

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 October 8, 2020

_____ ACTION/DECISION

 X INFORMATION

1. **TITLE:** Administrative and Consent Orders issued by the Office of Environmental Affairs.
2. **SUBJECT:** Administrative and Consent Orders issued by the Office of Environmental Affairs during the period August 1, 2020, through August 31, 2020.
3. **FACTS:** For the reporting period of August 1, 2020, through August 31, 2020, the Office of Environmental Affairs issued forty-three (43) Consent Orders with total assessed civil penalties in the amount of fifty-five thousand, four hundred thirty dollars (\$55,430.00). Also, eight (8) Administrative Orders were reported during this period.

| Bureau and Program Area | Administrative Orders | Assessed Penalties | Consent Orders | Assessed Penalties |
|--------------------------------------|-----------------------|--------------------|----------------|--------------------|
| Land and Waste Management | | | | |
| UST Program | 0 | 0 | 0 | 0 |
| Aboveground Tanks | 0 | 0 | 0 | 0 |
| Solid Waste | 0 | 0 | 1 | \$500.00 |
| Hazardous Waste | 0 | 0 | 0 | 0 |
| Infectious Waste | 0 | 0 | 0 | 0 |
| Mining | 0 | 0 | 0 | 0 |
| SUBTOTAL | 0 | 0 | 1 | \$500.00 |
| Water | | | | |
| Recreational Water | 0 | 0 | 31 | \$29,980.00 |
| Drinking Water | 0 | 0 | 1 | \$4,000.00 |
| Water Pollution | 0 | 0 | 4 | \$1,700.00 |
| Dam Safety | 0 | 0 | 0 | 0 |
| SUBTOTAL | 0 | 0 | 36 | \$35,680.00 |
| Air Quality | | | | |
| SUBTOTAL | 0 | 0 | 1 | \$14,000.00 |
| Environmental Health Services | | | | |
| Food Safety | 1 | 0 | 3 | \$4,250.00 |
| Onsite Wastewater | 7 | 0 | 2 | \$1,000.00 |
| SUBTOTAL | 8 | 0 | 5 | \$5,250.00 |
| OCRM | | | | |
| SUBTOTAL | 0 | 0 | 0 | 0 |
| TOTAL | 8 | 0 | 43 | \$55,430.00 |

Submitted by:

Myra C. Reece

Myra C. Reece
 Director of Environmental Affairs

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
October 8, 2020**

BUREAU OF LAND AND WASTE MANAGEMENT

Solid Waste Enforcement

- 1) Order Type and Number: Consent Order 20-21-SW
 Order Date: August 27, 2020
 Individual/Entity: **Mary Hunt-Miller**
 Facility: Hunt-Miller Landfill
 Location: 1226 Chime Bell Church Road
 Aiken, SC 29803

 Mailing Address: Same
 County: Aiken
 Previous Orders: None
 Permit/ID Number: 022725-1701
 Violations Cited: Solid Waste Policy and Management Act of
 1991, S.C. Code Ann. 44-96-440 *et seq.* (Rev. 2018 & Supp. 2019); Solid Waste
 Management: Solid Waste Landfills and Structural Fill R.61-107.19 (Supp. 2018),
 Part III.B.7.

Summary: Mary Hunt-Miller (Individual/Entity) owns and operates a Class One landfill in Aiken County, South Carolina. A fire was reported to the Department on February 22, 2020, and multiple inspections were conducted between February 25, 2020, and May 12, 2020. The Individual/Entity has violated the Solid Waste Policy and Management Act and the Solid Waste Management: Solid Waste Landfills and Structural fill Regulation as follows: failed to implement corrective action measures as appropriate to extinguish the fire and prevent it from smoldering in the 30-day parameter provided by the Department and as requested by the Department.

Action: The Individual/Entity is required to: notify the Department which option will be performed: Option a) cover all exposed waste with soil; and ensure the fire is completely extinguished with no smoldering. The Department has assessed a total civil penalty in the amount of five thousand, nine hundred dollars (\$5,900.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (\$500.00) and pay a suspended penalty in the amount of five thousand, four hundred dollars (\$5,400.00) should any requirement of Option a) in the Order not be met; or Option b) close the landfill in accordance with the Regulation and Permit by: immediately posting signs that state that the facility is no longer in operation; apply a two (2) foot thick final earth cover; test for certification of cap closure at a rate of two thickness tests per acre; send in a closure report completed by a professional engineer; seed the finished surface of

the disposal area with native grasses; notify the Department that the landfill has been properly closed in accordance with the requirements specified in the General Permit; and record a notation in the record of ownership of the property with the appropriate Register of Deeds or another instrument normally examined during a title search, that will notify any potential purchaser of the property that the land has been filled. The Department has assessed a total civil penalty in the amount of five thousand, nine hundred dollars (\$5,900.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand, nine hundred dollars (**\$5,900.00**) should any requirement of Option b) in the Order not be met.

Updates: The Individual/Entity has chosen to meet the requirements in Option b; therefore they will need to meet the requirements to properly close the landfill by November 25, 2020, and pay the suspended penalty of five thousand, nine hundred dollars (\$5,900.00) should any requirement of Option b not be met.

BUREAU OF WATER

Recreational Waters Enforcement

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| 2) <u>Order Type and Number:</u> | Consent Order 20-009-RW |
| <u>Order Date:</u> | August 3, 2020 |
| <u>Individual/Entity:</u> | Royal Estates Homeowners Association, Inc. |
| <u>Facility:</u> | Royal Estates |
| <u>Location:</u> | 4389 Mandi Avenue Little River, SC 29566 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Horry |
| <u>Previous Orders:</u> | 19-003-RW (\$680.00) |
| <u>Permit/ID Number:</u> | 26-H25-1 |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-51(J) |

Summary: Royal Estates 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 9, 2020, and July 8, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the depth marker tiles on the deck were broken; a ladder was missing bumpers; the deck was uneven with sharp edges; there was no drinking water fountain; the chlorine and pH levels were not within the acceptable range of water quality standards; and, the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one 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. This project and Order have been closed.

