

SUMMARY SHEET
 BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
 November 10, 2021

_____ 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 September 1, 2021, through September 30, 2021.
3. **FACTS:** For the reporting period of September 1, 2021, through September 30, 2021, the Office of Environmental Affairs issued seventy-seven (77) Consent Orders with total assessed civil penalties in the amount of one hundred sixty-six thousand, one hundred seventy dollars (\$166,170.00). Also, twelve (12) Administrative Orders with total assessed civil penalties in the amount of fifty-five thousand, eight hundred fifty dollars (\$55,850.00) were reported during this period.

Bureau and Program Area	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land and Waste Management				
UST Program	3	\$31,350.00	0	0
Aboveground Tanks	0	0	0	0
Solid Waste	0	0	1	\$700.00
Hazardous Waste	0	0	4	\$44,250.00
Infectious Waste	0	0	0	0
Mining	1	\$2,000.00	0	0
SUBTOTAL	4	\$33,350.00	5	\$44,950.00
Water				
Recreational Water	1	\$2,000.00	59	\$74,820.00
Drinking Water	0	0	4	0
Water Pollution	0	0	6	\$31,900.00
Dam Safety	0	0	0	0
SUBTOTAL	1	\$2,000.00	69	\$106,720.00
Air Quality				
SUBTOTAL	1	\$500.00	2	\$13,500.00
Environmental Health Services				
Food Safety	0	0	1	\$1,000.00
Onsite Wastewater	6	\$20,000.00	0	0
SUBTOTAL	6	\$20,000.00	1	\$1,000.00
OCRM				
SUBTOTAL	0	0	0	0
TOTAL	12	\$55,850.00	77	\$166,170.00

Submitted by:

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

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
November 10, 2021**

BUREAU OF LAND AND WASTE MANAGEMENT

Underground Storage Tank Enforcement

- 1) Order Type and Number: Administrative Order 21-0149-UST
 Order Date: August 5, 2021
 Individual/Entity: **Navin Patel d/b/a Shivamaya, LLC**
 Facility: Quick Stop Food Mart
 Location: 3808 Clemson Boulevard
 Anderson, SC 29621
 Mailing Address: Same
 County: Anderson
 Previous Orders: None
 Permit/ID Number: 00447
 Violations Cited: The State Underground Petroleum
 Environmental Response Bank Act of 1988, S.C. Code Ann. § 44-2-10 et seq.
 (2018) (SUPERB Act); and South Carolina Underground Storage Tank Control
 Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.93(a) and 280.110(c) (2012 and
 Supp. 2020).

Summary: Navin Patel d/b/a Shivamaya, LLC (Individual/Entity) owns and operates underground storage tanks (USTs) in Anderson, South Carolina. On August 24, 2021, the Department conducted a file review and issued a Notice of Alleged Violation. The Individual/Entity has violated the SUPERB Act and South Carolina Underground Storage Tank Control Regulation as follows: failed to 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 three thousand, eight hundred fifty dollars (\$3,850.00). The Individual/Entity shall pay a civil penalty in the amount of three thousand, eight hundred fifty dollars (**\$3,850.00**).

Update: The Individual/Entity did not file a Request for Review.

- 2) Order Type and Number: Administrative Order 20-0256-UST
Order Date: September 1, 2021
Individual/Entity: **Ervin's Tire, LLC**
Facility: Ervin's Tire
Location: 100 North Brooks Street
Manning, SC 29102
Mailing Address: 3808 Clemson Boulevard
Manning, SC 29102
County: Clarendon
Previous Orders: None
Permit/ID Number: 10744
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988, S.C. Code Ann. § 44-2-10 *et seq.* (2018) (SUPERB Act); and South Carolina Underground Storage Tank Control Regulation, 7 S.C. Code Ann., Regs. 61-92, 280.20(a)(2)(iv), 280.31(b)(1), 280.34(c), 280.70(a), 280.70(c), 280.93(a) and 280.110(c) (2012 and Supp. 2020).

Summary: Ervin's Tire LLC (Individual/Entity) owns underground storage tanks (USTs) in Manning, South Carolina. On September 17, 2020, March 1, 2021, and May 6, 2021, the Department conducted file reviews and/or inspections and issued Notices of Alleged Violations. The Individual/Entity has violated the SUPERB Act and South Carolina Underground Storage Tank Control Regulations as follows: failed to operate and maintain corrosion protection system to protect each tank from corrosion; failed to have the corrosion protection system inspected by a qualified tester every three (3) years; failed to provide records to the Department upon request; failed to provide release detection and/or corrosion protection for a temporarily closed UST; and failed to permanently close a temporarily closed UST system at the end of a twelve (12) month period that did not meet performance standards; and failed to demonstrate financial responsibility for an UST system and submit evidence of financial assurance to the Department upon request.

Action: The Individual/Entity is required to: submit a completed UST Tank and Sludge Disposal form; permanently close the USTs, submit a UST Closure and Assessment Report; 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-three thousand, six hundred fifty dollars (\$23,650.00). The Individual/Entity shall pay a civil penalty in the amount of twenty-three thousand, six hundred fifty dollars (**\$23,650.00**).

Update: The Individual/Entity did not file a Request for Review.

- 3) Order Type and Number: Administrative Order 21-0160-UST
Order Date: September 13, 2021
Individual/Entity: **Pam Cison and Sandra Simmons**
Facility: Six Mile Kwik Mart
Location: 302 North Main Street

Six Mile, South Carolina 29682
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit/ID Number: 12078
Violations Cited: The State Underground Petroleum Environmental Response Bank Act of 1988 (SUPERB Act), S.C. code Ann. § 44-2-60(A) 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 2020).

Summary: Pam Cison and Sandra Simmons (Individuals/Entities) own and operate underground storage tanks in Pickens County, South Carolina. The Department conducted a file review and issued a Notice of Alleged Violation on December 16, 2020. The Individuals/Entities have violated the SUPERB Act and the South Carolina Underground Storage Tank Regulation, as follows: failed to demonstrate financial responsibility for an underground storage tank system and failed to submit evidence of financial assurance to the Department upon request.

Action: The Individuals/Entities are required to submit: a completed Certificate of Financial Responsibility Form and evidence of financial assurance by November 15, 2021. The Department has assessed a civil penalty in the amount of three thousand, eight hundred fifty dollars (\$3,850.00). The Individuals/Entities shall pay a civil penalty in the amount of three thousand, eight hundred fifty dollars (**\$3,850.00**) by November 15, 2021.

Update: None.

Solid Waste Enforcement

4) Order Type and Number: Consent Order 21-07-SW
Order Date: September 3, 2021
Individual/Entity: **Ralph and Terry Cunningham**
Facility: TMS # 012-00-00-013-000
Location: 2297 Lucknow Road
Camden, SC 29020
Mailing Address: 5565 Camden Highway
Camden, SC 29020
County: Lee
Previous Orders: None
Permit/ID Number: WTH-00920
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: Waste Tires, R.61-107.3 (2015) Part III.A.1.

Summary: Ralph and Terry Cunningham (Individuals/Entities), own property in Lee County, South Carolina. The Department conducted inspections on February 17, 2021, March 30, 2021, and May 14, 2021, and issued a Notice of Alleged Violation. The Individuals/Entities have violated the South Carolina Solid Waste Policy and Management Act and the Solid Waste Management: Waste Tires Regulation as follows: operated a waste tire collection facility without a Department issued permit.

Action: The Individuals/Entities are required to: remove all tires from the Site and submit disposal receipts as proof of proper disposal by March 3, 2022. The Department assessed a civil penalty in the amount of eight thousand, two hundred dollars (\$8,200.00). The Individual/Entities shall pay a civil penalty in the amount of seven hundred dollars (**\$700.00**) by October 18, 2021 and pay a suspended penalty in the amount of seven thousand, five hundred dollars (\$7,500.00) should any requirement of the Order not be met.

Update: None.

Hazardous Waste Enforcement

5) Order Type and Number: Consent Order 21-07-HW
Order Date: September 7, 2021
Individual/Entity: **Broadway Lights, LLC**
Facility: Broadway Lights, LLC
Location: 198 Industrial Park Road
Greer, SC 29651
Mailing Address: Same
County: Spartanburg
Previous Orders: 18-15-HW (\$6,000.00)
Permit/ID Number: SCR 000 788 760
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2018).

Summary: Broadway Lights, LLC (Individual/Entity), is a distributor of lighting products who retrofits indoor and outdoor light needs of their customers located in Spartanburg County, South Carolina. The Department conducted an inspection on November 19, 2020. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to manage universal waste mercury-containing equipment in a way that prevents releases of any universal waste or component of a universal waste to the environment; failed to contain any lamp in containers or packages that are structurally sound as such containers and packages must remain closed and must lack evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions; failed to immediately clean up and place in a container any lamp that is broken and must place in a

container any lamp that shows evidence of breakage, leakage, or damage that could cause the release of mercury or other hazardous constituents to the environment; failed to ensure that mercury-containing equipment (i.e., each device), or a container in which the equipment is contained, must be labeled or marked clearly with any of the following phrases: “Universal Waste-Mercury Containing Equipment,” “Waste Mercury-Containing Equipment,” or “Used Mercury-Containing Equipment”; failed to ensure that each lamp or a container or package in which such lamps are contained must be labeled or marked clearly with one of the following phrases: “Universal Waste - Lamp(s),” or “Waste Lamp(s),” or “Used Lamp(s)”; failed to demonstrate the length of time that the universal waste has been accumulated from the date it becomes a waste or is received; failed to ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures, relative to their responsibilities during normal facility operations and emergencies; failed to immediately contain all releases of universal wastes and other residues from universal wastes and failed to determine whether any material resulting from the release is hazardous waste; failed to maintain and operate its facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste; failed to clean up any hazardous waste discharge that occurs during generation or processing or storage; failed to receive an extension from the Department granting hazardous waste to remain onsite for longer than one hundred eighty (180) days; failed to ensure that if a container holding hazardous waste is not in good condition, or if it begins to leak, it must immediately transfer the hazardous waste from this container to a container that is in good condition, or immediately manage the waste in some other way that complies with the conditions for exemption of this section; failed to ensure that a container holding hazardous waste must always be closed during accumulation, except when it is necessary to add or remove waste; failed to mark or label its containers with the following: (A) the words “Hazardous Waste”; (B) an indication of the hazards of the contents; and (C) the date upon which each period of accumulation begins clearly visible for inspection on each container; failed to ensure that all areas where hazardous waste is either generated or accumulated must be equipped with the items in paragraphs (b)(8)(ii)(A) through (D) of this section; failed to post the following information next to telephones or in areas directly involved in the generation and accumulation of hazardous waste: (A) The name and emergency telephone number of the emergency coordinator; (B) Location of fire extinguishers and spill control material, and, if present, fire alarm; and (C) The telephone number of the fire department, unless the facility has a direct alarm; failed to ensure all employees were thoroughly familiar with proper waste handling and emergency procedures, relevant to their responsibilities during normal facility operations and emergencies; failed to ensure its hazardous waste was not offered to transporter or to treatment, storage, or disposal facilities that have not received an EPA identification number; failed to declare its status annually on or before January 31st by submission of a completed form as designated by the Department on which it certifies that it is a small quantity generator; and failed to file a revised or new Notification Form with the Department whenever the information previously provided became outdated or inaccurate.

