

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 October 12, 2023

_____ ACTION/DECISION

 X INFORMATION

1. **TITLE:** Administrative and Consent Orders issued by the Office of Environmental Affairs.
2. **SUBJECT:** Administrative and Consent Orders issued by the Office of Environmental Affairs during the period August 1, 2023, through August 31, 2023.
3. **FACTS:** For the reporting period of August 1, 2023, through August 31, 2023, the Office of Environmental Affairs issued sixty-seven (67) Consent Orders with total assessed civil penalties in the amount of two hundred forty-five thousand, eight hundred twenty-five dollars (\$245,825.00). Also, six (6) Administrative Orders with total assessed civil penalties in the amount of thirty-one thousand, four hundred dollars (\$31,400.00) were reported during this period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land and Waste Management				
UST Program	1	\$30,400.00	6	\$19,320.00
Solid Waste	0	0	3	\$11,500.00
Hazardous Waste	0	0	1	\$3,200.00
Mining	0	0	1	\$1,000.00
Radiological Health	0	0	1	\$8,100.00
SUBTOTAL	1	\$30,400.00	12	\$43,120.00
Water				
Recreational Water	0	0	33	\$31,205.00
Drinking Water	0	0	8	\$10,000.00
Water Pollution	0	0	4	\$14,450.00
SUBTOTAL	0	0	44	\$55,655.00
Air Quality				
SUBTOTAL	0	0	7	\$144,550.00
Environmental Health Services				
Onsite Wastewater	5	\$1,000.00	3	\$2,500.00
SUBTOTAL	5	\$1,000.00	3	\$2,500.00
OCRM				
SUBTOTAL	0	0	0	0
TOTAL	6	\$31,400.00	67	\$245,825.00

Submitted by:

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

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
October 12, 2023**

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 21-0650A-UST
 Order Date: June 15, 2023
 Individual/Entity: **Kesav, Inc.**
 Facility: Sam's Grocery & Grill
 Location: 1969 South Highway 501
 Marion, SC 29571
 Mailing Address: 507 South Main Street
 Bishopville, SC 29010

 County: Marion
 Previous Orders: AO 21-0650-UST (\$47,200.00)
 Permit/ID Number: 06208
 Violations Cited: The State Underground Petroleum
 Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-
 2-10 et seq. and § 44-2-60(A)(2018); and South Carolina Underground Storage
 Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.93(a), 280.111(a),
 and 280.113 (2012 & Supp 2022).

Summary: Kesav, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Marion County, South Carolina. On May 16, 2023, the Department confirmed a release at the Facility based on an UST Closure and Assessment Report received on March 28, 2023. 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; failed to maintain evidence of financial assurance; failed to maintain financial responsibility for an UST system until the UST system has been permanently closed or undergoes a change-in-service or, if corrective action is required, after corrective correction has been completed; and, failed to pay Annual Tank Registration Fees.

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 and pay annual tank registration fees and associated late fees for fiscal year 2023 in the amount of three hundred sixty-three dollars (\$363.00) by October 5, 2023. The Department has assessed a total penalty in the amount of thirty thousand, four hundred dollars (\$30,400.00). The Individual/Entity shall pay a civil penalty in the amount of thirty thousand, four hundred dollars (**\$30,400.00**) by October 5, 2023.

Update: None

- 2) Order Type and Number: Consent Order 23-0134-UST
Order Date: August 4, 2023
Individual/Entity: **Hayan, LLC**
Facility: Damini
Location: 437 Travis Avenue
Saluda, SC 29138
Mailing Address: P.O. Box 340
Saluda, SC 29138
County: Saluda
Previous Orders: None
Permit/ID Number: 12449
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.20(c)(1)(ii) (2012 & Supp 2022).

Summary: Hayan, LLC (Individual/Entity) owns underground storage tanks (USTs) in Aiken County, South Carolina. On May 17, 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 maintain overfill prevention equipment.

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

Update: The first payment of the civil penalty has been received.

- 3) Order Type and Number: Consent Order 23-0154-UST
Order Date: August 10, 2023
Individual/Entity: **Walmart Stores, Inc.**
Facility: Walmart Neighborhood Market 2870
Location: 3915 N. Kings Highway
Myrtle Beach, SC 29577
Mailing Address: 8725 Rosehill Road, Suite 450
Lenexa, Kansas 66215
County: Horry
Previous Orders: None
Permit/ID Number: 19801

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(c)(1)(ii) (2012 & Supp. 2022).

Summary: Walmart Stores, Inc. (Individual/Entity) owns underground storage tanks (USTs) in Horry County, South Carolina. The Department conducted an inspection on July 10, 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 maintain overfill prevention equipment of an underground storage tank system.

Action: The Individual/Entity corrected the 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**).

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

4) Order Type and Number: Consent Order 23-0069-UST
Order Date: August 21, 2023
Individual/Entity: **Taleb Abudayya**
Facility: Food Mart
Location: 601 Highway 34 West
Dillon, SC 29536
Mailing Address: 602 North 1st Avenue
Dillon, SC 29536
County: Dillon
Previous Orders: AO 22-0298-UST (\$6,225.00)
AO 21-0471-UST (\$16,605.00)
Permit/ID Number: 02903
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, 280.93(a) and 280.110(c) (2012 & Supp. 2022).

Summary: Taleb Abudayya (Individual/Entity) owns and operates underground storage tanks (USTs) in Dillon County. Based on a file review, the Department issued a Notice of Alleged Violation on February 6, 2023. 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 and failed to submit evidence of financial assurance to the Department upon request.

Action: The Individual/Entity is required to submit a completed Certificate of Financial Responsibility form and evidence of financial assurance. The Department has assessed a total civil penalty in the amount of twenty-six thousand, two hundred dollars (\$26,200.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand, two hundred dollars (**\$1,200.00**), and pay a suspended penalty in the amount of twenty-five thousand dollars (\$25,000.00) should any requirement of the Order not be met.

Update: The Individual/Entity has submitted the completed Certificate of Financial Responsibility form, evidence of financial assurance, and has paid the civil penalty. The Order is closed.

5) Order Type and Number: Consent Order 23-0072-UST
Order Date: August 21, 2023
Individual/Entity: **Energy Carriers, LLC**
Facility: Pavan Food Store 102
Location: 1048 South Main Street
Greenwood, SC 29646
Mailing Address: 900 Poinsett Highway
Greenville, SC 29609
County: Greenwood
Previous Orders: None
Permit/ID Number: 04734
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) and 280.26(f) (2012 & Supp. 2022).

Summary: Energy Carriers, LLC (Individual/Entity) is a carrier/supplier of bulk fuels for delivery to underground storage tanks (USTs) in Greenwood County, South Carolina. The Department conducted an inspection on March 20, 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: introduced petroleum or petroleum products into an unregistered or unpermitted UST system and made an illegal delivery while USTs were under delivery prohibition.

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 dollars (\$3,000.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

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

6) Order Type and Number: Consent Order 23-0162-UST
Order Date: August 21, 2023
Individual/Entity: **Greer Roofing Company**
Facility: Greer Roofing Company
Location: 209 Tandem Drive
Greer, SC 29652
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 10415
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, 280.93 (a), and 280.110(c) (2012 & Supp 2022).

Summary: Greer Roofing Company, Inc. (Individual/Entity) owns an underground storage tank (UST) in Greenville County, South Carolina. On May 8, 2023, the Department conducted a routine file review 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 and failed to submit evidence of financial assurance to the Department upon request.

Action: The Individual/Entity is required to: submit a completed Certificate of Financial Responsibility form and submit evidence of financial assurance by October 4, 2023. The Department has assessed a total penalty in the amount of twenty-six thousand, two hundred dollars (\$26,200.00). The Individual/Entity shall pay a civil penalty in the amount of seven hundred twenty dollars (**\$720.00**) by October 4, 2023, and pay a suspended penalty in the amount of twenty-five thousand dollars (\$25,000.00) should any requirement of the Order not be met.

Update: None

7) Order Type and Number: Consent Order 23-0169-UST
Order Date: August 21, 2023
Individual/Entity: **Bapa Saluda, LLC**
Facility: Caper House #3
Location: 320 North Main Street
Saluda, SC 29138
Mailing Address: 602 Meadow Grass Lane
Lexington, SC 29072
County: Saluda
Previous Orders: None
Permit/ID Number: 10299

Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-10 et seq. (2018); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs 61-92, 280.20(c)(1)(ii) (2012 & Supp 2022).

Summary: Bapa Saluda, LLC (Individual/Entity) owns underground storage tanks (USTs) in Saluda County, South Carolina. On June 23, 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 maintain overfill prevention equipment.

Action: The Individual/Entity corrected all violations prior to issuance of the Order. The Department has assessed a total penalty in the amount of three thousand, six hundred dollars (\$3,600.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, six hundred dollars (**\$3,600.00**) by October 4, 2023.

