

SUMMARY SHEET  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
February 10, 2022

\_\_\_\_\_ ACTION/DECISION

X  INFORMATION

1. **TITLE:** Administrative and Consent Orders issued by the Office of Environmental Affairs.
2. **SUBJECT:** Administrative and Consent Orders issued by the Office of Environmental Affairs during the period December 1, 2021, through December 31, 2021.
3. **FACTS:** For the reporting period of December 1, 2021, through December 31, 2021, the Office of Environmental Affairs issued forty-six (46) Consent Orders with total assessed civil penalties in the amount of one hundred seventy-three thousand, sixty dollars (\$173,060.00). Also, one (1) Administrative Order with total assessed civil penalties in the amount of one thousand, four hundred ten dollars (\$1,410.00) was reported during this period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
<b>Land and Waste Management</b>				
UST Program	0	0	3	\$30,850.00
Aboveground Tanks	0	0	0	0
Solid Waste	1	\$1,410.00	2	\$18,300.00
Hazardous Waste	0	0	2	\$19,500.00
Infectious Waste	0	0	0	0
Mining	0	0	0	0
<b>SUBTOTAL</b>	<b>1</b>	<b>\$1,410.00</b>	<b>7</b>	<b>\$68,650.00</b>
<b>Water</b>				
Recreational Water	0	0	21	\$27,460.00
Drinking Water	0	0	3	\$8,100.00
Water Pollution	0	0	5	\$23,050.00
Dam Safety	0	0	0	0
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>29</b>	<b>\$58,610.00</b>
<b>Air Quality</b>				
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>\$32,000.00</b>
<b>Environmental Health Services</b>				
Food Safety	0	0	8	\$13,800.00
Onsite Wastewater	0	0	0	0
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>8</b>	<b>\$13,800.00</b>
<b>OCRM</b>				
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>TOTAL</b>	<b>1</b>	<b>\$1,410.00</b>	<b>46</b>	<b>\$173,060.00</b>

Submitted by:

Myra C. Reece  
Myra C. Reece  
Director of Environmental Affairs

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
February 10, 2022**

**BUREAU OF LAND AND WASTE MANAGEMENT**

**Underground Storage Tank Enforcement**

- 1)     Order Type and Number:                     Consent Order 21-0417-UST  
       Order Date:                                 December 15, 2021  
       Individual/Entity:                         **Bahuchar Mata, LLC**  
       Facility:                                     Quickway 8  
       Location:                                    1003 Reynolds Avenue  
  Greenwood, SC 29649  
       Mailing Address:                         Bahuchar Mata, LLC  
  311 Oakmonte Circle  
  Greenville, SC 29649  
  
       County:                                     Greenwood  
       Previous Orders:                         None  
       Permit/ID Number:                        04671  
       Violations Cited:                        The State Underground Petroleum  
  Environmental Response Bank Act of 1988 (SUPERB Act), and South Carolina  
  Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92,  
  280.20(a)(2)(iv), 31(b)(1), 34(c), 70(a), and 70(c) (2012 and Supp. 2020).

Summary: Bahuchar Mata, LLC, (Individual/Entity) is the owner of underground storage tanks (USTs) located in Greenwood County, South Carolina. On June 11, 2021, 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 conduct a triennial cathodic protection test on the UST system.

Action: The Individual/Entity is required to: submit a completed Tank and Sludge Disposal Form for the permanent closure of the USTs by January 27, 2022, and within sixty (60) days of the Department's approval of the UST Tank and Sludge Disposal Form, permanently close the USTs and submit an UST Closure and Assessment Report to the Department. The Department has assessed a total civil penalty in the amount of twenty thousand, two hundred fifty dollars (\$20,250.00). The Individual/Entity shall pay a civil penalty in the amount of twenty thousand, two hundred fifty dollars (**\$20,250.00**) by January 27, 2022.

Update: The Tank and Sludge Disposal Form was received by the Department on December 10, 2021.

2) Order Type and Number: Consent Order 21-0504-UST  
Order Date: December 16, 2021  
Individual/Entity: **Shree-Ji Bishopville, LLC**  
Facility: B&H Mini Mart  
Location: 2457 Sumter Highway  
Bishopville, SC 29010  
Mailing Address: Same  
County: Lee  
Previous Orders: None  
Permit/ID Number: 18078  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-60(A) et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.93(a), 280.110(c), 280.243(a) (2012 & Supp 2020).

Summary: Shree-Ji Bishopville, LLC (Individual/Entity) owns and operates underground storage tanks in Lee County, South Carolina. The Department conducted an inspection and issued a Notice of Alleged Violation on July 12, 2021. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to demonstrate financial responsibility for an UST system; failed to submit evidence of financial assurance to the Department upon request; failed to obtain supplemental Class A/B Operator training before May 26, 2020; and failed to pay to the Department annual UST registration fees.

Action: The Individual/Entity is required to: pay annual tank registration fees and associated late fees for fiscal year 2022 in the amount of one hundred twenty-one dollars (\$121.00); submit a completed Certificate of Financial Responsibility form and evidence of financial assurance; and submit proof that all Class A/B Operators have completed supplemental training by January 31, 2022. The Department has assessed a civil penalty in the amount of one thousand, eight hundred fifty dollars (\$1,850.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, eight hundred fifty dollars (**\$1,850.00**) by January 31, 2022.

Update: The Class A/B Operator completed supplemental training on December 8, 2021.

3) Order Type and Number: Consent Order 21-0541-UST  
Order Date: December 16, 2021  
Individual/Entity: **Bahuchar Mata, LLC**  
Facility: Quick Pantry 19  
Location: 1802 South Main Street  
Greenwood, SC 29646  
Mailing Address: 311 Oakmonte Circle  
Greenwood, SC 29649

County: Greenwood  
Previous Orders: 21-0041-UST (\$7,000.00)  
Permit/ID Number: 04785  
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.26(f) (2012 and Supp. 2020).

Summary: Bahuchar Mata, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) in Greenwood County, South Carolina. On September 29, 2021, 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: delivered fuel into an UST which was under Delivery Prohibition.

Action: The Individual/Entity corrected all violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of eight thousand, seven hundred fifty dollars (\$8,750.00). The Individual/Entity shall pay a civil penalty in the amount of eight thousand, seven hundred fifty dollars (**\$8,750.00**) by January 31, 2022.

Update: None.

### **Solid Waste Enforcement**

4) Order Type and Number: Administrative Order 21-08-SW  
Order Date: December 13, 2021  
Individual/Entity: **James Bob Caddell, II**  
Facility: Residence  
Location: 135 Tabernacle Church Road  
McBee, SC 29101  
Mailing Address: Same  
County: Chesterfield  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991 (Rev.2018 & Supp. 2019), and South Carolina Solid Waste Management: Waste Tires, 8 S.C. Code Ann. Regs., R. 61-107.3 Part III.A.1 (Rev. 2015).

Summary: James Bob Caddell, II (Individual/Entity) owns property located in Chesterfield County, South Carolina. On April 12, 2021, the Department issued a Notice of Alleged Violation in response to a complaint. The Individual/Entity has violated the Solid Waste and Management Act and the South Carolina Solid Waste Management:

Waste Tires Regulations as follows: operated a waste tire collection facility without a department issued permit.

Action: The Individual/Entity is required to: remove and properly dispose of the waste tires exceeding the amount of one hundred twenty (120) and provide disposal receipts to the Department by February 14, 2022. The Department has assessed a total civil penalty in the amount of one thousand, four hundred ten dollars (\$1,410.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, four hundred ten dollars (**\$1,410.00**) by February 14, 2022.

