

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
COUNCIL CHAMBERS
APRIL 4, 2006
6:00 P.M.**

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

INVOCATION Honorable Joseph McEachern

**PLEDGE OF ALLEGIANCE
 Honorable Joseph McEachern**

**PRESENTATION: Don Purcell
 NorthEast Summit**

**Virginia Bedford
Three Rivers Music Festival**

**Sheriff Lott/David Adams
Expired Tag Program**

ADOPTION OF AGENDA

CITIZEN'S INPUT

APPROVAL OF MINUTES

**Zoning Public Hearing: January 24, 2006
[Pages 6-9]**

**Zoning Public Hearing: February 28, 2006
[Pages 10-14]**

**Regular Session: March 21, 2006
[Pages 15-22]**

**Zoning Public Hearing: March 28, 2006
[Pages 23-27]**

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

REPORT OF THE COUNTY ADMINISTRATOR

A. TIF Report

REPORT OF THE CLERK OF COUNCIL

a. RMH Reception

b. Firefighters Graduation

REPORT OF THE CHAIRMAN

OPEN/CLOSE PUBLIC HEARINGS

1.a., 2.a., 2.b.,

APPROVAL OF CONSENT ITEMS

1.a., 2.a., 2.b., 2.c., 2.d., 2.e., 2.f., 2.g., 4.a., 5.b., 5.c., 5.d.,

1. THIRD READING ITEMS

- a. KPR Holdings, L.P. Transfer
to Tyson Prepared Foods, Inc.
[PUBLIC HEARING][CONSENT]
[Page 28-29]**

2. SECOND READING ITEMS

- a. A budget amendment regarding the Detention
Center Medical Contract
[PUBLIC HEARING] [CONSENT]
[Pages30-31]**
- b. Budget amendment to add four (4) new full-
time positions to the Finance Department
[PUBLIC HEARING][CONSENT]
[Pages 32-33]**

- c. **06-01MA**
Jack Wolfe
RU to RS-LD
Single Family Residences
01312-01-05
Johnson Marina Road
[CONSENT] [Pages 34-36]

- d. **06-05MA**
RT Retail Development Services
(Gary Stanfield)
RU to GC
Retail Store
05000-04-37
Broad River Road @ Rah Rah Way
[CONSENT] [Pages 37-39]

- e. **06-08MA**
Enga Acciardo
C-1 to C-3
Commercial Retail Store
22900-02-05(p)
Forum Drive in Village at Sandhill
[CONSENT] [Pages 40-42]

- f. **06-11MA**
Enga Acciardo
C-3 to C-1
Commercial Retail Store
22900-02-05(p)
Forum Drive in Village @ Sandhill
[CONSENT] [Pages 43-45]

- g. **Amend the definition of Major and Minor**
Subdivision [CONSENT] [Pages 46-47]

3. FIRST READING ITEMS

- a. **06-09MA**
Bright-Meyers 2001 LLC

**Robert Fuller
M-1 & RU to GC
Wal-Mart and Associated Development
17400-11-03&14781-04-14/13/12
NW Quadrant of Killian Road & I-77
[Pages 48-50]**

4. REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

- a. Approval of Close-Out Change Order for Broad River Heights Sewer Project [CONSENT]**

5. REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

- a. Adoption of Fair Housing Resolution for 2006 [CONSENT]**
- b. Public Hearing and Resolution in Support of JEDA Bond Issue for Eau Claire Cooperative Health Centers Inc. (ECCHC) [CONSENT]**
- c. Ordinance authorizing a Quit-Claim Deed to Hendricks Commercial Properties, LLC for a Certain Portion of an Abandoned Right-of-Way Known as Oakdale Street [CONSENT] [Page 53]**
- d. Ordinance authorizing a Quit-Claim Deed to ASW Land Partnership for a Certain Portion of an Abandoned Right-of-Way known as Oakdale Street [CONSENT] [Page 54]**
- e. Funding Request: Wood + Partners, Task 2 Entertainment/Recreation Complex (referred from February A/F mtg.) [Pages 55-57]**

- 4. REPORT OF THE RULES AND APPOINTMENTS COMMITTEE [Page 58]**
 - a. Amendments to the Ordinance requirements regarding residence for Board/Committee members [Pages 59-61]**
 - b. SCAC Rules for Motion Period**
- 5. REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE**
 - 1. Richland Northeast Industrial Park Land Sales**
 - a. Seal Jet: 3.56 acres [Page 62]**
 - b. Forum Development II, LLC: 9.665 acres, Lot 12 [Page 63]**
 - c. Forum Development II, LLC: 2.713 acres, Lot 28 [Page 63]**
 - d. Brazell Family, LLC: 6.941 acres, Lot 11 [Page 64]**
 - e. Brazell Family, LLC: 5.057 acres, Lot 6 [Page 64]**
 - f. Fastenal: 3.4 acres, Lot 26 [Page 65]**
 - 6. APPROVAL OF RESIDENTIAL CARE FACILITY [Pages 66-67]**
 - a. Ms. Jeanette Lynn Smith
226 Gusty Lane
Hopkins, South Carolina 29061**
- 7. REPORT OF COUNTY ADMINISTRATOR'S TASK FORCE**
- 8. CITIZEN'S INPUT**
- 9. MOTION PERIOD**
- 10. ADJOURNMENT**

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, JANUARY 24, 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:

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

Absent: Doris Corley

OTHERS PRESENT: Milton Pope, Michielle Cannon-Finch, Ashley Jacobs, Tony McDonald, Joe Cronin, Roxanne Matthews, Amelia Linder, Chief Harrell, Monique Walters, Rodolfo Callwood, John Hixson, Donny Phipps, Anna Almeida, Susan Britt, Michael Criss, Geo Price, William Simon, Daniel Driggers, Michelle Onley

CALL TO ORDER

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

ADDITIONS/DELETIONS TO AGENDA – Ms. Almeida stated the applicants for 05-113MA, Bill Cotty had submitted a letter of withdrawal.

05-93MA, Scott Bolo, RM-HD to RU to PDD, Residential/Commercial Project, 03201-01-02 & 03201-01-06(p), Dreher Shoals Rd. near Lexington Co. Line

Mr. Mizzell opened the floor to the public hearing.

Ms. Loretta McEntire Ms. Lynn Bailey and Mr. Scott Bolo spoke in favor of this item.

Ms. Kristina Catoe, Mr. Bryan Thomas, Mr. Mike Sloan, Mr. Phil Savage, Ms. Lisa Borden and Mr. Steve Bell spoke against this item.

The floor to the public hearing was closed.

Mr. Jeter moved, seconded by Ms. Hutchinson, to deny this item. The vote in favor was unanimous.

05-103MA, Stan Mack, RU to GC, General Commercial, 03300-03-16, Broad River Rd. near Dutch Fork Rd.

Mr. Mizzell 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.

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

05-108MA, Gregg Douglas, RU to PDD, Single Family Detached Subdivision, 14800-04-25/32/34/14/15/31/13, South side of Marthan Rd. west of I-77

Mr. Mizzell opened the floor to the public hearing.

Mr. Ken Simmons spoke in favor of this item.

Mr. Paul Beaty spoke against this item.

The floor to the public hearing was closed.

Mr. McEachern moved, seconded by Ms. Scott, to approve the re-zoning request for First Reading, incorporate staff's conditions and to amend staff's condition L to meet the requirements of the Department of Transportation. The vote in favor was unanimous.

05-109MA, Mamie Hudson & Mary Jacobs, GC to RS-E, Construct a Single Family Residence, 17500-02-14, Farrow Rd. north of Clemson Rd.

Mr. Mizzell 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.

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

05-111MA, Nick Leventis, RU to PDD, Construct a Mixed Use Development, 21900-06-14, NE Quad of Lower Rich. Blvd./Rabbit Run Rd.

Mr. Mizzell opened the floor to the public hearing.

