

Lancaster County Council Regular Meeting Agenda

Monday, August 28, 2017

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

1. **Call to Order Regular Meeting – Chairman Steve Harper** 6:00 p.m.
2. **Welcome and Recognition – Chairman Steve Harper**
3. **Pledge of Allegiance and Invocation – Council Member Charlene McGriff**
4. **Approval of the agenda** */deletions and additions of non-substantive matter/*
5. **Special Presentations**
 - a. Thumbs Up Award – Amanda Bigham, Treasurer’s Office – Presented by Chairman Steve Harper
 - b. Recognition of Hal Crenshaw and Crenco Food Stores as the 2017 Retailer of the Year by the South Carolina Association of Convenience Stores – Presented by Chairman Steve Harper
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**
 - a. Minutes of the August 14, 2017 regular meeting – *pgs. 6-15*
 - b. **3rd Reading of Ordinance 2017-1453 regarding rezoning property of David and Sherry Walden**

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Of David And Sherry Walden, Located ± 400 Feet North Of The Intersection Of Cedar Creek Road And Great Falls Highway Near The Lancaster/Chester County Line From PDD, Planned Development District (PDD-2 Catawba Ridge AKA Bear Creek Landing) To AR, Agricultural Residential District. – *Planning Commission recommended approval by a vote of 7-0. Passed 5-0 at the July 17, 2017 County Council Meeting. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 16-17*

- c. **3rd Reading of Ordinance 2017-1454 regarding rezoning property of Kershaw Properties LLC**
Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Two (2) Properties Owned By Kershaw Properties LLC. The First Property Is Located At The Corner Of Third Street And Kershaw Camden Highway, The Second Property Is Located At The Corner Of Second Street And Kershaw Camden Highway. The Applicant Has Requested Both Properties To Be Rezoned From MDR, Medium Density Residential District To GB, General Business District. – *Planning Commission recommended approval by a vote of 7-0. Passed 5-0 at the July 17, 2017 County Council Meeting. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 18-19*
- d. **3rd Reading of Ordinance 2017-1456 regarding Rezoning Property of Bryan O’Neal**
Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Bryan O’Neal, Located At 2271 Boxcar Road, From LDR, Low Density Residential District And IMX, Industrial Mixed Use District to RUB, Rural Business District And From IMX, Industrial Mixed Use District To LDR, Low Density Residential District. – *Planning Commission recommended approval by a vote of 7-0. Passed 5-0 at the July 17, 2017 County Council Meeting. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 20-21*
- e. **2nd Reading of Ordinance 2017-1457 regarding repealing Section 12-21 of the Code of Ordinances**
Ordinance Title: An Ordinance To Repeal Section 12-21 Of The Lancaster County Code Of Ordinances Related To Solid Waste Collection Business Licenses. – *(Favorable Recommendation – I&R Committee). Passed 7-0 at the August 14, 2017 County Council Meeting. – Steve Willis – pgs. 22-23*
- f. **2nd Reading of Ordinance 2017-1458 regarding Amending the Code to Separate Duties of the Building Department and the Zoning Department**
Ordinance Title: An Ordinance To Amend Article IV Of Chapter 25 Of The Lancaster County Code So As To Separate Duties Of The Building Department And The Zoning Department. – *(Favorable Recommendation – I&R Committee). Passed 7-0 at the August 14, 2017 County Council Meeting. – Steve Willis – pgs. 24-26*
- g. **2nd Reading of Ordinance 2017-1461 regarding Rezoning Property of Richard Ormand**
Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Richard Ormand, Located At 1495 Lee Ormand Road From LDR, Low Density Residential District To RR, Rural Residential District. – *Planning Commission recommended approval by a vote of 7-0. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 27-28*
- h. **2nd Reading of Ordinance 2017-1462 regarding Rezoning Property of Ralph Hood, represented by Mackenzie Riggins**
Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Ralph Hood, Represented By Mackenzie Riggins, Located At 275 Monroe Hwy, From LDR, Low Density Residential District To NB, Neighborhood Business District. – *Planning Commission recommended approval by a vote of 7-0. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 29-30*

i. **2nd Reading of Ordinance 2017-1463 regarding Correcting Zoning Map and Rezoning Property Owned By Wallace Indian Land LLC, etal**

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Correct And Rezone Property Owned By Wallace Indian Land LLC, Etal, Located On The West Side Of Henry Harris Road, North Of Jim Wilson Road, From PDD-20, Planned Development District, To LDR, Low Density Residential District. – *Planning Commission recommended approval by a vote of 7-0. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 31-32*

j. **2nd Reading of Ordinance 2017-1464 regarding Rezoning Property of Pamela Stewart**

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone ± 2.42 Acres Of Property Owned By Pamela Stewart, Located Off Kershaw Camden Highway At The Intersection Of Solar Road Outside The Heath Springs Town Limits From A Formerly Zoned R-45B Rural Residential/Business/Agricultural District (Former UDO And Zoning Map) To GB, General Business District. – *Planning Commission recommended approval by a vote of 7-0. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 33-34*

k. **2nd Reading of Ordinance 2017-1465 regarding Rezoning Property of Ashok Ahluwalia**

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone ± .617 Acres Of Property Owned By Ashok Ahluwalia, Located At 9762 Charlotte Highway From MX, Mixed-Use District To GB, General Business District. – *Planning Commission recommended approval by a vote of 5-2. Passed 7-0 at the August 14, 2017 County Council Meeting. – Penelope Karagounis – pgs. 35-36*

8. **Non-Consent Agenda**

a. **Resolution 0968-R2017 regarding Establishing a Priority the First Two Capital Projects**

Resolution Title: A Resolution To Establish As A Priority The First Two Capital Projects For Lancaster County From An Existing List Of Known Future Construction Needs. – *(Favorable Recommendation – I&R Committee) – Steve Willis – pgs. 37-46*

b. **Resolution 0970-R2017 regarding Requesting SCDOT to Prohibit Through Truck Traffic on Taxahaw Road**

Resolution Title: A Resolution Requesting The South Carolina Department Of Transportation To Prohibit Through Truck Traffic On Taxahaw Road (S-29-123) Between Gold Mine Highway (U.S. 601) And Old Jefferson Highway (S.C. 265). – *Steve Willis – pgs. 47-50*

c. **Public Hearing and 3rd Reading of Ordinance 2017-1455 regarding Establishment of the Stormwater Management Utility and Amend the UDO – Amendment Needed**

Ordinance Title: An Ordinance To Establish The Lancaster County Stormwater Management Utility, To Amend Lancaster County's Uniform Development Ordinance (UDO) So As To Add Thereto The Terms, Conditions And Provisions Of The Lancaster County Stormwater Management Utility, Including A Determination Of The Geographic Boundaries Subject To The Utility's Management Oversight And The Fees Associated Therewith. – *Planning Commission recommended approval by a vote of 7-0. Passed 5-0 at the July 17, 2017 County Council Meeting. Passed 4-3 at the August 14, 2017 County Council Meeting (Terry Graham, Brian Carnes and Jack Estridge opposed). - Scott Edgar/John Gast– pgs. 51-95*

d. 1st Reading of Ordinance 2017-1466 regarding Conveyance of Fish Hatchery Road

Ordinance Title: An Ordinance To Convey To The State Of South Carolina That Road Identified As Fish Hatchery Road That Is Utilized By The South Carolina Department Of Natural Resources (DNR) In Conjunction With Its Operation And Management Of Spring Stevens Fish Hatchery. – *John Weaver – pgs. 96-100*

e. 1st Reading of Ordinance 2017-1467 regarding Establishment of Accommodations Tax Advisory Committee

Ordinance Title: An Ordinance To Establish An Accommodations Tax Advisory Committee And To Designate The Olde English District As The Organization Selected To Receive The Thirty (30%) Percent Portion Of The Accommodations Receipts. – *John Weaver – pgs. 101-106*

f. 1st Reading of Ordinance 2017-1468 regarding Amending the UDO in 7 Separate Instances

Ordinance Title: An Ordinance To Amend The Lancaster County Uniform Development Ordinance Through The Addition, Deletion Or Revision Of Existing Wording Within The Text Of The Present Language Contained Therein In Seven (7) Separate Instances. – *Planning Commission recommended approval by a vote of 5-0. – Penelope Karagounis – pgs. 107-115*

9. Discussion and Action Items

a. Committee Reports

1. I&R Committee – Committee Chair Larry Honeycutt
2. Public Safety Committee – Committee Chair Brian Carnes
3. Administration Committee – Committee Chair Charlene McGriff

b. Nomination for appointment to Boards and Commissions for District 1 – *pgs. 116-117*

- Katie See for Board of Zoning Appeals

c. Discussion of concept – county office space in Indian Land – (*Favorable Recommendation – I&R Committee*) – *Steve Willis/John Weaver – pg. 118*

d. Payment for Rich Hill Fire Department - (*Favorable Recommendation – Public Safety Committee*) – *Steve Willis/Darren Player – pg. 119*

e. Pre-approval for Assistance to Firefighter grants – (*Favorable Recommendation – Public Safety Committee*) – *Steve Willis/Darren Player – pg. 120*

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

None at this time.

11. Miscellaneous Reports and Correspondence

a. Charter Communications – *pgs. 121-122*

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

13. Executive Session

14. Calendar of Events – pg. 123

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



Members of Lancaster County Council
Steve Harper, District 5, Chairman
Charlene McGriff, District 2, Vice Chairwoman
Larry Honeycutt, District 4, Secretary
Brian Carnes, District 7
Jack Estridge, District 6
Terry Graham, District 1
Billy Mosteller, District 3

Minutes of the Lancaster County Council Regular Meeting

101 N. Main Street, Lancaster, SC 29720

Monday, August 14, 2017

Council Members present were Brian Carnes, Jack Estridge, Terry Graham, Steve Harper, Larry Honeycutt, Charlene McGriff and Billy Mosteller. Also present were John Weaver, Steve Willis, Sherrie Simpson, Chelsea Gardner, Penelope Karagounis, Kimberly Hill, the press and spectators. A quorum of Lancaster County Council was present for the meeting.

The following press were notified of the meeting by e-mail in accordance with the Freedom of Information Act: *Lancaster News*, *Kershaw News Era*, *The Rock Hill Herald*, *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 and on the county website the required length of time.

Call to Order regular meeting

Chairman Steve Harper called the regular meeting of Council to order at 6:00 p.m.

Welcome and Recognition/Pledge of Allegiance and Invocation

Chairman Steve Harper welcomed everyone to the meeting. Larry Honeycutt led the Pledge of Allegiance to the American Flag and delivered the invocation.

Approval of the agenda

Charlene McGriff moved to approve the agenda. Seconded by Brian Carnes. Council approved the agenda by unanimous vote of 7-0.

Special Presentations

Chairman Steve Harper recognized Sheriff Barry Faile for being elected President of the South Carolina Sheriff's Association.

Chairman Steve Harper presented Katherine Walters, Parks and Recreation, with a plaque for the Employee of the Quarter – 2nd Quarter.

Chairman Steve Harper presented the Dixie Darlings softball team with a Proclamation honoring their District championship, South Carolina State Championship and World Series Runner-Up.

Citizens Comments

Peter Gertler, 6277 Carolina Commons, Indian Land, SC, spoke in support of the Stormwater program. He provided handouts attached as Schedule A.

Ashok Ahluwalia, 4015 Sherbrooke Drive, Charlotte, NC, spoke regarding Ordinance 2017-1465.

Sara Phillips, 2045 Robert H. Kirk Road, Lancaster, SC, spoke regarding Trap/Neuter/Return.

Larry Jackson, 135 Riverwood Drive, Fort Mill, SC, spoke regarding Ordinance 2017-1460.

R.C. Day, 2158 Clarion Drive, Indian Land, SC, spoke regarding the Stormwater Ordinance/program.

Richard Dwyer, 5021 Williny Court, Indian Land, SC, spoke regarding the Stormwater Ordinance/program.

Dean Faile, 4086 Flint Drive, Lancaster, SC, provided a legislative update on Sunday alcohol sales.

Shelia Perry, 7248 Hancock Road, Lancaster, SC, spoke regarding her concerns about Hancock Road being a 1 lane road instead of a 2 lane road. She stated that Hancock Road should be a 2 lane road.

Rosa Sansbury, 821 Obnosky Road, Van Wyck, SC, spoke regarding the rezoning of 5 acres on Highway 521 north of Steele Hill Road.

Joannie Allison, 87465 Etson Court, Lancaster, SC, spoke regarding a rezoning request and her concerns about a possible mini storage facility on that property and asked that the request be denied.

Wanda Rosa, 86614 Harrington Road, Indian Land, SC, spoke regarding a rezoning request across from Jim Wilson Road and asked that the request be denied.

Consent Agenda

Billy Mosteller moved to approve Consent Agenda Item a, Item b, Item c and Item d. Seconded by Larry Honeycutt. No further discussion. Council approved Consent Agenda Items a, b, c and d by unanimous vote of 7-0.

- a. Minutes of the July 17, 2017 regular County Council meeting
- b. **2nd Reading of Ordinance 2017-1453 regarding rezoning property of David and Sherry Walden**
Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Of David And Sherry Walden, Located ± 400 Feet North Of The Intersection Of Cedar Creek Road And Great Falls Highway Near The Lancaster/Chester County Line From PDD, Planned Development District (PDD-2 Catawba Ridge AKA Bear Creek Landing) To AR, Agricultural Residential District.
- c. **2nd Reading of Ordinance 2017-1454 regarding rezoning property of Kershaw Properties LLC**
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- d. **2nd Reading of Ordinance 2017-1456 regarding Rezoning Property of Bryan O'Neal**
Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Bryan O'Neal, Located At 2271 Boxcar Road, From LDR, Low Density Residential District And IMX, Industrial Mixed Use District to RUB, Rural Business District And From IMX, Industrial Mixed Use District To LDR, Low Density Residential District.

Non-Consent Agenda

3rd Reading of Ordinance 2017-1452 regarding Amended Fee Agreement Between AG-APG Edgewater Property Owner, LLC And Lancaster County

Ordinance Title: An Ordinance Authorizing The Execution And Delivery Of An Amended And Restated Fee Agreement Between AG-APG Edgewater Property Owner, L.L.C., And Lancaster County, South Carolina.

Charlene McGriff moved to approve the 3rd Reading of Ordinance 2017-1452. Seconded by Billy Mosteller.

John Weaver stated that two small changes have been made to the Ordinance. They are not material changes to the Ordinance itself and do not change its meaning but he recommended that the changes be adopted as an amendment. Larry Honeycutt stated that regarding Ordinance No. 2017-1452, while none of the changes are material to the meaning and intent of the ordinance, nevertheless, he moved that the ordinance be amended as shown on pages 64, 65 and 66 of the agenda packet. Seconded by Billy Mosteller. The motion to amend Ordinance 2017-1452 passed by unanimous vote of 7-0.

Council voted to approve the 3rd reading of Ordinance 2017-1452 as amended by unanimous vote of 7-0.

2nd Reading of Ordinance 2017-1455 regarding Establishment of the Stormwater Management Utility and Amend the UDO

Ordinance Title: An Ordinance To Establish The Lancaster County Stormwater Management Utility, To Amend Lancaster County's Uniform Development Ordinance (UDO) So As To Add Thereto The Terms, Conditions And Provisions Of The Lancaster County Stormwater Management Utility, Including A Determination Of The Geographic Boundaries Subject To The Utility's Management Oversight And The Fees Associated Therewith.

Charlene McGriff moved to approve the 2nd Reading of Ordinance 2017-1455. Seconded by Billy Mosteller.

Brian Carnes moved to amend Ordinance 2017-1455 to change the Stormwater fee to thirty-five dollars (\$35) per residential unit and then whatever monies are needed to balance out what is needed for the district to come from fund balance. Seconded by Terry Graham.

Charlene McGriff asked why the fee should be changed from seventy-five dollars (\$75) to thirty-five dollars (\$35). Brian Carnes stated that the County does not have enough information to make a decision to set the fee. He stated that the County should start low with the fee and then build into it and this process will give Council an opportunity to decide what is needed in this department. Charlene McGriff stated that the money should be borrowed and not taken from the general fund and she explained her reasoning. Steve Harper stated that review fees need to be discussed and included in the proposed budget. Terry Graham stated that the proposed budget needed work and should go back to the Administration Committee for consideration. Jack Estridge agreed that the fee should start off low and be raised later if needed. Billy Mosteller explained his concerns over start-up costs for the program and their effects on the budget for the 1st year. Council and staff discussed how the proposed budget would be effected if the fee was reduced to thirty-five dollars (\$35). Steve Willis and Kim Hill explained the need to establish fund balance in the budget during the 1st year. The Stormwater program, proposed budget and fee were discussed. The motion to amend Ordinance 2017-1455 passed by a vote of 4-3. Brian Carnes, Jack Estridge, Terry Graham and Steve Harper voted to approve the amendment to the Ordinance and Charlene McGriff, Billy Mosteller and Larry Honeycutt opposed.

Charlene McGriff moved to amend Ordinance 2017-1455 to state that if the County goes ahead with the thirty-five dollar (\$35) fee, then any money used out of the general fund for the Stormwater program is paid back to the general fund once the money is collected. She further moved that if the program goes over budget, then the Stormwater fee will have to be raised in order to pay the County back. Larry Honeycutt seconded the motion. After further discussion on the budget and the effects of changing the fee to thirty-five dollars (\$35), Charlene McGriff withdrew her motion.

Charlene McGriff moved for a reconsideration of the amendment that just passed regarding the change of the Stormwater fee to thirty-five dollars (\$35). Seconded by Larry Honeycutt. The motion for reconsideration passed by a vote of 4-3. Charlene McGriff, Steve Harper, Larry Honeycutt and Billy Mosteller voted in favor of the motion for reconsideration and Brian Carnes, Jack Estridge and Terry Graham opposed.

County staff and Scott Edgar discussed various fees and the effects different fees would have on the proposed budget. He stated that fund balance is needed for various projects and emergencies that will invariably come up during the first year. He also explained that the Environmental Protection Agency (EPA) and the Department Health and Environmental Control (DHEC) have stated that the County has to clean up the creeks, so the driving force behind the Stormwater program is water quality. Jack Estridge asked if anything could be taken out of the proposed budget. Charlene McGriff stated that there is no history for this program and the program has start-up costs that have to be addressed. Steve Harper asked how much of the proposed budget deals with one time start-up costs. Kimberly Hill, Jeff Catoe, Scott Edgar and Steve Willis reviewed the proposed budget for the Stormwater program. Larry Honeycutt and Charlene McGriff asked staff if the proposed budget is reasonable. Jeff Catoe stated that the budget is as reasonable as the staff could come up with considering there are unknowns out there. Kimberly Hill stated that she agrees with Jeff Catoe and that the budget is a reasonable one. She explained that, with the unknowns and no history for this program, building fund balance for the program is important.

Terry Graham stated that the seventy-five dollar (\$75) fee is too high and that he would rather the fee be fifty dollars (\$50). Billy Mosteller stated that the County needs good water quality for the creeks and he agrees with the seventy-five dollar (\$75) fee. Charlene McGriff stated that she agrees with the seventy-five dollar (\$75) fee also and that Council should rely on their staff recommendations and they have recommended the fee be seventy-five dollars (\$75). Jack Estridge stated that the budget for the program needs to be looked at again. Brian Carnes stated that the State of South Carolina has dumped their problems on the County. Larry Honeycutt stated the State of South Carolina has given the County the responsibility to clean up the problem and that the County should not use the general fund if it can be avoided. Steve Harper asked if the plan review fees can be added to the proposed budget before the end of the year. Steve Willis stated that there is no trend analysis in order to add those fees to the proposed Stormwater budget at this time. Kimberly Hill stated that a budget amendment will be required in order to add the Stormwater program to the FY 2017-2018 budget.

Council voted 4-3 to pass the 2nd reading of Ordinance 2017-1455. Charlene McGriff, Steve Harper, Larry Honeycutt and Billy Mosteller voted to approve the 2nd reading of the Ordinance and Terry Graham, Brian Carnes and Jack Estridge opposed.

1st Reading of Ordinance 2017-1457 regarding repealing Section 12-21 of the Code of Ordinances

Ordinance Title: An Ordinance To Repeal Section 12-21 Of The Lancaster County Code Of Ordinances Related To Solid Waste Collection Business Licenses.

Brian Carnes moved to approve the 1st Reading of Ordinance 2017-1457. Seconded by Charlene McGriff. The 1st Reading of Ordinance 2017-1457 passed by unanimous vote of 7-0.

1st Reading of Ordinance 2017-1458 regarding Amending the Code to Separate Duties of the Building Department and the Zoning Department

Ordinance Title: An Ordinance To Amend Article IV Of Chapter 25 Of The Lancaster County Code So As To Separate Duties Of The Building Department And The Zoning Department.

Larry Honeycutt moved to approve the 1st Reading of Ordinance 2017-1458. Seconded by Terry Graham. The 1st Reading of Ordinance 2017-1458 passed by unanimous vote of 7-0.

Citizens Comments

Chairman Harper allowed a continuation of Citizens Comments due to a bad wreck on Highway 521 that delayed some people and, therefore, they were unable to arrive on time to the meeting and to participate in Citizens Comments during the appropriate time.

Norman Gordon, 18825 River Falls Drive, Davidson, NC, spoke regarding a rezoning request. He provided handouts attached as Schedule B.

1st Reading of Ordinance 2017-1459 regarding Rezoning Property of Anna Wood, represented by Jeff Pelchat

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Anna D. Wood, Represented By Jeff Pelchat, Located On Jim Wilson Road, North Of Cortland Drive From PB, Professional Business District To GB, General Business District.

Jack Estridge moved to approve the 1st Reading of Ordinance 2017-1459. Seconded by Charlene McGriff.

Penelope Karagounis explained that the planning staff recommended denial of this rezoning request and the Planning Commission also recommended denial of the rezoning application. Terry Graham stated that he believes this property is in his district and that over 250 citizens have signed a petition against the rezoning of the property. Larry Honeycutt stated that, according to Citizens Comments, there are storage units all over the area and that the proposed storage units would not be a good fit for the property. Brian Carnes asked if General Business

zoning is behind this property. Penelope Karagounis stated that it is and she explained the reasoning behind the zoning for the two pieces of property.

Council voted 1-6 against approving the 1st Reading of Ordinance 2017-1459. Jack Estridge voted in favor of approving the 1st Reading of Ordinance 2017-1459 and Brian Carnes, Larry Honeycutt, Steve Harper, Charlene McGriff, Billy Mosteller and Terry Graham opposed. The 1st Reading of Ordinance 2017-1459 was denied.

1st Reading of Ordinance 2017-1460 regarding Rezoning Property of Larry and Donald Jackson

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Larry And Donald Jackson, Located On The West Side Of Charlotte Hwy, Directly North Of Steele Hill AME Zion Church From RN, Rural Neighborhood District To NB, Neighborhood Business District.

Terry Graham moved to deny the 1st Reading of Ordinance 2017-1460. Seconded by Larry Honeycutt.

Penelope Karagounis explained that the Planning Commission recommended approval of the rezoning request. Terry Graham stated that this property is in his district and there is opposition from the local residents regarding this rezoning application. He stated that the County should control growth around schools. Larry Honeycutt agreed that Council now has an opportunity to do a better job with planning and controlling what is built around the schools. Charlene McGriff asked if the property was rezoned improperly, as indicated in Citizens Comments. Penelope Karagounis explained the rezoning process and explained the future land use map. Charlene McGriff asked if a mistake had not been made in rezoning in the beginning, would the applicant have to go through this process now and Penelope Karagounis responded no. Larry Honeycutt reiterated that the County should be careful what is built around schools.

Council voted 5-2 to deny the 1st Reading of Ordinance 2017-1460. Jack Estridge, Brian Carnes, Larry Honeycutt, Billy Mosteller and Terry Graham voted to deny the 1st Reading of Ordinance 2017-1460 and Charlene McGriff and Steve Harper opposed.

1st Reading of Ordinance 2017-1461 regarding Rezoning Property of Richard Ormand

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Richard Ormand, Located At 1495 Lee Ormand Road From LDR, Low Density Residential District To RR, Rural Residential District.