Update: None

Solid Waste Enforcement

8) Order Type and Number: Consent Order 23-18-SW
Order Date: August 4, 2023
Individual/Entity: **Thomas Beck**
Facility: TMS # 299-00-00-026
Location: 124 Bethel Church Road
Laurens, SC 29360
Mailing Address: Same
County: Laurens
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. §§ 44-96-10 et seq. (2002 & Supp. 2018); Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation, Part II.B.1. (Rev. 2008 & Supp. 2016).

Summary: Thomas Beck (Individual/Entity), operated an unpermitted structural fill in Laurens County, South Carolina. Based on a complaint, the Department conducted an inspection on April 27, 2022. The Individual/Entity has violated the South Carolina citySolid Waste Policy and Management Act, as follows: operated a structural fill without a department-issued permit.

Action: The Individual/Entity is required to close the unpermitted structural fill by January 31, 2024, by completing the following: apply a two (2) foot thick final earth cover with at least 1 % but not greater than 4% surface slope, graded to promote positive

drainage and side slop cover not exceeding 3:1; seed the finished surface of the disposal area with native grasses or other suitable ground cover to provide a minimum of 75% vegetative cover with no substantial bare spots; using a form approved by the Department, record with the appropriate Register of Deeds, a notation in the record of property ownership that will, in perpetuity, notify any potential purchaser of the property that the land or a portion thereof has been structurally filled and list the specific items used for the filling. The Department has assessed a total civil penalty of two thousand, five hundred dollars (\$2,500.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand, five hundred dollars **(\$2,500.00)**.

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

- 9) Order Type and Number: Consent Order 23-21-SW
Order Date: August 4, 2023
Individual/Entity: **Active Shotcrete and Plaster, LLP**
Facility: Active Shotcrete and Plaster, LLP
Location: 319 Reindeer Moss Court
Myrtle Beach, SC 29588
Mailing Address: P.O. Box 32022
Myrtle Beach, SC 32022
County: Horry
Previous Orders: None
Permit/ID Number: None
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991 (Act), S.C. Code Ann. § 44-96-10 et seq. (Rev. 2018 & Supp. 2021) and associated regulations, South Carolina Pollution Control Act, S.C. Code Ann. § 48-1-10, et seq., and the South Carolina Hazardous Waste Management Act, S.C. Code Ann. § 44-56-30 (2021) and associated regulations.

Summary: Active Shotcrete & Plaster (Individual/Entity), specializes in swimming pool construction, concrete paving, and deck remodeling, located in Horry County, South Carolina. The Department conducted several inspections between March 30, 2022, and June 2, 2023. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act, the Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation, the South Carolina Pollution Control Act, the South Carolina Hazardous Waste Management Act, and the Hazardous Waste Management Regulations as follows: operated a Class Two Landfill without a Department issued permit; allowed the discharge of “industrial waste” and “other waste” to seep into the environment of the state; and, failed to make an accurate determination if solid waste was a hazardous waste.

Action: The Individual/Entity is required to remove all remaining solid waste debris from the Site, dispose of said waste in a permitted solid waste management facility, and submit disposal receipts to the Department as proof of proper disposal by September 22, 2023. 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 September 22, 2023.

Update: None

- 10) Order Type and Number: Consent Order 23-19-SW
Order Date: August 31, 2023
Individual/Entity: **Claypond Village Homeowners Association**
Location: Claypond Village Lane
Myrtle Beach, SC 29579
Mailing Address: 1800 North Oak Street
Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, S.C. Code Ann. §§ 44-96-10 et seq. (2002 & Supp. 2018); Solid Waste Management: Collection, Temporary Storage, and Transportation of Municipal Solid Waste Regulation R.61-107.5 C.1., C.3., and E.3. (1993).

Summary: Claypond Village Homeowners Association (Individual/Entity), manages a solid waste storage container (dumpster) located in Horry County, South Carolina. On January 23, 2023, the Department conducted a site visit based on a complaint. The Individual/Entity has violated the South Carolina Solid Waste Policy and Management Act and the Solid Waste Management: Collection, Temporary Storage, and Transportation of Municipal Solid Waste Regulation as follows: failed to manage the dumpsters to minimize odors, dust, unsightliness, and aesthetically objectionably conditions and to keep the area around the dumpsters clean.

Action: The Individual/Entity is required to submit the following: contract with waste management company; contract with third party maintenance company(ies); proof of camera installation and/or service agreement with a security company; proof new signs have been posted, copy of the notice to the community from the HOA board regarding proper waste management, and proof a committee has been formed to address an issues with waste management. Also, revise and resubmit the waste management plan to the Department. 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 October 16, 2023.

Update: None

Hazardous Waste Enforcement

- 11) Order Type and Number: Consent Order 23-21-HW
Order Date: August 4, 2023
Individual/Entity: **University of South Carolina School of Medicine**
Facility: William Jennings Bryan Dorn VA Medical Center Campus
Location: 6439 Garners Ferry Road
Columbia, SC 29209
Mailing Address: 226 Bull Street
Columbia, SC 29208
County: Richland
Previous Orders: None
Permit/ID Number: SCD 987 597 200
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2021).

Summary: University of South Carolina School of Medicine (Individual/Entity), is a school of medical research, education, and patient care located in Richland County, South Carolina. The Department conducted an inspection at the facility on May 9, 2023. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to mark or label containers with the words “Hazardous Waste,” and an indication of the hazards of the contents and failed to maintain records documenting the arrangements with the local fire department as well as any other organization necessary to respond to an emergency.

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 three thousand, two hundred dollars (\$3,200.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, two hundred dollars (**\$3,200.00**).

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

Mining Enforcement

- 12) Order Type and Number: Consent Order 23-02-MSWM
Order Date: August 9, 2023
Individual/Entity: **The Case Company of SC, LLC**
Facility: Canaan’s Landing Mine
Location: 264 Chalk Bed Road

Mailing Address: Graniteville, SC 29829
180 Russell Street
Beech Island, SC 29842

County: Aiken

Previous Orders: None

Permit/ID Number: N/A

Violations Cited: South Carolina Mining Act (2008 & Supp. 2015), the Mining Regulation, Section 20 (Supp. 2012) (Regulation), 340(B) and 210.

Summary: The Case Company of SC, LLC (Individual/Entity), owns and operates an unpermitted mine in Aiken County, South Carolina. On March 31, 2021, the Department conducted an inspection in response to a complaint. The Individual/Entity has violated the South Carolina Mining Act and the Mining Regulation as follows: failed to obtain a permit from the Department prior to engaging in mining activities.

Action: The Individual/Entity is required to: cease all mining activity at the Facility until a valid Operating Permit has been issued; submission of either the remaining documentation to process the mining operating permit application or submit a reclamation plan and begin reclamation of the site by September 25, 2023. The Department has assessed as a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**) by September 25, 2023.

Update: None

Radiological Health Enforcement

13) Order Type and Number: Consent Order 23-07-RH

Order Date: August 23, 2023

Individual/Entity: **Epica Medical Innovations, LLC**

Facility: Epica Medical Innovations, LLC

Location: 1875 East Main Street
Duncan, SC 29334

Mailing Address: Same

County: Spartanburg

Previous Orders: None

Permit/ID Number: ~~02-2102~~ 42-8816

Violations Cited: The Atomic Energy and Radiation Control Act, S.C. Code Ann. Laws, § 13-7-10 et seq. (2017); and the South Carolina X-Rays (Title B) Regulations, 6 S. C. Code Ann. Regs. 61-64 (2021).

Summary: Epical Medical Innovations, LLC (Individual/Entity) is a medical imaging product development company located in Spartanburg County, South Carolina.

The Department conducted a site investigation on February 14, 2023, and issued a Notice of Alleged Violation. The Individual/Entity has violated the Atomic Energy and Radiation Control Act and the South Carolina X-Rays (Title B) Regulations, as follows: failed to submit the Facility Registration Approval processing fee and register with the Department prior to possessing and using x-ray equipment; failed to submit the shielding plan processing fee, to operate with an approved shielding plan, and to perform radiation surveys; and unlawfully exposed humans to radiation (via scanning) for non-healing arts purposes.

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 eight thousand one hundred dollars (\$8,100.00). The Individual/Entity shall pay a civil penalty in the amount of eight thousand, one hundred dollars (**\$8,100.00**) by September 25, 2023.

Update: None.

BUREAU OF WATER

Recreational Waters Enforcement

14) <u>Order Type and Number:</u>	Consent Order 23-020-RW
<u>Order Date:</u>	August 1, 2023
<u>Individual/Entity:</u>	TD North Charleston Hotel, LLC
<u>Facility:</u>	Marriott North Charleston
<u>Location:</u>	4770 Goer Drive Charleston, SC 29406
<u>Mailing Address:</u>	60 Pointe Circle Greenville, SC 29615
<u>County:</u>	Charleston
<u>Previous Orders:</u>	22-254-RW (\$680.00)
<u>Permit/ID Number:</u>	10-1283B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: TD North Charleston Hotel, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 1, 2023, and June 30, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the letters on the “No Lifeguard On Duty – Swim At Your Own Risk” signs were not the correct size; and the log book was not properly bound and numbered.

