

Lancaster County Council Regular Meeting Agenda

Monday, May 9, 2016

County Administration Building, County Council Chambers
101 N. Main Street
Lancaster, SC 29720

1. **Call Regular Meeting to Order – Chairman Bob Bundy** 6:30 p.m.
2. **Welcome and Recognition – Chairman Bob Bundy**
3. **Pledge of Allegiance and Invocation – Council Member Larry Honeycutt**
4. **Approval of the agenda** *[deletions and additions of non-substantive matter]*
5. **Special Presentations**
 - Thumbs Up Awards
6. **Citizen Comments** *[Speakers are allowed approximately 3 minutes. If there are still people on the list who have not spoken at the end of thirty (30) minutes, Council may extend the citizen comments section or delay it until a later time in the agenda]*
7. **Consent Agenda**
 - Minutes of the April 25, 2016 regular meeting – pgs. 4-14
8. **Non-Consent Agenda**
 - a. **Resolution 0916-R2016:** A Resolution to extend by ninety (90) days the moratorium for applications for district boundary map amendments (rezoning) as detailed in Ordinance No. 2015-1351. *John Weaver & Penelope Karagounis - pgs. 15-22*
 - b. **2nd Reading of Ordinance 2016-1394 Noise Ordinance**
Ordinance Title: An Ordinance to amend Chapter 23, Article II, Sections 23-21 of the Lancaster county Code of Ordinances by the deletion of Section 23-21, 23-22 and 23-23 and substituting therefore language set forth hereinafter. *Passed 7-0 at the April 25, 2016 Council Meeting. Steve Willis – pgs.23-26*

c. **2nd Reading of Ordinance 2016-1393 regarding enlarging the Walnut Creek Improvement District amendment needed**

Ordinance Title: An Ordinance to authorize certain modifications to the Walnut Creek Improvement District, including enlarging the district by adding certain parcels therein to Bond Area 2 and Bond Area 3; approving revised assessment rolls relating to such parcels; authorizing not exceeding \$[6,000,000] \$[8,000,000] aggregate principal amount of assessment revenue bonds, in one or more series related to Bond Area 2 and Bond Area 3; and to provide for other matters relating thereto. *Copies of the exhibits to this Ordinance are on the website www.mylancastersc.org scanned as a supplement to the agenda package and available with the Clerk to Council. Passed 7-0 at the April 11, 2016 Council Meeting. John Weaver – pgs. 27-44*

d. **1st Reading of Ordinance 2016-1395 regarding a Business Registration program**

Ordinance Title: An Ordinance to provide for a Business Registration Program to apply to certain businesses in the unincorporated areas of Lancaster County; and to provide for other matters related thereto. *Steve Willis – pgs. 45-48*

e. **1st Reading of Ordinance 2016-1398 regarding the FY2016-2017 Budget**

Ordinance Title: An Ordinance to appropriate funds and approve a detailed budget for Lancaster County for the fiscal year beginning July 1, 2016 and ending June 30, 2017 (FY 2016-17); to set millage rates for the levy of ad valorem taxes; to approve a schedule of taxes, fees and charges for FY 2016-17; and to provide for other matters related thereto. *Steve Willis & Kimberly Hill – pgs. 49-70*

f. **1st Reading of Ordinance 2016-1399 regarding an amendment to the Financial Policy to reflect new fund balance limits**

Ordinance Title: An Ordinance to amend Article 6 Budget Reserves, Sections 6.101 and 6.102 of the financial policies and procedures for the county, relating to fund balances, so as to update the section to reflect new standards promulgated by the government finance officers association. *Kimberly Hill – pgs. 71-74*

9. **Discussion and Action Items**

- a. Regency Park roads discussion. *Councilman Brian Carnes.*
- b. Impact Fee study for transportation. *Steve Willis – pgs. 75*
- c. Information only – Indian Land Recycling Center. *Steve Willis*
- d. Plans for mortgage on Fancy Pokket - *Steve Willis – pgs. 76-78*
- e. Board and Commission appointments – *Debbie Hardin – pgs. 79*
 - 1. Library Board – Ms. Patricia Croxton
 - 2. Community Relations – Mr. Silberio Francis, Sr.

10. Status of items tabled, recommitted, deferred or held

- a. Resolution 0911-R2016 regarding the use of funds from the sale of 3888 Chester Highway - *deferred at the 2-22-16 meeting*

11. Miscellaneous Reports and Correspondence – pgs. 80-81

- a. Time Warner Cable
- b. Lancaster Area Ride Service (LARS) report

12. Citizens Comments *[if Council delays until end of meeting]*

13. Executive Session

- a. Discussion of negotiations incident to proposed sale of property - SC §30-4-70(2)
- b. Economic Development matter regarding Project 2016-5 and 2016- 7 - SC Code §30-4-70(5)
- c. Personnel matter - discussion of a person regulated by a public body – SC Code §30-4-70(a)(1)

Upon returning to open session, action may be taken on the items discussed during executive session.

14. Calendar of Events – pg. 82

15. Adjournment

Anyone requiring special services to attend this meeting should contact 285-1565 at least 24 hours in advance of this meeting.

Lancaster County Council agendas are posted at the Lancaster County Administration Building and are available on the Website: www.mylancastersc.org



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Members of Lancaster County Council

Bob Eundy, District 3, Chairman
Brian Carnes, District 7, Vice Chairman
Steve Harper, District 5, Secretary
Jack Estridge, District 6
Larry Honeycutt, District 4
Larry McCullough, District 1
Charlene McGriff, District 2

Minutes of the Lancaster County Council Regular Meeting
101 N. Main Street, Lancaster, SC 29720

Monday, April 25, 2016

Council Members present were Bob Bundy, Larry McCullough, Jack Estridge, Brian Carnes, Larry Honeycutt, Steve Harper and Charlene McGriff. Also present was Steve Willis, Debbie Hardin, Veronica Thompson, John Weaver, the press and spectators. A quorum of Lancaster County Council was present for the meeting.

The following press was notified of the meeting by e-mail or by fax in accordance with the Freedom of Information Act: *The Lancaster News, Kershaw News Era, The Rock Hill Herald, The Fort Mill Times*, Cable News 2, Channel 9 and the local Government Channel. The agenda was also posted in the lobby of the County Administration Building the required length of time and on the county website.

Call regular meeting to order

Chairman Bob Bundy called the regular meeting of Council to order at 6:30 p.m.

Welcome and Recognition/Pledge of Allegiance and Invocation

Chairman Bob Bundy welcomed everyone to the meeting, and announced the press notification was met. Councilman Brian Carnes led the Pledge of Allegiance to the American Flag and provided the invocation.

Approval of the agenda

Charlene McGriff moved to approve the agenda. SECONDED by Larry McCullough. Passed 7-0.

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Special Presentations

Mrs. Sherri Gregory and Mr. Barry Beasley presented information to Council regarding the Lindsay Pettus Greenway. A copy of the presentation is attached as schedule A.

Citizens Comments

Gary Holland, 8728 Collins Road, Indian Land, spoke regarding Ansley Park. His comments are attached as schedule B.

Wanda Rosa, 86614 Arrington Road, Lancaster, spoke regarding the creation of the business registration ordinance and Walnut Creek Improvement District.

Waylon Wilson, 15117 Legend Oaks Court, Indian Land, spoke regarding Agenda Item 8a, Resolution 0915-R2016 and commented that the Administration Committee did not favorably recommend this item to Council as stated in the agenda package.

J.R. Wilt, 903 Rock Hill Highway, Lancaster, spoke regarding the Ansley Park Development.

Consent Agenda

Brian Carnes moved to approve the Consent Agenda Item a, Minutes of the April 11, 2016 regular meeting. Seconded by Charlene McGriff. Passed 7-0.

Non-Consent Agenda

Resolution 0915-2016: A Resolution to approve the late filing by Charles R. Joyner, Jr. for the 2015 Special Assessment as agricultural real property.

Brian Carnes noted that the Administration Committee did not make a favorable recommendation regarding this Resolution as printed on the agenda. He said that it was being sent back to full Council to decide with no recommendation.

Council Member Honeycutt asked why this item even came before Council.

John Weaver noted the reason for this item coming to Council is found in state law. On page 13 of the agenda package the relevant section of state law is highlighted in yellow and states in part as follows: "*the governing body may extend the time for filing upon a showing satisfactory to it that the person had reasonable cause for not filing on or before the first penalty date*". Mr. Weaver further noted that the governing body according to state law is the County Council.

Charlene McGriff noted that in the Administration Committee meeting, the confusion may have come in around exactly how the mistake happened by the taxpayer. The

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explanation was presented and it was a reasonable explanation where citizens could misunderstand the process. She stated that her statement at the Committee meeting was that she agreed with it and we send it back favorably to Council.

Chairman Bundy noted that if anyone has any questions for Mr. Trimnal or Mr. Joyner, they are present at the meeting.

Jack Estridge stated the law says we may extend the time upon the showing satisfactory to it that a person had reasonable cause not to file.

John Weaver noted on page 10 and 11 in the agenda package, is an updated letter from Mr. Trimnal. He and his client showed up at the Administration Committee and verbally explained the situation to the Committee. He asked Mr. Trimnal to put all those reasons in writing to clarify. Mr. Weaver explained that Mr. Joyner got this tax notice in October 2014. He bought the property in May of 2014. When the tax notice came out in October 2014, it was assessed at the agricultural rate and he assumed incorrectly that it would carry forward into 2015. When he came in to pay his taxes and he found out that it was not only not assessed at the agricultural rate but it was also assessed at 6% and his taxes that would have been a couple of hundred dollars, was over \$3,000, and that is when he went to the attorney to begin the process.

Brian Carnes noted that Mr. Joyner and Mr. Trimnal came to the Administration Committee and brought his tax bills and from the last couple of years. He routinely pays his taxes later because he is a turkey farmer and when he sells his turkeys, he comes and pays his tax bill. That was the reason he missed the deadline because he was following his normal practice of paying his tax bill and he did find out until he got here.

Larry McCullough asked if we vote this down, what is the process to get this corrected on next year's tax bill. John Weaver stated that he would be required to complete the application before January 15, 2017 to get agricultural use on the property for the 2016 taxes.

Larry McCullough stated that we are setting a bad precedent of saying folks can make a mistake and bring it to Council to have it changed.

Motion was made by Steve Harper to approve Resolution 0915-R2016. Seconded by Charlene McGriff. Passed 5-2. Jack Estridge and Larry McCullough opposed.

1st Reading of Ordinance 2016-1394 Noise Ordinance

Ordinance Title: An Ordinance to amend Chapter 23, Article II, Sections 23-21 of the Lancaster county Code of Ordinances by the deletion of Section 23-21, 23-22 and 23-23 and substituting therefore language set forth hereinafter.

Larry Honeycutt noted that several years ago, he Council discussed a noise ordinance and it was delayed because of pending lawsuits. He asked if there were any pending at this time. John Weaver stated not to his knowledge.

MOTION was made by Charlene McGriff to approve Ordinance 2016-1394. Seconded by Brian Carnes.

Charlene McGriff stated that she had requested copies of ordinances from surrounding counties and after review of those ordinances the only question that she had was who determines the violation. She gave an example and requested that language be included in the ordinance as found in the Greenville Ordinance, Section 15-104.1(b).

Charlene McGriff moved to amend Ordinance 2016-1394 to include the language as found in the Greenville Noise Ordinance {Section 15-104.1(b)} (excerpt attached as schedule C for reference) that states the following: *Evidence. The complaints of 3 or more persons, or of 1 or more persons, when combined with the complaint of a law enforcement officer, is prima facie evidence that sound regulated by this article has been produced.* Seconded by Brian Carnes. Passed 4-3. Council Members Steve Harper, Larry McCullough and Jack Estridge opposed.

Larry McCullough noted that the Noise Ordinance language was presented to us from the Sheriff's Office as something that would be enforceable and requested that we get the Sheriff's input to be sure the amended language did not jeopardize what is being done.

Brian Carnes noted that if he understands the wording, the amendment would only strengthen the law. He agreed with Councilman McCullough that the Sheriff weigh in on the changes.

Steve Willis stated the he would get the Sheriff and Magistrate to weigh in on the changes. He also asked Darren Player, who is a Municipal Court Judge, for comments on the amended language. Mr. Player stated that anytime you have more than one witness in a statement, it adds validity to law enforcement.

Council Members voted 7-0 on the original motion approving 1st Reading of Ordinance 2016-1394 as amended.

Discussion and Action Items

Update on Regency Park and roads

Councilman Carnes advised Council that we recently met with the former land developer for Regency Parkway Development and was informed that he is still in discussions with the current land developer and builder about possibly working out something to be able to get Regency Parkway brought up to state standards so that the state would accept it into the system.

Councilman Carnes requested this item be placed on the next agenda for discussion and a possible vote on the item. He further stated that Mr. Catoe and Mr. Willis were part of discussions and there were still some concerns that Mr. Willis has about a secondary entrance for the section that is in question. In addition, shortly after the meeting, Councilman Carnes noted that there were a couple of emails about the huge pothole that reappeared. The public is expressing their concern, as this is a heavily used road.

Councilman Honeycutt asked who the developer was. Councilman Carnes stated that the original developer was DRG and True Homes is the builder.

Councilman Estridge asked in the future, developer put money in escrow to be held accountable for these types of issues. Councilman Harper stated that we have since changed the regulations so that no developer can transfer a parcel until they have all their final certificates. Councilman Carnes noted that this legacy development came in prior to required changes.

Creation of a Business Registration Ordinance

Steve Willis stated that the creation of a Business Registration Ordinance is for discussion and information only at this time. It will be brought back to Council for 1st Reading at the next meeting.

Councilman Harper stated that he had questions, such as what department will be collecting, how much revenue is projected and is concerned that it would turn into a business license.

Steve Willis replied that the Delinquent Tax Office would have the oversight. The main benefit is developing a database on what businesses are operating within the county. This information is useful to both the Auditor's Office and the Delinquent Tax Office. Mr. Willis further stated that there are eight counties that have a business license and none of them started with a business registration. The maximum fee is \$15, however, the intent of the ordinance is not as a revenue stream, but a data generator so that we would know what businesses exist. There is no way in Lancaster County to know what businesses exist.

Charlene McGriff stated that the intent was not for it to turn into a business license nor to have a hardship on businesses but a friendly way to acquire information because presently Lancaster County does not have a way to know what business exist in the County. She also mentioned Darren Player's information regarding the opportunity to zone correctly, when it comes to businesses.

Brian Carnes noted that the Chamber has expressed no objection to the business registration and he stated it would help the Emergency Management/Fire Rescue Department.

Bob Bundy stated the proposal is not to certify that the business is a qualified business but just a reporting of a list of businesses. There is no intent on the counties part to say these are good businesses or bad businesses.

Larry McCullough stated that a future Council could change or do away with the program if it is not working and discussed the importance of having goals and metrics in place. He also discussed that other businesses coming into the County could utilize the database as information to know what is already here.

Jack Estridge asked if it was public information. John Weaver noted that it would be public information.

Larry Honeycutt cautioned that we be careful when we develop the application.

Steve Willis noted that the trigger to come in and register would be filing a PT100 or PT300.

Larry McCullough challenged broadening the scope so that all businesses would register to do business in Lancaster County.

FAA Fallout Funds

Steve Willis stated this is information for Council that this was discussed at the I&R Meeting and noted that there is always a possibility that fallout funding could become available from the FAA. This funding would be available for shovel ready projects only and there is a limited period to accept the funds should monies be available. At the directive of the FAA, we are sitting out for about three years to build up our discretionary funds before we move into heavy apron construction and noted that the design work for the project is completed. At this time, we are giving this as information only.

Larry McCullough added that the term “fallout” is used as a short hand word – where funds from the FAA that were intended to be spent on certain areas at a certain time frame for some reason were not done and those funds become available to be spent on other things in a relatively quick manner and typically toward the end of the year.

Information Only – RACI Chart

Larry McCullough noted in working with the Indian Land Fire Fee Board and reviewing the Fire Service rolls and responsibilities, he found that they are complicated. Councilman McCullough worked with Darren Player to formulate a RACI Chart to help identify who is accountable for the various tasks. Councilman McCullough reviewed the RACI (Responsible, Accountable, Consult, Inform) Chart as found in the agenda package. Darren Player noted the positive

feedback from the Fire Commission and commended Patrick Helms for designing the chart. He stated that this chart will be a working document, changing as processes and responsibilities change in the fire service. Councilman McCullough will be working with Clay Catoe to formulate a chart for the EMS Department.

Servicing agent for multi-jurisdictional grant – Byrnes Criminal Justice Innovation Program Grant

Steve Willis noted that this is an opportunity for a \$1 million grant over 3 years. Lancaster County would be the fiscal agent. The School District will handle grant writing and administration. This would be a multi-jurisdictional grant involving the County, City of Lancaster, School District, Sheriff's Office and Police Department. The purpose is a holistic data driven approach to crime reduction.

Larry Honeycutt moved to allow us to proceed as fiscal agent for the Byrnes Criminal Justice Innovation Program Grant. Seconded by Steve Harper. Passed 7-0.

Information only – Designation of Lancaster County MS4 area

Steve Willis discussed that last summer the MS4 plan was submitted to DHEC once part of Indian Land became urbanized in the United States census documents, it became qualified as MS4 storm water. We were hoping to have just the urbanized area to fall under MS4 regulations, however, the area designated is everything north of US 521 / SC 5 intersection, which is a much larger area than anticipated. This would be subjecting a larger area for the storm water fee. Mr. Willis stated that Council could appeal to DHEC for a smaller area; however, he noted that it would be useless since the appeal is to DHEC.

Charlene McGriff asked about the time frame for the study.

John Gast of Keck & Wood, Inc. Engineering Firm stated that they had originally submitted the Notice of Intent and Management Plan that shows our intent to maintain and improve water quality and none of those documents would change – just the designated area.

Mr. Gast noted that from a timing standpoint, the implementation of the program takes a three to four year process. Right now, it would be public education and outreach. The process would be completed by 2018. The big cost elements start near the end of 2017 when all the ordinances need to be in place and right now we are doing some of that with the UDO rewrite. At the end of 2017, the county would need to do the roll that DHEC does now such as reviewing plans, issuing permits, etc.

Council member Bundy asked about the process, what kind of personnel, what kind of budget do we need and when do they need to be in place.

Steve Willis noted that the engineer might be needed earlier than later because by the end of 2017 we must have a functioning program. He has asked them to go ahead for the fiscal year 2016-2017 and determine what we need to have as far as personnel, which would not start until January 2017. In order to have the start up (most of which will be capital at first), we are looking at having a storm water fee in place with this October's tax bill so that funding would be there. However, we are still working on exactly what we need because setting the fee is relationship as to what expenses we reasonably anticipate incurring.

Mr. Willis discussed to determine the fee we have data from the two fire districts in Indian Land, however, we will need a little more work since Fire District fees include structures and the storm water fees will also include parking lots.

Larry McCullough recalled early discussions on this matter and this to be funded simply by folks that live in that area and that is not necessarily the case, it could be throughout Lancaster County since it is Lancaster County impacted. It could be shared with the county versus with just the people living in the affected area.

