

**RICHLAND COUNTY COUNCIL  
REGULAR SESSION  
JULY 1, 2008  
6:00 P.M.**

**CALL TO ORDER**                    **Honorable Joseph McEachern,  
Chairman**

**INVOCATION**                    **Honorable Joseph McEachern,  
Chairman**

**PLEDGE OF ALLEGIANCE**  
**Honorable Joseph McEachern,  
Chairman**

**CITIZEN'S INPUT**

**APPROVAL OF MINUTES**

**Regular Session:**                **June 17, 2008 [Pages 6-12]**

**Zoning Public Hearing:**        **June 24, 2008 [Pages 13-16]**

**ADOPTION OF AGENDA**

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

- a.     **Project CAGE**
- b.     **Splash vs. Richland County**
- c.     **Watts vs. Richland County—Pending Litigation**
- d.     **Killian Crossing Mitigation**
- e.     **Team IA vs. Richland County**

**REPORT OF THE COUNTY ADMINISTRATOR**

- a.     **Project CAGE: Executive Session**
- b.     **Wrap Up Special Called Meeting before August recess:  
July 22, 2008—Immediately Following Zoning Public  
Hearing**

- c. **OPEB/GASB 45 Resolution**
- d. **Business License Ad Hoc Committee Report**
- e. **College Colors Day**
- f. **Transportation Work Session Report**
- g. **Homelessness Initiative Report**
- h. **Lower Richland LLC**
- i. **GASB 45 Clarification**

**REPORT OF THE CLERK OF COUNCIL**

**REPORT OF THE CHAIRMAN**

- a. **Innovista TIF**
- b. **Policy Decision regarding Committee Items**
- c. **Detention Center Issues**

**PUBLIC HEARING ITEMS**

1.a., 2.a.

**APPROVAL OF CONSENT ITEMS**

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

**1. THIRD READING ITEMS**

- a. **An Ordinance authorizing the transfer of deed to the City of Columbia for Jim Hamilton Boulevard [CONSENT] [PUBLIC HEARING] [Pages 17-21]**

**2. SECOND READING ITEMS**

- a. **An Ordinance amending the Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article III, Building Code, Section 6-82; Article IV, Electrical Code, Sections 6-96 and 6-97; Article V, Fire Prevention Code; Article VI Gas Code; Article VII, Mechanical Code; Article VII,**

**Plumbing Code, Sections 6-153 and 6-154; Article IX, Property Maintenance, Section 6-182; so as to adopt the 2005 edition of the National Electrical Code and International Building Code, International Fire Code, International Mechanical Code, International Plumbing Code, and International Property Maintenance Code [PUBLIC HEARING]  
[Pages 22-26]**

- b. 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 specific 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 27-45]**
  
- c. 08-10MA  
Stan Mack  
RS-MD to GC  
Law Office  
07307-02-01  
1320 Bluefield Dr. [CONSENT] [Page 46]**
  
- d. 08-18MA  
B & C Development Company, LLC  
Lee Blythe  
RU to RS-MD (25.71 Acres)  
Single Family Residential  
02509-04-03 & 02416-01-01 & 02412-02-06  
Wise Rd. & Bickley Rd. [CONSENT] [Pages 47-48]**
  
- e. 08-19MA  
Hester Woods Place  
Steve Corboy**

**PDD to RM-MD (3.35 Acres)  
Townhomes  
20200-04-02(p)  
Hardscrabble & Hester Woods Dr. [CONSENT]  
[Page 49]**

- f. An Ordinance Amending the Required Conditions for Day Cares (Adult Day Cares, Family Day Cares, and Group Day Cares) regarding parking [CONSENT] [Pages 50-52]**
- g. An Ordinance Correcting the Table of Permitted Uses with Special Requirements, and Special Exceptions; “Recreational Use”; so as to permit golf courses only in the TROS, GC, M-1, and LI zoning districts [CONSENT] [Pages 53-55]**

**3. FIRST READING ITEM (BY TITLE ONLY)**

- a. Authorizing the Recreation Commission of Richland County on behalf of the Recreation District of Richland County to Issue General Obligation Bonds in the principal amount of not exceeding \$45,000,000; and other matters relating thereto [Pages 56-62]**

**4. REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE**

- a. Request to approve an extension of the American Engineering Construction Management Contract, the Power Engineering Resident Contract Representative Contract, and the Power Engineering Consultant Services Contract for the purpose of completing the Broad River Waste Water Treatment Plant construction project**
- b. Request to close a road/easement located to the east and south of Covenant Road [Pages 63-84]**
- c. Request to negotiate and award a professional services contract to the most responsive bidder for the removal and replacement of all HVAC controls and operating system for the Richland County Administration and Health Department Buildings [CONSENT]**

5. **REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE**
  - a. **Funding Request: Greater Blythewood Chamber of Commerce (\$300,000) (Recommendation to DENY) [CONSENT] [Pages 85-86]**
6. **GASB 45 Resolution [Page 87]**
7. **Approval of Resolution with Petition and Project List**
  - a. **Approval of a Resolution ordering a public hearing to be held for the purpose of determining whether it may be in the interest of the Recreation District of Richland County, South Carolina for the County Council of Richland County to authorize the Recreation District of Richland County to issue General Obligation Bonds in an amount not exceeding \$45,000,000; providing for notice of a public hearing and other matters relating thereto [Pages 88-90]**
8. **REPORT OF THE BUSINESS LICENSE AD HOC COMMITTEE [Page 91]**
  - a. **Interstate Commerce [Action]**
  - b. **Landfills Rates [Action]**
  - c. **Penalties [Information]**
  - d. **Online Database [Information]**
9. **CITIZEN'S INPUT**
10. **EXECUTIVE SESSION**
11. **MOTION PERIOD**
  - a. **Policy Decision regarding Committee Items**
  - b. **College Colors Day [Page 92]**
12. **ADJOURNMENT**

# MINUTES OF



## RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, JUNE 17, 2008 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.*

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### MEMBERS PRESENT:

Chair	Joseph McEachern
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Kit Smith

**OTHERS PRESENT** – Michelle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Joe Cronin, Stephany Snowden, Jennifer Dowden, Tamara King, Larry Smith, Anna Almeida, Jennie Sherry-Linder, Donny Phipps, Andy Metts, Audrey Shifflett, Daniel Driggers, Teresa Smith, Monique Walters

### CALL TO ORDER

The meeting was called to order at approximately 6:07 p.m.

### INVOCATION

The Invocation was given by the Honorable Valerie Hutchinson

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Valerie Hutchinson

**POINT OF PERSONAL PRIVILEGE** – Ms. Dickerson recognized a boy scout in the audience from Columbia High School.

**POINT OF PERSONAL PRIVILEGE** – Mr. Montgomery stated that the agenda software is beginning to be utilized.

#### **CITIZENS' INPUT**

No one signed up to speak.

#### **APPROVAL OF MINUTES**

**Zoning Public Hearing: May 27, 2008** – Mr. Malinowski stated that the TMS # for Item 08-13MA is incorrect.

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

**Regular Session: June 3, 2008** – Mr. Livingston moved, seconded by Mr. Malinowski, to approve the minutes as distributed. The vote in favor was unanimous.

#### **ADOPTION OF AGENDA**

Mr. Pope stated that the following item needed to be added under the Report of the County Administrator: Update on the Recreation Commission.

Mr. Malinowski stated that the TMS # on p. 18 for Item 08-12MA is incorrect.

Mr. McEachern stated that the following item needed to be added under the Report of the Chairman: NaCo Awards.

Mr. Montgomery moved, seconded by Ms. Scott, to add these items to the agenda and approve the agenda as amended. The vote in favor was unanimous.

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

The following items were potential Executive Session items:

- a. **Splash, Inc. vs. Richland County**
- b. **Project CAGE**
- c. **Employee Grievance**
- d. **Farmers' Market**

## REPORT OF THE COUNTY ADMINISTRATOR

**Project CAGE** – Mr. Pope stated that this item was deferred.

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

**July 15<sup>th</sup> Work Sessions** – Mr. Pope reminded Council of the July 15<sup>th</sup> work sessions. The on-premises work session will be held at 5:00 p.m. and the HR work session will be held at 6:00 p.m. Both of these work sessions will be placed on Council's calendar.

**Recreation Commission Update** – Mr. Pope stated that staff met to discuss the list of potential projects with the Recreation Commission. The Recreation Commission has also met to discuss the projects and will holding another meeting on the 25<sup>th</sup> to further discuss this matter. Staff needs further guidance from Council regarding the MOU.

## REPORT OF THE CLERK OF COUNCIL

**Renaissance Foundation** – Ms. Finch stated that the Renaissance Foundation invited Council to attend a Unity Breakfast on June 19<sup>th</sup> at 8:00 a.m. at the Columbia Metropolitan Convention Center. The keynote speaker will be Harvey Gantt.

## REPORT OF THE CHAIRMAN

**Meeting with City of Columbia regarding Jail Maintenance Fee & Detainee Drop Off Policy** – Mr. McEachern stated that these items will be discussed at the meeting with the City on June 25<sup>th</sup> and then brought back to Council.

**Business License Committee** – Ms. Scott moved, seconded by Ms. Hutchinson, to direct the Chair to appoint a Business License Committee. The vote in favor was unanimous.

Mr. McEachern appointed Mr. Montgomery, Ms. Smith and Mr. Jeter to serve on this committee.

**NaCo Awards** – Mr. McEachern stated the following departments won 2008 NaCo Achievement Awards: Administration—2007 Lexington/Richland Lawnmower Exchange Program; IT/Sheriff's Department—Gunshot Identification, Triangulation and Recording; Magistrate's Mediation Pilot Program; and EMS—Mobile Animal Bunker.

## PUBLIC HEARING ITEMS

None.



### APPROVAL OF CONSENT ITEMS

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

- **08-12MA, Martin Marietta, Inc., Robert Fuller, RU to HI (293.2 Acres), Unburden Storage, TMS #06500-01-04A(p)** [Third Reading]
- **08-13MA, Village at Sandhills, Charles Kahn, RG-2 to C-3, C-3 to C-1 & C-1 to RG-2, Swap Parcels, TMS #22900-02-09(p)** [Third Reading]
- **An Ordinance Allowing Owners (or their agents) certain parcels of land along Decker Corridor in Richland County, South Carolina, to make application for the use of the development standards of the "CRD Corridor Redevelopment Overlay District"** [Third Reading]
- **An Ordinance authorizing the transfer of deed to the City of Columbia for Jim Hamilton Boulevard**

The vote in favor was unanimous.

### THIRD READING ITEMS

**An Ordinance to amend the Richland County Code of Ordinances; Chapter 18, Offenses; by adding a new section therein for the purpose of establishing regulations and requirements relating to smoking of tobacco products in the unincorporated areas of Richland County** – Ms. Hutchinson moved, seconded by Mr. Jackson, to approve this item. A discussion took place.

Mr. Malinowski made a substitute motion, seconded by Ms. Scott, to defer this item. The substitute motion failed.

Ms. Smith requested the following amendment: to identify the date of enforcement as October 1, 2008.

Ms. Hutchinson accepted the amendment.

Ms. Smith requested the following amendment: Section I.i. ...shall appropriately request other governmental and educational agencies...

Ms. Hutchinson accepted the amendment.

The vote was in favor.

**An Ordinance amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site and Performance Standards, so as to establish a Green Code Setting Forth Optional Standards for Certain parcels that may benefit from the application of environmental protection**

**standards** – Mr. Montgomery moved, seconded by Ms. Scott, to approve this item. A discussion took place.

The vote was in favor.

#### **REPORT OF DEVELOPMENT AND SERVICES COMMITTEE**

**An Ordinance Amending the Richland County Code of Ordinances; Chapter 6, Buildings and Building Regulations; Article III, Building Code, Section 6-82; Article IV, Electrical Code, Sections 6-96 and 6-97; Article V, Fire Prevention Code; Article VI, Gas Code; Article VII, Mechanical Code; Article VIII, Plumbing Code, Sections 6-153 and 6-154; Article IX, Swimming Pool Code, Sections 6-168 and 6-169; Article X, Property Maintenance, Section 6-182; so as to adopt the 2005 edition of the National Electrical Code and 2006 International Building Code, International Fire Code, International Mechanical Code, International Plumbing Code, and International Property Maintenance Code** – Mr. Pearce moved, seconded by Ms. Scott, to approve this item as amended. The vote in favor was unanimous.

**Request to approve an extension of the American Engineering Construction Management Contract, the Power Engineering Resident Contract Representative Contract, and the Power Engineering Consultant Services Contract for the purpose of completing the Broad River Waste Water Treatment Plant construction project** – Ms. Scott moved, seconded by Mr. Montgomery, to defer this item. The vote in favor was unanimous.

**Request to approve a change order in the amount of approximately \$290,000.00 with Crowder Construction Company for the purpose of constructing an additional influent force main line at the Broad River Waste Water Treatment Plant** – Mr. Livingston moved, seconded by Ms. Scott, to approve this item. The vote in favor was unanimous.

#### **REPORT OF ADMINISTRATION AND FINANCE**

**An Ordinance to Levy and Impose a one percent (1%) sales and use tax, subject to a referendum, with Richland County pursuant to Section 4-37-30 of the Code of Laws of South Carolina 1976, as amended; to define the specific 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 administration of the tax, if approved; to provide for the payment of the tax, if approved; and to provide for other matters relating thereto** – Ms. Dickerson moved, seconded by Ms. Scott, to approve this item by title only. The vote in favor was unanimous.

**REPORT OF THE RULES AND APPOINTMENTS COMMITTEE**

**I. NOTIFICATIONS OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES**

- a. **Midlands Regional Convention Center Authority—1** – Mr. Montgomery stated that the committee recommended that staff advertise for this vacancy. The vote in favor was unanimous.

**A Resolution to appoint and commission Clark Frady, as a Code Enforcement Officer for the proper security, general welfare, and convenience of Richland County** – Ms. Scott moved, seconded by Mr. Montgomery, to approve this item. The vote in favor was unanimous.

**CITIZENS' INPUT**

Mr. Michael Berg spoke regarding the bus service.

**EXECUTIVE SESSION**

=====  
**Council went into Executive Session at approximately 7:14 p.m. and came out at approximately 7:45 p.m.**  
=====

- a. **Splash, Inc. vs. Richland County** – No action was taken.
- b. **Farmers' Market** – No action was taken.

**MOTION PERIOD**

**Transportation Work Session** – Ms. Smith moved, seconded by Ms. Dickerson, to schedule a work session for June 24<sup>th</sup> at 3:30 p.m. The vote in favor was unanimous.

**Business License Committee Meeting** – Mr. Montgomery requested that the committee meet on June 23<sup>rd</sup> at 9:00 a.m.

**Resolution for Harvey Gantt** – Mr. McEachern moved, seconded by Ms. Scott, to adopt a resolution for Harvey Gantt. The vote in favor was unanimous.

**Resolution for I. S. Leevy Johnson** – Ms. Scott moved, seconded by Ms. Smith, to adopt a resolution for I. S. Leevy Johnson. The vote in favor was unanimous.

**Alternative Surface Work Session** – Mr. Jackson moved, seconded by Ms. Scott, to schedule a work session regarding the alterative surfacing project. The vote in favor was unanimous.

