

SUMMARY SHEET  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

June 13, 2024

- ( ) ACTION/DECISION  
(X) INFORMATION

- I. TITLE:** Healthcare Quality Administrative and Consent Orders.
- II. SUBJECT:** Healthcare Quality Administrative Orders and Consent Orders for the period of April 1, 2024, through April 30, 2024.
- III. FACTS:** For the period of April 1, 2024, through April 30, 2024, Healthcare Quality reports three Administrative Orders totaling \$15,000 in assessed monetary penalties.

Bureau	Facility, Service, Provider, or Equipment Type	Administrative Orders	Consent Orders	Assessed Penalties	Required Payment
Hospitals, Community Services, and Emergency Management	Community Residential Care Facilities (unlicensed)	3	0	\$15,000	\$15,000
<b>TOTAL</b>		<b>3</b>	<b>0</b>	<b>\$15,000</b>	<b>\$15,000</b>

Submitted By:

*Gwendolyn C. Thompson*

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Gwen C. Thompson  
Deputy Director  
Healthcare Quality

HEALTHCARE QUALITY ENFORCEMENT REPORT  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

June 13, 2024

**Bureau of Hospitals, Community Services, and Emergency Management**

Facility Type	Total Number of Licensed Facilities
Community Residential Care Facilities	460

**1. C-Magnolia, Inc. – Unlicensed CRCF at 1444 Dry Branch Rd., Hopkins, S.C.**

**Investigation and Violations:** Department staff investigated a complaint alleging the operation of an unlicensed CRCF at 1444 Dry Branch Rd., Hopkins, South Carolina. Department staff determined C-Magnolia, Inc. was operating an unlicensed CRCF. Specifically, C-Magnolia, Inc. was operating a facility which offers room and board and which, unlike a boarding house, provides or coordinates a degree of personal care for a period more than 24 consecutive hours for two or more persons, eighteen years old or older, not related to the operator within the third degree of consanguinity.

**Enforcement:** On January 16, 2024, the Department notified C-Magnolia, Inc. that it was considering enforcement action. On February 14, 2024, the parties met for an enforcement conference. On March 11, 2024, the Department mailed a proposed consent order to C-Magnolia, Inc. C-Magnolia, Inc. did not respond to the proposed consent order. Therefore, on April 22, 2024, the Department issued an Administrative Order to C-Magnolia, Inc. ordering it to immediately cease operating a CRCF and assessing a \$5,000 monetary penalty for statutory and regulatory violations related to operation of an unlicensed CRCF.

**Remedial Action:** C-Magnolia, Inc. has not paid the assessed monetary penalty.

**Prior Orders:** None in the past 5 years.

**2. Jerry Montgomery and Shaneima Montgomery – Unlicensed CRCF at 487 Broughton St., Orangeburg, SC**

**Investigation and Violations:** Department staff investigated a complaint alleging the operation of an unlicensed CRCF at 487 Broughton St., Orangeburg, South Carolina. Department staff determined Jerry and Shaneima Montgomery were operating an unlicensed CRCF. Specifically, Jerry and Shaneima Montgomery were operating a facility which offers room and board and which, unlike a boarding house, provides or coordinates a degree of personal care for a period more than 24 consecutive hours for two or more persons, eighteen years old or older, not related to the operator within the third degree of consanguinity.

**Enforcement:** On March 11, 2024, the Department mailed a proposed consent order to Jerry and Shaneima Montgomery. Jerry and Shaneima Montgomery did not respond to the proposed consent order. Therefore, on April 24, 2024, the Department issued an Administrative Order to Jerry and Shaneima Montgomery

ordering them to immediately cease operating a CRCF and assessing a \$5,000 monetary penalty for statutory and regulatory violations related to operation of an unlicensed CRCF.

**Remedial Action:** Jerry and Shaneima Montgomery have not paid the assessed monetary penalty.

**Prior Orders:** None in the past 5 years.

### **3. Estelle A. Hutchinson – Unlicensed CRCF at 243 Rome Alley SW, Orangeburg, SC**

**Investigation and Violations:** Department staff investigated a complaint alleging the operation of an unlicensed CRCF at 243 Rome Alley SW, Orangeburg, South Carolina. Department staff determined Estelle A. Hutchinson was operating an unlicensed CRCF. Specifically, Ms. Hutchinson was operating a facility which offers room and board and which, unlike a boarding house, provides or coordinates a degree of personal care for a period more than 24 consecutive hours for two or more persons, eighteen years old or older, not related to the operator within the third degree of consanguinity.

**Enforcement:** On March 13, 2024, the Department mailed a proposed consent order to Estelle A. Hutchinson. Ms. Hutchinson did not respond to the proposed consent order. Therefore, on April 24, 2024, the Department issued an Administrative Order to Ms. Hutchinson ordering her to immediately cease operating a CRCF and assessing a \$5,000 monetary penalty for statutory and regulatory violations related to operation of an unlicensed CRCF.

**Remedial Action:** Estelle A. Hutchinson has not paid the assessed monetary penalty.

**Prior Orders:** None in the past 5 years.

SUMMARY SHEET  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
June 13, 2024

\_\_\_\_\_ 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, 2024, through April 30, 2024.
3. **FACTS:** For the reporting period of April 1, 2024, through April 30, 2024, the Office of Environmental Affairs issued thirty-two (32) Consent Orders with total assessed civil penalties in the amount of one hundred twenty-one thousand, seven hundred sixty dollars (\$121,760.00). Also, two (2) Administrative Orders with total assessed civil penalties in the amount of forty-two thousand, six hundred sixty-five dollars (\$42,665.00) were reported during this period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
<b>Land and Waste Management</b>				
UST Program	2	\$42,665.00	5	\$16,800.00
Solid Waste	0	0	3	\$4,360.00
Hazardous Waste	0	0	2	\$17,250.00
Mining	0	0	1	\$1,500.00
Radiological Health	0	0	0	0
Infectious Waste	0	0	1	\$13,600.00
<b>SUBTOTAL</b>	<b>2</b>	<b>\$42,665.00</b>	<b>12</b>	<b>\$53,510.00</b>
<b>Water</b>				
Recreational Water	0	0	2	\$0.00
Drinking Water	0	0	3	\$2,000.00
Water Pollution	0	0	6	\$58,000.00
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>11</b>	<b>\$60,000.00</b>
<b>Air Quality</b>				
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>6</b>	<b>\$55,416.96</b>
<b>Environmental Health Services</b>				
Onsite Wastewater	0	0	3	\$8,250.00
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>\$8,250.00</b>
<b>OCRM</b>				
<b>SUBTOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>TOTAL</b>	<b>2</b>	<b>\$42,665.00</b>	<b>32</b>	<b>\$121,760.00</b>

Submitted by:

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

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
June 13, 2024**

**BUREAU OF LAND AND WASTE MANAGEMENT**

**Underground Storage Tank Enforcement**

- 1)     Order Type and Number:           Administrative Order 23-0125-UST  
       Order Date:                     January 10, 2024  
       Individual/Entity:             **Sai Ram SC, LLC**  
       Facility:                        EZ Trip 3  
       Location:                        4623 Savannah Highway  
  North, SC 29112  
       Mailing Address:               114 McSwain Drive  
  West Columbia, SC 29169  
       County:                         Orangeburg  
       Previous Orders:               None  
       Permit/ID Number:            10631  
       Violations Cited:            The State Underground Petroleum  
       Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-  
       2-10 et seq.; and South Carolina Underground Storage Tank Control Regulation, 7  
       S.C. Code Ann., Regs 61-92, 280.93(a) (2012 & Supp 2023).

Summary: Sai Ram SC, LLC (Individual/Entity) owned underground storage tanks (USTs) in Orangeburg County, South Carolina. On June 7, 2022, a release was confirmed. On May 2, 2023, the Department conducted a file review of the Facility and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to demonstrate financial responsibility for an UST system.

Action: The Individual/Entity is required to: submit a completed Certificate of Financial Responsibility form and evidence of financial assurance as directed by the Department by May 17, 2024. The Department has assessed a total civil penalty in the amount of twenty-eight thousand dollars (\$28,000.00). The Individual/Entity shall pay a civil penalty in the amount of twenty-eight thousand dollars (**\$28,000.00**) by May 17, 2024.

Updates: None.

- 2)     Order Type and Number:           Administrative Order 23-0071-UST  
       Order Date:                     April 30, 2024  
       Individual/Entity:             **Coosawhatchie CStore, LLC**  
       Facility:                        Coosawhatchie General Store  
       Location:                        6282 West Frontage Road  
  Coosawhatchie, South Carolina 29936  
       Mailing Address:               Same  
       County:                         Jasper

Previous Orders: None  
Permit/ID Number: 10422  
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), 280.35(a)(1)(ii), 280.35(a)(2), 280.36(a)(1)(ii), 280.40(a), 280.40(a)(3), 280.43(d), 280.44(a), 280.45(b)(1), 280.242(b)(3), 280.242(b)(4), 280.243(c), and 280.245 (2012 & Supp. 2023).

Summary: Cooswhatchie CStore, LLC (Individual/Entity) owns underground storage tanks (USTs) in Jasper County, South Carolina. The Department conducted a compliance inspection on February 2, 2023, 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 test spill prevention equipment and/or containment sumps used for interstitial monitoring once every three (3) years; failed to test overfill prevention equipment at least once every three (3) years; failed to check and document annually required equipment walkthrough inspections; failed to provide an adequate release detection method; failed to annually test release detection equipment; failed to conduct automatic tank gauging properly; failed to check line leak detector function annually; failed to maintain the results of annual operation test for at least one (1) year; failed to validate that monthly requirements have been met; failed to physically visit each assigned facility once a quarter; failed to train Class C operators before they assume responsibility for the underground storage tanks (USTs) facility; and failed to designate and list all Class C operators.