- 3) Order Type and Number: Consent Order 20-010-RW
Order Date: August 3, 2020
Individual/Entity: **Vision Hotels, LLC**
Facility: Tru by Hilton
Location: 2140 West Lucas Street
Florence, SC 29501
Mailing Address: P.O. Box 7537
Florence, SC 29502
County: Florence
Previous Orders: None
Permit/ID Number: 21-1032B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Vision Hotels, LLC (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 February 13, 2020, and June 17, 2020, 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; there were non-pool related items stored in the equipment room; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring did not have a permanently attached rope; 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. This project and Order have been closed.

- 4) Order Type and Number: Consent Order 20-011-RW
Order Date: August 3, 2020
Individual/Entity: **Pinebrook Homeowners Association, Inc.**
Facility: Pinebrook
Location: 3878 Pinebrook Circle
Little River, SC 29566
Mailing Address: P.O. Box 26844

Charlotte, NC 28221

County: Horry
Previous Orders: None
Permit/ID Number: 26-F38-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Pinebrook Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on June 1, 2020, and July 1, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the deck was chipped; a skimmer lid was broken; the bathrooms were not accessible; a gate did not self-close and latch; the chlorine level was 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. This project and Order have been closed.

5) Order Type and Number: Consent Order 20-012-RW
Order Date: August 4, 2020
Individual/Entity: **Drayton Athletic Association**
Facility: Drayton Athletic Association
Location: 2378 Brevard Road
Charleston, SC 29414
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-026-2
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Drayton Athletic Association (Individual/Entity) owns and is responsible for the proper operation and maintenance of a kiddie pool located in Charleston County, South Carolina. The Department conducted inspections on June 9, 2020, and June 29, 2020, 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 bathrooms did not have toilet paper; the kiddie pool entry door did not self-close and latch; the pH level was not within the acceptable range of water quality standards; the bound and numbered log book was not available for review on the first inspection; and, the bound and numbered log book was not maintained on a daily basis 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. This project and Order have been closed.

- 6) Order Type and Number: Consent Order 20-013-RW
Order Date: August 4, 2020
Individual/Entity: **Tri-Springs Homeowners Association**
Facility: Tri-Springs
Location: 200 Spring Tyme Court
Lexington, SC 29073
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: 32-197-1 & 32-198-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tri-Springs Homeowners Association (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Lexington County, South Carolina. The Department conducted inspections on May 28, 2020, and July 1, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring was deteriorated; the pool rules sign was not completely filled out; a ladder was missing non-slip tread inserts; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record on the first inspection; and, the bound and numbered log book was not maintained on a daily basis on the second inspection.

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

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

- 7) Order Type and Number: Consent Order 20-014-RW
Order Date: August 4, 2020
Individual/Entity: **Wyboo Plantation Owners Association, Inc.**
Facility: Wyboo Plantation
Location: 100 Recreation Drive

Mailing Address: Manning, SC 29102
200 Recreation Drive
Manning, SC 29102
County: Clarendon
Previous Orders: None
Permit/ID Number: 14-038-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Wyboo Plantation Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Clarendon County, South Carolina. The Department conducted inspections on June 15, 2020, and July 1, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the water level was too high; a skimmer was missing a weir; the life ring was deteriorated; there was no shepherd's crook; the emergency notification device was not accessible; the bound and numbered log book was not available for review on the first inspection; the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book on the second inspection; the disinfection equipment was not accessible; and, the recirculation and filtration system 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. This project and Order have been closed.

8) Order Type and Number: Consent Order 20-015-RW
Order Date: August 10, 2020
Individual/Entity: **JDHQ Hotels, LLC**
Facility: Residence Inn by Marriott
Location: 5035 International Boulevard
Charleston, SC 29405
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1073B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: JDHQ Hotels, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Charleston County, South Carolina. The Department conducted inspections on May 27, 2020, and July 2, 2020, 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 step; a ladder was missing bumpers; the pool furniture was not at least four feet from the edge of the

pool; skimmers were missing weirs; non-pool related items were stored in the pool equipment room; the chlorine level was not within the accept range of water quality standards; the life ring did not have a permanently attached rope; the shepherd's crook was missing a bolt and was not permanently attached to the handle; the pool rules sign was not completely filled out; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; the bound and numbered log book was not maintained on a daily basis, and it was not maintained a minimum of three times per week by the pool operator of record; the facility could not produce current valid documentation of pool operator certification; and, the drinking water fountain 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. This project and Order have been closed.

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| 9) <u>Order Type and Number:</u> | Consent Order 20-016-RW |
| <u>Order Date:</u> | August 10, 2020 |
| <u>Individual/Entity:</u> | Views on Pelham Property Holdings, LLC |
| <u>Facility:</u> | Park at Sondrio |
| <u>Location:</u> | 3500 Pelham Road Greenville, SC 29615 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Greenville |
| <u>Previous Orders:</u> | None |
| <u>Permit/ID Number:</u> | 23-191-1 |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-51(J) |

Summary: Views on Pelham Property Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 12, 2020, and July 27, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the drinking water fountain was not operating properly; the "Shallow Water – No Diving Allowed" signs posted did not have the correct wording or the correct size letters; the "No Lifeguard On Duty – Swim At Your Own Risk" signs posted did not have the correct size letters; the cyanuric acid level was not being recorded weekly in the bound and numbered log book; 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. This project and Order have been closed.

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| 10) <u>Order Type and Number:</u> | Consent Order 20-017-RW |
| <u>Order Date:</u> | August 11, 2020 |
| <u>Individual/Entity:</u> | Kalpana, Inc. |
| <u>Facility:</u> | Best Western |
| <u>Location:</u> | 2470 Prospect Drive North Charleston, SC 29406 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Charleston |
| <u>Previous Orders:</u> | None |
| <u>Permit/ID Number:</u> | 10-1141B |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-51(J) |

Summary: Kalpana, 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 17, 2020, and July 13, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmer lids were cracked; skimmers did not have weirs; the gate did not self-close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the United States Coast Guard approved life ring was deteriorated; the emergency notification device was not operational; 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. This project and Order have been closed.