**ADJOURNMENT**

The meeting adjourned at approximately 7:51 p.m.

\_\_\_\_\_  
Joseph McEachern, Chair

\_\_\_\_\_  
Valerie Hutchinson, Vice-Chair

\_\_\_\_\_  
Joyce Dickerson

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Norman Jackson

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Damon Jeter

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Paul Livingston

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Bill Malinowski

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Mike Montgomery

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L. Gregory Pearce, Jr.

\_\_\_\_\_  
Bernice G. Scott

\_\_\_\_\_  
Kit Smith

The minutes were transcribed by Michelle M. Onley

## MINUTES OF



### RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, JUNE 24, 2008 7:00 p.m.

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

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#### **MEMBERS PRESENT:**

Chair	Joseph McEachern
Vice-Chair	Valerie Hutchinson
Member	Joyce Dickerson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	Bernice G. Scott
Member	Kit Smith
Absent	Damon Jeter
	L. Gregory Pearce, Jr.

**OTHERS PRESENT:** Anna Almeida, Joseph Kocy, Geo Price, Jennie Sherry-Linder, Amelia Linder, Larry Smith, Monique Walters, Michelle Onley

#### **CALL TO ORDER**

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

#### **ADDITIONS/DELETIONS TO AGENDA**

Ms. Almeida stated that Case #08-03MA needed to be deferred until the July Zoning Public Hearing.

## MAP AMENDMENTS

**08-10MA, Stan Mack, RS-MD to GC, Law Office, 07307-02-01, 1320 Bluefield Dr.**

Mr. McEachern opened the floor to the public hearing.

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

The floor to the public hearing was closed.

Ms. Scott moved, seconded by Mr. Montgomery, to give First Reading approval to this item. The vote in favor was unanimous.

**08-14MA, Deborah Shaffer, RU to RS-MD (2.94 Acres), Single Family Residential, 01316-01-01, 02, 03, 04, 05, 06, 07, Summer Haven Rd.**

Mr. Malinowski moved, seconded by Mr. Montgomery, to withdraw this item. The vote in favor was unanimous.

**08-16MA, The Cascades, Tom Margle, RU to RS-LD (67.97 Acres), Single Family Residential, 20400-01-01/02/03/04; 10; 11 & 18, Sand Farm Rd.**

Mr. McEachern opened the floor to the public hearing.

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

The floor to the public hearing was closed.

Ms. Hutchinson moved, seconded by Ms. Scott, to give First Reading approval to this item and to schedule a meeting with the community before Second Reading. The vote in favor was unanimous.

**08-17MA, Mark Jeffers, RS-MD to NC (1.4 Acres), Office/Retail Space, 22905-01-79, North Springs Rd. & Mill Field Rd.**

Mr. McEachern opened the floor to the public hearing.

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

The floor to the public hearing was closed.

Ms. Hutchinson moved, seconded by Ms. Scott, to deny the re-zoning request. The vote to deny was unanimous.

**08-18MA, B & C Development Company, LLC, Lee Blythe, RU to RS-MD (25.71 Acres), Single Family Residential, 02509-04-03 & 02416-01-01 & 02412-02-06, Wise Rd. & Bickley Rd.**

Mr. McEachern opened the floor to the public hearing.

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

The floor to the public hearing was closed.

Ms. Scott moved, seconded by Ms. Dickerson, to give First Reading approval to this item. The vote in favor was unanimous.

**08-19MA, Hester Woods Place, Steve Corboy, PDD to RM-MD (3.35 Acres), Townhomes, 20200-04-02(p), Hardscrabble & Hester Woods Dr.**

Mr. McEachern opened the floor to the public hearing.

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

The floor to the public hearing was closed.

Ms. Scott moved, seconded by Mr. Livingston, to give First Reading approval to this item. The vote in favor was unanimous.

**TEXT AMENDMENTS**

**An Ordinance amending the required conditions for day cares (adult day cares, family day cares, and group day cares) regarding parking**

Mr. McEachern opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

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

**An Ordinance correcting the table of permitted uses with special requirements, and special exceptions; "recreational uses"; so as to permit golf courses only in the TROS, GC, M-1, and LI zoning districts**

Mr. McEachern opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Ms. Hutchinson moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

### **ADJOURNMENT**

The meeting adjourned at approximately 7:12 p.m.

Submitted respectfully by,

Joseph McEachern  
Chair

The minutes were transcribed by Michelle M. Onley



STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_-08HR

AN ORDINANCE AUTHORIZING DEED TO THE CITY OF COLUMBIA  
FOR JIM HAMILTON BOULEVARD, A COUNTY MAINTAINED ROAD

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

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a deed for the road known as Jim Hamilton Boulevard to The City of Columbia, as specifically described in the Deed to Real Estate (Street), 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 \_\_\_\_\_, 2008.

RICHLAND COUNTY COUNCIL

By: \_\_\_\_\_  
Joseph McEachern, Chair

Attest this \_\_\_\_\_ day of  
\_\_\_\_\_, 2008.

\_\_\_\_\_  
Michielle R. Cannon-Finch  
Clerk of Council

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

STATE OF SOUTH CAROLINA)

**DEED TO REAL ESTATE  
(STREET)**

COUNTY OF RICHLAND )

Know All Men by These Presents, That

**RICHLAND COUNTY**

(hereinafter whether singular or plural the "Grantor") in the State aforesaid, for and in consideration of the sum of one (\$1.00) Dollar to the Grantor paid by the

**CITY OF COLUMBIA**

(hereinafter whether singular or plural the "Grantee") has granted, bargained, sold and released, and by these presents does grant, bargain, sell and release unto the said Grantee, its successors and assigns forever, the following described property:

All that certain piece, parcel or tract of land and street improvements on, in, under and through it, situate, lying and being in the City of Columbia, County of Richland, State of South Carolina, being shown and described as a public street, known as **Jim Hamilton Boulevard**, having a right-of-way of sixty (60) feet in width, extending for a total of 3,274.39 lineal feet from Airport Road to South Ott Road and containing 4.47 acres, as shown on a final plat of **Jim Hamilton Boulevard**, prepared for the City of Columbia, South Carolina by Construction Support Services (CSS), Joel K. Nichols, S.C.P.L.S. #20474, sheet 1 of 1, dated March 1, 2007, last revised April 10, 2008. Said plat being on file in the office of the Department of Utilities and Engineering, City of Columbia, South Carolina under file reference #214-10A. A copy of said plat being attached hereto and made a part hereof as Exhibit "A".

All measurements being a little more or less and reference to said plat being craved for a more definite and specific description.

DERIVATION: Deed Book 330, Page 131

TAX MAP#: 13702 (Portion)

PREPARED BY: City of Columbia Department of Utilities & Engineering

GRANTEE'S ADDRESS: City of Columbia  
c/o Finance Department  
P.O. Box 147  
Columbia, SC 29217

bdm

**TOGETHER** with all and singular, the rights, members, hereditaments and Appurtenances to the said premises belonging or in anywise incident or appertaining.

**TO HAVE AND TO HOLD** the aforesaid rights to the Grantee, its successors and assigns, as aforesaid, forever.

And the Grantor does hereby bind Grantor and Grantor's successors and assigns, to warrant and forever defend all and singular the said premises unto the said Grantee, its successors and assigns, against the Grantor and the Grantor's successors and assigns and against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

WITNESS the hand and seal of the Grantor by the undersigned this \_\_\_\_\_ day of \_\_\_\_\_ 2008.

SIGNED, SEALED AND DELIVERED  
IN THE PRESENCE OF

**RICHLAND COUNTY**

\_\_\_\_\_  
Witness

By: \_\_\_\_\_

\_\_\_\_\_  
Witness

Title: \_\_\_\_\_

STATE OF SOUTH CAROLINA)  
COUNTY OF RICHLAND )

**ACKNOWLEDGEMENT**

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2008 by \_\_\_\_\_ of \_\_\_\_\_  
(Name and Title of Officer) (City and State)

on behalf of Richland County.

\_\_\_\_\_  
NOTARY PUBLIC FOR STATE OF SOUTH CAROLINA

MY COMMISSION EXPIRES \_\_\_\_\_

**ATTORNEY CERTIFICATION**

I, \_\_\_\_\_, an attorney licensed to practice in the  
State of \_\_\_\_\_ do hereby certify that I supervised  
the execution of the attached Deed to Real Estate for Jim Hamilton Boulevard from  
Richland County, Grantor, to the City of Columbia, Grantee, this \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_, 200\_\_\_\_\_.

\_\_\_\_\_  
State Bar or License Number \_\_\_\_\_

Document Execution Checklist

( ) Explain Right of an Independent Attorney to Review – We represent the City not the Grantor(s).

\_\_\_ Accepted     \_\_\_ Declined

( ) Checked Grantor(s) identification

( ) Explain Nature of Document

a) Deed to Utilities – Conveys line to City and gives easement.

b) Deed to Street – Conveys street to City.

c) Declaration of Covenant – Requires Grantor(s) or any future owner to file a petition to annex the property to the City if it ever becomes contiguous.

# REVISED 6-9-08

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_-08HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS; ARTICLE III, BUILDING CODES, SECTION 6-82; ARTICLE IV, ELECTRICAL CODE, SECTIONS 6-96 AND 6-97; ARTICLE V, FIRE PREVENTION CODE; ARTICLE VI, GAS CODE; ARTICLE VII, MECHANICAL CODE; ARTICLE VIII, PLUMBING CODE, SECTIONS 6-153 AND 6-154; ARTICLE IX, SWIMMING POOL CODE, SECTIONS 6-168 AND 6-169; ARTICLE X, PROPERTY MAINTENANCE, SECTION 6-182; SO AS TO ADOPT THE 2005 EDITION OF THE NATIONAL ELECTRICAL CODE AND THE 2006 EDITIONS OF THE INTERNATIONAL BUILDING CODE, INTERNATIONAL FIRE CODE, INTERNATIONAL FUEL GAS CODE, INTERNATIONAL MECHANICAL CODE, INTERNATIONAL PLUMBING CODE, AND INTERNATIONAL PROPERTY MAINTENANCE CODE;

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

SECTION I. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article III, Building Codes; Section 6-82, Adopted; is hereby amended to read as follows:

**Sec. 6-82. Adopted.**

(a) There is hereby adopted by the county council the 2003 International Residential Code, and all amendments thereto, as published by the International Code Council, Inc. The construction, alteration, repair, or demolition of every one- and two-family dwelling structure shall conform to the requirements of this Code.

(b) There is hereby adopted by the county council the ~~2003~~ 2006 International Building Code, including Chapter 1 (Administration), and all amendments thereto, as published by the International Code Council, Inc. The construction, alteration, repair, or demolition of every building or structure (other than a one or two family dwelling structure) shall conform to the requirements of this Code.

SECTION II. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article IV, Electrical Code; Section 6-97, Adopted; is hereby amended to read as follows:

**Sec. 6-97. Adopted.**

The workmanship, construction, maintenance, or repair of all electrical work shall conform to the requirements set forth in the ~~2002~~ 2005 edition of the National Electrical Code, published by the National Fire Prevention Association.

# REVISED 6-9-08

SECTION III. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article V, Fire Prevention Code; is hereby amended to read as follows:

## ARTICLE V. FIRE PREVENTION CODE

### Sec. 6-113. Purpose.

The purpose of this article is to apply the provisions of the ~~2003~~ 2006 edition of the International Fire Code to all buildings and structures that are not regulated by the ~~2000~~ 2003 edition of the International Residential Code.

### Sec. 6-114. Adopted; applicability, etc.

(a) There is hereby adopted by the county council the ~~2003~~ 2006 edition of the International Fire Code, including Chapter 1 (Administration), and all amendments thereto, as published by the International Code Council, Inc. ~~In addition, the following appendices of the 2003 edition of the International Fire Code are hereby adopted:~~

- ~~(1) Appendix B, Fire Flow Requirements for Buildings;~~
- ~~(2) Appendix E, Hazard Categories;~~
- ~~(3) Appendix F, Hazard Ranking; and~~
- ~~(4) Appendix G, Cryogenic Fluids—Weight and Volume Equivalents.~~

(b) It shall be unlawful for any person to violate the code adopted by this section, to permit or maintain such violation, to refuse to obey any provision thereof, or to fail or refuse to comply with any such provision or regulation except as variation may be allowed by action of the county fire marshal in writing. Proof of such unlawful act or failure to act shall be deemed prima facie evidence that such act is that of the owner. Prosecution or lack thereof of either the owner or the occupant shall not be deemed to relieve the other.

(c) The provisions of the code adopted by this section shall apply equally to both public and private property. It shall apply to all new and existing structures and their occupancies, ~~including buildings, structures, equipment, etc., and,~~ except as otherwise specified by ordinance, ~~to existing structures and their occupancies including buildings, structures, equipment, etc.,~~ which constitute a clear and present hazard to life or to property.

(d) This section shall be deemed an exercise of the police powers of the county for the preservation and protection of the public health, peace, safety and welfare, and all its provisions shall be liberally construed for that purpose.

### Sec. 6-115 – 6-124. Reserved.

# REVISED 6-9-08

SECTION IV. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article VI, Gas Code; is hereby amended to read as follows:

## ARTICLE VI. GAS CODE

### **Sec. 6-125. Purpose.**

The purpose of this Article is to provide for regulating the installation, alteration, and maintenance of all piping extending from the point of delivery of gas for use as a fuel and designated to convey or carry the same gas appliances, and regulating the installation and maintenance of appliances designated to use such gas as a fuel, in all buildings and structures that are not regulated by the 2003 edition of the International Residential Code.

### **Sec. 6-126. Adopted.**

There is hereby adopted by the county council the ~~2003~~ 2006 edition of the International Fuel/Gas Code, and all amendments thereto, as published by the International Code Council, Inc. The installation, workmanship, construction, maintenance, or repair of all gas work shall conform to the requirements of this Code.

### **Sec. 6-127 – 6-138. Reserved.**

SECTION V. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article VII, Mechanical Code; is hereby amended to read as follows:

## ARTICLE VII. MECHANICAL CODE

### **Sec. 6-139. Purpose.**

The purpose of this Article is to provide for regulating the installation, alteration, and maintenance of all mechanical systems and other related appurtenances that are not regulated by the 2003 edition of the International Residential Code.

### **Sec. 6-140. Adopted.**

There is hereby adopted by the county council the ~~2003~~ 2006 International Mechanical Code, including Chapter 1 (Administration), and all amendments thereto, as published by the International Code Council, Inc. ~~In addition, Appendix A, Combustion Air Openings and Chimney Connector Pass Throughs of the 2003 International Mechanical Code is hereby adopted.~~ The installation of mechanical systems, including alterations, repair, replacements, equipment, appliances, fixtures, and/or appurtenances shall conform to these Code requirements.

### **Sec. 6-141 – 6-152. Reserved.**



# REVISED 6-9-08

SECTION VI. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article VIII, Plumbing Code; Section 6-154, Adopted; is hereby amended to read as follows:

**Sec. 6-154. Adopted.**

There is hereby adopted by the county council the ~~2003~~ 2006 International Plumbing Code, including Chapter 1 (Administration), and all amendments thereto, as published by the International Code Council, Inc. The installation, workmanship, construction maintenance or repair of all plumbing work shall conform to the requirements of this Code.

