



**RICHLAND COUNTY COUNCIL
REGULAR SESSION AGENDA**

**MAY 18, 2010
6:00 PM**

CALL TO ORDER

HONORABLE PAUL LIVINGSTON, CHAIR

INVOCATION

HONORABLE JOYCE DICKERSON

PLEDGE OF ALLEGIANCE

HONORABLE JOYCE DICKERSON

Presentation Of Resolutions

1. A resolution acknowledging Richland County and South Carolina's HIV/AIDS Statistics
[LIVINGSTON]
2. Palmetto AIDS Life Support Services of South Carolina, Inc. (PALSS) Resolution [MANNING]

Approval Of Minutes

3. Regular Session: May 4, 2010 [PAGES 8-18]

Adoption Of The Agenda

Report Of The Attorney For Executive Session Items

4. a. HBA vs. Richland County
- b. Personnel Matter

Citizen's Input

Report Of The County Administrator

5. a. USA Today Article
- b. Farmers' Market Joint Resolution Update
- c. Lower Richland Sewer Update

Report Of The Clerk Of Council

Report Of The Chairman

Presentations

6. CMRTA - Mitzi Javers, Executive Director

Approval Of Consent Items

7. Ordinance to Amend Road Names and Addressing Requirements [**THIRD READING**] [**PAGES 23-30**]
8. 10-03MA
Matthew Congdon
Killian Crossing
PDD to Amended PDD (398.66 Acres) & GC (17.29 Acres)
17400-02-04/12/13/14
Killian Rd. [**THIRD READING**] [**PAGES 32-34**]
9. 10-06MA
Lake Carolina
David Tuttle
PUD-2 to RU (22.05 Acres)
23300-03-01(p)
Ashland at Kelly Mill Rd. [**THIRD READING**] [**PAGES 36-37**]
10. 10-07MA
Map amendment for properties in the Crane Creek Master Plan Neighborhood District [**THIRD READING**] [**PAGES 39-41**]
11. An Ordinance so as to reflect that schools, including public and private, are not permitted in the M-1 Zoning District [**THIRD READING**] [**PAGES 43-46**]
12. An Ordinance so as to correctly identify the Development Review Team as the entity that reviews land development and subdivisions, and has the authority to reduce road standards [**THIRD READING**] [**PAGES 48-50**]
13. An Ordinance Amending the Fiscal Year 2009-2010 Victim's Assistance Fund Annual Budget and General Fund Annual Budget to appropriate \$50,000 of Undesignated Fund Balance from the General Fund to the Victim's Assistance Fund for the anticipated revenue shortfall [**SECOND READING**] [**PAGES 52-53**]
14. An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$34,950 of additional miscellaneous revenue and \$11,487 of Undesignated General Fund Balance to the Sheriff's Department's budget to pay for the replacement of damaged vehicles [**SECOND READING**] [**PAGES 55-56**]

Third Reading Items

15. An Ordinance Authorizing a lease to Vulcan Construction Materials, LP, for approximately 10 Acres of land, which is a portion of Richland County TMS # 06500-01-11 [PAGE 58]

Second Reading Items

16. An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$500,000 of Undesignated General Fund Balance to the Risk Management Department's budget to pay for liability and worker's compensation claims [PAGES 60-61]
17. An Ordinance to levy and impose a one percent (1%) sales and use tax, subject to a referendum, within Richland County pursuant to Section 4-37-30 of the Code of Laws of South Carolina 1976, as amended; to defining the purposes and designate the projects for which the proceeds of the tax may be used; to provide the maximum time for which such tax may be imposed; to provide the estimated cost of the projects funded from the proceeds of the tax; to provide for a county-wide referendum on the imposition of the sales and use tax and the issuance of General Obligation Bonds and to prescribe the contents of the ballot questions in the referendum; to provide for the conduct of the referendum by the Richland County Election Commission; to provide for the administration of the tax, if approved; to provide for the payment of the tax, if approved; and to provide for other matters relating thereto [PAGES 63-79]

Report Of Development And Services Committee

18. Memorandum of Understanding to reflect the intent of parties regarding access to Lower Richland Boulevard and Garners Ferry Road in the development of certain residential and commercial facilities [PAGES 81-104]

Report Of Economic Development Committee

19. Navistar Pass-Through Grant [PAGE 106]

Report Of Rules And Appointments Committee

1. Notification Of Appointments

20. Accommodations Tax Committee-2 positions for persons in the Hospitality Industry [no applications was received]
21. Appearance Commission, Landscaper-1 [no applications was received]
22. Employee Grievance Committee-4 [applications were received from Leonard Q. Bradley, Coroner's Office; Sharon D. Walker, CASA] [PAGES 110-113]
23. Internal Audit Committee-2 [no applications was received]

Other Items

24. Report of the Transportation Ad Hoc Committee:
 - a. Request from the Midlands Authority for Conventions, Sports & Tourism: "The Board of Directors of the Midlands Authority for Conventions, Sports & Tourism hereby requests that

Richland County and the City of Columbia include Downtown Trolleys in the Master Plan for the Central Midlands Regional Transit Authority. It is important that we have the linkage for not only our residents but the three million visitors that come to Columbia each year. It should be included in the short term version of that plan.” [ACTION]

b. Resolution Approving Transit Service Changes [ACTION][PAGES 116-117]

Citizen's Input

Executive Session

Motion Period

25. Rev. Dozier Resolution [JETER]

Adjournment



Richland County Council Request of Action

Subject

A resolution acknowledging Richland County and South Carolina's HIV/AIDS Statistics [**LIVINGSTON**]

Richland County Council Request of Action

Subject

Palmetto AIDS Life Support Services of South Carolina, Inc. (PALSS) Resolution **[MANNING]**

Richland County Council Request of Action

Subject

Regular Session: May 4, 2010 [**PAGES 8-18**]

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, MAY 4, 2010 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	Paul Livingston
Vice Chair	Damon Jeter
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Bill Malinowski
Member	Jim Manning
Member	L. Gregory Pearce, Jr.
Member	Kit Smith
Member	Kelvin Washington

OTHERS PRESENT – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Sparty Hammett, Roxanne Ancheta, Randy Cherry, Stephany Snowden, Jennifer Dowden, Tamara King, Larry Smith, Amelia Linder, Anna Almeida, Tiaa Rutherford, Daniel Driggers, Pam Davis, Sara Salley, David Hoops, David Chambers, Kevin Etheridge, Andy Metts, Bill Peters, John Hixson, Rodolfo Callwood, Paul Brawley, Lillian McBride, Paul Alcatar, Valeria Jackson, Kyle Holsclaw, Monique Walters

CALL TO ORDER

The meeting was called to order at approximately 6:08 p.m.

INVOCATION

The Invocation was given by the Honorable Damon Jeter

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Damon Jeter

APPROVAL OF MINUTES

Regular Session: April 20, 2010 – Ms. Kennedy moved, seconded by Mr. Malinowski, to reconsider the Crane Creek Neighborhood District Ordinance. The ordinance was approved as amended.

Mr. Manning moved, seconded by Mr. Malinowski, to reconsider the Catawba Resolution.

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

Zoning Public Hearing: April 27, 2010 – Mr. Jeter moved, seconded by Mr. Manning, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Manning moved, seconded by Ms. Dickerson, to move the Catawba Indian Resolution to immediately following Adoption of Agenda.

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

OTHER ITEM

Resolution regarding the Catawba Indians – Mr. Manning moved, seconded by Ms. Dickerson, to remove this item. The vote in favor was unanimous.

REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

- a. **Columbia Venture**
- b. **Vulcan Lease Agreement**
- c. **Real Estate Contract**
- d. **Pending Legal Matter**
- e. **FN Manufacturing**
- f. **Lower Richland Sewer Update**
- g. **Farmers' Market Update**

- h. **McEntire Produce vs. Richland County**
- i. **Risk Management Budget Amendment**
- j. **Personnel Matter**
- k. **Airport Manager Process**
- l. **Richland School District II**

CITIZENS' INPUT

No one signed up to speak.

REPORT OF THE COUNTY ADMINISTRATOR

Real Estate Contract – This item was taken up during Executive Session

Smoking Ban Update – This item was taken up during Executive Session.

Farmers' Market Update – This item was taken up during Executive Session.

Lower Richland Sewer Update – This item was taken up during Executive Session.

Richland Savvy Seniors—May 21st – May is Older American's month and the county is partnering with AARP, Senior Resources and the Council on Aging to host the inaugural Savvy Senior Friday on May 21st from 10 a.m.-1 p.m. at Midtown Forest Acres. This event is an attempt to further engage citizens to learn about county services and programs, about computers, as well as, take exercise classes and network. County departments slated to participate include: Ombudsman, Public Information, Probate Court, CASA, Neighborhood Improvement Program, Community Development, Stormwater, Treasurer's Office, Richland County Sheriff's Department and Auditor's Office.

Richland County Census Update – Richland County has much to be proud of in regard to the mail in response rate, which is up 6% over 2000 and stands at 75%. The State average is 73% and the national average is 72%. Richland County's Census task force worked diligently. The task force included representatives from Planning and Development, Community Development, GIS, Ombudsman, Voter Registration, Administration, the Business Service Center, and the Richland County Sheriff's Department.

Employee Grievance – Ms. Hutchinson moved, seconded by Ms. Dickerson, to accept the Administrator's recommendation. The vote in favor was unanimous.

REPORT OF THE CLERK OF COUNCIL

Broad River Wastewater Treatment Plant Ribbon Cutting

Conservation Commission Tours

REPORT OF THE CHAIRMAN

No report was given.

OPEN/CLOSE PUBLIC HEARINGS

- An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$345,000 of undesignated General Fund Balance to the Sheriff Department's Budget for part-time personnel expenditures – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- An Ordinance Amending the Richland County Code of Ordinances, Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-141, Table of Permitted Uses with Special Requirements, and Special Exceptions; "Business, Professional and Personal Services" of Table 26-V-2; and Article VI, Supplemental Use Standards; Section 26-151, Permitted Uses with Special Requirements; so as to allow "Bed and Breakfast Homes/Inns" as a Permitted Use with Special Requirements in the RU Rural; OI Office and Institutional, NC Neighborhood Commercial, and GC General Commercial Zoning Districts; and to remove "Bed and Breakfast Homes/Inns" from the M-1 Zoning District [THIRD READING]
- 10-03MA, Matthew Congdon, Killian Crossing, PDD to Amended PDD (398.66 Acres) & GC (17.29 Acres), 17400-02-04/12/13/14 [SECOND READING]
- 10-06MA, Lake Carolina, David Tuttle, PUD-2 to RU (22.5 Acres), 23300-03-01(p), Ashland at Kelly Mill Rd. [SECOND READING]
- 10-07MA, Map amendment for properties in the Crane Creek Master Plan Neighborhood District [SECOND READING]
- An Ordinance so as to reflect that schools, including public and private, are not permitted in the M-1 Zoning District [SECOND READING]
- An Ordinance so as to correctly identify the Development Review Team as the entity that reviews land development and subdivisions, and has the authority to reduce road standards [SECOND READING]
- Jasmine Place Water Quality Improvement Project
- Change to Handbook regarding Weapons
- Decker Blvd Woodfield Park Slum and Blight Designation
- Laurelwood Plantation Historic Preservation Acquisition

- **Transportation Enhancement Grant for Woodrow Wilson Home**
- **Request for Contract Award for Parking Garage Repairs**
- **Job performance plan for the Clerk of Council position**
- **Business Service Center-Records Retention Schedule**
- **Approval of the Exercise of an Option to Renew a Contract with Palmetto Posting, Inc.**
- **Emergency Services Purchase Orders and Contract Approval for FY 2010-11**
- **Transfer funds allocated for SC Gospel Fest to Administrator to be distributed as per County Rules**
- **Jail Intervention Program**

Ms. Hutchinson moved, seconded by Mr. Washington, to approve the consent items. The vote in favor was unanimous.

THIRD READING

An Ordinance Authorizing a lease to Vulcan Construction Materials, LP, for approximately 10 Acres of land, which is a portion of Richland County TMS #06500-01-11 – Mr. Malinowski moved, seconded by Mr. Washington, to defer this item until the May 18th Council meeting. The vote in favor was unanimous.

Budget Amendment-Sheriff: Part-Time Employees – Ms. Dickerson moved, seconded by Ms. Kennedy, to approve this item.

SECOND READING

Ordinance to Amend Road Names and Addressing Requirements – Mr. Malinowski moved, seconded by Mr. Jeter, to approve this item.

FIRST READING

An Ordinance to raise revenue, make appropriations, and adopt a budget for Richland County, South Carolina for Fiscal Year beginning July 1, 2010 and ending June 30, 2011 – Ms. Dickerson moved, seconded by Ms. Hutchinson, to approve this item. The vote in favor was unanimous.

An Ordinance Authorizing the levying of ad valorem property taxes, which, together with the prior year's carryover and other State levies and any additional amount appropriated by the Richland County Council prior to July 1, 2010, will provide sufficient revenues for the operations of Richland County Government during the period from July 1, 2010 through June 30, 2011 – Mr. Pearce moved to unanimously approve this item. The vote in favor was unanimous.

An Ordinance Authorizing the issuance and sale of not to exceed \$2,100,000 General Obligation Bonds, Series 2010B, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto – Mr. Jeter moved, seconded by Mr. Pearce, to approve this item. The vote in favor was unanimous.

An Ordinance Authorizing the issuance and sale of not to exceed \$13,400,000 General Obligation Bonds, Series 2010A, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto – Mr. Jeter moved, seconded by Ms. Kennedy, to approve this item. The vote in favor was unanimous.

REPORT OF DEVELOPMENT AND SERVICES COMMITTEE

Ordinance to Amend the Standards for Outdoor Retail Lighting – Mr. Malinowski moved, seconded by Ms. Hutchinson, to approve this item with the inclusion of the language: "...non-business hours shall mean between the hours of 10 p.m. and 7 a.m." The vote in favor was unanimous.

Memorandum of Understanding to reflect the intent of parties regarding access to Lower Richland Boulevard and Garners Ferry Road in the development of certain residential and commercial facilities – Mr. Jackson moved to unanimously defer this item until the May 18th Council meeting.

Water Line Construction to New Light Beulah Baptist Church – This item was denied.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Richland County Library: USDA Grant Request-Eastover Branch – Mr. Manning moved, seconded by Mr. Washington, to approve this item.

Mr. Pearce made a substitute motion, seconded by Ms. Hutchinson, to refer this item to the budget process. The vote was in favor.

An Ordinance Amending the Fiscal Year 2009-2010 Victim's Assistance Fund Annual Budget and General Fund Annual Budget to appropriate \$50,000 of Undesignated Fund Balance from the General Fund to the Victim's Assistance Fund for the anticipated revenue shortfall – Ms. Smith moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Replacement of Damaged RCSD Vehicles – Mr. Washington moved, seconded by Ms. Kennedy, to approve this item. The vote in favor was unanimous.

Eastover Sewer Plant Update (Contractual Matter) – This item was taken up during Executive Session.

Budget Amendment—Risk Management – Ms. Dickerson moved, seconded by Mr. Pearce, to give this item First Reading. The vote was in favor.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

Project McGuire – This item was taken up during Executive Session.

- a. **Resolution Re: First Amendment to Lease Purchase Agreement**
- b. **First Amendment to Lease Purchase Agreement**
- c. **Bond Resolution**

Mr. Washington moved, seconded by Ms. Kennedy, to approve this item. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES

- a. **Building Codes Board of Adjustments—1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- b. **Historic Columbia Foundation—1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.

II. DISCUSSION FROM RULES AND APPOINTMENTS COMMITTEE

- a. **To request the Attorney General’s opinion regarding the possibility of a conflict of interest as it related to the methodology used to compensate voter registration appointees [DICKERSON]** – Mr. Malinowski stated that the committee recommended that Council direct the County Attorney to send a letter to the Attorney General for an opinion.

<u>For</u>	<u>Against</u>
Pearce	Jackson
Malinowski	Livingston
Hutchinson	Manning
Jeter	Washington
Dickerson	
Kennedy	
Smith	

C&D Landfill Contract – Ms. Smith moved, seconded by Mr. Washington, to reaffirm Council's prior action.

<u>For</u>	<u>Against</u>
Pearce	Malinowski
Hutchinson	Jackson
Livingston	Jeter
Dickerson	Manning
Washington	Kennedy
Smith	

The vote was in favor.

OTHER ITEMS

Transportation Ad Hoc Committee

- a. **An Ordinance to levy and impose a one percent (1%) sales and use tax, subject to a referendum, within Richland County pursuant to Section 4-37-30 of the Code of Laws of South Carolina 1976, as amended; to define the purpose and designate the projects for which the proceeds of the tax may be used; to provide the maximum time for which such tax may be imposed; to provide the estimated cost of the projects funded from the proceeds of the tax; to provide for a County-wide referendum on the imposition of the sales and use tax and the issuance of General Obligation Bonds to prescribe the contents of the ballot questions in the referendum; to provide for the conduct of the referendum by the Richland County Election Commission; to provide for the administration of the tax, if approved; to provide for the payment of the tax, if approved; and to provide for other matters relating thereto [BY TITLE ONLY]** – Ms. Dickerson stated that the committee recommended eliminating the mass transit fee. The vote was in favor.
- b. **Add an option to the referendum of a quarter of a penny sales tax for the bus only and reduce the two cents hospitality tax to one and three-quarters cents. This would keep the sales tax the same while eliminating the additional road maintenance fee of \$10 for cars and \$16**

for commercial vehicles. An option for no new taxes while solving the bus problem. [Jackson & Malinowski] – Council unanimously approved the elimination of the Mass Transit Fee as scheduled, but made no recommendation on the Hospitality Tax.

- c. Motion to give High priority ranking to all Local roads projects to include; resurfacing, widening, sidewalks and paving (using alternative and traditional paving methods) in the transportation penny sales tax referendum to all. [Washington]** – The vote was in favor of continuing to use the current methodology.
- d. Motion to use Pavement Quality Index PQI to prioritize all State and Local road resurfacing projects listed in the transportation penny sales tax referendum. [Washington]** – Council voted to continue using the current methodology and to consider establishing a criteria by ordinance similar to that of the dirt road paving program that would include PQI and other factors (i.e.: current and projected ADT, % truck traffic and other factors in ranking roadway segments in a funding scenario) for roadway and bike/pedestrian/greenway projects. The re-surfacing program may include monies for different types of roadways (arterials, collectors, local subdivision streets, etc.), and may include a separate ranking system. Horry County's RIDE program is recommended to be used as guide. The development of the criteria and ranking system(s) may be developed after approval of the referendum.
- e. Motion to give High priority ranking to sidewalks and bike lane projects for any road that is within a one mile radius of the following: school, recreational facility and churches. [Washington]** – Council voted to continue using the current methodology and to consider establishing a criteria by ordinance similar to that of the dirt road paving program that would include PQI and other factors (i.e.: current and projected ADT, % truck traffic and other factors in ranking roadway segments in a funding scenario) for roadway and bike/pedestrian/greenway projects. The re-surfacing program may include monies for different types of roadways (arterials, collectors, local subdivision streets, etc.), and may include a separate ranking system. Horry County's RIDE program is recommended to be used as guide. The development of the criteria and ranking system(s) may be developed after approval of the referendum.