Mr. Willis noted that in York County rather than charging a fee they do it through general fund tax, which is certainly an option. Historically around the state, a fee is charged to the affected service area. A decision will need to be made regarding this issue.

Steve Harper asked if this service is contracted out by engineering firms in other counties. John Gast of Keck & Wood Engineering Firm is working with Jeff Catoe and staff to set up the framework of the plan. Mr. Gast noted that there comes a tipping point when we would need to hire an engineer. Bob Bundy asked if we hire an engineer with fee money, would they be dedicated to that fee district only. Mr. Gast noted that it is commonplace to split the salary with the fee and the county so that the county could utilize the services of the engineer in other areas.

Steve Harper requested that Steve Willis and staff research storm water issues in other counties and the cost to implement the program.

Steve Willis noted that we would have information at the May Infrastructure and Regulation Committee meeting and then report back to Council.

Board and Commission appointments

Indian Land Fire Fee District - Lisa Walker

MOTION was made by Larry McCullough to appoint Lisa Walker to fill an unexpired term through June 30, 2016 on the Indian Land Fire Fee District Board. Seconded by Brian Carnes. Passed 7-0

MOTION was made by Larry McCullough to appoint Lisa Walker for a four-year term beginning June 30, 2016 and ending June 30, 2020 on the Indian Land Fire Fee District Board. Seconded by Brian Carnes. Passed 7-0.

Health and Wellness Council on Aging representative - Sally Sherrin

MOTION was made by Larry Honeycutt to appoint Sally Sherrin to the Health and Wellness Commission to serve a second term ending June 30, 2020. Seconded by Jack Estridge. Passed 7-0.

Board of Zoning Appeals – Dr. LaVilla Brevard

MOTION was made by Charlene McGriff to appoint Dr. LaVilla Brevard to a second four-year term ending June 30, 2019. Seconded by Larry Honeycutt. Passed 7-0.

Monthly Finance Report

Kimberly Hill provided the Monthly Finance Report for March 2016.

Catawba Regional Council of Governments Annual Planning Grant

Steve Willis noted that the Catawba Regional Council of Governments has requested that we once again serve as the lead entity for the annual Council of Governments Planning Grant.

Brian Carnes moved that Lancaster County serve as the lead entity for the Council of Governments Planning Grant. Seconded by Charlene McGriff. Passed 7-0.

Update letter to Commerce for Air-Rail Park certification

Steve Willis informed Council that as part of the SC Park Certification program we much list a firm selling price. He presented the prior letter that was approved by Council. He stated that the last letter has expired and he knew of no reason to amend the price. If we renew the price, it will remain in effect for two (2) years.

Larry Honeycutt moved to renew the letter at the same price as presented. Seconded by Charlene McGriff. Passed 7-0.

Larry Honeycutt asked for an update on Fancy Pokket. Mr. Willis stated that they indicated that they have secured a line of funding and they needed an updated Phase 1 Environmental in which he has authorized.

Grant for Adult Drug Court

Steve Willis stated that the Solicitor's Office has applied for a grant for an Adult Drug Court and are asking Lancaster County to be the fiscal agent for this grant. The Solicitor's Office will handle the grant writing and administration.

Larry Honeycutt moved that Lancaster County would be the fiscal agent for the Adult Drug Court Grant. Seconded by Charlene McGriff. Passed 7-0.

Miscellaneous

Steve Willis noted for information the Pre-Disaster Mitigation Program Grant, and the follow up information on the property donation to the School District in the agenda package material.

Councilman Honeycutt requested that the Hospitality Tax discussion be placed on the next Council agenda. Steve Willis informed Council that the topic would go back to the Administration Committee for follow up information that they requested and then back to Council at the last meeting in May.

Executive Session

Brian Carnes moved to go into Executive Session to discuss economic development matters, Projects 2016-5, 2016-6, 2016-7 and Project 2015-2 and to receive legal advice relating to a matter of a pending claim. Seconded by Charlene McGriff. Passed 7-0.

Councilwoman Charlene McGriff moved to come out of Executive Session. Seconded by Councilman Brian Carnes. Passed 7-0.

County Attorney John Weaver stated that during the course of Executive Session, Council discussed four economic development matters and a legal matter where there were no votes was taken and no decisions made.

Upon returning, to open session there were no motions made on the items discussed in Executive Session.

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Adjournment

Councilman Larry Honeycutt moved to adjourn. Seconded by Councilwoman Charlene McGriff. Passed 7-0.

Respectfully Submitted:

Approved by Council, May 9, 2016

Debbie C. Hardin
Clerk to Council

Steve Harper, Secretary

Agenda Item Summary

Ordinance # / Resolution#: 0916-R2016

Contact Person / Sponsor: Penelope G. Karagounis

Department: Lancaster County Planning Director

Date Requested to be on Agenda: May 9, 2016

Issue for Consideration: Staff has been working diligently on the rewrite of the Unified Development Ordinance and the new proposed zoning map. This is an extensive task that is requiring staff to work with Kara Drane, Catawba Regional Council of Governments on a daily basis on top of the numerous projects that the Planning Department has to accomplish. We are working on the final edits of the chapters by receiving feedback and comments from Jeff Catoe, Public Works Director, Kenneth Cauthen, Zoning Official, Steve Yeargin, Building Official, and Stephen Blackwelder, Fire Marshal. This is our final request for the last extension of the moratorium.

Points to Consider: This action is taken pursuant to section 1c. of Ordinance 2015-1351. The new termination date would be September 8, 2016 or upon adoption of the new UDO, whichever occurs first.

Funding and Liability Factors: N/A

Council Options: Approve, modify, or reject the Resolution.

Staff Recommendation: We have been working on this project now for a year and half and the Planning Department has invested many hours on public engagement and engagement from the many County department agencies. We are very close to see the light at the end of the tunnel and we would like County Council to approve this final extension of the moratorium.

Committee Recommendation: N/A

STATE OF SOUTH CAROLINA)
COUNTY OF LANCASTER)

RESOLUTION NO. 0916-R2016

A RESOLUTION

TO EXTEND BY NINETY (90) DAYS THE MORATORIUM FOR APPLICATIONS FOR DISTRICT BOUNDARY MAP AMENDMENTS (REZONINGS) AS DETAILED IN ORDINANCE NO. 2015-1351.

WHEREAS, On July 13, 2015 County Council did pass Ordinance No. 2015-1351 adopting a moratorium on rezoning for all real property located generally in the Indian Land section of Lancaster County was initiated, a copy of the referenced ordinance being attached hereto and incorporated herein by reference; and

WHEREAS, Section 1c. of the ordinance permits County Council, upon appropriate notification from the County Administrator that there is insufficient time for the Council to consider the repeal of the existing UDO and the adoption of a new UDO and Zoning Map and related recommendations, to extend the Moratorium expiration for up to an additional ninety (90) day period; and

WHEREAS, the Lancaster County Planning Director has set forth the reasoning for the request for a ninety (90) day extension that has been recommended and supported by the Administrator and which the County Council finds to be necessary, reasonable and appropriate.

NOW, THEREFORE, BE IT RESOLVED by the Council of Lancaster County, South Carolina: that the termination date of Ordinance No. 2015-1351 hereby is extended by ninety (90) days and shall now end no later than September 8, 2016.

AND IT IS SO RESOLVED

Dated this ____ day of _____, 2016

LANCASTER COUNTY, SOUTH CAROLINA

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

Attest:

Debbie C. Hardin, Clerk to Council

FILED
OFFICE OF CLERK
OF COURT
2015 JUL 15 AM 10:19
CLERK OF COURT
LANCASTER, SC

STATE OF SOUTH CAROLINA)

COUNTY OF LANCASTER)

ORDINANCE NO. 2015-1351

AN ORDINANCE

TO IMPOSE A NINE (9) MONTH MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS FOR DISTRICT BOUNDARY AMENDMENTS TO THE UNIFIED DEVELOPMENT ORDINANCE OF LANCASTER COUNTY IN THE AREA OF THE COUNTY NORTH OF HIGHWAY 5; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

WHEREAS, Lancaster County Council has observed a substantial increase in development throughout the County, but particularly in the unincorporated Indian Land area of the County; and

WHEREAS, as evidence of that development and growth, the following statistics have been recognized: Lancaster County is the fastest growing county in the state between 2013 and 2014 with a 3.3% population increase during that year; there are at present approximately 7,400 parcels that have been rezoned and are ready for development today in the Indian Land area alone; and

WHEREAS, Council has been advised recently of staff's concern about the rapid growth of the County and protecting the existing rural areas north of Highway 5 in Van Wyck, not only now, but also in future years and the potential for conflicts between residential, commercial and industrial development; and

WHEREAS, the present Unified Development Ordinance (UDO) of Lancaster County was presented and passed by Council on September 28, 1998 and, over the past seventeen (17) years, the UDO has proven to be in need of rewrite and update as a result of the growth noted herein; and

WHEREAS, Council adopted a Comprehensive Plan 2014–2024 on December 8, 2014 which includes a Future Land Use Map with flexibility for appropriately mixing land uses and shaping the current development pattern of the County to protect each community's natural and cultural assets while balancing the demands for growth; and

WHEREAS, Lancaster County is currently developing a new Unified Development Ordinance and Zoning Map to implement the Comprehensive Plan Guiding Principles, Plan Implementation

and provide recommendations as to the appropriate land use, zoning district designations and development regulations for all properties; and

WHEREAS, the development of the new Unified Development Ordinance will require adequate time to prepare the new UDO and Zoning Map necessary to adequately manage growth in both the urban and rural areas in Lancaster County, and

WHEREAS, now for the first time Council is being asked to lend its further support and approval for this growth management effort by the enactment of "status quo" local legislation on any new zoning applications in the panhandle section of Lancaster County; and

WHEREAS, in order to accomplish the stated goal of an updated Unified Development Ordinance with the development of new zoning district designations and development regulations, Council deems it necessary and appropriate to impose a Moratorium, effective Monday, June 8, 2015, on the County's acceptance and processing of applications for district boundary amendments to the UDO for **all real properties located in Lancaster County north of the following boundary: from a point at the western boundary with York County along Highway 5 until its intersection with Highway 521, then proceeding in a northeastern direction along Old Church Road until its intersection with the Union County, NC state line, then further northward to the North Carolina state line** for a nine (9) month period so as to preserve the status quo until the Planning Commission and Planning Department staff have completed their work and come forward with the recommendations called for in this ordinance.

NOW THEREFORE, by the power and authority granted to the Lancaster County Council by the Constitution of the State of South Carolina and the powers granted to the County by the General Assembly of the State, it is ordained and enacted:

1a. New UDO and Zoning Map Initiated Provision for Recommendations.

The Lancaster County Planning Commission and Planning Department staff shall review and consider a new UDO and Zoning Map and make recommendations to County Council for new zoning district designations, development regulations and appropriate zoning necessary to adequately manage growth throughout the County.

1b. Nine (9) Month Moratorium Adopted. Effective June 8, 2015, no applications for district boundary map amendments to the UDO shall be accepted and processed by the Planning Department staff for **all real properties located in Lancaster County north of the following boundary: from a point at the western boundary with York County along Highway 5 until its intersection with Highway 521, then proceeding in a northeastern direction along Old Church Road until its intersection with the Union County, NC state line, then further northward to the North Carolina state line** for a period of nine (9) months (the "Moratorium") beginning June 8, 2015 as the effective date and March 9, 2016 as the end date. Council at its discretion can extend the end date until June 8, 2016. The Moratorium is imposed in order to allow the Lancaster County Planning Commission and Planning Department staff time to conduct the

work specified in Section 1a. above. The Moratorium shall not affect development in progress that has already received approval from County Council and shall not affect rezoning applications and development agreements submitted to the Planning Department as of Second Reading of this Ordinance. In the event of a natural disaster, the County Administrator may suspend the Moratorium to the extent necessary to protect and preserve the public health, safety and general welfare.

1c. **Extension of Moratorium by Resolution.** No earlier than thirty (30) days prior to the extended expiration date of June 8, 2016 of the Moratorium, should the County Administrator determine that there is insufficient time for the Council to consider the repeal of the existing UDO and the adoption of a new UDO and Zoning Map and related recommendations, then, in that event, the County Administrator shall so notify Council of this time constraint and, thereafter, Council may by Resolution extend the Moratorium expiration by up to an additional ninety (90) day period.

2. **Severability:** If a Section, Sub-section, or part of the Ordinance shall be deemed or found to conflict with a provision of South Carolina law, or other preemptive legal principle, then that Section, Sub-section, or part of the Ordinance shall be deemed ineffective, but the remaining parts of this Ordinance shall remain in full force and effect.

3. **Conflict with Preceding Ordinances:** If a Section, Sub-section or provision of this Ordinance shall conflict with the provisions of a Section, Sub-section or part of a preceding Ordinance of Lancaster County, then the preceding Section, Sub-section, or part shall be deemed repealed and no longer in effect.

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4. **Effective Date:** This Ordinance shall become effective on Third Reading. **

AND IT IS SO ORDAINED

Dated this 13th day of July, 2015.

LANCASTER COUNTY, SOUTH CAROLINA




Bob Bundy, Chair, County Council



Steve Harper, Secretary, County Council

ATTEST:



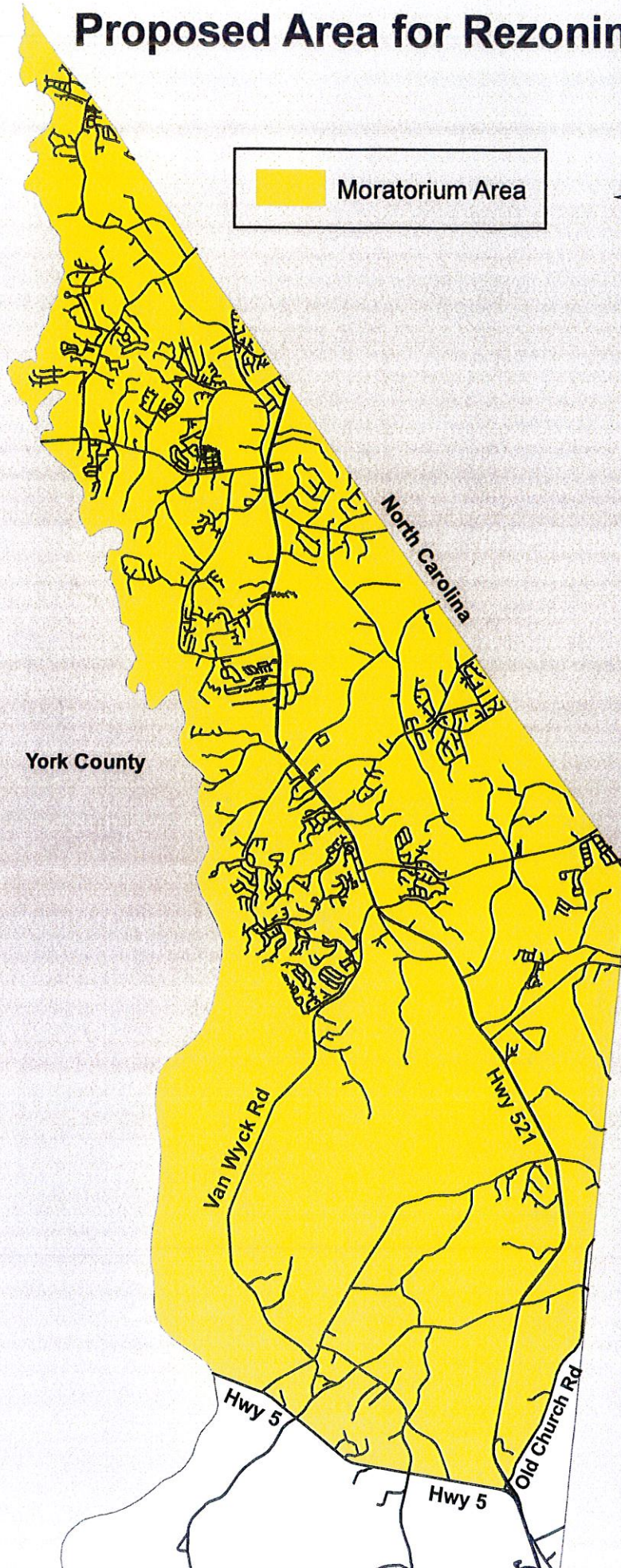
Debbie C. Hardin, Clerk to Council

First Reading: June 8, 2015
Second Reading: June 22, 2015
Third Reading: July 13, 2015

Public Hearing: May 18, 2015

** On June 8, 2015, County Council invoked by a 7-0 vote the Pending Ordinance Doctrine.

Proposed Area for Rezoning Moratorium



Lancaster
County
South Carolina

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STATE OF SOUTH CAROLINA)
COUNTY OF LANCASTER)

RESOLUTION NO. 0912-R2016

A RESOLUTION

TO EXTEND BY NINETY (90) DAYS THE NINE (9) MONTH MORATORIUM AS DETAILED IN ORDINANCE NO. 2015-1351.

WHEREAS, On July 13, 2015 County Council did pass Ordinance No. 2015-1351 wherein a nine (9) month moratorium on rezoning for all real property located generally in the Indian Land section of Lancaster County was initiated, a copy of the referenced ordinance and geographic map being attached hereto and incorporated herein by reference; and

WHEREAS, Section 1b. of the ordinance permits County Council at its discretion to extend the moratorium from March 9, 2016 until June 8, 2016; and

WHEREAS, the Lancaster County Planning Director has set forth the reasoning for the request for a ninety (90) day extension that has been recommended by the Administrator and which the County Council finds to be necessary, reasonable and appropriate.

NOW, THEREFORE, BE IT RESOLVED by the Council of Lancaster County, South Carolina: that the termination date of Ordinance No. 2015-1351 hereby is extended by ninety (90) days and shall now end on June 8, 2016.

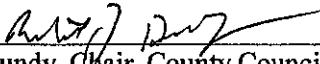
AND IT IS SO RESOLVED

Dated this 22nd day of February, 2016

LANCASTER COUNTY, SOUTH CAROLINA

LANCASTER COUNTY, SOUTH CAROLINA

[SEAL]

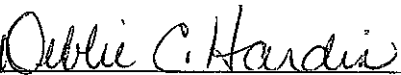


Bob Bundy, Chair, County Council



Steve Harper, Secretary, County Council

Attest:



Debbie C. Hardin, Clerk to Council

Agenda Item Summary

Ordinance # / Resolution#: Ordinance 2016-1394

Contact Person / Sponsor: Debbie Hardin, Clerk to Council

Department: Administration

Date Requested to be on Agenda: May 9, 2015

Issue for Consideration:

2nd Reading of the Noise Ordinance

Points to Consider:

The 1st Reading of this Ordinance was amended at the meeting to include the language as shown in Section 23-24, highlighted in yellow. Also, the typographical error was corrected in Section 23-21 - the first reading version had incorporated and it should have been unincorporated.

Attorney for the Sheriff's Office, Mr. Doug Barfield reviewed the amended language in Section 23-24 and suggested the following: Since "excessive noise" is what is unlawful pursuant to the ordinance, I suggest that Councilwoman McGriff's amendment be amended to read "...is prima facie evidence that excessive noise regulated by this Article has been produced." Otherwise, I am OK with the amendments.

