Lancaster County Council Regular Meeting Agenda

Monday, September 11, 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**

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 22, 2017 Special meeting – ***pgs. 5-6***

   b. Minutes of the August 28, 2017 Regular meeting – ***pgs. 7-15***

   c. **3rd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Steve Willis – pgs. 16-17***

   d. **3rd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Steve Willis – pgs. 18-20***

e. **3rd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Penelope Karagounis – pgs. 21-22***

f. **3rd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Penelope Karagounis – pgs. 23-24***

g. **3rd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Penelope Karagounis – pgs. 25-26***

h. **3rd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Penelope Karagounis – pgs. 27-28***

i. **3rd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Penelope Karagounis – pgs. 29-30***

j. **2nd 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. – ***Passed 7-0 at the August 28, 2017 County Council Meeting. - John Weaver – pgs. 31-32***

k. **2nd 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. – ***Passed 7-0 at the August 28, 2017 County Council Meeting. - John Weaver – pgs. 33-36***

l. **2nd 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. Passed 7-0 at the August 28, 2017 County Council Meeting. – Penelope Karagounis – pgs. 37-39***

8. **Non-Consent Agenda**

a. **Resolution 0971-R2017 regarding Funding For the Local Match on a CDBG for DSS Office Space and Discussion of Humana Facility**
Resolution Title: A Resolution Related To Funding For The Local Match On A Community Development Block Grant For Office Space For The South Carolina Department Of Social Services Office In Lancaster County. – ***Steve Willis – pgs. 40-42***

b. **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). Deferred 4-3 at the August 28, 2017 County Council Meeting (Charlene McGriff, Billy Mosteller and Steve Harper opposed). – John Weaver – pgs. 43-69***

9. **Discussion and Action Items**

a. 2017-2018 Justice Assistance Grant – ***Sheriff Barry Faile/Steve Willis – pg. 70***

b. Discussion of concept – county office space in Indian Land – ***(Favorable Recommendation – I&R Committee) – John Weaver***

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

11. **Miscellaneous Reports and Correspondence**

    a. Notice of Public Hearing for Community Development Block Grant – ***pg. 71***

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

13. **Executive Session**

    a. *Economic Development Discussion: Project Tea. SC Code 30-4-70(a)(5).*

14. **Calendar of Events** – ***pg. 72***

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

DRAFT

Lancaster County
South Carolina

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 Special Meeting

101 N. Main Street, Lancaster, SC 29720

Tuesday, August 22, 2017

Council Members present were Jack Estridge, Terry Graham, Larry Honeycutt, Charlene McGriff and Billy Mosteller. Brian Carnes and Steve Harper were absent. Also present were John Weaver, Steve Willis, Hal Hiott and Joint Recreation Commission Members Lester Belk, Quinton Rodgers and Gerald Vetter. 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.

Left Springdale Recreation Center in Lancaster

The group left the Springdale Recreation Center and travelled by bus to Horry County.

Arrived at North Strand Recreation Center

The group arrived by bus to the North Strand Recreation Center at 120 South Highway 57, Little River, South Carolina. The group visited with the staff at the Recreation Center while touring the facility. The group asked staff various questions; such as, what works well at the Recreation Center and would they make changes to the Recreation Center if they had the opportunity.

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Arrived at James R. Frazier Community Center

The group arrived by bus to the James R. Frazier Community Center at 1370 Bucksport Road, Conway, South Carolina. A project profile for the Community Center is attached as Schedule A. The group toured the facility and asked staff various questions; such as, what works well at the Community Center and what improvements would they suggest.

Arrived at Hartsville Recreation Center/game fields

The group arrived by bus to the Hartsville Recreation Center/game fields in Hartsville, South Carolina. The group toured the Center and game fields, including the splash pad. The staff answered questions regarding the Recreation Center and game fields.

Arrived back to Springdale Recreation Center in Lancaster

The group arrived back to the Springdale Recreation Center in Lancaster, South Carolina, by bus. During the course of the day, no votes were taken and no decisions were made. Upon arrival back to the Springdale Recreation Center, the tour was completed and the special meeting was adjourned.

Respectfully Submitted:

Sherrie Simpson
Clerk to Council

Approved by Council, September 11, 2017

_____
Larry Honeycutt, Secretary

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Lancaster County
South Carolina

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 28, 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, Veronica Thompson, 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. Charlene McGriff 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 Larry Honeycutt. Council approved the agenda by unanimous vote of 7-0.

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Special Presentations

Chairman Steve Harper presented Amanda Bigham, Treasurer's Office, with a Thumbs Up Award for her outstanding work as a Lancaster County employee.

Chairman Steve Harper presented Hal Crenshaw and Crenco Food Stores with a Proclamation recognizing Crenco Food Stores as the South Carolina Association of Convenience Stores' 2017 Retailer of the Year.

