

SUMMARY SHEET
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
March 27, 2018

_____ ACTION/DECISION

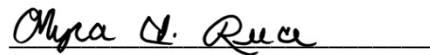
X INFORMATION

1. **TITLE:** Administrative and Consent Orders issued by Environmental Affairs.
2. **SUBJECT:** Administrative and Consent Orders issued by Environmental Quality Control (EQC) and Ocean and Coastal Resource Management (OCRM) during the period January 1, 2018 – January 31, 2018.
3. **FACTS:** For the period of January 1, 2018 through January 31, 2018, Environmental Affairs issued one Administrative Order with total assessed civil penalties in the amount of \$7,500.00; fifty-three (53) Consent Orders with total assessed civil penalties in the amount of \$77,295.00. One (1) Consent Agreement was issued during the reporting period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Agreements	Consent Orders	Assessed Penalties
Land and Waste Management					
UST Program	0	0	0	0	0
Aboveground Tanks	0	0	0	0	0
Solid Waste	0	0	0	0	0
Hazardous Waste*	0	0	0	2	\$13,500.00
Infectious Waste	0	0	0	1	\$ 8,520.00
Mining	0	0	0	0	0
SUBTOTAL	0	0	0	3	\$22,020.00
Water					
Recreational Water	0	0	0	11	\$10,775.00
Drinking Water	0	0	0	3	0
Water Pollution	0	0	0	2	\$ 4,600.00
Dam Safety	0	0	1	0	0
SUBTOTAL	0	0	1	16	\$15,375.00
Air Quality					
SUBTOTAL	1	\$7,500.00	0	1	\$7,500.00
Environmental Health Services					
Food Safety	0	0	0	32	\$31,900.00
Onsite Wastewater	0	0	0	0	0
SUBTOTAL	0	0	0	32	\$31,900.00
OCRM					
SUBTOTAL	0	0	0	1	\$ 500.00
TOTAL	1	0	1	53	\$77,295.00

*During the reporting period a Joint Consent Order was entered into between Hazardous Waste Enforcement and Water Pollution Enforcement. Hazardous Waste Enforcement was given credit for the Order.

Submitted by:



Myra C. Reece
Director of Environmental Affairs

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
March 27, 2018**

BUREAU OF LAND AND WASTE MANAGEMENT

Hazardous Waste Enforcement

- 1) Order Type and Number: Consent Order 17-29-HW, 17-075-W
Order Date: January 31, 2018
Individual/Entity: **CNC Plating, Inc.**
Facility: CNC Plating, Inc.
Location: 1902 Edgefield Street
Greenwood, SC 29646
Mailing Address: Same
County: Greenwood
*Previous Orders: None
Permit/ID Number: 19472-IW/SCR 000 772 335
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 *et seq.* (2002 and Supp. 2015), the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2015), the Pollution Control Act, S.C. Code Ann. §48-1-110 *et seq.* (2008 and Supp. 2016), and the Standards for Wastewater Facilities Construction, 6 S.C. Code Ann. Regs. 61-67.300.A.1. (2012 and Supp. 2016).

Summary: CNC Plating, Inc. (Individual/Entity) specializes in chrome electroplating at its facility located at 1902 Edgefield Street, in Greenwood, South Carolina. The Department conducted inspections on August 16, 2016, and August 25, 2016. The Individual/Entity has violated the Hazardous Waste Management Regulations, the Pollution Control Act, and the Standards for Wastewater Facilities Construction as follows: failed to accurately determine if a waste was a hazardous waste; failed to keep containers holding hazardous waste closed during storage; failed to receive an extension from the Department to allow hazardous waste to remain onsite for longer than 180 days; failed to maintain and operate the facility to minimize the possibility of any unplanned sudden or non-sudden release of hazardous waste; failed to post the name and telephone number of the emergency coordinator, the location of the fire extinguishers, and spill control material next to the telephone; failed to ensure that the date upon which each period of accumulation began was clearly marked and visible on each container; failed to ensure while being accumulated onsite, each container was labeled or clearly marked with the EPA Hazardous Waste Number(s) and the words: "Hazardous Waste – federal laws prohibit improper disposal;" failed to inspect areas where hazardous waste containers are stored, at least weekly; failed to maintain aisle space to allow the unobstructed movement of personnel and emergency equipment; failed to make arrangements with local authorities for potential needed services; failed to submit plans to or obtain approval from the Department prior to making a change or addition to the approved Evaporator System (ES); and, failed to operate the facility in accordance with its Wastewater Construction Permit, in that it failed to have a completed O&M Manual available onsite during normal working hours.

Action: The Individual/Entity is required to: submit the name and contact information for a qualified company to characterize and properly dispose of all hazardous waste including, but not limited to: drums, totes, liquid waste in tanks and or containers; submit a Wastewater Construction Permit application with accompanying documentation to allow for adding the wastewater settling

container to the ES and obtain Department approval prior to placing the container into operation or remove the wastewater settling container; enroll in and complete a hazardous waste training course and submit a copy of the training certificate; submit an administratively and technically complete Wastewater Construction Permit Application (DHEC Form 1970) to add the primary containment structure or a redesigned primary containment system as a permitted part of the wastewater treatment system; submit an updated O&M Manual for the ES reflecting current components, treatment processes, and maintenance plans for the operation and maintenance of the ES; submit analytical results, profiles, and manifests for the disposed hazardous waste stored onsite in drums, totes, tanks and various containers as mentioned in the Order; and, ensure that inspections of the evaporator system are performed in accordance with Condition 1 of the Wastewater Construction Permit 19472-IW, pay a **suspended penalty** in the forty-eight thousand, eight hundred twenty-five dollars (**\$48,825.00**), and pay a **stipulated penalty** in the amount of five thousand, four hundred twenty-five dollars (**\$5,425.00**), should any requirement of the order not be met.

2) Order Type and Number: Consent Order 17-31-HW
Order Date: January 11, 2018
Individual/Entity: **Self Regional Healthcare**
Facility: Self Regional Healthcare
Location: 1325 Spring Street
Greenwood, SC 29646
Mailing Address: Same
County: Greenwood
Previous Orders: None
Permit/ID Number: SCR 000 005 751
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §44-56-10 *et seq.* (2002 and Supp. 2016), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2016).