Larry Honeycutt moved to approve the 1st Reading of Ordinance 2017-1461. Seconded by Billy Mosteller. The 1st Reading of Ordinance 2017-1461 passed by unanimous vote of 7-0.

1st Reading of Ordinance 2017-1462 regarding Rezoning Property of Ralph Hood, represented by Mackenzie Riggins

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone Property Owned By Ralph Hood, Represented By Mackenzie Riggins, Located At 275 Monroe Hwy, From LDR, Low Density Residential District To NB, Neighborhood Business District.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2017-1462. Seconded by Larry Honeycutt. The 1st Reading of Ordinance 2017-1462 passed by unanimous vote of 7-0.

1st Reading of Ordinance 2017-1463 regarding Correcting Zoning Map and Rezoning Property Owned By Wallace Indian Land LLC, etal

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Correct And Rezone Property Owned By Wallace Indian Land LLC Etal, Located On The West Side Of Henry Harris Road, North Of Jim Wilson Road, From PDD-20, Planned Development District, To LDR, Low Density Residential District.

Terry Graham moved to approve the 1st Reading of Ordinance 2017-1463. Seconded by Charlene McGriff. The 1st Reading of Ordinance 2017-1463 passed by unanimous vote of 7-0.

1st Reading of Ordinance 2017-1464 regarding Rezoning Property of Pamela Stewart

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone ± 2.42 Acres Of Property Owned By Pamela Stewart, Located Off Kershaw Camden Highway At The Intersection Of Solar Road Outside The Heath Springs Town Limits From A Formerly Zoned R-45B Rural Residential/Business/Agricultural District (Former UDO And Zoning Map) To GB, General Business District.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2017-1464. Seconded by Terry Graham. The 1st Reading of Ordinance 2017-1464 passed by unanimous vote of 7-0.

1st Reading of Ordinance 2017-1465 regarding Rezoning Property of Ashok Ahluwalia

Ordinance Title: An Ordinance To Amend The Official Zoning Map Of Lancaster County So As To Rezone ± .617 Acres Of Property Owned By Ashok Ahluwalia, Located At 9762 Charlotte Highway From MX, Mixed-Use District To GB, General Business District.

Larry Honeycutt moved to approve the 1st Reading of Ordinance 2017-1465. Seconded by Billy Mosteller. The 1st Reading of Ordinance 2017-1465 passed by unanimous vote of 7-0.

Discussion and Action Items

Nominations for appointments to Boards and Commissions for District 7.

Larry Honeycutt moved to approve the appointments of Allen Cook to the Airport Commission and Benjamin David Levine to the Planning Commission. Seconded by Brian Carnes. The appointments passed by unanimous vote of 7-0.

Nomination for appointment to Fire Commission to fill unexpired term.

Billy Mosteller moved to approve the appointment of Joshua L. Alford to the Fire Commission to fill the unexpired term from the Rich Hill Fire Department. Seconded by Charlene McGriff. The appointment passed by unanimous vote of 7-0.

Nomination for appointment to Catawba Community Mental Health Center Board.

Charlene McGriff moved to approve the appointment of Candita Landers to the Catawba Community Mental Health Center Board. Seconded by Brian Carnes. The appointment passed by unanimous vote of 7-0.

Information only on Victim's Advocate Grants and Funding and Highway Safety Grant: Impaired Driving Education and Enhanced Impaired Driving Unit.

This grant award material was for information only for Council. Steve Willis stated that these grants are 100% funded and so no action is required by Council.

Updates to Social Media Platforms.

Larry Honeycutt moved that Jessica Kennington be allowed to expand what is put on the social media platforms and to use them to post the schedules of upcoming County Council meetings and Board and Commission meetings, to post vacancies for Boards and Commissions and to provide information to citizens. Seconded by Charlene McGriff. Passed by unanimous vote of 7-0.

Executive Session

Larry Honeycutt moved to go into Executive Session to hear three economic development discussions: Project Shamrock, Project Rhino and Project Tom. Seconded by Charlene McGriff. Passed by unanimous vote of 7-0.

Charlene McGriff moved to come out of Executive Session. Seconded by Billy Mosteller. Passed by unanimous vote of 7-0.

Upon returning to open session, Attorney John Weaver noted that Council considered two economic development briefings during Executive Session. He stated that during the course of Executive Session no votes were taken and no decisions were made.

Economic Development Discussions.

Larry Honeycutt moved to approve the two recommendations by the Economic Development Director as discussed during Executive Session. Seconded by Brian Carnes. Passed by unanimous vote of 7-0.

DRAFT

Adjournment

Larry Honeycutt moved to adjourn the meeting. Seconded by Terry Graham. Passed by unanimous vote of 7-0. The Council meeting was adjourned at 9:29 p.m.

Respectfully Submitted:

Approved by Council, August 28, 2017

Sherrie Simpson
Clerk to Council

Larry Honeycutt, Secretary

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2017-1453

AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE PROPERTY OF DAVID AND SHERRY WALDEN, LOCATED ± 400 FEET NORTH OF THE INTERSECTION OF CEDAR CREEK ROAD AND GREAT FALLS HIGHWAY NEAR THE LANCASTER/CHESTER COUNTY LINE FROM PDD, PLANNED DEVELOPMENT DISTRICT (PDD-2 CATAWBA RIDGE AKA BEAR CREEK LANDING) TO AR, AGRICULTURAL RESIDENTIAL DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) David and Sherry Walden applied to rezone property located ± 400 feet north of the intersection of Cedar Creek Road and Great Falls Highway near the Chester County/Lancaster County line from PDD, Planned Development District (PDD-2 Catawba Ridge aka Bear Creek Landing), to AR, Agricultural Residential District.

(b) On June 20, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from PDD, Planned Development District (PDD-2 Catawba Ridge aka Bear Creek Landing) to AR, Agricultural Residential District for the following property(ies) as identified by tax map number or other appropriate identifier:

Tax Map No. 0128-00-013.00.

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	July 17, 2017	Passed 5-0
Second Reading:	August 14, 2017	Passed 7-0
Third Reading:	August 28, 2017	

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STATE OF SOUTH CAROLINA

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COUNTY OF LANCASTER

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ORDINANCE NO. 2017-1454

AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE TWO (2) PROPERTIES OWNED BY KERSHAW PROPERTIES LLC. THE FIRST PROPERTY IS LOCATED AT THE CORNER OF THIRD STREET AND KERSHAW CAMDEN HIGHWAY, THE SECOND PROPERTY IS LOCATED AT THE CORNER OF SECOND STREET AND KERSHAW CAMDEN HIGHWAY. THE APPLICANT HAS REQUESTED BOTH PROPERTIES TO BE REZONED FROM MDR, MEDIUM DENSITY RESIDENTIAL DISTRICT TO GB, GENERAL BUSINESS DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Cara McCoy applied to rezone two (2) properties. The 1st property is located at the corner of Third Street and Kershaw Camden Highway, and the 2nd property is located at the corner of Second Street and Kershaw Camden Highway from MDR, Medium Density Residential District, to GB, General Business District.

(b) On June 20, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from MDR, Medium Density Residential District to GB, General Business District for the following property(ies) as identified by tax map number or other appropriate identifier:

Tax Map No. 0156H-0C-001.00 & 0156H-0C-002.00.

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	July 17, 2017	Passed 5-0
Second Reading:	August 14, 2017	Passed 7-0
Third Reading:	August 28, 2017	

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STATE OF SOUTH CAROLINA

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ORDINANCE NO. 2017-1456

COUNTY OF LANCASTER

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AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE PROPERTY OWNED BY BRYAN O'NEAL, LOCATED AT 2271 BOXCAR ROAD, FROM LDR, LOW DENSITY RESIDENTIAL DISTRICT AND IMX, INDUSTRIAL MIXED USE DISTRICT TO RUB, RURAL BUSINESS DISTRICT AND FROM IMX, INDUSTRIAL MIXED USE DISTRICT TO LDR, LOW DENSITY RESIDENTIAL DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Bryan O'Neal applied to rezone property located at 2271 Boxcar Road from LDR, Low Density Residential District and IMX, Industrial Mixed Use District to RUB, Rural Business District and from IMX, Industrial Mixed Use District to LDR, Low Density Residential District.

(b) On June 20, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification of a portion of TMS # 0048-00-036.08 (currently zoned LDR, Low Density Residential District) and a portion of TMS # 0048-00-036.03 (currently zoned IMX, Industrial Mixed Use District) to RUB, Rural Business District. The remainder of TMS # 0048-00-036.03 is to be rezoned from IMX, Industrial Mixed Use District to LDR, Low Density Residential District.

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

DATED this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	7-17-17	Passed 5-0
Second Reading:	8-14-17	Passed 7-0
Third Reading:	8-28-17	

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STATE OF SOUTH CAROLINA

COUNTY OF LANCASTER

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ORDINANCE NO. 2017-1457

~~Indicates Matter Stricken~~

Indicates New Matter

AN ORDINANCE

TO REPEAL SECTION 12-21 OF THE LANCASTER COUNTY CODE OF ORDINANCES RELATED TO SOLID WASTE COLLECTION BUSINESS LICENSES.

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

Section 1. **Amendment of County Code.**

Section 12-21 of the Lancaster County Code of Ordinances is amended as follows:

Sec. 12-21. - Licensing of refuse collection vendors. Reserved.

~~All vendors of residential and commercial refuse operating within the county must be licensed. Such vendors will be charged a license fee graduated according to the vendor's gross income.~~

~~(Ord. No. 101, 7-25-83; Ord. No. 200, 11-25-91)~~

Section 2. **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 3. **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 4. **Effective Date.**

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	August 14, 2017	Passed 7-0
Second Reading:	August 28, 2017	
Third Reading:	September 11, 2017	(Tentative)

STATE OF SOUTH CAROLINA

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COUNTY OF LANCASTER

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ORDINANCE NO. 2017-1458

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~~Indicates Matter Stricken~~

Indicates New Matter

AN ORDINANCE

TO AMEND ARTICLE IV OF CHAPTER 25 OF THE LANCASTER COUNTY CODE SO AS TO SEPARATE DUTIES OF THE BUILDING DEPARTMENT AND THE ZONING DEPARTMENT.

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

Section 1. **Building Department.**

Article 4 of Chapter 25 of the Lancaster County Code is amended to read:

ARTICLE IV. - BUILDING AND ZONING DEPARTMENT

Sec. 25-61. - Created, function and duties.

(a) Through this section, the county council creates the Lancaster County Building and Zoning Department. This staff shall perform the daily enforcement activities associated with the following ordinances, codes, and topics:

(1) Issuing:

- a. ~~Building~~ Construction permits.
- b. Mobile home permits.
- c. Mobile home moving ~~de-title~~ permits.
- d. ~~Use/occupancy permits~~ Application for Building Code appeals.
- e. ~~Sign Monument or pole sign permits~~.
- f. ~~Applications for rezonings, appeals, and variances, etc.~~

(2) Performing:

- a. Building codes/~~zoning~~ inspection.
- b. Building codes/~~zoning~~ enforcement.
- c. Site Construction plan reviews.
- d. Investigation and verification of ~~rezonings, appeals, and variances, etc.~~
- e. Mobile home de-title inspections.

(3) Administering:

- a. Building codes.
- b. ~~Land use and development standards ordinance (zoning).~~
- c. ~~Uniform subdivision regulations.~~
- d. ~~Flood damage prevention ordinance.~~
- e. ~~Street and road name ordinance.~~
- f. ~~Uniform addressing and numbering ordinance.~~

(b) The building ~~and zoning~~ staff shall serve as the enforcement staff to the townships of Heath Springs and Kershaw, and enforce only those ordinances and codes that have been duly adopted by the respective councils.

(c) By separate ordinance, the county council will consider and adopt building and construction codes to be enforced by the building ~~and zoning~~ department.

(Ord. No. 234, § 7, 5-23-94)

Secs. 25-62 to 25-70. - Reserved

Section 2. Zoning Department.

Article 5 of Chapter 25 of the Lancaster County Code is adopted to read:

ARTICLE V. - ZONING DEPARTMENT

Sec. 25-71. - Created, function and duties.

(a) Through this section, the county council creates the Lancaster County Zoning Department. This staff shall perform the daily enforcement activities associated with the following ordinances, codes, and topics:

(1) Issuing:

- a. Mobile home moving permits.
- b. Mobile home change of ownership.
- c. Application for zoning appeals and variances.
- d. Use/occupancy permits.
- e. Septic tank permits.
- f. Alarm permits.

(2) Performing:

- a. Unified Development Ordinance code inspections.
- b. Unified Development Ordinance enforcement.
- c. Site plan reviews.
- d. Investigation and verification of Unified Development Ordinance appeals and variances, etc.

(3) Administering:

- a. Flood damage prevention ordinance.

(b) The zoning staff shall serve as the enforcement staff to the towns of Heath Springs and Kershaw, and enforce only those ordinances and codes that have been duly adopted by the respective councils.

(c) By separate ordinance, the county council will consider and adopt changes to the Unified Development Ordinance.

Section 3. 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 4. 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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	August 14, 2017	Passed 7-0
Second Reading:	August 28, 2017	
Third Reading:	September 11, 2017	(Tentative)

STATE OF SOUTH CAROLINA

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ORDINANCE NO. 2017-1461

COUNTY OF LANCASTER

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AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE PROPERTY OWNED BY RICHARD ORMAND, LOCATED AT 1495 LEE ORMAND ROAD FROM LDR, LOW DENSITY RESIDENTIAL DISTRICT TO RR, RURAL RESIDENTIAL DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Richard Ormand applied to rezone property located at 1495 Lee Ormand Road from LDR, Low Density Residential District, to RR, Rural Residential District.

(b) On June 20, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from LDR, Low Density Residential District, to RR, Rural Residential District for the following property as identified by tax map number or other appropriate identifier:

Portion of Tax Map No. 0060-00-130.01

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	8-14-2017	Passed 7-0
Second Reading:	8-28-2017	
Third Reading:	9-11-2017	(Tentative)

STATE OF SOUTH CAROLINA

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ORDINANCE NO. 2017-1462

COUNTY OF LANCASTER

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AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE PROPERTY OWNED BY RALPH HOOD, REPRESENTED BY MACKENZIE RIGGINS, LOCATED AT 275 MONROE HWY, FROM LDR, LOW DENSITY RESIDENTIAL DISTRICT TO NB, NEIGHBORHOOD BUSINESS DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Mackenzie Riggins applied to rezone property located at 275 Monroe Hwy from LDR, Low Density Residential District, to NB, Neighborhood Business District.

(b) On July 18, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from LDR, Low Density Residential District, to NB, Neighborhood Business District for the following property as identified by tax map number or other appropriate identifier:

Tax Map No. 0061P-0D-007.00

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	8-14-2017	Passed 7-0
Second Reading:	8-28-2017	
Third Reading:	9-11-2017	(Tentative)

STATE OF SOUTH CAROLINA

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COUNTY OF LANCASTER

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ORDINANCE NO. 2017-1463

AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO CORRECT AND REZONE PROPERTY OWNED BY WALLACE INDIAN LAND LLC, ETAL, LOCATED ON THE WEST SIDE OF HENRY HARRIS ROAD, NORTH OF JIM WILSON ROAD, FROM PDD-20, PLANNED DEVELOPMENT DISTRICT, TO LDR, LOW DENSITY RESIDENTIAL DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Lancaster County applied to rezone property located on the west side of Henry Harris Rd., north of Jim Wilson Rd., from PDD-20, Planned Development District, to LDR, Low Density Residential District.

(b) On July 18, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from PDD-20, Planned Development District, to LDR, Low Density Residential District for the following property as identified by tax map number or other appropriate identifier:

Portion of Tax Map No. 0014-00-032.01

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	8-14-2017	Passed 7-0
Second Reading:	8-28-2017	
Third Reading:	9-11-2017	(Tentative)

STATE OF SOUTH CAROLINA

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ORDINANCE NO. 2017-1464

COUNTY OF LANCASTER

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AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE ± 2.42 ACRES OF PROPERTY OWNED BY PAMELA STEWART, LOCATED OFF KERSHAW CAMDEN HIGHWAY AT THE INTERSECTION OF SOLAR ROAD OUTSIDE THE HEATH SPRINGS TOWN LIMITS FROM A FORMERLY ZONED R-45B RURAL RESIDENTIAL/BUSINESS/AGRICULTURAL DISTRICT (FORMER UDO AND ZONING MAP) TO GB, GENERAL BUSINESS DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Pamela Stewart applied to rezone property located off Kershaw Camden Highway at the intersection of Solar Road from a formally zoned R-45B, Rural Residential/Business/Agricultural District (Former UDO and Zoning Map), to GB, General Business District.

(b) On July 17, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from a formally zoned R-45B, Rural Residential/Business/Agricultural District (Former UDO and Zoning Map) to GB, General Business District for the following property as identified by tax map number or other appropriate identifier:

Tax Map No. 0133-00-009.07

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	8-14-2017	Passed 7-0
Second Reading:	8-28-2017	
Third Reading:	9-11-2017	(Tentative)

STATE OF SOUTH CAROLINA

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COUNTY OF LANCASTER

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ORDINANCE NO. 2017-1465

AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE ± .617 ACRES OF PROPERTY OWNED BY ASHOK AHLUWALIA, LOCATED AT 9762 CHARLOTTE HIGHWAY FROM MX, MIXED-USE DISTRICT TO GB, GENERAL BUSINESS DISTRICT.

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

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Ashok Ahluwalia applied to rezone property located at 9762 Charlotte Highway from MX, Mixed-Use District to GB, General Business District.

(b) On July 17, 2017, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (5-2), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from MX, Mixed-Use District to GB, General Business District for the following property as identified by tax map number or other appropriate identifier:

Tax Map No. 0008-0C-006.00

Section 3. 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 4. Conflicting Provisions.

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 5. Effective Date.

This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	8-14-2017	Passed 7-0
Second Reading:	8-28-2017	
Third Reading:	9-11-2017	(Tentative)

Agenda Item Summary

Resolution#: 0968 – R2017
Contact Person / Sponsor: Steve Willis
Department: Administrator
Date Requested to be on Agenda: August 28, 2017

Issue for Consideration: Whether or not it is appropriate for County Council to establish as a first and second priority for capital expenditures a new animal shelter and a new fleet operations center?

Points to Consider: Accompanying this Resolution is a memo from the Administrator dated July 6, 2017 that notes a significant number of capital projects and improvements that are necessary in some form or fashion. Discussions by Council over a number of months/years has centered around the need for those projects noted in the memo. However, the animal shelter and the fleet operations center appear to have been the two projects that are at the forefront.

Funding and Liability Factors: No architectural drawings have been commenced on either project. Nevertheless, it has been reasonably estimated that the animal shelter will cost between \$1.25 and \$1.75 Million Dollars and the Fleet operations center will cost between \$2.25 and \$2.50 Million Dollars. The cost of land, if any, has not been included. No contract for architectural drawings or any other material aspect of these two projects will be undertaken until a source of funding is established and approved by Council.

Council Options: Approve or reject the Resolution with its listing of priorities. Alternatively, establish the priorities of alternative projects that Council deems more appropriate.

Recommendation: The I&R Committee recommends unanimously the priorities noted in the Resolution.

RESOLUTION NO. 0968-R2017

TO ESTABLISH AS A PRIORITY THE FIRST TWO CAPITAL PROJECTS FOR LANCASTER COUNTY FROM AN EXISTING LIST OF KNOWN FUTURE CONSTRUCTION NEEDS.

NOW, THEREFORE, BE IT RESOLVED that:

1. The capital project for Lancaster County having first priority has been established and shall be the design and construction of a new animal shelter;
2. The capital project for Lancaster County having second priority has been established and shall be the design and construction of a new fleet operations center;
3. Thereafter, the establishment of an updated priority list for additional capital projects shall be determined at a future date by Council as soon as practical;
4. The Administrator and all necessary staff members hereby are authorized to move forward in determining and reporting to Council without delay the anticipated “turn key” cost, the recommended location, the funding method(s), the likely design and construction schedule and all similar and relevant information regarding, first, the new animal shelter and, second, the fleet operations center.
5. Compliance with all aspects of the Lancaster County Procurement Code shall be mandatory.
6. Within thirty (30) days of this Resolution, a report shall be issued and presented by the Administrator during a regularly scheduled Council meeting as to the status of the

projects, including, but not limited to, what additional action, if any, is needed by Council so as to move these projects forward in a timely fashion.

AND IT IS SO RESOLVED

Dated this _____ day of _____, 2017

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

Attest:

Sherrie Simpson, Clerk to Council

MEMORANDUM

TO: County Council via Committees

FROM: Steve Willis, County Administrator *SW*

TODAY'S DATE: July 6, 2017

DUE DATE: N/A

SUBJECT: Capital Needs

Through the various Committees I would like to open the discussion of addressing our capital needs. We have postponed this as we worked on the budget but it is time to address developing the priority list for action in the coming months. My plan is to involve all Committees in discussion but run the overall report through the I&R Committee to bring to Council.

I would like to open with the project currently underway and for which funding has been appropriated – the Historic Jail. As Council will recall the original exterior estimates came back higher than anticipated by the architect. Also, Council decided to make the interior habitable as well. Design for that work has been completed and the architect is working with Nicholas to prepare to bid that work. He is also working with the successful bidder to reduce the scope of the exterior work in an effort to meet the budget. We will report to Council once the interior bids have been tabulated and reviewed as we will then be able to bring to Council a comprehensive scope of work and price.

Here are projects which Council has discussed. Please note that all pricing contained herein are "guesstimates" and that in order to develop firm pricing we will need to engage the assistance of design professionals. There are a few projects that I think we can do as design-build but for most we will need to engage the services of a Project Manager.

Fleet Operations Facility

At this time the desired location would be at the rear of the current facility. We own the land which would reduce site costs. We would plan to use Public Works crews for the rough grading as we did successfully at the Indian Land Recycling Site. We propose to use the larger of the two drawings so that we would have dedicated space for use on fire apparatus. Construction costs by the architect were \$2.5 million and a rough estimate on site costs would be not to exceed \$1 million. The proposed funding mechanism would be a General Obligation bond. The next step

would be to engage architectural services to prepare plans to go to bid for construction.

Animal Shelter

At this time the desired location would be on Pageland Highway adjacent to the current Farmer's Market. We own the land which would reduce site costs. No work has been done at this point and the next steps would be twofold; conduct a site analysis to make sure the land is buildable and to engage an architect to conduct a needs analysis and prepare plans for review. Space envisioned would include an administrative and medical building, a detached building for cats and dogs with an illness or puppies, and external dog runs. Cat space would be limited as we would focus on spay/ neuter and return, though certainly not exclusively. No formal cost estimates are available as no plans are drawn but costs would likely range from \$1.25 million to \$1.75 million. The proposed funding mechanism would be General Fund fund balance. My plan here is to utilize a design professional recommended by Dr. Hill who works extensively in animal facilities. The size of the facility would be based on 2016-2017 hard data with a request to consider future growth.

Library

This is a multi-phase project with the initial phase being the Lancaster branch. Pending confirmation of the donation, the preferred site would be the Tucker Building portion of the Humana Complex. Estimated costs would be not to exceed \$5 million which would be funded via the Capital Project Sales Tax. The next step is to acquire the property.

Remaining plans include a new Kershaw branch facility and the expansion of meeting space and building upfits at the Indian Land facility. Funding would be via the Capital Project Sales Tax and is currently included in next year's budget.

DSS

Another component of the planned donation is to utilize the Bradley Building portion of the Humana Complex to relocate DSS. While we have an engineering analysis on the building, which would remain office space, we would plan to submit for a Community Development Block Grant for ADA upfits, including an elevator, and energy efficiency upfits, including lighting and HVAC. That cannot happen until this fall. For the balance of the upfits we would receive 60% reimbursement from the state. The next step is to acquire the property followed by engaging an architect to work with DSS on design requirements. The proposed funding mechanism would be General Fund fund balance with a cost not to exceed \$1 million local funding prior to reimbursement. If the CDBG application is unsuccessful we may need to utilize the General Obligation bond.

Farmer's Market

Just as a note while discussing the Humana Complex we would like to explore working with the City of Lancaster on locating a joint Farmer's Market/ Craft Market within the parking lot area for the Humana Complex. This is still just conceptual at this stage, with no cost estimate available, and proposed funding would come from the Accommodations Tax.

