

SUMMARY SHEET
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
September 10, 2020

_____ 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 July 1, 2020, through July 31, 2020.
3. **FACTS:** For the reporting period of July 1, 2020, through July 31, 2020, the Office of Environmental Affairs issued twenty-four (24) Consent Orders with total assessed civil penalties in the amount of one hundred twenty-one thousand, five hundred thirty dollars (\$121,530.00). Also, ten (10) Administrative Orders were reported during this period with total assessed civil penalties in the amount of three thousand, three hundred dollars (\$3,300.00).

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land and Waste Management				
UST Program	0	0	1	\$21,250.00
Aboveground Tanks	0	0	0	0
Solid Waste	1	\$3,300.00	0	0
Hazardous Waste	0	0	3	\$20,000.00
Infectious Waste	0	0	2	\$35,400.00
Mining	0	0	0	0
SUBTOTAL	1	\$3,300.00	6	\$76,650.00
Water				
Recreational Water	0	0	7	\$9,280.00
Drinking Water	0	0	2	\$4,200.00
Water Pollution	0	0	3	\$15,400.00
Dam Safety	0	0	0	0
SUBTOTAL	0	0	12	\$28,880.00
Air Quality				
SUBTOTAL	0	0	1	\$13,000.00
Environmental Health Services				
Food Safety	0	0	1	\$500.00
Onsite Wastewater	9	0	4	\$2,500.00
SUBTOTAL	9	0	5	\$3,000.00
OCRM				
SUBTOTAL	0	0	0	0
TOTAL	10	\$3,300.00	24	\$121,530.00

Submitted by:

Myra C. Reece

Myra C. Reece
Director of Environmental Affairs

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
September 10, 2020**

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Consent Order 20-0058-UST
 Order Date: July 23, 2020
 Individual/Entity: **Lucky Strike Investments, Inc.**
 Facility: Corner Stop 19
 Location: 1215 Greenwood Road
 Laurens, SC 29360-0881
 Mailing Address: 401 Black Oak Court
 Spartanburg, SC 29306

 County: Laurens
 *Previous Orders: None
 Permit/ID Number: 05667
 Violations Cited: The State Underground Petroleum
 Environmental Response Bank Act of 1988, S.C. Code Ann. § 44-2-10 et seq.
 (2018) (SUPERB Act); and South Carolina Underground Storage Tank Control
 Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(c)(1)(ii), 280.31(a), and
 280.31(c), 280.70(a) (2012 and Supp. 2019)

Summary: Lucky Strike Investments, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) in Laurens County, South Carolina. The Department conducted inspections on May 6, 2019, and February 11, 2020. The Individual/Entity has violated the SUPERB Act and South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain overfill prevention equipment for an UST system; failed to operate and maintain corrosion protection equipment continuously; failed to inspect the impressed current system every sixty (60) days; failed to continue release detection and/or corrosion protection for a temporarily closed UST and failed to pay annual UST registration fees.

Action: The Individual/Entity is required to: either submit proof that the USTs at the Facility have been permanently closed, or proof that the corrosion protection system has been tested prior to November 24, 2019, or proof that metal integrity testing has been initiated; submit proof that the ball float vent valves and caps have been repaired and/or replaced; and pay annual tank registration fees and associated late fees for fiscal year 2020 in the amount of four hundred twenty dollars (\$420.00). The Department has assessed a total civil penalty in the amount of twenty-one thousand, two hundred fifty dollars (\$21,250.00). The Individual/Entity shall pay a civil penalty in the amount of twenty-one

thousand, two hundred fifty dollars (**\$21,250.00**).

Updates: No updates to report.

Solid Waste Enforcement

- 2) Order Type and Number: Administrative Order 20-08-SW
 Order Date: July 10, 2020
 Individual/Entity: **Tina Yeargin and Mary Ross**
 Facility: Tina Yeargin and Mary Ross
 Location: 117 Perry Drive
 Iva, SC 29655
 Mailing Address: Same
 County: Anderson
 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. 2019); Solid Waste
 Management: Waste Tires, R.61-107.3, Part III.A.1.a. (2015)

Summary: Tina Yeargin and Mary Ross (Individuals/Entities), own property located in Anderson County, South Carolina. The Department conducted a site visit on December 3, 2019 and discovered approximately 800 waste tires stored on the property without a permit for a waste tire collection facility. The Individuals/Entities have violated the Solid Waste Policy and Management Act and the Solid Waste Management: Waste Tire Regulation as follows: failed to obtain a permit to operate a waste tire collection facility from the Department before storing greater than one hundred twenty (120) waste tires.

Action: The Individuals/Entities are required to: dispose of the waste tires at a facility permitted by the Department to accept waste tires and provide disposal receipts to the Department. The Department has assessed a total civil penalty in the amount of three thousand, three hundred dollars (\$3,300.00). The Individuals/Entities shall pay a civil penalty in the amount of three thousand, three hundred dollars (**\$3,300.00**).

Updates: No updates to report.

Hazardous Waste Enforcement

- 3) Order Type and Number: Consent Order 20-09-HW
 Order Date: July 28, 2020
 Individual/Entity: **Lowe’s Home Centers, LLC – Lowe’s
 Store 385**
 Facility: Lowe’s Home Centers, LLC – Lowe’s Store
 385
 Location: 390 Harbison Boulevard
 Columbia, SC 29212
 Mailing Address: 1000 Lowe’s Boulevard MC LPH28,
 Mooresville, NC 28115
 County: Richland
 Previous Orders: None
 Permit/ID Number: SCR 000 784 967
 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. 2019).

