

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
COUNCIL CHAMBERS
OCTOBER 3, 2006
6:00 P.M.**

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

INVOCATION **Honorable Joyce Dickerson**

PLEDGE OF ALLEGIANCE
 Honorable Joyce Dickerson

PRESENTATIONS: **Mr. Neil McLean, Ex. Dir.
Engenuity**

**Mr. Curtis S. Bennett
Master Code Professional
Planning & Development
Services Department**

ADOPTION OF AGENDA

CITIZEN'S INPUT

APPROVAL OF MINUTES

Regular Session: **September 19, 2006 [Pages 7-14]**

Special Called: **September 19, 2006 [Pages 15-16]**

Zoning Public Hearing: **September 26, 2006 [Pages 17-20]**

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

REPORT OF THE COUNTY ADMINISTRATOR

- a. Employee Grievance**

REPORT OF THE CLERK OF COUNCIL

REPORT OF THE CHAIRMAN

OPEN/CLOSE PUBLIC HEARINGS

- 1.c., 1.d.**

APPROVAL OF CONSENT ITEMS

- 1.a., 1.c., 1.d., 1.e., 2.a., 2.b., 2.c., 2.d., 2.e., 3.a.1&2., 3.b., 4.a., 4.b., 4.c.,
4.d., 4.e., 4.f., 4.g.,**

1. THIRD READING ITEMS

- a. 06-23MA
Bluegrass Villages
RU to PDD
Single Family S/D and Related
Commercial 12600-02-01
Blythewood Road & Muller Road
[CONSENT] [Pages 21-23]
[DEFERRED FROM 09/19/06]**
- b. An Ordinance amending the Fiscal Year 2006-2007 Road
Maintenance budget with an increase n the road
maintenance fee to \$36.00 for private vehicles and \$44.00
for commercial vehicles with \$20.00 designated for road
maintenance work and \$16.00/\$24.00 designated for
funding mass transit and to appropriate two million eight
hundred thousand dollars (\$2,800,000.00) for mass transit
[DEFERRED FROM 09/19/06 MTG.] [Pages 24-27]**

- c. **Ordinance to approve the Issuance and Sale of Special Resource Revenue Bonds for the Vulcan River Road Project [PUBLIC HEARING][CONSENT] [Pages 28-40]**
- d. **Ordinance authorizing certain economic incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a fee agreement between Richland County, South Carolina, and International Truck and Engine Corporation [PUBLIC HEARING] [CONSENT] [Pages 41-44]**
- e. **Ordinance amending the Imagine Richland 2020 Comprehensive Plan, adopted on May 3, 1999, by incorporating the “Broad River Neighborhoods Master Plan” into the I-20 Interbeltway Subarea Plan [CONSENT] [Pages 45-46]**

2. SECOND READING ITEM

- a. **06-39MA
Parker Jennings
RU to PDD
Mixed Use Development
TMS# 01500-02-09
1300 Peace Haven Road [CONSENT] [Pages 47-50]**
- b. **06-41MA
Seven Acre Cut, LLC
M-1 to GC
Retail
TMS# 14600-03-59
Killian Rd. & I-77 [CONSENT] [Pages 51-52]**
- c. **06-42MA
Steven Odom
RU/LI to RC
Business Offices
TMS# 21614-01-25 & 25(p) and TMS# 21613-01-01
Lower Richland Blvd., [CONSENT] [Pages 53-54]**

- d. **06-43MA
Stonemont Phase 2
RU to RS-MD
Residential Development
TMS# 04100-01-09
Koon Rd., [CONSENT] [Pages 55-56]**
 - e. **06-44MA
Brody Pointe
RU to RS-LD
Residential Use
TMS# 01413-01-04/07
137 & 139 Brody Rd., [CONSENT] [Pages 57-58]**
 - f. **Ordinance amending the FY 2006-07 general fund budget
to allocate a portion of the county road maintenance fee
toward expenditures on specific projects [Pages 59-60]**
- 3. REPORT OF DEVELOPMENT AND SERVICES COMMITTEE
[Page 61]**
- a. **Richland County/Homebuilders Association Task Force
Recommendations [CONSENT]**
 - 1. **Amendments to Section 5 of Richland County Road
Design Standards**
 - 2. **Budget Amendment (use whatever title is in the
forthcoming ordinance)**
 - b. **Solid Waste Contract Renewals [CONSENT]**
- 4. REPORT OF ADMINISTRATION AND FINANCE
COMMITTEE [Pages 62-63]**
- a. **Design/build for State Farmers' Market Project
[CONSENT]**
 - b. **Sheriff Budget Amendment:Homeland Security
Coordinator FTE (\$28,250) [CONSENT]**

- c. **Sheriff Budget Amendment: School Resource Officer FTE (\$42,566) [CONSENT]**
 - d. **Ordinance authorizing the sale and issuance of up to \$4 million General Obligation Bonds for the purchase of Sheriff Vehicles [CONSENT]**
 - e. **Budget Amendment: Transportation Consultant (Carter Goble Lee, \$56,400) [CONSENT] [Pages 64-65]**
 - f. **Emergency Services Grant Approvals [CONSENT]**
 - g. **Ordinance authorizing the sale and issuance of up to \$7,000,000 Hospitality Tax Special Obligation Bond Anticipation Notes for the purchase of Recreation Property [CONSENT] [Pages 66-72]**
 - h. **Ordinance approving the Broad River Regional Wastewater Treatment Rate Adjustment [Page 73]**
- 5. REPORT OF THE RULES AND APPOINTMENTS COMMITTEE [Page 74]**
- I. NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES**
 - A. Community Relations Council-1**
 - B. Performing Arts Center Board-2**
 - C. Planning Commission-1**
 - II. ITEMS FOR DISCUSSION**
 - A. Farmers' Market Committee**
- 6. APPROVAL OF RESOLUTION [Pages 75-76]**
- a. **Resolution approving Richland County Council**

**reimbursing certain expenditures incurred prior
to the issuance by Richland County, South Carolina
of its General Obligation Bond Anticipation Notes
(Innovista Garage)**

**7. APPLICATION FOR LOCATING A COMMUNITY
RESIDENTIAL CARE FACILITY IN AN UNINCORPORATED
AREA OF RICHLAND COUNTY [Pages 77-79]**

- a. Sandra Smith
600 Pineywoods Road
Columbia, South Carolina 29210**

8. CITIZEN'S INPUT

9. MOTION PERIOD

10. ADJOURNMENT

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, SEPTEMBER 19, 2006 6:00 p.m.

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

MEMBERS PRESENT:

Vice Chair	L. Gregory Pearce, Jr.
Member	Valerie Hutchinson
Member	Joseph McEachern
Member	Mike Montgomery
Member	Damon Jeter
Member	Paul Livingston
Member	Joyce Dickerson
Member	Kit Smith

ABSENT: Anthony G. Mizzell
Bernice G. Scott
Doris Corley

OTHERS PRESENT – Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Larry Smith, Amelia Linder, Chief Harrell, Anna Almeida, Michael Criss, Tiaa Rutherford, Jennie Sherry-Linder, Brenda Carter, Harry Huntley, John Hixson, Monique Walters, Stephany Snowden, Kendall Johnson, Jennifer Dowden, Daniel Driggers, Rodolfo Callwood, Audrey Shifflett, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:03 p.m.

INVOCATION

The Invocation was given by the Honorable Joseph McEachern

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Joseph McEachern

PRESENTATION

Mr. Mike Briggs, Central SC Alliance – Mr. Mike Briggs gave a brief update on the Central SC Alliance.

Mr. Larry Moody, Forestry Commission – Mr. James Miller presented Council with a check from the Forestry Commission.

ADOPTION OF AGENDA

Mr. Smith requested that the following items be added under the Report of County Attorney for Executive Session: Columbia Venture vs. FEMA and TIF.

Mr. McEachern moved, seconded by Mr. Montgomery, to approve the agenda with the addition of the two Executive Session items. The vote in favor was unanimous.

CITIZEN'S INPUT

Mr. Montgomery moved, seconded by Ms. Hutchinson, to waive Council's rules and allow the citizen to speak regarding the Richland County Road Paving Program. Ms. Carol Jaworski spoke regarding the Willow Wind Road repaving.

Mr. Montgomery moved, seconded by Ms. Hutchinson, to waive Council's rules and allow the citizen to speak regarding the issue of mass transit. Mr. Harold Ross spoke regarding this issue.

APPROVAL OF MINUTES

Regular Session: September 12, 2006 – Mr. Montgomery moved, seconded by Ms. Smith, to amend the portion of the minutes regarding the Road Paving Ordinance to record an affirmative vote for those members not voting, in accordance with Council Rules, during the call for division. A discussion took place.

Mr. Livingston stated that he wished to clarify the motion in regard to the Miller/Valentine Covenants Issue. The motion should state that the Committee recommended approval of amending the Industrial Park Covenants to allow Valentine the use the property for wholesale, retail, storage, distribution, etc. and extend the contract to September 29th. The Committee further recommended that the County not waive its right to repurchase the property.

Mr. Montgomery accepted Mr. Livingston's amendment. The vote in favor was unanimous.

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

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

- a. **Contractual Matter: Purchase of Land**
- b. **Recreation Commission vs. Richland County**
- c. **Columbia Ventures vs. FEMA**
- d. **TIF**

Mr. McEachern moved, seconded by Mr. Livingston, to move Executive Session until after Citizen's Input. The vote in favor was unanimous.

REPORT OF THE COUNTY ADMINISTRATOR

- a. **Animal Care Update** – Mr. Pope stated that Ms. Scott had requested an update on this matter. The County contracted with the City of Columbia to shelter the County's animals about three years ago, but when the City renovated their facilities there wasn't enough space to hold the County's animals. There have been several documented operational issues with the current short-term holding facility and the facility is minimally humane, but necessary for the safety of the public.

Ms. Sandra Haynes gave a brief overview of the adoption policy. A discussion took place.

- b. **CSX Crisis Management Exercise Update** – Mr. Pope stated that a hazardous material exercise will be held in coordination with CSX Railroad on September 29th from 2:00-4:00 p.m. in the Carolina Room at the Convention Center. Council members are being asked to participate and Mr. Pope will forward further details to Council.

REPORT OF THE CLERK OF COUNCIL

SC Conference of Black Mayors – Ms. Finch stated that the conference will be held September 20th and 21st at the Marriott Hotel.

Midlands Technical College Invitation – Ms. Finch stated that Midlands Technical College are honoring their three Council Councils and asked that Council hold the date of Thursday, November 9th from 6:00-8:00 p.m. open for this event.

Chamber of Commerce Annual Gala, September 21, 2006 – Ms. Finch stated those Council members that wish to attend need to let her know tonight.

CASA Coffee Cups – Ms. Finch stated that CASA provided coffee cups for all Council members.

REPORT OF THE CHAIRMAN

No report was given.

PUBLIC HEARING ITEMS

None.

APPROVAL OF CONSENT ITEMS

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

- **06-28MA, Killian's Crossing, HI/MI to PDD, Mixed Use Development, 17400-02-04, 17400-10-02, Killian Road & Farrow Road [Third Reading]**

- **06-32MA, Rob Zobel, RU to RC, Mini Storage; Boat and RV Parking, 03400-02-24, Broad Bill Rd., I-26 Frontage Road [Third Reading]**
- **06-35MA, Frank Hunt, RU to NC, Neighborhood Commercial, 15200-01-13(p) & 15200-01-09, ¼ Mile West of I-77 Exit 28, Blythewood [Third Reading]**
- **06-40MA, William Scotsman, Inc., RU to GC, Selling & Leasing of Mobile Offices, 03300-03-21, 10724 Broad River Road [Third Reading]**
- **Premium for Retiree Dependent Health Insurance [Third Reading]**
- **An Ordinance amending the Imagine Richland 2020 Comprehensive Plan, Adopted on May 3, 1999, by incorporating the “Broad River Neighborhoods Master Plan” into the I-20 Interbeltway Subarea Plan [Second Reading]**
- **An Ordinance Authorizing a Quitclaim Deed to Jerry L. Tucker Purported Right-of-Way on Moon Rise Street [Second Reading]**
- **An Ordinance authorizing a Quitclaim Deed to Wardell Wallace for a 15' Right-of-Way on Bluff Oaks Road [Second Reading]**
- **Ordinance to amend Retiree Eligibility Requirements for Group Life, Health and Dental Benefits [Second Reading]**
- **Ordinance to approve the Issuance and Sale of Special Resource Revenue Bonds for the Vulcan River Road Project [Second Reading]**
- **An Ordinance authorizing certain economic incentives, including payment of a fee in lieu of property taxes and other related matters, pursuant to a fee agreement between Richland County, South Carolina, and International Truck and Engine Corporation [Second Reading]**

THIRD READING ITEMS

06-23MA, Bluegrass Villages, RU to PDD, Single Family S/D and Related Commercial, 12600-02-01, Blythewood Road & Miller Road – Ms. Dickerson moved, seconded by Mr. McEachern, to defer this item until the October 3rd meeting. The vote in favor was unanimous.