Funding and Liability Factors:

Recommendation:

Make change as recommended by Attorney Doug Barfield

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2016-1394

AN ORDINANCE

TO AMEND CHAPTER 23, ARTICLE II, SECTIONS 23-21 THROUGH 23-23 OF THE LANCASTER COUNTY CODE OF ORDINANCES BY THE DELETION OF SECTION 23-21, 23-22 AND 23-23 AND SUBSTITUTING THEREFORE LANGUAGE SET FORTH HEREINAFTER.

WHEREAS, County Council previously considered the issue of excessive noise within the boundaries of the unincorporated sections of Lancaster; and

WHEREAS, so as to define with specificity the rules and regulations regarding excessive noise, Council did pass Ordinance No. 692 (October 3, 2005) and Ordinance No. 846 (September 10, 2007); and

WHEREAS, upon consultation with the Lancaster County Sheriff and upon recommendation of the County Administrator, Lancaster County Council has determined that a revision to the County's noise ordinance is appropriate.

NOW, THEREFORE, by the power and authority granted to the Lancaster County Council by the Constitution of the State of South Carolina and the powers granted to the County by the General Assembly of the State, it is ordained and enacted that:

- A. Chapter 23, Article II, Sections 23-21 through 23-23 of the Lancaster County Code of Ordinances are deleted in their entirety.
- B. Substituted and replaced therefore is the following:

Section 23-21. Definition

Excessive Noise is any loud unnecessary noise which disturbs the peace and quiet of any unincorporated area of the County of Lancaster or which causes disturbance, discomfort, or annoyance to any reasonable person of normal sensitivities in any unincorporated area of the County of Lancaster or which endangers or injures the safety or health of any person or domestic animal in any unincorporated area of the County of Lancaster. This shall include but not be limited to noise made by human voice or mechanical, electric, or electronic machine or device. In determining whether a noise complained of constitutes excessive noise, the finder of fact shall consider all relevant factors including but not limited to the following:

- (a) The intensity and level of the noise;
- (b) The nature of the noise including whether it was usual or unusual and whether it was produced naturally or unnaturally;
- (c) The duration of the noise;
- (d) The date and time of day or night the noise occurred;
- (e) The general characteristics of the area where the noise was produced;
- (f) The general characteristics of the area where the noise was heard;
- (g) The distance between the source of the noise and the hearer of the noise;
- (h) The reasonable expectation of quiet of persons where the noise was heard;
- (i) Any prior complaints concerning the noise or its source or the person producing the noise.

Section 23-22. Prohibited Acts.

It shall be unlawful for any person to make or continue or cause to be made or continued any excessive noise in any unincorporated area of the County of Lancaster.

Section 23-23. Exceptions.

This article shall not apply to:

- (a) Noise emanating from a lawfully established business or industry on a fixed site in any unincorporated area of the County of Lancaster except a business licensed for on premise consumption of alcoholic beverages, which business shall be subject to this Article.
- (b) Noise emanating from governmental activities, airports and aircraft, railways, emergency signal devices, parades, carnivals, school band practice and performances, school or government sponsored events, or similar activities.
- (c) Noise caused by emergency operations for the immediate safety, health, and welfare of the unincorporated areas of the County of Lancaster and its inhabitants or to restore property to a safe condition following a calamity.

- (d) Noise emanating from construction activities, agriculture activities, tree harvesting or land clearing activities, lawn care activities, or similar activities between the hours of 6:00 a.m. and 10:00 p.m.

Section 23-24. Evidence, Enforcement and Penalties.

- (a) The provisions of this Article shall be enforced by the Lancaster County Sheriff's Office.
- (b) The complaints of 3 or more persons, or of 1 or more persons, when combined with the complaint of a law enforcement officer, is prima facie evidence that sound regulated by this Article has been produced.
- (c) A person violating this Article shall be guilty of a misdemeanor and shall be punished by a fine and/or imprisonment as provided by Section 1-10 of the Lancaster County Code of Ordinances for a first and a second offense. For a third or subsequent offense a person violating this article shall be punished by a minimum fine of \$250.00 and/or imprisonment as provided by Section 1-10 of the Lancaster County Code of Ordinances. Each occurrence shall constitute a separate offense.

AND IT IS SO ORDAINED

Dated this _____ day of _____ 2016

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie C. Hardin, Clerk to Council

First Reading:	April 25, 2016	Passed 7-0
Second Reading:	May 9, 2016	Tentative
Third Reading:	May 23, 2016	Tentative

Agenda Item Summary

Ordinance # / Resolution#: Ordinance 2016-1393

Contact Person / Sponsor: John Weaver, Attorney

Department: Administration

Date Requested to be on Agenda: May 9, 2015

Issue for Consideration:

Changes to Ordinance and Attachments from First Reading on April 11, 2016:

1) The Ordinance that received first reading contemplated that the County would issue bonds payable from Bond Area 2 and Bond Area 3, from time to time, in exchange for improvements in Bond Areas 2/3 which are funded directly by the developer and dedicated to the County. Because of some complexities with the timing of improvements, bond issuances and the dedication process, Edenmoor Acquisition (an affiliate of the developer and the owner of 100% of the outstanding bonds payable from Bond Area 2 and Bond Area 3) has agreed to purchase all of the "new" bonds and fund a trustee-held project account at closing. The account would be disbursed for the costs of improvements in the same manner as the original 2006 bond proceeds (by requisition after such improvements were completed). The authorized amount of the new bonds that can be issued has been increased by \$2 million, to not exceeding \$8 million, so that the interest rates of the new bonds can better approximate those of the existing bonds.

2) Most of the language changes in the Ordinance are the produce of the changes described above. In addition, language was added to clarify that the new bonds can be issued at the same time as the exchange of existing bonds. The new bonds will have a 30-year maturity with interest rates approximating the interest rates of the existing bonds, but the principal payments of the existing bonds (owned by Edenmoor Acquisition) will be revised in order to 'smooth' the annual debt service payments on all of the bonds payable from Bond Areas 2 and 3.

3) Certain of the attachments to the Ordinance are being revised from first reading (including the Amended Improvement Plan and form of Supplemental Indenture) consistent with changes described in #1 and 2. Certain of the attachments to the Ordinance (including the Report on Reasonable Basis of Assessments and Assessment Roll A for Bond Area 2 and Bond Area 3) are being newly submitted for consideration. These attachments are in draft form, and will likely be finalized/modified before subsequent readings by County Council.

4) No changes are being made with respect to the properties or assessments related to parcels in Bond Area 1.

Points to Consider:

Funding and Liability Factors:

Recommendation:

STATE OF SOUTH CAROLINA)
) ORDINANCE NO. 2016-1393
COUNTY OF LANCASTER)

AN ORDINANCE

TO AUTHORIZE CERTAIN MODIFICATIONS TO THE WALNUT CREEK IMPROVEMENT DISTRICT, INCLUDING ENLARGING THE DISTRICT BY ADDING CERTAIN PARCELS THEREIN TO BOND AREA 2 AND BOND AREA 3; APPROVING REVISED ASSESSMENT ROLLS RELATING TO SUCH PARCELS; AUTHORIZING NOT EXCEEDING \$~~6,000,000~~ 8,000,000 AGGREGATE PRINCIPAL AMOUNT OF ASSESSMENT REVENUE BONDS, IN ONE OR MORE SERIES RELATED TO BOND AREA 2 AND BOND AREA 3; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. Findings.

The Lancaster County Council finds that:

(a) The County Council (the "County Council") of Lancaster County, South Carolina (the "County") by Ordinance No. 713 enacted on January 30, 2006, as corrected and confirmed by Resolution No. 527 adopted on May 22, 2006, and as amended by Ordinance No. 2015-1367 enacted on December 14, 2015 (as so amended, the "Improvement District Ordinance"), has heretofore established the Walnut Creek Improvement District, formerly known as the Edenmoor Improvement District (the "Improvement District"), relating to an approximately 868-acre residential development known as "Walnut Creek", formerly known as "Edenmoor" (the "Development"), and approved an Assessment Roll for each Bond Area (as such terms are defined herein);

(b) Pursuant to the Master Trust Indenture and the First Supplemental Trust Indenture, each dated as of June 1, 2006 (collectively, the "Original Indenture"), between the County and Wells Fargo Bank, N.A., as trustee (the "Trustee"), the County has heretofore issued the \$24,115,000 original principal amount Lancaster County, South Carolina, Edenmoor Improvement District Assessment Revenue Bonds, Series 2006A (the "Series 2006A Bonds"), and \$11,500,000 original principal amount Edenmoor Improvement District Assessment Revenue Bonds, Series 2006B (the "Series 2006B Bonds" and, together with the Series 2006A Bonds, the "Series 2006 Bonds");

(c) The Series 2006A Bonds, together with the Series 2006B Bonds, were issued in order to fund certain improvements within or associated with the Development, which Series 2006A Bonds are payable from and secured by non-*ad valorem* assessments (presently consisting only of an Assessment A) imposed upon the parcels therein (each, an "Assessment" or "Assessment A"; collectively, the "Assessments");

(d) Pursuant to the Improvement District Ordinance, the Improvement District has been subdivided into three areas (referenced herein as Bond Area 1, Bond Area 2 and Bond Area 3 (each, a "Bond Area"), as further defined herein), and the Assessment A applicable to each such Bond Area also relates to a specific sub-series of Series A Bonds (as defined in the Assessment Roll A, including the Rate and Method of Apportionment of Assessment A (the "Apportionment of Assessments") attached as an appendix thereto (together with the Apportionment of Assessments, each, an "Assessment Roll"), relating to each such Bond Area) which are presently outstanding and/or may be hereafter issued to refund such outstanding bonds;

(e) Pursuant to the Amended and Restated Master Trust Indenture dated February 11, 2016 (the "Amended and Restated Indenture"), between the County and the Trustee, which amended and restated the Original Indenture in its entirety, the County issued \$9,670,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-2 Bonds (secured solely by and payable from Assessments related to Bond Area 2) in exchange for an equal aggregate principal amount of Series 2006A Bonds which were outstanding on the date thereof (the "Series 2006A-2 Bonds"), and \$4,695,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-3 Bonds (secured solely by and payable from Assessments related to Bond Area 3), in exchange for an equal aggregate principal amount of Series 2006A Bonds which were outstanding on the date thereof (the "Series 2006A-3 Bonds").

(f) The County understands that Edenmoor Acquisition, LLC (the "Sole Bondholder"), presently owns 100% of the outstanding principal amount of the Series 2006A-2 Bonds and the Series 2006A-3 Bonds, and that Edenmoor Land Acquisition, LLC and Edenmoor Land Acquisition II, LLC (collectively, the "Purchaser") presently own 100% of the property located in Bond Area 2 and Bond Area 3 (or has contractual rights to consent on behalf of the owners thereof to certain modifications to Bond Area 2 and Bond Area 3 within the Improvement District (including modifications to the quantity of Assessment A imposed therein) and the Assessment Documents related to such Bond Area 2 and Bond Area 3); and

(h) The Purchaser and the Sole Bondholder desire to make certain changes to the Improvement District and/or the Assessment Roll A previously approved for each of Bond Area 2 (the "Original Assessment Roll A-2") and Bond Area 3 (the "Original Assessment Roll A-3" and, together, the "Assessment Documents"), namely (I) adding one parcel to the Improvement District within Bond Area 2 and one parcel to the Improvement District within Bond Area 3; (II) modifying the classifications in the Assessment Documents for development uses within Bond Area 2 and Bond Area 3; (III) increasing the total Assessment A imposed upon the parcels within Bond Area 2 and Bond Area 3; (IV) allocating the updated total Assessment A on Bond Area 2 and Bond Area 3 to the parcels in Bond Area 2 and Bond Area 3; (V) making all changes to the Apportionment of Assessments for Bond Area 2 and Bond Area 3; and (VI) contemplating the issuance and sale from time to time to the Sole Bondholder or ~~its any~~ affiliate of the Purchaser acceptable to the County (the "Bond Purchaser") new bonds secured by and payable from Assessment A imposed on Bond Area 2 or Bond Area 3, ~~solely for purposes of reimbursement for improvements funded directly by the Purchaser or its affiliates;~~ in order to finance costs of additional Improvements (as defined herein), which may be undertaken in connection with the refunding of or issuance in exchange for all or a portion of the existing Series 2006A-2 Bonds or Series 2006A-3 Bonds, or combined with or constitute a portion of a larger debt issue including bonds issued for such purposes;

provided that in no event will such changes increase or affect in any way the Assessments applicable to parcels within Bond Area 1 of the Improvement District, which secure and are payable for the County's \$8,510,000 aggregate principal amount of Walnut Creek Improvement District Assessment Refunding Revenue Bonds, Series 2016A-1 (the "Series 2016A-1 Bonds").

(i) Prior to the issuance of the Series 2006 Bonds, the County Council adopted an "improvement plan" (within the meaning of Section 4-35-30(4) of the Code of Laws of South Carolina 1976, as amended (the "Act"), entitled "Lawson's Bend Improvement Plan" (the "Original Improvement Plan") which Original Improvement Plan, among other things, contemplated the creation of the Improvement District as an "improvement district" (within the meaning of Section 4-35-30(3) of the Act). As set forth in Resolution 0901-R2015, adopted by County Council on December 14, 2015 (the "Resolution"), the County approved the Amended Improvement Plan, which updates and makes certain changes to the Original Improvement Plan consistent with the changes and proposed changes to the Assessment Documents described above, and as may be further amended or supplemented from time to time. The Amended Improvement Plan contemplates the construction of a roadway system, a sanitary sewer system, a water system and a drainage system, a County park and other public improvements within the Improvement District, whether currently completed or proposed as more particularly described therein (collectively, the "Improvements"), which constitute "improvements" (within the meaning of Section 4-35-30(2) of the Act).

(j) Pursuant to Section 4-35-50 of the Act, County Council hereby finds that: (1) the Improvements are and may be beneficial within the Improvement District; (2) the Improvements have and are likely to significantly improve property values within the Improvement District by promoting the development of the property, (3) it is and would be fair and equitable to finance all or part of the cost of the Improvements by an assessment upon the real property located within the Improvement District, (4) written consent for the creation of the Improvement District from a majority of the owners of real property within the Improvement District and having an aggregate assessed value in excess of sixty-six percent of the assessed value of all real property within the Improvement District was obtained, and (5) written consent for certain modifications to the Improvement District (as enlarged, the "Enlarged Improvement District"), namely the addition of one parcel to Bond Area 2 and one parcel to Bond Area 3, increasing the total Assessment A imposed upon the parcels within Bond Area 2 and Bond Area 3 only, modifying the classifications for development uses within Bond Area 2 and Bond Area 3, allocating the updated total Assessment A on Bond Area 2 and Bond Area 3 to the parcels in Bond Area 2 and Bond Area 3, making all changes to the Apportionment of Assessments for Bond Area 2 and Bond Area 3 and contemplating the issuance and sale from time to time to the ~~Sole Bondholder or its affiliate~~ Bond Purchaser of new bonds secured by and payable from Assessments imposed on Bond Area 2 and Bond Area 3, ~~solely for purposes of reimbursement for~~ in order to finance costs of additional Improvements ~~funded directly by the Purchaser or its affiliates~~, from a majority of the owners of real property within the applicable sub-districts of the Enlarged Improvement District (e.g., Bond Area 2 and Bond Area 3) having an aggregate assessed value in excess of sixty-six percent of the assessed value of Bond Area 2 and Bond Area 3, has been obtained. The basis and methodology of the Assessment A on all real property in Bond Area 2 and Bond Area 3 of the Improvement District other than property constituting the Improvements, as set forth in the Report on the Reasonable Basis of Assessment A attached hereto as Appendix A (the "Assessment Report"), is based upon the value of improvements constructed or to be constructed within the Enlarged Improvement District. County Council hereby determines that such basis for the Assessment A for parcels within Bond Area 2 and Bond Area 3 is reasonable and included in the authorized methods set forth in Section 4-35-30(1) of the Act and fairly reflects the benefit derived from the Improvements by each of the individual parcels as supported by the Assessment Report.

(k) Pursuant to Section 4-35-60 of the Act and the provisions of the Resolution, a public hearing concerning the Resolution was held on ~~October 3~~ January 25, 2005 2016, which date was neither sooner

than thirty days and nor more than forty-five days following the adoption of the Resolution and neither less than ten days nor more than 120 days before the passage of this ordinance. Pursuant to Section 4-35-70 of the Act, the entire text of the Resolution was published once a week for three successive weeks in The Lancaster News, which is a newspaper of general circulation in the County. The last date of publication was not less than ten days prior to the date of the public hearing concerning the Resolution.

(l) There have been filed with the Clerk to Council a list of the parcels within Bond Area 1, Bond Area 2 and Bond Area 3 (including the two additional parcels proposed to be added therein), including a representative map of the Enlarged Improvement District showing each such Bond Area, attached as Appendix B hereto, and the following documents:

(1) with respect to the parcels within Bond Area 1 of the Enlarged Improvement District, an Assessment Roll A for Bond Area 1 as previously approved by the County Council ("Assessment Roll A-1", included in Exhibit 1 attached hereto); and

(2) with respect to the parcels within Bond Area 2 of the Enlarged Improvement District, a preliminary Assessment Roll A for Bond Area 2 ("Assessment Roll A-2", included in Exhibit 2 attached hereto); and

(3) with respect to the parcels within Bond Area 3 of the Enlarged Improvement District, a preliminary Assessment Roll A for Bond Area 3 ("Assessment Roll A-3", included in Exhibit 3 attached hereto);

(m) There have also been filed with the Clerk to Council ~~forms of the First~~ a form of Supplemental Trust Indenture to the Amended and Restated Indenture (the "Supplemental Indenture"), relating to the issuance of New Bonds (as defined herein). The Council finds, however, that certain changes in said documents may be needed prior to the completion of this transaction such that it will be in the best interest of the County to delegate to the Chairman of Council, the County Administrator and the County Attorney, or any one of them, the legal authority to determine those matters including the authority to approve the final form of the documents necessary to effectuate the issuance of the New Bonds.

Section 2. Amendment of Assessment Documents and Approval of Revised Assessment Rolls and Amendments to Amended Improvement Plan.

(a) The Original Assessment Roll A-2 is hereby amended and replaced by the Assessment Roll A-2 attached hereto as Exhibit 2, and the Original Assessment Roll A-3 is hereby amended and replaced by the Assessment Roll A-3 attached hereto as Exhibit 3, which Assessment Roll A-2 and Assessment Roll A-3 (together, the "Revised A Assessment Rolls"), together with the Assessment Roll A-1, are hereby approved and confirmed as the assessment roll within the meaning of the Act reflecting the names of the persons within Bond Area 1, Bond Area 2 and Bond Area 3, as applicable, of the Enlarged Improvement District as of the respective dates specified therein, whose properties are to be assessed for Assessment A (as further described in the Assessment Roll A-1, Assessment Roll A-2 and Assessment Roll A-3, as applicable) and the amounts to be assessed against their respective properties with a brief description of the lots or parcels of land assessed, and shall be the basis for the actual Assessment A on each parcel of property listed thereon if not altered or amended by County Council resolution pursuant to the hearings and the final County Council meeting pursuant to Section 5 hereinafter. A copy of the Revised A Assessment Rolls shall be deposited in the offices of the County Administrator and made available for inspection by interested parties.