Summary: Lowe’s Home Centers, LLC – Lowe’s Store 385 (Individual/Entity) is a retail store located in Richland County, South Carolina. The Department conducted an inspection on February 11, 2020. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to close containers during accumulation, except when adding, removing, consolidating, or venting hazardous waste; failed to label or mark containers with the words “Hazardous Waste,” an indication of the hazards of contents, and the date upon which each period of accumulation began; failed to maintain records documenting the arrangements made with the local emergency responders; failed to post the name and emergency telephone number of the emergency coordinator next to the telephone; failed to ensure all employees were thoroughly familiar with proper hazardous waste handling and emergency procedures; failed to keep a copy of each signed manifest received from the designated facility onsite for three (3) years; failed to record the date and time of hazardous waste inspections in an inspection log; failed to manage spent lead-acid batteries in accordance with R.61-79.266.80; failed to contain universal waste lamps in containers that are structurally sound and adequate to prevent breakage and a release; failed to label each universal waste lamp or container with one of the following phrases: “Universal Waste – Lamp(s),” or “Waste Lamp(s),” or “Used Lamp(s)”; and failed to demonstrate the length of time universal waste had accumulated from the date it became a waste.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six thousand one hundred fifty dollars (\$6,150.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand one hundred fifty dollars (**\$6,150.00**).

Updates: The civil penalty has been paid.

- 4) Order Type and Number: Consent Order 20-10-HW
Order Date: July 28, 2020
Individual/Entity: **Lowe's Home Centers, LLC – Lowe's Store 1986**
Facility: Lowe's Home Centers, LLC – Lowe's Store 1986
Location: 170 Rainbow Lake Road
Boiling Springs, SC 29316
Mailing Address: 1000 Lowe's Boulevard MC LPH28,
Mooresville, NC 28115
County: Spartanburg
Previous Orders: None
Permit/ID Number: SCR 000 785 311
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. 2019).

Summary: Lowe's Home Centers, LLC – Lowe's Store 1986 (Individual/Entity) is a retail store located in Charleston County, South Carolina. The Department conducted an inspection on January 9, 2020. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to maintain records supporting its hazardous waste determinations, as well as records that identify whether or not a solid waste is a hazardous waste; failed to close containers during accumulation, except when adding, removing, consolidating, or venting hazardous waste; failed to label or mark containers with the words "Hazardous Waste," an indication of the hazards of contents, and the date upon which each period of accumulation began; failed to inspect at least weekly, the hazardous waste central accumulation areas; failed to separate containers of incompatible waste by means of a dike, berm, wall, or other device; failed to clean up hazardous waste spillage from the floor and remove it from the spill pallet; failed to ensure all employees were thoroughly familiar with proper hazardous waste handling and emergency procedures; failed to keep a copy of each signed manifest received from the designated facility onsite for three (3) years; failed to retain onsite a copy of all certifications for three (3) years documenting the offsite treatment, storage, or disposal of hazardous waste; and failed to manage spent lead-acid batteries in accordance with R.61-79.266.80.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six thousand six hundred fifty dollars (\$6,650.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand six hundred fifty dollars (**\$6,650.00**).

Updates: The civil penalty has been paid.

- 5) Order Type and Number: Consent Order 20-11-HW
Order Date: July 28, 2020
Individual/Entity: **Lowe's Home Centers, LLC – Lowe's Store 2548**
Facility: Lowe's Home Centers, LLC – Lowe's Store 2548
Location: 2079 East Main Street
Spartanburg, SC 29307
Mailing Address: 1000 Lowe's Boulevard MC LPH28,
Mooresville, NC 28115
County: Spartanburg
Previous Orders: None
Permit/ID Number: SCR 000 785 378
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. 2019).

Summary: Lowe's Home Centers, LLC – Lowe's Store 2548 (Individual/Entity) is a retail store located in Spartanburg County, South Carolina. The Department conducted an inspection on January 29, 2020. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to maintain records supporting its hazardous waste determinations, as well as records that identify whether not or a solid waste is a hazardous waste; failed to close containers during accumulation, except when adding, removing, consolidating, or venting hazardous waste; failed to label or mark containers with the words "Hazardous Waste," an indication of the hazards of contents, and the date upon which each period of accumulation began; failed to inspect at least weekly, the hazardous waste central accumulation areas; failed to remove hazardous waste spillage from the spill pallet; failed to maintain aisle space in the hazardous waste storage area to allow for unobstructed movement of personnel and equipment; failed to ensure all employees were thoroughly familiar with proper hazardous waste handling and emergency procedures; failed to keep a copy of each signed manifest received from the designated facility onsite for three (3) years; failed to retain onsite a copy of all certifications for three (3) years documenting the offsite treatment, storage, or disposal of hazardous waste; failed to manage spent lead-acid batteries in accordance with R.61-79.266.80; failed to contain universal waste lamps in containers that are structurally sound and adequate to prevent breakage and a release; failed to clean up broken universal waste lamps; failed to label each universal waste lamp or container with one of the following phrases: "Universal Waste – Lamp(s)," or "Waste Lamp(s)," or "Used Lamp(s)"; and failed to demonstrate the length of time universal waste had accumulated from the date it became a waste.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of seven thousand two hundred dollars (\$7,200.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand two hundred fifty dollars (**\$7,200.00**).