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

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

15) Order Type and Number: Consent Order 23-021-RW
Order Date: August 1, 2023
Individual/Entity: **ASTHA Group, LLC**
Facility: Best Western
Location: 2470 Prospect Drive
North Charleston, SC 29418
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1141B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: ASTHA Group, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on January 18, 2023, June 14, 2023, and July 10, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; a ladder was not commercially rated; a skimmer basket was broken; the chlorine and pH levels were not within the acceptable range of water quality standards; a skimmer was missing a weir; and the bound and numbered log book was not maintained on a daily basis.

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

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

16) Order Type and Number: Consent Order 23-022-RW
Order Date: August 7, 2023
Individual/Entity: **VTT Spyglass Seaside, LLC**
Facility: Spyglass Seaside (F.K.A. Broadstone at Folly Beach)
Location: 1674 Folly Road
Charleston, SC 29412
Mailing Address: 525 East Bay St., Suite 202

	Charleston, SC 29403
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-1252B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: VTT Spyglass Seaside, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 12, 2023, and July 11, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pH level was not within the acceptable range of water quality standards; the letters on the “Shallow Water – No Diving Allowed” signs were not the correct size; the letters on the “No Lifeguard On Duty – Swim At Your Own Risk” signs were not the correct size; the current pool operator of record information was obstructed; and there was no shepherd’s crook.

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

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

17)	<u>Order Type and Number:</u>	Consent Order 23-023-RW
	<u>Order Date:</u>	August 7, 2023
	<u>Individual/Entity:</u>	Windy Shores II Homeowners’ Association, Inc.
	<u>Facility:</u>	Windy Shores II
	<u>Location:</u>	3217 South Ocean Boulevard North Myrtle Beach, SC 29582
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-H97-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Windy Shores II Homeowners’ Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on May 30, 2023, and July 11, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the drinking water fountain was not operating properly; a section of the perimeter fence had openings greater than four inches; a gate did not self-close and latch; the chlorine and pH levels were not within the acceptable range of water quality

standards; the life ring and life ring rope were deteriorated; the pool rules sign was not completely filled out; the pool rules sign did not have all of the required rules; the current pool operator of record information was not posted to the public; the bound and numbered log book was not maintained on a daily basis; a skimmer was missing a weir; and skimmer lids were broken.

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

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

18) <u>Order Type and Number:</u>	Consent Order 23-025-RW
<u>Order Date:</u>	August 7, 2023
<u>Individual/Entity:</u>	Wave Rider Resort Homeowners Association, Inc.
<u>Facility:</u>	Wave Rider Resort
<u>Location:</u>	1600 South Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	1860 Village Drive Surfside Beach, SC 29575
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-243-1 & 26-243-2
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Wave Rider Resort Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and kiddie pool located in Horry County, South Carolina. The Department conducted inspections on April 28, 2023, and June 6, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the water was cloudy; the chlorine and pH levels were not within the acceptable range of water quality standards; the main drain grates were not visible due to cloudy water; only one “Shallow Water – No Diving Allowed” sign was posted; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; the bound and numbered log book was not maintained on a daily basis; and the recirculation and filtration system was not operating.

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

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

19) Order Type and Number: Consent Order 23-024-RW
Order Date: August 10, 2023
Individual/Entity: **Charleston Holdings 464, LP**
Facility: Icon at Park Circle
Location: 1920 McMillan Ave
North Charleston, SC 29405
Mailing Address: 411 Blvd of the Americas, STE 501
Lakewood, NJ 08701
County: Charleston
Previous Orders: None
Permit/ID Number: 10-355-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Charleston Holdings 464, LP (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on May 31, 2023, and July 19, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the pool equipment room was not accessible; the chemical storage room was not accessible; a gate did not self-close and latch; and the life ring did not have a permanently attached rope.

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

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

20) Order Type and Number: Consent Order 23-026-RW
Order Date: August 10, 2023
Individual/Entity: **Waterfront Amenity Association, Inc.**
Facility: Waterfront
Location: River Landing Drive
Charleston, SC 29492
Mailing Address: 301 Longshore Street, Suite 413
Daniel Island, SC 29492
County: Berkeley
Previous Orders: None
Permit/ID Number: 10-1404B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Waterfront Amenity Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Berkeley County, South Carolina. The Department conducted inspections on June 5, 2023, and July 12, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there were loose depth marker tiles on the pool deck; there was debris in the skimmer baskets; the pool equipment room was not locked; the gate did not self-close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; and the shepherd's crook was missing a bolt.

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

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

21) <u>Order Type and Number:</u>	Consent Order 23-027-RW
<u>Order Date:</u>	August 10, 2023
<u>Individual/Entity:</u>	Charleston Hotel, Inc.
<u>Facility:</u>	Towneplace Suites
<u>Location:</u>	805 Orleans Road Charleston, SC 29407
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	19-111-RW (\$680.00) 21-044-RW (\$1,600.00)
<u>Permit/ID Number:</u>	10-1306B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Charleston Hotel, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 5, 2023, and July 5, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmers were missing weirs; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; both of the "Shallow Water – No Diving Allowed" and the "No Lifeguard On Duty – Swim At Your Own Risk" signs were not visible and in disrepair; and the bound and numbered log book was not available for Department review.

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

Update: The civil penalty has been paid and the Consent order is closed.

22) Order Type and Number: Consent Order 23-029-RW
Order Date: August 10, 2023
Individual/Entity: **West Ashley Hospitality, LLC**
Facility: Best Western Inn
Location: 1540 Savannah Highway
Charleston, SC 29407
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-029-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: West Ashley Hospitality, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 1, 2023, and June 30, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a skimmer was missing a weir; a section of the perimeter fence had openings greater than four inches; the chlorine level was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the lifeline with floats was not attached to the pool wall; and the foot rinse shower was not operating properly.

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

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

23) Order Type and Number: Consent Order 23-028-RW
Order Date: August 11, 2023
Individual/Entity: **St. Andrews Fitness Corporation**
Facility: Muv Fitness Sandhills
Location: 226 Forum Drive
Columbia, SC 29229
Mailing Address: 800 Columbiana Drive, Suite 201
Irmo, SC 29063
County: Richland
Previous Orders: None
Permit/ID Number: 40-1118B

Violations Cited:
51(K)(1)(c)

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

Summary: St. Andrews Fitness Corporation (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. The Department conducted inspections on June 9, 2023, June 12, 2023, and July 20, 2023, and violations were issued for failure to properly operate and maintain; and on June 12, 2023, an additional violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was standing water on the deck; the deck drains were broken; a skimmer was missing a weir; a skimmer basket was floating; the water level was too high; the bathrooms did not have paper towels or hand dryers; the pH level was not within the acceptable range of water quality standards; the emergency notification device was not operational; and the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of two thousand three hundred eighty dollars (\$2,380.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand three hundred eighty dollars **(\$2,380.00)**.

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

24) <u>Order Type and Number:</u>	Consent Order 23-030-RW
<u>Order Date:</u>	August 11, 2023
<u>Individual/Entity:</u>	US Real Estate & Management Corp.
<u>Facility:</u>	Stonehenge Apartments
<u>Location:</u>	2210 Jody Road Florence, SC 29501
<u>Mailing Address:</u>	700 South Parker Drive, Suite 5 Florence, SC 29501
<u>County:</u>	Florence
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	21-099-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: US Real Estate & Management Corp. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Florence County, South Carolina. The Department conducted inspections on June 6, 2023, and July 13, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing a bumper; the waterline tiles were dirty; there were chlorine sticks and algacide in the skimmer baskets; the drinking water fountain was not operating properly; the chlorine level was not within the acceptable range of water quality standards; the main drain grates were not visible due to cloudy water; there was no

shepherd's crook; there was no emergency notification device on the first inspection; the emergency notification device was not accessible on the second inspection; the "Shallow Water – No Diving Allowed" signs were obstructed; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; the bound and numbered log book was not available for review on the first inspection; the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record on the second inspection; and the disinfection equipment was not operating.

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

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

25) <u>Order Type and Number:</u>	Consent Order 23-031-RW
<u>Order Date:</u>	August 14, 2023
<u>Individual/Entity:</u>	Merchant Owner, LLC
<u>Facility:</u>	The Merchant
<u>Location:</u>	47 Brigade Street Charleston, SC 29403
<u>Mailing Address:</u>	3101 Wilson Blvd, Suite 200 Arlington, VA 22201
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-1384B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Merchant Owner, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on June 15, 2023, and July 19, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; skimmer baskets were floating; the chlorine level was not within the acceptable range of water quality standards; the shepherd's crook was missing a bolt and was not permanently attached to the handle; the pool rules sign did not have all of the required rules; the current pool operator of record information was not posted to the public; and the bound and numbered log book was not maintained on a daily basis.