Action: The Individual/Entity corrected all violations. The Department assessed a total civil penalty in the amount of ten thousand dollars (\$10,000.00). The Individual/Entity shall pay a civil penalty in the amount of ten thousand dollars (**\$10,000.00**). The penalty

shall be paid in thirty-six (36) monthly installments beginning September 15, 2021.

Update: The first installment of the civil penalty has been paid.

- 6) Order Type and Number: Consent Order 21-08-HW
Order Date: September 22, 2021
Individual/Entity: **Dominion Energy South Carolina Investment Recovery**
Facility: Dominion Energy South Carolina Investment Recovery
Location: 201-A Maintenance Way MC-J58, Cayce, SC 29033
Mailing Address: Same
County: Lexington
Previous Orders: None
Permit/ID Number: SCR 000 770 669
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2020).

Summary: Dominion Energy South Carolina Investment Recovery (Individual/Entity) operates a central universal waste collection facility located in Lexington County, South Carolina. The Department conducted an inspection at a facility on May 17, 2021. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to close containers at all times during accumulation, except when adding, removing, or consolidating waste or temporary venting a container of waste; failed to mark or label its containers with an indication of the hazards of the contents; failed to maintain universal waste lamps in a manner to prevent a release and keep such containers closed; failed to clearly label or mark universal waste batteries or containers of batteries with one of the following phrases: “Universal Waste – Battery(ies),” or “Waste Battery(ies),” or “Used Battery(ies)””; failed clearly label or mark each mercury-containing device or container with one of the following phrases: “Universal Waste – Mercury Containing Equipment,” “Waste Mercury – Containing Equipment,” or “Used Mercury-Containing Equipment””; failed to clearly label or mark universal waste lamps or containers of lamps with one with one of the following phrases: “Universal Waste- Lamp(s),” or “Waste Lamp(s),” or “Used Lamp(s)””; failed to demonstrate the length of time universal waste had been accumulated from the date it became a waste; and failed to not accumulate universal waste for longer than one (1) year from the date the universal waste was generated.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of five thousand, two hundred fifty dollars (\$5,250.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand, two hundred fifty dollars (**\$5,250.00**) by October 28, 2021.

Update: The civil penalty has been paid.

- 7) Order Type and Number: Consent Order 21-09-HW
Order Date: September 20, 2021
Individual/Entity: **Heiche US Surface Technology, Inc.**
Facility: Heiche US Surface Technology, Inc.
Location: 2790 Fairforest Clevedale Road
Spartanburg, SC 29301
Mailing Address: 4080 Whitehouse Road
Jasper, AL 35501
County: Spartanburg
Previous Orders: None
Permit/ID Number: SCR 000 787 440
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2018).

Summary: Heiche US Surface Technology, Inc. (Individual/Entity), specializes in surface treatment for metal automotive components at its facility located at 2790 Fairforest Clevedale Road, Spartanburg South Carolina. The Department conducted an inspection on January 25, 2021. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to ensure that a container holding hazardous waste must always be closed during accumulation, except when it is necessary to add or remove waste; failed to ensure the date upon which the period of accumulation begins is clearly visible for inspection on each container; failed to make an accurate determination as to whether that waste was a hazardous waste; failed to maintain records supporting its hazardous waste determinations; failed to prepare and, no later than thirty (30) days after the end of each calendar quarter, submit a written Quarterly Report to the Department; failed to ensure that facility personnel successfully complete a program of classroom instruction, online training, or on-the-job training that teaches them to perform their duties in a way that ensures compliance with the requirements of this part and that the program includes the elements described under paragraph (a)(7)(iv) of this section; failed to, at least weekly, inspect central accumulation areas; and failed to have a contingency plan for the facility.

Action: The Individual/Entity has corrected all violations. The Department assessed a total civil penalty in the amount of twenty-five thousand dollars (\$25,000.00). The Individual/Entity shall pay a civil penalty in the amount of twenty-five thousand dollars (**\$25,000.00**) by October 20, 2021.

Update: The civil penalty has been paid.

- 8) Order Type and Number: Consent Order 21-10-HW
Order Date: September 20, 2021
Individual/Entity: **Pace Analytical Services, LLC**
Facility: Pace Analytical Services, LLC
Location: 106 Vantage Point Drive
West Columbia, SC 29172
Mailing Address: Same
County: Lexington
Previous Orders: N/A
Permit/ID Number: SCR 000 075 879
Violations Cited: The South Carolina Hazardous Waste Management Act, S.C. Code Ann. §§ 44-56-10 et seq. (2018), and the South Carolina Hazardous Waste Management Regulation, 6 and 7 S.C. Code Ann. Regs. 61-79 (2012 and Supp. 2020).

Summary: Pace Analytical Services, LLC (Individual/Entity) operates a comprehensive environmental analytical laboratory for organic and inorganic analysis of soil, water, and waste samples in Lexington County, South Carolina. The Department conducted an inspection at the facility on July 20, 2021. The Individual/Entity has violated the South Carolina Hazardous Waste Management Act and the Hazardous Waste Management Regulations as follows: failed to close containers at all times during accumulation, except when adding, removing, or consolidating waste or temporary venting a container of waste; failed to mark or label its containers with an indication of the hazards of the contents; and failed to clean up waste that spilled during processing.

Action: The Individual/Entity has corrected all violations. The Department assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**) by October 20, 2021.

Update: On September 2, 2021, the Individual/Entity submitted photographs and written documentation detailing the corrective actions taken to correct the violations noted during the inspection. The civil penalty has been paid.

Mining Enforcement

- 9) Order Type and Number: Administrative Order 21-09-MSWM
Order Date: August 05, 2021
Individual/Entity: **Cornerstone Development Co.**
Facility: I-77 Mine Site
Location: One mile east of Rock Hill, SC
York County, SC
Mailing Address: P.O. Box 1345
Fort Mill, SC 29716-1345

County: York
Previous Orders: None
Permit/ID Number: I-001292
Violations Cited: The South Carolina Mining Act, S.C. Code Ann. § 48-20-10 et seq. (2008 & Supp. 2018), South Carolina Mining Regulation (2012) R.89-340(B) and 210; and the Permit I-001292 Section IX.1.

Summary: Cornerstone Development Company (Individual/Entity), owns and operates I-77 Mine Site in York County, South Carolina. The Department conducted a records review and violations were issued for failure to submit the annual report and pay annual operating fees. The Individual/Entity has violated the South Carolina Mining Act, the Mining Regulations, and the Permit, as follows: failed to file an annual report (AR) and annual operating fees for Fiscal Year 2021.

Action: The Individual/Entity is required to submit an Annual Report for Fiscal Year 2021 and pay Annual Operating Fees and associated late fees for Fiscal Year 2021 in the amount of five hundred twenty-five dollars (\$525.00). 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**) by October 18, 2021.

Update: The Individual/Entity did not file a Request for Review.

BUREAU OF WATER

Recreational Waters Enforcement

10) Order Type and Number: Administrative Order 21-041-RW
Order Date: August 11, 2021
Individual/Entity: **Harrar Holdings II, LLC**
Facility: Serendipity
Location: 407 71st Avenue North
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: AO 19-120-RW (\$1,000.00)
Permit/ID Number: 26-G14-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Harrar Holdings II, 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 June 3, 2021, and July 12, 2021, 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; the cyanuric acid level was above the water quality standards acceptable limit; the main drain grate was not attached to the spa floor; 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 two thousand dollars (\$2,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**) by September 14, 2021.

Update: None

11) <u>Order Type and Number:</u>	Consent Order 21-080-RW
<u>Order Date:</u>	September 2, 2021
<u>Individual/Entity:</u>	Ocean Dunes Villas HPR Council of Co-Owners, Inc.
<u>Facility:</u>	Ocean Dunes Villas
<u>Location:</u>	43 South Forest Beach Drive Hilton Head Island, SC 29928
<u>Mailing Address:</u>	P.O. box 5646 Hilton Head Island, SC 29938
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-1218B
<u>Violations Cited:</u>	S.C. Code Ann. Regs

Summary: Ocean Dunes Villas HPR Council of Co-Owners, 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, 2021, and July 30, 2021, 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; 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; and the emergency notification device 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**) by September 16, 2021.

Update: The civil penalty has been paid.

- 12) Order Type and Number: Consent Order 21-081-RW
Order Date: September 2, 2021
Individual/Entity: **Graybul Berry Shoals, LLC**
Facility: Haven at Berry Shoals Apartments
Location: 200 Tralee Drive
Spartanburg, SC 29651
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: 42-1017B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Graybul Berry Shoals, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Spartanburg County, South Carolina. The Department conducted inspections on June 18, 2021, and July 29, 2021, 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 flow meter was not operating; the gate did not self-close and latch; the current pool operator of record information was not posted to the public; a ladder rung was out of place; the waterline tiles were dirty; and there was no foot rinse shower.

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**) by September 16, 2021.

Update: The civil penalty has been paid.

- 13) Order Type and Number: Consent Order 21-082-RW
Order Date: September 2, 2021
Individual/Entity: **Oceans One South Tower Property Owners' Association, Inc.**
Facility: Oceans One Resort
Location: 105 South Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-A37-1
Violations Cited: 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 spa located in Horry County, South Carolina. The Department conducted inspections on June 14, 2021, and July 27, 2021, and violations were issued for failure to properly operate

and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; and the fill spout was not stainless steel or equivalent.

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**) by September 13, 2021.

Update: The civil penalty has been paid.

14) <u>Order Type and Number:</u>	Consent Order 21-083-RW
<u>Order Date:</u>	September 2, 2021
<u>Individual/Entity:</u>	Plaza Place 2020, LLC
<u>Facility:</u>	Plaza Place Apartments
<u>Location:</u>	1300 Plaza Place North Augusta, SC 29841
<u>Mailing Address:</u>	Same
<u>County:</u>	Aiken
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	02-051-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Plaza Place 2020, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Aiken County, South Carolina. The Department conducted inspections on July 1, 2021, and July 27, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a depth marker tile was cracked; a ladder was not tight and secure; the fill spout was not stainless steel or equivalent; the chlorine and pH levels were not within the acceptable range of water quality standards; 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; there were chlorine sticks in the skimmer baskets; the gate did not self-close and latch; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

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**) by September 13, 2021.

Update: The civil penalty has been paid.

15) Order Type and Number: Consent Order 21-088-RW
Order Date: September 2, 2021
Individual/Entity: **Kings Grant Villas Homeowners' Association, Inc.**
Facility: Kings Grant Villas
Location: 311 2nd Avenue North
North Myrtle Beach, SC 29582
Mailing Address: P.O. Box 9249
Myrtle Beach, SC 29582
County: Horry
Previous Orders: None
Permit/ID Number: 26-1365B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Kings Grant Villas 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 23, 2021, and August 2, 2021, 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 facility address was not posted at the emergency notification device; 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**) by September 19, 2021.

Update: The civil penalty has been paid.

16) Order Type and Number: Consent Order 21-089-RW
Order Date: September 2, 2021
Individual/Entity: **Mt. Pleasant Rio Holdings, LLC**
Facility: Hotel Indigo Mount Pleasant
Location: 250 Johnnie Dodds Boulevard
Mt. Pleasant, SC 29464
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1336B & 10-1337B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Mt. Pleasant Rio Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of two pools located in Charleston County, South Carolina. The Department conducted inspections on June 25, 2021, and July

15, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: deck depth marker tiles were missing; a skimmer was missing a weir; the drinking water fountain was not operating properly; the pool equipment room was not locked; the chlorine level was not within the acceptable range of water quality standards; the life ring was accessible; the emergency notification device was not operational; the pool rules sign was not legible; only one "Shallow Water – No Diving Allowed" sign was posted; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

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**) by September 14, 2021.