Action: The Individual/Entity is required to submit: passing spill bucket integrity test results for the spill buckets associated with the 8,000-gallon regular and 8,000-gallon premium USTs at the Facility; passing line leak detector function check test results for the line leak detector for the 8,000-gallon premium UST at the Facility; passing overfill prevention equipment operability test results for the 8,000-gallon regular and 8,000-gallon premium USTs at the Facility; passing release detection equipment operability test results for all USTs at the Facility; and a current passing automatic tank gauge record for the 8,000-gallon regular and 8,000-gallon premium USTs at the Facility by June 14, 2024. The Department has assessed a total civil penalty in the amount of fourteen thousand, six hundred sixty-five dollars (\$14,665.00). The Individual/Entity is required to pay a civil penalty in the amount of fourteen thousand, six hundred sixty-five dollars (**\$14,665.00**) by June 14, 2024.

Updates: None

3) Order Type and Number: Consent Order 24-0063-UST  
Order Date: April 24, 2024  
Individual/Entity: **Pilot Travel Centers, LLC**  
Facility: Pilot 4576  
Location: 9587 Charleston Highway  
St. George, SC 29744  
Mailing Address: P.O. Box 10146  
Knoxville, TN 37939  
County: Dorchester

Previous Orders: None  
Permit/ID Number: 17642  
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, 280.62(a)(1) (2012 & Supp 2023).

Summary: Pilot Travel Centers, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) in Dorchester County, South Carolina. The Department conducted a routine compliance inspection on February 2, 2024, 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 remove as much of the regulated substance from the UST system as necessary to prevent further release to the environment.

Action: The Individual/Entity corrected all violations prior to issuance of the Order. The Department has assessed a total civil penalty in the amount of five thousand, two hundred fifty dollars (\$5,250.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand, two hundred fifty dollars (**\$5,250.00**) by June 10, 2024.

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

4) Order Type and Number: Consent Order 24-0050-UST  
Order Date: April 1, 2024  
Individual/Entity: **RaceTrac, Inc.**  
Facility: RaceTrac White Horse EDO  
Location: 1705 White Horse Road  
Greenville, SC 29605  
Mailing Address: 200 Galleria Parkway, Suite 900  
Atlanta, GA 30339  
County: Greenville  
Previous Orders: None  
Permit/ID Number: 20143  
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, 280.10(d) (2012 & Supp 2023).

Summary: RaceTrac, Inc. (Individual/Entity) owns and operates underground storage tanks (USTs) in Greenville County, South Carolina. The Department conducted a routine compliance inspection on January 16, 2024, 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: introduced product into an unregistered or unpermitted UST.

Action: The Individual/Entity corrected all violations prior to issuance of the Order. The Department has assessed a total civil penalty in the amount of three thousand, six hundred dollars (\$3,600.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, six hundred dollars (**\$3,600.00**) by May 16, 2024.

Updates: None.

5) Order Type and Number: Consent Order 24-0011-UST  
Order Date: April 30, 2024  
Individual/Entity: **Sandhu Properties, LLC**  
Facility: Split Stop 311  
Location: 311 Main Street  
Edgefield, South Carolina 29824  
Mailing Address: 52 Dogwood Drive  
Adel, Georgia 31620  
County: Edgefield  
Previous Orders: None  
Permit/ID Number: 12175  
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, 280.43(d), and 280.70 (a) (2012 & Supp 2023).

Summary: Sandhu Properties, LLC (Individual/Entity) owns underground storage tanks (USTs) in Edgefield County, South Carolina. On October 24, 2023, the Department conducted an 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 conduct a proper release detection using an automatic tank gauge (ATG); and failed to maintain cathodic protection and/or release detection on a temporarily closed UST.

Action: The Individual/Entity is required to submit: a current passing automatic tank gauge record for both regular underground storage tanks (USTs) at the Facility; and proof the 3,000-gallon premium UST contains less than one (1) inch of residue. The Department has assessed a total civil penalty in the amount of seven hundred fifty dollars (\$750.00). The Individual/Entity is required to pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**) by June 14, 2024.

Updates: None

6) Order Type and Number: Consent Order 24-0067-UST  
Order Date: April 4, 2024  
Individual/Entity: **Vishu Venture, LLC**  
Facility: V Go  
Location: 121 South Main Street  
Donalds, South Carolina 29638  
Mailing Address: Same  
County: Abbeville  
Previous Orders: None  
Permit/ID Number: 12816  
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 2023).



Summary: Vishu Venture, LLC (Individual/Entity) owns underground storage tanks (USTs) in Abbeville County, South Carolina. On January 24, 2024, the Department conducted a routine compliance 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 civil penalty in the amount of three thousand, six hundred dollars (\$3,600.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, six hundred dollars (**\$3,600.00**) by May 20, 2024.

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

7) Order Type and Number: Consent Order 24-0084-UST  
Order Date: April 15, 2024  
Individual/Entity: Walmart Stores, Inc.  
Facility: Walmart Neighborhood Market  
Location: 1405 Knox Abbott Drive  
Cayce, SC 29033  
Mailing Address: 8725 Rosehill Road Suite 450  
Lenexa, Kansas 66215  
County: Lexington  
Previous Orders: None  
Permit/ID Number: 19806  
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 and Supp. 2023).

Summary: Walmart Stores, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Lexington County, South Carolina. On February 26, 2024, the Department conducted a routine inspection of the facility and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and South Carolina Underground Storage Tank Control Regulation as follows: failed to maintain overfill prevention equipment of an underground storage tank system.

Action: The Individual/Entity corrected the violation prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of three thousand, six hundred dollars (\$3,600.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, six hundred dollars (**\$3,600.00**) by May 30, 2024.

Updates: None

### **Mining Enforcement**

8) Order Type and Number: Consent Order 24-04-MSWM/24-03-SW  
Order Date: April 4, 2024  
Individual/Entity: **Robert Collins Company, LLC**

Facilities: Old Gilliard Road Mine  
Locations: Hutto Road and Highway 27  
(Old Gilliard Road)  
Ridgeville, SC  
Mailing Address: P. O. Box 284  
Barnwell, SC 29812  
County: Berkeley  
Previous Orders: None  
Permit/ID Number: I-002163  
Violations Cited: The South Carolina Mining Act (Act) S.C. Code Ann., § 48-20-10 et seq. (2008 and 2018); South Carolina Mining Regulations, S.C. Code Ann., Regs., R.89 (2012) Section, 330 A., 330 B.(2),330 D.(3)(A); Solid Waste Management: Solid Waste Landfills and Structural Fill, R.61-107.19, Part I.A.8, Part II.B.1., Part III.B.6., (Rev. 2008 & Supp. 2019); and Permit I-002163 Part X (2.), Part X (14.), Part X(17.).

Summary: Robert Collins Company, LLC (Individual/Entity) owns the Old Gilliard Road Mine located in Berkeley County, South Carolina. On May 17, 2023, the Department conducted an inspection of the Old Gilliard Road Mine, in response to a complaint. The Individual/Entity has violated the Act, and the South Carolina Mining Regulations, as follows: failed to ensure that the topsoil used for reclamation had been approved by the Department; and receiving non-soil materials for use in the reclamation process. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act of 1991 and Regulation, R.61-107.19 by accepting land-clearing debris (LCD) prior to obtaining a Structural fill or Class I Landfill permit from the Department.

Action: The Individual/Entity is required to submit: proof the 2- foot layer of LCD in segment 11, extending about 20 feet from the ponds edge towards the road, and the stockpiled material along the haul road in segment 6, is properly disposed of at a facility permitted to accept such waste; begin reclamation tasks to include: obtaining Department approval for any material used for reclamation purposes; construct final slopes in all excavation areas at an angle as to minimize the possibility of slides and consistent with the future use of the land and not steeper than a 3:1 slope; use appropriate conservation practices for controlling both on-site and off-site erosion and siltation; and establish, on a continuing basis, once the slopes described previously are constructed, the area should be seeded with native grasses or other suitable ground cover to establish and maintain, into the second growing season, a 75% or greater permanent vegetative cover with no substantial bare spots. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, five hundred dollars (**\$1,500.00**) by May 18, 2024, and pay a suspended penalty in the amount of two thousand, five hundred dollars (\$2,500.00) should any requirement of the Order not be met.

Update: None

### **Solid Waste Enforcement**

9) Order Type and Number: Consent Order 24-07-SW  
Order Date: April 30, 2024  
Individual/Entity: **Baylie Hood**  
Facility: Tax Map # 148-00-03-013

Location: 340 Starling Drive  
West Union, SC 29696  
Mailing Address: 310 Starling Drive  
West Union, SC 29696  
County: Oconee  
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: Solid Waste Landfills and Structural Fill Regulation, R.61-107.19, Part I.A.8, Part I.B.20, Part I.B.38, Part I.B.39, Part I.B.53, and Part III B.6.

Summary: Baylie Hood (Individual/Entity) owns property in West Union, South Carolina. The Department conducted a Site visit on October 31, 2023, based on a complaint regarding unpermitted dumping of land clearing debris. The Individual/Entity has violated the Act, and the Regulations as follows: operated a Class One Landfill without a Department-issued permit.

Action: The Individual/Entity is required to: reduce the amount of solid waste debris to less than eighty (80) cubic yards and properly dispose of all solid waste debris in excess of eighty (80) cubic yards at a permitted solid waste facility and submit disposal receipts as proof of proper disposal by June 14, 2024. 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 five hundred dollars (**\$500.00**) by June 14, 2024, and pay a suspended penalty in the amount of two thousand, five hundred dollars (\$2,500.00) should any requirement of the Order not be met.

