

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
October 10, 2013**

BUREAU OF LAND AND WASTE MANAGEMENT

Hazardous Waste Enforcement

- 1) Order Type and Number: Consent Order 13-08-HW
 Order Date: August 28, 2013
 Respondent: **Greenwood Fabricating and
 Plating**
 Facility: Greenwood Fabricating and Plating
 Location: 215 Mill Ave.
 Greenwood, SC 29646
 Mailing Address: Same
 County: Greenwood
 Previous Orders*: N/A
 Permit/ID Number: N/A
 Violations Cited: South Carolina Hazardous Waste
 Management Act §44-56-130(2); South Carolina Hazardous Waste
 Management Regulation 61-79.262.90; R.61-79.265.16(d)(1-3); R.61-
 79.265.16(c); R.61-79.265.52(e); R.61-79.265.52(f); and, R.61-
 79.262.13(d).

Summary: Greenwood Fabricating and Plating (Respondent) provides fabricating, machining and electroplating services to the commercial and electrical industries. The Respondent violated the South Carolina Hazardous Waste Management Regulations as follows: failure to clean up a hazardous waste discharge that occurred during generation, processing or storage so that it no longer presents a hazard to human health or the environment; failure to maintain personnel records relevant to each position responsible for hazardous waste management, including the type and amount of both introductory and continuing training; failure to ensure that personnel managing hazardous waste take part in an annual review of the initial training; failure to ensure that contingency plan include a list of all emergency equipment at the facility, its location, a physical description, and a brief outline of its capabilities; failure to ensure that the contingency plan include an evacuation plan for facility personnel; and, failure to file a revised notification form whenever the information became outdated or inaccurate.

Action: The Respondent is required to: ensure that any discharge of hazardous waste is cleaned up in accordance with the regulations; ensure that

personnel responsible for hazardous waste management receive relevant training and that the associated records are maintained in accordance with the regulations; ensure that the contingency plan is kept up-to-date in accordance with the regulations; ensure that all notifications to the Department are kept up-to-date in accordance with the regulations; and, pay a civil penalty in the amount of three thousand, one hundred dollars (**\$3,100.00**).

Solid Waste Enforcement

- 2) Order Type and Number: Consent Order 13-09-SW
Order Date: August 29, 2013
Respondents: **Laurens County Landfill, LLC**
Facility: J & B Transfer Station
Location: 245 Broadcast Drive,
Spartanburg, SC 29303
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: 422692-6001
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002), the Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19 (Supp. 2012) and Solid Waste Transfer Station Permit Number 422692-6001.

Summary: Laurens County Landfill, LLC (Respondent) operates a solid waste transfer facility at 245 Broadcast Drive, located in Spartanburg County, South Carolina, and has violated the South Carolina Solid Waste Policy and Management Act of 1991, the Solid Waste Landfills and Structural Fill Regulation and Solid Waste Transfer Station Permit Number 422692-6001 as follows: failure to maintain a neat and orderly appearance by cleaning the transfer station as often as necessary so as to control litter, odors, rats, insects and other vectors; failure to adhere to final design plans and engineering report approved on September 8, 2010; and, failure to fulfill the requirements of picking up litter on a daily basis and covering full or partially filled transfer trailers if left on site overnight.

Action: The Respondent is required to: ensure that all litter is picked up daily and that full or partially full trailers are covered if left overnight, per the requirements of their Permit and pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

BUREAU OF WATER

Drinking Water Enforcement

- 3) Order Type and Number: Consent Order 13-061-DW
Order Date: August 8, 2013
Respondent: **Shiv Enterprises, LLC**
Facility: Red Roof Inn
Location: 1122 Hummingbird Lane
Hardeeville, SC 29927
Mailing Address: Same
County: Jasper
Previous Orders: None
Permit/ID Number: 27-027-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Shiv Enterprises, 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; 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; one of the main drain grates was not in place; the emergency telephone was not functional; the pool operator of record information was not posted; and, the bound and numbered log book was not available for Department review. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid. A follow-up inspection has been conducted and all of the deficiencies have been corrected.