Update: The civil penalty has been paid.

17) <u>Order Type and Number:</u>	Consent Order 21-084-RW
<u>Order Date:</u>	September 3, 2021
<u>Individual/Entity:</u>	Pointe James Property Owners Association, Inc.
<u>Facility:</u>	Pointe James
<u>Location:</u>	1402 Camp Road James Island, SC 29412
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-116-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Pointe James Property Owners Association, 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 29, 2021, and July 21, 2021, 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; a ladder was missing bumpers; the pool equipment room was not locked; there were no "Shallow Water – No Diving Allowed" signs posted; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; the cyanuric acid level was not checked weekly; and the skimmer baskets were floating.

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**) by September 13, 2021.

Update: The civil penalty has been paid.

- 18) Order Type and Number: Consent Order 21-085-RW
Order Date: September 3, 2021
Individual/Entity: **South Hampton Property Owners Association, Inc.**
Facility: South Hampton Condos
Location: 9820 Queensway Boulevard
Myrtle Beach, SC 29572
Mailing Address: 1551 21st Avenue North #24
Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-D65-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: South Hampton 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 June 16, 2021, and July 14, 2021, 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 no life ring; the bound and numbered log book was not available for review; skimmers were missing weirs; 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**) by September 15, 2021.

Update: The civil penalty has been paid.

- 19) Order Type and Number: Consent Order 21-086-RW
Order Date: September 3, 2021
Individual/Entity: **Yogeshwar, LLC**
Facility: Country Inn & Suites
Location: 4921 Broad Street
Sumter, SC 29150
Mailing Address: Same
County: Sumter
Previous Orders: 19-287-RW (\$680.00)
Permit/ID Number: 43-1011B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Yogeshwar, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Sumter County, South Carolina. The Department conducted inspections on January 22, 2021, June 2, 2021, and June 29, 2021, 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 water level was too low; skimmers were missing weirs; the flow meter was not operational; the facility address was not posted at the emergency notification device; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; a ladder had a broken rung and the bolts were exposed; the pool deck was not clear of hazards; there was debris in the skimmer baskets; the pool equipment room was not locked; and the entrances to the pool were not secured.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four thousand, eight hundred dollars (\$4,800.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand, eight hundred dollars (**\$4,800.00**) by September 12, 2021.

Update: The civil penalty has been paid.

20) <u>Order Type and Number:</u>	Consent Order 21-087-RW
<u>Order Date:</u>	September 3, 2021
<u>Individual/Entity:</u>	Pan Heritage of Conway, LLC
<u>Facility:</u>	Econo Lodge
<u>Location:</u>	1101 Church Street Conway, SC 29526
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	19-249-RW (\$680.00)
<u>Permit/ID Number:</u>	26-002-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Pan Heritage of Conway, 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 May 26, 2021, and July 2, 2021, 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 level was not within the acceptable range of water quality standards; the pool deck was not clear of hazards; the drinking water fountain was not operating properly; the facility could not produce current valid documentation of Vac-Alert certification; the life ring was deteriorated; the “Shallow Water – No Diving Allowed” signs did not have the correct wording; the “No Lifeguard On Duty – Swim At Your Own Risk” signs did not have the

correct size letters; the facility could not produce current valid documentation of pool operator certification; 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**) by September 12, 2021.

Update: The civil penalty has been paid.

21)	<u>Order Type and Number:</u>	Consent Order 21-090-RW
	<u>Order Date:</u>	September 3, 2021
	<u>Individual/Entity:</u>	Inverness Property Owners' Association, Inc.
	<u>Facility:</u>	Inverness Phase II
	<u>Location:</u>	388 McKendree Lane Myrtle Beach, SC 29579
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-1154B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Inverness 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 June 10, 2021, and July 16, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmer baskets were 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; and the current pool operator of record information was not posted to the public.

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**) by September 15, 2021.

Update: The civil penalty has been paid.

22)	<u>Order Type and Number:</u>	Consent Order 21-092-RW
	<u>Order Date:</u>	September 7, 2021
	<u>Individual/Entity:</u>	Autumn Oaks Co-Owners Council, Inc.

Facility: Autumn Oaks
Location: 1215 Briarwood Street
Anderson, SC 29621
Mailing Address: Same
County: Anderson
Previous Orders: None
Permit/ID Number: 04-057-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Autumn Oaks Co-Owners Council, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Anderson County, South Carolina. The Department conducted inspections on June 7, 2021, and July 21, 2021, 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 and foot rinse shower were not operating properly; the gate did not self-close and latch; the chlorine level was not within the acceptable range of water quality standards; 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**) by October 18, 2021.

Update: The civil penalty has been paid.

23) Order Type and Number: Consent Order 21-101-RW
Order Date: September 7, 2021
Individual/Entity: **Sea Cabin on the Ocean I Horizontal Property Regime, Inc.**
Facility: Seaside Villas I
Location: 23 South Forest Drive
Hilton Head Island, SC 29928
Mailing Address: 2870 North Hill Drive Northeast
Atlanta, GA 30305
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-115-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Sea Cabin on the Ocean I 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 inspections on June 18, 2021, and July 29, 2021, 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 not tight and secure and was missing bumpers; skimmers were missing weirs; the chlorine level was not within the acceptable range of water quality standards; and the cyanuric acid level was not recorded weekly in the bound and numbered log book.

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**) by September 27, 2021.

Update: The civil penalty has been paid.

24) <u>Order Type and Number:</u>	Consent Order 21-102-RW
<u>Order Date:</u>	September 7, 2021
<u>Individual/Entity:</u>	Red Frog Inn, LLC
<u>Facility:</u>	Midtown Motor Inn
<u>Location:</u>	309 8 th Avenue North Myrtle Beach, SC 29577
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-434-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Red Frog Inn, 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 23, 2021, and July 26, 2021, 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 was not attached to the pool wall; a handrail was not tight and secure; skimmer lids were cracked; the pool furniture was not at least four feet from the edge of the pool; 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**) by September 27, 2021.

Update: The civil penalty has been paid.

25) Order Type and Number: Consent Order 21-103-RW
Order Date: September 7, 2021
Individual/Entity: **1 Center Street, LLC**
Facility: Tides Folly Beach
Location: 1 Center Street
Charleston, SC 29439
Mailing Address: 174 East Bay Street
Charleston, SC 29401
County: Charleston
Previous Orders: None
Permit/ID Number: 10-290-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: 1 Center Street, 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 16, 2021, and July 27, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: skimmer baskets were floating; there were depth marker tiles missing on the pool deck; a ladder had broken bumpers; the fill spout was not stainless steel or equivalent; the chlorine level was not within the acceptable range of water quality standards; the life ring rope was deteriorated; the shepherd's crook was not properly mounted in its designated location; and the log book was not properly bound and numbered and 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**) by September 20, 2021.

Update: The civil penalty has been paid.

26) Order Type and Number: Consent Order 21-093-RW
Order Date: September 8, 2021
Individual/Entity: **CH Realty VIII-PSREG MF Charleston NOMO, L.L.C.**
Facility: The Merchant
Location: 102 Sottile Street
Charleston, SC 29403
Mailing Address: 5605 Glenridge Drive NE, Ste 775
Atlanta, GA 30342
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1384B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: CH Realty VIII-PSREG MF Charleston NOMO, L.L.C. (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 2, 2021, and July 23, 2021, 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 deck was not clear of hazards; the water level was too low; the foot rinse shower was not operating properly; a gate did not self-close and latch; a section of the perimeter fencing had openings greater than four inches; the emergency notification device was not operational; the chlorine level was not within the acceptable range of water quality standards; the main drain grates were not visible due to cloudy water; the life ring was not placed in the designated location; and the life ring did not have grab lines secured at all four points.

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**) by September 19, 2021.

Update: The civil penalty has been paid.

27) <u>Order Type and Number:</u>	Consent Order 21-094-RW
<u>Order Date:</u>	September 8, 2021
<u>Individual/Entity:</u>	Sand Castle South Homeowners' Association, Inc.
<u>Facility:</u>	Sandcastle South
<u>Location:</u>	2207 South Ocean Boulevard Myrtle Beach, SC 29577
<u>Mailing Address:</u>	7400 North Kings Highway Myrtle Beach, SC 29572
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-P04-1, 26-P05-1, & 26-P07-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Sand Castle South Homeowners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of three spas located in Horry County, South Carolina. The Department conducted inspections on June 8, 2021, June 14, 2021, and July 12, 2021, and violations were issued for failure to properly operate and maintain; and on July 12, 2021 a violation was issued for re-opening public spa Permit No. 26-P04-1 prior to receiving Department approval. 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; a gate did not self-close and latch; a main drain grate was broken; and public spa Permit No. 26-P04-1 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 five thousand, one hundred dollars (\$5,100.00). The Individual/Entity shall pay a civil penalty in the amount of five thousand, one hundred dollars (**\$5,100.00**) by September 14, 2021.

Update: The civil penalty has been paid.

28) Order Type and Number: Consent Order 21-095-RW
Order Date: September 8, 2021
Individual/Entity: **Drayton Athletic Association**
Facility: Drayton Athletic Association
Location: 2378 Brevard Road
Charleston, SC 29414
Mailing Address: 2846 South Palmer Drive
Charleston, SC 29414
County: Charleston
Previous Orders: None
Permit/ID Number: 10-026-1
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 pool located in Charleston County, South Carolina. The Department conducted inspections on June 18, 2021, and July 12, 2021, 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 lifeline floats were damaged; the waterline depth marker tiles were missing; a ladder was not tight and secure; the drinking water fountain was not operating properly; the fill spout was not stainless steel or equivalent; the bound and numbered log book was not maintained on a daily basis; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

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**) by September 21, 2021.

Update: The civil penalty has been paid.

29) Order Type and Number: Consent Order 21-091-RW
Order Date: September 9, 2021
Individual/Entity: **HPI Claypond, LLC**
Facility: Claypond Commons Apartments
Location: 3620 Claypond Road

Mailing Address: Myrtle Beach, SC 29579
County: Same
Previous Orders: Horry
Permit/ID Number: None
Violations Cited: 26-R10-1
S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: HPI Claypond, 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 May 25, 2021, May 27, 2021, and June 30, 2021, and violations were issued for failure to properly operate and maintain; and on May 27, 2021, 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 furniture was not at least four feet from the edge of the pool; a gate did not self-close and latch; the emergency notification device was not operational; 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 drinking water fountain was not operating properly; 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 third inspection; and the pool was 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 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**) by September 8, 2021.

Update: The civil penalty has been paid.

30) Order Type and Number: Consent Order 21-096-RW
Order Date: September 9, 2021
Individual/Entity: **Chelsea House Homeowners Association, Inc.**
Facility: Chelsea House
Location: 3000 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: 1125 48th Avenue North
Myrtle Beach, SC 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-1883D
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Chelsea House 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 March 16, 2021, June 18, 2021, and July 26, 2021, 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 pool rules sign was not completely filled out; 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 automatic controller was not operating.

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) by September 21, 2021.

Update: The civil penalty has been paid.