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

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

26) Order Type and Number: Consent Order 23-032-RW
Order Date: August 14, 2023
Individual/Entity: **Twin Lakes Country Club**
Facility: Twin Lakes Country Club
Location: 141 West Country Club Road
Hamer, SC 29547
Mailing Address: P.O. Box 975
Dillon, SC 29536
County: Dillon
Previous Orders: 21-064-RW (\$680.00)
Permit/ID Number: 17-014-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Twin Lakes Country Club (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Dillon County, South Carolina. The Department conducted inspections on June 15, 2023, and July 11, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the fill spout was in use at the time of the inspection; a section of the perimeter fence was broken; the gate was propped open; the chlorine and pH levels were not within the acceptable range of water quality standards; and the pool rules sign was not legible.

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

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

27) Order Type and Number: Consent Order 23-033-RW
Order Date: August 14, 2023
Individual/Entity: **Hacienda Gardens of Garden City Homeowner's Association, Inc.**
Facility: Hacienda Gardens Apartments
Location: 420 Pine Avenue
Murrells Inlet, SC 29576
Mailing Address: 450 Oak Avenue
Murrells Inlet, SC 29576
County: Horry
Previous Orders: None
Permit/ID Number: 26-B47-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Hacienda Gardens of Garden City Homeowner's Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on May 23, 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the fill spout was not stainless steel or equivalent; a gate did not self-close and latch; the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record; there were non-pool related items stored in the equipment room; the pool equipment room was not locked; and the chlorine level was not within the acceptable range of water quality standards.

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

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

28) <u>Order Type and Number:</u>	Consent Order 23-034-RW
<u>Order Date:</u>	August 14, 2023
<u>Individual/Entity:</u>	Camelot by the Sea Homeowners' Association, Inc.
<u>Facility:</u>	Camelot by the Sea
<u>Location:</u>	2000 North Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	P.O. Box 1708 North Myrtle Beach, SC 29598
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-R60-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Camelot by the Sea Homeowners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on June 28, 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool furniture was not at least four feet from the edge of the pool; and the chlorine and pH levels were not within the acceptable range of water quality standards.

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

Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

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

29) Order Type and Number: Consent Order 23-035-RW
Order Date: August 16, 2023
Individual/Entity: **Xanadu Association, Inc.**
Facility: Xanadu Villas
Location: 34 South Forest Beach Drive
Hilton Head Island, SC 29928
Mailing Address: 2 Corpus Christi Place, Suite 302
Hilton Head Island, SC 29928
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-076-1
Violations Cited: S.C. Code Ann. Regs. 61-51(K)(1)(c)

Summary: Xanadu Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted an inspection on June 26, 2023, and a violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of three hundred forty dollars (\$340.00). The Individual/Entity shall pay a civil penalty in the amount of three hundred forty dollars (**\$340.00**).

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

30) Order Type and Number: Consent Order 23-036-RW
Order Date: August 17, 2023
Individual/Entity: **Holmestown Development, Inc.**
Facility: Tiffany Park
Location: 206 Pendleton Place
Myrtle Beach, SC 29579
Mailing Address: 550 George Bishop Parkway
Myrtle Beach, SC 29579
County: Horry
Previous Orders: 21-073-RW (\$1,600.00)
Permit/ID Number: 26-1928B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Holmestown Development, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on July 6, 2023, and August 7, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a skimmer was missing a weir; the pool equipment room was not accessible; the bound and numbered log book was not available for review on the first inspection and was not maintained on a daily basis on the second inspection; a gate did not self-close and latch; and the chlorine level was not within the acceptable range of water quality standards.

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

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

31) <u>Order Type and Number:</u>	Consent Order 23-037-RW
<u>Order Date:</u>	August 17, 2023
<u>Individual/Entity:</u>	Pfalzgraf Investment Properties 01, LLC
<u>Facility:</u>	Aqua Beach Inn
<u>Location:</u>	1301 Withers Drive Myrtle Beach, SC 29577
<u>Mailing Address:</u>	3431 North Sharon Amity Road Charlotte, NC 28205
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-B73-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Pfalzgraf Investment Properties 01, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on June 30, 2023, and July 28, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a skimmer was missing a weir; a gate did not self-close and latch; the bound and numbered log book was not maintained on a daily basis; the drinking water fountain was not operating properly; the foot rinse shower was not operating properly; the pool equipment room was not locked; and the life ring did not have a permanently attached rope.

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

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

32) Order Type and Number: Consent Order 23-039-RW
Order Date: August 17, 2023
Individual/Entity: **Spa on Port Royal Sound Horizontal Property Regime, Inc.**
Facility: Spa on Port Royal Sound
Location: 239 Beach City Road
Hilton Head, SC 29928
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-275-1
Violations Cited: S.C. Code Ann. Regs. 61-51(K)(1)(c)

Summary: Spa on Port Royal Sound Horizontal Property Regime, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted an inspection on June 26, 2023, and a violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of three hundred forty dollars (\$340.00). The Individual/Entity shall pay a civil penalty in the amount of three hundred forty dollars (**\$340.00**).

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

33) Order Type and Number: Consent Order 23-038-RW
Order Date: August 18, 2023
Individual/Entity: **South Aiken Fitness, Inc.**
Facility: Max Fitness Aiken
Location: 101 Corporate Parkway
Aiken, SC 29803
Mailing Address: Same
County: Aiken
Previous Orders: None
Permit/ID Number: 02-1015D
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: South Aiken Fitness, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Aiken County, South

Carolina. The Department conducted inspections on June 19, 2023, and July 21, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was debris in the skimmer baskets; the chlorine and pH levels were not within the acceptable range of water quality standards; the spa temperature was not monitored; the waterline tiles were dirty; the deck was dirty; and the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record.

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

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

34) <u>Order Type and Number:</u>	Consent Order 23-040-RW
<u>Order Date:</u>	August 21, 2023
<u>Individual/Entity:</u>	Ocean Forest Plaza Homeowners Association, Inc.
<u>Facility:</u>	Ocean Forest Plaza
<u>Location:</u>	5523 North Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-C18-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Ocean Forest Plaza Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Horry County, South Carolina. The Department conducted inspections on July 5, 2023, and July 28, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards.

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

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

35) Order Type and Number: Consent Order 23-042-RW
Order Date: August 21, 2023
Individual/Entity: **The Colonnade Club Homeowners Association, Inc.**
Facility: Colonnade Club
Location: 153 Colonnade Drive
Hilton Head Island, SC
Mailing Address: Same
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-326-1
Violations Cited: S.C. Code Ann. Regs. 61-51(K)(1)(c)

Summary: The Colonnade Club Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted an inspection on August 2, 2023, and a violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of two hundred fifty-five dollars (\$255.00). The Individual/Entity shall pay a civil penalty in the amount of two hundred fifty-five dollars (**\$255.00**).

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

36) Order Type and Number: Consent Order 23-041-RW
Order Date: August 22, 2023
Individual/Entity: **Racquet Club Villas Regime LXV Owners Association, Inc.**
Facility: Racquet Club Villas
Location: Lighthouse & Plantation Road
Hilton Head Island, SC 29928
Mailing Address: 5000 Eldorado Parkway, Suite 150
Frisco, TX 75034
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-105-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Racquet Club Villas Regime LXV Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. The Department conducted inspections

on June 23, 2023, and July 25, 2023, and violations were issued for failure to properly operate and maintain; and an inspection was conducted on July 3, 2023, and a violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was debris in the skimmer baskets; the water level was too high; there was no drinking water fountain; the drinking water fountain was not operating properly; a light in the pool wall was out of its niche; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; the life ring was deteriorated; the emergency notification device was not operating; the cyanuric acid levels were not properly recorded in the bound and numbered log book; and the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of nine hundred thirty-five dollars (\$935.00). The Individual/Entity shall pay a civil penalty in the amount of nine hundred thirty-five dollars (**\$935.00**).

Update: The civil penalty had been paid and the Consent Order is closed.

37) <u>Order Type and Number:</u>	Consent Order 23-043-RW
<u>Order Date:</u>	August 22, 2023
<u>Individual/Entity:</u>	Tall Pines Civic Club
<u>Facility:</u>	Tall Pines Civic Club
<u>Location:</u>	187 Tall Pines Road Ladson, SC 29456
<u>Mailing Address:</u>	181 Tall Pines Road Ladson, SC 29456
<u>County:</u>	Berkeley
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	08-019-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Tall Pines Civic Club (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Berkeley County, South Carolina. The Department conducted inspections on June 23, 2023, and July 17, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the water level was too high; the chlorine level was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the floats on the lifeline were not properly spaced; and frost proof tiles on the pool wall were broken.

