



SUMMARY SHEET Enforcement Action Report December 2024

For the reporting period of November 1, 2024, through November 30, 2024, the Department of Environmental Services issued thirty-five (35) Consent Orders with total assessed civil penalties in the amount of ninety-eight thousand, four hundred dollars (\$98,400.00). Also, nine (9) Administrative Orders with total assessed civil penalties in the amount of seventy-seven thousand, one hundred ninety dollars and fourteen cents (\$77,190.14) were reported during this period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land and Waste Management				
UST Program	4	\$38,190.14	1	\$14,400.00
Solid Waste	0	0	1	0
Hazardous Waste	0	0	1	\$25,000.00
Mining	0	0	0	0
Radiological Protection	0	0	0	0
Infectious Waste	0	0	0	0
SUBTOTAL	4	\$38,190.14	3	\$39,400.00
Water				
Recreational Water	0	0	26	\$27,400.00
Drinking Water	0	0	0	0
Water Pollution	0	0	4	\$25,000.00
SUBTOTAL	0	0	30	\$52,400.00
Air Quality				
SUBTOTAL	1	\$39,000.00	2	\$6,600.00
Regional & Laboratory Services				
Onsite Wastewater	4	0	0	0
SUBTOTAL	4	0	0	0
Coastal Management				
SUBTOTAL	0	0	0	0
TOTAL	9	\$77,190.14	35	\$98,400.00



ENFORCEMENT ACTION REPORT December 2024

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 24-0062-UST
Order Date: November 13, 2024
Individual/Entity: **AZ Investment, LLC**
Facility: Corner Stop 10
Location: 20416 Solomon Blatt Avenue
Blackville, SC 29817
Mailing Address: Same
County: Barnwell
Previous Orders: None
Permit/ID Number: 00862
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq.; and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.31(c), 280.34(c), 280.40(a), 280.40(a)(2), 280.40(a)(3), 280.43(d), 280.45(b)(1), and 280.70(a) (2012 & Supp 2023) and § 44-2-60(A) (2018).

Summary: AZ Investment, LLC (Individual/Entity) owns underground storage tanks (USTs) in Barnwell County, South Carolina. On December 13, 2023, the Department conducted a file review of the Facility and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain the upgrade requirements of paragraphs 280.21(b) through (d); failed to maintain and operate a corrosion protection system; and failed to properly abandon a temporarily closed UST system after twelve (12) months.

Action: The Individual/Entity is required to submit: an UST Tank and Sludge Disposal Form for the permanent closure of all USTs at the Facility; within forty-five (45) days of the Department's approval of the UST Tank and Sludge Disposal Form, permanently close all USTs at the Facility; and within sixty (60) days of permanent closure of the USTs, submit an UST Closure and Assessment Report. The Department has assessed a total civil penalty in the amount of twenty-eight thousand, seventy-five dollars (\$28,075.00). The Individual/Entity shall pay a civil penalty in the amount of twenty-eight thousand, seventy-five dollars (**\$28,075.00**).

- 2) Order Type and Number: Administrative Order 24-0193-UST
Order Date: November 21, 2024

Individual/Entity: **Kesav, Inc.**
Facility: Sam's Grocery & Grill
Location: 1696 South Highway 501
Marion, SC
Mailing Address: 115 Lavander Hill Court
Simpsonville, SC 29681
County: Marion
Previous Orders: AO 21-0650A-UST (\$60,400.00)
Permit/ID Number: 06208
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq.; and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.65(a)(2) (2012 & Supp 2023).

Summary: Kesav, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Marion County, South Carolina. On April 17, 2024, the Department conducted a file review of the Facility and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to determine the full extent of a release in accordance with a schedule established by the Department.

Action: The Individual/Entity is required to submit: an Initial Groundwater Assessment in accordance with the Notice to Proceed dated October 31, 2023. The Department has assessed a total civil penalty in the amount of six thousand, one hundred fifteen dollars and fourteen cents (\$6,115.14). The Individual/Entity shall pay a civil penalty in the amount of six thousand, one hundred fifteen dollars and fourteen cents (**\$6,115.14**).

3) Order Type and Number: Administrative Order 24-0048-UST
Order Date: November 20, 2024
Individual/Entity: **Palisona, Inc.**
Facility: Palisona, Inc.
Location: 3415 Highway 701 North
Conway, SC 29526
Mailing Address: 3415 Highway 701 North
Conway, SC 29526
County: Horry
Previous Orders: None
Permit/ID Number: 05139
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq.; and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.20(c)(1)(ii), (2012 & Supp 2023) and § 44-2-60(A) (2018).
Project Manager: **Jay Hatchell**

Summary: Palisona, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Horry County, South Carolina. On December 4, 2023, the Department issued a Notice of

Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to demonstrate financial responsibility for an UST system.

Action: The Individual/Entity has corrected all violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

4) Order Type and Number: Consent Order 24-0198-UST
Order Date: November 20, 2024
Individual/Entity: **Ads Rao, LLC**
Facility: Ads Rao
Location: 8349 Moorefield Memorial Highway
Liberty, SC 29657
Mailing Address: Same
County: Pickens
Previous Orders: CO 21-0130-UST (\$1,000.00)
Permit/ID Number: 07314
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq.; and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.20(c)(1)(ii), (2012 & Supp 2023).

Summary: Ads Rao, LLC (Individual/Entity) owns underground storage tanks (USTs) in Pickens County, South Carolina. On June 28, 2024, the Department conducted an inspection of the Facility and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: received product into an UST under Delivery Prohibition.