(b) The Enlarged Improvement District as described above and more fully in the Amended Improvement Plan is hereby created and the implementation of the Amended Improvement Plan is hereby

authorized. Since the date of the original approval of the Amended Improvement Plan, certain amendments to said Amended Improvement Plan have been made. Therefore, the Amended Improvement Plan, as amended, a copy of which is attached as Appendix C hereto, is hereby approved.

Section 3. Financing of Improvements and Issuance of New Bonds for Reimbursement Only.

(a) The County understands, based on documentation related to the Series 2006 Bonds and the representations of the Purchaser, that approximately \$~~[29,250,000]~~ 30,800,000 of the proceeds of the Series 2006 Bonds were used to finance certain costs of the Improvements, approximately \$~~25,000,000~~ 33,000,000 of the Improvements have been funded directly by the Purchaser, and the total costs of the Improvements are expected to cost approximately \$91,500,000. The Original Improvement Plan contemplated that the County could issue up to \$60,000,000 in revenue bonds in one or more series to finance all or a portion of the costs of the Improvements, of which approximately \$36,000,000 principal amount of such bonds has been previously issued (excluding the Series 2016A-1 Bonds which refunded \$7,960,000 outstanding principal amount of the Series 2006A Bonds), all of which have been or would be secured by and serviced from revenue to be derived from the Assessments. The Amended Improvement Plan contemplates that the County may additionally issue from time to time not exceeding \$~~6,000,000~~ 8,000,000 in revenue bonds in one or more series (the "New Bonds") secured by the Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable) and to be serviced from revenue to be derived from the Assessments within Bond Area 2 or Bond Area 3, respectively; provided, however, that (1) the New Bonds may be issued and sold only to the ~~Purchaser or its affiliates, (2) the New Bonds may be issued only in exchange for Improvements constructed by the Purchaser and dedicated or transferred to the County and to reimburse the Purchaser for its previously expended costs, pursuant to the procedures provided by~~ Bond Purchaser in order to finance the costs of additional Improvements, pursuant to the Supplemental Indenture, (32) the New Bonds will be secured by and payable from Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable), pari passu with the pledge of the Assessments securing the Series 2006A-2 Bonds and Series 2006A-3 Bonds, as the case may be, and in any event not from Assessments imposed within Bond Area 1, and (43) nothing herein shall obligate the County to issue the New Bonds in any particular amount, if at all. The New Bonds described in this Section 3 may be issued in connection with the refunding of or issuance in exchange for all or a portion of the existing Series 2006A-2 Bonds or Series 2006A-3 Bonds, or combined with or constitute a portion of a larger debt issue including bonds issued for ~~other purposes, including the refunding of all or a portion of the Series 2006A-2 Bonds or the Series 2006A-3 Bonds~~ such purposes, if otherwise authorized by the Council.

(b) The Council does hereby approve (1) the issuance from time to time of the New Bonds as described herein (subject to the limitations described in paragraph (a) above) and the issuance of Series 2006A-2 and Series 2006A-3 Bonds (as applicable) in exchange for existing Series 2006A-2 Bonds and Series 2006A-3 Bonds, respectively; and (2) the pledge and application of the revenues generated from the imposition and collection of the Assessments for payment of the New Bonds and Administrative Expenses (as defined in the Revised A Assessment Rolls).

(c) The form, terms and provisions of the Supplemental Indenture, attached hereto as Appendix D hereto and filed with the Clerk to Council, be and hereby are approved. The Chairman of the Council is hereby authorized, empowered and directed to execute, acknowledge and deliver, and the Clerk to Council is hereby authorized, empowered and directed to attest the Supplemental Indenture, with such changes or revisions as are permitted hereby, in the name of and on behalf of the County. The Chairman of the Council and the County Administrator with advice from the County Attorney are hereby delegated the authority to approve such changes in the form, terms and provisions of the Supplemental Indenture as may be necessary or advisable in connection with the transactions contemplated hereby and thereby. The Chairman's execution and delivery of the Supplemental Indenture shall constitute conclusive evidence of approval of any and all changes or revisions therein from the form of the Supplemental Indenture attached hereto as Appendix D.

Any amendments to the Supplemental Indenture shall be executed in the same manner. The Chairman of the Council is hereby authorized, empowered and directed to execute, acknowledge and deliver, and the Clerk to Council is hereby authorized, empowered and directed to attest the New Bonds, the Series 2006A-2 Bonds and the Series 2006A-3 Bonds (as applicable) in connection with the authorization set forth above, in the name of and on behalf of the County.

Section 4. **Notice of Revised A Assessment Rolls.**

The County Administrator is hereby authorized and directed to cause to be mailed by registered or certified mail, return receipt requested, as soon as practicable, to the owner or owners of each parcel of land in Bond Area 2 and Bond Area 3 against which an Assessment A is to be levied, at the address appearing on the records of the County Treasurer, a notice stating the nature of the Improvements, the total proposed cost of it, the amount to be assessed against the particular property, and the basis upon which the Assessment A is made, together with the terms and conditions upon which the Assessment A may be paid. The notice must contain a brief description of the particular property involved, together with a statement that the amount assessed constitutes a lien against the property superior to all other liens except property taxes. The notice also must state the time and place fixed for the hearing of objections in respect to the Assessment A and shall be mailed neither less than 15 days nor more than 30 days before such hearing regarding the objections takes place. A property owner who fails to file with the County Council a written objection to the Assessment A against his property before such hearing regarding the objections takes place shall be considered to have consented to the Assessment A.

Section 5. **Hearing of Objections to Revised A Assessment Rolls.**

(a) The hearing of objections to an Assessment A for parcels within Bond Area 2 and Bond Area 3 is scheduled for Monday, ~~_____~~ June 27, 2016, at 6:00 p.m. or at such other date and time as shall be set by the County Administrator. Once scheduled pursuant to this section, this hearing may be postponed and rescheduled pursuant to a resolution of County Council which shall provide for reasonable notice of a new date and time.

(b) All persons who file written objections to the Revised A Assessment Rolls within the time prescribed shall have an opportunity to appear either in person or by their attorney at the hearing held by the County Council for such purposes, but the final decision on each objection shall be made by a vote of the County Council at a public session thereof. At the session(s) held to make a final decision on the objections, County Council may make by resolution such corrections to the Revised A Assessment Rolls as it deems proper and confirm the same or set it aside and provide for a new Assessment A for parcels within Bond Area 2 and Bond Area 3.

(c) At the session(s) held to make a final decision on the objections, County Council may make by resolution such corrections to the Assessment Report and the Apportionment of Assessments as it deems proper.

(d) Whenever County Council shall confirm an Assessment A, either as originally prepared or as thereafter corrected, a copy thereof shall be certified by the Clerk to County Council and filed in the office of the Clerk of Court for Lancaster County, and from the time of filing the assessment impressed in the Revised A Assessment Rolls, together with the Assessment Roll A-1, constitutes and is a lien on the real property against which it is assessed superior to all other liens and encumbrances, except the lien for property taxes, and must be annually assessed and collected with the property taxes on it.

Section 6. **Authority to Act.**

The Council Chair, Council Secretary, Clerk to Council, County Administrator, County Attorney and all other appropriate officials of the County are authorized and directed to do any and all things necessary to effect the purposes of this ordinance.

Section 7. Severability.

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

Section 8. Controlling Provisions.

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, resolutions or orders, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 9. Effective Date.

This ordinance is effective upon third reading.

SIGNATURES FOLLOW ON NEXT PAGE.

AND IT IS SO ORDAINED, this ____ day of _____, 2016.

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie C. Hardin, Clerk to Council

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

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Comparison Details	
Title	pdfDocs compareDocs Comparison Results
Date & Time	5/3/2016 9:28:54 AM
Comparison Time	2.45 seconds
compareDocs version	v4.2.0.25

Sources	
Original Document	[#1257817] [v3] Ordinance Authorizing Phase II Amendments/Issuance of Bonds (Walnut Creek)
Modified Document	[#1257817] [v5] Ordinance Authorizing Phase II Amendments/Issuance of Bonds (Walnut Creek)

Comparison Statistics	
Insertions	23
Deletions	3
Changes	15
Moves	0
TOTAL CHANGES	41

Word Rendering Set Markup Options	
Name	Standard
<u>Insertions</u>	
Deletions	
<u>Moves</u> / Moves	
Inserted cells	
Deleted cells	
Merged cells	
Formatting	Color only.
Changed lines	Mark left border.
Comments color	By Author.
Balloons	False

compareDocs Settings Used	Category	Option Selected
Open Comparison Report after Saving	General	Always
Report Type	Word	Formatting
Character Level	Word	False
Include Headers / Footers	Word	True
Include Footnotes / Endnotes	Word	True
Include List Numbers	Word	True
Include Tables	Word	True
Include Field Codes	Word	True
Include Moves	Word	True
Show Track Changes Toolbar	Word	False
Show Reviewing Pane	Word	False
Update Automatic Links at Open	Word	False
Summary Report	Word	End
Include Change Detail Report	Word	Separate
Document View	Word	Print
Remove Personal Information	Word	False
Flatten Field Codes	Word	True

STATE OF SOUTH CAROLINA

)

COUNTY OF LANCASTER

)

ORDINANCE NO. 2016-1393

AN ORDINANCE

TO AUTHORIZE CERTAIN MODIFICATIONS TO THE WALNUT CREEK IMPROVEMENT DISTRICT, INCLUDING ENLARGING THE DISTRICT BY ADDING CERTAIN PARCELS THEREIN TO BOND AREA 2 AND BOND AREA 3; APPROVING REVISED ASSESSMENT ROLLS RELATING TO SUCH PARCELS; AUTHORIZING NOT EXCEEDING \$8,000,000 AGGREGATE PRINCIPAL AMOUNT OF ASSESSMENT REVENUE BONDS, IN ONE OR MORE SERIES RELATED TO BOND AREA 2 AND BOND AREA 3; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. Findings.

The Lancaster County Council finds that:

(a) The County Council (the "County Council") of Lancaster County, South Carolina (the "County") by Ordinance No. 713 enacted on January 30, 2006, as corrected and confirmed by Resolution No. 527 adopted on May 22, 2006, and as amended by Ordinance No. 2015-1367 enacted on December 14, 2015 (as so amended, the "Improvement District Ordinance"), has heretofore established the Walnut Creek Improvement District, formerly known as the Edenmoor Improvement District (the "Improvement District"), relating to an approximately 868-acre residential development known as "Walnut Creek", formerly known as "Edenmoor" (the "Development"), and approved an Assessment Roll for each Bond Area (as such terms are defined herein);

(b) Pursuant to the Master Trust Indenture and the First Supplemental Trust Indenture, each dated as of June 1, 2006 (collectively, the "Original Indenture"), between the County and Wells Fargo Bank, N.A., as trustee (the "Trustee"), the County has heretofore issued the \$24,115,000 original principal amount Lancaster County, South Carolina, Edenmoor Improvement District Assessment Revenue Bonds, Series 2006A (the "Series 2006A Bonds"), and \$11,500,000 original principal amount Edenmoor Improvement District Assessment Revenue Bonds, Series 2006B (the "Series 2006B Bonds" and, together with the Series 2006A Bonds, the "Series 2006 Bonds");

(c) The Series 2006A Bonds, together with the Series 2006B Bonds, were issued in order to fund certain improvements within or associated with the Development, which Series 2006A Bonds are payable from and secured by non-*ad valorem* assessments (presently consisting only of an Assessment A) imposed upon the parcels therein (each, an "Assessment" or "Assessment A"; collectively, the "Assessments");

(d) Pursuant to the Improvement District Ordinance, the Improvement District has been subdivided into three areas (referenced herein as Bond Area 1, Bond Area 2 and Bond Area 3 (each, a "Bond Area"), as further defined herein), and the Assessment A applicable to each such Bond Area also relates to a specific sub-series of Series A Bonds (as defined in the Assessment Roll A, including the Rate and Method of Apportionment of Assessment A (the "Apportionment of Assessments") attached as an appendix thereto (together with the Apportionment of Assessments, each, an "Assessment Roll"), relating to each such Bond Area) which are presently outstanding and/or may be hereafter issued to refund such outstanding bonds;

(e) Pursuant to the Amended and Restated Master Trust Indenture dated February 11, 2016 (the "Amended and Restated Indenture"), between the County and the Trustee, which amended and restated the Original Indenture in its entirety, the County issued \$9,670,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-2 Bonds (secured solely by and payable from Assessments related to Bond Area 2) in exchange for an equal aggregate principal amount of Series 2006A Bonds which were outstanding on the date thereof (the "Series 2006A-2 Bonds"), and \$4,695,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-3 Bonds (secured solely by and payable from Assessments related to Bond Area 3), in exchange for an equal aggregate principal amount of Series 2006A Bonds which were outstanding on the date thereof (the "Series 2006A-3 Bonds").

(f) The County understands that Edenmoor Acquisition, LLC (the "Sole Bondholder"), presently owns 100% of the outstanding principal amount of the Series 2006A-2 Bonds and the Series 2006A-3 Bonds, and that Edenmoor Land Acquisition, LLC and Edenmoor Land Acquisition II, LLC (collectively, the "Purchaser") presently own 100% of the property located in Bond Area 2 and Bond Area 3 (or has contractual rights to consent on behalf of the owners thereof to certain modifications to Bond Area 2 and Bond Area 3 within the Improvement District (including modifications to the quantity of Assessment A imposed therein) and the Assessment Documents related to such Bond Area 2 and Bond Area 3); and

(h) The Purchaser and the Sole Bondholder desire to make certain changes to the Improvement District and/or the Assessment Roll A previously approved for each of Bond Area 2 (the "Original Assessment Roll A-2") and Bond Area 3 (the "Original Assessment Roll A-3" and, together, the "Assessment Documents"), namely (I) adding one parcel to the Improvement District within Bond Area 2 and one parcel to the Improvement District within Bond Area 3; (II) modifying the classifications in the Assessment Documents for development uses within Bond Area 2 and Bond Area 3; (III) increasing the total Assessment A imposed upon the parcels within Bond Area 2 and Bond Area 3; (IV) allocating the updated total Assessment A on Bond Area 2 and Bond Area 3 to the parcels in Bond Area 2 and Bond Area 3; (V) making all changes to the Apportionment of Assessments for Bond Area 2 and Bond Area 3; and (VI) contemplating the issuance and sale from time to time to the Sole Bondholder or any affiliate of the Purchaser acceptable to the County (the "Bond Purchaser") new bonds secured by and payable from Assessment A imposed on Bond Area 2 or Bond Area 3 in order to finance costs of additional Improvements (as defined herein), which may be undertaken in connection with the refunding of or issuance in exchange for all or a portion of the existing Series 2006A-2 Bonds or Series 2006A-3 Bonds, or combined with or constitute a portion of a larger debt issue including bonds issued for such purposes; provided that in no event will such changes increase or affect in any way the Assessments applicable to

parcels within Bond Area 1 of the Improvement District, which secure and are payable for the County's \$8,510,000 aggregate principal amount of Walnut Creek Improvement District Assessment Refunding Revenue Bonds, Series 2016A-1 (the "Series 2016A-1 Bonds").

(i) Prior to the issuance of the Series 2006 Bonds, the County Council adopted an "improvement plan" (within the meaning of Section 4-35-30(4) of the Code of Laws of South Carolina 1976, as amended (the "Act"), entitled "Lawson's Bend Improvement Plan" (the "Original Improvement Plan") which Original Improvement Plan, among other things, contemplated the creation of the Improvement District as an "improvement district" (within the meaning of Section 4-35-30(3) of the Act). As set forth in Resolution 0901-R2015, adopted by County Council on December 14, 2015 (the "Resolution"), the County approved the Amended Improvement Plan, which updates and makes certain changes to the Original Improvement Plan consistent with the changes and proposed changes to the Assessment Documents described above, and as may be further amended or supplemented from time to time. The Amended Improvement Plan contemplates the construction of a roadway system, a sanitary sewer system, a water system and a drainage system, a County park and other public improvements within the Improvement District, whether currently completed or proposed as more particularly described therein (collectively, the "Improvements"), which constitute "improvements" (within the meaning of Section 4-35-30(2) of the Act).

(j) Pursuant to Section 4-35-50 of the Act, County Council hereby finds that: (1) the Improvements are and may be beneficial within the Improvement District; (2) the Improvements have and are likely to significantly improve property values within the Improvement District by promoting the development of the property, (3) it is and would be fair and equitable to finance all or part of the cost of the Improvements by an assessment upon the real property located within the Improvement District, (4) written consent for the creation of the Improvement District from a majority of the owners of real property within the Improvement District and having an aggregate assessed value in excess of sixty-six percent of the assessed value of all real property within the Improvement District was obtained, and (5) written consent for certain modifications to the Improvement District (as enlarged, the "Enlarged Improvement District"), namely the addition of one parcel to Bond Area 2 and one parcel to Bond Area 3, increasing the total Assessment A imposed upon the parcels within Bond Area 2 and Bond Area 3 only, modifying the classifications for development uses within Bond Area 2 and Bond Area 3, allocating the updated total Assessment A on Bond Area 2 and Bond Area 3 to the parcels in Bond Area 2 and Bond Area 3, making all changes to the Apportionment of Assessments for Bond Area 2 and Bond Area 3 and contemplating the issuance and sale from time to time to the Bond Purchaser of new bonds secured by and payable from Assessments imposed on Bond Area 2 and Bond Area 3 in order to finance costs of additional Improvements, from a majority of the owners of real property within the applicable sub-districts of the Enlarged Improvement District (e.g., Bond Area 2 and Bond Area 3) having an aggregate assessed value in excess of sixty-six percent of the assessed value of Bond Area 2 and Bond Area 3, has been obtained. The basis and methodology of the Assessment A on all real property in Bond Area 2 and Bond Area 3 of the Improvement District other than property constituting the Improvements, as set forth in the Report on the Reasonable Basis of Assessment A attached hereto as Appendix A (the "Assessment Report"), is based upon the value of improvements constructed or to be constructed within the Enlarged Improvement District. County Council hereby determines that such basis for the Assessment A for parcels within Bond Area 2 and Bond Area 3 is reasonable and included in the authorized methods set forth in Section 4-35-30(1) of the Act and fairly reflects the benefit derived from the Improvements by each of the individual parcels as supported by the Assessment Report.

(k) Pursuant to Section 4-35-60 of the Act and the provisions of the Resolution, a public hearing concerning the Resolution was held on January 25, 2016, which date was neither sooner than thirty days and nor more than forty-five days following the adoption of the Resolution and neither less than ten days nor more than 120 days before the passage of this ordinance. Pursuant to Section 4-35-70 of the Act, the

entire text of the Resolution was published once a week for three successive weeks in The Lancaster News, which is a newspaper of general circulation in the County. The last date of publication was not less than ten days prior to the date of the public hearing concerning the Resolution.

