

EQC ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
December 9, 2010

Bureau of Land and Waste Management

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 10-0018-UST
 Order Date: September 17, 2010
 Respondent: **Cromwell C. Rawls, III**
 Facility: Express 2000
 Location/Mailing Address: 3931 East Palmetto St., Florence,
 S.C. 29506/908 Cloisters Dr.,
 Florence, S.C. 29505

 County: Florence
 Previous Orders: None
 Permit/ID Number: 10539
 Violations Cited: State Underground Petroleum
 Environmental Response Bank Act of 1988, as amended, and the South
 Carolina Underground Storage Tank Control Regulation 61-92.280.44(a)
 and R.61-92.280.34(c).

Summary: Cromwell C. Rawls, III (Respondent) owned and operated underground storage tanks (USTs) in Florence County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to check the line leak detector function annually and failure to provide records to the Department upon request.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand, four hundred dollars (**\$1,400.00**).

- 2) Order Type and Number: Consent Order 10-0165-UST
 Order Date: October 8, 2010
 Respondent: **Paul S. Greer**
 Facility: Paul Greer Exxon
 Location/Mailing Address: 101 N. Duncan Bypass, Union, S.C.
 29379/P.O. Box 1477, Greenville,
 S.C. 29602

 County: Union
 Previous Orders: 07-0283-UST (\$5,100.00)
 Permit/ID Number: 12537

Summary: Paul S. Greer (Respondent) owns and operates underground storage tanks (USTs) in Union County, South Carolina, and has violated the South Carolina Underground Storage Tank Control Regulations as follows: failure to provide an adequate release detection method and failure to provide records to the Department upon request.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand, twenty-five dollars (**\$1,025.00**).

Hazardous Waste Enforcement

- 3) Order Type and Number: Consent Order 10-20-HW
Order Date: October 8, 2010
Respondent: **MCO Transport, Inc.**
Facility: MCO Transport, Inc.
Location/Mailing Address: 4185 Chitwood Dr.
North Charleston, S.C. 29405
County: Charleston
Previous Orders: N/A
Permit/ID Number: SCR 000 770 289
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2) and The South Carolina Hazardous Waste Management Regulation 61-79.262.12(a); R.61-79.262.13(b); R.61-79.262.20(a)(1); R.61-79.265.175(a); R.61-79.265.31; R.61-79.265.171; and, R.61-79.265.173(b).

Summary: MCO Transport, Inc. (Respondent), located in North Charleston, South Carolina, provides transportation and warehousing services. The Respondent has violated the Hazardous Waste Management Regulations as follows: offering for transportation hazardous waste without having received an EPA identification number from the Department; failure to file with the Department a revised or new Notification Form for that waste within thirty (30) days after such waste is first produced; failure to prepare a Manifest according to the instructions; failure to ensure that container storage areas have a containment system; 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 transfer hazardous waste from a container not in good condition to a container that is in good condition, or manage the waste in some other way that complies with the requirements; and, failure to ensure that the containers were not stored in a manner which may rupture the container or cause it to leak.

Action: The Respondent has agreed to: submit Quarterly Hazardous Waste Reports for each quarter between September 2006 and December 2010; dispose of the hazardous waste discussed in this Order; provide copies of the hazardous waste manifests demonstrating disposal of the waste; and, pay a civil penalty in the amount of seventeen thousand, five hundred dollars (**\$17,500.00**).

Infectious Waste Enforcement

- 4) Order Type and Number: Consent Order 10-06-IW
Order Date: October 21, 2010
Respondent: **Shertech Pharmacy**
Facility: Shertech Pharmacy
Location/Mailing Address: 221 Cooper Lane, Suite A
Easley, S.C. 29642
County: Anderson
Previous Orders: N/A
Permit/ID Number: SC23-0260G
Violations Cited: The South Carolina Infectious Waste Management Act §44-93-30 and The South Carolina Infectious Waste Management Regulation 61-105.K(4); R.61-105.F(5); and, R.61-105.N(1).

