

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
COUNCIL CHAMBERS
APRIL 18, 2006
6:00 P.M.**

**CALL TO ORDER Honorable Anthony G. Mizzell,
Chairman**

INVOCATION Honorable Bernice G. Scott

**PLEDGE OF ALLEGIANCE
 Honorable Bernice G. Scott**

ADOPTION OF AGENDA

CITIZEN'S INPUT

APPROVAL OF MINUTES

Regular Session: April 4, 2006 [Pages 7-13]

**REPORT OF THE COUNTY ATTORNEY FOR
EXECUTIVE SESSION ITEMS**

REPORT OF THE COUNTY ADMINISTRATOR

- a. Tax Increment Financing Legal Update**
- b. Stormwater Management Program Legal Update**
- c. Recreation Commission Request**
- d. Farmers Market Update**
- e. 1701 Capital Request Meeting**

REPORT OF THE CLERK OF COUNCIL

- a. **International Downtown Spring Conference
April 22-24, 2006, Marriott Hotel**

REPORT OF THE CHAIRMAN

OPEN/CLOSE PUBLIC HEARINGS

APPROVAL OF CONSENT ITEMS

**1.a., 1.b., 1.c., 1.d., 1.e., 1.f., 1.g., 2.b., 2.c., 2.d., 2.e., 2.f.,
2.g.,**

1. THIRD READING ITEMS

- a. **A budget amendment regarding the Detention
Center Medical Contract [CONSENT]
[Page 14-15]**
- b. **A budget amendment to add four (4) new full-
time positions to the Finance Department
[CONSENT] [Pages 16-17]**
- c. **06-01MA
Jack Wolfe
RU to RS-LD
Single Family Residences
01312-01-05
Johnson Marina Road
[CONSENT] [Pages 18-23]**
- d. **06-05MA
RT Retail Development Services
(Gary Stanfield)
RU to CG
Retail Store
05000-04-37
Broad River Road @ Rah Rah Way
[CONSENT] [Pages 24-26]**

- e. **06-08MA**
Enga Acciardo
C-1 to C-3
Commercial Retail Store
22900-02-05(p)
Forum Drive in Village at Sandhill
[CONSENT] [Pages 27-29]

- f. **06-11MA**
Enga Acciardo
C-3 to C-1
Commercial Retail Store
22900-02-05(p)
Forum Drive in Village @ Sandhill
[CONSENT] [Pages 30-32]

- g. **Amend the definition of Major and Minor**
Subdivision [CONSENT] [Pages 33-34]

2. SECOND READING ITEMS

- a. **06-09MA**
Bright-Meyers 2001 LLC
Robert Fuller
M-1 & RU to GC
Walmart and Associated Development
17400-11-03&14781-04-14/13/12
NW Quadrant of Killian Road & I-77
[Pages 35-37]

- b. **Ordinance authorizing a Quit-Claim Deed to**
Hendricks Commercial Properties, LLC for a
Certain Portion of an Abandoned Right-of-
Way known as Oakdale Street [CONSENT]
[Page38]

- c. **Ordinance authorizing a Quit-Claim Deed to**
ASW Land Partnership for a certain portion
of an abandoned right-of-way known as
Oakdale Street [CONSENT] [Page 39]

- d. An Ordinance to authorize Deed to SJ, LLC (Seal Jet): 3.56 acres
CONSENT] [Page 40]**
- e. An Ordinance to authorize Deeds to Brazell Family, LLC: 6.941 acres, Lot 11 and 5.057 acres, Lot 6 [CONSENT] [Page 41]**
- f. An Ordinance to authorize Deed to Cheek Properties, LLC (Fastenal): 3.38 acres, Lot 26 [CONSENT] [Page 42]**
- g. Ordinance to authorize deeds to Forum Development Company II, LLC: 9.665 acres, Lot 12 and 2.713 acres, Lot 28 [CONSENT] [Page 43]**

3. FIRST READING ITEMS

- a. An Ordinance amending the Fiscal Year 2005-2006 Industrial Park Budget to add Forty Thousand Dollars (\$40,000.00) to provide funds for Kolorpro [Pages 44-45]**
- b. An Ordinance extending the moratorium on either the approval or denial of floodplain management permits for development or construction within a portion of the Congaree River Floodplain [Pages 46-47]**

4. APPLICATION FOR LOCATING A COMMUNITY RESIDENTIAL CARE FACILITY IN AN UNINCORPORATED AREA OF RICHLAND COUNTY [Page 48-49]

- a. Yvonne Harrison
10425 Wilson Blvd.
Blythewood, South Carolina 29016**

5. **REPORT OF ECONOMIC DEVELOPMENT COMMITTEE**
 - a. **Ordinance authorizing an Amendment to the I-77Fairfield/Richland County Regional Industrial Park Master Agreement: Expand Boundaries of Park to include Elite ES, LLC [Pages 50-52]**
 - b. **An Ordinance authorizing an amendment to the I-77 Fairfield/Richland County Regional Regional Industrial park Master Agreement: Expand Boundaries of Park to include Guardian Fiberglass, Inc. [Pages 53-56]**
 - c. **An Ordinance to authorize deed to Miller Valentine Partners, LTD, II: 6.11 acres, Lot 2 and a portion of Lot 18 [Page 57]**
6. **APPROVAL OF RESOLUTION TO APPOINT AND COMMISSION JOHN ADAM HIXON, SR., HOWARD R. BOYD, II., SRINIVAS VALAVALA, ERNEST ROBERT HIGHTOWER, JR., GARY DAVID BARTON, AND DAVID D. CABLE AND CODE ENFORCEMENT OFFICERS FOR THE PROPER SECURITY, GENERAL WELFARE, AND CONVENIENCE OF RICHLAND COUNTY [Page 58]**
7. **REPORT OF COUNTY ADMINISTRATOR'S SEARCH TASK FORCE**
8. **Public Hearing and in support of JEDA Bond to finance a student housing project at Allen University [Pages 59-60]**
9. **Public Hearing and Resolution in support of JEDA Bond Issue for Eau Claire Cooperative Health Centers, Inc. [CONSENT]**

- 10. Funding Request for the Columbia City Jazz Trip to Beijing**
- 11. CITIZEN'S INPUT**
- 12. MOTION PERIOD**
- 13. ADJOURNMENT**

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, APRIL 4, 2006 6:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Anthony G. Mizzell
Vice Chair	L. Gregory Pearce, Jr.
Member	Valerie Hutchinson
Member	Joseph McEachern
Member	Mike Montgomery
Member	Bernice G. Scott
Member	Damon Jeter
Member	Kit Smith
Member	Paul Livingston
Member	Doris Corley
Member	Doris Corley

OTHERS PRESENT – Michielle Cannon-Finch, Milton Pope, Tony McDonald, Joe Cronin, Roxanne Matthews, Larry Smith, Amelia Linder, Donny Phipps, Michael Criss, Susan Britt, Anna Almeida, John Newman, Monique Walters, David Adams, Dan Gregory, Cindy Simpson, Daniel Driggers, Stephany Snowden, Kendall Johnson, Jennifer Dowden, Audrey Shifflett, Sheriff Leon Lott, Chief Harrell, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:00 p.m.

INVOCATION

The Invocation was given by Rev. Wiley Cooper

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Joseph McEachern

PRESENTATION

Don Purcell, Northeast Summit – Mr. Purcell gave a presentation regarding the meetings that have been taking place with regard to this program. Mr. Purcell would like Council to attend the meeting that has been scheduled in the next few weeks.

Virginia Bedford, Three Rivers Music Festival – Mr. Bobby Gist and Ms. Bianca Crawford gave a presentation regarding the Three Rivers Music Festival.

Sheriff Lott/David Adams, Expired Tag Program – Sheriff Leon Lott and Mr. Adams gave an update on the Expired Tag Program and presented Council with a check for \$1,550,000.00.

ADOPTION OF AGENDA

Mr. Mizzell stated that Item 5.b. needed to be removed from the agenda.

Mr. McEachern moved, seconded by Ms. Scott, to add the Thompson residential care facility as 8.b.

The agenda was also renumbered, as it was numbered incorrectly originally.

Mr. Pearce moved, seconded by Ms. Hutchinson, to approve the agenda as amended. The vote in favor was unanimous.

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Zoning Public Hearing: January 24, 2006 – Mr. Livingston moved, seconded by Mr. Pearce, to approve the minutes as submitted. The vote in favor was unanimous.