(l) There have been filed with the Clerk to Council a list of the parcels within Bond Area 1, Bond Area 2 and Bond Area 3 (including the two additional parcels proposed to be added therein), including a representative map of the Enlarged Improvement District showing each such Bond Area, attached as Appendix B hereto, and the following documents:

(1) with respect to the parcels within Bond Area 1 of the Enlarged Improvement District, an Assessment Roll A for Bond Area 1 as previously approved by the County Council ("Assessment Roll A-1", included in Exhibit 1 attached hereto); and

(2) with respect to the parcels within Bond Area 2 of the Enlarged Improvement District, a preliminary Assessment Roll A for Bond Area 2 ("Assessment Roll A-2", included in Exhibit 2 attached hereto); and

(3) with respect to the parcels within Bond Area 3 of the Enlarged Improvement District, a preliminary Assessment Roll A for Bond Area 3 ("Assessment Roll A-3", included in Exhibit 3 attached hereto);

(m) There have also been filed with the Clerk to Council a form of Supplemental Trust Indenture to the Amended and Restated Indenture (the "Supplemental Indenture"), relating to the issuance of New Bonds (as defined herein). The Council finds, however, that certain changes in said documents may be needed prior to the completion of this transaction such that it will be in the best interest of the County to delegate to the Chairman of Council, the County Administrator and the County Attorney, or any one of them, the legal authority to determine those matters including the authority to approve the final form of the documents necessary to effectuate the issuance of the New Bonds.

Section 2. Amendment of Assessment Documents and Approval of Revised Assessment Rolls and Amendments to Amended Improvement Plan.

(a) The Original Assessment Roll A-2 is hereby amended and replaced by the Assessment Roll A-2 attached hereto as Exhibit 2, and the Original Assessment Roll A-3 is hereby amended and replaced by the Assessment Roll A-3 attached hereto as Exhibit 3, which Assessment Roll A-2 and Assessment Roll A-3 (together, the "Revised A Assessment Rolls"), together with the Assessment Roll A-1, are hereby approved and confirmed as the assessment roll within the meaning of the Act reflecting the names of the persons within Bond Area 1, Bond Area 2 and Bond Area 3, as applicable, of the Enlarged Improvement District as of the respective dates specified therein, whose properties are to be assessed for Assessment A (as further described in the Assessment Roll A-1, Assessment Roll A-2 and Assessment Roll A-3, as applicable) and the amounts to be assessed against their respective properties with a brief description of the lots or parcels of land assessed, and shall be the basis for the actual Assessment A on each parcel of property listed thereon if not altered or amended by County Council resolution pursuant to the hearings and the final County Council meeting pursuant to Section 5 hereinafter. A copy of the Revised A Assessment Rolls shall be deposited in the offices of the County Administrator and made available for inspection by interested parties.

(b) The Enlarged Improvement District as described above and more fully in the Amended Improvement Plan is hereby created and the implementation of the Amended Improvement Plan is hereby authorized. Since the date of the original approval of the Amended Improvement Plan, certain

amendments to said Amended Improvement Plan have been made. Therefore, the Amended Improvement Plan, as amended, a copy of which is attached as Appendix C hereto, is hereby approved.

Section 3. Financing of Improvements and Issuance of New Bonds for Reimbursement Only.

(a) The County understands, based on documentation related to the Series 2006 Bonds and the representations of the Purchaser, that approximately \$30,800,000 of the proceeds of the Series 2006 Bonds were used to finance certain costs of the Improvements, approximately \$33,000,000 of the Improvements have been funded directly by the Purchaser, and the total costs of the Improvements are expected to cost approximately \$91,500,000. The Original Improvement Plan contemplated that the County could issue up to \$60,000,000 in revenue bonds in one or more series to finance all or a portion of the costs of the Improvements, of which approximately \$36,000,000 principal amount of such bonds has been previously issued (excluding the Series 2016A-1 Bonds which refunded \$7,960,000 outstanding principal amount of the Series 2006A Bonds), all of which have been or would be secured by and serviced from revenue to be derived from the Assessments. The Amended Improvement Plan contemplates that the County may additionally issue from time to time not exceeding \$8,000,000 in revenue bonds in one or more series (the "New Bonds") secured by the Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable) and to be serviced from revenue to be derived from the Assessments within Bond Area 2 or Bond Area 3, respectively; provided, however, that (1) the New Bonds may be issued and sold only to the Bond Purchaser in order to finance the costs of additional Improvements, pursuant to the Supplemental Indenture, (2) the New Bonds will be secured by and payable from Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable), *pari passu* with the pledge of the Assessments securing the Series 2006A-2 Bonds and Series 2006A-3 Bonds, as the case may be, and in any event not from Assessments imposed within Bond Area 1, and (3) nothing herein shall obligate the County to issue the New Bonds in any particular amount, if at all. The New Bonds described in this Section 3 may be issued in connection with the refunding of or issuance in exchange for all or a portion of the existing Series 2006A-2 Bonds or Series 2006A-3 Bonds, or combined with or constitute a portion of a larger debt issue including bonds issued for such purposes, if otherwise authorized by the Council.

(b) The Council does hereby approve (1) the issuance from time to time of the New Bonds as described herein (subject to the limitations described in paragraph (a) above) and the issuance of Series 2006A-2 and Series 2006A-3 Bonds (as applicable) in exchange for existing Series 2006A-2 Bonds and Series 2006A-3 Bonds, respectively; and (2) the pledge and application of the revenues generated from the imposition and collection of the Assessments for payment of the New Bonds and Administrative Expenses (as defined in the Revised A Assessment Rolls).

(c) The form, terms and provisions of the Supplemental Indenture, attached hereto as Appendix D hereto and filed with the Clerk to Council, be and hereby are approved. The Chairman of the Council is hereby authorized, empowered and directed to execute, acknowledge and deliver, and the Clerk to Council is hereby authorized, empowered and directed to attest the Supplemental Indenture, with such changes or revisions as are permitted hereby, in the name of and on behalf of the County. The Chairman of the Council and the County Administrator with advice from the County Attorney are hereby delegated the authority to approve such changes in the form, terms and provisions of the Supplemental Indenture as may be necessary or advisable in connection with the transactions contemplated hereby and thereby. The Chairman's execution and delivery of the Supplemental Indenture shall constitute conclusive evidence of approval of any and all changes or revisions therein from the form of the Supplemental Indenture attached hereto as Appendix D. Any amendments to the Supplemental Indenture shall be executed in the same manner. The Chairman of the Council is hereby authorized, empowered and directed to execute, acknowledge and deliver, and the Clerk to Council is hereby authorized, empowered and directed to attest the New Bonds, the Series 2006A-2 Bonds

and the Series 2006A-3 Bonds (as applicable) in connection with the authorization set forth above, in the name of and on behalf of the County.

Section 4. **Notice of Revised A Assessment Rolls.**

The County Administrator is hereby authorized and directed to cause to be mailed by registered or certified mail, return receipt requested, as soon as practicable, to the owner or owners of each parcel of land in Bond Area 2 and Bond Area 3 against which an Assessment A is to be levied, at the address appearing on the records of the County Treasurer, a notice stating the nature of the Improvements, the total proposed cost of it, the amount to be assessed against the particular property, and the basis upon which the Assessment A is made, together with the terms and conditions upon which the Assessment A may be paid. The notice must contain a brief description of the particular property involved, together with a statement that the amount assessed constitutes a lien against the property superior to all other liens except property taxes. The notice also must state the time and place fixed for the hearing of objections in respect to the Assessment A and shall be mailed neither less than 15 days nor more than 30 days before such hearing regarding the objections takes place. A property owner who fails to file with the County Council a written objection to the Assessment A against his property before such hearing regarding the objections takes place shall be considered to have consented to the Assessment A.

Section 5. **Hearing of Objections to Revised A Assessment Rolls.**

(a) The hearing of objections to an Assessment A for parcels within Bond Area 2 and Bond Area 3 is scheduled for Monday, June 27, 2016, at 6:00 p.m. or at such other date and time as shall be set by the County Administrator. Once scheduled pursuant to this section, this hearing may be postponed and rescheduled pursuant to a resolution of County Council which shall provide for reasonable notice of a new date and time.

(b) All persons who file written objections to the Revised A Assessment Rolls within the time prescribed shall have an opportunity to appear either in person or by their attorney at the hearing held by the County Council for such purposes, but the final decision on each objection shall be made by a vote of the County Council at a public session thereof. At the session(s) held to make a final decision on the objections, County Council may make by resolution such corrections to the Revised A Assessment Rolls as it deems proper and confirm the same or set it aside and provide for a new Assessment A for parcels within Bond Area 2 and Bond Area 3.

(c) At the session(s) held to make a final decision on the objections, County Council may make by resolution such corrections to the Assessment Report and the Apportionment of Assessments as it deems proper.

(d) Whenever County Council shall confirm an Assessment A, either as originally prepared or as thereafter corrected, a copy thereof shall be certified by the Clerk to County Council and filed in the office of the Clerk of Court for Lancaster County, and from the time of filing the assessment impressed in the Revised A Assessment Rolls, together with the Assessment Roll A-1, constitutes and is a lien on the real property against which it is assessed superior to all other liens and encumbrances, except the lien for property taxes, and must be annually assessed and collected with the property taxes on it.

Section 6. **Authority to Act.**

The Council Chair, Council Secretary, Clerk to Council, County Administrator, County Attorney and all other appropriate officials of the County are authorized and directed to do any and all things necessary to effect the purposes of this ordinance.

Section 7. Severability.

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

Section 8. Controlling Provisions.

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, resolutions or orders, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 9. Effective Date.

This ordinance is effective upon third reading.

SIGNATURES FOLLOW ON NEXT PAGE.

AND IT IS SO ORDAINED, this ____ day of _____, 2016.

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie C. Hardin, Clerk to Council

First Reading:	April 11, 2016	Passed 7-0
Second Reading:	May 9, 2016	Tentative
Public Hearing:	May 23, 2016	Tentative
Third Reading:	may 23, 2016	Tentative

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Agenda Item Summary

Ordinance # / Resolution#:	Ordinance 2016-1395
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	May 9, 2016

Issue for Consideration:

First reading of a Business Registration ordinance.

Points to Consider:

This issue has been discussed by the Administration Committee and County Council.

One change has been discussed. As written the business would be required to register if it meets one of two criteria:

1. Has to file a PT 100 or PT 300 Department of Revenue form, or
2. Has to file a business personal property tax return with the Auditor.

One potential additional trigger would be:

3. Has to obtain a license, registration, or permit from any state agency in order to do business.

The last item is a change based upon discussion regarding contractors coming into Lancaster County. That was discussed but not voted upon at the last meeting and can be added if so desired.

Funding and Liability Factors:

We will be required to establish a budget, both expense and revenue, within the Delinquent Tax Office to administer this program if the ordinance passes.

Council Options:

Adopt or reject a Business Registration ordinance.

Staff Recommendation:

Adopt a Business Registration ordinance.

Committee Recommendation:

Adopt a Business Registration ordinance. While not part of any motion, I would note that the Administration Committee expressed absolutely no desire to consider a Business License ordinance.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER) ORDINANCE NO. 2016-1395

AN ORDINANCE

TO PROVIDE FOR A BUSINESS REGISTRATION PROGRAM TO APPLY TO CERTAIN BUSINESSES IN THE UNINCORPORATED AREAS OF LANCASTER COUNTY; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. *Findings and determinations; Purpose.*

The Council finds and determines that:

(1) Section 12-37-135 of the South Carolina Code of Laws as amended allows a county to implement a Business Registration program and impose an administrative fee not to exceed fifteen dollars (\$15.00);

(2) The Business registration program must be administered and enforced in the same manner as a Business License Tax but may not be converted into a Business License Tax program; and

(3) The Business Registration program will allow a better tracking of businesses by location and will greatly assist in the areas of public safety, codes enforcement, and tax collection.

Section 2. *Amendment of County Code.*

The County Code of Lancaster, South Carolina is amended by adding Section 13-3 which reads:

Sec. 13-3. - Business registration.

(a) Definitions:

"Business" means a calling, occupation, profession, or activity engaged in with the object of gain, benefit or advantage, either directly or indirectly and which is operating in the unincorporated part of Lancaster County and which is required to file either a PT-100 or PT-300 with the South Carolina Department of Revenue or file a Business Personal Property Return with the Lancaster County Auditor's Office.

(If desired by Council to add the additional triggering condition an amendment to add the following language should be offered: ...or which has a License, Permit, or Registration from any South Carolina Department, such as but not limited to the Department of Health and Environmental Control, Department of Revenue, or the Department of Labor, Licensing, and Regulation, in order to do business.)

"Person" means any individual, firm, partnership, LLP, LLC, cooperative non-profit membership, corporation, joint venture, association, estate, trust, business trust, receiver, syndicate, holding company, or other group or combination acting as a unit, in the singular or plural, and the agent or employee having charge or control of a business in the absence of the principal.

(b) The owner, agent or legal representative of every business subject to this ordinance shall register the business using the approved form on or before July 1st of each year; *provided*, a new business shall be required to have a business registration prior to operation within the county. All business personal property, corporate, manufacturers, and merchants' taxes due must be paid prior to registering with the county.

A registration for a bar (NAICS 722410) must be issued in the name of the individual who has been issued a State alcohol, beer or wine permit or license and will have actual control and management of the business.

A business cannot operate in the county without meeting these requirements.

(c) A Business Registration is not transferrable under any conditions. Businesses that change ownership will be allowed thirty (30) days to register. Businesses that change their location will be allowed thirty (30) days to notify the County of their new address.

(d) If business is conducted at more than one location or place, each such location or place shall be considered a separate business upon which a separate business registration will be required. One registration is required for each separate business location. Persons working for a registered business are not required to maintain a separate registration with the County.

(e) Each business shall display the registration issued to them on the original form provided by the registration official in a conspicuous place in the business establishment at the address shown on the form.

(f) Any person violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than two_hundred

(\$200.00) dollars for each such violation. A person shall be allowed thirty (30) days to register the business upon notification of his failure to register before the penalties may be assessed.

In addition, the county may take action as allowed by law to prevent the business from operating until such time that the business registers with the county, including but not limited to, requesting the appropriate utility company terminate service to the business.

Section 3. *Further acts.*

The Delinquent Tax Collection Office shall administer the Business Registration program and report violations to the Sheriff's Office or Zoning Office for enforcement against violators.

Section 4. *Severability.*

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

Section 5. *Controlling provisions.*

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, orders and resolutions, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 6. *Effective date.*

This ordinance shall be effective on January 1, 2017.

And it is so ordained, this 13th day of June 2016.

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

Attest:

Debbie C. Hardin, Clerk to Council

First Reading:	Tentative - May 9, 2016
Second Reading:	Tentative – May 23, 2016
Third Reading:	Tentative – June 13, 2016

Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Steve Willis

Department: Finance

Date Requested to be on Agenda: May 9, 2016

Issue for Consideration:

Fiscal year 2016-2017 budget.

Points to Consider:

The Administration Committee and the Committee of the Whole have met and given their feedback on the Administrator's Recommended Budget.

Currently, with the additions discussed at the Committee of the Whole meeting (see handout) the General Fund budget is balanced with just under a mil increase which would roughly be equivalent to the following:

Home Value	Mil Increase	Tax Increase
\$100,000	1	\$4
\$200,000	1	\$8
\$300,000	1	\$12

2 Vehicle Combined Value	Mil Increase	Tax Increase
\$30,000	1	\$1.80
\$50,000	1	\$3.00
\$70,000	1	\$8.20

At this time, we are still waiting on numbers to be able to calculate the rollback millage. Revenues are based on current year projections, historical data, and growth estimates from the Assessor's Office. Our mil value is estimated at 296,126.

Funding and Liability Factors:

Determines the Financial plan for the next Fiscal Year. General Fund Total Budget is \$47,938,277.

Council Options:

Whether or not to adopt the budget.

MEMORANDUM

TO: County Council

FROM: Steve Willis, County Administrator *SW*

TODAY'S DATE: May 4, 2016

DUE DATE: N/A

SUBJECT: Additional Budget Request Items

At the Committee of the Whole Budget Workshop Council reviewed the budget and made several amendments which Kim has documented in her budget package. Attached you will find the remaining items along with cost estimates and approximate mil values.

Please note Kim's comment that we are still working with estimated mil values. I would estimate that we should have a firm mil value at the end of the month once the SC Department of Revenue has transmitted their reports to the Auditor. Until we have a firm mil value we cannot determine exactly how much Council may increase taxes. For planning purposes at this point we have the following.

Based upon the increase in the CPI and population, the state Department of Revenue and Fiscal Affairs has calculated Council has a tax cap of 3.39%. As we are still using estimated mil values we recommend that Council consider this as a cap of 2 mils. There is also 1 mil in past years that Council did not impose at the time so you have a maximum of a 3 mil tax increase.

To balance the budget thus far there is a 0.9 mil increase but to be conservative we are showing it as a 1 mil increase. This leaves Council with 2 potential mils, or \$592,252 in additional expense items.

From the attached list Council may mix and match as Council deems best. Of course, Council is not confined to items on this list and a member may recommend any item they desire.

While the final decision rests with Council, I would invite your attention to the following items for your consideration:

- Office Manager at the Animal Shelter
- Two telecommunication officers in E-911
- Equipment Assistant in Fire Service

- Two Equipment Operators in Roads and Bridges
- Increase in Registration and Elections part-time funding
- SUBTOTAL in recurring personnel expenses of \$295,615 or approximately 1 mil

In the area of non-personnel expenses I would invite your attention to:

- Reassessment funding in Assessor's Office
- Stone supplies in Roads and Bridges
- Intubation equipment in EMS
- Software in Parks and Recreation
- Repairs contingency in Building Maintenance
- Detention Center study
- Demolition funds in Zoning
- Rescue equipment in Fire Service
- Lift scale in Coroner's Office
- SUBTOTAL in non-personnel expenses of \$279,000 or approximately 0.95 mils

Please advise if any additional information is needed.

SW

cc: Veronica Thompson, CFO, Financial Management Director
Kim Hill, Budget Analyst

Combined List In Groups

Departments were asked to identify 1-2 priorities from all of their requests. These were the items selected. Some departments chose not to submit priorities.