Indian Land EMS

We need to plan on a new EMS station in the northern panhandle. This would be to replace the current EMS Station #4 presuming that parcel is sold to developers. County Attorney John Weaver has identified a potential site which would be very favorable, located just off SC 160 near the intersection with US 521. No plans have yet been prepared but the desired facility would house both the relocated EMS 4 unit as well as the new EMS 9 unit and the north end Supervisor. The station would have the normal sleeping, working, mechanical, and bay spaces but would be larger to house multiple units. No plans have been drawn but we would likely have costs ranging from \$1.2 million to \$1.5 million. Once we acquire the property the next step would be to pursue a design build option as we would have the standard space requirements as found in EMS Station #5 (Buford). Proposed funding would come from the Panhandle Public Safety account but there has been some discussion of supplementing that with fund balance.

Indian Land Recreation

We need to plan for the replacement of the Indian Land Recreation facility. This would be to replace the current facility presuming the current parcel is sold to developers. County Attorney John Weaver has identified a potential site which would be very favorable, located off Calvin Hall Road near the intersection with Harrisburg Road. Initial plans have been drawn but the major issue will be determining the scope of the project. The desired facility based on needs and growth would be roughly \$14 million. Replacement cost on the current sized facility, which is admittedly inadequate, would be roughly \$5 million. Obviously designing for expansion will be critical but we must determine the scope of the replacement project before going further with the architect to draw plans. Proposed funding would come from the proceeds of the sale of the current parcel and the Queensgate contribution. Some amount of supplemental funding would be needed.

Other projects for preliminary discussion:

Countywide Sports Complex – the engagement of an architect is included in the upcoming budget. At this point we only have a very rough cost estimate and scope for the project. This will be refined by the architect. Funding source would be a Special Revenue Bond utilizing Hospitality Tax funds. The funding for the architect is in the FY 2017-18 Hospitality Tax budget.

Recreation Upgrades – upgrades at our regional parks, suitable for tournament play, will be made using Hospitality Tax funds. A list of upgrades has been developed by the Parks and Recreation Commission. The Initial site would be Buford.

Building Maintenance – the current plan would be to refurbish the current Fleet Operations facility; however, should we acquire the Cauthen tract there is an option to utilize an existing facility. No cost estimate has been established but the floor plan envisioned would not require a significant investment. Minimal office space would be needed with the balance being a small locker room/ rest room, work space, and storage space.

Public Works Administration – relocate along with the new Engineering/ MS4 staff to the current DSS space. A general building upfit (new paint, strip and reseal floors, etc.) is needed for this and the Health Department. At this point this is just conceptual with no site plan or cost estimate developed.

EMS Headquarters – relocate to the county owned facility on US 521 (former Founders Federal building). There is funding for this reserved from the sale of the old Springs Store on SC 9. No upfit plans are yet available but space would include EMS administration, billing, logistics, training, and station space for EMS 2. Depending upon the scope of work needed, this project may be a Design Build component of the EMS Panhandle Station.

Charlotte Road/ Van Wyck Fire Department – is Council ready to take the step of funding fire stations? Remaining Panhandle Public Safety Fund has been mentioned as a potential funding source.

Kershaw Recycling Site – we own the land and this would be next site to build using the Indian Land site as a model. I would like to include funding for this in the FY 18-19 budget. On a related note we would include funding for full-time staff at this location once completed.

Land Acquisition of Cauthen Tract – this is under review at this time. A Phase 1 study has been completed.

Building Acquisition in Panhandle for Satellite Office – this idea is being explored but no proposal is ready at this time. Potential full-time occupancy would be by the

Sheriff's Office District 1 Team, Building Inspections, and Stormwater. Part-time occupancy would include Auditor, Assessor, VA, and others in flex-space. This is all conceptual and no site plans or cost estimate have been developed.

Fire Service Request for Acquisition of Former Lineberger Property – this is literally a last minute request to acquire the land for use as a fire training facility. The listed purchase price is \$395,000 but no site analysis or plan for upfit, including cost, has been completed.

Recommended Priority Order

1. Historic Jail – already underway (General Fund)
2. Humana Complex projects
 - a. DSS relocation – Bradley (CDBG, fund balance, state reimbursement)
 - b. Library relocation – Tucker (Sales Tax)
 - c. Farmer's Market relocation – parking lot (Hospitality Tax)
3. Animal Shelter – once Farmer's Market is closed for the season. This will require an appropriation from Fund Balance due to timing. First step is engagement of architect to develop plans and cost estimate. Based on the recommendation of Dr. Hill I plan to engage Zach Stowd of 161 Architecture of Huntersville, NC.
4. EMS Panhandle Station – once the site is acquired we need to begin a design build process. This station will need to be ready in the next fiscal year to house EMS 9. Funding is available in the Panhandle Public Safety fund.
5. EMS Headquarters – funding is available to begin this work upon the building becoming available. This could be merged into the EMS Panhandle design build component.
6. Fleet Operations – this would be constructed to the rear of the current facility. In the event that the current facility is not repurposed into a facility for Building Maintenance (Cauthen tract option) we would propose to repurpose it into a protected parking facility for county trucks. Currently these are parked in the open and exposed to the elements.
7. Land acquisition for future Detention Center. Potential site is the Cauthen tract.

Financial Summary

General Obligation Bond Capacity – this is the maximum amount and we do not recommend using the entire amount.

Assessed Value ¹	\$326,917,218
	<u>x8%</u>
Constitutional Debt Limit	\$ 26,153,377
Outstanding Debt subject to Limit	<u>15,719,493</u>
Available Debt Capacity without a Referendum	\$ 10,433,884

¹ Fee-in-lieu, joint industrial park and reimbursement assessments are not included

Using the highest amount discussed we could be at:

Fleet Operations:	\$3.5 million
Cauthen Tract	TBD (negotiations are underway)
Indian Land Recreation Supp.	TBD (balance is proceeds from sale of land and funding from Queensgate)
Public Works Admin & DHEC	TBD

Fund Balance Usage – this is dependent upon receiving audited numbers this November and cannot proceed until then. Using the highest amount discussed we could be at:

Animal Shelter	\$1.75 million
DSS	\$1 million but with 60% reimbursement. This could increase if the CDBG is not funded.

Panhandle Public Safety Fund	
Indian Land EMS	\$1.5 million (Fund Balance supplement has been mentioned)

Other sources include the Hospitality Tax for the Sports Complex, Regional Recreation upgrades, and Farmer's Market; Capital Project Sales Tax for the Library; Reserved funds for EMS Headquarters; and Capital Improvement funds in FY 18-19 for the Kershaw Recycling site.

Next Steps:

1. Council Committees review the list for comments on projects and desired scope of work.
2. Full Council reviews the list and identifies their priorities for the projects. This will be crucial as even with multiple funding sources, we cannot afford to tackle all of the projects at once.
3. Once we have the priority order, staff will develop a timeline for steps needed to implement the desires of Council.
4. Necessary ordinances will be brought back before Council for approval.

SW

cc: Veronica Thompson, CFO, Financial Management Director
John Weaver, County Attorney
Kim Hill, Budget Analyst

Agenda Item Summary

Ordinance # / Resolution#:	Resolution 0970-R2017
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	August 28, 2017

Issue for Consideration:

Through truck traffic ban on Taxahaw Road between Gold Mine Highway and Old Jefferson Highway.

Points to Consider:

We are in receipt of a request from SCDOT to pass a Resolution banning through truck traffic on Taxahaw Road between Gold Mine Highway (U.S. 601) and Old Jefferson Highway (S.C. 265).

A road closure in Chesterfield County has forced truck traffic onto this roadway. SCDOT indicates the road structure and bridge on this road cannot support this traffic.

A copy of the request from SCDOT is attached as information.

Funding and Liability Factors:

N/A as Taxahaw Road is a state secondary road.

Council Options:

Approve or reject the Resolution.

Staff Recommendation:

Approve the Resolution as requested by SCDOT.

Committee Recommendation:

This has not gone through I&R as they deal with road infrastructure but Committee Chairman Honeycutt has approved bringing this directly to full Council due to the urgent nature of the request.

Steve Willis

From: McCarter, John M <McCarterJM@scdot.org>
Sent: Tuesday, August 22, 2017 9:16 AM
To: Steve Willis

THIS IS AN EXTERNAL E-MAIL — Use caution when clicking on links as they could open malicious websites.
—IT Helpdesk, support.lancastercountysc.net

Steve,

If we don't have a standing resolution at the County for "No thru Trucks" on the southern end of Taxahaw Rd. between US 610 and SC 265, is there any chance of us getting one soon. Apparently with a road that we have closed in Chesterfield County and that has forced a great number of trucks on that end. That bridge and road is not going to handle the traffic. I am going to go ahead and get the signs up but if you could help with the resolution I would appreciate it.

Thanks
John



STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

RESOLUTION NO. 0970-R2017

A RESOLUTION

**REQUESTING THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION TO
PROHIBIT THROUGH TRUCK TRAFFIC ON TAXAHAW ROAD (S-29-123)
BETWEEN GOLD MINE HIGHWAY (U.S. 601) AND OLD JEFFERSON HIGHWAY
(S.C. 265).**

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

Section 1. Findings.

Whereas: the South Carolina Department of Transportation recently closed a road in Chesterfield County; and

Whereas: this has forced truck traffic onto Taxahaw Road in Lancaster County as trucks travel between highways U.S. 601 and S.C. 265; and

Whereas: the South Carolina Department of Transportation advises that the road structure and bridge on this section of Taxahaw Road (state secondary road S-29-123) cannot handle the weight of this truck traffic.

Section 2. Adoption by County Council.

By way of Resolution Number 0970-R2017 the Lancaster County Council hereby requests the South Carolina Department of Transportation to prohibit through truck traffic on Taxahaw Road between Gold Mine Highway and Old Jefferson Highway and to post appropriate signage so that this prohibition may be enforced by the South Carolina Transport Police and the South Carolina Highway Patrol.

Section 3. Effective date.

This Resolution is effective upon its adoption.

AND IT IS SO RESOLVED

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

(SEAL)

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

Ordinance No. 2017-1455

Stormwater Ordinance

On August 23, 2017, the Lancaster County Administration Committee met to discuss various aspects of this ordinance. As a result of additional information requested from staff by the Committee and the related unanswered questions, it was impossible to prepare a meaningful revised ordinance for Council's 3rd Reading consideration by the time of printing of the Council packet.

The version that is found in the packet and that will appear on the county's website is the version that passed 2nd Reading – no changes have been made. It is anticipated that following a staff meeting on Monday morning to consolidate collected information and data, a proposed/revised 3rd Reading version of this ordinance will be distributed to Council prior to the beginning of the meeting on August 28, 2017.

Based upon the proposed revisions and the discussions of Council, one or more Motions to Amend the 2nd Reading version will be necessary.

There is scheduled on August 28 a Public Hearing in this stormwater ordinance. Assuming that 3rd Reading of the ordinance moves forward with a motion/second, prior to the Public Hearing it is anticipated that the County Attorney will detail the changes that are contained in the proposed 3rd Reading version that the Council will have for consideration. By following this order of presentation, the public, as well as Council, will know exactly what is in the 3rd Reading version before discussions begin.

Additional Motions to Amend other than the motion referenced in paragraph three above may/may not be necessary depending the Council's ongoing discussions/debate.

Agenda Item Summary

Ordinance # 2017-1455

Contact Person: Jeff Catoe, Lancaster County Public Works Director, Scot Edgar, Lancaster County Engineer and John Gast, Contractual Engineer for Lancaster County

Date Requested to be on Agenda: On July 17, 2017 County Council Agenda

Issue for Consideration:

This is an application from the Lancaster County to add regulations to the Unified Development Ordinance in Chapter 8, Natural Resources Protection, Section 8.11 Stormwater Management Utility Established, Administration, Powers, and Duties. The addition of language in the UDO is because of a federal and state mandate to begin a stormwater utility in Lancaster County.

Points to Consider:

The addition of the regulations in our code will provide stormwater management utility regulations and provide specifics on the powers and duties of the stormwater management utility within the delegated MS-4. The boundaries and jurisdiction of the storm water management utility will extend from SC Highway 5 North bounded by the Lancaster and York County line to the West and the South Carolina and North Carolina state line to the East to their point of intersection. There are also criteria for the collection of fees, use of revenue, requests for consideration and appeals in this section.

Funding and Liability Factors: The County engineer will be responsible of the stormwater regulations. The federal government has designated parts of Lancaster County as an MS-4 area.

Council Options: To approve the text amendment.

Recommendation: At the Lancaster County Planning Commission meeting on June 20, 2017, the Planning Commission recommended to approve by a vote of 7-0.

STATE OF SOUTH CAROLINA

ORDINANCE NO.: 2017-1455

COUNTY OF LANCASTER

AN ORDINANCE

TO ESTABLISH THE LANCASTER COUNTY STORMWATER MANAGEMENT UTILITY, TO AMEND LANCASTER COUNTY'S UNIFORM DEVELOPMENT ORDINANCE (UDO) SO AS TO ADD THERETO THE TERMS, CONDITIONS AND PROVISIONS OF THE LANCASTER COUNTY STORMWATER MANAGEMENT UTILITY, INCLUDING A DETERMINATION OF THE GEOGRAPHIC BOUNDARIES SUBJECT TO THE UTILITY'S MANAGEMENT OVERSIGHT AND THE FEES ASSOCIATED THEREWITH.

WHEREAS, on November 28, 2016, Council passed ordinance 2016-1422, legislation that approved a new Uniform Development Ordinance; and

WHEREAS, Lancaster County is required by federal law [33 U.S.C. 1342(p) and 40 CFR 122.26] to obtain coverage under a National Pollutant Discharge Elimination System (NPDES) permit from the South Carolina Department of Health and Environmental Control (DHEC) for stormwater discharges, all as detailed in Exhibit A (June 26, 2017 letter) attached hereto and incorporated herein by reference as fully as if repeated verbatim, and Exhibit B (Certificate No.: SCR035701 and accompanying documentation) attached hereto and incorporated herein by reference as fully as if repeated verbatim; and

WHEREAS, the NPDES permit requires the County to impose controls to reduce the discharge of pollutants in stormwater to the maximum extent practicable using management practices, control techniques and system design and engineering methods, and such other provisions that are determined to be appropriate for the control of such pollutants; and

WHEREAS, it is the purpose of this ordinance to protect, maintain and enhance the environment of Lancaster County and the short-term and long-term public health, safety and general welfare of its citizens by establishing requirements and procedures to control the potential adverse effects of increased stormwater runoff associated with both future development, including redevelopment, and existing developed land. Further, it is the purpose of this ordinance to direct the development and implementation of the Stormwater Management Program and to establish legal authority to authorize Lancaster County at a minimum to take all necessary action to obtain and comply with federal and state requirements.

NOW, THEREFORE, it is ordained and enacted that:

Section 1. Title.

This ordinance shall be known as the “Stormwater Management Ordinance of Lancaster County, South Carolina.”

Section 2. Authority.

This ordinance is adopted pursuant to 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 and in compliance with the requirements imposed upon the County by the National Pollutant Discharge Elimination System (NPDES) permit No. SCR030000 issued in accordance with the federal Clean Water Act, the South Carolina Pollution Control Act and regulations promulgated thereunder.

Section 3. Ordinance Amendment.

The terms, conditions and provisions of the ordinance shall be included within existing Lancaster County Ordinance No.: 2016-1422, otherwise known as the Uniform Development Ordinance (UDO), and to that extent Section 8.11, et seq. of the UDO ordinance is amended so as to add thereto the following:

8.11 – Stormwater management utility.

8.11.1 - Council findings.

The county council has made the following findings:

- (A) The management and regulation of stormwater runoff and sediment is necessary to reduce pollution, siltation, sedimentation, local flooding and stream channel erosion, all of which impact adversely land and water resources and the health, safety, property and welfare of the residents of the county;
- (B) There is a system of stormwater management facilities, including, but not limited to, inlets, conduits, manholes, outlets, ponds, and certain drainage easements within the County’s designated MS4;
- (C) The stormwater management facilities and components within the MS4 need to be regularly maintained, rehabilitated, upgraded and improved, and additional stormwater management facilities and measures will need to be installed throughout the county;
- (D) The county needs to upgrade its capability in order to maintain existing and future stormwater management facilities and measures;
- (E) All parcels of real property in the county, particularly those with improvements, both use or benefit from the stormwater management system and program. The improvement

of existing facilities and construction of additional facilities in the system will directly or indirectly benefit the owners of all real property;

- (F) Continued growth in the county will contribute to the need for improvements in and maintenance and regulation of the stormwater management system;
- (G) The county can best manage and regulate the control of stormwater by a policy that regulates the use of real property, both private and public, and which takes reasoned, measured steps to involve the county in additional methods of participation and regulation;
- (H) Owners of real property shall finance the stormwater management system to the extent they, and the persons they permit to utilize their property, contribute to the need for the system. Therefore, fees or other charges shall bear a substantial relationship to the cost of the service;
- (I) It is in the best interests of the citizens of this county and, most specifically, the owners of real property, that a stormwater management utility and stormwater management utility fee system be established by ordinance and implemented as part of the county's utility special revenue fund, by whatever name designated.

8.11.2 – Stormwater management utility established; administration; powers and duties.

The county council hereby establishes a stormwater management utility within the designated MS4 to carry out the purposes, functions and responsibilities set forth in this article. The governing body of the stormwater management utility shall be the county council. The administrator shall administer the stormwater management utility through the public works department or such other departments and divisions as the county administrator shall designate. The stormwater management utility shall have the following powers and duties, which powers and duties are not necessarily exclusive to the stormwater management utility:

- (A) Stormwater management planning to include preparation of comprehensive watershed master plans for stormwater management.
- (B) Regular inspections and maintenance of public stormwater management facilities and measures for the construction thereof, as well as regular inspections of private stormwater management facilities.
- (C) Maintenance and improvements of stormwater management facilities that have been accepted by the county for purposes of stormwater management.
- (D) Plan review and inspection of sediment control and stormwater management plans, measures and practices.
- (E) Retrofitting designated watersheds to reduce existing flooding conditions or to improve water quality.
- (F) Acquisition of interests in land, including easements.
- (G) Design and construction of stormwater management facilities and measures and acquisition of equipment.
- (H) Water quantity and water quality management, including monitoring surveillance.

- (I) Any and all powers and duties delegated or granted to it as a local government implementing agency under the laws and regulations of the state and the ordinances of the county.

8.11.3 - Boundaries and jurisdiction.

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, North Carolina state line, then further northward along the North Carolina state line.

8.11.3.1 - Amount and classifications of fees.

(A) Criteria for establishing fees.

The county council hereby establishes the amount and classifications of fees to be implemented to fund the storm water management utility and its programs and projects. In establishing such fees, the county council has considered, among other things, the following criteria:

- (1) The fee system must be reasonable and equitable so that users pay to the extent they contribute to the need for the storm water management utility, and so that fees or other charges bear a substantial relationship to the cost of service. The county council recognizes that these benefits, while substantial, in many cases cannot be measured directly.
- (2) The components of the calculations used to establish fees must include, but may not be limited to, the following cost factors, which may be associated with the resolution of storm water problems which the stormwater management utility shall seek to alleviate:
 - (a) Storm water management planning and preparation of comprehensive watershed master plans for storm water management;
 - (b) Regular inspection and maintenance of public stormwater management facilities and measures for the construction thereof, as well as regular inspections of private stormwater management facilities;
 - (c) Maintenance and improvement of stormwater management facilities that have been accepted by the county for purposes of storm water management;
 - (d) Plan review and inspection of sediment control and stormwater management plans, measures and practices;
 - (e) Retrofitting designed watersheds to reduce existing flooding problems or to improve water quality;
 - (f) Acquisition of interests in land, including easements;
 - (g) Design and construction of stormwater management facilities and measures and acquisition of equipment;
 - (h) Administration and enforcement;

- (i) Water quantity and water quality management, including monitoring surveillance; and
 - (j) Debt service and financing costs.
- (3) The components of the calculations used to establish fees must be based on an equivalent residential unit (ERU), determined and approved by the county council, with reasonable general adjustments being made for, but not limited to, the following factors:
- (a) Commercial service and industrial land uses other than single-family residential;
 - (b) Open and/or forested land;
 - (c) The amount of site that is impervious; and
 - (d) Other generally accepted factors relevant to such calculations based upon the provisions of this article.
- (4) The practical difficulties and limitations related to establishing, calculating and administering such fees should be addressed with due regard for fairness, efficiency, ease of comprehension, and ease of administration.
- (B) Fee structure. Stormwater management utility fees shall be fixed from time to time in the budget ordinance as approved by county council and are set forth in the fee schedule in the MSSD of the UDO. Fee categories are as follows:
- (1) Developed, single family residential property
 - (2) Non-single family residential property, developed commercial property, developed industrial property.

8.11.4 - Determination of amount of impervious area.

The administrator or designee will determine the amount of impervious area on each developed commercial/industrial property. A determination will be made using information derived from digital and other photographic data, as maintained by the administrator or designee, commonly designated as Geographic Information System (GIS) Data, and such additional information, if available, as may reliably supplement such data. Upon written request, an owner, or lawful occupant obligated to the owner for payment of the fee, shall be provided a written determination of the amount of impervious area for which a fee has been established.

(A) Collection of fees.

- (1) Taxable property. The administrator or his designee shall prepare and forward all information necessary to the county tax collector or his designee for the purpose of an annual billing of the stormwater management utility fee. Notice of the fee shall be included on the property owner's notice of ad valorem real property taxes, and the fee shall be due and payable simultaneously with the taxes. By Resolution, the county council may authorize the county administrator to implement other reliable means of billing.
- (2) Nontaxable property. The county council recognizes that nontaxable as well as taxable properties generate stormwater runoff and benefit from the stormwater

management system and that the principle of fairness dictates that such properties be charged. The administrator or his designee shall make arrangements for billing for nontaxable property in the same manner as taxable property. By Resolution, the county council may authorize the county administrator to implement other reliable means of billing.

- (3) Date of imposition of fee for developed properties. Developed properties shall become subject to the imposition of the stormwater management utility fee at the billing cycle following final approval of site development by the county.
- (B) Use of revenue; investment of funds; borrowing. Funds generated for the stormwater management utility from fees, bond issues, other borrowing and other sources shall be utilized only for those purposes for which the storm water management utility has been established, including, but not limited to, regulation, planning, acquisition of interests in land, including easements, design and construction of facilities, maintenance of the stormwater management system, billing and administration, and water quantity and water quality management, including monitoring, surveillance, private maintenance inspection, construction inspection and other activities which are reasonably required. Such funds shall be invested and reinvested pursuant to the same procedures and practices established by the county for investment and reinvestment of funds. The county council may use any form of borrowing authorized by law to fund capital acquisitions or expenditures for the storm water management utility. The county council, in its discretion and pursuant to standard budgetary procedures, may supplement such funds with amounts from the general fund.
- (C) Requests for reconsideration; appeals.
 - (1) Request for reconsideration.
 - (a) A property owner of record, or a lawful occupant obligated to the owner for payment of the fee, may request a reconsideration of any determination or interpretation by the administrator or designee in the operation of the storm water management utility. Such request must be in writing and filed with the administrator or designee, or such other person as the county administrator may designate, within 30 days of receipt of notification of the determination or interpretation.
 - (b) The county shall review the application and make a decision on the request within 30 days of receipt of the request.
 - (c) The request shall be made upon such forms and be accompanied by such information as the county, by written policy, shall require.
 - (2) Appeals.
 - (a) Persons who are authorized to make a request and who are aggrieved by a decision of the county under subsection 8.15.4(C)(1) shall have the right to appeal to the county administrator, or such person, committee or board as he may establish for such purpose.
 - (b) The appeal shall be in writing and shall set forth, in detail, the grounds upon which relief is sought. The person designated to review such appeal shall

provide a hearing on the appeal within 30 days of filing and render a decision within 60 days of filing.

- (c) The person designated to review such appeal shall have full authority to affirm, modify or reverse a decision being reviewed upon determining whether the decision was made in compliance with the standards, policies and criteria of this division.
- (3) Payment of fee required. No provision of this division allowing for a request for reconsideration or for an administrative appeal shall be deemed to suspend the due date of the fee with payment in full. Any adjustment in the fee for the person pursuing a request for reconsideration or appeal shall be made by refund of the amount due.

