

SUMMARY SHEET
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
May 12, 2011

 ACTION/DECISION

X INFORMATION

- I. **TITLE:** Administrative and Consent Orders issued by Environmental Quality Control (“EQC”).
- II. **SUBJECT:** Administrative, Consent and Environmental Health Orders issued by EQC during the period March 1, 2011 – March 31, 2011.
- III. **FACTS:** For the periods March 1, 2011 through March 31, 2011, EQC issued twenty-nine (29) Consent Orders with total assessed civil penalties in the amount of \$71,299.00 and nine (9) Environmental Health Orders with total assessed penalties in the amount of \$4,500.00. Also, one (1) Administrative Order was issued during the reporting period with a civil penalty assessed in the amount of \$4,870.00.

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 and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties	Environmental Health Orders	Assessed Penalties
Land and Waste Management						
UST Program	1	\$4,870.00	7	\$5,899.00	0	0
Hazardous Waste	0	0	1	\$2,250.00	0	0
Infectious Waste	0	0	6	\$33,600.00	0	0
Solid Waste	0	0	3	\$11,250.00	0	0
SUBTOTAL	1	\$4,870.00	17	\$52,999.00	0	0
Water						
Drinking Water	0	0	6	0	0	0
Water Pollution	0	0	1	0	0	0
SUBTOTAL	0	0	7	0	0	0
Air Quality						
SUBTOTAL	0	0	5	\$18,300.00	0	0
Environmental Health						
Food Protection	0	0	0	0	9	\$4,500.00

Onsite Wastewater	0	0	0	0	0	0
SUBTOTAL	0	0	0	0	9	\$4,500.00
TOTAL	1	\$4,870.00	29	\$71,299.00	9	\$4,500.00

ANALYSIS: During the reporting period, Underground Storage Tank Enforcement issued an Administrative Order against RWWA, Inc. (Respondent) owner and operator of underground storage tanks. The Respondent has violated the SC Underground Storage Tank Control Regulations for failure to provide records to the Department; failure to provide an adequate release detection method; failure to check the line leak detector function annually; and, failure to pay annual tank registration fees. To comply with the Order, the Respondent must submit twelve months of leak detection records, conduct a tank tightness test, or empty the tanks to less than one inch of residue; submit line leak detector test results for the premium line leak detector; and, pay the annual tank registration fees for fiscal year 2011 in the amount of four hundred eighty four dollars (\$484.00). A civil penalty in the amount of four thousand eight hundred and seventy dollars (\$4,870.00) was assessed.

Infectious Waste Enforcement entered into six (6) Consent Orders with various Respondents for violations of the Infectious Waste Management Regulations. Violations include, but are not limited to, containers for transport not labeled properly; manifests not completed with all information needed; records of waste treatment not maintained for a period of two (2) years after treatment; and, a written protocol not available to ensure the proper management of the infectious waste stream from generation through treatment. Total civil penalties were assessed in the amount of thirty-three thousand six hundred dollars (\$33,600.00).

Air Quality Enforcement entered into a Consent Order with Total Tree Care, Inc. (Respondent). The Respondent operates an air-curtain incinerator for disposal of wood waste debris generated at the True Blue Golf Course located in Pawley's Island, SC. Violations include failure to conduct a Department approved source test to demonstrate compliance with the applicable opacity standards after initial start-up; failure to conduct annual opacity tests; and, failure to have a Title V Operating Permit. To comply with the Order, the Respondent must conduct a source test to demonstrate compliance with the opacity limits; conduct annual opacity performance tests; and comply with the conditions of the Permit. A civil penalty in the amount of nine thousand dollars (\$9,000.00) was assessed.

Submitted by:

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Environmental Quality Control