Zoning Public Hearing: February 28, 2006—Ms. Hutchinson moved, seconded by Ms. Dickerson, to approve the minutes as submitted. The vote in favor was unanimous.

Regular Session: March 21, 2006 – Ms. Dickerson moved, seconded by Ms. Hutchinson, to approve the minutes as submitted. The vote in favor was unanimous.

Zoning Public Hearing: March 28, 2006 – Mr. Livingston moved, seconded by Mr. Pearce, to approve the minutes as submitted. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Smith stated that there was one item that may need to be discussed in Executive Session:

1. TIF Report—Legal Briefing

Mr. Livingston moved, seconded by Ms. Scott, to move the Executive Session to after Citizen's Input.

REPORT OF THE COUNTY ADMINISTRATOR

Recreation Commission – Mr. Pope reminded Council about proceeding with the third appointment to the commission.

Township Properties – Mr. Pope stated that he had previously e-mailed the information regarding these properties to Council.

REPORT OF THE CLERK OF COUNCIL

RMH Reception – Ms. Finch stated that the reception will be held April 5th at 6:00 p.m.

Firefighters Graduation – Ms. Finch stated that the graduation is to be held April 7th at 6:30 p.m. Mr. Mizzell stated that Ms. Dickerson will be representing Richland County at this event.

REPORT OF THE CHAIRMAN

Township Meeting – Mr. Mizzell stated that the meeting will be held on April 5th at 8:30 a.m. and that Council is invited to attend.

PUBLIC HEARING ITEMS

- **KPR Holdings, L.P. Transfer to Tyson Prepared Foods, Inc.** – No one signed up to speak.
- **A Budget Amendment Regarding the Detention Center Medical Contract** – No one signed up to speak.
- **Budget Amendment to Add Four (4) New Full-Time Positions to the Finance Department** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

Mr. Montgomery moved, seconded by Mr. Jeter, to approve the following consent items:

- **KPR Holdings, L. P. Transfer to Tyson Prepared Foods, Inc.** [Third Reading]
- **A Budget Amendment Regarding the Detention Center Medical Contract** [Second Reading]
- **06-01MA, Jack Wolfe, RU to RS-LD, Single Family Residences, 01312-01-05, Johnson Marina Road** [Second Reading]
- **06-05MA, RT Retail Development Services (Gary Stanfield), RU to GC, Retail Store, 05000-04-37, Broad River Road @ Rah Rah Way** [Second Reading]
- **06-08MA, Enga Acciaro, C-1 to C-3, Commercial Retail Store, 22900-02-05(p), Forum Drive in Village at Sandhill** [Second Reading]
- **06-11MA, Enga Acciaro, C-3 to C-1, Commercial Retail Store, 22900-02-05(p), Forum Drive in Village @ Sandhill** [Second Reading]
- **Amend the definition of Major and Minor Subdivision** [Second Reading]
- **Approval of Close-Out Change Order for Broad River Heights Sewer Project**
- **Adoption of Fair Housing Resolution for 2006**
- **Ordinance Authorizing a Quit-Claim Deed to Hendricks Commercial Properties, LLC for a Certain Portion of an Abandoned Right-of-Way Known as Oakdale Street**

- **Ordinance Authorizing a Quit-Claim Deed to ASW Land Partnership for a Certain Portion of an Abandoned Right-of-Way Known as Oakdale Street**

The vote in favor was unanimous.

SECOND READING ITEMS

Budget Amendment to Add Four (4) New Full-Time Positions to the Finance Department – Mr. Livingston moved, seconded by Ms. Corley to approve this item. The vote in favor was unanimous.

FIRST READING ITEMS

06-09MA, Bright-Meyers 2001 LLC, Robert Fuller, M-1 & RU to GC, Wal-Mart and Associated Development, 17400-11-03 & 14781-04-14/13/12, NW Quadrant of Killian Road & I-77

Mr. Livingston moved, seconded by Mr. Pearce, to approve this item and direct staff to draft a development agreement before Second Reading, if possible. A discussion took place.

Mr. McEachern made a substitute motion to defer this item until the May 2nd meeting, seconded by Ms. Dickerson.

<u>In favor</u>	<u>Oppose</u>	<u>Abstain</u>
McEachern	Montgomery	Scott
Hutchinson	Corley	
Smith	Jeter	
Dickerson	Mizzell	
	Livingston	
	Pearce	

The substitute motion failed.

A discussion took place.

<u>In favor</u>	<u>Oppose</u>	<u>Abstain</u>
Montgomery	McEachern	Scott
Corley	Hutchinson	
Jeter	Dickerson	
Pearce		
Mizzell		
Livingston		
Smith		

The vote on the main motion was in favor.

REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

Funding Request: Wood + Partners, Task 2, Entertainment/Recreation Complex (referred from February A/F Mtg.) – Ms. Smith moved, seconded by Mr. Montgomery, to approve this item with a stipulation that there be very strict penalties on any delays or missed deadlines. A discussion took place. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

Amendment to the Ordinance Requirements Regarding Residence for Board/Committee Members – Mr. McEachern stated that this item will remain in committee.

SCAC Rules for Motion Period – Mr. McEachern stated that this item will remain in committee.

REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE

Richland Northeast Industrial Park Land Sales:

- a. Seal Jet: 3.56 acres
- b. Forum Development II, LLC: 9.665 acres, Lot 12
- c. Forum Development II, LLC: 2.713 acres, Lot 28
- d. Brazell Family, LLC: 6.941 acres, Lot 11
- e. Brazell Family, LLC: 5.057 acres, Lot 6
- f. Fastenel: 3.4 acres, Lot 26

Mr. Livingston stated that the committee recommended First Reading approval of these items. A discussion took place. The vote in favor was unanimous.

APPROVAL OF RESIDENTIAL CARE FACILITY

Ms. Jeanette Lynn Smith, 226 Gusty Lane, Hopkins, South Carolina 29061 – Ms. Scott moved, seconded by Ms. Corley to approve this item. The vote in favor was unanimous.

Karen (or) Ebony Thompson, 323 Nelson Road, Columbia, SC 29203 – Mr. McEachern moved, seconded by Ms. Corley, to reject the application. A discussion took place. The vote in favor was unanimous.

REPORT OF THE COUNTY ADMINISTRATOR'S TASK FORCE

Mr. Mizzell stated that all the bids have been received and the task force met April 4th to review this information. Staff was to e-mail Council the information that has been received.

The task force plans to meet again in the next two weeks so they can provide Council with a recommendation at the April 18th Council meeting.

CITIZEN'S INPUT

Mr. Sherman Goodwin spoke regarding the use of tax payer money.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Pearce moved, seconded by Ms. Dickerson, to go into Executive Session. The vote in favor was unanimous.

=====
Council went into Executive Session at approximately 7:17 p.m. and came out at approximately 7:45 p.m.
=====

Mr. Pearce moved, seconded by Mr. Jeter, to come out of Executive Session. The vote in favor was unanimous.

1. **TIF Report—Legal Briefing** – No action was taken.

MOTION PERIOD

Columbia City Jazz Dance Company – Ms. Scott directed the County Administrator to identify \$5,000 from the General Fund and bring back a recommendation to Council. A discussion took place.

Ms. Smith appealed the ruling of the Chair. Mr. Mizzell read the Council Rules regarding the Motion Period. Ms. Smith withdrew her appeal.

POINT OF ORDER – Mr. Montgomery stated that he clearly heard Ms. Scott say that her intent was to “give” the money, and then stated that he heard Mr. Smith say that he interpreted that as to “find” it.

POINT OF ORDER – Mr. Montgomery would like to have articulation as to how appropriating funds for a private group to travel is a County related matter.

Mr. Livingston called for the question, seconded by Mr. Pearce. The vote in favor was unanimous.

Tabling of Items in Committee – Ms. Scott requested the Rules & Appointment Committee bring back to Council a rule that would allow matters that are tabled in Committee to be brought to Council upon the request of three council members.

Energy Management Group Presentation – Mr. Jeter referred to D&S an energy management group presentation.

Economic Development Officer Position – Mr. McEachern referred to A&F the feasibility of having an Economic Development officer.

Presentation by Chief Justice Jean Toal – Mr. Montgomery referred to A&F a presentation by Chief Justice Jean Toal and the Richland County Bar on the conditions and recommendations regarding the courthouse.

