

County: Lancaster
Previous Orders: 12-0462-UST (\$600.00)
Permit/ID Number: 10446
Violations Cited: State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act) (2002 and Supp. 2013) and the South Carolina Underground Storage Tank Control Regulation 61-92.280.31(a), R. 61-92.280.31(b)(1), R. 61-92.280.34(c), R. 61-92.280.40(a), R. 61-92.280.41(b)(1)(ii), R. 61-92.280.43(d), R. 61-92.280.44(a), and R. 61-92.280.45(b)(1) (2012).

Summary: Bhagatji, LLC (Respondent) owns and operates underground storage tanks (USTs) in Lancaster County, South Carolina. An inspection was conducted on September 23, 2013. The Respondent has violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to maintain and operate the corrosion protection system; failed to have the corrosion protection system tested every three years; failed to provide records to the Department upon request; failed to provide an adequate release detection method; failed to conduct an annual tightness test on pressurized lines; failed to conduct release detection using an automatic tank gauge; failed to conduct an annual test of line leak detectors; and, failed to maintain records for one year.

Action: The Respondent is required to: submit tank tightness test results for the regular unleaded and premium USTs; submit line tightness and line leak detector test results for the regular unleaded and premium USTs; submit a test of the corrosion protection system for all USTs; submit proof that the regular unleaded UST #2 has been emptied to less than one inch of residue; submit proof that the premium STP pit has been emptied; and, pay a civil penalty in the amount of eight thousand, seven hundred twenty-five dollars (**\$8,725.00**).

- 3) Order Type and Number: Consent Order 14-0117-UST
Order Date: August 25, 2014
Respondent: **Rukmani LLC**
Facility: Swami Food Store
Location: 830 Bleckley St, Anderson, SC 29115
Mailing Address: Same
County: Anderson
Previous Orders: 13-0214-UST (\$888.00)
Permit/ID Number: 00565
Violations Cited: The South Carolina Underground Storage Tank Control Regulation 61-92.280.93(a); and, 61-92.280.110(c) (2012).

Summary: Rukmani LLC (Respondent) owns and operates underground storage tanks (USTs) in Anderson County, South Carolina. On May 16, 2014, a

Notice of Alleged Violation (NOAV) was issued as a result of a file review. The Respondent violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to provide proof of financial responsibility upon expiration of the previous mechanism and failed to submit updated financial responsibility documentation.

Action: The Respondent is required to: submit a completed Certificate of Financial Responsibility; submit proof of financial responsibility mechanism and pay a civil penalty in the amount of eight hundred fifty dollars (**\$850.00**).

Hazardous Waste Enforcement

- 4) Order Type and Number: Consent Order 14-10-HW
Order Date: August 25, 2014
Respondent: **South Carolina State University**
Facility: South Carolina State University
(SCSU)
Location: 300 College St. NE
Orangeburg, SC 29117
Mailing Address: P.O. Box 7395
Orangeburg, SC 29117
County: Orangeburg
Previous Orders: None
Permit/ID Number: SCR 000 003 665
Violations Cited: The South Carolina Hazardous
Waste Management Act §44-56-130(2); the South Carolina Hazardous
Waste Management Regulations R.61-79.262.13(b) and (d); 265.31;
262.11; 265.17(b)(1-5); 262.34(a)(1)(i)/265.177(a);
262.34(a)(1)(i)/265.177(c); 262.34(a)(1)(i)/265.173(b);
262.34(a)(1)(i)/265.171; 262.34(b); 270.1(c)

Summary: South Carolina State University (Respondent) is a hazardous waste generator located in Orangeburg, South Carolina. On March 19, 2014, March 29, 2014, and April 1, 2014, representatives of the Department conducted a focused compliance inspection in conjunction with emergency response and removal operations at Hodge Hall in response to the complaint received on March 18, 2014, regarding large quantities of unstable hazardous chemicals being stored. The Respondent violated the Hazardous Waste Management Regulations as follows: failed to file with the Department a revised or new Notification Form for that waste within thirty (30) days after such waste is first produced or whenever the information previously provided becomes outdated or inaccurate; failed to maintain and operate the facility in a manner to minimize the possibility of a fire, explosion, or unplanned, sudden or non-sudden release of hazardous waste which could threaten human health or the environment; failed to ensure that

incompatible wastes, or incompatible wastes and materials, must not be placed in the same container; failed to ensure that a storage container holding a hazardous waste that is incompatible with any waste or other materials stored nearby in other containers, piles, open tanks, or surface impoundments be separated from other materials or protected from them by means of a dike, berm, wall, or other device; failed to ensure that a container holding hazardous waste is not opened, handled, or stored in a manner which may rupture the container or cause it to leak; failed to ensure that if a container holding hazardous waste is not in good condition or if it begins to leak, the hazardous waste is transferred from this container to a container that is in good condition, or manage the waste in some other way that complies with the requirements of this Regulation; and, accumulated hazardous waste onsite for greater than 90 days without applying for and receiving a permit from the Department for the storage of hazardous wastes or without having interim status.