Section 4. Geographic Area of Impact; Fee

This ordinance and the requirements of the Stormwater Management Utility shall be applicable to the following parcels:

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, North Carolina state line, then further northward along the North Carolina state line.

The stormwater utility fee is based on the amount of impervious surface on your property. Impervious surface area is any surface that does not readily absorb water and impedes the natural infiltration of water in to the soil. The majority of Stormwater Utilities use impervious areas as an equitable way to set fees. Customers pay a fee related to the amount of runoff generated from their property. Impervious surfaces generate runoff at a much higher rate than undisturbed land.

Residential properties will be billed based on a Residential Equivalent Unit (ERU). An ERU is set as 3,500 square feet of impervious area. It was determined by taking a representative sample of residential properties in Lancaster County and measuring the impervious surfaces based on aerial photography. The commercial property fees are based on individual measurement and analyses of approximately 430 properties in the MS4 area. The impervious area for each was divided by 3,500 sq. ft. to determine the number of equivalent ERUs the property contained. The ERU is presently set a \$75 annually to cover minimum effort required to comply with new regulations in the panhandle of Lancaster County. The number of ERUs was multiplied by \$75 to determine an annual fee. The fee will be included along with annual tax billing invoices.

The fee applicable to this ordinance regarding the Stormwater Management Utility is established and shall be set in accordance with the proposed annual revenue and the proposed annual budget as set forth in both Exhibit C (revenue) and Exhibit D (budget), each being attached hereto and incorporated herein by reference as fully as if repeated verbatim. The County Council, having

reviewed in detail the specifics of both Exhibit C and Exhibit D, has determined and so find that there is a rational nexus between the annual revenue and the annual budget; and, accordingly, adopt the following fees for 2017 as follows:

- A. Real property parcels having located thereon a residential structure - \$75.00 annually.
- B. Real property parcels having located thereon commercial structure(s) – see Lancaster County Tax Map Numbers noted on Exhibit C attached hereto.
- C. Real property considered as agricultural lands, forest lands or undeveloped lands – South Carolina Code Section 6-1-330(D) exempts such property from the imposition of a stormwater fee.

Section 5. Severability

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

Section 6. Conflicting Provisions.

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 supersedes all other provisions and this ordinance is controlling.

Section 7. Effective Date.

This ordinance is effective upon passage of Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of _____, 2017

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

ATTEST:

Sherrie Simpson, Clerk to Council

First Reading:	July 17, 2017	Passed 5-0
Second Reading:	August 14, 2017	Passed 4-3
Third Reading:	August 28, 2017	
Public Hearing:	August 28, 2017	



June 26, 2017

LANCASTER COUNTY
LANCASTER COUNTY
PO BOX 1809
LANCASTER, SC 29721-1809

RE: Reauthorization to Discharge
LANCASTER COUNTY, 101 N MAIN ST, LANCASTER
Coverage #: **SCR000421**

To Industrial Stormwater Program coordinator:

The Department has reissued the NPDES General Permit for "Stormwater Discharges Associated with Industrial Activity" (SCR000000) on September 1, 2016. Per 1.3 of the general permit, your site is authorized to discharge. Please note the Effective Date of the general permit is October 1, 2016 and that your coverage number has not changed.

A copy of the permit may be found at:

<http://www.scdhec.gov/Environment/docs/stormwater/2016%20FINAL%20IGP.pdf>

The Department may conduct periodic inspections of your facility to determine compliance with your stormwater pollution prevention plan (SWPPP) and the requirements of the general permit. Any violations found during these inspections may result in enforcement action. Therefore, it is incumbent upon you to make sure you are in compliance with the SWPPP and general permit at all times. Do not submit your site's SWPPP to the Department unless requested. Maintain your SWPPP on site at all times and ensure it is up to date.

If, in the future, your facility does not require this permit, you must submit a Notice of Termination (NOT) to cancel your coverage under this general permit. Please see 1.4 of the general permit for the NOT requirements. If the facility changes ownership and/or operator, then a Notice of Intent is required for the new owner/operator. The old owner/operator should submit an NOT. An annual fee is due for each fiscal year that you hold active coverage. The Department will send you an invoice for the fee each year until the NOT is submitted.

If you have any questions, please call or email either:

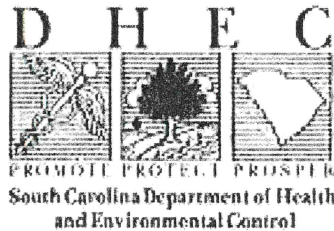
Mel Leaphart: mel.leaphart@dhec.sc.gov or (803) 898-4143 OR
Shawn Clarke: shawn.clarke@dhec.sc.gov or (803) 898-3544

Sincerely,

A handwritten signature in blue ink that reads 'SM Clarke'.

Shawn Clarke, P.E., Manager
Stormwater Permitting Section

EXHIBIT A



National Pollutant Discharge Elimination System Permit for Discharge to Surface Waters

This Certificate of Coverage Certifies That

Lancaster County

has been granted permission to discharge storm water to the Atlantic Ocean and to all receiving waters in the State of South Carolina from the municipal separate storm sewer system located in

Lancaster County, South Carolina

in accordance with effluent limitations, monitoring requirements and other conditions set forth in the State of South Carolina NPDES General Permit for Storm Water Discharges from Regulated Small Municipal Separate Storm Sewer Systems (MS4s), SCR030000. This coverage is granted in accordance with the provisions of the Pollution Control Act of South Carolina (S.C. Code Sections 48-1-10 *et seq.*, 1976), Regulation 61-9 and with the provisions of the Federal Clean Water Act (PL 92-500), as amended, 33 U.S.C. 1251 *et seq.*, the "Act."

Ann R. Clark, Director
Storm Water, Construction and Agricultural Permitting Division
Bureau of Water

Issued: June 7, 2016

Expires: December 31, 2018

Effective: July 1, 2016

Certificate No.: SCR035701

EXHIBIT B-1

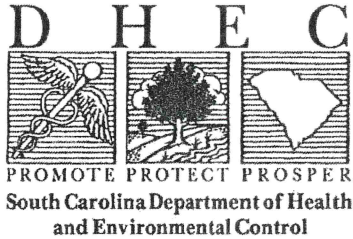
PERMIT IMPLEMENTATION SCHEDULE

DATE	SECTION	REQUIREMENTS
07/01/2016	1.4.4	Storm Water discharges from the regulated small MS4, the area north of SC Highway 5 inside the jurisdictional boundaries of Lancaster County, South Carolina authorized under Certificate of Coverage N°: SCR035701.
07/01/2017	2.2.2.4 4.1.5 4.2.1.1 4.2.3.2.2 4.2.3.2.3 4.2.6.5	List military bases, large hospitals, prison complexes, universities, sewer districts, highway departments and other entities that may operate a separate storm sewer system. Implement Enforcement Response Plan (ERP) Implement Public Education and Outreach on Storm Water Impacts MCM. Elaborate on fulfillment of requirements in 4.2.1.1.3, 4 & 5. Identify Priority Areas for IDDE MCM implementation Implement dry weather field screening and procedures for IDDE Begin employee training and education
09/01/2017	1.4.8 & 4.5.4 3.1.1.1 3.1.1.2 4.1.4.3.a 4.1.6 4.1.8 & 10 4.2.1.1.11 4.2.2 4.4.3 4.5.1 & 3.4 5.2.2 5.3 5.3.1 5.3.2 5.3.3 5.3.4	Report on annexations, or de-annexations, if any Determine new 303(d) impairments, if applicable Determine receiving water conditions and impacts Identify stormwater related departments and SWMP implementers. Ensure adequate resources to comply with SMS4 Permit Modify SWMP. SC R. 122.47(c)(1) Assess & refine Public Education & Outreach on Storm Water Impacts Implement Public Involvement and Participation MCM Document written acceptance of all shared MCM obligations. Perform SWMP Annual Review. SC R. 122.47(c)(1) Provide records, NOI and SWMP to the Public upon written request Prepare and submit first Annual Report Provide status of compliance with Part 4 Requirements Report monitoring results, Part 4.2.3.2.2 as needed Report Year 2 Planning Report proposed SWMP / BMP / MCM Changes SC R. 122.47(c)(1)
1/01/2018	4.1.9 4.2.4 4.2.4.1 4.2.4.4.1.a 4.2.5 4.2.5.4 4.2.5.5 4.2.5.6.1	BMP, measurable goals, persons responsible, and all permit requirements for the Construction Site Storm Water Runoff Control and for the Post-Construction Storm Water Management for New Development and Redevelopment MCM 4.2.4 & 4.2.5 (pp. 24-32 of SCR030000), including an ordinance, or regulatory mechanism, must be in full force and effect to provide reasonable assurance to SC DHEC for Lancaster County to develop, implement and enforce these MCM as part of the County's Storm Water Management Plan (SWMP). Provide for and assure compliance with SC Regulation 61-9 122.2, 122.26(b)(14)(x), 122.26(b)(15)(i)&(ii), 122.28, 122.34(b)(4) & (5), to SC Regulation 61-68 B.30 & 36, C.5, D, E.3 & 4 and G.3-10, and, to all applicable Construction Site Storm Water Runoff Control and Post-Construction Storm Water Management in New Development and Redevelopment requirements contained in regulations outlined under Standards for Stormwater Management and Sediment Reduction 72-300 et. seq, including Appendix B. SC R. 61-9 122.34(e) & (f), 122.43, 122.44(s) and 122.47(c), (d) & (e).

EXHIBIT B-2

DATE	SECTION	REQUIREMENTS
06/29/2018	2.5	Submit re-application NOI
	3.3.5	Implement elements of the TMDL Implementation Plan
	4.1.2.1	Identify sensitive waters in reapplication
07/01/2018	3.2.1.1.2	Review requirements for existing TMDL monitoring and assessment
	4.1.4.1	Ensure adequate legal authority to implement and enforce SWMP
	4.2.3.2.2	Update Priority Illicit Discharge Detection and Elimination areas list
	4.2.6.3.1	Begin comprehensive inspections of "High-Priority" facilities
09/01/2018	1.4.8 & 4.5.4	Report on annexations, or de-annexations, as appropriate
	3.1.1.1	Determine new 303(d) impairments, if applicable
	3.1.1.2	Determine receiving water conditions and impacts
	3.2.1.1.3	Submit new TMDL Monitoring and Assessment, if applicable
	4.1.6	Ensure adequate resources to comply with Small MS4 Permit
	4.2.1.1.11	Assess & refine Public Education & Outreach on Storm Water Impacts
	4.2.2	Continue Public Involvement and Participation MCM
	4.5.1	Perform SWMP annual review
	5.2.2	Provide records, NOI and SWMP to the Public upon written request
	5.3	Prepare and submit second Annual Report
	5.3.1	Provide status of compliance with Part 4 Requirements
	5.3.2	Report monitoring results, Part 4.2.3.2.2 as needed
	5.3.3	Report Year 3 Planning
	5.3.4	Report proposed SWMP / BMP / MCM Changes
12/31/2018	4.1.9	Verify that SWMP is fully implemented
	4.2.5.6.2	Verify inspection of All Post Construction BMPs
	4.2.6.1.1 &	List Pollutant Discharge Potential of all Municipally-owned or operated facilities.
	4.2.6.2.1	

EXHIBIT B-3



Fact Sheet

Authorization for Discharges from the Portion of
Lancaster County north of SC Highway 5 under the SC
NPDES General Permit for Storm Water Discharges
from Regulated Small MS4 SCR030000
Public Notice 16-657-R

Introduction:

This fact sheet has been prepared by the South Carolina Department of Health and Environmental Control (DHEC or the Department) to set forth the principal facts involved in authorizing discharges from the regulated Small Municipal Separate Storm Sewer System (SMS4) located in the Portion of Lancaster County north of SC Highway 5 under the SC NPDES General Permit for Storm Water Discharges from Regulated Small MS4s, SCR030000 as described in Public Notice 16-657-R.

This regulated small MS4 includes conveyances or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) owned or operated by Lancaster County. This entity has jurisdiction over the disposal of storm water under State and local law. The criterion for regulation as a small MS4 is based on the entity's inclusion in an Urbanized Area (UA) as defined by the U.S. Census.

NPDES General Permit SCR030000 authorizes discharges composed entirely of storm water as defined in Section 402(p) of the Clean Water Act, SC Water Pollution Control Permits Regulation 61-9 and the permit itself. The Department has made a preliminary determination that authorization of these storm water discharges under SCR030000 is necessary to important economical or social development and that it will allow for maintenance of existing water uses.

DHEC has been delegated authority by EPA to implement the NPDES program within the state of South Carolina, including on Indian Lands. DHEC issued the effective NPDES General Permit for Storm Water Discharges from Regulated Small MS4s, SCR030000, on November 1, 2013. This permit expires on December 31, 2018.

Background:

In 1987, the US Congress amended the Federal Clean Water Act to require EPA to implement an NPDES Stormwater Permit Program for municipal discharges. EPA was directed to develop a phased regulatory program for municipal type discharges. The municipal program includes counties as well as towns and cities. Based on these amendments, EPA promulgated the Phase I Stormwater NPDES Regulations in 1990 to address municipal separate storm sewer systems (MS4s). The Phase I regulations categorized MS4s as follows:

- Large MS4 - entities with a population of 250,000 or more.
- Medium MS4 - entities with a population of 100,000 or more but less than 250,000.

EXHIBIT B-4

Phase I Federal Regulations required NPDES Permits for stormwater discharges from the Large and Medium MS4s. SC has one large MS4 (The South Carolina Department of Transportation) and three Medium MS4s: The City of Columbia, Greenville County, and Richland County. Each of these entities has been issued an individual NPDES Permit.

EPA promulgated Phase II Stormwater NPDES Regulations in 1999. This set of regulations established application and permit requirements for Small MS4s.

The Small MS4 term refers to all conveyances, or systems of conveyances, (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) designed or used for collecting or conveying storm water that are owned or operated by the United States, a State, city, town, borough, county, parish, district, association, or other public body (created by or pursuant to State law) having jurisdiction over disposal of sewage, industrial wastes, storm water, or other wastes, including special districts under State law such as a sewer district, flood control district or drainage district, or similar entity, or an Indian tribe or an authorized Indian tribal organization, or a designated and approved management agency under section 208 of the CWA that discharges to waters of the States, but is not defined as "large" or "medium" municipal separate storm sewer system. This term includes systems similar to separate storm sewer systems in municipalities, such as systems at military bases, large hospital or prison complexes, and highways and other thoroughfares. The term does not include separate storm sewers in very discrete areas, such as individual buildings.

The regulations cited above have been promulgated into South Carolina Regulation 61-9 (Water Pollution Control Permits) under §122.26(a)(9) and §122.26(b)(16).

Permit Requirements:

The proposed authorization requires Lancaster County to develop, implement, and enforce a Storm Water Management Program (SWMP). Small MS4 operators must include in their SWMP measures to effectively prohibit non-storm water discharges to their system; implement controls to reduce the discharge of pollutants to the maximum extent practicable (MEP) to protect water quality; and implement best management practices (BMP), control techniques, or system design and engineering methods to satisfy appropriate requirements of the Clean Water Act (CWA). The SWMP must address the following six minimum control measures:

1. Public education and outreach on storm water impacts;
2. Public involvement / participation;
3. Illicit discharge detection and elimination;
4. Construction site storm water runoff control;
5. Post-construction storm water management in new development and redevelopment; and,
6. Pollution prevention / good housekeeping for municipal operations.

In addition to these measures, the permit contains Special Conditions Applicable to Permitted Storm Water Discharges to Sensitive Waters. Monitoring and Assessment Plans in TMDL watersheds, Water Quality Controls for Discharges to Impaired Water Bodies and protection of waters classified as Outstanding Resource Waters (ORW) and Source Water Protection Areas (SWPA) are included among these special conditions.

EXHIBIT B-5

Receiving Waters:

The small MS4 area designated within Lancaster County include portions of the following Hydrologic Unit Codes (12 Digit, HUC-12) watersheds;

Headwaters Sugar Creek-Catawba River	030501030103
Little Sugar Creek	030501030102
McAlpine Creek	030501030107
Sugar Creek-Catawba River	030501030109
Sixmile Creek-Twelvemile Creek	030501030203
Sixmile Creek-Catawba River	030501030604
Twelvemile Creek-Catawba River	030501030204
Waxhaw Creek	030501030603

Streams receiving discharges from all of the permitted area are classified as Freshwaters (Class FW) suitable for primary and secondary contact recreation and as a source of drinking water supply after conventional treatment in accordance with the requirements of the Department. Freshwaters are also suitable for fishing and the survival and propagation of a balanced indigenous aquatic community of fauna and flora, and, with the exception of Class ORW, for industrial and agricultural uses.

The Department has made a preliminary determination that authorization for these storm water discharges under the NPDES Phase II General Storm Water permit is necessary to important economical or social development and that said authorization will allow maintenance of existing water uses. The Department is seeking comment on this preliminary finding. In accordance with Section D.(2), Antidegradation, of South Carolina R. 61-68 Water Classifications and Standards, this notice provides public participation and intergovernmental coordination for this decision.

Obtaining Authorization to Discharge under the Permit:

New Permittees: The small MS4 to be granted authorization to discharge under the SC NPDES General Permit for Storm Water Discharges from Regulated Small MS4s, SCR030000, was captured within the boundaries of the Charlotte NC-SC Urbanized Area according to the U.S. 2010 census. A portion of Lancaster County became automatically regulated and Lancaster County submitted a Notices of Intent, NOI, to be authorized under SCR030000. The Standard Industrial Classification (SIC) Code best describing these applicants is: 9241, Administration of Environmental Programs.

Lancaster County is a first time applicants. Meaningful review of their Notice of Intent was conducted to ensure functional equivalence of their proposed SWMP with the permit. The number of outfalls will be determined by June 1, 2018. The Department's preliminary determination to authorize the applicants to discharge under the General Permit is open for public comment.

Once a final decision is reached on the proposed draft certificates of coverage, Lancaster County will be issued their certificate of coverage-SCR035701.

EXHIBIT B-6

ANNUAL BUDGET ESTIMATE - ALL
Amended - 2017-2018

COUNTY OF LANCASTER
FY 2016-2017

Account	2015 - 2016	2016 - 2017	6/30/2017	2016 - 2017		Requested	Recommended	Approved
	Actual (\$)	Budget (\$)	Actual (\$)	Estimate	%Remaining			
Department: 203 Stormwater								
Revenue								
19-4-203-454-50						1,200,000.00	1,200,000.00	
Stormwater Fee								
19-4-203-460-25								
Penalty - Stormwater Fee								
19-4-203-480-05								
Interest Income								
Expenditure								
19-7-203-500-00						174,280.00	174,280.00	
Wages & Salaries Full Time								
Staff half engineer, field inspector, tech I, assistant								
19-7-203-500-05						1,000.00	1,000.00	
Salaries - Overtime								
19-7-203-500-10								
Wages & Salaries Part-Time								
19-7-203-510-00						13,410.00	13,410.00	
Fica-Employers Contrib.								
19-7-203-510-05						23,635.00	23,635.00	
Sc Rel Employers Contrib								
19-7-203-510-15						40,495.00	40,495.00	
Health/Life Ins Employers								

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EXHIBIT C-1

ANNUAL BUDGET ESTIMATE - ALL
Amended - 2017-2018

COUNTY OF LANCASTER
FY 2016-2017

Account	2015 - 2016	2016 - 2017	6/30/2017	2016 - 2017		2017 - 2018		Approved
	Actual (\$)	Budget (\$)	Actual (\$)	Estimate	%Remaining	Requested	Recommended	
19-7-203-510-25 Workers Compensation						4,250.00	4,250.00	
19-7-203-530-00 Travel, Training, Dues						9,000.00	9,000.00	
19-7-203-540-00 Supplies-General						7,000.00	7,000.00	
19-7-203-541-00 Supplies-Postage						6,000.00	6,000.00	
19-7-203-551-00 Equipment-General						10,000.00	10,000.00	
19-7-203-560-00 Equipment - Capitalized								
19-7-203-571-00 Utilities-Telephone						6,500.00	6,500.00	
19-7-203-590-00 Maintenance-Vehicles								
19-7-203-590-05 Gasoline						5,000.00	5,000.00	
19-7-203-593-00 Maintenance-Service Agree						3,000.00	3,000.00	
19-7-203-600-00 Contractual Services(Cs)						300,000.00	300,000.00	
19-7-203-605-00 Copier-Printing						3,000.00	3,000.00	

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Page 2 of 3

EXHIBIT C-2

ANNUAL BUDGET ESTIMATE - ALL
Amended - 2017-2018

COUNTY OF LANCASTER
FY 2016-2017

Account	2015 - 2016	2016 - 2017	6/30/2017	2016 - 2017		2017 - 2018		Approved
	Actual (\$)	Budget (\$)	Actual (\$)	Estimate	%Remaining	Requested	Recommended	
19-7-203-690-00 Special Projects						100,000.00	100,000.00	
19-7-203-750-00 Lease- Copiers						3,000.00	3,000.00	
Revenue								
19-8-203-810-01 Fund Balance - Reserved								
Expenditure								
19-9-203-961-00 Fund Balance - Appropriated						490,430.00	490,430.00	
Total Revenue						\$1,200,000.00	\$1,200,000.00	
Total Expenditure						\$1,200,000.00	\$1,200,000.00	
Net								
Report Total Revenue						\$1,200,000.00	\$1,200,000.00	
Report Total Expenditure						\$1,200,000.00	\$1,200,000.00	
Report Total Net								

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0002-00-024.00	44,374	12.7	\$950.87
0002-00-024.01	57,376	16.4	\$1,229.49
0002-00-027.00	2,025	1.0	\$75.00
0002N-0A-028.00	38,597	11.0	\$827.08
0002-00-023.00	18,787	5.4	\$402.58
0002-00-028.00	152,958	43.7	\$3,277.67
0002-00-022.00	42,221	12.1	\$904.74
0002-00-019.01	2,950	1.0	\$75.00
0006F-0A-014.00	33,226	9.5	\$711.99
0006-00-060.00	5,024	1.4	\$107.66
0006-00-059.00	2,350	1.0	\$75.00
0005-00-100.01	33,340	9.5	\$714.43
0008-00-010.01	13,968	4.0	\$299.31
0008-00-002.00	71,867	20.5	\$1,540.01
0008-00-010.00	13,509	3.9	\$289.48
0008-00-009.00	3,432	1.0	\$75.00
0013-00-043.02	347,165	99.2	\$7,439.25
0019-00-004.00	28,008	8.0	\$600.17
0003-00-044.00	4,744	1.4	\$101.66
0003-00-045.00	7,488	2.1	\$160.46
0003-00-081.02	9,091	2.6	\$194.81
0003-00-040.03	1,946	1.0	\$75.00
0003-00-041.00	1,458	1.0	\$75.00
0003-00-066.00	15,554	4.4	\$333.30
0006-00-040.00	29,415	8.4	\$630.32
0006D-0A-003.00	41,743	11.9	\$894.49
0005-00-018.00	182,245	52.1	\$3,905.25
0006E-0B-009.00	744	1.0	\$75.00
0006E-0B-019.00	31,626	9.0	\$677.70
0006F-0A-019.00	11,970	3.4	\$256.50
0005-00-102.00	688,627	196.8	\$14,756.29
0006N-0B-003.00	7,812	2.2	\$167.40
0006N-0B-006.00	6,899	2.0	\$147.84
0005-00-101.01	11,248	3.2	\$241.03
0006N-0B-012.00	2,340	1.0	\$75.00
0006-00-074.00	15,428	4.4	\$330.60
0006-00-088.07	25,918	7.4	\$555.39
0006N-0B-046.00	3,099	1.0	\$75.00
0006N-0B-011.00	2,844	1.0	\$75.00
0006N-0B-007.00	5,143	1.5	\$110.21
0006N-0B-006.00	6,899	2.0	\$147.84
0006-00-061.00	32,788	9.4	\$702.60