ADJOURNMENT

Mr. Pearce moved, seconded by Mr. McEachern, to adjourn. The vote in favor was unanimous.

The meeting adjourned at approximately 8:08 p.m.

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr. Vice-Chair

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-06HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE FIVE HUNDRED EIGHTY-SEVEN THOUSAND DOLLARS (\$587,000.00) TO INCREASE THE DETENTION CENTER BUDGET TO PROVIDE ADDITIONAL OPERATING FUNDS. THIS WILL BE A USE OF UNDESIGNATED GENERAL OPERATING FUND BALANCE.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. That the amount of Five Hundred Eighty-Seven Thousand Dollars (\$587,000.00) be appropriated to the FY 2005-2006 Detention Center budget. Therefore, the Fiscal Year 2005-2006 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2005 as amended:	\$107,393,888
Appropriation of General Fund Balance:	<u>587,000</u>
Total General Fund Revenue As Amended:	\$107,980,888

EXPENDITURES

Expenditures appropriated July 1, 2005 as amended:	\$107,393,888
Increase in Detention Center - Medical Contract:	<u>587,000</u>
Total General Fund Expenditures As Amended:	\$107,980,888

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading: March 21, 2006
Public Hearing: April 4, 2006
Second Reading: April 4, 2006
Third Reading: April 18, 2006 (tentative)

Draft

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 GENERAL FUND ANNUAL BUDGET TO AUTHORIZE THE ADDITION OF FOUR FULL-TIME POSITIONS IN THE FINANCE DEPARTMENT. NO ADDITIONAL OPERATING FUNDS ARE REQUIRED FOR THE CURRENT FISCAL YEAR.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. Four additional full-time positions are hereby approved for the Finance Department, and the Fiscal Year 2005-2006 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2005 as amended:	\$107,643,888
Appropriation of General Fund Balance:	_____ -0-
Total General Fund Revenue As Amended:	\$107,643,888

EXPENDITURES

Expenditures appropriated July 1, 2005 as amended:	\$107,643,888
Finance Reorganization Plan:	_____ -0-
Total General Fund Expenditures As Amended:	\$107,643,888

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading: March 21, 2006
Public Hearing: April 4, 2006
Second Reading: April 4, 2006
Third Reading: April 18, 2006 (tentative)

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (TMS # 01312-01-05) FROM RU (RURAL DISTRICT) TO RS-LD (RESIDENTIAL, SINGLE-FAMILY, LOW DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (TMS # 01312-01-05) described in Exhibit A, which is attached hereto, from RU Rural District zoning to RS-LD Residential, Single-Family, Low Density District zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006
Third Reading: April 18, 2006 (tentative)

Exhibit A
Property Description

TMS # 01312-01-05

Beginning at a point (IPF) located on Johnson Marina Road (S-40-216 — 66 foot right-of-way), 439.07 feet from its intersection with Brody Road (S-4-1407) and turning and running in a southwesterly direction S 42°58'03" W for a distance of 373.75 feet to an IPF (3/4 crimped) and S 85°16'46" W for a distance of 81.56 feet to a point, said point being the point of beginning; thence running in a southwesterly direction S 24°32'32" W for a distance of 118.74 feet to a point; thence turning and running in a southeasterly direction S 65°27'28" E for a distance of 266.07 feet to a point; thence N 28°23'17" W for a distance of 102.00 feet to an IPF (#4 rebar); thence turning and running in a southeasterly direction S 39°9'49" E for a distance of 138.12 feet to a point (X scribe found on the drive); thence turning and running in a southeasterly direction S 85°16'46" W for a distance of 123.15 feet to a point, said point being the point and place of beginning.

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (TMS # 01312-01-05) FROM RU (RURAL DISTRICT) TO RS-LD (RESIDENTIAL, SINGLE-FAMILY, LOW DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (TMS # 01312-01-05) described in Exhibit A, which is attached hereto, from RU Rural District zoning to RS-LD Residential, Single-Family, Low Density District zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006
Third Reading: April 18, 2006 (tentative)

Exhibit A
Property Description

TMS # 01312-01-05

Beginning at a point (IPF) located on Johnson Marina Road (S-40-216 — 66 foot right-of-way), 439.07 feet from its intersection with Brody Road (S-4-1407) and turning and running in a southwesterly direction S 42°58'03" W for a distance of 373.75 feet to an IPF (3/4 crimped) and S 85°16'46" W for a distance of 81.56 feet to a point, said point being the point of beginning; thence running in a southwesterly direction S 24°32'32" W for a distance of 118.74 feet to a point; thence turning and running in a southeasterly direction S 65°27'28" E for a distance of 266.07 feet to a point; thence N 28°23'17" W for a distance of 102.00 feet to an IPF (#4 rebar); thence turning and running in a southeasterly direction S 39°9'49" E for a distance of 138.12 feet to a point (X scribe found on the drive); thence turning and running in a southeasterly direction S 85°16'46" W for a distance of 123.15 feet to a point, said point being the point and place of beginning.

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (TMS # 05000-04-37) FROM RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, **BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:**

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (TMS # 05000-04-37) described in Exhibit A, which is attached hereto, from RU (Rural District) zoning to GC (General Commercial District) zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY’S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006
Third Reading: April 18, 2006 (tentative)

Exhibit A
Property Description

Beginning at a ½” rebar, located on the northwest r/w of Broad River Road, 476.6’ northwest of the Rah Rah Way @ Broad River Road r/w near the town of Irmo; thence continuing along the northwest r/w of Broad River Road S 49°02’05” E for 119.76’ to a 1” iron pipe; thence turning and running along property of now or formerly Arnold P. Lewis N 38°51’38” E for a distance of 427.35’ to a ½” rebar; thence turning and running along property of now or formerly Herbert P. and Donna S. Huneycutt N 61°31’54” W for a distance of 114.17’ to a ½” rebar; thence turning and running along property of now or formerly Mary A. Lybrand S 40°35’48” W for a distance of 324.21’ to a ½” rebar, the point of beginning.

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (A PORTION OF TMS # 22900-02-05) FROM C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT) TO C-3 (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (a portion of TMS # 22900-02-05) described in Exhibit A, which is attached hereto, from C-1 Neighborhood Commercial District zoning to C-3 General Commercial District zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006
Third Reading: April 18, 2006 (tentative)

Exhibit A
Property Description

NEW "C-3" ZONING (149,838 SQ. FT.)

Commencing at a ½" rebar located at the western quadrant of the intersection of Forum Drive and Town Center Place; thence running along the western margin of the right-of-way of Town Center Place for the following bearings and distances: N 45°23'41" W for a distance of 383.48 feet to a ½" rebar; thence N 44°36'19" E for a distance of 9.00 feet to a ½" rebar; thence N 45°23'41" W for a distance of 365.09 feet to a ½" rebar; thence running along a curve to the right having a radius of 973.69 feet and a central angle of 05°24'13"; thence northwesterly along the arc a distance of 91.83 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 02°42'23", a distance of 45.99 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 21°37'15", a distance of 367.43 feet to a ½" rebar; thence turning and running through Lot No. 9, Phase 3 for the following bearings and distances: S 66°25'53" W for a distance of 151.63 feet to a computed point, thence S 44°36'19" W for a distance of 367.84 feet to a computed point, said point being the POINT OF BEGINNING; thence running through Lot No. 10, Phase 3 for the following bearings and distances: S 44°36'19" W for a distance of 342.11 feet to a computed point; thence N 45°23'41" W for a distance of 300.71 feet to a computed point; thence S 44°36'19" W for a distance of 36.04 feet to a computed point; thence N 45°23'41" W for a distance of 57.33 feet to a computed point; thence N 44°36'19" E for a distance of 42.00 feet to a computed point; thence N 45°23'41" W for a distance of 70.96 feet to a computed point; thence N 44°36'19" E for a distance of 341.87 feet to a computed point; thence turning and running along Lot No. 9, Phase 3 S 44°37'52" E for a distance of 429.04 feet to a computed point, said point being the POINT OF BEGINNING.

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (A PORTION OF TMS # 22900-02-05) FROM C-3 (GENERAL COMMERCIAL DISTRICT) TO C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (a portion of TMS # 22900-02-05) described in Exhibit A, which is attached hereto, from C-3 General Commercial District zoning to C-1 Neighborhood Commercial District zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 20006
Third Reading: April 18, 2006 (tentative)

Exhibit A
Property Description

NEW "C-1" ZONING (77,042 SQ. FT.)