Summary: Self Regional Healthcare (Individual/Entity) provides health care services at its facility located at 1325 Spring Street, in Greenwood, South Carolina. The Department conducted an inspection on September 18, 2017. The Individual/Entity has violated the Hazardous Waste Management Regulations as follows: failed to keep containers holding hazardous waste closed, except when it is necessary to add or remove waste; failed to ensure that the date upon which each period of accumulation began was clearly marked and visible for inspection on each container; failed to ensure that each container while being accumulated onsite, is labeled or marked clearly with the EPA Hazardous Waste Number and the words: "Hazardous Waste – federal laws prohibit improper disposal;" accumulated more than one quart of acutely hazardous waste in containers at or near the point of generation, which is under the control of the operator; generated more than one kilogram of acute hazardous waste in a calendar month; failed to maintain lamps in a manner to prevent a release and to keep such containers closed to prevent spillage; and, failed to file a revised or new Notification Form with the Department whenever the facility's generator status became inaccurate.

Action: The Individual/Entity is required to: submit the Quarterly Hazardous Waste Reports for the 4th quarter; and, pay a civil penalty in the amount of thirteen thousand five hundred dollars (**\$13,500.00**).

Infectious Waste Enforcement

- 3) Order Type and Number: Consent Order 17-26-IW
Order Date: January 22, 2018
Individual/Entity: **Bon Secours St. Francis Health System, Inc.**
Facility: St. Francis Downtown
Location: Saint Francis Drive
Greenville, South Carolina 29601
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: SC23-0253G
Violations Cited: The South Carolina Infectious Waste Management Act, S.C. Code Ann. § 44-93-30 (2002 and Supp. 2016) (Act); and the South Carolina Infectious Waste Management Regulation 61-105 (2012).

Summary: Bon Secours St. Francis Health System, Inc. (Individual/Entity) provides healthcare services at St. Francis Downtown located in Greenville, South Carolina. The Facility has been registered in South Carolina as a generator of infectious waste since August 23, 2001. On January 27, 2017, the Department conducted an inspection of the Facility. The Individual/Entity has violated the South Carolina Infectious Waste Management Act and the South Carolina Infectious Waste Management Regulation as follows: failed to provide the Department with a written protocol to monitor onsite treatment procedures; failed to obtain and record accurate weight of waste within 50 days of shipment; failed to segregate infectious waste from solid waste as close to the point of generation as practical to avoid commingling of the waste; failed to monitor the treatment of infectious waste by use of biological indicators or laboratory culture of the treatment residue to ensure that pathogens have been adequately treated; disposed of infectious waste treatment residue before Department approved monitoring methods could confirm the effectiveness of the treatment process; failed to submit to the Department for approval a standard operating procedure manual, which will include at a minimum requirements in the Section U(4) of this Regulation; failed to use Department approved indicator organisms in test runs to assure proper treatment of the waste; failed to record the temperature and time of all steam sterilizers during each complete cycle to ensure the attainment of a temperature of 121 degrees Centigrade (250 degrees Fahrenheit) for 45 minutes or longer at fifteen (15) pounds pressure, depending on quantity and density of the load, in order to achieve sterilization of the entire load; failed to use the biological indicator Bacillus stearothermophilus placed at the center of a load processed under standard operating conditions to confirm the attainment of adequate sterilization condition; failed to maintain records of the procedures for steam sterilizer run conditions and center load testing with biological indicators for a period of no less than 3 years; failed to demonstrate that more than 75% (by weight, in a calendar year) of all infectious waste that is stored, treated, or disposed of by the facility is generated onsite; and, failed to maintain a record of the treatment for two (2) years afterward to include the date and type of treatment, amount of waste treated, and the individual operating the treatment.

Action: The Individual/Entity is required to comply with the Act and Regulation 61-105; and, pay a civil penalty in the amount of eight thousand, five hundred twenty dollars (**\$8,520.00**).

BUREAU OF WATER

Recreational Waters Enforcement

- 4) Order Type and Number: Consent Order 17-184-RW
Order Date: January 4, 2018
Individual/Entity: **Magnolia Place East Home Owners' Association, Inc.**
Facility: **Magnolia Place East Condominiums**
Location: Wild Iris Drive, Building #4
Myrtle Beach, SC 29577
Mailing Address: 306 79th Avenue North
Myrtle Beach, SC 29572
County: Horry
Previous Orders: None
Permit/ID Number: 26-1798B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Magnolia Place East Home Owners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 1, 2017, and June 27, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool furniture was not at least four feet from the pool edge; the drinking water fountain was not operating; the gate did not self-close and latch; the cyanuric acid level was above the water quality standards acceptable limit; the life ring was deteriorated; a handrail was not tight and secure; and the chlorine level was not within the acceptable range of water quality standards.

Action: The Individual/Entity 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 six hundred eighty dollars (**\$680.00**). The civil penalty has been paid.

- 5) Order Type and Number: Consent Order 18-001-RW
Order Date: January 5, 2018
Individual/Entity: **Fairway Village Homeowners Association, Inc. of Surfside Beach**
Facility: Fairway Village
Location: 455 Sunnehanna Drive
Myrtle Beach, SC 29588
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-D70-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Fairway Village Homeowners Association, Inc. of Surfside Beach (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On May 31, 2017, and June 20, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; the current pool operator of record information was not posted to the public; and the facility could not produce current valid documentation of pool operator

certification. On June 22, 2017, a follow-up inspection was conducted and it was determined that all of the deficiencies had been addressed.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

6) Order Type and Number: Consent Order 18-003-RW
Order Date: January 5, 2018
Individual/Entity: **MSP Hotels, Inc.**
Facility: Hawthorne Suites
Location: 2455 Savannah Highway
Charleston, SC 29407
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1109B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: MSP Hotels, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On May 23, 2017, and July 17, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the disinfection equipment and recirculation and filtration equipment were not accessible; the pump room and chemical storage room were not locked; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring was deteriorated and did not have beackets; the facility address was not posted at the emergency notification device; and the bound and numbered log book was not available for review at the time of the May 23, 2017 inspection, and was not maintained on a daily basis at the time of the July 17, 2017 inspection.

Action: The Individual/Entity 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 six hundred eighty dollars (**\$680.00**).