- 4) Order Type and Number: Consent Order 13-062-DW
Order Date: August 8, 2013
Respondent: **Raldex V, Inc.**
Facility: Holiday Inn Express
Location: 3440 Radio Drive
Florence, SC 29501
Mailing Address: 2671 Hospitality Boulevard
Florence, SC 29501
County: Florence
Previous Orders: None
Permit/ID Number: 21-1014D
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Raldex V, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards and the pH level was not within the acceptable range of water quality standards. A violation was issued for failure to properly operate and maintain the spa on two occasions.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

5) Order Type and Number: Consent Order 13-064-DW
Order Date: August 13, 2013
Respondent: **New Latin Quarter, LLC**
Facility: Admiral Motor Inn
Location: 300 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: 210 North Ocean Boulevard
Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-281-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: New Latin Quarter, 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: a ladder was not tight and secure; the gate did not self close and latch; the pool wall was missing tiles; 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 emergency telephone was not accessible; and, the bound and numbered log book was not available for Department review. A violation was issued for failure to properly operate and maintain the pool on one occasion.

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 four hundred dollars (**\$400.00**). The civil penalty has been paid.

6) Order Type and Number: Consent Order 13-065-DW
Order Date: August 13, 2013
Respondent: **TS&D, LLC**
Facility: Windsurfer

Location: 210 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-083-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: TS&D, 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 pool deck was missing a no diving tile; the steps on a ladder were bent; the gate did not self close and latch; the pool wall had broken tiles; the chlorine level was not within the acceptable range of water quality standards; the shepherd's crook was not the approved length; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving" sign was posted; and, the bound and numbered log book was not maintained on a daily basis. A violation was issued for failure to properly operate and maintain the pool on one occasion.

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 four hundred dollars (**\$400.00**). The civil penalty has been paid.

7) Order Type and Number: Consent Order 13-066-DW
Order Date: August 13, 2013
Respondent: **Northwoods of SC, LP**
Facility: Northwoods Apartments
Location: 116 Northwoods Drive
Seneca, SC 29678
Mailing Address: 448 Viking Drive, Suite 245
Virginia Beach, VA 23452
County: Oconee
Previous Orders: None
Permit/ID Number: 37-044-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Northwoods of SC, LP (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 United States Coast Guard approved life ring was defective in that the rope was deteriorated; the emergency telephone was not functional; one of the "No Lifeguard On Duty – Swim At Your Own Risk" signs was defective in that the lettering was not the appropriate size; and, the bound and numbered log book was not maintained on a

daily basis. A violation was issued for failure to properly operate and maintain the pool on one occasion.

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 four hundred dollars (**\$400.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

8) Order Type and Number: Consent Order 13-067-DW
Order Date: August 8, 2013
Respondent: **Palmetto State Utility Services, Inc.**
Facility: 4/10 AG Range Headquarters,
Fort Jackson
Location: 2576 Essayons Way
Fort Jackson, SC 29207
Mailing Address: Same
County: Richland
Previous Orders: None
Permit/ID Number: 28878-WS
Violations Cited: S.C. Code Ann. Regs. 61-58.1.B(8)

Summary: Palmetto State Utility Services, Inc. (Respondent) owns and is responsible for the construction of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to obtain a permit to construct from the Department prior to the construction of the appurtenances associated with a new public supply well.

Action: The Respondent is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

9) Order Type and Number: Consent Order 13-068-DW
Order Date: August 8, 2013
Respondent: **Myrbeach Mortgage LLC**
Facility: Days Inn
Location: 3650 Waccamaw Boulevard
Myrtle Beach, SC 29579
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-A67-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Myrbeach Mortgage LLC (Respondent) owns and is responsible for the proper operation and maintenance of a spa. 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; only one “Shallow Water – No Diving” sign was posted; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; the current pool operator of record information was not posted; and the bound and numbered log book was not available for Department review. A violation was issued for failure to properly operate and maintain the spa on one occasion.

