

**RICHLAND COUNTY COUNCIL  
REGULAR SESSION  
COUNCIL CHAMBERS  
MARCH 21, 2006  
6:00 P.M.**

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

**INVOCATION            Honorable Valerie Hutchinson**

**PLEDGE OF ALLEGIANCE  
                                 Honorable Valerie Hutchinson**

**PRESENTATION:      Dr. Raj S. Aluri, Director  
International Community**

**ADOPTION OF AGENDA**

**CITIZEN'S INPUT**

**APPROVAL OF MINUTES**

**Regular Session: March 7, 2006 [Pages 7-15]**

**Zoning Public Hearing: October 25, 2005  
[Pages 16-19]**

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

- a. **Columbia Venture vs. Richland County**
- b. **TIF Report to Council**
- c. **Contractual/Legal Update**

**REPORT OF THE COUNTY ADMINISTRATOR**

- a. **Stormwater Permit Status**

**REPORT OF THE CLERK OF COUNCIL**

- a. **Firefighter Recruits Graduation**
- b. **S.C. Economic Developers' School**
- c. **International Downtown Association**

**REPORT OF THE CHAIRMAN**

**OPEN/CLOSE PUBLIC HEARINGS**

**None**

**APPROVAL OF CONSENT ITEMS**

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

**1. THIRD READING ITEMS**

- a. **05-105MA  
Robert Fuller  
RS-MD to NC  
Develop Small Office Park  
20200-01-18(p)  
Across from Killian Elementary School  
[CONSENT] [Pages 20-22]**

- b. 05-116MA  
Preston Young  
RU to RM-HD (43 acres)  
Residential Subdivision  
14500-02-08/25  
Southwest Quadrant of Powell Road  
Hardscrabble Road  
[CONSENT] [Pages 23-25]**
- c. 05-118MA  
Don Lovett  
PDD to GC (0.09 acres)  
General Commercial  
17414-01-17(p)  
Adjacent to Killian Green S/D  
[CONSENT] [Pages 26-28]**
- d. 05-121MA  
William Higgins  
M-1 to GC (17 acres)  
General Commercial  
04910-01-09 & 04913-01-01/03/05  
Northeast Quadrant of Fernandina Road  
& Piney Woods Road  
[CONSENT] [Pages 29-31]**
- e. An Ordinance amending the Richland County  
Code of Ordinances; Chapter 26, Zoning;  
Article VI, Supplemental Use Standards;  
Paragraphs (8), (9), and (10); So as to amend  
the required conditions for day cares (Adult  
Day Cares, Family Day Cares, and Group  
Day Cares) regarding parking  
[CONSENT] [Pages 32-34]**

- f. An Ordinance amending the Richland County Code of Ordinances; Chapter 26, Zoning; Article V, zoning Districts and District Standards; Section 26-96, GC General Commercial Districts; Subsection (C) development standards, paragraph (5) height standards; so as to amend the maximum height of structures in the GC District from thirty-five (35) feet to forty-five feet.  
[CONSENT] [Page 35-36]**
- g. An Ordinance amending the Richland County Code of Ordinances, Chapter 26, zoning; article IV, amendments and procedures; section 26-52, amendments; subsection (H), withdrawal or reconsideration of proposed amendments; paragraph (1), withdrawal; so as to amend the time in which an applicant may withdraw an amendment application  
[CONSENT] [Pages 37-38]**

## **2. SECOND READING ITEMS**

- a. A budget amendment to increase funding to non-department special contracts account for Local Option Sales Tax software  
[CONSENT] [Page 39-40]**
- b. Road Maintenance Fee [Pages 41-42]**
- c. KPR Holdings, L.P. Transfer to Tyson Prepared Foods, Inc. [CONSENT]  
[Pages 43-44]**

## **3. FIRST READING ITEMS**

- a. Detention Center Medical Contract  
[Pages 45-46]**
- b. Sale of Property: 1610 Marion Street**



**III. Items for Discussion**

- a. Amendment the Ordinance requirements regarding residence for Board/Committee Members**

**6. APPROVAL OF RESOLUTION**

- a. A Resolution to appoint and commission Mike Warren Shaffer as a Code Enforcement Officer for the proper security, general welfare, and convenience of Richland County  
[CONSENT] [Page 60]**

**7. CITIZEN'S INPUT**

**8. MOTION PERIOD**

**9. ADJOURNMENT**

# MINUTES OF



## RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, MARCH 7, 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.*

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### 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
Absent	Joyce Dickerson

**OTHERS PRESENT** – Michielle Cannon-Finch, Milton Pope, Tony McDonald, Joe Cronin, Roxanne Matthews, Larry Smith, Amelia Linder, Donny Phipps, Michael Criss, Anna Almeida, Rodolfo Callwood, Monique Walters, Daniel Driggers, Stephany Snowden, Kendall Johnson, Jennifer Dowden, Hugh Caldwell, Audrey Shifflett, Michelle Onley

### CALL TO ORDER

The meeting was called to order at approximately 6:02 p.m.

### INVOCATION

The Invocation was given by the Honorable Michael Montgomery

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Michael Montgomery

Mr. Mizzell offered condolences to the family on the passing of Richland County employee Darryl Buggs.

Mr. Pearce requested that Mr. Jack Claypoole, LRADAC be added to the presentations. The vote in favor was unanimous.

#### PRESENTATION

**Mr. Jack Claypoole, Director, LRADAC**—Mr. Claypoole stated he will be leaving LRADAC and going to Washington, D.C. to head the Drug Free Community Support Program.

**Ms. Becky Bailey, Chairwoman, Conservation Commission**—Ms. Bailey briefed Council on the work plans for the commission. She also introduced the new Program Manager, Jim Wilson.

**Ms. Sandra Hackley, Early Childhood Development, Midlands Technical College**—Ms. Hackley and Ms. Amanda Berrier briefed Council on the LIFT and WAGES programs.

#### ADOPTION OF AGENDA

Mr. Livingston moved, seconded by Ms. Scott, to add Project Chicago under the Report of Economic Development Committee. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Ms. Scott, to add Kolorpro under the Report of Economic Development Committee. The vote in favor was unanimous.

Mr. Livingston moved, seconded by Mr. Pearce, to approve the agenda as amended.

Mr. Pearce made a substitute motion, seconded by Ms. Scott, to add the Recreation Commission lawsuit under the Report of the County Attorney for Executive Session and to amend the agenda as previously amended. The vote in favor was unanimous.

#### CITIZEN'S INPUT

Mr. Johnny James, South Carolina Combat Veterans Group, spoke regarding the exemptions to the Road Maintenance Fee.

#### APPROVAL OF MINUTES

**Regular Session: February 21, 2006** – Ms. Hutchinson moved, seconded by Ms. Scott, to approve the minutes as submitted.

Mr. Mizzell stated that Ms. Dickerson was attending the National Association of Counties meeting in Washington, D.C. and was excused from this meeting.

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

Mr. Smith stated that there were several items that may need to be discussed in Executive Session:

1. Recreation Commission Lawsuit
2. Detention Center Medical Contract

3. **Personnel Matter**
4. **Sale of Property: 1610 Marion Street**

Ms. Smith moved, seconded by Ms. Scott, to move the Executive Session to after Citizen's Input and receive the Recreation Commission briefing and any other items deemed necessary.