Department	Priority Item(s)	Cost
318—Animal Shelter	Office Manager	\$40,489 - 0.14 mil
051--Registration & Elections	Increase in Part-time	\$15,000 – 0.05 mil
041—Assessor	Additional funding for reassessment	\$10,000 – 0.03 mil
202--Roads	Stone Supplies	\$50,000 – 0.17 mil
153--EMS	Intubation Equipment	\$35,000 – 0.12 mil
801--Recreation	Recreation Management Software	\$19,000 – 0.06 mil
141--Fire Commission	Rescue equip. maintenance/ replacement	\$30,000 – 0.10 mil
251—Building Maintenance	Repairs Contingency	\$75,000 – 0.25 mil
068--Coroner	Lift Scale	\$11,000 – 0.04 mil
120—Detention Center	New Detention Center Study	\$19,000 – 0.06 mil
029--Zoning	Restoration of Demolition Funds	\$30,000 – 0.10 mil
069--Probate	Shelving	\$1,552 – 0.01 mil
068--Coroner	Water System	\$1,975 – 0 .01 mil
215--Airport	Hangar maintenance and cameras	\$6,000 – 0.02 mil
045--Delinquent Tax	Advertising Increase	\$2,000 – 0.01 mil
130--Communications	2 TCOs - \$45,244 (each—includes fringe)	\$90,488 (Fringe Included) – 0.31 mil
026--IT	Assistant Technician	\$39,969 (Fringe Included) – 0.13 mil
318--Animal Shelter	Increase in Director's Salary	\$4,000 – 0.01 mil
140--Emergency Management	Increase in the EM Planner's salary	\$4,000 – 0.01 mil
032--Planning	Contracted Traffic Engineer	\$50,000 – 0.17 mil

Combined List In Groups

840 - Library	SCELENDs Support Assistant	\$18,575 (Fringe Included) increase to PT – 0.06 mil
801--Recreation	Program Supervisor	\$51,326 (Fringe Included) – 0.17 mil
041--Assessor	Online public access to deeds and plats	\$1,400 – 0.01 mil
144--Lanc. Co. Firefighters	Equipment Assistant	\$60,140 (Fringe Included) – 0.20 mil
202--Roads	2 Equip. Operators - \$44,749 (each— includes fringe)	\$89,498 – 0.30 mil
110--Sheriff	Cell phone recovery system	\$16,500 – 0.06 mil
043--Auditor	Clerk	\$41,218 (Fringe Included) – 0.14 mil
051--Registration & Elections	Equipment Contingency	\$7,500 – 0.03 mil
060--Register of Deeds	Scanner	\$38,836 (Fringe Included) – 0.13 mil
068--Coroner	Storage Building	\$4,000 – 0.01 mil
069--Probate	Judicial Assistant	\$41,714 (Fringe Included) – 0.14 mil
110--Sheriff	Recruitment and public relations video	\$10,000 – 0.03 mil
120--Detention Center	Career Ladder Improvement	\$136,243 – 0.46 mil
141--Fire Commission	Additional Brush Truck	\$58,000 – 0.20 mil
153--EMS	Paramedic	\$53,168 (Fringe Included) – 0.18 mil
210-Fleet	Mechanic I	\$46,187 (Fringe Included) – 0.16 mil
312—Solid Waste	Refuse containers	\$10,000 each – 0.03 mil
840 - Library	Circulation Assistant	\$18,575 (Fringe Included) increase to PT – 0.06 mil
215--Airport	Part-time Assistant	\$10,500 – 0.04 mil

Millage Caps FY 2016 - 2017

County	July 1 2014 Estimate	July 1 2015 Estimate	Pop. Growth	CPI	FY 2017 Millage Cap
Abbeville	24,926	24,932	0.02%	0.12%	0.14%
Aiken	164,537	165,829	0.79%	0.12%	0.91%
Allendale	9,693	9,433	-2.68%	0.12%	0.12%
Anderson	192,836	194,692	-0.96%	0.12%	1.08%
Bamberg	15,191	14,880	-2.05%	0.12%	0.12%
Barnwell	21,935	21,725	-0.96%	0.12%	0.12%
Beaufort	175,118	179,589	2.55%	0.12%	2.67%
Berkeley	198,209	202,786	2.31%	0.12%	2.43%
Calhoun	14,868	14,781	-0.59%	0.12%	0.12%
Charleston	380,338	389,262	2.35%	0.12%	2.47%
Cherokee	56,039	56,194	0.28%	0.12%	0.40%
Chester	32,349	32,267	-0.25%	0.12%	0.12%
Chesterfield	46,109	46,017	-0.20%	0.12%	0.12%
Clarendon	34,051	33,775	-0.81%	0.12%	0.12%
Colleton	37,776	37,731	-0.12%	0.12%	0.12%
Darlington	67,768	67,548	-0.32%	0.12%	0.12%
Dillon	31,279	31,234	-0.14%	0.12%	0.12%
Dorchester	148,422	152,478	2.73%	0.12%	2.85%
Edgefield	26,457	26,514	0.22%	0.12%	0.34%
Fairfield	22,890	22,747	-0.62%	0.12%	0.12%
Florence	138,988	138,900	-0.06%	0.12%	0.12%
Georgetown	60,727	61,298	0.94%	0.12%	1.06%
Greenville	482,577	491,863	1.92%	0.12%	2.04%
Greenwood	69,544	69,838	0.42%	0.12%	0.54%
Hampton	20,422	20,049	-1.83%	0.12%	0.12%
Horry	298,258	309,199	3.67%	0.12%	3.79%
Jasper	27,019	27,824	2.98%	0.12%	3.10%
Kershaw	63,147	63,603	0.72%	0.12%	0.84%
Lancaster	83,120	85,842	3.27%	0.12%	3.39%
Laurens	66,498	66,623	0.19%	0.12%	0.31%
Lee	18,379	17,896	-2.63%	0.12%	0.12%
Lexington	277,488	281,833	1.57%	0.12%	1.69%
Marion	31,941	31,747	-0.61%	0.12%	0.12%
Marlboro	27,889	27,494	-1.42%	0.12%	0.12%
McCormick	9,861	9,706	-1.57%	0.12%	0.12%
Newberry	37,807	38,012	0.54%	0.12%	0.66%
Oconee	75,232	75,713	0.64%	0.12%	0.76%
Orangeburg	89,924	89,208	-0.80%	0.12%	0.12%
Pickens	120,622	121,691	0.89%	0.12%	1.01%
Richland	401,591	407,051	1.36%	0.12%	1.48%
Saluda	20,027	20,053	0.13%	0.12%	0.25%
Spartanburg	293,536	297,302	1.28%	0.12%	1.40%
Sumter	107,940	107,480	-0.43%	0.12%	0.12%
Union	27,947	27,777	-0.61%	0.12%	0.12%
Williamsburg	32,761	32,535	-0.69%	0.12%	0.12%
York	245,124	251,195	2.48%	0.12%	2.60%
South Carolina	4,829,160	4,896,146	1.39%		

Pursuant to SC Code of Laws, 1976, Section 6-1-320. Population factor for negative population growth is zero.

Data Sources: S.C. Revenue and Fiscal Affairs Office, March 2016. Population as published by the U.S. Census Bureau, Population Division, March 2016; All Urban Consumer Price Index as published by the US Bureau of Labor Statistics for Calendar Year 2014 to Calendar Year 2015 in January 2016.

Currently the following items are included within the budget. The grey items are items that were added following the Committee of the Whole meeting.

Department	Item	Cost	Notes	Mill Increase
Roads & Bridges	Engineer	\$136,681	121,681—salary & fringe 3,000—equipment	.46
IT			12,000—hardware and software (IT budget)	
Emergency Management	Batteries for UPS System	\$14,000		.05
Emergency Medical Services (EMS)	Upholstery replacement—DHEC Regulation	\$14,000		.05
Coroner	SRN Barrier System	\$5,000		.02
Fleet	AC Recovery Machine	\$6,000		.02
County-Wide	Retirement Increase	\$100,015	.5% increase to employer's retirement contribution	.34
Recreation Transfer	Pool Costs	\$50,000	Reduced amounts to Historic Jail and Fleet Ops building to pay from fund balance	Fund Balance

Total: .9 Mills

County-Wide	Salary Adjustments	\$356,345	Continue plan to bring veteran employees with 10 years or more to market rate. All other staff receives 1% with a \$500 floor	
County Council	Historic Jail Repairs	\$268,940	Fund Balance	
County Council	Fleet Operations Facility	\$2,094,230	Fund Balance—could potentially be used with bond money depending on final scope	
Risk Management	Security Upgrades in Admin. Building	\$106,830	Fund Balance	
IT	Phone Purchase—move away from leasing	\$9,249	One time cost would result in decreasing annual costs for leasing (\$35,000)	
GIS	Pictometry	\$60,000	Paid through increase in zoning fee	
Building	Commercial Inspector	\$72,387	Paid through permit revenue—position will only be filled if permits cover it	
Sheriff	2 Grant Positions	\$132,922		
Detention Center	Increase Correction Officer	\$30,386	\$1,500 increase across the board to stay competitive	

	Pay		with SCDC	
Communications	Shift Pay Differential	\$14,860	Give night shift additional .50/hour to help retain workforce	
Lanc. Co. Fire	2 Grant Positions	\$97,764		
EMS	Billers	\$45,159	Offset with additional revenue that should result from timely billing	
Fleet Operations	Mechanic Pay	\$7,443	Increase Mechanic I starting pay for retention	
Solid Waste	Disposal Contract	Additional	Contract will need to be rebid next year	
Building Maintenance	Maintenance Aide Pay	\$11,490	Increase base pay	

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO.2016-1398

AN ORDINANCE

TO APPROPRIATE FUNDS AND APPROVE A DETAILED BUDGET FOR LANCASTER COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2016 AND ENDING JUNE 30, 2017 (FY 2016-17); TO SET MILLAGE RATES FOR THE LEVY OF AD VALOREM TAXES; TO APPROVE A SCHEDULE OF TAXES, FEES AND CHARGES FOR FY 2016-17; AND TO PROVIDE FOR MATTERS RELATED THERETO.

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. Findings and Determinations.

The Council finds and determines that:

a. County governments are authorized by Section 4-9-30(5) of the Code of Laws of South Carolina 1976, as amended (the "Code"), to levy ad valorem property taxes and uniform service charges and to make appropriations for the functions and operations of the county.

b. Section 4-9-140 of the Code provides that county councils shall adopt annually and prior to the beginning of the fiscal year operating and capital budgets for the operation of county government and shall identify the sources of anticipated revenues necessary to meet the financial requirements of the adopted budget and to provide for the levy and collection of taxes necessary to meet all budget requirements except as provided for by other revenue sources.

c. Sections 6-1-80 and 6-1-320 of the Code contain substantive and procedural requirements for the approval of the annual budget.

d. The budget approved by this ordinance was adopted in accordance with the applicable substantive and procedural requirements of the Code.

Section 2. Appropriations and Detailed Budget.

A. Subject to the terms and conditions of this ordinance, the sums of money set forth below, if so much is necessary, are appropriated from the General Fund of the County and other applicable funds as specified, to meet the ordinary expenses, including debt service, of county government for the fiscal year beginning July 1, 2016 and ending June 30, 2017 ("FY 2016-17"):

APPROPRIATIONS	AMOUNT
Airport Fund	223,483
Capital Improvement Fund	1,594,000
Capital Project Sales Tax	9,500,000
County Debt	4,233,312
County Transportation Committee Fund	1,650,000
Court Mandated Security	1,283,500
E-911 Fund	625,150
General Fund	47,938,277
Indian Land Fire Protection District Fund	596,000
Local Accommodations Tax Fund	50,000
Pleasant Valley Fire Protection District Fund	440,078
Recreation Fund	2,540,062
Victims Services Fund	86,605
Sunday Alcohol Sales Tax Fund	7,000

B. Except as may be otherwise provided in this ordinance, the appropriations contained in subsection A of this section are maximum and conditional, and are subject to reduction by action of County Council if the County's revenues fail to be sufficient to pay the appropriation, to the end that the expenditures of the County for FY 2016-17 shall not exceed its revenues and available carry forward funds.

C. Monies appropriated in this ordinance must be expended in compliance with policies adopted by Council or, at Council's direction, as formulated and implemented by the County, either existing or adopted subsequent to this ordinance.

D. The detailed operating budget for the County, as contained in the Annual Financial Plan, is incorporated into this ordinance by reference as if it were set out in this ordinance in its entirety and it is adopted and approved as the detailed budget for Lancaster County.

E. 1. Certain monies are to be received by the County in the form of federal, state and local grants from non-county sources for specified public purposes and these monies, including any match, are budgeted for the specified public purpose upon the acceptance of the monies by majority vote of Council.

2. Donations received by the County from non-county sources for specified public purposes are budgeted for the specified public purpose.

3. The County may enter into a "lease financing agreement" to purchase capital items and the monies from these other financing sources and uses are budgeted upon approval by Council.

4. Budget amounts for encumbrances from the prior year will be automatically rolled forward and made as additions to the adopted budget.

Section 3. Tax Levy.

A. The County Auditor shall levy, and the County Treasurer shall collect, ad valorem taxes based on the following millage rates, which reflect the sales tax rollback factor:

General Fund	80.8
Capital Improvement Fund	4.6
County Debt	5.3
USC-L	4.3

B. The County Auditor shall levy, and the County Treasurer shall collect, ad valorem taxes based on millage imposed pursuant to Section 6-1-320(B):

Courthouse Fire -- New Security Requirements	3.6
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The millage imposed pursuant to this subsection is imposed to address funding needs arising from the recent courthouse fire and solicitor's office fire, both of which Council determines are catastrophic events within the scope of Section 6-1-320(B), and to comply with the Order of the South Carolina Supreme Court dated September 12, 2008 requiring the County to provide security for all County buildings housing court operations and records.

Section 4. Fee Schedule.

For FY 2016-17, the taxes, fees and charges for the County are set at the levels provided in the Schedule of Taxes, Fees and Charges, attached to this ordinance as Exhibit A which is incorporated into this ordinance by reference as if it were set out in this ordinance in its entirety and it is adopted and approved for use in FY 2016-17.

Section 5. Severability.

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

Section 6. Conflicting Provisions.

To the extent this ordinance contains provisions that conflict with provisions contained in the Lancaster County Code or other County ordinances, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 7. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED, this 13th day of June, 2016

Ordinance No.2016-1398

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie Hardin, Clerk to Council

1 st reading:	May 9, 2016	Tentative
2 nd reading:	May 23, 2016	Tentative
3 rd reading:	June 13, 2016	Tentative
Public Hearing:	May 23, 2016	Tentative

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COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES**FISCAL YEAR: 2016-2017****ATTACHMENT TO ORDINANCE NO:****2016-1398****1.00 ANIMAL CONTROL FEES****1.01 Medical Services Rendered**

Canine Heartworm Test	\$9.75
Bordetella Vaccine (Kennel Cough)	\$3.25
DHPP Vaccine	\$3.00
Panacur (includes 3 days)	\$1.50
Pyrantel (per dose)	\$0.50
Parvo Test	\$15.00
FIV/FelV/HW Feline Test	\$20.00
FVRCP Vaccine (4-way for Felines)	\$3.25

1.02 Redemption Fees

1st Offense <i>(must also pay applicable daily shelter fee)</i>	\$25.00
2nd Offense <i>(must also pay applicable daily shelter fee)</i>	\$50.00
3rd Offense <i>(must also pay applicable daily shelter fee)</i>	\$100.00
4th/ Subsequent Offenses <i>(must also pay applicable daily shelter fee)</i>	\$200.00

1.03 Shelter Fees

Daily shelter fee	\$5.00
Euthanization fee	\$10.00
Quarantine fee <i>(must also pay applicable daily shelter fee)</i>	\$25.00

2.00 ASSESSOR FEES

Line maps	\$5.00
Overlay maps	\$10.00

3.00 AUDITOR FEES

Temporary tag fee <i>(does not include state charges)</i>	Per tag	\$5.00
<u>Copies</u>	<u>Per Copy</u>	<u>\$0.25</u>

4.00 BUILDING DEPARTMENT FEES**Fees established by Section will be doubled if work starts prior to obtaining required permits.****4.01 Building Permits**

Description	Fee Amount
Floor area less than 120 sq. ft.	No fee unless inspection required - then \$15.00 per inspection
	*Exception: Building Permits shall not be required for one-story detached accessory structures which are valued at \$5,000.00 and less. Zoning permits are required for all structures.
Floor area of 120 sq. ft. or greater	Three fourths of one percent (0.0075) of estimated value. Valuation shall be determined by the National Building Valuation Data and Modifiers dated April 15, 1994 and thereafter by the updated revisions.
No Inspection Exception	\$25.00 Agricultural structures which require no subsequent electrical, gas, mechanical, plumbing, or structural inspection. Zoning permits are required for all structures.
Plan Review	When a set of plans is required by Section 106 of the International Building Code or by the building official and a plan review thereof, a plan review fee shall be submitted at the time of submitting the plans and specification for checking said plan checking fee shall be equal to one-tenth- (1/10) of the building permit fee as set forth above.
1st Re-inspection	\$50.00
2nd Re-inspection	\$100.00

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES

FISCAL YEAR: 2016-2017

ATTACHMENT TO ORDINANCE NO:

2016-1398

3rd/ Subsequent Re-inspections (<i>reinspection fee increases \$250.00 per additional inspection after 3rd</i>)	\$250.00
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4.02 Electrical Permit Fees (Schedule of fees for individual permits for particular jobs)

Minimum Permit Fee		\$15.00
Valuation From/To	Fee Amount	
\$0	\$500	\$15.00
\$501	\$1,000	\$20.00
\$1,000	\$150,000	\$20.00 for the first one thousand, plus \$1.50 for each additional thousand or fraction thereof
\$151,000	Or More	\$243.00 for the first \$150,000.00, plus \$2.00 for each additional thousand or fraction thereof
1st Additional Inspection		\$50.00
2nd Additional Inspection		\$100.00
3rd/ Subsequent Additional Inspections (<i>reinspection fee increases \$250.00 per additional inspection after 3rd</i>)		\$250.00

4.03 Gas Permit Fees

Minimum Permit Fee		\$15.00
Inspection Fees	Gas piping at one location - \$5.00 for 1-4 plus \$1.00 each additional outlet Burners/furnaces/incinerators - \$5.00 for 1 plus \$1.00 each additional unit Boilers/heating/air conditioning - \$5.00 for 1 plus \$1.00 each additional unit Vented wall furnaces/water heaters - \$5.00 for 1 plus \$1.00 each additional	
1st Re-inspection		\$50.00
2nd Re-inspection		\$100.00
3rd/ Subsequent Re-inspections (<i>reinspection fee increases \$250.00 per additional inspection after 3rd</i>)		\$250.00

4.04 Mechanical Permit Fees

Minimum Permit Fee		\$25.00
Valuation of \$2,500 or Greater	\$25 plus \$2 per thousand or fraction thereof	
Inspection Fees		
Inspection - Heating/ventilating/ductwork/AC and refrigeration systems		
- First \$1,000 or fraction thereof of valuation		\$10.00
- Each additional \$1,000 or fraction thereof of valuation		\$2.00
Inspection - Repair/alterations/additions to an existing system		
- First \$1,000 or fraction thereof of valuation		\$5.00
- Each additional \$1,000 or fraction thereof of valuation		\$2.00
Inspection - Boilers (based on BTU input / 1 KJ = 1.055 BTU / 1 BHp = 33,475 BTU)		
- 33,000 to 165,000 BTU		\$5.00
- 165,001 to 330,000 BTU		\$10.00
- 330,001 to 1,165,000 BTU		\$15.00
- 1,165,001 to 3,300,000 BTU		\$25.00
- 3,300,001 or more		\$35.00
1st Re-inspection		\$50.00
2nd Re-inspection		\$100.00
3rd/ Subsequent Re-inspections (<i>reinspection fee increases \$250.00 per additional inspection after 3rd</i>)		\$250.00

4.05 Mobile Home Permit Fees

Mobile Home - de-title	Per Instance	\$50.00
Mobile Home - placement and set-up	Per Instance	\$180.00
1st Re-inspection		\$50.00
2nd Re-inspection		\$100.00
3rd/ Subsequent Re-inspections (<i>reinspection fee increases \$250.00 per additional inspection after 3rd</i>)		\$250.00

4.06 Plumbing Permit Fees

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES

FISCAL YEAR: 2016-2017

ATTACHMENT TO ORDINANCE NO:

2016-1398

Water Heater Changeout	\$10.00
Minimum Permit Fee	\$15.00
Valuation From/To	Fee Amount
\$0	\$1,000 \$15.00
\$1,001	\$5,000 \$25.00
\$5,001	Or More \$25.00 for the first \$5,000.00, plus \$3.00 for each additional thousand or fraction thereof
1st Re-inspection	\$50.00
2nd Re-inspection	\$100.00
3rd/ Subsequent Re-inspections (<i>reinspection fee increases \$250.00 per additional inspection after 3rd</i>)	\$250.00

4.07 Swimming Pool Permit Fees

Valuation From/To	Fee Amount
\$0	Or More Three fourths of one percent (0.0075) of estimated value. Valuation shall be determined by the National Building Valuation Data and Modifiers dated April 15, 1994 and thereafter by the updated revisions.