Ms. Robert Hayter, Ms. Linda DuBois, Mr. George Goley, Mr. Robert Des Ports, Mr. Karl Kaslinger, Mr. Larry Gamble, Mr. Nick Leventis, and Mr. Buck Williams spoke in favor of this item.

Ms. Joann Campbell, Mr. Jimmie Campbell, Mr. Ken Steiner, Mr. Norman Jackson, Ms. Linda Amason, Mr. Tracy Mills, Mr. Tripp Steiner, Mr. Kenny Green, and Mr. Norman Temple spoke against this item.

The floor to the public hearing was closed.

Mr. Mizzell moved, seconded by Ms. Scott, to approve the re-zoning request for First Reading, to work with the developer and the community to facilitate a more rural transition zone and to allow the Legal and Planning departments to clarify the conditions before Second Reading. The vote in favor was unanimous.

05-113MA, Bill Cotty, RM-HD & RU to RC, Rural Commercial Development, 25807-01-05/06/07; 25807-02-03/04/05/06/07/08/09/13; 25806-02-15/16/17, Both Sides of Spears Creek Church Rd. Between Two Notch Rd. & Jacobs Rd. – Ms. Hutchinson moved, seconded by Ms. Dickerson, to accept the applicant's withdrawal. The vote in favor was unanimous.

05-114MA, Joe Clark, RU to RS-MD, Single Family Detached Subdivision, 01506-01-06, SW Quad of Three Dog Rd. & Dutch Fork Rd. –

Mr. Mizzell opened the floor to the public hearing.

Mr. Joe Clark spoke in favor of this item.

Mr. Dan Bach and Mr. Robert Newhart, Jr. spoke against this item.

The floor to the public hearing was closed.

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

ADJOURNMENT – The meeting adjourned at approximately 8:20 p.m.

Submitted respectfully by,

Anthony Mizzell
Chair

The minutes were transcribed by Michelle M. Onley

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, FEBRUARY 28, 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:

Vice-Chair L. Gregory Pearce, Jr.
Member Joyce Dickerson
Member Valerie Hutchinson
Member Paul Livingston
Member Joseph McEachern
Member Bernice G. Scott
Member Kit Smith
Member Mike Montgomery

Absent: Doris Corley
Anthony G. Mizzell
Damon Jeter

OTHERS PRESENT: Milton Pope, Michielle Cannon-Finch, Amelia Linder, Monique Walters, Stephany Snowden, Anna Almeida, Michael Criss, Geo Price, William Simon, Michelle Onley

CALL TO ORDER

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

ADDITIONS/DELETIONS TO AGENDA – Ms. Almeida stated there were no additions/deletions.

MAP AMENDMENTS

05-115MA, Joe Clark, RU to GC (7.5 acres), General Commercial Development, 01506-01-05(p), 06 (p) & 01500-02-15, Southwest Quadrant of Three Dog Rd. & Dutch Fork Rd.

Mr. Montgomery moved, seconded by Mr. McEachern, to accept the applicant's withdrawal. The vote in favor was unanimous.

05-105MA, Robert Fuller, RS-MD to NC (10 acres), Develop Small Office Park, 20200-01-18(p), Across from Killian Elementary School

Mr. Pearce 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.

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

05-116MA, Preston Young, RU to RM-HD (43 acres), Residential Subdivision, 14500-02-08/25, Southwest Quadrant of Powell Road and Hardscrabble Rd.

Mr. Pearce 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.

The floor to the public hearing was closed.

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

05-1119MA, Steve Corboy, M-1 to PDD (94 acres), Develop a 356 DU Subdivision, 14900-01-01, Adjacent to Northpoint Business Park

Mr. Livingston moved, seconded by Ms. Dickerson, to accept the applicant's withdrawal. The vote in favor was unanimous.

05-118MA, Don Lovett, PDD to GC (0.09 acres), General Commercial, 17414-01-17(p), Adjacent to Killian Green S/D

Mr. Pearce 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.

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

05-121MA, William Higgins, M-1 to GC (17 acres), General Commercial, 04910-01-09 & 04913-01-01-03-05, Northeast Quadrant of Fernandina Road & Piney Woods Road

Mr. Pearce opened the floor to the public hearing.

Mr. William Higgins spoke in favor of this item.

Ms. Jennifer Cook spoke against this item.

The floor to the public hearing was closed.

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

05-122MA, Tommy Simons, RU to RM-MD (2.2 acres), Construct Duplex Residential S/D, 22014-05-02, West Side Lower Richland Blvd ½ Mile South of Padgett Road

Mr. Pearce opened the floor to the public hearing.

Ms. Pearl McCant spoke in favor of this item.

The floor to the public hearing was closed.

Mr. Livingston moved, seconded by Ms. Hutchinson, to deny the re-zoning request. The vote in favor was unanimous.

TEXT AMENDMENTS

An Ordinance Amending the Richland County Code of Ordinance; Chapter 26, Zoning; Article VI, Supplemental Use Standards; Section 26-152, Special Exceptions; Subsection (D), Standards; Paragraphs (8), (9), and (10); so as to Amend the Required Conditions for Day Cares (Adult Day Cares, Family Day Cares, and Group Day Cares) Regarding Parking.

Mr. Pearce opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Montgomery moved, seconded by Mr. McEachern, to approve this item for First Reading. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Zoning; Article V, Zoning Districts and District Standards; Section 26-96, GC General Commercial Districts; Subsection (C), Development Standards; Paragraph (5), Height Standards; so as to Amend the Maximum Height of Structures in the GC District from Thirty-Five (35) Feet to Forty-Five (45) Feet.

Mr. Pearce opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Montgomery moved, seconded by Mr. McEachern, to approve this item with the following amendment: "The maximum height of structures in the GC District shall be three stories not to exceed Forty-Five (45) Feet." The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Zoning; Article IV, Amendments and Procedures; Section 26-52, Amendments; Subsection (H), Withdrawal or Reconsideration of Proposed Amendments; Paragraph (1), Withdrawal; so as to Amend the Time in Which an Applicant May Withdraw an Amendment Application.

Mr. Pearce opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Montgomery moved, seconded by Mr. McEachern, to approve this item for First Reading. The vote in favor was unanimous.

ADJOURNMENT – The meeting adjourned at approximately 7:20 p.m.

Submitted respectfully by,

Anthony Mizzell
Chair

The minutes were transcribed by Michelle M. Onley

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, MARCH 21, 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:

| | |
|------------|------------------------|
| Chair | Anthony G. Mizzell |
| Vice Chair | L. Gregory Pearce, Jr. |
| Member | Valerie Hutchinson |
| Member | Joseph McEachern |
| Member | Mike Montgomery |
| Member | Bernice G. Scott |
| Member | Damon Jeter |
| Member | Kit Smith |
| Member | Paul Livingston |
| Member | Doris Corley |
| Absent | Doris Corley |

OTHERS PRESENT – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Joe Cronin, Roxanne Matthews, Larry Smith, Michael Criss, Susan Britt, Anna Almeida, Monique Walters, Daniel Driggers, Stephany Snowden, Jennifer Dowden, Audrey Shifflett, Chief Harrell, 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 Valerie Hutchinson

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Valerie Hutchinson

PRESENTATION

Dr. Raj S. Aluri, Director, International Community—Dr. Aluri spoke to Council regarding the international community and the Columbia International Festival.

POINT OF PERSONAL PRIVILEGE – Mr. Mizzell recognized that Senator Kay Patterson was in the audience.

ADOPTION OF AGENDA

Mr. Mizzell suggested that Item 4a. be moved to Item 1. Mr. Mizzell also stated that Items 3 c, d, and e may need to be taken up in Executive Session.

Mr. McEachern requested that a Resolution for the Road Maintenance Fee be added to the agenda.

Ms. Scott moved, seconded by Ms. Dickerson, to approve the agenda as amended. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. Mizzell recognized that his wife and children were in the audience.

POINT OF PERSONAL PRIVILEGE – Ms. Dickerson recognized that one of her church members was in the audience.