Updates: The civil penalty has been paid.

Infectious Waste Enforcement

- 6) Order Type and Number: Consent Order 20-03-IW
Order Date: July 23, 2020
Individual/Entity: **Bon Secours St. Francis Hospital**
Facility: Bon Secours St. Francis Hospital
Location: 2095 Henry Tecklenburg Drive
Charleston, SC 29414
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: SC-10-0263G
Violations Cited: The South Carolina Infectious Waste Management Act, S.C. Code Ann. § 44-93-10 et seq. (2002) and the South Carolina Infectious Waste Management Regulation, 8 S.C. Code Ann. Regs. 61-105 (2010).

Summary: Bon Secours St. Francis Hospital (Individual/Entity) is a full-service hospital located in Charleston County, South Carolina. The Department conducted inspections on November 26, 2019, and March 10, 2020. The Individual/Entity has violated the South Carolina Infectious Waste Management Act and the Infectious Waste Management Regulations as follows: failed to change the contact name for the infectious waste coordinator; failed to manage infectious waste to prevent exposure to the public or a release to the environment; failed to segregate infectious waste from solid waste; failed to place and maintain all sharps in rigid leak resistant and puncture resistant containers; failed to ensure all other types of infectious waste is placed, stored, and maintained before and during transport in rigid, semi-rigid, leak resistant containers; failed to ensure containers storing infectious waste were sufficient to prevent bursting and tearing; failed to ensure containers of infectious waste were sealed and closed tightly and securely; failed to use red or orange plastic bags inside of containers storing infectious waste; failed to label containers of infectious waste with the universal biohazard symbol sign, the Department issued generator identification number, the date the container was placed in storage or shipped offsite; failed to prevent unauthorized personnel from entering the infectious waste storage areas; failed to label storage areas with the universal biohazard symbol sign; failed to disinfect any area or containers that came in contact with infectious waste prior to reuse; and failed to ensure products of conception be incinerated, cremated, interred, or donated for research.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of eighteen thousand seven hundred twenty dollars (\$18,720.00). The Individual/Entity shall pay a civil penalty in the amount of eighteen thousand seven hundred twenty dollars (**\$18,720.00**).

Updates: The civil penalty is being paid in accordance with a promissory note.

- 7) Order Type and Number: Consent Order 20-04-IW
Order Date: July 23, 2020
Individual/Entity: **Bon Secours St. Francis Hospital, Roper St. Francis Mount Pleasant Hospital, and Roper Hospital**
Facility: Bon Secours St. Francis Hospital, Roper St. Francis Mount Pleasant Hospital, and Roper Hospital
Location: 2095 Henry Tecklenburg Drive
Charleston, SC 29414 /
3500 North Highway 17
Mount Pleasant, SC 29446 /
316 Calhoun Street
Charleston, SC 29401
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: SC10-0263G/SC10-1844G/SC10-0264G
Violations Cited: The South Carolina Infectious Waste Management Act, S.C. Code Ann. § 44-93-10 et seq. (2002) and the South Carolina Infectious Waste Management Regulation, 8 S.C. Code Ann. Regs. 61-105 (2010).

Summary: Bon Secours St. Francis Hospital, Roper St. Francis Mount Pleasant Hospital, and Roper Hospital are full-service hospitals located in Charleston County, South Carolina (Individuals/Entities). On November 18, 2019, and March 26, 2020, the Department received documentation that the Individuals/Entities shipped untreated, regulated infectious waste to a facility not registered with the Department. The Individuals/Entities have violated the South Carolina Infectious Waste Management Act and the Infectious Waste Management Regulations as follows: failed to manage infectious waste to prevent exposure to the public or a release to the environment; offered infectious waste for offsite transport to a transporter that was not registered with the Department; failed to segregate infectious waste from solid waste; failed to place and maintain all sharps in rigid leak resistant and puncture resistant containers; failed to ensure all other types of infectious waste is placed, stored, and maintained before and during transport in rigid, semi-rigid, leak resistant containers; failed to ensure containers storing infectious waste were sufficient to prevent bursting and tearing; failed to use red or orange plastic bags inside of containers storing infectious waste; failed to label containers of infectious waste with the universal biohazard symbol sign, the Department issued generator identification number, the date the container was placed in storage or shipped offsite, and a water-resistant, indelible label; failed to treat infectious waste prior to disposal, except as indicated in Section G of the regulations; failed to report to the Department and investigate and confirm a release of infectious waste with twenty-four (24) hours; and failed to ensure products of conception be incinerated, cremated, interred, or donated for research.

Action: The Individuals/Entities have corrected all violations. The Department has assessed a total civil penalty in the amount of sixteen thousand, six hundred eighty dollars (\$16,680.00). The Individuals/Entities shall pay a civil penalty in the amount of sixteen thousand, six hundred eighty dollars (**\$16,680.00**).

Updates: The civil penalty is being paid in accordance with a promissory note.