CITIZENS INPUT

Mr. John White spoke regarding his arrest for contempt of court in relation to a faxed jury summons.

EXECUTIVE SESSION

=====
Council went into Executive Session at approximately 8:53 p.m. and came out at approximately 10:28 p.m.
=====

- a. **Columbia Venture** – This item was deferred.
- b. **Vulcan Lease Agreement** – This item was deferred.
- c. **Real Estate Contract** – No action was taken.
- d. **FN Manufacturing** – No action was taken.
- e. **Lower Richland Sewer Update** – Ms. Hutchinson moved, seconded by Ms. Smith, to direct the County Administrator to proceed with an emergency procurement using the design build process to construct a new Lower Richland Wastewater Treatment plant as discussed in Executive Session.

Mr. Washington moved, seconded by Ms. Dickerson, to reconsider this item. The motion failed.
- f. **McEntire Produce vs. Richland County** – No action was taken.
- g. **Risk Management Budget Amendment** – No action was taken.
- h. **Personnel Matter** – No action was taken.
- i. **Richland School District II** – No action was taken.

MOTION PERIOD

That the County Administrator direct staff to prepare a document prior to 2nd Reading of the FY 2010-11 budget listing all budget amendments approved by County Council during the FY2009-10 budget year. The list should include the County department receiving the additional funds, the amount requested, the amount approved by Council and a brief description as to why the additional appropriations were required. The listing should be grouped by department then by the date of Council action [PEARCE, WASHINGTON, AND MALINOWSKI – This item was referred to the A&F Committee.

Motion for Council to discuss whether to pursue new garbage contracts in D/S Committee, as it did in May of 2009 [JACKSON] – Mr. Jackson withdrew this motion.

Resolution to support naming the Lexington and Richland Counties Project Pet Regional Adoption Center for a major gift donor (Austin Meyer) [LIVINGSTON] –
Mr. Livingston moved, seconded by Mr. Pearce, to forward this item to the May 18th Council meeting for consideration. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 10:38 p.m.

Paul Livingston, Chair

Damon Jeter, Vice-Chair

Gwendolyn Davis Kennedy

Joyce Dickerson

Valerie Hutchinson

Norman Jackson

Bill Malinowski

Jim Manning

L. Gregory Pearce, Jr.

Kit Smith

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject

- a. HBA vs. Richland County
- b. Personnel Matter

Richland County Council Request of Action

Subject

- a. USA Today Article
- b. Farmers' Market Joint Resolution Update
- c. Lower Richland Sewer Update

Richland County Council Request of Action

Subject

CMRTA - Mitzi Javers, Executive Director

Richland County Council Request of Action

Subject

Ordinance to Amend Road Names and Addressing Requirements **[THIRD READING] [PAGES 23-30]**

Notes

First Reading: March 23, 2010
Second Reading: May 4, 2010
Third Reading:
Public Hearing: February 23, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-10HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; SECTION 26-183, ROAD NAMING AND ADDRESSING.

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 Richland County Code of Ordinances, Chapter 26, Land Development; Article II, Rules of Construction/Definitions; Section 26-22, Definitions; is hereby amended to include in the appropriate alphabetical order, the following definitions:

E9-1-1 address number. The number assigned to any building or property in a sequential manner.

E9-1-1 property address. The unique E9-1-1 address number and roadway name that is used in combination with one another to effectively locate a building for use with the E9-1-1 System.

Guidelines for Road Naming and Addressing in Richland County. The manual establishing a uniform system for road naming and addressing property and buildings on all roads, streets, and public and private roadways in the unincorporated area of Richland County.

Private roadway. An area of land that is privately owned, provides vehicular access to residential lots and has not been dedicated; or a private right-of-way created by recorded easement, or other instrument, where no recording has taken place, or no right of interest has accrued to the public and has not been designated as part of the county road maintenance system.

Sign, road or street. A sign placed at a roadway intersection that indicates the road name and block number.

SECTION II. The Richland County Code of Ordinances, Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-183, Road Naming and Addressing; is hereby amended to read as follows:

Sec. 26-183. Road naming and addressing.

(a) ~~General provisions:~~

(1) ~~Uniform system.~~ A uniform system of naming roads and numbering properties and principal buildings, called "Guidelines for Road Naming and Addressing in Richland County", will be maintained by the planning and development services department.

~~(2) — *Addresses, generally.* — An address shall be available for all principal dwellings and buildings within the unincorporated area of the county. Addresses will be provided only on those roads that have been assigned a name in accordance with the guidelines set forth by the planning department.~~

~~(3) — *Road naming, generally.* — Upon recommendation of the planning department, the planning commission, in conjunction with the requirements set forth in Section 6-29-1200 of the S.C. Code of Laws, as amended, will be responsible for naming all roads in the unincorporated areas of the county. New road names will not be allowed if they duplicate existing county road names, including road names within zip code areas that cross county boundaries into neighboring counties. Existing duplicate road names shall be changed as necessary to ensure the efficiency of the emergency response system.~~

~~(b) — *Assignment of numbers.*~~

~~(1) — *Basis for assignment.* — The planning department, in conjunction with the county assessor's office, shall assign all numbers on the basis of one number for each fifty (50) feet of frontage along the road. All buildings north of the east-west roads and east of north-south roads shall bear even numbers, and likewise, all buildings south of east-west roads and west of north-south roads shall bear odd numbers. All roads running more nearly north-south shall be numbered as north-south roads, and all roads running more nearly east-west shall be numbered as east-west roads.~~

~~(2) — *Number to be assigned.* — No building shall have more than one number. If multiple buildings have frontage within one or more assigned forty (40) foot frontage area(s) so that sufficient numbers are not available to give each building a separate number designation, then all such buildings at that location will be assigned the same number and each one of such buildings will carry a sub-designation in addition to the assigned number.~~

~~(3) — *Location of numbers.* — When each dwelling or building has been assigned its respective number or numbers, the owner, occupant, or agent shall be required to immediately attach the assigned number or numbers in accordance with the following provisions. The cost of the numbers shall be paid for by the property owner.~~

~~a. — *Size/material.* — Residential numbers shall not be less than three (3) inches in height, and business numbers shall not be less than four (4) inches in height. Numbers shall be made of a durable and clearly visible material that is in a contrasting color to the building.~~

- b. ~~Placement.~~ The numbers shall be conspicuously placed immediately above, on, or at the side of the proper door of each building so that the number can be seen plainly from the road line. ~~Whenever the building is more than fifty (50) feet from the road line, the numbers must be placed near the walk, driveway, or common entrance to the building, and upon a mailbox, gate post, fence, or other appropriate place so as to be easily read from the road line.~~
- e. ~~Digits.~~ The number or numbers assigned to each dwelling or building shall not exceed five (5) digits.

~~(4) Administration.~~

- a. ~~Application.~~ Whenever any principal dwelling or building is erected or located in the county, it will be the duty of the owner or owners to obtain the correct address for the property as designated by the planning department, and to immediately attach the number or numbers to the building as provided in this subsection. No building permit will be issued for any dwelling or building until the owner has obtained the official address from the planning department.
- b. ~~Final approval on construction.~~ Final approval of any principal structure erected, altered, repaired, or modified shall be withheld by the building inspections division until the address is posted on said structure as outlined in this subsection.

(a) General provisions.

- (1) Purpose. A uniform system for road naming is essential in expediting the response time from all emergency services agencies, such as police, fire, ambulance or other rescue services; in facilitating postal and other service delivery; and in reducing confusion for the driving public.
- (2) Guidelines. In addition to the regulations set forth herein, a uniform system of naming roads and numbering properties and principal buildings, called "Guidelines for Road Naming and Addressing in Richland County", will be maintained by the Planning Department.
- (3) Jurisdiction. The regulations set forth herein and in the "Guidelines for Road Naming and Addressing in Richland County" shall apply only to those properties, buildings, streets, and public or private roadways that are located within the unincorporated area of Richland County, and those incorporated areas that are included through intergovernmental agreement. It shall be the responsibility of all municipalities and political subdivisions

not included through intergovernmental agreement to coordinate road naming and property numbering with the Planning Department.

(b) *Changing a road name.*

1. Existing road names may only be changed pursuant to Section 6-29-1200, South Carolina of Laws, 1976, as amended, and include the following reasons:

a. A road name duplicates or is similar to another, either phonetically or by spelling, within a 9-1-1 community or an emergency service district. In accordance with State Law, “Existing duplicated road names must be changed as necessary by the local government to ensure the efficiency of the emergency response system”; or

b. The 9-1-1 Central Dispatch/Communications Department submits a written request to the county that a particular road name is causing confusion with the dispatch and/or delivery of emergency service delivery; or an emergency service provider requests in writing that a particular street name is causing service delivery confusion; or

c. The United States Postal Service presents a request in writing stating that a particular road name is causing service delivery confusion; or

d. When road configurations exist or change so that a road is split into two (2) or more non-continuous sections; or

e. When conditions result in confusion for emergency services delivery; or

f. A change may simplify markings or giving directions to persons looking for an address; or

g. Any other good and just reason that may appear to the Planning Commission.

2. *Administrative procedures for changing a road name.*

a. The Planning Commission shall hold a public hearing regarding the proposed road name change after providing notice of such public hearing in a newspaper of general circulation at least fifteen (15) days prior to the hearing. The Planning Department shall mail written notice to the property owners of record, which are adjacent

to or abutting the road, of the time, date, and location of the public hearing.

- b. After the public hearing, the Planning Commission shall either approve, deny, or select an alternative name. The Richland County Planning Commission is responsible for approving and authorizing street names in its area of jurisdiction pursuant to Section 6-29-1200, Code of Laws of South Carolina, 1976, as amended.
- c. Written notice shall be mailed to the affected property owners of the Planning Commission's determination.

(c) Addressing.

- (1) Approval agency. The Planning Department shall assign address numbers in the unincorporated areas of Richland County; and shall coordinate municipal addresses that are to be added to the E9-1-1 database. The Planning Department shall also assign and maintain addresses within the jurisdiction of any municipality with whom there is an intergovernmental agreement.
- (2) Notification of address. Written notification of the proper address of each building shall be mailed to the owner, occupant, or agent of each building in all instances where a new number is assigned.
- (3) Notification of new address information to proper agencies. Notification shall be sent to all residents/property owners, the Richland County 9-1-1 Communications Department, the U.S. Postal Service, the E9-1-1 database maintenance organization, appropriate state agencies, and public utility and affected emergency service providers whenever a new address has been assigned. It shall be the responsibility of the occupant to notify their respective telephone companies by informing the company of the correct address at the time telephone service is requested.
- (4) Placement and posting of numbers.
 - a. When a house or building has been assigned its respective number or numbers, the owner, occupant, or agent/person in charge shall place or cause to be placed upon each house or building controlled by him/her the number or numbers assigned under the uniform system as outlined in this Section and in the "Guidelines for Road Naming and Addressing in Richland County".
 - b. All numbers shall be made of a durable, clearly visible, and reflective material that contrasts with the color of the house, building or structure on which it is being placed.

- c. The numbers must be posted as numerals and must not be spelled out.
- d. The address shall be placed on existing buildings within twenty-one (21) days from the date shown on the written notification that is referenced in subsection (c) (2), above.
- e. Residential numerals shall be at least three (3) inches in height, and numerals for multiple dwelling units and nonresidential buildings shall be at least six (6) inches in height, and shall be placed on the front of the building facing the road or on the end of the building nearest the road.
- f. Numbers shall be conspicuously placed immediately above, on, or at the side of the door facing the road off which the structure is addressed so that the number is clearly visible from the road line.
- g. In the case where the building cannot be seen from the road or is situated more than fifty (50) feet from the road line, the building number shall also be placed near the walk, driveway, or common entrance to the building, or upon the mailbox, gatepost, fence, or other appropriate place so as to clearly be visible from the street or road.
- h. The road address number shall be displayed on both sides of the mail box. If mailboxes are grouped together, the road address number shall be displayed on the mailbox door, as well as on the side visible towards the road.
- i. Costs and installation of the numbers shall be paid for by the property owner or occupant or person in charge of house or building.

(d) Enforcement, violations, and penalties.

- (1) Enforcement of posting numbers. The office of the Richland County Fire Marshall shall be responsible for enforcing the posting of numbers. Prior to the issuance of a citation for any structure without properly posted numbers, the Fire Marshal shall consult with the Planning Department regarding the proper address of the structure in question. The Planning Department shall issue a notice of violation giving the violator ten (10) days from the date the letter is mailed, to correct the violation. Such notice of violation shall be in writing and sent by certified or registered mail or delivered by personal service. If the property owner, occupant, or agent has not properly posted the address after the ten (10) day time period, then

the Richland County Fire Marshal or a local fire officer shall issue a citation. Such person shall be deemed guilty of a misdemeanor and upon conviction shall be fined or imprisoned for a term not to exceed the authority of the Magistrate's Courts. Each day that such violation continues to exist shall constitute a separate offense.

- (2) *Tampering with street signs, posting illegal street signs.* Removing or defacing a street name sign in any manner, placing a street name sign in any unapproved location, or being found in possession of a stolen street sign shall constitute a violation; and such person shall be deemed guilty of a misdemeanor and upon conviction shall be fined or imprisoned for a term not to exceed the authority of the Magistrate's Courts.
- (3) *Damage to street signs.* It shall be unlawful for any person, corporation, firm, or organization to alter, remove, deface or damage any street name signs placed by the county pursuant to this Section. Any violation of this Section shall be deemed a misdemeanor and upon conviction shall be fined or imprisoned for a term not to exceed the authority of the Magistrate's Courts.
- (4) *Naming of streets not approved by the Planning Commission.* Failure to obtain proper approval of any road name used within the unincorporated areas of Richland County and the recordation of any plat containing any road name not approved by the Planning Commission shall constitute a violation; and such person shall be deemed guilty of a misdemeanor and upon conviction shall be fined or imprisoned for a term not to exceed the authority of the Magistrate's Courts.
- (5) *Removing or defacing numbers.* Any person who unlawfully removes, defaces, mars, changes, destroys, or renders an existing number or numbers unreadable in any manner shall be deemed guilty of a misdemeanor, and upon conviction shall be fined or imprisoned for a term not to exceed the authority of the Magistrate's Court.

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

SECTION V. Effective Date. This Ordinance shall be effective from and after _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2010

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: February 23, 2010
First Reading: March 23, 2010
Second Reading: May 4, 2010 (tentative)
Third Reading:

Richland County Council Request of Action

Subject

10-03MA
Matthew Congdon
Killian Crossing
PDD to Amended PDD (398.66 Acres) & GC (17.29 Acres)
17400-02-04/12/13/14
Killian Rd. **[THIRD READING] [PAGES 32-34]**

Notes

First Reading: April 27, 2010
Second Reading: May 4, 2010
Third Reading:
Public Hearing: April 27, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-10HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED AS TMS # 17400-02-04/12/13/14 FROM PDD (PLANNED DEVELOPMENT DISTRICT) TO AN AMENDED PDD (PLANNED DEVELOPMENT DISTRICT) AND GC (GENERAL COMMERCIAL); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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 RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the properties described as TMS # 17400-02-04/12/13/14 from PDD (Planned Development District) zoning to an amended PDD (Planned Development District) zoning (398.66 acres) and to GC (General Commercial District) zoning (17.29 acres), as described herein and shown on Exhibit “A”, which is attached hereto.

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

- a) The applicant shall comply with the Master Plan (entitled, “Vision & Design Guidelines”, submitted to Richland County on February 26, 2010) prepared for Killian’s Crossing by DCG Development, which is on file in the Richland County Planning & Development Services Department (hereinafter PDSD), and is incorporated herein by reference, except as otherwise amended herein; and
- b) The site plan is attached hereto as Exhibit “B”; and
- c) The applicant shall transmit a phasing plan to the PDSD prior to the Department’s review of any construction plans; and
- d) A traffic impact assessment shall be submitted at the time of major subdivision or major land development submission; and
- e) Unless otherwise provided herein, all development shall conform to all current relevant land development regulations; and
- f) Proposed changes to the Master Plan shall be subject to the requirements of Section 26-59(j)(1) of the Richland County Land Development Code; and
- g) All development on this site shall meet or exceed the minimum standards of Chapter 26 of the Richland County Code of Ordinances for landscape/tree protection standards due to the impact on neighboring properties; and
- h) The applicant shall dedicate to Richland County right-of-way along Clemson Road, Killian Road, and Farrow Road within the project boundaries in order to address traffic concerns, and this dedication shall be submitted prior to recording any bonded plats or land development approval for the project; and

- i) All internal streets shall be privately owned; and
- j) Access to the subject site shall conform to the Master Plan unless public safety issues are determined during site specific development review; and
- k) The applicant shall install a right turn (deceleration) lane and a left turn lane at the Farrow Road entrance; and
- l) Transit facilities shall be provided for all neighborhoods within the PDD dedicated for public and school access; and
- m) The developer should consider developing a plan for dedicating land for a school site for an “on-site” elementary school or possibly a satellite facility for Midland Technical College; and
- n) The developer should consider a plan for a public safety, postal, and/or civic facility; and
- o) If applicable, prior to approval of the preliminary subdivision plans, the applicant shall submit to the PDSO written evidence of:
 - a. The U.S. Army Corps of Engineers’ approval of the wetlands delineation and/or encroachment permit, and
 - b. FEMA’s approval of the 100 year flood elevation statement; and
- p) The applicant shall consider utilizing “Low Impact Design (LID)” or other acceptable stormwater management technologies; and
- q) Richland County shall not be responsible for the enforcement of any deed restrictions imposed by the applicant, the developer, or their successors in interest; and
- r) All site development requirements described above shall apply to the applicant, the developer, and/or their successors in interest; and

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

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

Section V. This ordinance shall be effective from and after _____, 2010.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of _____, 2010.