#### **REPORT OF THE COUNTY ADMINISTRATOR**

**Personnel Matter**—Ms. Smith moved, seconded by Ms. Scott to move this item to Executive Session. The vote in favor was unanimous.

**POINT OF ORDER**—Mr. Montgomery was concerned about not receiving the information regarding the audit presentation prior to the meeting.

**Audit Presentation**—Mr. Pope gave a brief overview of the audit findings. Mr. Bob Millhouse briefly explained the layout of the audit information presented to Council. Mr. Mizzell stated that if Council had any questions a meeting would be scheduled in the future.

**Innovista Update**—Mr. Pope stated that the documents have been forwarded to Richland County for signature as directed and as soon as the documents have been finalized they will be forwarded to Council.

**Budget Process**—Mr. Pope stated that staff is meeting with all of the internal direct report departments, elected and appointed officials. Further information will be provided to Council.

#### **REPORT OF THE CLERK OF COUNCIL**

**County/City Joint Meeting Date, Monday, March 20, 2006, Clarion Hotel, 8:00 a.m.-10:00 a.m.**—Ms. Finch stated that the meeting will take place on March 20<sup>th</sup> at 8:00 a.m.-10:00 a.m. at the Clarion Hotel.

**South Carolina Economic Developers' School, Charleston, South Carolina, May 18-19, 2006**—Ms. Finch stated that if anyone wanted to attend the South Carolina Economic Developers' School to please let her know.

**Richland Memorial Hospital Board Reception, Wednesday, April 5<sup>th</sup> at 6:00 p.m., Palmetto Club in the Meekin Room**—Ms. Finch stated that Council is invited to attend the Richland Memorial Hospital Board Reception on April 5<sup>th</sup> at 6:00 p.m. in the Palmetto Club's Meekin Room.

#### **REPORT OF THE CHAIRMAN**

**Detention Center Task Force Meeting**—Mr. Mizzell stated that Mr. McEachern, Mr. Pearce, Mr. Pope and himself met with employees from the Detention Center. The employees had concerns regarding compensation and overall morale. A follow-up meeting is planned in the next several weeks.

#### PUBLIC HEARING ITEMS

- **Approval of an Ordinance Amending the Fiscal Year 2005-2006 Hospitality Tax Budget to add Two Hundred Fifty Thousand Dollars (\$250,000.00) for Township Operations**

No one signed up to speak.

#### APPROVAL OF CONSENT ITEMS

Mr. Scott moved, seconded by Mr. Pearce, to approve the following consent items:

- **Approval of an Ordinance Amending the Fiscal Year 2005-2006, Hospitality Tax Budget to add Two Hundred Fifty Thousand Dollars (\$250,000.00) for Township Operations [Third Reading]**
- **05-114MA, Joe Clark, RU to RS-MD, Single Family Detached Subdivision, 01506-01-06, SW Quad of Three Dog Road & Dutch Fork Rd. [Third Reading]**
- **05-105MA, Robert Fuller, RS-MD to NC, Develop Small Office Park, 20200-01-18(p); Across from Killian Elementary School [Second Reading]**
- **05-116MA, Preston Young, RU to RM\_HD (43 acres), Residential Subdivision, 14500 02-08/15, Southwest Quadrant of Powell Road [Second Reading]**
- **05-118MA, Don Lovett, PDD to GC (0.09 acres), General Commercial, 17414-01-17(p), Adjacent to Killian Green S/D [Second Reading]**
- **05-121MA, William Higgins, M-1 to GC (17 acres), General Commercial, 04910-01-09 & 04913-01-01/03/05, Northeast Quadrant of Fernandina Road & Piney Woods Road [Second Reading]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Zoning; Article VI, Supplemental Use Standards; Paragraphs (8), (9) and (10); so as to Amend the Required Conditions or Daycares (Adult Daycares, Family Daycares, and Group Daycares) Regarding Parking [Second Reading]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Zoning; Article V, Zoning Districts and District Standards; Section 26-96, GC General Commercial Districts; Subsection (c), Development Standards, Paragraph (5) Height Standards; so as to Amend the Maximum Height of Structures in the GC District from Thirty-Five (35) feet to Forty-Five Feet [Second Reading]**
- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Zoning; Article IV, Amendments and Procedures; Section 26-52, Amendments; Subsection (H), Withdrawal or Reconsideration of Proposed Amendments; Paragraph (1), Withdrawal; so as to Amend the Time in Which an Applicant May Withdraw an Amendment Application [First Reading]**
- **Sanitary Sewer Extension Agreement Spring Hill Subdivision [First Reading]**
- **Adoption of Internal Audit Project List and Consideration of Project Funding for FY 06 [First Reading]**
- **Public Works Purchase Request: Purchase of One (1) Tractor/Mower [First Reading]**
- **Sheriff Grants:**
  - a. **Approval of Four Grants—No Personnel Costs or Financial Match Required [First Reading]**
  - b. **Approval of Two Grants—No Personnel Costs \$7,488 Matching Funds Required [First Reading]**

**c. Approval of Grant for One AFIS Work Station and Two Live Scan Devices and Printers—\$47,000 match required [First Reading]**

- **Approval of Qualified GIS Contractor List**
- **Acquisition of Land to the North of the Richland County C&D Landfill**
- **A Budget Amendment to Increase Funding to Non-Department Special Contracts Account for Local Option Sales Tax Software**

The vote in favor was unanimous.

**ITEM FROM COUNCIL MTG. HELD 02/21/06**

**Detention Center Medical Contract**—Mr. Pope briefed staff regarding the evaluation process and the vendor's services and the amount of the contract that staff has recommended be awarded the contract. A discussion took place.

Mr. Pearce moved, seconded by Ms. Corley, to authorize the staff to negotiate and award the contract. The vote in favor was unanimous.

**ITEM FROM COUNCIL MTG. HELD 02/07/06**

**Sale of Property: 1610 Marion Street**—Ms. Smith moved, seconded by Ms. Corley to accept staff's recommendation to sell property. A discussion took place.

Mr. Livingston moved, seconded by Ms. Scott, to amend the motion to include the provision that the 2.5% commission be assessed to the buyer and that the adjacent parcel not be included in the proposed contract.

Mr. Montgomery made a substitute motion, seconded by Ms. Hutchinson, to authorize the Administrator to negotiate other proposal(s) or contract(s) and bring back the proposal(s) to Council for approval in order to receive the best price. A discussion took place.

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

The substitute motion failed.

The vote in favor of the amended motion was unanimous.

**Township Auditorium: Acquisition of Property**—Ms. Smith moved, seconded by Ms. Scott, to authorize staff to negotiate a contract and bring it back to Council for consideration. A discussion took place.

Mr. Pearce made a substitute motion, seconded by Ms. Smith, to direct the Administrator to evaluate the properties, prioritize what is most critical, evaluate what each would cost and bring it back to Council for consideration. The vote in favor was unanimous.

**REPORT OF ADMINISTRATION AND FINANCE COMMITTEE**

**Funding Request: Wood and Partners, Task 2, Entertainment/Recreation Complex**—Ms. Smith moved, seconded by Mr. McEachern, to hold a full Council work session on March 21<sup>st</sup> from 4:00-5:00 p.m. The vote in favor was unanimous.

Mr. Pope noted for the record that Ms. Matthews had conveyed staff's displeasure of not getting the information regarding this item in a timely manner.

**Exemptions to Road Maintenance Fee**—Ms. Smith stated that the committee's recommendation was for approval of this item.