BUREAU OF WATER

Recreational Waters Enforcement

8) <u>Order Type and Number:</u>	Consent Order 20-002-RW
<u>Order Date:</u>	July 2, 2020
<u>Individual/Entity:</u>	Woodside Plantation Country Club, Inc.
<u>Facility:</u>	Woodside Plantation
<u>Location:</u>	1000 Woodside Plantation Drive Aiken, SC 29803
<u>Mailing Address:</u>	Same
<u>County:</u>	Aiken
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(B)(2)

Summary: Woodside Plantation Country Club, Inc. (Individual/Entity) owns and is responsible for obtaining the proper permit to construct a pool located in Aiken County, South Carolina. The Department conducted an inspection on May 21, 2020 and discovered a splash pad had been constructed. Following the inspection, Department staff determined that a permit to construct had not been issued. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to obtain a permit to construct from the Department prior to the construction of a pool.

Action: The Individual/Entity is required to: submit a complete permit application with the associated fee to obtain a permit to construct; and, complete the construction in accordance with the permit. The Department has assessed a total civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

Updates: The permit application has been received. The civil penalty has been paid.

9) Order Type and Number: Consent Order 20-003-RW
Order Date: July 17, 2020
Individual/Entity: **The Gardens at Cypress Bay Property
Owners' Association, Inc.**
Facility: The Gardens at Cypress Bay
Location: 4285 Hibiscus Way
 Little River, SC 29566
Mailing Address: 4615 Oleander Drive, Suite 202
 Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-Q11-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: The Gardens at Cypress Bay 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 May 28, 2020, and June 29, 2020, and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the letters and numbers on the depth marker tiles were not the appropriate size; a ladder was not tight and secure; a ladder was missing tread inserts; the foot rinse shower was not operating properly; the pool equipment room was not locked; the disinfection equipment was not accessible; a section of the perimeter fencing had openings greater than four inches; the chlorine level was not within the acceptable range of water quality standards; there was no United States Coast Guard approved life ring; the emergency notification device was not operational; the current pool operator of record information was not posted to the public; and, the bound and numbered log book was not maintained on a daily basis.

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

Updates: The civil penalty has been paid. This project and Order have been closed.

10) Order Type and Number: Consent Order 20-004-RW
Order Date: July 17, 2020
Individual/Entity: **A & S of MB, LLC**
Facility: Sea Mist
Location: 305 13th Avenue South
 Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None

Permit/ID Number: 26-657-1, 26-D69-1, and 26-658-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: A & S of MB, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of two public swimming pools, and one public spa located in Horry County, South Carolina. The Department conducted inspections on January 16, 2020, and June 15, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the pool walls were not clean; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring and life ring rope were deteriorated; there was no shepherd's crook; the pool rules sign was not completely filled out; the spa rules sign was not completely filled out; the current pool operator of record information was not posted to the public; the facility could not produce current valid documentation of pool operator of record certification; a pool ladder was missing a bumper; a pool wall was missing tiles; the spa main drain grates were not visible; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; 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 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**).

Updates: The civil penalty has been paid. This project and Order have been closed.

11) Order Type and Number: Consent Order 20-005-RW
Order Date: July 22, 2020
Individual/Entity: **Blockade Runner Motor Inn, Inc.**
Facility: Blockade Runner
Location: 1910 North Ocean Boulevard
North Myrtle Beach, SC 29697
Mailing Address: Same
County: Horry
Previous Orders: 19-025-RW (\$680.00)
Permit/ID Number: 26-G63-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Blockade Runner Motor Inn, 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 5, 2020, and June 30, 2020, and a violation was 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 cyanuric acid level was above the water quality standards acceptable limit.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of 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**).

Updates: The civil penalty has been paid. This project and Order have been closed.

- 12) Order Type and Number: Consent Order 20-006-RW
Order Date: July 22, 2020
Individual/Entity: **Sea Bridge Homeowners Association, Inc.**
Facility: Sea Bridge
Location: 112 B 12th Ave N
Surfside Beach, SC 29577
Mailing Address: P.O. Box 16062
Surfside Beach, SC 29587
County: Horry
Previous Orders: None
Permit/ID Number: 26-F09-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sea Bridge Homeowners 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 1, 2020, and June 29, 2020, and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; there was debris and there were chlorine sticks in the skimmer baskets; the chlorine level was not within the acceptable range of water quality standards; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and, the bound and numbered log book was not maintained on a daily basis.

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

Updates: The civil penalty has been paid. This project and Order have been closed.

- 13) Order Type and Number: Consent Order 20-007-RW
Order Date: July 29, 2020
Individual/Entity: **Tahitian Taj Property Owner’s Association, Inc.**
Facility: Tahitian Taj
Location: 1312 South Ocean Boulevard

Mailing Address: North Myrtle Beach, SC 29582
County: Same
Previous Orders: Horry
19-011-RW (\$680.00);
19-244-RW (\$480.00)
Permit/ID Number: 26-1186B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tahitian Taj Property Owner'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 June 3, 2020, and July 2, 2020, and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was not tight and secure; there were no skimmer baskets and the skimmers were missing weirs; the chlorine level was not within the acceptable range of water quality standards; there was no shepherd's crook; the facility address was not posted at the emergency notification device; the pool rules sign was not completely filled out; the bound and numbered log book was not maintained on a daily basis; and, the gate was broken.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of three thousand, two hundred dollars (\$3,200.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, two hundred dollars (**\$3,200.00**).

Updates: The civil penalty has been paid. This project and Order have been closed.

