

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 June 8, 2023

_____ 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 April 1, 2023, through April 30, 2023.
3. **FACTS:** For the reporting period of April 1, 2023, through April 30, 2023, the Office of Environmental Affairs issued twenty (20) Consent Orders with total assessed civil penalties in the amount of thirty-four thousand, one hundred sixty-five dollars (\$34,165.00). Also, twenty-six (26) Administrative Orders with total assessed civil penalties in the amount of fifty-nine thousand, four hundred fifty-seven dollars (\$59,457.00) were reported during this period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land and Waste Management				
UST Program	5	\$54,957.00	4	\$12,865.00
Solid Waste	1	\$4,500.00	2	\$5,500.00
Hazardous Waste	0	0	0	0
Mining	0	0	0	0
Radiological Health	0	0	0	0
SUBTOTAL	6	\$59,457.00	6	\$18,365.00
Water				
Recreational Water	0	0	2	0
Drinking Water	0	0	1	0
Water Pollution	0	0	6	\$9,300.00
SUBTOTAL	0	0	9	\$9,300.00
Air Quality				
SUBTOTAL	0	0	1	\$500.00
Environmental Health Services				
Food Safety	0	0	0	0
Onsite Wastewater	20	0	4	\$6,000.00
SUBTOTAL	20	0	4	\$6,000.00
OCRM				
SUBTOTAL	0	0	0	0
TOTAL	26	\$59,457.00	20	\$34,165.00

Submitted by:

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

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
June 8, 2023**

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 22-0340-UST
 Order Date: March 21, 2023
 Individual/Entity: **Parth's, Inc.**
 Facility: 5 Star Food Mart 2
 Location: 104 East McIntyre Street
 Mullins, SC 29574

 Mailing Address: Same.
 County: Marion
 Previous Orders: AO 21-0015-UST; AO 21-0215-UST
 (superseded 21-0015-UST; \$24,355.00;
 \$6,240.00 paid)

 Permit/ID Number: 10053
 Violations Cited: The State Underground Petroleum
 Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-
 2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage
 Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.34(c), 280.40(a),
 280.43(d), and 280.45(b)(1) (2012 & Supp 2022).

Summary: Parth's, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Marion County, South Carolina. On August 25, 2022, the Department conducted a routine compliance inspection 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 provide records to the Department upon request; failed to provide an adequate release detection method; failed to conduct proper release detection using automatic tank gauge (ATG); and failed to maintain records for at least one (1) year. These are repeat violations.

Action: The Individual/Entity is required to submit either ten (10) of twelve (12) months of the most recent ATG records with the most recent two (2) passing for the 8,000-gallon plus and 6,000-gallon premium USTs at the Facility or passing tank tightness test results and current passing ATG results for the 8,000-gallon plus and 6,000-premium USTs at the Facility by May 26, 2023. The Department has assessed a civil penalty in the amount of eight thousand, three hundred seventy-five dollars (\$8,375.00). The Individual/Entity shall pay a civil penalty in the amount of eight thousand, three hundred seventy-five dollars (**\$8,375.00**) by May 26, 2023.

Update: The Individual/Entity did not file a request for review. The Order has been referred to Office of General Counsel for further enforcement action.

- 2) Order Type and Number: Administrative Order 22-0375-UST
 Order Date: March 24, 2023
 Individual/Entity: **Sandhu Properties, LLC**
 Facility: Split Stop 201
 Location: 201 Epting Avenue
 Greenwood, SC 29648

 Mailing Address: 52 Dogwood Drive
 Adel, GA 31620

 County: Greenwood
 Previous Orders: None
 Permit/ID Number: 18940
 Violations Cited: The State Underground Petroleum
 Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-
 2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage
 Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.50, and 280.52
 (2012 & Supp 2022).

Summary: Sandhu Properties, LLC (Individual/Entity) owns underground storage tanks (USTs) in Greenwood County, South Carolina. On September 27, 2022, the Department conducted a routine compliance inspection at 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 report a suspected release and failed to investigate and confirm a suspected release within a reasonable amount of time.

Action: The Individual/Entity is required to submit site check results for the premium, kerosene, and off-road diesel UST spill buckets by May 26, 2023. The Department has assessed a civil penalty in the amount of six thousand, seven hundred fifty dollars (\$6,750.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand, seven hundred fifty dollars (**\$6,750.00**) by May 26, 2023.

Update: The Individual/Entity did not file a request for review. Site check results have been submitted. The Order has been referred to Office of General Counsel for further enforcement action.

- 3) Order Type and Number: Administrative Order 22-0393-UST
 Order Date: March 24, 2023
 Individual/Entity: **Sandhu Properties, LLC**
 Facility: Split Stop 712
 Location: 712 East Gold Street

Mailing Address: McCormick, SC 29835
52 Dogwood Drive
Adel, GA 31620

County: McCormick

Previous Orders: None

Permit/ID Number: 06439

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.31(a), 280.31(c), 280.34(2), 280.40(a), 280.40(a)(2), 280.43(h), and 280.45(b)(1) (2012 & Supp 2022).

Summary: Sandhu Properties, LLC (Individual/Entity) owns underground storage tanks (USTs) in McCormick County, South Carolina. On October 10, 2022, the Department conducted a routine compliance inspection at the Facility and issued a Notice of Alleged Violation on October 11, 2022. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain and operate a corrosion protection system; failed to inspect an impressed current system every sixty (60) days; failed to provide records to the Department upon request; failed to provide an adequate release detection method; failed to properly maintain release detection equipment; failed to conduct proper release detection using statistical inventory reconciliation (SIR); and failed to maintain records for at least one (1) year.

Action: The Individual/Entity is required to submit: current passing SIR results for all USTs at the Facility; proof the rectifier is on and functioning properly; proof the exposed impressed current wire have been repaired and/or covered and current passing follow-up cathodic protection system test results; proof metal in the UDCs for dispensers 1/2 and 3/4 has been isolated from soil and/or water; proof that a rectifier log has been initiated and is being properly maintained; passing release detection equipment operability test results for all USTs; and proof a new tank gauging stick has been obtained by May 26, 2023. The Department has assessed a civil penalty in the amount of fifteen thousand, two hundred fifty-eight dollars (\$15,258.00). The Individual/Entity shall pay a civil penalty in the amount of fifteen thousand, two hundred fifty-eight dollars (**\$15,258.00**) by May 26, 2023.