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0006-00-062.00	36,008	10.3	\$771.60
0006N-0B-005.00	16,489	4.7	\$353.34
0006N-0B-005.01	543	1.0	\$75.00
0006N-0B-004.00	10,991	3.1	\$235.52
0006N-0B-003.00	7,812	2.2	\$167.40
0006-00-071.00	117,064	33.4	\$2,508.51
0006-00-069.00	11,568	3.3	\$247.89
0006-00-068.01	52,540	15.0	\$1,125.86
0006-00-068.00	6,585	1.9	\$141.11
0006N-0B-002.00	15,395	4.4	\$329.89
0006-00-063.00	18,822	5.4	\$403.33
0006N-0B-001.00	7,709	2.2	\$165.19
0005-00-104.00	203,220	58.1	\$4,354.71
0006-00-072.01	50,491	14.4	\$1,081.95
0006-00-081.00	25,719	7.3	\$551.12
0006-00-082.00	14,892	4.3	\$319.11
0006-00-083.00	11,777	3.4	\$252.36
0007-00-008.00	536,658	153.3	\$11,499.81
0006-00-079.00	6,745	1.9	\$144.54
0008-00-004.00	1,651	1.0	\$75.00
0008-00-003.00	2,531	1.0	\$75.00
0008-00-013.00	53,302	15.2	\$1,142.19
0008-00-007.00	4,342	1.2	\$93.04
0008-00-005.00	21,620	6.2	\$463.29
0008-00-011.01	1,151	1.0	\$75.00
0008-00-012.00	24,012	6.9	\$514.54
0008-00-008.00	5,157	1.5	\$110.51
0008-00-006.00	9,795	2.8	\$209.89
0008-00-016.01	59,618	17.0	\$1,277.53
0008-00-017.00	11,970	3.4	\$256.50
0008-00-019.00	1,702	1.0	\$75.00
0008-00-020.00	9,641	2.8	\$206.59
0008-00-023.00	5,780	1.7	\$123.86
0008-00-021.00	17,837	5.1	\$382.22
0008G-0A-004.00	6,854	2.0	\$146.87
0008-00-026.00	53,896	15.4	\$1,154.91
0007-00-010.00	427,117	122.0	\$9,152.51
0008G-0C-003.00	30,376	8.7	\$650.91
0008-00-028.00	96,370	27.5	\$2,065.07
0008-00-061.02	72,950	20.8	\$1,563.21
0008G-0D-004.00	11,941	3.4	\$255.88
0008G-0D-001.00	22,003	6.3	\$471.49

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0008-00-034.00	257,190	73.5	\$5,511.21
0008G-0D-002.00	20,895	6.0	\$447.75
0008-00-056.00	26,910	7.7	\$576.64
0008G-0D-003.00	79,816	22.8	\$1,710.34
0008-00-060.00	9,475	2.7	\$203.04
0008-00-056.01	110,624	31.6	\$2,370.51
0008-00-076.00	16,948	4.8	\$363.17
0008-00-040.00	34,577	9.9	\$740.94
0008-00-048.00	20,290	5.8	\$434.79
0008-00-074.00	10,692	3.1	\$229.11
0008-00-071.00	1,111	1.0	\$75.00
0008-00-074.01	7,764	2.2	\$166.37
0008-00-074.02	1,983	1.0	\$75.00
0008-00-072.01	5,051	1.4	\$108.24
0008-00-072.00	10,694	3.1	\$229.16
0008-00-071.01	8,832	2.5	\$189.26
0010-00-001.00	158,494	45.3	\$3,396.30
0010-00-029.00	8,603	2.5	\$184.35
0010-00-005.00	950	1.0	\$75.00
0010-00-032.00	2,228	1.0	\$75.00
0010-00-039.00	31,177	8.9	\$668.08
0010-00-044.01	29,507	8.4	\$632.29
0010-00-077.00	20,205	5.8	\$432.96
0010-00-016.01	11,488	3.3	\$246.17
0010-00-048.00	38,012	10.9	\$814.54
0010-00-049.00	43,664	12.5	\$935.66
0010-00-064.00	47,889	13.7	\$1,026.19
0010-00-059.00	633,899	181.1	\$13,583.55
0010-00-057.00	1,983	1.0	\$75.00
0010-00-052.01	9,390	2.7	\$201.21
0010-00-056.00	6,757	1.9	\$144.79
0010-00-053.00	5,768	1.6	\$123.60
0010-00-055.00	4,734	1.4	\$101.44
0010-00-054.00	3,240	1.0	\$75.00
0013-00-054.00	12,186	3.5	\$261.13
0013-00-054.01	17,238	4.9	\$369.39
0013-00-013.02	45,037	12.9	\$965.08
0013-00-013.00	64,041	18.3	\$1,372.31
0013-00-023.00	360,166	102.9	\$7,717.84
0013-00-015.00	71,064	20.3	\$1,522.80
0013-00-022.00	1,108	1.0	\$75.00
0013-00-021.00	432,689	123.6	\$9,271.91

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0013-00-020.00	25,663	7.3	\$549.92
0013-00-004.00	13,923	4.0	\$298.35
0013-00-043.01	30,938	8.8	\$662.96
0013-00-049.00	36,377	10.4	\$779.51
0013-00-050.00	6,722	1.9	\$144.04
0013-00-049.01	6,129	1.8	\$131.34
0013-00-029.00	15,157	4.3	\$324.79
0013-00-080.00	8,643	2.5	\$185.21
0013-00-080.02	4,058	1.2	\$86.96
0013-00-080.01	14,218	4.1	\$304.67
0013-00-078.00	7,951	2.3	\$170.38
0013-00-069.04	15,243	4.4	\$326.64
0013-00-068.00	8,582	2.5	\$183.90
0013-00-045.01	17,672	5.0	\$378.69
0013-00-069.03	10,473	3.0	\$224.42
0013-00-070.00	59,479	17.0	\$1,274.55
0013-00-034.07	11,237	3.2	\$240.79
0014-00-047.00	19,998	5.7	\$428.53
0016-00-026.00	156,090	44.6	\$3,344.79
0016-00-027.01	64,743	18.5	\$1,387.35
0016-00-028.01	1,015	1.0	\$75.00
0016-00-031.02	19,871	5.7	\$425.81
0016-00-031.00	16,383	4.7	\$351.06
0016-00-034.02	14,915	4.3	\$319.61
0015-00-039.00	7,249	2.1	\$155.34
0015-00-060.00	27,425	7.8	\$587.68
0020-00-004.01	68,737	19.6	\$1,472.94
0020-00-041.12	6,659	1.9	\$142.69
0019-00-033.00	12,068	3.4	\$258.60
0019-00-031.00	26,927	7.7	\$577.01
0013-00-048.00	42,903	12.3	\$919.35
0013-00-048.03	62,743	17.9	\$1,344.49
0003-00-006.02	72,827	20.8	\$1,560.58
0008-00-069.01	17,013	4.9	\$364.56
0006-00-054.04	92,544	26.4	\$1,983.09
0007-00-008.03	522,871	149.4	\$11,204.38
0007-00-009.01	5,819	1.7	\$124.69
0007-00-009.00	4,633	1.3	\$99.28
0008-00-061.00	11,920	3.4	\$255.43
0008-00-061.05	177,131	50.6	\$3,795.66
0013-00-048.01	38,184	10.9	\$818.23
0016-00-010.00	23,498	6.7	\$503.53

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0016-00-009.00	8,600	2.5	\$184.29
0016-00-008.00	17,749	5.1	\$380.34
0016-00-045.00	8,859	2.5	\$189.84
0013-00-001.00	6,286	1.8	\$134.70
0013-00-079.00	42,467	12.1	\$910.01
0015-00-012.00	19,592	5.6	\$419.83
0020-00-001.00	72,333	20.7	\$1,549.99
0022-00-007.00	142,850	40.8	\$3,061.07
0003-00-046.05	144,755	41.4	\$3,101.89
0010-00-030.00	252,367	72.1	\$5,407.86
0010-00-031.00	2,474	1.0	\$75.00
0010-00-037.03	78,406	22.4	\$1,680.13
0010-00-046.03	24,043	6.9	\$515.21
0010-00-050.05	79,835	22.8	\$1,710.75
0013-00-087.00	74,449	21.3	\$1,595.34
0013-00-047.01	60,244	17.2	\$1,290.94
0015-00-004.10	12,805	3.7	\$274.39
0016-00-045.01	2,667	1.0	\$75.00
0016-00-045.02	6,726	1.9	\$144.13
0016-00-006.00	13,882	4.0	\$297.47
0016-00-007.00	85,678	24.5	\$1,835.96
0020-00-014.00	81,546	23.3	\$1,747.41
0020-00-049.00	65,930	18.8	\$1,412.79
0021-00-004.00	25,224	7.2	\$540.51
0008B-0C-006.00	21,825	6.2	\$467.68
0010-00-051.00	35,385	10.1	\$758.25
0008-00-054.01	40,432	11.6	\$866.40
0005-00-100.00	57,340	16.4	\$1,228.71
0005-00-100.03	70,493	20.1	\$1,510.56
0005-00-100.05	28,962	8.3	\$620.61
0010-00-050.07	18,919	5.4	\$405.41
0010-00-050.06	67,020	19.1	\$1,436.14
0003-00-063.00	32,731	9.4	\$701.38
0016-00-034.00	9,590	2.7	\$205.50
0008-00-059.00	26,503	7.6	\$567.92
0008G-0D-005.00	25,707	7.3	\$550.86
0013-00-051.00	114,790	32.8	\$2,459.79
0013G-0A-135.00	72,901	20.8	\$1,562.16
0013-00-046.01	209,559	59.9	\$4,490.55
0013-00-046.02	32,526	9.3	\$696.99
0002-00-005.00	19,625	5.6	\$420.54
0005-00-114.00	43,286	12.4	\$927.56

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0010-00-050.10	62,193	17.8	\$1,332.71
0010-00-050.11	38,669	11.0	\$828.62
0010-00-050.14	110,058	31.4	\$2,358.39
0010-00-050.18	117,640	33.6	\$2,520.86
0010-00-050.19	152,989	43.7	\$3,278.34
0005-00-109.00	96,789	27.7	\$2,074.05
0005-00-103.00	161,414	46.1	\$3,458.87
0008-00-011.02	32,434	9.3	\$695.01
0013-00-086.02	42,325	12.1	\$906.96
0005-00-103.05	133,654	38.2	\$2,864.01
0010-00-050.09	70,660	20.2	\$1,514.14
0010-00-047.00	6,916	2.0	\$148.20
0010-00-048.01	29,530	8.4	\$632.79
0010J-0A-001.01	210,161	60.0	\$4,503.45
0010-00-050.17	166,246	47.5	\$3,562.41
0010-00-046.01	32,230	9.2	\$690.64
0005-00-115.00	105,472	30.1	\$2,260.11
0020-00-037.00	13,810	3.9	\$295.93
0008-00-011.03	100,406	28.7	\$2,151.56
0006-00-052.02	21,805	6.2	\$467.25
0002-00-005.01	763	1.0	\$75.00
0002-00-005.02	15,497	4.4	\$332.08
0005-00-103.06	172,289	49.2	\$3,691.91
0013-00-047.02	38,364	11.0	\$822.09
0010-00-058.00	15,514	4.4	\$332.44
0016-00-017.00	31,022	8.9	\$664.76
0016-00-018.00	283,349	81.0	\$6,071.76
0016-00-019.00	201,398	57.5	\$4,315.67
0007-00-017.05	2,738	1.0	\$75.00
0008-00-016.02	552,961	158.0	\$11,849.16
0006-00-003.00	7,999	2.3	\$171.41
0008-00-084.00	35,787	10.2	\$766.86
0005-00-074.04	46,241	13.2	\$990.88
0005-00-100.02	2,320	1.0	\$75.00
0008-00-027.02	383,130	109.5	\$8,209.93
0013-00-061.00	26,803	7.7	\$574.35
0013N-0A-096.00	57,174	16.3	\$1,225.16
0008-00-026.02	2,066	1.0	\$75.00
0008-00-027.04	55,052	15.7	\$1,179.69
0008-00-084.02	10,305	2.9	\$220.82
0008-00-024.01	498	1.0	\$75.00
0010-00-004.00	7,636	2.2	\$163.63

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0020-00-004.00	30,127	8.6	\$645.58
0007-00-008.05	79,192	22.6	\$1,696.97
0010-00-050.03	215,446	61.6	\$4,616.70
0005-00-019.01	103,857	29.7	\$2,225.51
0009I-0A-081.01	21,330	6.1	\$457.07
0013-00-022.01	7,053	2.0	\$151.14
0016-00-075.00	157,018	44.9	\$3,364.67
0016-00-077.00	64,326	18.4	\$1,378.41
0010-00-050.20	44,291	12.7	\$949.09
0005-00-102.03	30,925	8.8	\$662.68
0005-00-102.01	38,187	10.9	\$818.29
0005-00-102.02	59,971	17.1	\$1,285.09
0006-00-001.00	3,590	1.0	\$76.93
0007-00-028.00	64,097	18.3	\$1,373.51
0007-00-033.00	26,448	7.6	\$566.74
0007-00-026.00	74,765	21.4	\$1,602.11
0007-00-030.00	37,765	10.8	\$809.25
0007-00-031.00	52,437	15.0	\$1,123.65
0007-00-029.00	29,125	8.3	\$624.11
0001-00-002.00	20,387	5.8	\$436.86
0005H-0C-001.01	72,423	20.7	\$1,551.92
0010J-0A-061.00	1,461	1.0	\$75.00
0007-00-027.00	9,119	2.6	\$195.41
0013-00-055.02	8,302	2.4	\$177.90
0014N-0J-008.00	2,114	1.0	\$75.00
0007-00-008.06	291,266	83.2	\$6,241.41
0006-00-008.00	16,341	4.7	\$350.16
0016-00-019.03	21,323	6.1	\$456.92
0016-00-019.01	33,383	9.5	\$715.35
0016-00-018.01	29,912	8.5	\$640.97
0013-00-110.00	28,724	8.2	\$615.51
0010-00-029.03	204,797	58.5	\$4,388.51
0007-00-025.02	32,541	9.3	\$697.31
0007-00-025.03	38,396	11.0	\$822.77
0007-00-034.00	124,749	35.6	\$2,673.19
0007-00-025.01	134,331	38.4	\$2,878.52
0005-00-113.00	49,149	14.0	\$1,053.19
0005-00-113.01	30,493	8.7	\$653.42
0010-00-052.00	6,614	1.9	\$141.73
0013-00-078.01	5,992	1.7	\$128.40
0013-00-048.04	5,111	1.5	\$109.52
0015-00-048.01	16,536	4.7	\$354.34

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0009-00-002.00	16,330	4.7	\$349.93
0010-00-060.01	32,395	9.3	\$694.18
0008-00-016.03	32,441	9.3	\$695.16
0008-00-016.00	41,345	11.8	\$885.96
0006-00-010.00	4,859	1.4	\$104.12
0008-00-027.05	56,759	16.2	\$1,216.26
0002-00-019.00	4,795	1.4	\$102.75
0005-00-103.02	3,919	1.1	\$83.98
0005-00-118.00	203,747	58.2	\$4,366.01
0005-00-100.07	15,322	4.4	\$328.33
0006-00-072.00	20,084	5.7	\$430.37
0007-00-001.02	17,727	5.1	\$379.86
0013-00-061.01	20,961	6.0	\$449.16
0002G-0C-013.01	2,455	1.0	\$75.00
0010-00-046.02	29,643	8.5	\$635.21
0005-00-103.07	75,487	21.6	\$1,617.58
0006G-0A-018.00	3,818	1.1	\$81.81
0010-00-045.05	240,704	68.8	\$5,157.94
0010-00-007.00	171,122	48.9	\$3,666.90
0015A-0A-012.01	2,799	1.0	\$75.00
0006M-0A-027.01	20,752	5.9	\$444.69
0005-00-102.04	49,962	14.3	\$1,070.61
0005-00-102.05	32,855	9.4	\$704.04
0006-00-085.02	104,686	29.9	\$2,243.27
0006N-0D-039.00	4,604	1.3	\$98.66
0002-00-025.00	33,422	9.5	\$716.19
0005-00-102.06	43,223	12.3	\$926.21
0002K-0A-031.00	76,044	21.7	\$1,629.51
0006-00-003.02	2,810	1.0	\$75.00
0010-00-052.02	4,566	1.3	\$97.84
0006-00-008.01	26,130	7.5	\$559.93
0008P-0G-001.00	5,721	1.6	\$122.59
0020-00-002.01	16,791	4.8	\$359.81
0008-00-027.06	49,004	14.0	\$1,050.09
0006L-0H-001.01	60,991	17.4	\$1,306.95
0005-00-103.01	256,121	73.2	\$5,488.31
0005-00-074.01	15,001	4.3	\$321.45
0005-00-074.09	26,798	7.7	\$574.24
0015-00-001.00	42,265	12.1	\$905.68
0020-00-008.00	173,182	49.5	\$3,711.04
0015-00-055.01	5,795	1.7	\$124.18
0013-00-018.00	439,935	125.7	\$9,427.18

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0008-00-022.01	3,040	1.0	\$75.00
0008-00-061.04	88,080	25.2	\$1,887.43
0016-00-026.01	7,841	2.2	\$168.02
0005-00-093.06	6,759	1.9	\$144.84
0005-00-093.01	11,703	3.3	\$250.78
0005-00-093.00	16,195	4.6	\$347.04
0014A-0B-027.01	76,956	22.0	\$1,649.06
0016-00-001.06	181,478	51.9	\$3,888.81
0010-00-045.01	14,047	4.0	\$301.01
0006-00-052.03	11,870	3.4	\$254.36
0003-00-051.00	8,007	2.3	\$171.58
0015-00-024.03	2,705	1.0	\$75.00
0003-00-052.00	32,607	9.3	\$698.72
0016-00-001.00	987,664	282.2	\$21,164.23
0013-00-019.01	36,296	10.4	\$777.77
0013-00-019.00	28,680	8.2	\$614.57
0005-00-116.00	6,683	1.9	\$143.21
0010-00-037.02	6,030	1.7	\$129.21
0015F-0A-001.01	62,112	17.7	\$1,330.97
0007-00-008.04	1,939	1.0	\$75.00
0022-00-001.00	44,281	12.7	\$948.88
0013-00-030.01	1,961	1.0	\$75.00
0013-00-055.03	15,299	4.4	\$327.84
0008-00-061.07	27,597	7.9	\$591.36
0008-00-061.06	33,142	9.5	\$710.19
0008-00-061.03	4,390	1.3	\$94.07
0013-00-047.03	74,913	21.4	\$1,605.28
0008-00-026.04	34,376	9.8	\$736.63
0008-00-077.00	6,745	1.9	\$144.54
0008-00-021.01	217,802	62.2	\$4,667.19
0008F-0C-061.00	57,377	16.4	\$1,229.51
0015-00-013.00	14,132	4.0	\$302.83
0015-00-024.00	54,776	15.7	\$1,173.77
0007-00-025.05	376,127	107.5	\$8,059.86
0005-00-074.11	41,328	11.8	\$885.60
0013-00-105.00	45,558	13.0	\$976.24
0015-00-052.00	4,620	1.3	\$99.00
0008-00-063.06	44,801	12.8	\$960.02
0009-00-011.00	2,917	1.0	\$75.00
0009-00-011.01	1,972	1.0	\$75.00
0010-00-050.08	137,762	39.4	\$2,952.04
0010-00-051.00	35,385	10.1	\$758.25

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0016-00-035.00	34,101	9.7	\$730.74
0013-00-108.00	1,804	1.0	\$75.00
0013-00-107.00	34,172	9.8	\$732.26
0008-00-052.00	50,805	14.5	\$1,088.68
008-00-052.01	15,528	4.4	\$332.74
0013-00-106.00	8,032	2.3	\$172.11
0003-00-006.01	115,622	33.0	\$2,477.61
0020-00-001.00	72,333	20.7	\$1,549.99
0021-00-003.01	2,836	1.0	\$75.00
0021-00-002.00	64,427	18.4	\$1,380.58
0021-00-011.01	5,713	1.6	\$122.42
0022-00-006.01	15,199	4.3	\$325.69
0025-00-005.01	128,606	36.7	\$2,755.84
0026-00-013.02	263,169	75.2	\$5,639.34
0026-00-013.03	3,901	1.1	\$83.59
0026-00-013.01	3,049	1.0	\$75.00
0025-00-010.02	743,587	212.5	\$15,934.01
0025-00-025.00	27,084	7.7	\$580.37
0025-00-063.00	3,077	1.0	\$75.00
0025-00-062.00	941	1.0	\$75.00
0025-00-030.00	12,227	3.5	\$262.01
0025-00-031.00	25,323	7.2	\$542.64
0025-00-032.00	4,988	1.4	\$106.89
0025-00-045.00	1,921	1.0	\$75.00
0026-00-026.00	14,490	4.1	\$310.50
0027-00-017.00	146,390	41.8	\$3,136.93
0026-00-035.00	49,681	14.2	\$1,064.59
0028-00-007.00	38,683	11.1	\$828.92
0027-00-008.00	84,174	24.0	\$1,803.73
0028-00-018.02	12,030	3.4	\$257.79
0028-00-035.06	13,439	3.8	\$287.98
0028-00-035.02	27,162	7.8	\$582.04
0028-00-035.01	7,617	2.2	\$163.22
0028-00-031.00	4,336	1.2	\$92.91
0028-00-031.01	17,188	4.9	\$368.31
0027-00-025.00	22,872	6.5	\$490.11
0025-00-002.00	4,451	1.3	\$95.38
0025-00-066.02	1,946	1.0	\$75.00
0025-00-047.00	2,728	1.0	\$75.00
0025-00-065.00	18,118	5.2	\$388.24
0025-00-034.09	36,616	10.5	\$784.63
0026-00-015.01	14,769	4.2	\$316.48

Lancaster County Commercial Properties Storm Utility Fee Summary

Lancaster County Parcel ID	Impervious Area (SF)	Equivalent Residential Units (Imp. Area/3500)	Storm Utility Fee (\$75.00xERU)
0025-00-078.02	11,763	3.4	\$252.06
0028-00-036.00	3,410	1.0	\$75.00
0025-00-078.03	117,611	33.6	\$2,520.24
0026-00-016.01	147,722	42.2	\$3,165.47
0026-00-013.04	130,541	37.3	\$2,797.31
00250-0A-017.00	13,548	3.9	\$290.31
0028-00-019.00	81,869	23.4	\$1,754.34
0025-00-016.00	5,958	1.7	\$127.67
0028-00-022.00	6,806	1.9	\$145.84
0025-00-034.03	32,729	9.4	\$701.34
Total for Commercial Parcels:			\$536,112.69

Total Number of Residential Units	ERU	Storm Utility Fee (\$75.00/ERU)
13,796	1.0	\$1,034,700.00
Total for Commercial and Residential Parcels:		\$1,570,812.69

Notes:

- 20 Residential lots were sampled at random to determine the average impervious area of a single-family lot. It was determined to be approximately 3500 SF.
- The impervious areas for commercial properties were obtained either from available aerial imagery or submitted site plans.
- This impervious area of each commercial property was then converted to Equivalent Residential Units (ERUs) by dividing the impervious area of each parcel by 3500 (average for a residential unit).
- The ERUs for each parcel was multiplied by \$75 to calculate the Stormwater Utility Fee.
- A minimum of 1 ERU was used for commercial parcels.
- This list was compiled on 7/30/2016.



Information concerning Lancaster County, SC: Panhandle Stormwater Utility

Issue:

When a community's population density exceeds 1,000 persons per square mile and a population of 50,000 regionally regardless of state lines, EPA mandates inclusion in the NPDES MS4 program. According to the latest US Census data, Indian Land now meets the minimum population density requirements noted above. Therefore, DHEC/EPA have determined that 57.4 square miles of land bounded by Highway 5 and Old Church Road on the south, the N.C. border on the north and east, and York County in the west will be a regulated Small Municipal Separate Storm Sewer System (SMS4). Van Wyck does not meet minimum density requirements, but is included in the SMS4 boundaries. Van Wyck will likely experience increased growth in the future and it also contains "sensitive" waters. Therefore, it is included in the new regulated SMS4 boundary area.

