

SUMMARY SHEET  
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
 March 11, 2010  
 Amended

\_\_\_\_\_ 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 January 1, 2010 – January 31, 2010.
- III. **FACTS:** For the periods January 1, 2010 through January 31, 2010 EQC issued thirty (30) Consent Orders with total assessed civil penalties in the amount of \$66,942.00. Two (2) Administrative Orders were also reported during this period with total assessed penalties in the amount of \$5,642.00.

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                        | 2                        | \$ 5,642.00           | 4                 | \$ 2,650.00           |
| Solid Waste                        | 0                        | 0                     | 1                 | 487.00                |
| Hazardous Waste                    | 0                        | 0                     | 3                 | 9,880.00              |
| <b>SUBTOTAL</b>                    | <b>2</b>                 | <b>5,642.00</b>       | <b>8</b>          | <b>\$ 13,017.00</b>   |
| <b>Water</b>                       |                          |                       |                   |                       |
| Drinking Water                     | 0                        | \$ 0                  | 13                | \$ 16,725.00          |
| Water Pollution                    | 0                        | \$ 0                  | 5                 | 28,200.00             |
| <b>SUBTOTAL</b>                    | <b>0</b>                 | <b>\$ 0</b>           |                   | <b>\$ 44,925.00</b>   |
| <b>Air Quality</b>                 |                          |                       |                   |                       |
| <b>SUBTOTAL</b>                    | <b>0</b>                 | <b>\$ 0</b>           | <b>4</b>          | <b>\$ 9,000.00</b>    |
| <b>TOTAL</b>                       | <b>2</b>                 | <b>\$ 5,642.00</b>    | <b>30</b>         | <b>\$ 66,942.00</b>   |

**ANALYSIS:** During the reporting period, Drinking Water Enforcement entered into thirteen (13) Consent Orders of which eight (8) were for violations of the Public Swimming Pool

Regulations. Total civil penalties for the Public Swimming Pool Regulation violations were assessed in the amount of fifteen thousand five hundred twenty five dollars (\$15,525.00).

Water Pollution Enforcement entered into a Consent Order of Dismissal with Mark and Pam Thompson (Respondents) for conducting land-disturbing activities on the property at the Estates at Wood Valley without a National Pollutant Discharge Elimination System General Storm Water Permit and discharged storm water with sediment to waters of the State. To comply with the Order, the Respondents must stabilize all disturbed areas of the site, submit an engineer's report certifying compliance with the NPDES Permit and a Storm Water Pollution Prevention Plan, and comply with permanent swale and pond maintenance agreements. A civil penalty in the amount of twelve thousand dollars (\$12,000.00) was assessed.

Air Quality Enforcement entered into four (4) Consent Orders of which three (3) were for asbestos related violations. Total civil penalties for the asbestos related violations were assessed in the amount of eight thousand four hundred dollars (\$8,400.00).

Submitted by:

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