POINT OF PERSONAL PRIVILEGE – Mr. Pearce recognized that Mr. Mike Cox was awarded an award for column writing from the Press Association.

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: March 7, 2006 – Ms. Scott moved, seconded by Ms. Dickerson, to approve the minutes as submitted.

Zoning Public Hearing: October 25, 2005—Mr. Pearce moved, seconded by Ms. Scott, to approve the minutes as submitted.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

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

1. **Columbia Venture vs. Richland County**
2. **TIF Report to Council**
3. **Contractual/Legal Update**

Mr. Livingston moved, seconded by Ms. Scott, to move the Executive Session to after Citizen's Input.

REPORT OF THE COUNTY ADMINISTRATOR

Riverbanks Zoo Capital Purchase Request – Mr. Pope stated that the Riverbanks Zoo has requested a one time capital purchase of a tram and trailers.

Floodplain Ordinance – Mr. Pope stated that there were some interpretive concerns regarding this matter and that staff would supply Council with information addressing these concerns.

A discussion took place.

REPORT OF THE CLERK OF COUNCIL

Firefighter Recruits Graduation—Ms. Finch stated that the graduation will be held April 7th at 6:30 p.m. If anyone is interested in attending, please let Ms. Finch know.

South Carolina Economic Developers' School—Ms. Finch stated that the South Carolina Economic Developers' School will be held May 18 and 19th. If anyone is interested in attending, please let Ms. Finch know.

International Downtown Association—Ms. Finch stated she has the applications if anyone is interested in attending.

Columbia Awards Gala – Ms. Finch stated that the gala will be held March 30th at the Columbia Metropolitan Convention Center.

Richland Memorial Board of Trustees Reception – Ms. Finch stated that the Richland Memorial Board of Trustees will hold a reception for recently appointed Board Members and to honor outgoing Board Members for their service on April 5th at 6:00 p.m.

NaCo Conference – Ms. Finch stated that the conference will be in Cook County, Chicago on August 4-8th.

REPORT OF THE CHAIRMAN

Mr. Mizzell stated that the Administrator Search RFQ will close on Thursday, March 30.

PUBLIC HEARING ITEMS

None.

APPROVAL OF CONSENT ITEMS

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

- **05-105MA, Robert Fuller, RS-MD to NC, Develop Small Office Park, 20200-01-18(p), Across from Killian Elementary School [Third Reading]**
- **05-116MA, Preston Young, RU to RM-HD (43 acres), Residential Subdivision, 14500 02-08/25, Southwest Quadrant of Powell Road Hard Scrabble Road [Third Reading]**

- **05-118MA, Don Lovett, PDD to GC (0.09 acres), General Commercial, 17414-01-17(p), Adjacent to Killian Green S/D [Third Reading]**
- **05-121MA, William Higgins, M-1 to GC (17 acres), General Commercial, 04910-01-09 & 04913-01-01/03/05, Northeast Quadrant of Fernandina Road & Piney Woods Road [Third Reading]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Zoning; Article VI, Supplemental Use Standards; Paragraphs (8), (9) and (10); so as to Amend the Required Conditions for Daycares (Adult Daycares, Family Daycares, and Group Daycares) Regarding Parking [Third Reading]**
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Zoning; Article V, Zoning Districts and District Standards; Section 26-96, GC General Commercial Districts; Subsection (C), Development Standards, Paragraph (5) Height Standards; so as to Amend the Maximum Height of Structures in the GC District from Thirty-Five (35) feet to Forty-Five Feet [Third Reading]**
- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Zoning; Article IV, Amendments and Procedures; Section 26-52, Amendments; Subsection (H), Withdrawal or Reconsideration of Proposed Amendments; Paragraph (1), Withdrawal; so as to Amend the Time in Which an Applicant May Withdraw an Amendment Application [Third Reading]**
- **A Budget Amendment to Increase Funding to Non-Department Special Contracts Account for Local Option Sales Tax Software [Second Reading]**
- **KPR Holdings, L. P. Transfer to Tyson Prepared Foods, Inc. [Second Reading]**
- **A Resolution to Appoint and Commission Mike Warren Shaffer as a Code Enforcement Officer for the Proper Security, General Welfare, and Convenience of Richland County**

The vote in favor was unanimous.

APPROVAL OF APPOINTMENT LETTER

Voter Registration Board – Mr. McEachern moved, seconded by Ms. Scott, to approve this item. Senator Patterson spoke regarding the letter and introduced the new Chairman of the Voter Registration Board. The vote in favor was unanimous.

SECOND READING ITEMS

Road Maintenance Fee – Mr. McEachern moved, seconded by Mr. Jeter, to table the ordinance and adopt the resolution. A discussion took place.

The motion was withdrawn.

Mr. Livingston moved, seconded by Mr. Jeter, to table the amendment to the ordinance. The vote in favor was unanimous.

Mr. McEachern moved, seconded by Mr. Jeter, to adopt the resolution. A discussion took place. The vote in favor was unanimous.

FIRST READING ITEMS

Detention Center Medical Contract – Mr. Pearce moved, seconded by Ms. Hutchinson, to approve this item. A discussion took place. The vote in favor was unanimous.

Sale of Property: 1610 Marion Street – Mr. Montgomery moved, seconded by Ms. Dickerson, to move this item to Executive Session. The vote in favor was unanimous.

Ordinance to Amend the Public Works Department Under Chapter 2 in the Code of Ordinances – Ms. Hutchinson moved, seconded by Ms. Dickerson, to move this item to Executive Session. The vote in favor was unanimous.

Ordinance to Amend the Finance Department Under Chapter 2 in the Code of Ordinances – Ms. Hutchinson moved, seconded by Ms. Dickerson, to move this item to Executive Session. The vote in favor was unanimous.

Budget Amendment Regarding the Ordinance to Amend the Finance Department Under Chapter 2 in the Code of Ordinances – Ms. Hutchinson moved, seconded by Ms. Dickerson, to move this item to Executive Session. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. Notification of Vacancies on Boards, Commissions and Committees

Building Codes Board of Adjustments and Appeals-2 -- Mr. McEachern stated the committee recommended for staff to advertise for these vacancies. The vote in favor was unanimous.

Employee Grievance Committee-1 – Mr. McEachern stated the committee recommended for staff to advertise the vacancy. The vote in favor was unanimous.

Internal Audit Committee-1 – Mr. McEachern stated the committee recommended for staff to advertise the vacancy. The vote in favor was unanimous.

II. Notification of Appointments to Boards, Commissions and Committees

Accommodations Tax Committee-1 – Mr. McEachern stated that the committee recommended for staff to readvertise the vacancy. The vote in favor was unanimous.

Employee Grievance Committee-1 – Mr. McEachern stated that there is one vacancy and three applicants.

Mr. Montgomery, Mr. Jeter, Mr. Pearce and Ms. Hutchinson voted in favor of Ms. Nelda Smyrl.

Mr. McEachern voted in favor of Ms. Deborah Jordan.

Mr. Mizzell, Mr. Livingston, Ms. Scott and Ms. Dickerson voted in favor of Mr. Anthony S. Christiano.

The vote resulted in a tie. The results of the second vote are as follows:

Mr. Montgomery, Mr. McEachern, Mr. Jeter, Mr. Pearce, Ms. Hutchinson, and Ms. Smith voted in favor of Ms. Nelda Smyrl.

Mr. Mizzell, Mr. Livingston and Ms. Dickerson voted in favor of Mr. Anthony S. Christiano.

Ms. Nelda Smyrl was appointed.

III. Items for Discussion

Amendment to the Ordinance Requirements Regarding Residence for Board/Committee Members – Mr. McEachern stated that committee recommended that there be Richland County residency requirements for the following: Richland County Planning Commission, Richland/Lexington Riverbanks Parks Commission, the Board of Trustees of the Richland Memorial Hospital, Richland County Conservation Commission, Internal Audit Committee, Employee Grievance Committee, Board of Assessment Appeals, Libraries and Board of Zoning and Appeals.

