



North Carolina Department of Environment and Natural Resources

Division of Environmental Health

Terry L. Pierce
Director

Beverly Eaves Perdue
Governor

Dee Freeman
Secretary

April 30, 2009

MEMORANDUM

TO: Laura Leonard
Division Information Office

FROM: Martin A. Gallagher
Environmental Engineer

SUBJECT: March 2009 – Assessed Penalties

The attached Table 1, “Administrative Penalties Assessed,” provides a summary of the penalties assessed during March 2009. Also, attached a “Civil Fines, Penalties and Forfeitures Deposit Forms” (Excel documents), which provide a summary of deposits made as a result of penalty collections during March 2009.

MAG

Enclosure

Cc/enc John McFadyen
Bob Midgette
Jessica Miles
Linda Raynor
Regional Engineers

TABLE 1
ADMINISTRATIVE PENALTY ASSESSED DURING THE MONTH OF MARCH 2009

The following penalties were assessed for failure to comply with the state regulatory requirements to sample the drinking water, obtain an analysis, and report the analytical results for possible microbiological contamination.

System ID	SYSTEM NAME	County	Responsible Person	Penalty Assessed
NC4392409	KIDDIE UNVERSITY	WAKE	KIDDIE UNIVERSITY LLC	\$50
NC0155498	KIDDY KOUNTRY DAYCARE	LINCOLN	KIDDY KOUNTRY DAYCARE	\$50
NC0291514	LITTLE TROOPERS CHILD DEVELOPMENT CENTER	VANCE	STENNETT, PAUL	\$50
NC0201559	SHIRLEY'S BEFORE AFTER SCH&SUMMER CAMP	ALAMANCE	LOFTIS, ANITA	\$50
NC3076008	ASHEBORO COUNTRY CLUB ESTATES	RANDOLPH	NC WATER UTILITY ASSOCIATES LLC	\$50
NC0241577	CLAPP'S ASSISTED LIVING INC	GUILFORD	CLAPP'S NURSING CENTER INC	\$50
NC0136343	DON'S MHP	GASTON	DOSTER, DON	\$50
NC0392131	FARM ROAD TRAILER PARK	WAKE	LEE, C H	\$120
NC0181569	HAVEN IN THE HILLS REST HOME	RUTHERFORD	AMERICA LIVING CENTERS, LLC	\$50
NC0111150	HAZELWOOD HOMEOWNERS ASSOC	BUNCOMBE	HAZELWOOD HOMEOWNERS ASSOC INC	\$50
NC0392150	LAKESIDE ESTATES	WAKE	LAKESIDE ESTATES HOA	\$50
NC0201174	MAPLE OAKS MHP	ALAMANCE	WOODIE, WENDELL	\$50
NC3041060	RACHEL'S LANDING	GUILFORD	PERKINS, MANUEL	\$50
NC0276201	RICHLAND VILLAGE MHP	RANDOLPH	MOFFITTS INC	\$120
NC0201202	RUSSETTE MEADOWS MHP	ALAMANCE	ISLEY, RUSSELL	\$120
NC0392187	SANDER'S MHP	WAKE	WIGGINS, DARRELL	\$50
NC0392190	SOUTHSIDE MHP	WAKE	PETERSON PROPERTIES	\$50
NC0149171	WAYSIDE ESTATES	IREDELL	IREDELL WATER CORP #2	\$120

The following penalties were assessed for failure to comply with the state regulatory requirements to obtain an annual operating permit fee. In addition to the stated penalties \$10.00 per day was assessed for every day that the violation continues, beginning 10 days after the date of the administrative penalty letter.