Mr. Montgomery moved, seconded by Ms. Hutchinson, to amend the motion to include a proviso that if any further exemptions are added for consideration that all exemptions be considered. The vote in favor was unanimous.

**POINT OF PERSONAL PRIVILEGE**—Mr. Pearce recognized that the South Carolina Combat Veterans Group were present.

**Allocation of \$10,000 in Unallocated HTAX Funds to City-Center Partnership for International Downtown Association Spring Conference Sponsorship**—Ms. Smith stated that this item was forwarded with the recommendation to not appropriate the funds.

Mr. Livingston made a substitute motion, seconded by Ms. Scott, to appropriate the funds for this item. A discussion took place.

Ms. Scott called for the question, Mr. Livingston seconded.

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

The vote was in favor.

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

The vote was in favor.

**REPORT OF ECONOMIC DEVELOPMENT COMMITTEE**

**KPR Holdings, L.P. Transfer to Tyson Prepared Foods, Inc.**—Mr. Livingston stated the committee recommended approval. The vote in favor was unanimous.

**Sale of Property: Richland Northeast Industrial Park**

- a. **Brazell Family, LLC**—Mr. Livingston recommended that this item be deferred to the next Council meeting. The vote in favor was unanimous.
- b. **Miller Valentine Partners, Ltd., II**—Mr. Livingston recommended that this item be deferred to the next Council meeting. The vote in favor was unanimous.

**Project Chicago**—Mr. Livingston stated the committee recommended approval. A discussion took place. The vote in favor was unanimous.

**Kolorpro Proposal**—Mr. Livingston stated the committee recommended approval. A discussion took place.

**CITIZEN'S INPUT**

No one signed up to speak.

**EXECUTIVE SESSION**

**EXECUTIVE SESSION ITEMS**

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

=====  
**Council went into Executive Session at approximately 8:26p.m. and came out at approximately 9:37 p.m.**  
=====

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

- a. **Recreation Commission Lawsuit**—The County Attorney is to draft a letter to Gov. Sanford from Mr. Mizzell regarding this issue.
- b. **Personnel Matter**—This item was received for information.
- c.

**MOTION PERIOD**

**Kester Freeman Resolution**—Mr. Livingston moved to adopt a resolution for Mr. Kester Freeman. The vote in favor was unanimous.

**Ballet Trip to China**—Ms. Scott moved to direct the Administrator to bring back to Council a proposal for \$5,000 to send the ballet to China.

Ms. Smith moved, seconded by Mr. Jeter, to adjourn. A discussion took place.

Ms. Smith withdrew her motion.

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

The motion failed.

Ms. Scott to direct the Administrator to bring back to the A&F Committee a proposal for \$5,000 to send the ballet to China.

**Junk Car Ordinance**—Mr. Pearce forwarded to the D&S Committee the issue of junk cars.

**Allocation for Walking Trails**—Mr. Jeter forwarded to the D&S Committee a request for a report on the \$35,000 allocated for walking trails.

**Lower Richland Lady Diamonds Resolution**—Mr. Mizzell moved to adopt a resolution congratulating the Lower Richland Lady Diamonds on their AAAA basketball championship. The vote in favor was unanimous.

**Darryl Buggs Resolution**—Mr. Mizzell moved to adopt a resolution honoring Mr. Darryl Buggs for his service with Richland County. The vote in favor was unanimous.

#### ADJOURNMENT

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

The meeting adjourned at approximately 8:54 p.m.

\_\_\_\_\_  
Anthony G. Mizzell, Chair

\_\_\_\_\_  
L. Gregory Pearce, Jr. Vice-Chair

\_\_\_\_\_  
Doris M. Corley

\_\_\_\_\_  
Joyce Dickerson

\_\_\_\_\_  
Valerie Hutchinson

\_\_\_\_\_  
Damon Jeter

\_\_\_\_\_  
Paul Livingston

**Richland County Council  
Regular Session  
Tuesday, March 7, 2006  
Page Eight**

\_\_\_\_\_  
Joseph McEachern

\_\_\_\_\_  
Mike Montgomery

\_\_\_\_\_  
Bernice G. Scott

\_\_\_\_\_  
Kit Smith

The minutes were transcribed by Michelle M. Onley

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## MINUTES OF



### RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, OCTOBER 25, 2005 7:00 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.*

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#### **MEMBERS PRESENT:**

Chair	Anthony G. Mizzell
Vice-Chair	L. Gregory Pearce, Jr.
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Damon Jeter
Member	Paul Livingston
Member	Joseph McEachern
Member	Bernice G. Scott
Member	Kit Smith
Member	Doris M. Corley
Member	MikeMontgomery

**OTHERS PRESENT:** Michael Criss, Amelia Linder, Anna Almeida, Will Simon, Suzie Haynes, Ashley Jacobs, Michelle Cannon-Finch, Michelle Onley, Tony McDonald, Geo Price, Donnie Phipps, Joe Cronin, Chief Harrell, Monique Walters

#### **CALL TO ORDER**

The meeting was called to order at approximately 7:02 p.m.

**ADDITIONS/DELETIONS TO AGENDA** – Ms. Hutchinson stated that the first text amendment does not start on page 55. It begins on page 59.

**05-86MA, Seamon Hunter, RU to GC, Future Investment, 15000-05-06, Farrow Road South of Wilson Boulevard**

Mr. Mizzell opened the floor to the public hearing.

No one wished to speak at this time.

The floor to the public hearing was closed.

Ms. Dickerson moved, seconded by Mr. Jeter to deny this item.

Mr. Livingston made a substitute motion, seconded by Ms. Hutchinson, to defer this item to the next meeting. The vote was in favor.

**05-88MA, Cliff Kinder [Farm at McCords Ferry], PDD to PDD (Amended), Revise Master Plan Access Point Locations, 21800-01-03/14 & 21900-09-08, Rabbit Run Road to Garners Ferry Road**

Mr. Mizzell opened the floor to the public hearing.

No one wished to speak at this time.

The floor to the public hearing was closed.

Ms. Scott moved, seconded by Ms. Corley, to approve the re-zoning request for First Reading. The vote in favor was unanimous.

**05-89MA, Cliff Kinder [Barnstormers], PDD to PDD (Amended), Revise Master Plan Access Point Locations, 21800-01-04 & 21900-09-17, Rabbit Run Road to Garners Ferry Road**

Mr. Mizzell opened the floor to the public hearing.

No one wished to speak at this time.

The floor to the public hearing was closed.

Ms. Scott moved, seconded by Ms. Corley, to approve the re-zoning request for First Reading. The vote in favor was unanimous.

**05-81MA, Tammy H. Barkoot, RU to GC, Retail Car Sales, 17400-05-23, Longtown Road**

Mr. Mizzell opened the floor to the public hearing.

The citizens declined to speak at this time.

The floor to the public hearing was closed.

Mr. McEachern moved, seconded by Ms. Corley, to approve the re-zoning request for First Reading. The vote in favor was unanimous.

**05-55MA, Randy Mullins, RU to GC, Office Building & Warehouse, 16104-02-09, Fairfield Road & Highway 321**

Mr. Mizzell opened the floor to the public hearing.

The citizen declined to speak at this time.

The floor to the public hearing was closed.

Ms. Scott moved, seconded by Mr. Pearce, to approve the re-zoning request for First Reading. The vote in favor was unanimous.