Update: The Individual/Entity did not file a request for review. The Order has been referred to Office of General Counsel for further enforcement action.

4) Order Type and Number: Administrative Order 22-0394-UST
Order Date: March 24, 2023
Individual/Entity: **Sandhu Properties, LLC**
Facility: Split Stop 437 and 407

Location: Split Stop 437: 437 Lee Street, Johnston, SC (Facility #1)
Split Stop 407: 407 Addison Street, Johnston, SC (Facility #2)

Mailing Address: 52 Dogwood Drive
Adel, GA 31620

County: Edgefield

Previous Orders: None

Permit/ID Number: 10952 and 11177

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.34(c), 280.40(a), 280.50, and 280.52 (2012 & Supp 2022).

Summary: Sandhu Properties, LLC (Individual/Entity) owns underground storage tanks (USTs) in Edgefield County, South Carolina. On October 10, 2022, the Department conducted a routine compliance inspection at Facilities #1 and #2 and issued Notices of Alleged Violations on October 11, 2022. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation as follows, failed to: provide records to the Department upon request; provide an adequate release detection method; report a suspected release; and investigate and confirm a suspected release within a reasonable amount of time.

Action: The Individual/Entity is required to: submit site check results for all spill buckets at Facility #1; submit site check results for the 8,000-gallon regular unleaded UST; and submit a current passing automatic tank gauge result for the off-road diesel UST at Facility # 2 by May 26, 2023. The Department has assessed total civil penalties in the amount of eight thousand dollars (\$8,000.00) for Facility #1 and four thousand, seven hundred twenty-five dollars (\$4,725.00) dollars for Facility #2. The Individual/Entity shall pay a civil penalty in the amount of twelve thousand, seven hundred twenty-five dollars (**\$12,725.00**) by May 26, 2023.

Update: The Individual/Entity did not file a request for review. Site check results have been submitted. The Order has been referred to Office of General Counsel for further enforcement action.

5) Order Type and Number: Administrative Order 22-0395-UST
Order Date: March 24, 2023
Individual/Entity: **Sandhu Properties, LLC**
Facility: Split Stop 205
Location: 205 South Main Street
Saluda, SC 29138
Mailing Address: 52 Dogwood Drive
Adel, GA 31620

County: Saluda
Previous Orders: None
Permit/ID Number: 11445
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.34(c), 280.40(a), 280.40(a)(2), 280.43(h), 280.444(a), and 280.45(b)(1) (2012 & Supp 2022).

Summary: Sandhu Properties, LLC (Individual/Entity) owns underground storage tanks (USTs) in Saluda County, South Carolina. On October 10, 2022, the Department conducted a routine compliance inspection at the Facility and issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to provide records to the Department upon request; failed to provide an adequate release detection method; properly maintain release detection equipment; failed to conduct proper release detection using statistical inventory reconciliation (SIR); failed to conduct annual test of automatic line leak detectors; and failed to maintain records for at least one (1) year.

Action: The Individual/Entity is required to: submit current passing SIR results for all USTs at the Facility; submit passing line leak detector function check results for all USTs at the Facility; submit passing release detection equipment operability test results for all USTs; and submit proof a new tank gauging stick has been obtained by May 26, 2023. The Department has assessed a total civil penalty in the amount of eleven thousand, eight hundred forty-nine dollars (\$11,849.00). The Individual/Entity shall pay a civil penalty in the amount of eleven thousand, eight hundred forty-nine dollars (**\$11,849.00**) by May 26, 2023.

Update: The Individual/Entity did not file a request for review. The Order has been referred to Office of General Counsel for further enforcement action.

6) Order Type and Number: Consent Order 23-0022-UST
Order Date: April 10, 2023
Individual/Entity: **M. Pittman Enterprises, L. C.**
Facility: Ben's Country Store
Location: 1857 Lincoln Road
York, SC 29754
Mailing Address: P. O. Box 249
Manassas, VA 20108
County: York
Previous Orders: None
Permit/ID Number: 09382
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. and § 44-2-10(A) (2018); and South Carolina Underground Storage

Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.10(d) and 280.26(f) (2012 & Supp. 2022).

Summary: M. Pittman Enterprises, L. C. (Individual/Entity) is a carrier/supplier of bulk fuels for delivery to underground storage tanks (USTs) in York County, South Carolina. Based on a routine compliance inspection on December 5, 2022, the Department issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: introduced petroleum or petroleum products into an unregistered or unpermitted UST system; and made an illegal delivery while USTs are under delivery prohibition.

Action: The Individual/Entity has corrected the violations prior to the issuance of the Order. 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**) by May 25, 2023.

Update: The Individual/Entity paid the assessed civil penalty on April 28, 2023. The Order is closed.

7) Order Type and Number: Consent Order 23-0052-UST
Order Date: April 13, 2023
Individual/Entity: **Southern Loggers Cooperative**
Facility: Georgetown Station
Location: 8 Dock Street
Georgetown, SC 29440
Mailing Address: 1152 Expressway Drive
Pineville, LA 71360-6697
County: Georgetown
Previous Orders: None
Permit/ID Number: 19623
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.20(c)(1)(ii) (2012 & Supp 2022).

Summary: Southern Loggers Cooperative (Individual/Entity) owns an underground storage tank (UST) in Georgetown County, South Carolina. On March 20, 2023, the Department conducted an inspection and issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain overfill prevention equipment.

Action: The Individual/Entity corrected all violations prior to issuance of the Order. The Department has assessed a total penalty in the amount of three thousand, six hundred dollars (\$3,600.00). The Individual/Entity shall pay a total civil penalty in the amount of three thousand, six hundred dollars (**\$3,600.00**) by May 27, 2023.

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

- 8) Order Type and Number: Consent Order 22-0414-UST
Order Date: April 14, 2023
Individual/Entity: **SC Department of Education**
Facility: Blackville School Bus Shop
Location: 565 Country Club Road
Blackville, SC 29817
Mailing Address: 1429 Senate Street, Room 1104
Columbia, SC 29201
County: Barnwell
Previous Orders: None
Permit/ID Number: 09610
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.34(c), 280.40(a), 280.40(a) (2), 280.43(d), 280.45(b)(1) (2012 & Supp 2022).