Updates: None

10) Order Type and Number: Consent Order 24-06-SW  
Order Date: April 30, 2024  
Individual/Entity: **Berkeley County Water & Sanitation Authority**  
Facility: RePower  
Location: 2277 Highway 52  
Moncks Corner, SC 29461  
Mailing Address: 212 Oakley Plantation Drive  
Moncks Corner, SC 29416  
County: Berkeley  
Previous Orders: None  
Permit/ID Number: PROC-00038  
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, F.3.b. and F.5.a. (1995); and the Permit PROC-00038, A.5.

Summary: Berkeley County Water and Sanitation Authority (Individual/Entity), operates a Class 3 Processing Facility located in Berkeley County, South Carolina. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, associated Regulations, and the Permit as follows: failed to control litter, odors, and vectors; failed to ensure that all waste is contained in the tipping area; failed to ensure that

all equipment is operational; and failed to ensure there is adequate aisle space for emergency equipment.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department 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 30, 2024.

Updates: None.

11) Order Type and Number: Consent Order 24-01-SW  
Order Date: April 17, 2024  
Individual/Entity: **Tony Burnett**  
Facility: Tax Map # 198-00-10-043  
Location: 306 Brooks Road  
Belton, SC 29627  
Mailing Address: 136 Lockman Drive  
Greenville, SC 29611  
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 1.B.10, Part I.B.12, Part I.B.14, Part I.B.16, Part III A.1. (2015)

Summary: Tony Burnett (Individual/Entity) owns property in Anderson County, South Carolina. The Department conducted a site visit on August 14, 2023, based on a complaint regarding unpermitted storage and/or disposal of waste tires. The Individual/Entity has violated the Solid Waste Policy and Management Act, and the Regulations 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 Individual/Entity is required to: remove all tires in excess of one hundred twenty (120) from the Site and submit disposal receipts as proof of proper disposal by June 1, 2024. The Department has assessed a total civil penalty in the amount of three thousand, eight hundred sixty dollars (\$3,860.00); however, the Department agreed to suspend three thousand dollars (\$3,000.00) of the civil penalty pending compliance with the Order. The Individual/Entity shall pay a civil penalty in the amount of eight hundred sixty dollars (**\$860.00**) by June 1, 2024, and pay a suspended penalty in the amount of three thousand dollars (\$3,000.00) should any requirement of the Order not be met.

Updates: The Individual/Entity has removed the waste tires from the Site per a site visit on February 23, 2024; however, the disposal receipts have not been submitted.

### **Infectious Waste Enforcement**

12) Order Type and Number: Consent Order 24-02-IW  
Order Date: April 2, 2024

Individual/Entity: **Spartanburg Medical Center**  
Facility: Spartanburg Medical Center  
Location: 101 East Wood Street  
Spartanburg, South Carolina 29303  
Mailing Address: Same  
County: Spartanburg  
Previous Orders: None  
Permit/ID Number: SC42-0142-G  
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: Spartanburg Medical Center (Individual/Entity) is a critical care hospital located in Spartanburg County, South Carolina. The Department conducted an open investigation on December 19, 2023, and a file review on December 20, 2023. The Individual/Entity has violated the South Carolina Infectious Waste Management Act and the South Carolina Infectious Waste Management Regulation as follows: failed to segregate infectious waste from other waste at the point of generation; failed to properly package and label waste to be transported offsite as required pursuant to the regulations; failed to manage infectious waste in a manner that prevents exposure to the public or release to the environment; failed to offer infectious waste for offsite transport only to a transporter who maintains a current registration with the Department or the U.S. Postal Service; failed to treat infectious waste by one of the following treatment methods in accordance with this regulation and other applicable state and federal laws and regulations: incineration; steam sterilization; chemical disinfection; embalming fluid containing at least two (2) percent formaldehyde; or any other Department approved treatment method; failed to treat infectious waste prior to disposal; failed to prevent the discharge of infectious waste or treatment residue into the environment of this State; and failed to report to the Department within twenty-four (24) hours of a release.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of thirteen thousand, six hundred dollars (\$13,600.00). The Individual/Entity is required to pay a civil penalty in the amount of thirteen thousand, six hundred dollars (**\$13,600.00**) by May 17, 2024.

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

### **Hazardous Waste Enforcement**

13) Order Type and Number: Consent Order 24-06-HW  
Order Date: April 8, 2024  
Individual/Entity: **Contec, Inc.**  
Facility: Contec, Inc., Wingo Park Location  
Location: 5670 North Blackstock Road  
Spartanburg, SC 29303  
Mailing Address: P.O. Box 530  
Spartanburg, SC 29304  
County: Spartanburg

Previous Orders: None  
Permit/ID Number: SCD 000 788 695  
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021).

Summary: Contec, Inc. (Individual/Entity) manufactures contamination control products for mission-critical cleaning in manufacturing environments at their facility located in Spartanburg County, South Carolina. The Department conducted an inspection at the facility on September 7, 2023. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations, as follows: failed to ensure satellite accumulation area (SAA) containers were marked or labeled with the words “Hazardous Waste” and an indication of the hazards of the contents; failed to make an accurate determination if that waste was a hazardous waste; failed to have containers holding hazardous waste closed at all times during accumulation, except when necessary to add, remove, or consolidate waste; failed to ensure that each lamp or a container or package in which such lamps are contained was labeled with one of the following phrases: “Universal Waste – Lamp(s),” or “Waste Lamp(s),” or “Used Lamp(s)”; failed to describe in the Contingency Plan, a list of names and emergency telephone numbers of all persons qualified to act as emergency coordinator, or a list of all emergency equipment at the facility (such as fire extinguishing systems, spill control equipment, communications and alarm systems (internal and external), and decontamination equipment), and where this equipment is required; failed to describe in the contingency plan; the actions facility personnel must take in response to fires, explosions, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water at the facility.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of eight thousand dollars (\$8,000.00). The Individual/Entity shall pay a civil penalty in the amount of eight thousand dollars (**\$8,000.00**) by May 8, 2024.

Update: None

14) Order Type and Number: Consent Order 24-07-HW  
Order Date: April 11, 2024  
Individual/Entity: **Itron, Inc.**  
Facility: Itron, Inc.  
Location: 313 Highway 11  
West Union, SC 29696  
Mailing Address: Same  
County: Oconee  
Previous Orders: None  
Permit/ID Number: SCD 003 344 496  
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018) and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021).

Summary: Itron, Inc. (Individual/Entity) is a car manufacturer located in Oconee County, South Carolina. The Department conducted an inspection at the facility on December 6, 2023, and issued a Notice of Alleged Violation on February 6, 2024. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to ensure containers were marked or labeled with the date upon which each period of accumulation began; failed to retain onsite a copy of all notices, certifications, waste analysis data, and other documentation for at least three (3) years from the date that the waste that is the subject of such documentation was last sent to offsite treatment, storage, or disposal; failed to review and immediately amend the contingency plan whenever the list of emergency coordinators changes; failed to submit a quick reference guide of the contingency plan to the local emergency responders; and failed to submit a copy of the contingency plan and all revisions to all local emergency responders.

Action: The Individual/Entity is required to: submit for the Department's review a quick reference guide for the contingency plan by May 13, 2024; within fifteen (15) days of receipt of any written comments or deficiencies from the Department's review of the quick reference guide, revise and resubmit the quick reference guide to the Department for further review; and within fifteen (15) days of receiving the Department's approval of the quick reference guide, submit the contingency plan and quick reference guide to all local emergency responders. The Department has assessed a total civil penalty in the amount of nine thousand, two hundred fifty dollars (\$9,250.00). The Individual/Entity is required to pay a civil penalty in the amount of nine thousand, two hundred fifty dollars (**\$9,250.00**) by May 13, 2024.

Update: The Individual/Entity has submitted the quick reference guide to the Department for review.

## **BUREAU OF WATER**

### **Drinking Water Enforcement**

15) <u>Order Type and Number:</u>	Consent Order 24-019-DW
<u>Order Date:</u>	April 9, 2024
<u>Individual/Entity:</u>	<b>South Carolina Department of Juvenile Justice</b>
<u>Facility:</u>	AMIkids Georgetown
<u>Location:</u>	1590 E CCC Road Georgetown, SC 29440
<u>Mailing Address:</u>	1720 Shivers Road Columbia, SC 29210
<u>County:</u>	Georgetown
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	2270906
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.1.B & 61-58.1.K

Summary: The South Carolina Department of Juvenile Justice (Individual/Entity) owns and is responsible for the proper permitting and operation of a public water system

(PWS) located in Georgetown County, South Carolina. On February 15, 2024, the Department issued a Notice of Enforcement Conference to the Individual/Entity for failure to obtain a permit to construct and approval to operate a water treatment system. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: failed to obtain a permit to construct from the Department prior to the modification of a PWS; and failed to obtain approval to operate from the Department prior to placing the modification into operation.

Action: The Individual/Entity is required to: provide for a South Carolina professional engineer to complete an evaluation of the unpermitted water treatment system and submit a corrective action plan with a schedule to the Department for review and approval by August 9, 2024. The Department has assessed a total civil penalty in the amount of eight thousand dollars (\$8,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**); and pay a stipulated penalty in the amount of six thousand dollars (\$6,000.00) should any requirement of the Order not be met.

Update: The civil penalty has been paid.

16)	<u>Order Type and Number:</u>	Consent Order 24-020-DW
	<u>Order Date:</u>	April 9, 2024
	<u>Individual/Entity:</u>	<b>LCC RV Park and Campground, LLC</b>
	<u>Facility:</u>	Little Cedar Creek RV Park & Campground #1
	<u>Location:</u>	6140 E Peach Road Ridgeway, SC 29130
	<u>Mailing Address:</u>	PO Box 37 Ridgeway, SC 29130
	<u>County:</u>	Fairfield
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	2070003
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: LCC RV Park and Campground, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Fairfield County, South Carolina. On February 22, 2024, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the PWS tested present for total coliform and E. coli, which resulted in a violation of the maximum contaminant level for E. coli.