Summary: Shertech Pharmacy (Respondent), located in Easley, South Carolina, is a nuclear pharmacy. The Respondent has violated the Infectious Waste Management Regulations as follows: failure to label storage areas with the universal biohazard symbol sign as specified in 29 CFR 1910.1030(g)(1)(i)(B) and the words Infectious Waste, Medical Waste, or Biohazardous Waste; failure to develop or adopt a written protocol to manage the infectious waste stream from generation to disposal; and, failure to register with the Department prior to transporting infectious waste which was generated within South Carolina.

Action: The Respondent has agreed to: ensure that infectious waste is stored in accordance with the regulations; ensure that an infectious waste protocol is written in accordance with the regulations; ensure that infectious waste is not transported without a permit; and, pay a civil penalty in the amount of two thousand, five hundred dollars (**\$2,500.00**).

Solid Waste Enforcement

- 5) Order Type and Number: Administrative Order 09-51-SW
Order Date: August 30, 2010
Respondent: **Rita C. Johnson**
Facility: Railroad Street Property

Location/Mailing Address: Railroad St., Roebuck SC/P.O. Box 106, Roebuck, S.C. 29376
County: Spartanburg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, as amended, Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19, Part I.A.8., Solid Waste Management: Waste Tires Regulation 61-107.3.E.3., and the Pollution Control Act, as amended, Section 48-1-90(a).

Summary: Rita C. Johnson (Respondent) owns the Railroad Street Property located in Roebuck, South Carolina, and has violated: the Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation, in that the Respondent engaged in open dumping on the Site; and, the Waste Tires Regulation, in that the Respondent allowed the disposal of waste tires at a site that was not permitted as a solid waste management facility; and Pollution Control Act, in that the Respondent, directly or indirectly, discharged solid wastes into the environment without a permit from the Department.

Action: The Respondent is required to: remove and properly dispose of all remaining solid waste, including waste tires, at the Site and submit disposal and/or recycling receipts; and, pay a civil penalty in the amount of twenty-five thousand, eighteen dollars (**\$25,018.00**).

6) Order Type and Number: Consent Order 10-43-SW
Order Date: October 28, 2010
Respondent: **Arthur H. Smith, II, Individually and d/b/a Waste Pro of South Carolina, Inc. and d/b/a Greenspace, Inc.**
Facility: Wasteco Air Curtain Incinerator
a/k/a Greenspace Air Curtain Incinerator
Location/Mailing Address: 1055 Strobhardt Road,
Ridgeland, S.C. 29936
County: Jasper
Previous Orders: 08-14-SW (\$4,300.00)
Permit/ID Number: 272773-4001
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, as amended, Solid Waste Management: Solid Waste Landfills and Structural Fill, Regulation 61-107.19, Part I, Section A.8. and Permit #272773-4001.

Summary: Arthur H. Smith, II, Individually and d/b/a Waste Pro of South Carolina, Inc. and d/b/a Greenspace, Inc. (Respondent) operated an air curtain incinerator in Ridgeland, South Carolina. The Department's Bureau of Air Quality (BAQ) closed the Facility due to violations pertaining to air emissions; however, the Facility continued to receive unprocessed wood waste and exceeded the amount allowed in the Facility's Permit.

Action: The Respondent is required to: provide disposal receipts for the unprocessed wood waste located at the Facility; immediately comply with the requirements of the Facility's Permit and Regulation 61-107.19; specifically, storage times and limits for unprocessed wood waste; and, pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**) for the violations cited above to be paid in accordance with a promissory note.

BUREAU OF WATER

Drinking Water Enforcement

7) Order Type and Number: Consent Order 10-068-DW
Order Date: September 30, 2010
Respondent: **HB Panoramic, Inc.**
Facility: Island House
Location/Mailing Address: 13 O'Connor Road
Hilton Head Island, S.C. 29926
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-078B

Summary: HB Panoramic, Inc. (Respondent) is responsible for the proper operation and maintenance of a pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to close the pool prior to hand feeding chemicals.