System ID	SYSTEM NAME	County	Responsible Person	Penalty Assessed
NC0102020	ALEXANDER CO WTR DIST	ALEXANDER	GREER, KEVIN	\$1,300.00
NC0105109	BLUE RIDGE MNR ASHE LAKE BEAVER CRK SEC	ASHE	PHILLIPS, RICK	\$135.00
NC0241124	MAGNOLIA WOODS	GUILFORD	SWAIM, DANNY	\$135.00
NC7065007	PORT OF WILMINGTON	NEW HANOVER	EAGER, TOM	\$75.00
NC7016003	PORT OF MOREHEAD CITY	CARTERET	SPEIGHT, JEAN	\$75.00
NC0123010	SHELBY, CITY OF	CLEVELAND	SANDO, DUANE	\$1,300.00
NC1044013	BETHEL ELEMENTARY SCHOOL	HAYWOOD	BURRIS, DALE	\$75.00
NC0471123	LANIER'S WATERSIDE CAMPGROUND	PENDER	MITCHELL, DONNA	\$390.00
NC0471118	BIGFORD'S MHP	PENDER	LANIER, DONNA	\$165.00
NC0241113	OAK LANE MHP	GUILFORD	SWAIM, DANNY	\$135.00
NC0235120	ZOLLIEVILLE REST HOME	FRANKLIN	BRANCH, ANTHONY	\$135.00
NC0188484	CRADLE OF FORESTRY	TRANSYLVANIA	LINDSAY, BELINDA	\$165.00
NC0136235	BRENTWOOD MHP	GASTON	BALLARD, GREGORY S	\$135.00
NC0105104	BLUE RIDGE MANOR-NIKANOR SECT	ASHE	PHILLIPS, RICK	\$192.50
NC0489400	NEW COLONY FARMS	TYRRELL	DIETZ, LARRY	\$75.00
NC0392190	SOUTHSIDE MHP	WAKE	MCNEIL, LUNCIE	\$175.00
NC0136286	AZALEA HILLS MHP	GASTON	TONY, DUNCAN	\$135.00
NC0144418	BETHEL JR HIGH SCHOOL	HAYWOOD	GRIFFIN, JIM	\$75.00
NC0304025	LILESVILLE WATER SYSTEM	ANSON	MULLIS, KEVIN	\$405.00
NC0105101	BLUE RIDGE MANOR ASH LAKE- HOLIDAY LN SEC	ASHE	PHILLIPS, RICK	\$135.00
NC4392406	KIDS EDUCATIONAL CENTER INC NO 1	WAKE	CROSBY, LUCY	\$75.00

NC3041003	OLD DOMINION FREIGHT LINE	GUILFORD	JOYCE, KIM	\$75.00
NC0474118	SMITH'S TRAILER PARK	PITT	SMITH, DEMETRIUS E	\$127.50
NC0474060	STOKES REGIONAL WATER CORP	PITT	BLAND, BRUCE	\$675.00
NC0471117	CEDAR LANDING MH S/D	PENDER	MITCHELL, DONNA	\$390.00
NC0465198	CAMELOT CAMPGROUND	NEW HANOVER	MURRAY, BRAD	\$165.00
NC0431055	POTTERS HILL WATER ASSOCIATION	DUPLIN	LANIER, WANDA	\$135.00
NC0392187	SANDER'S MHP	WAKE	WIGGINS, DARRELL	\$127.50
NC0368108	ARBOR HILL MHP	ORANGE	HARDEN, THOMAS	\$135.00
NC0368130	RIDGEWOOD MHP	ORANGE	LOVELESS, MICHAEL	\$135.00
NC0351108	MASSENGILL'S MHP	JOHNSTON	SPARKS, DALE	\$175.00
NC0156460	TRIPLE C CAMPGROUND	MCDOWELL	GOWAN, JOHN	\$165.00
NC0279121	STANFIELD MH COURT	ROCKINGHAM	STANFIELD, LARRY	\$135.00
NC0276159	TOWN & COUNTRY MH ACRES	RANDOLPH	GARRETT, DOUGLAS W	\$135.00
NC0241125	MEADOWVIEW MHP	GUILFORD	ELLISON, RALEIGH	\$135.00
NC0239116	PINE GARDENS REST HOME	GRANVILLE	HARRIS, ALVIS	\$127.50
NC0201563	SONYAS KIDZ DEPOT	ALAMANCE	LYNN, PAT	\$75.00
NC0188135	CLUB COLONY S/D	TRANSYLVANIA	DEW, DAVID	\$127.50
NC0187127	COOPERS CREEK CAMPGROUND	SWAIN	JONES IV, CHARLES W & MAVIS B	\$165.00
NC0180150	OAKHAVEN PARK	ROWAN	DAVIDSON, KEVIN	\$165.00
NC0160230	CLEAR MEADOWS S/D	MECKLENBURG	FREELAND, ROBERT M	\$165.00
NC0157544	ROSE CREEK MINE & CAMPGROUND	MACON	TOMASZKIEWICZ, NANCY	\$135.00
NC0156542	MT PARADISE CAMPGROUND	MCDOWELL	HOLIFIELD, ROGER	\$165.00
NC0351151	PIPPIN MHP	JOHNSTON	PIPPIN, LES	\$135.00

Civil Fines, Penalties and Forfeitures Deposit Form

Department Environment & Natural Resources
 Collections for the month of March 2009 Transfer from Budget Code 14300
 Type of fine, forfeiture or penalty: Civil Penalties (Other than Operating Permits)

Amount of Collection \$ 22,235.00
 Amount of Administrative Cost _____
 Total Transfer \$ 22,235.00