Beginning at a point located more or less at a ½" rebar located at the western quadrant of the intersection of Forum Drive and Town Center Place, said point being the POINT OF BEGINNING; thence running along the northern margin of the right-of-way of Forum Drive S 44°36'19" W for a distance of 196.17 feet to a computed point; thence turning and running through Lot No. 5, Phase 3 for the following bearings and distances: N 44°37'39" W for a distance of 392.78 feet to a computed point; thence N 44°36'19" E for a distance of 196.17 feet to a computed point; thence turning and running more or less along the western margin of the right-of-way of Town Center Place S 44°37'39" E for a distance of 392.78 feet to a computed point, said point being the POINT OF BEGINNING.

NEW "C-1" ZONING (72,596 SQ. FT.)

Commencing at a ½" rebar located at the western quadrant of the intersection of Forum Drive and Town Center Place; thence running along the western margin of the right-of-way of Town Center Place for the following bearings and distances: N 45°23'41" W for a distance of 383.48 feet to a ½" rebar; thence N 44°36'19" E for a distance of 9.00 feet to a ½" rebar; thence N 45°23'41" W for a distance of 365.09 feet to a ½" rebar; thence running along a curve to the right having a radius of 973.69 feet and a central angle of 05°24'13"; thence northwesterly along the arc a distance of 91.83 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 02°42'23", a distance of 45.99 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 21°37'15", a distance of 367.43 feet to a ½" rebar; thence turning and running through Lot No. 9, Phase 3 S 66°25'53" W for a distance of 151.63 feet to a computed point, said point being the POINT OF BEGINNING; thence turning and running through Lot No. 9, Phase 3 for the following bearings and distances: S 19°17'39" E for a distance of 42.13 feet to a computed point; thence S 25°02'12" E for a distance of 64.17 feet to a computed point; thence S 27°19'24" E for a distance of 133.61 feet to a computed point; thence S 29°56'37" E for a distance of 111.24 feet to a computed point; thence running through Lots No. 9, 7 and 5, Phase 3 for the following bearings and distances: S 43°08'48" E for a distance of 85.89 feet to a computed point; thence S 45°23'41" E for a distance of 202.03 feet to a computed point; thence S 44°37'03" W for a distance of 67.87 feet to a computed point; thence N 44°37'39" W for a distance of 514.77 feet to a computed point; thence S 44°36'19" W for a distance of 193.49 feet to a computed point; thence turning and running along Lot No. 10, Phase 3 N 44°37'39" W for a distance of 85.38 feet to a computed point; thence turning and running through Lot No. 9 N 44°36'19" E for a distance of 367.84 feet to a computed point, said point being the POINT OF BEGINNING.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 26, LAND DEVELOPMENT; ARTICLE II, RULES OF CONSTRUCTION/DEFINITIONS; SECTION 26-22, DEFINITIONS; AND ARTICLE IV, AMENDMENTS AND PROCEDURES; SECTION 26-54, SUBDIVISION REVIEW AND APPROVAL; SO AS TO CLARIFY THE DEFINITIONS OF MAJOR AND MINOR SUBDIVISIONS.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. The Richland County Code of Ordinances, Chapter 26, Land Development; Article II (Rules of Construction; Definitions), Section 26-22 (Definitions), “Subdivision, major” and “Subdivision, minor”; is hereby amended to read as follows:

Subdivision, major. Any subdivision that does not meet the criteria for a subdivision exception (see subdivision definition) or a minor subdivision.

Subdivision, minor. Those divisions of land that do not qualify for administrative subdivision review, but which consist of less than fifty (50) lots. Additionally, a minor subdivision shall not involve the dedication of land to the county for open space or other public purposes; ~~provided, however, such public purposes shall not include the dedication of new roads and/or stormwater management facilities.~~

SECTION II. The Richland County Code of Ordinances, Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision review and approval; Subsection (b) (2) a., Applicability; is hereby amended to read as follows:

- a. *Applicability.* The minor subdivision review process is required for those divisions of land that do not qualify for administrative subdivision review (see above) but which consist of less than fifty (50) lots. However, a minor subdivision shall not require engineered documents pertaining to design of infrastructure or the dedication of land to the county for open space or other public purpose. ~~To be considered a minor subdivision, the dedication of land to the county for open space or other public purposes (provided, however, such public purposes shall not include the dedication of new roads and/or stormwater management facilities) shall not be part of the development.~~ If a phased project, with fewer than fifty (50) lots in one or more phases, involves a total of fifty (50) or more lots within five (5) years of the recording of any prior phase, then the project shall be treated as a major subdivision, regardless of the size of the individual phases.

SECTION III. The Richland County Code of Ordinances, Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision review and approval; Subsection (b) (3) a., Applicability; is hereby amended to read as follows:

- a. *Applicability.* The major subdivision review process is required for all those subdivisions of land in Richland County that do not meet the requirements for exemption from the subdivision review process (See definition of “subdivision” in Section 26-22 above) and that do not qualify for administrative or minor subdivision review (Section 26-54(b)(1) and Section 26-54(b)(2)). Any subdivision that involves the dedication of land to the county for open space or other public purposes (~~provided, however, such public purposes shall not include the dedication of new roads and/or stormwater management facilities~~) shall be considered a major subdivision. Any major subdivision with few than fifty (50) lots shall not be required to install sidewalks along roads abutting the development and shall not be required to submit a traffic management plan.

SECTION IV. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION V. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION VI. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

Attest this the _____ day of
_____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY’S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006
Third Reading: April 18, 2006 (tentative)

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED HEREIN (TMS # 17400-11-03 AND TMS # 14781-04-12/13/14) FROM M-1 (LIGHT MANUFACTURING DISTRICT) AND RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Richland County broad authority to provide a variety of services and functions within its jurisdiction, including, but not limited to, land use planning and land development regulation, and similar activities and services; and

WHEREAS, Title 6, Chapter 29, of the Code of Laws of South Carolina provides the statutory enabling authority for Richland County to engage in planning and regulation of development within its jurisdiction; and

WHEREAS, Section 6-29-720 of the Code of Laws of South Carolina requires the County to adopt the Land Use Element of its Comprehensive Plan in conformance with the requirements therein as a prerequisite to continuing implementation of its zoning authority; and

WHEREAS, the County Council adopted a Comprehensive Plan on May 3, 1999, in conformance with the requirements Title 6, Chapter 29, of the Code of Laws of South Carolina; and

WHEREAS, Section 6-29-760 of the Code of Laws of South Carolina provides the statutory authority and process to amend the Zoning Ordinance, codified as Chapter 26 of the Richland County Code of Ordinances; and

WHEREAS, this Ordinance complies with the requirements of Section 6-29-760 of the Code of Laws of South Carolina and the ordinance adoption process proscribed in Section 2-28 of the Richland County Code of Ordinances.

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, **BE IT ENACTED BY THE RICHLAND COUNTY COUNCIL:**

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the properties (TMS # 17400-11-03 and TMS # 14781-04-12/13/14) described in Exhibit A, which is attached hereto, from M-1 Light Manufacturing District and RU Rural District zoning to GC General Commercial District zoning.