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 four hundred dollars (**\$400.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

10) <u>Order Type and Number:</u>	Consent Order 13-069-DW
<u>Order Date:</u>	August 8, 2013
<u>Respondent:</u>	BPMS Graduates LLC
<u>Facility:</u>	Crowfield Village Apartments
<u>Location:</u>	1398 South University Drive Ladson, SC 29546
<u>Mailing Address:</u>	316 Tennessee Drive Ladson, SC 29546
<u>County:</u>	Berkeley
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	08-050-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: BPMS Graduates 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 lifeline with floats was not in place; the ladders and handrails were not tight and secure; there were gaps in the fence greater than four inches apart; a light in the pool wall was out of the niche; the chlorine level was not within the acceptable range of water quality standards; the main drain grates were not visible in that the water was cloudy; the emergency telephone was not functioning; the pool rules sign was not completely filled out; the current pool operator of record information was not posted; the bound and numbered log book was not maintained on a daily basis; and, the recirculation and filtration system was not operating properly in that a pump was not working. A violation was issued for failure to properly operate and maintain the pool on one occasion. A follow up inspection was conducted and it was verified that all of the deficiencies have been addressed.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid.

11) Order Type and Number: Consent Order 13-070-DW
Order Date: August 13, 2013
Respondent: **Garden City Inn, LLC**
Facility: Garden City Motor Inn
Location: 1120 North Waccamaw Drive
Garden City, SC 29576
Mailing Address: P.O. Box 2268
Murrells Inlet, SC 29576
County: Horry
Previous Orders: None
Permit/ID Number: 26-E45-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Garden City Inn, 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 lifeline floats were not properly spaced; 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 emergency telephone was not accessible; the pool rules sign was not completely filled out; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; the current pool operator of record information was not posted; and the bound and numbered log book was not available for Department review. A violation was issued for failure to properly operate and maintain the pool on one occasion. A follow-up inspection was conducted and it was verified that all of the deficiencies have been addressed.

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

12) Order Type and Number: Consent Order 13-071-DW
Order Date: August 13, 2013
Respondent: **Crescent Pointe Partners of South Carolina, LLC**
Facility: Companion at Crescent Pointe
Location: 1500 South Oak Street
Seneca, SC 29678
Mailing Address: 5826 Samet Drive, Suite 105
High Pointe, NC 27265
County: Oconee
Previous Orders: None
Permit/ID Number: 37-1004B

Violations Cited:

S.C. Code Ann. Regs. 61-51(J)

Summary: Crescent Pointe Partners of South Carolina, 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; 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; the pool operator of record information was not posted; and, the bound and numbered log book was not available for Department review. A violation was issued for failure to properly operate and maintain the pool on one occasion.

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 four hundred dollars (**\$400.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

13) Order Type and Number: Consent Order 13-072-DW
Order Date: August 13, 2013
Respondent: **Prammish, LLC**
Facility: Holiday Inn
Location: 139 Bradford Boulevard
Santee, SC 29142
Mailing Address: Same
County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-1004B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Prammish, 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 pool plaster was deteriorating; 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 recirculation and filtration system was not operating properly; and, the drinking water fountain was not operational. A violation was issued for failure to properly operate and maintain the pool on three occasions.

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 four hundred dollars (**\$2,400.00**).