Action: The Respondent is required to: pay a civil penalty in the amount of three hundred sixty dollars (**\$340.00**). The civil penalty has been paid.

8) Order Type and Number: Consent Order 10-070-DW
Order Date: September 30, 2010
Respondent: **AAA Utilities, Inc.**
Facility: AAA/Hilton Sound Water System
Location/Mailing Address: 3071 Hwy 6
Lexington, S.C. 29073

County: Lexington
Previous Orders: None
Permit/ID Number: 3250024

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

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

9) Order Type and Number: Consent Order 10-071-DW
Order Date: September 30, 2010
Respondent: **J.W. Yonce & Sons Farms, Inc.**
Facility: Yonce 202
Location/Mailing Address: Yonce Pond Rd., Johnston, S.C.
29832/P.O. Box 175, Johnston, S.C.
29832
County: Edgefield
Previous Orders: None
Permit/ID Number: 1971030

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

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

10) Order Type and Number: Consent Order 10-072-DW
Order Date: September 30, 2010
Respondent: **Cherry Point Seafood Co., Inc.**
Facility: Cherry Point Seafood
Location/Mailing Address: 2789 Cherry Point Road

County: Wadmalaw, S.C. 29487
Previous Orders: Charleston
Permit/ID Number: None
1040002

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

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

11) Order Type and Number: Consent Order 10-073-DW
Order Date: September 30, 2010
Respondent: **Hazel Platt, Individually and
d.b.a. Pine Forest MHP**
Facility: Pine Forest MHP
Location/Mailing Address: 345 Glenn Road
West Columbia, S.C. 29172
County: Lexington
Previous Orders: None
Permit/ID Number: 3260145

Summary: Hazel Platt, Individually and d.b.a. Pine Forest MHP (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

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

12) Order Type and Number: Consent Order 10-074-DW
Order Date: September 30, 2010
Respondent: **Njaal Aartun, Individually and
d.b.a. Pumpkintown Mountain**

Facility: Pumpkintown Mountain
Location/Mailing Address: Rt 3 Scenic Hwy 11, Pickens, S.C.
29671/P.O. Box 6, Sunset, S.C.
29685
County: Pickens
Previous Orders: None
Permit/ID Number: 3970907

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

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

13) Order Type and Number: Consent Order 10-075-DW
Order Date: September 30, 2010
Respondent: **Cohen's Drywall Company, Inc.**
Facility: Cohen's Drywall
Location/Mailing Address: 1415 Old Hwy 52
Moncks Corner, S.C. 29461
County: Berkeley
Previous Orders: None
Permit/ID Number: 0870988

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

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

14) Order Type and Number: Consent Order 10-076-DW
Order Date: September 30, 2010

<u>Respondent:</u>	City of Columbia
<u>Facility:</u>	Drew Wellness Splash Pad and Fountain
<u>Location/Mailing Address</u>	1932 Calhoun Street Columbia, S.C. 29201
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	40-1105C

Summary: City of Columbia (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 submit to the Department a Swimming Pool Change Order Request Form and obtain approval from the Department prior to modifying the pool decking; failure to properly operate and maintain the pool; and failure to close the pool after identifying water quality violations in the swimming pool log book.

Action: The Respondent is required to: properly operate and maintain the pool; submit for approval a Swimming Pool Change Order Request Form to correct the pool decking deficiencies; complete construction of the approved modification; and, pay a civil penalty in the amount of two thousand seven hundred twenty dollars (**\$2,720.00**). The civil penalty has been paid.