31) <u>Order Type and Number:</u>	Consent Order 21-097-RW
<u>Order Date:</u>	September 9, 2021
<u>Individual/Entity:</u>	KNP Hospitality, Inc.
<u>Facility:</u>	Rodeway Inn
<u>Location:</u>	2311 Ashley Phosphate Road Charleston, SC 29418
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-265-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: KNP Hospitality, 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 3, 2021, and July 26, 2021, 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 cyanuric acid level was not checked weekly; a ladder was not tight and secure; a ladder was missing bumpers; skimmers were missing weirs; the drinking water fountain was not operating properly; the foot rinse shower was not operating properly; 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 bound and numbered log book was not maintained on a daily basis; 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) by September 27, 2021.

Update: The civil penalty has been paid.

32) Order Type and Number: Consent Order 21-111-RW
Order Date: September 9, 2021
Individual/Entity: **Silvana Oaks, LLC**
Facility: Silvana Oaks
Location: 8439 Dorchester Road
North Charleston, SC 29420
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1188B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Silvana Oaks, 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 18, 2021, and July 22, 2021, 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 furniture was not at least four feet from the edge of the pool; the foot rinse shower was not operating properly; 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 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 and the cyanuric acid level was not recorded on a weekly basis 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**) by September 29, 2021.

Update: The civil penalty has been paid.

33) Order Type and Number: Consent Order 21-098-RW
Order Date: September 10, 2021
Individual/Entity: **Kiawah Island Club Holdings, LLC**
Facility: Kiawah Island Club Sports Pavilion
Location: 211 Pine Barren Lane
Kiawah Island, SC 29455
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1097D

Violations Cited:

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

Summary: Kiawah Island Club Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a spa located in Charleston County, South Carolina. The Department conducted inspections on May 26, 2021, and July 7, 2021, 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 pool equipment room was not locked and there were non-pool related items stored in the equipment room; the spa thermometer was missing; the lifesaving equipment was not in its designated location; the spa rules sign was missing; there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted on the first inspection and there was only one “No Lifeguard On Duty – Swim At Your Own Risk” sign posted on the second inspection; the current pool operator of record information was not posted to the public; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

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**) by September 27, 2021.

Update: The civil penalty has been paid.

34)	<u>Order Type and Number:</u>	Consent Order 21-099-RW
	<u>Order Date:</u>	September 10, 2021
	<u>Individual/Entity:</u>	Charleston National Country Club, LLC
	<u>Facility:</u>	Charleston National Country Club
	<u>Location:</u>	1360 National Drive Mt. Pleasant, SC 29466
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Charleston
	<u>Previous Orders:</u>	18-024-RW (\$680.00) 18-201-RW (\$680.00)
	<u>Permit/ID Number:</u>	10-503-1, 10-504-1, & 10-613-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Charleston National Country Club, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of two pools and a kiddie pool located in Charleston County, South Carolina. The Department conducted inspections on June 1, 2021, and July 6, 2021, 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 on the first inspection; the letters on the deck depth marker tiles were too dark on the second inspection; ladders were missing bumpers and non-slip tread inserts; skimmers were missing weirs; skimmer baskets were

floating; the water level was too low; 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 cyanuric acid level was above the water quality standards acceptable limit; the shepherd's crook was not properly mounted in its designated location; the facility address was not posted at the emergency notification device on the first inspection; the facility address posted at the emergency notification device was not weather resistant on the second inspection; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**) by September 27, 2021.

Update: The civil penalty has been paid.

35) <u>Order Type and Number:</u>	Consent Order 21-100-RW
<u>Order Date:</u>	September 13, 2021
<u>Individual/Entity:</u>	GS Winterbrook, LLC
<u>Facility:</u>	Winterbrook
<u>Location:</u>	110 Sastic Street Fountain Inn, SC 29644
<u>Mailing Address:</u>	108 Renaissance Circle Mauldin, SC 29662
<u>County:</u>	Laurens
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	23-1317B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51.B.7

Summary: GS Winterbrook, LLC (Individual/Entity) owns and is responsible for obtaining from the Department written approval to operate a newly constructed pool located in Laurens County, South Carolina. The Department conducted an inspection of the pool on August 4, 2021 and determined that the pool was in operation and written approval to operate had not been issued. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: failed to obtain written approval to operate from the Department prior to the operation of a pool.

Action: The Individual/Entity has corrected the violation. The Department has assessed a total civil penalty in the amount of four hundred dollars (\$400.00). The Individual/Entity shall pay a civil penalty in the amount of four hundred dollars (**\$400.00**) by October 13, 2021.

Update: On August 16, 2021, the required documentation was submitted to the Department, an inspection was conducted, the deficiencies were addressed, and written approval to operate the pool was issued. The civil penalty has been paid.

36)	<u>Order Type and Number:</u> <u>Order Date:</u> <u>Individual/Entity:</u> <u>Facility:</u> <u>Location:</u> <u>Mailing Address:</u> <u>County:</u> <u>Previous Orders:</u> <u>Permit/ID Number:</u> <u>Violations Cited:</u>	Consent Order 21-104-RW September 13, 2021 Sunrise CHS Airport, Inc. Wingate 4701 Saul White Boulevard Charleston, SC 29418 Same Charleston None 10-302-1 S.C. Code Ann. Regs. 61-51(J)
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Summary: Sunrise CHS Airport, 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 7, 2021, and July 15, 2021, 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 floor was not clean; the plaster on the pool floor was deteriorating; there was debris in the skimmer baskets; the drinking water fountain was not operating; there was no foot rinse shower; the fill spout was not stainless steel or equivalent; the chlorine level was not within the acceptable range of water quality standards; the shepherd's crook was not properly mounted in its designated location and was not clear of obstructions; the emergency notification device was not operating; only one "Shallow Water – No Diving Allowed" sign was posted; the cyanuric acid levels were not recorded on a weekly basis in the bound and numbered log book; 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**) by September 23, 2021.

Update: The civil penalty has been paid.

37)	<u>Order Type and Number:</u> <u>Order Date:</u> <u>Individual/Entity:</u> <u>Facility:</u> <u>Location:</u> <u>Mailing Address:</u> <u>County:</u> <u>Previous Orders:</u> <u>Permit/ID Number:</u>	Consent Order 21-105-RW September 13, 2021 Mid-America Apartments, L.P. Westchase Apartments 1 Westchase Drive Charleston, SC 29407 6815 Poplar Avenue, Suite 500 Germantown, TN 38138 Charleston None 10-320-1
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Violations Cited:

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

Summary: Mid-America Apartments, L.P. (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 18, 2021, and July 6, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: depth marker tiles on the pool deck were broken; a ladder was missing bumpers; a ladder was missing rungs; tiles were missing on the pool wall; waterline tiles were not clean; the pool deck was not clear of hazards; the fill spout was not stainless steel or equivalent; 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**) by September 19, 2021.

Update: The civil penalty has been paid.

38) <u>Order Type and Number:</u>	Consent Order 21-106-RW
<u>Order Date:</u>	September 13, 2021
<u>Individual/Entity:</u>	RP N11376, LLC
<u>Facility:</u>	NEXTLoft Apartments
<u>Location:</u>	1376 Fording Island Road Bluffton, SC 29910
<u>Mailing Address:</u>	Same
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-1027B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: RP N11376, LLC (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 May 26, 2021, and July 13, 2021, 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 not tight and secure; a ladder was missing rungs; the pool furniture was not at least four feet from the edge of the pool; the pH level was not within the acceptable range of water quality standards; the life ring was deteriorated and did not have a permanently attached rope; only one “Shallow Water – No Diving Allowed” sign was posted; only one “No Lifeguard On Duty - Swim At Your Own Risk” sign was posted; skimmer lids were missing; the “No Lifeguard On Duty – Swim At Your Own Risk” signs did not have the correct wording on the second inspection; 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**) by September 28, 2021.

Update: The civil penalty has been paid.

39) Order Type and Number: Consent Order 21-107-RW
Order Date: September 14, 2021
Individual/Entity: **MCG Charleston Apartments, LLC**
Facility: Aspire at James Island
Location: 1743 Central Park Road
Charleston, SC 29412
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1377G
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: MCG Charleston Apartments, 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, 2021, and July 14, 2021, 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 bound and numbered log book was not maintained on a daily basis; and the pool operator of record information was not posted to the public.

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**) by September 21, 2021.

Update: The civil penalty has been paid.

40) Order Type and Number: Consent Order 21-108-RW
Order Date: September 14, 2021
Individual/Entity: **Roxanne Tower Property Owners' Association, Inc.**
Facility: Roxanne Tower
Location: 1604 North Ocean Boulevard
Myrtle Beach, SC 29577
Mailing Address: Same

County: Horry
Previous Orders: None
Permit/ID Number: 26-186-1, 26-1242B, 26-1243B, & 26-1244D
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Roxanne Tower Property Owners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of an outdoor pool, indoor pool, lazy river, and spa located in Horry County, South Carolina. The Department conducted inspections on June 1, 2021, July 23, 2021, and August 9, 2021, 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 bent; a ladder was missing bumpers; the chlorine and pH levels were not within the acceptable range of water quality standards; there was standing water on the deck; the gate did not self-close and latch; the bound and numbered log book was not maintained on a daily basis; 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 six thousand, eight hundred dollars (\$6,800.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand, eight hundred dollars (**\$6,800.00**) by November 30, 2021.

Update: The civil penalty is to be paid in two installments of \$3,400.00 each. The first installment has been paid. The remaining installment payment is due November 30, 2021.

41) Order Type and Number: Consent Order 21-109-RW
Order Date: September 14, 2021
Individual/Entity: **Jayalaxmi Corporation**
Facility: Comfort Inn & Suites
Location: 1315 W Wade Hampton Boulevard
Greer, SC 29651
Mailing Address: Same
County: Greenville
Previous Orders: None
Permit/ID Number: 23-488-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Jayalaxmi Corporation (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 28, 2021, and August 5, 2021, 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; a ladder was missing bumpers; the pool furniture was not at least four feet from the edge of the pool; a skimmer was missing a weir; the flow meter was not operating; the facility address was not posted

at the emergency notification device; the pool rules sign did not have all of the required rules; only one “Shallow Water – No Diving Allowed” sign was posted; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted on the first inspection; the letters on one of the “No Lifeguard On Duty – Swim At Your Own Risk” signs posted were not the appropriate size on the second inspection; the current pool operator of record information was not posted to the public; 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**) by September 30, 2021.

Update: The civil penalty has been paid.

42) <u>Order Type and Number:</u>	Consent Order 21-110-RW
<u>Order Date:</u>	September 14, 2021
<u>Individual/Entity:</u>	Royal Park, LLC
<u>Facility:</u>	The Country Club of South Carolina
<u>Location:</u>	4 Country Club Road Florence, SC 29501
<u>Mailing Address:</u>	Same
<u>County:</u>	Florence
<u>Previous Orders:</u>	18-185-RW (\$2,380.00) 20-086-RW (\$4,800.00)
<u>Permit/ID Number:</u>	21-069-1 & 21-069-2
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Royal Park, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Florence County, South Carolina. The Department conducted inspections on June 11, 2021, and June 24, 2021, 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 not tight and secure; a skimmer basket was floating; the pool equipment room was not locked; the gate did not self-close and latch; the facility address was not posted at the emergency notification device; the pool rules sign was not completely filled out; the pool rules sign did not have all of the required rules; the “Shallow Water – No Diving Allowed” signs were deteriorated; the current pool operator of record information was not posted to the public; there was debris in the skimmer baskets; the chlorine level was not within the acceptable range of water quality standards; the lifeline was not in serviceable condition; there was algae on the pool floor and walls; the facility could not produce current valid documentation of pool operator certification; the log book was not properly bound or numbered on the first inspection; the log book was not maintained a minimum of three times per week by the pool operator of record on the first inspection; the cyanuric acid

level was not recorded on a weekly basis in the log book on the first inspection; and the log book was not available for review on the second inspection.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of four thousand dollars (\$4,000.00). The Individual/Entity shall pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**) by October 15, 2021.