Action: The Individual/Entity is required to: submit an investigative report and a corrective action plan with a schedule to address the causes of the total coliform and E. coli present results at the PWS by May 9, 2024. 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 has submitted the corrective action plan.

17)	<u>Order Type and Number:</u>	Consent Order 24-021-DW
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Order Date: April 11, 2024  
Individual/Entity: **J&T Residential Care, LLC**  
Facility: J&T Residential Care  
Location: 604 Wagon Wheel Road  
Hampton, SC 29924  
Mailing Address: Same  
County: Hampton  
Previous Orders: None  
Permit/ID Number: 2570002  
Violations Cited: S.C. Code Ann. Regs. 61-58.7 and 61-58.8.B

Summary: J&T Residential Care, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Hampton County, South Carolina. The Department conducted an inspection on November 16, 2023, and the PWS was rated unsatisfactory for failure to properly operate and maintain and develop an Emergency Preparedness Plan. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: there was no sample tap or blow-off valve; miscellaneous items were stored inside the wellhouse; the well pad was covered with debris; the well pad was cracked; there was insect activity inside the wellhouse; the sanitary seal was rusted; the electrical conduit was deteriorated; programs and logs were not provided for Department review; and an Emergency Preparedness Plan was not provided for Department review.

Action: The Individual/Entity is required to: correct the deficiencies by May 11, 2024. The Department has assessed a total civil penalty in the amount of eight thousand dollars (\$8,000.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has corrected the deficiencies, and the Consent Order is closed.

### **Recreational Waters Enforcement**

18) Order Type and Number: Consent Order 24-047-RW  
Order Date: April 17, 2024  
Individual/Entity: **Mistry, Inc.**  
Facility: Howard Johnson by Wyndham Aiken  
Location: 1936 Whiskey Road  
Aiken, SC 29803  
Mailing Address: Same  
County: Aiken  
Previous Orders: None  
Permit/ID Number: 02-108-1  
Violations Cited: S.C. Code Ann. Regs. 61-51.J.22

Summary: Mistry, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Aiken County, South Carolina. The Department issued a Notice of Enforcement Conference on February 6, 2024, 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: properly fill in or remove the pool in accordance with a Department approved plan of action and contact the Department to schedule an inspection to verify completion of the work by December 15, 2024. 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: The Individually/Entity submitted a plan of action which was approved by the Department.

19)	<u>Order Type and Number:</u>	Consent Order 24-048-RW
	<u>Order Date:</u>	April 26, 2024
	<u>Individual/Entity:</u>	<b>Synk, LLC</b>
	<u>Facility:</u>	Baymont Inn & Suites
	<u>Location:</u>	3583 Saint Matthews Road Orangeburg, SC 29118
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Orangeburg
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	38-066-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51.J.22

Summary: Synk, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Orangeburg County, South Carolina. The Department issued a Notice of Enforcement Conference on January 19, 2024, 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 November 22, 2024. The Individual/Entity will be required to properly fill in or remove the pool by January 22, 2025, 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: None.

### **Water Pollution Enforcement**

20)	<u>Order Type and Number:</u>	Consent Order 24-021-W
	<u>Order Date:</u>	April 8, 2024
	<u>Individual/Entity:</u>	<b>Lowcountry Regional Water System</b>

Facility: Town of Brunson Wastewater Treatment Facility  
Location: Secondary Rd #69 at Coosawhatchie River  
Brunson, SC 29911  
Mailing Address: P.O. Box 647  
Hampton, SC 29924-3516  
County: Hampton  
Previous Orders: 21-032-W (\$7,000.00)  
22-037-W (\$2,800.00)  
22-073-W (\$1,400.00)  
Permit/ID Number: NPDES Permit SC0023141  
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) and the Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a).

Summary: Lowcountry Regional Water System (Individual/Entity) is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Hampton County, South Carolina. On September 28, 2022, a Notice of Violation was issued as a result of violations of the permitted discharge limits for dissolved oxygen (DO) as reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: failed to comply with the permitted effluent discharge limits permit for DO.

Action: The Individual/Entity is required to: submit a written notification of the planned completion date for all corrective actions necessary to resolve the violations by May 8, 2024. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**) by May 8, 2024.

Updates: None

21) Order Type and Number: Consent Order 24-022-W  
Order Date: April 8, 2024  
Individual/Entity: **Rantowles Properties, LLC**  
Facility: Poplar Grove Subdivision  
Location: Peninsula Drive and Bulow Landing Road  
Ravenel, SC  
Mailing Address: 2743 Perimeter Pkwy, Suite 100-370  
Augusta, GA 30909  
County: Dorchester  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: The Water Pollution Control Permits, 24 S.C. Code Ann Regs. 61-67.300.A(1).

Summary: Rantowles Properties, LLC (Individual/Entity) is responsible for construction activities located at Peninsula at Poplar Grove, the Hamlet Center, and Irongate in Dorchester County, South Carolina. On September 6, 2023, a Notice of Violation (NOV) was issued as a result of initiating construction activities prior to applying for the obtaining a wastewater construction permit for a wastewater collection system. The

Individual/Entity has violated the Water Pollution Control Permits Regulations in that it failed to obtain proper permit coverage from the Department prior to initiating construction activity.

Action: The Individual/Entity is required to: apply for and obtain all necessary wastewater construction permits (D-1970) prior to continuing future construction activity and comply with all Bureau of Water Permitting requirements pertaining to construction activities for the development of properties in Dorchester County and Charleston County. The Department has assessed a total civil penalty in the amount of sixty thousand dollars (\$60,000.00). The Individual/Entity shall pay a civil penalty in the amount of thirty thousand dollars (**\$30,000.00**) by May 8, 2024 and pay a suspended penalty in the amount of thirty thousand dollars (\$30,000.00) should any requirement of the Order not be met..

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

22) <u>Order Type and Number:</u>	Consent Order 24-024-W
<u>Order Date:</u>	April 11, 2024
<u>Individual/Entity:</u>	<b>Dorchester County</b>
<u>Facility:</u>	Lower Dorchester Wastewater Treatment Facility
<u>Location:</u>	Intersection of Mullet Rd and Bonneau Rd Charleston, SC
<u>Mailing Address:</u>	235 Deming Way Summerville, SC 29483
<u>County:</u>	Dorchester
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	NPDES Permit SC0038822
<u>Violations Cited:</u>	Pollution Control Act, S.C Code Ann § 48-1-110 (d) and the Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a).

Summary: Dorchester County (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Dorchester County, South Carolina. On July 13, 2023, a Notice of Violation was issued as a result of violations of the permitted discharge limits for ammonia-nitrogen (ammonia) as reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act, and the Water Pollution Control Permits Regulation as follows: failed to comply with the permitted effluent discharge limits for ammonia.

Action: The Individual/Entity is required to: submit a written notification of the planned completion date for all corrective actions necessary to resolve the violations by May 11, 2024; 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 seven thousand dollars (\$7,000.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand dollars (**\$7,000.00**) by May 11, 2024.

Updates: None

23) Order Type and Number: Consent Order 24-025-W  
Order Date: April 11, 2024  
Individual/Entity: **Giant Cement Company**  
Facility: Giant Cement Company  
Location: 654 Judge Street, Harleyville, South Carolina  
Mailing Address: PO Box 218  
Harleyville, SC 29448  
County: Dorchester  
Previous Orders: 22-009-W (\$4,480.00); 22-053-W (\$4,300.00); 23-031-W (\$2,550.00)  
Permit/ID Number: SC0022667  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) and the Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41(a).

Summary: Giant Cement Company (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Dorchester County, South Carolina. On December 8, 2022, and April 21, 2023, Notices of Violations (NOVs) were issued as a result of violations of the permitted discharge limits for fecal coliform (fecal) and total residual chlorine (TRC) as reported on the 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 limits for fecal and TRC.

Action: The Individual/Entity is required to: submit written notification of the planned completion date for all corrective actions necessary to resolve the effluent violations for fecal and TRC by May 17, 2024; 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 nine thousand dollars (\$9,000.00). The Individual/Entity shall pay a civil penalty in the amount of nine thousand dollars (**\$9,000.00**) by May 17, 2024.

Updates: None

24) Order Type and Number: Consent Order 24-026-W  
Order Date: April 11, 2024  
Individual/Entity: **Giant Cement Company**  
Facility: Giant Cement Company  
Location: Washie Road in Dorchester County, South Carolina  
Mailing Address: 654 Judge St  
Harleyville, SC 29448  
County: Dorchester  
Previous Orders: None  
Permit/ID Number: SCG730224  
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) and the Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41(a).

Summary: Giant Cement Company (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Dorchester County, South Carolina. On June 26, 2023, a Notice of Violation was issued as a result of violations of the permitted discharge limits for total suspended solids (TSS) as reported on the discharge monitoring reports submitted to the Department. 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 limits for TSS.

Action: The Individual/Entity is required to: submit written notification of the planned completion date for all corrective actions necessary to resolve the effluent violations for TSS by May 17, 2024; 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 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 17, 2024.

Updates: None

25) Order Type and Number: Consent Order 24-027-W  
Order Date: April 22, 2024  
Individual/Entity: **WestRock Charleston Kraft, LLC**  
Facility: WestRock Paper Mill  
Location: 5600 Virginia Avenue  
North Charleston, SC 29406  
Mailing Address: Same  
County: Charleston  
Previous Orders: 22-065-W (\$4,200.00)  
23-042-W (\$3,500.00)  
Permit/ID Number: NPDES Permit SC0001759  
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) and the Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a).