SECTION VII. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article IX, Swimming Pool Code; is hereby amended to read as follows:

## ARTICLE IX. SWIMMING POOL CODE

**Sec. 6-167. Purpose.**

The purpose of this article is to provide for regulating the installation and alteration of swimming pools, public or private.

~~**Sec. 6-168. Adopted.**~~

~~Appendix G of the 2003 edition of the International Residential Code and all amendments thereto, as published by the International Code Council, Inc. (regarding swimming pools, spas and hot tubs), is hereby adopted verbatim and incorporated by reference.~~

**Sec. 6-169. Additional Requirements.**

In addition to the requirements imposed by the ~~2003~~ 2006 edition of the International Building Code and ~~by Appendix G of the 2003 edition of the International Residential Code~~, the following administrative requirements are hereby enacted:

- (1) A licensed swimming pool contractor shall be responsible for securing a permit from the County Building Official for the installation of an in-ground swimming pool.
- (2) In the event an approved wall, fence, or other substantial structure to completely enclose the proposed pool is not in existence at the time an application is made for the permit to install a pool, it shall be the responsibility of the property owner to have the enclosure installed prior to the final inspection and, further, to ensure that said structure remains in place as long as the swimming pool exists.

# REVISED 6-9-08

SECTION VIII. The Richland County Code of Ordinances, Chapter 6, Buildings and Building Regulations; Article X, Property Maintenance; Section 6-182, Adoption; is hereby amended to read as follows:

**Sec. 6-182. Adopted.**

The ~~2003~~ 2006 edition of the International Property Maintenance Code and all amendments thereto, as published by the International Code Council, Inc., is hereby adopted verbatim and incorporated by reference.

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

SECTION XI. Effective Date. This ordinance shall be effective from and after July \_\_, 2008.

RICHLAND COUNTY COUNCIL

BY: \_\_\_\_\_  
Joseph McEachern, Chair

ATTEST THIS THE \_\_\_\_ DAY

OF \_\_\_\_\_, 2008

\_\_\_\_\_  
Michielle R. Cannon-Finch  
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading:            June 17, 2008 (tentative)  
Second Reading:  
Public Hearing:  
Third Reading:

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 SPECIFIC 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 I. 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:

(i) 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 eight (8) years from the date of imposition of such tax, to fund the projects at a maximum cost not to exceed \$521,480,000 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 4, 2008. 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 eight (8) 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 4, 2008.

(b) The Sales and Use Tax shall be imposed for a period not to exceed eight (8) 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 \$505,840,000, and the maximum amount of net proceeds to be raised by the tax shall not exceed \$521,480,000, 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 \$100,000,000. The proceeds of these bonds shall be used for the following projects:

Project: 1: Highways, roads, streets, bridges, other transportation-related projects, and drainage projects related thereto including but not limited to resurfacing roads, paving dirt roads, Hardscrabble Road, Assembly Street railroad grade separation, Pineview Road, Clemson Road, Wilson Boulevard, Broad River Road, North Main Street, Shop Road Extension, and Farrow Road. \$312,880,000

Project 2: Mass transit systems operated by the County or jointly operated by the County, other governmental entities and transportation authorities. \$130,370,000.

Project 3: Greenways, including but not limited to Crane Creek, Gills Creek, Smith/Rocky Branch, Three Rivers Greenway and Lincoln Tunnel Greenway; pedestrian sidewalks, pathways and intersection improvements including but not limited to Assembly Street/Shop Road, Clemson Road, Colonial Drive/Farrow Road, Broad River Road, Alpine Road, Leesburg Road, and Two Notch Road; bike paths and lanes including but not limited to Broad River Road, Harden Street, Two Notch Road, Clemson Road, Pickens Street, and Blossom Street. \$78,230,000

(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) For financing the costs of highways, roads, streets, bridges, sidewalks, bike lanes and paths, pedestrian sidewalks, greenbelts 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. The amount of the maximum total funds to be collected which shall be expended for these projects and purposes shall be no more than \$521,480,000.

(e) If the Sales and Use Tax is approved by a majority of the qualified electors voting in a referendum to be held in Richland County on November 4, 2008, the tax is to be imposed on the first day of May, 2009, provided the Richland County Election Commission (the "Commission") shall certify the results not later than November 30, 2008, to Richland County Council and the South Carolina Department of Revenue. Included in the certification must be the maximum cost of the projects to be funded in whole or in part from the proceeds of the tax, the maximum time specified for the imposition of the Sales and Use Tax, and the principal amount of initial authorization of bonds, if any, to be supported by a portion of the Sales and Use Tax.

(f) The Sales and Use Tax, if approved in the referendum conducted on November 4, 2008, shall terminate on the earlier of:

(i) on April 30, 2017; 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.

(g) 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.

(h) 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.

(i) 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.

(j) 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.

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

(l) 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.

(m) 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.

(n) 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 and prior to the beginning of 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 4, 2008, 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 4, 2008, must read substantially as follows:

**RICHLAND COUNTY SPECIAL SALES AND USE TAX**

**QUESTION 1**

TO BE DETERMINED  
SEE ATTACHMENT FOR OPTIONS

**QUESTION 2**

I approve the issuance of not exceeding \$100,000,000 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 eight (8) years, to fund completion of 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 4, 2008, 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 4, 2008.

(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 \_\_\_\_\_, 2008.

RICHLAND COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
Joseph McEachern, Chairman  
Richland County Council

(SEAL)

ATTEST THIS \_\_\_\_ DAY OF  
\_\_\_\_\_, 2008:

\_\_\_\_\_  
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:

RICHLAND COUNTY SPECIAL SALES AND USE TAX  
ALTERNATE VERSIONS OF BALLOT QUESTION

**Option 1**

I approve a special sales and use tax in the amount of one percent to be imposed in Richland County for not more than eight (8) years, or until a total of \$521,480,000 in resulting revenue has been collected, whichever occurs first. The sales tax revenue will be used for the following project:

Project: For financing the costs of highways, roads, streets, bridges, sidewalks, bike lanes and paths, pedestrian walkways, intersection improvements, greenbelts 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. \$521,480,000

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

**Option 2**

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 eight (8) years, or until a total of \$521,480,000 in sales tax revenue has been collected, whichever occurs first. The sales tax revenue will be used to pay the costs of the following project:

Project: Highways, roads, streets, bridges, other transportation-related projects, and drainage projects related thereto including but not limited to resurfacing roads, paving dirt roads, Hardscrabble Road, Assembly Street railroad grade separation, Pineview Road, Clemson Road, Wilson Boulevard, Broad River Road, North Main Street, Shop Road Extension, Farrow Road, Summit Parkway, Blythewood Boulevard, Spears Creek Church Road, Kennerly Road, Lower Richland Boulevard, Garners Ferry Road, Lake Murray Boulevard and North Springs Road; mass transit systems operated by the County or jointly operated by the County, other governmental entities and transportation authorities; greenways, including but not limited to Crane Creek, Gills Creek, Smith/Rocky Branch, Three Rivers Greenway and Lincoln Tunnel Greenway; pedestrian sidewalks, pathways and intersection improvements including but not limited to Assembly Street/Shop Road, Clemson Road, Colonial Drive/Farrow Road, Broad River Road, Alpine Road, Leesburg Road, and Two Notch Road; bike paths and lanes including but not limited to Broad River Road, Harden Street, Two Notch Road, Clemson Road, Alpine Road, Polo Road, Pickens Street and Blossom Street. \$521,480,000

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

**Option 3**

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 eight (8) years, or until a total of \$521,480,000 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: Highways, roads, streets, bridges, other transportation-related projects, and drainage projects related thereto including but not limited to resurfacing roads, paving dirt roads, Hardscrabble Road, Assembly Street railroad grade separation, Pineview Road, Clemson Road, Wilson Boulevard, Broad River Road, North Main Street, Shop Road Extension, and Farrow Road. \$312,880,000
  
- Project 2: Mass transit systems operated by the County or jointly operated by the County, other governmental entities and transportation authorities. \$130,370,000.
  
- Project 3: Greenways, including but not limited to Crane Creek, Gills Creek, Smith/Rocky Branch, Three Rivers Greenway and Lincoln Tunnel Greenway; pedestrian sidewalks, pathways and intersection improvements including but not limited to Assembly Street/Shop Road, Clemson Road, Colonial Drive/Farrow Road, Broad River Road, Alpine Road, Leesburg Road, and Two Notch Road; bike paths and lanes including but not limited to Broad River Road, Harden Street, Two Notch Road, Clemson Road, Pickens Street, and Blossom Street. \$78,230,000

NOTE: THE NUMBERS INCLUDE A PRORATA PORTION OF THE 3% OF THE REVENUE SET ASIDE FOR ADMINISTRATIVE COSTS

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

#### Option 4

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 eight (8) years, or until a total of \$521,480,000 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: Highways, roads, streets, bridges, other transportation-related projects, and drainage projects related thereto including but not limited to resurfacing roads, paving dirt roads, Hardscrabble Road, Assembly Street railroad grade separation, Pineview Road, Clemson Road, Wilson Boulevard, Broad River Road, North Main Street, Shop Road Extension, and Farrow Road. \$312,880,000
- Project 2: Mass transit systems operated by the County or jointly operated by the County, other governmental entities and transportation authorities. \$130,370,000
- Project 3: Greenways, including but not limited to Crane Creek, Gills Creek, Smith/Rocky Branch, Three Rivers Greenway and Lincoln Tunnel Greenway. \$14,320,000
- Project 4: Pedestrian sidewalks, pathways and intersection improvements including but not limited to Assembly Street/Shop Road, Clemson Road, Colonial Drive/Farrow Road, Broad River Road, Alpine Road, Leesburg Road, and Two Notch Road. \$37,980,000
- Project 5: Bike paths and lanes including but not limited to Broad River Road, Harden Street, Two Notch Road, Clemson Road, Pickens Street and Blossom Street. \$25,930,000

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

## Local Option Transportation Sales Tax Projected Revenue

	<b>Roads (60%)</b>	<b>Transit (25%)</b>	<b>G/B/P (15%)</b>	<b>Subtotal</b>	<b>Subtotal</b>	<b>Total</b>
<b>Sales Tax Revenue</b>	\$303.50	\$126.46	\$75.88	\$505.84	\$15.64	\$521.48
<b>Revenue from Interest</b>	-----	\$9.16*	-----	\$9.16	-----	\$9.16
<b>Existing Revenue</b>	-----	\$49.32	-----	\$49.32	-----	\$49.32
<b>Total Revenue</b>	<b>\$303.50</b>	<b>\$184.94</b>	<b>\$75.88</b>	<b>\$564.32</b>	<b>\$15.64</b>	<b>\$579.96</b>
<b>Expenditures</b>	<b>\$303.50</b>	<b>\$184.94</b>	<b>\$75.88</b>	<b>\$564.32</b>	<b>\$15.64</b>	<b>\$579.96</b>
<b>Gap</b>	\$0.0	\$0.0	\$0.0	\$0.0	\$0.0	\$0.0

\*An estimated \$9.16 million in interest will accrue due to the phasing in of projects.

All amounts are shown in millions of dollars.

Table 14: 8-Year Roadways Program Projects & Cost Estimates

Priority Rank	Planning Area	Project Type	Description	Projected Cost - 2008 Dollars (1)	Projected Cost - YOE Dollars (2)	Bikes/Ped	Comments
n/a							
n/a							
n/a							
n/a							
n/a							
n/a							
1	Northeast	Widening	Hardcrabble Rd. Clemson Rd. Lake Carolina Blvd. 5-lane	\$31,600,000	\$39,062,000	Y	
2							
3	Southeast	Widening	Pineview Rd. Bluff Rd. Garners Ferry Rd. 3/5-lane	\$20,100,000	\$23,581,000	N	
4	Northeast	Intersection	Clemson Rd. Rhams Rd./North Springs Rd.	\$3,500,000	\$3,861,000	Y	
5							
6							
7							
8	Southeast	Special Project	Shop Road Extension	\$11,000,000	\$12,342,000	Y	PE & R/W only
9	Northeast	Widening	Hardcrabble Rd. SC 555 Clemson Rd. 5-lane	\$7,500,000	\$8,671,000	Y	PE R/W & Intersection
10	Northeast	Intersection	Summit Pkwy. Summit Ridge Rd.	\$500,000	\$552,000	Y	
11							
12							
13							
14	Northeast	Widening	Spears Creek Church Rd. I-20 Two Notch Rd.	\$4,000,000	\$4,331,000		
15	Northeast	Improvements	Spears Creek Church Rd. I-20 Two Notch Rd.	\$4,000,000	\$4,331,000		
16							
17	Northeast	Intersection	Clemson Rd. Sparkberry Ln. (to Mullis Hill Rd.)	\$5,400,000	\$5,980,000	Y	
18	Southeast	Widening	Lower Richard Blvd. Rubble Run Rd. Garners Ferry Rd. 5-lane	\$4,500,000	\$7,403,000	N	
19							
20	Southeast	Intersection	Garners Ferry Rd. Harmon Rd.	\$2,600,000	\$3,035,000	N	
21							
22	Northeast	Intersection	North Springs Rd. Ridson Way	\$1,700,000	\$1,847,000	N	
23	Northeast	Widening	Clemson Road Sparkberry Crossing 5-lane	\$25,700,000	\$27,225,000	Y	
				\$270,000,000	\$303,500,000		

(1) - Includes 20% Contingency to Account for Inflation

(2) - Adjusted to Year of Expenditure (YOE), with 15% contingency and limited amount for debt service

Approved for this project



**Table 6: Seven-Year Public Transit Implementation Plan**  
(in millions of 2008 dollars)

Time in Years → Description of Improvements	Eight-Year Public Transit Implementation Plan (Millions of 2008 Dollars)								Total YEAR OF EXPENDITURE Dollar		
	1	2	3	4	5	6	7	8		Total 2008 Dollar	
Replace Buses in Current Fleet (Local Share)	\$0.5	\$0.5	\$0.5	\$0.5	\$0.5	\$0.5	\$0.5			\$3.5	\$4.04
Purchase Buses for Service Expansion (Local Share)		\$0.35	\$2.4						\$0.35		\$3.51
Bus Stop Shelters, Benches & Other Amenities		\$0.3	\$0.2	\$0.2						\$0.7	\$0.77
Strengthen Transit Management & Marketing	\$0.2	\$0.2	\$0.2	\$0.2	\$0.2	\$0.2	\$0.2	\$0.2	\$0.2	\$1.6	\$1.88
Perform Comprehensive Operational Analysis	\$0.1									\$0.1	\$0.10
Perform Transit Market Research & Bus Maintenance Review	\$0.2									\$0.2	\$0.21
Expand Coverage Area to Serve 75% of Transit Dependent		\$1.2	\$1.2	\$1.2	\$1.2	\$1.2	\$1.2	\$1.2	\$1.2	\$8.4	\$10.04
Improve Service Span to LOS "C" on Weekdays & LOS "D" on Weekends			\$0.8	\$0.8	\$0.8	\$0.8	\$0.8	\$0.8	\$0.8	\$4.8	\$5.94
Improve Peak Frequency to LOS "C" on Weekdays & LOS "D" on Weekends			\$6.4	\$6.4	\$6.4	\$6.4	\$6.4	\$6.4	\$6.4	\$38.4	\$46.71
Expand Coverage Area to Serve 80% (LOS B) of Transit Supportive Areas									\$1.2	\$1.2	\$1.59
<b>Improvement O&amp;M Costs</b>	\$0.5	\$1.4	\$8.6	\$8.6	\$8.6	\$8.6	\$8.6	\$8.6	\$9.8	\$54.7	\$66.37
<b>Improvement Capital Costs</b>	\$0.5	\$1.15	\$3.1	\$0.7	\$0.5	\$0.5	\$0.5	\$0.5	\$0.35	\$7.3	\$8.32
<b>Improvement Total</b>	\$1.0	\$2.55	\$11.7	\$9.3	\$9.1	\$9.1	\$9.1	\$9.1	\$10.15	\$62.0	\$74.69
Maintenance of Existing System	\$11.72	\$11.72	\$11.72	\$11.72	\$11.72	\$11.72	\$11.72	\$11.72	\$11.72	\$93.76	\$110.25
<b>TOTAL COST</b>	\$12.75	\$14.27	\$23.42	\$21.02	\$20.82	\$20.82	\$20.82	\$20.82	\$21.87	\$155.76	\$184.94