14) Order Type and Number: Consent Order 20-008-RW
Order Date: July 29, 2020
Individual/Entity: **Jamaican Sands I Homeowner's Association, Inc.**
Facility: Jamaican Sands
Location: 216 22nd Avenue North
North Myrtle Beach, SC 29582
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-A86-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Jamaican Sands I 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 May 29, 2020, and June 29, 2020, and a violation was issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the

bound and numbered log book was not maintained on a daily basis; and, the recirculation and filtration system was not operating.

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

Updates: The civil penalty has been paid. This project and Order have been closed.

Drinking Water Enforcement

15) <u>Order Type and Number:</u>	Consent Order 20-018-DW
<u>Order Date:</u>	July 2, 2020
<u>Individual/Entity:</u>	Town of McColl
<u>Facility:</u>	Town of McColl
<u>Location:</u>	210 East Gibson Avenue McColl, SC 29570
<u>Mailing Address:</u>	Same
<u>County:</u>	Marlboro
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	3410003
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-113.I.1 & 61-113.G.1.a

Summary: The Town of McColl (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Marlboro County, South Carolina. The Department issued violations on August 29, 2019, and January 6, 2020, as a result of review of groundwater withdrawal records. The Individual/Entity has violated the Groundwater Use and Reporting Regulation as follows: failed to submit a Water Use Report for the 2019 reporting period and failed to submit an application to modify the Groundwater Withdrawal Permit prior to increasing the permitted limit for 2018.

Action: The Individual/Entity is required to: submit to the Department for review and approval a complete application for the renewal of the Groundwater Withdrawal Permit. 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 eight hundred dollars (**\$800.00**) and pay a stipulated penalty in the amount of eight hundred dollars (\$800.00) should any requirement of the Order not be met.

Updates: The 2019 Waste Use Report was submitted to the Department prior to the issuance of the Order. The Groundwater Withdrawal Permit application has been submitted and approved. The civil penalty has been paid. This project and Order have been closed.

16) Order Type and Number: Consent Order 20-019-DW
Order Date: July 28, 2020
Individual/Entity: **Catawba River Water Supply Project**
Facility: Catawba River Water Plant
Location: 5107 Riverside Road
Lancaster, SC 29720
Mailing Address: P.O. Box 214
Van Wyck, SC 29744
County: Lancaster
Previous Orders: None
Permit/ID Number: 2920002
Violations Cited: S.C. Code Ann. Regs. 61-58.10.I(6)(b)(ii)

Summary: Catawba River Water Supply Project (Individual/Entity) is responsible for the proper operation and maintenance of a public water system (PWS) located in Lancaster County, South Carolina. On June 10, 2020, the Department issued a violation as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the PWS exceeded the maximum contaminant level (MCL) for turbidity.

Action: The Individual/Entity is required to: submit a standard operating procedure for staff to follow that includes procedures for operating, maintaining, and monitoring the PWS as well as public notice requirements. The Department has assessed a total civil penalty in the amount of three thousand, four hundred dollars (\$3,400.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, four hundred dollars (**\$3,400.00**).

Updates: The standard operating procedure has been submitted and approved. The civil penalty has been paid. This project and Order have been closed.

Water Pollution Enforcement

17) Order Type and Number: Consent Order 20-021-W
Order Date: July 1, 2020
Individual/Entity: **Haile Gold Mine, Inc.**
Facility: Haile Gold Mine WWTF
Location: 7283 Haile Gold Mine Road
Kershaw, SC
Lancaster County, SC
Mailing Address: 6911 Snowy Owl Road
Kershaw, SC 29067
County: Lancaster
Previous Orders: None
Permit/ID Number: SC0040479

Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2019); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) and 61-68 (2011).

Summary: Haile Gold Mine, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Lancaster County, South Carolina. On November 22, 2019, the Department issued a violation as a result of total thallium violations reported to the Department. On March 6, 2020, a violation was issued as a result of its failure to submit analytical results for mercury from a South Carolina certified laboratory. 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 thallium, and failed to submit to the Department analytical results for mercury from a South Carolina certified laboratory.

Action: The Individual/Entity is required to: submit verification of contracting with a certified laboratory for mercury analysis; submit a request to conduct a pilot study for the purpose of evaluating proposed changes in its treatment for thallium; submit a summary of the results of the pilot study; and submit an application for a construction permit if appropriate. The Department has assessed a total civil penalty in the amount of eleven thousand, two hundred dollars (\$11,200.00). The Individual/Entity shall pay a civil penalty in the amount of eleven thousand, two hundred dollars (**\$11,200.00**).

Updates: The Individual/Entity submitted confirmation that it has contracted with a certified laboratory for analysis of mercury. A pilot study has been completed and the Individual/Entity has reported process changes that have resulted in enhanced thallium treatment. The civil penalty has been paid.

18) Order Type and Number: Consent Order 20-022-W
Order Date: July 9, 2020
Individual/Entity: **Town of Pageland**
Facility: Southeast WWTF
Location: Off Gum Street
Pageland
Chesterfield County, SC
Mailing Address: 126 North Pearl Street
Pageland, SC 29728
County: Chesterfield
Previous Orders: 16-041-W (\$3,200.00);
19-056-W (\$1,400.00)
Permit/ID Number: SC0021539
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2018); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) and (d) (2011).

Summary: The Town of Pageland (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Chesterfield County, South Carolina. On February 24, 2020, the Department issued a violation as a result of Escherichia coli (E. coli) violations reported 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: complete an upgrade and expansion of the WWTF and submit quarterly progress reports. The Department has assessed a total civil penalty in the amount of one thousand, four hundred dollars (\$1,400.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, four hundred dollars (**\$1,400.00**).