Citizens Comments

R.C. Day, 2158 Clarion Drive, Indian Land, SC, spoke regarding controlling growth and placing a moratorium on future growth for a year or so and he spoke regarding the Stormwater program.

Jim Odendohl, 6324 Cherry Blossom Circle, Indian Land, SC, spoke regarding the MS-4 program.

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

Peter Gertler, 6277-600 Carolina Commons, Indian Land, SC, spoke regarding the MS-4 program.

Janine Gross, 15155 Legend Oaks Court, Indian Land, SC spoke regarding Resolution 0968-R2017.

Lee Esler, 1000 Pinehurst Lane, Indian Land, SC, spoke regarding the MS-4 program.

Bryan O'Neal, 2259 Boxcar Road, Lancaster, SC, spoke regarding Benford Brewing.

Consent Agenda

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

a. Minutes of the August 14, 2017 regular County Council meeting

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.

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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.

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.

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.

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.

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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.

Non-Consent Agenda

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.

Charlene McGriff moved to approve Resolution 0968-R2017. Seconded by Brian Carnes. Council voted to approve Resolution 0968-R2017 by unanimous vote of 7-0.

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).

Brian Carnes moved to approve Resolution 0970-R2017. Seconded by Jack Estridge. Council voted to approve Resolution 0970-R2017 by unanimous vote of 7-0.

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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.

Charlene McGriff moved to approve the 3rd Reading of Ordinance 2017-1455. Seconded by Billy Mosteller.

John Weaver explained and reviewed the amendments that staff are recommending for the Ordinance, as noted and attached on Schedule A. He noted that these amendments have come about from discussions and concerns that were relayed from various meetings that have been held regarding the Stormwater program. He noted that the changes do not include a change to the fee that was passed at 2nd Reading. He explained that a proposed, amended Ordinance 2017-1455 with the changes recommended by staff, attached as Schedule B, was placed at the Council Members seats and were available to the press and public.

Brian Carnes moved to defer the 3rd Reading of Ordinance 2017-1455 until the next Council meeting. Seconded by Terry Graham.

Brian Carnes explained that he has not had time to read the Ordinance and the changes. He stated that he has not had a chance to review the proposed budget numbers. Terry Graham agreed with Brian Carnes. Billy Mosteller stated that the Council members have had the budget and that they have just been trying to tweak the numbers. Charlene McGriff noted that the changes John Weaver discussed are not substantive changes and the real debate is over the fee for the program, but not with the Ordinance itself. She explained that the Administration Committee went over the budget line item by line item so the budget could be understood. She noted that the tax bills will be delayed if the 3rd Reading of the Ordinance is deferred. Jack Estridge stated that this Ordinance is important and Council should not vote on it tonight if Council wants to put it off until the next meeting. The motion to defer Ordinance 2017-1455 passed by a vote of 4-3. Brian Carnes, Jack Estridge, Terry Graham and Larry Honeycutt voted to defer the 3rd Reading of Ordinance 2017-1455 and Charlene McGriff, Billy Mosteller and Steve Harper opposed. Steve Harper stated that any questions that Council members have regarding Ordinance 2017-1455 should be given to Steve Willis. Steve Willis stated that he will get the answers, if possible, and send them out to all the Council members.

Chairman Steve Harper opened the floor for the public hearing for Ordinance 2017-1455 that was presented and passed at 2nd Reading. There were 25 citizens in attendance at the Public Hearing. He asked if any citizens would like to come forward and speak. The following citizens came forward to speak at the Public Hearing for Ordinance 2017-1455:

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Waylon Wilson, 15117 Legend Oaks Court, Indian Land, SC stated that he supports the fee for the Stormwater program, regardless of the amount because Council will approve the appropriate amount. He explained that his calculations for Sun City are different than what is listed in the agenda packet and that adjustments need to be made to the revenue schedule. He stated that the money for the Stormwater program should come from the General Fund or Indian Land residents are being taxed twice.

Lee Esler, 1000 Pinehurst Lane, Indian Land, SC, stated that he wanted to thank Jeff Catoe for his work and he stated that the County should look at other areas to establish comparables for their Stormwater program.

Peter Gertler, 6277-600 Carolina Commons, Indian Land, SC, stated that the Sun City HOA numbers are incorrect. He further stated that the golf course in Sun City is owned by a different corporate entity and is not part of Sun City. He stated that the revenue schedule has one, maybe more, errors in it.

Rosa Sansbury, 821 Obenosky Road, Van Wyck, SC stated that residents want to know what the Stormwater staff is going to be doing and what their duties will be. She stated that the residents want to know what they are getting for their seventy-five dollars ($75).