Action: The Individual/Entity has corrected all violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of fourteen thousand, four hundred dollars (\$14,400.00). The Individual/Entity shall pay a civil penalty in the amount of fourteen thousand, four hundred dollars (**\$14,400.00**).

5) Order Type and Number: Administrative Order 24-02-NPP
Order Date: November 12, 2024
Individual/Entity: Judith Hershberger
Facility: 1030/1022 Pocalla Road
Location: 1030/1022 Pocalla Road
Sumter, South Carolina
Mailing Address: 1519 Beaver Drive
Manning, South Carolina 29102
County: Sumter
Previous Orders: None

Permit/ID Number: 04773
Violations Cited: The South Carolina Pollution Control Act (PCA), S.C. code Ann. § 48-1-50(6), (20), and (21).

Summary: Judith Hershberger (Individual/Entity) owns a property in Sumter County, South Carolina. On June 22, 2023, the Department conducted a file review of the site and sent a letter requesting the submission of an Assessment Work Plan for a release reported June 8, 2020. The Individual/Entity violated the PCA, as follows: failed to conduct studies, investigations, and research with respect to pollution abatement, control or prevention; failed to conduct investigations of conditions in the air or waters of the State to determine whether or not standards are being contravened and the origin of materials which are causing the pollution condition; and failed to establish the cause, extent and origin of damages from waste including damages to the fish, waterfowl, and other aquatic animals and public property which result from the discharge of waste to the waters of the State.

Action: The Individual/Entity is required to submit a Site-Specific Work Plan or similar assessment plan for the release reported June 8, 2020. The Department has assessed a total civil penalty in the amount of three thousand dollars (\$3,000.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

Solid Waste Enforcement

6) Order Type and Number: Consent Order 24-12-SW
Order Date: November 12, 2024
Individual/Entity: **Sandra Dalila Ruiz Almanza**
Facility: Parcel ID # 2750403006
Location: 5280 Pebble Lane Lot 1-G
Conway, South Carolina
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. §§ 44-96-10 et seq. (2002 & Supp. 2018); and Solid Waste Management: Solid Waste Landfills and Structural Fill, R.61-107-19 (2008 & Supp. 2016).

Summary: Sandra Dalila Ruiz Almanza (Individual/Entity) owns the site located in Horry County, South Carolina. The Department conducted a site visit in response to a complaint and issued a Notice of Alleged Violation on September 3, 2024. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act as follows: the Individual/Entity operated a structural fill without a Department-issued permit.

Action: The Individual/Entity is required to remove all construction and demolition debris and land-clearing debris from the stormwater pond and submit disposal receipts as

proof of proper disposal. The Department has assessed a total civil penalty of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

Hazardous Waste Enforcement

7) Order Type and Number: Consent Order 24-24-HW
Order Date: November 7, 2024
Individual/Entity: **Detyens Shipyards, Inc.**
Facility: Detyens Shipyards, Inc.
Location: 1670 Drydock Avenue
Charleston, South Carolina 29405
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: SCR 000 002 253
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018) and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021), and South Carolina Solid Waste Management: Used Oil Regulation 8 S.C. Code Ann. Regs. 61-107.279 (2012 and Supp. 2021).

Summary: Detyens Shipyards, Inc. (Individual/Entity) is a generator of hazardous waste located in Charleston County, South Carolina. The Department conducted an inspection at the facility on April 8, 2024. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act, and the Hazardous Waste Management Regulations as follows: failed to make an accurate determination if solid waste was a hazardous waste; failed to ensure all central accumulation area containers are closed during accumulation, except when it is necessary to add or remove waste and not opened, or stored in a manner that may rupture the container or cause it to leak; failed to ensure containers were labeled with the words "Hazardous Waste", an indication of the hazards of the contents, and the date upon which each period of accumulation begins clearly visible for inspection on each container; failed to ensure for empty containers that all wastes have been removed that can be removed using practices commonly employed to remove materials from that type of container and no more than 2.5 centimeters (one inch) of residue remain on the bottom of the container or the inner liner, or no more than 3 percent by weight of the total capacity of the container remains in the container or inner liner if the container is less than or equal to 199 gallons in size; failed to manage universal waste batteries in a way that prevents release of any universal waste or component of universal waste to the environment by containing any universal waste battery that shows evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions in a container that is closed, structurally sound, compatible with the contents of the battery, and must lack evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions; failed to package universal waste lamps in containers that are closed and lack evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions; failed to clearly label or

mark universal waste batteries, or a container in which the batteries are contained with any of the following phrases "Universal Waste - Battery(ies)," or "Waste Battery(ies)," or "Universal Battery(ies)"; failed to mark or label each lamp or container of package in which lamps are contained with one of the following phrases "Universal Waste - Lamp(s)," or "Waste Lamp(s)," or "Used Lamp(s)"; failed to demonstrate the length of time that the universal waste had been accumulated from the date it became a waste or was received; failed to maintain and operate its facility to minimize the possibility of a fire, explosion, or any unplanned or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment; failed to ensure all employees who handle or have responsibility for managing universal waste receive training; failed to ensure facility personnel successfully completed a program of classroom instruction, online training, or on-the-job training that teaches them to perform their duties in a way that ensure compliance with this part; failed to maintain at the facility records that document that the training or job experience, required under paragraphs (a)(7)(i), (ii), and (iii) of this section, has been given to, and completed by, facility personnel; failed to maintain at the facility the job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job, a written job description for each position listed under paragraph (a)(7)(iv)(A) of this section, and a written description of the type and amount of both introductory and continuing training that would be given to each person filling a position listed under paragraph (a)(7)(iv)(A) of this section at the facility; failed to include in the contingency plan a list of all emergency equipment at the facility, the location of the equipment, and a physical description of each item on the list, and a brief outline of its capabilities; failed to include an evacuation plan for generator personnel where there is a possibility that evacuation could be necessary; failed to submit a quick reference guide of the contingency plan to local emergency responders identified in paragraph (a) of this section that includes all elements; failed to submit a copy of the contingency plan and all revisions to all local emergency responders or the Local Emergency Planning Committee, as appropriate; failed to ensure that containers and aboveground storage tanks used to store used oil at generator facilities are labeled or marked clearly with the words "Used Oil"; and failed to, upon the detection of a release of used oil to the environment not subject to the requirements of the Underground Storage Tank Control Regulations R.61-92 Part 280 Subpart F which has occurred in South Carolina, (1) stop the release, (2) contain the released used oil, (3) clean up and manage properly the release used oil and other materials, and (4) if necessary to prevent future releases, repair or replace any leaking used oil storage containers or tanks prior to returning them to service.