A discussion took place.

The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. Pearce recognized that Howard West, attorney for Palmetto Health Alliance, and his son were in the audience.

CITIZEN'S INPUT

No one signed up to speak.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Livingston moved, seconded by Mr. Montgomery, to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 7:07 p.m. and came out at approximately 9:10 p.m.
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Mr. Pearce moved, seconded by Ms. Dickerson, to come out of Executive Session. The vote in favor was unanimous.

- a. **Columbia Venture v. Richland County** – No action was taken.
- b. **TIF Report to Council** – No action was taken.
- c. **Contractual/Legal Update** – No action was taken.
- d. **Sale of Property: 1610 Marion Street** – Mr. Pearce moved, seconded by Ms. Scott, to direct the Administrator to convene the Richland County Development Corporation for the purpose of entering into a contract for the sale of 1610 Marion Street under the terms agreed upon and negotiated previously by the Administrator. The vote in favor was unanimous.

- e. **Ordinance to Amend the Public Works Department Under Chapter 2 in the Code of Ordinances** – Mr. McEachern moved, seconded by Mr. Montgomery, to refer this item to the A&F Committee. The vote in favor was unanimous.
- f. **Ordinance to Amend the Finance Department Under Chapter 2 in the Code of Ordinances** – Mr. Livingston moved, seconded by Mr. Jeter, to table this item. The vote in favor was unanimous.
- g. **Budget Amendment Regarding the Ordinance to Amend the Finance Department Under Chapter 2 in the Code of Ordinances** – Mr. McEachern moved, seconded by Mr. Montgomery, to approve this item. The vote in favor was unanimous.

MOTION PERIOD

Riverbanks Zoo Tram Capital Expenditure – Ms. Hutchinson forwarded this item to the A&F Committee.

Floodplain Ordinance – Ms. Smith moved, seconded by Mr. Montgomery, to give First Reading Approval to an ordinance amending the Land Development Code to remedy the flood ordinance and refer the ordinance to the Planning Commission for a recommendation. The vote in favor was unanimous.

Resolution for Inez Hicks – Mr. Livingston moved, seconded by Ms. Scott, to adopt a resolution for Ms. Inez Hicks. The vote in favor was unanimous.

Resolution for Judy Nossinger – Mr. Pearce moved, seconded by Mr. Montgomery, to adopt a resolution for Ms. Judy Nossinger. The vote in favor was unanimous.

Financial Advisor RFQ Update – Mr. Jeter forwarded to the A&F Committee a request for an update on the Financial Advisor RFQ.

Round Top Elementary Resolution – Ms. Dickerson moved, seconded by Ms. Scott, to adopt a resolution for Round Top Elementary. The vote in favor was unanimous.

ADJOURNMENT

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

The meeting adjourned at approximately 9:22 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 ZONING PUBLIC HEARING TUESDAY, MARCH 28, 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:

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

OTHERS PRESENT: Michielle Cannon-Finch, Amelia Linder, Monique Walters, Stephany Snowden, Anna Almeida, Michael Criss, Suzie Haynes, Susan Britt, Michelle Onley

CALL TO ORDER

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

ADDITIONS/DELETIONS TO AGENDA – Ms. Almeida stated that the applicant for 06-04MA had withdrawn his application and that the applicant for 06-10MA had submitted a letter of withdrawal.

MAP AMENDMENTS

06-01MA, Jack Wolfe, RU to RS-LD (3.5 acres), Single Family Residences, 01312-01-05, Johnson Marina Road

Mr. Mizzell 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.

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

06-04MA, Raymond Van Rees, RS-MD to GC (0.6 acres), Company Office & Warehouse, 19804-03-15, NW Corner of Aintree Drive & Alpine Road

The applicant withdrew his application for rezoning.

06-05MA, RT Retail Development Services (Gary Stanfield), RU to GC (1.1 acres), Retail Store, 05000-04-37, Broad River Road @ Rah Rah Way

Mr. Mizzell opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

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

06-06MA, Westcott Development Co. (Rhonda Jacobs), RU to RS-MD (73 acres), Single Family Residential S/D, 01600-06-01 & 02600-09-01/08/09 (p), Broad River Rd & Bookie Richardson Rd

Mr. Mizzell opened the floor to the public hearing.

Mr. Robert Fuller, Ms. Martha Monts, Mr. Gerald Steele, Mr. Richard DeGarter, Ms. Judy Moore Looney, Ms. Rhonda Jacobs, Ms. Andrea St. John, Mr. Joe Dority, and Mr. Bill Flowers spoke in favor of this item.

Mr. Yank Brice, Mr. Phil Kuzlik, Mr. Mike Sloan, Mr. Leslie Tweed, Mr. Bill Malinowski, Ms. Kim Murphy, and Ms. Sharlene Turner spoke against this item.

The floor to the public hearing was closed.

A discussion took place.

Ms. Corley moved, seconded by Ms. Scott, to defer this item until the April 25th Zoning Public Hearing. The vote in favor was unanimous.

06-07MA, Rhonda Jacobs (Westcott Development Co), M-1/RU to RM-MD (82 acres), Multi-family Residential Project, 02600-09-04, Broad River Rd & Bookie Richardson Rd

Ms. Corley moved, seconded by Ms. Scott, to defer the public hearing and this item until the April 25th Zoning Public Hearing. The vote in favor was unanimous.

06-08MA, Enga Acciaro (Village @ Sandhill), C-1 to C-3 (3.5 acres), Commerical Retail Store, 22900-02-05 (p), Forum Drive in Village @ Sandhill

Mr. Mizzell opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

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

06-10MA, Hudson Real Estate, LLC, (Robert Fuller), M-1, MH & GC to GC (11 acres), Automobile Dealership, 22914-06-01/03 thru 08 & 22914-06-16/17, Two Notch Rd & Fore Avenue

Ms. Hutchinson moved, seconded by Mr. Pearce, to accept the applicant's withdrawal. The vote in favor was unanimous.

06-11MA, Enga Acciardo (Village @ Sandhill), C-3 to C-1 (3.5 acres), Commercial Retail Store, 22900-026-05 (p), Forum Drive in Village @ Sandhill

Mr. Mizzell opened the floor to the public hearing.

No one signed up to speak.

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.

06-09MA, Bright-Meyers 2001, LLC, (Robert Fuller), M-1 & RC to GC (40 acres), Wal-Mart and Associated Development, 17400-11-03 & 14781-04-14/13/12, NW Quadrant of Killian Rd & I-77

Mr. Mizzell opened the floor to the public hearing.

Mr. Robert Fuller, Mr. Todd Salvagin, Mr. Mike Ranks, Ms. Jamillah Muhammad, Ms. Elexa Wagaman, and Mr. George McCutchen spoke in favor of this item.

Ms. Gwen Backman, Mr. Marion Smyrl and Ms. Teresa Lancaster spoke against this item.

The floor to the public hearing was closed.

Mr. McEachern moved, seconded by Ms. Corley, to defer this item to the April 4th Council meeting.

Mr. Livingston made a substitute motion for approval, seconded by Mr. Pearce. A discussion took place.

Mr. Livingston withdrew his substitute motion.

Ms. Scott abstained. The vote was in favor.

TEXT AMENDMENTS

Amend the definition of Major and Minor Subdivision

Mr. Mizzell opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Ms. Smith moved, seconded by Ms. Scott, to approve this item for First Reading.
The vote in favor was unanimous.

ADJOURNMENT – The meeting adjourned at approximately 8:20 p.m.

Submitted respectfully by,

Anthony Mizzell
Chair

The minutes were transcribed by Michelle M. Onley

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Done in meeting duly assembled this ___ day of _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY
OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: March 7, 2006
Second Reading: March 21, 2006
Public Hearing: April 4, 2006 (tentative)
Third Reading: April 4, 2006 (tentative)

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE FIVE HUNDRED EIGHTY-SEVEN THOUSAND DOLLARS (\$587,000.00) TO INCREASE THE DETENTION CENTER BUDGET TO PROVIDE ADDITIONAL OPERATING FUNDS. THIS WILL BE A USE OF UNDESIGNATED GENERAL OPERATING FUND BALANCE.