Section II. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

Public Hearing: March 28, 2006
First Reading: April 4, 2006
Second Reading: April 18, 2006 (tentative)
Third Reading:

Exhibit A

Property Description

Beginning at an iron pin located at the intersection of the western right-of-way of Interstate 77 (variable width right-of-way) and the northern right-of-way of Killian Road (S 52-variable width right-of-way). Thence along said right-of-way, S 66°38'02" W for 132.64 feet to an iron pin; thence S 65°16'44" W for 152.32 feet to an iron pin; thence S 57°30'00" W for 186.40 feet to an iron pin; thence S 52°41'55" W for 50.91 feet to an iron pin; thence S 65°46'54" W for 273.27 feet to a right-of-way monument; thence S 65°42'11" W for 217.84 feet to an iron pin; thence along the common line of Gray (Deed Book R0280, page 2051), N 02°57'19" W for 376.04 feet to an iron pin; thence N 00°37'43" E for 179.74 feet to an iron pin; thence along the common line of Anderson (Deed Book 739, page 797), N 70°13'14" E for 298.79 feet to an iron pin; thence along the common line of Riley (Deed Book D301, page 420), N 02°50'09" W for 101.93 feet to an iron pin; thence along the common line of Barr (Deed Book D301, page 423), N 02°51'37" W for 130.88 feet to an iron pin; thence along the common line of Pugh (Deed Book D301, page 414), N 02°54'05" W for 102.02 feet to an iron pin; thence along the common line of Ferguson (Deed Book R0969, page 3253), N 02°50'28" W for 101.95 feet to an iron pin; thence along the common line of Trapp (Deed Book D301, page 411), N 02°51'29" W for 103.05 feet to an iron pin; thence along the common line of Stevens (Deed Book D173, page 401), N 02°40'28" W for 132.27 feet to an iron pin; thence along the common line of Smith (Deed Book D826, page 548), N 05°12'09" W for 616.64 feet to a point located in the centerline of Roberts Branch, crossing an iron pin at 590.88 feet; thence along the meanders of Roberts Branch: N 66°58'45" E for 51.42 feet; thence N 26°31'00" E for 70.86 feet; thence N 36°51'00" E for 59.77 feet; thence N 49°11'23" E for 74.97 feet; thence N 00°15'42" E for 33.81 feet; thence N 17°58'23" E for 52.11 feet; thence N 39°55'32" E for 26.49 feet; thence S 86°35'28" E for 39.72 feet; thence N 44°21'08" E for 101.49 feet; thence N 79°48'59" E for 34.80 feet; thence N 87°48'46" E for 45.45 feet; thence S 77°22'04" E for 54.42 feet; thence N 65°37'33" E for 53.57 feet; thence N 70°14'53" E for 63.74 feet; thence S 71°23'31" E for 17.65 feet; thence N 85°03'28" E for 43.18 feet; thence N 19°23'06" E for 18.44 feet; thence N 42°39'49" E for 42.35 feet; thence N 70°49'52" E for 35.75 feet; thence N 61°31'07" E for 44.95 feet; thence N 47°52'15" E for 34.40 feet; thence N 64°53'49" E for 21.03 feet; thence S 56°33'00" E for 17.00 feet; thence N 83°35'41" E for 11.77 feet to a point located on the western right-of-way of Interstate 77 (variable width right-of-way); thence along said right-of-way, S 09°25'54" E for 27.31 feet to a right-of-way monument; thence S 11°54'22" E for 200.65 feet to a right-of-way monument; thence S 05°27'35" E for 668.34 feet to a right-of-way monument; thence along a curve to the right having a radius of 1814.86 feet, an arc length of 637.25 feet and a chord bearing and distance of S 04°38'52" W for 633.98 feet to a right-of-way monument; thence S 14°35'08" W for 409.67 feet to an iron pin; thence S 14°43'41" W for 75.87 feet to the Point of Beginning. Said tract contains 39.711 acres (1,729,824 sq. ft.), more or less.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING QUIT-CLAIM DEED TO HENDRICKS COMMERCIAL PROPERTIES, LLC FOR A CERTAIN PORTION OF AN ABANDONED RIGHT-OF-WAY KNOWN AS OAKDALE STREET, RICHLAND COUNTY.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. For and in consideration of the sum of \$21,450.00, the County of Richland and its employees and agents are hereby authorized to grant a quit-claim deed for a certain portion of an abandoned right-of-way known as Oakdale Street, Richland County, to Hendricks Commercial Properties, LLC, as specifically described in the attached deed, which is incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: April 4, 2006
Second Reading: April 18, 2006 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING QUIT-CLAIM DEED TO ASW LAND PARTNERSHIP FOR A CERTAIN PORTION OF AN ABANDONED RIGHT-OF-WAY KNOWN AS OAKDALE STREET, RICHLAND COUNTY.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. For and in consideration of the sum of \$21,450.00, the County of Richland and its employees and agents are hereby authorized to grant a quit-claim deed for a certain portion of an abandoned right-of-way known as Oakdale Street, Richland County, to ASW Land Partnership, as specifically described in the attached deed, which is incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: April 4, 2006
Second Reading: April 18, 2006 (tentative)
Public Hearing:
Third reading:

AMENDED DRAFT

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING DEED TO SJ, LLC, FOR A CERTAIN PARCEL OF LAND (APPROXIMATELY 3.56 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, RICHLAND COUNTY TMS # 25800-04-18.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a deed to SJ, LLC, for certain real property, as specifically described in the attached Deed, approximately 3.56 acres, in the Richland Northeast Industrial Park, Richland County TMS # 25800-04-18, which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading: April 4, 2006
Second Reading: April 18, 2006 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING TWO DEEDS TO BRAZELL FAMILY, LLC, FOR CERTAIN PARCELS OF LAND KNOWN AS LOT 6 (APPROXIMATELY 5.057 ACRES TOTAL) AND LOT 11 (APPROXIMATELY 6.941 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant two deeds to BRAZELL FAMILY, LLC, for certain real properties, as specifically described in the attached deeds, Lot 6 (approximately 5.057 acres) and Lot 11 (approximately 6.941 acres in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which are attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading: April 4, 2006
Second Reading: April 18, 2006 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING DEED TO CHEEK PROPERTIES, LLC, FOR A CERTAIN PARCEL OF LAND KNOWN AS LOT 26 (APPROXIMATELY 3.38 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a deed to CHEEK PROPERTIES, LLC, for certain real property, as specifically described in the attached Deed, Lot 26 (approximately 3.38 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading: April 4, 2006
Second Reading: April 18, 2006 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING TWO DEEDS TO FORUM DEVELOPMENT II, LLC FOR CERTAIN PARCELS OF LAND KNOWN AS LOT 12 (APPROXIMATELY 9.665 ACRES TOTAL) AND LOT 28 (APPROXIMATELY 2.713 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant two deeds to FORUM DEVELOPMENT II, LLC for certain real properties, as specifically described in the attached Deeds, Lot 12 (approximately 9.665 acres) and Lot 28 (approximately 2.713 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which are attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading: April 4, 2006
Second Reading: April 18, 2006 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 INDUSTRIAL PARK BUDGET TO ADD FORTY THOUSAND DOLLARS (\$40,000.00) TO PROVIDE FUNDS FOR KOLORPRO.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. That the amount of Forty Thousand Dollars (\$40,000.00) be appropriated to the FY 2005-2006 Industrial Park budget. Therefore, the Fiscal Year 2005-2006 Special Revenue Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2005 as amended:	\$	0
Appropriation of Industrial Park unrestricted Fund Balance:		<u>40,000</u>
Total Industrial Park Revenue as Amended:	\$	40,000

EXPENDITURES

Expenditures appropriated July 1, 2005 as amended:	\$	0
Add to Lump Sum Appropriations for operating expenditures:		<u>40,000</u>
Total Industrial Park Expenditures as Amended:	\$	40,000

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE _____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading:
Second Reading:
Public Hearing:
Third Reading:

**STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR**

AN ORDINANCE EXTENDING THE MORATORIUM ON EITHER THE APPROVAL OR DENIAL OF FLOODPLAIN MANAGEMENT PERMITS FOR DEVELOPMENT OR CONSTRUCTION WITHIN A PORTION OF THE CONGAREE RIVER FLOODPLAIN.