4.08 Building Department Miscellaneous Fees

	Unit	Amount
Appeal from action of building official	Per Instance	\$200.00
Moving fee - any building or structure	Per Instance	\$50.00
Sign Permit - Commercial	Per Company	\$100.00
Sign Permit - Political	Per Candidate	\$35.00
Sign Permit - Real Estate	Per Company	\$35.00
Sign Permit - Regular	Per Sign	\$35.00

5.00 CLERK OF COURT FEES

Bonds	\$10.00
Bondsmen	
In county	\$150.00
Out of county	\$100.00
Copies	Certified Copies \$2.50
Common pleas fees:	
Appeals	\$150.00
Arbitration	\$10.00
Confession	\$10.00
Filing summons and complaint	\$150.00
Foreign judgment	\$150.00
Judgment	\$10.00
Lis Pendens	\$10.00
Motion	\$25.00
Transcript	\$10.00
Peddlers License	\$150.00
Enrolling notary public	\$5.00
Expungement	\$35.00

6.00 CORONER FEES

6.01 Cremation Fees

Cremation by Coroner's Office (Cremation Fee - \$600/ Administrative Fee - \$200/ Transport Fee - \$200) - 10 month payment plan available	\$1,000.00
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6.02 Permit Fees

Cremation Permits	\$10.00
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\$25.00

6.03 Report Fees * Note: Fees will not apply to reports marked "NOT FOR LEGAL USE" provided to surviving family members.

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES**FISCAL YEAR: 2016-2017****ATTACHMENT TO ORDINANCE NO:****2016-1398**

Autopsy Reports	\$100.00
Coroner's Reports	\$75.00
Photographs	\$2.00
Toxicology Reports	\$100.00

7.00 EMERGENCY MANAGEMENT/ FIRE SERVICE FEES

7.01 Fire Marshal/Fire Service Fees		
1st Additional Inspection		\$50.00
2nd Additional Inspection		\$100.00
3rd Additional Inspection		\$250.00
Inspection fee increase per inspection following 3rd inspection		\$250.00
Response to false alarms in excess of 3 in any calendar year	per instance	\$100.00

7.02 Hazardous Materials Fees		
Application for operational permit		\$1,000.00
Emergency response to hazardous materials incident	Initial Charge	\$500.00
Emergency response to hazardous materials incident	Career Personnel	Actual Costs
Emergency response to hazardous materials incident	Volunteer Personnel	20.58 per hr.
Emergency response to hazardous materials incident	Materials Cost	Actual Costs
Emergency response to hazardous materials incident	Apparatus & Equipment Costs	FEMA Schedule of Rates

7.03 Special Tax District Uniform Service Charge		
Equivalent Residential Unit fee		\$75.00

8.00 EMERGENCY MEDICAL SERVICE FEES

ALS Emerg Treat/No Transport		\$150.00	\$175.00
ALS Unit, Urgent, No ALS Tx		\$600.00	
ALS Emerg Treat - Helicopter at ER		\$150.00	
Medical Records		\$15.00	
Mileage, ground		\$10.00	
Standby Service (per employee)	Per hour	\$25.00	\$30.00
Response to false alarms in excess of 3 in any calendar year	per instance	\$100.00	
ALS with Treatment and Emergency Transport	Base Fee	\$650.00	\$700.00
BLS A0429	Base Fee	\$600.00	
ALS 2 A0433	Base Fee	\$750.00	\$800.00

9.00 FARMERS MARKET FEES

Rental Fee		
Vendor Fee	One Time	\$20.00
Booth rental	Per day	\$2.00

10.00 FINANCE DEPARTMENT FEES

Departmental Fees		
Dealer tag fee	Per tag	same as Road Maintenance Fee
Tax billing	Per bill	\$1.00

11.00 GIS MAPPING FEES **Note: Fees waived when item requested by LCEDC for business/ industrial recruitment purposes.*

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES**FISCAL YEAR: 2016-2017****ATTACHMENT TO ORDINANCE NO: 2016-1398****11.01 Black and White Plotter Maps**

Letter	\$2.50
Legal	\$5.00
18 by 24	\$10.00
24 by 36 (line map - no aerial)	\$5.00
24 by 36	\$12.00
36 by 44	\$15.00
Poster up to 60	\$20.00

11.02 Color Plotter Maps

Letter	\$5.00
Legal	\$10.00
18 by 24	\$20.00
24 by 36	\$25.00
36 by 44	\$30.00
Poster up to 60	\$40.00

11.03 Digital Data Fees

2011 aerial photo (entire county)	\$1,500.00
CAMA data in text format	\$500.00
Parcel layer with attributes (entire county)	\$1,000.00
Parcel layer without attributes (entire county)	\$500.00
Street centerline layer	\$250.00
Other digital data	Per hour \$30.00

12.00 LIBRARY FEES**12.01 Overdue and Lost Fees**

Overdue book fee (maximum charge of \$2.00)	Per day	\$0.15
Copies- self serve	Per Copy	\$0.15
Lost book fee	Per book	Replacement cost

\$0.25**12.02 Miscellaneous Fees**

Out of state library membership	Per year	\$25.00
Duplication machine reproduction fee - general	Per Page	\$0.10
Facsimile charge	First page	\$0.50
Facsimile charge	Subsequent pages	\$0.50

\$0.15**13.00 911 FEES****Enhanced 911 Emergency Service System**

Uniform service charge	Per line	\$1.00
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14.00 PLANNING FEES**14.01 Ordinance Fees**

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14.02 Development Fees

Development Agreements		
Per acre of highland proposed		\$25.00 not to exceed \$20,000
Planned Development Districts *in addition to Development Agreement Fee		
Rezoning	\$2,000.00	
Amendment- PDD	\$2,000.00	

14.03 Development Review Application Fee

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES

FISCAL YEAR: 2016-2017

ATTACHMENT TO ORDINANCE NO: 2016-1398

Review application	Per review	\$75.00
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14.04 Subdivision Fees

Preliminary plat - 1 to 10 lots	Per lot	\$25.00
Preliminary plat 11 or more lots	per lot	\$300 plus \$10 for each lot
Final plat	Per plat	\$100 plus \$10 for each lot or building permit
<u>Amendment of a final plat</u>		<u>\$100.00</u>
Construction Document Fee	Per lot	\$300 plus \$10 for each lot
<u>Amendment of Construction Document Fee</u>		<u>\$300.00</u>
Subdivision variance	Per instance	\$200.00

14.05 Zoning Fees

Appeal from action of zoning official	\$300.00
Use permitted on review	\$150.00
Variance	\$200.00
Rezoning application- single parcel	\$250.00
Rezoning application- multi parcel	\$500.00
2nd rezoning fee (within 1 month)	\$250.00
Text amendment Fee	\$250.00
Cluster Subdivision Overlay	\$250.00
Cluster Subdivision Overlay w/multi parcel	\$500.00
<u>Rehearing of a Board of Zoning Appeals Action</u>	<u>\$200.00</u>

14.06 Miscellaneous Fees

Item	Unit	Amount
Comprehensive plan - picked up	Each	\$25.00
Comprehensive plan - mailed	Each	\$30.00
Corridor Study plan - picked up	Each	400
Road name change	Per road	\$250.00
Telecommunication Towers Review	Each	\$200 plus 1% of cost of tower
Zoning map (2 parts; northern & southern) - picked up	Per part	\$25.00
Zoning map (2 parts; northern & southern) - mailed	Per part	\$30.00

15.00 PROBATE COURT FEES

15.01 Cost of Court: Estate Fees - Regular Estate

Property valuation less than \$5,000	\$25.00
Property valuation of \$5,000 but less than \$20,000	\$45.00
Property valuation \$20,000 but less than \$60,000	\$67.50
Property valuation \$60,000 but less than \$100,000	\$95.00
Property valuation of \$100,000 but less than \$600,000	\$95.00 plus 0.0015 in excess of \$100,000
Property valuation \$600,000 or more	\$845.00 plus 0.0025 in excess of \$600,000

15.02 Cost of Court: Estate Fees - Small Estate or Affidavit of Collection for Personal Property

Property valuation less than \$100.00	\$12.50
Property valuation of \$100 but less than \$5,000	\$25.00

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES**FISCAL YEAR: 2016-2017****ATTACHMENT TO ORDINANCE NO:****2016-1398**

Property valuation of \$5,000 but less than \$10,000 \$20,000	\$45.00
Property valuation of \$20,000 but less than \$25,000	\$67.50

15.03 Miscellaneous Fees

Legal advertisement - cost of advertisement is in addition to prescribed court costs and are due and payable prior		
CD copy of hearing		\$10.00
Search fee		\$7.00
Plain Copy	Per Page	\$0.25
Replacement Forms	Per Page	\$0.50
Faxing Documents		\$5.00

15.04 Probate Court Fees

Appointment of Special Administrator or temporary fiduciary		\$22.50
Special Certificates		\$10.00
Certified marriage certificates		\$5.00
Certifying appeal record		\$10.00
Certified copy of Information to Heirs and Devisee Form		\$0.50 each
Additional Certificates of Appointment		\$0.50 each
Filing - any summons, complaint, or petition		\$150.00
Filing conservatorship accounting		\$10.00
Filing demand for notice		\$5.00
Filing of will only		\$10.00
Issuing certified copies	Per Document	\$5.00
Issuing exemplified/ authenticated copies		\$20.00
Recording authenticated or certified copies.		\$20.00
Reforming or correcting marriage record		\$6.75
Reopening closed estates		\$22.50

15.05 Weddings

Marriage license - at least one party in-state (includes \$20.00 state fee)	\$50.00
Marriage license - out of state (includes \$20.00 state fee)	\$75.00
Marriage license-Reprint copy	\$5.00

16.00 PUBLIC WORKS FEES

Driveway pipe - 2nd driveway	\$500.00 or actual cost, whichever is greater	
Road/bridge design review by outside engineer		Actual cost
Road testing fee		Actual cost plus 20%
Road proof roll - reinspection		\$150.00
Roadway sign - production/ installation	actual cost plus 10%	
Tire disposal - agricultural	Per tire	\$35.00
Tire disposal - undocumented	Per ton	\$150.00

17.00 REGISTER OF DEEDS FEES

Affidavit of partnership	\$10.00 for first 4 pages and \$1.00 per additional page
Assignment of lease	\$10.00 for first 4 pages and \$1.00 per additional page
Assignment of leases, rents, and profits	\$10.00 per reference and \$1.00 per additional page
Assignment of mortgage	\$6.00 for first page and \$1.00 per additional page
Assumption of agreement	\$10.00 for first 4 pages and \$1.00 per additional page
Bond to release mechanic's lien	\$10.00 for first 4 pages and \$1.00 per additional page
Cancellation of contract of sale	\$10.00 for first 4 pages and \$1.00 per additional page
Cancellation of lease	\$10.00 for first 4 pages and \$1.00 per additional page
Certified copy charge	\$5.00

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES

FISCAL YEAR: 2016-2017

ATTACHMENT TO ORDINANCE NO:

2016-1398

Charter	\$10.00 for first 4 pages and \$1.00 per additional page
Contract for sale	\$10.00 for first 4 pages and \$1.00 per additional page
Deed/ mortgages recording fee	\$10.00 for first 4 pages and \$1.00 per additional page
Document stamp charge	\$3.70 per thousand
Duplication machine reproduction certification fee	\$5.00
Easement	\$10.00 for first 4 pages and \$1.00 per additional page
Federal tax liens	\$10.00
Lease	\$10.00 for first 4 pages and \$1.00 per additional page
Mechanic's lien	\$10.00 for first 4 pages and \$1.00 per additional page
Mortgage modification	\$6.00 per reference and \$1.00 per additional page
Notice of lien	\$10.00 for first 4 pages and \$1.00 per additional page
Partial release of mortgage	\$6.00 per reference and \$1.00 per additional page
Partnership agreement/ dissolution	\$10.00 for first 4 pages and \$1.00 per additional page
Passport Fee	\$25.00
Plats	Large - \$20.00 / medium - \$10.00 / small - \$5.00
Power of attorney	\$15.00 for first 4 pages and \$1.00 per additional page
Project commencement notice	\$15.00
Real property agreement	\$10.00 for first 4 pages and \$1.00 per additional page
Revocation of power of attorney	\$10.00 for first 4 pages and \$1.00 per additional page
Satisfaction of assignment of leases, rents, and profits	\$5.00
Satisfaction of mortgage	\$5.00
SC tax liens	\$10.00
Subordination of mortgage	\$6.00 per reference and \$1.00 per additional page
Trust Indenture	\$10.00 for first 4 pages and \$1.00 per additional page
UCC1 or UCC3	\$8.00 first 2 pages & \$1 per additional page; each additional debtor - more than 2 debtors \$2.00
Waiver	\$10.00 for first 4 pages and \$1.00 per additional page

18.00 ROAD FEES

County Road Improvement and Maintenance Fee		
Per County Code section 26-34	Per Vehicle	\$30.00

19.00 SHERIFFS FEES

19.01 Detention Center Fees		
Per Diem for municipal court prisoners	Solely Municipal Charges	\$33.43

\$39.46

19.02 Miscellaneous Fees		
Item	Unit	Amount
Fingerprinting (non-LCDC)	Per Set	\$5.00
Response to false alarms in excess of 3 in any calendar year	Per Instance	\$100.00

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES**FISCAL YEAR: 2016-2017****ATTACHMENT TO ORDINANCE NO: 2016-1398****20.00 TAX COLLECTION FEES**

Collection fee	\$120.00 or actual cost, whichever is greater
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21.00 TREASURER FEES

Convenience fee for SCDMV stickers	\$1.00
<u>Duplicate Receipts</u>	<u>\$0.25</u>

22.00 ZONING FEES

22.01 Plan Review Fees - non-residential excluding multi-family	
Up to 12,000 square feet	\$100.00
12,001 square feet to 25,000 square feet	\$200.00
Exceeding 25,001 square feet	\$300.00

22.02 Mobile Home Fees		
Item	Unit	Amount
Mobile Home decal	each	\$5.00
Mobile Home - change of ownership	Per Instance	\$5.00
Mobile Home - movement	Per Instance	\$25.00

22.03 Miscellaneous Fees		
Item	Unit	Amount
Administrative fee - failure to abate property violations	Per Instance	\$50.00 or 15%
Alarm system registration	Per alarm system	\$10.00
Demolition fee - any building or structure	Per Instance	\$50.00
Septic license- South Carolina	Per Instance	\$10.00
Septic license- North Carolina	Per Instance	\$100.00
Zoning fee	Per Instance	\$35.00
<u>Moving fee - any building or structure</u>	<u>Per Instance</u>	<u>\$50.00</u>
<u>Sign Permit - Commercial</u>	<u>Per Company</u>	<u>\$100.00</u>
<u>Sign Permit - Political</u>	<u>Per Candidate</u>	<u>\$35.00</u>
<u>Sign Permit - Real Estate</u>	<u>Per Company</u>	<u>\$35.00</u>
<u>Sign Permit - Regular</u>	<u>Per Sign</u>	<u>\$35.00</u>

\$90.00

22.04 Permit	
Floodplain Development- commercial & subdivisions	\$100.00

23.00 OTHER COUNTY FEES AND CHARGES

23.01 Historic Courthouse Rental		
Item	Unit	Amount
Facility usage	First hour	\$115.00
Facility usage	per add'l hour	\$75.00
Penalty for time overage	Every 10 minutes	\$25.00
Refundable security deposit	Per Instance	\$250.00
Cancellation Fee	Per Instance	\$100.00

23.02 Miscellaneous County Fees		
Item	Unit	Amount
Airport hangar rental	Per Month	\$100.00
Bad Check fee	Per Instance	\$30.00
Cable television franchise fee	Per Year	5%

COUNTY OF LANCASTER, SC - SCHEDULE OF TAXES, FEES AND CHARGES**FISCAL YEAR: 2016-2017****ATTACHMENT TO ORDINANCE NO: 2016-1398**

Duplication machine reproduction fee - general	Per Page	\$0.25
Duplication machine reproduction fee - general (color)	Per Page	\$1.75
Audio Recordings of Meetings	Per Copy	\$5.00
Private ambulance service - franchise application fee	Per Instance	\$100.00

Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Kimberly Hill

Department: Finance

Date Requested to be on Agenda: May 9, 2016

Issue for Consideration:

Amendment of the Financial Policy to reflect new fund balance limits. This includes a proposed ideal range of unassigned fund balance (28-32% of operating budget).

Points to Consider:

Current policy states that we retain a minimum of 3 months of expenditures in fund balance. There is no maximum and no timeline for replenishment.

Benchmarking shows that counties are moving toward using a percentage rather than a period of time to determine the appropriate amount of reserves.

During the bond rating process last year, 30% of the budget in unassigned fund balance was the mentioned ideal amount to have.

Other experts in the field recommend a minimum of 2 months, but list other factors that could warrant needing more (i.e. predictability of revenues and expenditures, exposure to disaster or state budget cuts, potential drain on general fund from other funds, the impact on bond ratings, etc.)

Funding and Liability Factors:

This will provide a better outline for the use of fund balance in the budget process, while improving the County's policy alignment with best practices.

Currently, there is \$2,860,000 in fund balance being proposed in FY 2017 budget based on this policy.

Council Options:

Whether or not to recommend moving forward to full Council with updated policy.

Recommendation:

STATE OF SOUTH CAROLINA)

COUNTY OF LANCASTER)

ORDINANCE NO. 2016-1399

AN ORDINANCE

TO AMEND ARTICLE 6 BUDGET RESERVES, SECTIONS 6.101 AND 6.102 OF THE FINANCIAL POLICIES AND PROCEDURES FOR THE COUNTY, RELATING TO FUND BALANCES, SO AS TO UPDATE THE SECTION TO REFLECT NEW STANDARDS PROMULGATED BY THE GOVERNMENT FINANCE OFFICERS ASSOCIATION.