**Table 8: Proposed Greenways: Higher-Priority Projects and Cost Estimates**

Higher-Priority Projects				
ID	PA	Main Greenway Route	Miles	Cost Estimate
2B	BW	Crane Creek	3.0	\$1,335,919
2C	BW	Crane Creek	0.9	\$398,843
2H	NC	Crane Creek	1.5	\$687,888
3A	BW	Gills Creek	4.3	\$1,946,203
3B	SE	Gills Creek	5.4	\$2,413,863
7A	BW	Smith/Rocky Branch	0.8	\$373,602
7B	BW	Smith/Rocky Branch	2.7	\$1,226,312
7D	BW	Smith/Rocky Branch	1.7	\$780,784
8C	BW	Three Rivers Greenway Extension	0.3	\$137,865
8D	BW	Three Rivers Greenway Extension	1.1	\$508,911
8F	BW	Three Rivers Greenway Extension	0.7	\$305,768
9A	BW	Lincoln Tunnel Greenway	1.7	\$773,521
10A	NW	Dutchman Blvd Connector	0.2	\$91,148
11A	BW	Columbia Mall Greenway	1.3	\$561,860
12A	NE	Polo/Windsor Lake Connector	0.7	\$334,058
13A	BW	Gills Creek North Greenway	0.7	\$298,639
15A	SE	Woodbury/Old Leesburg Connector	0.2	\$100,697
		<b>Total</b>	<b>27.4</b>	<b>\$12,275,879</b>

PA – Planning Area  
 BW – Beltway  
 NC – North Central  
 NE – North East  
 NW – North West  
 SE – South East



**Table 9: Proposed Intersections: Higher-Priority Projects and Cost Estimates**

Higher-Priority Projects			
ID	PA	Location	Cost Estimate
1	BW	Broad River Rd and Bush River Rd	\$100,000
2	BW	Huger St and Gervais St	\$100,000
4	BW	Elmwood Ave and Park St	\$100,000
5	BW	Main St and Elmwood Ave	\$100,000
6	BW	Elmwood Ave and Bull St	\$100,000
8	BW	Gervais St and Millwood Ave	\$100,000
10*	SE	Garners Ferry Rd and Atlas Rd	\$0
11*	SE	Garners Ferry Rd and Hallbrook Dr/Pineview Rd	\$0
13	NE	Two Notch Rd and Alpine Rd	\$100,000
14	NE	Two Notch Rd and Maingate Dr/Windsor Lake Blvd	\$100,000
15*	NE	Two Notch Rd and Polo Rd	\$0
16	NE	Two Notch Rd and Brickyard Rd	\$100,000
17	NE	Two Notch Rd and Sparkleberry Ln	\$100,000
21	BW	Blossom St and Saluda Ave	\$100,000
22	BW	Devine St and Harden St/Santee Ave	\$100,000
23	BW	Two Notch Rd and Decker Blvd/Parklane Rd	\$100,000
24*	NE	Polo Rd and Mallet Hill Rd	\$0
25	BW	Huger St and Blossom St	\$100,000
26	BW	Huger St and Greene St	\$100,000
27	BW	Huger St and Lady St	\$100,000
29	BW	Assembly St and Greene St	\$100,000
30	BW	Assembly St and Pendleton St	\$100,000
31	BW	Assembly St and Gervais St	\$100,000
33	BW	Assembly St and Washington St	\$100,000
37	BW	Assembly St and Laurel St	\$100,000
39	BW	Assembly St and Calhoun St	\$100,000
41	BW	Main St and Taylor St	\$100,000
42	BW	Main St and Blanding St	\$100,000
43	BW	Main St and Laurel St	\$100,000
45	BW	Main St and Calhoun St	\$100,000
49	BW	Rosewood Dr and Marion St	\$100,000
50	BW	Rosewood Dr and Pickens St	\$100,000
51	BW	Rosewood Dr and Harden St	\$100,000
52	BW	Rosewood Dr and Holly St	\$100,000
53	BW	Rosewood Dr and Ott Rd	\$100,000
54	BW	Rosewood Dr and Kilbourne Rd	\$100,000
55	BW	Rosewood Dr and Bellline Blvd	\$100,000
56	BW	Garners Ferry Rd and Old Woodlands Rd	\$100,000
57	BW	Devine St and Fort Jackson Blvd	\$100,000
58	BW	Harden St and Gervais St	\$100,000
<b>Total</b>			<b>\$3,600,000</b>

\* Project cost included in roadway project

PA – Planning Area  
 BW – Beltway  
 NC – North Central  
 NE – North East  
 NW – North West  
 SE – South East



**Table 10: Proposed Pedestrians Sidewalks/Pathways:  
Higher-Priority Projects and Cost Estimates**

Higher-Priority Projects							
ID	PA	Type	Street	From	To	Miles	Cost Est.
1*	BW	Sidewalks - C&G	Assembly St/Shop Rd	Whaley St	Beltline Blvd	3.31	\$1,920,257
2	NE	Sidewalks	Clemson Rd	Longtown Rd	Two Notch Rd	4.98	\$2,364,310
3	BW	Sidewalks - C&G	Colonial Dr/Farrow Rd	Harden St	Academy St	0.55	\$1,012,704
4	NW	Sidewalks	Columbiana Dr	Lexington County Line	Lake Murray Blvd	1.02	\$486,272
6	BW	Sidewalk, One Side	Broad River Rd	Greystone Blvd	Broad River Bridge	0.46	\$109,387
9	BW	Sidewalks	Blossom St	Williams St	Huger St	0.10	\$41,584
10	BW	Sidewalk, One Side	Gervais St	450' west of Gist St	Gist St	0.04	\$8,638
11	BW	Sidewalks	Broad River Rd	Broad River Bridge (West End)	Broad River Bridge (East End)	0.28	\$2,080,250
12	NE	Sidewalks	Alpine Rd	Two Notch Rd	Percival Rd	2.42	\$1,162,075
15	NC	Sidewalks	Blythwood Rd	I-77	Main St	0.40	\$191,601
17	NW	Sidewalks	Broad River Rd	Harbison Blvd	Bush River Rd	5.07	\$2,408,381
21	BW	Sidewalks	Hayward St/Holt Dr/Marion St/Superior St	Whaley St	Jim Hamilton Blvd	1.64	\$778,853
22	BW	Sidewalks	Leesburg Rd	Garners Ferry Rd	Semmes Rd	4.05	\$1,924,227
28*	NE	Sidewalks	Polo Rd	Two Notch Rd	Mallet Hill Rd	1.97	\$0
32	NE	Sidewalks	Two Notch Rd	Alpine Rd	Spears Creek Church Rd	5.69	\$2,703,508
33*	BW	Sidewalks	Bluff Rd	Rosewood Dr	Beltline Blvd	2.51	\$0
34	BW	Sidewalks	Gervais St	Gist St	Huger St	0.20	\$84,100
35	BW	Sidewalks	Huger St	Blossom St	Gervais St	0.61	\$256,881
37	NW	Sidewalks - C&G	Broad River Rd/ Lake Murray Blvd	I-26	Harbison Blvd	1.35	\$2,499,420
41	BW	Sidewalks - C&G	Park St	Gervais St	Senate St	0.09	\$170,570
42	NE	Sidewalk, One Side	Polo Rd	Mallet Hill Rd	Alpine Rd	1.70	\$403,445
43*	NE	Sidewalks	Clemson Rd	Two Notch Rd	Percival Rd	3.15	\$564,728
48*	SE	Sidewalks - C&G	Atlas Rd	Fountain Lake Way	Garners Ferry Rd	0.55	\$0
50	BW	Sidewalks - C&G	Bratton St	King St	Maple St	0.21	\$368,602
55	BW	Sidewalk, One Side - C&G	Calhoun St	Gadsden St	Wayne St	0.10	\$91,106
66	BW	Sidewalk, One Side	Franklin St	Sumter St	Bull St	0.43	\$785,585
65	BW	Sidewalks - C&G	Fort Jackson Blvd	Wildcat Rd	I-77	0.19	\$343,843
69	BW	Sidewalks - C&G	Grand St	Shealy St	Hydrick St	0.39	\$714,622
73	BW	Sidewalks - C&G	Jefferson St	Sumter St	Bull St	0.21	\$381,242
78	BW	Sidewalks - C&G	Laurel St	Gadsden St	Pufaski St	0.19	\$369,066
80	BW	Sidewalks - C&G	Lincoln St	Hayward St	Whaley St	0.11	\$198,475
82	BW	Sidewalk, One Side - C&G	Lyon St	Gervais St	Washington St	0.21	\$194,410
83	BW	Sidewalks - C&G	Magnolia St	Two Notch Rd	Pinehurst Rd	0.45	\$828,458
85	BW	Sidewalks - C&G	Maple St	Kirby St	Gervais St	0.07	\$132,502
87	BW	Sidewalks - C&G	Mildred Ave	Westwood Ave	Duke Ave	0.08	\$151,636
96	BW	Sidewalks - C&G	Royster St	Mitchell St	Superior St	0.05	\$95,357
98	BW	Sidewalks - C&G	School House Rd	Two Notch Rd	Ervin St	0.26	\$462,882
101	BW	Sidewalks - C&G	Senate St	Gladden St	Kings St	0.26	\$476,230
102	BW	Sidewalks - C&G	Shandon St	Wilmot St	Wheat St	0.10	\$179,071
105	BW	Sidewalks - C&G	Tryon St	Calawba St	Hayward St	0.19	\$354,446
109	BW	Sidewalks - C&G	Wayne St	Calhoun St	Laurel St	0.20	\$366,828
112	BW	Sidewalks - C&G	Wildwood Ave	Monticello Rd	Ridgewood Ave	0.14	\$264,449
113	BW	Sidewalks - C&G	Wiley St	Superior St	Edisto Ave	0.15	\$280,896
114	BW	Sidewalks - C&G	Windover St	Two Notch Rd	Belvedere Dr	0.10	\$187,942
117	BW	Sidewalks - C&G	Shandon St	Rosewood Dr	Hayward St	0.15	\$268,514
119*	NW	Sidewalks	Broad River Rd	Royal Tower Rd	Woodrow St	0.76	\$0
121*	NW	Sidewalks	Broad River Rd	Lake Murray Blvd	Westem Ln	1.60	\$0
129	SE	Sidewalks	Lower Richland Blvd	Rabbit Run Rd	Garners Ferry Rd	0.55	\$260,077
				<b>Total</b>		<b>49.27</b>	<b>\$28,954,951</b>

\* Part or all of project cost included in roadway project  
 C&G – curb and gutter  
 PA – Planning Area  
 BW – Beltway  
 NC – North Central  
 NE – North East  
 NW – North West  
 SE – South East



Table 11: Proposed Bicycle Routes: Higher-Priority Projects and Cost Estimates

Higher-Priority Projects							
ID	PA	Type	Street	From	To	Miles	Cost Est.
1	BW	Bike Lanes	Broad River Rd	Greystone Blvd	Broad River Bridge	0.5	\$320,811
2	BW	Bike Lanes	Harden St	Devine St	Rosewood Dr	1.0	\$696,821
5	BW	Bike Lanes	Senate St	Sumter St	Laurens St	0.7	\$462,572
6	BW	Bike Lanes	Trenholm Rd	South of Dent Middle School	Decker Blvd	0.2	\$123,919
7	BW	Bike Lanes	Two Notch Rd	Bellline Blvd	Parkland Rd	3.5	\$2,435,038
9	BW	Bike Lanes, Restripe	Broad River Rd	Broad River Bridge (West End)	Broad River Bridge (East End)	0.3	\$17,858
10	BW	Bike Lanes, Restripe	Hampton St	Pickens St	Harden St	0.5	\$31,899
12	BW	Bike Lanes, Restripe	Pendleton St	Lincoln St	Merton St	0.5	\$31,880
13	BW	Bike Lanes, Restripe	Pickens St/ Washington St/Wayne St	Hampton St (west)	Hampton St (east)	1.1	\$68,391
14*	BW	Bike Lanes, Restripe	Shop Rd	George Rogers Blvd	Northway Rd	0.7	\$0
15	BW	Bike Lanes, Restripe	Sumter St	Washington St	Senate St	0.3	\$19,306
24	BW	Connector	Bellline Blvd/Devine St	Rosewood Dr	Chateau Dr	2.3	\$24,158
25	BW	Connector	Bellline Blvd	Forest Dr	Valley Rd	0.1	\$1,101
26	BW	Connector	Bellline Blvd/ Colonial Dr/Farrow Rd	Harden St	Academy St	0.6	\$6,636
29	BW	Connector	Catawba St/ Tryon St/Whaley St/ Williams St	Church St	Blossom St	0.5	\$5,547
32	BW	Connector	Bonham Rd/ Devereaux Rd/ Heathwood Cir/ Kilbourne Rd/ Rickenbaker Rd/ Sweetbrier Rd	Blossom St	Fort Jackson Blvd	2.1	\$21,691
35	BW	Connector	Chester St/ Elmwood Ave/Wayne St	Hampton St	Park St	1.1	\$12,094
37	BW	Connector	Clement Rd/Duke Ave/ River Dr	Main St	Monticello Rd	2.9	\$30,427
39	BW	Connector	College St/Laurens St/ Oak St/Taylor St	Greene St	Elmwood Ave	1.5	\$16,331
42	BW	Connector	Edgefield St/Park St	Calhoun St	River Dr	1.6	\$16,464
46	BW	Connector	Gervais St/Gladden St/ Hagood Ave/Page St/ Senate St/Trenholm Rd/ Webster St	Millwood Ave	Bellline Blvd	2.2	\$22,913
50	BW	Connector	Heyward St/Marion St/ Superior St	Whaley St	Wiley St	0.9	\$9,748
51	BW	Bike Lanes	Sumter St	Blossom St	Wheat St	0.4	\$276,972
52	BW	Connector	Huger St/Lady St/Park St	Blossom St (east)	Gervais St (west)	0.7	\$7,295
54	BW	Bike Lanes	Lincoln St	Blossom St	Lady St	0.7	\$487,105
57	BW	Connector	Ott Rd	Jim Hamilton Blvd	Blossom St	1.7	\$17,872
60	BW	Connector	Saluda Ave	Wheat St	Greene St	0.4	\$3,934
62	BW	Bike Lanes	Wheat St	Sumter St	Assembly St	0.2	\$133,189
63	BW	Connector	Wheat St	Harden St	King St	0.4	\$4,351
74*	BW	Bike Lanes, Restripe	Bluff Rd	Berea Rd	Bellline Blvd	2.0	\$0
77*	BW	Bike Lanes, Restripe	Shop Rd	Northway Rd	Bellline Blvd	1.6	\$0
78	BW	Sidepaths	Blossom St	Williams St	Huger St	0.1	\$41,564
79	BW	Sidepaths	Gervais St	450' west of Gist St	Gist St	0.0	\$17,276
80	BW	Bike Lanes, Restripe	Assembly St	Blossom St	Rosewood Dr	0.4	\$27,988
86	BW	Bike Lanes, Restripe	Bellline Blvd	Rosewood Dr	Devine St	0.4	\$25,547
87	BW	Bike Lanes, Restripe	Broad River Rd	Bush River Rd	Greystone Blvd	0.6	\$37,908
88	NW	Bike Lanes, Restripe	Broad River Rd	Harbison Blvd	Bush River Rd	5.1	\$321,115
89	BW	Bike Lanes, Restripe	Calhoun St	Wayne St	Harden St	1.4	\$86,292
90	BW	Bike Lanes, Restripe	Decker Blvd/ Parklane Rd/ Two Notch Rd	Two Notch Rd	Parcival Rd	2.0	\$129,698
94	BW	Bike Lanes, Restripe	Fort Jackson Blvd	Devine St	Newell Rd	1.3	\$84,224
95	BW	Bike Lanes, Restripe	Gamers Ferry Rd	Rosewood Dr	True St	1.1	\$86,826
96	BW	Bike Lanes, Restripe	Gervais St	Park St	Millwood Ave	1.4	\$91,378
97	BW	Bike Lanes	Greene St	Assembly St	350' west of Lincoln	0.3	\$19,388