WHEREAS, Richland County is a participating community in the National Flood Insurance Program (“NFIP”) administered by the Federal Emergency Management Agency (“FEMA”); and

WHEREAS, FEMA must provide a participating community with data upon which floodplain management regulations shall be based pursuant to 44 C.F.R. § 60.3; and

WHEREAS, to be a participating community, Richland County is required by 44 C.F.R. § 60.2(h), to adopt and apply this data for enforcement of floodplain management regulations in unincorporated Richland County; and

WHEREAS, on November 18, 2005, the United States District Court, South Carolina Division, in the case of *Columbia Venture v. Federal Emergency Management Agency*, Case Number 3:01-4100-MBS, entered a written Order vacating the Congaree River base flood elevations as revised by the Federal Emergency Management Agency (“FEMA”) on August 20, 2001 and effective on February 20, 2002; and

WHEREAS, the Court’s Order rendered null and void the Congaree River base flood elevations as promulgated by FEMA on August 20, 2001 and effective February 20, 2002; consequently, pursuant to 44 C.F.R. § 60.3, FEMA must provide sufficient data upon which Richland County’s floodplain regulations are to be based as they apply to the Congaree River Floodplain; and

WHEREAS, FEMA had not provided the required data when the Richland County Council enacted Ordinance No. 009-06HR on February 21, 2006, which imposed a sixty (60) day moratorium on the approval or denial of any permit submitted to Richland County for construction, development, zoning, building, disturbance of land, or for stormwater management purposes on property located in a flood-prone area within the Congaree River Floodplain; and to date, FEMA has still not provided the required data; and

WHEREAS, the Richland County Council desires to further extend the moratorium on the approval or denial of any permit submitted to Richland County for construction, development, zoning, building, disturbance of land, or for stormwater management purposes on property located in a flood-prone area within the Congaree River Floodplain to protect public health, safety and welfare, and to allow the County time to determine what actions may be needed to maintain compliance with the NFIP;

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. A moratorium on the approval or denial of any permit submitted to Richland County for construction, development, zoning, building, disturbance of land, or for stormwater management purposes on property located in a flood-prone area within the Congaree River Floodplain, first established on February 21, 2006, is hereby extended until January 31, 2007 or until such time as FEMA provides sufficient data upon which Richland County's floodplain regulations are to be based as they apply to the Congaree River Floodplain, whichever event shall occur first. This moratorium shall then expire of its own accord, and no further action of the Richland County Council shall be necessary to effectuate the expiry thereof.

SECTION II. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION V. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading:
Public Hearing:
Second Reading:
Third Reading:

**APPLICATION FOR LOCATING A COMMUNITY RESIDENTIAL
CARE FACILITY IN AN UNINCORPORATED AREA OF
RICHLAND COUNTY**

To the Chairperson of Richland County Council:

The undersigned hereby respectfully requests that the Richland County Council approve the location of a community care home in Richland County, South Carolina, pursuant to Chapter 7 of Title 44 of the 1976 State Code of Laws, as described below. (Be advised that final approval of all community care homes rests with licensing by the State Department of Health and Human Services.)

Applicant must be the director of the proposed facility.

1. Applicant Name: YVONNE Harrison
2. Applicant Address: 10425 Wilson Blvd Blythewood SC 29016
3. Applicant Telephone: Home (803) 260-9708 Office _____
4. Location of proposed community care home:
Street address: 10425 Wilson Blvd City, zip: Blythewood SC 29016
Tax Map Number: R 15000-02-15
5. Do you own the building that will house the proposed community care home?
YES NO
If "No," do you have an option to buy the property or, if renting, do you have a lease agreement with the owner? Please state which arrangement you currently have and the name, address and phone number of the current owner and/or lessor.
renting property
6. If you are leasing the property, has the lessor granted authority to establish a community care home on the property? YES NO
7. Will the proposed community care home be established in your current permanent residence? YES NO
8. How many bedrooms and bathrooms does the proposed community care home

have? Bedrooms 3 Bathrooms 3

9. How many resident clients will be housed in this proposed community care home?

Nine or less Ten or more

10. Describe the type of resident client to be housed in this proposed facility (senior citizens or children, physically or mentally disabled, etc.).

Mentally disabled but Night Lover of Care

11. How many full-time and part-time staff will care for the resident clients of the proposed community care home? Full-Time 1 Part-Time 2

12. How many total persons will occupy the proposed community care home during the night? (include resident clients, staff, staff family, applicant, applicant's family, etc., as applicable) Total Persons 6

13. Do you currently operate any other community care facilities in Richland County?

YES NO

If you do, list the location, year licensed, and number of resident clients for each facility:

Street address	Year Licensed	# of Residents
_____	_____	_____
Street address	Year Licensed	# of Residents

14. Have you ever had a license revoked for any type of residential health care facility located in South Carolina? YES NO

I hereby certify that if granted approval from the Richland County Council to locate a community care home as described above, I will fully comply with all regulations of the appropriate state licensing and regulatory agency or agencies, the State Fire Marshal's Office, and Health Department Officials which apply to community care facilities in establishing and obtaining licensing for my community care home.

I also certify that all of the above information is correct to the best of my knowledge.

Yvonne Namso
Signature of Applicant

04/11/06
Date

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE MASTER AGREEMENT GOVERNING THE I-77 CORRIDOR REGIONAL INDUSTRIAL PARK BY AND BETWEEN RICHLAND COUNTY, SOUTH CAROLINA AND FAIRFIELD COUNTY, SOUTH CAROLINA, IN ORDER TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE CERTAIN PROPERTY OWNED BY ELITE ES, LLC, AND OTHER MATTERS RELATED THERETO.

WHEREAS, Richland County, South Carolina (“Richland”) and Fairfield County, South Carolina (“Fairfield”) (collectively, the “Counties”), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-I-170 of the Code of Laws of South Carolina, 1976, as amended (the “Act”), have jointly developed the I-77 Corridor Regional Industrial Park (the “Park”); and,

WHEREAS, in response to requests from companies seeking to invest in either Richland or Fairfield, the Counties have heretofore expanded the boundaries of the Park to include additional property, which inclusion has afforded the requesting companies additional tax benefits under South Carolina law; and

WHEREAS, the Counties have entered into separate agreements to reflect each new phase of expansion of the Park (“Phase Agreements”); and

WHEREAS, on April 15, 2003, the Counties entered into an agreement entitled “Master Agreement Governing the I-77 Corridor Regional Industrial Park” (the “Master Agreement”), the provisions of which replaced all existing Phase Agreements and now govern the operation of the Park; and

WHEREAS, Elite ES, LLC, its corporate affiliates and assigns (collectively referred to as the “Company”), has requested that the Counties expand the boundaries of the Park to include its property located in Fairfield and described in the attached **Exhibit A** (hereafter, the “Property”); and

WHEREAS, the Counties now desire to expand the boundaries to include the Company’s property.

NOW, THEREFORE, BE IT ORDAINED BY THE RICHLAND COUNTY COUNCIL AS FOLLOWS:

Section 1. Expansion of Park Boundaries. There is hereby authorized an expansion of the Park boundaries to include the Company’s property. The County Council Chair, or the Vice Chair in the event the Chair is absent, the County Administrator and the Clerk to the County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete the expansion of the Park boundaries. Pursuant to the terms of the Master Agreement, the expansion shall be complete upon the adoption of this Ordinance by the Richland County Council and a companion Ordinance by the Fairfield County Council.

Section 2. Removal of Property from Park. The Company may request that a portion of the Property be removed from the Park. In such case, the Counties hereby authorize removal of such portion of the Property upon receipt of a written request from the Company. No further action by either the Richland County Council or the Fairfield County Council shall be required. The County Council Chair,

or the Vice Chair in the event the Chair is absent, the County Administrator and the Clerk to the County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete removal of a portion of the Property from the Park. The public hearing requirement set forth in Section 1.03 of the Master Agreement is hereby waived.

Section 3. Savings Clause. If any portion of this Ordinance shall be deemed unlawful, unconstitutional or otherwise invalid, the validity and binding effect of the remaining portions shall not be affected thereby.

Section 4. General Repealer. Any prior Ordinance, the terms of which are in conflict herewith, is, only to the extent of such conflict, hereby repealed.

Section 5. Effectiveness. This Ordinance shall be effective after third and final reading.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

(SEAL)

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: April 18, 2006 (tentative)
Second Reading: May 2, 2006 (tentative)
Third Reading: May 16, 2006 (tentative)

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

All that certain piece, parcel or tract of land situated in Fairfield County, South Carolina, located at 900 9th Street, Winnsboro, South Carolina.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-06HR

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE MASTER AGREEMENT GOVERNING THE I-77 CORRIDOR REGIONAL INDUSTRIAL PARK BY AND BETWEEN RICHLAND COUNTY, SOUTH CAROLINA AND FAIRFIELD COUNTY, SOUTH CAROLINA, IN ORDER TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE CERTAIN PROPERTY OWNED BY GUARDIAN FIBERGLASS, INC., AND OTHER MATTERS RELATED THERETO.