An Ordinance amending the Fiscal Year 2006-2007 Road Maintenance budget with an increase in the road maintenance fee to \$40.00 for private vehicles and \$50.00 for commercial vehicles with \$20.00 designated for road maintenance work and \$20.00/\$30.00 designated for funding mass transit and to appropriate seven million five hundred thousand dollars (\$7,500,000.00) for mass transit – Mr. Livingston moved, seconded by Mr. Montgomery, to approve the amended ordinance with the selection of the 1st A (\$0.25 fee increase) under Section II.

Ms. Smith offered the following amendment: to include a nominee for the Town of Springdale to the Commission and delete one of the Richland County members. Mr. Livingston accepted the amendment.

Ms. Smith clarified the intent of her amendment with the following statement: Section III (3)—one shall be appointed by Lexington County Council, one shall be appointed by West Columbia City Council, and one shall be appointed by Springdale City Council and delete 12 members as recommended by Richland County Rules and Appointments to 11 members.

Mr. McEachern made a substitute motion, seconded Mr. Jeter, to approve the amended ordinance with the selection of the 2nd A (\$.075 fee increase) under Section II. A discussion took place.

Ms. Hutchinson made a substitute motion to defer this item, seconded by Ms. Dickerson.

<u>In favor</u>	<u>Oppose</u>
McEachern	Montgomery
Jeter	Pearce
Hutchinson	Livingston
Dickerson	Smith

The substitute motion failed.

A discussion took place.

POINT OF ORDER – Mr. Livingston stated that the item before us is Mr. McEachern's amendment and he feels that Council needs to resolve that before they move on.

POINT OF ORDER – Ms. Smith stated that they were still on the fee increase and didn't know if it was the right time for Ms. Hutchinson's comments.

Ms. Smith moved, seconded by Ms. Dickerson, to amend the substitute motion to adopt the First A under Section II and that the Transit Authority shall examine the ramifications of \$.075 fee increase in lieu of the \$0.25 and if it nets revenue they shall adopt it or find other funding sources for that revenue. The vote in favor was unanimous.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Jeter
McEachern	Hutchinson
Pearce	Dickerson
Livingston	
Smith	

The substitute motion failed.

Ms. Smith moved, seconded by Ms. Dickerson, to defer this item until the Oct. 3rd meeting. The vote in favor was unanimous.

FY 2006-2007 Millage Ordinances – Mr. McEachern moved, seconded Mr. Montgomery, to approve this item. The vote in favor was unanimous.

SECOND READING ITEMS

An Ordinance Amendment to the Richland County Road Paving Program to Permit Reordering of the Road Priority List – Mr. Livingston moved, seconded by Ms. Dickerson, to defer this item.

<u>In favor</u>	<u>Oppose</u>
Jeter	Montgomery
Pearce	McEachern
Livingston	Hutchinson
Dickerson	Smith

The motion failed.

Mr. Montgomery moved, seconded by Mr. McEachern, to approve the original ordinance distributed item without the amendment offered at 1st Reading.

<u>In favor</u>	<u>Oppose</u>
Montgomery	Dickerson
McEachern	
Pearce	
Livingston	
Hutchinson	
Smith	
Jeter	

ITEMS REFERRED FROM 9/12/06

City of Columbia's acceptance of Recommendations from the Homeless Site Selection Committee – Mr. Pearce moved, seconded by Ms. Smith, to direct the Administrator to prepare a letter for Council's review asking the City to clarify where they are in the intergovernmental agreement, expressing concern over the actions taken and where we are in getting a homeless program off the ground. The vote in favor was unanimous.

An Ordinance Amending the Fiscal Year 2006-2007 General Fund Annual Budget to Allocate a Portion of the County's Road Maintenance Fee Toward Expenditures on Specific Projects Road Maintenance Fee – Ms. Smith moved, seconded by Mr. Livingston, to approve this item. The vote was in favor. Mr. McEachern voted against this item.

A RESOLUTION TO APPOINT AND COMMISSION ERIC L. DAVIS AS A CODE ENFORCEMENT OFFICER FOR THE PROPER SECURITY, GENERAL WELFARE, AND CONVENIENCE OF RICHLAND COUNTY – Ms. Smith moved, seconded by Mr. McEachern, to approve this item. The vote in favor was unanimous.

APPROVAL OF RESOLUTION

Eastover Magistrate's Office – Ms. Smith moved, seconded by Mr. McEachern, to approve this item. The vote in favor was unanimous.

CITIZEN'S INPUT

Mr. Mel Jenkins spoke regarding Owens Field Park.

EXECUTIVE SESSION ITEMS

- a. **Contractual Matter: Purchase of Land/Recreational Property** – No action was taken.
- b. **Recreation Commission vs. Richland County** – No action was taken.
- c. **Columbia Ventures vs. FEMA** – Taken up during motion period.
- d. **TIF Update** – No action was taken.

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

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Council went into Executive Session at approximately 8:15 p.m. and came out at approximately 8:59 p.m.
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Ms. Hutchinson moved, seconded by Mr. Livingston, to come out of Executive Session. The vote in favor was unanimous.

MOTION PERIOD

Columbia Ventures vs. FEMA – Mr. McEachern moved, seconded by Ms. Hutchinson, to approve the Land Development Code Ordinance with regard to the floodplain for First Reading and forward it to the Planning Commission. The vote in favor was unanimous.

Resolution for Eagle Scout – Ms. Dickerson moved to adopt a resolution for an Eagle Scout in Blythewood. The vote in favor was unanimous.

Executive Session Chambers Air-Conditioning – Mr. Montgomery directed the Administrator look into the air-conditioning situation in the Executive Session Chambers.

ADJOURNMENT

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

The meeting adjourned at approximately 9:02 p.m.

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr. Vice-Chair

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

MINUTES OF



RICHLAND COUNTY COUNCIL SPECIAL CALLED MEETING TUESDAY, SEPTEMBER 19, 2006 5:30 P.M.

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

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MEMBERS PRESENT

Vice-Chair L. Gregory Pearce, Jr.
Member: Valerie Hutchinson
Member: Damon Jeter
Member: Paul Livingston
Member: Joseph McEachern
Member: Mike Montgomery
Member: Joyce Dickerson

Absent: Anthony G. Mizzell
 Doris Corley
 Kit Smith

ALSO PRESENT: Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Jennifer Dowden, Harry Huntley, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting started at approximately 5:35 p.m.

FY 2006-2007 Overriding the Rollback Millage Rate Public Hearing – Mr. Pearce opened and closed the public hearing. No one signed up to speak.

DISCUSSION/APPROVAL

FY 2006-2007 Overriding the Rollback Millage Rate – Mr. Harry Huntley, County Auditor, gave a brief overview of each agency limitation that required an override of their millage rate.

Fire Service—Operations – Mr. Montgomery moved, seconded by Ms. Dickerson, to approve the override of the millage. The vote in favor was unanimous.

Mental Health – Ms. Hutchinson moved, seconded by Ms. Dickerson, to approve the override of the millage. The vote in favor was unanimous.

Stormwater Management – Mr. Livingston moved, seconded by Ms. Hutchinson, to approve the override of the millage. The vote in favor was unanimous.

School District One-Operations – Mr. Livingston moved, seconded by Ms. Dickerson, to approve the override of the millage. The vote was in favor.

School District Two – Mr. Livingston moved, seconded by Mr. Montgomery, to approve the override of the millage. The vote in favor was unanimous.

ADJOURNMENT

Mr. Montgomery moved, seconded by Ms. Dickerson, to adjourn. The vote in favor was unanimous. The meeting adjourned at approximately 5:45 p.m.

Submitted by,

Anthony G. Mizzell, Chair

L. Gregory Pearce, Jr.

Doris M. Corley

Joyce Dickerson

Valerie Hutchinson

Damon Jeter

Paul Livingston

Joseph McEachern

Mike Montgomery

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, SEPTEMBER 26, 2006 7:00 p.m.

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

MEMBERS PRESENT:

Member Joyce Dickerson
Member Valerie Hutchinson
Member Paul Livingston
Member Joseph McEachern
Member Bernice G. Scott
Member Mike Montgomery
Member Kit Smith
Member Damon Jeter

Absent Anthony G. Mizzell
L. Gregory Pearce, Jr.
Doris Corley

OTHERS PRESENT: Amelia Linder, Geo Price, Suzie Haynes, William Simon, Michael Criss, Brandon Hooker, Jennie Sherry-Linder, Stephany Snowden, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 7:00 p.m.

POINT OF ORDER – Ms. Scott stated that Mr. Mizzell was not present due to family illness. Mr. Pearce and Ms. Corley were not present due to illness.

ADDITIONS/DELETIONS TO AGENDA – Mr. Price stated that the text amendment should not have been listed on the agenda.

MAP AMENDMENTS

06-22MA, Long Bay PDD (B. P. Barber & Assoc.), M-1 to PDD, 207 Acres, Single Family S/D & Related Commercial, 17300-02-02/33/10, West Side Farrow Road ½ mile North of Hardscrabble Rd.

Ms. Scott opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. McEachern moved, seconded by Mr. Livingston, to table this item. The vote in favor was unanimous.

06-39MA, Parker Jennings, RU to PDD, 3.23 Acres, Mixed-Use Development, 01500-02-09, 1300 Peace Haven Rd.

Ms. Scott opened the floor to the public hearing.

Mr. Lowell C. Spires, III, Mr. James Wingard, Mr. Larry White, Mr. Jennings Parker, Ms. Tricia Greer, and Mr. Bud Cooper spoke in favor of this item.

Ms. Peggy McCartha, Ms. Inge Ginsburg, Mr. Eric Strom, Ms. Beth Brown, Mr. John Davis, Ms. Jane Davis, Ms. Patricia Stone, Mr. William Stone, Mr. David Crocker, Mr. Robert Ginsburg, Ms. Kristine Tucker, Mr. Ramsey Tucker, and Ms. Laura Conrad spoke against this item.

The floor to the public hearing was closed.

A discussion took place.

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

06-41MA, Seven Acre Cut, LLC, M-1 to GC, 16.92 Acres, Retail, 14600-03-59, Killian Rd. & I-77

Mr. Livingston opened the floor to the public hearing.

Mr. Patrick Palmer spoke in favor of this item.

The floor to the public hearing was closed.

Mr. Jeter moved, seconded by Ms. Dickerson, to approve the re-zoning request for First Reading. The vote was in favor with Ms. Scott abstaining.

06-42MA, Steven Odom, RU/LI to RC, 3.39 Acres, Business Offices, 21614-01-25 & 24 (p), 21613-01-01, Lower Richland Blvd.

Ms. Scott opened the floor to the public hearing.

The citizens signed up in favor of this item declined to speak at this time.

The floor to the public hearing was closed.

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

06-43MA, Stonemont Phase 2, RU to RS-MD, 26.3 Acres, Residential Development, 04100-01-09, Koon Rd.

Ms. Scott opened the floor to the public hearing.

Mr. Charles Adkins and Ms. Scottie Andrews spoke against this item.

Mr. Joe Pope spoke in favor of this item.

The floor to the public hearing was closed.

Mr. Livingston moved, seconded by Mr. McEachern, to approve the re-zoning request for First Reading with the stipulation that the developer meet with community and address their concerns before Second Reading. The vote in favor was unanimous.

06-44MA, Brody Pointe, RU to RS-LD, 2.09 Acres, Residential Use, 01413-01-04 & 07, 137 & 139 Brody Rd.

Ms. Scott opened the floor to the public hearing.

The citizen signed up in favor of this item declined to speak at this time.

The floor to the public hearing was closed.

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

06-50MA, Brantley Manor, RS-LD to RU, 4 Acres, Bed & Breakfast, 02307-01-07, 10 Leitner Point

Ms. Scott opened the floor to the public hearing.