Summary: WestRock Charleston Kraft, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Charleston County, South Carolina. On July 15, 2023, a Notice of Violation was issued as a result of violations of the permitted discharge limits for acute toxicity as reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act, and the Water Pollution Control Permits Regulation as follows: failed to comply with the permitted effluent discharge limits for acute toxicity.

Action: The Individual/Entity corrected the violations prior to the issuance of the Consent Order. 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 April 27, 2024.

Updates: The civil penalty has been paid and the Order is closed.

**BUREAU OF AIR QUALITY**

26) Order Type and Number: Consent Order 24-012-A  
Order Date: April 1, 2024  
Individual/Entity: **Archer Western Construction, LLC**  
Facility: Archer Western – Broad River Road  
Concrete Plant  
Location: 11090 Broad River Road  
Columbia, South Carolina  
Mailing Address: 705 Columbia Avenue  
Chapin, South Carolina  
County: Richland  
Previous Orders: None  
Permit/ID Number: 9900-0829-CA  
Violations Cited: S.C. Code Ann. Regs. 61-62.1 Section II,  
*Permit Requirements*

Summary: Archer Western Construction, LLC (Individual/Entity), operates a concrete batch plant located in Richland County, South Carolina. On January 19, 2024, the Department received an email from Archer Western stating the Broad River Road Plant was relocated beginning on October 4, 2023. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to submit a timely written notification to the Department of plant relocation prior to relocating the Broad River Road Plant.

Action: The Individual/Entity is required to within fifteen (15) days of the execution date of the Order, submit written notification to the Department of the relocation of the Broad River Road Plant using Department form D-2639 or written correspondence containing at least the same amount of information requested within form D-2639. The Department has assessed a civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a penalty of four thousand dollars (**\$4,000.00**) by May 1, 2024.

Updates: On March 21, 2024, the Department received form D-2639 for the relocation of the plant, along with a permit cancellation request. The civil penalty has been paid.

27) Order Type and Number: Consent Order 24-013-A  
Order Date: April 10, 2024  
Individual/Entity: **Grand Strand Regional Medical Center**  
Facility: Grand Strand Regional Medical Center  
Location: 809 82<sup>nd</sup> Parkway  
Myrtle Beach, SC  
Mailing Address: Same  
Previous Orders: None  
Permit/ID Number: REG 1340-0033

Violations Cited: U.S. EPA regulations at 40 CFR part 60 and S.C. Code Ann. 61-62.60, Subpart A and Subpart Dc and S.C. Code Ann. Regs 61-62.1, Section II, (B)(5), *Permit Requirements*

Summary: Grand Strand Regional Medical Center (Individual/Entity) operates a hospital, in Horry County, South Carolina. On March 1, 2023, the Department received semi-annual reports from the Individual/Entity. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to submit timely notification to the Department of the date of commencement of construction and notification of the date of startup for the replacement of a boiler and the addition of an additional boiler.

Action: The Department assessed a civil penalty in the amount of six thousand five hundred dollars (\$6,500.00). The individual/Entity must pay a penalty of six thousand five hundred dollars (\$6,500.00) by May 10, 2024.

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

28) Order Type and Number: Consent Order 24-014-A  
Order Date: April 10, 2024  
Individual/Entity: **Krashonna Mazyck-Thompson**  
Facility: N/A  
Location: 1431 Six Mile Road  
Mount Pleasant, SC 29466  
Mailing Address: 1416 Six Mile Road  
Mount Pleasant, SC 29466  
County: Charleston  
Previous Orders: None  
Permit/ID Number: N/A  
Violations Cited: S.C. Code Ann. Regs. 61-62.2 (Supp. 2023)  
*Prohibition of Open Burning*

Summary: Krashonna Mazyck-Thompson (“Individual/Entity”) owns property located in Charleston County. On July 13, 2023, a Department inspector conducted an investigation in response to a complaint of open burning. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: burned or allowed to be burned materials other than those allowed by Section I of the Open Burning Regulations, specifically household garbage.

Action: The Individual/Entity is required to: Cease all open burning except as permitted by S.C. Code Ann. Regs. 61-62.2 (Supp. 2023), *Prohibition of Open Burning*. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The individual/Entity shall pay a penalty of \$500.00 by May 13, 2024.

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

29) Order Type and Number: Consent Order 24-015-A  
Order Date: April 15, 2024  
Individual/Entity: **Southern Milling & Lumber Inc.**  
Facility: Southern Milling & Lumber Inc.  
Location: 306 Bridal Wreath Road



Mailing Address: St. Matthews, SC 29135  
PO Box 1767  
Lakeland, FL 33802

Previous Orders: None

Permit/ID Number: REG 0460-0028

Violations Cited: S.C. Code Ann. Regs 61-62.1, Section II,  
*Permit Requirements*, S.C. Code Ann. Regs. 61-62.2 *Prohibition of Open Burning*

Summary: Southern Milling & Lumber (Individual/Entity) is a milling and lumber company that produces custom lumber and pallets, in Calhoun County, South Carolina (“Site”). On March 14, 2022, a Department inspector conducted an investigation in response to a complaint of open burning at the Site. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: burned materials other than those specifically allowed by Section I of Open Burning Regulations, specifically, trade waste.

Action: The Individual/Entity is required to: cease all open burning except as permitted by the regulations. The Department has assessed a total civil penalty in the amount of six thousand dollars (\$6,000.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**) by May 15, 2024.

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

30) Order Type and Number: Consent Order 24-016-A

Order Date: April 23, 2024

Individual/Entity: **Industrial Material Supply, LLC**

Facility: Industrial Material Supply, LLC

Location: 153 and 195 Industrial Lane  
Bennettsville, SC 29512

Mailing Address: 153 Industrial Lane  
Bennettsville, SC 29512

County: Marlboro

Previous Orders: None

Permit/ID Number: GCM-50000021

Violations Cited: S.C. Code Ann. Regs. 61-62.1  
(Supp. 2023) Section II, *Permit Requirements*

Summary: Industrial Material Supply, LLC (“Individual/Entity”) manufactures trailers in Marlboro County, South Carolina. On June 30, 2022, the Department conducted an investigation and observed unpermitted sources of air contaminants that were installed on May 1, 2009. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to obtain a construction permit from the Department prior to the commencement of construction of sources of air contaminants.

Action: The Individual/Entity corrected the violations prior to the issuance of the Order. The Department has assessed a total civil penalty in the amount of twenty-eight thousand sixteen dollars and ninety-six cents (\$28,016.96). The Individual/Entity shall pay a civil penalty in the amount of twenty-eight thousand sixteen dollars and ninety-six cents (**\$28,016.96**) by May 23, 2024.

31) Order Type and Number: Consent Order 24-017-A  
Order Date: April 30, 2024  
Individual/Entity: **Thomas Bussey**  
Facility: None  
Location: Parcel #2500000012  
Johns Island, South Carolina  
Mailing Address: 3710 Humbert Road  
Johns Island, SC 29455  
County: Charleston  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: S.C. Code Ann. Regs. 61-62.2 (Supp. 2022),  
*Prohibition of Open Burning*

Summary: Thomas Bussey (Individual/Entity) owns property located in Charleston County, South Carolina. On March 30, 2022, April 12, 2022, May 5, 2022, and June 10, 2022, a Department inspector conducted investigations in response to complaints of open burning. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: burned materials other than those specifically allowed by Section I of Open Burning Regulations, specifically, land clearing debris that was generated off-site and burned within 1,000 feet of a public road and trade waste.

Action: The Individual/Entity is required to: cease all open burning except as permitted by the regulations. The Department has assessed a total civil penalty in the amount of ten thousand, four hundred dollars (\$10,400.00). The Individual/Entity shall pay a civil penalty in the amount of ten thousand, four hundred dollars (**\$10,400.00**) by May 30, 2024.

Updates: The Individual/Entity has paid one payment towards the civil penalty. This penalty is being paid in three installments.

## BUREAU OF ENVIRONMENTAL HEALTH SERVICES

### On-Site Wastewater Enforcement

32) Order Type and Number: Administrative Order 23-108-OSWW  
Order Date: March 29, 2024  
Individual/Entity: **Billy G. Argrow, DBA Po Boy's Septic Services, LLC**  
Facility: Billy G. Argrow, DBA Po Boy's Septic Services, LLC  
Location: 169 Stichen Lane  
Orangeburg, SC 29115  
Mailing Address: Same  
County: Calhoun and Orangeburg  
Previous Orders: None  
Permit Number: None  
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Billy G. Argrow, DBA Po Boy's Septic Services, LLC, (Individual/Entity) installed OSWW systems on properties located in Calhoun and Orangeburg Counties, South Carolina. The Department conducted an investigation on August 2, 2023, and an engineered OSWW system was installed by a Tier 2 installer without the knowledge of the engineer. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: installed an engineered OSWW system without having the correct tier of license; and installed an OSWW system outside the parameters of the permit to construct.

Action: The Individual/Entity is required to cease and desist installing or repairing OSWW systems due to the non-payment of license fees. The Department has assessed a total civil penalty in the amount of seven thousand five hundred dollars (\$7,500.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand five hundred dollars (**\$7,500.00**) by April 29, 2024.

Update: On May 22, 2024, the Department referred the Individual/Entity to the Department's Office of General Counsel to have the case heard in the Administrative Law Court.

33) <u>Order Type and Number:</u>	Administrative Order 24-026-OSWW
<u>Order Date:</u>	April 2, 2024
<u>Individual/Entity:</u>	<b>Robert Drummond and Pamela Drummond</b>
<u>Facility:</u>	Robert Drummond and Pamela Drummond
<u>Location:</u>	252 Silver Creek Drive Huger, SC 29450
<u>Mailing Address:</u>	Same
<u>County:</u>	Berkeley
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Robert Drummond and Pamela Drummond (Individual/Entity) own property located in Berkeley County, South Carolina. The Department conducted an investigation on February 21, 2024, and observed evidence of 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.