WHEREAS, Richland County, South Carolina (“Richland”) and Fairfield County, South Carolina (“Fairfield”) (collectively, the “Counties”), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (the “Act”), have jointly developed the I-77 Corridor Regional Industrial Park (the “Park”); and,

WHEREAS, in response to requests from companies seeking to invest in either Richland or Fairfield, the Counties have heretofore expanded the boundaries of the Park to include additional property, which inclusion has afforded the requesting companies additional tax benefits under South Carolina law; and

WHEREAS, the Counties have entered into separate agreements to reflect each new phase of expansion of the Park (“Phase Agreements”); and

WHEREAS, on April 15, 2003, the Counties entered into an agreement entitled “Master Agreement Governing the I-77 Corridor Regional Industrial Park” (the “Master Agreement”), the provisions of which replaced all existing Phase Agreements and now govern the operation of the Park; and

WHEREAS, Guardian Fiberglass, Inc., its corporate affiliates and assigns (collectively referred to as the “Company”), has requested that the Counties expand the boundaries of the Park to include its property located in Fairfield and described in the attached **Exhibit A** (hereafter, the “Property”); and

WHEREAS, the Counties now desire to expand the boundaries to include the Company’s property.

NOW, THEREFORE, BE IT ORDAINED BY THE RICHLAND COUNTY COUNCIL AS FOLLOWS:

Section 1. Expansion of Park Boundaries. There is hereby authorized an expansion of the Park boundaries to include the Company’s property. The County Council Chair, or the Vice Chair in the event the Chair is absent, the County Administrator and the Clerk to the County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete the expansion of the Park boundaries. Pursuant to the terms of the Master Agreement, the expansion shall be complete upon the adoption of this Ordinance by the Richland County Council and a companion Ordinance by the Fairfield County Council.

Section 2. Removal of Property from Park. The Company may request that a portion of the Property be removed from the Park. In such case, the Counties hereby authorize removal of such portion of the Property upon receipt of a written request from the Company. No further action by either the Richland County Council or the Fairfield County Council shall be required. The County Council Chair,

or the Vice Chair in the event the Chair is absent, the County Administrator and the Clerk to the County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete removal of a portion of the Property from the Park. The public hearing requirement set forth in Section 1.03 of the Master Agreement is hereby waived.

Section 3. Savings Clause. If any portion of this Ordinance shall be deemed unlawful, unconstitutional or otherwise invalid, the validity and binding effect of the remaining portions shall not be affected thereby.

Section 4. General Repealer. Any prior Ordinance, the terms of which are in conflict herewith, is, only to the extent of such conflict, hereby repealed.

Section 5. Effectiveness. This Ordinance shall be effective after third and final reading.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

(SEAL)

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

First Reading: April 18, 2006 (tentative)
Second Reading: May 2, 2006 (tentative)
Third Reading: May 16, 2006 (tentative)

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

All that certain piece, parcel or tract of land situate in Fairfield County, South Carolina bounded and described as follows:

TRACT A

All that certain piece, parcel or tract of land, situate, lying and being near the Town of Winnsboro, County of Fairfield, State of South Carolina, being more particularly shown and designated as Tract A, containing 150.48 acres, more or less, all as shown on a plat prepared for Guardian Fiberglass, Inc. by Glenn Associates Surveying, Inc., dated November 14, 2005, to be recorded, and according to said plat, having the following metes and bounds, to wit: Beginning at a point within the Right-Of-Way of U.S. Highway 321 at its point of intersection with the northern boundary of the Right-Of-Way of The South Carolina Railroad Museum, Inc., thence running within the Right-Of-Way of U.S. Highway 321 South 19°18'28" East for a distance of 1827.47 feet to a point; thence running in a curved line within said Right-Of-Way for a distance of 1166.72 feet to a point, the arc of said curved line having a radius of 2860.35 feet and the chord of which runs South 7°37'21" East for a distance of 1158.65 feet; thence running within the Right-Of-Way of U.S. Highway 321 and entering into the Right-Of-Way of South Carolina Route 269, South 30°17'52" West for a distance of 639.01 feet to a 1" rebar found; thence running within the Right-Of-Way of South Carolina Route 269 in a curved line for a distance of 628.27 feet to a point; the arc of said curved line having a radius of 1914.04 feet, and the chord of which runs South 39°42'52" West for a distance of 625.46 feet; thence South 49°06'18" West for a distance of 352.37 feet within the Right-Of-Way of South Carolina Route 269 to a point; thence running North 40°51'01" West for a distance of 33.00 feet to a 1" rebar found; thence running North 40°51'01" West for a distance of 42.00 feet to a 1" rebar found on the Right-Of-Way of South Carolina Route 269; thence running North 40°51'01" West for a distance of 2255.67 feet to a 1" rebar found; thence running along the eastern boundary of the Right-Of-Way of The South Carolina Railroad Museum, Inc. for four (4) courses as follows: (a) running in a curved line for a distance of 681.91 feet, the arc of said curved line having a radius of 455.00 feet, and the chord of which runs North 2°05'04" East for a distance of 619.86 feet to a 1" rebar found; (b) thence North 45°01'09" East for a distance of 168.33 feet to a 1" rebar found; (c) thence in a curved line for a distance of 196.39 feet, the arc of said curved line having a radius of 654.29 feet and the chord of which runs North 36°25'12" East for a distance of 195.66 feet to a 1" rebar found; (d) thence North 27°49'16" East for a distance of 858.80 feet to a 1" rebar found; thence crossing The South Carolina Railroad Museum, Inc. Right-Of-Way on a course of North 62°10'44" West for a distance of 50.00 feet to a 1" rebar found on the western Right-Of-Way line of The South Carolina Railroad Museum, Inc.; thence along the Right-Of-Way line of The South Carolina Railroad Museum, Inc., for the following courses: (a) running in a curved line for a distance of 587.95 feet, the arc of said curved line having a radius of 739.88 feet and the chord of which runs North 50°35'11" East for a distance of 572.61 feet to a point; (b) thence North 73°21'06" East for a distance of 451.56 feet; (c) thence in a curved line for a distance of 274.59 feet, the arc of said curved line having a radius of 455.00 feet and the chord of which runs North 56°03'46" East for a distance of 270.44 feet to a point; (d) thence North 38°46'27" East for a distance of 65.57 feet to the point of beginning, be all measurements a little more or less.

AND

TRACT B

All that certain piece, parcel or tract of land situate, lying and being near the Town of Winnsboro, County of Fairfield, State of South Carolina, being more particularly shown and designated as Tract B, containing

10.23 acres, more or less, as shown on a plat prepared for Guardian Fiberglass, Inc. by Glenn Associates Surveying, Inc., dated November 14, 2005, to be recorded, and according to said plat having the following metes and bounds, to wit: Beginning at a point within the Right-Of-Way of U.S. Highway 321 at its point of intersection with the northern Right-Of-Way line of The South Carolina Railroad Museum, Inc., thence running along the Right-Of-Way line of The South Carolina Railroad Museum, Inc. for the following four courses: (a) South 38°46'27" West for a distance of 65.57 feet to a point; (b) thence running along a curved line for a distance of 274.59 feet, the arc of said curved line having a radius of 455.00 feet, and the chord of which runs South 56°03'46" West for a distance of 270.44 feet to a point; (c) thence South 73°21'06" West for a distance of 451.56 feet to a point; (d) thence running in a curved line for a distance of 587.95 feet, the arc of said curved line having the radius of 739.88 feet and the chord of which runs South 50°35'11" West for a distance of 572.61 feet to a 1" rebar found; thence North 27°49'16" East for a distance of 1333.72 feet along property of Frances D. Haslett, et al, to a 1" rebar found; thence South 19°18'28" East for a distance of 216.30 feet along property of Fairfield County Council to a 1" rebar found; thence North 70°41'34" East for a distance of 208.65 feet along property of Fairfield County Council to a 1" rebar found on the Right-Of-Way line of U.S. Highway 321; continuing thence North 70°41'34" East for a distance of 120.00 feet to a point within the Right-Of-Way of U.S. Highway 321; thence South 19°18'28" East within the Right-Of-Way of U.S. Highway 321 for a distance of 412.24 feet to the point of beginning, be all measurements a little more or less.