Update: No RFR was filed. Tires have been removed and properly disposed.

- 5) Order Type and Number: Consent Order 21-12-SW  
Order Date: December 13, 2021  
Individual/Entity: **Oconee County**  
Facilities: Seneca Transfer Station  
Seneca Class 2 Landfill  
Location: 15026 Wells Highway/  
15031 Wells Highway  
Seneca, SC 29678  
Mailing Address: 15026 Wells Highway  
Seneca, SC 29678  
County: Oconee  
Previous Orders: 18-17-SW (\$1,800.00 – Transfer Station)  
and 18-18-SW (\$3,600.00 – Class 2  
Landfill)  
Permit/ID Number: 371001-6001 and 371001-1202 respectively  
Violations Cited: South Carolina Solid Waste Policy and  
Management Act of 1991, S.C. Code Ann. §§ 44-96-10 et seq. (2002 & Supp.  
2018); Solid Waste Management: Transfer of Solid Waste Regulation, C.2. and  
F.3. (2012); Solid Waste Management: Solid Waste Landfills and Structural Fill  
Regulation, R.61-107.19, Part IV.C.5, Part IV.C.6, Part IV.C.7, and Part IV.C.9  
(Rev. 2008 and Supp. 2016); and the Permit #371001-1202, Section A.3.

Summary: Oconee County (Individual/Entity), operates a Transfer Station and a Class 2 Landfill located in Oconee County, South Carolina. The Department conducted inspections of the Transfer Station on August 30, 2021, and September 30, 2021. Inspections were also conducted at the Landfill on July 26, 2021, August 30, 2021, and September 30, 2021. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, the Solid Waste Management: Transfer of Solid Waste Regulation, the Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation and the Permit, as follows: failed to properly manage leachate at the Transfer Facility; failed to cover waste debris at least once every thirty (30) days at the Class 2 Landfill; failed to contain the working face to as small an area as equipment can safely and efficiently work at the Class 2 Landfill; failed to maintain slopes of 3:1 at the Class 2

Landfill; and failed to compact all waste to the smallest practicable volume at the Class 2 Landfill; and disposed of more waste than their permitted disposal rate of thirty-seven thousand, six hundred and fifteen (37,615) tons per fiscal year at the Class 2 Landfill.

Action: The Individual/Entity is required to at the Landfill: reduce the size of the working face to as small an area as the equipment can safely and efficiently operate; reduce the slopes to 3:1 and maintain slopes at 3:1; improve compaction of solid waste to maintain the appropriate slopes; and place no less than six (6) inches of suitable cover material over all exposed waste material at least every thirty (30) days by February 11, 2022.

The Individual/Entity is also required to at the Transfer Station: complete all construction of the stormwater retention pond in accordance with the NPDES permit by February 11, 2022; and, prior to completion of the stormwater retention pond, manage leachate to prevent leachate from entering the environment and/or leaving the Transfer Station.

The Department has assessed a civil penalty of twelve thousand, three hundred dollars (\$12,300.00) for violations of R.61-107.19 and the Permit, and a civil penalty of five thousand dollars (\$5,000.00) for violations of R.61-107.7. The Individual/Entity shall pay a combined civil penalty of seventeen thousand, three hundred dollars (**\$17,300.00**) for violations at both Facilities by January 27, 2022.

Update: Based on an inspection conducted on December 6, 2021, the Class 2 Landfill has met the compliance requirements of the Order. The civil penalty has been paid in full.

6) Order Type and Number: Consent Order 21-14-SW  
Order Date: December 15, 2021  
Individual/Entity: **B&W Excavating, Inc.**  
Facility: B&W Excavating, Inc.  
Location: 1134 Mount Arthur Drive  
Graniteville, SC  
Mailing Address: P. O. Box 792  
New Ellenton, SC 29809  
County: Aiken  
Previous Orders: None  
Permit/ID Number: 022740-1701  
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002 and Supp. 2019) (Act), Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation (2002 & Supp. 2016) (Regulation), R.61-107.19, Part I.9.b., and Permit # 022740-1701 (Permit).

Summary: B&W Excavating, Inc. (Individual/Entity), owns a Class 1 Landfill located in Aiken County, South Carolina. Based on an annual report received on August 30, 2021 and the enforcement conference, the Individual/Entity has violated the South

Carolina Solid Waste Policy and Management Act, Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation and Permit 022740-1701 as follows: exceeded the annual permitted amount of solid waste.

Action: The Individual/Entity has corrected all violations. 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**) by January 31, 2022.

Update: The Individual/Entity has paid the civil penalty. The Order is closed.

### **Hazardous Waste Enforcement**

7) Order Type and Number: Consent Order 21-14-HW  
Order Date: December 8, 2021  
Individual/Entity: **Contec, Inc.**  
Facility: Contec, Inc.  
Location: 252 Locust Grove  
Spartanburg, SC 29303  
Mailing Address: P.O. Box 530  
Spartanburg, SC 29304  
County: Spartanburg  
Previous Orders: 16-02-HW (\$6,180.00)  
Permit/ID Number: SCR 000 073 528  
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. 2018).

Summary: Contec, Inc. (Individual/Entity), specializes in the manufacturing of contamination control products for mission-critical cleaning located in Spartanburg County, South Carolina. The Department conducted an inspection on January 25, 2021. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to accumulate hazardous waste in containers at or near any point of generation where wastes initially accumulate which is under the control of the operator of the process generating the waste; failed to attempt to make arrangements with the local police department, fire department, other emergency response teams, emergency response contractors, equipment suppliers, and local hospitals, taking into account the types and quantities of hazardous wastes handled at the facility; failed to maintain records documenting the arrangements with the local fire department as well as any other organization necessary to respond to an emergency; failed to ensure that facility personnel must take part in an annual review of the initial training as required; failed to record a description, the EPA hazardous waste number, DOT hazardous class, and quantity of each hazardous waste shipped offsite for

shipments to a treatment, storage, or disposal facility within the United States and this information must be listed by the EPA identification number of each such facility to which waste was shipped; failed to record the types and quantities of such wastes shipped for offsite treatment and disposal; failed to submit the information on a form designated by the Department and according to the instructions included with such form; failed to describe in the contingency plan arrangements agreed to with the local police department, fire department, other emergency response teams, emergency response contractors, equipment suppliers, local hospitals or, if applicable, the Local Emergency Planning Committee; failed to include in the contingency plan, a list of all emergency equipment at the facility, where this equipment is required; failed to include in the contingency plan and evacuation plan for generator personnel where there is a possibility that evacuation could be necessary; failed to submit a copy of the contingency plan and all revisions to all local emergency responders; failed to include the types/names of hazardous wastes in layman's terms and the associated hazard associated with each hazardous waste present at any one time in the quick reference guide; failed to have the identification of any hazardous wastes where exposure would require unique or special treatment by medical or hospital staff in the quick reference guide; failed to have the identification of on-site notification systems, the name of the emergency coordinator(s) and twenty-four (24) hour, seven (7)-days-a-week emergency telephone number(s) or, in the case of a facility where an emergency coordinator is continuously on duty, the emergency telephone number for the emergency coordinator in the contingency plan; failed to ensure that containers holding hazardous waste must be closed at all times during accumulation, except: when adding, removing, or consolidating waste; and failed to maintain records supporting its hazardous waste determinations, including records that identify whether a solid waste is a hazardous waste for at least three (3) years from the date that the waste was last sent to on-site or off-site treatment, storage, or disposal.