Summary: South Carolina Department of Education (Individual/Entity) owns an underground storage tank (UST) in Barnwell County, South Carolina. On October 24, 2022, the Department conducted an inspection and issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to provide records to the Department upon request; failed to provide an adequate release detection method; failed to properly maintain release detection equipment; failed to conduct proper release detection using automatic tank gauge; and failed to maintain records for at least one (1) year.

Action: The Individual/Entity is required to: submit either proof that the UST at the facility contains less than one (1) inch of residue or submit current automatic tank gauge records with passing results; and repair or replace the line leak detector and submit passing follow-up line leak detector function check results. The Department has assessed a total civil penalty in the amount of five thousand, eight hundred sixty-five dollars (\$5,865.00). The Individual/Entity shall pay a total civil penalty in the amount of five thousand, eight hundred sixty-five dollars (**\$5,865.00**) by May 14, 2023.

Update: The Department received proof that the UST at the facility contained less than one (1) inch of residue. The civil penalty has been paid. The Order is closed.

- 9) Order Type and Number: Consent Order 23-0054-UST
Order Date: April 24, 2023
Individual/Entity: **Eddie Defee**
Facility: Bulk Plant

Location: 1800 Trade Street
Florence, SC 29503
Mailing Address: 7714 Francis Marion Road
Effingham, SC 29541
County: Florence
Previous Orders: 22-0102-UST (\$400.00)
Permit/ID Number: 03427
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Regulation, 7 S.C. Code Ann., Regs 61-92, 280.70(a) (2012 & Supp 2022).

Summary: Eddie Defee (Individual/Entity) owns an underground storage tank (UST) in Florence County, South Carolina. On January 24, 2023, the Department conducted an inspection and issued a Notice of Alleged Violation. The Individual/Entity violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to maintain corrosion protection or appropriate release detection on a temporarily closed UST. This is a repeat violation.

Action: The Individual/Entity is required to submit proof the regular UST contains less than one (1) inch of residue. The Department has assessed a total civil penalty in the amount of four hundred dollars (\$400.00) for the violation. The Individual/Entity shall pay a total civil penalty in the amount of four hundred dollars (**\$400.00**) by June 8, 2023.

Update: The Individual/Entity submitted proof the regular UST contains less than one (1) inch of residue and has paid the civil penalty. The Order is closed.

Solid Waste Enforcement

10) Order Type and Number: Administrative Order 23-04-SW
Order Date: March 21, 2023
Individual/Entity: **Kelvin Chaplin**
Facility: Kelvin's Auto & Tire
Location: 880 Five Chop Road
Orangeburg, SC 29115
Mailing Address: 1681 Spring Valley Road
County: Orangeburg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: Solid Waste Policy and Management Act of 1991, S.C. Code Ann. 44-96-10 et seq. (Rev. 2018 & Supp. 2021); Solid Waste Management: Waste Tires, R.61-107.3, Part III B.3.

Summary: Kelvin Chaplin (Individual/Entity), owns and operates a retail tire Facility, in Orangeburg County, South Carolina. Based on inspections conducted April 13, 2021, June 15, 2021, and February 10, 2022, the Department issued a Notice of Alleged Violation/Notice of Enforcement Conference. The Individual/Entity has violated the Solid Waste Policy and Management Act and the Solid Waste Management: Waste Tire Regulations, as follows: failed to obtain a permit to operate a waste tire collection facility from the Department before storing greater than one thousand (1,000) waste tires at the Facility.

Action: The Individual/Entity is required to dispose of the waste tires, over one thousand (1,000), at a Facility permitted by the Department to accept waste tires and provide disposal receipts to the Department. The Department assessed a total civil penalty in the amount of four thousand, five hundred dollars (\$4,500.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand, five hundred dollars (**\$4,500.00**) by May 8, 2023.

Update: The Individual/Entity did not file a request for final review. The Order has been referred to Office of General Counsel for further enforcement action.

11) Order Type and Number: Consent Order 23-08-SW
Order Date: April 25, 2023
Individual/Entity: **SH Carter Development, Inc.**
Facility: SH Carter Class 2 Processing Facility
Location: 51 Sentell Road
Greenville, SC 29611
Mailing Address: P.O. Box 27064
Greenville, SC 29616
County: Greenville
Previous Orders: None
Permit/ID Number: PROC-00039
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: Solid Waste Processing Facilities, R.61-107.6, Part H.1. (1995) and Permit # PROC-00039 A.4.

Summary: SH Carter Development, Inc. (Individual/Entity), operates a Class 2 Solid Waste Processing Facility located in Greenville County, South Carolina. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act and Solid Waste Management: Solid Waste Processing Facilities, as follows: exceeded the permitted limit of 5,150 tons of all solid waste material stored on-site at any given time.

Action: The Individual/Entity is required to: immediately cease accepting unprocessed materials until such time the total amount of stored solid waste at the Facility returns to below the permitted limit of 5,150 tons and submit updated financial

assurance in the amount of two hundred twenty-six thousand, six hundred sixty-two dollars and sixty cents (\$226,662.60). The Department has assessed a total civil penalty of three thousand, five hundred dollars (\$3,500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**) and pay a suspended penalty in the amount of three thousand, (\$3,000.00) should any requirement of the Order not be met.

Update: The Individual/Entity has submitted updated financial assurance and has been issued a modified permit. The civil penalty has been paid. The Order is closed.

12) Order Type and Number: Consent Order 23-11-SW
Order Date: April 27, 2023
Individual/Entity: **Head-Lee Landscape Materials, Inc.**
Facility: Head-Lee Landscape Materials (Linley Drive) Type One Composting
Location: 299 Linley Drive
West Union, SC 29696
Mailing Address: 119 Redland Ranch Road
Walhalla, SC 29691
County: Oconee
Previous Orders: None
Permit/ID Number: 372411-3001
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: Compost and Mulch Production from Land-clearing Debris, Yard Trimmings and Organic Residuals, R.61-107.4, Part III.E.1.d., Part III.E.1.e. (2021) and permit # 372411-3001 General Conditions 1 and 4.