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: April 27, 2010 (tentative)
First Reading: April 27, 2010 (tentative)
Second Reading:
Third Reading:

Richland County Council Request of Action

Subject

10-06MA
Lake Carolina
David Tuttle
PUD-2 to RU (22.05 Acres)
23300-03-01(p)
Ashland at Kelly Mill Rd. **[THIRD READING] [PAGES 36-37]**

Notes

First Reading: April 27, 2010
Second Reading: May 4, 2010
Third Reading:
Public Hearing: April 27, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-10HR

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 A PORTION OF THE REAL PROPERTY DESCRIBED AS TMS # 23300-03-01 FROM PUD-2 (PLANNED UNIT DEVELOPMENT-2 DISTRICT) TO RU (RURAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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 RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change a portion of the property described as TMS # 23300-03-01 from PUD-2 (Planned Unit Development-2 District) zoning to RU (Rural District) zoning, as shown on Exhibit A, which is attached hereto.

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 effective from and after _____, 2010.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2010.

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: April 27, 2010 (tentative)
First Reading: April 27, 2010 (tentative)
Second Reading:
Third Reading:

Richland County Council Request of Action

Subject

10-07MA

Map amendment for properties in the Crane Creek Master Plan Neighborhood District **[THIRD READING] [PAGES 39-41]**

Notes

First Reading: April 27, 2010

Second Reading: May 4, 2010

Third Reading:

Public Hearing: April 27, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-10HR

AN ORDINANCE AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, BY APPLYING THE CC (CRANE CREEK NEIGHBORHOOD DISTRICT) ZONING TO CERTAIN REAL PROPERTY LOCATED WITHIN AN UNINCORPORATED AREA OF RICHLAND COUNTY; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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 RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit A, which is attached hereto, from RU (Rural District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section II. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit B, which is attached hereto, from RS-LD (Residential, Single-Family – Low Density District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section III. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit C, which is attached hereto, from RS-MD (Residential, Single-Family – Medium Density District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section IV. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit D, which is attached hereto, from RS-HD (Residential, Single-Family – High Density District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section V. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit E, which is attached hereto, from RM-HD (Residential, Multi-Family – High Density District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section VI. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit F, which is attached hereto, from MH (Manufactured Home Residential District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section VII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit G, which is attached hereto, from OI (Office and Institutional District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section VIII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit H, which is attached hereto, from NC (Neighborhood Commercial District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section IX. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit I, which is attached hereto, from GC (General Commercial District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section X. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit J, which is attached hereto, from M-1 (Light Industrial District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section XI. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit K, which is attached hereto, from LI (Light Industrial District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section XII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit L, which is attached hereto, from PDD (Planned Development District) zoning to CC-1 (Crane Creek-1 Neighborhood District) zoning.

Section XIII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit M, which is attached hereto, from RU (Rural District) zoning to CC-2 (Crane Creek-2 Neighborhood District) zoning.

Section XIV. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit N, which is attached hereto, from RS-LD (Residential, Single-Family – Low Density District) zoning to CC-2 (Crane Creek-2 Neighborhood District) zoning.

Section XV. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit O, which is attached hereto, from NC (Neighborhood Commercial District) zoning to CC-2 (Crane Creek-2 Neighborhood District) zoning.

Section XVI. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit P, which is attached hereto, from RU (Rural District) zoning to CC-3 (Crane Creek-3 Neighborhood District) zoning.

Section XVII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit Q, which is attached hereto, from RS-HD (Residential, Single-Family – High Density District) zoning to CC-3 (Crane Creek-3 Neighborhood District) zoning.

Section XVIII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit R, which is attached hereto, from GC (General Commercial District) zoning to CC-3 (Crane Creek-3 Neighborhood District) zoning.

Section XIX. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit S, which is attached hereto, from M-1 (Light Industrial District) zoning to CC-3 (Crane Creek-3 Neighborhood District) zoning.

Section XX. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit T, which is attached hereto, from PDD (Planned Development District) zoning to CC-3 (Crane Creek-3 Neighborhood District) zoning.

Section XXI. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit U, which is attached hereto, from M-1 (Light Industrial District) zoning to CC-4 (Crane Creek-4 Neighborhood District) zoning.

Section XXII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit V, which is attached hereto, from LI (Light Industrial District) zoning to CC-4 (Crane Creek-4 Neighborhood District) zoning.

Section XXIII. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described in Exhibit W, which is attached hereto, from HI (Heavy Industrial District) zoning to CC-4 (Crane Creek-4 Neighborhood District) zoning.

Section XXIV. A map of the Crane Creek Neighborhood District is attached hereto as Exhibit X.

Section XXV. Upon enactment of this ordinance, any development of a property that is listed on one of the exhibits, which are attached hereto, shall conform to the relevant requirements of Section 26-111 (CC Crane Creek Neighborhood District) of the Richland County Code of Ordinances.

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

Section XXVIII. This ordinance shall be effective from and after _____, 2010.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2010.

Michielle R. Cannon-Finch
Clerk of Council

Public Hearing: April 27, 2010 (tentative)
First Reading: April 27, 2010 (tentative)
Second Reading:
Third Reading:

Richland County Council Request of Action

Subject

An Ordinance so as to reflect that schools, including public and private, are not permitted in the M-1 Zoning District
[THIRD READING] [PAGES 43-46]

Notes

First Reading: April 27, 2010
Second Reading: May 4, 2010
Third Reading:
Public Hearing: April 27, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-10HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 26, LAND DEVELOPMENT; ARTICLE V, ZONING DISTRICTS AND DISTRICT STANDARDS; SECTION 26-141, TABLE OF PERMITTED USES WITH SPECIAL REQUIREMENTS, AND SPECIAL EXCEPTIONS; “INSTITUTIONAL, EDUCATIONAL AND CIVIC USES” OF TABLE 26-V-2.; SO AS TO REFLECT THAT SCHOOLS, INCLUDING PUBLIC AND PRIVATE, ARE NOT ALLOWED IN THE M-1 ZONING DISTRICT.

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 Richland County Code of Ordinances; Chapter 26, Land Development; Article V, Zoning Districts and District Standards; Section 26-141, Table of Permitted Uses, Permitted Uses with Special Requirements, and Special Exceptions; “Institutional, Educational and Civic Uses” of Table 26-V-2.; is hereby amended to read as follows:

(ORDINANCE CONTINUES ON NEXT PAGE)

USE TYPES	TROS	RU	RR	RS-E	RS-LD	RS-MD	RS-HD	MH	RM-MD	RM-HD	OI	NC	RC	GC	M-1	LI	HI
<u>Institutional, Educational and Civic Uses</u>																	
Ambulance Services, Emergency		P	P	P	P	P	P	P	P	P		P	P	P	P	P	P
Ambulance Services, Transport																	
Animal Shelters																	
Auditoriums, Coliseums, Stadiums											P					SR	
Bus Shelters/Bus Benches	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR
Cemeteries, Mausoleums																	
Colleges and Universities																	
Community Food Services																	
Correctional Institutions		SE															
Courts																	
Day Care, Adult, Home Occupation (5 or Fewer)		SR	SR	SR	SR	SR	SR	SR	SR	SR							
Day Care Centers, Adult		SR	SR	SR	SR	SR	SR	SR	SR	SR							
Day Care, Child, Family Day Care, Home Occupation (5 or Fewer)		SR	SR	SR	SR	SR	SR	SR	SR	SR							
Day Care, Child, Licensed Center		SR															
Fire Stations		P	P	P	P	P	P	P	P	P							
Government Offices																	

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 _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE ____ DAY

OF _____, 2010.

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: April 27, 2010 (tentative)
First Reading: April 27, 2010 (tentative)
Second Reading:
Third Reading:

Richland County Council Request of Action

Subject

An Ordinance so as to correctly identify the Development Review Team as the entity that reviews land development and subdivisions, and has the authority to reduce road standards **[THIRD READING] [PAGES 48-50]**

Notes

First Reading: April 27, 2010
Second Reading: May 4, 2010
Third Reading:
Public Hearing: April 27, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-10HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; ARTICLE VII, GENERAL DEVELOPMENT, SITE, AND PERFORMANCE STANDARDS; SECTION 26-181, ROAD STANDARDS; SUBSECTION (B), DESIGN STANDARDS FOR PUBLIC OR PRIVATE ROADS; PARAGRAPH (1), RIGHT-OF-WAY AND PAVEMENT WIDTHS; SUBPARAGRAPH A., MINIMUM STANDARDS; SO AS TO CORRECTLY IDENTIFY THE DEVELOPMENT REVIEW TEAM AS THE ENTITY THAT REVIEWS LAND DEVELOPMENT AND SUBDIVISIONS, AND HAS THE AUTHORITY TO REDUCE ROAD STANDARDS.

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 Richland County Code of Ordinances, Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-181, Road Standards; Subsection (b), Design Standards for Public or Private Roads; Paragraph (1), Right-of-Way and Pavement Widths; Subparagraph a., Minimum Standards; is hereby amended to read as follows:

- a. *Minimum standards.* Minimum rights-of-way and pavement widths shall be as follows, unless reduced by the ~~planning commission~~ development review team during land development or subdivision review and approval:

<i>Road Classification</i>	<i>Minimum ROW (ft)</i>	<i>Minimum Pavement Width (ft)</i>
Rural	66	22
Minor Residential	50	21
Local Residential	50	25
Local Commercial	66	36
Collector	66	36
Industrial	80	36
Arterial	100	53

Pavement width for rural roads shall be measured from pavement edge to pavement edge. Residential, commercial, collector, and industrial roads shall measure pavement width from back-of-curb to back-of-curb or from low-point-of-valley to low-point-of-valley. The mixing of rural and any other road classification is prohibited. Roads without curb and gutter shall have a minimum right-of-way of sixty-six (66) feet, although curb and gutters shall be installed on all paved roads unless the county engineer determines that another system is acceptable.

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 _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE ____ DAY
OF _____, 2010

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: April 27, 2010 (tentative)
First Reading: April 27, 2010 (tentative)
Second Reading:
Third Reading:

PROCEDURES FOR SENDING REZONING MATTERS "BACK" TO THE PLANNING COMMISSION

PLANNING COMMISSION	PLANNING COMMISSION RECOMMENDATION	COUNTY COUNCIL ACTION AT THE ZONING PUBLIC HEARING	Goes back to PC and is reviewed	Goes back to PC and starts over	Does not go back to PC
Zoning District X to Zoning District Y	APPROVE	APPROVE			X
Zoning District X to Zoning District Y	DENY	APPROVE			X
Zoning District X to Zoning District Y	APPROVE	DENY			X
Zoning District X to Zoning District Y	DENY	DENY			X
Zoning District X to Zoning District Y	APPROVE	Zoning District X to Zoning District Z		X	
Zoning District X to Zoning District Y	DENY	Zoning District X to Zoning District Z		X	
Zoning District X to PDD	APPROVE	Zoning District X to PDD with less restrictions	X		
Zoning District X to PDD	APPROVE	Zoning District X to PDD with more restrictions			X
Zoning District X to PDD	DENY	Zoning District X to PDD with less restrictions	X		
Zoning District X to PDD	DENY	Zoning District X to PDD with more restrictions			X

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2009-2010 Victim's Assistance Fund Annual Budget and General Fund Annual Budget to appropriate \$50,000 of Undesignated Fund Balance from the General Fund to the Victim's Assistance Fund for the anticipated revenue shortfall **[SECOND READING] [PAGES 52-53]**

Notes

April 27, 2010 - The committee forwarded this item to Council without a recommendation. The committee requested that Sheriff Department staff appear before Council to further explain this request. The vote in favor was unanimous.

First Reading: May 4, 2010

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-10HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2009-2010 VICTIM'S ASSISTANCE FUND ANNUAL BUDGET AND GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$50,000 OF UNDESIGNATED FUND BALANCE FROM THE GENERAL FUND TO THE VICTIM'S ASSISTANCE FUND FOR THE ANTICIPATED REVENUE SHORTFALL.

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

SECTION I. That the amount of fifty thousand (\$50,000) be appropriated from the Fiscal Year 2009-2010 General Fund to the Fiscal Year 2009-2010 Victim's Assistance Fund for the anticipated revenue shortfall. Therefore, the Fiscal Year 2009-2010 General Fund Budget and Victim's Assistance Fund Budget are hereby amended as follows:

VICTIM'S ASSISTANCE:
REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 1,049,213
Reduction in Victim's Assistance Revenue:	(50,000)
Transfer In from General Fund:	<u>50,000</u>
Total Victim's Assistance Fund Revenue as Amended:	\$ 1,049,213

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 1,049,213
Increase to Victim's Assistance Expenditure Budget:	<u>0</u>
Total Victim's Assistance Fund Expenditures as Amended:	\$ 1,049,213

GENERAL FUND:
REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 136,793,215
Appropriation of Undesignated Fund Balance:	<u>50,000</u>
Total General Fund Revenue as Amended:	\$ 136,843,215

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 136,793,215
Increase in Transfer Out to Victim's Assistance Fund:	<u>50,000</u>
Total General Fund Expenditures as Amended:	\$ 136,843,215

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 _____, 2010.

RICHLAND COUNTY COUNCIL

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY

OF _____, 2010

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:

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$34,950 of additional miscellaneous revenue and \$11,487 of Undesignated General Fund Balance to the Sheriff's Department's budget to pay for the replacement of damaged vehicles **[SECOND READING] [PAGES 55-56]**

Notes

April 27, 2010 - The committee forwarded this item to Council without a recommendation. The committee provided the County Administrator flexibility to adjust the numbers prior to presenting this item to Council. The vote in favor was unanimous.

First Reading: May 4, 2010

Second Reading:

Third Reading:

Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-10HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2009-2010 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$34,950 OF ADDITIONAL MISCELLANEOUS REVENUE AND \$11,487 OF UNDESIGNATED GENERAL FUND BALANCE TO THE SHERIFF'S DEPARTMENT'S BUDGET TO PAY FOR THE REPLACEMENT OF DAMAGED VEHICLES.

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 forty six thousand four hundred thirty seven dollars (\$46,437) be appropriated to the Fiscal Year 2009-2010 Sheriff's Department budget for the replacement of damaged vehicles. Therefore, the Fiscal Year 2009-2010 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 137,688,215
Appropriation of Additional Miscellaneous Revenue:	\$ 34,950
Appropriation of General Fund Undesignated Fund Balance:	\$ <u>11,487</u>
Total General Fund Revenue as Amended:	\$ 137,734,652

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 137,688,215
Increase to Sheriff's Department budget:	\$ <u>46,437</u>
Total General Fund Expenditures as Amended:	\$ 137,734,652

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 _____, 2010.

RICHLAND COUNTY COUNCIL

Item# 14

Attachment number 1
Page 1 of 2

BY: _____
Paul Livingston, Chair

ATTEST THIS THE _____ DAY

OF _____, 2010

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:

Richland County Council Request of Action

Subject

An Ordinance Authorizing a lease to Vulcan Construction Materials, LP, for approximately 10 Acres of land, which is a portion of Richland County TMS # 06500-01-11 **[PAGE 58]**

Notes

First Reading: February 16, 2010

Second Reading: March 2, 2010

Third Reading:

Public Hearing: March 16, 2010

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-10HR

AN ORDINANCE AUTHORIZING A LEASE TO VULCAN CONSTRUCTION MATERIALS, LP., FOR APPROXIMATELY 10 ACRES OF LAND, WHICH IS A PORTION OF RICHLAND COUNTY TMS # 06500-01-11.

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 RICHLAND COUNTY COUNCIL:

SECTION I. The County of Richland and its employees and agents are hereby authorized to lease approximately 10 acres of TMS# 06500-01-11 to VULCAN CONSTRUCTION MATERIALS, LP., as specifically described in the Lease, a copy of 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 _____, 2010.

RICHLAND COUNTY COUNCIL

By: _____
Paul Livingston, Chair

Attest this _____ day of
_____, 2010.

Michielle R. Cannon-Finch
Clerk of Council

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

Richland County Council Request of Action

Subject

An Ordinance Amending the Fiscal Year 2009-2010 General Fund Annual Budget to appropriate \$500,000 of Undesignated General Fund Balance to the Risk Management Department's budget to pay for liability and worker's compensation claims **[PAGES 60-61]**

Notes

April 27, 2010 - The committee recommended that Council approve the budget amendment with funding to come from the General Fund fund balance. The vote in favor was unanimous.

First Reading: May 4, 2010
Second Reading:
Third Reading:
Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-10HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2009-2010 GENERAL FUND ANNUAL BUDGET TO APPROPRIATE \$500,000 OF UNDESIGNATED GENERAL FUND BALANCE TO THE RISK MANAGEMENT DEPARTMENT'S BUDGET TO PAY FOR LIABILITY AND WORKER'S COMPENSATION CLAIMS.

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 thousand dollars (\$500,000) be appropriated to the Fiscal Year 2009-2010 Risk Management Department budget for liability and worker's compensation claim expenditures. Therefore, the Fiscal Year 2009-2010 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2009 as amended:	\$ 137,188,215
Appropriation of General Fund Undesignated Fund Balance:	\$ <u>500,000</u>
Total General Fund Revenue as Amended:	\$ 137,688,215

EXPENDITURES

Expenditures appropriated July 1, 2009 as amended:	\$ 137,188,215
Increase to Risk Management Department budget:	\$ <u>500,000</u>
Total General Fund Expenditures as Amended:	\$ 137,688,215

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 _____, 2010.