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		Restripe			St		
98	BW	Bike Lanes, Restripe	Main St	Pendleton St	Whaley St	0.8	\$49,814
100	BW	Bike Lanes, Restripe	Oneil Ct	Decker Blvd	Parklane Rd	1.4	\$85,875
102	BW	Bike Lanes, Restripe	Rosewood Dr	Bluff Rd	Gamers Ferry Rd	3.3	\$211,179
111*	BW	Bike Lanes, Restripe	Bluff Rd	Rosewood Dr	Berea Rd	0.5	\$0
114	BW	Shoulders	Colonial Dr	Bull St	Slighs Ave	0.6	\$395,430
116	BW	Shoulders	Holt Dr/Superior St	Wiley St	Airport Blvd	0.7	\$453,594
118	SE	Bike Lanes, Restripe	Leesburg Rd	Gamers Ferry Rd	Semmas Rd	4.0	\$255,778
119*	NE	Shoulders	Wilson Blvd	I-77	Farrow Rd	1.1	\$0
121	BW	Sideways	Gervais St	Gist St	Huger St	0.2	\$84,100
122	BW	Sideways	Huger St	Blossom St	Gervais St	0.6	\$256,861
123*	SE	Sideways	Shop Rd	Bellline Blvd	Pineview Dr	2.4	\$657,212
125	BW	Sideways	Blossom St	Assembly St	Sumter St	0.2	\$86,381
126	BW	Bike Lanes, Restripe	Bull St	Elmwood Ave	Victoria St	0.3	\$20,218
131	BW	Bike Lanes, Restripe	Main St	Elmwood Ave	Sunset Dr	1.2	\$75,648
133	BW	Connector	Elmwood Ave	Wayne St	Proposed Greenway Connector	0.4	\$3,893
134	BW	Connector	Main St	Calhoun St	Elmwood Ave	0.1	\$1,025
142	NW	Bike Lanes	Dutchman Blvd	Broad River Rd	Lake Murray Blvd	0.2	\$115,138
143	NW	Bike Lanes	Columbiana Dr	Lake Murray Blvd	Lexington County Line	1.0	\$713,199
150	NW	Bike Lanes, Restripe	Broad River Rd/ Lake Murray Blvd	I-26	Harbison Blvd	1.4	\$14,282
151*	NW	Bike Lanes, Restripe	Dutch Fork Rd	Bickley Rd	Rauch Meetze Rd	1.3	\$0
153*	NW	Shoulders	Broad River Rd	Woodrow St	I-26 (Exit 97)	3.8	\$0
157*	NW	Shoulders	Dutch Fork Rd	Broad River Rd	Bickley Rd	1.4	\$0
168*	NC	Shoulders	Blythwood Rd	Winnsboro Rd	Main St	4.8	\$402,526
175	NE	Shoulders	Clemson Rd	Longtown Rd	Brook Hollow Dr	1.7	\$1,099,106
176*	NE	Shoulders	Clemson Rd	Summit Pky	Percival Rd	4.6	\$1,641,488
180	NE	Shoulders	Alpine Rd	Two Notch Rd	Percival Rd	2.4	\$1,536,100
183*	NE	Shoulders	Hardscrabble Rd	Farrow Rd	Lee Rd	3.6	\$0
189*	NE	Shoulders	Polo Rd	Two Notch Rd	640' south of Mallet Hill Rd	3.7	\$1,075,853
196	NE	Bike Lanes, Restripe	Clemson Rd	Brook Hollow Dr	Summit Pky	1.8	\$116,461
197	NE	Bike Lanes, Restripe	Two Notch Rd	Alpine Rd	Spears Creek Church Rd	5.7	\$360,804
198*	NE	Shoulders	Hardscrabble Rd	Lee Rd	Lake Carolina Blvd	2.0	\$0
225*	SE	Sideways	Pineview Rd	Bluff Rd	Gamers Ferry Rd	2.9	\$0
232*	SE	Bike Lanes	Alias Rd	Bluff Rd	Gamers Ferry Rd	2.8	\$0
255	BW	Bike Lanes	Pickens St	Washington St	Rosewood Dr	1.7	\$1,179,744
257	BW	Bike Lanes	College St	Lincoln St	Sumter St	0.4	\$280,735
260	BW	Bike Lanes	Assembly St	Blossom St	Rosewood Dr	1.0	\$689,224
264	BW	Bike Lanes	Greene St	Assembly St	Bull St	0.4	\$273,278
266	BW	Connector	Bull St/Henderson St/ Rice St	Wheat St	Heyward St	0.6	\$5,991
273	BW	Shoulders	Greene St	Bull St	Saluda Ave	0.6	\$369,251
274	BW	Shoulders	Catawba St	Sumter St	Lincoln St	0.4	\$250,145
276	BW	Sideways	Blossom St	Huger St	Assembly St	0.3	\$137,829
276	BW	Bridge	Blossom St	Huger St	Assembly St	0.3	\$2,481,494
277	BW	Shoulders	Whaley St	Lincoln St	Pickens St	0.7	\$438,198
279	BW	Sideways	Whaley St	Lincoln St	Church St	0.3	\$147,587
281	BW	Connector	Craig Rd	Harrison Rd	Covenant Rd	0.6	\$6,684
286*	NW	Shoulders	Broad River Rd	Royal Tower Rd	Woodrow St	0.8	\$0
288*	NW	Bike Lanes	Broad River Rd	Lake Murray Blvd	Western Ln	1.6	\$0
					<b>Total</b>	<b>119.8</b>	<b>\$22,218,850</b>

\* Part or all of project cost included in roadway project

PA – Planning Area  
 BW – Beltway  
 NC – North Central  
 NE – North East  
 NW – North West  
 SE – South East

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL OF RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_-08HR

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 # 07307-02-01 FROM RS-MD (RESIDENTIAL, SINGLE-FAMILY – MEDIUM DENSITY DISTRICT) TO GC (GENERAL COMMERCIAL 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 real property described as TMS # 07307-02-01 from RS-MD (Residential, Single-Family – Medium Density District) zoning to GC (General Commercial District) zoning.

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

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

Section IV. This ordinance shall be effective from and after \_\_\_\_\_, 2008.

RICHLAND COUNTY COUNCIL

By: \_\_\_\_\_  
Joseph McEachern, Chair

Attest this \_\_\_\_\_ day of  
\_\_\_\_\_, 2008.

\_\_\_\_\_  
Michielle R. Cannon-Finch  
Clerk of Council

Public Hearing: June 24, 2008  
First Reading: June 24, 2008  
Second Reading: July 1, 2008 (tentative)  
Third Reading:

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL OF RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_-08HR

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 # 02509-04-03 & 02416-01-01 & 02412-02-06 FROM RU (RURAL DISTRICT) TO RS-MD (RESIDENTIAL, SINGLE-FAMILY – MEDIUM DENSITY 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 real properties described as TMS # 02509-04-03 & 02416-01-01 & 02412-02-06 from RU (Rural District) zoning to RS-MD (Residential, Single-Family – Medium Density District) zoning.

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

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

Section IV. This ordinance shall be effective from and after \_\_\_\_\_, 2008.

RICHLAND COUNTY COUNCIL

By: \_\_\_\_\_  
Joseph McEachern, Chair

Attest this \_\_\_\_\_ day of  
\_\_\_\_\_, 2008.

\_\_\_\_\_  
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: June 24, 2008  
First Reading: June 24, 2008  
Second Reading: July 1, 2008 (tentative)  
Third Reading:



STATE OF SOUTH CAROLINA  
COUNTY COUNCIL OF RICHLAND COUNTY  
ORDINANCE NO. \_\_\_-08HR

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 # 20200-04-02) FROM PDD (PLANNED DEVELOPMENT DISTRICT) TO RM-MD (RESIDENTIAL, MULTI-FAMILY – MEDIUM DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as a portion of TMS # 20200-04-02 from PDD (Planned Development District) zoning to RM-MD (Residential, Multi-Family – Medium Density District) zoning.

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

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

Section IV. This ordinance shall be effective from and after \_\_\_\_\_, 2008.

RICHLAND COUNTY COUNCIL

By: \_\_\_\_\_  
Joseph McEachern, Chair

Attest this \_\_\_\_\_ day of  
\_\_\_\_\_, 2008.

\_\_\_\_\_  
Michielle R. Cannon-Finch  
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

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First Reading: June 24, 2008  
Second Reading: July 1, 2008 (tentative)  
Third Reading:

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_-08HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 26, LAND DEVELOPMENT; ARTICLE VI, SUPPLEMENTAL USE STANDARDS; SECTION 26-152, SPECIAL EXCEPTIONS; SUBSECTION (D), STANDARDS; PARAGRAPHS (8), (9), AND (10); SO AS TO AMEND THE REQUIRED CONDITIONS FOR DAY CARES (ADULT DAY CARES, FAMILY DAY CARES, AND GROUP DAY CARES) REGARDING PARKING.

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 VI, Supplemental Use Standards; Section 26-152, Special Exceptions; Subsection (D), Standards; Paragraphs (8), (9), and (10) are hereby amended to read as follows:

- (8) *Day care, adult, home occupation (six or less).*
- a. Use districts: Rural; Rural Residential; Residential, Single-Family, Estate; Residential, Single-Family, Low Density; Residential, Single-Family, Medium Density; Residential, Single-Family, High Density; Manufactured Home Park; Residential, Multi-Family, Medium Density; Residential, Multi-Family, High Density.
  - b. An adult day care, home occupation, with six (6) or fewer attendees must be operated in an occupied residence.
  - c. Client pick-up and drop-off shall not obstruct traffic flow on adjacent public roads.
  - d. ~~Parking shall not be located in the front yard.~~
  - d. All other state and federal regulations shall be met.
- (9) *Day Care, Child, Family Day Care, Home Occupation (5 or less)*
- a. Use districts: Rural; Rural Residential; Residential, Single-Family, Estate; Residential, Single-Family, Low Density; Residential, Single-Family, Medium Density; Residential, Single-Family, High Density; Manufactured Home Park; Residential, Multi-Family, Medium Density; Residential, Multi-Family, High Density.
  - b. A child group family day care home occupation must be operated in an occupied residence.

- c. Any outdoor play area shall be fenced or otherwise enclosed on all sides and shall not include driveways, parking areas, or land otherwise unsuited for children's play space.
- d. Client pick-up and drop-off shall not obstruct traffic flow on adjacent public roads.
- ~~e. Parking shall not be located in the front yard.~~
- e. All other state and federal regulations shall be met.

(10) *Day Care, Child, Group Day Care, Home Occupation (6 to 12).*

- a. Use districts: Rural; Rural Residential; Residential, Single-Family, Estate; Residential, Single-Family, Low Density; Residential, Single-Family, Medium Density; Residential, Single-Family, High Density; Manufactured Home Park; Residential, Multi-Family, Medium Density; Residential, Multi-Family, High Density.
- b. A child group day care home occupation must be operated in an occupied residence.
- c. Any outdoor play area shall be fenced or otherwise enclosed on all sides and shall not include driveways, parking areas, or land otherwise unsuited for children's play space.
- d. Client pick-up and drop-off shall not obstruct traffic flow on adjacent public roads.
- ~~e. Parking shall not be located in the required front yard.~~
- e. All other state and federal regulations shall be met.

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 \_\_\_\_\_, 2008.

RICHLAND COUNTY COUNCIL

BY: \_\_\_\_\_  
Joseph McEachern, Chair

ATTEST THIS THE \_\_\_\_\_ DAY

OF \_\_\_\_\_, 2008

\_\_\_\_\_  
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: June 24, 2008  
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Third Reading:

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_-08HR

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; "RECREATIONAL USES" OF TABLE 26-V-2.; SO AS TO CORRECTLY REFLECT THAT GOLF COURSES ARE ONLY PERMITTED IN THE TROS, GC, M-1, AND LI ZONING DISTRICTS.

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; "Recreational Uses" of Table 26-V-2.; is hereby corrected to read as follows:

(ORDINANCE CONTINUES ON NEXT PAGE)

	TROS	RU	RR	RS-E	RS-LD	RS-MD	RS-HD	MH	RM-MD	RM-HD	OI	NC	RC	GC	M-1	LI	HI
ids																	
	SR	SE	SE	SE	SE	SE	SE	SE	SE	SE	P	P	SR	P	P	SR	
		SR															
	SR	SR															
II																	P
	SR	SR	SE	SE	SE	SE	SE	SE	SE	SE				SR	SR	SR	
													P	P	P		
													SR	SR	SR		
		P															
		SE															
	SR	SE															
	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	SR	P	P	SE	

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 \_\_\_\_\_, 2008.

RICHLAND COUNTY COUNCIL

BY: \_\_\_\_\_  
Joseph McEachern, Chair

ATTEST THIS THE \_\_\_\_\_ DAY

OF \_\_\_\_\_, 2008

\_\_\_\_\_  
Michielle R. Cannon-Finch  
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

\_\_\_\_\_  
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No Opinion Rendered As To Content

Public Hearing: June 24, 2008  
First Reading: June 24, 2008  
Second Reading: July 1, 2008 (tentative)  
Third Reading:

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR RICHLAND COUNTY  
ORDINANCE NO. \_\_\_\_\_-08HR

AUTHORIZING THE RECREATION COMMISSION OF RICHLAND COUNTY ON BEHALF OF THE RECREATION DISTRICT OF RICHLAND COUNTY TO ISSUE GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$45,000,000; AND OTHER MATTERS RELATING THERETO.