Summary: Andrew Head (Individual/Entity), operates a Wood Chipping Facility located in West Union, South Carolina. On December 29, 2022, the Department conducted a routine inspection of the Facility. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, as follows: stored unprocessed and/or in-process materials in excess of the maximum capacity allowed by the permit; accepted materials that resulted in materials stored at the facility in excess of the maximum capacity allowed by the permit; and exceeded the permitted capacity of 622.22 cubic yards for unprocessed or in-process materials stored onsite.

Action: The Individual/Entity is required to: immediately upon the execution of the Consent Order, cease accepting unprocessed materials until such time the stored unprocessed and/or in-process material at the Facility returns to below the permitted limit of 622.22 cubic yards and reduce the amount of unprocessed and in-process material to below the permitted limit of 622.22 cubic yards by June 11, 2023. 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) by June 11, 2023.

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

BUREAU OF WATER

Recreational Waters Enforcement

13) <u>Order Type and Number:</u>	Consent Order 23-007-RW
<u>Order Date:</u>	April 14, 2023
<u>Individual/Entity:</u>	Brookfield 7501, LLC
<u>Facility:</u>	Dira East Apartments
<u>Location:</u>	7501 Brookfield Road Columbia, SC 29223
<u>Mailing Address:</u>	581 Franklin Turnpike Ramsey, NJ 17446
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	40-129-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51.J.22

Summary: Brookfield 7501, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. The Department issued a Notice of Enforcement Conference on January 26, 2023, 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, which has been permanently closed for a period in excess of twenty-four consecutive months.

Action: The Individual/Entity is required to: correct all deficiencies and any upgrades required to bring the pool into compliance with Regulation 61-51 and contact the Department to schedule an inspection to verify the completed work by July 13, 2023. The Individual/Entity will be required to properly fill in or remove the pool by September 11, 2023, if the requirement to bring the pool into compliance with Regulation 61-51 is not met within the specified timeline. The Department has assessed a total civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of four hundred dollars (**\$400.00**) should any requirement of the Order not be met.

Update: On March 15, 2023, Department staff conducted a technical assistance inspection of the pool with the Individual/Entity and provided an inspection checklist of the deficiencies and required upgrades.

14) Order Type and Number: Consent Order 23-008-RW
Order Date: April 19, 2023
Individual/Entity: **Wanda L. Hall, Individually and d.b.a. Lake Shore Motel**
Facility: Lake Shore Motel
Location: 1443 Highway 17
Little River, SC 29566
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-457-1 & 26-457-2
Violations Cited: S.C. Code Ann. Regs. 61-51.J.22

Summary: Wanda L. Hall, Individually and d.b.a. Lake Shore Motel (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 issued a Notice of Enforcement Conference on March 6, 2023, 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: correct all deficiencies and any upgrades to bring the pool and kiddie pool into compliance with Regulation 61-51 and contact the Department to schedule an inspection to verify the completed work by July 18, 2023. The Individual/Entity will be required to properly fill in or remove the pool and kiddie pool by October 16, 2023, if the requirement to bring the pool and kiddie pool into compliance with Regulation 61-51 is not met within the specified timeline. 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: On March 15, 2023, Department staff conducted technical assistance inspections of the pool and kiddie pool with the Individual/Entity and provided inspection checklists of the deficiencies and required upgrades.

Drinking Water Enforcement

15) Order Type and Number: Consent Order 23-006-DW
Order Date: April 14, 2023
Individual/Entity: **Laleisha V. Cohen, Individually and d.b.a. Little Angels Child Care**
Facility: Little Angels Child Care
Location: 64 Rocky One Road
Winnsboro, SC 29180

Mailing Address: Same
County: Fairfield
Previous Orders: None
Permit/ID Number: 2074001
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Laleisha V. Cohen, Individually and d.b.a. Little Angels Child Care (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Fairfield County, South Carolina. The Department conducted an inspection on March 7, 2023, and the PWS was rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the well did not have a well pad, sanitary seal, check valve, or blow-off; the wiring was not in conduit; there was no isolation valve; the piping was flex piping and was rusted; the sample tap was threaded; the well and storage tank were not secured to prevent unauthorized access; there was overgrown vegetation surrounding the well and storage tank; there was insect activity around the well; the storage tank was dirty; and the well serving the system was permitted as a residential well.

Action: The Individual/Entity is required to: submit a corrective action plan and schedule of implementation to resolve the deficiencies by May 14, 2023. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall 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 submitted a corrective action plan to install a public supply well to serve the childcare facility.

Water Pollution Enforcement

16) Order Type and Number: Consent Order 23-012-W
Order Date: April 12, 2023
Individual/Entity: **Town of Summerton**
Facility: Town of Summerton WWTF
Location: Wash Davis Road
Summerton, SC 29148
Mailing Address: P.O. Box 217
Summerton, SC 29148
County: Clarendon
Previous Orders: 21-073-W, (\$4,900.00)
Permit/ID Number: ND0063401
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.41(a)

Summary: Town of Summerton (Individual/Entity) owns and is responsible for a wastewater treatment facility (WWTF) located in Clarendon County, South Carolina. The Individual/Entity reported violations of Escherichia coli (E.coli) on discharge monitoring reports (DMRs) 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 E.coli.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the effluent violations by May 12, 2023; 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 four thousand, two hundred dollars (\$4,200.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand, two hundred dollars (**\$4,200.00**) by May 12, 2023.

Update: None.

17) Order Type and Number: Consent Order 23-013-W
Order Date: April 19, 2023
Individual/Entity: **Lake Marion Resort and Marina/Water Holiday Owners Association Inc.**
Facility: Lake Marion Resort and Marina/Water Holiday Owners Association Inc. WWTF
Location: 510 Ragtime Trail
Santee, SC 29142-8623
Mailing Address: 510 Ragtime Trail
Santee, SC 29142-8623
County: Orangeburg
Previous Orders: None
Permit/ID Number: ND0067610
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d); Water Pollution Control Permits, S.C. Code Ann. Regs. 61-9.122.21(d) and 61-9.122.41(a)

Summary: Lake Marion Resort and Marina/Water Holiday Owners Association Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Orangeburg County, South Carolina. On November 14, 2022, a Notice of Violation (NOV) was issued to the Individual/Entity for failure to reapply for permit coverage within one hundred eighty (180) days before the existing permit expires. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations, as follows: failed to submit a permit renewal application at least one hundred eighty (180) days before the existing permit expires.