15) <u>Order Type and Number:</u>	Consent Order 10-077-DW
<u>Order Date:</u>	October 8, 2010
<u>Respondent:</u>	Sandstone Homeowners Association, Inc.
<u>Facility:</u>	Sandstone Subdivision
<u>Location/Mailing Address:</u>	235 Spring Forest Circle Aiken, S.C. 29803
<u>County:</u>	Aiken
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	02-092-1

Summary: Sandstone 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 and cyanuric acid levels were not within the acceptable range of water quality standards.

Action: The Respondent is required to: properly operate and maintain the pool and pay a civil penalty in the amount of one thousand eight hundred ninety dollars (**\$1,890.00**). The civil penalty has been paid.

16) Order Type and Number: Consent Order 10-078-DW
Order Date: October 15, 2010
Respondent: **Bridlewood Farms Homeowners Association, Inc.**
Facility: Bridlewood Amenity Center
Location/Mailing Address: 247 Hill Branch Road
Ridgeville, S.C. 29472
County: Dorchester
Previous Orders: None
Permit/ID Number: 18-1049B

Summary: Bridlewood Farms 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: two (2) approvable “no lifeguard on duty – swim at your own risk” signs were not posted; the required pool rules sign was incomplete; the pool operator of record information was not posted; the bound and numbered log book was not maintained daily; chlorine and pH levels were below the acceptable range; and the cyanuric acid levels were above the acceptable limit.

Action: The Respondent is required to: correct all deficiencies; properly operate and maintain the pool; and, pay a civil penalty in the amount of five hundred sixty dollars (**\$560.00**). The civil penalty has been paid.

17) Order Type and Number: Consent Order 10-079-DW
Order Date: October 11, 2010
Respondent: **AAA Well Drilling, Inc.**
Facility: AAA Well Drilling Office
Location/Mailing Address: 3071 Hwy 6
Lexington, S.C. 29073
County: Lexington
Previous Orders: None
Permit/ID Number: 3270986

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

Action: The Respondent is required to: submit an investigative report to determine the causes of the MCL exceedances and a corrective action plan to include proposed steps to address those causes; and, pay a **stipulated penalty** in

the amount of four thousand dollars (**\$4,000.00**) should the Respondent fail to meet any requirement of the Order.

18) Order Type and Number: Consent Order 10-081-DW
Order Date: October 15, 2010
Respondent: **S & N Properties of Manning, Inc.**
Facility: Royal Oaks Golf Club
Location/Mailing Address: 1173 Royal Oaks Drive
Manning, S.C. 29102
County: Clarendon
Previous Orders: None
Permit/ID Number: 1470915

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

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

19) Order Type and Number: Consent Order 10-082-DW
Order Date: October 15, 2010
Respondent: **Pepsi Bottling Ventures LLC**
Facility: Pepsi Cola Bottling Company of
Conway-Myrtle Beach
Location/Mailing Address: 2380 Highway 501 W
Conway, S.C. 29526
County: Horry
Previous Orders: None
Permit/ID Number: 2630002

Summary: Pepsi Bottling Ventures LLC (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for fluoride.

Action: The Respondent is required to: submit for approval a corrective action plan with a detailed schedule of implementation and completion to include

steps to resolve the fluoride MCL exceedance, and pay a **stipulated penalty** in the amount of two thousand dollars (**\$2,000.00**) should the Respondent fail to meet any requirement of the Order.

20) Order Type and Number: Consent Order 10-083-DW
Order Date: October 25, 2010
Respondent: **Santee Motor Inns, Inc.**
Facility: Quality Inn and Suites
Location/Mailing Address: 8929 Bass Dr., Santee, S.C.
29142/P.O. Box 27, Santee, S.C.
29142
County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-028-1

Summary: Santee Motor Inns, 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: two (2) approvable “no lifeguard on duty – swim at your own risk” signs were not posted; the emergency phone was not operational; the required pool rules sign was incomplete; the pool operator of record information was not posted; the bound and numbered log book was not maintained daily; chlorine and pH levels were below the acceptable range; and the cyanuric acid levels were above the acceptable limit.