**POINT OF ORDER** – Mr. Pearce asked Ms. Amelia Linder if text amendments were actually a First Reading item. Ms. Linder approved the text amendment it would be a First Reading after the Public Hearing.

**TEXT AMENDMENTS**

**Amending Ordinance No. 074-04HR (The Richland County Land Development Code as to require the County Planning Commission to review and act upon applications for the Commercial Developments, Minor subdivisions and Major subdivisions**

Mr. Mizzell opened the floor to the public hearing.

The following person spoke: Cliff Kinder

The public hearing was closed.

Ms. Smith moved, seconded by Ms. Scott, to table this item. The vote in favor was unanimous.

Ms. Linder stated that staff would report back to Council in six months regarding the status of this item.

**POINT OF ORDER** – Mr. Pearce asked if he had the right to request a second public hearing on a text amendment.

**Amending Ordinance No. 074-04HR (The Richland County Land Development Code) so as to permit certain wholesale uses with special requirements in the GC General Commercial zoning district**

Mr. Pearce moved, seconded by Ms. Scott, to defer the item and public hearing until the November Zoning Public Hearing meeting. The vote in favor was unanimous.

**OTHER BUSINESS**

Mr. Mizzell requested that Planning staff look at the way the agenda is laid out.

**ADJOURNMENT** – Mr. Pearce moved, seconded by Ms. Scott to adjourn.

The meeting adjourned at approximately 7:21 p.m.

Submitted respectfully by,

Anthony Mizzell  
Chair

The minutes were transcribed by Michelle M. Onley

**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 # 20200-01-18) FROM RS-MD (RESIDENTIAL, SINGLE-FAMILY, MEDIUM DENSITY DISTRICT) TO NC (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 # 20200-01-18) described in Exhibit A, which is attached hereto, from RS-MD (Residential, Single-Family, Medium Density District) zoning to NC (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: February 28, 2006  
First Reading: February 28, 2006  
Second Reading: March 7, 2006  
Third Reading: March 21, 2006 (tentative)

**Exhibit A**  
**Property Description**

All that certain piece, parcel, or lot of land consisting of ten (10.0) acres, together with any and all improvements thereon, situate, lying and being in Richland County, South Carolina, on the North side of Clemson Road (S-40-52), being more particularly shown on that certain plat prepared for George McCutchen by B.P. Barber & Associates, Inc., dated June 20, 2005, and recorded in the Office of the Register of Deeds for Richland County in Record Book 01074, page 1218, being designated thereon as Parcel 1 of two parcels, and having metes and bounds, courses and distances as appear on said plat, to wit:

Beginning at an iron constituting the southwesternmost corner of the said Parcel 1, set on the northern right-of-way boundary of Clemson Road approximately 2,157 feet East of its intersection with Longtown Road, and from said iron running N23°26'12"E for 895.31 feet to an iron pipe; thence continuing on the same line a distance of 98.35 feet to an iron rebar; thence cornering and running S38°31'15"E for a distance of 577.84 feet to an iron rebar; thence cornering and running S28°05'31"W for 68.69 feet to an iron rebar; thence turning and running S17°32'18"W for 208.01 feet to an iron rebar; thence turning and running S23°13'10"W for 127.02 feet; thence turning and running S22°59'31"W for 269.24 feet to an iron rebar set on the northern right-of-way boundary for Clemson Road, constituting the southeastermost corner of said Parcel 1; thence turning and running in a westerly direction along the said right-of-way boundary N71°58'20"W for 533.92 feet to the POINT OF BEGINNING, all measurements herein being a little more or less.

TMS No. 20200-01-18 (Portion)

**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 # 14500-02-08/25) FROM RU (RURAL DISTRICTS) TO RM-H (RESIDENTIAL, MULTI-FAMILY, HIGH DENSITY DISTRICTS); 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 # 14500-02-08/25) described in Exhibit A, which is attached hereto, from RU Rural District zoning to RM-HD Residential, Multi-Family, High 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

- Public Hearing: February 28, 2006
- First Reading: February 28, 2006
- Second Reading: March 7, 2006
- Third Reading: March 21, 2006 (tentative)

**Exhibit A**  
**Property Description**

All that certain piece, parcel or tract of land, situate, lying and being in the County of Richland, State of South Carolina, containing 14.35 acres and shown and delineated on plat prepared for Dale Davis Mayimov dated June 30, 1992 and recorded in the Office of the ROD for Richland County in Plat Book 54 at Page 2113 and according to said plat having the following metes and bounds: Beginning at an iron on Hard Scrabble Road and running S5°19'26"W for a distance of 1,214.17 feet to an iron; then turning and running S73°2'01"W for a distance of 195.69 feet to an iron; then turning and running S84°2'34"W for a distance of 87.87 feet to an iron; then turning and running S84°18'51"W for a distance of 531.01 feet to an iron; then turning and running N14°48'05"W for a distance of 313.87 feet to an iron; then turning and running N83°58'40"W for a distance of 546.25 feet to an iron; then turning and running N05°19'26"W for a distance of 1,069.78 feet to an iron; then turning and running along Hard Scrabble Road S74°18'54"E for a distance of 365.70 feet to the point of beginning. AND

All that certain piece, parcel or tract of land, situate, lying and being in the County of Richland, State of South Carolina, shown as Tract A containing 28.54 acres on a plat prepared for Hunt-Taylor-Hardy Investments dated March 11, 1985; according to said plat being bound as follows: Beginning at an iron on Hard Scrabble Road and running S83°59'4"W for a distance of 134.04 feet to an iron; then turning and running S4°34'34"E for a distance of 29.15 feet to an iron; then turning and running S79°36'56"W for a distance of 1,499.26 feet to an iron; then turning and running N5°53'24"E for a distance of 1,096.54 feet to an iron; then turning and running N84°06'16"W for a distance of 56 feet to an iron; then turning and running N5°51'18"E for a distance of 224.68 feet to an iron; then turning and running in a curved line with a chord bearing of N73°25'07"E with a chord a distance of 71.43 feet to an iron; then turning and running S05°51'52"W for a distance of 156.15 feet to an iron then turning and running N74°15'03"E for a distance of 617.18 feet to an iron; then turning and running S15°54'41"E for a distance of 706.67 feet to an iron; then turning and running N83°12'15"E for a distance of 531 feet to an iron; then turning and running S4°34'34"E for a distance of 338.79 feet to an iron; then turning and running N83°59'04"E for a distance of 31.69 feet to an iron; then turning and running in a curved line with a chord bearing of S04°12'15"E with a chord distance of 100.02 feet to the point of beginning. AND

All that certain piece, parcel or tract of land, situate, lying and being in the County of Richland, State of South Carolina, shown as Parcel B containing .09 acres on a plat prepared for Hunt-Taylor-Hardy Investments dated March 11, 1985; according to said plat being bound as follows: Beginning at an iron on Hard Scrabble Road and running S83°59'04"W for a distance of 131.04 feet, then turning and running S4°34'34"E for a distance of 29.18 feet to an iron, then turning and running S83°58'20"W for a distance of 133.52 feet to an iron, then turning and running S10°2'15"E for a distance of 27.31 feet to an iron, then turning and running in a curved line with a chord bearing of S09°55'54"E for a chord distance of 1.88 feet to 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 # 17414-01-17) FROM PDD (PLANNED DEVELOPMENT 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 (a portion of TMS # 17414-01-17) described in Exhibit A, which is attached hereto, from PDD (Planned Development 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: February 28, 2006  
First Reading: February 28, 2006  
Second Reading: March 7, 2006  
Third Reading: March 21, 2006 (tentative)