14) Order Type and Number: Consent Order 13-073-DW
Order Date: August 13, 2013
Respondent: **Shree Narayan Krupa, LLC**
Facility: Econo Lodge
Location: 511 James L Taylor Drive
Ridgeland, SC 29936
Mailing Address: 8216 East Main Street
Ridgeland, SC 29936
County: Jasper
Previous Orders: None
Permit/ID Number: 27-034-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Shree Narayan Krupa, 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 gate did not self close and latch; a light in the pool wall was out of its fixture; chlorine sticks were in the skimmer basket; 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 United States Coast Guard approved life ring did not have a permanently attached rope; and, the disinfection equipment was not operating properly. A violation was issued for failure to properly operate and maintain the pool on one occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

15) Order Type and Number: Consent Order 13-074-DW
Order Date: August 13, 2013
Respondent: **The Young Men's Christian Association of Columbia, S.C.**
Facility: YMCA Lexington Camp
Location: 401 YMCA Road
Lexington, SC 29073
Mailing Address: 1420 Sumter Street
Columbia, SC 29201
County: Lexington
Previous Orders: None
Permit/ID Number: 3270678
Violations Cited: S.C. Code Ann. Regs. 61-58.5F

Summary: The Young Men’s Christian Association of Columbia, S.C. (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 violation for total coliform 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.

16) <u>Order Type and Number:</u>	Consent Order 13-075-DW
<u>Order Date:</u>	August 28, 2013
<u>Respondent:</u>	Belle Isle Yacht Club
<u>Facility:</u>	Belle Isle Yacht Club
<u>Location:</u>	1142 Belle Isle Road Georgetown, SC 29440
<u>Mailing Address:</u>	P.O. Box 9000 Myrtle Beach, SC 29578
<u>County:</u>	Georgetown
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	22-1044B and 22-025-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Belle Isle Yacht Club (Respondent) owns and is responsible for the proper operation and maintenance of two pools. The Respondent has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; the lifeline floats were not properly spaced; the bathroom did not have paper towels or soap; a gate did not self close and latch; the water level was too low; chlorine sticks were in the skimmer basket; the pool operator or record information was not posted; 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; one of the “No Lifeguard On Duty – Swim At Your Own Risk” sign was defective in that the lettering was not the appropriate size; only one “Shallow Water – No Diving” sign was posted; and the bound and numbered log book was not maintained on a daily basis. A violation was issued for failure to properly operate and maintain the pools on two occasions.

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 one thousand six hundred dollars (**\$1,600.00**). The civil penalty has been paid.

17) Order Type and Number: Consent Order 13-076-DW
Order Date: August 19, 2013
Respondent: **Coosawhatchie Land Company, LLC**
Facility: Tiger Express #11
Location: 6 Rush Street
Beaufort, SC 29970
Mailing Address: Same
County: Jasper
Previous Orders: None
Permit/ID Number: 2770212
Violations Cited: S.C. Code Ann. Regs. 61-58.5.F

Summary: Coosawhatchie Land Company, 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 total coliform.

Action: The Respondent is required to: submit an investigative report to determine the causes of the MCL violation for total coliform 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 13-077-DW
Order Date: August 19, 2013
Respondent: **Franklin Company, Inc.**
Facility: Jamestown Apartments
Location: 2013 Second Loop Road
Florence, SC 29501
Mailing Address: 2011-B Second Loop Road
Florence, SC 29501
County: Florence
Previous Orders: None
Permit/ID Number: 21-097-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Franklin Company, 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 pH level was not within the acceptable range of water quality standards; and, the cyanuric acid

level was above the water quality standards acceptable limit. A violation was issued for failure to properly operate and maintain the pool on two occasions.

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 eight hundred dollars (**\$800.00**).

19) Order Type and Number: Consent Order 13-078-DW
Order Date: August 19, 2013
Respondent: **Town of Lexington**
Facility: Town of Lexington
Location: 111 Maiden Lane
Lexington, SC 29072
Mailing Address: P.O. Box 397
Lexington, SC 29071
County: Lexington
Previous Orders: None
Permit/ID Number: 3210001
Violations Cited: S.C. Code Ann. Regs. 61-58.5.G(5)

Summary: The Town of Lexington (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 Respondent failed to notify the Department by the end of the day when it was notified of an E. coli positive test result.