Action: The Respondent is required to: submit all manifests for shipments of the hazardous waste stored in Hodge Hall; submit a detailed inventory of all hazardous waste stored in all buildings at the SCSU by building and room number; and, properly dispose of all hazardous waste and submit manifests for all shipments from the inventory of all hazardous waste stored at SCSU; pay a civil penalty in the amount of five thousand, one hundred fifty dollars (**\$5,150.00**); and, pay a suspended penalty in the amount of forty-six thousand, three hundred fifty dollars (\$46,350.00) should the Respondent fail to meet any requirement of the Order.

Solid Waste Enforcement

- 5) Order Type and Number: Administrative Order 13-21-SW
Order Date: July 11, 2014
Respondent: **James Butler Driggers, Jr.**
Facility: Keystone Road Property – TMS #0018-04-089
Location: Keystone Road, Timmonsville, SC
Mailing Address: 2614 NE Lake Avenue, Lawton, Oklahoma 73507-7127
County: Florence
Previous Orders: None
Permit/ID Number: None
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002), and Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation 61-107.19 (Supp. 2012).

Summary: James Butler Driggers, Jr. (Respondent) is the property owner of record for TMS #0018-04-089 in Timmonsville, South Carolina, where

shingles and construction and demolition debris were disposed. On August 11, 2011, an inspection was conducted in response to a complaint. The Respondent violated the South Carolina Solid Waste Policy and Management Act of 1991 and the Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: failed to obtain a permit from the Department to operate a solid waste management facility and Class Two landfill.

Action: The Respondent is required to: remove all solid waste; properly dispose of the solid waste at a permitted solid waste management facility; submit disposal receipts; and, pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

6) Order Type and Number: Consent Order 14-36-SW
Order Date: August 4, 2014
Respondent: **SC Waste Management, Inc.**
Facility: SC Waste Management
Location: 13375 Wade Hampton Boulevard,
Greer, SC 29651
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: SCR000006379
Violations Cited: The South Carolina Solid Waste
Policy and Management Act of 1991; Solid Waste Management: Used Oil
Regulation 8 S.C. Code Ann. Reg. 61-107.279

Summary: SC Waste Management, Inc. (Respondent) transports used oil from local generators to its facility. On April 24, 2013, representatives of the Department conducted an inspection in response to a complaint. The Respondent violated the South Carolina Solid Waste Policy and Management Act and the Solid Waste Management: Used Oil Regulations as follow: failed to ensure that the vertical above-ground tanks used to store used oil at the transfer facilities was labeled or marked clearly with the words “Used Oil” and failed to determine whether the total halogen content of used oil being transported or stored at a transfer facility is above or below 1,000 ppm.

Action: The Respondent is required to: remove and properly dispose of the off specification, PCB contaminated used oil stored in the vertical above-ground storage tanks (used oil tank #1 and used oil tank #2) as approved by US EPA Region 4 for the decontamination of the PCB-contaminated tanks; submit to the Department manifests and/or disposal receipts for each load of off specification used oil and PCB contaminated used oil stored in the vertical above-ground storage tanks (used oil tank #1 and used oil tank #2) within 10 days of shipment until all contaminated used oil is removed from the tanks; pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**); and pay a suspended

penalty in the amount of seven thousand dollars (\$7,000.00) should the Respondent fail to meet any requirement of the Order.

BUREAU OF WATER

Recreational Water Enforcement

- 7) Order Type and Number: Administrative Order 14-101-DW
Order Date: July 17, 2014
Respondent: **Lord Anson Arms Horizontal Property Regime**
Facility: Lord Anson Arms
Location: 259 East Bay Street, Suite 6A
Charleston SC, 29401
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-122-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Lord Anson Arms Horizontal Property Regime (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 24, 2013, and August 1, 2013, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were leaves covering the pool floor; the water was cloudy and green; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the main drain grates were not visible; and, the bound and numbered log book was not maintained on a daily basis.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to correct the deficiencies; and, pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**). The civil penalty has been paid. A technical assistance visit was conducted on July 3, 2014; and a follow-up inspection was conducted on July 29, 2014, and it was verified that all of the deficiencies have been corrected.

- 8) Order Type and Number: Consent Order 14-115-DW
Order Date: August 5, 2014
Respondent: **Roark-Whitten Hospitality 3, LP**

Facility: Whitten Inn
Location: 123 Mall Street
Santee, SC 29142
Mailing Address: P.O. Box 150
Abilene, TX 76604
County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-035-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Roark-Whitten Hospitality 3, LP (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 30, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline with floats was not in place; the ladders were defective in that one ladder was not tight and secure, and one was missing a bumper; the chlorine and pH levels were not within the acceptable range of water quality standards; a main drain grate was not in place; the pool rules sign was not completely filled out; and, the pool operator of record information was not posted.

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.