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

Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

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

38) <u>Order Type and Number:</u>	Consent Order 23-044-RW
<u>Order Date:</u>	August 22, 2023
<u>Individual/Entity:</u>	Hilton Head Thirty Associates Horizontal Property Regime, Inc.
<u>Facility:</u>	Hilton Head Beach Villas
<u>Location:</u>	37 Forest Beach Drive Hilton Head Island, SC 29938
<u>Mailing Address:</u>	P.O. Box 6476 Hilton Head Island, SC 29938
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-094-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Hilton Head Thirty Associates Horizontal Property Regime, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Beaufort County, South Carolina. On June 12, 2023, and July 25, 2023, the pool was inspected, and violations were issued for failure to properly operate and maintain; and on July 25, 2023, an additional violation was issued for re-opening the pool prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; a ladder was not tight and secure; a waterline tile was broken; the drinking water fountain was not operating properly; the pool equipment room was not locked; the bound and numbered log book was not maintained on a daily basis; the emergency notification device was not operational; and the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of nine hundred thirty-five dollars (\$935.00). The Individual/Entity shall pay a civil penalty in the amount of nine hundred thirty-five dollars (**\$935.00**).

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

39) Order Type and Number: Consent Order 23-045-RW
Order Date: August 22, 2023
Individual/Entity: **Homecourt Hospitality North Charleston, LLC**
Facility: Double Tree Hotel
Location: 7401 Northwoods Boulevard
North Charleston, SC 29406
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1213B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Homecourt Hospitality North Charleston, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. On June 16, 2023, and July 12, 2023, the pool was inspected and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring was deteriorated and did not have a permanently attached rope; skimmers were missing weirs; and the bound and numbered log book was not available for review.

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

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

40) Order Type and Number: Consent Order 23-050-RW
Order Date: August 24, 2023
Individual/Entity: **WMJ, LLC**
Facility: Sea Dip Annex
Location: 2606 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-Q21-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: WMJ, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Horry County, South Carolina. The

Department conducted inspections on July 6, 2023, and July 28, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the deck depth marker tiles were broken; skimmer lids were missing; skimmers were missing weirs; the chlorine and pH levels were not within the acceptable range of water quality standards; and the bound and numbered log book was not maintained on a daily basis.

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

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

41) <u>Order Type and Number:</u>	Consent Order 23-047-RW
<u>Order Date:</u>	August 25, 2023
<u>Individual/Entity:</u>	Marlin Quay Homeowners Association, Inc.
<u>Facility:</u>	Marlin Quay
<u>Location:</u>	1398 South Waccamaw Drive Garden City, SC 29576
<u>Mailing Address:</u>	Same
<u>County:</u>	Georgetown
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	22-103-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Marlin Quay Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Georgetown County, South Carolina. The Department conducted inspections on June 20, 2023, and August 7, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a skimmer was missing a weir; the chlorine and pH levels were not within the acceptable range of water quality standards; there were broken floats on the lifeline; the pool equipment room was not accessible; and the chemical storage room was not accessible.

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

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

42) Order Type and Number: Consent Order 23-048-RW
Order Date: August 28, 2023
Individual/Entity: **ACG Lake Wylie, LLC**
Facility: Lake Wylie Mobile Home Park
Location: 103 Shagbark Lane
Lake Wylie, SC 29710
Mailing Address: 1295 Stateline Road
Lake Wylie, SC 29710
County: York
Previous Orders: None
Permit/ID Number: 46-071-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: ACG Lake Wylie, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in York County, South Carolina. The Department conducted inspections on June 2, 2023, and July 5, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the bathrooms did not have paper towels or hand dryers; the pool equipment room was not accessible on the first inspection and was not locked on the second inspection; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the main drain grates were not visible due to cloudy water; the pool rules sign was not completely filled out; the current pool operator of record information was not posted to the public; the life ring and life ring rope were deteriorated; the bound and numbered log book was not available for review on the first inspection; the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record on the second inspection; and the cyanuric acid level was not recorded weekly in the bound and numbered log book on the second inspection.

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

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

43) Order Type and Number: Consent Order 23-049-RW
Order Date: August 29, 2023
Individual/Entity: **Huntington Horizontal Property Regime, Inc.**
Facility: Huntington Condos
Location: 7602 Hunt Club Road
Columbia, SC 29260
Mailing Address: Same

County: Richland
Previous Orders: None
Permit/ID Number: 40-052-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Huntington Horizontal Property Regime, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. On June 19, 2023, and July 3, 2023, the pool was inspected, and a violation was issued for failure to properly operate and maintain; and on July 3, 2023, an additional violation was issued for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; a handrail was not tight and secure; the plaster on the pool floor was deteriorated; the pavers on the pool deck were uneven; there was no bathroom within 300 feet of the pool; the fill spout was not collocated with a ladder or diving board; the shepherds crook was not properly mounted in its designated location; the emergency notification device was not operational; the pool rules sign was not completely filled out; the current pool operator of record information was not posted to the public; the facility could not produce current valid documentation of pool operator certification; the bound and numbered log book was not available for review during the first inspection and was not maintained on a daily basis during the second inspection; a ladder was missing bumpers and non-slip tread inserts; there was debris in the skimmer baskets; the water level was too low; a light in the pool wall was out of its niche; the main drain grate was not in place; and the pool was operating prior to receiving Department approval.

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

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

44) Order Type and Number: Consent Order 23-051-RW
Order Date: August 29, 2023
Individual/Entity: **Kyle Clark, Individually and d.b.a. Ocean West Motel**
Facility: Ocean West Motel
Location: 204 North Kings Highway
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-252-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Kyle Clark, Individually and d.b.a. Ocean West Motel (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on July 10, 2023, and July 31, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the life ring rope was deteriorated; the pool rules sign was not completely filled out; and the bound and numbered log book was not maintained on a daily basis.

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

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

45) <u>Order Type and Number:</u>	Consent Order 23-052-RW
<u>Order Date:</u>	August 29, 2023
<u>Individual/Entity:</u>	Oceans One South Tower Property Owners' Association, Inc.
<u>Facility:</u>	Oceans One Resort
<u>Location:</u>	105 South Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-1700B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Oceans One South Tower Property Owners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on July 5, 2023, and July 27, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards.

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

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

46) Order Type and Number: Consent Order 23-046-RW
Order Date: August 31, 2023
Individual/Entity: **BVSHSSF Clemson East, LLC**
Facility: Clemson Edge (F.K.A. Berkeley Place Apartments)
Location: 100 Berkeley Place Circle
Clemson, SC 29631
Mailing Address: 353 N Clark Street, Suite 730
Chicago, IL 60654
County: Pickens
Previous Orders: None
Permit/ID Number: 39-078-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: BVSHSSF Clemson East, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Pickens County, South Carolina. The Department conducted inspections on June 2, 2023, and July 10, 2023, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; a gate did not self-close and latch; the life ring was deteriorated; the pool rules sign was not completely filled out; the letters on the “Shallow Water – No Diving Allowed” signs posted and the “No Lifeguard On Duty – Swim At Your Own Risk” signs posted were not the correct size or the correct wording; the bound and numbered log book was not maintained on a daily basis; and the cyanuric acid level was above the water quality standards acceptable limit.

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

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

Drinking Water Enforcement

47) Order Type and Number: Consent Order 23-019-DW
Order Date: August 9, 2023
Individual/Entity: **Lake Wylie MHP Utilities, LLC**
Facility: Lake Wylie Mobile Home Park
Location: 1295 Stateline Road
Clover, SC 29710
Mailing Address: Same

County: York
Previous Orders: None
Permit/ID Number: 4660081
Violations Cited: S.C. Code Ann. Regs. 61-58.4.C(5), 61-58.7, & 61-58.8.B

Summary: Lake Wylie MHP Utilities, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in York County, South Carolina. The Department conducted an inspection of the PWS on June 22, 2023, and it was rated unsatisfactory for failure to properly operate and maintain, failure to develop an Emergency Preparedness Plan, and failure to provide adequate storage. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the well houses were in disrepair and there was debris on the floors; there was a hole under the well pad at Well 2; there were complaints from residents regarding a sulfur smell in the water and loss of water due to water line and well repairs; the ground storage tank was waterlogged; there was erosion underneath the ground storage tank; an Emergency Preparedness Plan was not available for Department review; and written procedures for the operation and maintenance of the PWS were not provided for Department review.

Action: The Individual/Entity is required to: submit written procedures for the operation and maintenance of the PWS to include programs and logs and a sample siting plan by October 8, 2023; submit a written cross connection control program by October 8, 2023; test all of the backflow prevention devices identified in the cross connection control program, repair or replace all devices documented as inadequate or inoperable, and submit of copy of the test reports to the Department by November 7, 2023; and provide for a South Carolina professional engineer to complete an evaluation of the PWS and a corrective action plan (CAP) with a schedule and submit the evaluation, CAP, and schedule to the Department by November 7, 2023. The Department has assessed a total civil penalty in the amount of twelve thousand dollars (\$12,000.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**), and 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 civil penalty has been paid. The Individual/Entity submitted the required written procedures, programs and logs, sample siting plan, and written cross connection control program.