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| 11) <u>Order Type and Number:</u> | Consent Order 20-018-RW |
| <u>Order Date:</u> | August 13, 2020 |
| <u>Individual/Entity:</u> | Orencel Tamarind, LLC |
| <u>Facility:</u> | Tamarind at Stoneridge |
| <u>Location:</u> | 143 Stoneridge Drive Columbia, SC 29210 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Richland |
| <u>Previous Orders:</u> | 17-164-RW (\$680.00) |
| <u>Permit/ID Number:</u> | 40-206-1 |

Violations Cited:

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

Summary: Orencel Tamarind, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. The Department conducted inspections on June 23, 2020, and July 10, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing bumpers; the pool floor was dirty; there was debris in the skimmer baskets; the chlorine and pH levels were not within the acceptable range of water quality standards; the bound and numbered log book was not available for review; a ladder was broken; the gate did not self-close and latch; there were no “Shallow Water – No Diving Allowed” signs posted; and, there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted.

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. This project and Order have been closed.

- 12) Order Type and Number: Consent Order 20-020-RW
Order Date: August 18, 2020
Individual/Entity: **Sejwad Hospitality, LLC**
Facility: Holiday Inn Express Columbia –
Two Notch
Location: 8300 Two Notch Road
Columbia, SC 29223
Mailing Address: 8105 Two Notch Road
Columbia, SC 29223
County: Richland
Previous Orders: None
Permit/ID Number: 40-390-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sejwad Hospitality, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. The Department conducted inspections on May 26, 2020, and June 26, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was algae on the pool floor; the gate did not self-close and latch; the bound and numbered log book was not maintained on a daily basis; only one “No Lifeguard On Duty - Swim At Your Own Risk” sign was posted; the bathrooms were not accessible; 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. This project and Order have been closed.

13) Order Type and Number: Consent Order 20-022-RW
Order Date: August 18, 2020
Individual/Entity: **Atlantic Paradise, LLC**
Facility: Atlantic Paradise Resort
Location: 1401 South Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: 1403 South Ocean Boulevard
Myrtle Beach, SC 29577
County: Horry
Previous Orders: 18-244-RW (\$2,040.00)
Permit/ID Number: 26-394-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) &
61-51(K)(1)(c)

Summary: Atlantic Paradise, 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 9, 2020, and July 16, 2020, and violations were issued for failure to properly operate and maintain and for operating prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a ladder was missing rungs; there was no drinking water fountain; the pool equipment room was not locked; a gate did not self-close and latch; 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 life ring; the emergency notification device was not operational; the pool rules sign was not legible; the current pool operator of record information was not posted to the public; the bound and numbered log book was not available for review on the first inspection and the bound and numbered log book was not maintained on a daily basis on the second inspection; and, the pool was operating prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of two thousand dollars (\$2,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**).

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

- 14) Order Type and Number: Consent Order 20-023-RW
Order Date: August 18, 2020
Individual/Entity: **Mystic Sea, Inc.**
Facility: Mystic Sea
Location: 2101 South Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: 2105 South Ocean Boulevard
Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-J22-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Mystic Sea, 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 June 16, 2020, and July 17, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; and, the spa temperature was too high.

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. This project and Order have been closed.

- 15) Order Type and Number: Consent Order 20-024-RW
Order Date: August 18, 2020
Individual/Entity: **Tara of Greenville, LLC**
Facility: Hyatt Place Greenville
Location: 128 E Broad Street
Greenville, SC 29601
Mailing Address: 8832 Blakeney Professional Drive Suite 202
Charlotte, NC 28277
County: Greenville
Previous Orders: None
Permit/ID Number: 23-1276B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tara of Greenville, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 2, 2020, and July 2, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity

has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the shepherd's crook was missing a bolt; 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. This project and Order have been closed.

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| 16) | <u>Order Type and Number:</u> | Consent Order 20-025-RW |
| | <u>Order Date:</u> | August 18, 2020 |
| | <u>Individual/Entity:</u> | Vista Commons, L.P. |
| | <u>Facility:</u> | Vista Commons Apartments |
| | <u>Location:</u> | 1100 Pulaski Street Columbia, SC 29201 |
| | <u>Mailing Address:</u> | Same |
| | <u>County:</u> | Richland |
| | <u>Previous Orders:</u> | None |
| | <u>Permit/ID Number:</u> | 23-1276B |
| | <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-51(J) |

Summary: Vista Commons, L.P. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Richland County, South Carolina. The Department conducted inspections on June 15, 2020, and July 23, 2020, 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 and pH levels were not within the acceptable range of water quality standards; the emergency notification device was not operational; the bound and numbered log book was not maintained on a daily basis; the current pool operator of record information was not posted to the public; and, the facility address was not posted at the emergency notification device.

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

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

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| 17) | <u>Order Type and Number:</u> | Consent Order 20-021-RW |
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Order Date: August 19, 2020
Individual/Entity: **Belair at Carolina Lakes Homeowners Association, Inc.**
Facility: Belair at Carolina Lakes
Location: 3225 Dunbar Lane
Indian Land, SC 29707
Mailing Address: Same
County: Lancaster
Previous Orders: None
Permit/ID Number: 29-1012B & 29-1013C
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Belair at Carolina Lakes Homeowners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Lancaster County, South Carolina. The Department conducted inspections on June 16, 2020, and July 17, 2020, 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 drinking water fountain was not operating; the life ring rope was deteriorated; the shepherd's crook was missing a bolt; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; there was a leak in the pool equipment room; the water level was too high on the first inspection, and the water level was too low on the second inspection; a skimmer basket was floating; the flow meter was not operating; the chlorine level was not within the acceptable range of water quality standards; a ladder was not tight and secure; and, there was debris in the skimmer baskets.

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. This project and Order have been closed.

18) Order Type and Number: Consent Order 20-019-RW
Order Date: August 20, 2020
Individual/Entity: **GS Crossings, LLC**
Facility: Livingston Place Subdivision
Location: 418 North Cobia Court
Irmo, SC 29063
Mailing Address: 90 North Royal Tower Drive
Irmo, SC 29063
County: Richland
Previous Orders: None

Permit/ID Number: 40-1192B
Violations Cited: S.C. Code Ann. Regs. 61-51(B)(2)

Summary: GS Crossings, LLC (Individual/Entity) owns and is responsible for obtaining from the Department a permit to construct a pool located in Richland County, South Carolina. The Department conducted an inspection of the site on June 25, 2020 and determined that the pool was being constructed and a permit to construct had not been issued. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to obtain a permit to construct from the Department prior to the construction of a pool.