Action: The Individual/Entity has corrected all violations. The Department assessed a total civil penalty in the amount of seven thousand, five hundred dollars (\$7,500.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand, five hundred dollars (**\$7,500.00**) by January 7, 2022.

Update: The Individual/Entity has paid the civil penalty. This Order is closed.

8) <u>Order Type and Number:</u>	Consent Order 21-13-HW
<u>Order Date:</u>	December 9, 2021
<u>Individual/Entity:</u>	Univar Solutions USA, Inc.
<u>Facility:</u>	Univar Solutions USA, Inc.
<u>Location:</u>	2750 Southport Road Spartanburg, SC 29302
<u>Mailing Address:</u>	Same
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	N/A
<u>Permit/ID Number:</u>	SCD 008 941 619



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. 2020).

Summary: Univar Solutions USA, Inc. (Individual/Entity) operates a wholesale bulk chemical distribution facility located in Spartanburg County, South Carolina. The Department conducted an inspection at a facility on February 26, 2021. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to maintain records to document its hazardous waste determinations; failed to file a revised or new Notification Form with the Department within thirty (30) days after first producing a new hazardous waste and when the company's Hazardous Waste Generator Index Form became inaccurate; failed to close containers during accumulation, except when adding and removing hazardous waste; failed to mark or label its containers with the words "Hazardous Waste" and an indication of the hazards of the contents; failed to submit Quarterly Reports to the Department that included a description, the EPA hazardous waste number, DOT hazardous class, and the types and quantities of such wastes as required by the instructions included with the form; failed to clean up any hazardous waste spillage that occurred during processing; failed to submit a copy of the contingency plan and all revisions along with a quick reference guide to all local emergency responders; and failed to maintain lamps in a manner to prevent a release and to keep such containers closed.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of twelve thousand dollars (\$12,000.00). The Individual/Entity is required to pay the total civil penalty in the amount of twelve thousand dollars (**\$12,000.00**) by January 10, 2022.

Update: The Individual/Entity submitted documentation between October 21, 2021, and November 11, 2021 that included waste profiles, copies of the contingency plan and the quick reference guide along with documentation of submittal to local responders, corrected Quarterly Reports, and an updated Waste Index Form as evidence of the corrective actions taken to correct the violations noted during the inspection. The civil penalty has been paid. The Order is closed.

## **BUREAU OF WATER**

### **Recreational Waters Enforcement**

- 9) Order Type and Number: Consent Order 21-215-RW  
Order Date: December 3, 2021  
Individual/Entity: **Rock Hill Holdings 124, LLC**

Facility: Yorktowne Village Apartments  
Location: 2172 Ebinport Road  
Rock Hill, SC 29732  
Mailing Address: Same  
County: York  
Previous Orders: None  
Permit/ID Number: 46-062-1 & 46-063-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Rock Hill Holdings 124, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in York County, South Carolina. The Department conducted inspections on July 1, 2021, and August 11, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a handrail and a ladder were not tight and secure; there was no flow meter; the chlorine level was not within the acceptable range of water quality standards; the emergency notification device was not operational; the pool rules sign did not have all of the required rules; 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 current pool operator of record information was not posted to the public; the bound and numbered log book was not available for review at the pool and kiddie pool on the first inspections; 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 at the pool on the second inspection.

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**) by December 30, 2021.

Update: The civil penalty has been paid.

10) Order Type and Number: Consent Order 21-216-RW  
Order Date: December 6, 2021  
Individual/Entity: **Westgate Plantation Community Association, Inc.**  
Facility: Westgate Plantation  
Location: Brisbane Way  
Spartanburg, SC 29301  
Mailing Address: Same  
County: Spartanburg  
Previous Orders: None  
Permit/ID Number: 42-1050B  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Westgate Plantation Community Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Spartanburg County, South Carolina. The Department conducted inspections on June 14, 2021, and July 13, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: algae was present on the walls of the pool; there was debris in the skimmer baskets; the drinking water fountain was not operating properly; a water hose was left unattended in the pool; the flow meter was not operational; the chlorine and pH levels were not within the acceptable range of water quality standards; and the facility address was not posted at the emergency notification device.

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**) by December 20, 2021.

Update: The civil penalty has been paid.

11) <u>Order Type and Number:</u>	Consent Order 21-217-RW
<u>Order Date:</u>	December 7, 2021
<u>Individual/Entity:</u>	<b>Bluffton Investment, LLC</b>
<u>Facility:</u>	Comfort Suites
<u>Location:</u>	23 Towne Drive Bluffton, SC 29910
<u>Mailing Address:</u>	Same
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-1064B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Bluffton Investment, 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 July 9, 2021, and August 11, 2021, 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 deck was not clean; there was debris in the skimmer baskets; skimmer baskets were floating; the pool gate did not have a latch; a section of the perimeter fencing had openings greater than four inches; 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 and the grabline on the life ring was deteriorated; the life ring was not hung in its designated location; the shepherd's crook was not properly mounted in its designated location; the facility address was not posted at the emergency notification device; the "Shallow Water – No Diving Allowed" signs posted and the "No Lifeguard On Duty – Swim At Your Own Risk" signs posted were in disrepair on the first

inspection; and the “Shallow Water – No Diving Allowed” signs and the “No Lifeguard On Duty – Swim At Your Own Risk” signs were obstructed 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**) by December 27, 2021.

Update: The civil penalty has been paid.

12) Order Type and Number: Consent Order 21-218-RW  
Order Date: December 7, 2021  
Individual/Entity: **Waterway Landing Homeowner’s Association II, Inc.**  
Facility: Waterway Landing  
Location: 201 2<sup>nd</sup> Ave Extension  
North Myrtle Beach, SC 29582  
Mailing Address: P.O. Box 769  
North Myrtle Beach, SC 29597  
County: Horry  
Previous Orders: 18-183-RW (\$2,240.00)  
Permit/ID Number: 26-I02-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Waterway Landing Homeowner’s Association II, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Horry County, South Carolina. The Department conducted inspections on May 26, 2021, July 6, 2021, and September 27, 2021, 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; and the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four thousand, eight hundred dollars (\$4,800.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand, eight hundred dollars (**\$4,800.00**) by December 25, 2021.

Update: The civil penalty has been paid.

13) Order Type and Number: Consent Order 21-219-RW  
Order Date: December 7, 2021  
Individual/Entity: **Greenwood at Ashley River DE, LLC**  
Facility: Greenwood at Ashley River

Location: 6520 Dorchester Road  
North Charleston, SC 29418  
Mailing Address: Same  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-113-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Greenwood at Ashley River DE, 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 8, 2021, and July 13, 2021, 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 and rungs; the drinking water fountain was not operating properly; 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; the emergency notification device was not operational; the current pool operator of record information was not posted to the public; the bound and numbered log book was not available for review on the first inspection; the log book was not properly bound and numbered and was not maintained on a daily basis on the second inspection; and the cyanuric acid level was not recorded on a weekly basis in the 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**) by December 22, 2021.

Update: The civil penalty has been paid.

14) Order Type and Number: Consent Order 21-220-RW  
Order Date: December 8, 2021  
Individual/Entity: **Wahoo Aquatic Club, Inc.**  
Facility: Live to Play  
Location: 1513 Mathis Ferry Road  
Mt. Pleasant, SC 29464  
Mailing Address: 164 Market Street, Suite 307  
Charleston, SC 29401  
County: Charleston  
Previous Orders: 20-141-RW (\$680.00)  
Permit/ID Number: 10-1196B  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Wahoo Aquatic Club, Inc. (Individual/Entity) manages 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, 2021, and August 2, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was a hole on the pool deck posing a trip hazard; there was debris in the skimmer baskets; a gate was propped open; a gate did not self-close and latch; the emergency notification device was not operational; 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**) by December 8, 2021.