9) Order Type and Number: Consent Order 14-116-DW
Order Date: August 18, 2014
Respondent: **Doyle & Sons, Inc.**
Facility: Midtown Motor Inn
Location: 309 8th Avenue North
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-434-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Doyle & Sons, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2014, and July 11, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline did not have enough floats; the gate did not self close and latch; there were drains on the deck that were not covered; the pH level was not within the acceptable range of water quality standards; the life ring was

deteriorated; the current pool operator of record information was not posted; and, the bound and numbered log book was not maintained on a daily basis.

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 eight hundred dollars (**\$800.00**). 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 14-117-DW
	<u>Order Date:</u>	August 18, 2014
	<u>Respondent:</u>	The Catalina Homeowners' Association, Inc.
	<u>Facility:</u>	Catalina Manor
	<u>Location:</u>	204 First Avenue North North Myrtle Beach, SC 29582
	<u>Mailing Address:</u>	1001 Second Avenue North North Myrtle Beach, SC 29582
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-1588B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: The Catalina Homeowners' Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 27, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. On June 26, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain, and for re-opening prior to receiving Department approval. 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 cyanuric acid level was above the water quality standards acceptable limit; the life ring was deteriorated; only one of the "Shallow Water – No Diving Allowed" signs was posted; and, the pool was operating prior to receiving Department approval.

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 one thousand, two hundred dollars (**\$1,200.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

11)	<u>Order Type and Number:</u>	Consent Order 14-118-DW
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Order Date: August 18, 2014
Respondent: **Revive Hospitality, LLC**
Facility: La Quinta Inn
Location: 2123 W. Lucas Street
Florence, SC 29501
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 21-134-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Revive Hospitality, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing a bumper; there was a hose bib in the pool area that did not have a backflow prevention device installed; the gate did not self close and latch; there was no drinking water fountain; the life ring had deteriorated and did not have a permanently attached rope; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; the pool operator of record (POR) information was not posted; and, the bound and numbered log book was not maintained a minimum of three times per week by the POR.

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.

12) Order Type and Number: Consent Order 14-120-DW
Order Date: August 11, 2014
Respondent: **Schooner II Beach & Racquet Club Homeowners Association, Inc.**
Facility: Schooner II
Location: 2108 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: 1051 Shine Avenue
Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-B76-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Schooner II Beach & Racquet Club Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On May 28, 2014, July 8, 2014, and July 9, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; chlorine sticks were in the skimmer baskets; the chlorine and pH levels were not within the acceptable range of water quality standards; the spa temperature was above 104 degrees Fahrenheit; and, the bound and numbered log book was not maintained on a daily basis.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the spa closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of two thousand, four hundred dollars (**\$2,400.00**).

13) <u>Order Type and Number:</u>	Consent Order 14-121-DW
<u>Order Date:</u>	August 4, 2014
<u>Respondent:</u>	South Carolina Future Farmers of America Association
<u>Facility:</u>	FFA Camp
<u>Location:</u>	1069 FFA Circle Road North Myrtle Beach, SC 29582
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-D04-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: South Carolina Future Farmers of America Association (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 25, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the ladders and handrails were not tight and secure; algae was present on the wall and stairs of the pool; the gates did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the shepherd's crook handle was not the approved length and was not non-telescoping; only one "Shallow Water – No Diving Allowed" sign was posted; and, an emergency telephone was not available.

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**).

- 14) Order Type and Number: Consent Order 14-122-DW
Order Date: August 21, 2014
Owner: **Sea Crest, Inc.**
Facility: Sea Crest Resort
Location: 803 South Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-1777E
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sea Crest, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 6, 2014, and July 18, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; there were no rescue tubes present; there was no emergency blanket, backboard, and collar or immobilizer present; and, the bound and numbered log book was not maintained on a daily basis.

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.

- 15) Order Type and Number: Consent Order 14-123-DW
Order Date: August 21, 2014
Respondent: **Blockade Runner Motor Inn, Inc.**
Facility: Blockade Runner
Location: 1910 North Ocean Boulevard
North Myrtle Beach, SC 29582
Mailing Address: P.O. Box 194
North Myrtle Beach, SC 29582
County: Horry
Previous Orders: None
Permit/ID Number: 26-G62-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Blockade Runner Motor Inn, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On June 3, 2014, and July 1, 2014, the spa was inspected and a violation was issued for failure to

properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring beackets were not in place; and, the bound and numbered log book was not maintained on a daily basis.

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

16) <u>Order Type and Number:</u>	Consent Order 14-124-DW
<u>Order Date:</u>	August 21, 2014
<u>Respondent:</u>	PJM Enterprises, LLC
<u>Facility:</u>	Sea Cove Motel
<u>Location:</u>	2710 South Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	422 Ninth Street Huntington, WV 25701
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-382-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: PJM Enterprises, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline with floats was not in place; the transition line was not visible; a ladder was missing bumpers; there were chemicals on the pool deck; a gate did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the main drain grates were not visible; the life ring was deteriorated; the emergency telephone was not available; the pool rules sign was not completely filled out; there were no “Shallow Water – No Diving Allowed” signs posted; the pool operator of record information was not posted; and, the bound and numbered log book was not available for Department review.