Updates: The completion of upgrades and expansion of the WWTF is due by March 1, 2021. The first installment of the civil penalty has been paid. The remaining installment payments are due November 15, 2020, February 15, 2021, and May 15, 2021.

19) Order Type and Number: Consent Order 20-023-W
Order Date: July 31, 2020
Individual/Entity: **Palmetto Wastewater Reclamation, LLC**
Facility: Alpine Utilities/Stoop Creek WWTF
Location: Old Bush River Road
Lexington County, SC
Mailing Address: 1710 Woodcreek Farms Road
Elgin, SC 29045
County: Lexington
Previous Orders: None
Permit/ID Number: SC0029483
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2019); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) and (d) (2011).

Summary: Palmetto Wastewater Reclamation, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of the Alpine Utilities/Stoop Creek wastewater treatment facility (WWTF) located in Lexington County, South Carolina. On January 11, 2020, the Department issued a violation as a result of Escherichia coli (E. coli) violations reported 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: submit a construction permit application for a stormwater pump station; submit notification of the completion date for all corrective actions necessary to resolve deficiencies; and demonstrate a six (6) month

compliance confirmation monitoring period. 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 civil penalty in the amount of two thousand, eight hundred dollars (**\$2,800.00**).

Updates: A preliminary engineering report has been submitted for the stormwater pump station and the Department determined a construction permit is not necessary. The construction of the pump station will be completed by January 31, 2020. The six (6) month compliance confirmation period will begin once construction of the pump station is complete.

BUREAU OF AIR QUALITY

20) <u>Order Type and Number:</u>	Consent Order 20-003-A
<u>Order Date:</u>	July 17, 2020
<u>Individual/Entity:</u>	Enviva Pellets Greenwood LLC
<u>Facility:</u>	Enviva Pellets Greenwood LLC
<u>Location:</u>	200 Enviva Way Greenwood, SC 29649
<u>Mailing Address:</u>	Same
<u>County:</u>	Greenwood
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	1240-0133
<u>Violations Cited:</u>	5 S.C. Code Ann. Regs. 61-62.1, Section II,
Permit Requirements	

Summary: Enviva Pellets Greenwood LLC, (Individual/Entity), located in Greenwood County, South Carolina, processes softwood and hardwood into pellets to be used for energy production. The Department conducted inspections on May 8, 2019, September 24, 2019, and December 4, 2019. The Individual/Entity has violated the South Carolina Air Pollution Control Regulations, as follows: failed to maintain all required calibration records; failed to document corrective action when deviations from parameter readings occurred; failed to submit operational ranges to the Department for approval; failed to submit an O&M plan to the Department; failed to conduct weekly O&M checks for baghouse cleaning systems, dust collection hoppers and conveying systems; failed to record pressure drop readings for each shift during source operation; failed to provide records of monthly maintenance checks on the RTO temperature indicator; failed to conduct required maintenance on IDE-44 and IDE-45; failed to limit opacity to 20% on September 23, 2019; failed to limit opacity to 20% on December 4, 2019; and failed to limit the use of the bypass stack other than during an emergency or mechanical failure.

Action: The Individual/Entity is required to: limit facility wide opacity to twenty (20) percent; conduct required maintenance in accordance with the regulations; comply with all terms, conditions, and limitations of Department issued air quality permits; and

review, re-assess and submit the current Best Management Practices Plan for dust control at the site. The Department has assessed a total civil penalty in the amount of thirteen thousand dollars (\$13,000.00). The Individual/Entity shall pay a civil penalty in the amount of thirteen thousand dollars (**\$13,000.00**).

Updates: The Department has received the updated Best Management Practices Plan for dust control and the civil penalty has been paid.

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

Food Safety Enforcement

21) Order Type and Number: Consent Order 2020-206-03-010
Order Date: July 1, 2020
Individual/Entity: **El Paso**
Facility: El Paso
Location: 1937 Augusta Highway
Lexington, SC 29072
Mailing Address: 1317 Petsites Road
Chapin, SC 29036
County: Lexington
Previous Orders: 2016-206-03-079 (\$800.00);
2017-206-03-019 (\$4,000.00);
2017-206-03-067 (\$2,250.00);
2018-206-03-018 (\$4,250.00); and
2019-206-03-085 (\$1,000.00)
Permit Number: 32-206-06469
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: El Paso (Individual/Entity) is a restaurant located in Lexington County, South Carolina. The Department conducted inspections on July 18, 2018, July 12, 2019, and February 5, 2020. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to clearly and individually identify with the common name of the material on all working containers used for storing poisonous or toxic materials such as cleaners and sanitizers taken from bulk supplies.

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 five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

Updates: The civil penalty has been paid.

On Site Wastewater Enforcement

22) Order Type and Number: Administrative Order 20-69-OSWW
 Order Date: July 9, 2020
 Individual/Entity: **Elizabeth Carver**
 Facility: Elizabeth Carver
 Location: Parcel #117-00-02-003
 Mailing Address: 411 Forest Acres Circle
 Walhalla, SC 29691

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

Summary: Elizabeth Carver (Individual/Entity) owns property located in Oconee County, South Carolina. The Department conducted an investigation on April 17, 2020 and observed disturbed ground around where a PVC pipe connected to a camper exits the ground. This is the area the where the complainant indicated the unpermitted OSWW system was installed. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that a permit to construct and operate any new, upgraded, or expanded onsite wastewater system is obtained from the Department prior to construction and operation of the system; and failed to ensure that each dwelling unit, building, business, or other structure occupied for more than two hours per day shall be provided with an approved method for treatment and disposal of domestic wastewater.