Update: The civil penalty has been paid.

15) <u>Order Type and Number:</u>	Consent Order 21-223-RW
<u>Order Date:</u>	December 13, 2021
<u>Individual/Entity:</u>	<b>MIG Ocean Sands, LLC</b>
<u>Facility:</u>	Best Western Ocean Sands
<u>Location:</u>	1525 S Ocean Boulevard N Myrtle Beach, SC 29582
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-380-1 & 26-G33-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: MIG Ocean Sands, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Horry County, South Carolina. The Department conducted inspections on June 8, 2021, July 12, 2021, and November 16, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; the drinking water fountain was not operating; the foot rinse shower was not operating; the pool walls were dirty; the chlorine and pH levels were not within the acceptable range of water quality standards; a skimmer basket was floating; the waterline tiles were dirty; a skimmer was missing a weir; 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 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**) by December 22, 2021.

Update: The civil penalty has been paid.

16)	<u>Order Type and Number:</u>	Consent Order 21-224-RW
	<u>Order Date:</u>	December 13, 2021
	<u>Individual/Entity:</u>	<b>Bellegrove Preserve Property Owners Association, Inc.</b>
	<u>Facility:</u>	Bellegrove Amenity Center
	<u>Location:</u>	840 Ashleaf Drive Myrtle Beach, SC 29579
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-1256B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Bellegrove Preserve Property 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 16, 2021, and July 21, 2021, 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 floor was dirty; skimmer baskets were floating; a gate did not self-close and latch; the pool rules sign was not completely filled out; there were no “Shallow Water – No Diving Allowed” signs posted; only one “No Lifeguard On Duty - Swim At Your Own Risk” sign was posted; the current pool operator of record information was not posted to the public; the bound and numbered log book was not available for Department review; a lifeline with floats was not attached to the pool wall; and the chlorine level was not within the acceptable range of water quality standards.

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) by November 22, 2021.

Update: The civil penalty has been paid.

17)	<u>Order Type and Number:</u>	Consent Order 21-225-RW
	<u>Order Date:</u>	December 13, 2021
	<u>Individual/Entity:</u>	<b>River Bluff Providence, LLC</b>
	<u>Facility:</u>	River Bluff
	<u>Location:</u>	300 Palmetto Park Boulevard Lexington, SC 29072
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	32-168-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: River Bluff Providence, 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 6, 2021, and August 2, 2021, 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 loose; the chlorine and pH levels were not within the acceptable range of water quality standards; only one “No Lifeguard On Duty - Swim At Your Own Risk” sign was posted during the first inspection; the “No Lifeguard On Duty – Swim At Your Own Risk” signs posted on the second inspection did not have the correct wording; the bathrooms did not have paper towels or a hand dryer; and the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record.

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**) by December 23, 2021.

Update: The civil penalty has been paid.

18) <u>Order Type and Number:</u>	Consent Order 21-221-RW
<u>Order Date:</u>	December 14, 2021
<u>Individual/Entity:</u>	<b>Deer Meadow Village Apartments, LLC</b>
<u>Facility:</u>	Deer Meadow Village Apartments
<u>Location:</u>	8100 Garners Ferry Road Columbia, SC 29209
<u>Mailing Address:</u>	Same
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	40-1056B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Deer Meadow Village Apartments, 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 15, 2021, and August 10, 2021, 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 pool plaster was deteriorated; frost-proof tiles were missing on the pool wall; pavers on the pool deck had settled; skimmers were missing weirs; the chlorine level was not within the acceptable range of water quality standards; the life ring was missing a buoy; the bolts on the shepherd's crook were reversed; the emergency notification device was not operational; and the current pool operator of record information was not posted to the public.



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**) by December 12, 2021.

Update: The civil penalty has been paid.

19) Order Type and Number: Consent Order 21-222-RW  
Order Date: December 14, 2021  
Individual/Entity: **M and M Corporation of South Carolina**  
Facility: Baymont Inn  
Location: 240 E. Exchange Boulevard  
Columbia, SC 29634  
Mailing Address: Same  
County: Richland  
Previous Orders: 18-086-RW (\$680.00)  
19-040-RW (\$2,000.00)  
Permit/ID Number: 40-428-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & (K)(1)(c)

Summary: M and M Corporation of South Carolina (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 10, 2021, August 9, 2021, and August 11, 2021, and violations were issued for failure to properly operate and maintain; and on August 11, 2021, a follow-up inspection was conducted, and a violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmers were missing weirs; there was no life ring on the first inspection; the life ring did not have a permanently attached rope on the second and third inspections; the bound and numbered log book was not available for review; the pool walls were dirty; the chlorine level was not within the acceptable range of water quality standards; a main drain grate was broken; the designated closing time for the pool on the pool rules sign was not accurate; and the pool was re-opened prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. 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**) in installments. Payments are due December 1, 2021, and January 1, 2022.

Update: The civil penalty has been paid.

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 21-226-RW December 14, 2021 <b>Shaftesbury Horizontal Property Regime</b> Shaftesbury Woods 929 East Estate Boulevard Charleston, SC 29407 2409 Mall Drive, Suite A North Charleston, SC 29406 Charleston None 10-342-1 S.C. Code Ann. Regs. 61-51(J)
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Summary: Shaftesbury Horizontal Property Regime (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 7, 2021, and July 22, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was algae on the pool wall and floor; there was debris in the skimmer baskets; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; and the current pool operator of record information was not posted to the public.

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**) by January 4, 2022.

Update: The civil penalty has been paid.

21)	<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 21-227-RW December 14, 2021 <b>Bryant at Summerville, LP</b> Bryant at Summerville 325 Marymeade Drive Summerville, SC 29483 Same Berkeley None 08-1019B S.C. Code Ann. Regs. 61-51(J)
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Summary: Bryant at Summerville, LP (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 21, 2021, August 6, 2021, and

August 27, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; skimmers were missing weirs; the pool rules sign did not have all of the required rules; the bound and numbered log book was not maintained on a daily basis; the cyanuric acid level was not checked weekly; depth marker tiles were broken; there was debris in the skimmer baskets; the “Shallow Water – No Diving Allowed” signs posted did not have the correct wording; a ladder was not tight and secure; the foot rinse shower was not operating properly; the life ring was deteriorated; and the facility address was not posted at the emergency notification device.

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**) by January 1, 2022.

Update: The civil penalty has been paid.

22) <u>Order Type and Number:</u>	Consent Order 21-228-RW
<u>Order Date:</u>	December 17, 2021
<u>Individual/Entity:</u>	<b>Charleston Properties I, LLC</b>
<u>Facility:</u>	Nomo Student Housing (930 Nomo)
<u>Location:</u>	930 Morrison Drive Charleston, SC 29414
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	18-107-RW (\$340.00)
<u>Permit/ID Number:</u>	10-1251B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Charleston Properties I, 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 2, 2021, and July 23, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmers were missing weirs; 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 rules sign was not completely filled out; the current pool operator of record information was not posted to the public; the log book was not properly bound or numbered; the log book was not maintained by the pool operator of record; and the cyanuric acid level was not recorded on a weekly basis in the 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**) by January 4, 2022.

Update: The civil penalty has been paid.