**Exhibit A**  
**Property Description**

Beginning at the intersection of the Eastern right-of-way of Longtown Road (S.C. Hwy. No. S-40-1051) and the Southern right-of-way of Clemson Road (S.C. Hwy. No. S-40-52) (to be abandoned) at a 3/4" Pinch top (o); thence running along the common line of Parcel No. 1 and Parcel No. 2 approximately 474.2 feet to a 3" Pipe (o), this being the POINT OF BEGINNING (P.O.B.); thence turning and running S 82°28'17" E along Parcel No. 5 for a distance of 78.41 feet to a 1/2" Rebar (o); thence turning and running S 42°52'33" W along the Remainder of TMS#17414-01-17, now or formerly Gentry Development for a distance of 116.80 feet to a 1/2" Rebar (o); thence turning and running N 01°02'24" E along Parcel No. 1 for a distance of 95.89 feet to a 3" Pipe (o), the POINT OF BEGINNING (P.O.B.).

**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 # 04910-01-09 AND TMS # 04913-01-01/03/05) FROM M-1 (LIGHT MANUFACTURING 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 # 04910-01-09 and TMS # 04913-01-01/03/05) described in Exhibit A, which is attached hereto, from M-1 (Light Industrial 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: February 28, 2006  
First Reading: February 28, 2006  
Second Reading: March 7, 2006  
Third Reading: March 21, 2006 (tentative)

## **Exhibit A**

### **Property Description**

Beginning at the intersection of the northern right-of-way margin of Piney Grove Road and the eastern right-of-way margin of N.E. Frontage Road at a  $\frac{5}{8}$ " Rod (o), this being the POINT OF BEGINNING (P.O.B.); thence turning and running along the eastern right-of-way margin of N.E. Frontage Road for the following bearings and distances: N  $21^{\circ}35'54''$  W for a distance of 252.06 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running in a curved line of length 227.77 feet (curve of radius 485.74 feet, chord bearing of N  $35^{\circ}03'37''$  W, chord distance of 225.69 feet) to a  $\frac{5}{8}$ " Rod (o); thence turning and running N  $61^{\circ}25'46''$  W for a distance of 87.75 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running in a curved line of length 42.16 feet (curve of radius 473.74 feet, chord bearing of N  $61^{\circ}24'19''$  W, chord distance of 42.15 feet) to a  $\frac{1}{2}$ " Rebar (o); thence turning and running N  $25^{\circ}25'28''$  W for a distance of 18.84 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running in a curved line of length 97.74 feet (curve of radius 485.74 feet, chord bearing of N  $71^{\circ}31'38''$  W, chord distance of 97.57 feet) to a  $\frac{1}{2}$ " Rebar (n); thence turning and running N  $26^{\circ}49'47''$  W along property now or formerly Maximillian, LLC for a distance of 513.60 feet to a  $\frac{5}{8}$ " Rebar w Cap (o); thence turning and running S  $66^{\circ}21'43''$  W along property now or formerly Maximillian, LLC for a distance of 429.54 feet to a  $\frac{5}{8}$ " Rebar w/ cap (o) (Ref. Iron); thence turning and running S  $66^{\circ}21'42''$  W along property now or formerly Maximillian, LLC for a distance of 4.81 feet to a Calc. Point in Ditch; thence turning and running N  $26^{\circ}46'46''$  W along property of now or formerly Francis M. Burriss for a distance of 31.04 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running N  $66^{\circ}21'49''$  E along property of now or formerly James R. Jackson & Greta Davis for a distance of 517.73 feet to a Nail in  $\frac{3}{4}$ " Pipe (o); thence turning and running N  $66^{\circ}05'39''$  E along property of now or formerly Piney Woods Associates for a distance of 533.75 feet to a Bolt (o); thence turning and running S  $22^{\circ}48'19''$  E along property of now or formerly Johnnie Mae Patterson for a distance of 267.47 feet to a  $\frac{3}{4}$ " Pipe (o); thence turning and running N  $66^{\circ}31'10''$  E along property of now or formerly Johnnie Mae Patterson for a distance of 62.83 feet to a 1" Pipe (o) along the western right-of-way margin of Piney Woods Road; thence turning and running along the western right-of-way margin of Piney Woods Road for the following bearings and distances: S  $27^{\circ}11'51''$  E for a distance of 367.42 feet to a  $1\frac{1}{4}$ " Pipe (o); thence turning and running S  $24^{\circ}14'41''$  E for a distance of 171.90 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running S  $18^{\circ}25'15''$  E for a distance of 120.78 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running S  $24^{\circ}50'25''$  E for a distance of 347.31 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running S  $20^{\circ}28'46''$  W for a distance of 82.27 feet to a  $\frac{1}{2}$ " Rebar (o) at the northern right-of-way margin of Piney Grove Road; thence turning and running along the northern right-of-way margin of Piney Grove Road for the following bearings and distances: S  $89^{\circ}40'54''$  W for a distance of 100.16 feet to a  $\frac{3}{4}$ " Pipe (o); thence turning and running S  $87^{\circ}55'34''$  W for a distance of 106.58 feet to a Nail & Cap (o); thence turning and running S  $80^{\circ}01'46''$  W for a distance of 180.23 feet to a  $\frac{5}{8}$ " Rod (o); thence turning and running S  $72^{\circ}43'45''$  W for a distance of 21.70 feet to a  $1\frac{1}{4}$ " Pipe (o); thence turning and running S  $70^{\circ}50'05''$  W for a distance of 33.52 feet to a  $\frac{5}{8}$ " Rod (o); the POINT OF BEGINNING (P.O.B.).

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, ZONING; ARTICLE VI, SUPPLEMENTAL USE STANDARDS; SECTION 26-152, SPECIAL EXCEPTIONS; SUBSECTION (D), STANDARDS; PARAGRAPHS (8), (9), AND (10); SO AS TO AMEND THE REQUIRED CONDITIONS FOR DAY CARES (ADULT DAY CARES, FAMILY DAY CARES, AND GROUP DAY CARES) REGARDING PARKING.

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 Richland County Code of Ordinances, Chapter 26, Zoning; Article VI, Supplemental Use Standards; Section 26-152, Special Exceptions; Subsection (D), Standards; Paragraphs (8), (9), and (10) are hereby amended to read as follows:

- (8) *Day care, adult, home occupation (six or less).*
  - a. Use districts: Rural; Rural Residential; Residential, Single-Family, Estate; Residential, Single-Family, Low Density; Residential, Single-Family, Medium Density; Residential, Single-Family, High Density; Manufactured Home Park; Residential, Multi-Family, Medium Density; Residential, Multi-Family, High Density.
  - b. An adult day care, home occupation, with six (6) or fewer attendees must be operated in an occupied residence.
  - c. Client pick-up and drop-off shall not obstruct traffic flow on adjacent public roads.
  - d. ~~Parking shall not be located in the front yard.~~
  - e. d. All other state and federal regulations shall be met.
  