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.

- 17) Order Type and Number: Consent Order 14-125-DW
Order Date: August 21, 2014
Respondent: **The Oaks Owners Association**
Facility: Oaks Townhouses
Location: 405 Burriss Road
Florence, SC 29440
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 21-063-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: The Oaks Owners Association (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 9, 2014, and July 17, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were cracked floats on the lifeline; the gate did not self close and latch; there was no drinking water fountain; there was no foot rinse shower; an emergency telephone was not available; the pool rules sign was not completely filled out; the pool operator of record information was not posted; and, the lifeline with floats was not in place.

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.

- 18) Order Type and Number: Consent Order 14-126-DW
Order Date: August 18, 2014
Respondent: **F.I.G. Beach Club, LLC**
Facility: Melrose Beach Club
Location: 47 Avenue of Oaks
Daufuskie Island, SC 29915
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-361-1 and 07-362-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: F.I.G. Beach Club, LLC (Respondent) owns and is responsible for the proper operation and maintenance of two pools. On June 25, 2014, the pools were inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; two of the lifeline floats were cracked;

there were chlorine sticks in the skimmer baskets; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool operator of record information was not legible; the bound and numbered log book was not maintained on a daily basis; the disinfection equipment was not operating properly; and, the automatic controller was not operating. On June 27, 2014, a follow-up inspection was conducted and it was determined that all of the deficiencies had been corrected.

Action: The Respondent is required to: pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

19) Order Type and Number: Consent Order 14-127-DW
Order Date: August 18, 2014
Respondent: **Rita of Orangeburg, Inc.**
Facility: Days Inn
Location: 3691 St. Matthews Road
Orangeburg, SC 29118
Mailing Address: Same
County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-050-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Rita of Orangeburg, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 2, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring did not have a permanently attached rope; 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 maintained on a daily basis.

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**).

20) Order Type and Number: Consent Order 14-128-DW
Order Date: August 25, 2014
Respondent: **Grant Golf, LLC**
Facility: Sanctuary Golf Club
Location: 8 Waveland Avenue
Beaufort, SC 29902
Mailing Address: Same

County: Beaufort
Previous Orders: None
Permit/ID Number: 07-561-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Grant Golf, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 19, 2014, and June 23, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing a bumper; a skimmer lid was cracked; the pool deck drain was raised, creating a trip hazard; there was no drinking water fountain; the life ring grab line was broken, and the rope was deteriorating; the pool rules sign was not completely filled out; and, the bound and numbered log book was not maintained on a daily basis.

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

21) Order Type and Number: Consent Order 14-129-DW
Order Date: August 25, 2014
Respondent: **Kelsey Glen Homeowners Association, Inc.**
Facility: Kelsey Glen
Location: 124 Kelsey Glen Road
Columbia, SC 29210
Mailing Address: 213 Kelsey Glen Road
Columbia, SC 29210
County: Lexington
Previous Orders: None
Permit/ID Number: 10-025-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) and 61-51(K)(1)(c)

Summary: Kelsey Glen Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 8, 2014, and July 24, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain; and, on July 9, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain and for re-opening prior to receiving Department approval. The Respondent 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 life ring rope was too short; only one of the “Shallow Water – No Diving Allowed”

signs was posted; the emergency telephone was not operating properly; the bound and numbered log book was not maintained on a daily basis; and, the pool was operating prior to receiving Department approval.

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 two thousand, eight hundred dollars (**\$2,800.00**).

22)	<u>Order Type and Number:</u>	Consent Order 14-130-DW
	<u>Order Date:</u>	August 18, 2014
	<u>Respondent:</u>	Ariana Belegu, Individually and d.b.a. Sea Banks Motor Inn
	<u>Facility:</u>	Sea Banks Motor Inn
	<u>Location:</u>	2200 South 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>	26-357-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Ariana Belegu, Individually and d.b.a. Sea Banks Motor Inn (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 17, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline was not in place; the pool wall was eroding; the water level was low; the gate did not self close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; one of the “No Lifeguard On Duty – Swim At Your Own Risk” signs was broken; the bound and numbered log book was not maintained on a daily basis; and, the pool operator of record information was not posted.

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 Respondent submitted a corrective action plan and corrected the deficiencies.

23)	<u>Order Type and Number:</u>	Consent Order 14-131-DW
	<u>Order Date:</u>	August 21, 2014
	<u>Respondent:</u>	River Oaks Golf Villas II Homeowners’ Association, Inc.
	<u>Facility:</u>	River Oaks Golf & Tennis Resort II

Location: 494 River Oaks Drive
Myrtle Beach, SC 29579
Mailing Address: P.O. Box 7248
Myrtle Beach, SC 29572
County: Horry
Previous Orders: None
Permit/ID Number: 26-P72-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: River Oaks Golf Villas II Homeowners' Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a spa. On May 29, 2014, May 30, 2014, and June 27, 2014, the spa was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the drinking water fountain was not operating properly; the perimeter fencing was incomplete; the chlorine and pH levels were not within the acceptable range of water quality standards; the shepherd's crook bolts were improperly installed; the emergency telephone was not operating properly; and, the spa temperature was above 104 degrees Fahrenheit.