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

SECTION I. That the amount of Five Hundred Eighty-Seven Thousand Dollars (\$587,000.00) be appropriated to the FY 2005-2006 Detention Center budget. Therefore, the Fiscal Year 2005-2006 General Fund Annual Budget is hereby amended as follows:

REVENUE

| | |
|---|----------------|
| Revenue appropriated July 1, 2005 as amended: | \$107,393,888 |
| Appropriation of General Fund Balance: | <u>587,000</u> |
| Total General Fund Revenue As Amended: | \$107,980,888 |

EXPENDITURES

| | |
|--|----------------|
| Expenditures appropriated July 1, 2005 as amended: | \$107,393,888 |
| Increase in Detention Center - Medical Contract: | <u>587,000</u> |
| Total General Fund Expenditures As Amended: | \$107,980,888 |

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

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

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

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY
OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: March 21, 2006
Second Reading: April 4, 2006 (tentative)
Public Hearing:
Third Reading:

Draft

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

AN ORDINANCE AMENDING THE FISCAL YEAR 2005-2006 GENERAL FUND ANNUAL BUDGET TO AUTHORIZE THE ADDITION OF FOUR FULL-TIME POSITIONS IN THE FINANCE DEPARTMENT. NO ADDITIONAL OPERATING FUNDS ARE REQUIRED FOR THE CURRENT FISCAL YEAR.

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

SECTION I. Four additional full-time positions are hereby approved for the Finance Department, and the Fiscal Year 2005-2006 General Fund Annual Budget is hereby amended as follows:

REVENUE

| | |
|---|---------------|
| Revenue appropriated July 1, 2005 as amended: | \$107,643,888 |
| Appropriation of General Fund Balance: | _____ -0- |
| Total General Fund Revenue As Amended: | \$107,643,888 |

EXPENDITURES

| | |
|--|---------------|
| Expenditures appropriated July 1, 2005 as amended: | \$107,643,888 |
| Finance Reorganization Plan: | _____ -0- |
| Total General Fund Expenditures As Amended: | \$107,643,888 |

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

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

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

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

ATTEST THIS THE ____ DAY

OF _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: March 21, 2006
Second Reading: April 4, 2006 (tentative)
Public Hearing:
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 HEREIN (TMS # 01312-01-05) FROM RU (RURAL DISTRICT) TO RS-LD (RESIDENTIAL, SINGLE-FAMILY, LOW 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 property (TMS # 01312-01-05) described in Exhibit A, which is attached hereto, from RU Rural District zoning to RS-LD Residential, Single-Family, Low 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: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006 (tentative)
Third Reading:

Exhibit A
Property Description

TMS # 01312-01-05

Beginning at a point (IPF) located on Johnson Marina Road (S-40-216 — 66 foot right-of-way), 439.07 feet from its intersection with Brody Road (S-4-1407) and turning and running in a southwesterly direction S 42°58'03" W for a distance of 373.75 feet to an IPF (3/4 crimped) and S 85°16'46" W for a distance of 81.56 feet to a point, said point being the point of beginning; thence running in a southwesterly direction S 24°32'32" W for a distance of 118.74 feet to a point; thence turning and running in a southeasterly direction S 65°27'28" E for a distance of 266.07 feet to a point; thence N 28°23'17" W for a distance of 102.00 feet to an IPF (#4 rebar); thence turning and running in a southeasterly direction S 39°9'49" E for a distance of 138.12 feet to a point (X scribe found on the drive); thence turning and running in a southeasterly direction S 85°16'46" W for a distance of 123.15 feet to a point, said point being the point and place of beginning.

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (TMS # 05000-04-37) FROM RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (TMS # 05000-04-37) described in Exhibit A, which is attached hereto, from RU (Rural 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: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006 (tentative)
Third Reading:

Exhibit A
Property Description

Beginning at a ½” rebar, located on the northwest r/w of Broad River Road, 476.6’ northwest of the Rah Rah Way @ Broad River Road r/w near the town of Irmo; thence continuing along the northwest r/w of Broad River Road S 49°02’05” E for 119.76’ to a 1” iron pipe; thence turning and running along property of now or formerly Arnold P. Lewis N 38°51’38” E for a distance of 427.35’ to a ½” rebar; thence turning and running along property of now or formerly Herbert P. and Donna S. Huneycutt N 61°31’54” W for a distance of 114.17’ to a ½” rebar; thence turning and running along property of now or formerly Mary A. Lybrand S 40°35’48” W for a distance of 324.21’ to a ½” rebar, the point of beginning.

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (A PORTION OF TMS # 22900-02-05) FROM C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT) TO C-3 (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (a portion of TMS # 22900-02-05) described in Exhibit A, which is attached hereto, from C-1 Neighborhood Commercial District zoning to C-3 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: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 2006 (tentative)
Third Reading:

Exhibit A
Property Description

NEW "C-3" ZONING (149,838 SQ. FT.)

Commencing at a ½" rebar located at the western quadrant of the intersection of Forum Drive and Town Center Place; thence running along the western margin of the right-of-way of Town Center Place for the following bearings and distances: N 45°23'41" W for a distance of 383.48 feet to a ½" rebar; thence N 44°36'19" E for a distance of 9.00 feet to a ½" rebar; thence N 45°23'41" W for a distance of 365.09 feet to a ½" rebar; thence running along a curve to the right having a radius of 973.69 feet and a central angle of 05°24'13"; thence northwesterly along the arc a distance of 91.83 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 02°42'23", a distance of 45.99 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 21°37'15", a distance of 367.43 feet to a ½" rebar; thence turning and running through Lot No. 9, Phase 3 for the following bearings and distances: S 66°25'53" W for a distance of 151.63 feet to a computed point, thence S 44°36'19" W for a distance of 367.84 feet to a computed point, said point being the POINT OF BEGINNING; thence running through Lot No. 10, Phase 3 for the following bearings and distances: S 44°36'19" W for a distance of 342.11 feet to a computed point; thence N 45°23'41" W for a distance of 300.71 feet to a computed point; thence S 44°36'19" W for a distance of 36.04 feet to a computed point; thence N 45°23'41" W for a distance of 57.33 feet to a computed point; thence N 44°36'19" E for a distance of 42.00 feet to a computed point; thence N 45°23'41" W for a distance of 70.96 feet to a computed point; thence N 44°36'19" E for a distance of 341.87 feet to a computed point; thence turning and running along Lot No. 9, Phase 3 S 44°37'52" E for a distance of 429.04 feet to a computed point, said point being the POINT OF BEGINNING.

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

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (A PORTION OF TMS # 22900-02-05) FROM C-3 (GENERAL COMMERCIAL DISTRICT) TO C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (a portion of TMS # 22900-02-05) described in Exhibit A, which is attached hereto, from C-3 General Commercial District zoning to C-1 Neighborhood Commercial District zoning.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ day of
_____, 2006.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 20006 (tentative)
Third Reading:

Exhibit A
Property Description

NEW "C-1" ZONING (77,042 SQ. FT.)

Beginning at a point located more or less at a ½" rebar located at the western quadrant of the intersection of Forum Drive and Town Center Place, said point being the POINT OF BEGINNING; thence running along the northern margin of the right-of-way of Forum Drive S 44°36'19" W for a distance of 196.17 feet to a computed point; thence turning and running through Lot No. 5, Phase 3 for the following bearings and distances: N 44°37'39" W for a distance of 392.78 feet to a computed point; thence N 44°36'19" E for a distance of 196.17 feet to a computed point; thence turning and running more or less along the western margin of the right-of-way of Town Center Place S 44°37'39" E for a distance of 392.78 feet to a computed point, said point being the POINT OF BEGINNING.

NEW "C-1" ZONING (72,596 SQ. FT.)