Action: The Individual/Entity is required to submit an accurate waste determination for the waste stream of paint contaminated PPE. The Department has assessed a total civil penalty in the amount of twenty-five thousand dollars (\$25,000.00). The Individual/Entity shall pay a civil penalty in the amount of twenty-five thousand dollars (**\$25,000.00**).

BUREAU OF WATER

Recreational Waters Enforcement

- 8) Order Type and Number: Consent Order 24-162-RW
Order Date: November 4, 2024
Individual/Entity: **Nexus Holdings DE, LLC**
Facility: Nexus at Sandhill Apartments
Location: 780 Fashion Drive
Columbia, SC 29229
Mailing Address: Same
County: Richland
Previous Orders: 23-150-RW (\$680.00)
Permit/ID Number: 40-1156B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Nexus Holdings DE, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. The Department conducted inspections on June 6, 2024, and July 10, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the waterline tiles were dirty; 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; and frost proof tiles on the pool wall were broken.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars (**\$1,600.00**).

- 9) Order Type and Number: Consent Order 24-163-RW
Order Date: November 5, 2024
Individual/Entity: **Centre Pointe Charleston, LLC**
Facility: Centre Pointe Apartments
Location: 4986 Wetland Crossing Road
North Charleston, SC 29418
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1289D
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Centre Pointe Charleston, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 27, 2024, and August 13, 2024, and

violations were 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 cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book; and the automatic controller was not operating properly.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

10)	<u>Order Type and Number:</u>	Consent Order 24-164-RW
	<u>Order Date:</u>	November 5, 2024
	<u>Individual/Entity:</u>	Mid-America Apartment Communities, Inc. d.b.a. MAA Cypress Cove
	<u>Facility:</u>	Cypress Cove Apartments
	<u>Location:</u>	3589 Mary Ader Avenue Charleston, SC 29414
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Charleston
	<u>Previous Orders:</u>	23-152-RW (\$680.00)
	<u>Permit/ID Number:</u>	10-599-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Mid-America Apartment Communities, Inc. d.b.a. MAA Cypress Cove (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 25, 2024, and July 31, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a depth marker tile was cracked; a ladder was missing bumpers; a pool vacuum was operating in the pool while the pool was open to the public; a light in the pool wall was out of its niche; a skimmer was missing a weir; the drinking water fountain was not operating properly; there were non-pool related items stored in the equipment room; the bound and numbered log book was not maintained on a daily basis; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars (**\$1,600.00**).

11)	<u>Order Type and Number:</u>	Consent Order 24-165-RW
	<u>Order Date:</u>	November 4, 2024
	<u>Individual/Entity:</u>	Forestbrook Apartments (SC) Owner, LLC
	<u>Facility:</u>	Forestbrook Apartments

Location: 2805 Shadblow Lane
West Columbia, SC 29170
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: 32-052-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Forestbrook Apartments (SC) Owner, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Lexington County, South Carolina. The Department conducted inspections on July 11, 2024, and July 31, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a lifeline with floats was not attached to the pool wall; the waterline tiles were dirty; the water level was too high; a skimmer was missing a weir; a skimmer basket was floating; there was no drinking water fountain; the bound and numbered log book was not maintained on a daily basis; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

12) Order Type and Number: Consent Order 24-166-RW
Order Date: November 4, 2024
Individual/Entity: **ACV XVI, LLC**
Facility: Retreat at Waterside FKA
Candleton Village
Location: 741 Woodruff Road
Greenville, SC 29607
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 23-1067B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: ACV XVI, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 24, 2024, and August 5, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a skimmer basket was floating; a gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the main drain grate was not in place; the pool rules sign did not have all of the required rules; a ladder was missing bumpers; a pool vacuum was operating in the pool while

the pool was opened to the public; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

13) Order Type and Number: Consent Order 24-167-RW
Order Date: November 12, 2024
Individual/Entity: **3202 Coastal Grass Way (SC) Owner, LLC**
Facility: Harper Place Apartments
Location: 3202 Coastal Grass Way
Charleston, SC 29414
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1367B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: 3202 Coastal Grass Way (SC) Owner, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 25, 2024, and July 31, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool walls were dirty; a skimmer was missing a weir; the bathrooms did not have soap; there were non-pool related items stored in the equipment room; only one "Shallow Water – No Diving Allowed" sign was posted; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; the bound and numbered log book was not maintained on a daily basis; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

14) Order Type and Number: Consent Order 24-168-RW
Order Date: November 12, 2024
Individual/Entity: **Hammock Bay Owners' Association, Inc.**
Facility: Hammock Bay
Location: 115 Grand Palm Circle
Lexington, SC 29072
Mailing Address: 714 South Lake Drive, Suite 120
Lexington, SC 29072
County: Lexington
Previous Orders: 24-017-RW (\$680.00)
Permit/ID Number: 32-1064D

Violations Cited:

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

Summary: Hammock Bay Owners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Lexington County, South Carolina. The Department conducted inspections on June 28, 2024, and July 31, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the drinking water fountain was not operating properly; the flow meter was not operating; the spa temperature was not monitored by the facility; the spa rules sign was not legible; the current pool operator of record information was not posted to the public; the bound and numbered log book was not maintained on a daily basis; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars (**\$1,600.00**).