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

\_\_\_\_\_  
TO: COUNTY COUNCIL OF )  
 )  
RICHLAND COUNTY, ) PETITION  
 )  
SOUTH CAROLINA )  
\_\_\_\_\_ )

This Petition of the Recreation Commission of Richland County (the "Commission"), on behalf of The Recreation District of Richland County, South Carolina (the "District"), pursuant to Title 6, Chapter 11, Article 5, Code of Laws of South Carolina, 1976, as amended (the "Code"), respectfully shows:

1. The District is a special purpose district created pursuant to the provisions of Act No. 873 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina, Regular Session of 1960, as amended by subsequent acts of the General Assembly (the "Act").

2. The corporate powers and responsibilities of the District are performed by the Commission and as such the Commission is the governing body of the District.

3. The Act committed to the District the power to acquire, by gift, purchase, or through the exercise of eminent domain, lands or interest thereon whereupon to establish physical education and recreation facilities.

4. Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended, provides that special purpose districts shall have the power to issue bonded indebtedness only for a purpose which is a public purpose and a corporate purpose in an amount not exceeding eight percent (8%) of the assessed value of all taxable property therein upon such terms and conditions as the General Assembly shall prescribe by general law.

5. Pursuant to the aforesaid provisions of the Code, the county boards of all counties of the State of South Carolina wherein special purpose districts exist are empowered to authorize the governing body of such special purpose district to issue bonds whose proceeds shall be used in furtherance of any power of the special purpose district.

6. The County Council of Richland County (the "County Council") constitutes a "county board;" the District constitutes a "special purpose district;" the Commission constitutes a "commission;" the not exceeding \$45,000,000 general obligation bonds (the "Bonds") constitute "bonds" as such quoted words are defined in the aforesaid provisions of the Code.

7. The Commission has determined that in order to further its purposes of providing appropriate recreational facilities for use by Richland County residents, the Commission, on behalf of the District, proposes to issue the Bonds of the District to be used to finance the projects (the "Projects") shown on Exhibit A attached hereto and incorporated herein by reference.

8. The Commission has determined that it is in the best interest of the District to issue the Bonds to provide funds for the Projects.

Council: Upon the basis of the foregoing, the Commission respectfully requests that the County

- (a) accept the filing of this Petition;
- (b) after due consideration find that it is in the best interest of the District to authorize the Commission to issue the Bonds;
- (c) order a public hearing upon the question of the issuance of the Bonds; and
- (d) enact an ordinance authorizing the Commission on behalf of the District to issue the Bonds without the necessity of an election in the District upon the question of the issuance of such Bonds pursuant to the Code.

Respectfully submitted,

THE RECREATION DISTRICT OF RICHLAND COUNTY, SOUTH CAROLINA

By: Rev. Charles E. Epps  
Chairman, Recreation Commission of Richland County

(SEAL)

ATTEST:

J. Marie Green  
Secretary, Recreation Commission of Richland County

**EXHIBIT A**

**List of Recreation Commission of Richland County  
Projects to be funded from not to exceed \$45,000,000 of Bonds  
Attached to Petition dated June 24, 2008**

**[See Attached]**

**Preliminary, subject to change**

**Lower Richland Area Bond Project List**

Dist	Location/Project
<b>BLUFF ROAD PARK:</b>	
10	Replace recreation center building/gymnasium (Polo Road Park & Denny Terrace gym models)
10*	Replace fencing (Black vinyl covered fencing)
<b>CROSS ROADS PARK:</b>	
10*	Ball field lighting
10*	Replace fencing (Black vinyl covered fencing)
10	Community center -- (Ballentine model without the walking corridor)
10*	Playground system (Use Perrin Thomas Community Center playground as model)
<b>EASTOVER PARK:</b>	
10*	Replace outdoor restrooms (Larger version of Meadowlake model)
10	Purchase land for future development
10*	Replace fencing (Black vinyl covered fencing)
10	Swimming pool addition
<b>HOPKINS PARK:</b>	
10*	Replace fencing (Black vinyl covered fencing)
10	Replace senior center building -- (Ballentine model without the walking corridor)
10	Picnic shelter (Perrin Thomas model)
10	Canteen
<b>GADSDEN PARK:</b>	
10	Enlarge community center (Increase meeting room space and build new gym using Denny Terrace model)
<b>OLYMPIA PARK:</b>	
10*	Playground (Perrin Thomas model)
<b>PERRIN THOMAS COMMUNITY CENTER:</b>	
10	Raze school building and build community center -- (Upper Richland model)
<b>CAUGHMAN ROAD PARK:</b>	
11*	Replace outdoor restrooms (Larger version of Meadowlake model)
11*	Replace fencing (Black vinyl covered fencing)
11*	Replace racquetball court (Refurbish one court and convert one to a climbing wall)
<b>GARNERS FERRY SPORTS COMPLEX:</b>	
11	Adult Activity Center and Technology Center (AAC & Tech Center models)
11	Playground system (Perrin Thomas model)
<b>LAND PURCHASE OPPORTUNITIES FOR FUTURE DEVELOPMENT</b>	
11	Land Acquisition to acquire Carolina Bay and build a buffer, possibly a public golf course (RCRC Board needs more information on this project)
11	Land Acquisition -- Southeast Sports Complex (possible enhancements to Gamers Ferry Sports Complex if additional land can be obtained adjoining the current property)
11	Land Acquisition -- Neighborhood mini parks (4) which feature playground and picnic facilities

**Upper Richland Area Bond Project List**

<b>Dist</b>	<b>Location/Project</b>
	<b>Friarsgate Park:</b>
1*	Replace racquetball court
1*	Replace playground system (Perrin Thomas model)
1	Land Acquisition -- 12 acres for athletic field development
	<b>Blythewood Park:</b>
2*	Ballfield lighting
2*	Replace fencing (Black vinyl covered fencing)
2	Development of multipurpose athletic field for football and soccer, lighting, fencing, and irrigation
2	Lighting for new T-ball athletic fields
2	<b>Marly Drive Area:</b> Land Acquisition -- 5.53 acres for community center (conversion of existing building) (RCRC Board needs more information on this project)
2	<b>Round Top Community:</b> Land Acquisition -- 60 acres for community center (RCRC Board needs more information on this project)
	<b>St. Andrews Park:</b>
2	Replace gymnasium/recreation center building (Polo Road Park/Denny Terrace gym models)
2*	Replace outdoor restrooms at ballfield (Larger version of Meadowlake model) New smaller outdoor restroom at tennis courts (Smaller version of Meadowlake model)
3	<b>Greenview Park:</b> Drainage project partnership with City of Columbia and RC Conservation Commission
3	<b>New Castle/Trenholm Acres:</b> Convert existing Shakespeare site to community center and replace the headquarters building (Pine Grove model)
4	<b>Ridgewood Park:</b> Community center building (Pine Grove model)
7	<b>Adult Activity Center:</b> Add indoor space by tearing down interior walls to make rooms larger; move Board room to new headquarters building to free up that space for programs
7	<b>Crane Creek Community Center:</b> Gymnasium (Denny Terrace gym model)
7	<b>Killian Park:</b> Replace fencing (Black vinyl covered fencing)
	<b>Meadowlake Park:</b>
7*	Refurbish one racquetball court
7*	Replace playground system (Perrin Thomas model)
7*	Three press boxes with canteen and storage
7	Irrigation Improvements
7*	<b>Richland County Tennis Center:</b> Build new 2,400 square foot pro shop
7*	<b>Summerhill Park:</b> Replace playground system (Perrin Thomas model)
7	<b>Headquarters/Shakespeare Road:</b> Purchase land and build new administrative office building approximately 16,000 square feet
7	<b>Long Green Parkway:</b> Purchase of 27 acres in Long Green Parkway area for a future recreation center with athletic fields (RCRC Board needs more information on this project)

**Upper Richland Area Bond Project List -- CONTINUED**

Dist	Location/Project
	<b>Polo Road Park:</b>
8*	Outdoor restrooms (Larger version of Meadowlake model)
8*	Replace fencing (Black vinyl covered fencing)
8*	Stairs to soccer fields
8*	Parking lot paving
	Land Acquisition and Development: purchase and develop approximately 29 acres identified near
8	Sesqui State Park for additional soccer fields
8	Lighted tennis courts
8	Irrigation improvements and commercial well
	<b>Candlewood Area:</b>
9	Land Acquisition and development for neighborhood mini park
	<b>Kelly Mill Area:</b> Land Acquisition -- 126.17 acres with lake for sports complex (RCRC Board needs
9	more information on this project)
	<b>North Springs Park:</b>
9*	Refurbish racquetball courts
9*	Replace playground system (Perrin Thomas model)
9	Irrigation improvements
9	New community center building (4,000 s.f.) (Upper Richland model), and add a baseball field, additional parking, landscaping and irrigation system for front of building
	<b>Royal Pines Community:</b>
9	Purchase land for and develop new neighborhood mini park
	<b>Trenholm Park:</b>
9*	Replace fencing (Black vinyl covered fencing)
	<b>These projects would be built at existing sites which are to be determined</b>
	Bike trails and tracks
	Acquatic features (water spray features without swimming pool)
	Skateboard park features
	Disc golf course

**TOTAL PROPOSED RECREATION BOND NOT TO EXCEED \$45 MILLION**

**ORMAND, ASHLEY & GIBBONS, P.A.**  
ATTORNEYS AND COUNSELORS AT LAW  
117 Alpine Circle, Suite 700  
Columbia, South Carolina 29223

Kenneth E. Ormand Jr.  
Robert C. Ashley  
Carlos W. Gibbons, Jr.

Mailing Address: Post Office Box 8657  
Columbia, South Carolina 29202  
Telephone: (803) 254-4220  
General Facsimile: (803) 254-0348  
Sender's Facsimile: (803) 419-8986

April 14, 2008

Mr. Milton Pope  
Administrator of Richland County  
P.O. Box 192  
Columbia, SC 29202

RECEIVED  
APR 15 2008

RE: Celia Elkin, et al  
vs.  
The County of Richland, et al  
Case No. 2008-CP40-02588

\_\_\_\_\_  
sgc

Dear Mr. Pope:

Please be advised that our firm represents the plaintiffs in the above-referenced matter, which is an action seeking to close a roadway and quiet-title. Enclosed are file-stamped copies of the following documents, which are hereby served upon you as Administrator of Richland County:

1. Notice of Intention To File Petition for Closure of Road;
2. Lis Pendens;
3. Summons, Notice of Motion and Motion for Order of Reference, and Complaint;
4. Affidavit for Order of Publication of Summons and for Appointment of a Guardian ad Litem;
5. Petition for Appointment of Guardian ad Litem Nisi;
6. Order Appointing Guardian Ad Litem;
7. Petition for Publication; and
8. Order for Publication.

Further, for your reference, I have also enclosed herewith copies of the following:

- (a) Tax Map Sheet #14007;
- (b) Tax Map Sheet #14011;
- (c) Easement and Right of Way recorded in Deed Book 61, at page 594;
- (d) Plat recorded in Plat Book P, at page 58;

Mr. Milton Pope  
April 14, 2008  
Page 2

- (e) Plat recorded in Plat Book 2, at page 180;
- (f) Deed (Tax Title) recorded in Deed Book D-317, at page 588;
- (g) Deed of Distribution recorded in Record Book 972, at page 3185; and,
- (h) Quitclaim Deed recorded in Record Book 1323, at page 3805.

Items "f", "g" and "h", which I will collectively refer to as the "McDaniel deeds", reflect ownership of the piece of land designated as TMS #: 14011-01-67. The only reason I have included these documents is because, during a preliminary conversation with Howard Boyd, he mentioned that access to this particular property may pose a possible concern on the County's part, and I want to address this matter up front.

It appears that this small area of land became isolated during development of surrounding properties. The enclosed Tax Title indicates that this lot is "the same premises carried on the Tax Roll as Unknown Property".

C.O. Hughes acquired this parcel from the County at a tax sale on April 2, 1973, for \$50.18. There does not appear to be a defaulting taxpayer. Upon the death of Mr. Hughes in 2003, title to this land passed to Marie Ethel Hughes, and she sold the property by Quitclaim Deed to Ted W. McDaniel in June of 2007, for \$100.00.

Since this land does not abutt the roadway in question, the owner has no standing in our lawsuit. Further, I can see no legal basis whatsoever for any obligation on the part of Richland County to provide access to this particular parcel.

Further, this small piece of land appears unusable and of little or no value, and it was purchased, originally by C.O. Hughes and more recently by Ted W. McDaniel, with the knowledge that it is land-locked.

For these reasons we decided against involving Mr. McDaniel in this action, and I would hope the County agrees that this is not an issue in our request for judicial closure of the roadway in question.

By copy of this letter, with enclosures, I am providing Larry Smith, attorney for Richland County, and Howard Boyd of the Department of Public Works, with a notice of the filing of this action.

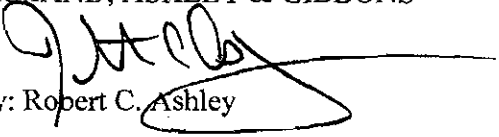


Mr. Milton Pope  
April 14, 2008  
Page 3

With kind regards, I am,

Sincerely,

ORMAND, ASHLEY & GIBBONS

  
By: Robert C. Ashley

RCA/csa  
cc w/enc.:

Celia T. Elkin  
John V. Green  
Beth Bernstein, Esq.  
Steven B. Elliott, Esq.  
Frank Barron  
Larry C. Smith, Esq.  
Howard Boyd

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF RICHLAND )  
 )  
 Celia T. Elkin, John V. Green, )  
 and BDJ Emerald Development- )  
 Covenant, LLC, )  
 )  
 Plaintiffs, )  
 )  
 vs. )  
 )  
 The County of Richland, )  
 successor in interest to the )  
 Supervisor and County Board )  
 Commissioners of Richland )  
 County; a body politic, )  
 Summer Place of Forest Acres )  
 Homeowners Association, Richard )  
 C. Norwood, Cynthia S. Norwood; )  
 Ben M. Wilson, III; )  
 Chappell S. Wilson; Herman C. )  
 Salzberg; and all other Persons or )  
 Entities Unknown Claiming Any )  
 Right, Title, Interest, Estate in or )  
 Lien upon the real estate described )  
 herein, specifically including, but )  
 not limited to, any and all heirs of )  
 Jennie Blizzard, a/k/a Janie Drawdy )  
 Blizzard, a/k/a Jinnie Blizzard, )  
 a/k/a Janie Drawdy Brazell, any and )  
 all heirs of Dennis G. Brazell, any )  
 and all heirs of Lester Blizzard, and )  
 any and all heirs of Thelma Blizzard )  
 Sanders, all being A Class )  
 Designated as "John Doe", and also )  
 Any Unknown Infants or Persons )  
 under disability, Being a Class )  
 Designated as Richard Roe. )  
 )  
 Defendants. )  
 )

IN THE COURT OF COMMON PLEAS

COMPLAINT  
 (Closure of Roadway and Quiet Title)  
 (Non-Jury)

FILED  
 2008 APR 10 PM 2:02  
 BARBARA J. SCOTT  
 C.C.C. & G.S.