34) Order Type and Number: Consent Order 24-021-OSWW  
Order Date: April 8, 2024  
Individual/Entity: **David Wayne Starnes, DBA DWS Grading, LLC**  
Facility: David Wayne Starnes, DBA DWS Grading, LLC  
Location: 635 Murdock Road Richburg, SC 29729  
Mailing Address: 1607 Fire Tower Road Rock Hill, SC 29730  
County: Chester  
Previous Orders: None  
Permit Number: None  
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: David Wayne Starnes, DBA DWS Grading, LLC, (Individual/Entity) installed an OSWW system on property located in Chester County, South Carolina. The Department conducted an investigation on January 19, 2024, and observed that the OSWW system was installed deeper than allowed by the permit to construct. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: they installed an OSWW system outside the parameters specified by the permit to construct.

Action: The Individual/Entity is required to cease and desist installing OSWW systems outside the parameters specified by the permit to construct. The Department has assessed a total civil penalty in the amount of seven hundred and fifty dollars (\$750.00). The Individual/Entity shall pay a civil penalty in the amount of seven hundred and fifty dollars (**\$750.00**) by May 9, 2024.

Update: On May 22, 2024, the Department issued a payment demand letter requesting payment within ten (10) days of the date of the letter. If payment is not received by June 10, 2024, the Department will refer to the OGC for further enforcement of the Order.

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

SUMMARY SHEET  
SOUTH CAROLINA BOARD OF HEALTH AND ENVIRONMENTAL CONTROL

June 13, 2024

- ( ) ACTION/DECISION  
(X) INFORMATION

- I. TITLE:** Health Promotion and Services Administrative and Consent Orders.
- II. SUBJECT:** Health Promotion and Services Administrative Orders and Consent Orders for the period of April 1, 2024, through April 30, 2024.
- III. FACTS:** For the period of April 1, 2024, through April 30, 2024, Health Promotion and Services reports 0 Administrative Orders and 46 Consent Orders totaling \$42,700 in assessed civil penalties.

Permit Type	Administrative Orders	Consent Orders	Assessed Civil Penalties
Retail Food Establishments	0	46	\$42,700.00

Submitted By:

  
Susan Best  
Program Manager  
Division of Food

HEALTH PROMOTION AND SERVICES ENFORCEMENT REPORT



Mailing Address: Georgetown, SC 29440  
141 Andrews Drive  
Georgetown, SC 29440  
County: Georgetown  
Previous Orders: None  
Permit Number: 22-206-09146

Summary: The Department conducted inspections on November 20, 2023, November 28, 2023, and December 8, 2023. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to provide water at a temperature of at least 100°F through a mixing valve or combination faucet at the handwashing sink(s); and failed to ensure that the water source and system shall be of sufficient capacity to meet the peak water demands of the retail food establishment; and hot water generation and distribution systems shall be sufficient to meet the peak hot water demands throughout the retail food establishment.

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 four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

3) Order Type and Number: Consent Order 24-63-FOOD  
Order Date: April 1, 2024  
Individual/Entity: On the ½ Shell  
Facility: On the ½ Shell  
Location: 4500 Highway 17  
Murrells Inlet, SC 29576  
Mailing Address: Same  
County: Georgetown  
Previous Orders: None  
Permit Number: 22-206-05954

Summary: The Department conducted inspections on October 4, 2022, March 21, 2023, and February 5, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat,

time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

- 4)      Order Type and Number:                      Consent Order 24-29-FOOD  
          Order Date:    April 1, 2024  
          Individual/Entity:                                      7-Eleven #36860J  
          Facility:    7-Eleven #36860J  
          Location:    2000 Montague Avenue  
    Greenwood, SC 29649  
  
          Mailing Address:                                      P. O. Box 139044  
    Dallas, TX 75313  
  
          County:    Greenwood  
          Previous Orders:                                        None  
          Permit Number:                                        24-206-03299

Summary: The Department conducted inspections on December 19, 2023, December 27, 2023, and January 4, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked; and failed to provide a written plan for the restriction, exclusion and re-instatement of food employees when they have symptoms and/or diseases that are transmissible through food.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

- 5)      Order Type and Number:                      Consent Order 24-09-FOOD  
          Order Date:    April 1, 2024  
          Individual/Entity:                                      Chicago Pizza



Facility: Chicago Pizza  
Location: 665 South Highway 17  
Surfside Beach, SC 29575  
Mailing Address: 188 Wyandot Court  
Myrtle Beach, SC 29579  
County: Horry  
Previous Orders: 23-75-FOOD (\$800.00); and  
23-269-FOOD (\$1,000.00)  
Permit Number: 26-206-13756

Summary: The Department conducted an inspection on December 13, 2023. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00). No update at this time.

Previous Orders: The previous consent order (23-75-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked (P). The previous consent order (23-269-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked (P).

- 6) Order Type and Number: Consent Order 24-42-FOOD  
Order Date: April 1, 2024  
Individual/Entity: Sue's Wings and Things  
Facility: Sue's Wings and Things  
Location: 4711 Highway 81 North  
Anderson, SC 29621  
Mailing Address: Same  
County: Anderson

Previous Orders: 23-58-FOOD (\$4,400.00)  
Permit Number: 04-206-03644

Summary: The Department conducted inspections on January 26, 2023, March 8, 2023, March 24, 2023, January 5, 2024, January 10, 2024, and January 19, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked; failed to ensure employees wash hands after engaging in activities that contaminate their hands; failed to ensure that food employees clean their hands in a handwashing sink or approved automatic handwashing facility; and failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 three thousand dollars (\$3,000.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand dollars (\$3,000.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

Previous Orders: The previous consent order (23-58-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P); by failing to ensure employees wash hands after engaging in activities that contaminate their hands (P); by failing to keep equipment food contact surfaces and utensils clean to sight and touch (PF); and by failing to ensure that multiuse food-contact surfaces were smooth; free of breaks; open seams; cracks, chips, inclusions, pits, and similar imperfections; free of sharp internal angles; corners, and crevices; finished to have smooth welds and joints; and accessible for cleaning (PF).

- 7) Order Type and Number: Consent Order 24-91-FOOD  
Order Date: April 3, 2024  
Individual/Entity: Horrell Hill Elementary  
Facility: Horrell Hill Elementary  
Location: 517 Horrell Hill Road  
Hopkins, SC 29061  
Mailing Address: 1616 Richland Street  
Columbia, SC 29201

County: Richland  
Previous Orders: None  
Permit Number: 40-208-00217

Summary: The Department conducted inspections on February 15, 2024, February 23, 2024, and March 4, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

8) Order Type and Number: Consent Order 24-89-FOOD  
Order Date: April 3, 2024  
Individual/Entity: Southeast Middle School  
Facility: Southeast Middle School  
Location: 731 Horrell Hill Road  
Hopkins, SC 29061  
Mailing Address: 1616 Richland Street  
Columbia, SC 29201  
County: Richland  
Previous Orders: None  
Permit Number: 40-208-00217

Summary: The Department conducted inspections on February 15, 2024, February 23, 2024, and March 4, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred

dollars (\$400.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

- 9)        Order Type and Number:                      Consent Order 24-35-FOOD  
            Order Date:                                      April 3, 2024  
            Individual/Entity:                                El Paso Quick Stop  
            Facility:    El Paso Quick Stop  
            Location:    4580 Highway 501 West  
   Conway, SC 29527  
            Mailing Address:                                101 Brown Drive  
   Conway, SC 29527  
            County:    Horry  
            Previous Orders:                                    None  
            Permit Number:                                    26-206-14761

Summary: The Department conducted inspections on December 6, 2022, April 17, 2023, and November 27, 2023. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

- 10)       Order Type and Number:                      Consent Order 24-77-FOOD  
            Order Date:                                      April 3, 2024  
            Individual/Entity:                                Backstreet Café  
            Facility:    Backstreet Café  
            Location:    4109 Walnut Street  
   Loris, SC 29569  
            Mailing Address:                                Same  
            County:    Horry

Previous Orders: None  
Permit Number: 26-206-09561

Summary: The Department conducted inspections on March 7, 2023, July 25, 2023, and February 8, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

- 11) Order Type and Number: Consent Order 24-81-FOOD  
Order Date: April 3, 2024  
Individual/Entity: KJ's Market #60  
Facility: KJ's Market #60  
Location: 900 East Ashby Road  
Quinby, SC 29506  
Mailing Address: Same  
County: Florence  
Previous Orders: None  
Permit Number: 21-211-02188

Summary: The Department conducted inspections on September 7, 2023, February 6, 2024, and February 15, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). No update at this time.

12)      Order Type and Number:                      Consent Order 24-80-FOOD  
            Order Date:                                        April 3, 2024  
            Individual/Entity:                              King Kong Sushi Bar & Grill  
            Facility:    King Kong Sushi Bar & Grill  
            Location:    2144 Oakheart Road  
   Myrtle Beach, SC 29579  
            Mailing Address:                                8407 Juza Drive  
   Myrtle Beach, SC 29579  
            County:    Horry  
            Previous Orders:                                   None  
            Permit Number:                                   26-206-14849

Summary: The Department conducted inspections on May 8, 2023, September 26, 2023, and February 16, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

13)      Order Type and Number:                      Consent Order 24-78-FOOD  
            Order Date:                                        April 3, 2024  
            Individual/Entity:                              La Tampiquena Mexican Restaurant  
            Facility:    La Tampiquena Mexican Restaurant  
            Location:    4376 Bluffton Parkway, Suite 201  
   Bluffton, SC 29910  
            Mailing Address:                                Same  
            County:    Beaufort  
            Previous Orders:                                   None  
            Permit Number:                                   07-206-10410

Summary: The Department conducted inspections on March 7, 2022, March 1, 2023, and February 5, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Department has entered into a payment plan with the Individual/Entity for the civil penalty.