Action: The Individual/Entity is required to: complete the construction in accordance with the permit. The Department has assessed a total civil penalty in the amount of three hundred dollars (\$300.00). The Individual/Entity shall pay a civil penalty in the amount of three hundred dollars (**\$300.00**).

Update: Prior to the issuance of the Order, a permit application was submitted, and a permit was issued. The civil penalty has been paid.

19) Order Type and Number: Consent Order 20-026-RW
Order Date: August 21, 2020
Individual/Entity: **Airport Properties, Inc.**
Facility: Sandcastle North
Location: 1802 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: P.O. Box 1362
Myrtle Beach, SC 29578
County: Horry
Previous Orders: None
Permit/ID Number: 26-J86-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Airport Properties, 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 12, 2020, and July 16, 2020, 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 and pH levels were not within the acceptable range of water quality standards; the main drain grates were not visible; and, the life ring was deteriorated.

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. This project and Order have been closed.

- 20) Order Type and Number: Consent Order 20-027-RW
Order Date: August 21, 2020
Individual/Entity: **Pelican Pass Homeowners Association, Inc.**
Facility: Pelican Pass
Location: 612 South Ocean Boulevard
Surfside Beach, SC 29575
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-821-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Pelican Pass 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 2, 2020, and June 30, 2020, and violations were issued for failure to properly operate and maintain and for re-opening prior to receiving Department approval. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the waterline tiles were not clean; a skimmer basket was floating; the gate did not self-close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the emergency notification device was not operating properly; the pool rules sign was not completely filled out; the “Shallow Water – No Diving Allowed” and “No Lifeguard On Duty – Swim At Your Own Risk” signs posted did not have the correct wording; 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; and, the pool re-opened prior to receiving Department approval.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of one thousand, 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. This project and Order have been closed.

- 21) Order Type and Number: Consent Order 20-028-RW
Order Date: August 26, 2020
Individual/Entity: **Graybul Cotton Mill Commons, LLC**
Facility: Cotton Mill Commons
Location: 6001 Spindle Circle
Simpsonville, SC 29681

Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 23-1294B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Graybul Cotton Mill Commons, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on July 6, 2020, and August 6, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pH level was not within the acceptable range of water quality standards; the “Shallow Water – No Diving Allowed” signs did not have the correct wording; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and, the bound and numbered log book was not maintained on a daily basis.

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

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

22) Order Type and Number: Consent Order 20-029-RW
Order Date: August 26, 2020
Individual/Entity: **Raldex II, Inc.**
Facility: Staybridge Suites
Location: 150 Westpark Drive
Florence, SC 29501
Mailing Address: 780 Woody Jones Boulevard
Florence, SC 29501
County: Florence
Previous Orders: None
Permit/ID Number: 21-1029B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Raldex II, Inc. (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 12, 2020, and July 14, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the skimmer baskets were floating; 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. This project and Order have been closed.

23) Order Type and Number: Consent Order 20-030-RW
Order Date: August 26, 2020
Individual/Entity: **Centre Pointe Hotel, LLC**
Facility: Towne Place Suites North Charleston
Location: 5001 Fashion Avenue
North Charleston, SC 29418
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1307B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Centre Pointe 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 May 26, 2020, and June 24, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: there was a loose tile on the deck posing a trip hazard; a skimmer was missing a weir; the chlorine and pH levels were not within the acceptable range of water quality standards; there was no pool rules sign; there were no “Shallow Water – No Diving Allowed” signs posted; 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. This project and Order have been closed.

24) Order Type and Number: Consent Order 20-032-RW
Order Date: August 26, 2020
Individual/Entity: **Sandy Shores III Interval Owners Association, Inc.**
Facility: Sandy Shores III
Location: 1425 N Waccamaw Drive
Murrells Inlet, SC 29576
Mailing Address: 1550 Fawn Vista Drive
Surfside Beach, SC 29575

County: Horry
Previous Orders: None
Permit/ID Number: 26-E51-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sandy Shores III Interval 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 9, 2020, and July 29, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the pool furniture was not at least four feet from the edge of the pool; the chlorine and pH levels were not within the acceptable range of water quality standards; the life ring did not have a permanently attached rope; the current pool operator of record information was not posted to the public; the depth marker tiles were broken; a ladder was not tight and secure; and, the deck was uneven with sharp edges.

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. This project and Order have been closed.

25) Order Type and Number: Consent Order 20-031-RW
Order Date: August 27, 2020
Individual/Entity: **Woodlands of Clemson Condominium Association, Inc.**
Facility: Woodlands of Clemson
Location: 833 Old Greenville Highway
Central, SC 29631
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit/ID Number: 39-1017B, 39-1018B, & 39-1019B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Woodlands of Clemson Condominium Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of three pools located in Pickens County, South Carolina. The Department conducted inspections on June 5, 2020, and July 15, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; the “No Lifeguard On Duty – Swim At Your Own Risk” signs posted did not have the appropriate size letters on the first inspection, and there was only one sign posted on the second inspection; the depth

marker tiles did not accurately reflect the depth; there was debris in the skimmer baskets; the bound and numbered log book was not maintained on a daily basis; the disinfection equipment was not operating; there were chlorine sticks in the skimmer baskets; the current pool operator of record information was not posted to the public; the cyanuric acid level was not recorded weekly in the bound and numbered log book; and, tiles were missing on the pool wall.

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. This project and Order have been closed.

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| 26) <u>Order Type and Number:</u> | Consent Order 20-033-RW |
| <u>Order Date:</u> | August 27, 2020 |
| <u>Individual/Entity:</u> | Beacon Knoll Homeowners' Association, Inc. |
| <u>Facility:</u> | Beacon Knoll |
| <u>Location:</u> | 521 Beacon Knoll Lane Fort Mill, SC 29708 |
| <u>Mailing Address:</u> | 2764 Pleasant Road Box 10309 Fort Mill, SC 29708 |
| <u>County:</u> | York |
| <u>Previous Orders:</u> | None |
| <u>Permit/ID Number:</u> | 46-096-1 |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-51(J) |

Summary: Beacon Knoll Homeowners' Association, Inc. (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 15, 2020, and July 14, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the flow meter was not operating; the chlorine and pH levels were not within the acceptable range of water quality standards; and, the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of 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. This project and Order have been closed.