15) <u>Order Type and Number:</u>	Consent Order 24-169-RW
<u>Order Date:</u>	November 12, 2024
<u>Individual/Entity:</u>	Persimmon Grove Homeowners' Association, Inc.
<u>Facility:</u>	Persimmon Grove
<u>Location:</u>	437 Persimmon Circle Lexington, SC 29072
<u>Mailing Address:</u>	714 South Lake Drive, Suite 120 Lexington, SC 29072
<u>County:</u>	Lexington
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	32-1059B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Persimmon Grove Homeowners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Lexington County, South Carolina. The Department conducted inspections on June 26, 2024, and July 30, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the waterline tiles were dirty; there was algae on the pool walls; the water level was too high; skimmers were missing weirs; the pool equipment room was not accessible; the chemical storage room was not accessible; the deck was uneven with sharp edges; the drinking water fountain was not operating; the pH level was not within the acceptable range of water quality standards; the bound and numbered log book was not available for review on the first inspection; the bound and numbered log book was not maintained on a daily basis; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

16) Order Type and Number: Consent Order 24-170-RW
Order Date: November 12, 2024
Individual/Entity: **City of Walhalla**
Facility: Walhalla Town Pool
Location: 102 North Maple Street
Walhalla, SC 29691
Mailing Address: 206 N. Church Street
Walhalla, SC 29691
County: Oconee
Previous Orders: None
Permit/ID Number: 37-017-1 & 37-1022C
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: City of Walhalla (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a splash pad located in Oconee County, South Carolina. The Department conducted inspections on June 10, 2024, June 26, 2024, and July 24, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the lifeline floats were not properly spaced; a ladder was not tight and secure; the pool equipment room was not locked; the entry gate was propped open; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was not recorded in the bound and numbered log book on a weekly basis; and the recirculation and filtration system was leaking.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand three hundred sixty dollars (\$1,360.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand three hundred sixty dollars (**\$1,360.00**).

17) Order Type and Number: Consent Order 24-171-RW
Order Date: November 12, 2024
Individual/Entity: **Clements Ferry Apartments, LLC**
Facility: Cooper River Farms
Location: 650 Enterprise Boulevard
Charleston, SC 29492
Mailing Address: Same
County: Berkeley
Previous Orders: None
Permit/ID Number: 10-1257B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Clements Ferry Apartments, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Berkeley County, South Carolina. The Department conducted inspections on June 27, 2024, and September 12, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a depth marker tile was cracked; a ladder was not tight and secure; a skimmer was missing a weir; the pool equipment room was not locked; a light in the pool wall was out of its niche; the chlorine level was not within the acceptable range of water quality standards; the life ring and life ring rope were deteriorated; both of the "Shallow Water – No Diving Allowed" signs posted were obstructed; the current pool operator of record information was not posted to the public; the log book was not properly bound and numbered on the first inspection; and the bound and numbered log book was not maintained on a daily basis and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book on the second inspection.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

18) <u>Order Type and Number:</u>	Consent Order 24-172-RW
<u>Order Date:</u>	November 13, 2024
<u>Individual/Entity:</u>	Bluffton Southern Downs, LLC
<u>Facility:</u>	Emerson Isles II
<u>Location:</u>	57 Simmonsville Road Bluffton, SC 29910
<u>Mailing Address:</u>	20 Simmonsville Road Bluffton, SC 29910
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-524-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Bluffton Southern Downs, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on June 13, 2024, and July 1, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the plaster on the pool floor was deteriorated; the "Shallow Water – No Diving Allowed" signs were not visible; the current pool operator of record information was not posted to the public; the bound and numbered log book was not maintained on a daily basis; depth marker tiles were broken; pavers had settled at the edge of the coping; there was water in the pool equipment room; the chlorine level was not within the acceptable range of water quality standards; and the cyanuric acid level was not checked on a weekly basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

19)	<u>Order Type and Number:</u> <u>Order Date:</u> <u>Individual/Entity:</u> <u>Facility:</u> <u>Location:</u> <u>Mailing Address:</u> <u>County:</u> <u>Previous Orders:</u> <u>Permit/ID Number:</u> <u>Violations Cited:</u>	Consent Order 24-173-RW November 13, 2024 The Seabrook of Hilton Head, Inc. Seabrook of Hilton Head 300 Woodhaven Drive Hilton Head Island, SC 29928 Same Beaufort None 07-266-1 S.C. Code Ann. Regs. 61-51(J)
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Summary: The Seabrook of Hilton Head, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on May 29, 2024, and June 27, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there were chlorine tablets in the skimmer baskets; the overflow grate at the waterline was missing; the bathrooms were not accessible; one of the pool equalizer lines and one of the return inlets did not have covers; the pH level was not within the acceptable range of water quality standards; the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars **(\$680.00)**.