- 14)     Order Type and Number:                   Consent Order 24-75-FOOD  
          Order Date:                                April 3, 2024  
          Individual/Entity:                        Natural Food & BBQ  
          Facility:                                    Natural Food & BBQ  
          Location:                                    3 North Beech Avenue  
  Andrews, SC 29510  
  
          Mailing Address:                        Same  
          County:                                     Georgetown  
          Previous Orders:                         None  
          Permit Number:                         22-206-06509

Summary: The Department conducted inspections on June 5, 2023, September 20, 2023, and February 7, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Department has entered into a payment plan with the Individual/Entity for the civil penalty.

- 15)     Order Type and Number:                   Consent Order 24-21-FOOD  
          Order Date:                                April 3, 2024

<u>Individual/Entity:</u>	Charley's Grilled Subs
<u>Facility:</u>	Charley's Grilled Subs
<u>Location:</u>	10835 Kings Road, #288 Myrtle Beach, SC 29572
<u>Mailing Address:</u>	3304 Collaroy Road Waxhaw, NC 28173
<u>County:</u>	Horry
<u>Previous Orders:</u>	22-84-FOOD (\$800.00); 22-321-FOOD (\$500.00); and 23-372-FOOD (\$500.00)
<u>Permit Number:</u>	26-206-12158

Summary: The Department conducted inspections on October 27, 2023, November 3, 2023, and November 13, 2023. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

Previous Orders: The previous consent order (22-84-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling. The previous consent order (22-321-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that at all times during operation, the person in charge shall be a certified food handler or a certified food protection manager who has shown proficiency of required information through passing a test that is part of an accredited program. The previous consent order (23-372-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that at least one employee that has supervisory and management responsibility, the authority to direct and control food preparation and service, the ability to enforce employee health policies, and a frequent presence at the facility shall be a certified food protection manager who has shown proficiency of required information through passing a test that is part of an accredited program.



16)	<u>Order Type and Number:</u>	Consent Order 23-460-FOOD
	<u>Order Date:</u>	April 3, 2024
	<u>Individual/Entity:</u>	Kings Sushi
	<u>Facility:</u>	Kings Sushi
	<u>Location:</u>	112 Highway 17 North Surfside Beach, SC 29575
	<u>Mailing Address:</u>	7004 League Place Myrtle Beach, SC 29579
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	22-264-FOOD (\$1,000.00); 22-329-FOOD (\$2,250.00); 23-113-FOOD (\$1,500.00); and 23-187-FOOD (\$1,250.00)
	<u>Permit Number:</u>	26-206-13054

Summary: The Department conducted an inspection on November 17, 2023. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

Previous Orders: The previous Consent Order (22-264-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked (P). The previous Consent Order (22-329-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P); by failing to properly cool cooked time/temperature control for safety foods (P); by failing to use effective methods to cool cooked time/temperature control for safety foods (PF); and by failing to ensure that

food was safe, unadulterated, and honestly presented (P). The previous Consent Order (23-113-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P); by failing to ensure that each handwashing sink or group of two (2) adjacent handwashing sinks was provided with a supply of hand cleaning, liquid, powder or bar soap (PF); by failing to ensure that food was safe, unadulterated, and honestly presented (P); by failing to properly cool cooked time/temperature control for safety foods (P); and by failing to use effective methods to cool cooked time/temperature control for safety foods (PF). The previous Consent Order (23-187-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P); by failing to properly cool cooked time/temperature control for safety foods (P); by failing to use effective methods to cool cooked time/temperature control for safety foods (PF); and by failing to ensure that food was safe, unadulterated, and honestly presented (P).

17) <u>Order Type and Number:</u>	Consent Order 24-66-FOOD
<u>Order Date:</u>	April 3, 2024
<u>Individual/Entity:</u>	Speedway #4591
<u>Facility:</u>	Speedway #4591
<u>Location:</u>	6222 Highway 707 Myrtle Beach, SC 29588
<u>Mailing Address:</u>	P. O Box 1580 Springfield, OH 45501
<u>County:</u>	Horry
<u>Previous Orders:</u>	23-274-FOOD (\$400.00)
<u>Permit Number:</u>	26-206-09403

Summary: The Department conducted inspections on July 10, 2023, January 22, 2024, and February 1, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that when time without temperature control is used as a public health control, foods with expired time labels, unmarked containers or packages, shall be discarded.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand



Mailing Address: 2584 South Highway 17 Business  
Garden City, SC 29576  
County: Horry  
Previous Orders: None  
Permit Number: 26-206-09012

Summary: The Department conducted inspections on September 14, 2023, January 2, 2024, January 12, 2024, and February 14, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that at least one employee that has supervisory and management responsibility, the authority to direct and control food preparation and service, the ability to enforce employee health policies, and a frequent presence at the facility shall be a certified food protection manager who has shown proficiency of required information through passing a test that is part of an accredited program; and failed to ensure that at all times during operation, the person in charge shall be a certified food handler or a certified food protection manager who has shown proficiency of required information through passing a test that is part of an accredited program.

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 four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity has paid the civil penalty; however, correction of the violation has not been verified.

20) Order Type and Number: Consent Order 24-67-FOOD  
Order Date: April 9, 2024  
Individual/Entity: Coopers Tavern  
Facility: Coopers Tavern  
Location: 1521 Highway 17 South  
Little River, SC 29566  
Mailing Address: 4333 Ellis Avenue  
Little River, SC 29566  
County: Horry  
Previous Orders: None  
Permit Number: 26-206-14163

Summary: The Department conducted inspections on May 16, 2023, May 25, 2023, September 8, 2023, and January 25, 2024. The Individual/Entity has violated the South

Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

21)	<u>Order Type and Number:</u>	Consent Order 24-62-FOOD
	<u>Order Date:</u>	April 9, 2024
	<u>Individual/Entity:</u>	Santino's Pizza Sub
	<u>Facility:</u>	Santino's Pizza Sub
	<u>Location:</u>	5102 North Broad Street Loris, SC 29569
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	23-306-FOOD (\$800.00)
	<u>Permit Number:</u>	26-206-00795

Summary: The Department conducted an inspection on January 19, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

Previous Orders: The previous Consent Order (23-306-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P).



Mailing Address: Same  
County: Sumter  
Previous Orders: None  
Permit Number: 43-206-01443

Summary: The Department conducted inspections on February 12, 2024, February 22, 2024, March 1, 2024, and March 11, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to keep equipment food contact surfaces and utensils clean to sight and touch; and failed to ensure that food temperature measuring devices that are scaled only in Celsius or dually scaled in Celsius and Fahrenheit shall be accurate to plus or minus one (1) degrees C in the intended range of use; and food temperature measuring devices that are scaled only in Fahrenheit shall be accurate to plus or minus two (2) degrees F in the intended range of use.

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 four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

24) Order Type and Number: Consent Order 24-76-FOOD  
Order Date: April 16, 2024  
Individual/Entity: Buffalo Wild Wings #371  
Facility: Buffalo Wild Wings #371  
Location: 2599 David H McLeod Boulevard  
Florence, SC 29501  
Mailing Address: 5500 Wayzata Boulevard, Suite 1600  
Minneapolis, MN 55416  
County: Florence  
Previous Orders: None  
Permit Number: 21-206-02442

Summary: The Department conducted inspections on July 12, 2023, February 7, 2024, and February 15, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the proper sanitization concentration in a chemical sanitizer used in a manual or mechanical operation during contact times.





County: Lexington  
Previous Orders: None  
Permit Number: 32-206-02451

Summary: The Department conducted inspections on January 17, 2024, March 4, 2024, March 12, 2024, and March 14, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

27) Order Type and Number: Consent Order 24-68-FOOD  
Order Date: April 16, 2024  
Individual/Entity: Family Barn  
Facility: Family Barn  
Location: 700 Highway 17 North  
Surfside Beach, SC 29575  
Mailing Address: P. O. Box 7231  
Myrtle Beach, SC 29572  
County: Horry  
Previous Orders: 23-358-FOOD (\$800.00)  
Permit Number: 26-206-14349

Summary: The Department conducted inspections on September 20, 2023, January 31, 2024, and February 9, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to keep equipment food contact surfaces and utensils clean to sight and touch; and failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked.

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

Previous Orders: The previous Consent Order (23-358-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P); and by failing to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly datemarked (P).

28)	<u>Order Type and Number:</u>	Consent Order 24-112-FOOD
	<u>Order Date:</u>	April 18, 2024
	<u>Individual/Entity:</u>	McDonald's of Summerton
	<u>Facility:</u>	McDonald's of Summerton
	<u>Location:</u>	401 Buff Road Summerton, SC 29148
	<u>Mailing Address:</u>	8584 Rivers Avenue North Charleston, SC 29406
	<u>County:</u>	Clarendon
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	14-206-00644

Summary: The Department conducted inspections on March 14, 2024, March 22, 2024, and March 28, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that food employees kept their fingernails trimmed, filed, and maintained so the edges and surfaces are cleanable and not rough. Nail length shall not extend beyond the fingertips.