Mr. Don McLemore, Mr. Max Hipkins, and Ms. Mary Miller spoke in favor of this item.

Mr. Les Tweed, Ms. Joan Tweed, Ms. Sallie Peters, Ms. Don Cranshaw, Mr. Frank Eargle, Ms. Mary Eargle, Ms. H. Jenner, Mr. William Sheely, Mr. Phil Savage, Mr. Mike Sloan, Mr. Herb Walter, Mr. Jack Richardson, Ms. Martha Robinson and Mr. Lindsay Koon spoke against this item.

The floor to the public hearing was closed.

Ms. Hutchinson moved, seconded by Ms. Dickerson, to defer this item until the October Zoning Public Hearing. The vote in favor was unanimous.

ADJOURNMENT – Mr. Montgomery moved, seconded by Ms. Dickerson to adjourn. The meeting adjourned at approximately 8:31 p.m.

Submitted respectfully by,

Anthony Mizzell
Chair

The minutes were transcribed by Michelle M. Onley

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 12600-02-01 FROM RU (RURAL DISTRICT) TO PDD (PLANNED DEVELOPMENT DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property described as TMS # 12600-02-01, from RU (Rural District) zoning to PDD (Planned Development District) zoning.

Section II. **PDD Site Development Requirements.** The following site development requirements shall apply to the subject parcels:

- a) The applicant shall comply with the Master Plan (dated March 31, 2006 and revised through April 24, 2006) prepared for Bluegrass Villages by B.P. Barber & Associates, Inc., which was submitted to, and is on file in, the Richland County Planning & Development Services Department (hereinafter referred to as “PDS”), and is incorporated herein by reference, except as otherwise amended herein; and
- b) The site development shall be limited to 134 dwelling units 16 acres of commercial use, substantially in the amounts and locations depicted in Exhibit A, which is attached hereto; and
- c) Should the applicant decide to develop the site in phases, a phasing plan must be provided to the PDS prior to the department’s review of any construction plans or site specific plans; and
- d) Unless otherwise provided herein, all development shall conform to all relevant land development regulations in effect at the time a permit application is received by the PDS; and
- e) Exhibit A, which is attached hereto, constitutes the applicant’s Sketch Plan for subdivision purposes, and is hereby approved for such purposes; and
- f) Proposed changes to the Master Plan shall be subject to the requirements of Section 26-59(j)(1) of the Richland County Land Development Code; and
- g) The applicant shall dedicate to Richland County a 30-foot right-of-way along the north side of Blythewood Road within the project boundaries at the time of subdivision review; and
- h) All internal streets shall be publicly owned and maintained by Richland County; and
- i) Access to the subject site shall be limited to three entrances on Muller Road and two entrances on Blythewood Road; and
- j) The applicant shall install right turn and left turn (deceleration) lanes at the Blythewood Road entrance into the project, which meets the requirements of the South Carolina Department of Transportation; and
- k) Prior to approval of the preliminary subdivision plans, the applicant shall submit to the PDS written evidence of:
 - a. The U.S. Army Corps of Engineers’ approval of the wetlands delineation and/or encroachment permit, and
 - b. FEMA’s approval of the 100 year flood elevation statement; and
- l) The applicant shall attempt to utilize “Low Impact Design (LID)” or other acceptable stormwater management technologies; and
- m) Richland County shall not be responsible for the enforcement of any deed restrictions imposed by the applicant, the developer, or their successors in interest; and
- n) All site development requirements described above shall apply to the applicant, the developer, and/or their successors in interest.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: July 25, 2006
First Reading: July 25, 2006
Second Reading: September 12, 2006
Third Reading: October 3, 2006 (tentative)

AMENDED DRAFT (9-29-06)

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 ROAD MAINTENANCE BUDGET WITH AN INCREASE IN THE ROAD MAINTENANCE FEE TO \$36 FOR PRIVATE VEHICLES AND \$44 FOR COMMERCIAL VEHICLES WITH \$20 DESIGNATED FOR ROAD MAINTENANCE WORK AND \$16/24 DESIGNATED FOR FUNDING MASS TRANSIT AND TO APPROPRIATE TWO MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$2,800,000) FOR MASS TRANSIT.

WHEREAS, mass transit in Richland County provides people with mobility and access to employment, community resources, medical care, and recreational opportunities, and helps build economically thriving communities; and

WHEREAS, a viable mass transit system reduces the number of vehicles on the County road system, thereby reducing vehicle congestion and the daily wear and tear on the roads; and

WHEREAS, according to the American Public Transportation Association, an average of 78% of mass transit users are either going to work, school, or shopping, thus greatly benefiting the County economy; and

WHEREAS, in order to help fund Richland County's vital mass transit system, County Council intends to increase the County's 2006-2007 Road Maintenance fee; and

WHEREAS, due to the significant impact of mass transit on the commercial economy, County Council finds that commercial users of County roads enjoy a greater benefit from a thriving mass transit system than private users, and, therefore, intends to impose a \$44 road maintenance fee on commercial vehicles and a \$36 road maintenance fee on private vehicles;

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

SECTION I. The fiscal year 2006-2007 Road Maintenance Budget shall hereafter be called the fiscal year 2006-2007 Road Maintenance and Mass Transportation Budget.

SECTION II. The fiscal year 2006-2007 Road Maintenance Budget is hereby amended to include an increase of \$24 to the road maintenance fee for commercial vehicles and an increase of \$16 to the road maintenance fee for private vehicles that will be added to the current \$20 road maintenance fee, and the amount of Two Million Eight Hundred Thousand Dollars (\$2,800,000.00) be appropriated for mass transit. The proceeds will go into the Road Maintenance Fund and be designated to fund mass transit in Richland County.

Section 22a. Richland County hereby enacts the implementation of a \$24 increase in the road maintenance fee for commercial vehicles and \$16 increase in the road maintenance fee for

AMENDED DRAFT (9-29-06)

private vehicles to be collected by the Treasurer. The goal of collecting this revenue in fiscal year 2006-2007 will be to offset the cost of providing mass transit in the County.

REVENUE

Road Maintenance Revenue appropriated July 1, 2006:	\$ 5,200,000
Mass Transit Revenue based on amendment:	<u>2,800,000</u>
Total Road Maintenance Fund Revenue as Amended:	\$ 8,000,000

EXPENDITURES

Road Maintenance Expenditures appropriated July 1, 2006 as amended:	\$ 5,200,000
Increase appropriation for Mass Transit Expenditures:	<u>2,800,000</u>
Total Road Maintenance Fund Expenditures as Amended:	\$ 8,000,000

SECTION III. Provided, however, any initial or continuing funding that is to be provided to the Central Midlands Regional Transit Authority ("Transit Authority") shall be contingent upon all of the following:

- A. The Transit Authority shall find a cost savings or other funding source equal to or greater than the revenues to be received from a 25 cent fare increase, or the Transit Authority shall increase the fare by 25 cents as soon as practicable. In addition, the Transit Authority shall examine the ramifications of a 75 cent fare increase, and if such increase nets revenue, the Transit Authority shall adopt it or find other funding sources equal to or greater than the revenue which would be received from such increase.
- B. The Transit Authority shall continue to request substantial funds from Lexington County entities to offset the cost of routes to and through Lexington County. The Transit Authority shall make a report to Richland County Council at its second meeting in January, 2007. If substantial funds are not forthcoming, Richland County Council may determine what routes will be financed with Richland County funds. The Transit Authority should prepare to eliminate Lexington County routes by January 1, 2007 unless Lexington County agrees to fund their pro rata share of the system.
- C. The Transit Authority shall notify Richland County at least one month in advance before finalizing any change in operations or making any capital expenditure that will require an increase in Richland County contribution.
- D. The City of Columbia shall agree to continue transferring revenue from its power plant to the Transit Authority. All of the revenue shall be transferred, but in no case shall the revenue be less than \$1 million per year. If the City sells the power plant,

AMENDED DRAFT (9-29-06)

the City must continue to fund at least \$1 million per year, plus the CPI on the last year's contribution before the sale.

- E. The City of Columbia will cooperate with Richland County in participating in and funding a study to analyze and evaluate the costs and appropriate allocation of government services in the City and County.

SECTION IV. The Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Boards and commissions created and recognized; is hereby amended by the addition of a new subsection creating the Richland County Transportation Study Commission as follows:

(k) *Richland County Transportation Study Commission.*

- (1) *Creation.* There is hereby created a Richland County Transportation Study Commission.
- (2) *Membership.* The Richland County Transportation Study Commission shall consist of thirty-three (33) members who shall be appointed as follows: 11 members, 1 from each member of County Council; 7 members, 1 from each member of Columbia City Council; 4 members, of which 1 shall be appointed by Lexington County Council, 1 shall be appointed by West Columbia City Council, 1 shall be appointed by Cayce City Council, and 1 shall be appointed by the Springdale Town Council; and 11 members, as recommended by the Richland County Rules and Appointments and approved by a majority vote of Richland County Council. No elected officials shall be appointed to this Commission.
- (3) *Terms of Members; Election of Chairperson; Meetings.*
 - (a) The Commission members shall serve a term of two (2) years or until his or her successor is appointed.
 - (b) The Commission's chairperson, co-chairperson, and those members to serve on an Executive Committee of the Commission, shall be appointed by a majority vote of Richland County Council.
 - (c) The Commission shall meet at such times and places as determined by the Chairperson, but shall hold at least one meeting each calendar month. All meetings of the Commission shall be conducted in compliance with the South Carolina Freedom of Information Act.
- (4) *Responsibilities.* The Richland County Transportation Study Commission shall study the long-range transportation needs of Richland County, including the current bus system and other modes of public transit. The Commission shall also assess the highway and road improvements that are needed to alleviate congestion that will allow people and goods to move through the County efficiently. In addition, the Commission shall develop a plan to make Richland

AMENDED DRAFT (9-29-06)

County more pedestrian and bicycle friendly. The Transportation Study Commission shall submit an interim report to Richland County Council in May 2007 and in November 2007. A final report shall be submitted to Richland County Council in May 2008. Copies of these reports shall be transmitted to all local governments within the service area. Any consulting services that may be needed to assist the Commission with their responsibilities shall be managed by the Richland County Procurement Department (for example, RFPs). The Executive Committee of the Commission shall review the applicants and make a recommendation to Richland County Council before a contract is awarded.

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

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

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

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: June 20, 2006
Second Reading: July 11, 2006
Public Hearing: September 12, 2006
Third Reading: October 3, 2006 (tentative)

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

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$3,000,000 PRINCIPAL AMOUNT RICHLAND COUNTY, SOUTH CAROLINA SPECIAL SOURCE REVENUE BONDS (VULCAN RIVER ROAD PROJECT) IN ONE OR MORE SERIES; THE APPLICATION OF THE PROCEEDS OF SAID BONDS TO DEFRAY THE COSTS OF THE CONSTRUCTION OF CERTAIN INFRASTRUCTURE IMPROVEMENTS IN THE COUNTY; AND OTHER MATTERS RELATING THERETO.