20)	<u>Order Type and Number:</u> <u>Order Date:</u> <u>Individual/Entity:</u> <u>Facility:</u> <u>Location:</u> <u>Mailing Address:</u> <u>County:</u> <u>Previous Orders:</u> <u>Permit/ID Number:</u> <u>Violations Cited:</u>	Consent Order 24-174-RW November 14, 2024 Mid Carolina Club, Inc. Mid Carolina Country Club 3593 Kiblers Bridge Road Prosperity, SC 29127 Same Newberry None 36-025-1 S.C. Code Ann. Regs. 61-51(J)
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Summary: Mid Carolina Club, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Newberry County, South Carolina. The Department conducted inspections on June 28, 2024, and August 14, 2024, and violations were

issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; the pool walls were dirty; the deck was uneven with sharp edges; the bathrooms did not have paper towels or hand dryers; the flow meter was not operating; the chlorine level was not within the acceptable range of water quality standards; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

21)	<u>Order Type and Number:</u>	Consent Order 24-175-RW
	<u>Order Date:</u>	November 14, 2024
	<u>Individual/Entity:</u>	Otarre Point Realty Partners, LLC
	<u>Facility:</u>	Otarre Point
	<u>Location:</u>	1137 Fort Congaree Trail Cayce, SC 29033
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	32-1100B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Otarre Point Realty Partners, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Lexington County, South Carolina. The Department conducted inspections on July 15, 2024, and August 1, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the flow meter was not operational; the chlorine level was not within the acceptable range of water quality standards; 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; the cyanuric acid level was not recorded weekly in the bound and numbered log book; the disinfection equipment was not approved; and a gate did not self-close and latch.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

22)	<u>Order Type and Number:</u>	Consent Order 24-176-RW
	<u>Order Date:</u>	November 19, 2024
	<u>Individual/Entity:</u>	TWC Columbia, LLC
	<u>Facility:</u>	Homewood Suites
	<u>Location:</u>	230 Greystone Boulevard Columbia, SC 29210
	<u>Mailing Address:</u>	Same

County: Richland
Previous Orders: None
Permit/ID Number: 40-1023D
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: TWC Columbia, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Richland County, South Carolina. The Department conducted inspections on June 5, 2024, and July 11, 2024, and violations were 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 edge of the spa; the flow meter was not operating properly; the chlorine level was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; and the automatic controller was not operating.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

23) Order Type and Number: Consent Order 24-177-RW
Order Date: November 19, 2024
Individual/Entity: **Moss Creek Owners Association, Inc.**
Facility: Stable Gate
Location: 100 Stable Gate Road
Hilton Head Island, SC 29926
Mailing Address: 1523 Fording Island Road
Hilton Head Island, SC 29926
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-276-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Moss Creek Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections on June 7, 2024, and June 27, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a lifeline with floats was not attached to the pool wall; the pool equipment room was not accessible; a gate did not self-close and latch; and the bound and numbered log book was not available for review.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

24) Order Type and Number: Consent Order 24-178-RW
Order Date: November 20, 2024

<u>Individual/Entity:</u>	West Shore Arcadia, LLC
<u>Facility:</u>	Arcadia's Edge
<u>Location:</u>	6837 N. Trenholm Road Columbia, SC 29206
<u>Mailing Address:</u>	Same
<u>County:</u>	Richland
<u>Previous Orders:</u>	23-154-RW (\$680.00)
<u>Permit/ID Number:</u>	40-1124B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: West Shore Arcadia, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. The Department conducted inspections on June 20, 2024, and July 29, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: waterline tiles were dirty; the water level was too high; 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; the cyanuric acid level was not checked weekly; depth marker tiles were broken; the plaster on the pool floor was deteriorated; and a skimmer was missing a weir.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars **(\$1,600.00)**.

25) <u>Order Type and Number:</u>	Consent Order 24-179-RW
<u>Order Date:</u>	November 20, 2024
<u>Individual/Entity:</u>	The Southwind II Owners' Association, Inc.
<u>Facility:</u>	Southwind II at Shipyard
<u>Location:</u>	51 Colonnade Road Hilton Head Island, SC 29938
<u>Mailing Address:</u>	Same
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-380-1 & 07-381-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: The Southwind II Owners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a spa located in Beaufort County, South Carolina. The Department conducted inspections on June 17, 2024, and July 1, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the water level was too high; there was a leak in the equipment room; the chlorine and pH levels were not within the acceptable range of water quality standards; 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; the bound and numbered log book was not maintained on a daily basis; the cyanuric

acid level was not checked weekly; the deck was not clear of hazards in that the pavers had settled at the edge of the pool coping and there was standing water on the pool deck; water return covers were missing; skimmers were missing weirs; the bathrooms were not accessible; the flow meter was missing; a gate did not self-close and latch; a ladder escutcheon was floating; the spa floor was dirty; the vac alert testing records were not current; and the automatic controller was in an alarm state.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand three hundred sixty dollars (\$1,360.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand three hundred sixty dollars (**\$1,360.00**).