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. Article 6 Sections 6.101 and 6.102 of the Financial Policies and Procedures, dated December 13, 2010, and as approved in Ordinance No. 1075, as amended by Ordinance No. 1100, is amended to read:

Fund balance is a measurement of financial resources available. ~~Fund balance reporting shall be consistent with Statement No. 54 of the Governmental Accounting Standards Board.~~ It is the policy of the County to maintain adequate levels of fund balance to mitigate current and future risks and to ensure stable tax rates. For this reason, it is the County's objective to:

(a) Maintain a general fund unassigned fund balance at a level of ~~at least three months~~ 28-32 percent of the general fund operating budget; and

(b) If the year-end unassigned fund balance is more than ~~three months~~ 32 percent of the general fund operating budget, ~~then the excess may be used to fund the following activities only during positive economic times:~~ then the Administrator will assess and recommend to council ways in which the excess will be allocated during the next annual operating and capital budget process. The surplus can only be allocated for one of the following purposes:

(i) one-time capital expenditures which do not increase ongoing operational costs;

(ii) Establishing or increasing reserves for special purposes;

~~(ii-iii)~~ other one-time costs; and

~~(iii iv)~~ debt reduction.

(c) ~~If the unassigned fund balance falls below three months of the general fund operating budget, Council will pursue ways of increasing revenues or decreasing expenditures, or a combination of both until the three month threshold is attained.~~ If the unassigned fund balance falls below 28 percent of the general fund operating budget, the Administrator will pursue and recommend to Council ways of increasing revenues or decreasing expenditures, or a combination of both until the threshold is attained within a time period not to exceed three years. At the inception of the implementation of this policy, such recommendations, and implementation of plans to increase the fund balance(s) of the County may be through the annual County budget ordinance(s), or through separate ordinances of the County.

(d) County council may authorize the expenditure of fund balance that would cause the unassigned fund balance to decrease to below 28 percent of regular general fund expenditures by a supermajority (five to two vote of Council). After such vote the Administrator will plan and recommend to Council ways to replenish the balance to 28-32 percent. The threshold must be reached within a period not to exceed three years.

(d e) Committed Fund balance, self imposed limitations, can only be established by County Council. Once resources are committed, the purpose can only be changed by action of Council. The action to commit the funds must take place before the end of the fiscal year, though the actual can be determined after the close of the fiscal year.

(e f) The County's intended use of resources, Assigned Fund Balance, can be assigned by the County Administrator and Finance Director. The County Administrator must inform the Council of assigned resources during the fiscal year.

Section 2. The County Finance Director is authorized to prepare and publish an updated "Financial Policies and Procedures" document to reflect the change approved in this ordinance.

Section 3. To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 4. **Effective Date.**

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED, this 13th day of June, 2016

Ordinance No.2016-1399

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie Hardin, Clerk to Council

1 st reading:	May 9, 2016	Tentative
2 nd reading:	May 23, 2016	Tentative
3 rd reading:	June 13, 2016	Tentative

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Agenda Item Summary

Ordinance # / Resolution#:	Discussion Item
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	May 9, 2016

Issue for Consideration:

Impact fee for transportation.

Points to Consider:

Council originally decided not to pursue this concept. However, Council subsequently asked for information on this.

The Council of Governments is editing the report on the other impact fees Council wanted to consider. I do not yet have an estimated completion date for Council review.

The cost to conduct a traffic/ transportation impact fee would be \$9,800.

This fee would be paid primarily by business and industry which is why some locales, such as Berkley County, have rescinded their fee and others, such as the Town of Fort Mill, studied but did not institute the fee.

Funding and Liability Factors:

\$9,800 for the study. Unknown on what the fee would actually be.

Council Options:

Approve or reject the idea of doing the study.

Staff Recommendation:

Unless Council is sure that you would be willing to approve such a significant fee on new business and industry we would not recommend paying for such a study.

Committee Recommendation:

The original recommendation was not to do a traffic study as there was no recommendation for such an impact fee. The request for additional information did not go back through a committee.

Agenda Item Summary

Ordinance # / Resolution#:	Discussion Item
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	May 9, 2016

Issue for Consideration:

Plans for mortgage on Fancy Pokkets.

Points to Consider:

We have been working with the Bank of Canada and Mike Timani regarding some documentation they needed to wrap up this project. I have obtained an updated Phase 1 report and the bank has that. Updated information on the remaining items for a Certificate of Occupancy has been sent to Mr. Timani.

The remaining piece of information is something only Council can answer. The current plan is to have the Certificate of Occupancy (CO) by July. Once that occurs, does Council plan to release the mortgage or will a payment be required? The original plan was to simply release it upon the issuance of the CO but there was a time frame attached to that.

Funding and Liability Factors:

Ordinance 1188 (applicable page attached) called for a payment of \$274,000 if the building was not completed within eighteen (18) months of the conveyance of the property. Council has granted two ninety (90) day extensions but those have expired.

Council is aware that the owner ran into issues during construction which delayed completion. The building has been substantially complete for quite some time and a CO for the administration portion of the building was issued during one of the extensions.

The list of remaining items (item 1 and 2 on the e-mail) is attached as information.

Council Options:

Release the mortgage as planned or require some or full payment for the release.

Staff Recommendation:

I reluctantly recommend that Council grant an extension through July 29, 2016 and if the work is completed with a CO issued by the Building Official release the mortgage as originally envisioned. I think that by working with the Bank of Canada we are at a point where completion of the project is feasible and I don't want to recommend anything which would jeopardize finally opening the facility and bringing the jobs to Lancaster County.

Committee Recommendation:

This has not been through a Committee.

ARTICLE II. Company Commitments.

The Company agrees as follows:

- a) The Company will acquire the Property from the County for a consideration of \$100.00 subject to the terms of this Agreement, including Article IV hereof. In return for acquiring the Property for nominal consideration, the Company commits to complete the construction of the Facility on the Property within eighteen (18) months of the conveyance of the Property to the Company.

As used in this Article II(a), "completion of construction" and "complete the construction" and similar phrases means the issuance of a certificate of occupancy for the Facility.

Company agrees that the County has the right to reserve in the deed in which the County conveys title to the Property to the Company a repurchase option (the "Repurchase Option") in which County has the right (subject to the payment provisions below), but not the obligation, to cause the Company to reconvey the Property to the County for the consideration of \$100.00 if the Company fails to initiate construction of the building on the Property within six (6) months from the date of conveyance to the Company. As used in this Agreement, "initiate construction of the building" means pouring the concrete footings for the building. After initiation of construction of a building, if the building is not completed within eighteen (18) months from the date of conveyance to the Company, the Company must pay the County the sum of \$274,000 as reimbursement for the Property within ninety (90) days from the end of the date on which the Company's obligation to complete should have been met. At any time after the Company has complied with the building requirements described in this Article II(a), the County agrees to execute, within fifteen (15) business days after requested by the Company, a recordable document acknowledging termination of the Repurchase Option.

The County's right to receive payment as provided in this Article II(a) shall be secured by a mortgage on the Property given by the Company to the County. The County agrees that the mortgage will be subordinated to any other mortgage that may be required by a lender financing the construction of the building on the Property at the closing of the construction loan from such lender and upon receipt by the County of an executed construction contract providing for the construction of the Facility. The County's mortgage shall be released upon payment of the amount provided in Article II(a) or completion of construction of the Facility within eighteen (18) months from the date of conveyance to the Company. Company agrees that, other than the mortgage given by the Company to the County, until the Company closes on a construction loan for the Facility on the Property, no other mortgage on the Property may be given by the Company.

- b) The Company will (i) create not less than sixty-eight (68) new fulltime jobs (i.e., at least thirty (30) hours per week) paying at least an average of \$12.00 per hour, including all cash compensation such as overtime and cash bonuses (the "Jobs Requirement"); and (ii) invest at least eight million dollars (\$8,000,000) in economic development property in the Project, including the value of machinery and equipment and a new building on the

Steve Willis

From: Stephen Yeargin
Sent: Sunday, May 01, 2016 7:09 PM
To: MikeTimani@fancypocket.com; Michael Trotter; Steve Willis; Darin Robinson; John Weaver
Subject: Requirements for Issuance of a Certificate of Occupancy

Gentlemen,

The requirements to receive a Certificate of Occupancy for Fancy Pokkett are as follows:

1. Completion of electrical work under the electrical permit issued to Superior Electric for installation and electrical connection of all production machinery and associated lighting, panels, controls and electrical distribution equipment.
2. Issuance of required mechanical permits for installation and connection of mechanical hood, draft and vent systems. This includes breaching of walls and the building envelope for the purpose of venting exhaust to the exterior. Mechanical and structural work is to be inspected as required.
3. As previously stated, Mr. Timpani is authorized to utilize any office space at his discretion, however, because the production area will remain to have construction work and workers in it on a regular basis, Occupancy of this space cannot be allowed.
4. Our office is ready to provide any inspection services for the work to be done by the electrical contractor upon his request. Upon issuance of a mechanical permit to a duly licensed mechanical contractor, we will provide inspection services as requested.

I believe all zoning requirements have been met. A final inspection from the Lancaster Fire Marshal will be required as well.

We look forward to working with Mr. Timani and his staff to complete this project as soon as possible. Please advise if I can be of further assistance .

Best Regards,

Steve Yeargin, CBO
Building Official
Lancaster County

Sent from my iPad

Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Debbie Hardin

Department: Administration

Date Requested to be on Agenda: May 9, 2015

Issue for Consideration:

Board and Commission Appointments

Points to Consider:

Library Board – Ms. Jeri Rogers resigned from the Library Board representing District 6. Patricia Croxton has been nominated to fill the unexpired term ending June 30, 2019.

Community Relations – Mr. Silberio M. Francis, Sr., has been nominated to fill the vacant position representing District 6. If appointed, the term will expire June 30, 2019

Funding and Liability Factors:

Recommendation:

Make appointment to the respective boards.



April 20, 2016

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Mr. Steve Willis
County Administrator, Lancaster
101 N. Main St., 2nd Floor
Lancaster SC 29721

Dear Mr. Willis:

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The following agreements are due to expire soon, and we may be required to cease carriage of one or more of these services/stations in the near future: WSOC (SD & HD), WSOC D2, WAXN (SD & HD), WAXN D2, WBTW (SD & HD), WBTW D2, WCBD (SD & HD), WCBD D2 (SD & HD), WSAV (SD & HD), WSAV D2, WRAL, Azteca America, YouToo, RFD HD, Pivot, HBO (SD & HD), HBO West (SD & HD), HBO2 (SD & HD), HBO2 West, HBO Signature (SD & HD), HBO Signature West, HBO Family (SD & HD), HBO Family West, HBO Comedy (SD & HD), HBO Comedy West, HBO Zone (SD & HD), HBO Zone West, HBO Latino (SD & HD), HBO Latino West, HBO On Demand, Cinemax (SD & HD), Cinemax West (SD & HD), MoreMAX (SD & HD), MoreMAX West, ActionMAX (SD & HD), ActionMAX West, ThrillerMAX (SD & HD), ThrillerMAX West, OuterMAX (SD & HD), MaxLatino (SD & HD), 5StarMAX (SD & HD), MovieMAX (SD & HD), Cinemax On Demand, TV One (SD & HD), ShopHQ/EVINE Live (SD & HD), POP/TVGN (SD & HD), Music Choice On Demand and Music Choice (channels 1900-1950), DW Amerika, Outdoor Channel (SD & HD), Al Jazeera (SD & HD), Aspire, FM (SD & HD), Fuse (SD & HD), Weather Channel (SD & HD), Go!TV (SD & HD).

From time to time, Time Warner Cable makes certain changes in the services that we offer in order to better serve our customers. The following changes are planned:

On or after May 25th, Tennis Channel (SD & HD) will be made available with Variety Pass/Preferred TV in addition to Sports Pass.

WGN America may be repositioned from Starter TV to Standard TV.

The new services listed below cannot be accessed on CableCARD-equipped Unidirectional Digital Cable Products purchased at retail without additional, two-way capable equipment: None at this time.

For more information about your local channel line-up, visit www.twc.com/programmingnotices.

If you have any questions or concerns, please do not hesitate to call me at 803-251-5320.

Sincerely,

A handwritten signature in black ink that reads "Ben Breazeale".

Ben Breazeale
Sr. Director of Government Relations
Time Warner Cable, South Carolina

• Report to Lancaster County Council
on Lancaster Area Ride Service (LARS)

Report Period: 10/01/2012- 1/1/2013- 4/1/2013-
12/31/2012 3/31/2013 6/30/2013

FY 2012 - 2013 LARS Only

	Fiscal Year				Total	2013 Average
Trips	1810	1894	1974		5678	1893
Unduplicated Individuals	69	49	52			57
Passenger Miles	24,605	22,159	21,182		67946	22649
Operational Costs	\$ 25,331.74	\$ 26,402.00	\$ 28,877.71		\$ 80,611.45	\$ 26,870.48
Capital Costs	\$ -					
Total Costs:	\$ 25,331.74	\$ 26,402.00	\$ 28,877.71		\$ 80,611.45	\$ 26,870.48
Operational Cost Per Trip	\$ 14.00	\$ 13.94	\$ 14.63			\$ 14.19
Operational Cost Per Individual	\$ 367.13	\$ 538.82	\$ 555.34			\$ 487.09
Operational Cost Per Passenger Miles	\$ 1.03	\$ 1.19	\$ 1.36			\$ 1.19

Report Period: 7/1/2013- 10/01/2013- 1/1/2014- 4/1/2014-
9/30/2013 12/31/2013 3/31/2014 6/30/2014

FY 2013 - 2014 Includes JARC; SMTP and LARS Trips

	Fiscal Year				Total	2014 Average
Trips	2091	1953	2167	1974	8185	2046
Unduplicated Individuals	132	77	66	53		82
Passenger Miles	22,764	22,198	20,511	20674	86147	21537
Operational Costs	\$ 21,562.52	\$ 28,729.14	\$ 25,971.24	\$ 34,115.00	\$ 110,377.90	\$ 27,594.48
Capital Costs	\$ -					\$ -
Total Costs:	\$ 21,562.52	\$ 28,729.14	\$ 25,971.24	\$ 34,115.00	\$ 110,377.90	\$ 27,594.48
Operational Cost Per Trip	\$ 10.31	\$ 14.71	\$ 11.98	\$ 17.28		13.57
Operational Cost Per Individual	\$ 163.35	\$ 373.11	\$ 393.50	\$ 643.68		393.41
Operational Cost Per Passenger Miles	\$ 0.95	\$ 1.29	\$ 1.27	\$ 1.65		1.29

Report Period: 7/1/2014- 10/01/2014- 1/1/2015- 4/1/2015-
9/30/2014 12/31/2014 3/31/2015 6/30/2015

FY 2014 - 2015 Includes JARC; SMTP and LARS Trips

	Fiscal Year				Total	2015 Average
Trips	2173	2259	1802	1810	8044	2011
Unduplicated Individuals	205	55	46	48		89
Passenger Miles	25,160	25,547	20,458	22382	93547	23387
Operational Costs	\$ 24,834.00	\$ 27,524.00	\$ 30,543.00	\$ 32,615.35	\$ 115,516.35	\$ 28,879.09
Capital Costs	\$ -					\$ -
Total Costs:	\$ 24,834.00	\$ 27,524.00	\$ 30,543.00	\$ 32,615.35	\$ 115,516.35	\$ 28,879.09
Operational Cost Per Trip	\$ 11.43	\$ 12.18	\$ 16.95	\$ 18.02		14.65
Operational Cost Per Individual	\$ 121.14	\$ 500.44	\$ 663.98	\$ 679.49		491.26
Operational Cost Per Passenger Miles	\$ 0.99	\$ 1.08	\$ 1.49	\$ 1.46		1.25

Report Period: 7/1/2015- 10/01/2015- 1/1/2016- 4/1/2016-
9/30/2015 12/31/2015 3/31/2016 6/30/2016

FY 2015 - 2016 Includes JARC; SMTP and LARS Trips

	Fiscal Year				Total	2016 Average
Trips	2081	2186	1931		6198	2066
Unduplicated Individuals	190	60	42			97
Passenger Miles	23,113	24,912	22,937		70962	23654
Operational Costs	\$ 40,284.02	\$ 40,332.08	\$ 33,903.00		\$ 114,519.10	\$ 38,173.03
Capital Costs						
Total Costs:	\$ 40,284.02	\$ 40,332.08	\$ 33,903.00	\$ -	\$ 114,519.10	\$ 38,173.03
Farebox Revenue	\$ 5,435.00	\$ 5,168.00	\$ 4,612.00		\$ 15,215.00	\$ 5,071.67
Operational Cost Per Trip	\$ 19.36	\$ 18.45	\$ 17.56			18.46
Operational Cost Per Individual	\$ 212.02	\$ 672.20	\$ 807.21			563.81
Operational Cost Per Passenger Miles	\$ 1.74	\$ 1.62	\$ 1.48			1.61

JARC-Job Access Reverse Commute Funding-Funding for Transportation to Jobs and Job Training
SMTP-State Mass Transit Program-funding those persons living in Urbanized Areas until 6/30/2016
LARS-5311 Public Transit Funding

MEETINGS & FUNCTIONS – 2016

DAY/DATE	TIME	FUNCTION/LOCATION
Monday, May 9 th	6:30 p.m.	Regular Council Meeting
Tuesday, May 10 th	8:00 a.m.	Public Safety Committee Council Conference Room
Tuesday, May 10 th	3:00 p.m.	Infrastructure and Regulation Committee Council Conference Room
Wednesday, May 11 th	5:00 p.m.	Economic Development Structural Committee Council Conference Room
Thursday, May 12 th	11:30am – 2:00pm	Spring Wellness Walk – MUST PRE-REGSITER
Thursday, May 12 th	4:30 p.m.	Administration Committee Council Conference Room
Monday May 23 rd	6:30 p.m.	Regular Council Meeting
July 30 th – August 3 rd		South Carolina Association of Counties Annual Conference/Hilton Head, SC

LANCASTER COUNTY STANDING MEETINGS

The Tuesday following 1st Council meeting (most of the time it is the 2nd Tuesday)
 8:00 a.m. Public Safety Committee

The Tuesday following the 1st Council meeting (most of the time it is the 2nd Tuesday)
 3:00 p.m. Infrastructure and Regulation Committee

The Thursday following the 1st Council meeting (most of the time it is the 2nd Thursday)
 4:30 p.m. Administration Committee

1st Thursday of each month 7:00 p.m. Fire Commission, Covenant Street EOC Building

2nd and 4th Tuesday of each month 9:00 a.m. Development Review Committee, Council Chambers

2nd Tuesday of each month 6:30 p.m. Zoning Appeals Board, County Council Chambers

2nd Tuesday of each month 6:30 p.m. Recreation Commission, 260 S. Plantation

Last Tuesday of each month (Every other month – Beginning with Feb.) 6:00 p.m. Library Board, Carolinian Room, Library

2nd Wed (Jan/March/May/July/Sept/Nov) 11:45 a.m. Health & Wellness Comm., various locations

2nd Tuesday 6:00 p.m. Historical Commission, Library Conference Room

3rd Thursday of each month 6:30 p.m. Community Relations Commission, County Council Chambers

1st Thursday of each month 5:00 p.m. Planning Commission work session, County Council Chambers

3rd Tuesday of each month 6:30 p.m. Planning Commission, County Council Chambers