Ben Levine, 5062 Terrier Lane, Indian Land, SC stated that residents are concerned over what they are getting for the seventy-five dollar ($75) fee. He stated that the money for Stormwater has historically come from the General Fund. He stated that the new Stormwater program will provide better coverage for inspections on work/development sites than the Department of Health and Environmental (DHEC) did.

Chairman Harper closed the public hearing.

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.

Charlene McGriff moved to approve the 1st Reading of Ordinance 2017-1466. Seconded by Larry Honeycutt. Council voted to approve the 1st Reading of Ordinance 2017-1466 by unanimous vote of 7-0.

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.

DRAFT

Brian Carnes moved to approve the 1st Reading of Ordinance 2017-1467. Seconded by Charlene McGriff. Council voted to approve the 1st Reading of Ordinance 2017-1467 by unanimous vote of 7-0.

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.

Billy Mosteller moved to approve the 1st Reading of Ordinance 2017-1468. Seconded by Charlene McGriff. Council voted to approve the 1st Reading of Ordinance 2017-1468 by unanimous vote of 7-0.

Discussion and Action Items

I&R Committee:

Larry Honeycutt reported that the I&R Committee met on August 15, 2017. He reported that the Committee discussed a satellite office in Indian Land and he stated that this type of office is in the planning stages. He noted that the Committee heard a report about property on Highway 9. He explained that the County has been in negotiations for this property but the talks have had no positive results and, therefore, the County is not pursuing this property any longer. He also noted that the Committee discussed the Animal Shelter and that building an Animal Shelter is the number one priority.

Public Safety Committee:

Brian Carnes reported that the Public Safety Committee had an update on a Peddler's Ordinance and the County is continuing to move forward on this Ordinance. He explained that the Committee had a report from EMS regarding their stretchers. He noted that some stretchers in the fleet need to be replaced. He explained that two reports the Committee heard will be discussed by Council later in the meeting: (1) the payment for the Rich Hill Fire Department and (2) a match for the assistance to the Firefighters Grants.

Administration Committee:

Charlene McGriff reported that the Administration Committee held a special meeting on August 23, 2017. The Committee discussed the Stormwater budget and reviewed the proposed budget line item by line item. The Committee also discussed the stretchers for EMS. Charlene McGriff stated that any recommendation that comes from a Committee that is not already in the budget needs to go before the Administration Committee before going to full Council.

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Nomination for appointment to Boards and Commissions for District 1.

Larry Honeycutt moved to approve the appointment of Katie See to the Board of Zoning Appeals. Seconded by Terry Graham. The appointment passed by unanimous vote of 7-0.

Discussion of concept – county office space in Indian Land.

John Weaver explained the concept for a satellite office in Indian Land. He stated the office would mainly house the Stormwater staff and staff from the Building Department and may also be utilized some, but not daily, by other Departments: such as, the Auditor's office, Treasurer's Office, Veterans Affairs and Economic Development. Steve Willis noted that there will not be any Departments relocating solely to Indian Land except for the Stormwater staff.

Jack Estridge asked if the old EMS station could be used for a satellite office and John Weaver stated that the money from the sale of that land will go towards a new recreation center in Indian Land. Brian Carnes stated that leasing space is a wise idea. Larry Honeycutt stated that the I&R Committee is in favor of a satellite office in Indian Land. Charlene McGriff stated that she thinks a satellite office is a great idea but that this idea is currently just a concept and it is not in the current budget. Steve Harper stated that he is in partial agreement with the concept. He explained his concerns regarding staffing a satellite office and he noted that the County should investigate more online services since many companies are doing away with physical offices.

Terry Graham moved that John Weaver be allowed to proceed and present a full report to Council at the September 11, 2017 meeting regarding a satellite office in Indian Land. Seconded by Larry Honeycutt.

Steve Harper noted that the report needs to include and address IT issues and costs. Billy Mosteller stated that if Council proceeds with a satellite office then Steve Willis needs to monitor the staffing and customer activity and needs to provide updates to Council.

The motion to proceed passed by unanimous vote of 7-0.

Payment for Rich Hill Fire Department.

Billy Mosteller moved that the County buy the Rich Hill Fire Department tanker for two hundred fifty thousand dollars ($250,000), which will be paid for from the General Fund and then that Fund will be repaid from the sale of used fire trucks. Seconded by Brian Carnes. The motion passed by unanimous vote of 7-0.

Pre-approval for Assistance to Firefighter grants.

Larry Honeycutt moved to approve the matching funds for the Assistance to Firefighter grants, if awarded, to the Kershaw Fire Department and the McDonald Green Fire Department. Seconded by Billy Mosteller. The motion passed by unanimous vote of 7-0.