26)	<u>Order Type and Number:</u>	Consent Order 24-180-RW
	<u>Order Date:</u>	November 20, 2024
	<u>Individual/Entity:</u>	Lexington 26 Hotel Associates, LLC
	<u>Facility:</u>	TownePlace Suites
	<u>Location:</u>	944 Lake Murray Boulevard Irmo, SC 29063
	<u>Mailing Address:</u>	7320 College Street, Suite 101 Irmo, SC 29063
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	32-1126B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Lexington 26 Hotel Associates, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Lexington County, South Carolina. The Department conducted inspections on June 24, 2024, and August 12, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool walls were dirty; a skimmer was missing a weir; the water level was too high; the flow meter was not operating; the chlorine level was not within the acceptable range of water quality standards; and the cyanuric acid level was above the water quality standards acceptable limit.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

27)	<u>Order Type and Number:</u>	Consent Order 24-181-RW
	<u>Order Date:</u>	November 26, 2024
	<u>Individual/Entity:</u>	Coastal Villas Owners' Association, Inc.
	<u>Facility:</u>	Coastal Villas
	<u>Location:</u>	3555 Highway 544 Conway, SC 29528
	<u>Mailing Address:</u>	4253 Sea Mountain Highway

Little River, SC 29566
County: Horry
Previous Orders: None
Permit/ID Number: 26-861-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Coastal Villas Owners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on June 24, 2024, and July 31, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; a handrail was not tight and secure; a ladder was missing bumpers; the plaster on the pool floor was deteriorated; the chlorine and pH levels were not within the acceptable range of water quality standards; and the life ring rope was too short.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars **(\$680.00)**.

28) Order Type and Number: Consent Order 24-182-RW
Order Date: November 25, 2024
Individual/Entity: **Reva Hotels Group, Inc.**
Facility: Candlewood Suites
Location: 2541 Broad Street
Sumter, SC 29150
Mailing Address: Same
County: Sumter
Previous Orders: None
Permit/ID Number: 43-1012B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Reva Hotels Group, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Sumter County, South Carolina. The Department conducted inspections on April 12, 2024, July 1, 2024, and October 11, 2024, and violations were 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; the life ring rope was deteriorated; the life ring was not hung in its designated location; a gate did not self-close and latch; and the emergency notification device was not operational.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of two thousand forty dollars (\$2,040.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand forty dollars **(\$2,040.00)**.

29) Order Type and Number: Consent Order 24-183-RW
Order Date: November 26, 2024
Individual/Entity: **Tapestry Hollingsworth, LLC**
Facility: Tapestry at Hollingsworth Park
Location: 201 Rocky Slope Road
Greenville, SC 29607
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 23-1217B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tapestry Hollingsworth, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 24, 2024, and August 5, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: depth marker tiles were missing; the pool floor was dirty; a skimmer weir was broken; the drinking water fountain was not operating properly; the pool equipment room was not accessible; 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 bound and numbered log book was not maintained on a daily basis on the first inspection; the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book on the first inspection; and the bound and numbered log book was not available for review on the second inspection.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

30) Order Type and Number: Consent Order 24-184-RW
Order Date: November 26, 2024
Individual/Entity: **Bretagne Homeowners' Association, Inc.**
Facility: Bretagne
Location: 1070 Regions Boulevard
Indian Land, SC 29678
Mailing Address: 2245 Liore Valley Drive
Indian Land, SC 29707
County: Lancaster
Previous Orders: 21-213-RW (\$2,040.00) & 23-177-RW (\$3,360.00)
Permit/ID Number: 29-1061B & 26-1062C
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Bretagne Homeowners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Lancaster County, South Carolina. The Department conducted inspections on July 9, 2024, and July 31, 2024, and violations were issued for failure to properly operate and maintain. The

Individual/Entity has violated the State Primary Drinking Water Regulation as follows: skimmers baskets were floating; skimmers were missing weirs; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; the pool rules sign was not legible; the current pool operator of record information was not posted to the public; the cyanuric acid level was not recorded weekly in the bound and numbered log book; and there were chlorine pucks in the skimmer baskets.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

31)	<u>Order Type and Number:</u>	Consent Order 24-185-RW
	<u>Order Date:</u>	November 26, 2024
	<u>Individual/Entity:</u>	Nalini Hospitality III, LLC
	<u>Facility:</u>	Comfort Suites
	<u>Location:</u>	131 Big John Road Beaufort, SC 29902
	<u>Mailing Address:</u>	175 Wescott Ridge Road Chapin, SC 29036
	<u>County:</u>	Beaufort
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	07-1110D
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Nalini Hospitality III, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Beaufort County, South Carolina. The Department conducted inspections on May 28, 2024, and June 24, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the depth markers on the pool deck were covered in paint; the deck was uneven with sharp edges; skimmers lids were cracked; the bathrooms did not have paper towels or hand dryers; there was no drinking water fountain; the fill spout was loose; there were non-pool related items in the pool equipment room; the flow meter was not operating; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the emergency notification device was not operating; the spa thermometer was not operating properly; the spa temperature was too high; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

32)	<u>Order Type and Number:</u>	Consent Order 24-186-RW
	<u>Order Date:</u>	November 26, 2024
	<u>Individual/Entity:</u>	Gray Property 5202, LLC
	<u>Facility:</u>	Preserve at Belle Hall

Location: 1400 T Belle Isle Avenue
Mount Pleasant, SC 29464
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1243B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Gray Property 5202, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 28, 2024, and September 4, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: a ladder was missing bumpers; the foot rinse shower was not operating; there was no drinking water fountain; the emergency notification device was not operating; the pool rules sign was not completely filled out; the pool rules sign was not legible; the current pool operator of record information was not posted to the public; the bound and numbered log book was not available for review; and there were chlorine pucks in the skimmer baskets.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

33) Order Type and Number: Consent Order 24-187-RW
Order Date: November 27, 2024
Individual/Entity: **River Mist Owners Association, Inc.**
Facility: River Mist
Location: 9 Wild Dogwood Way
Greenville, SC 29142
Mailing Address: 9 Evon Vale Court
Greenville, SC 29605
County: Greenville
Previous Orders: None
Permit/ID Number: 23-1010B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: River Mist Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 7, 2024, and July 8, 2024, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the deck was uneven with sharp edges; the drinking water fountain was not operating properly; pool furniture was blocking the entrance to the pool enclosure; the gate did not self-close and latch; the facility address posted at the emergency notification device was not permanent or weather resistant; the pool rules sign did not have all 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 has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars **(\$680.00)**.