The Plaintiff would respectfully show unto the Court as follows:

1. Celia T. Elkin is a citizen and resident of the County of Lexington, State of South Carolina;

2. John V. Green is a citizen and resident of the County of Richland, State of South Carolina.

3. BDJ Emerald Development-Covenant, LLC (hereinafter referred to as "BDJ") is a limited liability company duly organized and existing under the laws of the State of South Carolina. Further, BDJ has entered into contracts with Elkin and with Green whereby BDJ intends to purchase certain real properties from each said co-plaintiff consisting, in part, of the land described hereinbelow respectively, as the Elkin Lots and the Green Lot, said properties both being located in the County of Richland.

4. The County of Richland is a political entity organized and existing under the laws of the State of South Carolina, and it is the successor in interest to the Supervisor and County Board of Commissioners of Richland County.

5. Upon information and belief, Jennie Drawdy Blizzard, also known as Jinnie Blizzard, also known as Janie Drawdy Blizzard, also known as Jennie B. Brazell, is deceased, and no estate was ever probated for her in Richland County. However, prior to her death, Jennie Drawdy Blizzard owned the property which is the subject of this action.

6. Upon information and belief, Dennis G. Brazell was the surviving spouse of Jennie Blizzard Brazell, and he, along with four children, Haskell Blizzard, Robert Blizzard, Lester Blizzard and Thelma Blizzard Sanders were the sole surviving heirs at law of Jennie Blizzard Brazell (there being no children born of the marriage of Jennie Blizzard Brazell and Dennis G. Brazell). Further,

upon information and belief, Dennis G. Brazell, Robert Blizzard, Lester Blizzard and Thelma Blizzard Sanders are all deceased, and their heirs at law, if any, are included in the "John Doe" class of defendants in order to address any right, title, claim or interest any such heirs may have to the properties which are the subject of this action.

7. Upon information and belief, the Summer Place of Forest Acres Homeowners Association, Inc. is a non-profit corporation duly organized and existing under the laws of the State of South Carolina, which exists primarily to hold legal title to, and to provide for the maintenance and upkeep of, the common areas, consisting of land, a privacy fence and any and all other amenities located within Summer Place Subdivision, in the City of Columbia, County of Richland, State of South Carolina.

8. The Plaintiffs are informed and believe that Jennie Blizzard, a/k/a Jinnie Blizzard, a/k/a Janie Drawdy Blizzard, a/k/a Janie Drawdy Brazell (hereinafter referred to as "Jennie Blizzard"), owned a tract of land located in the County of Richland, State of South Carolina, which she acquired from her first husband, J.W. Blizzard, by deed dated and recorded February 24, 1951 in Deed Book D.Y. at page 142 consisting of 21.50 acres, more or less, lying on the Southeastern side of Alm's House Road (now known as Covenant Road). Said tract encompassed the land shown on that Plat of 20.25 acres surveyed for Mrs. Jennie Blizzard by Jas. C. Covington, C.E. dated March 8, 1946, last revised December 22, 1953, recorded in the Office of the Registrar of Deeds for Richland County in Plat Book P at page 58, (hereinafter referred to as First Covington Plat"), and which is, in part, comprised by the residential subdivision now known as Summer Place; Lots 1, 2, 3 and an undesignated or unnumbered lot, triangular in shape, lying on the Northern side of Lot 3

owned by Celia T. Elkin, a Co-Plaintiff herein, and hereinafter referred to as the "Elkin Lots"), a one and 05/100 (1.05) acre parcel of land shown as Lot No. 1 on that Plat of 3.60 acres surveyed for Mrs. Jinnie Blizzard by Jas. C. Covington, C.E., dated February 6, 1951, last revised September 26, 1951, recorded in the Office of the Register of Deeds for Richland County in October 5, 1951, in Plat Book 2, at Page 180 (hereinafter referred to as "Second Covington Plat"), now owned by one Co-Plaintiff, John V. Green, (hereinafter referred to as the "Green Lot"); and the above-described roadway.

9. By deed dated and recorded February 24, 1951, in Deed Book 69, at page 142, Janie Drawdy blizzard conveyed a parcel of land containing 2.0 acres to Mazzie R. Nichols.. Said 2.0 acre tract being a portion of the above-referenced 21.50 acres of land acquired by Janie Drawdy Blizzard in 1935, and said 2.0 acre that being shown as Lot No. 1 on the said Second Covington Plat (Book 2, Page 180). Further as a result of certain subsequent conveyances, a 1.05 acre portion of this said 2.0 acre lot was acquired by John V. Green (See deed from C.T. Sanders, Jr. dated November 21, 1977, recorded December 18, 1977, in Deed Book D-445, at page 792).

10. By deed dated and recorded March 24, 1954, in Deed Book 130, at page 302, Janie Drawdy Blizzard conveyed the above referenced Elkin Lots (as shown on the First Covington Plat: Book P, Page 58) to Jule B. Elkin. This property was inherited by Celia T. Elkin upon the death of Jule B. Elkin, a/k/a Jule Bunyan Elkin, as evidenced by that Corrective Deed of Distribution dated March 14, 2005, recorded on March 15, 2005, in record Book 1032, at page 2040.

11. Upon information and belief, a 5.09 acre portion of the above-referenced 21.50 acre tract of land was conveyed by Jennie Blizzard to her son, Robert Blizzard, specifically including the land that now comprises the subdivision known as Summer Place, by deed dated December 1, 1960, and recorded in Deed Book 288, at page 586. Further, by deed dated November 16, 1984, recorded

November 19, 1984 in Deed Book D-718, at page 664, Robert Blizzard conveyed this property to Sun Devil, Inc. the developer of Summer Place.

12. By that deed dated November 5, 1992, recorded on November 18, 1992, in Deed Book D-1115, at page 918, and by that deed dated May 13, 1996, recorded on May 14, 1996, in Deed Book D-1316 at page 397, Sun Devil, Inc. conveyed to Summer Place of Forest Acres Homeowners Association the common areas within Summer Place of Forest Acres Homeowners Association, specifically including a strip of land around the perimeter of the subdivision which borders the above-referenced 1.05 acres lot owned by John V. Green and which borders the strip of land designated as the roadway (County Easement) on the said First Covington Plat: Book P, page 58, which separates Summer Place from the said Elkin Lots.

13. Jennie Blizzard granted and conveyed unto the Supervisor and County Board of Commissioners of Richland County an Easement and Right of Way dated July 21, 1950, recorded in the Office of the Register of Deeds for Richland County on September 30, 1950, in Deed Book 61, at page 594, (hereinafter referred to as the "County Easement"). This easement consisted of the strip of land twenty (20.0) feet in width delineated on the said first Covington plat (Plat Book P, at page 58).

14. Upon information and belief, there no longer exists a person, firm, entity, department, board or agency known as the Supervisor of the County Board of Commissioners of Richland County, but Richland County, as a body politic, is the successor in interest to the Board of Commissioners and currently holds the legal rights conveyed by said County Easement.

15. The Plaintiffs are informed and believe the said County Easement was granted in anticipation of the subdivision and development of the above-described 21.50 acre tract of land, with

the understanding that the said road would be a public thoroughfare for the future owners of land within the developed tract, with a street to be constructed and maintained by Richland County. However, no public roadway was ever constructed and no maintenance has ever been provided by Richland County.

16. The Plaintiffs Elkin and Green hereby claim that they hold, in varying degrees, all of the legal and equitable right, title and interest in and to that certain strip of land located near the City of Columbia, County of Richland, State of South Carolina, heretofore designated as a roadway and more particularly described as follows:

(Roadway)

All that certain parcel, piece or strip of land being twenty (20.0) feet in width, lying on the East and South sides of Covenant Road (S-259, formerly known as Alm's House Road, in the City of Columbia, County of Richland, State of South Carolina, more particularly shown on that plat of 20.25 acres surveyed for Jinnie Blizzard by Jas. C. Covington, C. E., dated March 8, 1946, revised as to right of way April 3, 1950, shown and delineated thereon as the roadway bounded on the Northwest by Alm's House Road; on the West by Lots 1, 2, 3 and an undesignated lot, triangular in shape, lying on the Northern side of Lot 3; on the South by land now or formerly of Chalmers; and on the East by Tract "B"; said plat being recorded in the Office of the Register of Deeds for Richland County in Plat Book P, at page 58.

And, all that parcel, piece or strip of land, being triangular in shape extending from the strip of land described above in an easterly direction, and being more particularly shown and designated as "Road" on that plat of 3.6 acres surveyed for Jinnie Blizzard by Jas. C. Covington, C. E., dated February 6, 1951, revised September 26, 1951, recorded in the Office of the Register of Deeds for Richland County in Plat Book 2, at page 180.

17. The Defendant Summer Place of Forest Acres Homeowners Association, Inc. may have some claim, right, title or interest in and to the roadway; however, said Association has in place a privacy fence that serves as a physical boundary between Summer Place subdivision and the roadway, as well as the property owned by Green. Upon information and belief, said Association

has agreed to enter into an agreement with the Plaintiffs herein waiving any right, title, interest or claim to the roadway and setting forth a revised boundary between its land and the land owned by Celia Elkin.

18. Upon information and belief, Richard C. Norwood and Cynthia S. Norwood are the owners of 4035 Springhill Road, Ben M. Wilson, III and Chappell S. Wilson and the owners of 4031 Springhill Road, and Herman C. Salzburg is the owner of 4039 Springhill Road, all in Columbia, South Carolina, and all three properties abutt the strip of land consisting of the section of the roadway in question which bounds the Southern side of Green's property. Further, the Plaintiffs are informed and believe that this particular section of the roadway has never been utilized by anyone, it has never been opened or graded as a roadway, it abuts the back yards of these particular Defendants, and none of these said Defendants would be impacted by the closure of the roadway in question.

FOR A FIRST CAUSE OF ACTION  
(Closure of Roadway)

19. Each and every allegation set forth in Paragraphs One (1) through Eighteen (18) of the Complaint is hereby reiterated as if set forth hereinbelow verbatim.

20. The Plaintiffs are informed and believe that the roadway described hereinabove has never been utilized as a public street; that Richland County has never exercised any of the rights to this strip of land obtained pursuant to the above-referenced County Easement nor has the County ever provided any upkeep or maintenance to the roadway; and that neither any of the parties herein nor any member of the public in general has any need to utilize this land in question as a street.

21. The Plaintiffs are informed and believe that the interest of all concerned would best



be served by this Court issuing its Order closing the roadway in question, terminating the said County Easement, and releasing Richland County from any and all obligation to construct or maintain a roadway on the strip of land in question, and forever barring its future use by the general public as a thoroughfare.

FOR A SECOND CAUSE OF ACTION  
(Quiet Title of Roadway)

22. Each and every allegation set forth in Paragraphs One (1) through Twenty-One (21) of the Complaint is hereby reiterated as if set forth hereinbelow verbatim.

23. The Plaintiff's Elkin and Green are informed and believe that they, and their predecessors in title, are the only parties who have ever utilized the land which constitutes the roadway, and they have exercised uninterrupted use, dominion and control of the property. Further, these plaintiffs are informed and believe that pursuant to the doctrines of South Carolina boundary law, by virtue of adverse possession, and/or by virtue of color of title, they jointly own, in fee simple, title to the said roadway property.

24. The Plaintiff's Elkin and Green are informed and believe that they are entitled to an Order of this Court declaring the two of them as the lawful owners, in fee simple absolute of the said roadway property as tenants in common, and further, that they have the requisite ability to grant, sell, transfer, assign and convey good and marketable title, in fee simple absolute, to the Co-Plaintiff BDJ Emerald Development-Covenant, LLC.

FOR A THIRD CAUSE OF ACTION  
(Quiet Title)

25. Each and every allegation set forth in Paragraphs One (1) through Twenty-Four (24)

of the Complaint is hereby reiterated as if set forth hereinbelow verbatim.

26. According to the above-referenced deeds in the John V. Green and the Summer Place of Forest Acres Homeowners Association chains of title, the Green lot is bounded on the north by the common area of Summer Place subdivision, which is owned by the said Homeowners Association. However, according to that plat prepared for BDJ Emerald Development-Covenant, LLC by Cox and Dinkins, Inc., dated October 10, 2007, revised March 26, 2008, there exists two gaps between the northern boundary of the Green property and the southern boundary of the Summer Place property.

27. John V. Green is informed and believes that he is the lawful owner, in fee simple absolute, of any and all land lying on the southern side of the boundary line of Summer Place of Forest Acres Homeowners Association as it is shown on the said Cox & Dinkins plat and Green is further informed and believes that neither the said Homeowners Association nor any of the known living heirs of Jennie Blizzard maintains any claim to having any right, title or interest in this particular land.

28. The land in question is more particularly described as follows:

All those certain pieces, parcels or strips of land located in the County of Richland, State of South Carolina, lying to the South of Summer Place subdivision, being more particularly shown and designated as Parcel A, containing 1214 square feet, and Parcel B, containing 2174 square feet, on that plat prepared for BDJ Emerald Development-Covenant, LLC by Cox & Dinkins, Inc., dated October 10, 2007, revised March 26, 2008, with reference to said plat for a more complete description thereof.

29. The Plaintiff, John V. Green is informed and believes that he is entitled to have this Court declare that he is the lawful owner, in the fee simple absolute, of the said property designated as Parcels A and B on the above referenced Cox & Dinkins plats.

WHEREFORE, the Plaintiff's pray that the Court inquire into this matter and issue its Order:

(1) Closing the said roadway lying on the eastern side of Covenant road, more fully described hereinabove, and terminating the easement and right of way granted by Janie Drawdy Blizzard to Richland County Supervisor and Board of Commissioners recorded in Deed Book 61, at page 594;

(2) Declaring John V. Green and Celia Elkin to be the lawful owners of the land comprising the said road, as tenants in common, in fee simple absolute;

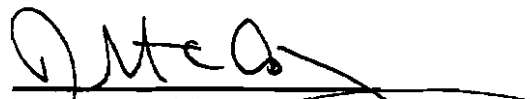
(3) Declaring John V. Green to be the lawful owner of the parcels of land designated as Parcels A and B on the above-referenced Cox and Dinkins plat, in fee simple absolute.

(4) Declaring that BDJ Emerald Development-Covenant, LLC can, by consummating its contracts with Green and Elkin, acquire good and marketable title to the said Roadway property and to Parcels A and B, in fee simple absolute; and,

(5) For such other and further relief as may be just and proper.

Respectfully Submitted,

April 8, 2008

  
Robert C. Ashley  
Ormand, Ashley & Gibbons, P.A.  
P.O. Box 8657  
Columbia, SC 29201

Road

VOL 61 PAGE 594

SEP 30 12 34 PM '50  
C. F. HIRSHART  
C. C. P. & S.  
RICHLAND COUNTY, S. C.