7) Order Type and Number: Consent Order 18-002-RW
Order Date: January 8, 2018
Individual/Entity: **Waters at Berryhill, LP**
Facility: Waters at Berryhill Apartments
Location: 18 Berryhill Road
Columbia, SC 29210
Mailing Address: 5910 North Central Expressway
Dallas, TX 75206
County: Lexington
Previous Orders: None
Permit/ID Number: 32-035-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Waters at Berryhill, LP (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 5, 2017, and August 2, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; a ladder was missing bumpers; the pool walls were not clean and there was dirt and oil on the waterline tiles; the deck was uneven and had sharp edges; there was standing water on the pool deck; a skimmer was missing a weir; there were non-pool related items stored in the pump room;

there was no drinking water fountain; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring was deteriorated at the time of the July 5, 2017 inspection, and there was no life ring at the time of the August 2, 2017 inspection; the pool rules sign did not have all of the required rules; the current pool operator of record information was not posted to the public; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity 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 six hundred eighty dollars (**\$680.00**). The civil penalty has been paid. The Individual/Entity submitted a corrective action plan and corrected the deficiencies.

8) Order Type and Number: Consent Order 18-004-RW
 Order Date: January 11, 2018
 Individual/Entity: **Hare Krishna, LLC**
 Facility: Comfort Inn Blythewood
 Location: 436 McNulty Street
 Blythewood, SC 29016

 Mailing Address: Same
 County: Richland
 Previous Orders: 14-093-DW (\$400.00)
 15-049-RW (\$560.00)

 Permit/ID Number: 40-409-1
 Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Hare Krishna, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 13, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; a ladder was missing a rung; a skimmer basket was not inserted properly; the shepherd's crook was missing a bolt and the remaining bolt was loose; the current pool operator of record information was not posted to the public; the facility could not produce current valid documentation of pool operator certification; and the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record.

Action: The Individual/Entity 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**).

9) Order Type and Number: Consent Order 18-005-RW
 Order Date: January 22, 2018
 Individual/Entity: **Radhe Radhe, LLC**
 Facility: Days Inn Manning
 Location: 2825 Paxville Highway
 Manning, SC 29102

 Mailing Address: Same
 County: Clarendon
 Previous Orders: None
 Permit/ID Number: 14-027-1
 Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Radhe Radhe, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On July 12, 2017, and July 31, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the gate did not self-close and latch; the pool rules sign was not completely filled out; the bound and numbered log book was not maintained on a daily basis; and the chlorine level was not within the acceptable range of water quality standards.

Action: The Individual/Entity 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 six hundred eighty dollars (**\$680.00**).

10) Order Type and Number: Consent Order 18-006-RW
Order Date: January 22, 2018
Individual/Entity: **Surfside Development Partners, LLC**
Facility: Holiday Inn Oceanfront at Surfside Beach
Location: 1601 N Ocean Boulevard
Surfside Beach, SC 29575
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-H18-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Surfside Development Partners, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On May 23, 2017, and July 20, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the emergency notification device was not operational; the "Shallow Water - No Diving Allowed" signs posted did not have the correct wording; and only one "No Lifeguard On Duty - Swim At Your Own Risk" sign was posted and the sign posted did not have the correct wording.

Action: The Individual/Entity 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 six hundred eighty dollars (**\$680.00**).

11) Order Type and Number: Consent Order 18-008-RW
Order Date: January 29, 2018
Individual/Entity: **Golf Colony Resort II Homeowners' Association, Inc.**
Facility: Golf Colony Resort II at Baytree
Location: 3700 Golf Colony Lane
Little River, SC 29566
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-992-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Golf Colony Resort II Homeowners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On May 31, 2017, and July 3, 2017, the pool was inspected and a violation was issued for failure to properly operate and

maintain; and on June 2, 2017, the pool was inspected and a violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; a skimmer was missing a weir; the pool rules sign was not completely filled out; there was no drinking water fountain; the gate did not self-close and latch; and the pool was operating prior to receiving Department approval.

Action: The Individual/Entity 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 nine hundred thirty-five dollars **(\$935.00)**.

12)	<u>Order Type and Number:</u>	Consent Order 18-011-RW
	<u>Order Date:</u>	January 29, 2018
	<u>Individual/Entity:</u>	DeBordieu Fairway Oaks Homeowners Association, Inc.
	<u>Facility:</u>	Fairway Oaks Villas at DeBordieu
	<u>Location:</u>	1182 Hwy 17 Bypass South Murrells Inlet, SC 29576
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Georgetown
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	22-059-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: DeBordieu Fairway Oaks Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 7, 2017, July 13, 2017, and July 25, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a gate did not self-close and latch; a section of the perimeter fencing was missing; the chlorine and pH levels were not within the acceptable range of water quality standards; and the pool equipment room was not locked.

Action: The Individual/Entity 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 eighty dollars **(\$1,680.00)**.

13)	<u>Order Type and Number:</u>	Consent Order 18-009-RW
	<u>Order Date:</u>	January 30, 2018
	<u>Individual/Entity:</u>	Sand Trap Villas Homeowner's Association, Inc.
	<u>Facility:</u>	Sand Trap Villas
	<u>Location:</u>	4600 North Ocean Boulevard North Myrtle Beach, SC 29582
	<u>Mailing Address:</u>	30 Belmont Drive Bluffton, SC 29910
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-B62-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Sand Trap Villas Homeowner's Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool. On June 13, 2017, and July 5, 2017, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the

lifeline with floats was not attached to the pool wall; the pool furniture was not at least four feet from the edge of the pool; there was no drinking water fountain; the chlorine level was not within the acceptable range of water quality standards; the life ring was deteriorated; the pool rules sign was not completely filled out; the current pool operator of record information was not posted to the public; and the facility could not produce current valid documentation of pool operator certification. On July 20, 2017, a follow-up inspection was conducted and it was determined that all of the deficiencies had been addressed except for the installation of a drinking water fountain.

Action: The Individual/Entity is required to: install a drinking water fountain within fifty feet of the pool; and pay a civil penalty in the amount of six hundred eighty dollars **(\$680.00)**.