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**).

24) Order Type and Number: Consent Order 14-132-DW
Order Date: August 21, 2014
Respondent: **Prammish, LLC**
Facility: Holiday Inn
Location: 139 Bradford Boulevard
Santee, SC 29142
Mailing Address: Same
County: Orangeburg
Previous Orders: 11-033-DW (\$1,360.00); 13-072-DW (\$2,400.00)
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. On June 11, 2014, and July 16, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent 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 main drain grate was not in place; and, the life ring did not have a permanently attached rope.

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 three thousand, two hundred dollars (**\$3,200.00**).

25) Order Type and Number: Consent Order 14-133-DW
Order Date: August 21, 2014
Respondent: **MC Suites, Inc.**
Facility: Comfort Suites
Location: 1025 Jocky Court
Summerville, SC 29483
Mailing Address: Same
County: Berkeley
Previous Orders: 13-088-DW (\$400.00)
Permit/ID Number: 08-1002B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: MC Suites, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 26, 2014, and July 21, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: 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 pool operator of record information was not posted; 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 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. The Respondent submitted a corrective action plan and corrected the deficiencies.

26) Order Type and Number: Consent Order 14-134-DW
Order Date: August 21, 2014
Respondent: **Orangeburg Saddle Club, Inc.**
Facility: Saddle Club of Orangeburg
Location: 682 Red Bank Road
Orangeburg, SC 29118
Mailing Address: 1220 Broughton Street
Orangeburg, SC 29115
County: Orangeburg
Previous Orders: None
Permit/ID Number: 38-037-1

Violations Cited:

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

Summary: Orangeburg Saddle Club, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On April 7, 2014, Department staff conducted an inspection of the pool and observed that the pool was closed to the public and was not being operated and maintained. Following the inspection, Department staff determined that the pool has been permanently closed. The Respondent has violated the Public Swimming Pools Regulation as follows: the Respondent failed to fill in or remove the pool, which has been permanently closed for a period in excess of twenty-four consecutive months.

Action: The Respondent is required to: submit for approval, a change order request form detailing the procedure to fill in or remove the pool; complete the work in accordance with the approve change order request form; contact Department staff to verify that the work has been completed; and pay a **stipulated penalty** in the amount of four hundred dollars (**\$400.00**) should the Respondent fail to meet any requirement of the Order.

27) Order Type and Number: Consent Order 14-139-DW
Order Date: August 25, 2014
Respondent: **Ami Hospitality, Inc.**
Facility: Super 8 Motel
Location: 1832 ½ West Lucas Street
Florence, SC 29501
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 21-119-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Ami Hospitality, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, and July 9, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. 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 cyanuric acid level was above the water quality standards acceptable limit; the lifeline floats were cracked and not floating; a skimmer cover was broken; and, there was no drinking water fountain.

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

Summary: Total Renal Care, Inc. (TRC) (Respondent), a wholly owned subsidiary of DaVita Healthcare Partners, Inc. (DaVita), d/b/a DaVita Dialysis Greer Kidney Center (Facility) owns and is responsible for the proper handling and disposal of waste and wastewater associated with operations at its medical facility located in the Greer, South Carolina. On February 18, 2014, the Department was notified of a liquid being discharged near the Facility and on May 8, 2014, a Notice of Alleged Violation was issued. The Respondent has violated the Pollution Control Act as follows: discharged wastewater or other waste into the environment without Department approval or a permit.

Action: The Respondent is required to: submit a corrective action plan to identify corrective actions taken or additional actions planned to prevent recurrence of the violation that was the subject of this enforcement action and Order; and, pay a civil penalty in the amount of fifty-eight thousand five hundred twenty dollars (**\$58,520.00**).

30) <u>Order Type and Number:</u>	Consent Order 14-031-W
<u>Order Date:</u>	August 4, 2014
<u>Respondent:</u>	Saluda County Water & Sewer Authority
<u>Facility:</u>	Saluda County Wastewater Collection System
<u>Location:</u>	113 East Church Street Saluda, SC 29138
<u>Mailing Address:</u>	Same
<u>County:</u>	Saluda
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	SSS000051
<u>Violations Cited:</u>	Pollution Control Act, S.C Code Ann § 48-1-90(A)(1), 95(A)(5), and 95(D)(1) (Supp. 2013).

Summary: Saluda County Water & Sewer Authority (Respondent) owns and is responsible for the proper operation and maintenance of a wastewater collection system (WWCS) that serves the residences and businesses located in a designated service area in Saluda County, South Carolina. On August 23, 2012, October 23, 2012 and January 4, 2013, an agent for the Respondent notified the Department of sewer system overflow (SSO) events of greater than five thousand (5,000) gallons. The Respondent has violated the Pollution Control Act as follows: discharged untreated wastewater into the environment in a manner other than in compliance with a permit issued by the Department.