Commencing at a ½" rebar located at the western quadrant of the intersection of Forum Drive and Town Center Place; thence running along the western margin of the right-of-way of Town Center Place for the following bearings and distances: N 45°23'41" W for a distance of 383.48 feet to a ½" rebar; thence N 44°36'19" E for a distance of 9.00 feet to a ½" rebar; thence N 45°23'41" W for a distance of 365.09 feet to a ½" rebar; thence running along a curve to the right having a radius of 973.69 feet and a central angle of 05°24'13"; thence northwesterly along the arc a distance of 91.83 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 02°42'23", a distance of 45.99 feet to a ½" rebar; thence continue northwesterly along said curve through a central angle of 21°37'15", a distance of 367.43 feet to a ½" rebar; thence turning and running through Lot No. 9, Phase 3 S 66°25'53" W for a distance of 151.63 feet to a computed point, said point being the POINT OF BEGINNING; thence turning and running through Lot No. 9, Phase 3 for the following bearings and distances: S 19°17'39" E for a distance of 42.13 feet to a computed point; thence S 25°02'12" E for a distance of 64.17 feet to a computed point; thence S 27°19'24" E for a distance of 133.61 feet to a computed point; thence S 29°56'37" E for a distance of 111.24 feet to a computed point; thence running through Lots No. 9, 7 and 5, Phase 3 for the following bearings and distances: S 43°08'48" E for a distance of 85.89 feet to a computed point; thence S 45°23'41" E for a distance of 202.03 feet to a computed point; thence S 44°37'03" W for a distance of 67.87 feet to a computed point; thence N 44°37'39" W for a distance of 514.77 feet to a computed point; thence S 44°36'19" W for a distance of 193.49 feet to a computed point; thence turning and running along Lot No. 10, Phase 3 N 44°37'39" W for a distance of 85.38 feet to a computed point; thence turning and running through Lot No. 9 N 44°36'19" E for a distance of 367.84 feet to a computed point, said point being the POINT OF BEGINNING.

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 26, LAND DEVELOPMENT; ARTICLE II, RULES OF CONSTRUCTION/DEFINITIONS; SECTION 26-22, DEFINITIONS; AND ARTICLE IV, AMENDMENTS AND PROCEDURES; SECTION 26-54, SUBDIVISION REVIEW AND APPROVAL; SO AS TO CLARIFY THE DEFINITIONS OF MAJOR AND MINOR SUBDIVISIONS.

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 Richland County Code of Ordinances, Chapter 26, Zoning; Article II (Rules of Construction; Definitions), Section 26-22 (Definitions), “Subdivision, major” and “Subdivision, minor”; is hereby amended to read as follows:

Subdivision, major. Any subdivision that does not meet the criteria for a subdivision exception (see subdivision definition) or a minor subdivision.

Subdivision, minor. Those divisions of land that do not qualify for administrative subdivision review, but which consist of less than fifty (50) lots. Additionally, a minor subdivision shall not involve the dedication of land to the county for open space or other public purposes; ~~provided, however, such public purposes shall not include the dedication of new roads and/or stormwater management facilities.~~

SECTION II. The Richland County Code of Ordinances, Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision review and approval; Subsection (b) (2) a., Applicability; is hereby amended to read as follows:

- a. *Applicability.* The minor subdivision review process is required for those divisions of land that do not qualify for administrative subdivision review (see above) but which consist of less than fifty (50) lots. However, a minor subdivision shall not require engineered documents pertaining to design of infrastructure or the dedication of land to the county for open space or other public purpose. ~~To be considered a minor subdivision, the dedication of land to the county for open space or other public purposes (provided, however, such public purposes shall not include the dedication of new roads and/or stormwater management facilities) shall not be part of the development.~~ If a phased project, with fewer than fifty (50) lots in one or more phases, involves a total of fifty (50) or more lots within five (5) years of the recording of any prior phase, then the project shall be treated as a major subdivision, regardless of the size of the individual phases.

SECTION III. The Richland County Code of Ordinances, Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision review and approval; Subsection (b) (3) a., Applicability; is hereby amended to read as follows:

- a. *Applicability.* The major subdivision review process is required for all those subdivisions of land in Richland County that do not meet the requirements for exemption from the subdivision review process (See definition of “subdivision” in Section 26-22 above) and that do not qualify for administrative or minor subdivision review (Section 26-54(b)(1) and Section 26-54(b)(2)). Any subdivision that involves the dedication of land to the county for open space or other public purposes (~~provided, however, such public purposes shall not include the dedication of new roads and/or stormwater management facilities~~) shall be considered a major subdivision. Any major subdivision with few than fifty (50) lots shall not be required to install sidewalks along roads abutting the development and shall not be required to submit a traffic management plan.

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

SECTION VI. This ordinance shall be effective from and after _____, 2006.

RICHLAND COUNTY COUNCIL

BY: _____
Anthony G. Mizzell, Chair

Attest this the ____ day of _____, 2006

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY’S OFFICE

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

Public Hearing: March 28, 2006
First Reading: March 28, 2006
Second Reading: April 4, 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 # 17400-11-03 AND TMS # 14781-04-12/13/14) FROM M-1 (LIGHT MANUFACTURING DISTRICT) AND RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

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

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

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

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

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

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the properties (TMS # 17400-11-03 and TMS # 14781-04-12/13/14) described in Exhibit A, which is attached hereto, from M-1 Light Manufacturing District and RU Rural 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: March 28, 2006
First Reading: April 4, 2006 (tentative)
Second Reading:
Third Reading:

Exhibit A
Property Description

Beginning at an iron pin located at the intersection of the western right-of-way of Interstate 77 (variable width right-of-way) and the northern right-of-way of Killian Road (S 52-variable width right-of-way). Thence along said right-of-way, S 66°38'02" W for 132.64 feet to an iron pin; thence S 65°16'44" W for 152.32 feet to an iron pin; thence S 57°30'00" W for 186.40 feet to an iron pin; thence S 52°41'55" W for 50.91 feet to an iron pin; thence S 65°46'54" W for 273.27 feet to a right-of-way monument; thence S 65°42'11" W for 217.84 feet to an iron pin; thence along the common line of Gray (Deed Book R0280, page 2051), N 02°57'19" W for 376.04 feet to an iron pin; thence N 00°37'43" E for 179.74 feet to an iron pin; thence along the common line of Anderson (Deed Book 739, page 797), N 70°13'14" E for 298.79 feet to an iron pin; thence along the common line of Riley (Deed Book D301, page 420), N 02°50'09" W for 101.93 feet to an iron pin; thence along the common line of Barr (Deed Book D301, page 423), N 02°51'37" W for 130.88 feet to an iron pin; thence along the common line of Pugh (Deed Book D301, page 414), N 02°54'05" W for 102.02 feet to an iron pin; thence along the common line of Ferguson (Deed Book R0969, page 3253), N 02°50'28" W for 101.95 feet to an iron pin; thence along the common line of Trapp (Deed Book D301, page 411), N 02°51'29" W for 103.05 feet to an iron pin; thence along the common line of Stevens (Deed Book D173, page 401), N 02°40'28" W for 132.27 feet to an iron pin; thence along the common line of Smith (Deed Book D826, page 548), N 05°12'09" W for 616.64 feet to a point located in the centerline of Roberts Branch, crossing an iron pin at 590.88 feet; thence along the meanders of Roberts Branch: N 66°58'45" E for 51.42 feet; thence N 26°31'00" E for 70.86 feet; thence N 36°51'00" E for 59.77 feet; thence N 49°11'23" E for 74.97 feet; thence N 00°15'42" E for 33.81 feet; thence N 17°58'23" E for 52.11 feet; thence N 39°55'32" E for 26.49 feet; thence S 86°35'28" E for 39.72 feet; thence N 44°21'08" E for 101.49 feet; thence N 79°48'59" E for 34.80 feet; thence N 87°48'46" E for 45.45 feet; thence S 77°22'04" E for 54.42 feet; thence N 65°37'33" E for 53.57 feet; thence N 70°14'53" E for 63.74 feet; thence S 71°23'31" E for 17.65 feet; thence N 85°03'28" E for 43.18 feet; thence N 19°23'06" E for 18.44 feet; thence N 42°39'49" E for 42.35 feet; thence N 70°49'52" E for 35.75 feet; thence N 61°31'07" E for 44.95 feet; thence N 47°52'15" E for 34.40 feet; thence N 64°53'49" E for 21.03 feet; thence S 56°33'00" E for 17.00 feet; thence N 83°35'41" E for 11.77 feet to a point located on the western right-of-way of Interstate 77 (variable width right-of-way); thence along said right-of-way, S 09°25'54" E for 27.31 feet to a right-of-way monument; thence S 11°54'22" E for 200.65 feet to a right-of-way monument; thence S 05°27'35" E for 668.34 feet to a right-of-way monument; thence along a curve to the right having a radius of 1814.86 feet, an arc length of 637.25 feet and a chord bearing and distance of S 04°38'52" W for 633.98 feet to a right-of-way monument; thence S 14°35'08" W for 409.67 feet to an iron pin; thence S 14°43'41" W for 75.87 feet to the Point of Beginning. Said tract contains 39.711 acres (1,729,824 sq. ft.), more or less.