Action: The Respondent is required to: correct all deficiencies; properly operate and maintain the pool; and, pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**).

21) Order Type and Number: Consent Order 10-084-DW
Order Date: October 25, 2010
Respondent: **Gary Patel, Individually and d.b.a. Town Terrace Inn**
Facility: Town Terrace Inn
Location/Mailing Address: 830 Five Chop Road
Orangeburg, S.C. 29115
County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-008-1

Summary: Gary Patel, Individually and d.b.a. Town Terrace Inn (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 was not self-latching; the bound and numbered log book was not maintained daily; and chlorine levels were below the acceptable range.

Action: The Respondent is required to: correct all deficiencies; properly operate and maintain the pool; and, pay a civil penalty in the amount of one thousand five hundred thirty dollars (**\$1,530.00**).

22) Order Type and Number: Consent Order 10-085-DW
Order Date: October 25, 2010
Respondent: **Rita of Orangeburg, Inc.**
Facility: Travelers Inn
Location/Mailing Address: 17 Farringdon Drive
Greenville, S.C. 29615
County: Greenville
Previous Orders: None
Permit/ID Number: 38-050-1

Summary: Rita of Orangeburg, 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 submit a change order request form prior to installing an automatic controller; the life ring did not have a permanently attached rope; the shepherds crook did not have a permanently attached handle; two (2) approvable “shallow water – no diving” signs were not posted; the required pool rules sign was incomplete; a current operating permit was not posted; the South Carolina pool operator of record sign was not posted; the bound and numbered log book was not maintained daily; and chlorine and pH levels were not within the acceptable range.

Action: The Respondent is required to: submit a change order request form for the automatic controller; correct all deficiencies; properly operate and maintain the pool; pay a civil penalty in the amount of one thousand four hundred seventy dollars (**\$1,470.00**); and, pay a stipulated penalty in the amount of four hundred dollars (\$400.00) should the Respondent fail to meet any requirement of the Order.

23) Order Type and Number: Consent Order 10-086-DW
Order Date: October 25, 2010
Respondent: **Vasudev Hotels, LLC**
Facility: Quality Inn Executive Center
Location/Mailing Address: 17 Farringdon Drive
Greenville, S.C. 29615
County: Greenville
Previous Orders: None
Permit/ID Number: 23-086-1

Summary: Vasudev Hotels, 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 life ring did not have a permanently attached rope; the gate was not self-latching; the required pool rules sign was incomplete; the operating permit was not posted; the bound and numbered log was not maintained daily; chlorine and pH levels were below the acceptable range.

Action: The Respondent is required to: correct all deficiencies; properly operate and maintain the pool; and, pay a civil penalty in the amount of one thousand nine hundred sixty dollars (**\$1,960.00**).

24) Order Type and Number: Consent Order 10-088-DW
Order Date: October 25, 2010
Respondent: **C.U.C., Inc.**
Facility: Callawassie Island
Location/Mailing Address: 2109 Timberlane Drive
Florence, S.C. 29506
County: Beaufort
Previous Orders: None
Permit/ID Number: 0750041

Summary: C.U.C., 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: failure to submit its standard monitoring plan or system specific study and Initial Distribution System Evaluation (IDSE) report.

Action: The Respondent is required to: submit its standard monitoring plan or system specific study and IDSE report, and pay a **stipulated penalty** in the amount of three thousand six hundred dollars (**\$3,600.00**) should the Respondent fail to meet any requirement of the Order.

25) Order Type and Number: Consent Order 10-089-DW
Order Date: October 25, 2010
Respondent: **Dowd Water Systems Inc.**
Facility: Stephenson's Lake
Location/Mailing Address: 77 Dowd Road
Prosperity, S.C. 29127
County: Lexington
Previous Orders: None
Permit/ID Number: 3250018

Summary: Dowd Water Systems 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: failure to submit its standard monitoring plan or system specific study and Initial Distribution System Evaluation (IDSE) report.