Action: The Respondent is required to: report to the Department all wastewater spills of any volume from the WWCS orally within twenty-four (24) hours and in writing within five (5) days; submit to the Department copies of

public notices issued for all significant spills from the WWCS; begin a comprehensive review of the WWCS and treatment works by conducting a capacity, management, operations and maintenance (cMOM) audit; finalize a comprehensive management plan that covers the operations, maintenance and management of the WWCS; submit a corrective action plan and schedule of implementation to address priority deficiencies identified in the WWCS; submit summary reports of corrective actions addressing deficiencies in the WWCS; and, pay a civil penalty in the amount of six thousand, four hundred dollars (**\$6,400.00**).

BUREAU OF AIR QUALITY

- 31) Order Type and Number: Consent Order 14-023-A
Order Date: August 04, 2014
Respondent: **Carolina Shavings, Inc.**
Facility: Carolina Shavings, Inc.
Location: 143 Shady Grove Church Rd.
Clinton, SC 29325
Mailing Address: P.O. Box 820
Clinton, SC 29325
County: Laurens
Previous Orders: None
Permit/ID Number: 1520-0107
Violations Cited: S.C. Code Ann. Regs. 61-62.2
(Supp. 2013), Prohibition of Open Burning

Summary: Carolina Shavings Inc. (Respondent) produces and packages wood shavings at its facility located in Clinton, SC. On February 20, 2014, the Department conducted an open burning investigation and a Notice of Alleged Violation was issued on March 27, 2014. The Respondent violated South Carolina Air Pollution Control Regulations as follows: burned materials prohibited by the Regulation.

Action: The Respondent is required to cease all open burning except as in compliance with the Regulation and pay a civil penalty in the amount of three thousand dollars (**\$3000.00**).

- 32) Order Type and Number: Consent Order 14-024-A
Order Date: August 25, 2014
Respondent: **LVI Environmental Services Inc.**
Facility: U.S. Naval Weapons Station and
Former Dupont Teijin Film Facility

Location: U.S. Naval Weapons Station (Goose Creek, SC) and Former Dupont Teijin Film Facility (Florence, SC)
Mailing Address: 1201 S Childers Road
Orange, TX 77630
County: Berkley and Florence
Previous Orders: 10-031-A (\$33,500.00)
Permit/ID Number: CO-00311
Violations Cited: 7 South Carolina Code Ann. Regs. 61-86.1, Standards of Performance for Asbestos Projects.

Summary: LVI Environmental Services, Inc. (Respondent) is a Department-licensed asbestos abatement contractor (License CO-00311) specializing in environmental abatement and remediation, including asbestos abatement and demolition. The Department conducted an inspection at the U.S. Naval Weapons Station on August 31, 2010. The Department conducted inspections at the former Dupont Teijin Films on May 23, 2012, and July 31, 2012, and issued a Notice of Alleged Violation on February 19, 2014. The Respondent violated South Carolina Standards of Performance for Asbestos Projects as follows at the U.S. Naval Weapons Station: failed to ensure that all ACM was disposed in accordance with disposal requirements; failed to ensure that each opening between the work area and uncontaminated areas were sealed; and failed to ensure that ACM leaving the work area was in sealed leak-tight containers. The Respondent violated South Carolina Standards of Performance for Asbestos Projects as follows at the former Dupont Teijin Films: failed to ensure that prior to removal, all RACM was thoroughly wetted; failed to ensure that each opening between the work area and uncontaminated areas were sealed; failed to clean and remove all movable objects from the regulated work area; failed to ensure that non-movable objects were covered in the work area; failed to cover floors not being abated; and failed to cover walls and ceilings not being abated.

Action: The Respondent is required to: ensure that all applicable work practice, cleanup, disposal, air sampling and analysis procedures are followed and performed in accordance with the regulations; and, pay a civil penalty in the amount of thirty one thousand, five hundred dollars (**\$31,500.00**).

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

33) Order Type and Number: Consent Order #2013-206-03-042
Order Date: June 05, 2014
Respondent: **Demetrios Kakousvas**
Facility: Pier 51 Seafood Restaurant Inc.
Location: 3921 Mount Gallant Road
Rock Hill, SC 29732

Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-02492
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Demetrios Kakousvas (Respondent) owns and operates Pier 51 Seafood Restaurant Inc. located in Rock Hill, South Carolina. On March 8, 2013, and July 26, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper holding temperatures of potentially hazardous foods; complete a food protection manager certification program; pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

34) Order Type and Number: Consent Order #2014-206-02-020
Order Date: August 05, 2014
Respondent: **Kyle Cheros**
Facility: Auntie Ann's Kitchen
Location: 203 Farris Bridge Road
Pickens, SC 29671
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit Number: 39-206-00947
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1.