Background:

The Environmental Protection Agency (EPA), established the National Pollution Discharge Elimination System (NPDES), program to implement the Clean Water Act (CWA), of **1972**. It was originally applied to "point source" discharges such as Waste Water Treatment plants (WWTPs) from sewage collection systems. The **1987** amendments to the Clean Water Act created an unfunded mandate for local communities to reduce pollution in stormwater runoff. This unfunded mandate is known as the NPDES Municipal Separate Storm Sewer System (MS4) program. The NPDES MS4 program was first implemented in large (>250,000 population) municipal stormwater operations in **1993**. The South Carolina Department of Health and Environmental Control (DHEC) administers the NPDES program in South Carolina. Each regulated community with a Municipal Separate Storm Sewer System (MS4), has a specific permit with DHEC. All regulated communities are required to comply with the program or risk fines and penalties as well as losing all federal assistance for improvements to roads, bridges, airports, disaster relief, etc.

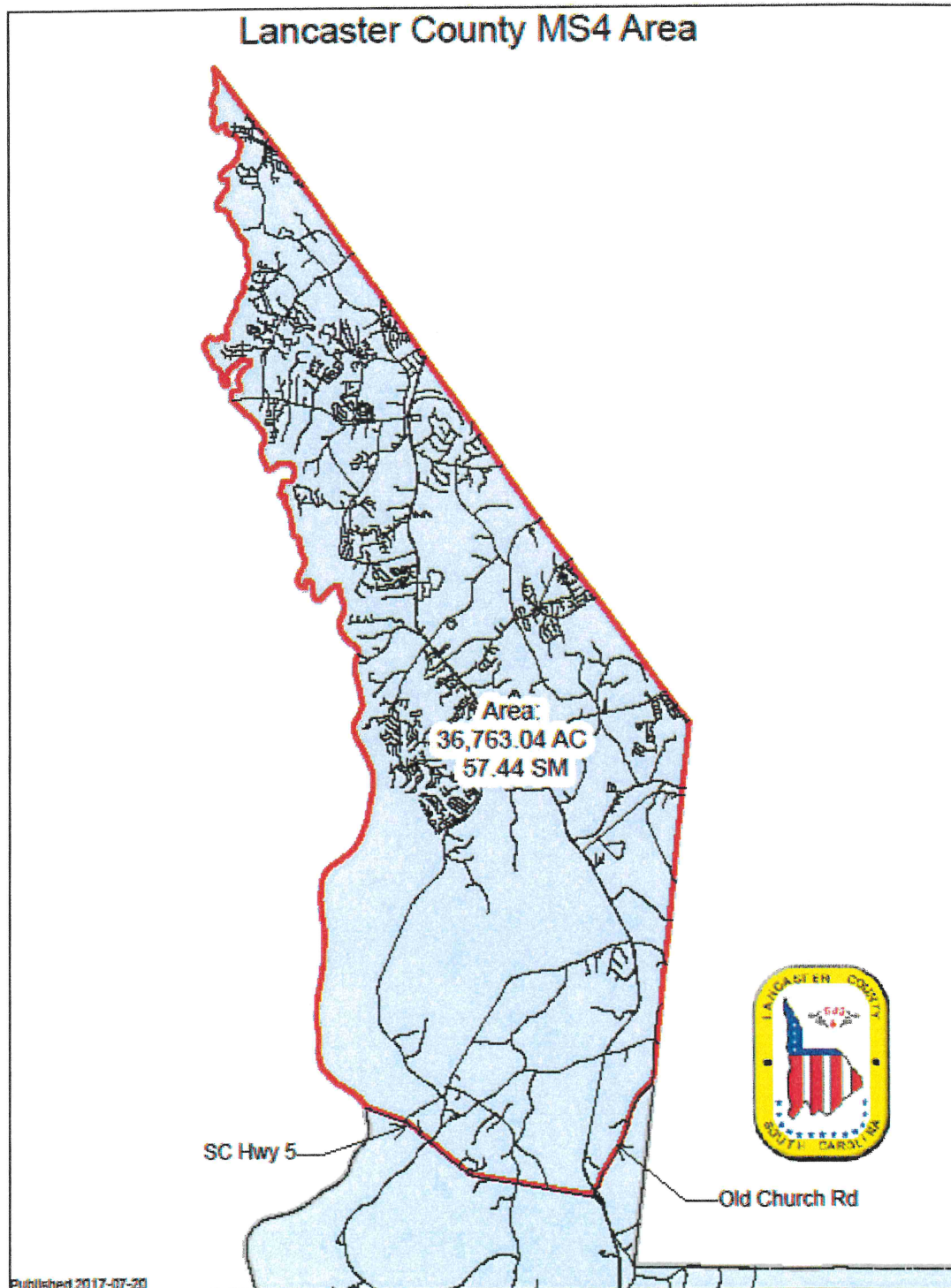
Unique community program requirements and constraints:

There are many aspects to local community compliance with the NPDES SMS4 program, which can be broadly grouped into six general categories: 1. Public education and outreach, 2. Public participation and involvement, 3. Illicit Discharge Detection and elimination, 4. Construction Site runoff control, 5. Post-Construction site runoff control, 6. Pollution Prevention/ Good Housekeeping (*Municipal Operations*). Each of these six program goals require specific steps and objectives to meet compliance with South Carolina Department of Health and Environmental Control and federal Environmental Protection Agency requirements.

Many water bodies in the panhandle are considered "sensitive" per SCDHEC and EPA criteria, these include;

- McAlpine Creek and Catawba River have high levels of Eschericia Coli (ECOLI), and decreased microinvertebrate (BIO) levels, and are listed as impaired per DHEC 303d list. Sugar Creek is also impacted by increased Copper (CU), as well as ECOLI and BIO which is impaired per DHEC 303d list.
- Six Mile Creek, Twelve Mile Creek, and Waxhaw Creek are on a Total Maximum Daily Load (TMDL) status for fecal coliform. Lancaster County must implement measures to limit fecal coliform releases in these watersheds to improve the water quality in these creeks which are located within the new SMS4 boundary.
- Indian Land and Van Wyck both contain critical habitat for the Carolina Heelsplitter which is an endangered species of mussel. These mussels require cool and clean streams to survive and thrive.

A stormwater utility program will enable the County to take a proactive approach to stormwater management. By establishing a dedicated funding source through stormwater fees, the County can ensure that revenue required to manage and maintain this important system is available. The fees will support a comprehensive stormwater management plan to minimize pollution and maximize safety through reduced flooding.



Outline of typical tasks and activities associated with the Panhandle Stormwater Utility

There are many aspects to community compliance with the National Pollutant Discharge Elimination System (NPDES) Small Municipal Separate Storm Sewer System (SMS4) program, which can broadly be grouped into six general categories as follows:

1. *Public Education and outreach*
2. *Public participation and involvement*
3. *Illicit Discharge Detection and elimination*
4. *Construction Site runoff control*
5. *Post-Construction site runoff control*
6. *Pollution Prevention/ Good Housekeeping (Municipal Operations)*

Each of these six program goals require specific steps and objectives to meet compliance with South Carolina Department of Health and Environmental Control and federal Environmental Protection Agency requirements. The tasks listed below will be implemented over several years and modified as necessary to meet specific panhandle land use and constituent needs. These measures, tasks, and activities are generally defined as Best Management Practices (BMPs) by the regulatory community.

Goal 1. Public Education and outreach:

- Current pollutants of concern within the SMS4 service area
 - SCDHEC 303d list: CU, ECOLI, BIO
 - EPA Total Maximum Daily Load (TMDL): Fecal Coliform
 - State, & federal endangered species, Carolina Heelsplitter: Sediment
- Identify target audience to minimize pollutants of concern
- Develop a public outreach plan to minimize pollutants
 - Engage stakeholders in planning public outreach campaign
 - Create educational materials for the target audience
 - Distribute environmental materials to aid understanding of program goals
 - Provide guidance to property owners implementing water quality measures
 - Meet with HOAs and community groups
 - Provide materials for web page updates and expansions
- Assess and adjust public outreach program to fit needs of constituents, land use, and regulations

Goal 2. Public Participation and Involvement:

- Identify, support, participate and/or sponsor community events with booth emphasis on water quality
- Provide public access to SWMP information
- Solicit on-going public input on program objectives, requirements, and implementation

Goal 3. Illicit discharge detection and elimination:

- Train Lancaster County field staff concerning illicit discharge detection and elimination
- Develop SMS4 system inventory maps/database with outfalls, public infrastructure condition, receiving waters, etc.
- Identify priority areas with potential illicit discharges
- Identify potential field screening locations
 - Conduct dry weather field screening for illicit discharges
- Develop illicit discharge tracking procedures
 - Conduct tracking when a pollutant is discernable in receiving waters
 - Eliminate illicit discharges and document investigations and elimination
- Internal pipe cleaning and TV inspections by remote equipment to assess infrastructure condition and/or illicit discharge locations
- Adjust illicit discharge program to specific practices/parameters of concern

Goal 4. Construction site runoff control:

- Develop and adopt a stormwater ordinance
- Implement plan review of proposed development projects
- Training for construction site observation staff
 - Construction site observation, inventory, and record keeping
- Develop enforcement response plans for non-compliant properties
- Establish and implement construction operator training requirements

Goal 5. Post-construction site runoff control:

- Develop a stormwater quality ordinance
 - Evaluate and update ordinances as necessary
- Develop site performance standards to minimize first flush impacts from developed land uses
- Site plan review to ensure water quality standards are considered
- Develop Post-Construction BMP inventory
- Post-construction BMP observations per water quantity and quality benefits
- Develop a long term maintenance plan for site BMPs (ponds, buffer strips, level spreaders, etc.)
- Take and analyze background and impacted water samples to focus restoration efforts

Goal 6. Pollution prevention/ good housekeeping:

- Assess all municipal operations facilities concerning potential pollutant discharges
- Train Lancaster County field staff including: sheriff, fire, inspections, code enforcement, maintenance, and vehicle shop in one or more of the following areas:
 - Illicit Discharge detection and elimination
 - Pollution Prevention/Good Housekeeping
 - Construction and post construction erosion control and water quality BMPs

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Asked Questions**

See Summary Doc #1 and
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Information.



Frequently Asked Questions:

Panhandle Stormwater Utility

Why is Lancaster County implementing a Stormwater Utility?

Lancaster County is responding to a state and federal mandated law and there are no other available resources to fund this program. Lancaster County does not want to cut service to other programs and shift resources to absorb the costs. Stormwater Utilities have been used by most local government agencies to fund their National Pollutant Discharge Elimination System NPDES Municipal Separate Storm Sewer System MS4 programs. It is not a tax, but a user fee. Property owners within the limits of the new panhandle Small Municipal Storm Sewer System (SMS4) will all pay an equitable rate. The County is responsible for managing all aspects of stormwater within its jurisdiction. The County owns, operates, and maintains drainage facilities within the public right-of-way along County roads. The County does not own or maintain drainage facilities that are on private property or under the jurisdiction of other entities, (i.e., SC Department of Transportation, City of Lancaster).

How does the County currently pay for its stormwater system?

Storm sewer system improvements and maintenance has historically come from the general fund where various needs and services compete for funding each year in the budget process. The general fund includes, police, fire, roads, bridges, and other critical services the County provides. The County has done a good job managing the storm sewer system on a very limited budget, but the new requirements will far exceed the previous storm sewer expenditures. Storm water funding has historically been a lower priority than other urgent life safety needs. The Stormwater Utility will create a separate fund to meet the new regulatory requirements.

What is the difference between: Stormwater/ Potable Water/ Wastewater?

- Stormwater is the fraction of rainfall or snow melt that does not infiltrate into the ground, is not taken up by vegetation, or evaporate which becomes "runoff" that flows downhill. Stormwater is NOT treated or cleaned in any way, it simply flows back to the downstream surface water body.
- Potable water or drinking water is what comes out of the faucets and is used for drinking, bathing, washing, etc. Public potable water systems are treated and chlorinated to minimum health standards and distributed in pressurized systems to customers. The system pressure minimizes potential contamination and is a customer convenience. Potable water system pressure is typically set and maintained in elevated water storage tanks.
- Wastewater is composed of the drainage from residential and commercial plumbing system drains. After potable water is used and washed down the drain, it becomes wastewater. Public wastewater collection systems flow to a Wastewater Treatment Plant, typically adjacent to a river, where it is treated and cleaned to minimum standards and released back into the river.
- Stormwater, potable water, and wastewater are different in composition and are all conveyed in completely separate and distinct systems.

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Does stormwater runoff change in urban environments?

Yes, it is typically much more polluted than runoff in undisturbed landscapes. In natural undisturbed areas, the soil absorbs much of rainfall and deep rooted plants help break up the ground to hold the moisture in the soil. These undisturbed soils act as a soil sponge which may be up to 15 feet deep. The soil sponge in urban environments is typically only a few inches deep as most turf grass root systems are less than 4 inches. In urban environments, two potential hazards are created:

- Flooding from fast runoff during or after a rain. (generally due to development)
- Increased pollution to adjacent receiving water bodies because pollutants are easily washed off of the urban landscape.

Impervious surfaces such as rooftops, streets, sidewalks, and parking lots cannot easily absorb water. When a pollutant is spilled on an impervious surface, it stays there until the next rain washes it away. Stormwater runoff during and after a rain storm can wash sediment, oil, grease, toxins, metals, pathogens, detergents, pesticides, fertilizers, and other pollutants into nearby water bodies. Stormwater runoff receives NO treatment prior to discharge back into the environment. These pollutants reduce the recreational use of waters and adversely affect the health and biological diversity of the fish and wildlife living in and around our streams, ponds, and lakes. The initial runoff associated with the first rainfall of 1-inch or less is known as the "first flush" because it picks up and carries the latent pollutants which have been deposited on urban landscapes. The "first flush" typically contains the highest concentration of pollutants in the runoff event.

What is the purpose of the NPDES SMS4 Stormwater Program?

The purpose is to create a team of professionals working to improve quality of life by improving water quality and protecting our natural resources. The local Stormwater Utility team will also work to minimize flooding impacts and act as an environmental resource for the community. Another primary objective is to ensure the community is compliant with environmental regulations implemented by Environmental Protection Agency (EPA) and South Carolina Department of Health and Environmental Control (DHEC).

What is the Lancaster County, i.e. "Panhandle" Small Municipal Separate Storm Sewer System, (SMS4)?

A SMS4 is defined as the system of publically owned stormwater conveyances including roads, curbs, gutters, ponds, ditches, or pipes that discharge directly to surface waters. These SMS4 runoff systems are designed or used solely for collecting or conveying stormwater runoff. The SMS4 is not necessarily continuous, meaning that Lancaster County may own or control less than 5% of the Stormwater conveyance system. The public system may only be 50-feet long at a stream crossing under a roadway every few miles along a stream corridor. The balance of the conveyance system (stream) is on private property. However, Lancaster County is held responsible for any pollution release from the entire drainage area to the waters within the SMS4. These waters collect runoff from public and private lands.

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What are sensitive waters?

Sensitive Waters can be defined as clean waters which allow specific organisms to thrive or dirty waters impacted by various pollutants. Ironically, the Lancaster County panhandle SMS4 has both. The stream habitat in the panhandle SMS4 is recognized as supportive of the Carolina Heelsplitter which require clean shaded streams to survive. The Carolina Heelsplitter is an endangered species of mussel which has been found in Lancaster County. It is also noted that three streams within the SMS4 boundaries are listed on the EPA/DHEC 303d impaired waters list: Sugar Creek, McAlpine Creek, and the Catawba River. Three Streams within the SMS4 have a Total Maximum Daily Load (TMDL) established in 2005 for high levels of fecal coliform: Six Mile Creek, Twelve Mile Creek, and Waxhaw Creek.

Why is Lancaster County panhandle included in the NPDES SMS4 program?

EPA/DHEC used a "balanced criteria" of the following six designation factors:

- Discharge to sensitive waters
- High population density
- High growth or growth potential
- Contiguity to an Urbanized Area
- Significant contributor of pollutants to waters of U.S.
- Ineffective protection of water quality concerns by other programs

The Lancaster County Panhandle SMS4 meets all criteria noted above.

Why is Van Wyck in included in SMS4 program?

Lancaster County submitted a proposed SMS4 service to DHEC of 13.85 square miles of densely populated areas or other areas poised for development. Most of Van Wyck was omitted from the SMS4 service area. This smaller service area proposal was not accepted by SDHEC. The current 58.3 square mile SMS4 boundary north of Highway 5 was set by state and/or federal agencies considering the factors noted above.

DHEC already oversees stormwater in the panhandle, why do we need a new utility?

The NPDES SMS4 program has not been in place in Lancaster county. It is new to Lancaster County and comes with many new requirements, see "typical tasks and activities" attachment. The state of SC has mandated that this program be in place and that Lancaster County manage it. The DHEC has multiple jurisdictions to oversee and they have many other projects to oversee. DHEC will remain the stormwater inspection/observation service for the approximate 500 square miles of rural areas in Lancaster County below the panhandle.

The Army Corps of Engineers and DHEC are responsible for creating and enforcing the guidelines for proper development. Why do we need a panhandle Stormwater Utility?

State and federal agencies primary mandate is to develop the environmental regulations. In rural areas that do not have staff and or resources to implement regulations they will provide minimal assistance. However, in urbanized areas state

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and federal agencies mandate the primary responsibility for implementation of state and federal regulations be placed on local jurisdictions. The state of SC has mandated that this program be in place and that Lancaster County manage it.

How will the money collected by the Stormwater Utility be used?

The revenues generated by this fee will be used to fund all stormwater related activities in the panhandle SMS4 service area. This includes protection of environmental resources, plan review, observation of construction projects, planning for future impacts, maintenance and repairs of stormwater system infrastructure, design and construction of capital improvement projects, or stream buffer property acquisitions. The fee will also pay for compliance with the NPDES SMS4 program requirements per state and federal regulations. In general terms, program compliance means implementation of six minimum control measures:

- Public Outreach and Education
- Public Participation and Involvement
- Illicit Discharge Detection and Elimination
- Construction Site Stormwater Runoff Control
- Post-Construction Stormwater Management
- Pollution Prevention and Good Housekeeping (Municipal Operations)

Each of the six program areas require an implementation plan and ongoing monitoring of Best Management Practices (BMP) to achieve the program goals. The County is held responsible for water quality of natural streams within the jurisdiction as designated by state and federal agencies.

What is a Stormwater Management Plan (SWMP)?

A Stormwater Management Plan is the documented plan developed by the regulated agency (Lancaster County) to meet the requirements of the NPDES SMS4 program. The SWMP outlines the specific measures and implementation schedule the jurisdiction will use to comply with the MS4 program. Each regulated MS4 community has a separate and distinct SWMP tailored for the specific community.

What are Best Management Practices (BMPs)?

Best Management Practices are various techniques used to meet goals in the stormwater management plan (SWMP). BMPs may be physical barriers like silt fences, detention ponds, or vegetative buffers to minimize silt and sediment loss from a construction site. BMPs may also be distribution of educational flyers to meet public education requirements. Lancaster County will have to implement a BMP of staff training to improve our environmental stewardship which is part of compliance with the Good Housekeeping goal.

When does the program begin?

It has already begun. The US Census Bureau included Indian Land within the Charlotte Urbanized area in the **2010** Census, Lancaster County has been in negotiations with DHEC since **2013** concerning the SMS4 designation, geographic boundaries, and SWMP implementation schedule. The time for implementation is now. Lancaster County has already

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met many of the permit requirements by utilizing professional consultants since **2014** to prepare numerous background documents necessary for permit compliance. The passing of Unified Development Ordinance (UDO) in **2016** includes many provisions necessary for permit compliance. The employment of a County Engineer in **2017** to begin daily implementation and maintenance of the program. Additional staff and resources will be required as the program responsibilities increase to comply with the DHEC implementation schedule. At this point, it only affects Panhandle residents, therefore only panhandle residents will be assessed the fee. This program is in place in urbanized areas all over America.

Is Lancaster County responsible for pollutants generated in North Carolina?

No, we are not responsible for cleaning pollutants generated in another state. However, we may be required to take background samples at the state line and downstream to ensure that we are not adding to the pollutant levels entering our panhandle SMS4 jurisdiction.

Do other cities/counties have a stormwater fee?

Yes, more than 38 other cities and/or counties in South Carolina and 71 in North Carolina have a stormwater Utility. There are estimates of 2,500 nationwide. Regionally the following communities have stormwater fees: Fort Mill, Rock Hill, Tega Cay, Monroe, Matthews, Indian Trail, and Mecklenburg County.

What is impervious area?

Impervious surface area is any surface that does not readily absorb water and impedes the natural infiltration of water in to the soil. This includes roofs, driveways packed gravel, etc.

What is the basis for the stormwater fee charged?

The stormwater utility fee is based on the amount of impervious surface on your property. The majority of Stormwater Utilities use impervious areas as an equitable way to set fees. Customers pay a fee related to the amount of runoff generated from their property. Impervious surfaces generate runoff at a much higher rate than undisturbed land.

Are tax exempt properties exempt from the stormwater fee?

No, because it is a fee not a tax. Taxes are based on property value, the stormwater fee is assessed based on impervious surface. The runoff generated from impervious surfaces contributes significantly to pollution and flooding problems.

How will fees be determined?

All single family residential properties will be billed based on one Equivalent Residential Unit (ERU). A ERU is set as 3,500 square feet of impervious area. It was determined by taking a representative sample of single family residential properties in Lancaster County and measuring the impervious surfaces based on aerial photography. The non-single family residential property fees are based on individual measurement and analyses of approximately 430 properties in

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the SMS4 area. The impervious area for each was divided by 3,500 sq. ft. to determine the number of equivalent ERUs the property contained. The ERU is presently set at \$75 annually to cover minimum effort required to comply with new regulations in the panhandle of Lancaster County. The number of ERUs was multiplied by \$75 to determine an annual fee. The fee will be included along with annual tax billing invoices.

Will developers be required to pay stormwater fees?

The development community will be required to pay review fees of \$125 project fee from DHEC and \$250 per disturbed acre to Lancaster County. The \$250/acre Lancaster County fee will be used to supplement the Stormwater Utility. As the development increases this plan review fee may lower the rate set for ERUs.

I pay Home Owners Association (HOA) dues which include storm ponds, why do I have to pay the new fee?

The HOA dues include many other things in addition to storm detention/retention pond maintenance. Sediment ponds built for construction runoff conditions generally do not improve water quality in post-construction conditions. Some poorly designed, constructed, or maintained ponds do not have much runoff peak attenuation capabilities.

We already pay state and federal taxes for roads and stormwater, why do we need to pay additional fees for panhandle residents only?

Everyone pays taxes and fees for services rendered. When living in an urbanized area, additional fees and taxes are charged for specific services. For example, the LCWSD charges fees for water supplied and waste water removed from buildings. The wastewater obviously contains pollutants which need to be treated. In like manner, stormwater discharged from an urbanized area also contains unseen pollutants which are harmful and need to be minimized. Minimizing these pollutants is the basis for the new utility fee.

Why do I have to pay when I do not have any drainage problems?

Everyone in the panhandle SMS4 service area will benefit from a stormwater management program. When storm water runs off your property downhill, it impacts your neighbors. The County must have a program to maximize runoff water quality and minimize flooding. We all use roads that may have inadequate storm sewers beneath them. When the road culvert was designed and constructed years ago the contributing land use was much less urbanized. These land use changes overwhelm the old culverts which can create hazards that need to be corrected.

Are roadways exempt from the fee calculation of the program?

Yes, roadways are exempt from impervious area fees. Roadways serve a public function and are shared by all. Private driveways will be included in impervious area calculations in fee determinations. SCDOT holds an individual MS4 permit and they are required to comply with their permit limits. There are private roadways within the SMS4 service area. The fees associated with private roads would have to be assessed to the HOA. Roadways owned and operated by municipalities are built and maintained for public use and no specific user can be identified for the fee assessment.

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Why not hire a consulting firm on an as-needed basis to do this work?

The amount of effort necessary to implement the new program would be cost prohibitive to rely exclusively on consultants. Lancaster County has evaluated this possibility and spoken with consultants about this option. Consultants typically bill staff out at approximately three times their salaries. The current stormwater utility budget does include approximately \$300,000 annually for specific tasks by consultants.