WHEREAS, Richland County, South Carolina (the "County"), is a body politic and corporate and a political subdivision of the State of South Carolina (the "State") and is authorized and empowered by the provisions of Title 4, Chapters 1 and 29, of the Code of Laws of South Carolina 1976, as amended (collectively, the "Act"), to acquire or cause to be acquired, whether by design, construction, purchase, gift or lease, one or more projects (as defined in the Act) which shall be located within the County, for the purpose of expanding the infrastructure serving the County and/or promoting industrial development and trade in the State by inducing new industries to locate in the State and by encouraging industries now located in the State to expand their investments and thus utilize and employ manpower and other resources of the State; and

WHEREAS, pursuant to the Act and the terms of a Memorandum of Understanding approved by the County Council of the County (the "County Council") dated as of May 1, 2006 (the "MOU"), between the County and Vulcan Construction Materials, L.P. (the "Company"), the County has agreed to assist the Company in the design, construction, improvement and expansion of certain infrastructure and related facilities used in the operation of a commercial and/or manufacturing enterprise, more specifically including the design and construction of a road along the western boundary of the property connecting to Rosewood Drive (the "Roadway"); and

WHEREAS, the Project will provide an alternative route for truck traffic to and from the Company's quarry site located in the County (TMS# RO8814-01-07), more specifically identified in Exhibit A attached hereto (the "Olympia Quarry"); and

WHEREAS, the Company continues to invest capital and certain real estate improvements, equipment and personal property (the "Facilities") at the Olympia Quarry and another quarry situated in the County more specifically described in Exhibit B attached hereto (the "Dreyfus Quarry") (collectively, the Dreyfus Quarry and the Olympia Quarry shall be referred to as the "Quarries"); and

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

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

WHEREAS, by Ordinances dated July 11, 2006, and May 22, 2006 (each an “MCIP Ordinance”), the Counties provided for the inclusion of the Quarries in the Park; and

WHEREAS, under the provisions of Sections 4-1-70 and 4-29-68 of the Act (collectively, the “SSRB Act”), the County is authorized to issue bonds secured by and payable from revenues it receives from payments in lieu of taxes under the Act for the purpose of paying (i) the cost of designing, acquiring, constructing, improving or expanding certain economic development improvements, including the infrastructure serving the County and any improved or unimproved real property used in the operation of a manufacturing or commercial enterprise in order to enhance the economic development of County, (ii) capitalized interest on such bonds, and (iii) the costs of issuance of such bonds; and

WHEREAS, as further inducement to the Company to expand the Facilities, pursuant to the MOU, the County has agreed to issue up to \$3,000,000 Richland County, South Carolina Special Source Revenue Bonds (Vulcan River Road Project) in one or more Series (the “Bonds”), for the purpose of defraying the cost of design and construction of the Project and related improvements, including without limitation, the Roadway, buildings and other qualifying economic development improvements under the SSRB Act to real property located thereon, and capitalized interest on the Bonds (collectively, the “Project”); and

WHEREAS, the County Council, having found that the Project will serve the County and as a direct result of the construction thereof will assist the County in its economic development efforts in the areas adjacent to the Olympia Quarry by inducing the Company to re-route its truck traffic, proposes to issue the Bonds for purchase by the Company and provide for the securing of the Bonds; and

WHEREAS, it has been determined that the estimated amount necessary to pay the costs of the Project and the other related items recited above requires that the Bonds be authorized to be issued in the principal amount of not exceeding \$3,000,000 as hereinafter provided; and

WHEREAS, County Council has caused to be prepared and presented to this meeting the form of the Bonds and an Assignment Agreement to be dated as of September ____, 2006, between the County and the Company, as purchaser of the Bonds (the “Assignment”); and

WHEREAS, it appears that the form of the Bonds which is now before this meeting, is in appropriate form and is an appropriate instrument to be executed and delivered or approved by the County for the purposes intended.

NOW, THEREFORE, BE IT ORDAINED by the County Council of Richland County, as follows:

SECTION 1. *Authorization of the Project.* In order to enhance the economic development of the County, the construction of the Project is hereby authorized, ratified, and approved.

SECTION 2. *Authorization of Bonds; Details Thereof.* Pursuant to the authority of the SSRB Act, and for the purpose of defraying the cost of the Project, including capitalized interest thereon and necessary expenses incidental thereto, there is hereby authorized to be issued, and shall be issued, revenue bonds of the County in the principal amount of not exceeding \$3,000,000 to be

designated “Richland County, South Carolina, Special Source Revenue Bonds (Vulcan River Road Project)” in one or more Series with such further and other designation as is deemed appropriate therefore. The Bonds shall be issuable in fully registered form without coupons. The Bonds shall be payable as to principal and interest, if any, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

Principal of and interest on the Bonds shall be due and payable on the dates provided in the form of the Bonds attached hereto as Exhibit A. The Bonds shall be dated as of the first day of the month of their original delivery, bear interest at the rate of 6.0% per annum and mature either in the year in which the SSRB is fully repaid or January 15, 2026, whichever is earlier.

SECTION 3. *Sources of Payment for Bonds; Pledge of Net FILOT Payments; Liability of County.* (a) The Bonds shall be payable from that portion of the fees in lieu of taxes payable to the County by the Company under the Act and pursuant to the Master Agreement, with respect to the Project, remaining after payment by the County of the 1% MCIP revenue share with respect to the Project to Fairfield County (the “Net FILOT Payments”), but only to the extent the Net FILOT Payments are paid on those assets, both real and personal, placed in service by the Company at the Quarries after December 31, 2000 (the “SSRB Assets”). Pursuant to the Assignment, the County will irrevocably pledge to the Company as purchaser of the Bonds, among other things, the County’s right, title and interest in the Net FILOT Payments received by it as security for the Bonds; provided, however, that all Net FILOT Payments received in any year in excess of those FILOT payments attributable to the SSRB Assets shall be retained by the County and applied as provided in the Master Agreement.

(b) The Bonds shall be limited obligations of the County, the principal and interest, if any, on which shall be payable solely from that portion of the Net FILOT Payments required under (a) above and such other amounts as are pledged therefore pursuant to the Assignment. The Bonds and the interest, if any, thereon are not secured by, or in any way entitled to, a pledge of the full faith, credit or taxing power of the County. The Bonds and the interest, if any, thereon shall never constitute an indebtedness of the County within the meaning of any State constitutional provision or statutory limitation and shall be payable solely from the Net FILOT Payments and such other amounts as are pledged therefore pursuant to the Assignment and shall never constitute or give rise to a pecuniary liability of the County or a charge against its general credit or taxing powers. The foregoing limitations shall be plainly stated on the face of the Bonds.

(c) Nothing in this Ordinance, the Master Agreement or the Richland MCIP Ordinance, shall be construed as an obligation or commitment by the County to expend any of its funds other than (i) the proceeds of the Bonds, (ii) the Net FILOT Payments, and (iii) any moneys arising out of the investment or reinvestment of said proceeds, revenues or moneys.

SECTION 4. *Execution of Bonds.* The Bonds shall be executed in the name of the County with the manual or facsimile signature of the County Administrator, shall be attested by the manual or facsimile signature of the Clerk to County Council, and shall have the seal of the County Council impressed or imprinted thereon.

SECTION 5. *Form of Bonds.* The Bonds shall be in substantially the form set forth in the Exhibit C hereto, with necessary or appropriate variations, omissions and insertions as permitted or required hereby.

SECTION 6. *Conformity with Certain Acts.* The Bonds shall be issued in compliance with and under authority of the provisions of the Act and this Ordinance.

SECTION 7. *Findings.* It is hereby found, determined and declared by County Council, as follows:

(a) The Project constitutes economic development improvements and/or infrastructure improvements as described in Section 4-29-68(A)(2) of the Act, and the issuance of the Bonds in the principal amount of not to exceed \$3,000,000 to finance the Project and to pay capitalized interest on and costs of issuance of the Bonds, will serve to enhance the economic development of the County and in all respects conform to the provisions and requirements of the Act;

(b) It is anticipated that the Quarries and the Project will benefit the general public welfare of the County by maintaining employment and other public benefits not otherwise provided locally;

(c) Adequate provision shall be made for the payment of the principal of and the interest, if any, on the Bonds and any necessary reserves therefore and other arrangements have been made to assure that moneys will be available for the operation, repair and maintenance of the Project at the expense of the Company;

(d) Neither the Project, the Bonds proposed to be issued by the County to defray the costs thereof, nor any documents or agreements entered into by the County in connection therewith will constitute or give rise to any pecuniary liability of the County or a charge against its general credit or taxing power;

(e) The issuance of the Bonds by the County in the principal amount of not to exceed \$3,000,000 will be required to defray that portion of the cost of the Project, as well as capitalized interest on and costs of issuance of the Bonds, to be undertaken by the County; and

(f) The Project will be made available by the County to the Company upon the terms and conditions heretofore set forth herein and in the Bonds.

SECTION 8. *Sale and Payment for Bonds.* The Bonds are hereby authorized to be delivered to the Company in consideration for the advances thereunder by the Company as purchaser thereof towards qualified costs of the Infrastructure Improvements or payment of costs of issuance related to the Bonds, as provided in the Bonds and in the Assignment Agreement. With each such purchase, expenditure or payment, the value thereof shall be recorded in the schedule of advances attached to the Bonds as an advance of the principal amount of the Bonds. The County may require the Company, at the Company's expense, to establish to the County's satisfaction that any such purchases, expenditures or payments (i) have in fact been made and (ii) represent costs of qualified economic development or infrastructure improvements within the meaning of the Act.

SECTION 9. *General Authorization for Certain Officials.* The County Administrator, the Chairman of County Council and the Clerk to County Council, for and on behalf of the County, are hereby each authorized and directed to do any and all things necessary to effect the execution and delivery of the Bonds and the performance of all obligations of the County under and pursuant to the Bonds.

SECTION 10. *Severability, Captions.* The provisions of this Ordinance are hereby declared to be separable and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder. The captions, section headings and table of contents are provided for convenience of reference and are not a part of this Ordinance.

SECTION 11. *General Repealer.* All orders, resolutions, ordinances and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its passage and approval.

SECTION 12. *Effectiveness.* This Ordinance is effective after third and final reading.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chairperson

(SEAL)

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: September 12, 2006
Second Reading: September 19, 2006 (tentative)
Public Hearing: October 3, 2006 (tentative)
Third Reading: October 3, 2006 (tentative)

EXHIBIT A
OLYMPIA QUARRY
LEGAL DESCRIPTION

All that certain piece parcel or lot of land together with improvements thereon, (formerly known as 738 Maryland Street) now known as 770 Maryland Street, situate, lying and being on the eastern side of Maryland Street (formerly known as Seventh Street) south of Berkley Street or Avenue, south of the City of Columbia, in School District 1-A of Richland County, State of South Carolina, being known and designated as Lot Number Eight (8), Block Twenty Seven (27) on Drawing No. 1 of map showing property of Ebert Realty Company, and also showing property of Pacific Mills, said drawing made by Tomilson Engineering Company dated October 1939 (with title of drawing changed to include property of Ebert Realty Company in July 1940, said Drawing No. 1 being recorded in the Register of Deeds for Richland County, South Carolina in Deed Book "1" at Page 76, and being more delineated on a plat for Robert C. Wislinski and John M. Lawson by Belter and Associates, Inc. Land Surveyors dated February 19, 1981, said lot to be bound and measuring as follows to-wit: on the North by Lot 7, Block 27, whereon it measures 109.40 feet; on the east by Alleyway 10 feet wide, whereon it measures 66.65 feet; on the south by property now or formerly of Ebert Realty Company, whereon it measures 109.4 feet and on the west by Maryland Street (formerly Seventh Street) whereon it measures 66.65 feet, be all measurements a little more or less.

This is the same property conveyed to Tarmac America, Inc. by deed of Michael Goodlett dated August 29, 1996 in Book D1335 at Page 823 on August 29, 1996.

EXHIBIT B
DREYFUS QUARRY
LEGAL DESCRIPTION

All that certain piece, parcel or tract of land situate, lying and being in the County of Richland, State of South Carolina, located between Broad River and U.S. Highway 215, approximately 8 miles North of the City of Columbia; and containing approximately 295.0 acres, more or less. Said property is more particularly shown on a plat prepared by B.P. Barber & Associates, Inc., dated October 18, 1960 and has the following boundaries: on the North by properties now or formerly owned by W.E. Caughman and W. H. Caughman; on the East by Old Monticello Road; on the South by property now or formerly owned by Sanders R. Guignard, Trustee; and on the West by the Broad River.

Said property is divided by a right-of-way of the Southern Railway Company running in the North-South direction and by a South Carolina Electric and Gas Co. Transmission line right-of-way running in a North-South direction.

EXHIBIT C

[Form of Special Source Revenue Bond]

This security has not been registered under the Securities Act of 1933, as amended (the "Securities Act") or the securities laws of any state ("blue sky laws"). The registered owner hereof, by purchasing this security, agrees that this security may be resold, pledged or otherwise transferred, only in compliance with Rule 144A under the Securities Act, to a person whom such registered owner believes is a qualified institutional buyer, within the meaning of said Rule 144A and as may be otherwise required to comply with applicable blue sky laws.