48) Order Type and Number: Consent Order 23-020-DW
Order Date: August 17, 2023
Individual/Entity: **GCH SC 6, LLC**
Facility: Blessed Land
Location: 794 Clark Road
Inman, SC 29349
Mailing Address: 320 Business Parkway, Unit A

	Greer, SC 29651
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.1.B

Summary: GCH SC 6, LLC (Individual/Entity) owns and is responsible for obtaining from the Department the proper permitting for the construction of public water supply mains and the associated appurtenances (PWS) to serve twenty-four residential lots located at Blessed Land in Spartanburg County, South Carolina. The Department conducted an inspection of the PWS on May 30, 2023, and determined that construction of the PWS had commenced and a permit had not been issued. 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 commencement of the construction of a PWS.

Action: The Individual/Entity is required to: submit to the Department for review a complete application and associated fee to obtain the required permit to complete the construction by October 17, 2023; and within 60 days of the date of the issuance of the construction permit, complete the construction in accordance with the permit and connect the residential lots to Inman-Campobello Water District. 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**).

Update: The civil penalty has been paid.

49)	<u>Order Type and Number:</u>	Consent Order 23-021-DW
	<u>Order Date:</u>	August 17, 2023
	<u>Individual/Entity:</u>	Reasonable Living, LLC
	<u>Facility:</u>	Reasonable Living, LLC #2
	<u>Location:</u>	2809 Plantation Drive Hardeeville, SC 29927
	<u>Mailing Address:</u>	82 Crestwood Drive Savannah, GA 31405
	<u>County:</u>	Jasper
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	2760016
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: Reasonable Living, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Jasper County, South Carolina. On July 26, 2023, 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. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity submitted an investigative report and a corrective action plan with a schedule.

50) <u>Order Type and Number:</u>	Consent Order 23-022-DW
<u>Order Date:</u>	August 17, 2023
<u>Individual/Entity:</u>	Christian Church (Disciples of Christ) in South Carolina
<u>Facility:</u>	Camp Christian
<u>Location:</u>	207 Camp Christian Road Hampton, SC 29924
<u>Mailing Address:</u>	Same
<u>County:</u>	Hampton
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	2570678
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: Christian Church (Disciples of Christ) in South Carolina (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Hampton County, South Carolina. On June 30, 2023, 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 (CAP) with a schedule to address the causes of the total coliform and E. coli present results at the PWS; and submit a system-wide flushing plan and a request for the intended use of a second well located on the site. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity submitted an investigative report and a corrective action plan and submitted a system-wide flushing plan and a request for the intended use of the second well.

51) Order Type and Number: Consent Order 23-023-DW
Order Date: August 17, 2023
Individual/Entity: **Anderson Williams, Individually and d.b.a. Hilltop Apartments**
Facility: Hilltop Apartments
Location: 5680 Ritter Road
Walterboro, SC 29488
Mailing Address: Same
County: Colleton
Previous Orders: None
Permit/ID Number: 1570301
Violations Cited: S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: Anderson Williams, Individually and d.b.a. Hilltop Apartments (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Colleton County, South Carolina. On July 6, 2023, 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. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity submitted an investigative report and a corrective action plan with a schedule.

52) Order Type and Number: Consent Order 23-024-DW
Order Date: August 17, 2023
Individuals/Entities: **Alchemy Fund, LLC - Genesis d.b.a. Alchemy Fund Genesis, LLC and Maverick Venture Group East, LLC**
Facility: Alchemy Fund, LLC
Location: Joe Louis Boulevard
Rock Hill, SC 29730
Mailing Address: 168 Highway 274, #309
Lake Wylie, SC 297110
County: York
Previous Orders: None

Permit/ID Number: 4674022
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Alchemy Fund, LLC - Genesis d.b.a. Alchemy Fund Genesis, LLC and Maverick Venture Group East, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in York County, South Carolina. The Department conducted an inspection on June 7, 2023, and the PWS was rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the wellhead did not have a screened vent, approved check valve, or a concrete pad; the well house door would not lock; there was no blow-off; a current map of the PWS was not provided for Department review; a complete procedures manual with programs, logs, and records was not provided for Department review; and the well serving the system was permitted as a residential well.

Action: The Individual/Entity is required to: provide for a certified well driller to properly abandon an off-line test well located on the site; and submit a corrective action plan and schedule of implementation to resolve the deficiencies identified during the inspection. 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 hired a certified well driller and the off-line test well has been properly abandoned. The Individual/Entity has also hired an engineer to evaluate the system and a corrective action plan has been submitted.

53) Order Type and Number: Consent Order 23-025-DW
Order Date: August 23, 2023
Individual/Entity: **Ridgeway Holdings, LLC**
Facility: Ridgeway Manor
Location: 117 Bellefield Road
Ridgeway, SC 29130
Mailing Address: 505 Ariana Avenue
Auburndale, FL 33823
County: Fairfield
Previous Orders: None
Permit/ID Number: 2070002
Violations Cited: S.C. Code Ann. Regs. 61-58.7

Summary: Ridgeway Holdings, 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. The Department conducted an inspection on April 27, 2023, and the PWS was rated unsatisfactory for failure to properly operate and maintain. The Individual/Entity has violated the State Primary Drinking Water Regulation as

follows: Well 1 was not operating at the time of the inspection; the air vent, sanitary seal, conduit, check valve, sample tap, and pressure switch at Well 1 were in disrepair; the well pad at Well 2 was cracked and the well cover was not locked; the sample taps at Well 2 and Plant 1 were in disrepair; the chlorine feed line at Plant 1 was not labeled; the chlorine solution tanks at Plant 1 had openings in the lid; the chlorine injection point at Plant 1 was not sealed or labeled; the current condition of the clearwell tank had not been evaluated and the lid was not properly sealed; Plant 1 only had 1 booster pump and there was a leaking pipe; and there was insect activity at Plant 1.

Action: The Individual/Entity is required to: correct the deficiencies by November 1, 2023; provide for a South Carolina professional engineer to complete an evaluation of Well 1, Well 2, the booster pump, and the Clearwell Tank, and submit a corrective action plan with a schedule to address any deficiencies noted in the evaluation by November 1, 2023. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**), and pay a stipulated penalty in the amount of two thousand dollars (\$2,000.00) should any requirement of the Order not be met.

Update: The civil penalty has been paid.

54) <u>Order Type and Number:</u>	Consent Order 23-026-DW
<u>Order Date:</u>	August 23, 2023
<u>Individual/Entity:</u>	Adirondack Family Trust
<u>Facility:</u>	Pleasant Ridge Mobile Home Park
<u>Location:</u>	1732 Augusta Road West Columbia, SC 29169
<u>Mailing Address:</u>	143 South Alpine Street Oakland, ME 04993
<u>County:</u>	Lexington
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	3260147
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: Adirondack Family Trust (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Lexington County, South Carolina. On July 20, 2023, 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. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a **stipulated**

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

Update: The Individual/Entity submitted an investigative report and a corrective action plan with a schedule.

Water Pollution Enforcement

55) Order Type and Number: Consent Order 23-035-W
 Order Date: August 9, 2023
 Individual/Entity: **City of Lake City**
 Facility: Lake Swamp WWTP
 Location: Off of S.C. Hwy. 341
 Lake City, SC
 Mailing Address: P.O. Box 1329
 Lake City, SC 29560
 County: Florence
 Previous Orders: None
 Permit/ID Number: SC0046311
 Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110 (d) and the Water Pollution Control Permits Regulation, S.C. Code Ann Regs. 61-9.122.41(a).

Summary: The City of Lake City (Individual/Entity) owns and is responsible for the proper operation and maintenance of its wastewater treatment plant in Florence County, South Carolina. On January 20, 2023, a Notice of Alleged Violation was issued as a result of chronic toxicity (CTOX) violations 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 limitations for CTOX.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by September 9, 2023; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTP should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of four thousand one hundred fifty dollars (\$4,150.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand one hundred fifty dollars (**\$4,150.00**).

Update: The Individual/Entity has submitted the written notification for completion of corrected actions and has paid the civil penalty.

56) Order Type and Number: Consent Order 23-037-W
Order Date: August 14, 2023
Individual/Entity: **Town of Wagener**
Facility: Town of Wagener WWTF
Location: 151 Woodshore Drive
Wagener, SC 29164
Mailing Address: P.O. Box 400
Wagener, SC 29164
County: Aiken
Previous Orders: 19-079-W (\$1,400.00)
Permit/ID Number: NPDES Permit SC0026204
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) and the Water Pollution Control Permits Regulation, S.C. Code Ann Regs. 61-9.122.41 (a).