Where does our drinking water come from?

Lancaster County Water and Sewer District uses water from the Catawba River which is cleaned and treated then pumped into the pressurized system which serves the Lancaster County area. As the surface waters and groundwater supplies become more polluted, treatment to drinking water standards becomes more and more difficult and expensive. Groundwater supplies from private wells are subject to pollution impacts and most private wells do not receive any treatment prior to consumption.

What is the 303d list?

The 303d list refers to waterbodies for which obtained samples have failed minimum water quality criteria set out in section 303(d) of The Clean Water Act. The water bodies on the 303d list can only be removed if water quality improves. The 303d listed waters typically become Total Maximum Daily Load (TMDL) water bodies which require the local MS4 implement corrective measures to limit the pollutant(s) of concern in the TMDL.

What is the Carolina Heelsplitter?

The Carolina Heelsplitter is a state federal and globally endangered species of freshwater mussel. It is a medium size mussel with an ovate trapezoidal shaped shell. The shell varies in color from greenish brown to dark brown. The Carolina Heelsplitter has been eliminated from the majority of its historic range. Only six small populations are known to exist. It has been found in Gills Creek and Waxhaw Creek in the panhandle of Lancaster County. Six Mile Creek contains critical habitat for the Carolina Heelsplitter.

Who will determine the criteria necessary for correction of stormwater runoff issues?

The DHEC SMS4 permit, 303d listed impaired waters, TMDL streams, and the Carolina Heelsplitter all collectively determine the criteria necessary for correction. The implementation the NPDES SMS4 permit requirements will be the primary objective of the panhandle Stormwater Utility.

What is sediment?

- Sediment is the fraction of soil that travels downstream and makes our streams reddish brown after a rain. It is typically the smaller particles that wash away which is also the reason they stay in suspension in the streams. Sediment is the number one pollutant by volume. Sediment fills up ponds/lakes and chokes out larva/eggs of aquatic organisms living in streams.

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- More importantly, sediment is the vehicle most pollutants ride on. When a pollutant(s) is spilled on the ground. It can be chemically bound to the soil particles. When those particles are eroded and sediment is washed downstream, it takes the pollutants with it.
 - Many chemicals have a long half-life meaning they can pollute streams/lakes for years after the pollutant source is gone.
 - Mercury in fish is an excellent example. We use very little mercury and it is now highly regulated, but it still concentrates in fish tissue today due to sediment deposits in the bottom of lakes which leach out trace amounts of mercury continuously.

How can I help protect our local water bodies?

- Don't dump anything down storm drains; oils, chemicals, paints, soaps, etc. pollute our streams and lakes.
- Use pesticides and fertilizers sparingly and always follow label instructions.
- Do not blow grass clippings into storm drains or throw into a nearby ditch.
- Put litter in its place, (trash or recycling containers)
 - If you throw it out of the car window, it generally ends up in the stream.
- Pick up after your pet.
- Keep livestock out of creeks
- Fix vehicle leaks & recycle used fluids.
- Have septic tanks checked or serviced a minimum of every two years.
- Keep groundcover (plants or mulch) on bare soil.
- Sweep up dry spills, don't wash them away.
- Use professional car wash facilities or wash your car in grassy areas.

Where Can I get more information concerning the Lancaster County program and general program requirements?

www.scdhec.gov/Apps/Environment/PublicNotices/.../PDF/3318
<http://www.scdhec.gov/HomeAndEnvironment/Water/Stormwater/>
http://www.scdhec.gov/Environment/docs/Final_SSMS4_Permit.pdf
<https://www.scdhec.gov/Agency/docs/water-regs/r61-9.pdf>
<https://www.epa.gov/npdes/npdes-stormwater-program>
https://www.scdhec.gov/HomeAndEnvironment/Docs/tmdl_waxhaw_fc.pdf
<http://dnr.sc.gov/swap/supplemental/mussels/carolinaheelsplitter2015.pdf>
<https://www.fws.gov/endangered/map/state/SC.html>

The Lancaster News

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NOTICE OF PUBLIC HEARING

Lancaster County Council

A public hearing has been scheduled by the Lancaster County Council for Monday, August 28, 2017, at 6:00 p.m. in the Lancaster County Council Chambers, second floor, County Administration Building, 101 North Main Street, Lancaster, South Carolina, or at such other location in or around the complex posted at the main entrance. The purpose of the public hearing is to receive public comment on Ordinance No. 2017-1455, an ordinance titled "AN ORDINANCE TO ESTABLISH THE LANCASTER COUNTY STORMWATER MANAGEMENT UTILITY, TO AMEND LANCASTER COUNTY'S UNIFORM DEVELOPMENT ORDINANCE (UDO) SO AS TO ADD THERETO THE TERMS, CONDITIONS AND PROVISIONS OF THE LANCASTER COUNTY STORMWATER MANAGEMENT UTILITY, INCLUDING A DETERMINATION OF THE GEOGRAPHIC BOUNDARIES SUBJECT TO THE UTILITY'S MANAGEMENT OVERSIGHT AND THE FEES ASSOCIATED THEREWITH." At the public hearing and any adjournment of it, all interested persons may be heard in accordance with the rules of the Lancaster County Council.

This is to certify that the attached Legal Notice was published in The Lancaster News in the issue of *August 6, 2017*.

Benita G. Gumb

Notary Public of South Carolina

My Commission Expires
January 13, 2021

Agenda Item Summary

Ordinance # 2017-1466

Contact Person / Sponsor: John Weaver

Department: County Attorney

Date Requested to be on Agenda: August 28, 2017

Issue for Consideration: Whether or not it is appropriate for Lancaster County to convey to the State of South Carolina a road located south of Heath Springs identified as Fish Hatchery Road?

Points to Consider: Fish Hatchery Road is maintained periodically by Lancaster County but is utilized primarily, if not solely, by the SC DNR for ingress/ egress to the fish hatchery located adjacent to the roadway. The county has no recorded deed of ownership and the county's presumed/established ownership is via its right by prescriptive easement from side to side of the roadway. Repair/renovation of the roadway is necessary and the State has agreed to accept that responsibility of that work one the roadway is owned by the State – thus the necessity of the ordinance.

Funding and Liability Factors: N/A

Council Options: Approve or reject the ordinance.

Recommendation: The conveyance of Fish Hatchery Road has been recommended by the Director of Public Works, the Administrator and the I&R Committee

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2017-1466

AN ORDINANCE

TO CONVEY TO THE STATE OF SOUTH CAROLINA THAT ROAD IDENTIFIED AS FISH HATCHERY ROAD THAT IS UTILIZED BY THE SOUTH CAROLINA DEPARTMENT OF NATURAL RESOURCES (DNR) IN CONJUNCTION WITH ITS OPERATION AND MANAGEMENT OF SPRING STEVENS FISH HATCHERY.

WHEREAS, at present, Lancaster County is the accepted owner of a roadway located near Health Springs and known as Fish Hatchery Road; and

WHEREAS, Lancaster County's ownership of the roadway has been established through a prescriptive easement, the roadway's boundaries having no defined right of way; and

WHEREAS, the roadway winds in a southwesterly direction through real properties owned principally by the State, Fish Hatchery Road serving as the DNR's access to the Spring Stevens Fish Hatchery. Further, although the roadway has been maintained periodically by Lancaster County, it is in disrepair. The State has agreed to undertake necessary repairs and upgrades to Fish Hatchery Road upon ownership being transferred to the State.

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:

Section 1. The Lancaster County Administrator hereby is authorized to convey via Quit Claim deed to the State of South Carolina all of its right, title and interest in and to Fish Hatchery Road.

Section 2. **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 3. Conflicting Provisions.

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

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

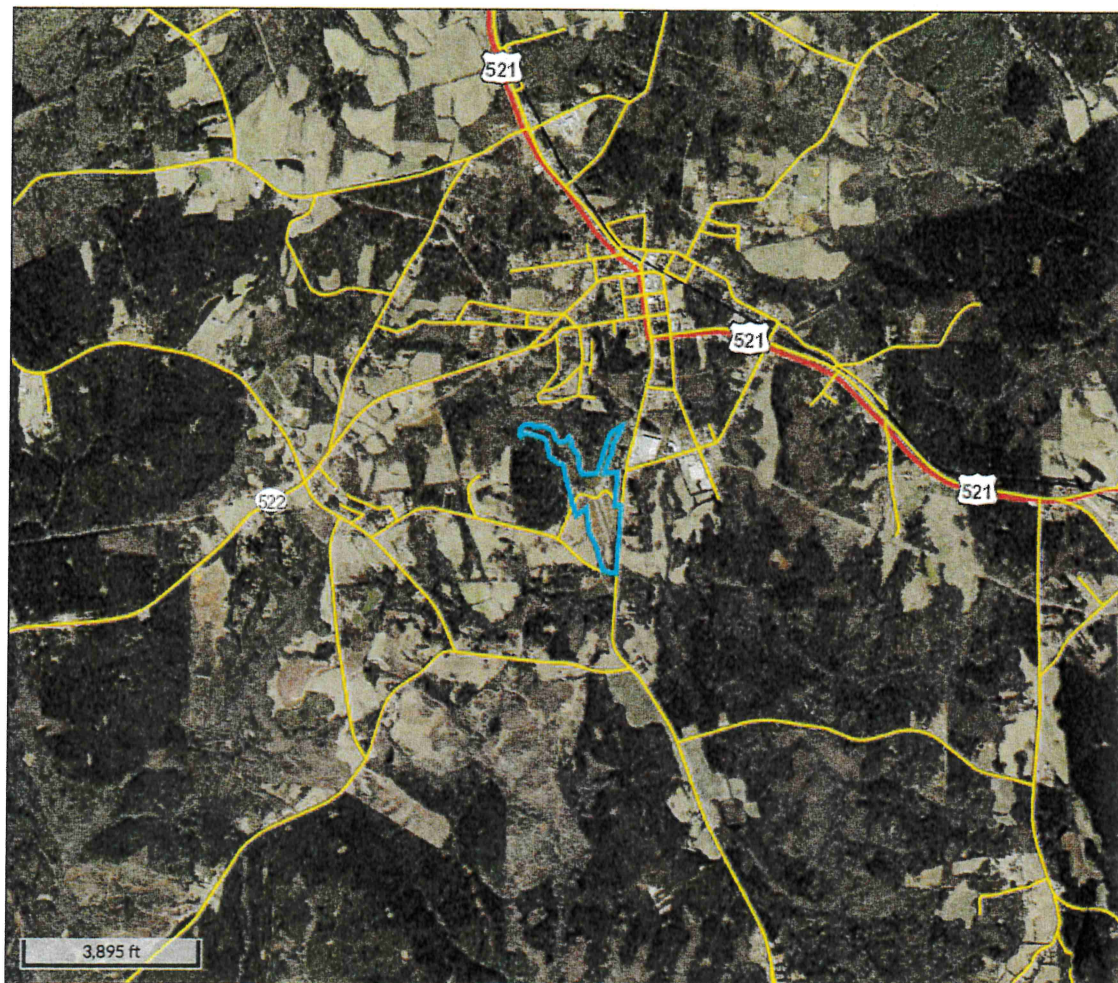
Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

Attest:

Sherrie Simpson, Clerk to Council





First Reading:	8-28-2017	
Second Reading:	9-11-2017	(Tentative)
Public Hearing:	9-25-2017	(Tentative)
Third Reading:	9-25-2017	(Tentative)



Overview



Legend

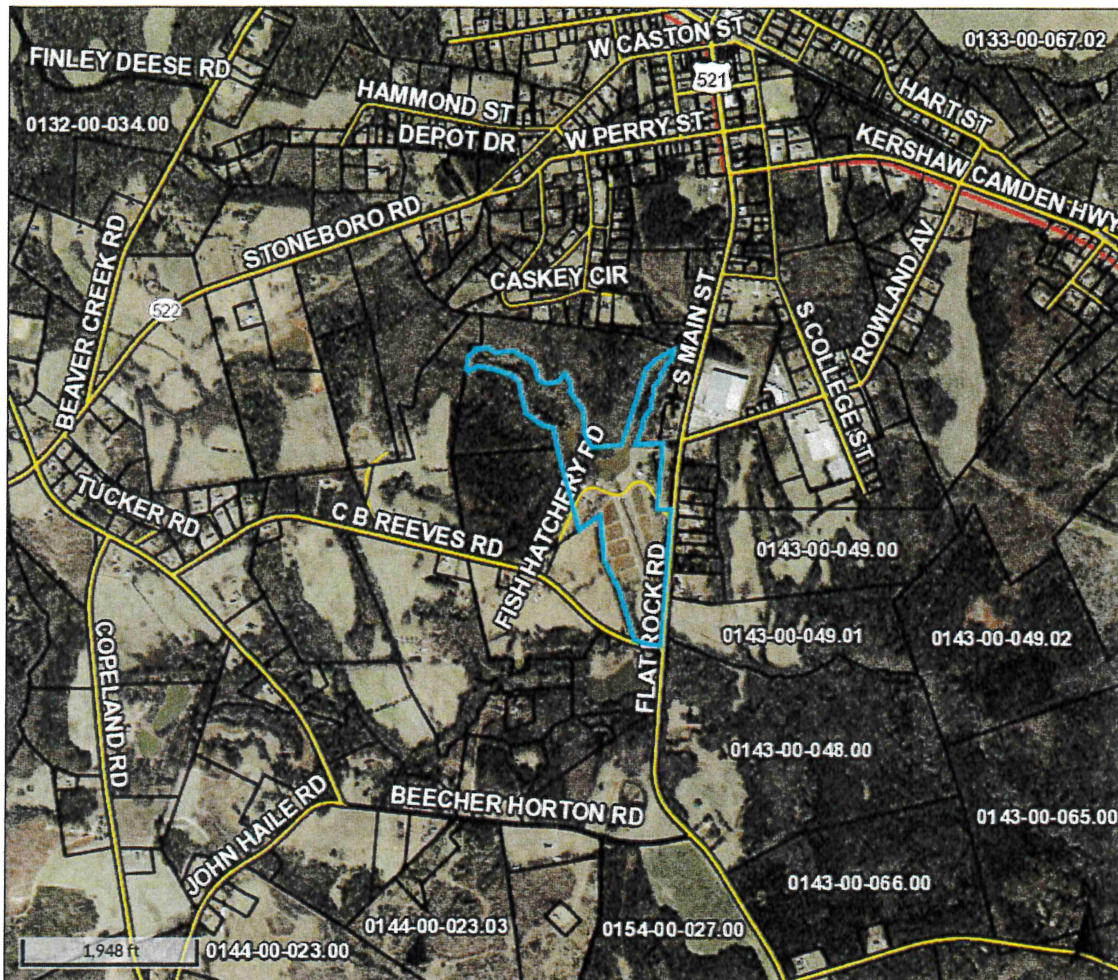
-  Parcel Numbers
-  Parcels
-  Roads
-  Railroad

Parcel ID	0143-00-041.00	Owner	STATE FISH HATCHERY	Last 2 Sales			
Class Code	Exempt		5290 FISH HATCHERY RD	Date	Price	Reason	Qual
Taxing District	Lancaster		HEATH SPRINGS, SC 29058	1/1/1900	\$0	n/a	U
Acres	29.5	Physical Address	5290 FISH HATCHERY RD	n/a	\$0	n/a	n/a
		Assessed Value					

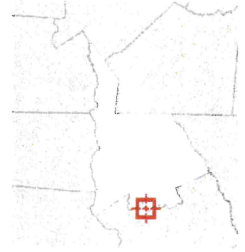
(Note: Not to be used on legal documents)

Date created: 8/18/2017
Last Data Uploaded: 8/18/2017 2:06:10 AM

 Developed by
The Schneider Corporation



Overview



Legend

- Parcel Numbers
- Parcels
- Roads
- Railroad

Parcel ID	0143-00-041.00	Owner	STATE FISH HATCHERY		Last 2 Sales			
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		Assessed Value						

(Note: Not to be used on legal documents)

Date created: 8/18/2017
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Developed by
The Schneider Corporation

Agenda Item Summary

Ordinance #: 2017 - 1467

Contact Person / Sponsor: John Weaver

Department: County Attorney

Date Requested to be on Agenda: August 28, 2017

Issue for Consideration: Whether or not it is appropriate to amend the Lancaster County Code of Ordinances so as to comply with South Carolina statutory law by the creation of an Accommodations Tax Advisory Committee?

Points to Consider: There is a 7% state tax on accommodations through the state. *(This 7% is in addition to the 3% Local Accommodations Tax that also is imposed.)* Of that 7%, 2% is returned to the jurisdiction wherein is located the hotel/motel/B&B, etc. The money returned to the county must be used in a manner consistent with SC Code 6-4-10, a copy being attached. It is the responsibility of the Committee to recommend to County Council how available funds note in 6-4-10(4)(a) should be used. Additionally 30% of the monies received must be used in promoting tourism, primarily by advertising. Those advertising dollars must be made available to a non-profit organization that has such an advertising program in place. As has been done in the past, the Administrator has recommended that the Olde English District be designated as the organization to receive the 30%.

Funding and Liability Factors: N/A

Council Options: It is mandated by state law that the committee must be established. Accordingly, passage of the ordinance is necessary.

Recommendation: The Administrator, the County Attorney and the Administrator have recommended passage of the ordinance.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO.: 2017-1467

AN ORDINANCE

TO ESTABLISH AN ACCOMMODATIONS TAX ADVISORY COMMITTEE AND TO DESIGNATE THE OLDE ENGLISH DISTRICT AS THE ORGANIZATION SELECTED TO RECEIVE THE THIRTY (30%) PERCENT PORTION OF THE ACCOMMODATIONS RECEIPTS.

WHEREAS, pursuant to South Carolina Code Section 6-4-25(A), a county receiving more than Fifty Thousand (\$50,000.00) Dollars in revenue from the two (2%) percent portion of the state accommodations sales tax as established by South Carolina Code Section 12-36-2630 shall appoint an advisory committee to make recommendations on the expenditure of revenue generated from the state accommodations tax. Further, it appears to the satisfaction of this Council that the most recent annual receipts of state accommodations tax funds exceeded Fifty Thousand (\$50,000.00) Dollars; and

WHEREAS, pursuant to South Carolina Code Section 6-4-10(3), thirty (30%) percent of the state accommodations sales tax received by Lancaster County must be allocated to a special fund and used only for advertising and promotion of tourism through the generation of publicity. Further, Lancaster County is required to select a nonprofit organization which has an existing, ongoing tourist promotion program to receive and administer the use of the funds; and

WHEREAS, the advisory committee referenced herein shall consist of seven (7) members with a majority being selected from the hospitality industry, with it being mandated that two members shall be from the lodging industry and one member shall be from a cultural organization. Lastly, membership shall represent the geographic area where the majority of the revenue is derived; and

WHEREAS, in order to accomplish these mandates, it is necessary that an amendment be made to the existing Lancaster County Code of Ordinances by the addition of wording to Chapter 2, Article XI as noted hereinafter.

NOW THEREFORE, by the power and authority granted to the Lancaster County Council by the Constitution of the State of South Carolina and the power granted to the County by the general assembly of the State, it is ordained and enacted that the Lancaster County Code of Ordinances hereby is amended so as to add to Chapter 2, Article XI to the Code the following Division and Sections, namely:

Section 1. Division 6. – ACCOMMODATIONS TAX ADVISORY COMMITTEE

Sec. 2-380. Establishment and Statement of Purpose.

Lancaster County Council hereby establishes the Lancaster County Accommodations Tax Advisory Committee and charges said committee with the sole responsibility of making recommendations to the Lancaster County Council on the expenditure of the revenue received from the state accommodations tax that is received by the County. Additionally, the Olde English District, a nonprofit organization with an ongoing tourist promotion program, hereby is designated as the organization to receive the thirty (30%) percent monies as required by the South Carolina statutory law noted herein.

Section 2-381. Use of Funds.

Pursuant to South Carolina Code Section 6-4-10, the funds collected by Lancaster County shall be allocated in the manner noted therein. In making its recommendations, particular attention by the Accommodations Tax Advisory Committee shall be given to subsection (4)(a) therein so as to insure compliance with the remaining allocation being used for those tourism-related expenditures noted in subsection (4)(b).

Sec. 2-382 Membership.

The Lancaster County Accommodations Tax Advisory Committee shall be composed of seven (7) regular members. Membership shall be in compliance with the applicable state statute, with the majority of the membership being selected from the hospitality industry of Lancaster County, including two from the lodging industry and one from a cultural organization. To that end, the committee shall be composed of the following:

- Two representatives from the lodging industry;
- One representative from the food and beverage industry;
- One representative from the Lancaster County Council of the Arts;
- One representative from the Lancaster County Chamber of Commerce;
- The Lancaster County Chief Financial Officer;
- The Lancaster County Budget Analyst.

Sec. 2-383 Term of Office.

All members shall be appointed by County Council and shall serve at the pleasure of the Council. Appointments shall be for a four year period except that the initial term of the two lodging industry representatives shall be for a two (2) year period. But for the Lancaster County Chief Financial Officer and the Lancaster County Budget Analyst, no member shall serve for more than two successive four year terms.

Sec. 2-384. Freedom of Information Compliance.

The Accommodations Tax Advisory Committee is a public body within the meaning of Section 30-4-10 et seq. of the South Carolina Code of Laws and, as such, is required to give public notice of its agendas and meetings. Meetings may be closed only for those reasons and purposes cited in the referenced Freedom of Information Act.

Section 2-385. Records and Reports

South Carolina statutory law previously cited herein sets forth the reporting requirements of both the Olde English District and the Accommodations Tax Advisory Committee. Full compliance therewith is expected.

Section 2. 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 3. Conflicting Provisions.

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

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

Attest:

Sherrie Simpson, Clerk to Council

First Reading: 8-28-2017
Second Reading: 9-11-2017 (Tentative)
Third Reading: 9-25-2017 (Tentative)

SECTION 6-4-10. Allocation to general fund; special fund for tourism; management and use of special fund.

The funds received by a municipality or a county in county areas collecting more than fifty thousand dollars from the local accommodations tax provided in Section 12-36-2630(3) must be allocated in the following manner:

(1) The first twenty-five thousand dollars must be allocated to the general fund of the municipality or county and is exempt from all other requirements of this chapter.

(2) Five percent of the balance must be allocated to the general fund of the municipality or county and is exempt from all other requirements of this chapter.

(3) Thirty percent of the balance must be allocated to a special fund and used only for advertising and promotion of tourism to develop and increase tourist attendance through the generation of publicity. To manage and direct the expenditure of these tourism promotion funds, the municipality or county shall select one or more organizations, such as a chamber of commerce, visitor and convention bureau, or regional tourism commission, which has an existing, ongoing tourist promotion program. If no organization exists, the municipality or county shall create an organization with the same membership standard in Section 6-4-25. To be eligible for selection the organization must be organized as a nonprofit organization and shall demonstrate to the municipality or county that it has an existing, ongoing tourism promotion program or that it can develop an effective tourism promotion program. Immediately upon an allocation to the special fund, a municipality or county shall distribute the tourism promotion funds to the organizations selected or created to receive them. Before the beginning of each fiscal year, an organization receiving funds from the accommodations tax from a municipality or county shall submit for approval a budget of planned expenditures. At the end of each fiscal year, an organization receiving funds shall render an accounting of the expenditure to the municipality or county which distributed them. Fees allocated pursuant to this subsection must not be used to pledge as security for bonds and to retire bonds. Also, fees allocated pursuant to this subsection must be allocated to a special fund and used only for advertising and promotion of tourism to develop and increase tourist attendance through the generation of publicity, and not used to pledge as security for bonds and to retire bonds.

(4)(a) The remaining balance plus earned interest received by a municipality or county must be allocated to a special fund and used for tourism-related expenditures. This section does not prohibit a municipality or county from using accommodations tax general fund revenues for tourism-related expenditures.