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Adjournment

Larry Honeycutt moved to adjourn the meeting. Seconded by Charlene McGriff. Passed by unanimous vote of 7-0. The Council meeting was adjourned at 7:39 p.m.

Respectfully Submitted:

Sherrie Simpson
Clerk to Council

Approved by Council, September 11, 2017

_____
Larry Honeycutt, Secretary

STATE OF SOUTH CAROLINA)
) ORDINANCE NO. 2017-1457
COUNTY OF LANCASTER)

~~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	Passed 7-0
Third Reading:	September 11, 2017	

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2017-1458

~~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 townsh~~ips~~ 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	Passed 7-0
Third Reading:	September 11, 2017	

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2017-1461

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	Passed 7-0
Third Reading:	9-11-2017	

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2017-1462

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	Passed 7-0
Third Reading:	9-11-2017	

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

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	Passed 7-0
Third Reading:	9-11-2017	

STATE OF SOUTH CAROLINA)
) ORDINANCE NO. 2017-1464
COUNTY OF LANCASTER)

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	Passed 7-0
Third Reading:	9-11-2017	

STATE OF SOUTH CAROLINA)
) ORDINANCE NO. 2017-1465
COUNTY OF LANCASTER)

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	Passed 7-0
Third Reading:	9-11-2017	

STATE OF SOUTH CAROLINA	)	**ORDINANCE NO. 2017-1466**
	)	
COUNTY OF LANCASTER	)	

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	Passed 7-0
Second Reading:	9-11-2017	
Public Hearing:	9-25-2017	(Tentative)
Third Reading:	9-25-2017	(Tentative)

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	Passed 7-0
Second Reading:	9-11-2017	
Third Reading:	9-25-2017	(Tentative)

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	Passed 7-0
Second Reading:	9-11-2017	
Third Reading:	9-25-2017	(Tentative)

Lancaster County
South Carolina

Agenda Item Summary

Ordinance # / Resolution#:	Resolution 0971-R2017
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	September 11, 2017

Issue for Consideration:
Community Development Block Grant application for proposed facility for DSS (Bradley Building in Humana Complex).

Points to Consider:
The Resolution covers a proposed CDBG application. This would cover ADA upgrades, energy efficiency upgrades, and items in the 2013 engineering report.

The report was based on the earlier engineering report and is exclusively for the CDBG application. We have not retained any firm for architectural drawings and this is not based on an architectural examination of the building. When we proceed we will go through Procurement for professional services.

Funding and Liability Factors:
As noted in the Resolution this would be a $500,000 grant which requires a $50,000 local match. The additional funding is based on a 2013 engineering report and the actual cost for work would be subject to competitive bidding. These are estimates only for the purpose of the grant application.

Council Options:
Approve or reject the Resolution.

Staff Recommendation:
Approve the grant submission.

Committee Recommendation:
Administration Committee will be considering this prior to the Council meeting. The Resolution request came in from the COG over the Labor Day weekend and the application is due September 11th. I appreciate your consideration on an expedited basis.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

RESOLUTION NO. 0971-R2017

A RESOLUTION

RELATED TO FUNDING FOR THE LOCAL MATCH ON A COMMUNITY DEVELOPMENT BLOCK GRANT FOR OFFICE SPACE FOR THE SOUTH CAROLINA DEPARTMENT OF SOCIAL SERVICES OFFICE IN LANCASTER COUNTY.

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

Section 1. Findings.

Whereas: the current location of the Lancaster County Department of Social Services is too small for its current staff and to accommodate planned enlargement of the personnel that is needed to serve the increased number of clients; and

Whereas: the current Lancaster County Department of Social Services facility has safety and ADA non-compliance issues; and

Whereas: Lancaster County has plans to renovate the Bradley Building (Humana Complex), which is located at 210 South White Street, in Lancaster, South Carolina; and

Whereas: Lancaster County will relocate the Lancaster County Department of Social Services in the renovated Bradley Building; and

Whereas: Lancaster County intends to make an application for $500,000 of Community Development Block Grant funding through the Community Enrichment Program to renovate the Bradley Building; and

Whereas: this program requires local matching funds of at least 10 percent of the grant amount; and

Whereas: the County will own, operate and maintain the renovated Bradley Building.

Section 2. Adoption by County Council.

NOW, THEREFORE BE IT RESOLVED, the Lancaster County Council, in Council assembled, hereby agrees to provide the required cash match of $50,000, plus an additional $1,060,641, as well as any additional funds needed to complete the project.

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

Stormwater Ordinance No. 2017-1455

Mr. Chairman and members of Council – On August 28th, in your Council packet was found the 2nd Reading version of this ordinance. Additionally, at the time of the meeting, you were provided with a proposed 3rd Reading version of the ordinance that contained various amendments that were believed by the County Attorney to be necessary. For purposes of the Council meeting scheduled for September 11 and the anticipated 3rd Reading of this stormwater ordinance, please disregard the proposed 3rd Reading version that was passed out. It was never considered nor discussed by Council and has no legal significance.