Action: The Individual/Entity is required to remove the unapproved OSWW system within five (5) days and immediately vacate the camper until an approved OSWW system is installed. 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.

Updates: The OSWW system has been removed.

23) Order Type and Number: Administrative Order 20-71-OSWW
 Order Date: July 9, 2020
 Individual/Entity: **Arrowon Corporation**
 Facility: Arrowon Corporation
 Location: 300 Easley Highway (Highway 8)
 Pelzer, SC 29669

 Mailing Address: 500 Conneross Road
 Townville, SC 29689

 County: Anderson

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

Summary: Arrowon Corporation (Individual/Entity) owns property located in Anderson County, South Carolina. The Department conducted an investigation on March 6, 2020 and observed possible unapproved wastewater disposal methods and possible domestic wastewater discharging to the surface of the ground. During later investigative visits, Department personnel observed the cleanup of possible discharge and repairs to the OSWW system as well as the introduction of campers occupied without a Department approved means of domestic wastewater treatment and disposal. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: allowed a dwelling unit, building, business, or other structure to be occupied more than two hours per day without an approved method for the treatment and disposal of domestic wastewater.

Action: The Individual/Entity is required to install and connect any unit occupied for more than two hours per day to an approved OSWW system within five (5) days or immediately vacate the campers until such time that a Department approved OSWW system is available at the site. 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.

Updates: The residence at the site is vacant per the regional office.

24) Order Type and Number: Administrative Order 20-73-OSWW
Order Date: July 9, 2020
Individual/Entity: **Wayne Lowrance**
Facility: Wayne Lowrance
Location: 63 Henry Street
Camden, SC 29020
Mailing Address: Same
County: Kershaw
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Wayne Lowrance (Individual/Entity) owns property located in Kershaw County, South Carolina. The Department conducted an investigation on March 19, 2020 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.

Updates: Regional staff have confirmed the discharge has ceased.

25) <u>Order Type and Number:</u>	Administrative Order 20-74-OSWW
<u>Order Date:</u>	July 9, 2020
<u>Individual/Entity:</u>	Lucas Suarez and Lucas Manuel Suarez
<u>Facility:</u>	Lucas Suarez and Lucas Manuel Suarez
<u>Location:</u>	265 Granger Road Spartanburg, SC 29306
<u>Mailing Address:</u>	Same
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Lucas Suarez and Lucas Manuel Suarez (Individual/Entity) owns property located in Spartanburg County, South Carolina. The Department conducted an investigation on May 26, 2020 and observed domestic wastewater discharging into a large hole in the yard. 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.

Updates: The necessary repairs have been made to the OSWW system and there is no evidence of discharge.

26) Order Type and Number: Administrative Order 20-75-OSWW
Order Date: July 9, 2020
Individual/Entity: **Alan Lanning**
Facility: Alan Lanning
Location: 321 Hoyt Street
Seneca, SC 29678
Mailing Address: 2 Powell Street
Seneca, SC 29678
County: Oconee
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Alan Lanning (Individual/Entity) is responsible for property located in Oconee County, South Carolina. The Department conducted an investigation on May 6, 2020 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.

Updates: The residence is vacated per the county code enforcement office.

27) Order Type and Number: Administrative Order 20-76-OSWW
Order Date: July 9, 2020
Individual/Entity: **Judith Summer**
Facility: Judith Summer
Location: 470 Halfacre Road
Newberry, SC 29108
Mailing Address: Same
County: Newberry
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Judith Summer (Individual/Entity) owns property located in Newberry County, South Carolina. The Department conducted an investigation on May 14, 2020 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.

Updates: The Individual/Entity has reached out to the Department to explain that she is waiting for the sale of some other property to close, and then will begin making the necessary repairs to the OSWW system.

28) <u>Order Type and Number:</u>	Administrative Order 20-77-OSWW
<u>Order Date:</u>	July 9, 2020
<u>Individual/Entity:</u>	Foracene Harmon
<u>Facility:</u>	Foracene Harmon
<u>Location:</u>	22 Parklane Court Prosperity, SC 29177
<u>Mailing Address:</u>	Same
<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: Foracene Harmon (Individual/Entity) owns property located in Newberry County, South Carolina. The Department conducted an investigation on May 4, 2020 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.

Updates: The Individual/Entity has been in communication with the Department and the repairs should be completed by the first week in September.

29) Order Type and Number: Administrative Order 20-78-OSWW
Order Date: July 24, 2020
Individual/Entity: **Thomas Kirk, Sr. and Margo Sharee Harris**
Facility: Thomas Kirk, Sr. and Margo Sharee Harris
Location: 169 M R Cash Drive
Cowpens, SC 29330
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Thomas Kirk, Sr. and Margo Sharee Harris (Individual/Entity) own property located in Spartanburg County, South Carolina. The Department conducted an investigation on March 19, 2020 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.

Updates: As of August 24, 2020, the Individual/Entity has not made necessary repairs to the OSWW system, and domestic wastewater continues to discharge to the surface of the ground. Department personnel will continue working with the Individual/Entity and using further enforcement action to encourage corrective action(s) to be taken.