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, March 28, 2006
5:00 PM*

Recommendations

ITEMS FOR ACTION

- Consent** **A. Approval of Close-Out Change Order for Broad River Heights Sewer Project –**
This committee recommended that Council approve this item. 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, March 28, 2006
6:00 PM*

Recommendations

ITEMS FOR ACTION

- Consent A. Adoption of Fair Housing Resolution for 2006** – The committee forwarded this item to the full Council with a recommendation to approve the resolution. The vote in favor was unanimous.
- Consent B. Public Hearing and Resolution in Support of JEDA Bond Issue for Eau Claire Cooperative Health Centers, Inc. (ECCHC)** – The committee forwarded this item to the full Council with the recommendation to approve. The vote in favor was unanimous. **(This item will go before Council on April 18, 2006.)**
- Consent C. Ordinance Authorizing a Quit-Claim Deed to Hendricks Commercial Properties, LLC for a Certain Portion of an Abandoned Right-of-Way Known as Oakdale Street** – The committee forwarded this item to the full Council with a recommendation in favor of giving first reading to the ordinance. The committee also recommended that Council consider reformulating the quit-claim deed policy. The vote in favor was unanimous.
- Consent D. Ordinance Authorizing a Quit-Claim Deed to ASW Land Partnership for a Certain Portion of an Abandoned Right-of-Way Known as Oakdale Street** – The committee forwarded this item to the full Council with a recommendation in favor of giving first reading to the ordinance. The committee also recommended that Council consider reformulating the quit-claim deed policy. The vote in favor was unanimous.

Staffed by Joe Cronin

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

AN ORDINANCE AUTHORIZING QUIT-CLAIM DEED TO HENDRICKS COMMERCIAL PROPERTIES, LLC FOR A CERTAIN PORTION OF AN ABANDONED RIGHT-OF-WAY KNOWN AS OAKDALE STREET, RICHLAND COUNTY.

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 I. For and in consideration of the sum of \$21,450.00, the County of Richland and its employees and agents are hereby authorized to grant a quit-claim deed for a certain portion of an abandoned right-of-way known as Oakdale Street, Richland County, to Hendricks Commercial Properties, LLC, as specifically described in the attached deed, which is incorporated herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ 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: April 4, 2006 (tentative)
Second Reading:
Public Hearing:
Third reading:

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

AN ORDINANCE AUTHORIZING QUIT-CLAIM DEED TO ASW LAND PARTNERSHIP FOR A CERTAIN PORTION OF AN ABANDONED RIGHT-OF-WAY KNOWN AS OAKDALE STREET, RICHLAND COUNTY.

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 I. For and in consideration of the sum of \$21,450.00, the County of Richland and its employees and agents are hereby authorized to grant a quit-claim deed for a certain portion of an abandoned right-of-way known as Oakdale Street, Richland County, to ASW Land Partnership, as specifically described in the attached deed, which is incorporated herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ 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: April 4, 2006 (tentative)
Second Reading:
Public Hearing:
Third reading:

Richland County Council Request of Action

Subject: Funding Request: Wood + Partners, Task 2, Entertainment/Recreation Complex

A. Purpose

Council is requested to approve \$29,500 plus reimbursable expenses (up to \$5,000) in unallocated Hospitality Tax funds for Wood + Partners to proceed with Task 2 (Program Definition, Market Assessment, and Financial Planning) of the planning process for the Entertainment/Recreation Complex Master Plan.

B. Background/Discussion

The Hospitality Tax Ordinance authorizes the development of a ‘recreation facility in northern Richland County’ that should attract regional visitors. The Capital Projects Committee of Council (Smith, Pearce, Tillis) recommended that the County engage a consultant to oversee this project because of the County’s need for expert guidance and lack of internal resources.

In November 2004, the Committee recommended and Council adopted a motion “to engage a recreational planning firm or consultant to:

- assess the recreational needs of Richland County and recommend a project that would draw regional visitors
- determine the financial viability of such a project
- assist the County in selecting a site
- develop a land use plan for the center with estimated operating and construction costs.

Four companies submitted their qualifications, and the evaluations were put on hold due to more pressing projects at that time. The evaluations were completed in November of 2004, and an award was made to Wood + Partners.

The RFQ contains information regarding conceptual planning services, and design development through construction phase services. More specifically, the Tasks proposed, along with corresponding costs, are as follows:

| | |
|---|---------------------|
| Task 1 – Public Opinion & Customer Organizations Surveys..... | \$38,500.00 |
| Task 2 – Program Definition, Market Assessment, & Financial Plan..... | \$29,500.00 |
| Task 3 – Site Selection Services..... | (see note below) |
| Task 4 – Park Conceptual Master Planning..... | \$54,000.00 |
| Total Conceptual Planning Services..... | \$122,000.00 |

Note: Fees for Conceptual Planning Services do not include Site Selection Services. These fees will be negotiated following the County’s selection of sites to assess.

Staff review of similar projects in other jurisdictions indicates that these charges are in line with market and reasonable.

Task 1, Public Opinion & Customer Organizations Surveys (approved by Council in May 2005), has been completed. Survey results are forthcoming.

At this time, Council is requested to approve **Task 2: Program Definition, Market Assessment and Financial Planning**, which includes the following items:

- Conduct Kick-Off Meeting with Presentation of Task 1 Findings
- Evaluate Potential Areas in County, Existing Facilities & Demographics
- Rank Potential Areas for Suitability
- Prepare Matrix of Business Factors—Revenue Factors, Complexity of Operation & Breadth of Markets Served
- Formulate Design Parameters with Indicators of Market Support, Prototypical Sizing & Site Carrying Capacity
- Prepare Financial Analysis including Usership, Per Capita Expenditures, Revenue, Operating Expenses, Net Operating Income & Debt Service
- Present Findings to Project Steering Committee

C. Financial Impact

Wood + Partners has quoted \$29,500 plus reimbursable expenses for the completion of Task 2. (\$5,000 is suggested as the amount for reimbursable expenses associated with Task 2. Any of these reimbursable expenses not required would revert to the Hospitality Tax Fund Balance.) Therefore, the financial impact would be \$34,500. The Hospitality Tax account has adequate unallocated funds to cover these expenses.

D. Alternatives

1. Approve Wood + Partners to proceed with Task 2, Program Definition, Market Assessment and Financial Planning, and also approve the allocation of \$34,500 (assuming up to \$5,000 in reimbursable expenses) in unallocated Hospitality Tax funds.
2. Do not approve Wood + Partners to proceed with Task 2.

E. Recommendation

Administration recommends Alternative 1, approve Wood + Partners to proceed with Task 2, Program Definition, Market Assessment and Financial Planning, and also approve the allocation of \$34,500 (assuming up to \$5,000 in reimbursable expenses) in unallocated Hospitality Tax funds.