Water Pollution Enforcement

34) Order Type and Number: Consent Order 24-047-W
Order Date: November 5, 2024
Individual/Entity: **Sonoco Products Company**
Facility: Sonoco Products Company
Location: 1 North Second Street
Hartsville, SC 29550
Mailing Address: PO Box 160-112
Hartsville, SC 29550
County: Darlington
Previous Orders: 21-065-W (\$12,420.00)
22-044-W (\$4,000.00)
Permit/ID Number: SC0003042
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and the Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.41(a)

Summary: Sonoco Products Company (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Darlington County, South Carolina. On December 27, 2023, a Notice of Violation was issued as a result of violations of the permitted discharge limits for chronic toxicity (CTOX) as reported on the discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation, as follows: failed to comply with the permitted effluent limitations for CTOX.

Action: The Individual/Entity is required to: submit written notification of the planned completion date for all corrective actions necessary to resolve the effluent violations for CTOX; conduct a four (4) quarterly monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand dollars **(\$5,000.00)**.

35) Order Type and Number: Consent Order 24-048-W
Order Date: November 6, 2024
Individual/Entity: **Canfor Southern Pine**
Facility: Camden Plant
Location: 1281 Sanders Creek Road
Cassatt, SC 29032
Mailing Address: Same
County: Kershaw
Previous Orders: None
Permit/ID Number: SC0047384
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) and the Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41(a) and 61-9.122.21(d)(2).

Summary: Canfor Southern Pine (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Kershaw County, South Carolina. On February 14, 2024, a Notice of Violation was issued as a result of violations of the permitted discharge limits for Total Suspended Solids (TSS) as reported on the discharge monitoring reports submitted to the Department. On July 16, 2024, a NOV was issued as a result of violations of failure to submit a complete permit renewal application. The Individual/Entity has violated the Pollution Control Act, and the Water Pollution Control Permits Regulation as follows: failed to comply with the permitted effluent limitations for TSS and failure to submit a permit reapplication at least one hundred and eighty (180) days before the existing permit expired.

Action: The Individual/Entity is required to: submit written notification of the planned completion date for all corrective actions necessary to resolve the effluent violations for TSS; conduct a three (3) event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of seven thousand dollars (\$7,000.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand dollars (**\$7,000.00**).

36) Order Type and Number: Consent Order 24-049-W
Order Date: November 12, 2024
Individual/Entity: **The Reserve at Lake Keowee**
Facility: The Reserve at Lake Keowee
Location: 931 Reserve Blvd.
Sunset, SC 29865
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit/ID Number: ND0083232

Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and the Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.21(d) and 61-9.122.41(a), and State Land Application Permit No. ND0083232.

Summary: The Reserve at Lake Keowee (Individual/Entity) owns and is responsible for a wastewater treatment plant (WWTP) located in Pickens County, South Carolina. On July 8, 2024, a Notice of Violation was issued as a result of violations of the permit condition requiring the Individual/Entity to submit a permit renewal application no later than one hundred eighty (180) days prior to the permit expiration date to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation, as follows: failed to submit a permit reapplication at least one hundred eighty (180) days before the existing permit expires.

Action: The Individual/Entity is required to: continue to operate the WWTP in accordance with the State Land Application Permit No. ND0083232 until a new permit issued by the Department becomes effective; and submit an administratively complete permit renewal application for review within fifteen (15) days of the execution. The Department has assessed a total civil penalty in the amount of three thousand dollars (\$3,000.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

37) Order Type and Number: Consent Order 24-050-W
Order Date: November 13, 2024
Individual/Entity: **Action Services, Inc**
Facility: Hulett Fish Pond Mine
Location: 570 Fantail Ave.
Cross, SC
Mailing Address: P.O. Box 1235
Moncks Corner, SC 29461
County: Berkeley
Previous Orders: None
Permit/ID Number: SCG731437
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) and the Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.21(d)(2) and 122.41(a)(1)

Summary: Action Services Inc (Individual/Entity) owns and is responsible for the proper operation and maintenance of Hulett Fish Pond Mine, which is a Nonmetal Mineral Mine in Berkeley County, South Carolina. The Department issued several Notices between May 20, 2022, and September 29, 2022, to submit a renewal Notice of Intent for permit coverage. On November 17, 2023, a Notice of Violation was issued as a result of failing to submit discharge monitoring reports (DMRs). The Individual/Entity has violated the Pollution Control Act, and the Water Pollution Control Permits Regulation as follows: failure to submit DMRs and failure to submit a permit reapplication at least one hundred and eighty (180) days before the existing permit expired.

Action: The Individual/Entity is required to: submit DMRs for the monthly monitoring periods of October 2020 to present and submit an administratively complete permit renewal application for review. The Department has assessed a total civil penalty in the amount of ten thousand dollars (\$10,000.00). The Individual/Entity shall pay a civil penalty in the amount of ten thousand dollars (**\$10,000.00**).