**STATE OF SOUTH CAROLINA
RICHLAND COUNTY
SPECIAL SOURCE REVENUE BOND
(VULCAN RIVER ROAD PROJECT) SERIES 2006**

No. 1

\$3,000,000

KNOW ALL MEN BY THESE PRESENTS that Richland County, South Carolina, a body politic and corporate, and a political subdivision of the State of South Carolina (the "County"), for value received, does promise to pay, but only from the sources and upon the terms hereinafter set forth, to Vulcan Construction Materials, L.P., a limited partnership organized and existing under the laws of the State of Delaware, but authorized to and conducting business in the State of South Carolina (the "Company"), or registered assigns (the "registered owner"), the principal sum of **THREE MILLION** (\$3,000,000) or such lesser amount as is set forth on the schedule of advances annexed hereto as Schedule I or as hereinafter specified, and interest on the outstanding balance of said principal sum from the date of the initial advance hereunder at the rate of six percent (6.0%) per annum, until maturity or the payment of such principal sum, whichever occurs first. Payments of principal and accrued interest hereunder are due on January 15 of each year beginning January 15, 2007 and ending January 15, 2026 (the "Bond Payment Dates"), unless sooner paid in full. On each Bond Payment Date, 100% of the Net FILOT Revenues (hereinafter defined) but only to the extent the Net FILOT Revenues are attributable to these assets, both real and personal, placed in service by the Company at the Quarries (hereinafter defined) after December 31, 2000 (The "SSRB Assets") shall be applied, first, to the amount of interest then due and payable and, second, to the outstanding principal payable hereunder. It is anticipated that principal and interest shall be payable with respect hereto in accordance with Schedule II annexed hereto; provided, however, in the event that the Net FILOT Revenues attributable to the SSRB Assets exceed those projected to be received by the County, the County shall prepay this Bond, in whole or in part, at par.

All advances hereunder shall be made in accordance with Section 3.03 of the Assignment Agreement dated as of September __, 2006 between the County and the Company, as purchaser of this Bond (the "Assignment").

In the event that any payment date hereunder shall fall on a Saturday, Sunday or banking holiday in the State of South Carolina (the "State"), then payment shall be made on the next business day.

COL 59541v2

This Bond is issued pursuant to and in accordance with Title 4, Chapters 1 and 29, Code of Laws of South Carolina 1976, as amended (collectively, the "Act") and an Ordinance of the County Council of Richland County, South Carolina (the "County Council") with respect hereto enacted on September ___, 2006 (the "Bond Ordinance"), for the purpose of defraying the cost of design and construction of a roadway on the western boundary of property owned by the Company more specifically described in the Bond Ordinance which will provide access to Rosewood Drive. The cost includes the design and construction of other improvements required as a result of the construction of the roadway, as well as other qualifying economic development improvements under the Act to capitalize interest on the Bonds.

The Company will invest capital and certain real estate improvements, including personal property at its Quarries situated in the County specifically described in the Bond Ordinance (the "Quarries").

Interest on this Bond is payable by check or draft or wire transfer of collected funds of the United States of America, which at the respective times of payment is legal tender for the payment of public and private debts. The final installment of the principal of and interest on this Bond shall be paid upon presentation and surrender hereof to the County. All other installments of principal and interest hereon shall be paid by check or draft (via first class mail) or wire transfer of collected funds to the registered owner at its orders last appearing on the Bond Register (hereinafter defined).

As prescribed by the Bond Ordinance, the sole source of payments on this Bond shall be the fee-in-lieu of taxes payable by the Company to the County with respect to the Quarries, as provided in the agreement entitled "Master Agreement Governing the I-77 Corridor Regional Industrial Park" (the "Master Agreement"), dated as of April 15, 2003, as from time to time amended (the "Master Agreement"), between the County and Fairfield County, which remain following the payment of the prescribed share of the FILOT to Fairfield County pursuant to the Master Agreement (the "Net FILOT Revenues"). Pursuant to the Assignment, for security of the payment of this Bond, the County has irrevocably pledged to the registered owner hereof, among other things, the Net FILOT Revenues received by the County; provided, however, that all Net FILOT Revenues received by it in any year in excess of the amounts payable on the SSRB Assets in that year shall be retained by the County and applied as provided in the Master Agreement.

By its purchase of this Bond, the registered owner assents to and takes its interest in this Bond subject to the terms of the Bond Ordinance. In this respect, the Bond Ordinance may not be amended without the prior written consent of the registered owner.

This Bond is secured by and payable solely from the Net FILOT Payments and certain other amounts pledged herefore under the Assignment. THIS BOND AND THE INTEREST HEREON IS NOT SECURED BY, OR IN ANY WAY ENTITLED TO, A PLEDGE OF THE FULL FAITH, CREDIT OR TAXING POWER OF THE COUNTY. THIS BOND AND THE INTEREST, IF ANY, HEREON SHALL NEVER CONSTITUTE AN INDEBTEDNESS OF THE COUNTY WITHIN THE MEANING OF ANY STATE CONSTITUTIONAL PROVISION OR STATUTORY LIMITATION AND SHALL BE PAYABLE SOLELY FROM THE NET FILOT PAYMENTS AND CERTAIN OTHER AMOUNTS PLEDGED UNDER THE ASSIGNMENT AND SHALL NEVER CONSTITUTE OR GIVE RISE TO A PECUNIARY LIABILITY OF THE COUNTY OR A CHARGE AGAINST ITS GENERAL CREDIT OR TAXING POWERS.

Copies of the Bond Ordinance, the MCIP Master Agreement and the MCIP Ordinance are on file with the Clerk of Court for Richland County, South Carolina. Reference is made to this Agreement and these Ordinances for a description of certain obligations of the County and the Company hereunder.

This bond is registered in the name of the Company on a registration book (the "Bond Register") kept by the Treasurer of Richland County as bond registrar, and no transfer hereof shall be valid unless made on said registration book at the written request of the Company.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and for the execution and delivery of this Bond, do exist, have happened and have been performed in due time, form and manner as required by law; and that the issuance of this bond, together with all other obligations of the County, does not exceed or violate any constitutional or statutory limitation.

IN WITNESS WHEREOF, RICHLAND COUNTY, SOUTH CAROLINA, has caused this bond to be duly executed, sealed and delivered as of the ____ day of September, 2006.

RICHLAND COUNTY, SOUTH CAROLINA

County Administrator
Richland County, South Carolina

SCHEDULE I

**RICHLAND SOUTH CAROLINA
SPECIAL SOURCE REVENUE BOND
(VULCAN RIVER ROAD PROJECT)
SERIES 2006**

**SCHEDULE OF ADVANCES
FOR THE PROJECT**

<u>Date</u>	<u>Amount of Advance</u>	<u>Outstanding Principal Balance</u>	<u>Signature of Authorized County Official</u>	<u>Signature of Authorized Official of Vulcan Construction Materials, L.P.</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

SCHEDULE II

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

I, the undersigned, Clerk to the County Council (the "County Council") of Richland County (the "County"), **DO HEREBY CERTIFY:**

That the foregoing constitutes a true, correct and verbatim copy of an Ordinance adopted by the County Council. The Ordinance was read and received a favorable vote at three public meetings of the County Council on three separate days. At least one day passed between first and second reading and at least seven days between second and third reading. At each meeting, a quorum of the County Council was present and remained present throughout the meeting.

The Ordinance is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my Hand this ____ day of September, 2006.

RICHLAND COUNTY, SOUTH CAROLINA

Clerk to County Council
Richland County, South Carolina

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

AN ORDINANCE AUTHORIZING CERTAIN ECONOMIC INCENTIVES, INCLUDING PAYMENT OF A FEE IN LIEU OF PROPERTY TAXES AND OTHER RELATED MATTERS, PURSUANT TO A FEE AGREEMENT BETWEEN RICHLAND COUNTY, SOUTH CAROLINA, AND INTERNATIONAL TRUCK AND ENGINE CORPORATION, A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED, FOR A PROJECT INVOLVING AN INVESTMENT OF NOT LESS THAN \$44,600,000; AUTHORIZING THE RECEIPT OF SPECIAL SOURCE REVENUE CREDITS; AND OTHER MATTERS THERETO RELATED.

WHEREAS, Richland County, South Carolina ("County"), acting by and through its County Council ("County Council"), is authorized and empowered under and pursuant to the provisions of the South Carolina Constitution (the "Constitution"), the Code of Laws of South Carolina, 1976, as amended ("Code"), and the case law of the courts of the State of South Carolina, to offer and provide certain privileges, benefits, and incentives to prospective industries as inducements for economic development within the County; and,

WHEREAS, the County is authorized and empowered under and pursuant to the provisions of Title 12, Chapter 44 of the Code ("Act") to enter into certain agreements with any industry that constructs, operates, maintains, and improves certain properties (which constitute "projects" as defined in the Act and to accept any grants for such projects); and,

WHEREAS, through employment of the powers granted by the Act, the County will promote the economic and industrial development of the State of South Carolina ("State") and develop its trade by inducing manufacturing and commercial enterprises to locate and remain in the State and thus use and employ the manpower, agricultural products, and natural resources of the State and benefit the general public welfare of the County by providing services, employment, recreation, or other public benefits not otherwise adequately provided locally that provide for the exemption of such project from property taxes and provide for the payment of a fee in lieu of property taxes ("fee agreement," as defined in the Act and provide further for the grant of certain special source revenue credits ("SSRCs")); and,

WHEREAS, NPL, Inc. ("NPL") is a wholly-owned subsidiary of International Truck and Engine Corporation ("Company"); and

WHEREAS, NPL and Siemens VDO Automotive Corporation have formed a joint venture at the Siemens Diesel Systems Technology, LLC, facility located in the County for the design and manufacture of diesel fuel injectors ("Facility"); and

WHEREAS, the Company desires to purchase machinery and equipment to be located at the Facility ("Project") and has requested the County to commit to provide certain inducements to the Company by entering into an inducement agreement and millage rate agreement; and

WHEREAS, the Project involves an anticipated investment by the Company of at least \$44,600,000; and,

WHEREAS, the County, by proper corporate action committed to provide certain economic development incentives by proper resolution of the County Council setting forth the commitment to and the general terms of the Inducement Agreement and Millage Rate Agreement (“Inducement Agreement”) with the Company concerning the Project (“Inducement Resolution”); and,

WHEREAS, in connection with the economic development incentives hereby authorized, the County and the Company are prepared to enter into a fee agreement as set forth in the Act (“Fee Agreement”) pursuant to which the property comprising the Project will be exempted from property tax and the Company shall make certain payments to the County in lieu of *ad valorem* property taxes (“FILOT Payments”), as committed to in the Inducement Agreement; and,

WHEREAS, the County has reviewed the Fee Agreement, the form of which is attached to this ordinance and incorporated herein, and determined that the same is appropriate in form and substance for execution by the County.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, IN MEETING DULY ASSEMBLED:

Section 1. Findings and Determinations. It is hereby declared that the facts set forth in the recitals to this Ordinance are true and correct in all respects. It further is found, determined, and declared by the County Council, as follows:

- (a) the Project will constitute a “project” as defined in the Act, and the County's actions with respect to the Project will subserve the purposes of and conform to the Act;
- (b) the Project is anticipated to benefit the general public welfare of Richland County by providing services, employment, recreation, or other public benefits not otherwise adequately provided locally;
- (c) the Project gives rise to no pecuniary liability of the County or incorporated municipality or results in a charge against its general credit or taxing power;
- (d) the purposes to be accomplished by the Project, including, without limitation, economic development, jobs creation, and expansion of the County's tax base, are proper governmental and public purposes and the benefits of the Project are greater than the costs;
- (e) the County is expected to derive substantial direct economic benefits and numerous indirect benefits, such as indirect employment, indirect payroll income generated

through direct, indirect, and induced income, and indirect investment (all as determined under generally accepted economic impact methodology);

(f) the inducement of the Project within South Carolina by means of the economic development incentives authorized herein is of paramount importance;

(g) the Project will serve the purposes of the Act by promoting industrial development in the County and in the State of South Carolina; and

(h) the form of the Fee Agreement between the County and the Company presented to this meeting and filed with the Clerk of the County Council ("Clerk") contains all provisions required by the Act, ensures that it gives no rise to a pecuniary liability of the county or a charge against its general credit or taxing power, and otherwise fully complies with applicable law.

Section 2. Approval of Fee Agreement. The Fee Agreement is approved as follows:

(a) The form, terms, and provisions of the Fee Agreement presented to this meeting and filed with the Clerk are approved and all of the terms, provisions, and conditions of the Fee Agreement are incorporated by reference. The Chairman of the County Council ("Chairman") and the Clerk are authorized, empowered, and directed to execute, acknowledge, and deliver the Fee Agreement in the name of the County. The Chairman and the Clerk are further authorized, empowered, and directed to cause the Fee Agreement to be delivered to the Company.