14) Order Type and Number: Consent Order 18-010-RW
Order Date: January 31, 2018
Individual/Entity: **Shri AP, LLC**
Facility: Comfort Suites
Location: 2500 Broad Street Extension
Sumter, SC 29150
Mailing Address: 450 Derek Drive
County: Sumter, SC 29154
Previous Orders: 16-186-RW (\$680.00)
Permit/ID Number: 43-045-1 & 43-046-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Shri AP, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and spa. On June 30, 2017, and August 4, 2017, the pool and spa were inspected and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing a step; the gate did not self-close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the disinfection equipment was not operating; and the recirculation and filtration equipment was not operating. On August 7, 2017, follow-up inspections were conducted at the pool and spa and it was determined that all of the deficiencies had been addressed.

Action: The Individual/Entity is required to: pay a civil penalty in the amount of two thousand, forty dollars **(\$2,040.00)**.

Drinking Water Enforcement

15) Order Type and Number: Consent Order 18-001-DW
Order Date: January 4, 2018
Individual/Entity: **Carolyn Salters, Individually and d.b.a. Blackstock Fish Camp**
Facility: Blackstock Fish Camp
Location: 1944 Blackstock Road
Blackstock, SC 29014
Mailing Address: P.O. Box 176
Blackstock, SC 29014
County: Fairfield
Previous Orders: None
Permit/ID Number: 2070909
Violations Cited: S.C. Code Ann. Regs. 61-58.5.B(2)(h)

Summary: Carolyn Salters, Individually and d.b.a. Blackstock Fish Camp (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On November 28, 2017, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for nitrate.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the MCL violation at the PWS; and pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

16) Order Type and Number: Consent Order 18-002-DW
Order Date: January 4, 2018
Individual/Entity: **Doran, LLC**
Facility: Oakview Mobile Home Park
Location: 1539 Carolina Avenue
Burton, SC 29906
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 0760059
Violations Cited: S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: Doran, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On November 7, 2017, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the PWS tested present for total coliform and E. coli, which resulted in a violation of the maximum contaminant level (MCL) for E. coli.

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the MCL violation; and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

17) Order Type and Number: Consent Order 18-003-DW
Order Date: January 22, 2018
Individual/Entity: **Georgetown County Water & Sewer District**
Facility: Georgetown County Water & Sewer District
Location: 4145 Highmarket Street
Georgetown, SC 29440
Mailing Address: P.O. Box 2730
Pawleys Island, SC 29585
County: Georgetown
Previous Orders: None
Permit/ID Number: 2220010
Violations Cited: S.C. Code Ann. Regs. 61-58.5.P(2)(b)

Summary: Georgetown County Water & Sewer District (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On November 20, 2017, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for haloacetic acids five (HAA5).

Action: The Individual/Entity is required to: submit a corrective action plan to include proposed steps to address the MCL violation; and pay a **stipulated penalty** in the amount of four thousand dollars **(\$4,000.00)** should any requirement of the Order not be met.

Water Pollution Enforcement

18) Order Type and Number: Consent Order 18-002-W
Order Date: January 5, 2018
Individual/Entity: **Williamsburg County Water and Sewer Authority**
Facility: Santee River WWTF
Location: 674 Union Church Road
Williamsburg County, SC
Mailing Address: P.O. Box 1124
Kingstree, SC 29556
County: Williamsburg
Previous Orders: None
Permit/ID Number: SC0048097
Violations Cited: Pollution Control Act, S.C. Code Ann § 48-1- 110
(d) (Supp. 2016); Water Pollution Control Permits, 3 S.C. Code Ann Regs. 61-9.122.41 (a) and (d) (2016).

Summary: Williamsburg County Water and Sewer Authority (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Santee River Wastewater Treatment Facility (WWTF) located in Williamsburg County, South Carolina. On September 5, 2017, a Notice of Violation was issued as a result of violations for *Escherichia coli* (E. coli) on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of the National Pollutant Discharge Elimination System permit for E. coli.

Action: The Individual/Entity is required to: submit a corrective action plan to address the deficiencies; and, pay a civil penalty in the amount of three thousand two hundred dollars **(\$3,200.00)**.

19) Order Type and Number: Consent Order 18-003-W
Order Date: January 22, 2018
Individual/Entity: **Georgetown County Water & Sewer District**
Facility: Pawleys Area WWTP
Location: 456 Clearwater Drive
Pawleys Island, SC
Mailing Address: P.O. Box 2730
Pawleys Island, SC 29585
County: Georgetown
Previous Orders: None
Permit/ID Number: SC0039951
Violations Cited: Pollution Control Act, S.C. Code Ann § 48-1- 110
(d) (Supp. 2016); Water Pollution Control Permits, 3 S.C. Code Ann Regs. 61-9.122.41 (a) and (d) (2016).

Summary: Georgetown County Water and Sewer District (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Pawleys Area Wastewater Treatment

Plant (WWTP) located in Georgetown County, South Carolina. On September 28, 2017, a Notice of Violation was issued as a result of violations for Ammonia – Nitrogen violations on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to comply with the effluent discharge limits of the National Pollutant Discharge Elimination System permit for Ammonia - Nitrogen.

Action: The Individual/Entity is required to: submit a corrective action plan to address the deficiencies; and, pay a civil penalty in the amount of one thousand, four hundred dollars (**\$1,400.00**).

Dams Safety Enforcement

20) **Order Type and Number:** Consent Agreement 18-001-W
Order Date: January 4, 2018
Individual/Entity: **Sandy Creek Associates**
Facility: Wilson Millpond Dam
Location: Approximately 2.0 miles west of the intersection of Leesburg Road and Hwy. 601, near Congress Road, Richland County, SC
Mailing Address: 46 Foot Point Road
Columbia, SC 29209
County: Richland
Previous Orders: 2015 Emergency Order
Permit/ID Number: D 0594
Law Citations: SC Dams and Reservoirs Safety Act, S.C. Code Ann. § 49-11-110, *et seq.*, (2008) and Dams and Reservoirs Safety Act Regulation 72.1, *et seq.* (2012)
Summary: Sandy Creek Associates (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Wilson Millpond Dam in Richland County, South Carolina. On October 15, 2015, the Department issued an Emergency Order to the Individual/Entity as a result of unsafe conditions at the dam. The Agreement is entered into by the Department and the Individual/Entity with respect to remedial actions addressing deficiencies in the condition of the dam.

