

**RICHLAND COUNTY COUNCIL
SPECIAL CALLED MEETING
JULY 21, 2004
IMMEDIATELY FOLLOWING
REGULAR SESSION MEETING**

MEMBERS PRESENT: Bernice G. Scott, Chair; Joan B. Brady, Vice-Chair; Susan Brill; Paul Livingston; Joseph McEachern; Anthony Mizzell; L. Gregory Pearce, Jr.; Kit Smith; Thelma M. Tillis; James Tuten

ABSENT – Doris M. Corley

OTHERS PRESENT: T. Cary McSwain, Michielle Cannon-Finch, Larry Smith, Amelia Linder, Michael Criss, Tony Mizzell, Milton Pope, Pam Davis, Roxanne Matthews, Ashley Bloom, Chief Harrell, Stephany Snowden, Edith Caudle, Kendall Johnson, John Cloyd, Anna Almeida

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.

CALL TO ORDER

The meeting was called to order at approximately 7:06 p.m.

ADOPTION OF THE AGENDA

Ms. Michielle Cannon-Finch, Clerk of Council, stated a public hearing item need to be added to the agenda: An Ordinance authorizing General Obligation Bonds for Owens Field Airport.

Ms. Brady moved, seconded by Mr. Tuten, to add the item to the agenda. The vote in favor was unanimous.

Mr. Pearce moved, seconded by Mr. Tuten, to adopt the agenda as amended. The vote in favor was unanimous.

PUBLIC HEARING ITEM

Ms. Scott opened the floor to a public hearing.

An Ordinance authorizing General Obligation Bonds for Owens Field Airport.

No one signed up to speak.

The floor was closed to the public hearing.

THIRD READING ITEM

An Ordinance authorizing General Obligation Bonds for Owens Field Airport.

Mr. Pearce moved, seconded by Mr. Tuten, to approve this item for Third Reading. The vote in favor was unanimous.

LAND DEVELOPMENT CODE AMENDMENTS

Section 26-176 – Definition of Pine Trees

Ms. Smith stated language needs to be added that says pine trees are exempted from the application of a tree ordinance and tree plan.

Mr. Pearce moved, seconded by Mr. McEachern, to add language to exempt pine trees from the terms of the tree protection ordinance.

A discussion took place.

Ms. Brill made a substitute motion, to preserve the pine trees that are 10 to 20 inches in diameter.

Mr. McEachern raised a point of order stating this particular motion was voted down at the last meeting.

Ms. Brill made a substitute motion, seconded by Mr. Mizzell, to save the pine trees that are 10 to 25 inches in diameter. The substitute motion failed due to a tie vote.

Discussions continued.

The vote for the main motion failed due to a tie vote.

Home Occupation Signs – Mr. Tuten's amendment

Mr. Tuten moved, seconded by Mr. Mizzell, to propose subparagraph 9 on Page 273 of the Packets.

Mr. Tuten stated the addition would provide for one non-illuminated sign and it could also be a freestanding sign mounted flat against the wall of the structure, not to exceed two square feet in area.

Ms. Smith offered an amendment to restrict to rural or rural residential. Mr. Tuten accepted the amendment.

The vote in favor of the main motion as amended was unanimous.

Planning Commission's Recommendation- amend political signs from 60 days to 45 days

Ms. Smith moved approval of the 45 days. The motion died for a lack of a second.

Mr. Pearce moved, seconded by Mr. Tuten, to leave at 60 days as in the proposed draft ordinance.

The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Pearce	Mizzell
Livingston	Brady
Brady	
Scott	
Tuten	
Brill	
McEachern	
Tillis	

The motion failed.

LI District Issue

Discussions took place.

Mr. McEachern moved, seconded by Mr. Pearce, to implement current M1 zoning into the proposed current land development code and to include a moratorium on M1 zoning and adopt the original LI proposals from staff.

Discussions continued.

Mr. McEachern amended his motion to M1 but sunset seven years and then go from there, seconded by Ms. Tillis.

Mr. Livingston offered an amendment for the M1 zoning districts to expire, end or sunset in five years, seconded by Mr. Pearce. Mr. McEachern accepted the amendment.

Mr. Criss stated motion and amendment means the current M1 zoned properties would convert as of the effective date of the proposed land development code to LI, but they would have all of the uses in the table including the grayed out land uses that were proposed to be discontinued for the first five years and then automatically the land use list would shrink on those properties to the ones that are not grayed out.

The vote in favor of the main motion as amended was unanimous.

Expansions

Ms. Smith stated the industry is requesting 25% or more of the gross floor area of an existing building.

Mr. Pearce moved, seconded by Ms. Smith, to adopt the amendment.

Ms. Linder says this amendment has already been adopted.

4.b.3.c (Landscape Plan Requirement)

Ms. Smith moved, seconded by Mr. McEachern, to table the amendment until staff gives an explanation. The vote in favor was unanimous.

Trees (page 30)

Ms. Smith stated the industry wanted to strike “any new trees of above four (4) inch caliper size shall be measured twelve (12) inches above the ground.”

A discussion took place.

Mr. Pearce moved to adopt the amendment. The motion died due to a lack of a second.

Ms. Smith moved, seconded by Ms. Brady, to table the amendment until more information is brought to Council. The vote in favor was unanimous.

Design – Street Protective Yards

Ms. Smith stated this amendment shrinks the street protective yards from seven (7) feet to five (5) feet.

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Ms. Brady moved, and it was seconded, to adjourn the meeting as the Chairwoman was not feeling well at this time and needs to leave.

Ms. Smith made a substitute motion, and it was seconded, to continue to discuss the amendments without voting.

The vote for the substitute motion was in favor.

Mr. McEachern moved, seconded by Mr. Pearce, to recess. The vote in favor was unanimous.

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Council recessed at approximately 8:00 p.m. and reconvened at approximately 8:05 p.m.
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Discussions took place regarding the following amendments:

- Plantings a. Required trees. Residential Subdivisions
- Location b. Planting/screening in easements , buffer transition yard types
- Pedestrian, bicycle and transit amenities
- Signs
- Road standards: phasing, connectivity, reservation of road connections, cul-de-sacs, erosion and sediment control

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The meeting was recessed at approximately 9:12 p.m. and reconvened at
approximately 9:15 p.m.
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Mr. Pearce moved, seconded by Mr. Mizzell, to defer Second Reading until the first meeting in September. The vote in favor was unanimous.

ADJOURNMENT – The meeting adjourned at approximately 9:15 p.m.

Bernice G. Scott, Chair

Joan B. Brady, Vice-Chair

Susan Brill

Paul Livingston

Joseph McEachern

Doris M. Corley

Anthony G. Mizzell

L. Gregory Pearce, Jr.

Kit Smith

Thelma M. Tillis

James Tuten

The minutes were taken by Marsheika G. Martin