Summary: Kyle Cheros (Respondent) owns and operates Auntie Ann's Kitchen located in Pickens, South Carolina. On May 7, 2013, and November 6, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper temperature control of sandwich/deli meats; maintain proper temperature control of the barbeque ribs during all aspects of the preparation and cooling process; establish operational monitoring procedures for checking hot and cold holding temperatures; maintain proper holding temperatures of potentially hazardous foods; operate and maintain the facility in accordance with all requirements of all

applicable regulations; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

35) Order Type and Number: Consent Order #2014-206-02-032
Order Date: August 05, 2014
Respondent: **Joe Dobbs**
Facility: Bruegger's Bagels
Location: 1717 Woodruff Road
Greenville, SC
Mailing Address: 12201 Merit Drive Suite 900
Dallas, TX 75251
County: Greenville
Previous Orders: None
Permit Number: 23-206-09406
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter V, Section A.1.d., S.C. Code Ann. Regs. 61-25 Chapter V, Section A.1.e.

Summary: Joe Dobbs (Respondent) is the district manager of Auntie Ann's Kitchen located in Greenville, South Carolina. On February 24, 2013, and March 6, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to keep food-contact surfaces free of encrusted grease deposits and other accumulated soil and failed to keep non-food contact surfaces cleaned as often as necessary to keep the equipment free of accumulation of dust, dirt, food particles, and other debris.

Action: The Respondent is required to: operate and maintain the facility in accordance with all requirements of all applicable regulations and pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

36) Order Type and Number: Consent Order #2014-206-03-040
Order Date: August 11, 2014
Respondent: **Mrs. Lau Fung**
Facility: China Wok
Location: 2300 Taylor Street
Columbia, SC 29204
Mailing Address: Same
County: Richland
Previous Orders: 2010-206-03-032 (\$500.00)
Permit Number: 40-206-05376
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1.

Summary: Lau Fung (Respondent) owns and operates China Wok located in Columbia, South Carolina. On December 4, 2012 and December 3, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper holding temperatures of potentially hazardous foods at all stages of preparation; operate and maintain the facility in accordance with all requirements of all applicable regulations; complete a food protection manager certification program; pay a civil penalty in the amount of one thousand, two hundred fifty dollars (**\$1,250.00**) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

37)	<u>Order Type and Number:</u>	Consent Order #2014-206-03-036
	<u>Order Date:</u>	August 11, 2014
	<u>Respondent:</u>	Sophia Chen
	<u>Facility:</u>	Teapot Chinese Restaurant
	<u>Location:</u>	829 Knox Abbott Drive Cayce, SC 29033
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	32-206-05630
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter V, Section A.4.b.

Summary: Sophia Chen (Respondent) owns and operates Teapot Chinese Restaurant located in Cayce, South Carolina. On January 9, 2013, and January 6, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to operate the warewashing (dish) machine and its auxiliary components in accordance with the machine's data plate and other manufacturer's instructions.

Action: The Respondent is required to: maintain that the dish (warewashing) machine and its auxiliary components operate in accordance with the machine's data plate and other manufacturer's instructions; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

38)	<u>Order Type and Number:</u>	Consent Order #2014-206-04-004
	<u>Order Date:</u>	August 11, 2014
	<u>Respondent:</u>	James R. Courtney

Facility: Smokehouse Grill
Location: 5843 Highway 151
Jefferson, SC 29718
Mailing Address: Same
County: Chesterfield
Previous Orders: None
Permit Number: 13-206-01378
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter
VI, Section G.1

Summary: James Courtney (Respondent) owns and operates Smokehouse Grill located in Jefferson, South Carolina. On August 30, 2013, and October 18, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to effectively control the presence of rodents, flies, cockroaches, and other insects on the premises and failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain monthly pest treatments with a certified pest control company for a minimum of one (1) year; establish operational monitoring procedures for checking hot and cold-holding temperatures on the buffet lines; operate and maintain the facility in accordance with all requirements of all applicable regulations; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

39) Order Type and Number: Consent Order #2014-206-05-001
Order Date: August 11, 2014
Respondent: **Ramabhai Patel**
Facility: Golden Pantry
Location: 7006 Capital Way
Springfield, SC 29146
Mailing Address: Same
County: Orangeburg
Previous Orders: None
Permit Number: 38-206-02460
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter
VI, Section G.1.

Summary: Ramabhai Patel (Respondent) owns and operates Golden Pantry located in Springfield, South Carolina. On October 10, 2013, and January 31, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to

effectively control the presence of rodents, flies, cockroaches, and other insects on the premises.

Action: The Respondent is required to: continue with monthly treatments from a certified pest control company for a minimum of one (1) year from the execution date of this order; operate and maintain the facility in accordance with all requirements of all applicable regulations; and, pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**).

40) Order Type and Number: Consent Order #2013-206-01-003
Order Date: August 21, 2014
Respondent: **Parth Parikh**
Facility: AM-PM Food Store
Location: 900 West Gold Street
McCormick, S.C. 29835
Mailing Address: P.O. Box 585
McCormick, S.C. 29835
County: McCormick
Previous Orders: None
Permit Number: 35-206-00800
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter VI, Section G.1.