Action: The Individual/Entity is required to: maintain the Dam in a condition that does not impound water until the Dam is repaired or removed from the property; notify the Department upon any change in status, ownership, or condition of the Dam; apply for a permit prior to performing any changes to the Dam; and, obtain a permit under the "Construction Permit Application Requirements" in section 72-3.D.2, if plans are made to repair the Dam after a period of two (2) years from the execution date of the Order.

BUREAU OF AIR QUALITY

21) **Order Type and Number:** Administrative Order 18-002-A
Order Date: January 9, 2018
Individual/Entity: **Cruz Enterprises, Inc.**
Facility: Cruz Enterprises, Inc.
Location: 2468 Cape Road
Johns Island, SC 29455
Mailing Address: Same
County: Charleston

Previous Orders: 13-041-A (\$4,000)
Permit/ID Number: N/A
Violations Cited: 5 S.C. Code Ann. Regs. 61-62.2, *Prohibition of Open Burning*

Summary: Cruz Enterprises, Inc. (Individual/Entity), located in Johns Island, South Carolina, performs tree trimming, tree removal, and landscaping. The Department conducted an open burning investigation on April 18, 2017, in response to a complaint. The Individual/Entity has violated South Carolina Air Pollution Control Regulations as follows: burned materials other than those specifically allowed by Section I of the regulation.

Action: The Individual/Entity is required to: cease all open burning except in accordance with the open burning regulations; and pay a civil penalty in the amount of seven thousand, five hundred dollars **(\$7,500.00)**.

22) Order Type and Number: Consent Order 18-001-A
Order Date: January 2, 2018
Individual/Entity: **Adams Scrap Recycling L.L.C.**
Facility: Adams Scrap Recycling L.L.C.
Location: 419 Old Easley Rd.
Greenville, SC 29611
Mailing Address: P.O. Box 14338
Greenville SC 29610
County: Greenville
Previous Orders: None
Permit/ID Number: 1200-0510
Violations Cited: U.S. EPA regulations at 40 CFR Part 63 and 5 South Carolina Code Ann. Regs. 61-62.63, *National Emission Standards for Hazardous Air Pollutants for Source Categories*, Subpart A, General Provisions, and Subpart RRR, *National Emission Standards for Secondary Aluminum Production*; and 5 S.C. Code Ann. Regs. 61-62.1, Section II, *Permit Requirements*

Summary: Adams Scrap Recycling L.L.C. (Individual/Entity), located in Greenville, South Carolina, operated an aluminum sweat furnace. On July 20, 2016, the Department conducted a comprehensive inspection. The Individual/Entity has violated U.S. EPA regulations at 40 CFR Part 63 and South Carolina Air Pollution Control Regulation as follows: failed to maintain a copy of the operating permit readily available at the facility; failed to demonstrate that it maintained the 3-hour block average operating temperature of the afterburner at or above 1600°F; failed to demonstrate that it operated the afterburner in accordance with the OM&M plan; failed to submit an OM&M plan to the Department within 90 days after the applicable compliance date; failed to inspect the capture/collection and closed vent system at least once each calendar year; failed to demonstrate that it calibrated and maintained the device that continuously monitors and records the operating temperature of the afterburner; failed to determine and record the average temperature of the afterburner for each 3-hour block period; failed to conduct and/or record inspections of the afterburner at least once a year; failed to submit a Notice Of Compliance Status within 90 days after the applicable compliance date; and, failed to submit semiannual reports within 60 days after the end of each applicable 6-month period.

Action: The Individual/Entity is required to: not resume operation of the aluminum sweat furnace, and submit an Air Permit Cancellation Form (DHEC 2374) to the Department for the cancellation of Bureau of Air Quality State Operating Permit 1200-0510, no later than January 1, 2018; and pay a civil penalty in the amount of seven thousand, five hundred dollars **(\$7,500.00)**.

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

Food Safety Enforcement

23) Order Type and Number: Consent Order 2017-206-02-039
Order Date: January 2, 2018
Individual/Entity: **Ingles #93 Deli**
Facility: Ingles #93 Deli
Location: 2150 East Main Street
Duncan, SC 29334
Mailing Address: P.O. Box 6676
Asheville, NC 28816
County: Spartanburg
Previous Orders: None
Permit Number: 42-206-04379
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Ingles #93 Deli (Individual/Entity) is a deli located in Duncan, South Carolina. The Department conducted inspections on November 15, 2017, November 20, 2017, November 22, 2017, and November 27, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

24) Order Type and Number: Consent Order 2017-206-03-065
Order Date: January 2, 2018
Individual/Entity: **Sila Thai Restaurant**
Facility: Sila Thai Restaurant
Location: 979 Anderson Road
Rock Hill, SC 29730
Mailing Address: 739 Greenbriar Avenue
Rock Hill, SC 29730
County: York
Previous Orders: None
Permit Number: 46-206-02791
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Sila Thai Restaurant (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on April 26, 2017, June 19, 2017, and August 16, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

25) Order Type and Number: Consent Order 2017-206-03-085
Order Date: January 2, 2018
Individual/Entity: **Burger Tavern 77**

Facility: Burger Tavern 77
Location: 2631 Devine Street
Columbia, SC 29205
Mailing Address: Same
County: Richland
Previous Orders: None
Permit Number: 40-206-06810
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Burger Tavern 77 (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on March 1, 2017, March 10, 2017, and June 26, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of five hundred fifty dollars **(\$550.00)**.