Action: The Respondent is required to: submit its standard monitoring plan or system specific study and IDSE report, and pay a **stipulated penalty** in the amount of three thousand six hundred dollars (**\$3,600.00**) should the Respondent fail to meet any requirement of the Order.

26) Order Type and Number: Consent Order 10-090-DW
Order Date: October 25, 2010
Respondent **Silver Springs Rural Community Water District**
Facility: Silver Springs Community
Location/Mailing Address: 6423 Savannah Highway
Neeses, S.C. 29107
County: Orangeburg
Previous Orders: None
Permit/ID Number: 3820002

Summary: Silver Springs Rural Community Water District (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: failure to submit its Initial Distribution System Evaluation (IDSE) report.

Action: The Respondent is required to: submit its IDSE report and pay a **stipulated penalty** in the amount of one thousand eight hundred dollars (**\$1,800.00**) should the Respondent fail to meet any requirement of the Order.

27) Order Type and Number: Consent Order 10-091-DW
Order Date: October 25, 2010
Respondent **The City of Greer/The Greer Trust**
Facility: Greer City Hall Complex
Location/Mailing Address: 301 East Poinsett Street
Greer, S.C. 29651
County: Greenville
Previous Orders: None
Permit/ID Number: 24327-WS

Summary: The City of Greer and The Greer Trust (Respondents) are responsible for the construction activities at the Greer City Hall Complex. The

Respondents have violated the State Primary Drinking Water Regulations as follows: failure to obtain final approval to operate prior to placing a drinking water distribution system and all necessary appurtenances to serve the Greer City Hall Complex into operation.

Action: The Respondent is required to: pay a civil penalty in the amount of one thousand seven hundred dollars (**\$1,700.00**).

28)	<u>Order Type and Number:</u>	Consent Order 10-092-DW
	<u>Order Date:</u>	October 25, 2010
	<u>Respondent</u>	Evan Alexander
	<u>Facility:</u>	N/A
	<u>Location/Mailing Address:</u>	755 East Main Street Timmonsville, S.C. 29161
	<u>County:</u>	Lee
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A

Summary: Evan Alexander (Respondent) is responsible for the installation of a residential well. The Respondent has violated the South Carolina Well Standards & Regulations and the South Carolina Individual Residential Well & Irrigation Well Permitting Regulations as follows: the Respondent engaged in the business of well drilling without obtaining certification from the South Carolina Environmental Certification Board; failed to obtain coverage under the General Permit to Construct prior to the installation of a residential well by failing to submit a notice of intent prior to construction; and, failed to properly construct the residential well.

Action: The Respondent is required to: cease all well drilling activities until properly certified as a well driller by the South Carolina Environmental Certification Board; pay a civil penalty in the amount of two thousand five hundred eighty dollars (**\$2,580.00**); and, pay a stipulated penalty in the amount of six thousand twenty-two dollars (\$6,022.00) should the Respondent fail to meet any requirement of the Order.

Water Pollution Enforcement

29)	<u>Order Type and Number:</u>	Consent Order 10-051-W
	<u>Order Date:</u>	October 21, 2010
	<u>Respondent:</u>	City of Mullins
	<u>Facility:</u>	City of Mullins WWTF
	<u>Location/Mailing Address:</u>	Post Office Box 408 Mullins, S.C. 29574

County: Marion
Previous Orders: 07-039-W (\$5,100.00)
Permit/ID Number: SC0029408
Violations Cited: S.C. Code Ann. § 48-1-110(d)(2008)
and 24 S.C. Code Ann. Regs. 61-9.122.41(a)(Supp.2009)

Summary: The City of Mullins (Respondent) owns and is responsible for the proper operation and maintenance of the City of Mullins Wastewater Treatment Facility. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation by exceeding its effluent quality limits for Total Zinc as reported on its Discharge Monitoring Reports for October - December 2009 and March - April 2010.