27) Order Type and Number: Consent Order 20-034-RW
Order Date: August 27, 2020
Individual/Entity: **HDCC, LLC**
Facility: Darlington Country Club
Location: 125 Country Club Road
Darlington, SC 29540
Mailing Address: Same
County: Darlington
Previous Orders: None
Permit/ID Number: 16-1014B
Violations Cited: S.C. Code Ann. Regs. 61-51.B.7

Summary: HDCC, LLC (Individual/Entity) owns and is responsible for obtaining from the Department final approval to operate a newly constructed pool located in Darlington County, South Carolina. The Department conducted an inspection of the pool on July 9, 2020 and determined that the pool was in operation and final approval had not been issued. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failure to obtain final approval to operate from the Department prior to operating a pool.

Action: The Individual/Entity has corrected the violation. The Department has assessed a total civil penalty in the amount of three hundred dollars (\$300.00). The Individual/Entity shall pay a civil penalty in the amount of three hundred dollars (**\$300.00**).

Update: Prior to the issuance of this Order, final approval to operate the pool was issued. The civil penalty has been paid. This project and Order have been closed.

28) Order Type and Number: Consent Order 20-035-RW
Order Date: August 27, 2020
Individual/Entity: **BRC Fort Mill, LLC**
Facility: Millcrest Apartments
Location: 208 Sedgewick Drive
Fort Mill, SC 29708
Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: 46-1074B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: BRC Fort Mill, 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 1, 2020, and July 2, 2020, 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 basket was floating; the flow meter was not operating properly; the chlorine and pH levels were not within the acceptable

range of water quality standards; and, there were chlorine sticks in the recirculation and filtration system pump.

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. This project and Order have been closed.

29) Order Type and Number: Consent Order 20-036-RW
Order Date: August 26, 2020
Individual/Entity: **Tani Hospitality, LLC**
Facility: Quality Inn Conway
Location: 3345 Church Street
Conway, SC 29526
Mailing Address: Same
County: Horry
Previous Orders: 19-035-RW (\$680.00)
Permit/ID Number: 26-R03-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Tani Hospitality, 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 12, 2020, and July 16, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure; the chlorine and pH levels were not within the acceptable range of water quality standards; only one “No Lifeguard On Duty - Swim At Your Own Risk” sign was posted; and, 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.

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. This project and Order have been closed.

30) Order Type and Number: Consent Order 20-037-RW
Order Date: August 26, 2020
Individual/Entity: **Pelham Property Holdings, LLC**
Facility: Park at Calabria
Location: 100 Pelham Road

Mailing Address: Greenville, SC 29615
3917 Riga Boulevard
Tampa, FL 33619
County: Greenville
Previous Orders: None
Permit/ID Number: 23-080-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Pelham Property Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 2, 2020, and July 7, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a handrail was not tight and secure, a ladder was not tight and secure; there were chlorine pucks in the skimmer baskets; the bathrooms did not have toilet paper; the water level was too high; only one “No Lifeguard On Duty - Swim At Your Own Risk” sign was posted; the drinking water fountain was not operating properly; 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. This project and Order have been closed.

31) Order Type and Number: Consent Order 20-038-RW
Order Date: August 26, 2020
Individual/Entity: **Met Property Holdings, LLC**
Facility: Park at Sorrento
Location: 660 Halton Road
Greenville, SC 29607
Mailing Address: 3917 Riga Boulevard
Tampa, FL 33619
County: Greenville
Previous Orders: 16-146-RW (\$680.00);
19-084-RW (\$1,020.00)
Permit/ID Number: 23-292-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Met Property Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 8, 2020, and July 10, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a light in the pool wall was

out of its niche; a gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; both of the “Shallow Water – No Diving Allowed” signs posted did not have the correct size letters and did not have the correct wording; both of the “No Lifeguard On Duty – Swim At Your Own Risk” signs posted did not have the correct size letters; 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 and was not maintained a minimum of three times per week by the pool operator of record; and, the cyanuric acid level was not checked weekly.

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. This project and Order have been closed.

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| 32) <u>Order Type and Number:</u> | Consent Order 20-039-RW |
| <u>Order Date:</u> | August 26, 2020 |
| <u>Individual/Entity:</u> | Twenty5 Pelham Property Holdings, LLC |
| <u>Facility:</u> | Park at Bonito |
| <u>Location:</u> | 25 Pelham Road Greenville, SC 29615 |
| <u>Mailing Address:</u> | 3917 Riga Boulevard Tampa, FL 33619 |
| <u>County:</u> | Greenville |
| <u>Previous Orders:</u> | None |
| <u>Permit/ID Number:</u> | 23-151-1 |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-51(J) |

Summary: Twenty5 Pelham Property Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Greenville County, South Carolina. The Department conducted inspections on June 2, 2020, and July 8, 2020, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the lifeline did not have the required number of floats and the floats were not properly spaced; a light in the pool wall was out of its niche; the pool rules sign was not completely filled out; the current pool operator of record information was not posted to the public; 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; and, the cyanuric acid level was not checked weekly.

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. This project and Order have been closed.

Drinking Water Enforcement

- 33) Order Type and Number: Consent Order 20-020-DW
Order Date: August 20, 2020
Individual/Entity: **Macedonia Water Works, Inc.**
Facility: Macedonia Water Works, Inc.
Location: 3142 Union Highway
Gaffney, SC 29342
Mailing Address: P.O. Box 1955
Gaffney, SC 29342
County: Cherokee
Previous Orders: None
Permit/ID Number: 1120005
Violations Cited: S.C. Code Ann. Regs. 61-58.5.P(2)(b)

Summary: Macedonia Water Works, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Cherokee County, South Carolina. On July 1, 2020, 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 exceeded the maximum contaminant level (MCL) for total trihalomethanes.

Action: The Individual/Entity is required to: submit a corrective action plan to address the MCL violation. 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. The corrective action plan has been submitted and approved. The corrective action plan stated automatic flushing devices have been installed within the distribution system to reduce water age, and they are applying for funding to install a tank mixer in the storage tank.