RICHLAND COUNTY COUNCIL

Item# 16

Attachment number 1
Page 1 of 2

BY: _____
Paul Livingston, Chair

ATTEST THIS THE ____ DAY

OF _____, 2010

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:

Richland County Council Request of Action

Subject

An Ordinance to levy and impose a one percent (1%) sales and use tax, subject to a referendum, within Richland County pursuant to Section 4-37-30 of the Code of Laws of South Carolina 1976, as amended; to define the purposes and designate the projects for which the proceeds of the tax may be used; to provide the maximum time for which such tax may be imposed; to provide the estimated cost of the projects funded from the proceeds of the tax; to provide for a county-wide referendum on the imposition of the sales and use tax and the issuance of General Obligation Bonds and to prescribe the contents of the ballot questions in the referendum; to provide for the conduct of the referendum by the Richland County Election Commission; to provide for the administration of the tax, if approved; to provide for the payment of the tax, if approved; and to provide for other matters relating thereto **[PAGES 63-79]**

Notes

First Reading: May 4, 2010
Second Reading:
Third Reading:
Public Hearing:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. _____

AN ORDINANCE TO LEVY AND IMPOSE A ONE PERCENT (1%) SALES AND USE TAX, SUBJECT TO A REFERENDUM, WITHIN RICHLAND COUNTY PURSUANT TO SECTION 4-37-30 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED; TO DEFINE THE PURPOSES AND DESIGNATE THE PROJECTS FOR WHICH THE PROCEEDS OF THE TAX MAY BE USED; TO PROVIDE THE MAXIMUM TIME FOR WHICH SUCH TAX MAY BE IMPOSED; TO PROVIDE THE ESTIMATED COST OF THE PROJECTS FUNDED FROM THE PROCEEDS OF THE TAX; TO PROVIDE FOR A COUNTY-WIDE REFERENDUM ON THE IMPOSITION OF THE SALES AND USE TAX AND THE ISSUANCE OF GENERAL OBLIGATION BONDS AND TO PRESCRIBE THE CONTENTS OF THE BALLOT QUESTIONS IN THE REFERENDUM; TO PROVIDE FOR THE CONDUCT OF THE REFERENDUM BY THE RICHLAND COUNTY ELECTION COMMISSION; TO PROVIDE FOR THE ADMINISTRATION OF THE TAX, IF APPROVED; TO PROVIDE FOR THE PAYMENT OF THE TAX, IF APPROVED; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

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

SECTION 1. Findings and Determinations. The County Council (the “County Council”) of Richland County, South Carolina (the “County”), hereby finds and determines:

(a) The South Carolina General Assembly has enacted Section 4-37-30 of the Code of Laws of South Carolina 1976, as amended (the “Act”), pursuant to which the county governing body may impose by ordinance a sales and use tax in an amount not to exceed one percent, subject to the favorable results of a referendum, within the county area for a specific purpose or purposes and for a limited amount of time to collect a limited amount of money.

(b) Pursuant to the terms of Section 4-37-10 of the Code of Laws of South Carolina 1976, as amended, the South Carolina General Assembly has authorized county government to finance the costs of acquiring, designing, constructing, equipping and operating highways, roads, streets, bridges, greenways, pedestrian sidewalks, bike paths and lanes, and other transportation-related projects either alone or in partnership with other governmental entities. As a means to furthering the powers granted to the County under the provisions of Section 4-9-30 and Sections 6-21-10, *et. seq* of the Code of Laws of South Carolina 1976, as amended, the County Council is authorized to form a transportation authority or to enter into a partnership, consortium, or other contractual arrangement with one or more other governmental entities pursuant to Title 4, Chapter 37 of the Code of Laws of the South Carolina 1976, as amended. The County Council has decided to provide funding for highways, roads, streets, bridges, mass transit, greenways, pedestrian sidewalks, bike paths and lanes, *inter alia*, without the complexity of a transportation authority or entering into a partnership, consortium, or other contractual arrangements with one or more other governmental entities at this time; provided that nothing herein shall preclude County Council from entering into partnerships, consortiums, or other contractual arrangements in the future. County Council may utilize such provisions in the future as necessary or convenient to promote the public purposes served by funding

highways, roads, streets, bridges, mass transit, greenways, pedestrian sidewalks, and bike paths and lanes as provided in this Ordinance.

(c) The County Council finds that a one percent sales and use tax should be levied and imposed within Richland County, for the following projects and purposes: For financing the costs of highways, roads, streets, bridges, greenways, pedestrian sidewalks, and bike paths and lanes and other transportation-related projects facilities, and drainage facilities related thereto, and mass transit systems operated by Richland County or (jointly) operated by the County, other governmental entities and transportation authorities.

For a period not to exceed twenty-five (25) years from the date of imposition of such tax, to fund the projects at a maximum cost not to exceed \$1,023,000,000 to be funded from the net proceeds of a sales and use tax imposed in Richland County pursuant to provisions of the Act, subject to approval of the qualified electors of Richland County in referendum to be held on November 2, 2010. The imposition of the sales and use tax and the use of sales and use tax revenue, if approved in the referendum, shall be subject to the conditions precedent and conditions or restrictions on the use and expenditure of sales and use tax revenue established by the Act, the provisions of this Ordinance, and other applicable law. Subject to annual appropriations by County Council, sales and use tax revenues shall be used for the costs of the projects established in this Ordinance, as it may be amended from time to time, including, without limitation, payment of administrative costs of the projects, and such sums as may be required in connection with the issuance of bonds, the proceeds of which are applied to pay costs of the projects. All spending shall be subject to an annual independent audit to be made available to the public.

(d) County Council finds that the imposition of a sales and use tax in Richland County for the projects and purposes defined in this Ordinance for a limited time not to exceed twenty-five (25) years to collect a limited amount of money will serve a public purpose, provide funding for roads and transportation, mass transit, and greenbelts to facilitate economic development, promote public safety, provide needed infrastructure, promote desirable living conditions, enhance the quality of life in Richland County, and prepare Richland County to meet present and future needs of Richland County and its citizens.

Section 2. Approval of Sales and Use Tax Subject to Referendum.

(a) A sales and use tax (the "Sales and Use Tax"), as authorized by the Act, is hereby imposed in Richland County, South Carolina, subject to a favorable vote of a majority of the qualified electors voting in a referendum on the imposition of the tax to be held in Richland County, South Carolina on November 2, 2010.

(b) The Sales and Use Tax shall be imposed for a period not to exceed twenty-five (25) years from the date of imposition.

(c) The maximum cost of the projects to be funded from the proceeds of the Sales and Use Tax shall not exceed, in the aggregate, the sum of \$1,023,000,000, and the maximum amount of net proceeds to be raised by the tax shall not exceed \$1,023,000,000, which includes administrative costs and debt service on bonds issued to pay for the projects. The estimated principal amount of initial authorization of bonds to be issued to pay costs of the projects and to be paid by a portion of the Sales and Use Tax is \$_____. The proceeds of these bonds shall be used for the following projects:

- Project 1: Improvements to highways, roads (paved and unpaved), streets, intersections, and bridges including related drainage system improvements.
Amount: \$627,400,000.
- Project 2: Continued operation of mass transit services provided by Central Midlands Regional Transit Authority including implementation of near, mid and long-term service improvements.
Amount: \$337,117,605.
- Project 3: Improvements to pedestrian sidewalks, bike paths, intersections and greenways.
Amount: \$58,482,394.

(d) The Sales and Use Tax shall be expended for the costs of the following projects, including payment of any sums as may be required for the issuance of and debt service for bonds, the proceeds of which are applied to such projects, for the following purposes:

(i) Improvements to highways, roads (paved and unpaved), streets, intersections, and bridges including related drainage system improvements. Amount: \$627,400,000;

(ii) Continued operation of mass transit services provided by Central Midlands Regional Transit Authority including implementation of near, mid and long-term service improvements. Amount: \$337,117,605; and

(iii) Improvements to pedestrian sidewalks, bike paths, intersections and greenways.
Amount: \$58,482,394.

(e) The Sales and Use Tax, if approved in the referendum conducted on November 2, 2010, shall terminate on the earlier of:

(i) April 1, 2036; or

(ii) the end of the calendar month during which the Department of Revenue determines that the tax has raised revenues sufficient to provide the greater of either the costs of the projects as approved in the referendum or the cost to amortize all debts related to the approved projects.

(f) The amounts of Sales and Use Tax collected in excess of the required proceeds must first be applied, if necessary, to complete each project for which the tax was imposed. Any additional revenue collected above the specified amount must be applied to the reduction of debt principal of Richland County on transportation infrastructure debts only.

(g) The Sales and Use Tax must be administered and collected by the South Carolina Department of Revenue in the same manner that other sales and use taxes are collected. The Department may prescribe amounts that may be added to the sales price because of the tax.

(h) The Sales and Use Tax is in addition to all other local sales and use taxes and applies to the gross proceeds of sales in the applicable area that is subject to the tax imposed by Chapter 36 of Title 12 of the Code of Laws of South Carolina, and the enforcement provisions of Chapter 54 of

Title 12 of the Code of Laws of South Carolina. The gross proceeds of the sale of items subject to a maximum tax in Chapter 36 of Title 12 of the Code of Laws of South Carolina are exempt from the tax imposed by this Ordinance. The gross proceeds of the sale of food lawfully purchased with United States Department of Agriculture Food Stamps are exempt from the tax imposed by this Ordinance. The tax imposed by this Ordinance also applies to tangible property subject to the use tax in Article 13, Chapter 36 of Title 12 of the Code of Laws of South Carolina.

(i) Taxpayers required to remit taxes under Article 13, Chapter 36 of Title 12 of the Code of Laws of South Carolina must identify the county in which the personal property purchased at retail is stored, used, or consumed in this State.

(j) Utilities are required to report sales in the county in which the consumption of the tangible personal property occurs.

(k) A taxpayer subject to the tax imposed by Section 12-36-920 of the Code of Laws of South Carolina 1976, as amended, who owns or manages rental units in more than one county must report separately in his sales tax return the total gross proceeds from business done in each county.

(l) The gross proceeds of sales of tangible personal property delivered after the imposition date of the Sales and Use Tax, either under the terms of a construction contract executed before the imposition date, or written bid submitted before the imposition date, culminating in a construction contract entered into before or after the imposition date, are exempt from the sales and use tax provided in this ordinance if a verified copy of the contract is filed with Department of Revenue within six months after the imposition date of the sales and use tax provided for in this Ordinance.

(m) Notwithstanding the imposition date of the Sales and Use Tax with respect to services that are billed regularly on a monthly basis, the sales and use tax authorized pursuant to this ordinance is imposed beginning on the first day of the billing period beginning on or after the imposition date.

Section 3. Remission of Sales and Use Tax; Segregation of Funds; Administration of Funds; Distribution to Counties: Confidentially.

(a) The revenues of the Sales and Use Tax collected under this Ordinance must be remitted to the State Treasurer and credited to a fund separate and distinct from the general fund of the State. After deducting the amount of any refunds made and costs to the Department of Revenue of administering the tax, not to exceed one percent of such revenues, the State Treasurer shall distribute the revenues quarterly to the Richland County Treasurer and the revenues must be used only for the purposes stated herein. The State Treasurer may correct misallocations by adjusting subsequent distributions, but these distributions must be made in the same fiscal year as the misallocation. However, allocations made as a result of city or county code errors must be corrected prospectively.

(b) Any outside agencies, political subdivisions or organizations designated to receive funding from the Sales and Use Tax must annually submit requests for funding in accordance with procedures and schedules established by the County Administrator. The County Administrator shall prepare the proposed budget for the Sales and Use Tax and submit it to the County Council at such time as the County Council determines. At the time of submitting the proposed budget, the County Administrator shall submit to the County Council a statement describing the important features of the proposed budget.

County Council shall adopt annually prior to the beginning of each fiscal year a budget for expenditures of Sales and Use Tax revenues. County Council may make supplemental appropriations for the Sales and Use Tax following the same procedures prescribed for the enactment of other budget ordinances. The provisions of this section shall not be construed to prohibit the transfer of funds appropriated in the annual budget for the Sales and Use Tax for purposes other than as specified in the annual budget when such transfers are approved by County Council. In the preparation of the annual budget, County Council may require any reports, estimates, and statistics from any county agency or department as may be necessary to perform its duties as the responsible fiscal body of the County.

Except as specifically authorized by County Council, any outside agency or organization receiving an appropriation of the Sales and Use Tax must provide to County Council an independent annual audit of such agency or organization financial records and transactions and such other and more frequent financial information as required by County Council, all in form satisfactory to County Council.

(c) The Department of Revenue shall furnish data to the State Treasurer and to the Richland County Treasurer for the purpose of calculating distributions and estimating revenues. The information which must be supplied to the County upon request includes, but is not limited to, gross receipts, net taxable sales, and tax liability by taxpayers. Information about a specific taxpayer is considered confidential and is governed by the provisions of S.C. Code Ann. §12-54-240. Any person violating the provisions of this section shall be subject to the penalties provided in S.C. Code Ann. § 12-54-240.

Section 4. Sales and Use Tax Referendum; Ballot Question.

(a) The Commission shall conduct a referendum on the question of imposing the Sales and Use Tax in the area of Richland County on Tuesday, November 2, 2010, between the hours of 7 a.m. and 7 p.m. under the election laws of the State of South Carolina, mutatis mutandis. The Commission shall publish in a newspaper of general circulation the question that is to appear on the ballot, with the list of projects and purposes as set forth herein, and the cost of projects, and shall publish such election and other notices as are required by law.

(b) The referendum question to be on the ballot of the referendum to be held in Richland County on November 2, 2010, must read substantially as follows:

RICHLAND COUNTY SPECIAL SALES AND USE TAX

QUESTION 1

I approve a special sales and use tax in the amount of one percent to be imposed in Richland County, South Carolina (the "County") for not more than twenty-five (25) years, or until a total of \$1,023,000,000 in sales tax revenue has been collected, whichever occurs first. The sales tax revenue will be used to pay the costs of the following projects:

Project: 1: Improvements to highways, roads (paved and unpaved), streets, intersections, and bridges including related drainage system improvements.
Amount: \$627,400,000.

Project 2: Continued operation of mass transit services provided by Central Midlands Regional Transit Authority including implementation of near, mid and long-term service improvements.
Amount: \$337,117,605.

Project 3: Improvements to pedestrian sidewalks, bike paths, intersections and greenways.
Amount: \$58,482,394.

YES

NO

Instructions to Voters: All qualified electors desiring to vote in favor of levying the special sales and use tax shall vote YES and

All qualified electors opposing to levying the special sales and use tax shall vote NO

QUESTION 2

I approve the issuance of not exceeding \$_____ of general obligation bonds of Richland County, payable from the special sales and use tax described in Question 1 above, maturing over a period not to exceed twenty-five (25) years, to fund projects from among the categories described in Question 1 above.

YES

NO

Instructions to Voters: All qualified electors desiring to vote in favor of the issuance of bonds for the stated purposes shall vote YES and

All qualified electors opposing to the issuance of bonds for the stated purposes shall vote NO

(c) In the referendum on the imposition of a special sales and use tax in Richland County, all qualified electors desiring to vote in favor of imposing the tax for the stated purposes shall vote “yes” and all qualified electors opposed to levying the tax shall vote “no.” If a majority of the electors voting in the referendum shall vote in favor of imposing the tax, then the tax is imposed as provided in the Act and this Ordinance. Expenses of the referendum must be paid by Richland County government.

(d) In the referendum on the issuance of bonds, all qualified electors desiring to vote in favor of the issuance of bonds for the stated purpose shall vote “yes” and all qualified electors opposed to the issuance of bonds shall vote “no.” If a majority of the electors voting in the referendum shall vote in favor of the issuance of bonds, then the issuance of bonds shall be authorized in accordance with S.C. Constitution Article X, Section 14, Paragraph (6). Expenses of the referendum must be paid by Richland County government.

Section 5. Imposition of Tax Subject to Referendum.

The imposition of the Sales and Use Tax in Richland County is subject in all respects to the favorable vote of a majority of qualified electors casting votes in a referendum on the question of imposing a sales and use tax in the area of Richland County in a referendum to be conducted by the Board of Elections and Voter Registration of Richland County on November 2, 2010, and the favorable vote of a majority of the qualified electors voting in such referendum shall be a condition precedent to the imposition of a sales and use tax pursuant to the provisions of this Ordinance.

Section 6. Miscellaneous.

(a) If any one or more of the provisions or portions hereof are determined by a court of competent jurisdiction to be contrary to law, then that provision or portion shall be deemed severable from the remaining terms or portions hereof and the invalidity thereof shall in no way affect the validity of the other provisions of this Ordinance; if any provisions of this Ordinance shall be held or deemed to be or shall, in fact, be inoperative or unenforceable or invalid as applied to any particular case in any jurisdiction or in all cases because it conflicts with any constitution or statute or rule of public policy, or for any other reason, those circumstances shall not have the effect of rendering the provision in question inoperative or unenforceable or invalid in any other case or circumstance, or of rendering any other provision or provisions herein contained inoperative or unenforceable or invalid to any extent whatever; provided, however, that the Sales and Use Tax may not be imposed without the favorable results of the referendum to be held on November 2, 2010.

(b) This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

(c) The headings or titles of the several sections hereof shall be solely for convenience of reference and shall not effect the meaning, construction, interpretation, or effect of this ordinance.

(d) This Ordinance shall take effect immediately upon approval at third reading.

(e) All previous ordinances regarding the same subject matter as this ordinance are hereby repealed.