Action: The Respondent is required to: submit a revised bacteriological monitoring and reporting standard operating procedure (SOP) to include a protocol that will be followed to ensure that all monitoring and reporting requirements are complied with and pay a civil penalty in the amount of two thousand eight hundred dollars (**\$2,800.00**). The civil penalty has been paid and the revised SOP has been submitted.

20) Order Type and Number: Consent Order 13-079-DW
Order Date: August 28, 2013
Respondent: **Mahavir and Muni Inc.**
Facility: Econo Lodge
Location: 1916 West Lucas Street
Florence, SC 29501
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 21-088-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Mahavir and Muni 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 and the cyanuric acid level was above the water quality standards acceptable limit. A violation was issued for failure to properly operate and maintain the pool on two occasions.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

21)	<u>Order Type and Number:</u>	Consent Order 13-080-DW
	<u>Order Date:</u>	August 28, 2013
	<u>Respondent:</u>	Airport Properties, Inc.
	<u>Facility:</u>	Sandcastle Oceanfront Resort
	<u>Location:</u>	1802 North Ocean Boulevard Myrtle Beach, SC 29577
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-J86-1 and 26-J88-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Airport Properties, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool and a spa. The Respondent has violated the Public Swimming Pools Regulation as follows: a gate did not self close and latch; tiles were missing on the spa wall; the chlorine level was not within the acceptable range of water quality standards; the pool operator of record information was not posted; the pool rules sign was not completely filled out; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and, only one “Shallow Water – No Diving” sign was posted. A violation was issued for failure to properly operate and maintain the pool and spa on two occasions.

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 one thousand three hundred sixty dollars (**\$1,360.00**). The civil penalty has been paid.

22)	<u>Order Type and Number:</u>	Consent Order 13-081-DW
	<u>Order Date:</u>	August 19, 2013

Respondent: **Edgewater Acres Homeowners Association, Inc.**
Facility: Edgewater Acres
Location: 11 Riverfront Lane
Simpsonville, SC 29681
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 2350024/27918-WS
Violations Cited: S.C. Code Ann. Regs. 61-58.1.J
&61-58.1.K

Summary: Edgewater Acres Homeowners Association, 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: failed to submit a revised application for approval prior to installing modifications to the PWS which deviated from the approved plans and failed to obtain written approval prior to placing the modifications into operation.

Action: The Respondent is required to: submit as-built drawings that correctly reflect the modifications; request an inspection to obtain written approval to operate; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of five thousand, five hundred dollars (\$5,500.00) should the Respondent fail to meet any requirement of the Order.

23) Order Type and Number: Consent Order 13-082-DW
Order Date: August 28, 2013
Respondent: **Tiger Development, LLC**
Facility: University Village
Location: 181 University Village
Central, SC 29630
Mailing Address: 1700 Hillsborough Street
Raleigh, NC 27605
County: Pickens
Previous Orders: None
Permit/ID Number: 39-1024B and 39-1006B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tiger Development, LLC (Respondent) owns and is responsible for the proper operation and maintenance of two pools. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing caps and was not tight and secure; the gate did not self close and latch; 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 emergency telephone was not functional; only one “Shallow Water – No Diving” sign was posted; both of the “No Lifeguard On Duty – Swim At Your Own Risk” signs were defective in that the lettering was not the appropriate size; the bound and numbered log book was not maintained on a daily basis; and, the flow meter was not operating. A violation was issued for failure to properly operate and maintain the pools on one occasion.

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 eight hundred dollars (**\$800.00**). The civil penalty has been paid.

24) Order Type and Number: Consent Order 13-083-DW
Order Date: August 28, 2013
Respondent: **Shady Grove Construction, LLC**
Facility: Fort Jackson Twin Lakes
Location: Semmes Road
Fort Jackson, SC 29207
Mailing Address: 1079 West Shady Grove Road
Irmo, SC 29063
County: Richland
Previous Orders: None
Permit/ID Number: 28681-WS
Violations Cited: S.C. Code Ann. Regs. 61-58.1.B(8)

Summary: Shady Grove Construction, LLC (Respondent) owns and is responsible for the construction of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to obtain a permit to construct from the Department prior to the construction of the appurtenances associated with a new public supply well.