Water Pollution Enforcement

- 34) Order Type and Number: Consent Order 20-024-W
Order Date: August 11, 2020
Individual/Entity: **Altamont Mobile Home Village**
Facility: Altamont Mobile Home Village WWTF

Location: 5716 Old Buncombe Road
Greenville County, SC
Mailing Address: 2518 White Horse Road
Greenville, SC 29611
County: Greenville
Previous Orders: None
Permit/ID Number: SC0028533
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2019); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) (2011).

Summary: Altamont Mobile Home Village (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Greenville County, South Carolina. On March 18, 2020, a letter was issued as a result of deficiencies observed by Department staff during an inspection of the WWTF. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to at all times properly operate and maintain the WWTF.

Action: The Individual/Entity is required to: complete clean out of the lagoon. 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 Individual/Entity has started to clean-out the lagoon and has paid the assessed civil penalty in full.

35) Order Type and Number: Consent Order 20-025-W
Order Date: August 11, 2020
Individual/Entity: **Town of Kingstree**
Facility: Town of Kingstree WWTF
Location: 100 Nelson Boulevard
Williamsburg County, SC
Mailing Address: 401 North Longstreet Street
Kingstree, SC 29556
County: Williamsburg
Previous Orders: 17-035-W (\$6,400.00)
Permit/ID Number: SC0035971
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2019); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) and (d) (2011).

Summary: The Town of Kingstree (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Williamsburg County, South Carolina. On August 27, 2019, a Notice of Violation was

issued to the Individual/Entity as a result of free cyanide (CN) violations it reported to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations in that it failed to comply with the effluent discharge limits of the National Pollutant Discharge Elimination System Permit for CN.

Action: The Individual/Entity is required to: submit to the Department a corrective action plan addressing sources contributing to free cyanide exceedances.

Update: The Department has not received the corrective action plan from the Individual/Entity and is making contact to determine whether or not submittal has been attempted.

36) Order Type and Number: Consent Order 20-026-W
Order Date: August 18, 2020
Individual/Entity: **McEntire Joint National Guard Base**
Facility: McEntire WWTF
Location: Hwy 378, Eastover
Richland County, SC
Mailing Address: 1325 South Carolina Road
Eastover, SC 29044
County: Richland
Previous Orders: None
Permit/ID Number: SC0000701
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2019); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) (2011).

Summary: McEntire Joint National Guard Base (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Richland County, South Carolina. On April 22, 2020, a violation was issued as a result of violations of Escherichia coli (E. coli) reported to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to comply with the effluent discharge limits of the National Pollutant Discharge Elimination System Permit for E. coli.

Action: The Individual/Entity is required to: submit to the Department written notification certifying completion of all corrective actions necessary to resolve the E. coli violations. The Department has assessed a total civil penalty in the amount of two thousand eight hundred dollars (\$2,800.00). The Individual/Entity shall pay a **stipulated penalty** in the amount of two thousand, eight hundred dollars (**\$2,800.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has submitted written certification that corrective actions have been completed to resolve the E. coli violations. These actions included the Individual/Entity performing a smoke test of their collection system, repairing all open

discrepancies identified during the smoke test, replacement of the chlorination and dechlorination pumps, and replacement of certain electrical components with the secondary electrical panel of the WWTF.

37) Order Type and Number: Consent Order 20-027-W
Order Date: August 26, 2020
Individual/Entity: **Town of Jefferson**
Facility: Town of Jefferson WWTF
Location: South Carolina Hwy 265
Jefferson, SC 29718
Mailing Address: P.O. Box 306
Jefferson, SC 29718
County: Chesterfield
Previous Orders: 16-035-W (\$1,400.00)
19-051-W (\$700.00)
Permit/ID Number: SC0024767
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (2008 & Supp. 2016), Water Pollution Control Permits, 3 S.C. Code Ann Regs. 61-9.122.21(d) (2011), and NPDES Permit SC0024767

Summary: Town of Jefferson (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Chesterfield County, South Carolina. On August 3, 2020, a violation was issued for failure to reapply for permit coverage within 180 days prior to the existing NPDES Permit's expiration date. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to submit an application for renewal of the NPDES Permit at least one hundred eighty (180) days before the existing permit expires.

Action: The Individual/Entity is required to: submit an administratively complete permit renewal application; and continue operating the WWTF in accordance with the most recent NPDES Permit until a new permit becomes effective. The Department has assessed a total civil penalty in the amount of one thousand dollars (\$1,000.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

Update: The Individual/Entity has submitted an application for renewal of the NPDES Permit. The civil penalty has been paid.

BUREAU OF AIR QUALITY

38) Order Type and Number: Consent Order 20-005-A

Order Date: August 20, 2020
Individual/Entity: **Aryzta LLC**
Facility: Aryzta LLC
Location: 167 Overland Drive
Cayce, SC 29172
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: 1560-0155
Violations Cited: EPA Regulations at 40 CFR 68, and 5 South Carolina Code Ann. Regs. 61-62.68, *Chemical Accident Prevention Provisions*

Summary: Aryzta LLC (Individual/Entity), produces baked goods at its facility located in Lexington County, South Carolina. The Department conducted an inspection on August 16, 2018, in response to two reported anhydrous ammonia releases. The Individual/Entity has violated EPA Regulations and South Carolina Air Pollution Control Regulations as follows: failed to provide annual certification demonstrating that its operating procedures were current and accurate for 2016; failed to provide initial training to each employee involved in operating a covered process; failed to provide up to date information regarding piping and instrument diagrams; failed to correct deficiencies in equipment that was outside acceptable limits; and hired a contractor prior to obtaining the contractor's safety performance documentation.

Action: The Individual/Entity is required to: implement and maintain its Risk Management Program in accordance with the requirements of the 112(r) Regulations. The Department has assessed a total civil penalty in the amount of fourteen thousand dollars (\$14,000.00). The Individual/Entity shall pay a civil penalty in the amount of fourteen thousand dollars (**\$14,000.00**).

Updates: The Individual/Entity has provided documentation demonstrating that it has replaced the faulty valve and submitted all required documentation.