Update: The civil penalty has been paid.

43) Order Type and Number: Consent Order 21-112-RW
Order Date: September 14, 2021
Individual/Entity: **BMW of North Charleston, LLC**
Facility: Atlantic Palms
Location: 2510 Atlantic Palms Lane
Charleston, SC 29406
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1006B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: BMW of North Charleston, 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 2, 2021, and July 22, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: depth marker tiles were broken; the chlorine level was not within the acceptable range of water quality standards; the emergency notification device was not operational; the cyanuric acid level was not checked weekly; and skimmers were missing weirs.

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**) by September 27, 2021.

Update: The civil penalty has been paid.

44) Order Type and Number: Consent Order 21-113-RW
Order Date: September 14, 2021
Individual/Entity: **RAS Holding of MB, LLC**
Facility: Myrtle Beach KOA
Location: 613 5th Avenue South
Myrtle Beach, SC 29577

Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-298-2
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: RAS Holding of MB, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a kiddie pool located in Horry County, South Carolina. The Department conducted inspections on June 7, 2021, and July 20, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the 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 six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**) by October 2, 2021.

Update: The civil penalty has been paid.

45) Order Type and Number: Consent Order 21-114-RW
Order Date: September 15, 2021
Individual/Entity: **Annpurna SC, LLC**
Facility: Quality Inn
Location: 611 W Wade Hampton Boulevard
Greer, SC 29650
Mailing Address: Same
County: Greenville
Previous Orders: 19-118-RW (\$680.00)
Permit/ID Number: 23-432-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Annpurna SC, 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 28, 2021, and August 5, 2021, 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 non-slip tread inserts; there was debris in the skimmer baskets; the drinking water fountain was not operating; the flow meter was not operating; the chlorine level was not within the acceptable range of water quality standards; the pool rules sign was not legible; the pool operator information was not posted to the public; the bound and numbered log book was not available for review; the letters on the “Shallow Water – No Diving Allowed” signs were not the appropriate size; and the letters on the “No Lifeguard On Duty – Swim At Your Own Risk” signs were not the appropriate size.

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**) by October 4, 2021.

Update: The civil penalty has been paid.

46) Order Type and Number: Consent Order 21-115-RW
Order Date: September 20, 2021
Individual/Entity: **KTAD RE Holdings, LLC**
Facility: KTAD
Location: 407 9th Avenue South
Myrtle Beach, SC 29577
Mailing Address: 1005 Sea Mountain Highway
North Myrtle Beach, SC 29582
County: Horry
Previous Orders: None
Permit/ID Number: 26-1955B & 26-1956D
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: KTAD RE Holdings, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a spa located in Horry County, South Carolina. The Department conducted inspections on June 7, 2021, and July 26, 2021, 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 not tight and secure; the deck was not clean; there was debris in the skimmer baskets, a skimmer lid was cracked; a skimmer weir was broken; a gate did not self-close and latch; a section of the perimeter fencing had openings greater than four inches; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring was deteriorated; the shepherd's crook was not the approved length; 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, 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**) by October 4, 2021.

Update: The civil penalty has been paid.

47) Order Type and Number: Consent Order 21-116-RW
Order Date: September 20, 2021
Individual/Entity: **Coastal Villas Owners' Association, Inc.**

Facility: Coastal Villas
Location: 3555 Highway 544
Conway, SC 29528
Mailing Address: P. O. Box 9249
Myrtle Beach, SC 29582
County: Horry
Previous Orders: None
Permit/ID Number: 26-861-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Coastal Villas 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 June 8, 2021, and July 23, 2021, 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 walls and floor were dirty; there was algae on the pool walls; a skimmer basket was floating; 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; the life ring rope was too short and was deteriorated; 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 six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**) by October 3, 2021.

Update: The civil penalty has been paid.

48) Order Type and Number: Consent Order 21-117-RW
Order Date: September 20, 2021
Individual/Entity: **Rock South, LLC**
Facility: Hampton Inn
Location: 2111 Tabor Drive
Rock Hill, SC 29730
Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: 46-108-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Rock South, 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 21, 2021, and July 22, 2021, 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 emergency notification device was not operating; 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 sign posted did not have the correct wording; the cyanuric acid level was not recorded in the bound and numbered log book on a weekly basis; the bound and numbered log book was not maintained a minimum of three times per week by the pool operator of record; and the bound and numbered log book was not maintained on a daily basis.

Action: The Individual/Entity has corrected all violations. The Department has assessed a total civil penalty in the amount of six hundred eighty dollars (\$680.00). The Individual/Entity shall pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**) by September 30, 2021.

Update: The civil penalty has been paid.

49) <u>Order Type and Number:</u>	Consent Order 21-118-RW
<u>Order Date:</u>	September 20, 2021
<u>Individual/Entity:</u>	Miracle Hill Ministries, Incorporated
<u>Facility:</u>	Miracle Hill Children’s Home
<u>Location:</u>	117 Drummond Lane Pickens, SC 29671
<u>Mailing Address:</u>	490 South Pleasantburg Drive Greenville, SC 29607
<u>County:</u>	Pickens
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	39-003-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Miracle Hill Ministries, Incorporated (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 16, 2021, and August 6, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the waterline tiles were dirty; the pool equipment room was not accessible; the chemical storage room was not accessible; the fill spout was not co-located with a ladder or diving board; the emergency notification device was not operational; there were chlorine sticks in the skimmer baskets; the water level was too low; the chlorine 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**) by October 4, 2021.

Update: The civil penalty has been paid.

50) <u>Order Type and Number:</u>	Consent Order 21-119-RW
<u>Order Date:</u>	September 20, 2021
<u>Individual/Entity:</u>	Riverview Hospitality, LLC
<u>Facility:</u>	Holiday Inn Riverview
<u>Location:</u>	301 Savannah Highway Charleston, SC 29407
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-130-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Riverview 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 28, 2021, and July 26, 2021, 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 attached to the pool wall; the deck depth marker tiles were broken; ladders were missing bumpers and were not tight & secure; the water level was too low; non-pool related items were stored in the pool equipment room; the chlorine level was not within the acceptable range of water quality standards; the shepherd's crook was not permanently attached to its handle and was not properly mounted in its designated location; the current pool operator of record information was not posted to the public; and the bound and numbered log book was not available for review on the first inspection, and was not properly bound or numbered 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**) by October 7, 2021.

Update: The civil penalty has been paid.

51) <u>Order Type and Number:</u>	Consent Order 21-120-RW
<u>Order Date:</u>	September 20, 2021
<u>Individual/Entity:</u>	LOR REC SC, LLC
<u>Facility:</u>	The Ashley Apartments
<u>Location:</u>	1871 Ashley River Road Charleston, SC 29407

Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1284B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: LOR REC SC, 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 22, 2021, and July 6, 2021, 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 no universal “No Diving” tiles on the deck; the chlorine level was not within the acceptable range of water quality standards; the emergency notification device was not operational; 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 bound and numbered log book was not maintained on a daily basis; the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book; and there were chlorine pucks in the skimmer baskets.

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**) by September 21, 2021.

Update: The civil penalty has been paid.

52) Order Type and Number: Consent Order 21-121-RW
Order Date: September 23, 2021
Individual/Entity: **Council of Co-Owners Pioneer Place Villas Horizontal Property Regime, Inc.**
Facility: Pioneer Place Villas
Location: Debordieu Boulevard
Georgetown, SC 29440
Mailing Address: 41 Maintenance Road
Pawley’s Island, SC 29585
County: Georgetown
Previous Orders: None
Permit/ID Number: 22-019-1 & 22-019-2
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Council of Co-Owners Pioneer Place Villas Horizontal Property Regime, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool located in Georgetown County, South Carolina. The Department conducted inspections on June 16, 2021, and July 30, 2021, 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 damaged; the lifeline was in disrepair; the gate did not self-close and latch; the chlorine level was 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 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 on the section inspection; there were chlorine sticks in the skimmer baskets; and the main drain grates were not in place.

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**) by October 10, 2021.

Update: The civil penalty has been paid.

53) <u>Order Type and Number:</u>	Consent Order 21-122-RW
<u>Order Date:</u>	September 27, 2021
<u>Individual/Entity:</u>	701 South Ocean Blvd., LLC
<u>Facility:</u>	Bali Bay
<u>Location:</u>	701 South Ocean Boulevard Myrtle Beach, SC 29588
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	18-098-RW (\$340.00) 19-180-RW (\$2,040.00)
<u>Permit/ID Number:</u>	26-1905B & 26-1906D
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: 701 South Ocean Blvd., LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool and a spa located in Horry County, South Carolina. The Department conducted inspections on June 15, 2021, and July 20, 2021, 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 missing; the pool floor was not clean; the water level was too low in the shallow area of the pool and too high in the deeper area of the pool; the 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; the current pool operator of record information was not posted to the public; 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 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**) by October 11, 2021.

Update: The civil penalty has been paid.

54) Order Type and Number: Consent Order 21-123-RW
Order Date: September 27, 2021
Individual/Entity: **Marsh Winds Owners Association, Inc.**
Facility: Marsh Winds Condos
Location: 2393 Folly Road
Folly Beach, SC 29439
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1056B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Marsh Winds Owners Association, 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 9, 2021, and July 26, 2021, 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 non-slip tread inserts; skimmers were missing weirs; the gate did not self-close & latch; the chlorine level was not within the acceptable range of water quality standards; the life ring was not properly hung in its designated location; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

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**) by October 11, 2021.

Update: The civil penalty has been paid.

55) Order Type and Number: Consent Order 21-124-RW
Order Date: September 27, 2021
Individual/Entity: **Naman Wilmington, LLC**
Facility: Springhill Suites North Charleston
Location: 3454 West Montague Avenue
North Charleston, SC 29406
Mailing Address: Same
County: Dorchester
Previous Orders: None
Permit/ID Number: 18-1086B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Naman Wilmington, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Dorchester County, South Carolina. The Department conducted inspections on June 7, 2021, and July 14, 2021, 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; 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**) by October 12, 2021.

Update: The civil penalty has been paid.

56) <u>Order Type and Number:</u>	Consent Order 21-125-RW
<u>Order Date:</u>	September 27, 2021
<u>Individual/Entity:</u>	Shem Creek Inn Owners Association, Inc.
<u>Facility:</u>	Shem Creek Inn
<u>Location:</u>	1401 Shrimp Boat Lane Mt. Pleasant, SC 29464
<u>Mailing Address:</u>	Same
<u>County:</u>	Charleston
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-332-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Shem Creek Inn Owners Association, 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 29, 2021, and July 21, 2021, 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; the gate did not self-close and latch; 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 bound and numbered log book was not maintained on a daily basis; a ladder was not tight and secure; the fill spout was not stainless steel or equivalent; the life ring rope was deteriorated; the bound and numbered log book had chemical readings that were entered in advance; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

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**) by October 13, 2021.