Action: The Respondent is required to: obtain the required permit(s) and approval(s) to construct and operate the PWS and pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**). The civil penalty has been paid.

25) Order Type and Number: Consent Order 13-086-DW
Order Date: August 28, 2013
Respondent: **Ocean Lakes Utilities, LP**
Facility: Ocean Lakes Family Campground
Location: 6001 S King Highway
Myrtle Beach, SC 29575
Mailing Address: Same
County: Horry

Previous Orders: None
Permit/ID Number: 2660048
Violations Cited: S.C. Code Ann. Regs. 61-58.5.P(2)(b)

Summary: Ocean Lakes Utilities, LP (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 trihalomethanes (TTHM).

Action: The Respondent is required to: submit a corrective action plan to include proposed steps to address the TTHM MCL violation 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.

Water Pollution Enforcement

26) Order Type and Number: Administrative Order 13-030-W
Order Date: July 17, 2013
Respondent: **Liberty Assets, LLC**
Agent: Coker & Associates of SC, LLC
Facility: Formerly Liberty Denim, LLC
Location: 101 Mills Avenue
Liberty, SC 29657
Mailing Address: 201 Brookside Way
Greenville, SC 29605
County: Pickens
Previous Orders: None
Permit/ID Number: NPDES Permit #SC0000264
Violations Cited: S.C. Code Ann. §48-1-90(a)(1)(2008); 25 S.C. Code Ann. Regs. 61-67.300.F.17 (2012); 61-82 (2012)

Summary: Jackson Reuben “Chip” Coker, II, CEO, Coker & Associates of SC, LLC, as registered agent for Liberty Assets, LLC (Respondent), is responsible for the proper closeout of an industrial wastewater treatment facility (WWTF) at the site of Liberty Denim, a former textile manufacturing plant at 101 Mills Avenue in Liberty, SC, in Pickens County. The Respondent was engaged in salvaging equipment and materials from the manufacturing property.

Action: The Respondent is required to: submit a report identifying all activity occurring or planned, including demolition activity, on commercial

industrial property owned by the Respondent that could potentially contaminate storm water or storm water runoff from the property and pay a civil penalty in the amount of thirty thousand dollars (**\$30,000.00**).

27) Order Type and Number: Consent Order 13-035-W
Order Date: August 28, 2013
Respondent: **Slim & Trim, LLC**
Facility: Rental Property
Location: 114 Leawood Drive
Spartanburg, SC
Mailing Address: 778 Union Street
Spartanburg, SC 29306
County: Spartanburg
Previous Orders: None
Permit Number: N/A
Violation(s) Cited: Onsite Wastewater Systems, 24 S.C.
Code Ann. Regs. 61-56.301 (2012)

Summary: Slim & Trim, LLC (Respondent) owns and is responsible for rental property located at 114 Leawood Drive, Spartanburg, SC; the property is served by an onsite wastewater (OSWW) system. The Respondent has violated the Onsite Wastewater Systems Regulations as follows: failed to repair a malfunctioning OSWW system and discharged effluent to the surface of the ground.

Action: The Respondent is required to: implement a monthly inspection and maintenance program for the OSWW system at the referenced address; submit monthly inspection and maintenance reports to the Department for twelve months; and, pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

BUREAU OF AIR QUALITY

28) Order Type and Number: Consent Order 13-035-A
Order Date: August 13, 2013
Respondent: **Chester Wood Products LLC**
Facility: Chester Wood Products LLC
Location: 1445 Lancaster Hwy.
Chester, SC 29706
Mailing Address: Same
County: Chester
Previous Orders: 08-059-A (\$10,000); 09-070-A
(\$6,000); 10-040-A (\$37,500); 10-