- (9) *Day Care, Child, Family Day Care, Home Occupation (5 or less)*
  - a. Use districts: Rural; Rural Residential; Residential, Single-Family, Estate; Residential, Single-Family, Low Density; Residential, Single-Family, Medium Density; Residential, Single-Family, High Density; Manufactured Home Park; Residential, Multi-Family, Medium Density; Residential, Multi-Family, High Density.
  - b. A child group family day care home occupation must be operated in an occupied residence.
  - c. Any outdoor play area shall be fenced or otherwise enclosed on all sides and shall not include driveways, parking areas, or land otherwise unsuited for children's play space.

d. Client pick-up and drop-off shall not obstruct traffic flow on adjacent public roads.

~~e. Parking shall not be located in the front yard.~~

f. e. All other state and federal regulations shall be met.

(10) *Day Care, Child, Group Day Care, Home Occupation (6 to 12).*

a. Use districts: Rural; Rural Residential; Residential, Single-Family, Estate; Residential, Single-Family, Low Density; Residential, Single-Family, Medium Density; Residential, Single-Family, High Density; Manufactured Home Park; Residential, Multi-Family, Medium Density; Residential, Multi-Family, High Density.

b. A child group day care home occupation must be operated in an occupied residence.

c. Any outdoor play area shall be fenced or otherwise enclosed on all sides and shall not include driveways, parking areas, or land otherwise unsuited for children's play space.

d. Client pick-up and drop-off shall not obstruct traffic flow on adjacent public roads.

~~e. Parking shall not be located in the required front yard.~~

f. e. All other state and federal regulations shall be met.

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

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

Public Hearing: February 28, 2006  
First Reading: February 28, 2006  
Second Reading: March 7, 2006  
Third Reading: March 21, 2006 (tentative)

# AMENDED DRAFT

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, ZONING; ARTICLE V, ZONING DISTRICTS AND DISTRICT STANDARDS; SECTION 26-96, GC GENERAL COMMERCIAL DISTRICTS; SUBSECTION (C), DEVELOPMENT STANDARDS; PARAGRAPH (5), HEIGHT STANDARDS; SO AS TO AMEND THE MAXIMUM HEIGHT OF STRUCTURES IN THE GC DISTRICT FROM THIRTY-FIVE (35) FEET TO FORTY-FIVE (45) FEET.

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 Richland County Code of Ordinances, Chapter 26, Zoning; Article V, Zoning Districts and District Standards; Section 26-96, GC General Commercial Districts; Subsection 26-96(c)(5) is hereby amended to read as follows:

- (5) *Height standards:* The maximum height of structures in the GC District shall be forty-five feet (three (3) stories or less) ~~or thirty-five feet, whichever is taller.~~ However, high rise structures may be permitted as a permitted use subject to special requirements (4-5 stories) or a special exception (6 or more stories), as set forth in Section 26-151(c)(11) and Section 26-152(d)(4) of this chapter.

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

# AMENDED DRAFT

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 28, 2006  
First Reading: February 28, 2006  
Second Reading: March 7, 2006  
Third Reading: March 21, 2006 (tentative)

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, ZONING; ARTICLE IV, AMENDMENTS AND PROCEDURES; SECTION 26-52, AMENDMENTS; SUBSECTION (H), WITHDRAWAL OR RECONSIDERATION OF PROPOSED AMENDMENTS; PARAGRAPH (1), WITHDRAWAL; SO AS TO AMEND THE TIME IN WHICH AN APPLICANT MAY WITHDRAW AN AMENDMENT APPLICATION.

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 Richland County Code of Ordinances, Chapter 26, Zoning; Article IV, Amendments and Procedures; Section 26-52, Amendments; Subsection 26-52(h)(1) is hereby amended to read as follows:

- (1) *Withdrawal.* An applicant may only withdraw an amendment application (which has been submitted to the Richland County Council with planning commission recommendation) ~~prior to publication of the agenda~~ not less than fifteen (15) days prior to the scheduled County Council Zoning Public Hearing. ~~Once the agenda has been published, an application cannot be withdrawn without the approval of county council.~~ Less than 15 days before the Zoning Public Hearing, the applicant may only request a withdrawal by appearing before County Council at the scheduled zoning public hearing. A withdrawal shall be considered a termination of the application. Resubmission shall be processed as a new application and all applicable fees will be assessed.

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

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Michielle R. Cannon-Finch  
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 28, 2006  
First Reading: February 28, 2006  
Second Reading: March 7, 2006  
Third Reading: March 21, 2006 (tentative)

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 ADD ONE HUNDRED FORTY THREE THOUSAND ONE HUNDRED DOLLARS (\$143,100.00) TO INCREASE FUNDING TO THE NON-DEPARTMENTAL SPECIAL CONTRACTS ACCOUNT FOR THE LOCAL OPTION SALES TAX SOFTWARE.

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 One Hundred Forty Three Thousand One Hundred Dollars (\$143,100.00) be appropriated to the FY 2005-2006 Non-Departmental budget. Therefore, the Fiscal Year 2005-2006 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2005 as amended:	\$107,250,788
Appropriation of Revenue from LOST:	<u>143,100</u>
Total General Fund Revenue as Amended:	\$107,393,888

EXPENDITURES

Expenditures appropriated July 1, 2005 as amended:	\$107,250,788
Add to Non-Departmental Special Contracts budget:	<u>143,100</u>
Total General Fund Expenditures as Amended:	\$107,393,888

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 7, 2006  
Second Reading:     March 21, 2006 (tentative)  
Public Hearing:  
Third Reading:

# AMENDED DRAFT

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 ANNUAL BUDGET (ORDINANCE NUMBER 053-05HR), SECTION 4, SO AS TO PROVIDE CERTAIN EXEMPTIONS TO THE ROAD MAINTENANCE FEE, WHICH HAS BEEN INCLUDED ON MOTOR VEHICLE TAX NOTICES SINCE JANUARY 2002 PURSUANT TO ORDINANCE NUMBER 043-01HR.

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 Fiscal Year 2005-2006 Annual Budget (Ordinance Number 053-05HR), Section 4, is hereby amended to read as follows:

SECTION 4. A road maintenance fee of \$15.00 on each motorized vehicle licensed in Richland County shall be included on motor vehicle tax notices beginning in January 2002; provided, however, veterans who are totally and permanently disabled are exempt from having to pay such fee beginning July 1, 2006. The proceeds from the road maintenance fee will go into the County Road Maintenance Fund and shall be used specifically for the maintenance and improvement of the County road system. Any interest earned on these funds shall accrue to this account. Any contracted attorney's fees incurred, as a result of litigation involving the road maintenance fee shall reduce the interest accrual. All other fees previously approved by the County Council, either through budget ordinances or ordinances apart from the budget, will remain in effect unless and until the County Council votes to amend those fees.

As used in this section, "veterans who are totally and permanently disabled" means a person who is:

1. A wartime disabled veteran who is entitled to compensation for the loss, or loss of use of one or both legs or arms, or the permanent impairment of vision in both eyes to a degree as to constitute virtual blindness and is also entitled to a special monthly statutory award by reason thereof, or
2. Any South Carolina veteran classified as totally and permanently disabled due to service-connected disabilities as determined from medical records on file with the Veterans Administration

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.

# AMENDED DRAFT

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 7, 2006  
Second Reading:        March 21, 2006 (tentative)  
Public Hearing:  
Third Reading:

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

AN ORDINANCE CONSENTING TO AN ASSIGNMENT TO TYSON PREPARED FOODS, INC., OF ALL RIGHTS AND OBLIGATIONS OF KPR HOLDINGS, L.P. UNDER A LEASE AGREEMENT AND AN INDUCEMENT AND MILLAGE RATE AGREEMENT WITH RICHLAND COUNTY.