Update: The civil penalty has been paid.

57) Order Type and Number: Consent Order 21-126-RW
Order Date: September 27, 2021
Individual/Entity: **Hallmark Homes at Redbank Road, L.P.**
Facility: Hallmark at Timberlake
Location: 1000 Hallmark Drive
Goose Creek, SC 29445
Mailing Address: Same
County: Berkeley
Previous Orders: None
Permit/ID Number: 08-1051B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Hallmark Homes at Redbank Road, L.P. (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 2, 2021, and July 7, 2021, 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 low; a skimmer lid was cracked; the chlorine level was not within the acceptable range of water quality standards; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and the bound and numbered log book was not maintained on a daily basis on the first inspection, and was not available for review 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**) by October 10, 2021.

Update: The civil penalty has been paid.

58) Order Type and Number: Consent Order 21-127-RW
Order Date: September 27, 2021
Individual/Entity: **Canyon Creek Homeowners Association**
Facility: Canyon Creek
Location: 744 North Alamosa Drive
Boiling Springs, SC 29316
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: 42-1061B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Canyon Creek Homeowners Association (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Spartanburg County, South Carolina. The Department conducted inspections on May 27, 2021, and August 2, 2021, 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 were not accessible; the drinking water fountain was not operating properly; the chlorine level was not within the acceptable range of water quality standards; the pool floor was dirty; skimmers were missing weirs; skimmer baskets were floating; 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**) by September 29, 2021.

Update: The civil penalty has been paid.

59) Order Type and Number: Consent Order 21-129-RW
Order Date: September 27, 2021
Individual/Entity: **VK Covington, LLC**
Facility: Covington North
Location: 2444 Idol Rock Drive
Indian Land, SC 29707
Mailing Address: 3540 Toringdon Way, Suite 200
Charlotte, NC 29277
County: Lancaster
Previous Orders: None
Permit/ID Number: 29-1063B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: VK Covington, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Lancaster County, South Carolina. The Department conducted inspections on June 1, 2021, July 6, 2021, and August 10, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: the cyanuric acid level was above the water quality standards acceptable limit; the emergency notification device was not operating; an automatic controller was installed without an approved change order form; 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 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**) by October 13, 2021.

Update: The civil penalty has been paid.

- 60) Order Type and Number: Consent Order 21-130-RW
Order Date: September 27, 2021
Individual/Entity: **Mid-America Apartments, L.P.**
Facility: 1201 Midtown Apartments
Location: Midtown Avenue
Mt. Pleasant, SC 29464
Mailing Address: 6815 Poplar Avenue, Suite 500
Germantown, TN 38138
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1335B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Mid-America Apartments, L.P. (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, 2021, and August 2, 2021, 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 life ring rope was deteriorated; the “Shallow Water – No Diving Allowed” signs did not have the correct wording; 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) by September 19, 2021.

Update: The civil penalty has been paid.

- 61) Order Type and Number: Consent Order 21-128-RW
Order Date: September 28, 2021
Individual/Entity: **Cary McLeod, Individually and d.b.a. Cloud Nine Villas**
Facility: Cloud Nine Villas
Location: 4210 North Ocean Boulevard
North Myrtle Beach, SC 29582
Mailing Address: P.O. Box 832
North Myrtle Beach, SC 29582
County: Horry
Previous Orders: CO 18-273-RW (\$680.00)

Permit/ID Number: 26-E04-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Cary McLeod, Individually and d.b.a. Cloud Nine Villas (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 25, 2021, and July 26, 2021, 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 rope was deteriorated; 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**) by October 12, 2021.

Update: The civil penalty has been paid.

62) Order Type and Number: Consent Order 21-131-RW
Order Date: September 28, 2021
Individual/Entity: **Moss Creek Townhome Association, Inc.**
Facility: Moss Creek Townhomes
Location: 4800 Moss Creek Loop
Murrells Inlet, SC 29576
Mailing Address: 3081 Deville Street
Myrtle Beach, SC 29577
County: Georgetown
Previous Orders: None
Permit/ID Number: 22-052-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Moss Creek Townhome 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 July 12, 2021, and August 10, 2021, 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 emergency notification device was not operational; the pool floor was dirty; the pool walls were dirty; the drinking water fountain was not operating properly; a gate did not self-close and latch; 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**) by October 14, 2021.

Update: The civil penalty has been paid.

63) Order Type and Number: Consent Order 21-132-RW
Order Date: September 28, 2021
Individual/Entity: **Raaj Kumar Hotel Investments, LLC**
Facility: Days Inn Patriots Point
Location: 261 Johnnie Dodds Boulevard
Mt. Pleasant, SC 29464
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: 10-181-1
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Raaj Kumar Hotel Investments, 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 16, 2021, and July 15, 2021, 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; a ladder was missing non-slip tread inserts and was not tight and secure; the pool deck was not clear of hazards; there was no drinking water fountain; there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted; 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; the bound and numbered log book was not maintained daily 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 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**) by October 12, 2021.

Update: The civil penalty has been paid.

64) Order Type and Number: Consent Order 21-133-RW
Order Date: September 28, 2021
Individual/Entity: **Marlin Bay Development Group, LLC**
Facility: Villas at Marlin Bay
Location: 2060 Cutter Point Drive
Lake Wylie, SC 29710

Mailing Address: Same
County: York
Previous Orders: None
Permit/ID Number: 46-1118B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Marlin Bay Development Group, 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 4, 2021, July 13, 2021, and August 10, 2021, 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 bolts on the shepherd's crook were facing the wrong direction; and a handrail was not tight and secure.

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) by October 11, 2021.

Update: The civil penalty has been paid.

65) Order Type and Number: Consent Order 21-134-RW
Order Date: September 28, 2021
Individual/Entity: **Westgate Myrtle Beach, LLC**
Facility: Westgate Myrtle Beach
Location: 415 South Ocean Boulevard
Myrtle Beach, SC 29579
Mailing Address: Same
County: Horry
Previous Orders: None
Permit/ID Number: 26-1745B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Westgate Myrtle Beach, 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 11, 2021, and July 28, 2021, 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; a ladder was missing bumpers; the gate did not self-close and latch; only one "Shallow Water – No Diving Allowed" 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) by October 18, 2021.

Update: The civil penalty has been paid.

66) Order Type and Number: Consent Order 21-135-RW
Order Date: September 29, 2021
Individual/Entity: **Turtle Bay Owners Association, Inc.**
Facility: Turtle Bay
Location: 81 Sandbar Lane
Folly Beach, SC 29439
Mailing Address: 635 Rutledge Avenue, Suite 105
Charleston, SC 29403
County: Charleston
Previous Orders: None
Permit/ID Number: 10-1072B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Turtle Bay Owners Association, 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 22, 2021, and July 28, 2021, 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 locked; a gate did not self-close and latch; the chlorine and pH levels were not within the acceptable range of water quality standards; the shepherd's crook handle was attached to a telescoping pole on the first inspection, and was not permanently attached to the handle on the second inspection; the emergency notification device was not operational; and there were no "Shallow Water – No Diving Allowed" signs posted.

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) by October 13, 2021.

Update: The civil penalty has been paid.

67) Order Type and Number: Consent Order 21-136-RW
Order Date: September 29, 2021
Individual/Entity: **Shelly Woods Homeowners' Association, Inc.**
Facility: Shelly Woods
Location: 1015 Shelly Woods Drive
Fort Mill, SC 29715

Mailing Address: P.O. Box 11906
Charlotte, NC 28220
County: Lancaster
Previous Orders: 19-028-RW (\$2,040.00)
Permit/ID Number: 29-1021B
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Shelly Woods Homeowners' Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Lancaster County, South Carolina. The Department conducted inspections on June 3, 2021, and June 23, 2021, and violations were issued for failure to properly operate and maintain. The Individual/Entity has violated the Public Swimming Pools Regulation as follows: a gate 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 maintained on a daily basis; and the cyanuric acid level was not recorded on a weekly basis in the bound and numbered log book.

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**) by October 10, 2021.

Update: The civil penalty has been paid.

68) Order Type and Number: Consent Order 21-137-RW
Order Date: September 29, 2021
Individual/Entity: **Centerlane-Burkely Clemson, LLC**
Facility: The Gallery (The Enclave in Town)
Location: 423 Lindsey Road
Clemson, SC 29631
Mailing Address: Same
County: Pickens
Previous Orders: None
Permit/ID Number: 39-1080B
Violations Cited: S.C. Code Ann. Regs. 61-51(K)(1)(c)

Summary: Centerlane-Burkely Clemson, 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 an inspection on June 15, 2021 and closed the pool because the emergency notification device was not operating. The Individual/Entity was instructed to call for a follow-up inspection prior to re-opening the pool. The Individual/Entity did not contact the Department. On July 23, 2021, the Department conducted a follow-up inspection of the pool. The pool was open, and a 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 pool was 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 three hundred forty dollars (\$340.00). The Individual/Entity shall pay a civil penalty in the amount of three hundred forty dollars (**\$340.00**) by October 6, 2021.

Update: The emergency notification device has been repaired and the civil penalty has been paid.

69)	<u>Order Type and Number:</u>	Consent Order 21-138-RW
	<u>Order Date:</u>	September 29, 2021
	<u>Individual/Entity:</u>	Charleston Court Property Owners Association, Inc.
	<u>Facility:</u>	Tuscan Ocean Vista
	<u>Location:</u>	213 76 th Avenue North Myrtle Beach, SC 29572
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-1540D
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Charleston Court Property Owners Association, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a pool located in Horry County, South Carolina. The Department conducted inspections on May 27, 2021, and July 6, 2021, 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; the chlorine level was not within the acceptable range of water quality standards; 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; 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**) by October 13, 2021.

Update: The civil penalty has been paid.

Drinking Water Enforcement

70) Order Type and Number: Consent Order 21-039-DW
 Order Date: September 20, 2021
 Individual/Entity: **Town of McColl**
 Facility: Town of McColl
 Location: 210 East Gibson Avenue
 McColl, SC 29570

 Mailing Address: Same
 County: Marlboro
 Previous Orders: None
 Permit/ID Number: 3410003
 Violations Cited: S.C. Code Ann. Regs. 61-30.G(2)(a) & 61-58.7

Summary: The Town of McColl (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Marlboro County, South Carolina. The Department conducted an inspection on July 15, 2021, 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 sanitary seal at Well 3 was rusted and was not properly sealed; the chlorine feed line was not operating properly; current testing results for backflow prevention devices and fire hydrants were not available for review; logs for exercising valves and inspecting and repairing leaks were not available for review; operational program records were not available for review; a current water audit was not available for review; staffing was inadequate to implement the required operational programs; there were not enough properly operating valves to isolate small areas of the system; the elevated storage tanks had not been inspected since 2019; there were old wells on the property that were not maintained and had not been abandoned; and the outstanding balance of the annual Safe Drinking Water Act fee for fiscal Year 2021 had not been paid.