This memo is intended to clarify and explain what is before Council for the anticipated 3rd Reading on September 11, 2017.

Please allow me to point out the differences between the 2nd Reading version and the proposed 3rd Reading version that is in your packet that is being recommended by staff.

Page 1 of the ordinance:

1. The 2nd Reading Exhibit A has been removed and substituted therefore is a new Exhibit A. Our stormwater engineer has noted that this new letter dated April 14, 2016 is the more accurate letter to describe the requirements being required by the State. Additionally, the new Exhibit includes a map provided by the State that accurately defines the land mass impacted by the stormwater ordinance.
2. The 2nd Reading Exhibit B has been removed and not replaced because the new Exhibit A provides a sufficient description, authority and requirement.

Page 4 of the ordinance:

3. Section 8.11.3 – Boundaries and jurisdiction – The UDO will reflect the geographic area to conform with the area identified by the State in its letter referenced in Exhibit A above.

Page 7 of the ordinance:

4. Section 4. – The geographic area has been changed to conform to the area identified by the State in its letter referenced in Exhibit A above.

Page 8 of the ordinance:

5. Exhibit C in the 2nd Reading version has now been designated as Exhibit B (proposed revenue) and remains the same as passed by Council on 2nd Reading as calculated by the county's outside engineers (Keck & Wood, Inc.) and county staff.
6. Exhibit D in the 2nd Reading version has now been designated as Exhibit C (proposed budget) and has been recalculated based upon a further review by staff in response to Council questions.

Throughout the ordinance:

7. Several grammatical corrections (scrivener's errors) have been corrected within the document and a limited number of wording changes have been made for purposes of clarity, none of which have any material impact on the ordinance's intended purpose.

Finally, there have been discussions between members of the public, the Administrator, our County Engineer, our Director of Public Works, Keck & Wood representatives and others about possible changes in the proposed calculations of stormwater fees for commercial properties. Those discussions have prompted additional review and recalculation of the impervious surfaces on each commercial parcel noted in Exhibit B – with no changes having been made. In summary, the numbers in Exhibit B for 3rd Reading are the same numbers that were considered and approved by Council when 2nd reading was passed.

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 as detailed in Exhibit A 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, 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. 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 briefly in a southerly direction along Highway 521, then in a northeasterly direction until its intersection with the Union County, North Carolina state line, then further northward along the North Carolina state line, all as depicted and delineated on that map incorporated herein and identified as Exhibit A-4.

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 8.11.4(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 briefly in a southerly direction along Highway 521, then in a northeasterly direction until its intersection with the Union County, North Carolina state line, then further northward along the North Carolina state line, all as depicted and delineated on that map incorporated herein and identified as Exhibit A-4.

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 B (revenue) and Exhibit C (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:	September 11, 2017	
Public Hearing:	August 28, 2017	

D H E C
PROMOTE PROTECT PROSPER
Catherine E. Heigel, Director
Promoting and protecting the health of the public and the environment

April 14, 2016

Jeff Catoe
Public Works Director
Lancaster County
PO Box 1809
Lancaster, SC 29721

Re: Designation of a portion of Lancaster County as a Small Municipal Separate Storm Sewer Systems (SMS4) to Authorize Discharges to all Waters of the State under the State of South Carolina National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges from Regulated Small Municipal Separate Storm Sewer Systems (SMS4), SCR030000.

Dear Mr. Catoe,

We at the South Carolina Department of Health and Environmental Control (SCDHEC) appreciate the opportunity to meet with you to review Lancaster County's SMS4 Notice of Intent (NOI).

According to the 2010 U.S. Census, at least five distinct portions of Lancaster County became part of the Charlotte NC – SC Urbanized Area (UA). Based on that classification, SMS4s owned or operated by Lancaster County became automatically designated for regulation under Phase II of the NPDES Storm Water Program for Discharges from SMS4.

In addition, the Department is required to consider, and designate, portions of the SMS4 where it is determined that discharges from the SMS4 result, or have the potential to result, in exceedances of water quality standards, including impairment of designated uses, or other significant water quality impacts, including habitat and biological impacts.

After water quality factors stated above were considered, the South Carolina Department of Health and Environmental Control (SCDHEC) is designating the portion of Lancaster County north of South Carolina Highway 5 as a Regulated Small Municipal Separate Storm Sewer System (SMS4). This area is comprised of TMDL watershed areas (Waxhaw and Twelvemile Creeks), and includes Sugar Creek, listed in the 2014 303(d) list of impaired waters in addition to the 5 portions of Lancaster County included in the Charlotte NC – SC UA as required in South Carolina Water Pollution Control Permits Regulation 61-9 §122.32.