(b) The Fee Agreement to be executed on behalf of the County shall be in substantially the form now before the County Council, including the grant of SSRCs, and shall include only changes that are approved by the County officials executing the Fee Agreement. The County officials shall consult the County Attorney with respect to any changes to the Fee Agreement. The execution of the Fee Agreement by County officials shall constitute conclusive evidence that they have approved all changes to or revisions of the Fee Agreement now before this meeting.

(c) If under the Fee Agreement or the Act any future actions of the Company (including, without limitation, the supplementation of the Exhibits and/or any assignments of the Project) require the approval of the County, such approval can be given on behalf of the County by the County officials executing the Fee Agreement or their successors in office upon affirmative resolution of the County Council. The County officials shall consult the County Attorney with respect to such approval. The execution of a written approval by County officials shall constitute conclusive evidence that the County has approved the respective actions of the Company.

Section 3. Execution of Document. The Chairman, the County Administrator, the Clerk,

and the County Attorney are each authorized and directed to do all things necessary to effect the execution and delivery of the Fee Agreement and the County's performance of its obligations under the Fee Agreement.

Section 4. Severability. The provisions of this Ordinance are declared to be separable. If any section, phrase, or provision shall be declared by a court of competent jurisdiction to be invalid or unenforceable for any reason, the remaining sections, phrases, and provisions of the Ordinance shall remain valid.

Section 5. Repeal of Conflicting Ordinances. All orders, resolutions, and other ordinances in conflict with this Ordinance are repealed to the extent of such conflict.

Section 6. Ordinance Modification. This Ordinance shall not be amended, rescinded or modified except with the prior written consent of the Company.

Section 7. Effective Date of Ordinance. This Ordinance shall take effect immediately upon third reading of the County Council and shall supersede any inconsistent ordinances.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Anthony G. Mizzell, Chair
Richland County Council

ATTEST THIS ____ DAY OF
_____, 2006:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: September 12, 2006
Second Reading: September 19, 2006
Public Hearing: October 3, 2006 (tentative)
Third Reading: October 3, 2006 (tentative)

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

AN ORDINANCE AMENDING THE IMAGINE RICHLAND 2020 COMPREHENSIVE PLAN, ADOPTED ON MAY 3, 1999, BY INCORPORATING THE "BROAD RIVER NEIGHBORHOODS MASTER PLAN" INTO THE I-20 INTERBELTWAY SUBAREA PLAN.

WHEREAS, on May 3, 1999, Richland County Council adopted the Imagine Richland 2020 Comprehensive Plan pursuant to S.C. Code Section 6-29- 310, et al. (Ordinance No. 013-99HR); and

WHEREAS, Section 6-29-520 (B) of the South Carolina Code of Ordinances 1976, as amended (South Carolina Local Government Comprehensive Planning and Enabling Act of 1994, as amended), requires that recommendations for amendments to the Comprehensive Plan must be by Resolution of the Planning Commission; and

WHEREAS, the Richland County Planning Commission has unanimously approved a Resolution recommending that County Council adopt the "Broad River Neighborhoods Master Plan", dated July 6, 2006; and

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, be it enacted by the County Council for Richland County as follows:

SECTION I. The Imagine Richland 2020 Comprehensive Plan is hereby amended by the incorporation of the "Broad River Neighborhoods Master Plan", dated July 6, 2006, and which is attached hereto, into the I-20 Interbeltway Subarea Plan.

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

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

SECTION IV. Effective Date. This ordinance shall be enforced from and after October 3, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

Public Hearing: September 12, 2006
First Reading: September 12, 2006
Second Reading: September 19, 2006
Third Reading: October 3, 2006 (tentative)

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 01500-02-09 FROM RU (RURAL DISTRICT) TO PDD (PLANNED DEVELOPMENT DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property described as TMS # 01500-02-09, from RU (Rural District) zoning to PDD (Planned Development District) zoning.

Section II. **PDD Site Development Requirements.** The following site development requirements shall apply to the subject parcels:

- a) The applicant shall comply with the Master Plan (dated May 2, 2006) prepared for Lake Murray Utilities by Heritage Engineering, Inc., which was submitted to, and is on file in, the Richland County Planning & Development Services Department (hereinafter referred to as "PDSD"), and is incorporated herein by reference, except as otherwise amended herein; and
- b) The site development shall be limited to a proposed 1,200 square foot storage shed, an existing 5, 030 square foot metal building, and an existing 907 square foot office trailer as depicted on the "Development Plan", which is attached hereto as Exhibit A; and
- c) Unless otherwise provided herein, all development shall conform to all relevant land development regulations in effect at the time a permit application is received by the PDSD; and
- d) Sections 26-173, 26-176, and 26-179 of the Richland County Code of Ordinances require planned developments to adhere to landscape, parking, and pedestrian regulations as minimum standards; Richland County encourages the development at hand to exceed these minimum standards; and
- e) Exhibit A, which is attached hereto, constitutes the applicant's Sketch Plan for subdivision purposes, and is hereby approved for such purposes; and
- f) Proposed changes to the Master Plan shall be subject to the requirements of Section 26-59(j)(1) of the Richland County Land Development Code; and
- g) Access to the subject site shall conform to the proposed design unless public safety issues are present; and
- h) The applicant shall construct a landscape buffer "D" along the Easterly property line and a buffer along the southerly property line consisting of seven (7) foot evergreens, in addition to the buffer depicted on the Development Plan as required by the County's Development Review Team (DRT); and
- i) Richland County shall not be responsible for the enforcement of any deed restrictions imposed by the applicant, the developer, or their successors in interest; and
- j) All site development requirements described above shall apply to the applicant, the developer, and/or their successors in interest.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: September 26, 2006
First Reading: September 26, 2006
Second Reading: October 3, 2006 (tentative)
Third Reading:

EXHIBIT A

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 14600-03-59 FROM M-1 (LIGHT INDUSTRIAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 14600-03-59 from M-1 (Light Industrial District) zoning to GC (General Commercial District) zoning.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: September 26, 2006
First Reading: September 26, 2006
Second Reading: October 3, 2006 (tentative)
Third Reading:

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED HEREIN (TMS # 21614-01-25/24(p) AND TMS # 21613-01-01), FROM RU (RURAL DISTRICT) AND LI (LIGHT INDUSTRIAL DISTRICT) TO RC (RURAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real properties described as TMS # 21614-01-25/24 and TMS # 21613-01-01, from RU (Rural District) and LI (Light Industrial District) zoning to RC (Rural Commercial District) zoning.

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

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

Section IV. This ordinance shall be enforced after the date of an affirmative Third Reading.

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: September 26, 2006
First Reading: September 26, 2006
Second Reading: October 3, 2006 (tentative)
Third Reading:

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 04100-01-09 FROM RU (RURAL DISTRICT) TO RS-MD (RESIDENTIAL, SINGLE-FAMILY – MEDIUM DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 04100-01-09 from RU (Rural District) zoning to RS-MD (Residential, Single-Family – Medium Density District) zoning.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: September 26, 2006
First Reading: September 26, 2006
Second Reading: October 3, 2006 (tentative)
Third Reading:

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED AS TMS # 01413-01-04/07 FROM RU (RURAL DISTRICT) TO RS-LD (RESIDENTIAL, SINGLE-FAMILY – LIGHT DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real properties described as TMS # 01413-01-04/07 from RU (Rural District) zoning to RS-LD (Residential, Single-Family – Light Density District) zoning.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: September 26, 2006
First Reading: September 26, 2006
Second Reading: October 3, 2006 (tentative)
Third Reading:

DRAFT

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND ANNUAL BUDGET BY AMENDING SECTION 22 AND SECTION 23 OF ORDINANCE NO. 066-06HR, WHICH WAS ENACTED ON JUNE 22, 2006, SO AS TO ALLOCATE A PORTION OF THE COUNTY'S ROAD MAINTENANCE FEE TOWARD EXPENDITURES ON SPECIFIC PROJECTS.

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

SECTION I. Section 22 of Ordinance No. 066-06HR, entitled, "An Ordinance to Raise Revenue, make Appropriations, and Adopt a Budget for Richland County, South Carolina for Fiscal Year Beginning July 1, 2006 and Ending June 30, 2007", is hereby amended to read as follows:

SECTION 22. A road maintenance fee of \$15 20 on each motorized vehicle licensed in Richland County shall be included on motor vehicle tax notices beginning ~~in January 2002 on July 1, 2006~~; provided, however, veterans who are totally and permanently disabled are exempt from having to pay such a fee ~~beginning July 1, 2006~~. The proceeds from the road maintenance fee will go into the County Road Maintenance Fund and shall be used specifically for the maintenance and improvement of the County road and/or drainage systems. Any interest earned on these funds shall accrue to this account. Any contracted attorney's fees incurred, as a result of litigation involving the road maintenance fee shall reduce the interest accrual. All other fees previously approved by the County Council, either through budget ordinances or ordinances apart from the budget, will remain in effect unless and until the County Council votes to amend those fees. As used in this section, "veterans who are totally and permanently disabled" means a person who is:

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

SECTION II. Section 23 of Ordinance No. 066-06HR, entitled, "An Ordinance to Raise Revenue, make Appropriations, and Adopt a Budget for Richland County, South Carolina for Fiscal Year Beginning July 1, 2006 and Ending June 30, 2007", is hereby amended to read as follows:

SECTION 23. ~~The road maintenance fee shall increase from \$15 to \$20 on each motorized vehicle in Richland County and shall be implemented as of July 1, 2006. Five (\$5.00) Dollars of the total road maintenance fee shall be allocated toward the maintenance and improvement of the following specific road and/or drainage activities and associated resources as needed:~~

DRAFT

- a. Additional funding for drainage projects.
- b. Additional funding for Road paving and/or resurfacing.
- c. Traffic Calming.
- d. Road reclamation and full depth patching.
- e. Customer Service and field investigations of complaints.
- f. Reinstatement of the Balentine Work Crew.

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

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

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

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY
OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: September 19, 2006
Second Reading: October 3, 2006 (tentative)
Public Hearing:
Third Reading:

RICHLAND COUNTY COUNCIL DEVELOPMENT AND SERVICES COMMITTEE

Doris Corley
District 1

Joyce Dickerson
District 2

Damon Jeter, Chair
District 3

Greg Pearce
District 6

Bernice G. Scott
District 10

*Tuesday, September 26, 2006
5:00 PM*

Recommendations

ITEMS FOR ACTION

- Consent** **A. Richland County/Homebuilders Association Task Force Recommendations –**
The committee recommended that Council adopt the Task Force’s recommendations to enact inspection procedures, and hire two additional inspectors to be funded by an inspection fee on all new commercial and subdivision developments. The committee also recommended that the County Administrator monitor the results of these changes, and provide a report to Council after one year. The vote in favor was unanimous.
- Consent** **B. Solid Waste Contract Renewals –** The committee forward this item to Council with a recommendation for approval, with the amendment that the 5-year contract with Southland Sanitation be renewable on a yearly basis. The vote in favor was unanimous.

Staffed by Joe Cronin

RICHLAND COUNTY COUNCIL ADMINISTRATION AND FINANCE COMMITTEE

Kit Smith, Chair Mike Montgomery Paul Livingston Joseph McEachern Valerie Hutchinson
District 5 District 8 District 4 District 7 District 9

*Tuesday, September 26, 2006
6:00 PM*

Recommendations

ITEMS FOR ACTION

- Consent** **A. Design/Build for State Farmers' Market Project** – The committee recommended that Council approve the design/build concept for the State Farmers' Market Project, and authorize procurement to publish a bid for the design/build.
- Consent** **B. Sheriff Budget Amendment: Homeland Security Coordinator FTE (\$28,250)** – The committee recommended that council give first reading to a budget amendment in the amount of \$28,250 for a Homeland Security Coordinator FTE. The vote in favor was unanimous.
- Consent** **C. Sheriff Budget Amendment: School Resource Officer FTE (\$42,566)** – The committee recommended that council give first reading to a budget amendment in the amount of \$42,566 for a School Resource Officer FTE. The vote in favor was unanimous.
- Consent** **D. Ordinance Authorizing the Sale and Issuance of up to \$4 million General Obligation Bonds for the Purchase of Sheriff Vehicles** – The committee recommended that Council give first reading to an ordinance authorizing the sale and issuance of up to \$4 million general obligation bonds for the purchase of Sheriff vehicles. The committee also requested additional information on the cost of issuance and interest. The vote in favor was unanimous.
- Consent** **E. Budget Amendment: Transportation Consultant (Carter Goble Lee, \$56,400)** – The committee recommended that council approve a budget amendment in the amount of \$56,400 for transportation consultant services. The vote in favor was unanimous.
- Consent** **F. Emergency Services Grant Approvals** – The committee recommended that council approve the Emergency Service Department's request to accept the Citizen Corp grant (\$9,018) and the Emergency Planner grant (\$100,000). The vote in favor was unanimous.

