

SOUTH CAROLINA STATE REGISTER

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GENERAL ASSEMBLY

JAMES H. HARRISON, DIRECTOR
DEIRDRE BREVARD-SMITH, EDITOR

P.O. BOX 11489
COLUMBIA, SC 29211
TELEPHONE (803) 212-4500

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This issue contains notices, proposed regulations, emergency regulations, final form regulations, and other documents filed in the Office of the Legislative Council, pursuant to Article 1, Chapter 23, Title 1, Code of Laws of South Carolina, 1976.

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Pursuant to Section IV.B.1., the Department is required to place a list of those contractors requesting certification on public notice and accept comments from the public for a period of thirty (30) days. If you wish to provide comments regarding the companies and/or individuals listed below, please submit your comments in writing, no later than August 26, 2013 to:

Contractor Certification Program
South Carolina Department of Health and Environmental Control
Bureau of Land and Waste Management - Underground Storage Tank Program
Attn: Michelle Dennison
2600 Bull Street
Columbia, SC 29201

The following company has applied for certification as Underground Storage Tank Site Rehabilitation Contractors:

Class I

Altamont Environmental, Inc.
Attn: Christopher F. Gilbert
231 Haywood Street
Asheville, NC 28801

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

DHEC-Bureau of Land and Waste Management, File #403139
Wix Dillon Site

**NOTICE OF VOLUNTARY CLEANUP CONTRACT, CONTRIBUTION PROTECTION,
AND COMMENT PERIOD**

PLEASE TAKE NOTICE that the South Carolina Department of Health and Environmental Control (DHEC) intends to enter into a Voluntary Cleanup Contract (VCC) with Wix Filtration Corp, LLC (Responsible Party). The VCC provides that the Responsible Party, with DHEC's oversight, will fund and perform future response actions at the Wix Dillon facility (Site) located in Dillon County, at 1422 Wix Road, Dillon, South Carolina, and any surrounding area impacted by the migration of hazardous substances, pollutants, or contaminants.

Future response actions addressed in the VCC include, but may not be limited to, the Responsible Party funding and performing: a Remedial Investigation (RI) to determine the source, nature, and extent of the release or threat of release of hazardous substances, pollutants, or contaminants and, if necessary, conduct a Feasibility Study (FS) to evaluate alternatives to clean-up the Site. Further, the Responsible Party will reimburse the Department's past costs of response of \$3,920.98 and the Department's future costs of overseeing the work performed by the Responsible Party and other Department costs of response pursuant to the VCC.

The VCC is subject to a thirty-day public comment period consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. § 9613, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. § 44-56-200 (as amended). Notice of Contribution Protection and Comment Period will be provided to known potentially responsible parties via email or US mail. The VCC is available:

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- (1) On-line at www.scdhec.gov/environment/lwm/publicnotice.htm; or
- (2) By contacting David Wilkie at 803-898-0882 or wilkieta@dhec.sc.gov.

Any comments to the proposed VCC must be submitted in writing, postmarked no later than August 26, 2013, and addressed to: David Wilkie, DHEC-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

Upon the successful completion of the VCC, the Responsible Party will receive a covenant not to sue for the work done in completing the response actions specifically covered in the Contract and completed in accordance with the approved work plans and reports. Upon execution of the VCC, the Responsible Party shall be deemed to have resolved its liability to the State in an administrative settlement for purposes of, and to the extent authorized under CERCLA, 42 U.S.C. 9613(f)(2) and 9613(f)(3)(B), and under S.C. Code Ann. Section 44-56-200, for the response actions specifically covered in the Contract including the approved work plans and reports. Contribution protection is contingent upon the Department's determination that the Responsible Party has successfully and completely complied with the VCC.

DEPARTMENT OF LABOR, LICENSING AND REGULATION OFFICE OF OCCUPATIONAL SAFETY AND HEALTH

NOTICE OF GENERAL PUBLIC INTEREST

NOTICE OF PUBLIC HEARING

OCCUPATIONAL SAFETY AND HEALTH STANDARDS

The South Carolina Department of Labor, Licensing, and Regulation (LLR) does hereby give notice under Section 41-15-220, S.C. Code of Laws, 1976, as amended, that a public hearing will be held September 4, 2013 at 10:00 a.m. at the S.C. Department of LLR, 1st floor, room 108, 110 Centerview Drive, Columbia, S.C., at which time interested persons will be given the opportunity to appear and present views on the occupational safety and health standards being considered for adoption.

The hearing is to determine if the Director of the South Carolina Department of Labor, Licensing and Regulation will promulgate, revoke or modify Rules and Regulations pursuant to Section 41-15-210, South Carolina Code of Laws, 1976. The parts of the Occupational Safety and Health Rules and Regulations to be considered at the hearing are as follows:

In Subarticle 6 (General Industry and Public Sector Marine Terminals):
Revisions to Sections: 1910.6, 1910.97, 1910.145, 1910.261

In Subarticle 7 (Construction)
Revisions to Sections: 1926.6, 1926.200, 1926.201, 1926.202, 1926.800, 1926.856, 1926.858, 1926.952, 1926.1400

Summary of changes: OSHA is issuing a direct final rule to update its general industry and construction signage standards by adding references to the latest version of the American National Standards Institute for accident prevention signs and tags. OSHA is also incorporating by reference Part VI of the Manual of Uniform Traffic Control Devices and amending paragraphs in Sections 1910.97, 1910.145, and 1910.261 of the general industry standards.

Within the construction industry, OSHA is amending paragraphs in Sections 1926.952, 1926.1400, 1926.200, 1926.201, 1926.202, 1926.800, 1926.856, 1926.858, correcting inadvertent errors within the Crane and Derricks in Construction, underground and demolition standards and issuing a direct final rule for Cranes and Derricks in Construction: Revising the Exemption for Digger Derricks.