There are waiver provisions from designation for Storm Water Permitting requirements contained in SC R. 61-9 §122.32.(e) & (h). However, these waiver provisions are not applicable to regulated SMS4s with population of 10,000 or more.

Exhibit A-1

Designating the area north of South Carolina Highway 5 as the Lancaster County regulated SMS4 will allow Lancaster County an opportunity to ensure that development in this high growth area occurs in a manner that will meet the County's goals of protecting waters quality. SCDHEC will place a draft certificate of coverage on public notice giving the public an opportunity to comment. A fact sheet supporting the designation of the regulated SMS4 as the area north of South Carolina Highway 5 located in the jurisdiction of Lancaster County will be prepared.

Looking forward to the successful implementation of the NPDES Phase II Municipal Stormwater Program in Lancaster County.

Sincerely,

J. Nelson McLeod III

Nelson McLeod III, PE
Environmental Engineer
MS4 Program

Attachments.

cc: John Gast, Keck & Wood, Inc, 215 Hampton Street, Suite 100, Rock Hill, South Carolina 29730

Exhibit A-2

References

SC Water Pollution Control Permits Regulation 61-9 §122.32 Criteria for regulation of a small MS4:

(a)(1)	Small MS4 located in urbanized area
(c)	Waiver requirements
(f)(1)(i)	Small MS4 located in urbanized area
(f)(1)(ii)	Total population and population density
(f)(1)(iii)	Adjacent to and impacting a designated MS4
(g)(1)(i)	On 303d list of impaired waters
(g)(1)(iii)	Population growth
(g)(1)(iv)	Three miles of urbanized area
(g)(2)(i)	Contributing to violation of water quality standard
(g)(2)(vi)	MS4 approaches two or more criteria
(h)	Waivers and phasing

SC Water Pollution Control Permits Regulation 61-9 §124.10 Public notice of permit actions and public comment period

List of Impaired 303d
http://www.scdhec.gov/HomeAndEnvironment/Docs/tmdl_14-303d.pdf

List of Approved TMDLs
http://www.scdhec.gov/HomeAndEnvironment/Docs/tmdl_08sites.pdf