Consent

- G. Ordinance Authorizing the Sale and Issuance of up to \$7,000,000 Hospitality Tax Special Obligation Bond Anticipation Note for the Purchase of Recreation Property** – The committee recommended that Council give first reading to an ordinance authorizing the sale and issuance of up to \$7 million general obligation bonds for the purchase of recreation property. The vote in favor was unanimous.
- H. Broad River Regional Wastewater Treatment Rate Adjustment** – The committee recommended that council approve Option B, adding a \$500 impact fee to new customer tap fees, and increasing user fees by \$5.43 per month to cover the balance of debt service payment.

Staffed by Joe Cronin

AMENDED 9-29-06

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE FIFTY-SIX THOUSAND FOUR HUNDRED (\$56,400.00) FOR TRANSPORTATION CONSULTANT SERVICES WHICH WOULD INCLUDE ASSESSING RICHLAND COUNTY'S MASS TRANSIT NEEDS, BUILDING A LONG-TERM FUTURE FUNDING PLAN FOR MASS TRANSIT , AND APPEARING AT COUNTY COUNCIL MEETINGS AND WORK SESSIONS.

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

SECTION I. That the amount of Fifty-Six Thousand Four Hundred Dollars (\$56,400.00) be appropriated to the FY 2006-2007 Professional Services budget. The City of Columbia will reimburse the County in the amount of Twenty-Eight Thousand Two Hundred Dollars (\$28,200.00) Therefore, the Fiscal Year 2006-2007 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2006 as amended:	\$118,908,857
Appropriation of General Fund unrestricted Fund Balance:	<u>56,400</u>
Total General Fund Revenue As Amended:	\$118,965,257

EXPENDITURES

Expenditures appropriated July 1, 2006 as amended:	\$118,908,857
Increase in Professional Services Budget:	<u>56,400</u>
Total General Fund Expenditures As Amended:	\$118,965,257

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

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

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

AMENDED 9-29-06

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michelle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: October 3, 2006 (tentative)
Second Reading:
Public Hearing:
Third Reading:

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

AN ORDINANCE AUTHORIZING THE SALE AND ISSUANCE OF A NOT EXCEEDING \$7,000,000 HOSPITALITY TAX SPECIAL OBLIGATION BOND ANTICIPATION NOTE, SERIES 2006A, OF RICHLAND COUNTY, SOUTH CAROLINA; PROVIDING FOR THE FORM AND DETAILS OF THE NOTE; PROVIDING FOR THE PAYMENT OF THE NOTE; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS THEREOF; PROVIDING FOR THE ACQUISITION OF THE PROJECT; AND OTHER MATTERS RELATING THERETO.

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

Section 1. Definitions. The terms defined in this Section for all purposes of this Ordinance shall have the respective meanings as set forth in this Section. The term:

"County" means Richland County, South Carolina.

"Code" means the Internal Revenue Code of 1986, as amended, from time to time, or any successor internal revenue laws of the United States enacted by the Congress of the United States in replacement thereof. References to the Code and sections of the Code include relevant applicable regulations, temporary regulations and proposed regulations thereunder and any successor provisions to those sections, regulations, temporary regulations or proposed regulations.

"Council" means the County Council of Richland County, South Carolina.

"Hospitality Tax" means the local Hospitality Tax imposed by the County pursuant to South Carolina Code Sections 6-1-700 to 6-1-770 and the Hospitality Tax Ordinance, which fee is equal to two percent (2%) on the gross proceeds derived from the sale of prepared meals and beverages for immediate consumption within the unincorporated area of the County.

"Hospitality Tax Ordinance" means Ordinance No. 025-03HR enacted by the County Council on May 6, 2003, which imposed the Hospitality Tax.

"Ordinance" means this Ordinance of the County.

"Project" means: (i) the acquisition of property for use as a destination recreational complex; and (ii) the costs of issuance including professional fees.

"South Carolina Code" shall mean South Carolina Code of Laws 1976 as amended.

"Hospitality Tax Special Obligation Bond Anticipation Note" shall be the not exceeding Hospitality Tax Special Obligation Bond Anticipation Note, Series 2006A authorized herein.

Section 2. Findings and Determinations. The Council hereby finds and determines:

(a) Pursuant to Section 4-9-10, Code of Laws of South Carolina 1976, as amended, the County operates under the Council-Administrator form of government and the County Council constitutes the governing body of the County.

(b) Pursuant to the authorization granted by the General Assembly to counties in Sections 6-1-700 to 6-1-770 of the South Carolina Code (collectively, the "Act"), the County Council imposed the Hospitality Tax.

(c) It is a well established principle of South Carolina law that the use of a particular word is not determinative of its characterization. Jackson v. Breeland, 88 S.E. 128, 103 S.C. 184 (1915). As set forth in Brown v. County of Horry, 417 S.E.2d 565, 308 S.C. 180 (1992), the factors that are of paramount importance to the analysis of whether a charge constitutes a "tax" or a "fee" are the following: (1) the purpose behind its imposition; (2) the intended portion of the community that will be charged; and (3) the dedication of the sums so collected to the purpose for which it is charged. The Council finds that its actions in (1) imposing the Hospitality Tax; and (2) segregating the collections received from such fees in order that such sums be utilized according to the Act meet the test enunciated in Brown such that the charges imposed pursuant to the provisions of the Hospitality Tax Ordinance constitute fees.

(d) A vibrant tourism industry fosters and enhances the economic growth and well being of a community and its residents. Tourism has been and continues to be a growing industry for the County. The recreational complex will be a major tourist attraction located within the County.

(e) [reserved].

(f) There is a need to undertake the Project. In order to finance the cost of the Project, the County has determined to issue a hospitality tax special obligation bond anticipation note.

(g) The Hospitality Tax may be used only for the purposes stated in Section 6-1-730 of the South Carolina Code. The Hospitality Tax constitutes an "enterprise charge" within the meaning of Section 11-27-110(A)(4) of the South Carolina Code and the Hospitality Tax Special Obligation Bond Anticipation note constitutes an "enterprise financing agreement" within the meaning of Section 11-27-110(A)(5) of the South Carolina Code and as such the Hospitality Tax Special Obligation Bond Anticipation Note shall not be included within the County's constitutional debt limitation.

(h) The Council finds that the proceeds of the Hospitality Tax Special Obligation Bond Anticipation Note authorized by this Ordinance, as well as the Hospitality Tax pledged in connection therewith, will be used for a public purpose and that the execution and delivery of the Hospitality Tax Special Obligation Bond Anticipation Note as well as all related documents is necessary and in the best interest of the County.

(i) In order to finance the cost of the Project, it is necessary and in the best interest of the County to issue the Hospitality Tax Special Obligation Bond Anticipation Note authorized by this Ordinance. Such transaction will serve a proper public and corporate purpose of the County.

Section 3. Acquisition of the Project. [To be provided]

Section 4. Authorization and Details of Hospitality Tax Special Obligation Bond Anticipation Note.

There is hereby authorized to be issued the Hospitality Tax Special Obligation Bond Anticipation Note in fully-registered form payable to the named payee as may be designated by the purchaser thereof. The Hospitality Tax Special Obligation Bond Anticipation Note shall be offered for sale at one time. The Council hereby delegates to the County Administrator the authority to offer the Hospitality Tax Special Obligation Bond Anticipation Note for sale at such time as he deems to be in the best interest of the County. The County Administrator may arrange the sale of the Hospitality Tax Special Obligation Bond Anticipation Note by negotiation or may cause the Hospitality Tax Special Obligation Bond Anticipation Note to be advertised and bids received therefor. If so advertised, a Notice of Sale may be prescribed and distributed as deemed advisable. The County further delegates to the County Administrator the authority to receive responses on behalf of the County and the authority to award the sale of the Hospitality Tax Special Obligation Bond Anticipation Note to the bank offering to purchase the Hospitality Tax Special Obligation Bond Anticipation Note at the lowest net interest cost to the County provided the interest rate on the Hospitality Tax Special Obligation Bond Anticipation Note shall not exceed 6%. After the sale of the Hospitality Tax Special Obligation Bond Anticipation Note, the County Administrator shall submit a written report to the Council setting forth the results of the sale of the Hospitality Tax Special Obligation Bond Anticipation Note.

The Hospitality Tax Special Obligation Bond Anticipation Note issued in fully-registered form shall be registered as to both principal and interest; shall be dated as of the date of delivery; shall mature not later than one (1) year from the date thereof; and shall not be subject to penalty if paid prior to maturity.

Both the principal of and interest on the Hospitality Tax Special Obligation Bond Anticipation Note shall be payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts at a bank or trust company organized under the laws of the State of South Carolina or the laws of the United States of America.

The Hospitality Tax Special Obligation Bond Anticipation Note shall be executed in the name of the County with the facsimile signature of the Chairman of County Council attested by the facsimile signature of the Clerk of the County Council under the seal of the County to be imprinted, impressed or reproduced thereon.

The Hospitality Tax Special Obligation Bond Anticipation in fully-registered form shall be issued in substantially the form attached hereto as Exhibit A and incorporated herein by reference.

Section 5. Security. The County Council irrevocably obligates and binds the County to effect the issuance of a sufficient amount of hospitality tax special obligation bonds prior to the stated maturity of the Hospitality Tax Special Obligation Bond Anticipation Note. At the time of issuance of the hospitality tax special obligation bonds, the County will enact an ordinance setting forth the details thereof.

Section 6. Pledge of Hospitality Tax. As additional security for its obligation to make payments pursuant to the Hospitality Tax Special Obligation Bond Anticipation Note, the County hereby pledges the Hospitality Tax to the extent necessary to make all required payments under the Hospitality Tax Special Obligation Bond Anticipation Note.

Section 7. Tax Covenants. The County covenants that no use of the proceeds of the sale of the Hospitality Fee Special Obligation Bond Anticipation Note shall be made which, if such use had been reasonably expected on the date of issue of such Hospitality Fee Special Obligation Bond Anticipation Note would have caused the Hospitality Fee Special Obligation Bond Anticipation Note to be "arbitrage bonds", as defined in Section 148 of the Internal Revenue Code of 1986 (the "IRC"), and to that end the County hereby shall:

(a) Comply with the applicable provisions of Section 103 and Sections 141 through 150 of the IRC and any regulations promulgated thereunder so long as any of the Hospitality Fee Special Obligation Bond Anticipation Note is outstanding;

(b) Establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the IRC relating to required rebates of certain amounts to the United States;

(c) Make such reports of such information at the times and places required by the IRC; and

(d) Not take any action which will, or fail to take any action which failure will, cause interest on the Hospitality Fee Special Obligation Bond Anticipation Note to become includable in the gross income of the bondholders for federal income tax purposes pursuant to the provisions of the IRC and regulations promulgated thereunder in effect on the date of original issuance of the Hospitality Fee Special Obligation Bond Anticipation Note.

Section 8. Miscellaneous. The County Council hereby authorizes any one or more of the following officials to execute such documents and instruments as necessary to effect the issuance of the Hospitality Fee Special Obligation Bond Anticipation Note: Chair of the County Council, County Administrator, Clerk to the County Council and County Attorney. The County Council hereby retains McNair Law Firm, P.A. as bond counsel in connection with the issuance of the Hospitality Fee Special Obligation Bond Anticipation Note.

All rules, regulations, resolutions and parts thereof, procedural or otherwise, in conflict herewith or the proceedings authorizing the issuance of the Bonds are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its adoption.

[Signature page to follow]

Enacted this ____ day of _____, 2006.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Anthony G. Mizzell, Chair
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF

_____, 2006:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Date of First Reading: October 3, 2006 (tentative)
Date of Second Reading: October 17, 2006 (tentative)
Date of Third Reading: November __, 2006 (tentative)

(FORM OF NOTE)

UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
RICHLAND COUNTY
HOSPITALITY TAX SPECIAL OBLIGATION
BOND ANTICIPATION NOTE, 2005

_____, 2005 \$ _____

KNOW ALL MEN BY THESE PRESENTS that Richland County, South Carolina (the "County"), is justly indebted and, for value received, hereby promises to pay to the order of _____ in _____, South Carolina (the "Purchaser"), or its registered assigns, the principal sum of _____ Dollars (\$ _____), on _____, 2005 (unless this 2005 Note shall be prepaid at an earlier date). This Note shall bear interest on the principal amounts from its date at the rate of _____% per annum.