30) Order Type and Number: Administrative Order 20-79-OSWW
Order Date: July 24, 2020
Individual/Entity: **Joshua Wilson and Rachel Wilson**
Facility: Joshua Wilson and Rachel Wilson
Location: 940 Highway 15 South
St. George, SC 29477

Mailing Address: 201 Kent Court
Summerville, SC 29485
County: Dorchester
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Joshua Wilson and Rachel Wilson (Individual/Entity) own property located in Dorchester County, South Carolina. The Department conducted an investigation on May 29, 2020 and observed domestic wastewater discharging onto the surface of the ground and an occupied camper not connected to an approved OSWW system. 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 no dwelling unit, building, business, or other structure that is occupied for more than two (2) hours per day is connected to an approved method for the treatment and disposal of domestic wastewater.

Action: The Individual/Entity is required to relocate the camper to another site with an approved method of disposal and treatment for domestic wastewater within five (5) days to effectively stop the discharging of 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.

Updates: The camper has been vacated and boarded completely up, until resources are available to remove from the Site.

31) Order Type and Number: Consent Order 20-49-OSWW
Order Date: July 2, 2020
Individual/Entity: **Ben Wigington**
Facility: Ben Wigington
Location: 104 Massingale Lane
Easley, SC 29642
Mailing Address: 3311 Highway 86
Piedmont, SC 29673
County: Pickens
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Ben Wigington (Individual/Entity) engaged in the business of repairing onsite wastewater systems at property located in Pickens County, South Carolina. The

Department conducted an investigation on March 18, 2020 and observed the Individual/Entity and their crew repairing the septic system. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: engaged in the business of and was responsible for the construction and/or repair of an onsite sewage treatment and disposal system in South Carolina without first applying for, receiving, and subsequently maintaining a valid license to conduct such activities as required by the Department.

Action: The Individual/Entity is required to immediately cease and desist engaging in the business of construction or repair of onsite sewage treatment and disposal systems in South Carolina without a valid Department-issued license. 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**).

Updates: The civil penalty has been paid.

32) <u>Order Type and Number:</u>	Consent Order 20-48-OSWW
<u>Order Date:</u>	July 9, 2020
<u>Individual/Entity:</u>	Victory Excavating, LLC/Charles Barrett
<u>Facility:</u>	Victory Excavating, LLC/Charles Barrett
<u>Location:</u>	P.O. Box 81 Cross Anchor, SC 29331
<u>Mailing Address:</u>	Same
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Victory Excavating, LLC and Charles Barrett (Individual/Entity) located in Spartanburg County, South Carolina, hold a Department issued license to install and repair onsite wastewater treatment and disposal systems. The Department conducted an investigation on February 25, 2020 and determined that the drainlines for two installations by the Individual/Entity were installed too deep. The Individual/Entity has violated the South Carolina Onsite Wastewater (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 onsite wastewater treatment and disposal systems outside the parameters of the Department issued permit; assist the owner/builder of the sites to apply for new permits from the Department; and bring the OSWW systems into compliance with any new permits issued. 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**).

Updates: The Individual/Entity is working with regional staff to look into options on how the installed OSWW system can be brought into compliance.

33) Order Type and Number: Consent Order 20-56-OSWW
Order Date: July 23, 2020
Individual/Entity: **Zach Homan, Individually and d.b.a. Homan's Clearwater Company**
Facility: Homan's Clearwater Company
Location: 1840 Freshly Mill Rd.
Irmo, SC 29063
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Zach Homan, Individually and d.b.a. Homan's Clearwater Company (Individual/Entity), engaged in the business of repairing an OSWW system in Lexington County, South Carolina. The Department conducted an investigation on February 10, 2020 and discovered the Individual/Entity was not licensed by the Department to construct and repair OSWW systems. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: engaged in the business of and was responsible for the construction and/or repair of an onsite sewage treatment and disposal system in South Carolina without first applying for, receiving, and subsequently maintaining a valid license to conduct such activities as required by the Department.

Action: The Individual/Entity is required to immediately cease and desist engaging in the business of construction or repair of onsite sewage treatment and disposal systems in South Carolina without a valid Department-issued license. 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**).

Updates: The unapproved system has been removed from the Site.

34) Order Type and Number: Consent Order 20-62-OSWW
Order Date: July 23, 2020
Individual/Entity: **Peevey, Inc., doing business as Roto-Rooter of Columbia**
Facility: Peevey, Inc., doing business as Roto-Rooter of Columbia
Location: P.O. Box 5719
Columbia, SC 29250
Mailing Address: Same

<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: Peevey, Inc., doing business as Roto-Rooter of Columbia (Individual/Entity) engaged in the business of repairing an OSWW system in Richland County, South Carolina. The Department conducted an investigation on April 21, 2020 and discovered the Individual/Entity was not licensed by the Department to construct and repair OSWW systems. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: engaged in the business of and was responsible for the construction and/or repair of an onsite sewage treatment and disposal system in South Carolina without first applying for, receiving, and subsequently maintaining a valid license to conduct such activities as required by the Department.

Action: The Individual/Entity is required to immediately cease and desist engaging in the business of construction or repair of onsite sewage treatment and disposal systems in South Carolina without a valid Department-issued license. 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**).

Updates: The Individual/Entity has not obtained a Department-issued license. The civil penalty has been paid.

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