Action: The Individual/Entity is required to: continue to operate the WWTF in accordance with State Land Application Discharge Permit No. ND0067610, until a new permit issued by the Department becomes effective and submit an administratively complete application for the renewal of State Land Application Discharge Permit No. ND0067610 by May 4, 2023. 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 May 19, 2023.

Update: None.

18) Order Type and Number: Consent Order 23-014-W
Order Date: April 24, 2023
Individual/Entity: **Santee Public Service District**
Facility: Santee Public Service District WWTF
Location: P.O. Box 1220
Santee, SC 29142-1220
Mailing Address: Same
County: Orangeburg
Previous Orders: 21-056-W (\$2,000.00)
Permit/ID Number: ND0065676
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d); Water Pollution Control Permits, S.C. Code Ann. Regs. 61-9.122.21(d) and 61-9.122.41(a)

Summary: Santee Public Service District (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Orangeburg County, South Carolina. On January 10, 2023, a Notice of Violation (NOV) was issued to the Individual/Entity for failure to reapply for permit coverage within one hundred eighty (180) days before the existing permit expires. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to submit a permit renewal application for renewal of the NPDES Permit at least one hundred eighty (180) days before the existing permit expires.

Action: The Individual/Entity is required to continue to operate the WWTF in accordance with State Land Application Discharge Permit ND0065676, until a new permit issued by the Department becomes effective and submit an administratively complete application for the renewal of State Land Application Discharge Permit ND0065676 by May 9, 2023. 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 May 24, 2023.

Update: None

19) Order Type and Number: Consent Order 23-015-W
Order Date: April 24, 2023
Individual/Entity: **Town of Williamston**
Facility: Williamston Big Creek WWTF
Location: 59 Gate Court
Williamston, SC 29697
Mailing Address: 12 West Main Street
Williamston, SC 29697
County: Anderson
Previous Orders: 19-059-W, 22-052-W (\$2,800.00)
Permit/ID Number: SC0046841
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a)

Summary: The Town of Williamston (Individual/Entity) is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Anderson County, South Carolina. On April 7, 2022, a Notice of Violation was issued as a result of violations of the permitted discharge limits for Ultimate Oxygen Demand (UOD), Ammonia-nitrogen (ammonia) and Biochemical Oxygen Demand (BOD) as reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation, as follows: failed to comply with the effluent discharge limits of its National Pollutant Discharge Elimination System permit for UOD, ammonia, and BOD.

Action: The Individual/Entity is required to: submit a written notification of the completion date for all corrective actions necessary to resolve the violations by May 24, 2023; conduct a six (6) 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 two thousand one hundred dollars (\$2,100.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand one dollars (**\$2,100.00**) in three (3) quarterly installments due October 15, 2023, December 15, 2023, and February 15, 2024.

Update: The Individual/Entity has submitted the corrective action completion letter.

20) Order Type and Number: Consent Order 23-016-W
Order Date: April 24, 2023
Individual/Entity: **R.D. Anderson Applied Technology Center**
Facility: R.D. Anderson Applied Technology Center
WWTF
Location: 1151 Center Point Drive

Mailing Address: Moore, SC 29369
P.O. Box 248
Moore, SC 29369
County: Spartanburg
Previous Orders: None
Permit/ID Number: ND0067351
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d); Water Pollution Control Permits, S.C. Code Ann. Regs. 61-9.122.21(d) and 61-9.122.41(a)

Summary: R.D. Anderson Applied Technology Center (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Spartanburg County, South Carolina. On November 14, 2022, a Notice of Violation was issued to the Individual/Entity for failure to reapply for permit coverage within one hundred eighty (180) days before the existing permit expires. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to submit a permit renewal application for renewal of the NPDES Permit at least one hundred eighty (180) days before the existing permit expires.

Action: The Individual/Entity is required to continue to operate the WWTF in accordance with State Land Application Discharge Permit ND0067351, until a new permit issued by the Department becomes effective and submit an administratively complete application for the renewal of State Land Application Discharge Permit ND0067351 by May 9, 2023. 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 May 24, 2023.

Update: None.

21) Order Type and Number: Consent Order 23-017-W
Order Date: April 27, 2023
Individual/Entity: **Gunter-Belk, LLC**
Facility: Smith MHP WWTF
Location: 903 McRae Road
Camden, SC 29020
Mailing Address: Same
County: Kershaw
Previous Orders: None
Permit/ID Number: ND0061735
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d); Water Pollution Control Permits, S.C. Code Ann. Regs. 61-9.122.21(d) and 61-9.122.41(a)

Summary: Gunter-Belk, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Kershaw County, South Carolina. On November 15, 2022, a Notice of Violation was issued for the failure of reapplying for permit coverage within one hundred eighty (180) days before the existing permit expires. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations, as follows: failed to submit a permit renewal application for renewal of the NPDES Permit at least one hundred eighty (180) days before the existing permit expires.

Action: The Individual/Entity is required to continue to operate the WWTF in accordance with State Land Application Discharge Permit ND0061735, until either a new permit issued by the Department becomes effective or a Lagoon Closure Plan has been received and approved by the Department and all closure requirements have been completed. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of one thousand dollars (**\$1,000.00**) should any requirement of the Order not be met.

Update: None.

BUREAU OF AIR QUALITY

22) <u>Order Type and Number:</u>	Consent Order 23-004-A
<u>Order Date:</u>	April 27, 2023
<u>Individual/Entity:</u>	Ms. Jerica Jackson, Individually and as Personal Representative for the Estate of Sheila Peeples.
<u>Facility:</u>	N/A
<u>Location:</u>	1096 Wilhite Drive Ladson, SC 29456
<u>Mailing Address:</u>	P.O. Box 68 Ladson, SC 29456
<u>County:</u>	Berkeley
<u>Previous Orders:</u>	21-026-A
<u>Permit/ID Number:</u>	N/A
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-62.2 (2022), Prohibition of Open Burning

Summary: Ms. Jerica Jackson, Individually and as Personal Representative for the Estate of Sheila Peeples (Individual/Entity) is the owner of record for property located in Berkeley County, South Carolina. On March 1, 2022, 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 allowed in Section I of the regulations, specifically household garbage.

