

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 June 10, 2010

_____ ACTION/DECISION

 X INFORMATION

- I. **TITLE:** Administrative and Consent Orders issued by Environmental Quality Control (“EQC”).
- II. **SUBJECT:** Administrative and Consent Orders issued during the period April 1, 2010 – April 30, 2010.
- III. **FACTS:** For the periods April 1, 2010 through April 30, 2010 EQC issued thirty (30) Consent Orders with total assessed civil penalties in the amount of \$207,117.00. Four (4) Administrative Orders were also reported during this period with total assessed penalties in the amount of \$72,934.00.

Unless otherwise specified, “Previous Orders” as listed in this report include orders issued by Environmental Quality Control programs within the last five (5) years.

Bureau	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land & Waste Management				
UST Program	3	\$ 37,925.00	3	\$ 1,500.00
Hazardous Waste	0	0	2	23,859.00
Infectious Waste	0	0	2	18,500.00
Solid Waste	1	35,009.00	3	23,733.00
SUBTOTAL	4	72,934.00	10	\$ 67,592.00
Water				
Drinking Water	0	\$ 0	8	\$ 1,600.00
Water Pollution	0	\$ 0	3	7,825.00
SUBTOTAL	0	\$ 0	11	\$ 9,425.00
Air Quality				
SUBTOTAL	0	\$ 0	9	\$ 130,100.00
TOTAL	4	\$ 72,934.00	30	\$ 207,117.00

ANALYSIS: During the reporting period, Infectious Waste Enforcement entered into a Consent Order with Fishbach Family Medicine and Ophthalmology (Respondent), a medical clinic located in Aiken, South Carolina. The Respondent violated the South Carolina Infectious

Waste Management Act and the South Carolina Infectious Waste Management Regulations. Violations include, but are not limited to: failure to treat infectious waste; failure to ensure when the generation site relocates, closes or no longer generates infectious waste that all waste has been properly disposed of; failure to place sharps in leak and puncture resistant container that is secured tightly; failure to properly label the infectious waste containers with the date the container was placed in storage, the universal biohazard symbol sign, and the words Infectious Waste, Medical Waste, or Biohazardous Waste; failure to manage infectious waste in a manner that prevents exposure to the public or release to the environment; and, failure to prepare a manifest properly. The Respondent will notify the Department of changes to its registration and handle infectious waste properly in the future. A civil penalty in the amount of sixteen thousand five hundred dollars (\$16,500.00) was assessed.

Water Pollution Enforcement entered into a Consent Order with the U.S. Army Corps of Engineers (Respondent) for violations occurring at the St. Stephen Power Plant located in Saint Stephen, South Carolina. The Respondent owns and operates a wastewater treatment facility (WWTF) serving the St. Stephen Power Plant. An administratively complete application for the National Pollutant Discharge Elimination System Permit was not submitted 180 days prior to the expiration date of their existing permit and is a violation of the Pollution Control Act and the Water Pollution Control Permits Regulation. The Respondent will submit an administratively complete application for the permit and until a new permit is issued, will continue to operate the WWTF with the most recent permit. A civil penalty in the amount of two thousand dollars (\$2,000.00) was assessed.

Air Quality Enforcement entered into a Consent Order with the South Carolina Public Service Authority (Respondent) for violations occurring at the Santee Cooper Cross Generating Station. The Respondent violated its Title V Air Quality Permit in that it exceeded emission limits for sulfuric acid, carbon monoxide, manganese, nickel, and lead. To comply with the Order, the Respondent will submit a plan specifying an interim methodology for establishing parametric monitoring for sulfuric acid emissions; perform additional testing on each boiler to determine if the current sulfuric acid limits are appropriate; and, perform additional source tests if needed after review of the test results. A civil penalty in the amount of forty-seven thousand five hundred dollars (\$47,500.00) was assessed.

Submitted by:

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