Agenda Item Summary

Ordinance # / Resolution# Ordinance 2017-1468
Contact Person / Sponsor: Penelope Karagounis
Department: Planning
Date Requested to be on Agenda: August 28, 2017

Issue for Consideration:

The following is a proposed text amendment to the Lancaster County Unified Development Ordinance Application of Lancaster County, to amend the Unified Development Ordinance for the following Chapters, Sections, and Subsections:

- 1) Chapter 2, District Standards, Section 2.5.3 Use Table, G. Automotive, Vehicle Services- Major Repair/Body Work.
- 2) Chapter 2, District Standards, Section 2.5.3 Use Table, G. Automotive, Vehicle Services- Vehicle Rental/Leasing/Sales.
- 3) Chapter 4, Overlay Districts, Section 4.4 Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3.
- 4) Chapter 6, Subdivision and Infrastructure Standards, Subsection 6.18 Utilities, Subsection 6.18.1 Fire Protection Fire Hydrants, Subsection C, #2.
- 5) Chapter 2, District Standards, Subsection 2.4 District Development Standards.
- 6) To amend: Appendix C, Lancaster County Manual of Specification and Standard Details, R-11-Cul-de-sac Diagram.
- 7) Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4.

Points to Consider:

- 1) This amendment would allow Major Repair/Body Work as Permitted with Review (PR) in the Institutional Zoning District. The following proposed text would be advisable because currently the UDO does not have a provision for the Institutional Zoning District to allow this use.
- 2) The proposed text would allow Vehicle Rental/Leasing/Sale to be Permitted with Review (PR) for the General Business District, eliminating the need to apply for a Conditional Use Permit.
- 3) The purpose of this text amendment is to add language that a 100 year Floodplain includes a Primary Conservation Area.
- 4) The proposed text would delete speed humps or other traffic calming devices in the above listed Chapter and Subsections.
- 5) The proposed text would change the minimum to develop in a Light Industrial District from 3 acres to 2 acres. This would allow smaller parcels already zoned to Light Industrial District, to conform with the minimum district/development area standards.
- 6) The 800 feet is the requirement in the Unified Development Ordinance and diagram needs to reflect the correct measurement for the cul-de-sac.
- 7) The proposed text would delete "Stormwater Permit" and replace it with "Schematic Stormwater Design".

Funding and Liability Factors:

N/A

Council Options:

To approve, deny or modify the proposed text.

Recommendation:

At the Lancaster County Planning Commission meeting on Tuesday, August 15, 2017 the Commission voted to **approve** all seven (7) proposed text amendments by a vote of (5-0). No citizens signed up to speak for this text amendment.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2017-1468

AN ORDINANCE

TO AMEND THE LANCASTER COUNTY UNIFORM DEVELOPMENT ORDINANCE THROUGH THE ADDITION, DELETION OR REVISION OF EXISTING WORDING WITHIN THE TEXT OF THE PRESENT LANGUAGE CONTAINED THEREIN IN SEVEN (7) SEPARATE INSTANCES.

WHEREAS, on November 28, 2016, Lancaster County did pass the existing Uniform Development Ordinance (UDO), thereby establishing and defining a series of terms, conditions and criteria for future development in a multitude of diverse sectors throughout the County; and

WHEREAS, a six month review process by the Planning Department and the UDO Advisory Committee has determined that it would be useful and beneficial to all segments of the development industry that seven (7) changes to the UDO be modified so as to reflect a more practical and thorough application and implementation of these new development standards; and

WHEREAS, County Council has reviewed the various proposals and has received the recommendations of both the Planning Department and the Planning Commission and now concurs that it would be in the best interest of all parties concerned that the revisions be accepted.

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:

Section 1. Amendments

The following seven (7) text amendments to the Lancaster County Uniform Development Ordinance are approved and accepted.

1. **Current Text:** Chapter 2, District Standards, Section 2.5.3 Use Table; Does not allow the use of major repair/body work in the Institution Zoning District.

Proposed Text: Vehicle Services – Major Repair/Body Work – to add PR in the Institution Zoning District

2. **Current Text:** Chapter 2, District Standards, Section 2.5.3 Use Table; Allows a CU for the Vehicle Rental/Leasing/Sale in the General Business District.

Proposed Text: Vehicle Rental/Leasing/Sale- Change it from CU to PR for the General Business District.

3. **Current Text:** Chapter 4, Overlay Districts, Section 4.4. Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3. "Primary Conservation area includes those areas that cannot otherwise be built upon or improved and therefore would be preserved in a conventional development. Such areas specifically include wetlands, surface waters, and intermittent stream channels;"

Proposed Text: Chapter 4, Overlay Districts, Section 4.4. Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3. Need to add 100 year floodplain includes a primary conservation area.

4. **Current Text:** Chapter 6, Subdivision and Infrastructure Standards, Subsection 6.18 Utilities, Subsection 6.18.1 Fire Protection Fire Hydrants, Subsection C, #2. "Provision of safe and convenient traffic access and circulation. (i.e.) Avoid long straight roads (not over 2,000 feet) which can be used for speeding. Provide curves in the roads, speed humps or other traffic calming devices, etc."

Proposed Text: Delete speed humps or other traffic calming devices in the above sentence.

5. **Current Text:** Chapter 2, District Standards; Subsection 2.4 District Development Standards, a minimum of 3 acres to develop in a Light Industrial District.

Proposed Text: A minimum of 2 acres to develop in a Light Industrial District.

6. **Current Text:** Appendix C, Lancaster County Manual of Specification and Standard Details, R-11—Cul-de-sac Diagram states 900 feet.

Proposed Text: To amend : Appendix C, Lancaster County Manual of Specification and Standard Details, R-11 for the cul-de-sac diagram to state 800 feet instead of 900 feet. The 800 feet is the requirement in the UDO and diagram needs to reflect the correct measurement for the cul-de-sac.

7. **Current Text:** Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4 "Required Application Information: Site Analysis, Preliminary Plat and Building

Elevations for Design Review (may be waived by Administrator as appropriate) and a Stormwater Permit shall be required as prerequisite approvals as per the following table:"

Proposed Text: Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4 "Required Application Information: Site Analysis, Preliminary Plat and Building Elevations for Design Review (may be waived by Administrator as appropriate) and a **Schematic Stormwater Design** shall be required as prerequisite approvals as per the following table:"

Section 2. 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 3. Conflicting Provisions.

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

Dated this _____ day of _____, 2017.

LANCASTER COUNTY, SOUTH CAROLINA

Steve Harper, Chair, County Council

Larry Honeycutt, Secretary, County Council

Attest:

Sherrie Simpson, Clerk to Council

First Reading: 8-28-2017
Second Reading: 9-11-2017 (Tentative)
Third Reading: 9-25-2017 (Tentative)

Ordinance No. 2017-1468

Page 3 of 3

Date of 1st Reading: 8-28-17
__ Approved __ Denied __ No Action

Date of 2nd Reading: 9-11-17
__ Approved __ Denied __ No Action

Date of 3rd Reading: 9-25-17
__ Approved __ Denied __ No Action

PLANNING STAFF REPORT – UDO-TA-017-006

I. Facts:

A. General Information

The following is a proposed text amendment to the Lancaster County Unified Development Ordinance Application of Lancaster County, to amend the Unified Development Ordinance for the following Chapters, Sections, and Subsections:

- 1) Chapter 2, District Standards, Section 2.5.3 Use Table, G. Automotive, Vehicle Services- Major Repair/Body Work.
- 2) Chapter 2, District Standards, Section 2.5.3 Use Table, G. Automotive, Vehicle Services- Vehicle Rental/Leasing/Sales.
- 3) Chapter 4, Overlay Districts, Section 4.4 Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3.
- 4) Chapter 6, Subdivision and Infrastructure Standards, Subsection 6.18 Utilities, Subsection 6.18.1 Fire Protection Fire Hydrants, Subsection C, #2.
- 5) Chapter 2, District Standards, Subsection 2.4 District Development Standards.
- 6) To amend: Appendix C, Lancaster County Manual of Specification and Standard Details, R-11-Cul-de-sac Diagram.
- 7) Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4.

Current Text:

- 1) Chapter 2, District Standards, Section 2.5.3 Use Table; Does not allow the use of Vehicle Services- Major Repair/Body Work in the Institution Zoning District.
- 2) Chapter 2, District Standards, Section 2.5.3 Use Table; Allows a Conditional Use (CU) for the Vehicle Rental/Leasing/Sale in the General Business District.
- 3) Chapter 4, Overlay Districts, Section 4.4. Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3. "Primary Conservation area includes those areas that cannot otherwise be built upon or improved and therefore would be preserved in a conventional development. Such areas specifically include wetlands, surface waters, and intermittent stream channels;"
- 4) Chapter 6, Subdivision and Infrastructure Standards, Subsection 6.18 Utilities, Subsection 6.18.1 Fire Protection Fire Hydrants, Subsection C, #2. "Provision of safe and convenient traffic access and circulation. (i.e.) Avoid long straight roads (not over 2,000 feet) which can be used for speeding. Provide curves in the roads, speed humps or other traffic calming devices, etc."
- 5) Chapter 2, District Standards; Subsection 2.4 District Development Standards, a minimum of 3 acres to develop in a Light Industrial District.

Date of 1st Reading: 8-28-17
__ Approved __ Denied __ No Action

Date of 2nd Reading: 9-11-17
__ Approved __ Denied __ No Action

Date of 3rd Reading: 9-25-17
__ Approved __ Denied __ No Action

- 6) Appendix C, Lancaster County Manual of Specification and Standard Details, R-11—Cul-de-sac Diagram states 900 feet.
- 7) Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4 “Required Application Information: Site Analysis, Preliminary Plat and Building Elevations for Design Review (may be waived by Administrator as appropriate) and a Stormwater Permit shall be required as prerequisite approvals as per the following table:”

Proposed Text:

- 1) Vehicle Services – Major Repair/Body Work – to add Permitted with Review (PR) in the Institution Zoning District.
- 2) Vehicle Rental/Leasing/Sale- Change the text from Conditional Use (CU) to Permitted with Review (PR) for the General Business District.
- 3) Chapter 4, Overlay Districts, Section 4.4. Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3. To add language to note the 100 year Floodplain includes a Primary Conservation Area.
- 4) Delete speed humps or other traffic calming devices.
- 5) A minimum of 2 acres to develop in a Light Industrial District.
- 6) To amend: Appendix C, Lancaster County Manual of Specification and Standard Details, R-11 for the cul-de-sac diagram to state 800 feet instead of 900 feet. The 800 feet is the requirement in the UDO and diagram needs to reflect the correct measurement for the cul-de-sac.
- 7) Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4 “Required Application Information: Site Analysis, Preliminary Plat and Building Elevations for Design Review (may be waived by Administrator as appropriate) and a “Schematic Stormwater Design” shall be required as prerequisite approvals as per the following table:”

B. Exhibits:

- 1) Application
- 2) Current and Proposed Text

II. Findings:

The text amendment is to amend the following Chapters and allow the following:

- 1) Chapter 2, District Standards, Section 2.5.3 Use Table- This amendment would allow Major Repair/Body Work as Permitted with Review (PR) in the Institution Zoning District. The following proposed text would be advisable because currently the UDO does not have a provision for the Institutional Zoning District to allow this use.

Date of 1st Reading: 8-28-17
___ Approved ___ Denied ___ No Action

Date of 2nd Reading: 9-11-17
___ Approved ___ Denied ___ No Action

Date of 3rd Reading: 9-25-17
___ Approved ___ Denied ___ No Action

- 2) Chapter 2, District Standards, Section 2.5.3 Use Table; Allows a Conditional Use (CU) for the Vehicle Rental/Leasing/Sale in the General Business District. The proposed text would allow Vehicle Rental/Leasing/Sale to be Permitted with Review (PR) for the General Business District, eliminating the need to apply for a Conditional Use Permit.
- 3) Chapter 4, Overlay Districts, Section 4.4 Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3. The purpose of this text amendment is to add language that a 100 year Floodplain includes a Primary Conservation Area.
- 4) Chapter 6, Subdivision and Infrastructure Standards, Subsection 6.18 Utilities, Subsection 6.18.1 Fire Protection Fire Hydrants, Subsection C, #2. The proposed text would delete speed humps or other traffic calming devices in the above listed Chapter and Subsections.
- 5) Chapter 2, District Standards, Subsection 2.4 District Development Standards. The proposed text would change the minimum to develop in a Light Industrial District from 3 acres to 2 acres. This would allow smaller parcels already zoned to Light Industrial District, to conform with the minimum district/development area standards.
- 6) To amend: Appendix C, Lancaster County Manual of Specification and Standard Details, R-11-Cul-de-sac Diagram. R-11 for the cul-de-sac diagram to state 800 feet instead of 900 feet. The 800 feet is the requirement in the Unified Development Ordinance and diagram needs to reflect the correct measurement for the cul-de-sac.
- 7) Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4. The proposed text would delete "Stormwater Permit" and replace it with "Schematic Stormwater Design".

III. Recommendation:

These revisions of the UDO were brought to the attention of the Planning Department to modify certain sections of the UDO by various County Departments. The UDO Advisory Committee reviewed the revisions and recommended to bring forth to the Lancaster County Planning Commission in August. The Lancaster County Planning Staff recommends the above proposed text amendments be **approved**.

IV. Recommendation from Planning Commission Meeting:

At the Lancaster County Planning Commission meeting on Tuesday, August 15th, 2017 the Commission voted to **approve** all seven (7) text amendments as proposed by a vote of (5-0).

Text Amendments for the UDO at the August 15, 2017
Planning Commission Meeting

1. **Current Text:** Chapter 2, District Standards, Section 2.5.3 Use Table; Does not allow the use of major repair/body work in the Institution Zoning District.

Proposed Text: Vehicle Services – Major Repair/Body Work – to add PR in the Institution Zoning District

2. **Current Text:** Chapter 2, District Standards, Section 2.5.3 Use Table; Allows a CU for the Vehicle Rental/Leasing/Sale in the General Business District.

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Proposed Text: Chapter 4, Overlay Districts, Section 4.4. Character Protection Overlays, Subsection 4.4.1 Cluster Subdivision Overlay District (CSO), Subsection F. Open Space Requirement, Subsection 3. Need to add 100 year floodplain includes a primary conservation area.

4. **Current Text:** Chapter 6, Subdivision and Infrastructure Standards, Subsection 6.18 Utilities, Subsection 6.18.1 Fire Protection Fire Hydrants, Subsection C, #2. "Provision of safe and convenient traffic access and circulation. (i.e.) Avoid long straight roads (not over 2,000 feet) which can be used for speeding. Provide curves in the roads, speed humps or other traffic calming devices, etc."

Proposed Text: Delete speed humps or other traffic calming devices in the above sentence.

5. **Current Text:** Chapter 2, District Standards; Subsection 2.4 District Development Standards, a minimum of 3 acres to develop in a Light Industrial District.

Proposed Text: A minimum of 2 acres to develop in a Light Industrial District.

Exhibit 2

6. **Current Text:** Appendix C, Lancaster County Manual of Specification and Standard Details, R-11—Cul-de-sac Diagram states 900 feet.

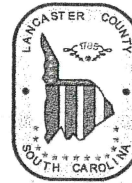
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Proposed Text: Chapter 9, Administration, Section 9.2.9 Site Plan and Master Development Plan Process Chart, Subsection B. Mixed-Use District/Master Development Plan, #4 “Required Application Information: Site Analysis, Preliminary Plat and Building Elevations for Design Review (may be waived by Administrator as appropriate) and a **Schematic Stormwater Design** shall be required as prerequisite approvals as per the following table:”

Exhibit 2

LANCASTER COUNTY BOARDS & COMMISSIONS
APPLICATION FOR SERVICE



Name Katie See County Council District Select a District
Mailing Address 1 City/Zip Indian Land, SC 29707
Street Address _____ Registered Voter yes X no _____
Tel. Number (home) _____ (work) _____ (other) _____
Email: katiepsee@gmail.com
Occupation Talent Acquisition Place of employment American Public University System
Address Work from Home Normal working hours 6:30 am-3:00pm
(most meetings are scheduled after 6:00 pm - lack of attendance can be reason for replacement on a commission)
Name of Board or Commission in which you are interested
1st choice Planning Commission 2nd choice Board of Zoning Appeals
3rd choice Historical Commission
Reason for interest

My family and I recently moved to the area and I would like to get involved in something I enjoy.

Why do you feel you are qualified to serve on these boards? In addition, note education, areas of expertise, skills & interests. (continue on separate sheet if needed)

Please see back of this document.

Do you presently serve any State, County or Municipal Boards? No If yes, list _____

Have you ever served on a county board? No If yes, list _____

Additional pertinent information

Applicant's signature Katie See Date 2-7-2017
Receipt of application does not guarantee an appointment. Applicants will be notified of appointments by mail.

Return completed application to Debbie Hardin, Lancaster County Council Office, P.O. Box 1809, Lancaster, SC 29721
Form Revised 1-28-13

Why do you feel you are qualified to serve on these boards?

I received my BA in urban affairs and planning from Virginia Tech. I was the City Planner for the City of Charles Town, WV for eight years until my family relocated to Clearwater, FL. While there, I was a Senior Long Range Planner for over two years.

Jefferson County, where Charles Town is located, is approximately 90 minutes from Washington, DC and Baltimore, MD and a significant number of residents live in Jefferson County and commute into the city. Jefferson County has many similarities to Lancaster County because of its proximity to Charlotte. The continued growth of Charlotte and its surrounding areas requires more infrastructure, increases the demand for housing and necessitates the need to bring more jobs into the area. All of this needs to be balanced in order to provide residents with the services they need while planning for the future.

During my time with the City of Charles Town, I oversaw the Planning Commission, Board of Zoning Appeals and Historic Landmarks Commission. I attended City Council meetings as necessary for projects. I served on the Eastern Panhandle committee responsible for drafting a model stormwater management ordinance which could be used by local jurisdictions.

Agenda Item Summary

Ordinance # / Resolution#:	Discussion Item
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	August I&R Committee

Issue for Consideration:

Discussion of concept – county office space in Indian Land.

Points to Consider:

We have several departments that have indicated a need for non-full time office space in Indian Land to meet the need for direct services in the most rapidly growing part of Lancaster County.

As Administrator I concur with their assessment and would like to look at placing a single department there full time – Stormwater. Their entire service area is in Indian Land and it makes sense to have their operation based there.

We currently have over 93% of all building permit activity taking place in Indian Land. Currently building inspectors are commuting from the Lancaster office to the job sites. This is non-productive time. I would like to place the majority of inspectors (no plan review, permitting, or supervisory staff) in this proposed facility.

The balance of space would be utilized on a one or two day per week basis to better serve a large portion of our population. This would include departments such as Auditor, Treasurer, Veterans Affairs, and Election and Voter Registration.

Other departments would utilize the office/ conference room space on an “as needed” basis to meet customers from that area. This would include Assessor, Zoning, Tax Collection, Planning, and Economic Development.

We propose to lease space initially. We need to see how the actual demand works out as well as what may happen with municipal incorporation. That would have no impact on areas such as Auditor, Treasurer, Assessor, and Tax Collection but could have a significant impact in Building Inspections.

Funding and Liability Factors:

To be determined based upon the needs of the offices but initial costs would be leased space in a shopping center in Indian Land.

Council Options:

Authorize funding for space in such a facility or not. This would be dependent upon a final report to include full cost estimates and specified usage times.

Staff Recommendation:

Proceed with the analysis. We have a need for the space to better serve our residents in a rapidly growing area.

Committee Recommendation:

To be determined.

Agenda Item Summary

Ordinance # / Resolution#:	Discussion Item
Contact Person / Sponsor:	Leonard Sims/ Darren Player
Department:	Chief, Rich Hill FD/ Fire Rescue Director
Date Requested to be on Agenda:	August Public Safety
	August 28, 2017 Council Meeting

Issue for Consideration:

Payment for Rich Hill FD.

Points to Consider:

Council has previously approved the payment to Rich Hill FD of the proceeds of the used fire trucks not to exceed \$250,000. To date we have sold five (5) trucks and realized \$135,000.

The remainder of the trucks remain for sale and we have active interest in two tankers and a rescue. If these two sell later this month we would realize \$99,000 which would bring the total to \$234,000. The rest of the trucks are being marketed will certainly bring in more than the balance.

Rich Hill is ready to proceed on their station work and is requesting that Council consider advancing the balance from the General Fund. When the trucks sell, the General Fund would be repaid.

We have done this in the past for various projects ranging from the Airport to Pleasant Valley FD.

Funding and Liability Factors:

The only potential liability is if the trucks simply do not sell for any amount. That is a possibility but the likelihood is extremely minimal.

Council Options:

Advance the money or not advance the money.

Staff Recommendation:

Approve the request.

Committee Recommendation:

Positive recommendation on the request.

Agenda Item Summary

Ordinance # / Resolution#:	Discussion/ Action Item
Contact Person / Sponsor:	Darren Player/ Steve Willis
Department:	Fire Rescue/ Admin
Date Requested to be on Agenda:	August 28, 2017

Issue for Consideration:

Pre-approval for Assistance to Firefighter grants.

Points to Consider:

Due to the very short acceptance window, we are seeking pre-approval from Council to accept Assistance to Firefighter grants, if awarded, to Kershaw Fire Department and McDonald Green Fire Department.

Kershaw has applied for equipment and apparatus (rescue truck) while McDonald Green is equipment only.

We have already received an indication that the grant request by McDonald Green is being considered for funding.

Funding and Liability Factors:

Funding would come from the Grant Acceptance Fund.

Kershaw would be a total of \$17,617 local match; total grant of \$369,975.

McDonald Green would be a \$1,237 local match; total grant of \$25,991

Council Options:

Approve or reject the request for matching funds.

Staff Recommendation:

Approve the request.

Committee Recommendation:

Affirmative recommendation from the Public Safety Committee.



August 16, 2017

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

Re: Charter Communications Channel Change

Dear Mr. Willis:

I am writing to you as part of our ongoing efforts to keep you apprised of developments affecting Charter Communications subscribers in your area.

ESPN College Extra has or will be added on Channel 392.

We remain committed to providing an excellent experience for our customers, in your community and in each of the communities we serve. If you have any questions about this change, please feel free to contact me at (704) 378-2739 or via email at michael.tanck@charter.com.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael E. Tanck", with a stylized flourish at the end.

Michael E. Tanck
Director of Government Affairs
Charter Communications



August 17, 2017

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

Re: Charter Communications – Channel Addition

Dear Mr. Willis:

I am writing to you as part of our ongoing efforts to keep you apprised of developments affecting Charter Communications subscribers in your area.

On or about August 23rd we will be adding the WCNC Decades multicast service on channel 1246.

We remain committed to providing an excellent experience for our customers, in your community and in each of the communities we serve. If you have any questions about this change, please feel free to contact me at (704) 378-2739 or via email at michael.tanck@charter.com.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael E. Tanck", with a stylized flourish at the end.

Michael E. Tanck
Director of Government Affairs
Charter Communications

MEETINGS & FUNCTIONS – 2017

DAY/DATE	TIME	FUNCTION/LOCATION
Monday, August 28 th	6:00 p.m.	Council Meeting Council Chambers, Administration Building
Monday, September 11 th	6:00 p.m.	Council Meeting Council Chambers, Administration Building
Tuesday, September 12 th	3:00 p.m.	Infrastructure and Regulation Committee (I&R) Council Conference Room, Administration Building
Tuesday, September 12 th	5:00 p.m.	Public Safety Committee Council Conference Room, Administration Building
Tuesday, September 12 th	5:00 p.m.	Administration Committee Council Chambers, Administration Building
Monday, September 25 th	6:00 p.m.	Council Meeting Council Chambers, Administration Building

LANCASTER COUNTY STANDING MEETINGS

The Tuesday following 1st Council meeting (most of the time it is the 2nd Tuesday)
5:00 p.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 Tuesday following the 1st Council meeting (most of the time it is the 2nd Tuesday)
5:00 p.m. ... Administration Committee
 1st Thursday of each month7:00 p.m. ... Fire Commission, Covenant Street EOC Building
 2nd Thursday of each month6:00 p.m. ... Zoning Appeals Board, County Council Chambers
 2nd Tuesday of each month6:30 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 Tuesday6:00 p.m. ... Historical Commission, Library Conference Room
 3rd Thursday of each month6:30 p.m. ... Community Relations Commission, County Council Chambers
 1st Thursday of each month5:00 p.m. ... Planning Commission work session, County Council Chambers
 3rd Tuesday of each month6:30 p.m. ... Planning Commission, County Council Chambers