BUREAU OF AIR QUALITY

38) Order Type and Number: Administrative Order 24-047-A
Order Date: November 1, 2024
Individual/Entity: **CHARLES B. HUNTER, III AND HUNTER LAND WORX, LLC**
Facility: N/A
Location: 6300 Hyde Park Road
Ravenel, SC 29470
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: S.C. Code Ann. Regs. 61-62.2 (Supp. 2023),
Prohibition of Open Burning

Summary: Charles B. Hunter III ("Mr. Hunter") conducts business as Hunter Land Worx, LLC ("Individual/Entity"). The Individual/Entity operates on property located in Charleston County South Carolina. On October 26, 2022, April 7, 2023, September 19, 2023, November 2, 2023, November 16, 2023, and November 28, 2023, the Department conducted investigations in response to multiple complaints of open burning. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: burned materials other than those allowed by Section I of the Open Burning Regulations, specifically, LCD generated off-site, metal, cardboard demolition debris, household garbage, construction and commercial waste, tires and rubber products.

Action: The Individual/Entity is required to: henceforth cease all open burning except as in compliance with the regulations. The Department has assessed a total civil penalty in the amount of thirty-nine thousand dollars (\$39,000.00). The Individual/Entity shall pay a civil penalty of thirty-nine thousand dollars (**\$39,000.00**).

39) Order Type and Number: Consent Order 24-048-A
Order Date: November 15, 2024
Individual/Entity: **Jeremy Emert**
Facility: N/A
Location: 343 Whetstone Rd,
Mountain Rest, SC 29664
Mailing Address: Same

County: Oconee
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: S.C. Code Ann. Regs. 61-62.2, *Prohibition of Open Burning*

Summary: Jeremy Emert (Individual/Entity) is the owner of the property located on Whetstone Road, in Oconee County, South Carolina. On May 30, 2024, the Department conducted an inspection in response to a complaint of open burning. 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 regulations, specifically household garbage.

Action: The Individual/Entity is required to: henceforth cease all open burning except as permitted in the regulations. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of two hundred dollars (**\$200.00**) and pay a suspended penalty in the amount of three hundred dollars (\$300.00) should any requirement of the Order not be met.

40) Order Type and Number: Consent Order 24-049-A
Order Date: November 15, 2024
Individual/Entity: **FoxFarm Soil and Fertilizer Company**
Facility: FoxFarm Soil and Fertilizer Company
Location: 1001 Lebanon Road
Pendleton, SC 29670
Mailing Address: Same
County: Anderson
Previous Orders: None
Permit/ID Number: OP-50000022
Violations Cited: S.C. Code Ann. Regs. 61-62.1 Section II(A)(1)(a), (F)(1), and *Permit Requirements*

Summary: FoxFarm Soil and Fertilizer Company (Individual/Entity) is the owner and operator of a potting soil production facility located in Anderson County, South Carolina. On June 5, 2024, the Department conducted an inspection. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to conduct daily filter inspections of its two cyclones ("CD-1" and "CD-2"); and, failed to apply for and obtain a construction permit and operating permit prior to the installation and operation of an unpermitted cyclone.

Action: The Individual/Entity shall: henceforth obtain a construction permit prior to the construction, alteration, or addition of a source of air contaminants, including the installation of any device for the control of air contaminant discharges, unless the project is subject to an applicable permitting exemption in which case the facility must maintain onsite emission calculations and any other information necessary to document qualification for an exemption; and, henceforth conduct daily bag filter inspections for CD-1 and CD-2. The Department has assessed a total civil penalty in the amount of six thousand four hundred

dollars (\$6,400.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand four hundred dollars (**\$6,400.00**).

BUREAU OF REGIONAL AND LABORATORY SERVICES

On-Site Wastewater Enforcement

41)	<u>Order Type and Number:</u>	Administrative Order AF-0000962
	<u>Order Date:</u>	November 15, 2024
	<u>Individual/Entity:</u>	Jason C. Cline and Ginger P. Cline
	<u>Facility:</u>	Jason C. Cline and Ginger P. Cline
	<u>Location:</u>	315 Old Landing Court Chapin, SC 29036
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	None
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Jason C. Cline and Ginger P. Cline (Individual/Entity) own property located in Lexington County, South Carolina. The Department conducted an investigation on June 7, 2024, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

42)	<u>Order Type and Number:</u>	Administrative Order AF-0001017
	<u>Order Date:</u>	November 15, 2024
	<u>Individual/Entity:</u>	Foracene Harmon
	<u>Facility:</u>	Foracene Harmon
	<u>Location:</u>	22 Parklane Court Prosperity, SC 29127
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Newberry
	<u>Previous Orders:</u>	None

Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Foracene Harmon (Individual/Entity) owns property located in Newberry County, South Carolina. The Department conducted an investigation on August 14, 2024, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

43) Order Type and Number: Administrative Order AF-0001025
Order Date: November 15, 2024
Individual/Entity: **Henry Emerson, Heir to the Estate of Jane Z. Eneman**
Facility: Henry Emerson, Heir to the Estate of Jane Z. Eneman
Location: 1109 Owens Road
Columbia, SC 29203
Mailing Address: Same
County: Richland
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Henry Emerson, Heir to the Estate of Jane Z. Eneman (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on September 3, 2024, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil

penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

44) <u>Order Type and Number:</u>	Administrative Order AF-0001051
<u>Order Date:</u>	November 15, 2024
<u>Individual/Entity:</u>	Rita Panapa
<u>Facility:</u>	Rita Panapa
<u>Location:</u>	593 Dawn Drive West Columbia, SC 29170
<u>Mailing Address:</u>	Same
<u>County:</u>	Lexington
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Rita Panapa (Individual/Entity) owns property located in Lexington County, South Carolina. The Department conducted an investigation on September 4, 2024, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

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