Action: The Respondent is required to: submit a corrective action plan specifying corrective actions and activities to be taken to identify the cause(s) for noncompliance and steps to be taken to restore compliance; and, pay a civil penalty in the amount of three thousand six hundred dollars (**\$3,600.00**).

30) Order Type and Number: Consent Order 10-052-W
Order Date: October 26, 2010
Respondent: **Town of Hampton**
Facility: Town of Hampton WWTF
Location/Mailing Address: 608 First Street, West
Hampton, SC 29924
County: Hampton
Previous Orders: 06-192-W (\$8,400.00)
Permit/ID Number: SC0021318
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. 2009)

Summary: The Town of Hampton (Respondent) is responsible for the operation and maintenance of the Town of Hampton Wastewater Treatment Facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent limits for Total Copper as contained in its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Respondent is required to: submit a corrective action plan specifying corrective actions and activities to be taken to identify the cause(s) for noncompliance and steps to be taken to restore compliance, including a compliance schedule that will be enforceable; pay a civil penalty in the amount of two thousand three hundred fifty dollars (**\$2,350.00**); and, pay a suspended penalty in the amount of two thousand four hundred fifty dollars (\$2,450.00) should the Respondent fail to comply with any requirement of the Order.

instructions for safely conducting activities involved in each covered process; and, failed to perform a pre-startup safety review prior to the introduction of a regulated substance to a process.

Action: The Respondent is required to: comply with the requirements of U.S. EPA Regulations at 40 CFR Part 68; ensure that the PHA is appropriate to the complexity of the process and ensure that the PHA identifies, evaluates, and controls the hazards involved in the process; update and revalidate the PHA in accordance with federal and state regulations; ensure that operating procedures are developed and implemented in accordance with federal and state regulations; perform pre-startup safety reviews prior to the introduction of a regulated substance to a process; install an internal alarm system at the Swansea Facility and ensure that the system is operational; and, pay a civil penalty in the amount of ninety-one thousand dollars (**\$91,000.00**).

33) Order Type and Number: Consent Order 10-064-A
Order Date: October 22, 2010
Respondent: **University of South Carolina**
Facility: Rutledge Chapel
Location/Mailing Address: 306 Benson School, Columbia, S.C.
County: Richland
Previous Orders: 10-019-A (\$17,500.00); 09-030-A (\$0); 08-045-A (\$10,000.00)
Permit/ID Number: N/A
Violations Cited: U.S. EPA Regulations 40 CFR Part 61.145 and 61.150; and South Carolina Air Pollution Control Regulation 61-86.1, Standards of Performance for Asbestos Projects, Sections V, VIII, and X.

Summary: The University of South Carolina (Respondent), located in Columbia, South Carolina, is a public higher-education institution. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and Consent Order 10-019-A as follows: failed to ensure that a thorough building inspection was performed prior to beginning renovation activities; failed to submit a written notice of intent to renovate; failed to ensure that all asbestos-containing materials were removed in accordance with the applicable work practice requirements while engaged in a renovation project involving regulated asbestos-containing material ("RACM"); failed to ensure that all asbestos-containing materials were properly disposed of; failed to ensure that each worker and supervisor met the applicable training and licensing requirements; failed to obtain a Department-issued asbestos project license prior to beginning a renovation project involving RACM; and, failed to ensure that all preparation requirements were followed while engaged in a renovation project involving RACM.

Action: The Respondent is required to: ensure that a thorough building inspection is performed prior to engaging in any future renovation or demolition operations; 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 each worker and supervisor meet the applicable training and licensing requirements prior to engaging in future asbestos projects; ensure that all future work practice, cleanup, disposal, and air sampling and analysis procedures are followed and performed in accordance with state and federal regulations; submit contractor notification procedures; submit building inspection reports for concurrent asbestos projects; submit quarterly project reports; and, pay a civil penalty in the amount of thirty-six thousand dollars (**\$36,000.00**).