Summary: Parth Parikh (Respondent) owns and operates AM-PM Food Store located in McCormick, South Carolina. On October 3, 2013, and December 6, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulation as follows: failed to control the presence of insects.

Action: The Respondent is required to: maintain contractual agreement with a certified pest control company for monthly treatments of the facility; operate and maintain the facility in accordance with all requirements of all applicable regulations; and, pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**).

41) Order Type and Number: Consent Order #2014-206-03-004
Order Date: August 18, 2014
Respondent: **Bhavana Joshi**
Facility: Midway One Stop
Location: 2761 McCords Ferry Road
Eastover, S.C. 29044
Mailing Address: Same
County: Richland
Previous Orders: None

Permit Number: 40-206-06483
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1.

Summary: Bhavana Joshi (Respondent) owns and operates Midway One Stop located in Eastover, South Carolina. On January 24, 2013, and January 24, 2014, the Department conducted routine inspections. Also, the Department conducted a follow-up inspection after the first routine inspection on February 1, 2013. The Respondent violated the South Carolina Retail Food Establishment Regulation during all three inspections as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking hot holding temperatures in the warming unit and record these temperatures on a food temperature log; maintain proper holding temperatures of potentially hazardous foods; operate and maintain the facility in accordance with all requirements of all applicable regulations; complete a food protection manager certification program; pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail meet the requirements of the Order.

42) Order Type and Number: Consent Order #2014-206-08-003
Order Date: August 18, 2014
Respondent: **Ji Yung Fang**
Facility: Panda
Location: 25 Bluffton Road, Suite 607
Bluffton, S.C. 29910
Mailing Address: same
County: Beaufort
Previous Orders: None
Permit Number: 07-206-09434
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1.

Summary: Ji Yung Fang (Respondent) owns and operates Panda restaurant located in Bluffton, South Carolina. On November 12, 2013, and March 3, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulation as follows: failure to maintain proper holding temperatures.

Action: The Respondent is required to: follow proper procedures for cooling potentially hazardous food after preparation; maintain proper holding temperatures of potentially hazardous foods; operate and maintain the facility in accordance with all requirements of all applicable regulations; complete a food

protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail meet any requirement of the Order.

43) Order Type and Number: Consent Order #2013-206-03-035
Order Date: August 18, 2014
Respondent: **Nicolas Perkins**
Facility: Clinton College/Perkins
Management Group
Location: 1029 Crawford Road
Rock Hill, SC 29730
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: 46-206-00287
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter
II, Section B.1; S.C. Code Ann Regs. 61-25 Chapter VI, Section E.1.a

Summary: Nicolas Perkins (Respondent) operates the kitchen facilities within Clinton College located in Rock Hill, South Carolina. On July 24, 2013, and September 9, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures and failed to provide a handsink (lavatory) in a food preparation area.

Action: The Respondent is required to: maintain proper holding temperatures of potentially hazardous foods; operate and maintain the facility in accordance with all requirements of all applicable regulations; maintain the availability of the portable handsink (lavatory) in the dining hall when food preparation is occurring; complete a food protection manager certification program; pay a civil penalty in the amount of one thousand, five hundred dollars (**\$1,500.00**); and, pay a stipulated penalty in the amount of five hundred dollars (\$500.00) should the Respondent fail to meet any requirement of the Order.

44) Order Type and Number: Consent Order #2013-206-01-016
Order Date: August 25, 2014
Respondent: **Marsha Ryan**
Facility: Canteen (Located at Eaton)
Location: 2210 Hwy 72/221 East
Greenwood, SC 29649
Mailing Address: Same
County: Greenwood
Previous Orders: None

Permit Number: 24-206-00184
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter VI, Section A.2.

Summary: Marsha Ryan (Respondent) operates Canteen kitchen facilities within Eaton, located in Greenwood, South Carolina. On March 11, 2013, and March 4, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failure to maintain water pressure to all fixtures and equipment that use water.

Action: The Respondent required to: operate and maintain the facility in accordance with all requirements of all applicable regulations and pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**).

DIVISION OF OCEAN AND COASTAL RESOURCE MANAGEMENT

45) Order Type and Number: Consent Order 14C-008P
Order Date: August 19, 2014
Respondent: **Earl E. Barteet, Jr.**
Location: Highway 165
Meggett, SC 29449
Mailing Address: 4715 Highway 165
Meggett, SC 29449
County: Charleston
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).

Summary: Earl E. Barteet, Jr. (Respondent) is the owner of certain property abutting the tidelands critical area. An inspection at the site was conducted on June 6, 2014, and a Notice of Violation and Admission Letter was issued on June 23, 2014. The Respondent has violated the Coastal Zone Management Act and Critical Area Permitting Regulations as follows: utilized the tidelands critical area in a manner inconsistent with the policies of the Act and Regulations by placing unauthorized debris in the critical area at the site.

Action: The Respondent is required to: pay a civil penalty in the amount of two hundred fifty dollars (**\$250.00**).

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