Recommended By: Staff Department: Administration Date: February 8, 2006

F. Reviews

Finance

Reviewed by (Budget Dir.): Daniel Driggers Date: 2/17/06
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Funds are available as stated.

Legal

Reviewed by: Amelia R. Linder Date: 2/17/06
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Both alternatives appear to be legally sufficient; therefore, this request is at the discretion of County Council.

Administration

Reviewed by: Tony McDonald Date: 2/21/06
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Recommend approval of Task 2 at a cost not to exceed \$34,500. Funds are available from Hospitality Tax revenues.

Richland County Council

Rules and Appointments Committee



**RICHLAND COUNTY COUNCIL
REGULAR SESSION MEETING
APRIL 4, 2006**

REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

I. ITEMS FOR DISCUSSION

- A. AMENDMENTS TO THE ORDINANCE REQUIREMENTS REGARDING RESIDENCE FOR BOARD/COMMITTEE MEMBERS**
- B. SCAC RULES FOR MOTION PERIOD**

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

Joseph McEachern
Chairman
District Seven

Paul Livingston
District Four

Mike Montgomery
District Eight

Staffed by:

Monique Walters
Assistant to the Clerk of Council

DRAFT

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

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; ARTICLE VII, BOARDS, COMMISSIONS AND COMMITTEES; SECTION 2-326, BOARDS AND COMMISSION CREATED AND RECOGNIZED; SO AS TO REQUIRE RESIDENCY IN THE UNINCORPORATED AREA OF THE COUNTY AS A CONDITION OF APPOINTMENT IN MOST INSTANCES.

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

SECTION I. The Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Boards and commissions created and recognized; the first paragraph therein; is hereby reorganized and amended as follows:

Sec. 2-326. Boards and commissions created and recognized.

(1) Applicability. All provisions of this article shall apply to the boards, commissions, and committees enumerated in this article, as well as to all other boards, committees and commissions appointed and/or created by Richland County Council.

(2) Residency requirements. Except as may otherwise be provided in this Code of Ordinances, any person who is appointed to a board, commission, or committee by the Richland County Council must be a citizen residing in the unincorporated area of the County.

(3) Organization: terms. Except as otherwise provided by law or by the Council, such boards and commissions shall elect a chairman and a vice-chairman and shall prescribe their own rules of procedure. The members of such boards and commissions shall not serve more than two (2) consecutive terms; provided, however, that upon service of two (2) consecutive terms a member may be eligible for reappointment after one year of nonservice. Provided, however, that an individual serving in a executive position on a county board, commission, or committee shall be allowed to complete the term for that position when the individual's term on the board, commission expires prior to the expiration of the executive appointment. Such boards and commissions may establish such bylaws, rules and regulations, not inconsistent with ordinances of the council or applicable state law, as they deem appropriate and necessary for the conduct of their affairs. Copies thereof shall be filed with the clerk.

(4) Removal. The members of such boards and commissions may be removed for cause by majority vote of the council.

(5) Creation. The following boards and commissions are hereby created:

DRAFT

SECTION II. All remaining subsections and paragraphs of Section 2-326 of the Richland County Code of Ordinances shall remain in full force and effect.

SECTION III. The Richland County Code of Ordinances, Chapter 2, Administration; Article VIII, Personnel Regulations; Section 2-478, The employee grievance committee; the first paragraph therein; is hereby amended as follows:

Sec. 2-478. The employee grievance committee.

The county council shall appoint a committee composed of seven (7) employees (without regard to residency) to serve for terms of three (3) years, except that the members appointed initially shall be appointed so that their terms will be staggered, and approximately one-third (1/3) of the terms shall expire each year. A member shall continue to serve after the expiration of his term until a successor is appointed. Any interim appointment to fill a vacancy for any cause prior to the completion of a member's term shall be for the unexpired term. Any member may be appointed for succeeding terms at the discretion of the county council. All members shall be selected on a broadly representative basis from among county employees. Members employed in the same department as the grieving employee and members having formed an opinion on the issues prior to the hearing, shall not participate in that employee's hearing. The council shall qualify and appoint no fewer than one (1) and no more than four (4) employees to serve for a term of three (3) years as alternate members of the employee grievance committee in the event three (3) or more permanent members of the committee shall be disqualified or otherwise unable to participate in a grievance proceeding, thereby precluding a quorum of the committee as required by this section. Alternate members may seek appointment as interim or permanent committee members as vacancies shall occur, in which event the council shall designate replacement for such alternate members so chosen for full membership on the committee.

SECTION IV. All remaining subsections and paragraphs of Section 2-478 of the Richland County Code of Ordinances shall remain in full force and effect.

SECTION VI. Severability. If any section, subsection, or clause of this Ordinance shall be held by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such finding shall not affect the validity of the remaining sections, subsections, and clauses of this Ordinance.

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

DRAFT

SECTION VIII. 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:
Second Reading:
Public Hearing:
Third Reading:

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

AN ORDINANCE AUTHORIZING DEED TO SJ, LLC, FOR A CERTAIN PARCEL OF LAND KNOWN AS LOT 18 (APPROXIMATELY 3.56 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

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 I. The County of Richland and its employees and agents are hereby authorized to grant a deed to SJ, LLC, for certain real property, as specifically described in the attached Deed, Lot 18 (approximately 3.56 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which is attached hereto and incorporated herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ 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: April 4, 2006 (tentative)
Second Reading:
Public Hearing:
Third reading:

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

AN ORDINANCE AUTHORIZING TWO DEEDS TO FORUM DEVELOPMENT II, LLC FOR CERTAIN PARCELS OF LAND KNOWN AS LOT 12 (APPROXIMATELY 9.665 ACRES TOTAL) AND LOT 28 (APPROXIMATELY 2.713 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

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 I. The County of Richland and its employees and agents are hereby authorized to grant two deeds to FORUM DEVELOPMENT II, LLC for certain real properties, as specifically described in the attached Deeds, Lot 12 (approximately 9.665 acres) and Lot 28 (approximately 2.713 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which are attached hereto and incorporated herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ 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: April 4, 2006 (tentative)
Second Reading:
Public Hearing:
Third reading:

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

AN ORDINANCE AUTHORIZING TWO DEEDS TO BRAZELL FAMILY, LLC, FOR CERTAIN PARCELS OF LAND KNOWN AS LOT 6 (APPROXIMATELY 5.057 ACRES TOTAL) AND LOT 11 (APPROXIMATELY 6.941 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

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 I. The County of Richland and its employees and agents are hereby authorized to grant two deeds to BRAZELL FAMILY, LLC, for certain real properties, as specifically described in the attached deeds, Lot 6 (approximately 5.057 acres) and Lot 11 (approximately 6.941 acres in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which are attached hereto and incorporated herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ 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: April 4, 2006 (tentative)
Second Reading:
Public Hearing:
Third reading:

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

AN ORDINANCE AUTHORIZING DEED TO CHEEK PROPERTIES, LLC, FOR A CERTAIN PARCEL OF LAND KNOWN AS LOT 26 (APPROXIMATELY 3.38 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

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 I. The County of Richland and its employees and agents are hereby authorized to grant a deed to CHEEK PROPERTIES, LLC, for certain real property, as specifically described in the attached Deed, Lot 26 (approximately 3.38 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which is attached hereto and incorporated herein.

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

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

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

RICHLAND COUNTY COUNCIL

By: _____
Anthony G. Mizzell, Chair

Attest this _____ 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: April 4, 2006 (tentative)
Second Reading:
Public Hearing:
Third reading:

**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: Jeanette Lynn Smith

2. Applicant's Address: 226 Gusty Lane
Hopkew SC 29061

3. Applicant's Telephone: Home: 803-776-5249 Office: 803-546-5212

4. Location of proposed community care home:

Street address: 226 Gusty Lane

City, Zip: Hopkew SC Tax Map Number: 22014-08-06

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.

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