23) Order Type and Number: Consent Order 21-229-RW  
Order Date: December 17, 2021  
Individual/Entity: **Bermuda Pointe Owners' Association, Inc.**  
Facility: Bermuda Pointe  
Location: 41 Bermuda Pointe Circle  
Hilton Head Island, SC 29926  
Mailing Address: P.O. Drawer 5  
Hilton Head Island, SC 29938  
County: Beaufort  
Previous Orders: None  
Permit/ID Number: 07-521-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Bermuda Pointe 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, 2021, and July 29, 2021, 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 was missing a weir; the backwash pit did not have a grate; there were non-pool related items stored in the equipment room; the chlorine level was not within the acceptable range of water quality standards; the life ring was not United States Coast Guard approved; the emergency notification device was not operational on the first inspection, and the facility address was not posted at the emergency notification device on the second inspection; the pool rules sign was not completely filled out; the current pool operator of record information was not posted to the public; and the disinfection equipment was not in operable condition.

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**) by January 6, 2022.

Update: The civil penalty has been paid.

24) Order Type and Number: Consent Order 21-230-RW  
Order Date: December 17, 2021  
Individual/Entity: **Raleigh Krishna, Inc.**  
Facility: Hampton Inn - Northwood  
Location: 620 75<sup>th</sup> Ave N  
Myrtle Beach, SC 29572

Mailing Address: Same  
County: Horry  
Previous Orders: 18-279-RW (\$4,080.00)  
Permit/ID Number: 26-K88-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Raleigh Krishna, 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 8, 2021, July 15, 2021, and November 30, 2021, 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 was missing a weir; the chlorine and pH levels were not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis, and the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four thousand, eight hundred dollars (\$4,800.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand, eight hundred dollars (**\$4,800.00**) by January 3, 2022.

Update: The civil penalty has been paid.

25) Order Type and Number: Consent Order 21-231-RW  
Order Date: December 22, 2021  
Individual/Entity: **Sunroad Verdier Apartments, LLC**  
Facility: Verdier Pointe  
Location: 3930 Verdier Boulevard  
Charleston, SC 29414  
Mailing Address: 8620 Spectrum Center Boulevard, Suite  
1100  
San Diego, CA 92123  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 10-290-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sunroad Verdier Apartments, 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 May 27, 2021, and August 5, 2021, 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 floor was dirty; the waterline tiles were dirty; the plaster on the pool floor was delaminated; there was algae on the walls and floor of the pool; there was debris in the skimmer baskets; skimmers were missing weirs; the drinking water fountain was not

operating properly; the pool equipment room was not locked; the life ring was not United States Coast Guard approved; the cyanuric acid level was above the water quality standards acceptable limit; the cyanuric acid level was not recorded in the bound and numbered log book on a weekly basis; and the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record.

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**) by January 2, 2022.

Update: The civil penalty has been paid.

26) <u>Order Type and Number:</u>	Consent Order 21-232-RW
<u>Order Date:</u>	December 22, 2021
<u>Individual/Entity:</u>	<b>Dockside Association, Inc.</b>
<u>Facility:</u>	Dockside Condominiums
<u>Location:</u>	330 Concord Street Charleston, SC 29401
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-120-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Dockside Association, Inc. (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 2, 2021, and July 26, 2021, and violations were issued for failure to properly operate and maintain; and on July 26, 2021, a violation was issued for re-opening the pool prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; a skimmer was missing a weir; the pool equipment room was not accessible; the emergency notification device was not operational; 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 was not maintained a minimum of three times per week by the pool operator of record on the second inspection; and the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand, twenty dollars (\$1,020.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, twenty dollars (**\$1,020.00**) by December 27, 2021.

Update: The civil penalty has been paid.

27) Order Type and Number: Consent Order 21-233-RW  
Order Date: December 22, 2021  
Individual/Entity: **Douglas A. Curtis and Jason Williams, Individually and d.b.a. Chesterfield Community Pool**  
Facility: Chesterfield Community Pool  
Location: 110 Jessamine Drive  
Chesterfield, SC 29709  
Mailing Address: 1310 West Main Street  
Chesterfield, SC 29709  
County: Chesterfield  
Previous Orders: None  
Permit/ID Number: 13-004-1 & 13-004-2  
Violations Cited: S.C. Code Ann. Regs. 61-51.J.22

Summary: Douglas A. Curtis and Jason Williams, Individually and d.b.a. Chesterfield Community Pool (Individual/Entity) own and are responsible for the proper operation and maintenance of a pool and a kiddie pool located in Chesterfield County, South Carolina. The Department issued a Notice of Enforcement Conference on November 1, 2021, as a result of a review of inspection records. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to fill in or remove the pool and kiddie pool, which have been permanently closed for a period in excess of twenty-four consecutive months.

Action: The Individual/Entity is required to: immediately post closed signs on the fence surrounding the pool and kiddie pool and drain the pool and kiddie pool or cover them with a commercially manufactured cover by January 15, 2022; submit to the Department for review and approval, a plan detailing the procedure and materials to be used to properly fill in or remove the pool and kiddie pool by January 15, 2022; and complete the procedure in accordance with the plan and contact the Department to schedule an inspection to verify the completed work by November 1, 2022. The Department has assessed a total civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of eight hundred dollars (**\$800.00**) should any requirement of the Order not be met.

Update: Closed signs have been posted, the pool and kiddie pool have been drained of stagnant water, and a plan has been submitted and approved.

28) Order Type and Number: Consent Order 21-234-RW  
Order Date: December 31, 2021  
Individual/Entity: **Synergy Group Enterprises, LLC**  
Facility: Lifequest Swim & Fitness  
Location: 4390 Spa Drive  
Little River, SC 29566

Mailing Address: 1950 Arundel Road  
Myrtle Beach, SC 29577  
County: Horry  
Previous Orders: None  
Permit/ID Number: 26-F59-1 & 26-R74-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Synergy Group Enterprises, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a spa located in Horry County, South Carolina. The Department conducted inspections on June 14, 2021, and July 22, 2021, 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; 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 one hundred sixty dollars (\$160.00). The Individual/Entity shall pay a civil penalty in the amount of one hundred sixty dollars (\$160.00) by January 10, 2022.

Update: The civil penalty has been paid.

29) Order Type and Number: Consent Order 21-235-RW  
Order Date: December 31, 2021  
Individual/Entity: **Sea Bridge Homeowner's Association, Inc.**  
Facility: Sea Bridge  
Location: 112 B 12<sup>th</sup> Avenue North  
Surfside Beach, SC 29577  
Mailing Address: 113 South Ocean Boulevard  
Surfside Beach, SC 29575  
County: Horry  
Previous Orders: 20-006-RW (\$680.00)  
Permit/ID Number: 26-F09-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sea Bridge Homeowner's 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 April 12, 2021, and October 21, 2021, 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 deck was uneven with sharp edges; skimmers were missing weirs; the gate did not self-close and latch; the pH level was not within the acceptable range of water quality standards; the main drain grates were broken; the 911 facility address was not correct; the pool rules sign was not completely filled out; 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 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**) by January 20, 2022.

Update: The civil penalty has been paid.

