




COMPLIANCE AND ENFORCEMENT

South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.




South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.

SC DHEC BUREAU OF WATER

Paul Wise


Bureau of Water Pollution Control



South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.


COMPLIANCE AND ENFORCEMENT

- Compliance / Noncompliance
- Enforcement Process
- Order Requirements
- Injunctive Relief Requirements
- Penalties

 South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.


Compliance Monitoring

- Permit Compliance (Who's Responsible)
- Permittee Inspections
- MS4 Inspections
- Regulatory Inspections (DHEC)
- Complaints may trigger DHEC Inspection

 South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.


Non-Compliance Outcome and Process

- Referral from Compliance or from Regional Office
- Referral Package Includes:
 - Includes Site Information
 - Permittee Information
 - Inspection Reports
 - Correspondence
 - Any Documentation of Attempts to attain Compliance
 - PHOTOGRAPHS

 South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.

ENFORCEMENT PROCESS

- Project Manager Reviews Referral
- Prepares "Invitation" to Enforcement Conference
- Purpose for conferences and potential outcomes
- Identify specific alleged violations to Permittee and basis for violations
- Permittee Acknowledge findings of fact
- Reach agreement on injunctive relief
- End with a clear understanding of what to expect next
- Order Requirements

 South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.


PENALTIES

Civil Penalties
Up to \$10,000 per day for each day of a violation

Penalty based on:

- Number of Unsatisfactory Inspections
- Potential for Harm (For Discharges/Impacts to waters of the State)


Plus Economic Benefit

 South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.

ECONOMIC BENEFIT

Based on Cost of Construction AND Maintenance of BMPs Required In the Approved SWPPP

Example:

 South Carolina Department of Health and Environmental Control
Healthy People. Healthy Communities.


Economic Benefit: BMP Construction Cost
Did not follow construction sequence. Failed to Construct BMP's prior to mass-grading Site.

See attached construction cost detail.

	EB = \$195,379
BMP	Construction Cost / unitTotal Cost
Sediment Basin 2* 625,333 ft ³ storage*	\$ 0.225 / ft ³ storage \$140,700
Sediment Basin 3* 174,686 ft ³ storage*	\$ 0.225 / ft ³ storage 39,304
Sediment trap 5 acres	\$ 825 / acre 4,125
Site Stabilization 10 acres w/seed & mulch)	\$1,125 / acre 11,250
	Total \$195,379

*Data From Site plans



EB can be assessed for Maintenance Cost

 South Carolina Department of Health and Environmental Control
Healthy People. **Healthy Communities.**

CONTACT US

Paul Wise
Water Pollution Control Division
(803) 898-4181
wisepf@dhec.sc.gov

Stay Connected

 scdhec  @scdhec  blog.scdhec.gov  scdhec  S.C. Department of Health and Environmental Control