ALSO SHOWN AS:

All that certain piece, parcel or tract of land lying, being and situate in Fairfield County, in the State of South Carolina, and being shown and designated on a plat made by Glenn Associates Land Surveying Company, dated January 23, 1986, as Tracts "A" and "B", containing one hundred fifty and forty eight hundredths (150.48) acres and thirteen and one hundredths (13.01) acres respectively, said tracts having such special shape, metes, courses, and distances as are shown on said plat, which plat is herewith incorporated by reference and made a part of this description, said plat being recorded in the office of the Clerk of Court for Fairfield County in Cabinet "B", File No. 252, and being together bounded on the northwest and north by other lands of Ellison, and by lands of Haslett; on the northeast and east by the centerline of the public highway as shown on said plat, being designated as U.S. Highway No. 321, across which lie lands of Harlee-Quattlebaum Company, lands of the Town of Winnsboro, lands of J. P. M. Corporation and by other lands of Ellison; on the southeast by the centerline of State Highway No. 269, as shown on said plat; and on the southwest by other lands of Ellison, said tracts being a portion of a tract of 289.5 acres, more or less, devised to Rebecca V. L. Ellison under the provisions of the will of Rebecca V. Woodard, deceased, duly probated and filed in the office of the Judge of Probate for Fairfield County, South Carolina.

LESS AND EXCEPT:

All that certain tract of land with any improvements thereon situated near the Town of Winnsboro, County of Fairfield, State of South Carolina, containing 2.78 acres (being the 1.50 acres net of highway right-of-way) according to a plat thereof made by Glenn Associates Land Surveying Company, dated June 9, 1992, and recorded in Plat Slide 490 at Page 691 of the records in Fairfield County, the plat being incorporated herein by reference thereto, and bounded and measuring according to the plat as follows: On the northeast by the centerline of the northbound land of U.S. Highway 321, measuring thereof 521.40 feet along the centerline of the highway; on the southeast by the right-of-way of U.S. Highway 321 and by the lands of Mack Trucks, Inc., measuring an aggregate thereon of 328.65 feet; on the southwest by lands of Mack Trucks, Inc., measuring thereon 216.30 feet; and on the northwest by lands of Francis D. Haslett, et al., measuring an aggregate thereon of 448.44 feet.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-06HR

AN ORDINANCE AUTHORIZING DEED TO MILLER VALENTINE PARTNERS, LTD., II, FOR CERTAIN PARCELS OF LAND KNOWN AS LOT 2 AND A PORTION OF LOT 18 (APPROXIMATELY 6.11 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a deed to MILLER VALENTINE PARTNERS, LTD., II, for certain real property, as specifically described in the attached Deed, Lot 2 and a portion of Lot 18 (approximately 6.11 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which is attached hereto and incorporated herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2006.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content

First Reading: April 18, 2006 (tentative)
Second Reading:
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

**A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL**

A RESOLUTION TO APPOINT AND COMMISSION JOHN ADAM HIXON, SR., HOWARD R. BOYD, II, SRINIVAS VALAVALA, ERNEST ROBERT HIGHTOWER, JR., GARY DAVID BARTON, AND DAVID D. CABLE AS CODE ENFORCEMENT OFFICERS FOR THE PROPER SECURITY, GENERAL WELFARE, AND CONVENIENCE OF RICHLAND COUNTY.

WHEREAS, the Richland County Council, in the exercise of its general police power, is empowered to protect the health and safety of the residents of Richland County; and

WHEREAS, the Richland County Council is further authorized by Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended, to appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the County;

NOW, THEREFORE, BE IT RESOLVED THAT:

John Adam Hixon, Sr.
Srinivas Valavala
Gary David Barton

Howard R. Boyd, II
Ernest Robert Hightower, Jr.
David D. Cable

are hereby appointed and commissioned Code Enforcement Officers of Richland County for the purpose of providing for the proper security, general welfare, and convenience of the County, replete with all the powers and duties conferred by law upon constables in addition to such duties as may be imposed upon them by the governing body of this County, including the enforcement of the County's stormwater management regulations and the use of an ordinance summons, and with all the powers and duties conferred pursuant to the provisions of Section 4-9-145 of the Code of Laws of South Carolina 1976, as amended. Provided, however, neither John Adam Hixon, Sr., Howard R. Boyd, II, Srinivas Valavala, Ernest Robert Hightower, Jr., Gary David Barton, nor David D. Cable shall perform any custodial arrests in the exercise of their duties as code enforcement officers. Each of these appointments shall remain in effect only until such time as the individual so appointed is no longer employed by Richland County to enforce the County's stormwater management regulations.

ADOPTED THE ____ DAY OF APRIL, 2006.

Anthony G. Mizzell, Chair
Richland County Council

Attest: _____
Michielle R. Cannon-Finch
Clerk of Council

RESOLUTION

IN SUPPORT OF THE ISSUANCE BY THE SOUTH CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS ECONOMIC DEVELOPMENT REVENUE BONDS (ALLEN UNIVERSITY STUDENT HOUSING PROJECT) SERIES 2006, PURSUANT TO THE PROVISIONS OF TITLE 41, CHAPTER 43, OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$11,750,000.

WHEREAS, the South Carolina Jobs-Economic Development Authority (the "Authority") is authorized and empowered under and pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina, 1976, as amended (the "Act"), to utilize any of its program funds to establish loan programs for the purpose of reducing the cost of capital to business enterprises which meet the eligibility requirements of Section 41-43-150 of the Act and for other purposes described in Section 41-43-160 of the Act and thus provide maximum opportunities for the creation and retention of jobs and improvement of the standard of living of the citizens of the State of South Carolina; and

WHEREAS, the Authority is further authorized by Section 41-43-110 of the Act to issue revenue bonds payable by the Authority solely from a revenue producing source and secured by a pledge of said revenues in order to provide funds for any purpose authorized by the Act; and

WHEREAS, the Authority and the Trustees of the Allen University of the African Methodist Episcopal Church of South Carolina, a South Carolina nonprofit corporation and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986 (the "Borrower") entered into an Inducement Agreement (the "Inducement Agreement"), pursuant to and in order to implement the public purposes enumerated in the Act, and in furtherance thereof to comply with the undertakings of the Authority pursuant to the Inducement Agreement, the Authority proposes, subject to such approval of the State Budget and Control Board of South Carolina and Richland County as may be required by law, to issue not exceeding \$11,750,000 aggregate principal amount of its Economic Development Revenue Bonds (Allen University Student Housing Project) Series 200 (the "Bonds"), under and pursuant to Section 41-43-110 of the Act for the purpose of defraying the Borrower's cost of financing (a) the acquisition and construction of a 308-bed, fully-furnished suite-styled student living center for students of Allen University with a 4,500 square foot dining facility and approximately 150 paved parking spaces and the renovation of Reid Hall, an existing on campus student housing facility (collectively, the "Project"), (b) the payment of interest coming due on the Bonds through the construction period of the Project, (c) the payment of the costs and expenses of issuing the Bonds and the funding of any reserves required therefor; and

WHEREAS, the Borrower is projecting that the assistance of the Authority by the issuance of the Bonds will result in the creation or maintenance of employment of those engaged in the construction of the Project, and by providing employment for approximately 16 people within 12 months from Richland County and surrounding areas and that the Project will stimulate the economy of Richland County and surrounding areas by increased payrolls, capital investment and tax revenues; and

WHEREAS, the County Council of Richland County and the Authority have on this date jointly held a public hearing, duly noticed by publication in a newspaper having general circulation in Richland County, not less than 15 days prior to the date hereof, at which all interested persons have been given a reasonable opportunity to express their views;

NOW, THEREFORE, BE IT RESOLVED by the County Council of Richland County, South Carolina, as follows:

SECTION 1. It is hereby found, determined and declared that (a) the Project will subserve the purposes of the Act; (b) the Project is anticipated to benefit the general public welfare of Richland County by providing services, employment, recreation or other public benefits not otherwise provided locally; (c) the Project will give rise to no pecuniary liability of Richland County or a charge against its general credit or taxing power, (d) the amount of bonds required to finance the Project, as provided by the Borrower, is not exceeding \$11,750,000; and (e) the documents to be delivered by the Borrower and the Authority with respect to the Bonds will provide, among other things, (i) for the amount necessary in each year to pay the principal of and interest on the Bonds, (ii) whether reserve funds of any nature will be established with respect to the retirement of the Bonds and the maintenance of the Project (and, if any such reserve funds are to be so established, the amount necessary to be paid each year into such funds), and (iii) that the Borrower shall maintain the Project and carry all proper insurance with respect thereto.

SECTION 2. The County Council of Richland County supports the Authority in its determination to issue the Bonds to defray the costs related to the Project.

SECTION 3. All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force from and after its adoption.

Adopted this 18th day of April, 2006.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Chairman, County Council

ATTEST:

Clerk to County Council