Summary: The Town of Wagener (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Aiken County, South Carolina. On June 23, 2022, a Notice of Violation was issued as a result of an unsatisfactory Compliance Sampling Inspection. The Individual/Entity has violated the Pollution Control Act and the Water Pollution Control Permits Regulation as follows: failed to maintain and operate the WWTF in accordance with the Permit.

Action: The Individual/Entity is required to: submit to the Department notarized documentation certifying all mechanical aerators at the WWTF are operating by August 31, 2024, and submit notarized documentation certifying a proper influent bar screen has been installed by December 31, 2024. The Department has assessed a total civil penalty in the amount of seven hundred dollars (\$700.00). The Individual/Entity shall pay a civil penalty in the amount of seven hundred dollars (**\$700.00**).

Update: The civil penalty has been paid.

57) Order Type and Number: Consent Order 23-038-W
Order Date: August 14, 2023
Individual/Entity: **Bamberg Board of Public Works**
Facility: South Carolina Advanced Technology Park
Location: 867 Technology Drive
Barnwell, SC 29812
Mailing Address: P.O. Box 1180
Summerton, SC 29003
County: Barnwell
Previous Orders: 21-033-W (\$25, 900.00)
Permit/ID Number: ND0080985
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) and the Water Pollution Control Permits Regulation S.C. Code Ann. Regs. 61-9.122.41(a).

Summary: Town of Summerton (Individual/Entity) owns and is responsible for the South Carolina Advanced Technology Park wastewater treatment facility (WWTF) located in Barnwell County, South Carolina. The Individual/Entity reported violations of pH 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 limitations for pH.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the effluent violations, to include notification of its plan for development of a pretreatment program; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period; and submit an administratively and technically complete packet to add the WWTF as a part of its developed plan for a pretreatment program. The Department has assessed a total civil penalty in the amount of five thousand, six hundred dollars (\$5,600.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand, six hundred dollars (**\$5,600.00**).

Update: The Individual/Entity has submitted the written notification for completion of corrected actions paid the civil penalty.

58) Order Type and Number: Consent Order 23-039-W
Order Date: August 21, 2023
Individual/Entity: **Kiawah River Utility Company**
Facility: Kiawah River Utility Company WWTF
Location: Intersection of Mullet Rd and Bonneau Rd
Charleston, SC
Mailing Address: 320 Broad Street Suite 600
Charleston, SC 29401
County: Charleston
Previous Orders: None
Permit/ID Number: ND0088897
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: Kiawah River Utility Company (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 April 19, 2023, a Notice of Violation was issued as a result of violations of the permitted discharge limits for total nitrogen (nitrogen) 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 nitrogen.

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

Update: The Individual/Entity has submitted the written notification for completion of corrected actions paid the civil penalty.

BUREAU OF AIR QUALITY

59) <u>Order Type and Number:</u>	Consent Order 23-015-A
<u>Order Date:</u>	August 7, 2023
<u>Individual/Entity:</u>	Pacific Industrial Development Corporation
<u>Facility:</u>	Pacific Industrial Development Corporation
<u>Location:</u>	5396 North Blackstock Road Spartanburg, SC 29303
<u>Mailing Address:</u>	Same
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	18-022-A
<u>Permit/ID Number:</u>	2060-0548-CM
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-62.1, Section II, <i>Permit Requirements</i>

Summary: Pacific Industrial Development Corporation (Individual/Entity) manufacturers alumina-based products in Spartanburg County, South Carolina. On February 22, 2023, the Department conducted a comprehensive inspection at Pacific Industrial. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to submit written notification to the Department of the commencement of construction and failed to conduct and document annual reviews of the onsite implementation log for the calendar year 2022.

Action: The Individual/Entity is required to: comply with all terms and conditions of the Permit. The Department has assessed a total civil penalty in the amount of twelve thousand dollars (\$12,000.00). The Individual/Entity shall pay a civil penalty in the amount of twelve thousand dollars (**\$12,000.00**).

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

60) Order Type and Number: Consent Order 23-016
Order Date: August 7, 2023
Individual/Entity: **South Carolina Public Service Authority**
Facility: Santee Cooper Winyah Generation Station
Location: 661 Steam Plant Drive
Georgetown SC
Mailing Address: P.O. Box 2946101
Moncks Corner SC, 29461
County: Georgetown County
Previous Orders: None
Permit/ID Number: #1140-0005
Violations Cited: U.S. EPA 40 CFR 63.9991(a)(1), S.C. Code Ann. Regs. 61-62.63.9991(a)(1), and S.C. Code Ann. Regs. 61-62.1, Section II, *Permit Requirements*,

Summary: South Carolina Public Service Authority. (Individual/Entity) operates a coal fired power plant in Georgetown County, South Carolina. On March 3, 2022, the Department reviewed the semiannual reports for the reporting periods of January 1 through June 30, 2021, and July 1 through December 31, 2021 and issued a Notice of Violation. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: during the compliance periods of January 1 through December 31, 2021, for a period of 137 days over eleven separate events, failed to limit SO2 emissions for Boiler 3 to 0.20 lb/hr.

Action: The Individual/Entity is required to: maintain compliance with all applicable emission limits specified in Subpart UUUUU, and the Title V Permit. The Department has assessed a total civil penalty in the amount of ninety-nine thousand dollars (\$99,000.00). The Individual/Entity shall pay a civil penalty in the amount of ninety-nine thousand dollars (**\$99,000.00**).

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

61) Order Type and Number: Consent Order 23-017-A
Order Date: August 9, 2023
Individual/Entity: **Mr. Danny Boyd**
Facility: N/A
Location: 5 Crossover Road
Warrenville SC
Mailing Address: 104 Sugar Hill Drive
Graniteville SC, 29829
County: Aiken
Previous Orders: None
Permit/ID Number: None
Violations Cited: S.C. Code Ann. Regs. 61-62.2 (Supp. 2022), *Prohibition of Open Burning*

Summary: Mr. Danny Boyd (Individual/Entity) owns property located in Aiken County, South Carolina. On March 30, 2022, and August 5, 2022, a Department inspector conducted investigations in response to a complaint of open burning. During the investigations, the Department inspector observed a burn pile that contained actively burning household garbage. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: burned materials other than those allowed by Section I of the Open Burning Regulations, specifically, household garbage.

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

Update: This order is closed.

62) <u>Order Type and Number:</u>	Consent Order 23-018-A
<u>Order Date:</u>	August 11, 2023
<u>Individual/Entity:</u>	Richard L. Grubbs
<u>Facility:</u>	None
<u>Location:</u>	Parcel #026-19-04-004 Beech Island SC
<u>Mailing Address:</u>	103 Circle Drive Beech Island SC, 29842
<u>County:</u>	Aiken
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	None
<u>Violations Cited</u>	S.C. Code Ann. Regs. 61-62.2 (Supp. 2022), <i>Prohibition of Open Burning</i>

Summary: Richard L. Grubbs (Individual/Entity) owns property located in Aiken County, South Carolina. On January 11, 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 materials other than those specifically allowed by Section I of the Open Burning Regulations, specifically, plastics, metals and land clearing debris less than one thousand (1000) feet from the nearest public roadway and residence.

Action: The Individual/Entity is required to: immediately and henceforth cease all open burning except as in compliance the regulations . The Department has assessed a total civil penalty in the amount of three thousand dollars (\$3,000.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

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

- 63) Order Type and Number: Consent Order 23-021-A
Order Date: August 14, 2023
Individual/Entity: **Gateway Services USA, LLC**
d.b.a. Agape Pet Services
Facility: 26A American Court
Location: Greenville SC
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 1200-0202
Violations Cited: S.C. Code Ann. Regs. 61-62.1 (Supp. 2022),
Permit Requirements

Summary: Gateway Services USA, LLC d.b.a. Agape Pet Services (Individual/Entity) operates a crematory which incinerates animal remains located in Greenville County, South Carolina. On September 21, 2022, a Department inspector conducted a comprehensive inspection. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to limit opacity from the incinerator to 10%; failed to record and maintain on-site hourly temperature readings; and, failed to minimize fugitive particulate matter to the maximum extent possible through good housekeeping practices.

Action: The Individual/Entity is required to: comply with all terms and conditions of the Permit. The Department has assessed a total civil penalty in the amount of nine thousand seven hundred fifty dollars (\$9,750.00). The Individual/Entity shall pay a civil penalty in the amount of nine thousand seven hundred fifty dollars (**\$9,750.00**).

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

- 64) Order Type and Number: Consent Order 23-019-A
Order Date: August 17, 2023
Individual/Entity: **Western Green**
Facility: Western Green
Location: 1051 East Main Street
Lake City, SC 29560
Mailing Address: Same
County: Florence
Previous Orders: None
Permit/ID Number: 1040-0140
Violations Cited: S.C. Code Ann. Regs. 61-62.1, Section II,
Permit Requirements

Summary: Western Green (Individual/Entity) manufactures rolled erosion control products, sediment devices, hydro-mulches, and open weave textiles in Florence County, South Carolina. On April 11, 2022, the Department conducted a comprehensive inspection. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to maintain proper housekeeping or wet suppression for the waste burner; failed to notify the Department within thirty (30) days of a transfer of ownership; and failed to limit opacity to 20%.