26) Order Type and Number: Consent Order 2017-206-03-110
Order Date: January 2, 2018
Individual/Entity: **Country Inn and Suites**
Facility: Country Inn and Suites
Location: 3540 Lakemont Boulevard
Fort Mill, SC 29708
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: N/A
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Country Inn and Suites (Individual/Entity) operates a restaurant located in Fort Mill, South Carolina. The Department conducted inspections on December 29, 2016, and July 12, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: provided food to the public without a valid permit issued by the Department.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

27) Order Type and Number: Consent Order 2017-206-03-120
Order Date: January 2, 2018
Individual/Entity: **Liberty at the Lake**
Facility: Liberty at the Lake
Location: 1602 Marina Road
Irmo, SC 29063
Mailing Address: 1177 Southgate Drive
Charleston, SC 29407
County: Richland
Previous Orders: 2015-206-03-059 (\$1,200.00)
2016-206-03-102 (\$1,200.00)
Permit Number: 40-206-07068
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Liberty at the Lake (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on September 9, 2015, August 30, 2016, August 1, 2017, and August 8, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

28) Order Type and Number: Consent Order 2017-206-03-121
Order Date: January 2, 2018
Individual/Entity: **Starbucks Coffee**
Facility: Starbucks Coffee
Location: 1400 Main Street
Columbia, SC 29201
Mailing Address: Same
County: Richland
Previous Orders: None
Permit Number: 40-206-07570
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Starbucks Coffee (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on September 22, 2017, September 28, 2017, November 14, 2017, and November 20, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

29) Order Type and Number: Consent Order 2017-206-03-126
Order Date: January 2, 2018
Individual/Entity: **Ocean View Seafood Restaurant**
Facility: Ocean View Seafood Restaurant
Location: 1904 Broad River Road
Columbia, SC 29210
Mailing Address: Same
County: Richland
Previous Orders: None
Permit Number: 40-206-06025
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Ocean View Seafood Restaurant (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on June 30, 2016, June 6, 2017, and November 15, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods; and failed to clearly mark the date by which food shall be consumed on the premises, sold, or discarded when held at a temperature of 41°F or less for a maximum of seven (7) days. This applies only to refrigerated, ready-to-eat, time/temperature

control for safety food prepared and held in a food establishment for more than twenty-four (24) hours.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

30) Order Type and Number: Consent Order 2017-206-04-006
Order Date: January 2, 2018
Individual/Entity: **Cruizers #16**
Facility: Cruizers #16
Location: 233 North Coit Street
Florence, SC 29501
Mailing Address: Same
County: Florence
Previous Orders: None
Permit Number: 21-206-02721
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Cruizers #16 (Individual/Entity) is a convenience store located in Florence, South Carolina. The Department conducted inspections on October 28, 2016, November 4, 2016, and October 11, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of five hundred fifty dollars **(\$550.00)**.

31) Order Type and Number: Consent Order 2017-206-04-010
Order Date: January 2, 2018
Individual/Entity: **T's Express**
Facility: T's Express
Location: 106 East Boyce Street
Manning, SC 29102
Mailing Address: Same
County: Clarendon
Previous Orders: None
Permit Number: 14-206-00382
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: T's Express (Individual/Entity) is a restaurant located in Manning, South Carolina. The Department conducted inspections on July 25, 2017, September 22, 2017, and September 29, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

32) Order Type and Number: Consent Order 2017-206-06-108
Order Date: January 2, 2018
Individual/Entity: **Mellow Mushroom**
Facility: Mellow Mushroom
Location: 1101 Highway 17 South
North Myrtle Beach, SC 29582
Mailing Address: 1604 South Highgrove Court
Myrtle Beach, SC 29575
County: Horry
Previous Orders: None
Permit Number: 26-206-12803
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Mellow Mushroom (Individual/Entity) is a restaurant located in North Myrtle Beach, South Carolina. The Department conducted inspections on July 17, 2017, July 24, 2017, and September 13, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

33) Order Type and Number: Consent Order 2017-206-06-113
Order Date: January 2, 2018
Individual/Entity: **Canteen Dining - International Paper**
Facility: Canteen Dining- International Paper
Location: 700 Kaminski Street
Georgetown, SC 29440
Mailing Address: 4808 Chesapeake Drive
Charlotte, NC 28216
County: Georgetown
Previous Orders: None
Permit Number: 22-206-06159
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Canteen Dining- International Paper (Individual/Entity) operates a restaurant located in Georgetown, South Carolina. The Department conducted inspections on July 7, 2016, March 2, 2017, and June 30, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to properly cool, cooked time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

34) Order Type and Number: Consent Order 2017-206-06-126
Order Date: January 2, 2018
Individual/Entity: **Fish Net Seafood Market**
Facility: Fish Net Seafood Market
Location: 105 North Main Street
Hemingway, SC 29554
Mailing Address: 297 State Highway 41-51

County: Hemingway, SC 29554
Previous Orders: Williamsburg
Permit Number: None
Violations Cited: 45-206-00429
S.C. Code Ann. Regs. 61-25

Summary: Fish Net Seafood Market (Individual/Entity) is a restaurant located in Hemingway, South Carolina. The Department conducted inspections on December 14, 2015, November 30, 2016, and October 3, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of seven hundred dollars **(\$700.00)**.

35) Order Type and Number: Consent Order 2017-206-06-132
Order Date: January 2, 2018
Individual/Entity: **Ocean Dragon Pawleys Island**
Facility: Ocean Dragon Pawleys Island
Location: 9380 Ocean Highway
Pawleys Island, SC 29585
Mailing Address: Same
County: Georgetown
Previous Orders: None
Permit Number: 22-206-06052
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Ocean Dragon Pawleys Island (Individual/Entity) is a restaurant located in Pawleys Island, South Carolina. The Department conducted inspections on April 4, 2016, March 6, 2017, and October 24, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

36) Order Type and Number: Consent Order 2017-206-06-137
Order Date: January 2, 2018
Individual/Entity: **Domino's Pizza**
Facility: Domino's Pizza
Location: 1335 North Longstreet Street
Kingstree, SC 29556
Mailing Address: P.O. Box 13225
Florence, SC 29504
County: Williamsburg
Previous Orders: None
Permit Number: 45-206-00413
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Domino's Pizza (Individual/Entity) is a restaurant located in Kingstree, South Carolina. The Department conducted inspections on November 10, 2016, September 7, 2017,

September 14, 2017, September 21, 2017, and September 29, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that a person in charge who demonstrates knowledge by being a food protection manager certified by a food protection manager certification program that is evaluated and listed by a Conference for Food Protection-recognized accrediting agency as conforming to the Conference for Food Protection Standards for Accreditation of Food Protection Manager Certification Programs complies with the regulation; and failed to ensure that nonfood-contact surfaces are free of unnecessary ledges, projections, and crevices, and designed and constructed to allow easy cleaning and to facilitate maintenance.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, five hundred dollars **(\$1,500.00)**.