### **Drinking Water Enforcement**

30) <u>Order Type and Number:</u>	Consent Order 21-046-DW
<u>Order Date:</u>	December 8, 2021
<u>Individual/Entity:</u>	<b>West Side Estates Holdings, LLC</b>
<u>Facility:</u>	Westside Estates Apartments
<u>Location:</u>	996 South Arant Street Pageland, SC 29728
<u>Mailing Address:</u>	Same
<u>County:</u>	Chesterfield
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	1370300
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.7 & 61-58.7.E(1)(b)

Summary: West Side Estates Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Chesterfield County, South Carolina. The Department conducted an inspection of the PWS on October 12, 2021, and it was rated unsatisfactory for failure to properly operate and maintain, and failure to designate a distribution operator of the appropriate grade. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: a complete procedures manual with written programs and logs was not provided for Department review; the well houses were in disrepair; the well house doors did not have locks; there was a leak at the pressure storage tank; a sign with emergency contact information was not posted at the pressure storage tank; and an operator of the appropriate grade was not designated to be responsible for monitoring the distribution system.

Action: The Individual/Entity is required to: correct the deficiencies and submit to the Department for review and approval a complete procedures manual by March 8, 2022. 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 three thousand dollars (**\$3,000.00**) by January 7, 2022 and pay a stipulated penalty in the

amount of four thousand dollars (\$4,000.00) should any requirement of the Order not be met.

Update: The Individual/Entity designated a distribution operator of the appropriate grade prior to the conference. The civil penalty has been paid.

31) <u>Order Type and Number:</u>	Consent Order 21-047-DW
<u>Order Date:</u>	December 13, 2021
<u>Individual/Entity:</u>	<b>Clarendon County</b>
<u>Facility:</u>	Highway 260 System, Lake Marion Shores System, and Wyboo Pointe System
<u>Location:</u>	411 Sunset Drive Manning, SC 29102
<u>Mailing Address:</u>	Same
<u>County:</u>	Clarendon
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	1450013, 1450009, & 1450002
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.7 & 61-58.7.D.2

Summary: Clarendon County (Individual/Entity) owns and is responsible for the proper operation and maintenance of three public water systems (PWSs) located in Clarendon County, South Carolina. The Department conducted inspections of the PWSs on August 25, 2021, and they were rated unsatisfactory for failure to properly operate and maintain, and failure to provide for daily monitoring of the groundwater treatment plants by an operator of the appropriate grade. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: an operator of the appropriate grade was not monitoring the three groundwater treatment plants daily to ensure proper operation; reliable capacity could not be determined because documentation was not available indicating if the Highway 260 System connection to the City of Manning was open and automatic; the well casing and the sanitary seal at the Wyboo Pointe System were rusted; the wellhead piping at the Wyboo Pointe System was rusted and leaking; both of the wells at the Wyboo Pointe System were not enclosed in a lockable well house and one of the wells was off-line; the chlorine pump at the Wyboo Pointe treatment plant was removed; and the exterior of the twenty-five thousand gallon pressure storage tank at the Wyboo Pointe System was rusted.

Action: The Individual/Entity is required to: submit to the Department for review and approval a corrective action plan to address the reliable capacity deficiency at the Highway 260 System and correct the deficiencies by June 12, 2022. The Department has assessed a total civil penalty in the amount of fourteen thousand dollars (\$14,000.00). The Individual/Entity shall pay an assessed penalty in the amount of five thousand, one hundred dollars (**\$5,100.00**) by February 12, 2022, and pay a stipulated penalty in the amount of eight thousand, nine hundred dollars (\$8,900.00) should any requirement of the Order not be met.

Update: On September 1, 2021, the Individual/Entity provided for daily monitoring of all three groundwater treatment plants by an operator of the appropriate grade. The civil penalty has been paid.

32) Order Type and Number: Consent Order 21-048-DW  
Order Date: December 13, 2021  
Individual/Entity: **MMBF Properties, LLC**  
Facility: The Bent Rod  
Location: 10024 Highway 17 North  
McClellanville, SC 29458  
Mailing Address: 1605 Pin Oak Cut  
Mt. Pleasant, SC 29466  
County: Charleston  
Previous Orders: None  
Permit/ID Number: 1070236  
Violations Cited: S.C. Code Ann. Regs. 61-58.7 & 61-58.8.B(3)

Summary: MMBF Properties, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Charleston County, South Carolina. The Department conducted an inspection of the PWS on September 15, 2021, and it was rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the concrete pad surrounding Well 2 was in disrepair; the well seal did not have a screened vent; the well house did not have a door; the blow-off pipe was in disrepair; there was exposed electrical wiring; there was a submersible pump installed and in use that was not the originally permitted jet pump; and a system map, sample siting plan, and emergency plan were not provided for Department review.

Action: The Individual/Entity is required to: correct all of the deficiencies by December 31, 2021; and pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should any requirement of the Order not be met.

### **Water Pollution Enforcement**

33) Order Type and Number: Consent Order 21-074-W  
Order Date: December 15, 2021  
Individual/Entity: McEntire Joint National Guard Base  
Facility: McEntire WWTF  
Location: Hwy 378  
Eastover, SC  
Richland County, SC  
Mailing Address: 1325 South Carolina Road

Eastover, SC 29044  
County: Richland  
Previous Orders: 20-026-W (Stipulated \$2,800.00)  
Permit/ID Number: NPDES Permit SC0000701  
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2020); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) (2011).

Summary: McEntire Joint National Guard Base (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Richland County, South Carolina. On August 26, 2021, a Notice of Violation was issued as a result of violations of Escherichia coli (E. coli) reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to comply with the effluent discharge limits of the National Pollutant Discharge Elimination System Permit for E. coli.

Action: The Individual/Entity is required to eliminate the discharge from the WWTF by connection to Richland County's municipal sewer system by April 1, 2022. The Department has assessed a total civil penalty in the amount of two thousand eight hundred dollars (\$2,800.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of two thousand eight hundred dollars (**\$2,800.00**) should any requirement of the Order not be met.

Update: None.

34) Order Type and Number: Consent Order 21-075-W  
Order Date: December 31, 2021  
Individual/Entity: **Victor Mills**  
Facility: County Line Investors/Poplar Grove B Mine  
Location: County Line Road  
Ravenel, SC 29470  
Mailing Address: 2743 Perimeter Pkwy Bldg. 100 Ste. 370  
Augusta, GA 30909-6429  
County: Dorchester  
Previous Orders: None  
Permit/ID Number: SCG731050  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) (2008 & Supp. 2019) and Water Pollution Control Permits Regulation, S.C. Code Ann Regs. 61-9.122.41(a) (2011), and NPDES SCG0731050

Summary: County Line Investors (Individual/Entity) owns and is responsible for the proper operation and maintenance of a mine dewatering facility (MDWF) in Dorchester County, South Carolina. On October 8, 2020, a Notice of Violation was

issued as a result of pH and total suspended solids (TSS) violations reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follows: failed to comply with the pH and TSS effluent limitations of its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by January 31, 2022; conduct a six (6) 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 eight thousand three hundred thirty dollars (\$8,330.00). The Individual/Entity shall pay a civil penalty in the amount of eight thousand three hundred thirty dollars (**\$8,330.00**) by January 31, 2022.

Update: The Individual/Entity has not fulfilled the required actions. Department staff is in contact with the Individual/Entity in effort to facilitate compliance.