Action: The Individual/Entity is required to: comply with all terms and conditions of the Permit. The Department has assessed a total civil penalty in the amount of ten thousand eight hundred dollars (\$10,800.00). The Individual/Entity shall pay a civil penalty in the amount of ten thousand dollars eight hundred dollars (**\$10,800.00**).

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

65) <u>Order Type and Number:</u>	Consent Order 23-021-A
<u>Order Date:</u>	August 23, 2023
<u>Individual/Entity:</u>	NUCOR CORPORATION
<u>Facility:</u>	Nucor Steel - Berkeley
<u>Location:</u>	1455 Hagan Avenue Huger, SC 29450
<u>Mailing Address:</u>	Same
<u>County:</u>	Berkeley
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	0420-0060
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-62.1, Section II,
<i>Permit Requirements</i>	

Summary: Nucor Corporation (Individual/Entity) operates a scrap steel recycling mill located in Berkeley County, South Carolina. . On February 23, 2023, the Department received results of a performance test for PM₁₀ emissions. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to limit filterable PM₁₀ emissions to 0.0028 gr/dscf and 2.0 lb/hr on January 24, 2023.

Action: The Individual/Entity is required to: henceforth limit filterable PM₁₀ emissions to 0.0028 gr/dscf as a 3-hour block average and 2.0 lb/hr as a 3-hour block average. The Department has assessed a total civil penalty in the amount of ten thousand dollars (\$10,000.00). The Individual/Entity shall pay a penalty of ten thousand dollars (**\$10,000.00**) due by September 22, 2023.

Update: On March 13, 2023, the Individual/Entity conducted a Department-approved re-test for PM₁₀ emissions. On April 11, 2023, the Department received the test report which demonstrated compliance with the PM₁₀ emissions limits.

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

On-Site Wastewater Enforcement

66) Order Type and Number: Administrative Order 23-070-OSWW
Order Date: July 31, 2023
Individual/Entity: **Angelia Huffman**
Facility: Angelia Huffman
Location: 3666 Flat Creek Road
Lancaster, SC 29720
Mailing Address: Same
County: Lancaster
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Angelia Huffman (Individual/Entity) owns property located in Lancaster County, South Carolina. The Department conducted an investigation on February 8, 2023, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

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

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

67) Order Type and Number: Administrative Order 23-075-OSWW
Order Date: July 31, 2023
Individual/Entity: **Julia Sims**
Facility: Julia Sims
Location: 1893 Stevens Hill Road
Lancaster, SC 29720
Mailing Address: Same

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

Summary: Julia Sims (Individual/Entity) owns property located in Lancaster County, South Carolina. The Department conducted an investigation on June 9, 2023, and observed a residence being occupied for more than two (2) hours per day without an approved means of domestic wastewater treatment and disposal. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that any building or dwelling occupied for more than two (2) hours per day is connected to an approved means of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to apply for a Permit to Construct an OSWW system within five (5) days and install any permitted OSWW system within ten (10) days of issuance of a Permit to Construct; or immediately vacate the residence to eliminate the need for an OSWW system at the site. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has submitted an OSWW Permit to Construct application.

68) Order Type and Number: Administrative Order 23-077-OSWW
Order Date: July 31, 2023
Individual/Entity: **William Cloniger**
Facility: William Cloniger
Location: 347 North Grandview Road
Clover, SC 29710
Mailing Address: Same
County: York
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: William Cloniger (Individual/Entity) owns property located in York County, South Carolina. The Department conducted an investigation on June 19, 2023, and observed a camper being occupied for more than two (2) hours per day without an approved means of domestic wastewater treatment and disposal. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that any building or dwelling occupied for more than two (2) hours per day is connected to an approved means of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to apply for a Permit to Construct for an OSWW system within five (5) days and install any permitted OSWW system within ten (10) days of issuance of a Permit to Construct; or immediately vacate/remove the camper to eliminate the need for an OSWW system at the site. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

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

69) <u>Order Type and Number:</u>	Administrative Order 23-081-OSWW
<u>Order Date:</u>	August 8, 2023
<u>Individual/Entity:</u>	James N. Scott and Regenia G. Scott
<u>Facility:</u>	James N. Scott and Regenia G. Scott
<u>Location:</u>	68 Palmetto Point Hardeeville, SC 29927
<u>Mailing Address:</u>	199 Ford Road Rincon, GA 31326
<u>County:</u>	Jasper
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: James N. Scott and Regenia G. Scott (Individual/Entity) own property located in Jasper County, South Carolina. The Department conducted an investigation on December 8, 2022, and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the 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.

70) Order Type and Number: Administrative Order 23-061-OSWW
Order Date: August 14, 2023
Individual/Entity: **Brad Batson, Individually and DBA as Batson Construction, LLC**
Facility: Brad Batson, Individually and DBA as Batson Construction, LLC
Location: 600 Oak Hill Lane
Belton, SC 29627
Mailing Address: 200 Chafin Road
Piedmont, SC 29650
County: Anderson
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Brad Batson, individually and DBA as Batson Construction, LLC (Individual/Entity) installed an OSWW system on property located in Anderson County, South Carolina. The Department conducted an investigation on March 2023, and determined that the Individual/Entity was not licensed by the Department to install OSWW systems. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to apply for, receive, and maintain a Department issued license to install OSWW systems.

Action: The Individual/Entity is required to cease and desist installing OSWW systems until they apply for and receive a valid Department issued license to construct and repair OSWW systems. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

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

71) Order Type and Number: Consent Order 23-067-OSWW
Order Date: August 8, 2023
Individual/Entity: **Channon Lee, individually and DBA Crescent Site Work, LLC**
Facility: Channon Lee, individually and DBA Crescent Site Work, LLC
Location: 557 Old Greeleyville Road
Greeleyville, SC 29056
Mailing Address: 1531 Johnsonville Highway
Lake City, SC 29560
County: Williamsburg
Previous Orders: None
Permit Number: None

Violations Cited:

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

Summary: Channon Lee, individually and DBA Crescent Site Work, LLC, (Individual/Entity) installed an OSWW system on property located in Williamsburg County, South Carolina. The Department conducted an investigation during October 2022 and determined that the Contractor Self-Inspection form for the site was not submitted to the Department. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: he did not submit the required documents to the Department within two (2) business days of the installation of the OSWW system.

Action: The Individual/Entity is required to cease and desist installing OSWW systems without submitting the required documents to the Department within the required two (2) business days. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

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

72) <u>Order Type and Number:</u>	Consent Order 23-079-OSWW
<u>Order Date:</u>	August 8, 2023
<u>Individual/Entity:</u>	Joshua Johnson, individually and DBA Johnson Excavations, LLC
<u>Facility:</u>	Joshua Johnson, individually and DBA Johnson Excavations, LLC
<u>Location:</u>	Ray Blackley Road Inman, SC 29349
<u>Mailing Address:</u>	650 Motlow Creek Road Campobello, SC 29322
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Joshua Johnson, individually and DBA Johnson Excavations, LLC (Individual/Entity) install an OSWW system on property located in Spartanburg County, South Carolina. The Department conducted a final inspection on June 13, 2023, and observed violations of the permit and regulation in the installed OSWW system. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: the OSWW system was not installed per the requirements of the permit, the fall along trenches was greater than two (2) inches, the pipe connecting the drainlines was not solid Schedule 40 PVC, the aggregate was not level, and there were no earthen dams between the drainlines.

Action: The Individual/Entity is required to cease and desist installing OSWW systems that violate the requirements of the regulation or the permit to Construct. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**) by September 8, 2023.

Update:

73) Order Type and Number: Consent Order 23-073-OSWW
Order Date: August 14, 2023
Individual/Entity: **Mike Dennis, individually and DBA Mike's Plumbing & Repair**
Facility: Mike Dennis, individually and DBA Mike's Plumbing & Repair
Location: 1816 Kolb Road
Sumter, SC 29154
Mailing Address: 2241 Bob White Drive
Sumter, SC 29154
County: Sumter
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Mike Dennis, individually and DBA Mike's Plumbing & Repair, (Individual/Entity) repaired an OSWW system on property located in Sumter County, South Carolina. The Department conducted an investigation on June 7, 2023, and determined that the Individual/Entity was not licensed by the Department to install or repair OSWW systems. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: they have engaged in the business of constructing and repairing onsite sewage treatment systems without first applying for, receiving, and subsequently maintaining a valid license to conduct such activities, as required by the Department.

Action: The Individual/Entity is required to cease and desist installing or repairing OSWW systems without a Department issued license. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

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

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