Action: The Individual/Entity is required to: pay the outstanding balance of the annual Safe Drinking Water Act fee for fiscal year 2021 by September 15, 2021; correct all of the deficiencies and submit the required programs, logs, test reports, and a water audit by October 15, 2021; repair or replace any inadequate or inoperable valves, backflow prevention devices, and fire hydrants within one hundred twenty days of the date of the Department's approval of the test reports; have all of the old wells properly abandoned by a South Carolina certified well driller by October 15, 2021; have the interior and exterior of the elevated storage tanks inspected by October 15, 2021; and complete the recommendations in the storage tank inspection reports within one hundred twenty days of the date of the inspection reports. 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 remaining balance owed on the annual Safe Drinking Water Act fee for fiscal Year 2021 has been paid.

71) Order Type and Number: Consent Order 21-040-DW
Order Date: September 23, 2021
Individual/Entity: **Dowd's Hash, Inc.**
Facility: Dowd's Bar-B-Q
Location: 299 Pender Ridge Road
Newberry, SC 29108
Mailing Address: P.O. Box 666
Newberry, SC 29108
County: Newberry
Previous Orders: None
Permit/ID Number: 3630801
Violations Cited: S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: Dowd's Hash, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Newberry County, South Carolina. On August 25, 2021, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the PWS tested present for total coliform and E. coli, which resulted in a violation of the maximum contaminant level for E. coli.

Action: The Individual/Entity is required to: submit an investigative report and a corrective action plan with a schedule to address the causes of the total coliform and E. coli present results at the PWS by October 23, 2021. 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: None

72) Order Type and Number: Consent Order 21-041-DW
Order Date: September 23, 2021
Individual/Entity: **Debra Hallman, Individually and d.b.a. Lower Richland Mobile Home Park**
Facility: Lower Richland Mobile Home Park
Location: 611 Harmon Road
Hopkins, SC 29061
Mailing Address: 607 Harmon Road
Hopkins, SC 29061
County: Richland
Previous Orders: None
Permit/ID Number: 4060012

Violations Cited:

S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: Debra Hallman, Individually and d.b.a. Lower Richland Mobile Home Park (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Richland County, South Carolina. On August 19, 2021, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the PWS tested present for total coliform and E. coli, which resulted in a violation of the maximum contaminant level for E. coli.

Action: The Individual/Entity is required to: submit an investigative report and a corrective action plan with a schedule to address the causes of the total coliform and E. coli present results at the PWS by October 23, 2021. 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: None

73) Order Type and Number: Consent Order 21-042-DW
Order Date: September 30, 2021
Individual/Entity: **MHP 1, LLC**
Facility: McDonalds Mobile Home Park
Location: 236 Emory Road
Hopkins, SC 29061
Mailing Address: 920 Laurie Lane
Columbia, SC 29205
County: Richland
Previous Orders: None
Permit/ID Number: 4060010
Violations Cited: S.C. Code Ann. Regs. 61-58.17.K(1)

Summary: MHP 1, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a public water system (PWS) located in Richland County, South Carolina. On August 26, 2021, a violation was issued as a result of review of monitoring records. The Individual/Entity has violated the State Primary Drinking Water Regulation as follows: the PWS tested present for total coliform and E. coli, which resulted in a violation of the maximum contaminant level for E. coli.

Action: The Individual/Entity is required to: submit an investigative report and a corrective action plan with a schedule to address the causes of the total coliform and E. coli present results at the PWS by October 30, 2021. 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 on September 23, 2021.

Water Pollution Enforcement

74) Order Type and Number: Consent Order 21-052-W
Order Date: September 13, 2021
Individual/Entity: **Fiber Industries, LLC**
Facility: Fiber Industries, LLC WWTF
Location: 1000 East McIver Road
Darlington, SC 29532
Mailing Address: Same
County: Darlington
Previous Orders: None
Permit/ID Number: SC0004162
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (2008 & Supp. 2020), Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41(a) (2011), and NPDES Permit SC0004162

Summary: Fiber Industries, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Darlington County, South Carolina. On January 12, 2021, a Notice of Alleged Violation (NOAV) was issued as a result of fecal coliform violations reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follow: failed to comply with the fecal coliform effluent limitations of its National Pollutant Discharge Elimination System (NPDES) permit SC0004162.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by November 12, 2021; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of one thousand five hundred dollars (\$1,500.00). The Individual/Entity shall pay a civil penalty in the amount of one thousand five hundred dollars (**\$1,500.00**) by October 13, 2021.

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

75) Order Type and Number: Consent Order 21-053-W
Order Date: September 22, 2021
Individual/Entity: **Mr. Pete Dimopoulos**

Facility: HWY 76 & 123
Location: Properties adjacent to Highway 76 & Highway 123 in Oconee County, SC (TMS # 225-00-07-049 & TMS # 225-00-07-030)
Mailing Address: 304 Four Lakes Drive
Easley, SC 29642
County: Oconee
Previous Orders: None
Permit/ID Number: SCR10I350
Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-90 (a) (2008 & Supp. 2020); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) and (e) (2011).

Summary: Mr. Pete Dimopoulos (Individual/Entity) is responsible for land disturbing activity associated with construction located in Oconee County, South Carolina. On April 23, 2021, a Notice of Alleged Violation was issued addressing unpermitted land disturbing activity. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations in that it failed to apply for and obtain proper permit coverage and allowed sediment to enter the environment in a manner other than in compliance with a permit issued by the Department.

Action: The Individual/Entity is required to: submit a complete Major Modification package to the Department by November 22, 2021; submit a report signed by a Professional Engineer stating the Site is in compliance with the approved SWPPP within thirty (30) days of permit issuance; submit a Notice of Termination (NOT) within thirty (30) days of completion of permanent stabilization of the Site. The Department has assessed a total civil penalty in the amount of seven thousand dollars (\$7,000.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand dollars (**\$7,000.00**) in four (4) quarterly installments of one thousand seven hundred fifty dollars (\$1,750.00) due October 15, 2021, January 15, 2022, April 15, 2022, and July 15, 2022.

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

76) Order Type and Number: Consent Order 21-054-W
Order Date: September 22, 2021
Individual/Entity: **Haile Gold Mine, Inc.**
Facility: Haile Gold Mine WWTF
Location: 7283 Haile Gold Mine Road,
Kershaw, SC
Mailing Address: 6911 Snowy Owl Road
Kershaw, SC 29067
County: Lancaster
Previous Orders: 20-021-W (\$11,200.00)
Permit/ID Number: SC0040479

Violations Cited: Pollution Control Act, S.C Code Ann § 48-1-110 (d) (2008 & Supp. 2020); Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41 (a) (2011).

Summary: Haile Gold Mine, Inc. (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located in Lancaster County, South Carolina. On June 14, 2021, a Notice of Alleged Violation (NOAV) was issued to the Individual/Entity addressing violations of chronic effluent toxicity (CTOX), free cyanide (CN) and total cadmium (Cd) reported on discharge monitoring reports submitted 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 CTOX, CN, and Cd.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by October 22, 2021; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of twelve thousand six hundred dollars (\$12,600.00). The Individual/Entity shall pay a civil penalty in the amount of twelve thousand six hundred dollars (**\$12,600.00**) by October 22, 2021.

Update: The Individual/Entity submitted notification of the completion date for corrective actions and paid the civil penalty.

77) Order Type and Number: Consent Order 21-055-W
Order Date: September 22, 2021
Individual/Entity: **Synergy Utilities LP**
Facility: Raintree Acres Subdivision WWTF
Location: 103 Sandale Wood Lane
Irmo, SC 29212
Mailing Address: 816 East Main Street
Lexington, SC 29072
County: Richland
Previous Orders: None
Permit/ID Number: SC0039055
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (2008 & Supp. 2020), Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.122.41(a) (2011), and NPDES Permit SC0039055

Summary: Synergy Utilities LP (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Richland County, South Carolina. On June 2, 2021, a Notice of Alleged Violation (NOAV) was issued as a result of fecal coliform (fecal) violations reported on discharge monitoring

reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follows: failed to comply with the fecal effluent limitations of its National Pollutant Discharge Elimination System (NPDES) permit SC0039055.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by October 22, 2021; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of 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**) by October 22, 2021.

Update: The Individual/Entity submitted notification of the completion date for corrective actions and paid the civil penalty.

78) Order Type and Number: Consent Order 21-056-W
Order Date: September 22, 2021
Individual/Entity: **Town of Santee**
Facility: Santee Public Service District WWTF
Location: P.O. Box 1220
Santee, SC 29142
Mailing Address: Off I-95 in Santee
Santee, SC 29142
County: Orangeburg
Previous Orders: None
Permit/ID Number: ND0065676
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (2008 & Supp. 2020), Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.505.41(a) (2011), and State Land Application Permit ND0065676

Summary: Town of Santee (Individual/Entity) has operational control and is therefore responsible for the proper operation and maintenance of the Santee Public Service District (Santee PSD) wastewater treatment facility (WWTF) in Orangeburg County, South Carolina. On December 22, 2020, a Notice of Alleged Violation (NOAV) was issued as a result of biochemical oxygen demand (BOD) violations reported on discharge monitoring reports submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollution Control Permits Regulations as follows: failed to comply with the BOD effluent limitations of its State Land Application permit ND0065676.

Action: The Individual/Entity is required to: submit a detailed plan for securing funding for necessary improvements to the WWTF by October 22, 2021; submit a detailed list of the corrective actions to be taken to bring the WWTF back into compliance by March 21, 2022; submit an implementation schedule for the completion of the corrective actions

and upgrades necessary to return the WWTF to compliance by May 20, 2022; conduct a six (6) monitoring event compliance confirmation period upon completion of all necessary corrective actions and upgrades; 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 six thousand dollars (\$6,000.00). The Individual/Entity shall pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**) by October 22, 2021 and pay a stipulated penalty in the amount of four thousand dollars (\$4,000.00) if any requirement of the Order is not met.

Update: The Individual/Entity has paid the civil penalty amount in full. The Individual/Entity has also submitted a detailed plan for securing funding for necessary improvements to the WWTF.

79) Order Type and Number: Consent Order 21-058-W
Order Date: September 30, 2021
Individual/Entity: **Jacabb Utilities, LLC**
Facility: SC Exit 4 on I-85 WWTF
Location: 3860 Old Dobbins Bridge Road
Fair Play, SC 29643
Mailing Address: 210 West North 2nd Street
Seneca, SC 29678
County: Anderson
Previous Orders: 16-021-W (\$3,045.00)
Permit/ID Number: ND0086819
Violations Cited: Pollution Control Act, S.C. Code Ann. § 48-1-110(d) (2008 & Supp. 2020), Water Pollution Control Permits, S.C. Code Ann Regs. 61-9.505.41(a) (2011), and State Land Application Permit ND0086819.

Summary: Jacabb Utilities, LLC (Individual/Entity) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) in Anderson County, South Carolina. On May 25, 2021, a Notice of Violation (NOV) was issued as a result of Escherichia coli (E. coli) violations reported on discharge monitoring reports (DMR) submitted to the Department. The Individual/Entity has violated the Pollution Control Act and Water Pollutions Control Permits Regulations as follows: failed to comply with the E. coli limitations of its State Land Application permit ND0086819.

Action: The Individual/Entity is required to: submit written notification of the completion date for all corrective actions necessary to resolve the violations by October 30, 2021; conduct a six (6) monitoring event compliance confirmation period upon completion of corrective actions; and implement engineered upgrades to the WWTF should additional violations be observed during the compliance confirmation period. The Department has assessed a total civil penalty in the amount of 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**) by October 30, 2021.

Update: The Individual/Entity has completed all requirements of Consent Order 21-058-W and the Order has been closed.