Enacted this ____ day of _____, 2010.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Paul Livingston, Chairman
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF
_____, 2010:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Date of First Reading:

Date of Second Reading:

Date of Third Reading:

High Priority Bike, Ped, Greenway Projects

Type	LOCATION	Highway Name 1	Highway Name 2	Cost
Intersection	Broad River Rd and Bush River Rd			\$ 90,000
Intersection	Huger St and Gervais St			\$ 90,000
Intersection	Elmwood Ave and Park St			\$ 90,000
Intersection	Main St and Elmwood Ave			\$ 90,000
Intersection	Elmwood Ave and Bull St			\$ 90,000
Intersection	Gervais St and Millwood Ave			\$ 90,000
Intersection	Garners Ferry Rd and Atlas Rd			\$ 90,000
Intersection	Garners Ferry Rd and Hallbrook Dr/Pineview Rd			\$ -
Intersection	Two Notch Rd and Alpine Rd			\$ -
Intersection	Two Notch Rd and Maingate Dr/Windsor Lake Blvd			\$ 90,000
Intersection	Two Notch Rd and Polo Rd			\$ 90,000
Intersection	Two Notch Rd and Brickyard Rd			\$ -
Intersection	Two Notch Rd and Sparkleberry Ln			\$ 90,000
Intersection	Blossom St and Saluda Ave			\$ 90,000
Intersection	Devine St and Harden St/Santee Ave			\$ 90,000
Intersection	Two Notch Rd and Decker Blvd/Parklane Rd			\$ -
Intersection	Polo Rd and Mallet Hill Rd			\$ 90,000
Intersection	Huger St and Blossom St			\$ 90,000
Intersection	Huger St and Greene St			\$ 90,000
Intersection	Huger St and Lady St			\$ 90,000
Intersection	Assembly St and Greene St			\$ 90,000
Intersection	Assembly St and Pendleton St			\$ 90,000
Intersection	Assembly St and Gervais St			\$ 90,000
Intersection	Assembly St and Washington St			\$ 90,000
Intersection	Assembly St and Laurel St			\$ 90,000
Intersection	Assembly St and Calhoun St			\$ 90,000
Intersection	Main St and Taylor St			\$ 90,000
Intersection	Main St and Blanding St			\$ 90,000
Intersection	Main St and Laurel St			\$ 90,000
Intersection	Main St and Calhoun St			\$ 90,000
Intersection	Rosewood Dr and Marion St			\$ 90,000
Intersection	Rosewood Dr and Pickens St			\$ 90,000
Intersection	Rosewood Dr and Harden St			\$ 90,000
Intersection	Rosewood Dr and Holly St			\$ 90,000
Intersection	Rosewood Dr and Ott Rd			\$ 90,000
Intersection	Rosewood Dr and Kilbourne Rd			\$ 90,000
Intersection	Rosewood Dr and Beltline Blvd			\$ 90,000
Intersection	Garners Ferry Rd and Old Woodlands Rd			\$ 90,000
Intersection	Devine St and Fort Jackson Blvd			\$ 90,000
Intersection	Harden St and Gervais St			\$ 90,000

Greenways	Dutchman Blvd Connector					\$	81,580
Greenways	Columbia Mall Greenway					\$	502,884
Greenways	Polo/Windsor Lake Connector					\$	298,994
Greenways	Gills Creek North Greenway					\$	267,293
Greenways	Woodbury/Old Leesburg Connector					\$	90,127
Greenways	Crane Creek					\$	1,195,694
Greenways	Crane Creek					\$	356,979
Greenways	Crane Creek					\$	615,684
Greenways	Smith/Rocky Branch					\$	334,387
Greenways	Smith/Rocky Branch					\$	1,097,592
Greenways	Smith/Rocky Branch					\$	698,829
Greenways	Three Rivers Greenway Extension					\$	123,394
Greenways	Three Rivers Greenway Extension					\$	455,493
Greenways	Three Rivers Greenway Extension					\$	273,673
Greenways	Lincoln Tunnel Greenway					\$	692,328
Sidewalk	Assembly St	Whaley St			Beltline Blvd	\$	1,728,231
Sidewalk	Clemson Rd	Longtown Rd			Two Notch Rd	\$	2,127,879
Sidewalk	Colonial Dr	Harden St			Academy St	\$	911,434
Sidewalk	Columbiana Dr	Lexington County Line			Lake Murray Blvd	\$	437,645
Sidewalk	Broad River Rd	Greystone Blvd			Broad River Bridge	\$	99,646
Sidewalk	Blossom St	Williams St			Huger St	\$	37,408
Sidewalk	Gervais St	450' west of Gist St			Gist St	\$	7,774
Sidewalk	Broad River Rd	Broad River Bridge (West End)			Broad River Bridge (East End)	\$	1,880,623
Sidewalk	Alpine Rd	Two Notch Rd			Percival Rd	\$	1,036,867
Sidewalk	Blythewood Rd	I-77			Main St	\$	172,441
Sidewalk	Broad River Rd	Harbison Blvd			Bush River Rd	\$	2,167,525
Sidewalk	Superior St	Whaley St			Airport Blvd	\$	700,968
Sidewalk	Leesburg Rd	Garners Ferry Rd			Semmes Rd	\$	1,731,805
Sidewalk	Polo Rd	Two Notch Rd			Mallet Hill Rd	\$	-
Sidewalk	Bluff Rd	Alpine Rd			Spears Creek Church Rd	\$	2,433,157
Sidewalk	Gervais St	Rosewood Dr			Beltline Blvd	\$	-
Sidewalk	Huger St	Gist St			Huger St	\$	75,690
Sidewalk	Broad River Rd	Blossom St			Gervais St	\$	231,175
Sidewalk	Park St	I-26			Harbison Blvd	\$	2,249,478
Sidewalk	Polo Rd	Gervais St			Senate St	\$	153,513
Sidewalk	Clemson Rd	Mallet Hill Rd			Alpine Rd	\$	367,583
Sidewalk	Atlas Rd	Two Notch Rd			Percival Rd	\$	508,255
Sidewalk	Bratton St	Fountain Lake Way			Garners Ferry R	\$	-
Sidewalk	Calhoun St	King St			Maple St	\$	347,941
Sidewalk	Fort Jackson Blvd	Gadsden St			Wayne St	\$	82,256
Sidewalk	Franklin St	Wildcat Rd			I-77	\$	309,189
Sidewalk		Sumter St			Bull St	\$	707,026

Sidewalk	Grand St	Shelly St	Hydrick St	\$	643,159
Sidewalk	Jefferson St	Sumter St	Bull St	\$	343,118
Sidewalk	Laurel St	Gadsden St	Pulaski St	\$	323,160
Sidewalk	Lincoln St	Heyward St	Whaley St	\$	178,628
Sidewalk	Lyon St	Gervais St	Washington St	\$	175,524
Sidewalk	Magnolia St	Two Notch Rd	Pinehurst Rd	\$	745,613
Sidewalk	Maple St	Kirby St	Gervais St	\$	119,251
Sidewalk	Mildred Ave	Westwood Ave	Duke Ave	\$	136,382
Sidewalk	Royster St	Mitchell St	Superior St	\$	85,821
Sidewalk	School House Rd	Two Notch Rd	Ervin St	\$	434,594
Sidewalk	Senate St	Gladden St	Kings St	\$	428,607
Sidewalk	Shandon St	Wilmot St	Wheat St	\$	161,164
Sidewalk	Tryon St	Catawba St	Heyward St	\$	319,002
Sidewalk	Wayne St	Calhoun St	Laurel St	\$	330,145
Sidewalk	Wildwood Ave	Monticello Rd	Ridgewood Ave	\$	238,004
Sidewalk	Wiley St	Superior St	Edisto Ave	\$	252,806
Sidewalk	Windover St	Two Notch Rd	Belvedere Dr	\$	169,147
Sidewalk	Shandon St	Rosewood Dr	Heyward St	\$	241,663
Sidewalk	Tryon St	Royal Tower Rd	Woodrow St	\$	-
Sidewalk	Broad River Rd	Lake Murray Blvd	Western Ln	\$	-
Sidewalk	Broad River Rd	Rabbit Run Rd	Garners Ferry Rd	\$	234,069
Sidewalk	Lower Richland Blvd	Harrison Rd	Harrison Rd	\$	600,000
Sidewalk	Harrison Road	Greystone Blvd	Broad River Bridge	\$	289,216
Bikeways	Broad River Rd	Devine St	Rosewood Dr	\$	628,194
Bikeways	Harden St	Sumter St	Laurens St	\$	417,016
Bikeways	Senate St	South of Dent Middle School	Decker Blvd	\$	111,715
Bikeways	Trenholm Rd	Beltline Blvd	Parkland Rd	\$	2,195,224
Bikeways	Two Notch Rd	Broad River Bridge (West End)	Broad River Bridge (East End)	\$	16,187
Bikeways	Broad River Rd	Pickens St	Harden St	\$	29,057
Bikeways	Hampton St	Lincoln St	Marion St	\$	29,040
Bikeways	Pendleton St	Hampton St (west)	Hampton St (east)	\$	62,692
Bikeways	Pickens St/Washington St/Wayne St	George Rogers Blvd	Northway Rd	\$	-
Bikeways	Shop Rd	Washington St	Senate St	\$	17,697
Bikeways	Sumter St	Rosewood Dr	Chateau Dr	\$	24,158
Bikeways	Beltline Blvd/Devine St	Forest Dr	Valley Rd	\$	1,101
Bikeways	Beltline Blvd/Colonial Dr/Farrow Rd	Harden St	Academy St	\$	6,636
Bikeways	Catawba St/Tryon St/Whaley St/Williams St	Church St	Blossom St	\$	5,547
Bikeways	Bonham Rd/Devereaux Rd/Heathwood Cir/Kilbourne Rd/Rickenbaker Rd/Sweetbriar Rd	Blossom St	Fort Jackson Blvd	\$	21,691
Bikeways	Chester St/Elmwood Ave/Wayne St	Hampton St	Park St	\$	12,094
Bikeways	Clement Rd/Duke Ave/River Dr	Main St	Monticello Rd	\$	30,427
Bikeways	College St/Laurens St/Oak St/Taylor St	Greene St	Elmwood Ave	\$	16,331
Bikeways	Edgefield St/Park St	Calhoun St	River Dr	\$	16,464

Bikeways	Gervais St/Gladden St/Hagood Ave/Page St/Senate St/Trenholm Rd/Webster St	Millwood Ave	Beltline Blvd	\$	22,913
Bikeways	Heyward St/Marion St/Superior St	Whaley St	Wiley St	\$	9,748
Bikeways	Sumter St	Blossom St	Wheat St	\$	249,694
Bikeways	Huger St/Lady St/Park St	Gervais St (east)	Gervais St (west)	\$	7,295
Bikeways	Lincoln St	Blossom St	Lady St	\$	439,133
Bikeways	Ott Rd	Jim Hamilton Blvd	Blossom St	\$	17,872
Bikeways	Saluda Ave	Wheat St	Greene St	\$	3,934
Bikeways	Wheat St	Sumter St	Assembly St	\$	120,072
Bikeways	Wheat St	Harden St	King St	\$	4,351
Bikeways	Bluff Rd	Berea Rd	Beltline Blvd	\$	-
Bikeways	Shop Rd	Northway Rd	Beltline Blvd	\$	-
Bikeways	Blossom St	Williams St	Huger St	\$	37,408
Bikeways	Gervais St	450' west of Gist St	Gist St	\$	15,549
Bikeways	Assembly St	Blossom St	Rosewood Dr	\$	25,654
Bikeways	Beltline Blvd	Rosewood Dr	Devine St	\$	23,418
Bikeways	Broad River Rd	Bush River Rd	Greystone Blvd	\$	34,749
Bikeways	Broad River Rd	Harbison Blvd	Bush River Rd	\$	294,355
Bikeways	Calhoun St	Wayne St	Harden St	\$	80,934
Bikeways	Decker Blvd/Parklane Rd/Two Notch Rd	Two Notch Rd	Percival Rd	\$	118,890
Bikeways	Fort Jackson Blvd	Devine St	Newell Rd	\$	77,206
Bikeways	Garners Ferry Rd	Rosewood Dr	True St	\$	61,257
Bikeways	Gervais St	Park St	Millwood Ave	\$	83,763
Bikeways	Greene St	Assembly St	350' west of Lincoln St	\$	17,772
Bikeways	Main St	Pendleton St	Whaley St	\$	45,662
Bikeways	Oneil Ct	Decker Blvd	Parklane Rd	\$	78,536
Bikeways	Rosewood Dr	Bluff Rd	Garners Ferry Rd	\$	193,581
Bikeways	Bluff Rd	Rosewood Dr	Berea Rd	\$	-
Bikeways	Colonial Dr	Bull St	Slighs Ave	\$	355,887
Bikeways	Holt Dr/Superior St	Wiley St	Airport Blvd	\$	408,235
Bikeways	Leesburg Rd	Garners Ferry Rd	Sermimes Rd	\$	234,463
Bikeways	Wilson Blvd	I-77	Farrow Rd	\$	-
Bikeways	Gervais St	Gist St	Huger St	\$	75,690
Bikeways	Huger St	Blossom St	Gervais St	\$	231,175
Bikeways	Shop Rd	Beltline Blvd	Pineview Dr	\$	591,491
Bikeways	Blossom St	Assembly St	Sumter St	\$	77,743
Bikeways	Bull St	Elmwood Ave	Victoria St	\$	18,533
Bikeways	Main St	Elmwood Ave	Sunset Dr	\$	69,342
Bikeways	Elmwood Ave	Wayne St	Proposed Greenway Connector	\$	3,893
Bikeways	Main St	Calhoun St	Elmwood Ave	\$	1,025
Bikeways	Dutchman Blvd	Broad River Rd	Lake Murray Blvd	\$	103,798
Bikeways	Columbiana Dr	Lake Murray Blvd	Lexington County Line	\$	642,960
Bikeways	Broad River Rd/Lake Murray Blvd	I-26	Harbison Blvd	\$	14,282

Bikeways	Dutch Fork Rd	Bickley Rd	Rauch Meetze Rd	\$	-
Bikeways	Broad River Rd	Woodrow St	I-26 (Exit 97)	\$	-
Bikeways	Dutch Fork Rd	Broad River Rd	Bickley Rd	\$	-
Bikeways	Blythwood Rd	Winnsboro Rd	Main St	\$	362,273
Bikeways	Clemson Rd	Longtown Rd	Brook Hollow Dr	\$	989,195
Bikeways	Clemson Rd	Summit Pky	Percival Rd	\$	1,477,321
Bikeways	Alpine Rd	Two Notch Rd	Percival Rd	\$	1,382,490
Bikeways	Hardscrabble Rd	Farrow Rd	Lee Rd	\$	-
Bikeways	Polo Rd	Two Notch Rd	640' south of Mallet Hill Rd	\$	968,268
Bikeways	Clemson Rd	Brook Hollow Dr	Summit Pky	\$	106,774
Bikeways	Two Notch Rd	Alpine Rd	Spears Creek Church Rd	\$	330,737
Bikeways	Hardscrabble Rd	Lee Rd	Lake Carolina Blvd	\$	-
Bikeways	Pineview Rd	Bluff Rd	Garners Ferry Rd	\$	-
Bikeways	Atlas Rd	Bluff Rd	Garners Ferry Rd	\$	-
Bikeways	Pickens St	Washington St	Rosewood Dr	\$	1,063,557
Bikeways	College St	Lincoln St	Sumter St	\$	253,087
Bikeways	Assembly St	Blossom St	Rosewood Dr	\$	621,346
Bikeways	Greene St	Assembly St	Bull St	\$	246,364
Bikeways	Bull St/Henderson St/Rice St	Wheat St	Heyward St	\$	5,991
Bikeways	Greene St	Bull St	Saluda Ave	\$	323,326
Bikeways	Catawba St	Sumter St	Lincoln St	\$	225,131
Bikeways	Blossom St	Huger St	Assembly St	\$	2,357,391
Bikeways	Whaley St	Lincoln St	Pickens St	\$	394,378
Bikeways	Whaley St	Lincoln St	Church St	\$	132,828
Bikeways	Craig Rd	Harrison Rd	Covenant Rd	\$	6,684
Bikeways	Broad River Rd	Royal Tower Rd	Woodrow St	\$	-
Bikeways	Broad River Rd	Lake Murray Blvd	Western Ln	\$	-
Total High Priority Bike, Ped, Greenway Projects				\$	57,060,191
MODIFICATIONS TO THE HIGH PRIORITY LIST					
Sidewalk	Koon	Malinda Road	Farmview Street		\$92,890.98
Sidewalk	Pelham	Gills Creek Parkway	Garners Ferry Road		\$346,773.70
Sidewalk	Pinehurst	Harrison Road	Forest Drive		\$352,561.30
Sidewalk	Prospect	Wilmot Avenue	Yale		\$137,937.80
Sidewalk	Sunset	Elmhurst Road	River Drive		\$364,522.34
Sidewalk	Veterans	Garners Ferry Road	Wormwood Drive		\$171,602.34
Sidewalk	Veterans	Coachmaker Road	Coatsdale Road		\$45,914.96
Intersection	Main St and Taylor St			\$	90,000
Total Bike, Ped, Greenway Projects Including Modifications					58,482,394.12

Item# 17

High Priority Roadway Projects

Type	Project Name	Begin Location (Highway1)	End Location (Highway2)	Total	Comments
Widening	Pineview Rd	Bluff Rd	Garners Ferry Rd	18,000,000	
Widening	Alias Rd	Bluff Rd	Garners Ferry Rd	17,400,000	
Widening	Clemson Rd	Old Clemson Rd	Sparkleberry Crossing Rd	23,100,000	
Widening	Lower Richland Blvd	Rabbit Run Rd	Garners Ferry Rd	5,900,000	
Widening	Hardscabble Rd	Clemson Rd	Lake Carolina Blvd	28,800,000	
Widening	Blythewood Rd	Syrup Mill Rd	I-77	7,600,000	
Widening	Broad River Rd	Royal Tower Rd	I-26 (Exit 97)	28,700,000	
Intersection	North Main St. and Fairfield Rd.	North Main St.	Fairfield Rd.	5,100,000	
Intersection	Clemson Rd. and Rhame Rd./North Springs Rd.	Clemson Rd.	Rhame Rd./North Springs Rd.	3,400,000	
Intersection	Farrow Rd. and Pisgah Church Rd.	Farrow Rd.	Pisgah Church Rd.	3,500,000	
Intersection	Wilson Blvd. and Pisgah Church Rd.	Wilson Blvd.	Pisgah Church Rd.	3,500,000	
Intersection	North Main St. and Monticello Rd.	North Main St.	Monticello Rd.	5,100,000	
Intersection	Broad River Rd. and Rushmore Rd.	Broad River Rd.	Rushmore Rd.	3,600,000	
Intersection	Wilson Blvd. and Killian Rd.	Wilson Blvd.	Killian Rd.	2,600,000	
Intersection	Garners Ferry Rd. and Harmon Rd.	Garners Ferry Rd.	Harmon Rd.	2,600,000	
Intersection	Clemson Rd. and Sparkleberry Ln. (to Mallet Hill Rd.)	Clemson Rd.	Sparkleberry Ln. (to Mallet Hill Rd.)	5,100,000	
Intersection	Lake Murray Blvd. and Kinley Rd.	Lake Murray Blvd.	Kinley Rd.	1,000,000	
Intersection	North Springs Rd. and Risdon Way	North Springs Rd.	Risdon Way	1,700,000	
Intersection	Summit Pkwy and Summit Ridge Rd.	Summit Pkwy	Summit Ridge Rd.	500,000	
Special	Shop Road Extension	na	na	9,800,000	PE & ROW Only
Special	Assembly Street RR Grade Separation	na	na	24,200,000	PE & ROW Only
Interchange	I-20 / Broad River Rd.	na	na	9,800,000	PE & ROW Only
Program	Access Management & Complete Streets Initiatives	na	na	100,000	
Program	County-Wide Corridor Improvement Plan	na	na	200,000	
Program	County-Wide Thoroughfare Plan	na	na	200,000	
Program	County-Wide HOV Lane Study	na	na	200,000	
Program	Local Road Resurfacing Program	na	na	18,000,000	
Program	Dirt Road Paving Program	na	na	9,000,000	
Program	Intelligent Transportation System	na	na	900,000	
Widening	Hardscabble Rd	Farrow Rd	Clemson Rd	35,600,000	
Widening	Shop Rd	I-77	George Rogers Blvd	33,200,000	
Widening	Polo Rd	Mallet Hill Rd	Two Notch Rd	12,500,000	
Widening	Bluff Rd	I-77	Rosewood Dr	16,700,000	
Widening	Blythewood Rd	Winnsboro Rd	Syrup Mill Rd	21,000,000	
Intersection	Hardscabble Rd. and Kelly Mill Rd./Rimer Pond Rd.	Hardscabble Rd.	Kelly Mill Rd./Rimer Pond Rd.	2,900,000	
Intersection	Bull St. and Elmwood Ave.	Bull St.	Elmwood Ave.	1,800,000	
Intersection	Screaming Eagle Rd. and Percival Rd.	Screaming Eagle Rd	Percival Rd.	1,000,000	
Intersection	Kennerly Rd. and Coogler Rd./Steeple Ridge Rd.	Kennerly Rd.	Coogler Rd./Steeple Ridge Rd.	1,700,000	
Intersection	North Springs Rd. and Harrington Rd.	North Springs Rd.	Harrington Rd.	1,800,000	
Special	Shop Road Extension	na	na	59,100,000	Construction, CEI, and Utility
Special	Kelly Mill Rd.	na	na	4,400,000	
Interchange	I-20 / Broad River Rd.	na	na	40,600,000	Construction
Total High Priority Roadway Projects					471,900,000
Projects included in High Priority List: No Costs Associated					
Special	Study of Outer Beltway	na	na	-	
Program	Preservation of Existing Right-of-Way	na	na	-	
Program	Extension of Existing Roads	na	na	-	
Program	Reservation of Road Connections	na	na	-	
Program	Transfer of Development Rights	na	na	-	
Program	Capital Improvements Plan	na	na	-	
					Included in High Priority projects, but no costs associated with these projects, as they (1) have no costs associated