Action: The Individual/Entity is required to: henceforth cease all open burning at the site except which is allowed under 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 five hundred dollars (\$500.00) by May 27, 2023.

Update: None

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

On-Site Wastewater Enforcement

23)	<u>Order Type and Number:</u>	Administrative Order 23-009-OSWW
	<u>Order Date:</u>	March 20, 2023
	<u>Individual/Entity:</u>	Warren L. Frierson
	<u>Facility:</u>	Warren L. Frierson
	<u>Location:</u>	957 Brentwood Drive Hartsville, SC 29550
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Darlington
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	None
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Warren L. Frierson (Individual/Entity) owns property located in Darlington County, South Carolina. The Department conducted an investigation on January 6, 2023, 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 discharge 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.

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

24) Order Type and Number: Administrative Order 23-010-OSWW
Order Date: March 20, 2023
Individual/Entity: **Essie B. Crosswell**
Facility: Essie B. Crosswell
Location: 825 Honda Way
Timmonsville, SC 29161
Mailing Address: P.O. Box 177
Timmonsville, SC 29161
County: Florence
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Essie B. Crosswell (Individual/Entity) owns property located in Florence County, South Carolina. The Department conducted an investigation on December 13, 2022, 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 discharge 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.

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

25) Order Type and Number: Administrative Order 23-011-OSWW
Order Date: March 20, 2023
Individual/Entity: **G and L Land Development, LLC**
Facility: G and L Land Development, LLC
Location: 2067 Rabun Road
Gray Court, SC 29645
Mailing Address: P.O. Box 435
Cross Hill, SC 29332
County: Laurens

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

Summary: G and L Land Development, LLC (Individual/Entity) owns property located in Laurens County, South Carolina. The Department conducted an investigation on December 7, 2022, and observed a camper occupied for more than two hours per day without an approved method of domestic wastewater treatment and disposal. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that any unit or dwelling occupied for more than two hours per day is connected to an approved method of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to apply for and install an OSWW system to effectively stop the discharge of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the camper to eliminate the flow of domestic wastewater. 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.

Update: The Department is in the process of evaluating the Site to determine the issuance of a Permit to Construct.

26) Order Type and Number: Administrative Order 23-012-OSWW
Order Date: March 20, 2023
Individual/Entity: **MD 77, LLC**
Facility: MD 77, LLC
Location: 98 Shealy Circle
Pomeria, SC 29126
Mailing Address: 9 Old Castle Court
West Columbia, SC 29170
County: Newberry
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: MD 77, LLC (Individual/Entity) owns property located in Newberry County, South Carolina. The Department conducted an investigation on January 18, 2023, 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.

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

27) <u>Order Type and Number:</u>	Administrative Order 23-013-OSWW
<u>Order Date:</u>	March 20, 2023
<u>Individual/Entity:</u>	Andrew Earl Weaver and Elizabeth P. Weaver
<u>Facility:</u>	Andrew Earl Weaver and Elizabeth P. Weaver
<u>Location:</u>	1929 Penn Farm Road Timmonsville, SC 29161
<u>Mailing Address:</u>	Same
<u>County:</u>	Florence
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Andrew Earl Weaver and Elizabeth P. Weaver (Individual/Entity) owns property located in Florence County, South Carolina. The Department conducted an investigation on November 22, 2022, and observed domestic wastewater discharging onto the surface of the ground from a camper not connected to an approved method of domestic wastewater treatment and disposal. 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 and failed to ensure that any occupied dwelling or unit is connected to an approved means of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to apply for and install an OSWW system to effectively stop the discharge of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the camper to eliminate the flow of domestic wastewater. 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.

Update: None.

28)	<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 Number:</u> <u>Violations Cited:</u>	Administrative Order 23-014-OSWW March 20, 2023 John A. Dacey, Jr. John A. Dacey, Jr. 1137 Kenneth Drive Lexington, SC 29073 3 Hunting Glen Court Irmo, SC 29063 Lexington None None S.C. Code Ann. Regs. 61-56
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Summary: John A. Dacey, Jr. (Individual/Entity) owns property located in Lexington County, South Carolina. The Department conducted an investigation on January 23, 2023, 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 install an OSWW system effectively stop the discharge of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residences to eliminate the flow of domestic wastewater. 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.

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

29)	<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 Number:</u>	Administrative Order 23-015-OSWW March 20, 2023 William Earl Severance and Kay Ann Severance William Earl Severance and Kay Ann Severance 2404 Santee Drive Hartsville, SC 29550 Same Darlington None None
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Violations Cited:

S.C. Code Ann. Regs. 61-56

Summary: William Earl Severance and Kay Ann Severance (Individual/Entity) own property located in Darlington County, South Carolina. The Department conducted an investigation on January 20, 2023, 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 discharge 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.

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

30) <u>Order Type and Number:</u>	Administrative Order 23-016-OSWW
<u>Order Date:</u>	March 20, 2023
<u>Individual/Entity:</u>	Lucas Properties, LLC
<u>Facility:</u>	Lucas Properties, LLC
<u>Location:</u>	7248 Patricia Drive, Lot 3 Columbia, SC 29209
<u>Mailing Address:</u>	701 Gervais Street, Ste. 150-529 Columbia, SC 29201
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Lucas Properties, LLC (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on February 6, 2023, 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 discharge 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.

Update: None.

- 31) Order Type and Number: Administrative Order 23-017-OSWW
Order Date: March 20, 2023
Individual/Entity: **FAC Ranch Development, LLC**
Facility: FAC Ranch Development, LLC
Location: 9285 Tarboro Road
Ridgeland, SC 29936
Mailing Address: 43 Bartons Run
Bluffton, SC 29910
County: Jasper
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: FAC Ranch Development, LLC (Individual/Entity) owns property located in Jasper County, South Carolina. The Department conducted an investigation on November 18, 2022, 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, and any associated plumbing, within five (5) days to effectively stop the discharge 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.