37) Order Type and Number: Consent Order 2017-206-08-010
Order Date: January 2, 2018
Individual/Entity: **Agave Mexican Grill**
Facility: Agave Mexican Grill
Location: 1430 Ribaut Road
Port Royal, SC 29935
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit Number: 07-206-02515
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Agave Mexican Grill (Individual/Entity) is a restaurant located in Beaufort, South Carolina. The Department conducted inspections on September 30, 2016, November 21, 2016, October 3, 2017, and October 13, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to clearly mark the date by which food shall be consumed on the premises, sold, or discarded when held at a temperature of 41°F or less for a maximum of seven (7) days. This applies only to refrigerated, ready-to-eat, time/temperature control for safety food prepared and held in a food establishment for more than twenty-four (24) hours; and failed to ensure that when time without temperature control is used as a public health control, the food in unmarked containers or packages shall be discarded.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

38) Order Type and Number: Consent Order 2017-211-03-001
Order Date: January 2, 2018
Individual/Entity: **Kroger #002 Market**
Facility: Kroger #002 Market
Location: 7467 St. Andrews Road
Irmo, SC 29063
Mailing Address: P.O. Box 305103
Nashville, TN 37230
County: Lexington
Previous Orders: None
Permit Number: 32-211-00311
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Kroger #002 Market (Individual/Entity) is a grocery store located in Irmo, South Carolina. The Department conducted inspections on August 18, 2017, August 25, 2017, September 1, 2017, October 16, 2017, and October 25, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, two hundred dollars **(\$1,200.00)**.

39) Order Type and Number: Consent Order 2017-206-03-113
Order Date: January 3, 2018
Individual/Entity: **RNK Catawba**
Facility: RNK Catawba
Location: 5595 Highway 5
Catawba, SC 29704
Mailing Address: P.O. Box 1317
Lancaster, SC 29721
County: York
Previous Orders: 2016-206-03-056 (\$800.00)
2017-206-03-029 (\$2,000.00)
Permit Number: 46-206-03381
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: RNK Catawba (Individual/Entity), located in Catawba, South Carolina, is a restaurant. The Department conducted an inspection on September 26, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

40) Order Type and Number: Consent Order 2017-206-03-124
Order Date: January 3, 2018
Individual/Entity: **2 Gingers**
Facility: 2 Gingers
Location: 245 Bush River Road
Columbia, SC 29210
Mailing Address: Same
County: Richland
Previous Orders: 2016-206-03-010 (\$1,000.00)
2017-206-03-026 (\$1,000.00)
Permit Number: 40-206-07493
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: 2 Gingers (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on March 2, 2016, February 14, 2017, and November 3, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods; failed to properly cool cooked time/temperature control for safety foods; and failed to protect food from contamination by storing in a clean, dry location, where it is not exposed to splash, dust, or other contamination, at least 6 inches above the floor.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, two hundred fifty dollars **(\$1,250.00)**.

41) Order Type and Number: Consent Order 2017-206-01-029
Order Date: January 4, 2018
Individual/Entity: **Fiesta Mexican Restaurant**
Facility: Fiesta Mexican Restaurant
Location: 3626 Highway 81 North
Anderson, SC 29621
Mailing Address: Same
County: Anderson
Previous Orders: 2016-206-01-050 (\$550.00)
Permit Number: 04-206-03164
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Fiesta Mexican Restaurant (Individual/Entity), located in Anderson, South Carolina, is a restaurant. The Department conducted an inspection on September 27, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

42) Order Type and Number: Consent Order 2017-206-03-109
Order Date: January 4, 2018
Individual/Entity: **Sandy's Famous Hot Dogs #6**
Facility: Sandy's Famous Hot Dogs #6
Location: 612 Saint Andrews Road
Columbia, SC 29210
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit Number: 32-206-00548
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Sandy's Famous Hot Dogs #6 (Individual/Entity) is a restaurant located in Columbia, South Carolina. The Department conducted inspections on August 31, 2016, July 21, 2017, and July 31, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

43) Order Type and Number: Consent Order 2017-206-08-007
Order Date: January 4, 2018
Individual/Entity: **Castillo's Pizzeria**
Facility: Castillo's Pizzeria
Location: 334 East Washington Street

Mailing Address: Walterboro, SC 29488
County: Same
Previous Orders: Colleton
Permit Number: None
Violations Cited: 15-206-00625
S.C. Code Ann. Regs. 61-25

Summary: Castillo's Pizzeria (Individual/Entity) is a restaurant located in Walterboro, South Carolina. The Department conducted inspections on January 24, 2017, August 9, 2017, August 16, 2017, and August 24, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods; and failed to ensure there was no bare hand contact with ready-to-eat foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand, six hundred dollars **(\$1,600.00)**.

44) Order Type and Number: Consent Order 2017-206-02-040
Order Date: January 8, 2018
Individual/Entity: **JR Pitstop**
Facility: JR Pitstop
Location: 11792 Augusta Road
Honea Path, SC 29654
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit Number: 23-206-09900
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: JR Pitstop (Individual/Entity) is a convenience store located in Honea Path, South Carolina. The Department conducted inspections on January 6, 2016, December 19, 2016, and November 6, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

45) Order Type and Number: Consent Order 2017-206-03-055
Order Date: January 8, 2018
Individual/Entity: **Five and Dine**
Facility: Five and Dine
Location: 135 East Main Street, Suite 101
Rock Hill, SC 29730
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-03116
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Five and Dine (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on June 23, 2015, April 22, 2016, April 18, 2017, and April 26, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods; and failed to clean the physical facilities as often as necessary to keep them clean.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of seven hundred fifty dollars **(\$750.00)**.