Program	Traffic Mitigation Plans	na	na	-	with them, or if costs are applicable (2) should be covered in the 3% Admin Costs built in to the study.
Program	Demand Management	na	na	-	
Program	Establish the Position of Director of Transportation	na	na	-	
Program	Update the County Zoning Ordinance	na	na	-	
Program	Encourage Transit Oriented Development	na	na	-	
Program	Encourage Traditional Neighborhood Development	na	na	-	
MODIFICATIONS TO HIGH PRIORITY LIST					
Special	Assembly Street RR Grade Separation	na	na	24,200,000	
Special	Innovista	na	na	50,000,000	
Special	Zoo	na	na	4,000,000	
Widening	Spears Creek Church Rd	Two Notch Rd	Percival Rd	26,600,000	
Special	Neighborhood Improvement Transportation Projects	County wide	County wide	63,000,000	
Intersection	North Main St. and Fairfield Rd.	North Main St.	Fairfield Rd.	5,100,000	
Special	Commerce Drive Improvements	Royster Street	Jim Hamilton Boulevard	5,000,000	
Widening	North Main Street (Phases IA2 & III; II & IV)	Anthony Avenue	Fuller Avenue	36,200,000	
Total Roadway Projects including Modifications				627,400,000	

Transit
\$337,117,605

Mode	Amount	Percentage
Bike / Ped / Greenway	\$58,482,394	6%
Transit	\$337,117,605	33%
Roadway	\$627,400,000	61%
TOTAL	\$1,022,999,999	100%

Richland County Council Request of Action

Subject

Memorandum of Understanding to reflect the intent of parties regarding access to Lower Richland Boulevard and Garners Ferry Road in the development of certain residential and commercial facilities **[PAGES 81-104]**

Notes

April 27, 2010 - The committee forwarded this item to Council without a recommendation. The vote in favor was unanimous.

Richland County Council Request for Action

Subject: To enter into an MOU with the members of the Bunch Family and the South Carolina Department of Transportation (SCDOT)

A. Purpose

County Council is requested to consider a memorandum of understanding with George H. Bunch, III, Robert H. Bunch, William A. Bunch, and Ansel C. Bunch (collectively the “Family”), and the South Carolina Department of Transportation (the “SCDOT”). to accept access points and anticipated road improvements to be performed along Lower Richland Boulevard and Garner’s Ferry Road for property known as “Bunch Master Plan Development”; TMS# 21800-01-06 and TMS# 21800-01-23.

B. Background / Discussion

The Bunch Family, SCDOT, and the County have reviewed the approved Bunch Master Plan Development (PDD) requirements regarding maximum access points and have agreed upon the internal and external access points and future road improvements for both parcels. This will benefit both the developer (Bunch Family or their designee), the County, and SCDOT regarding future obligations for the anticipated development to both parcels.

C. Financial Impact

None.

D. Alternatives

1. Approve the memorandum to identify the phasing of road improvements and access points both external and internal for the development of both parcels currently owned by the Bunch Family.
2. Do not approve the memorandum.

E. Recommendation

This request is at Council’s discretion.

Recommended by: Planning and Development Services Dept.

Date: April 21, 2010

F. Approvals

Finance

Reviewed by: Daniel Driggers

Date: 4/22/10

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: No recommendation

Planning and Development Services

Reviewed by: Amelia Linder,
Land Use Attorney

Recommend Council approval

Comments regarding recommendation:

Date: April 22, 2010

Recommend Council denial

Administration

Reviewed by: Sparty Hammett

Recommend Council approval

Comments regarding recommendation:

Date: April 22, 2010

Recommend Council denial

STATE OF SOUTH CAROLINA)
)
)
)
)
)
COUNTY OF RICHLAND)

MEMORANDUM OF UNDERSTANDING
BETWEEN GEORGE H. BUNCH, III;
ROBERT H. BUNCH; WILLIAM A. BUNCH;
ANSEL C. BUNCH; THE SOUTH CAROLINA
DEPARTMENT OF TRANSPORTATION;
AND RICHLAND COUNTY, SOUTH
CAROLINA

This Memorandum of Understanding (the “Memorandum” or “MOU”) is made and entered into this ____ day of May, 2010, by and between George H. Bunch, III, Robert H. Bunch, William A. Bunch, and Ansel C. Bunch (collectively the “Family”), and Richland County (the “County”) and the South Carolina Department of Transportation (the “SCDOT”). This MOU is intended to reflect the understanding and intent of the parties as requirements for access to TMS# R21800-01-06 and TMS# R21800-01-23 - located along Lower Richland Boulevard and Garners Ferry Road for the Family’s decision to acquire and build certain residential and commercial facilities (the “Project”) within Richland County. This project is a major economic development project for the redevelopment of the Lower Richland Community.

Location of Project: The Family has owned certain tracts of land for the Project (collectively, the “Site”) at the northwest corner of Lower Richland Boulevard and Garners Ferry Road for over 100 years. The property as delineated on that certain site drawing attached hereto as Sheet C1.0. The Site will consist of 178.9 acres, more or less, fronting in part on Garners Ferry Road (US-378) in lower Richland County and fronting in part on Lower Richland Boulevard (S-40-37) which is part of a PDD zoning application in 2007. Additionally, another 21.67 Ac. of commercially zoned property directly at the northwest corner of Lower Richland and Garners Ferry is included in this MOU. The proposed build out on the Site will consist of mixed use including high and medium density residential, single family and commercial. The PDD indicates the anticipated development. Attached to this MOU as exhibits is the PDD ordinance on the property and the commercial rezoning on the 21.67 ac.

Existing Richland County Codes: The property still must meet the requirements of the PDD ordinance and current Richland County Land Development Code. This MOU is not intended to supersede or revise any of those requirements, but to define them and establish triggers for when the off-site mitigations are required.

Traffic Impact Study: A traffic impact study has been completed by the Family dated February, 2007 prepared by WSA. This document has been submitted to SCDOT and to the County as a part of the PDD application process. This report did not address the 21.67 property and did not address timing of the required mitigations. Subsequent updates by Iteris were completed on September 28, 2009 and November 6, 2009.

Staging and Timing: The Family intends to sell the property for development and not directly develop the property themselves. For purposes of this MOU, it is anticipated that project will be constructed in three Phases, 1-3. Phase 1 will have access only off Lower Richland Boulevard and Garners Ferry Road via access points 14 and 15 on Sheet C1.1 and C1.0.

Phase 2 will include additional retail to be constructed in the 21.67 acres parcel known as TMS# R21800-01-23, and will include retail and a possible fast food restaurant. This will be constructed by the year 2019. Access points 5 and 6 will be constructed at this time.

Phase 3 is the balance of the site, which will include a potential grocery store, adjacent retail and two outparcels of retail. This will also include the balance of the PDD and will include multifamily, single family, and additional commercial development along Garners Ferry. This is anticipated to be constructed by the year 2020 and will include the balance of all access points – 1, 2, 8, 10, 11 and 13, as indicated on Sheet C1.0. The access points in Phase 3 will be submitted to SCDOT for an encroachment permit and will be constructed only as needed.

The Role of the Family: The Family intends to sell off various portion of the property to developers or individuals who will develop the property. The requirements of this MOU, including the requirements of installation of various off-site mitigations, will be the responsibility of the Family as developers. That responsibility would be transferred to others as the property is sold. In the event the responsibility is assigned to another developer, it is the responsibility of the Family to inform the developer and to provide him with a copy of this MOU and its requirements to install off-site mitigations. The Family will inform the County of any assignments.

Transportation/Access:

Garners Ferry Road (US-378) – Developer will construct the various access points (1-16) in accordance with current SCDOT design guides at locations indicated on Sheet C1.0. These will be public road access to the Project. Currently, the existing traffic impact study completed by WSA and updated by Iteris calls for the Project to construct off-site mitigations to the intersection at Garners Ferry and Lower Richland and at Garners Ferry. A matrix is included with the MOU to identify the required mitigations, to identify triggers for those mitigations, and to identify whether those mitigations are a result of the Project development traffic or background mitigations required now or with anticipated development growth identified by previously approved projects or from anticipated population growth.

Should the anticipated traffic levels vary significantly from those predicted in the traffic study; the traffic report will be re-examined to determine if revisions in the recommended mitigation are required. If this is found to be the case, a new traffic impact study will be presented to the County and the Department for concurrence.

All encroachment permits will be subject to current state law, SCDOT encroachment permit policy, the SCDOT design guide and this document. The final disposition of each access will be decided as development occurs. The geometric design of each access location will be subject to approval of an encroachment permit submitted to SCDOT prior to each development phase.

The County will not issue a certificate of occupancy for any building that utilizes a particular driveway until the necessary mitigation items identified in the designated Phases and approved traffic impact study have been implemented.

[END OF MOU, SIGNATURE PAGE ATTACHED]

NOW, THEREFORE, in consideration of the mutual benefits, covenants and agreements described herein, the parties hereto have executed this MOU as of the day above written.

GEORGE H. BUNCH, III

WITNESSES:

ROBERT H. BUNCH

WITNESSES:

WILLIAM A. BUNCH

WITNESSES:

ANSEL C. BUNCH

WITNESSES:

RICHLAND COUNTY, SOUTH CAROLINA

WITNESSES:

By: _____

Name: Paul Livingston

Title: Chair, Richland County Council

SOUTH CAROLINA DEPARTMENT
OF TRANSPORTATION

WITNESSES:

By: _____

Name: _____

Title: District One Administrator

EXHIBITS

MOU Matrix	- Bunch / SCDOT / Richland MOU Access Plan and Schedule
Sheet C1.0	- Development Master Plan
Sheet C1.1	- Access Plan Wal-greens and Lower Richland Boulevard
Sheet C1.2	- Color Map of the Phases
PDD Ordinance	- Ordinance changing the zoning on the 178 acres
Commercial Ordinance	- Ordinance changing the zoning on the 21.67 acres

BOOK 019 PAGE 53

2005 OCT - 6 PM 12:30
BARBARA A. SCOTT
S.C.C. & G.S.

RICHLAND COUNTY
FILED

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. 064-05HR

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 # 21800-01-06) 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:

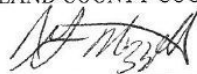
Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (a portion of TMS # 21800-01-06) described in Exhibit A, which is attached hereto, from RU Rural District zoning to GC General Commercial District zoning.

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.

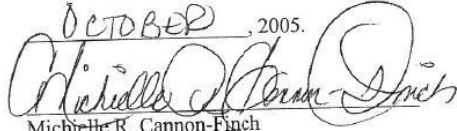
Section IV. This ordinance shall be enforced after the date of an affirmative Third Reading.

RICHLAND COUNTY COUNCIL

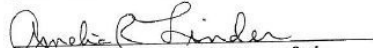
By: 
Anthony G. Mizzell, Chair

Attest this 4TH day of
OCTOBER, 2005.

BOOK 019 PAGE 637


Michelle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE


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

Public Hearing:	July 26, 2005
First Reading:	July 26, 2005
Second Reading:	September 6, 2005
Third Reading:	September 20, 2005

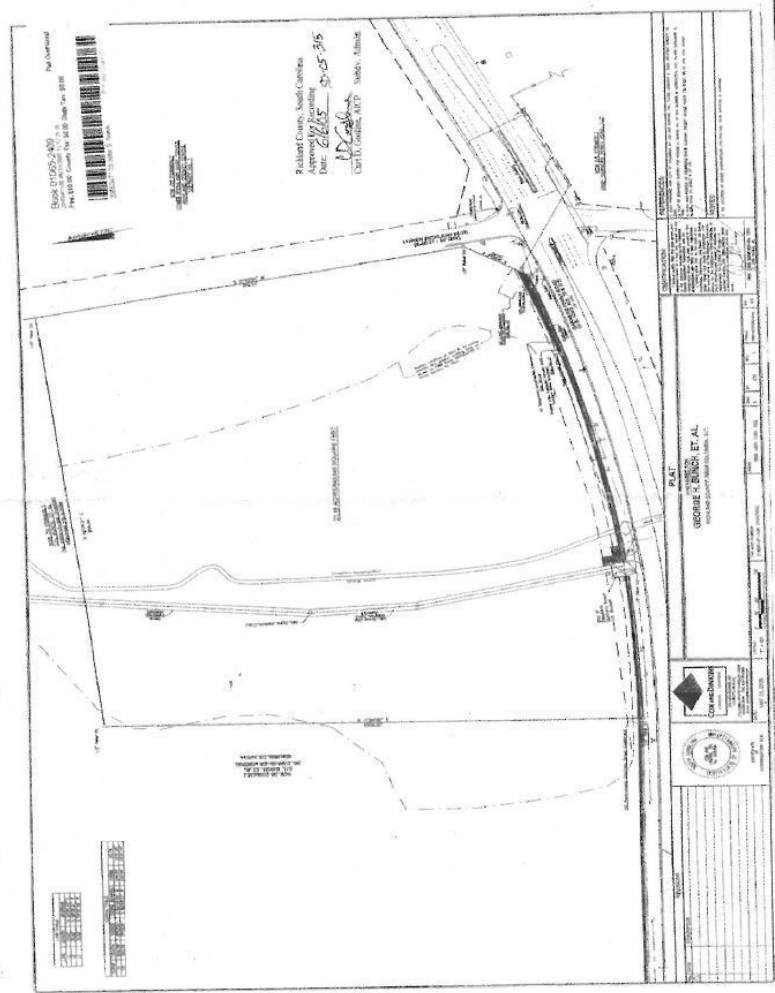
05-79 MA – Northwest corner of Garners Ferry Road and Lower Richland Boulevard

Item# 18

Attachment number 1
Page 8 of 24

BUCK 019 PAGE 530

Exhibit A Property Description



05-79 MA – Northwest corner of Garners Ferry Road and Lower Richland Boulevard

Item# 18

Attachment number 1
Page 9 of 24

2007 JUL 12 PM 4
BARBARA A. ST
CLERK

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. 057-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 21800-01-06 FROM RU (RURAL DISTRICT) TO A PDD (PLANNED DEVELOPMENT DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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 RICHLAND COUNTY COUNCIL:

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the property described as TMS # 03300-07-06 from OI (Office and Institutional District) zoning to a PDD (Planned Development District) zoning, as described herein.

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

- a) The applicant shall comply with the Master Plan (dated March 1, 2007) prepared for George, Robert, Ansel, and William Bunch by K.B. Simmons Associates, LLC, which was submitted to, and is on file in, the Richland County Planning & Development Services Department (hereinafter referred to as "PDSD"), and is incorporated herein by reference, except as otherwise amended herein; and
- b) As reflected in Exhibit A, which is attached hereto, the site development shall be limited to:
 - 1. 1 - Forty-four (44) acre site for single-family detached dwellings with a net density of four (4) units per acre; and
 - 2. 1 - Twelve (12) acre site for single-family attached dwellings with a net density of eight (8) units per acre; and
 - 3. 1 - Eighteen (18) acre site for multi-family residential with a new density of eight (8) units per acre; and
 - 4. 1 - Thirty (30) acre site with a net density of 16 units per acre; and
 - 5. 3 - Commercial sites, one of which shall be limited to sixteen (16) acres, one of which shall be limited to thirty-one (31) acres, and one of which shall be limited to fourteen (14) acres, all of which shall be limited to the permitted use table, which is attached hereto as Exhibit B; and
 - 6. 1 - Seven (7) acre open space area; and
- c) The applicant shall provide a minimum five percent (5%) open space per development, with a minimum ten (10) foot wide buffer, with connectivity to all open space provided throughout the site; and
- d) A reservation of a fifty (50) foot wide strip for the development on the west side of the parcel for an extension of future development, or it shall remain as a natural vegetated buffer; and
- e) The applicant shall be limited in the number of curb cuts to the site, as follows:
 - 1. No more than three (3) curb cuts on Garners Ferry Road; and
 - 2. No more than two (2) curb cuts on Lower Richland Boulevard; and
 - 3. No more than three (3) curb cuts on Rabbit Run Road; and
- f) The main entrances on all roadways shall align with the entrances of other existing or proposed developments; and
- g) The applicant shall provide sidewalks along all external roadways; and
- h) Unless otherwise provided herein, all development shall conform to all relevant land development regulations in effect at the time a permit application is received by the PDSD; and
- i) Proposed changes to the Master Plan shall be subject to the requirements of Section 26-59(j)(1) of the Richland County Land Development Code; and
- j) If applicable, prior to approval of the preliminary subdivision plans, the applicant shall submit to the PDSD written evidence of:

07-28 MA - Garners Ferry Road & Lower Richland Boulevard

- a. The U.S. Army Corps of Engineers' approval of the wetlands delineation and/or encroachment permit, and
- b. FEMA's approval of the 100 year flood elevation statement; and
- k) Richland County shall not be responsible for the enforcement of any deed restrictions imposed by the applicant, the developer, or their successors in interest; and
- l) All site development requirements described above shall apply to the applicant, the developer, and/or their successors in interest; and

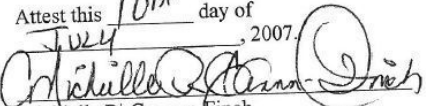
Section III. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional, or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

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

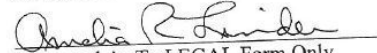
Section V. This ordinance shall be effective from and after June 19, 2007.