County/Counties	Amount	Authority for Collection (G.S. or APA)
Alamance	2,350.00	GS 130A-315 & 130A-22
Alexander		"
Alleghany		"
Anson	60.00	"
Ashe		"
Avery		"
Beaufort		"
Bertie		"
Bladen	300.00	"
Brunswick		"
Buncombe	1,050.00	"
Burke		"
Cabarrus	250.00	"
Caldwell		"
Camden		"
Carteret		"
Caswell		"
Catawba	300.00	"
Chatham		"
Cherokee		"
Chowan		"
Clay		"
Cleveland		"
Columbus		"
Craven	500.00	"
Cumberland	550.00	"
Currituck		"
Dare		"
Davidson	150.00	"
Davie		"
Duplin		"
Durham	50.00	"
Edgecombe		"

Forsyth	120.00	"
Franklin	5,000.00	"
Gaston	150.00	"
Gates		"
Graham		"
Granville		"
Greene		"
Guilford	2,205.00	"
Halifax		"
Harnett		"
Haywood	50.00	"
Henderson		"
Hertford	50.00	"
Hoke		"
Hyde		"
Iredell	675.00	"
Jackson	410.00	"
Johnston	1,600.00	"
Jones		"
Lee		"
Lenoir		"
Lincoln		"
Macon	800.00	"
Madison		"
Martin		"
McDowell	685.00	"
Mecklenburg	50.00	"
Mitchell	445.00	"
Montgomery		"
Moore		"
Nash		"
New Hanover	750.00	"
Northampton		"
Onslow	500.00	"
Orange	500.00	"
Pamlico		"
Pasquotank		"
Pender		"
Perquimans		"
Person	50.00	"
Pitt		"
Polk		"
Randolph		"
Richmond		"
Robeson		"
Rockingham	250.00	"
Rowan		"

Rutherford	800.00	"
Sampson	50.00	"
Scotland		"
Stanly		"
Stokes	200.00	"
Surry		"
Swain		"
Transylvania		"
Tyrrell		"
Union		"
Vance		"
Wake	835.00	"
Warren		"
Washington		"
Watauga		"
Wayne		"
Wilkes		"
Wilson		"
Yadkin	500.00	"
Yancey		"
TOTAL	\$ 22,235.00	

Addie Reives
Accountant
Environmental Health
Division

715-2314
Phone #
14904902
Center

Civil Fines, Penalties and Forfeitures Deposit Form

Department Environment & Natural Resources
 Collections for the month of March 2009 Transfer from Budget Code 14300
 Type of fine, forfeiture or penalty: Civil Penalties (Operating Permits)

Amount of Collection \$ 21,795.00
 Amount of Administrative Cost _____
 Total Transfer \$ 21,795.00

County/Counties	Amount	Authority for Collection (G.S. or APA)
Alamance	262.50	GS 130A-328 & 130A-22
Alexander	135.00	
Alleghany		"
Anson		"
Ashe	135.00	"
Avery		"
Beaufort		"
Bertie		"
Bladen	390.00	"
Brunswick	135.00	"
Buncombe	445.00	"
Burke	135.00	"
Cabarrus	75.00	"
Caldwell	175.00	"
Camden		"
Carteret		"
Caswell		"
Catawba	805.00	"
Chatham		"
Cherokee		"
Chowan		"
Clay	127.50	"
Cleveland		"
Columbus	292.50	"
Craven		"
Cumberland		"
Currituck		"
Dare		"
Davidson		"
Davie		"
Duplin	220.00	"
Durham	2,685.00	"
Edgecombe		"

Forsyth		"
Franklin	1,035.00	"
Gaston	210.00	"
Gates		"
Graham		"
Granville	1,300.00	"
Greene		"
Guilford	900.00	"
Halifax		"
Harnett		"
Haywood		"
Henderson	262.50	"
Hertford		"
Hoke		"
Hyde		"
Iredell	1,207.50	"
Jackson	827.50	"
Johnston	175.00	"
Jones		"
Lee		"
Lenoir		"
Lincoln		"
Macon	135.00	"
Madison		"
Martin	792.50	"
McDowell	390.00	"
Mecklenburg		"
Mitchell		"
Montgomery		"
Moore		"
Nash		"
New Hanover	292.50	"
Northampton		"
Onslow		"
Orange	270.00	"
Pamlico		"
Pasquotank		"
Pender	945.00	"
Perquimans		"
Person	240.00	"
Pitt	852.50	"
Polk		"
Randolph	210.00	"
Richmond	1,300.00	"
Robeson		"
Rockingham	442.50	"
Rowan	240.00	"

Rutherford		"
Sampson		"
Scotland	127.50	"
Stanly		"
Stokes	520.00	"
Surry		"
Swain	165.00	"
Transylvania		"
Tyrrell	75.00	"
Union		"
Vance	135.00	"
Wake	580.00	"
Warren		"
Washington	390.00	"
Watauga		"
Wayne		"
Wilkes	962.50	"
Wilson		"
Yadkin	405.00	"
Yancey	390.00	"
TOTAL	\$ 21,795.00	

Addie Reives
 Accountant
 Environmental Health
 Division

715-3214
 Phone #
 14904907
 Center