46) Order Type and Number: Consent Order 2017-206-03-125
Order Date: January 8, 2018
Individual/Entity: **Los Aztecas**
Facility: Los Aztecas
Location: 8475 Charlotte Highway
Indian Land, SC 29707
Mailing Address: 4559 Charlotte Highway
Lake Wylie, SC 29710
County: Lancaster
Previous Orders: None
Permit Number: 29-206-01381
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Los Aztecas (Individual/Entity) is a restaurant located in Indian Land, South Carolina. The Department conducted inspections on January 19, 2017, September 21, 2017, and November 16, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods; and failed to clearly and individually identify with the common name of the material, on all working containers used for storing poisonous or toxic materials such as cleaners and sanitizers taken from bulk supplies.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

47) Order Type and Number: Consent Order 2017-206-07-028
Order Date: January 11, 2018
Individual/Entity: **Tasty Thai and Sushi**
Facility: Tasty Thai and Sushi
Location: 350 King Street
Charleston, SC 29401
Mailing Address: Same
County: Charleston
Previous Orders: 2015-206-07-081 (\$800.00)
Permit Number: 10-206-07255
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Tasty Thai and Sushi (Individual/Entity) located in Charleston, South Carolina, is a restaurant. The Department conducted inspections on September 12, 2016, August 17, 2017, and August 22, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

48) Order Type and Number: Consent Order 2017-206-07-029
Order Date: January 16, 2018
Individual/Entity: **Luz's Place Inc**
Facility: Luz's Place Inc
Location: 1936 Remount Road
North Charleston, SC 29406
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit Number: 10-206-03204
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Luz's Place Inc (Individual/Entity) is a restaurant located in North Charleston, South Carolina. The Department conducted inspections on June 6, 2017, June 15, 2017, June 22, 2017, August 18, 2017, and October 11, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to demonstrate knowledge of foodborne disease prevention by having no priority violations during the inspection; failed to properly cool, cooked time/temperature control for safety foods; failed to maintain the premises free of insects, rodents, and other pests; and failed to ensure that single-service and single use articles were not reused.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

49) Order Type and Number: Consent Order 2017-206-06-096
Order Date: January 17, 2018
Individual/Entity: **Hard Rock Café**
Facility: Hard Rock Café
Location: 1318 Celebrity Circle, Unit 179
Myrtle Beach, SC 29577
Mailing Address: 6100 Old Park Lane
Orlando, FL 32835
County: Horry
Previous Orders: None
Permit Number: 26-206-13321
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Hard Rock Café (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted inspections on January 18, 2017, April 20, 2017, and August 22, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

50) Order Type and Number: Consent Order 2017-206-03-024
Order Date: January 18, 2018
Individual/Entity: **Fresh Vibes**
Facility: Fresh Vibes
Location: 1675 Ebenezer Road
Rock Hill, SC 29732
Mailing Address: 129 Hardin Street
Rock Hill, SC 29730
County: York
Previous Orders: 2016-206-03-073 (\$630.00)
Permit Number: 46-206-03247
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Fresh Vibes (Individual/Entity) is a restaurant located in Rock Hill, South Carolina. The Department conducted inspections on June 7, 2017, and June 16, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of two thousand dollars **(\$2,000.00)**.

51) Order Type and Number: Consent Order 2017-206-03-122
Order Date: January 18, 2018
Individual/Entity: **El Cheapo #1**
Facility: El Cheapo #1
Location: 4701 North Main Street
Columbia, SC 29203
Mailing Address: Same
County: Richland
Previous Orders: None
Permit Number: 40-206-06463
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: El Cheapo #1 (Individual/Entity) is a convenience store located in Columbia, South Carolina. The Department conducted inspections on October 10, 2016, September 13, 2017, September 22, 2017, and September 28, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to clearly mark the date or day by which food shall be consumed on the premises, sold, or discarded when held at a temperature of 41°F or less for a maximum of seven (7) days, on the refrigerated, ready-to-eat, time/temperature control for safety foods prepared and held in a food establishment for more than twenty-four (24) hours.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

52) Order Type and Number: Consent Order 2017-206-03-117
Order Date: January 19, 2018
Individual/Entity: **Speedmart Convenience Store**
Facility: Speedmart Convenience Store
Location: 1914 Augusta Road
West Columbia, SC 29169

Mailing Address: Same
County: Lexington
Previous Orders: None
Permit Number: 32-206-04254
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Speedmart Convenience Store (Individual/Entity) is a convenience store located in West Columbia, South Carolina. The Department conducted inspections on November 3, 2016, October 9, 2017, and October 19, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of eight hundred dollars **(\$800.00)**.

53) Order Type and Number: Consent Order 2018-206-06-001
Order Date: January 22, 2018
Individual/Entity: **Travinia**
Facility: Travinia
Location: 4011 Deville Street
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: 2017-206-06-097 (\$1,600.00)
Permit Number: 26-206-10698
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Travinia (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted an inspection on December 4, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

54) Order Type and Number: Consent Order 2017-206-06-138
Order Date: January 23, 2018
Individual/Entity: **Sea Captain's House**
Facility: Sea Captain's House
Location: 3002 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: P.O. Box 1948
Myrtle Beach, SC 29578
County: Horry
Previous Orders: 2015-206-06-040 (\$800.00)
2016-206-06-105 (\$600.00)
2017-206-06-045 (\$1,200.00)
Permit Number: 26-206-01334
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Sea Captain's House (Individual/Entity) is a restaurant located in Myrtle Beach, South Carolina. The Department conducted an inspection on November 14, 2017. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25; and pay a civil penalty in the amount of one thousand dollars **(\$1,000.00)**.

OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT

55)	<u>Order Type and Number</u> :	Consent Order 16C-022Fa
	<u>Order Date</u> :	January 24, 2018
	<u>Individual/Entity</u> :	Ellen C. DePatie
	<u>Location</u> :	2331 Captain John Hutt Road Goat Island, SC 29466
	<u>Mailing Address</u> :	431 Grand Palm Lane Summerville, SC 29485
	<u>County</u> :	Charleston
	<u>Previous Orders</u> :	None
	<u>Permit/ID Number</u> :	N/A
	<u>Violations Cited</u> :	S.C. Code Ann. §48-39-130(A) and 23A S.C. Code Ann. Regs. 30-2(B).

Summary: Ellen C. DePatie (Individual/Entity) is the current owner of certain property abutting the tidelands and coastal waters critical areas. An inspection at the Site was conducted on October 12, 2015, and a Notice of Violation/Admission Letter was issued on September 14, 2016. The Individual/Entity has violated the S.C. Coastal Zone Management Act (Act) and Coastal Division Regulations (Regulations) as follows: constructed a covered fixed pierhead, landing, ramp, and floating dock in the tidelands and coastal waters critical areas at the Site without a Department permit.

Action: The Individual/Entity is required to: reduce an existing sundeck to the permitted dimensions; submit an administratively complete after-the-fact permit request for the remaining unauthorized dock structures; and pay a civil penalty in the amount of five hundred dollars **(\$500.00)**.

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