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

- 32) Order Type and Number: Administrative Order 23-018-OSWW
Order Date: March 20, 2023
Individual/Entity: **Lucas Properties, LLC**
Facility: Lucas Properties, LLC
Location: 7248 Patricia Drive, Lots 1 and 2

Mailing Address: Columbia, SC 29209
701 Gervais Street, Ste. 150-529
Columbia, SC 29201
County: Richland
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Lucas Properties, LLC (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on February 6, 2023, 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 discharge 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.

Update: None.

33) Order Type and Number: Administrative Order 23-019-OSWW
Order Date: March 20, 2023
Individual/Entity: **Lawrence T. Brooks, Jr.**
Facility: Lawrence T. Brooks, Jr.
Location: 611 Harmon Road
Hopkins, SC 29610
Mailing Address: 603 Harmon Road
Hopkins, SC 29610
County: Richland
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Lawrence T. Brooks, Jr. (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on February 3, 2023, 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 discharge 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.

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

34) <u>Order Type and Number:</u>	Administrative Order 23-020-OSWW
<u>Order Date:</u>	March 20, 2023
<u>Individual/Entity:</u>	Althea Clarkson Life Estate and Gale Clark
<u>Facility:</u>	Althea Clarkson Life Estate and Gale Clark
<u>Location:</u>	1513 Four Oaks Road Little Mountain, SC 29075
<u>Mailing Address:</u>	1487 Four Oaks Road Little Mountain, SC 29075
<u>County:</u>	Newberry
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Althea Clarkson Life Estate and Gale Clark (Individual/Entity) owns property located in Newberry County, South Carolina. The Department conducted an investigation on February 6, 2023, 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 discharge 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.

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

35) Order Type and Number: Administrative Order 23-023-OSWW
Order Date: March 20, 2023
Individual/Entity: **Howard E. McCartha**
Facility: Howard E. McCartha
Location: 1110 Peace Haven Road
Chapin, SC 29063
Mailing Address: P.O. Box 429
White Rock, SC 29177
County: Richland
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Howard E. McCartha (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on February 14, 2023, and observed domestic wastewater discharging onto the surface of the ground from campers occupied more than two hours per day without being connected to an approved method of domestic wastewater treatment and disposal. 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 and failed to ensure that any dwelling or unit occupied for more than two hours per day is connected to an approved method of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to install OSWW systems for the campers to effectively stop the discharge of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the campers to eliminate the flow of domestic wastewater. 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.

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

36) Order Type and Number: Administrative Order 23-024-OSWW
Order Date: March 20, 2023
Individual/Entity: **Howard E. McCartha**
Facility: Howard E. McCartha
Location: 1100 Peace Haven Road

Mailing Address: Chapin, SC 29063
P.O. Box 429
White Rock, SC 29177

County: Richland

Previous Orders: None

Permit Number: None

Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Howard E. McCartha (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on February 14, 2023, and observed domestic wastewater discharging onto the surface of the ground from campers occupied for more than two hours per day without being connected to an approved method of domestic wastewater treatment and disposal. 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 and failed to ensure that any dwelling or unit occupied for more than two hours per day is connected to an approved method of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to install OSWW systems for the campers to effectively stop the discharge of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the campers to eliminate the flow of domestic wastewater. 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.

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

37) Order Type and Number: Administrative Order 23-025-OSWW

Order Date: March 20, 2023

Individual/Entity: **Audrey W. Richards**

Facility: Audrey W. Richards

Location: 710 Andrea Court
West Columbia, SC 29169

Mailing Address: 1625 Double Branch Road
West Columbia, SC 29169

County: Lexington

Previous Orders: None

Permit Number: None

Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Audrey W. Richards (Individual/Entity) owns property located in Lexington County, South Carolina. The Department conducted an investigation on February 1, 2023, and observed domestic wastewater discharging onto the surface of the ground from three residences at the site. 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 systems, including any associated plumbing, 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 residences 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.

Update: This case has been referred to the Department's Office of General Counsel for further enforcement of the Order in the Administrative Law Court.

38) <u>Order Type and Number:</u>	Administrative Order 22-034-OSWW
<u>Order Date:</u>	April 12, 2023
<u>Individual/Entity:</u>	Joye R. Smith
<u>Facility:</u>	Joye R. Smith
<u>Location:</u>	1209 Kitty Hawk 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: Joye R. Smith (Individual/Entity) owns property located in Lexington County, South Carolina. The Department conducted an investigation on February 24, 2023, 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 discharge 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.

Update: On May 30, 2023, Department personnel confirmed with the licensed OSWW contractor that the repairs were scheduled to be completed by next week.

39) Order Type and Number: Administrative Order 23-022-OSWW
Order Date: April 12, 2023
Individual/Entity: **Laleisha V. Cohen**
Facility: Laleisha V. Cohen
Location: 67 Rocky One Road
Winnsboro, SC 29180
Mailing Address: Same
County: Fairfield
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Laleisha V. Cohen (Individual/Entity) owns property located in Fairfield County, South Carolina. The Department conducted an investigation on March 7, 2023, 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 discharge 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.

Update: On May 30, 2023, Department personnel confirmed with the Individual/Entity they are still working with the Professional Soil Classifier and the property will be surveyed this week to confirm property lines so an approved OSWW system can be designed for the business.

40) Order Type and Number: Administrative Order 23-035-OSWW
Order Date: April 12, 2023
Individual/Entity: **Rebecca Lynn Boozer and Rebecca Katelynn Boozer Roberts**

Facility: Rebecca Lynn Boozer and Rebecca
Katelynn Boozer Roberts
Location: 3450 Highway 391
Prosperity, SC 29127
Mailing Address: 3480 Highway 391
Prosperity, SC 29127
County: Newberry
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Rebecca Lynn Boozer and Rebecca Katelynn Boozer Roberts (Individual/Entity) own property located in Newberry County, South Carolina. The Department conducted an investigation on February 24, 2023, 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 discharge 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.

Update: On May 30, 2023, Department personnel confirmed with the licensed OSWW contractor that the repairs were scheduled to be completed by next week, weather permitting.

41) Order Type and Number: Administrative Order 23-036-OSWW
Order Date: April 12, 2023
Individual/Entity: **Wayne Pogroski**
Facility: Wayne Pogroski
Location: 5406 Cabot Avenue
Columbia, SC 29203
Mailing Address: Same
County: Richland
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Wayne Pogroski (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on March

10, 2023, 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 discharge 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.