Exhibit A-3

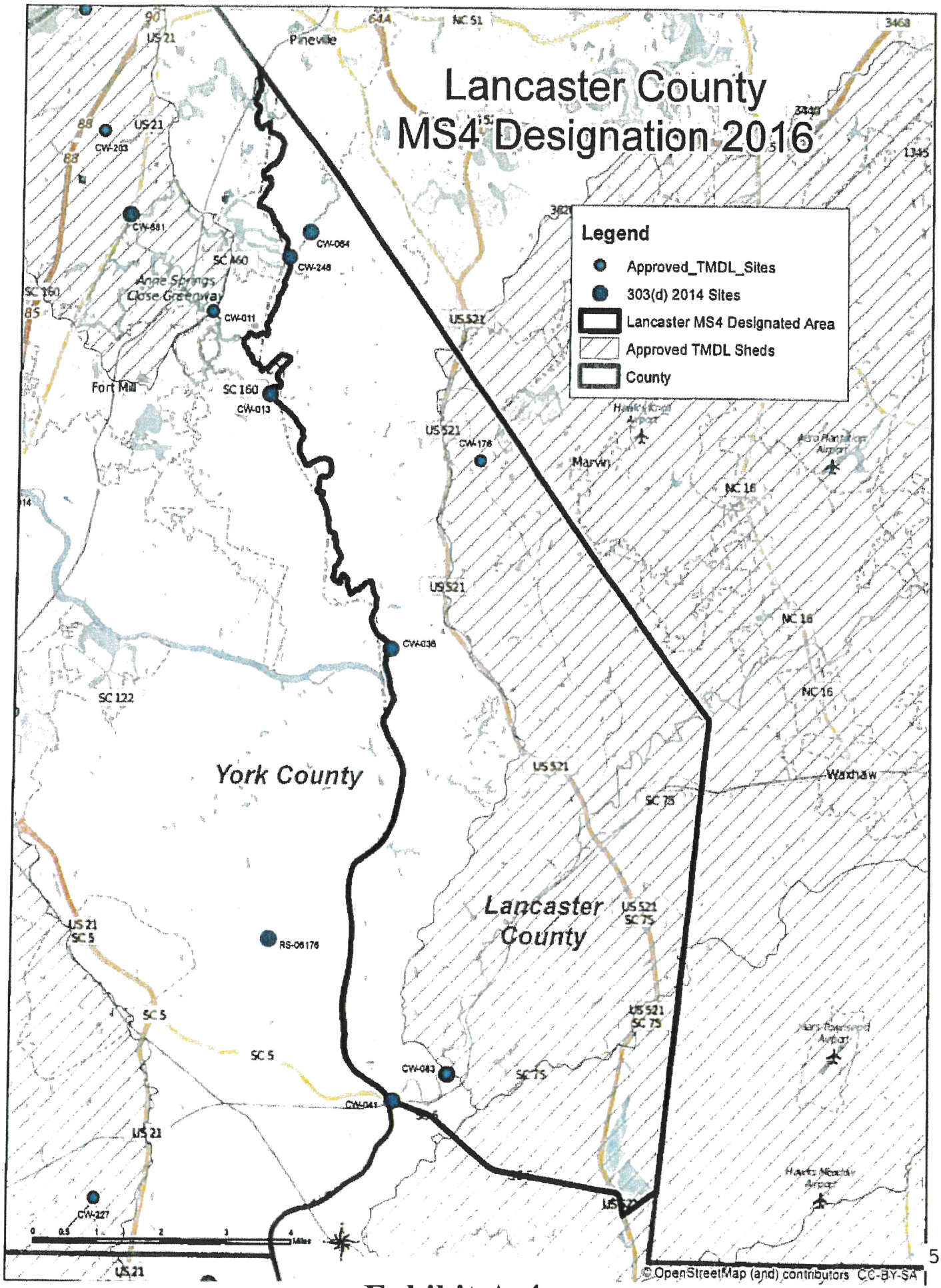

Lancaster County
MS4 Designation 2016
Legend
Approved_TMDL_Sites
303(d) 2014 Sites
Lancaster MS4 Designated Area
Approved TMDL Sheds
County
York County
Lancaster County
Fort Mill
Pineville
Marvin
Waxhaw
Anne Springs Close Greenway
US 21
US 521
SC 160
SC 122
SC 5
SC 75
NC 16
NC 51
CW-203
CW-681
CW-064
CW-246
CW-011
CW-013
CW-176
CW-038
RS-06176
CW-083
CW-041
CW-227
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Exhibit A-4

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-OB-003.00	7,812	2.2	$167.40
0006N-OB-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

Exhibit B-1

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

Exhibit B-2

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

Exhibit B-3

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

Exhibit B-4

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

Exhibit B-5

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

Exhibit B-6

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

Exhibit B-7

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

Exhibit B-8

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

Exhibit B-9

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

Exhibit B-10

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
0025O-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.

Exhibit B-11

Accounts	Partial Budget FY18	Budget Full Year FY19	Notes
Wages & Salaries Full Time	183,125.00	343,500.00	Begin with Engineer, Admin, Tech, Field Inspector; add additional staff in future
Wages & Salaries Over Time	1,500.00	3,000.00	
FICA	14,290.00	19,000.00	
SC Retirement Contribution	25,325.00	33,675.00	
Health/Life Ins	30,370.00	63,375.00	
Workers Comp	5,360.00	7,080.00	
Travel, Training, Dues	6,000.00	10,000.00	
Supplies-General	7,000.00	7,000.00	
Supplies-Postage	6,000.00	6,000.00	
Equipment-General	10,000.00	10,000.00	
Equipment-Capital	50,000.00		Vehicles (removed for future years)
Utilities-Telephone	6,500.00	7,000.00	
Maintenance-Vehicles	1,500.00	3,000.00	
Gasoline	3,500.00	5,000.00	
Maintenance-Service Agreement	3,000.00	3,000.00	Software
Contractual Services (CS)	300,000.00	150,000.00	Testing, plan review assistance
CS-Printing	3,000.00	3,000.00	
Special Projects	150,000.00	469,680.00	Camera work; pipe replacement; public outreach, etc.
Lease Copiers	3,000.00	3,000.00	
Reserve--Fund Balance Policy	399,765.00		Remove once built in first year
Reserve--Capital Projects	123,315.00	186,240.00	Unexpected or necessary future projects
Total	1,332,550.00	1,332,550.00	

Exhibit C

Lancaster County
South Carolina

Agenda Item Summary

Ordinance # / Resolution#:
Contact Person / Sponsor: Sheriff Barry Faile
Department: Sheriff's Office
Date Requested to be on Agenda:

Issue for Consideration: Sheriff Faile would like to discuss the 2017-2018 Justice Assistance Grant that LCSO was awarded for 2017-2018.

Points to Consider: The JAG funds are awarded to local government agencies to provide equipment, supplies, support, technical assistance, and/or training for criminal justice, including, but not limited to law enforcement programs, court programs, drug treatment and enforcement programs, prevention and education programs. The funds cannot be used for any prohibited purposes.