WHEREAS, Richland County, South Carolina (the "County") previously entered into a fee-in-lieu of taxes arrangement under Title 4, Chapter 12, Code of Laws of South Carolina 1976, as amended (the "Act") with IBP, inc., now known as Tyson Fresh Meats, Inc. ("IBP"), in connection with which IBP transferred title to certain real and personal property to the County and the County and IBP entered into a November 12, 1996 Inducement and Millage Rate Agreement (the "Inducement Agreement") and a December 15, 1996 Lease Agreement (the "Lease") concerning land, buildings, machinery, apparatus, equipment, office facilities and furnishings then owned or thereafter acquired to be used for the purpose of various food processing and related activities to be conducted by IBP and/or its affiliates in the County at the site identified in the Lease (the "Facilities");

WHEREAS, with the approval of the County pursuant to a Resolution of the County Council dated September 1, 1998, IBP transferred the Inducement Agreement and the Lease Agreement to KPR Holdings, L.P., a Delaware limited partnership (the "Company");

WHEREAS, the Company is one member of a family of affiliated companies;

WHEREAS, as a result of a reorganization of the operations of the Company the assets of the Facility, the Lease Agreement and the Inducement Agreement have been or will be transferred to Tyson Prepared Foods, Inc. ("TPF"), a Delaware corporation which is a Company affiliate;

WHEREAS, Section 4-12-30(M)(4) of the Act requires that the Company obtain consent, ratification and/or approval of the County in connection with a transfer and assignment of its rights and obligations under the Lease and the Inducement Agreement;

WHEREAS, the County has already manifested its consent, to the maximum extent allowed by applicable law, to such a transfer and assignment pursuant to existing provisions of the Lease and the Inducement Agreement;

WHEREAS, the County now wishes to consent to, ratify and approve such transfers and assignments to TPF as described above;

NOW, THEREFORE, BE IT ORDAINED by Richland County, South Carolina, as follows:

Section 1. The County, pursuant to Section 4-12-30(M)(4) of the Act, hereby expressly consents to, ratifies and approves the transfers and assignments as described above by the Company to TPF, including all the Company's rights and obligations under the Lease and the Inducement Agreement effective as of the effective date of such assignments and transfers by the Company, which agreements shall remain in full force and effect.

Section 2. Each of the Chair of County Council and the County Administrator be and each is hereby authorized and directed, in the name and on behalf of the County, to execute a document evidencing the County's consent to the assignment of the Company's interests in the Lease and the Inducement Agreement, said document to be in substantially the form presented to this County Council together with such changes or amendments thereto and related documents as may be approved by the County Attorney as not materially affecting the rights or obligations of the County thereunder, and the Clerk to County Council is hereby authorized and directed to affix thereto the seal of the County and to attest the same; and the County Administrator is hereby further authorized and directed to deliver said consent document and any authorized amendments and related documents to the Company and TPF.

Section 3. This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

Section 4. The provisions of this Ordinance are hereby declared to be severable and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder.

Section 5. All orders, resolutions, and parts thereof in conflict herewith are to the extent of such conflict hereby repealed and this Ordinance shall take effect and be in full force from and after its passage and approval.

Done in meeting duly assembled this \_\_\_\_ day of \_\_\_\_\_, 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 7, 2006  
Second Reading: March 21, 2006 (tentative)  
Public Hearing: \_\_\_\_\_, 2006  
Third Reading: \_\_\_\_\_, 2006

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 (tentative)  
Second Reading:  
Public Hearing:  
Third Reading:

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; ARTICLE V, COUNTY DEPARTMENTS; BY AMENDING DIVISION 2. PUBLIC WORKS, SECTIONS 2-194; AND BY DELETING SECTION 2-196 IN ITS ENTIRETY; SO AS TO CLARIFY THE RESPONSIBILITIES OF THE PUBLIC WORKS DEPARTMENT.

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 1. The Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; Division 2. Public Works; Section 2-194; Responsibilities/powers/duties; is hereby amended to read as follows:

**Sec. 2-194. Responsibilities; powers; duties.**

(a) The director of public works shall be responsible for the custody, security and maintenance of public works and physical properties of the County and shall be responsible to and under the supervision of the county administrator in the performance of his/her duties.

(b) The public works department shall be responsible for the following:

- (1) The coordination of all department-level administrative support, including personnel management, safety, training, standardization, finance, budget, payroll, material management, procurement, and geographic information services (GIS).
- (2) The provision of engineering services in support of County operations and infrastructure development, including the management and coordination of capital improvement projects.
- (3) The management, maintenance, and improvement of all County real property, including facilities and grounds; the management of facility related capital improvement projects; and the coordination of utilities usage on behalf of the County.
- (4) The maintenance and improvement of the County road network and drainage infrastructure.
- (5) The provision of residential collection of municipal solid waste (MSW) and recyclable materials within the unincorporated County; the provision of limited construction & demolition (C&D) landfill services; the management of the Solid Waste stream within the County; and the promotion of cost-effective recycling.

(6) The provision of fleet management and maintenance services; and the management of fueling sites to support the County vehicle and equipment fleet.

(7) The provision of stormwater management services in support of positive public drainage and "receiving water" quality.

SECTION II. The Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; Division 2. Public Works; Section 2-196; Departmental Divisions; is hereby deleted in its entirety and shall hereafter read as follows:

**Sec. 2-196. Reserved.**

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

SECTION V. Effective Date. 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

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

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 (tentative)  
Second Reading:  
Public Hearing:  
Third Reading:

# Richland County Legislative Delegation

CHAIRMAN, LEGISLATIVE DELEGATION  
Kay Patterson

VICE CHAIRMAN, LEGISLATIVE DELEGATION  
John E. Courson

CHAIRMAN, HOUSE DELEGATION  
John L. Scott, Jr.

VICE CHAIRMAN, HOUSE DELEGATION  
Joseph Neal

EXECUTIVE DIRECTOR  
JAMES C. BROWN



MEMBERS OF THE SENATE  
Dist. 19 - Kay Patterson  
Dist. 20 - John E. Courson  
Dist. 21 - Darrell Jackson  
Dist. 22 - Joel Lourie

MEMBERS OF THE  
HOUSE OF REPRESENTATIVES  
Dist. 70 - Joseph Neal  
Dist. 71 - Nathan Ballentine  
Dist. 72 - James E. Smith, Jr.  
Dist. 73 - Joe E. Brown  
Dist. 74 - Todd Rutherford  
Dist. 75 - James H. Harrison  
Dist. 76 - Leon Howard  
Dist. 77 - John L. Scott, Jr.  
Dist. 78 - Joan Brady  
Dist. 79 - William F. Cotty  
Dist. 80 - Jimmy Bales

8 February 2006

The Honorable Marshall C. Sanford, Jr.  
Governor, South Carolina  
Post Office Box 12267  
Columbia, South Carolina 29211

RE: Richland County Voter Registration Board

Dear Governor:

Please be advised that we, the undersigned Richland County Senators, in accordance with S. C. CODE OF LAWS, 1976 \ Section 7-5-10 do hereby re-appoint the first four persons, of which Mrs. Lillian A. McBride is to serve as Chairman, plus the initial-appointment of Ms. Lenora McCarty. For your information, Ms. Gloria Wilson presently serves as Chairman, and I have her letter of resignation/retirement, effective 1 March 2006. Permit us to list the Board members below: (Term: 6 March 2006 - 6 March 2008)

1. Rebecca M. Brown, 8 Crossland Lane, Columbia, SC 29223
2. Elizabeth C. Epps, 2119 Dolloz Road, Columbia, SC 29204
3. Deanne C. Jolly, 7421 Parkview Drive, Columbia, SC 29223
4. Lillian A. McBride (Chairman), 545 Trader Mill Road, Columbia, SC 29223
5. Lenora McCarty, 4405 Ryan Avenue, Columbia, SC 29203

May we thank you for your cooperation in this matter.