052-A (\$25,000); 11-037-A
(\$75,000)
Permit/ID Number: TV-0640-0013
Violations Cited: U.S. EPA 40 CFR 63.2240, U.S.
EPA 40 CFR 63 Table 1B to Subpart DDDD, 5 S.C. Code Ann. Regs. 61-
62.63, Subpart DDDD, Consent Order 08-059-A, and 5 S.C. Code Ann.
Regs. 61-62.1, Section II, Permit Requirements

Summary: Chester Wood Products LLC (Respondent) owns and operates a softwood veneer and plywood manufacturing facility in Chester, South Carolina. The Department issued Part 70 (Title V) Air Quality Permit TV-0640-0013 to the Respondent, effective November 2, 2000. The Respondent violated U.S. EPA Regulations, South Carolina Air Pollution Control Regulations, and its Title V Permit as follows: failed to maintain a minimum volatile organic compound (VOC) destruction removal efficiency (DRE) on the regenerative catalytic oxidizer (RCO) of 90% and reduce its total hazardous air pollutant (HAP) emissions by 90%, during a Department-approved source test on February 21, 2013.

Action: The Respondent is required to: henceforth maintain a minimum VOC DRE on the RCO of 90% and ensure a reduction of its total HAP emissions by 90%, measured as total hydrocarbon; henceforth maintain the 3-hour block average temperature of the RCO above the minimum operating temperature of 874°F established during a March 25, 2013, source test; and, pay a civil penalty in the amount of sixteen thousand dollars (**\$16,000.00**).

29) Order Type and Number: Consent Order 13-036-A
Order Date: August 28, 2013
Respondent: **Performance Fibers, Inc.**
Facility: Performance Fibers, Inc.
Location: 199 Maple St.
Winnsboro, SC 29180
Mailing Address: Same
County: Fairfield
Previous Orders: None
Permit/ID Number: CM-1000-0005
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.1,
Section II, Permit Requirements

Summary: Performance Fibers, Inc. (Respondent) manufactures treated textile products at its facility in Winnsboro, South Carolina. The Department issued Conditional Major Operating Permit CM-1000-0005 to the Respondent, effective April 1, 2012. The Respondent violated South Carolina Air Pollution Control Regulations and its Conditional Major Permit as follows: failed to demonstrate 99% capture efficiency for the fabric treatment process during

Department-approved source tests conducted on September 13, 2012 and April 3, 2013.

Action: The Respondent is required to: henceforth comply with all conditions and emission limits of the Conditional Major Permit including capture and destruction efficiencies; submit a permit modification request addressing all uncontrolled emissions, an accurate process description which identifies all sources and potential emissions, and a request to modify or reduce the fabric treatment process capture efficiency; conduct a Department-approved capture efficiency source test on the fabric treatment process if a revised permit is issued which requires an overall capture efficiency above 95%; and, pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

OCEAN AND COASTAL RESOURCE MANAGEMENT

30) Order Type and Number: Consent Order 13B-001P
Order Date: August 22, 2013
Respondent: **Mark A. Smith**
Location: 1305 H E Smalls Court
Port Royal, SC 29935
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: S.C. Code Ann. §48-39-130(A) and
23A S.C. Code Ann. Regs. 30-2(B). 23A S.C. Code Ann. Regs. 30-
11(E)(2)

Summary: Mark A. Smith (Respondent) violated the Coastal Zone Management Act and Critical Area Permitting Regulations by failing to remove an abandoned vessel he owns from the coastal waters critical area within 30 days of notification from the Department. This enforcement action was initiated after Department was notified by the Town of Port Royal.

Action: The Respondent is required to: remove the abandoned vessel and pay a **suspended penalty** in the amount of one thousand eight hundred two dollars (**\$1,802.00**) should the Respondent fail to meet any requirement of the Order.

* Unless otherwise specified, "Previous Orders" as listed in this report include orders issued by Environmental Affairs programs within the last five (5) years.