35) <u>Order Type and Number:</u>	Consent Order 21-076-W
<u>Order Date:</u>	December 31, 2021
<u>Individual/Entity:</u>	<b>Clarence Windham</b>
<u>Facility:</u>	Windham Farms
<u>Location:</u>	River Bend Drive Timmonsville, SC 29069
<u>Mailing Address:</u>	1028 E Lynches River Road Lamar SC 29069
<u>County:</u>	Darlington
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	ND0086941
<u>Violations Cited:</u>	Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) (2008 & Supp. 2019) and Water Pollution Control Permits Regulation, S.C. Code Ann Regs. 61-9.122.41(a) (2011), and ND0086941

Summary: Windham Farms (Individual/Entity) owns and is responsible for an animal agriculture facility in Darlington County, South Carolina. On June 25, 2021, a Notice of Alleged Violation (NOAV) based on field inspections conducted by the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follows: failed to comply with requirements of Permit ND0086941 for stockpiled uncovered manure, not on a concrete or other approved pad, for more than three (3) days.

Action: The Individual/Entity is required to: immediately ensure that any manure stored at the Site is properly covered and that any land application of manure is performed by a permitted Department-registered broker and submit an updated waste management plan, a manure transfer contract, and written notification that manure at the

Site has been properly covered, removed, or land applied by January 30, 2022. The Department has assessed a total civil penalty in the amount of one thousand eight hundred dollars (\$1,800.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, eight hundred dollars (**\$1,800.00**) as follows: three equal payments of \$600.00 by November 30, 2021, December 31, 2021, and January 30, 2022.

Update: On December 29, 2021, the civil penalty was paid in full. The Individual/Entity has not fulfilled the remaining requirements. Department staff is internally verifying the requirements have not been fulfilled and will contact the Individual/Entity to facilitate compliance.

36) Order Type and Number: Consent Order 21-077-W  
Order Date: December 31, 2021  
Individual/Entity: **Ty Schaffer**  
Facility: Town of Ridgeland/Jimmy Mixson WRF  
Location: Preacher Street  
Ridgeland, SC 29936  
Mailing Address: One Town Square  
Ridgeland, SC 29936  
County: Jasper  
Previous Orders: None  
Permit/ID Number: SC0049158  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) (2008 & Supp. 2020) and Water Pollution Control Permits Regulation, S.C. Code Ann Regs. 61-9.122.41(a) (2011), and NPDES SC0049158

Summary: The Town of Ridgeland (Individual/Entity) owns and is responsible for the proper operation and maintenance of a water reclamation facility in Jasper County, South Carolina. On December 10, 2020 and April 7, 2021, Notices of Violation were issued as a result of E. coli and Carbonaceous Biochemical Oxygen Demand (CBOD) violations reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follows: failed to comply with the E.coli and CBOD effluent limitations of its National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by January 31, 2022; conduct a six (6) 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 seven thousand eight hundred forty dollars (\$7,840.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand nine hundred twenty dollars (**\$3,920.00**) by January 31, 2022.

and pay a suspended penalty in the amount of three thousand nine hundred twenty dollars (\$3,920.00) should any requirement of the Order not be met.

Update: The Individual/Entity has submitted notification of its corrective action completion date and has paid the civil penalty.

37) Order Type and Number: Consent Order 21-078-W  
Order Date: December 31, 2021  
Individual/Entity: **Town of Bowman**  
Facility: Town of Bowman WWTF  
Location: Secondary Road #36  
Bowman, SC 29018  
Mailing Address: P.O. Box 37  
Bowman, SC 29018  
County: Orangeburg  
Previous Orders: 20-003-W (\$5,600.00)  
21-040-W (\$3,000.00)  
Permit/ID Number: SC0040037  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (2008 & Supp. 2021), Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41(a) (2011), and NPDES Permit SC0040037.

Summary: Town of Bowman (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Orangeburg County, South Carolina. On September 29, 2021, a Notice of Violation was issued as a result of E.coli and ammonia-nitrogen (ammonia) violations reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follows: failed to comply with the E.coli and ammonia effluent limitations of its National Pollutant Discharge Elimination System (NPDES) permit.

Action: The Individual/Entity is required to: submit notarized documents certifying that Bowman has a detailed plan for securing funding for necessary improvements to the WWTF by January 30, 2022; submit three (3) copies of a Preliminary Engineering Report (PER) by March 31, 2022; submit three (3) copies of plans, specifications, an application and any other necessary documents for a Permit to Construct upgrades to the WWTF necessary to comply with the limits contained in NPDES Permit SC0040037 within ninety (90) days of approval of the PER; begin construction of all upgrades detailed within the Construction Permit within sixty (60) days from the issuance of the Construction permit; and complete construction subject of the Construction Permit within one hundred eighty (180) days and request Approval to Place into Operation the required upgrades. The Department has assessed a total civil penalty in the amount of nine thousand dollars (\$9,000.00). The Individual/Entity shall pay a civil penalty in the amount of nine thousand dollars (**\$9,000.00**) by January 30, 2022.

Update: The Individual/Entity has submitted documentation certifying that a funding plan has been developed for improvements to the WWTF and has paid the civil penalty.

### **BUREAU OF AIR QUALITY**

38) Order Type and Number: Consent Order 21-028-A  
Order Date: December 17, 2021  
Individual/Entity: **Lauscha Fiber International Corporation**  
Facility: Lauscha Fiber International Corporation  
Location: 105 Eastport Lane  
Summerville, SC 29483  
Mailing Address: Same  
County: Dorchester  
Previous Orders: 18-016-A; \$28,000,  
20-001-A; \$4,000.00  
Permit/ID Number: 0900-0050  
Violations Cited: S.C. Code Ann. Regs. 61-62.5, Standard No. 4, Section VIII, and S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements

Summary: Lauscha Fiber International Corporation, (Individual/Entity), manufactures glass microfibers by processing glass pellets using flame attenuation at its facility located in Dorchester County, South Carolina. On April 10, 2019, the Individual/Entity conducted a department approved source test to demonstrate compliance with its particulate matter (PM) emission limits. The Individual/Entity violated South Carolina Air Pollution Control Regulations, as follows: failed to limit PM emissions during source tests conducted on April 10, 2019. In March of 2020, the Individual/Entity discontinued operations at the facility.

Action: The Individual/Entity is required to: submit to the Department a notification of the anticipated date of resumption of operations of the facility for production purposes; within thirty (30) days of resumption of operations of the facility, schedule a department-approved source test for PM; within ninety (90) days of resumption of operations of the facility, conduct a department-approved source test for PM emissions. 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**) by January 17, 2022.

Update: The Individual/Entity submitted notification of resumption of operations.



39) Order Type and Number: Consent Order 21-029-A  
Order Date: December 30, 2021  
Individual/Entity: **Century Aluminum of South Carolina, Inc.**  
Facility: Century Aluminum of South Carolina, Inc.  
Location: 3575 Highway 52  
Goose Creek, SC 29445  
Mailing Address: P.O. Box 1000  
Goose Creek, SC 29445  
County: Berkeley  
Previous Orders: None  
Permit/ID Number: 0420-0015  
Violations Cited: EPA Regulations at 40 CFR Part 63 and S.C. Code Ann. Regs. 61-62.63 (Supp. 2020), National Emission Standards For Hazardous Air Pollutants, Subpart LL

Summary: Century Aluminum (Individual/Entity) produces high grade aluminum at its facility located in Berkeley County, South Carolina. The Individual/Entity conducted a department-approved source test and two subsequent Department-approved re-tests. The Department issued Notices of Violation on September 23, 2019, and January 5, 2021. The Individual/Entity has violated U.S EPA Regulations and South Carolina Air Pollution Control Regulations, as follows: exceeded its particulate matter (PM) emission limits for the anode bake ovens during Department-approved source tests; and failed to comply with its PM emission limits for the anode bake ovens.