BUREAU OF AIR QUALITY

80) Order Type and Number: Administrative Order 21-019-A
Order Date: September 3, 2021
Individual/Entity: **Tony Watson**
Facility: N/A
Location: 1340 Freer Street
Charleston, SC 29412
Mailing Address: Same
County: Charleston
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: South Carolina Code Ann. Regs. 61-62.2,
Prohibition of Open Burning

Summary: Tony Watson (Individual/Entity), owns residential property located in Charleston County, South Carolina. On April 6, 2020, the Department conducted an investigation in response to a complaint of open burning. The Individual/Entity violated South Carolina Air Pollution Control Regulations as follows: burned materials other than those allowed by Section I of the regulation, specifically household garbage.

Action: The Individual/Entity is required to: cease all open burning except in accordance with the open burning regulations. The Department has assessed a total civil penalty in the amount of five hundred dollars (\$500.00). The Individual/Entity shall pay a civil penalty in the amount of five hundred dollars (**\$500.00**) by October 3, 2021.

Updates: This Administrative Order was not appealed.

81) Order Type and Number: Consent Order 21-020-A
Order Date: September 14, 2021
Individual/Entity: **Simply Cremation, LLC d/b/a Cremation Society of SC – Westville Funerals**
Facility: Simply Cremation, LLC d/b/a Cremation Society of SC – Westville Funerals
Location: 328 Dupont Drive
Greenville, SC 29607
Mailing Address: 6010 White Horse Road
Greenville, SC 29611
County: Greenville
Previous Orders: None

Permit/ID Number: 1200-0360
Violations Cited: S.C. Code Ann. Regs. 61-62.5, Standard No. 3, Waste Combustion and Reduction and S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements

Summary: Simply Cremation, LLC d/b/a Cremation Society of SC – Westville Funerals (Individual/Entity), operates a crematorium in Greenville County, South Carolina. On March 8, 2021, the Department conducted an inspection. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: failed to limit opacity to 10% over a six-minute average on March 6, 2021; and failed to make an initial 24- hour notification to the Department’s local Environmental Affairs Regional office during a process upset that resulted in discharges of air contaminants that exceeded a one-hour duration.

Action: The Individual/Entity is required to: comply with all terms and conditions of State Operating Permit 1200-0360; limit opacity to 10% over a six-minute average; and notify the Department’s local Regional Office within 24 hours after the beginning of any process upset. The Department has assessed a total civil penalty in the amount of seven thousand five hundred dollars (\$7,500.00). The Individual/Entity shall pay a civil penalty in the amount of seven thousand five hundred dollars (**\$7,500.00**).

Update: The civil penalty has been paid.

82) Order Type and Number: Consent Order 21-021-A
Order Date: September 14, 2021
Individual/Entity: **Enchanted Construction, LLC**
Facility: Enchanted Construction, LLC
Location: 1479 Mt Lebanon Rd
Campobello, SC 29322
Mailing Address: Same
County: Spartanburg
Previous Orders: None
Permit/ID Number: N/A
Violations Cited: S.C. Code Ann. Regs. 61-62.2 (2011 & Supp. 2020), Prohibition of Open Burning.

Summary: Enchanted Construction, LLC (Individual/Entity), is a custom home builder in Spartanburg County, South Carolina. On October 4, 2019, August 20, 2019 and June 17, 2020, the Department conducted investigations in response to complaints of open burning. The Individual/Entity has violated South Carolina Air Pollution Control Regulations, as follows: burned materials other than those specifically allowed by the Open Burning Regulations, specifically residential construction waste and other debris were burned during ozone season; burned materials other than those specifically allowed by the Open Burning Regulations, specifically land-clearing debris burned less than one thousand

(1,000) feet from public roadways and all residential, commercial, and industrial sites not part of the contiguous property on which the burning was conducted

Action: The Individual/Entity is required to: cease all open burning except as in accordance with the Open Burning Regulations. The Department has assessed a total civil penalty in the amount of six thousand dollars (\$6,000.00). The Individual/Entity shall pay a civil penalty in the amount of six thousand dollars (**\$6,000.00**).

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

BUREAU OF ENVIRONMENTAL HEALTH SERVICES

Food Safety Enforcement

83) <u>Order Type and Number:</u>	Consent Order 21-05-FOOD
<u>Order Date:</u>	September 28, 2021
<u>Individual/Entity:</u>	Quick Serve 2
<u>Facility:</u>	Quick Serve 2
<u>Location:</u>	108 Melvin Street Gilbert, SC 29054
<u>Mailing Address:</u>	Same
<u>County:</u>	Lexington
<u>Previous Orders:</u>	2016-206-03-115 (\$550.00)
<u>Permit Number:</u>	32-206-04477
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25

Summary: Quick Serve 2 (Individual/Entity) operates a convenience store located in Gilbert, South Carolina. The Department conducted inspections on August 5, 2021, August 20, 2021, and August 25, 2021. 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, and pay a 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 October 28, 2021.

Update: The Individual/Entity has entered into a payment plan with the Department. The first payment was made October 29, 2021.

On-Site Wastewater Enforcement

84) Order Type and Number: Administrative Order 21-056-OSWW
 Order Date: September 3, 2021
 Individual/Entity: **Tommy Brown**
 Facility: Tommy Brown
 Location: 816 Breazeale Street
 Belton, SC 29627

 Mailing Address: P.O. Box 565
 Belton, SC 29627

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

Summary: Tommy Brown (Individual/Entity) owns property located in Anderson County, South Carolina. The Department conducted an investigation on May 24, 2021, 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: October 11, 2021, Department personnel confirmed that the water meter had been removed and the residence appeared unoccupied. Department personnel will visit the Site again on or before November 5, 2021, to confirm the residence is vacated.

85) Order Type and Number: Administrative Order 21-042-OSWW
 Order Date: September 10, 2021
 Individual/Entity: **Lloyd Cobb, dba Cobb Construction, LLC**
 Facility: Lloyd Cobb, dba Cobb Construction, LLC
 Location: P.O. Box 1687
 Gaffney, SC 29342

 Mailing Address: Same

County: Greenville, Spartanburg, Pickens
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Lloyd Cobb, dba Cobb Construction, LLC (Individual/Entity) holds a Department issued Master Contractor's license, License # 11-366-11002. The Department started an investigation in March 2021 into OSWW systems that had been installed without contacting the Department to schedule a final inspection nor the submission of an Approval to Operate Contractor Self-Inspection form for multiple sites. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to arrange with the Department a time for a final inspection of an OSWW system that is being installed and failed to submit to the Department the required documentation for the installed OSWW system, the Approval to Operate Contractor Self-Inspection form.

Action: The Individual/Entity is required to immediately cease and desist installing OSWW systems without contacting the Department to schedule a final inspection cease and desist not submitting the required paperwork to the Department by the close of the next business after installing an OSWW system that Department personnel did not arrive to inspect; and submit an Approval to Operate Contractor Self-Inspection form for any site listed in the Administrative Order that has not been previously submitted to the Department. The Department has assessed a total civil penalty in the amount of twenty thousand dollars (\$20,000.00). The Individual/Entity shall pay a civil penalty in the amount of twenty thousand dollars (**\$20,000.00**) in installments, with the first payment due by October 15, 2021.

Update: The Individual/Entity has been granted an extension to provide the Department all Approval to Operate Contractor Self-Inspection forms that had not been previously submitted and has entered into a payment plan to pay the civil penalty over a total of four months. The septic tank inlet and outlet have been sealed per the August 16, 2021, Onsite Wastewater Notice of Noncompliance. On October 15, 2021, the first installment of the payment plan was received by the Department.

86) Order Type and Number: Administrative Order 21-054-OSWW
Order Date: September 10, 2021
Individual/Entity: **Mark Hiers**
Facility: Mark Hiers
Location: 992 Old Mars Field Road
Cottageville, SC 29435
Mailing Address: 153 Glen Street
Walterboro, SC 29488
County: Colleton
Previous Orders: None
Permit Number: None
Violations Cited: S.C. Code Ann. Regs. 61-56

Summary: Mark Hiers (Individual/Entity) owns property located in Colleton County, South Carolina. The Department conducted an investigation on January 20, 2021 and observed a building at the site being occupied for more than two hours per day without an approved means of treatment and disposal for domestic wastewater. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no building or dwelling is occupied for more than two hours per day without 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 to install that OSWW system within ten (10) days of the permit being issued; or immediately vacate the residence. 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 October 18, 2021, the Department has issued a Permit to Construct an OSWW system at the Site. Department personnel have spoken with the Individual/Entity who states as of October 29, 2021, the dwelling is vacant, and he will install the OSWW system prior to reoccupying. Department personnel will revisit the Site to confirm the dwelling is vacant on or before November 4, 2021.

87) <u>Order Type and Number:</u>	Administrative Order 21-055-OSWW
<u>Order Date:</u>	September 10, 2021
<u>Individual/Entity:</u>	George McDonald
<u>Facility:</u>	George McDonald
<u>Location:</u>	1018 Old Mars Field Road Cottageville, SC 29435
<u>Mailing Address:</u>	Same as Location
<u>County:</u>	Colleton
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: George McDonald (Individual/Entity) owns property located in Colleton County, South Carolina. The Department conducted an investigation on January 20, 2021 and observed a camper at the site being occupied for more than two hours per day without an approved means of treatment and disposal for domestic wastewater. The Individual/Entity has violated the South Carolina Onsite Wastewater (OSWW) Systems Regulation as follows: failed to ensure that no building or dwelling is occupied for more than two hours per day without an approved means of domestic wastewater treatment and disposal.

Action: The Individual/Entity is required to install the permitted OSWW system within ten (10) days; or immediately vacate the residence. 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 confirmed that the OSWW system will be repaired by a charitable organization. The charitable organization is working to obtain bids and then request the funding from their funding source.

88) <u>Order Type and Number:</u>	Administrative Order 21-057-OSWW
<u>Order Date:</u>	September 10, 2021
<u>Individual/Entity:</u>	Kenneth Larrimore
<u>Facility:</u>	Kenneth Larrimore
<u>Location:</u>	2851 Highway 984 Galivants Ferry, SC 29544
<u>Mailing Address:</u>	2861 Highway 984 Galivants Ferry, SC 29544
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Kenneth Larrimore (Individual/Entity) owns property located in Horry County, South Carolina. The Department conducted an investigation on August 5, 2021, 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: As of October 5, 2021, the Individual/Entity has submitted all requirement of the Order. This Order has been closed.

89) <u>Order Type and Number:</u>	Administrative Order 21-058-OSWW
<u>Order Date:</u>	September 10, 2021
<u>Individual/Entity:</u>	Universal Funding Group, LLC
<u>Facility:</u>	Universal Funding Group, LLC
<u>Location:</u>	213 Barker Road Simpsonville, SC 29680
<u>Mailing Address:</u>	330 Coffee Street Greenville, SC 29601
<u>County:</u>	Greenville
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	None
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-56

Summary: Universal Funding Group, LLC (Individual/Entity) owns property located in Greenville County, South Carolina. The Department conducted an investigation on July 19, 2021. 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 October 5, 2021, the Department issued a legal demand letter informing the Individual/Entity that if the discharge continued, the Department intended to file for judgement in the Administrative Law Court. As recent as October 29, 2021, Department personnel contacted the Individual/Entity to obtain an update and repairs have not been made. Department personnel has referred the case to the Office of General Counsel on November 1, 2021.

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