Thompson Co., LLC (Respondent). The Respondent failed to have a National Pollutant Discharge Elimination Permit (NPDES) prior to beginning land-disturbing activities and failed to install and maintain the proper sediment and erosion control devices at the Four Seasons Farm Subdivision located in Roebuck, SC. This resulted in a discharge to the environment including waters of the State. The Respondent must stabilize the site; take steps to prevent sediment discharges to waters of the State; submit a Notice of Intent and a Storm Water Pollution Prevention Plan to obtain NPDES Permit coverage for the site; and, submit an engineer's report certifying all sediment and erosion control devices are installed and functioning properly. A civil penalty in the amount of fifty-nine thousand five hundred dollars (\$59,500.00) was assessed.

Air Quality Enforcement entered into a Consent Order with International Paper Company (Respondent) located in Georgetown, South Carolina for violations of their Title V Permit. Violations include failure to limit the carbon monoxide emissions and limit the total reduced sulfur emissions. The Respondent will comply with the limits for both carbon monoxide and total reduced sulfur as outlined in their Title V Permit and must submit revised semiannual reports for showing the updated carbon monoxide emissions. A civil penalty in the amount of one hundred fifteen thousand dollars (\$115,000.00) was assessed.

Submitted by:

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Robert W. King, Jr., P.E.  
Deputy Commissioner  
Environmental Quality Control