Funding and Liability Factors: For the 2017-2018 FY, we will be filing for funding of the following items:

1) 4 Trail cameras and Accessories, $830.00;
2) 4 Digital Cameras for Investigations, $2,420.00;
3) 8 Ballistic Helmets for SWAT Team, $2,650.00
4) Rifle Kit for Simulator, $3,190.00
5) Forensic Camera for CSI, $5,000.00
6) 8 Handheld metal detectors for Court, $1,600.00
7) Laptops and Modems for Patrol Vehicles, $6,777.00

Total: $22,467.00

Council Options: No action required at this time from Council, since LCSO is applying for the funding through JAG. These purchases are one time purchases, which would not have financial impact on current budget.

Recommendation: Want to make Council aware of the grant and the items which have been applied for, duties and responsibilities of each and the any financial responsibility of Lancaster County.

The Lancaster News

701 North White Street
PO Box 640
Lancaster, SC 29721
803-283-1133

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Wednesday, September 13, 2017 at 12:30 p.m., in the Lancaster County Council Chambers, Lancaster County Administrative Building, 101 North Main Street, Lancaster County will hold a public hearing concerning an application to be submitted to the South Carolina Department of Commerce, Grants Administration on or before September 15, 2017 for a Community Development Block Grant. Lancaster County is requesting $500,000 to carry out the following activities:

Upgrade the Bradley Building for the location of the Lancaster County Dept. of Social Services. The total project cost is estimated to be $1,610,641. CDBG funds will supply $500,000 and $1,110,641 will be provided by local funds. Included in the costs are $1,452,896 for construction, $112,745 for architectural and $45,000 for administration.

This public hearing and the matters to be discussed are subject to the provisions of Lancaster County's Citizens Participation Plan, developed in anticipation of participation in the State of South Carolina's Community Development Block Grant (CDBG) program, providing for the participation of the citizens of Lancaster County in the planning and implementation of community and economic development projects which will involve CDBG funds. The Citizens Participation Plan is available for review in the office of the Lancaster County Administrator, from 8:30 am to 5:00 pm Monday through Friday. Persons with questions or comments concerning the public hearing or the Citizens Participation Plan may contact Steve Willis, County Administrator, PO Box 1809, Lancaster, SC (Tel. 803-416-9300).

Lancaster County does not discriminate on the basis of age, color, religion, sex, national origin, familial status or disability in the admission or access to, or treatment or employment in its federally assisted programs or activities. Stephen Yeargin, Building Official, Lancaster County, PO Box 1809, Lancaster, SC 29721 (Tel. 803-285-1969), has been designated to coordinate compliance with the nondiscrimination requirements contained in the U.S. Department of Housing and Urban Development's regulations. Assistance will be provided to accommodate the special needs of disabled persons, upon request.

This is to certify that the attached Legal Notice was published in The Lancaster News in the issue of September 3, 2017.

Notary Public of South Carolina

My Commission Expires
January 13, 2021.

MEETINGS & FUNCTIONS – 2017

DAY/DATE	TIME	FUNCTION/LOCATION
Monday, September 11th	**5:00 p.m.**	**Administration Committee Special Meeting** **Council Conference Room, Administration Building**
Monday, September 11th	**6:00 p.m.**	**Council Meeting** **Council Chambers, Administration Building**
Tuesday, September 12th	**3:00 p.m.**	**Infrastructure & Regulation Committee - Cancelled** **Council Conference Room, Administration Building**
Tuesday, September 12th	**5:00 p.m.**	**Public Safety Committee - Cancelled** **Council Conference Room, Administration Building**
Thursday, September 14th	**6:00 p.m.**	**Administration Committee** **Council Conference Room, Administration Building**
Monday, September 25th	**6:00 p.m.**	**Council Meeting** **Council Chambers, Administration Building**
Monday, October 9th	**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 Thursday following the 1st Council meeting (most of the time it is the 2nd Thursday)
.....6:00 p.m. ... Administration Committee
1st Thursday of each month .....7:00 p.m. ... Fire Commission, Covenant Street EOC Building
2nd Thursday of each month .....6:00 p.m. ... Zoning Appeals Board, County Council Chambers
2nd Tuesday of each month.....6:30 p.m. ... Recreation Commission, 260 S. Plantation
Last Tuesday of each month (Every other month – Beginning with Feb.) 6:00 p.m. Library Board, Carolinian Room, Library
2nd Wed (Jan/March/May/July/Sept/Nov).....11:45 a.m... Health & Wellness Comm., various locations
2nd Tuesday .....6:00 p.m. ... Historical Commission, Library Conference Room
3rd Thursday of each month .....6:30 p.m. ... Community Relations Commission, County Council Chambers
1st Thursday of each month .....5:00 p.m. ... Planning Commission work session, County Council Chambers
3rd Tuesday of each month .....6:30 p.m. ... Planning Commission, County Council Chambers