RICHLAND COUNTY COUNCIL

By: 
Joseph McEachern, Chair

Attest this 10th day of JULY, 2007.

Michelle 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: May 22, 2007
First Reading: May 22, 2007
Second Reading: June 5, 2007
Third Reading: June 19, 2007

07-28 MA - Garners Ferry Road & Lower Richland Boulevard

Exhibit B
Permitted Uses BOOK 010 PAGE 563

TABLE OF PERMITTED USES, PERMITTED USES AS SHOWN ON TABLE 26-V-2 UNDER SECTION 26-141

<i>USE TYPES</i>
Residential Uses
Common Area Recreation and Service Facilities
Continued Care Retirement Communities
Dwellings, Conventional or Modular
Multi-Family, Not Otherwise Listed
Residential above Commercial
Accessory Uses and Structures
Accessory Uses and Structures (Customary) - See Also Sec. 26-185
Swimming Pools
Recreational Uses
Amusement or Water Parks
Batting Cages
Dance Studios and Schools
Golf Courses, Miniature
Martial Arts Instructional Schools
Physical Fitness Centers
Public or Private Parks
Public Recreation Facilities
Skating Rinks
Swim and Tennis Clubs
Institutional, Educational and Civic Uses
Ambulance Services, Emergency
Colleges and Universities
Community Food Services

07-28 MA – Garners Ferry Road & Lower Richland Boulevard

Day Care, Adult Centers
Day Care, Child, Licensed Center
Fire Stations
Government Offices
Individual and Family Services, Not Otherwise Listed
Libraries
Museums and Galleries
Nursing and Convalescent Homes
Places of Worship
Police Stations, Neighborhood
Post Offices
Schools, Administrative Facilities
Schools, Business, Computer and Management Training
Schools, Fine Arts Instruction
Schools, Including Public and Private, Having a Curriculum Similar to Those Given in Public Schools
Schools, Technical and Trade (Except Truck Driving)
Business, Professional and Personal Services
Accounting, Tax Preparation, Bookkeeping, and Payroll Services
Advertising, Public Relations, and Related Agencies
Automatic Teller Machines
Automobile Rental or Leasing
Banks, Finance, and Insurance Offices
Barber Shops, Beauty Salons, and Related Services
Bed and Breakfast Homes/Inns
Building Maintenance Services, Not Otherwise Listed
Carpet and Upholstery Cleaning Services
Clothing Alterations/Repairs; Footwear Repairs
Computer Systems Design and Related Services
Employment Services

07-28 MA – Garners Ferry Road & Lower Richland Boulevard

BOOK 010 PAGE 10

Engineering, Architectural, and Related Services
Funeral Homes and Services
Furniture Repair Shops and Upholstery
Hotels and Motels
Janitorial Services
Landscape and Horticultural Services
Laundromats, Coin Operated
Laundry and Dry Cleaning Services, Non-Coin Operated
Legal Services (Law Offices, Etc.)
Linen and Uniform Supply
Locksmith Shops
Management, Scientific, and Technical Consulting Services
Massage Therapists
Medical/Health Care Offices
Medical, Dental, or Related Laboratories
Motion Picture Production/Sound Recording
Office Administrative and Support Services, Not Otherwise Listed
Packaging and Labeling Services
Pet Care Services (Excluding Veterinary Offices and Kennels)
Photocopying and Duplicating Services
Photofinishing Laboratories
Photography Studios
Picture Framing Shops
Professional, Scientific, and Technical Services, Not Otherwise Listed
Publishing Industries
Real Estate and Leasing Offices
Rental Centers, without Outside Storage
Repair and Maintenance Services, Automobile, Minor
Repair and Maintenance Services, Personal and Household Goods
Repair and Maintenance Services, Television, Radio, or Other Consumer Electronics
Research and Development Services

07-28 MA – Garners Ferry Road & Lower Richland Boulevard

Security and Related Services
Tanning Salons
Taxidermists
Theaters, Live Performances
Theaters, Motion Picture, Other Than Drive-Ins
Travel Agencies (without Tour Buses or Other Vehicles)
Traveler Accommodations, Not Otherwise Listed
Vending Machine Operators
Veterinary Services (Non-Livestock, May Include totally enclosed Kennels Operated in Connection with Veterinary Services)
Watch and Jewelry Repair Shops
Weight Reducing Centers
Retail Trade and Food Services
Antique Stores (See Also Used Merchandise Shops and Pawn Shops)
Appliance Stores
Art Dealers
Arts and Crafts Supply Stores
Auction Houses
Automotive Parts and Accessories Stores
Bakeries, Retail
Bicycle Sales and Repair
Book, Periodical, and Music Stores
Building Supply Sales without Outside Storage
Camera and Photographic Sales and Service
Candle Shops
Candy Stores (Confectionery, Nuts, Etc.)
Caterers, No On Site Consumption
Clothing, Shoe, and Accessories Stores
Coin, Stamp, or Similar Collectibles Shops
Computer and Software Stores

07-28 MA – Garners Ferry Road & Lower Richland Boulevard

Convenience Stores (with Gasoline Pumps)
Convenience Stores (without Gasoline Pumps)
Cosmetics, Beauty Supplies, and Perfume Stores
Department, Variety or General Merchandise Stores
Direct Selling Establishments, Not Otherwise Listed
Drugstores, Pharmacies, with Drive-Thru
Drugstores, Pharmacies, without Drive-Thru
Electronic Shopping and Mail Order Houses
Fabric and Piece Goods Stores
Floor Covering Stores
Florists
Food Service Contractors
Food Stores, Specialty, Not Otherwise Listed
Formal Wear and Costume Rental
Fruit and Vegetable Markets
Furniture and Home Furnishings
Garden Centers, Farm Supplies, or Retail Nurseries
Gift, Novelty, Souvenir, or Card Shops
Grocery/Food Stores (Not Including Convenience Stores)
Hardware Stores
Health and Personal Care Stores, Not Otherwise Listed
Hobby, Toy, and Game Stores
Home Centers
Home Furnishing Stores, Not Otherwise Listed
Jewelry, Luggage, and Leather Goods (May Include Repair)
Meat Markets
Miscellaneous Retail Sales - Where Not Listed Elsewhere, and Where All Sales and Services are Conducted within an Enclosed Building
Musical Instrument and Supplies Stores (May Include Instrument Repair)
News Dealers and Newsstands

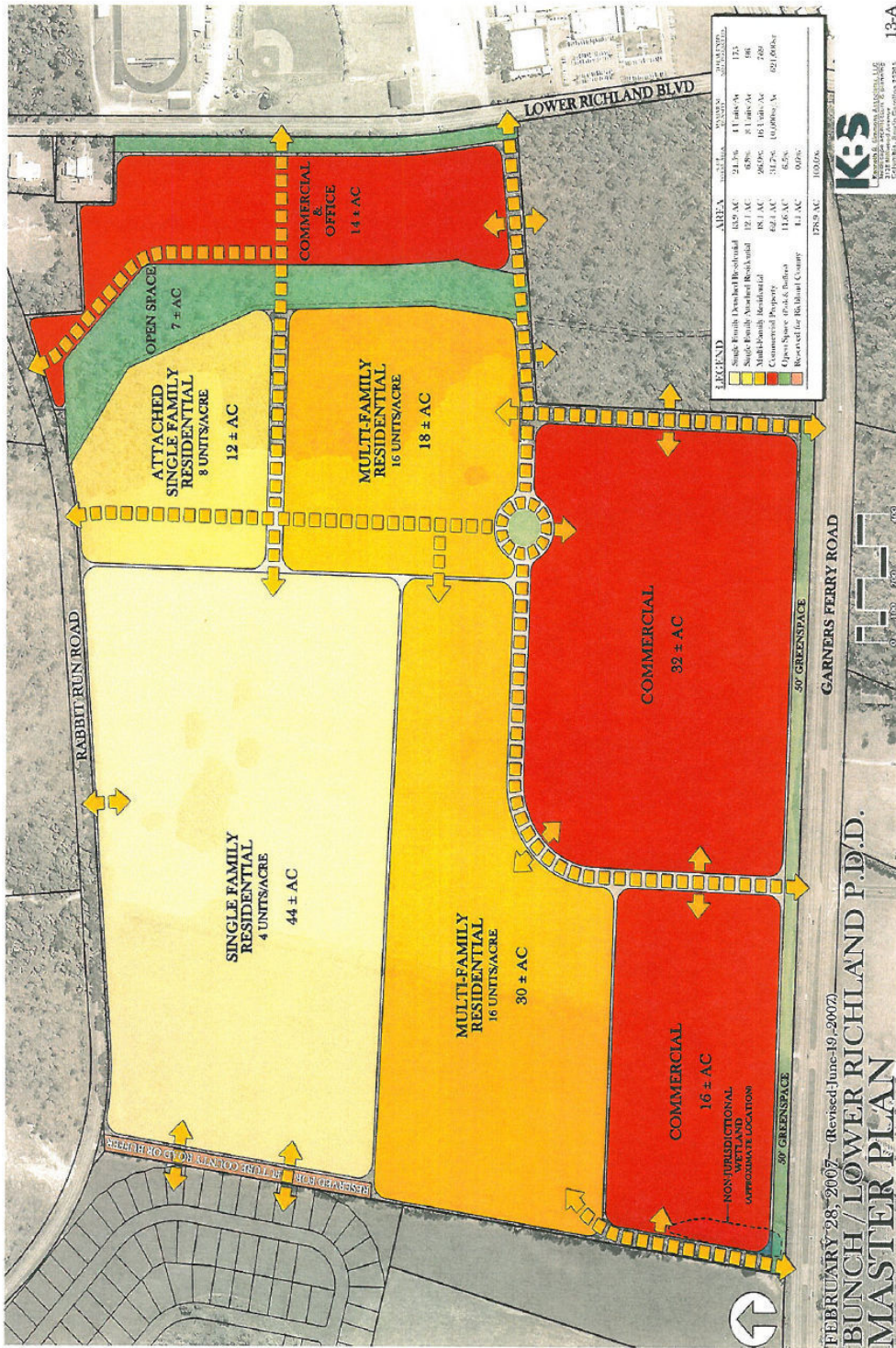
07-28 MA – Garners Ferry Road & Lower Richland Boulevard

Office Supplies and Stationery Stores
Optical Goods Stores
Paint, Wallpaper, and Window Treatment Sales
Pet and Pet Supplies Stores
Record, Video Tape, and Disc Stores
Restaurants, Cafeterias
Restaurants, Full Service (Dine-In Only)
Restaurants, Limited Service (Delivery, Carry Out)
Restaurants, Limited Service (Drive-Thru)
Restaurants, Snack and Nonalcoholic Beverage Stores
Service Stations, Gasoline
Sporting Goods Stores
Television, Radio or Electronic Sales
Tire Sales
Used Merchandise Stores
Video Tape and Disc Rental
Warehouse Clubs and Superstores
Wholesale Trade
Apparel, Piece Goods, and Notions
Books, Periodicals, and Newspapers
Drugs and Druggists' Sundries
Durable Goods, Not Otherwise Listed
Electrical Goods
Flowers, Nursery Stock, and Florist Supplies
Furniture and Home Furnishings
Groceries and Related Products
Hardware
Jewelry, Watches, Precious Stones
Market Showrooms (Furniture, Apparel, Etc.)

07-28 MA – Garners Ferry Road & Lower Richland Boulevard

Motor Vehicles, New Parts and Supplies
Nondurable Goods, Not Otherwise Listed
Plumbing and Heating Equipment and Supplies
Professional and Commercial Equipment and Supplies
Sporting and Recreational Goods and Supplies (Except Sporting Firearms and Ammunition)
Toys and Hobby Goods and Supplies
Transportation, Information, Warehousing, Waste Management, and Utilities
Utility Company Offices
Other Uses
Buildings, High Rise, 4 or 5 Stories

07-28 MA – Garners Ferry Road & Lower Richland Boulevard



Bunch / SCDOT / Richland MOU Access Plan and Schedule

Access Point	Phase	Type of Access	Description	Road/Speed Limit	Primary Area Served in PDD/Commercial	Mitigation Required	Responsibility	Trigger	Anticipated Date
1	3	Full Access - No Signal	Western most full access - major access to the PDD	Carners Ferry -45	Commercial Area / Multi-Family / Single Family	Construct Eastbound left turn lane into PDD in Carners Ferry	Developer	1. Construction of Multi-Family or 2) Single Family lot greater than 10, or 3) Commercial greater than 3,000 sf on 17 acre parcel	2020
2	N/A	No Access	N/A	N/A	N/A	N/A	N/A	N/A	N/A
3	3	Full Access - Signal (Noise Light will have to meet warrants and a warrant analysis submitted and approved before light is installed)	Primary Entrance to Multi-Family - and enter PDD	Carners Ferry -45	Primary Access to all PDD	Signalized Intersection. Construct dual westbound left turn lanes on Carners Ferry Road (second left to be marked out until right is established). Construct westbound right turn lanes on Carners Ferry Road	Developer	1. Construction of Multi-Family or 2) Single Family lot greater than 10, or 3) Commercial greater than 3,000 sf on 20 acre parcel or 17 acre parcel	2014
4	N/A	No Access	N/A	N/A	N/A	N/A	N/A	N/A	N/A
5	2	Full Access - No Signal	Full access with interconnectivity - edge of commercial area outside the PDD	Carners Ferry -45	Commercial Area outside of PDD and connection back to PDD	Construct Eastbound left turn lane into PDD in Carners Ferry and westbound right turn lane on Carners Ferry	Developer	1) Construction of full access drive	2014
6	3	Full Access - No Signal	Primary Entrance to Commercial and secondary to Multi-Family	Lower Richland - 35	Commercial Area outside of PDD and connection back to PDD	Construct Northbound left turn lane on Lower Richland	Developer	Construction of Grocery Store or associated retail greater than 3,000 sf	2019
7	N/A	No Access	N/A	N/A	N/A	N/A	N/A	N/A	N/A
8	3	Full Access - No Signal	Full access with interconnectivity to Commercial, multi-family and single family	Lower Richland - 35	Commercial and Multi-Family	Construct Northbound left turn lane on Lower Richland	Developer	Construction of Multi-family or Commercial greater than 3,000 sf on 22 acre parcel off Lower Richland Boulevard	2020
9	N/A	No Access	N/A	N/A	N/A	N/A	N/A	N/A	N/A
10	3	Full Access - No Signal	Intermediate secondary access to multi-family	Rabbit Run -40	Multi-Family	None	N/A	N/A	N/A
11	3	Full Access - No Signal	Full access to single family	Rabbit Run -40	Single Family	None	N/A	N/A	N/A
12	N/A	No Access	N/A	N/A	N/A	N/A	N/A	N/A	N/A
13	3	Full Access - No Signal	Full access to single family	Rabbit Run -40	Single Family	None	N/A	N/A	N/A
14	1	Full Access - No Signal	Wal-Creens Access Point - Full Access	Lower Richland - 35	Wal-Creens Only	None	N/A	N/A	2010
14	1	Full Access - No Signal	Wal-Creens Access Point - Full Access	Lower Richland - 35	Wal-Creens and Fast Food Commercial and Grocery Store	Construct Northbound left turn lane on Lower Richland. Construct	Developer	1. Construction of the Wal-Creens will NOT require left turn lanes, construction of Fast Food Retail will require.	2014
14	1	Full Access - No Signal	Wal-Creens Access Point - Full Access	Lower Richland - 35	Wal-Creens and Fast Food Commercial and Grocery Store	None	N/A	N/A	2019

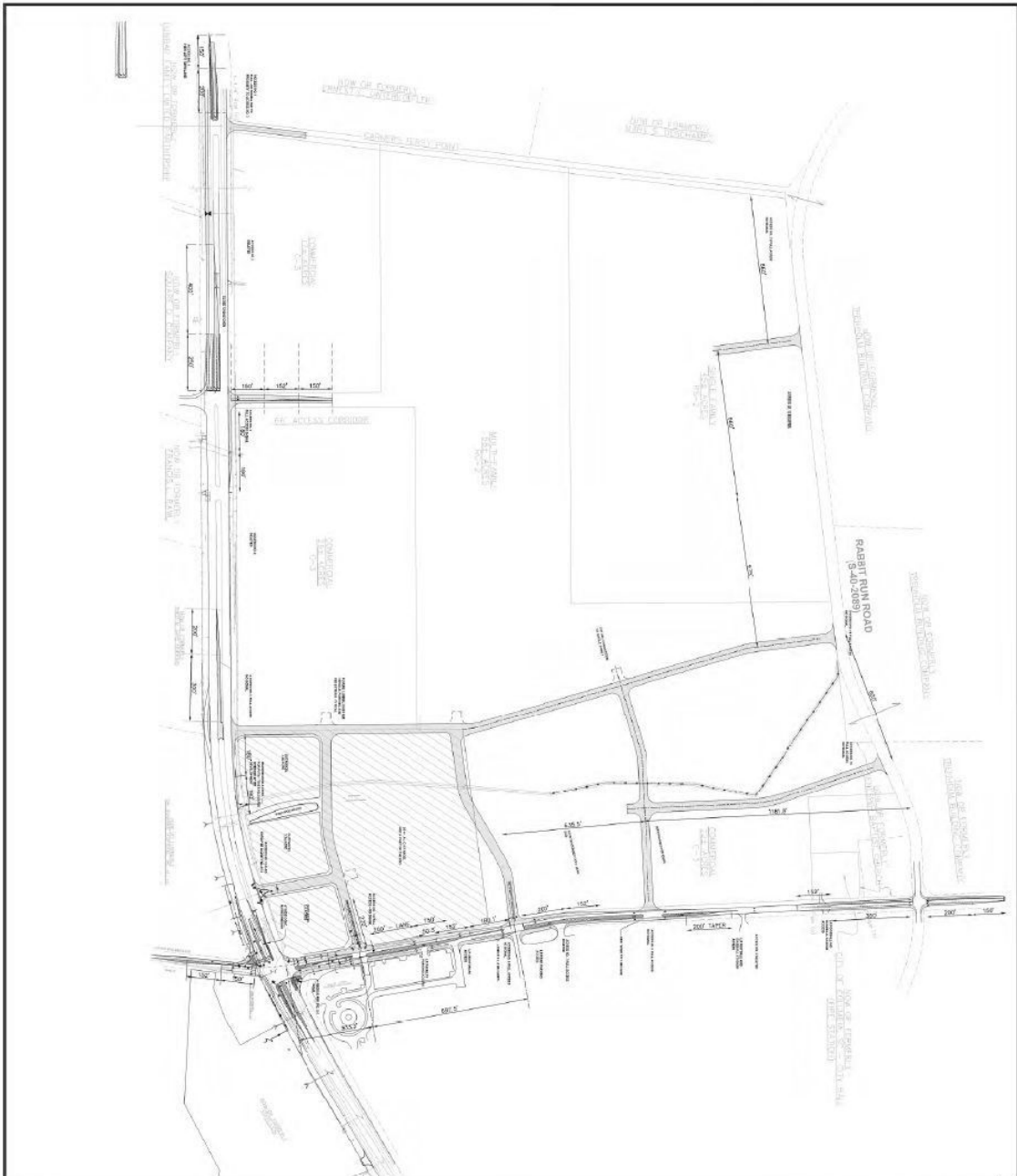
Bunch / SCDOT / Richland MOU Access Plan and Schedule

Access Point	Phase	Type of Access	Description	Road/Speed Limit	Primary Area Served in PDD/Commercial	Mitigation Required	Responsibility	Trigger	Anticipated Date
15	1	RU-RO Carners Ferry and Lower Richland Boulevard Intersection	Wal-Oreens and Future Commercial (potential Fast Food) Access Point - RU-RO	Carners Ferry -45	Wal-Oreens and Fast Food Commercial	None	None	N/A	2010
	N/A		Intersection Improvements			None		N/A	2010
	3	Carners Ferry and Lower Richland Boulevard Intersection	Intersection Improvements			1) Construct second eastbound left turn lane in Carners Ferry Road. 2) Construct a second southbound right turn lane and convert the shared through/right lane back to a through lane only, and 3) restripe the northbound lanes to allow a separate left turn lane and shared through/right lane (on Lower Richland Boulevard)	Background	Required due to back-ground traffic growth	2019
	3	Carners Ferry and Lower Richland Boulevard Intersection	Intersection Improvements				Background	Required due to back-ground traffic growth	2019
	3	Lower Richland Boulevard and Rabbit Run Intersection	Intersection Improvements			1) Construct northbound and southbound left turn lane Lower Richland Boulevard.	Developer	Construction of Single Family	2019

Notes:

1. Background traffic improvements are required by growth outside the developer's control. They shall either be constructed by the SCDOT, others or not constructed at all. They will not be the responsibility of the developer.
2. All access points shall adhere to the ARMS manual, latest edition.
3. All access points shall adhere to the Richland County LDC, Table 28-VI-5 for minimum driveway spacing, and the PDD document.