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 four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

29)      Order Type and Number:                      Consent Order 24-101-FOOD  
Order Date:    April 18, 2024  
Individual/Entity:                                      Food Lion Deli #1610  
Facility:    Food Lion Deli #1610  
Location:    2292 Glens Bay Road  
    Surfside Beach, SC 29575  
Mailing Address:                                      P. O. Box 1330  
    Salisbury, NC 28145  
County:    Horry  
Previous Orders:    None  
Permit Number:    26-206-08396

Summary: The Department conducted inspections on March 7, 2023, September 11, 2023, and March 6, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

30)      Order Type and Number:                      Consent Order 24-95-FOOD  
Order Date:    April 18, 2024  
Individual/Entity:                                      Queens Hot Pot  
Facility:    Queens Hot Pot  
Location:    124 Loyola Drive  
    Myrtle Beach, SC 29588  
Mailing Address:                                      7004 Legare Place  
    Myrtle Beach, SC 29579  
County:    Horry  
Previous Orders:    None  
Permit Number:    26-206-15022

Summary: The Department conducted inspections on October 12, 2023, October 20, 2023, February 22, 2024, and March 1, 2024. The Individual/Entity has violated the South

Carolina Retail Food Establishment Regulation as follows: failed to ensure that the handwashing sinks were accessible at all times; and failed to ensure that food on display was protected from contamination by the use of packaging, counter, service line, or salad bar food guards; display cases; or other effective means.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

31)	<u>Order Type and Number:</u>	Consent Order 24-86-FOOD
	<u>Order Date:</u>	April 18, 2024
	<u>Individual/Entity:</u>	Inlet Prohibition Company
	<u>Facility:</u>	Inlet Prohibition Company
	<u>Location:</u>	4891 Highway 17 Business Murrells Inlet, SC 29576
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Georgetown
	<u>Previous Orders:</u>	23-232-FOOD (\$2,400.00)
	<u>Permit Number:</u>	22-206-06441

Summary: The Department conducted an inspection on February 20, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

Previous Orders: The previous Consent Order (23-232-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a



Permit Number:

39-206-02179

Summary: The Department conducted an inspection on February 12, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: obscured, covered, defaced, relocated, or removed the grade decal that was posted by the Department.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

34) Order Type and Number: Consent Order 23-407-FOOD  
Order Date: April 22, 2024  
Individual/Entity: Randall's Curbside Griddle  
Facility: Randall's Curbside Griddle  
Location: 1524 Kemper Avenue  
Charleston, SC 29412  
Mailing Address: Same  
County: Charleston  
Previous Orders: None  
Permit Number: 10-204-12986

Summary: The Department conducted an inspection on October 12, 2023. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: obscured, covered, defaced, relocated, or removed the grade decal that was posted by the Department.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (\$500.00). No update at this time.

35) Order Type and Number: Consent Order 24-100-FOOD  
Order Date: April 22, 2024  
Individual/Entity: Omni Hilton Head Ocean Resort

Facility: Omni Hilton Head Ocean Resort  
Location: 23 Ocean Lane  
Hilton Head Island, SC 29928  
Mailing Address: P. O. Box 6165  
Hilton Head Island, SC 29938  
County: Beaufort  
Previous Orders: None  
Permit Number: 07-206-00784

Summary: The Department conducted inspections on March 23, 2022, March 8, 2023, and March 6, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

36) Order Type and Number: Consent Order 24-107-FOOD  
Order Date: April 22, 2024  
Individual/Entity: Poke Bros  
Facility: Poke Bros  
Location: 3935 Pelham Road  
Greenville, SC 29615  
Mailing Address: Same  
County: Greenville  
Previous Orders: None  
Permit Number: 23-206-12384

Summary: The Department conducted inspections on June 24, 2022, June 19, 2023, and March 19, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked; and

failed to ensure written procedures were in place and made available to the Department when the facility uses time as a public health control.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

37)	<u>Order Type and Number:</u>	Consent Order 24-98-FOOD
	<u>Order Date:</u>	April 22, 2024
	<u>Individual/Entity:</u>	Artsy Cakes and Bakery
	<u>Facility:</u>	Artsy Cakes and Bakery
	<u>Location:</u>	120 North Academy Street Kingstree, SC 29556
	<u>Mailing Address:</u>	P. O. Box 208 Salters, SC 29590
	<u>County:</u>	Williamsburg
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	45-206-00474

Summary: The Department conducted inspections on February 17, 2023, August 23, 2023, and March 7, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure written procedures were in place and made available to the Department when the facility uses time as a public health control.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). No update at this time.

38)	<u>Order Type and Number:</u>	Consent Order 24-48-FOOD
	<u>Order Date:</u>	April 22, 2024
	<u>Individual/Entity:</u>	Carolina Ale House
	<u>Facility:</u>	Carolina Ale House
	<u>Location:</u>	2195 Hollywood Drive



Mailing Address: Conway, SC 29526  
710 Lady Street  
Columbia, SC 29201  
County: Horry  
Previous Orders: 23-111-FOOD (\$800.00)  
Permit Number: 26-206-13495

Summary: The Department conducted an inspection on January 19, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

Previous Orders: The previous Consent Order (23-111-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P).

39) Order Type and Number: Consent Order 24-115-FOOD  
Order Date: April 22, 2024  
Individual/Entity: Kaori Express Japanese  
Facility: Kaori Express Japanese  
Location: 124 Church Street  
Honea Path, SC 29654  
Mailing Address: 202 Lynn Street  
Greenwood, SC 29649  
County: Anderson  
Previous Orders: None  
Permit Number: 04-206-04625

Summary: The Department conducted inspections on November 2, 2023, November 6, 2023, February 1, 2024, and February 7, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to use effective methods to cook raw animal foods when using a non-continuous cooking process; and failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand six hundred dollars (\$1,600.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

40)	<u>Order Type and Number:</u>	Consent Order 24-59-FOOD
	<u>Order Date:</u>	April 25, 2024
	<u>Individual/Entity:</u>	Mellanea-Cate Weatherford
	<u>Facility:</u>	Darlington Mercantile
	<u>Location:</u>	46 Public Square Darlington, SC 29532
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Darlington
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	16-206-03349

Summary: The Department conducted inspections on May 12, 2023, January 16, 2024, January 26, 2024, and February 6, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that at least one employee that has supervisory and management responsibility, the authority to direct and control food preparation and service, the ability to enforce employee health policies, and a frequent presence at the facility shall be a certified food protection manager who has shown proficiency of required information through passing a test that is part of an accredited program.

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



Mailing Address: 303 Glenrose Avenue  
Nashville, TN 37210  
County: Pickens  
Previous Orders: None  
Permit Number: 39-206-01753

Summary: The Department conducted inspections on November 14, 2022, October 4, 2023, and March 1, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

43) Order Type and Number: Consent Order 24-99-FOOD  
Order Date: April 25, 2024  
Individual/Entity: Tanya's Country Café  
Facility: Tanya's Country Café  
Location: 4620 Dick Pond Road, Unit E  
Myrtle Beach, SC 29588  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit Number: 26-206-12421

Summary: The Department conducted inspections on April 3, 2023, October 17, 2023, and February 28, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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 eight hundred dollars

(\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

44)     Order Type and Number:                   Consent Order 24-113-FOOD  
          Order Date:                             April 25, 2024  
          Individual/Entity:                   Carmela's Pizzeria  
          Facility:                              Carmela's Pizzeria  
          Location:                             5148 Wade Hampton Boulevard  
  Taylors, SC 29687  
  
          Mailing Address:                   Same  
          County:                              Greenville  
          Previous Orders:                   None  
          Permit Number:                   23-206-13193

Summary: The Department conducted inspections on July 26, 2022, June 15, 2023, and March 28, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked.

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 eight hundred dollars (\$800.00). The Individual/Entity shall pay a civil penalty in the amount of eight hundred dollars (\$800.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

45)     Order Type and Number:                   Consent Order 24-110-FOOD  
          Order Date:                             April 25, 2024  
          Individual/Entity:                   TGI Friday's 746  
          Facility:                              TGI Friday's 746  
          Location:                             7515 North Kings Highway  
  Myrtle Beach, SC 29572  
  
          Mailing Address:                   1911 North Dallas Parkway  
  Dallas, TX 75287  
  
          County:                              Horry  
          Previous Orders:                   23-279-FOOD (\$800.00)  
          Permit Number:                   26-206-14482

Summary: The Department conducted an inspection on March 20, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

Action: The Individual/Entity is required to operate and maintain the facility in accordance with the requirements of all applicable regulations, including S.C. Regs. 61-25. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity has met all requirements of the Order. This Order has been closed.

Previous Orders: The previous Consent Order (23-279-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling (P).

46) <u>Order Type and Number:</u>	Consent Order 24-97-FOOD
<u>Order Date:</u>	April 25, 2024
<u>Individual/Entity:</u>	Tavern in the Forest
<u>Facility:</u>	Tavern in the Forest
<u>Location:</u>	4999 Carolina Forest Boulevard Myrtle Beach, SC 29572
<u>Mailing Address:</u>	1911 North Dallas Parkway Dallas, TX 75287
<u>County:</u>	Horry
<u>Previous Orders:</u>	22-58-FOOD (\$500.00); 22-227-FOOD (\$500.00); and 23-180-FOOD (\$1,500.00)
<u>Permit Number:</u>	26-206-14064

Summary: The Department conducted inspections on April 12, 2023, April 20, 2023, September 18, 2023, and February 29, 2024. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that time/temperature control for safety foods was maintained at a temperature of 41 degrees F and below or 135 degrees F and above, except during preparation, cooking, or cooling.

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

Previous Orders: The previous Consent Order (22-58-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by obscuring, covering, defacing, relocating, or removing the grade decal that was posted by the Department. The previous Consent Order (22-227-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to maintain the premises free of insects, rodents, and other pests (PF). The previous Consent Order (23-180-FOOD) was issued when the Individual/Entity violated the South Carolina Retail Food Establishment Regulation by failing to maintain the premises free of insects, rodents, and other pests (PF).