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

Food Safety Enforcement

39) Order Type and Number: Administrative Order
Order Date: August 26, 2020
Individual/Entity: **Divya Rai, Jai Rai, and Biva Rai**
D/B/A Anderson Quick Stop
Facility: Divya Rai, Jai Rai, and Biva Rai
D/B/A Anderson Quick Stop

Location: 1701 Pearman Dairy Road
Anderson, SC 29625
Mailing Address: Same
County: Anderson
Previous Orders: 2018-206-01-044 (\$1,600.00)
Permit Number: 04-206-04382
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Anderson Quick Stop (Individual/Entity) is a convenience store located in Anderson, South Carolina. The Department conducted inspections on July 30, 2018, July 8, 2019, July 18, 2019, July 26, 2019, August 5, 2019, August 15, 2019, August 23, 2019, August 30, 2019, September 9, 2019, September 19, 2019, September 27, 2019, October 10, 2019, October 11, 2019, October 21, 2019, October 31, 2019, November 7, 2019, and November 14, 2019. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to pay a civil penalty required pursuant to a Department Order; failed to ensure that the handwashing sinks were accessible at all times; failed to ensure that each handwashing sink or group of two (2) adjacent handwashing sinks was provided with a supply of hand cleaning, liquid, powder or bar soap; failed to provide individual disposable towels at each hand washing sink or group of adjacent handwashing sinks; failed to maintain proper holding temperatures of time/temperature control for safety foods; failed to store poisonous or toxic materials so that they cannot contaminate food equipment, utensils, linens, and single-service and single-use articles; failed to maintain the premises free of insects, rodents, and other pests; and failed to maintain food safe, unadulterated, and, as specified under 3-601.12.

Action: The Individual/Entity is required to: pay a previously assessed civil penalty in the amount of one thousand dollars (\$1,000.00) in this order. If this previously assessed civil penalty is not paid, the facility must cease and desist their food service operations. The Department has assessed an additional civil penalty in the amount of thirteen thousand, seven hundred fifty dollars (\$13,750.00) for the new violations. The Individual/Entity shall pay a **suspended penalty** in the amount of thirteen thousand, seven hundred fifty dollars (**\$13,750.00**) should any new requirement of the Order not be met.

Update: No Update.

40) Order Type and Number: Consent Order 2020-206-02-013
Order Date: August 21, 2020
Individual/Entity: **Smiley's Acoustic Cafe**
Facility: Smiley's Acoustic Cafe
Location: 111 Augusta Street
Greenville, SC 29601
Mailing Address: 104 Chatman Street
Greer, SC 29650
County: Greenville
Previous Orders: None
Permit Number: 23-206-11055

Violations Cited:

S.C. Code Ann. Regs. 61-25

Summary: Smiley's Acoustic Cafe (Individual/Entity) is a restaurant located in Greenville County, South Carolina. The Department conducted inspections on September 27, 2017, September 11, 2018, June 11, 2019, and January 23, 2020. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to ensure that refrigerated, ready-to-eat, time/temperature control for safety foods were discarded if the temperature and time combination exceeded seven (7) days or if the package was not properly date marked.

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

Update: The Individual/Entity has entered into a payment plan with the Department and is current on the payments.

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| 41) <u>Order Type and Number:</u> | Consent Order 2020-206-07-003 |
| <u>Order Date:</u> | August 21, 2020 |
| <u>Individual/Entity:</u> | Steel City Pizza |
| <u>Facility:</u> | Steel City Pizza |
| <u>Location:</u> | 8600 Dorchester Road Summerville, SC 29420 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Dorchester |
| <u>Previous Orders:</u> | None |
| <u>Permit Number:</u> | 18-206-08260 |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-25 |

Summary: Steel City Pizza (Individual/Entity) is a restaurant located in Dorchester County, South Carolina. The Department conducted inspections on February 7, 2018, February 15, 2018, February 7, 2019, January 22, 2020, and January 30, 2020. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain proper holding temperatures of time/temperature control for safety foods.

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

Update: The Department has entered into a payment plan with the Individual/Entity for the civil penalty.

42) Order Type and Number: Consent Order 2020-206-07-004
Order Date: August 21, 2020
Individual/Entity: **Steel City Pizza**
Facility: Steel City Pizza
Location: 1440 Ben Sawyer Boulevard, Suite 1301
Mount Pleasant, SC 29464
Mailing Address: Same
County: Charleston
Previous Orders: 2018-206-07-011 (\$400.00)
Permit Number: 10-206-05442
Violations Cited: S.C. Code Ann. Regs. 61-25

Summary: Steel City Pizza (Individual/Entity) is a restaurant located in Charleston County, South Carolina. The Department conducted inspections on March 27, 2019, April 4, 2019, and February 14, 2020. The Individual/Entity has violated the South Carolina Retail Food Establishment Regulation as follows: failed to maintain the premises free of insects, rodents, and other pests.

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

Update: The civil penalty has been paid.

On Site Wastewater Enforcement

43) Order Type and Number: Administrative Order 20-89-OSWW
Order Date: August 11, 2020
Individual/Entity: **Van Stephen Keefe, as personal representative for the estate of Lois Keefe**
Facility: Van Stephen Keefe, as personal representative for the estate of Lois Keefe
Location: 1945 Marley Drive
Columbia, SC 29210
Mailing Address: 1949 Marley Drive
Columbia, SC 29210
County: Richland

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

Summary: Van Stephen Keefe, as personal representative for the estate of Lois Keefe (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on June 16, 2020 and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

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

Update: The Individual/Entity has met the requirements of the Order.

44) Order Type and Number: Administrative Order 20-90-OSWW
Order Date: August 11, 2020
Individual/Entity: **Franklin Myers**
Facility: Franklin Myers
Location: 1769 Heyward Brockington Road
Columbia, SC 29203
Mailing Address: Same
County: Richland
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Franklin Myers (Individual/Entity) owns property located in Richland County, South Carolina. The Department conducted an investigation on June 16, 2020 and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to repair the OSWW system within five (5) days to effectively stop the discharging of septic tank effluent, domestic wastewater, or sewage to the surface of the ground; or immediately vacate the residence to eliminate the

flow of domestic wastewater to the OSWW system. The Department has assessed a total civil penalty in the amount of five thousand dollars (\$5,000.00). The Individual/Entity shall pay a **suspended penalty** in the amount of five thousand dollars (**\$5,000.00**) should any requirement of the Order not be met.

Update: The Individual/Entity has met the requirements of the Order.