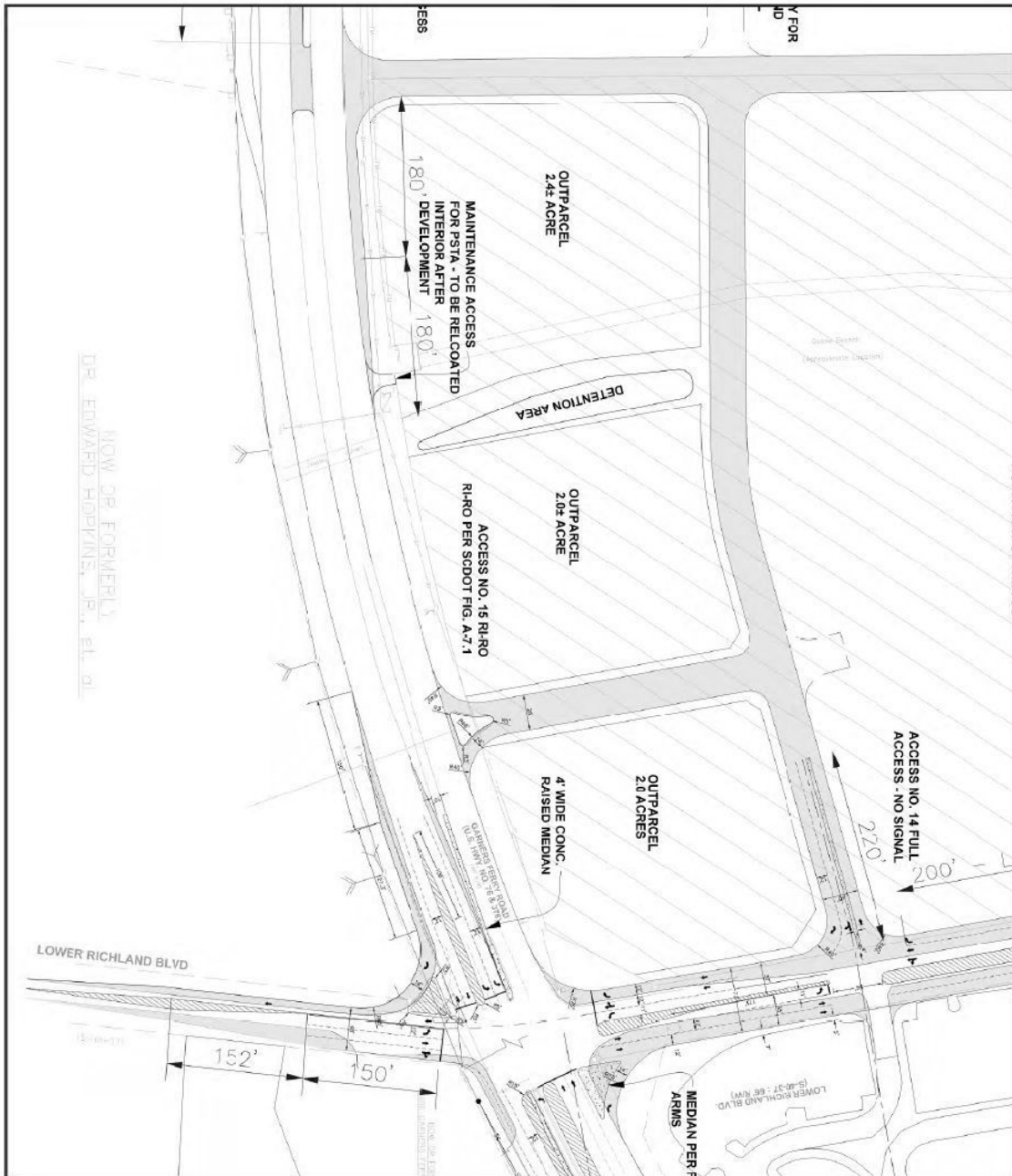
Developer funded
No cost - There is no off-site requirements for this access point or the access point has been eliminated.
Mitigations required by background traffic, and will be required by the County and SCDOT for other identified projects requiring either a TIS or TMP from either the SCDOT or the County under existing rules. Should those not be constructed by others, once Phase 3 is begun, those mitigations will be constructed by the developer of the PDD.



NOTES:

1. FIELD SURVEY FOR STANDARD AND WIDE LANE ROADWAY (US-316) AND CORNER MARKING.
2. ALL DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.
3. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
4. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
5. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
6. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
7. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
8. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
9. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
10. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.

<p>Sheet No. C1.0</p> <p>DEVELOPMENT MASTER PLAN</p>	<p>Project No. 13312</p> <p>Date: 11/16/10</p> <p>Scale: 1" = 100'</p>	<p>Project Title: BUNCH DEVELOPMENT</p> <p>Location: LOWER RICHLAND, SOUTH-CAROLINA</p>	<p>PO BOX 11780</p> <p>Columbia, SC 29211</p> <p>1330 Lady Street, Suite 205</p> <p>Columbia, SC 29201</p> <p>(803) 744-4500 (Voice)</p> <p>(803) 744-4501 (Fax)</p> <p>www.genesis-consulting.com</p>
	<p>Revised: 11/16/10</p> <p>By: [Signature]</p> <p>Checked: [Signature]</p>	<p>Per SCUP COMMENTS, MARCH 18, 2010</p> <p>Per RICHLAND COMMENTS, APRIL 16, 2010</p>	<p>Genesis Consulting Group</p>



NOTES:

<p>C1.1</p>	<p>Project No. 154-20</p> <p>Date 12.02.08</p> <p>Sheet 2</p>	<p>Revision 1</p> <p>DATE 12.02.08</p> <p>DESCRIPTION</p>	<p>Project/Client</p> <p>BUNCH DEVELOPMENT</p> <p>LOWER RICHLAND, SOUTH CAROLINA</p>
	<p>Drawn By</p> <p>Checked By</p> <p>Designed By</p> <p>Reviewed By</p>	<p>Scale</p> <p>1" = 100'</p>	<p>Project/Client</p> <p>BUNCH DEVELOPMENT</p> <p>LOWER RICHLAND, SOUTH CAROLINA</p>

<p>C1.1</p>	<p>Project No. 154-20</p> <p>Date 12.02.08</p> <p>Sheet 2</p>	<p>Revision 1</p> <p>DATE 12.02.08</p> <p>DESCRIPTION</p>	<p>Project/Client</p> <p>BUNCH DEVELOPMENT</p> <p>LOWER RICHLAND, SOUTH CAROLINA</p>
	<p>Drawn By</p> <p>Checked By</p> <p>Designed By</p> <p>Reviewed By</p>	<p>Scale</p> <p>1" = 100'</p>	<p>Project/Client</p> <p>BUNCH DEVELOPMENT</p> <p>LOWER RICHLAND, SOUTH CAROLINA</p>

PO BOX 11504
Columbia, SC 29211

1330 Lady Street, Suite 205
Columbia, SC 29201
(803) 744-4500 (Main)
(803) 744-4501 (Fax)
www.genesis-consulting-group.com

GENESIS
CONSULTING GROUP



NOTES:

C1.2	PHASING PLAN	Drawing Information Revision: 03.13.08 Date: 03.13.08 Project: BUNCH DEVELOPMENT Location: LOWER RICHLAND, SOUTH-CAROLINA Client: GENESIS CONSULTING GROUP Designer: [Blank] Checker: [Blank] Approver: [Blank]	Client: GENESIS CONSULTING GROUP Project: BUNCH DEVELOPMENT Location: LOWER RICHLAND, SOUTH-CAROLINA Client Address: 1330 Lady Street, Suite 205 Columbia, SC 29201 Phone: (803) 744-4500 (Main) Phone: (803) 744-4501 (Fax) Website: www.genesis-consulting-group.com

Richland County Council Request of Action

Subject

Navistar Pass-Through Grant **[PAGE 106]**



To: Economic Development Committee
From: Sara Salley, Grants Manager
Date: May 4, 2010
RE: Navistar Energy Grant Request

Project Description:

Navistar would like Richland County to apply for a \$340,085.90 SC Energy Office stimulus grant that will fund energy efficiency lighting and HVAC projects at the following properties:

- o 1410 Northpoint Boulevard, Blythewood, SC 29016
- o 121 Research Drive, Columbia, SC 29203 (currently owned by Richland County)

Richland County, as the local form of government, must apply on Navistar's behalf in order to receive funds. The County will need to sign two documents if awarded, a Performance Agreement between the SC Energy Office and Navistar and an Award Agreement that is also signed by the SC Energy Office. This will be a pass-through grant. The County will draft an MOU for Navistar to sign that is modeled after the award agreement and that outlines the reimbursement process for this pass-through grant.

There is no match requirement for this grant and no financial burden for the County. Navistar has met with the SC Energy Office about this project and filled out the application according to their guidelines.

Responsibilities, if approved to move forward:

Richland County

- o Submit completed application to SC Energy Office
- o Sign and administer grant paperwork, if awarded
- o Draft MOU agreement outlining grant responsibilities
- o Submit reimbursement paperwork to SC Energy Office (quarterly)
- o Check in with Navistar to ensure all reporting is completed according to SC Energy Office schedule

Navistar

- o Prepare and deliver application to County, including all required attachments
- o Obtain approval letter from the SC Coordinating Council for Economic Development (required application attachment)
- o Sign all required paperwork (County MOU and Program Agreement)
- o Procure and implement project
- o Adhere to all requirements and conditions outlined in grant paperwork (Davis Bacon and Buy American Acts)
- o Prepare and submit quarterly reimbursement paperwork to Richland County
- o Prepare and submit monthly and all required reports for grant

Richland County Council Request of Action

Subject

Accommodations Tax Committee-2 positions for persons in the Hospitality Industry [no applications was received]

Richland County Council Request of Action

Subject

Appearance Commission, Landscaper-1 [no applications was received]

Richland County Council Request of Action

Subject

Employee Grievance Committee-4 [applications were received from Leonard Q. Bradley, Coroner's Office; Sharon D. Walker, CASA] [**PAGES 110-113**]



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Name: LEONARD Q. BRADLEY
Home Address: 915 WILKES ROAD COLUMBIA, SC 29223
Telephone: (home) 786-2151 / 776-2819 (work) 576-3365
Office Address: 1931 PINEVIEW ROAD 227-9752
Email Address: BRADLEYL@RCGOV.US
Educational Background: 14 YEARS
Professional Background: SCCSA, BANKING, INVESTIGATIONS

Male [checked] Female [] Age: 18-25 [] 26-50 [] Over 50 [checked]

Name of Committee in which interested: GRIEVANCE
Reason for interest: INSURING COUNTY AND EMPLOYEES ARE TREATED FAIRLY

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:
COUNTY EMPLOYEE FOR FIVE YEARS, NO DISCIPLINARY ACTIONS

Presently serve on any County Committee, Board or Commission? N/A
Any other information you wish to give? NO.
Recommended by Council Member(s):
Hours willing to commit each month: AS NEEDED

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all

Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No _____

If so, describe: _____

Leonard Q. Brady
Applicant's Signature

May 11, 2010
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Name: Sharon D. Walker

Home Address: 312 Fox Squirrel Circle; Columbia, SC 29209

Telephone: (home) 783-3154 (work) 576-1733

Office Address: 1701 Main Street; Room 407; Columbia, SC 29201

Email Address: walkers@rcgov.us (work); smdupreewalker@hotmail.com (personal)

Educational Background: BA in History, Juris Doctor, MPA candidate

Professional Background: Employed with the County since 2007

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Employee Grievance Committee

Reason for interest: I am interested in learning more about the inner workings of the County government and I have a strong desire to participate in the fair application of County policies.

Your characteristics/qualifications, which would be an asset to Committee, Board or Commission:

I am detail oriented and impartial. As a result of my educational background, I have become thorough, methodical, and detail oriented when analyzing government policies and law.

Presently serve on any County Committee, Board or Commission? No

Any other information you wish to give? Not at this time

Recommended by Council Member(s): Councilman Damon Jeter

Hours willing to commit each month: 15-20 hours

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the Committee, Board or Commission for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all

Committees, Boards or Commissions shall be required to abstain from voting or influencing through discussion or debate, or any other way, decisions of the Committee, Board or Commission affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge, it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Committee, Board or Commission, by majority vote of the council.

Have you been convicted or pled no contest of a crime other than minor traffic violations; checking yes does not automatically preclude you from consideration for appointment.

Yes _____ No **X** _____

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the Committee, Board or Commission?

Yes _____ No **X** _____

If so, describe: N/A

Sharon D. Walker
Applicant's Signature

4/23/10
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each Committee, Board or Commission on which you wish to serve.

Applications are current for one year.

Staff Use Only		
Date Received: _____	Received by: _____	
Date Sent to Council: _____		
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file

2

Richland County Council Request of Action

Subject

Internal Audit Committee-2 [no applications was received]

Richland County Council Request of Action

Subject

Report of the Transportation Ad Hoc Committee:

- a. Request from the Midlands Authority for Conventions, Sports & Tourism: "The Board of Directors of the Midlands Authority for Conventions, Sports & Tourism hereby requests that Richland County and the City of Columbia include Downtown Trolleys in the Master Plan for the Central Midlands Regional Transit Authority. It is important that we have the linkage for not only our residents but the three million visitors that come to Columbia each year. It should be included in the short term version of that plan." **[ACTION]**
- b. Resolution Approving Transit Service Changes **[ACTION][PAGES 116-117]**

A RESOLUTION

WHEREAS, the Central Midlands Regional Transit Authority (CMRTA) has received from Connetics Transportation Group a report on its Comprehensive Study Project (the "Report"); and

WHEREAS, the Report includes recommendations for near term changes in the transit system's service; and

WHEREAS, the Board of Directors (the "Board") has approved changes in service as described on Exhibit A attached hereto and incorporated herein by reference; and

WHEREAS, the Board of the CMRTA believes these changes in service are necessary to continue to improve the efficiency of the operation of the transit system; and

WHEREAS, the Intergovernmental Agreement among the CMRTA, Richland County, and the City of Columbia (the "Agreement") provides that any changes in service must be approved by the Richland County Council (the "County Council"); and

WHEREAS, the Board has requested that County Council approve the referenced changes in service.

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

1. Pursuant to the requirements of the Agreement, the service changes to the transit system as described on Exhibit A attached hereto and incorporated herein by reference are hereby approved.

Adopted this ____ day of _____, 2010.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Paul Livingston, Chairman
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF
_____, 2010:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Exhibit A

CMRTA Service Adjustments for Implementation July 12, 2010

Service Adjustments

- ✓ Schedule Adjustments to Improve On-Time Performance
 - ✓ Routes 3 and 8 provide connection between USC campus area and Garners Ferry Corridor
 - ✓ Route 34 provides one-seat ride between DTC and Harbison Area AND Sunday Service
 - ✓ Route 15 provides 30-minute all-day service along Forest Dr, and new service on Faraway
 - ✓ Routes 20/21 service on Devine/Garners Ferry service restructured, with all-day service to Garners Ferry/Patterson Wal-Mart
 - ✓ 60-minute Sunday frequencies on most routes
 - ✓ Weekday service frequency reductions to Routes 4a and 6a
 - ✓ Midday trips eliminated on Routes 17 and 35
 - ✓ Route 19 eliminated (area still served by Route 21)
 - ✓ Route 25 (Cayce) eliminated (area still served by Route 28)
 - ✓ Saturday route frequencies all modified to operate at 60-minutes
 - ✓ Route 8a Saturday service eliminated (area still served with Routes 3 and 8)
 - ✓ Routes 30 and 31 Saturday service eliminated
 - ✓ Routes 6a Sunday service eliminated (area still served with Route 34)
 - ✓ Route 77 Sunday service eliminated (area still served with Route 3)
 - ✓ At this time, Routes 26 and 28 scheduled for elimination September 30 (due to lack of funding)
- Most Routes to Have 5 to 10-Minutes at Downtown Transit Center
 - Proposed Bus/Route Departure Times from Transit Center :
 - ✓ 0:00 – Routes 1, 8, 15a, 16, 21
 - ✓ 0:15 – Routes 6, 11, 23, 30
 - ✓ 0:30 – Routes 1, 3, 15b, 16, 20
 - ✓ 0:45 – Routes 4, 12, 34, 31

Richland County Council Request of Action

Subject

Rev. Dozier Resolution [JETER]