Both the principal of and interest on this 2005 Note are payable upon presentation and surrender of this 2005 Note at the principal office of the Purchaser, in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts.

[The County shall have the right to prepay the principal of or interest on this 2005 Note, or both, in whole or in part, from time to time, without penalty.]

This Note is issued pursuant to and in accordance with the Constitution and laws of the State of South Carolina and an ordinance duly enacted on _____, 2005 (the "Ordinance"), by the County Council, in anticipation of the issuance of a hospitality tax special obligation bond (the "Bond") to be issued by the County.

This 2005 Note is payable, both as to principal and interest, from the proceeds of the Bond. This 2005 Note is a special obligation of the County, and there is hereby pledged to the payment of the principal hereof and interest hereon the proceeds of the Bond. As additional security for its obligation to make payments pursuant to the Hospitality Tax Special Obligation Bond Anticipation Note, the County hereby pledges the Hospitality Tax to the extent necessary to make all required payments under the Hospitality Tax Special Obligation Bond Anticipation Note.

This 2005 Note has been initially registered in the name of the Purchaser as to principal and interest at the office of the County on registry books to be kept for such purpose, such registration to be noted hereon. After such registration, the principal of and interest on this 2005 Note shall be payable only to the registered owner hereof. No transfer shall be valid unless made on such books by the registered owner, or by its legal representative, and similarly noted on this 2005 Note.

This 2005 Note and the interest hereon are exempt from all State, county, municipal, school district, and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise. It should be noted, however, that Section 12-11-20, Code of Laws of South Carolina, 1976, as amended, imposes upon every bank engaged in business

in the State of South Carolina a fee or franchise tax computed on the entire net income of such bank which would include any interest paid on this Note to any such bank.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of the State of South Carolina to exist, to happen, and to be performed precedent to or in the issuance of this 2005 Note exist, have happened and have been done and performed in regular and due time, form and manner as required by law, and that the County has irrevocably obligated itself to issue and sell, prior to the stated maturity hereof, the Bond in anticipation of which this 2005 Note is issued.

In witness whereof, Richland County, South Carolina, has caused this 2005 Note to be executed in its name by the manual or facsimile signature of the Chair of the County Council and attested by the manual or facsimile signature of the Clerk to Council under the seal of the County and this 2005 Note to be dated the _____ day of _____, 2005.

COUNTY OF RICHLAND, SOUTH CAROLINA

Chair, Richland County Council

(SEAL)

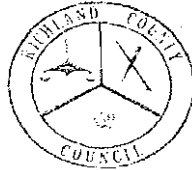
ATTEST:

Clerk to Council

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

AN ORDINANCE PROVIDING FOR AN INCREASE IN THE RATES TO BE PAID BY USERS OF THE BROAD RIVER REGIONAL SEWER SYSTEM AND INCREASING THE TAP FEES TO BE PAID BY USERS OF THE BROAD RIVER REGIONAL SEWER SYSTEM IN CONNECTION WITH THE ISSUANCE AND SALE OF SEWER SYSTEM GENERAL OBLIGATION BOND ANTICIPATION NOTES AND/OR SEWER SYSTEM GENERAL OBLIGATION BONDS OF RICHLAND COUNTY, SOUTH CAROLINA, SERIES 2006A, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$12,000,000; AND OTHER MATTERS RELATING THERETO.

Richland County Council Rules and Appointments Committee



Joseph McEachern
Chairman
District Seven

Paul Livingston
District Four

Mike Montgomery
District Eight

Staffed by:

Monique Walters
Assistant to the Clerk of
Council

RICHLAND COUNTY COUNCIL
REGULAR SESSION MEETING
OCTOBER 3, 2006

REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

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

A. Community Relations Council-1

There is a vacancy on this Committee for an expired term.

Andrea R. Johnson September 2, 2006

B. Performing Arts Center Board-2

There are two vacancies on this board for expired terms.

Mettauer L. Carlisle December 4, 2005*
Anthony E. Morgan January 8, 2006*

C. Planning Commission-1

There is one appointment to be made to this Commission for an un-expired term.

Eddie Ruth Brawley November 15, 2009 (Resigned)

II. ITEMS FOR DISCUSSION

A. Farmers' Market Committee

*Eligible for reappointment

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

A RESOLUTION

DECLARING THE INTENT OF THE COUNTY COUNCIL TO REIMBURSE CERTAIN EXPENDITURES INCURRED PRIOR TO THE ISSUANCE BY RICHLAND COUNTY, SOUTH CAROLINA OF ITS GENERAL OBLIGATION BOND ANTICIPATION NOTES.

WHEREAS, pursuant to Ordinance No. 008-06HR enacted by the County Council (the "County Council") of Richland County, South Carolina (the "County") on February 7, 2006 (the "Ordinance"), the County Council authorized the execution of a Master Intergovernmental Agreement among the County, the City of Columbia and the University of South Carolina (the "University") concerning the financing of the Innovista Garage A (The Horizon Center) (the "Project") and the County authorized the issuance of sale of not to exceed \$7,750,000 general obligation bond anticipation notes (the "Notes"); and

WHEREAS, the County intends to fund its portion of the Project from the proceeds of the Notes;

WHEREAS, the University has informed the County that expenditures will be incurred with respect to the Project prior to the issuance of the Notes; and

WHEREAS, the Internal Revenue Service and U.S. Treasury Department have promulgated Section 1.150-2 of the Treasury Regulations that authorizes an issuer to reimburse expenditures (the "Expenditures") made with respect to projects prior to the issuance of tax-exempt debt for such projects.

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

Section 1. The County Council hereby declares that this Resolution shall constitute its declaration of official intent pursuant to Regulation § 1.150-2 to reimburse the University from the proceeds of the Notes to be issued pursuant to Title 4, Chapter 15, Code of Laws of South Carolina 1976, as amended, for Expenditures with respect to the Project. The County Council anticipates that Expenditures will be incurred with respect to the Project prior to the issuance by the County of the Notes for such purposes.

Section 2. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid, or (b) the date the Project was placed in service, but in no event more than three (3) years after the original Expenditures.

Section 3. The Expenditures are incurred solely to acquire, construct or rehabilitate property having a reasonably expected economic life of at least one (1) year.

Section 4. The source of funds for the Expenditures with respect to the Project will be the funds provided by the University.

Section 5. This Resolution shall be in full force and effect from and after its adoption as provided by law.

Adopted in a meeting duly assembled this ____ day of October, 2006.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Anthony G. Mizzell, Chair
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF

_____, 2006:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

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

To the Chairperson of Richland County Council:

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

Applicant must be the director of the proposed facility.

1. Applicant's Name: Sandra Smith

2. Applicant's Address: 141 Sandstone Rd.
Columbia, S.C. 29212

3. Applicant's Telephone: Home: 803-238-4390 Office: 477-6777

4. Location of proposed community care home:

Street address: 600 Piney Woods Rd.

City, Zip: Columbia, 29210 Tax Map Number: 04913-04-02

5. Do you own the building that will house the proposed community care home?

YES NO

If "NO," do you have an option to buy the property or, if renting, do you have a lease agreement with the owner? Please state which arrangement you currently have, and also list the name, address, and phone number of the current owner and/or lessor.

(WADE Dawson Development) ERIC Dressler 9610 two Notch Rd Suite 1
803-463-6054 Columbia, S.C. 29223

6. If you are leasing the property, has the lessor granted authority to establish a community care home on the property? YES NO

7. Will the proposed community care home be established in your current permanent residence? YES NO

8. How many bedrooms and bathrooms does the proposed community care home have? Bedrooms 3 Bathrooms 2

9. How many resident clients will be housed in this proposed community care home? Nine or less Ten or more

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

senior citizens, physically & mentally disabled vets.

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

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

13. Do you currently operate any other community care facilities in Richland County? YES NO

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

Street Address	Year Licensed	# of Residents
Street Address	Year Licensed	# of Residents

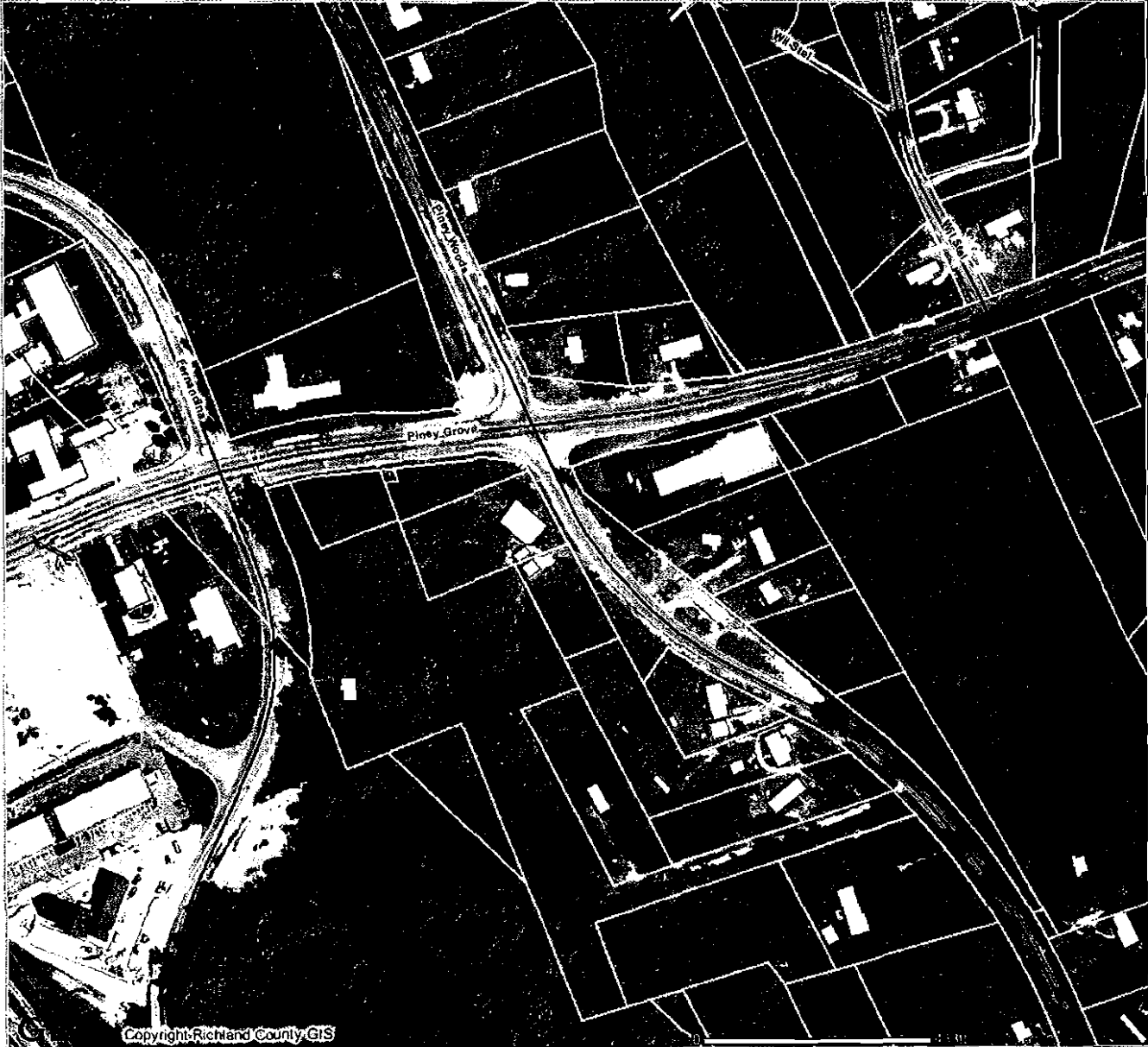
14. Have you ever had a license revoked for any type of residential health care facility located in South Carolina? YES NO

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

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

Sandra Smith Sept. 28, 2006
Signature of Applicant Date

600 Piney Woods Road



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 GIS
 2020 Hampton St.
 Columbia, SC 29204



Legend

- County Boundary
- Streets
- Private Schools
- Buildings
- Public Schools
- 2 Ft. Contours
- Police Stations
- Streams
- Fire Stations
- Lakes
- County Assets
- Council Districts
- Daycares
- Zip Codes

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