Action: The Individual/Entity has corrected the violations. The Department has assessed a total civil penalty in the amount of twenty-two thousand dollars (\$22,000.00). The Individual/Entity shall pay a civil penalty in the amount of twenty-two thousand dollars (**\$22,000.00**) by January 31, 2022.

Update: None.

## **BUREAU OF ENVIRONMENTAL HEALTH SERVICES**

### **Food Safety Enforcement**

40) Order Type and Number: Consent Order 21-09-FOOD  
Order Date: December 1, 2021  
Individual/Entity: **Brother Shuckers Seafood**  
Facility: Brother Shuckers Seafood  
Location: 4999-4 Carolina Forest Boulevard  
Myrtle Beach, SC 29579  
Mailing Address: Same as Location

County: Horry  
Previous Orders: None  
Permit Number: 26-206-13691  
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Brother Shuckers Seafood (Individual/Entity) operates a restaurant located in Horry County, South Carolina. The Department conducted inspections on August 25, 2021, September 2, 2021, September 9, 2021, September 16, 2021, and September 22, 2021. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand, two hundred dollars (\$1,200.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, two hundred dollars (**\$1,200.00**).

Update: The Individual/Entity has submitted all requirements of the Order. This Order has been closed.

41) Order Type and Number: Consent Order 21-20-FOOD  
Order Date: December 1, 2021  
Individual/Entity: **Pizza Hut #22513**  
Facility: Pizza Hut #22513  
Location: 1070 Sumter Highway  
Bishopville, SC 29010  
Mailing Address: P. O. Box 49099  
Greenwood, SC 29649  
County: Lee  
Previous Orders: None  
Permit Number: 31-206-06015  
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Pizza Hut #22513 (Individual/Entity) operates a restaurant located in Lee County, South Carolina. The Department conducted inspections on September 27, 2021, October 7, 2021, October 14, 2021, and October 22, 2021. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the proper sanitization concentration in a chemical sanitizer used in a manual or mechanical operation during contact times.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. 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**).

Update: The Individual/Entity has submitted all requirements of the Order. This Order has been closed.

42) Order Type and Number: Consent Order 21-26-FOOD  
Order Date: December 2, 2021  
Individual/Entity: **Zorba's of St. Andrews**  
Facility: Zorba's of St. Andrews  
Location: 6169 St. Andrews Road  
Columbia, SC 29210  
Mailing Address: Same  
County: Lexington  
Previous Orders: 2018-206-03-111 (\$800.00);  
2018-206-03-134 (\$800.00);  
2020-206-03-009 (\$1,500.00)  
Permit Number: 32-206-00882  
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Zorba's of St. Andrews (Individual/Entity) operates a restaurant located in Lexington County, South Carolina. The Department conducted inspections on October 6, 2021, October 15, 2021, October 25, 2021, and November 4, 2021. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. 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**).

Update: The Individual/Entity has submitted all requirements of the Order. This Order has been closed.

43) Order Type and Number: Consent Order 21-27-FOOD  
Order Date: December 2, 2021  
Individual/Entity: **American Eagle 2**  
Facility: American Eagle 2  
Location: 5394 US Highway 176  
Pomaria, SC 29126  
Mailing Address: Same  
County: Newberry  
Previous Orders: None

Permit Number: 36-206-01379  
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: American Eagle 2 (Individual/Entity) operates a restaurant located in Newberry County, South Carolina. The Department conducted inspections on September 20, 2021, September 30, 2021, October 8, 2021, October 18, 2021, and October 28, 2021. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand, two hundred dollars (\$1,200.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, two hundred dollars (**\$1,200.00**).

Update: The Individual/Entity has requested a payment plan from the Department. A payment plan has been entered into with the Individual/Entity.

44) Order Type and Number: Consent Order 21-08-FOOD  
Order Date: December 13, 2021  
Individual/Entity: **Johnny Nguyen**  
Facility: Mekong Restaurant  
Location: 2013 Wade Hampton Boulevard  
Greenville, SC 29615  
Mailing Address: Same  
County: Greenville  
Previous Orders: None  
Permit Number: None  
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Johnny Nguyen (Individual/Entity) operates a restaurant in Greenville County, South Carolina. The Department issued Official Notices on August 11, 2021, and September 21, 2021. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: providing food to the public without a valid permit issued by the Department.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of two thousand dollars (\$2,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**).

Update: The Individual/Entity has submitted all requirements of the Order. This Order has been closed.

45) Order Type and Number: Consent Order 21-17-FOOD  
Order Date: December 13, 2021  
Individual/Entity: **Super Mart**  
Facility: Super Mart  
Location: 90 South Harper Street Extension  
Laurens, SC 29360  
Mailing Address: Same  
County: Laurens  
Previous Orders: None  
Permit Number: 30-206-01558  
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Super Mart (Individual/Entity) is a convenience store in Laurens County, South Carolina. The Department conducted inspections on August 9, 2021, August 12, 2021, September 3, 2021, September 21, 2021, September 22, 2021, and September 30, 2021. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods; and failed to provide equipment sufficient in number and capacity to maintain food temperatures for cooling and heating food and holding cold and hot food.

Action: The Individual/Entity is required to: operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand, nine hundred dollars (\$1,900.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, nine hundred dollars (**\$1,900.00**).

Update: The Individual/Entity is currently making payments on a payment plan.

46) Order Type and Number: Consent Order 21-10-FOOD  
Order Date: December 20, 2021  
Individual/Entity: **Publico Kitchen & Tap**  
Facility: Publico Kitchen & Tap  
Location: 2013 Greene Street  
Columbia, SC 29205  
Mailing Address: Same  
County: Richland  
Previous Orders: None  
Permit Number: 40-206-07683  
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Publico Kitchen & Tap (Individual/Entity) operates a restaurant located in Richland County, South Carolina. The Department conducted inspections on July 28, 2021, August 6, 2021, September 3, 2021, October 1, 2021, and October 8, 2021.

The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests and failed to maintain proper holding temperatures of time/temperature control for safety foods.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of two thousand, one hundred fifty dollars (\$2,150.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand, one hundred fifty dollars (**\$2,150.00**).

Update: The Individual/Entity has submitted all requirements of the Order. This Order has been closed.

47) <u>Order Type and Number:</u>	Consent Order 21-28-FOOD
<u>Order Date:</u>	December 21, 2021
<u>Individual/Entity:</u>	<b>Flaming Grill Supreme Buffet</b>
<u>Facility:</u>	Flaming Grill Supreme Buffet
<u>Location:</u>	115 Afton Court Columbia, SC 29212
<u>Mailing Address:</u>	Same
<u>County:</u>	Lexington
<u>Previous Orders:</u>	2017-206-03-010 (\$800.00); 2017-206-03-101 (\$1,200.00); 2018-206-03-137 (\$2,000.00); 2019-206-03-006 (\$1,250.00); 2019-206-03-018 (\$1,250.00); 21-12-FOOD (\$1,000.00)
<u>Permit Number:</u>	32-206-06518
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25

Summary: Flaming Grill Supreme Buffet (Individual/Entity) operates a restaurant located in Lexington County, South Carolina. The Department conducted inspections on June 9, 2021, September 28, 2021, November 10, 2021, and November 18, 2021. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to properly cool cooked time/temperature control for safety foods; failed to use effective methods to cool cooked time/temperature control for safety foods; failed to ensure written procedures were in place and made available to the Department when the facility uses time as a public health control; and failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of two thousand,

seven hundred fifty dollars (\$2,750.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand, seven hundred fifty dollars (**\$2,750.00**).

Update: The Individual/Entity has submitted all requirements of the Order. This Order has been closed.

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