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| 45) <u>Order Type and Number:</u> | Administrative Order 20-91-OSWW |
| <u>Order Date:</u> | August 11, 2020 |
| <u>Individual/Entity:</u> | Peter and Denise Harding |
| <u>Facility:</u> | Peter and Denise Harding |
| <u>Location:</u> | 401 Pin Du lac Drive Central, SC 29630 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Pickens |
| <u>Previous Orders:</u> | Administrative Order 19-37-OSWW |
| <u>Permit Number:</u> | None |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-56 |

Summary: Peter and Denise Harding (Individual/Entity) own property located in Pickens County, South Carolina. The Department conducted an investigation on June 12, 2020 and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

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

Update: The Individual/Entity has made the necessary repairs to the OSWW system.

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| 46) <u>Order Type and Number:</u> | Administrative Order 20-98-OSWW |
| <u>Order Date:</u> | August 11, 2020 |
| <u>Individual/Entity:</u> | Loyd Dean Kirby |
| <u>Facility:</u> | Loyd Dean Kirby |
| <u>Location:</u> | 155 Edison Circle Spartanburg, SC 29303 |

Mailing Address: 406 Floyd Road
Spartanburg, SC 29303
County: Spartanburg
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Loyd Dean Kirby (Individual/Entity) owns property located in Spartanburg County, South Carolina. The Department conducted an investigation on May 18, 2020 and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

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

Update: On September 28, 2020, the Department issued a legal demand letter giving fifteen (15) days until the case is referred to the Department's Office of General Counsel for filing of a complaint with the Court of Common Pleas.

47) Order Type and Number: Administrative Order 20-100-OSWW
Order Date: August 11, 2020
Individual/Entity: **Mary Ellen Kinard**
Facility: Mary Ellen Kinard
Location: 128 Milam Road
Simpsonville, SC 29681
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Mary Ellen Kinard (Individual/Entity) owns property located in Greenville County, South Carolina. The Department conducted an investigation on July 22, 2020 and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic

wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

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

Update: The Individual/Entity has met the requirements of the Order.

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| 48) <u>Order Type and Number:</u> | Administrative Order 20-96-OSWW |
| <u>Order Date:</u> | August 26, 2020 |
| <u>Individual/Entity:</u> | Richard Dresher and Denise Dresher |
| <u>Facility:</u> | Richard Dresher and Denise Dresher |
| <u>Location:</u> | 1394 Suttle Road Lancaster, SC 29720 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Lancaster |
| <u>Previous Orders:</u> | None |
| <u>Permit Number:</u> | None |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-56 |

Summary: Richard Dresher and Denise Dresher (Individual/Entity) owns property located in Lancaster County, South Carolina. The Department conducted an investigation on July 9, 2020 and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

Action: The Individual/Entity is required to connect the site to public sewer 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: On September 28, 2020, the Department issued a legal demand letter giving fifteen (15) days until the case is referred to the Department's Office of General Counsel for filing of a complaint with the Court of Common Pleas.

49) Order Type and Number: Administrative Order 20-101-OSWW
Order Date: August 26, 2020
Individual/Entity: **William Pressley**
Facility: William Pressley
Location: Several Sites on Raymond Drive
Chesnee, SC 29323
Mailing Address: 694 Old Island Ford Road
Chesnee, SC 29323
County: Spartanburg
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: William Pressley (Individual/Entity) owns property located in Spartanburg County, South Carolina. The Department conducted an investigation on July 31, 2020 and observed domestic wastewater discharging onto the surface of the ground. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no septic tank effluent, domestic wastewater, or sewage was discharged to the surface of the ground without an appropriate permit from the Department.

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

Update: The Individual/Entity has met the requirements of the Order.

50) Order Type and Number: Consent Order 20-67-OSWW
Order Date: August 6, 2020
Individual/Entity: **Timothy McGatha and Reshana McGatha**
Facility: Timothy McGatha and Reshana McGatha
Location: 613 Cliffside Highway
Chesnee, SC 29323
Mailing Address: Same
County: Cherokee
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Timothy McGatha and Reshana McGatha (Individual/Entity) owns property located in Chesnee, South Carolina. The Department conducted an investigation on March 6, 2020 and observed a camper on the Site being used as a residence. A cement lined hole with a pipe connected to the OSWW system was being used for collecting the domestic wastewater from the camper and lavatory holding tanks from buses repaired at the Site. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to apply for and receive a permit to construct or upgrade the OSWW system before upgrading the OSWW system and changed the use of a facility such that additions or alterations were proposed that changed the wastewater characteristics and increased wastewater flow without bringing the OSWW system into compliance with the regulation and without applying for and receiving approval for the upgrade/expansion prior to any alterations.

Action: The Individual/Entity is required to cease and desist upgrading the OSWW system without first obtaining a permit from the Department and cease and desist emptying lavatory holding tanks into the existing OSWW system at the Site until a Department issued permit and approval to operate have been issued. The Individual/Entity may apply for a Department issued permit to construct a new OSWW system or upgrade the existing OSWW system to accommodate the increased flow from emptying the lavatory holding tanks into 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 Department has not received further complaints about the violations continuing and will continue to monitor for any additional complaints or claims.

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| 51) <u>Order Type and Number:</u> | Consent Order 20-80-OSWW |
| <u>Order Date:</u> | August 13, 2020 |
| <u>Individual/Entity:</u> | Carter Quality Plumbing |
| <u>Facility:</u> | Carter Quality Plumbing |
| <u>Location:</u> | P.O. Box 1391 Lancaster, SC 29721 |
| <u>Mailing Address:</u> | Same |
| <u>County:</u> | Lancaster |
| <u>Previous Orders:</u> | None |
| <u>Permit Number:</u> | None |
| <u>Violations Cited:</u> | S.C. Code Ann. Regs. 61-56 |

Summary: Carter Quality Plumbing (Individual/Entity) does not possess a Department issued license to construct or repair onsite wastewater systems. The Department conducted an investigation on May 11, 2020 and determined the Individual/Entity had constructed or repaired components of an OSWW system. 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 immediately cease and desist constructing and repairing onsite wastewater systems until receiving, and subsequently maintaining, a Department issued license to construct and repair onsite wastewater 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: On June 19, 2020, the Individual/Entity received a Department issued license to construct and repair OSWW systems.

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