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

42) <u>Order Type and Number:</u>	Administrative Order 23-041-OSWW
<u>Order Date:</u>	April 12, 2023
<u>Individual/Entity:</u>	Jeffery B. Dale and Kelly L. Anderson
<u>Facility:</u>	Jeffery B. Dale and Kelly L. Anderson
<u>Location:</u>	510 Shadowing Pines Road Hardeeville, SC 29927
<u>Mailing Address:</u>	Same
<u>County:</u>	Jasper
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Jeffery B. Dale and Kelly L. Anderson (Individual/Entity) own property located in Jasper County, South Carolina. The Department conducted an investigation on March 22, 2023, and observed domestic wastewater discharging onto the surface of the ground and a camper and a mobile home not connected to an approved means of domestic wastewater disposal. 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 and failed to ensure that any dwelling occupied for more than two (2) hours per day is connected to an approved means of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharge of septic tank effluent, domestic wastewater, or sewage to the surface of the ground and apply for a Permit to Construct for the camper and mobile home at the site; or immediately vacate the residences to eliminate the flow of domestic wastewater to the OSWW system and the surface of the ground. 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.

Update: On May 25, 2023, the Department issued a Legal Demand Letter as the Order has not been complied with.

43) <u>Order Type and Number:</u>	Consent Order 23-033-OSWW
<u>Order Date:</u>	April 12, 2023
<u>Individual/Entity:</u>	Kevin Coffee, Professional Engineer, Individually and dba Lowcountry Land Development Consulting
<u>Facility:</u>	Kevin Coffee, Professional Engineer, Individually and dba Lowcountry Land Development Consulting
<u>Location:</u>	3030 Ashley Town Center Drive, Ste 101-A Charleston, SC 29414
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Kevin Coffee, Professional Engineer, individually and doing business as (dba) Lowcountry Land Development Consulting (Individual/Entity) was responsible for the installation of a onsite wastewater (OSWW) systems on properties located in Charleston County, South Carolina. The Department conducted investigations related to three sites in February of 2023 and determined the installer of one of the OSWW system installations was not a Tier 3 installer, the repair area of the installation at one site was moved from the permitted location, and as-built documents were not submitted in the required timeframe. The Individual/Entity has violated the South Carolina OSWW Systems Regulation as follows: failed to ensure that the OSWW system for which they were responsible was installed in accordance with the permit to construct and did not ensure the contractor met the requirements to install the OSWW system.

Action: The Individual/Entity is required to cease and desist allowing OSWW systems for which they are responsible to be installed outside the parameters of the permit to construct, allowing contractors that do not hold a Tier 3 license to install engineered OSWW systems, and submitting the required documentation to the Department later than set forth in the regulation. 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 met all requirements of the Order. This Order has been closed.

44) <u>Order Type and Number:</u>	Consent Order 23-028-OSWW
<u>Order Date:</u>	April 19, 2023
<u>Individual/Entity:</u>	Ralph Massenburg
<u>Facility:</u>	Ralph Massenburg
<u>Location:</u>	5035 Salty Dog Drive Hollywood, SC 29449
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Ralph Massenburg (Individual/Entity) installed an OSWW system on property located in Charleston County, South Carolina. The Department conducted a review of documents submitted for the installed OSWW system on February 6, 2023. Department personnel determined that the Individual/Entity was not a Tier 3 licensed OSWW installer. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: the Individual/Entity has engaged in the business of constructing and repairing onsite sewage treatment systems without first applying for, receiving, and subsequently maintaining a valid Tier 3 license to conduct such activities as required by the Department.

Action: The Individual/Entity is required to cease and desist installing OSWW systems until they obtain a Department issued license to construct and repair OSWW systems. 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 five hundred dollars (**\$500.00**).

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

45) <u>Order Type and Number:</u>	Consent Order 23-031-OSWW
<u>Order Date:</u>	April 27, 2023
<u>Individual/Entity:</u>	Ivan Rusev, dba Rock Solid Excavation Services, LLC
<u>Facility:</u>	Ivan Rusev, dba Rock Solid Excavation Services, LLC
<u>Location:</u>	Berry Road, Lot 1-3 Boiling Springs, SC 29316
<u>Mailing Address:</u>	140 Wilkins Road Campobello, SC 29322
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	22-033-OSWW, 22-054-OSWW

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

Summary: Ivan Rusev, doing business as (dba) Rock Solid Excavation Services, LLC (Individual/Entity), installed onsite wastewater (OSWW) systems on property located in Spartanburg County, South Carolina. The Department conducted an inspection of the site on January 30, 2023, and determined that the Individual/Entity installed one OSWW system per duplex, instead of an OSWW system for each half of each duplex. The Individual/Entity has violated the South Carolina OSWW Systems Regulation as follows: failed to ensure that all systems for which the licensee is responsible are constructed, repaired, and cleaned in accordance with S.C. Regulation 61-56 and permits issued by the Department.

Action: The Individual/Entity is required to cease and desist installing OSWW systems for which they are responsible outside the parameters specified on the Permit to Construct. 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**).

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

46) Order Type and Number: Consent Order 23-027-OSWW
Order Date: April 28, 2023
Individual/Entity: **Brad Freeman**
Facility: Brad Freeman
Location: 2922 Furman Fendley Road
Jonesville, SC 29353
Mailing Address: Same
County: Union
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Brad Freeman (Individual/Entity) installed onsite wastewater (OSWW) systems on properties located in Union County, South Carolina. The Department conducted a review of documents in December of 2022 and determined that the OSWW system was installed outside the parameters of the Permit to Construct. The Individual/Entity has violated the South Carolina (OSWW) Systems Regulation as follows: failed to ensure that all systems for which the licensee is responsible are constructed, repaired, and cleaned in accordance with S.C. Regulation 61-56 and permits issued by the Department.

Action: The Individual/Entity is required to cease and desist installing OSWW systems outside the parameters set by the Permit to Construct and S.C. Regulation 61-56.

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 five hundred dollars (**\$500.00**).

Update: The Individual/Entity has met 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.