Sincerely,

Kay Patterson, Chairman

Darrell Jackson

John Courson

Joel Lourie

# Richland County Council Rules and Appointments Committee



RICHLAND COUNTY COUNCIL  
REGULAR SESSION MEETING  
MARCH 21, 2006

## REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

*Joseph McEachern*  
Chairman  
District Seven

*Paul Livingston*  
District Four

*Mike Montgomery*  
District Eight

*Staffed by:*

*Monique Walters*  
Assistant to the Clerk of  
Council

### I. NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES

#### A. Building Codes Board of Adjustments and Appeals-2

There are currently two vacancies on this board for two expired terms.

William Bailey Kauric (Architect)	March 18, 2006*
Van M. McAllister (Building)	March 18, 2006

#### B. Employee Grievance Committee-1

There is one vacancy on this committee for an expired term.

Mike Spearman	March 4, 2006
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#### C. Internal Audit Committee-1

There will be one vacancy on this board for a term expiring in April.

Melvin T. Miller	April 5, 2006
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### II. NOTIFICATION OF APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

#### A. Accommodations Tax Committee-1

There is one appointment to be made to this board; no applications were received:

#### B. Employee Grievance Committee-1

There is one appointment to be made to this committee. Applications were received from the following:

Anthony S. Christiano, PC Tech, II, IT Department  
Deborah Jordan, Victim Services Coordinator, ASGDC  
Nelda T. Smyrl, Attorney, Solicitor's Office

Post Office Box 192 \* Columbia, South Carolina 29202 \* (803) 576-2050

**III. ITEMS FOR DISCUSSION**

**A. AMENDING THE ORDINANCE REQUIREMENTS REGARDING  
RESIDENCE FOR BOARD/COMMITTEE MEMBERS**

\*Eligible for reappointment

Report prepared and submitted by:  
Monique Walters, Assistant to the Clerk of Council



**APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION**

Name: Anthony S. CHRISTIANO  
Home Address: 307 CHARWOOD LN, W. Columbia, SC 29170  
Telephone: (home) (803) 455-1588 (work) (803) 576-2025  
Office Address: 2020 HAMPTON ST SUITE 3014  
Educational Background: HS GRAD, SOME COLLEGE TECH COLLEGE FOR PC REPAIR  
Professional Background: PCTECH II  
Male  Female  Age: 18-25  26-50  Over 50   
Name of Committee in which interested: \_\_\_\_\_  
Reason for interest: TO ENSURE EVERYONE GET HEARD &  
JUSTICE IS RENDERED  
Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:  
I AM A PEOPLE PERSON AND PASSIONATE ABOUT ASSISTING ANYONE WHEN  
POSSIBLE, ENSURING EVERYONE IS TREATED AS FAIR & EQUAL AS POSSIBLE  
Presently serve on any County Board/Commission/Committee? NO  
Any other information you wish to give? NO  
Recommended by Council Member(s): \_\_\_\_\_  
Hours willing to commit each month: WHATEVER IT TAKES

**CONFLICT OF INTEREST POLICY**

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all boards shall be required to abstain from voting or influencing through discussion or debate or any other way, decisions of the board affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

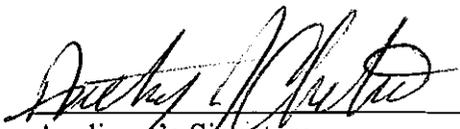
Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Board or Commission, as the County Council, by majority vote of the council, shall elect.

### STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes \_\_\_\_\_ No ✓

If so, describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
Applicant's Signature

1-13-06  
Date

**Return to:**  
**Clerk of Council, Post Office Box 192, Columbia, SC 29202.**  
**For information, call 576-5060.**

**One form must be submitted for each committee on which you wish to serve.**

**Applications are current for one year.**

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION**

Name: Deborah Jordan

Home Address: 121 Buckskin Ct. Columbia, S.C. 29203

Telephone: (home) (803) 754-8287 (work) (803) 576-3289

Office Address: 201 John Mark Dial Dr. Columbia, S.C. 29203

Educational Background: BA Degree / Sociology & Social Welfare

Professional Background: Victim Services Coordinator

Male  Female  Age: 18-25  26-50  Over 50

Name of Committee in which interested: Employee Grievance Committee

Reason for interest: I would like to be more involved in other aspect of Richland County and to have a better knowledge of Richland County Policies and Procedures.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:  
I presently work as the Victim Services Coordinator for ASGDC. The primary function of my job is to advocate for the Victim, however I spend a great deal of time in the Bond Courts and speaking with not only the Richland County Magistrates but the City of Columbia Judges. On many occasions I have the opportunity to hear details from both the Victim as well as the defendant and I have learned to be objective and fair. I believe being objective and fair is the greatest value that a person on the Grievance Committee can offer.

Presently serve on any County Board/Commission/Committee? N/A

Any other information you wish to give? No

Recommended by Council Member(s): None

Hours willing to commit each month: Flexible





**APPLICATION FOR SERVICE ON RICHLAND COUNTY  
COMMITTEE, BOARD OR COMMISSION**

Name: NELDA T. SMYRL

Home Address: 2841 ST. IVES RD.

Telephone: (home) (803) 788-1300 (work) (803) 576-1882

Office Address: SOLICITOR - 1701 MAEN ST. RM 408 - COLUMBIA SC

Educational Background: USC - BA USC LAW - JD

Professional Background: ATTORNEY -

Male  Female  Age: 18-25  26-50  Over 50

Name of Committee in which interested: GRIEVANCE

Reason for interest: GRIEVANCES are extremely important matters with potentially serious repercussions to parties on both sides.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

As an attorney, I am accustomed to looking objectively at all sides of an issue, resolving conflicts, and weighing evidence.

Presently serve on any County Board/Commission/Committee? No

Any other information you wish to give? \_\_\_\_\_

Recommended by Council Member(s): \_\_\_\_\_

Hours willing to commit each month: No limit other than job requirements

**CONFLICT OF INTEREST POLICY**

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all boards shall be required to abstain from voting or influencing through discussion or debate or any other way, decisions of the board affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Board or Commission, as the County Council, by majority vote of the council, shall elect.

**STATEMENT OF FINANCIAL OR PERSONAL INTERESTS**

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes \_\_\_\_\_ No ✓ \_\_\_\_\_

If so, describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Nelda J. Sogal  
Applicant's Signature

February 21, 2006  
Date

**Return to:  
Clerk of Council, Post Office Box 192, Columbia, SC 29202.  
For information, call 576-5060.**

**One form must be submitted for each committee on which you wish to serve.**

**Applications are current for one year.**

<b>Staff Use Only</b>	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