FILED

THE STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

EASEMENT AND RIGHT OF WAY

THIS INDENTURE made this the \_\_\_\_\_ day of July, 1950,

by and between Janie Gray Blizzard of the county and state aforesaid, Party of the First Part, and, the Supervisor and County Board of Commissioners of Richland County, of the County and State aforesaid, Parties of the Second Part, WITNESSETH:

That the said Parties hereto, for and in consideration of the sum of one (\$1.00) dollar each to the other paid, the receipt whereof is hereby acknowledged, and in the further consideration of the agreements and conditions hereinafter contained do mutually agree as follows:

That the Party of the First Part does hereby grant, bargain, sell, release and convey to the Parties of the Second Part, his and its successors in office, easements and rights-of-way, 160 feet in width over and across the lands hereinafter described for the purpose of constructing and maintaining streets or roads thereon, said rights-of-way for the construction of such streets or roads being more particularly described as follows:

All that certain parcel, piece or strip of land Twenty (20) feet wide in width east of Alma House road in the county of Richland, State of South Carolina being shown on a plat of Janie Blizzard's property made by James G. Covington, Civil Engineer, March 8, 1940, and revised as to right-of-way April 3, 1950, including a survey by Wulford Jackson, Surveyor, May 26, 1950: said strip of land commencing at a point on the southern side of Alma House road, Nine (9) feet North-east from the intersection of Blizzard and Alma House property on Alma House road; thence running in a south-west direction to the Eastern boundary line of Lot No. 3 as shown on said plat; thence running in a North-west direction along the Eastern boundary of Lots Nos. 3, 2 and 1 to the property line of Blizzard and Chalmers; thence turning and running in a North-east direction along the said property line for One hundred sixty (160) feet.

It is understood and agreed that the width of the above described rights-of-way may exceed Twenty (20) feet if made necessary by cuts and fills or by drainage ditches.

Together with, all and singular the rights, members hereditaments and appurtenances thereunto belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD the said easements and rights-of-way unto the said Parties of the Second Part, his and its successors; and assigns, upon the following conditions:

Party of the First Part understands that said streets or roads are located by the Party of the First Part; that the construction and maintenance of said streets or roads will tend to collect surface waters into artificial channels and out same on the lands adjoining said rights-of-way in concentrated form, through interference with the natural flow of such surface waters; that the Parties of the Second Part do not hold themselves out to perform, nor do they have equipment and material or appropriations of money to purchase equipment and material necessary to adequately pipe waters or to provide means so that the natural flow of water shall not be impounded or interfered with to the damage of adjoining lands; and it is, therefore agreed as one of the material considerations and inducements for constructing and maintaining said streets or roads by the Parties of the Second Part, that the Party of the first part does hereby release the Parties of the Second Part, and his and their successors in office and Richland County, in the State aforesaid, from, and does hereby assume, all risks of loss, damage, destruction or claims, of every kind or description, present or future, caused to, or suffered by, Party of the First Part, her heirs, assigns or successors in title to property adjoining said rights-of-way resulting from the collection of, or interference with, the natural flow of surface water due to the construction and maintenance, including future construction, maintenance and repair, of said streets or roads creating or resulting in a nuisance or of the taking of property without due process of law.

And the said Party of the First Part for her heirs and assigns does hereby further agree to save and hold harmless the Parties of the Second Part, his and their successors in office, and Richland County, from all such losses, damages, destruction and claims hereinabove specified.

It being understood and agreed by and between the parties hereto that the Party of the First Part shall furnish, at no cost to the Party of the Second Part, all necessary drain pipe to be used in construction of the roads or streets over the rights-of-way hereinabove described and the Party of the Second Part shall furnish at no cost to the Party of the First Part all necessary pipe for opening driveways from said rights-of-way to the adjoining property.

And the Parties of the Second Part, his and their successors in office agree to construct and maintain said streets or roads in a good and reasonably workmanlike manner.

IN WITNESS WHEREOF the Parties hereto have hereunto set their hands and seals the day and year first hereinabove written.

Janie Gray Blizzard  
PARTY OF THE FIRST PART

SUPERVISOR AND COUNTY BOARD OF COMMISSIONERS OF RICHLAND COUNTY

By John W. Miller (SEAL)  
Supervisor and Chairman of the Board

Attest W. J. ...

SIGNED, SEALED AND DELIVERED  
IN THE PRESENCE OF

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

TAX TITLE

WHEREAS, Tom Elliott as Treasurer of Richland County did lawfully issue a certain warrant of execution requiring one of the Richland County Deputy Treasurers to levy, by distress and sale, so much of the herein named defaulting taxpayer's estate, real, personal or both, as may be sufficient to raise and collect the sum of \$ 50.00 of which \$ 0.50 is cost and penalty, in order to pay the taxes due on assessments against defaulting taxpayer, Unknown, for the year(s) commencing December 31st, 1972 thru 1973

and:

WHEREAS, by virtue of said warrant or execution, one of the Richland County Deputy Treasurers did, on the 8th day of February, 1973, seize and take exclusive possession of the property which is hereinafter described; and

WHEREAS, at a public sale at the Richland County Courthouse on the 2nd day of April, 1973, during the usual hours of sale, after due advertisement, he did sell the hereinafter described property to the highest bidder, Name C.O. Hughes, address 2005 Chiltonham Lane, Coln., S 20, Code \_\_\_\_\_ for the sum of \$ 60.00 cash, issued him his receipt for the purchase money with duplicate warrant and endorsement thereon annexed; and

WHEREAS the period of twelve (12) months having expired from the day of said tax sale, and the defaulting taxpayer(s) or other party interested to redeem said property so sold, having not redeemed the same as provided by law;

NOW THEREFORE, At the undersigned Richland County Deputy Treasurer, acting by and pursuant to the Laws of the State of South Carolina and in consideration of the premises, and further consideration of the sum of \$ 50.00 cash (receipt whereof is hereby acknowledged) to me in hand paid by the purchaser of said sale have granted, bargained, sold and released, by these presents do grant, bargain, sell and release unto C.O. Hughes  
T.M.S. 285-1-81

All that certain piece, parcel or lot of land situate, lying and being the rear of 2115 Woodmere Drive in the Town of Forest Acres, County of Richland, State of South Carolina, said lot being a triangle in shape and having the following metes and bounds: on the east by lot of John M. Goodman whereon it measures eighty-seven five-tenths (87.5') feet, more or less; on the west by lot of Sarah H. Talbert whereon it measures eighty-three (83') feet, more or less and on the northwest by lot of Robert Blizzard whereon it measures thirty (30') feet, more or less. This being the same premises carried on the Tax Roll as Unknown Property and sold to the Grantee herein by Richland County in Tax Sale April 2, 1973.

CANCELLED  
DOLLARS

FILED  
MAY 30 1 33 PM '74  
REC'D OFFICE OF  
MRS. J. W. HARRIS  
RICHLAND COUNTY, S.C.  
CLARA D. BARTLETT

Recorded this 30 day of  
May A.D. 1974  
W.A. Bassett  
AUDITOR OF RICHLAND COUNTY, S.C.

I hereby certify that the within

Deed

was filed for record in my office at  
1:30 P. M. o'clock on the 30 day  
of May 1974, and was  
immediately entered upon the proper  
indexes and duly recorded in Book

D 317 page 588

Clara D. Bartlett  
Register of Mesne Conveyance  
Richland County, S. C.

TOGETHER with all and singular the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all singular the premises hereby granted, with the appurtenances, unto

C. O. Hughes heirs and assigns forever, according to the form, force and effect of the laws and usages of the State of South Carolina in such cases made and provided.

WITNESS my hand and seal this 23 day of May, A.D. 1974, and in the one hundred and ninety seventh year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in the Presence of

Ella Gladney Witness
Frank L. Clayton Witness

Phyllis R. Mobley (L.S.) Deputy Treasurer for Richland County

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

PERSONALLY appeared before me, Ella Gladney and made oath that she saw the above named Phyllis R. Mobley as Deputy Treasurer of Richland County sign, seal and as her act and deed, deliver the above Tax Title, and that she, with Frank L. Clayton

witnessed the execution thereof.

SWORN to before me this 24 day of May, A.D. 1974. Notary Public for South Carolina (L.S.) Ella Gladney Witness

11-12-80 My Commission Expires

This is to certify that I have this day of 19, delivered exclusive possession and seisin of the property above described to the grantee(s) hereinabove named, by actual delivery of this Tax Title at and upon the premises herein conveyed.

for Richland County S.C.

COUNTY OF RICHLAND
STATE OF SOUTH CAROLINA
NOTICE OF SEIZURE OF REAL OR PERSONAL PROPERTY FOR TAXES

WHEREAS, TOM ELLIOTT, TREASURER OF RICHLAND COUNTY, HAS ISSUED TO ME, PHYLLIS R. MOBLEY DEPUTY TREASURER OF RICHLAND COUNTY, TAX EXECUTION(S) AGAINST:

KNOW BY ALL MEN BY THESE PRESENTS, THAT THIS 8th DAY OF February 1974, I OR A DEPUTY OF THIS OFFICE, DULY DEPUTIZED, PURSUANT TO SECTION 65-256B OF THE CODE OF LAWS OF SOUTH CAROLINA FOR 1962 AS AMENDED, HAVE ENTERED UPON ARMED WITH THE EXECUTION(S) LEVIED UPON, SEIZED AND THEREBY TAKEN EXCLUSIVE POSSESSION OF THE FOLLOWING PROPERTY, TO WIT:

Table with columns: TAX DIST., LAND ASSESSMENT, NO. BLDGS., BUILDING ASSESSMENT, TOTAL ASSESSMENT, TAX MAP NO. (SHEET, BLK, LOT), ACCOUNT NO. Values: 18, 20, 20 0285 01 81, 000571

LEVIED UPON AS THE PROPERTY OF. PROPERTY LOCATION AND DESCRIPTION

REAR 2110 WOODMERE DR. 28X30X83

D 317 PAGE 589 Phyllis R. Mobley DEPUTY TREASURER FOR RICHLAND COUNTY

PERSONALLY APPEARED BEFORE ME, Albert A. Kennedy WHO BEING DULY SWORN, DEPOSES AND SAYS THAT HE HAS THIS 24 DAY OF February 1974 ENTERED UPON, ARMED WITH THE EXECUTION(S) AGAINST THE DEFAULTING TAXPAYER, HEREIN ABOVE NAMED AND TAKEN EXCLUSIVE POSSESSION OF THE PROPERTY HEREIN DESCRIBED.

SWORN TO BEFORE ME:

Notary Public South Carolina 4-11-80

Albert A. Kennedy DEPUTY TREASURER & TAX COLLECTOR FOR RICHLAND COUNTY

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

PROBATE COURT

IN THE MATTER OF CUNNINGHAM ODEN HUGHES

CASE NUMBER 2003 ES 40 01456

DEED OF DISTRIBUTION

WHEREAS, the decedent died on the 20 day of October, 2003; and,

WHEREAS, the estate of the decedent is being administered in the Probate Court for Richland County, South Carolina in File # 03 ES 40 01456; and,

WHEREAS, the grantee herein is either a beneficiary or heir at law, as appropriate, of the decedent; and,

WHEREAS, the undersigned Personal Representative is the duly appointed and qualified fiduciary in this matter; and,

NOW, THEREFORE, in accordance with the laws of the State of South Carolina, the Personal Representative has granted bargained, sold and released, and by these Presents does grant, bargain, sell and release to:

Name: Marie Ethel Hughes  
Address: 8110 Old Percival Road  
Columbia, SC 29223

the following described property:

See Attached Legal Description  
" Exhibit A "

Book 00972-3185  
2004071568 08/31/2004 13:19:52 01  
Fee: \$10.00 County Tax: \$0.00 State Tax: \$0.00

Deed of Distribution



Richland County Auditor Paul Brawley 2007

Richland County ROD

Case Number: 2003 ES 40 01456

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises/Property belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises/Property unto the said Marie Ethel Hughes, their heirs and assigns forever.

IN WITNESS WHEREOF, the undersigned, as Personal Representative of the estate of the decedent, has executed this Deed, this 31 day of August, 2004.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Estate of: CUNNINGHAM ODEN HUGHES  
by Signature: Cunningham O. Hughes, Jr.  
Cunningham O. Hughes, Jr.

Witness: Charity Grooms  
Witness: Ronald C. Dodson

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND ) PROBATE

PERSONALLY appeared before me

Charity Grooms and made oath that he/she saw the within named Personal Representative(s) sign, seal, and as their act and deed, deliver the within written Deed, and that he/she with Ronald C. Dodson witnessed the execution thereof.

SWORN to before me this 31 day of August, 2004.  
Witness Signature: Charity Grooms

Ronald C. Dodson  
Notary Public for South Carolina  
My Commission Expires: 7/31/2010

Richland County ROD

Richland County Auditor Paul Brawley 2007



**EXHIBIT " A "**

All that certain piece, parcel or lot of land, with any improvements thereon, situate, lying and being the rear of 2115 Woodmere Drive in the Town of Forest Acres, County of Richland, State of South Carolina, said lot being a triangle in shape and having the following metes and bounds: On the East by lot of John M. Goodman and measuring thereon eighty-seven and five-tenths (87.5') feet, more or less; on the West by lot of Sarah H. Talbert whereon it measures eighty-three (83') feet, more or less; and on the Northwest by lot of Robert Blizzard whereon it measures thirty (30') feet, more or less.

TMS 14011-01-67

Derivation: Deed Book D-317 at page 588.

Richland County ROD

Richland County Auditor Paul Brawley 2007

**QUITCLAIM DEED**

**THIS QUITCLAIM DEED, Executed this 1<sup>st</sup> day of June, 2007, by first party, Marie E. Hughes, whose post office address is 5100 Percival Road, Elgin, South Carolina, to second party, Ted W. McDaniel, whose post office address is 108 Weir Road, Columbia, South Carolina.29223**

**WITNESSETH, That the said first party, for good consideration and for the sum of \$100.00 (One hundred dollars no/100) paid by the second party, the receipt whereof is hereby acknowledged, does hereby remise, release, and quitclaim unto the said second party forever, all the right, title, interest and claim which the said first party has in and to the following described parcels of land, and improvements and appurtenances thereto in the County of Richland, State of South Carolina to wit:**

See Attached Legal Description " Exhibit A "  
Tax map #14011-01-67  
Property - RR 2115 Woodmere Drive  
Land 88x30x83  
Tax Notice Number R-2006-078148  
Heyward Heights - Forest Acres

**IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written.**

Signed, sealed and delivered in the presence of:

Joseph R. Morgan  
Witness

Marie Hughes  
First Party

Kenneth Keeling  
Witness

[Signature]  
Second Party

State of South Carolina  
County of Richland

On June 1, 2007, before me, Joseph R. Morgan, personally appeared Marie E. Hughes & Ted W. McDaniel, personally known to me (or name (s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), or the entity upon behalf of which the person (s) acted, executed the instrument. WITNESS my hand and official seal.

Signature: Joseph R. Morgan

My Commission Expires July 17, 2012

Book 1323-3805  
2007052526 06/12/2007 12:54:31:283  
Fee: \$10.00 County Tax: \$0.00 State Tax: \$0.00



Richland County ROD

Richland County Auditor Paul Brewer 2007

**EXHIBIT " A "**

All that certain piece, parcel or lot of land, with any improvements thereon, situate, lying and being the rear of 2115 Woodmere Drive in the Town of Forest Acres, County of Richland, State of South Carolina, said lot being a triangle in shape and having the following metes and bounds: On the East by lot of John M. Goodman and measuring thereon eighty-seven and five-tenths (87.5') feet, more or less; on the West by lot of Sarah H. Talbert whereon it measures eighty-three (83') feet, more or less; and on the Northwest by lot of Robert Blizzard whereon it measures thirty (30') feet, more or less.

TMS 14011-01-67

Derivation: Deed Book D-317 at page 588.

Richland County ROD

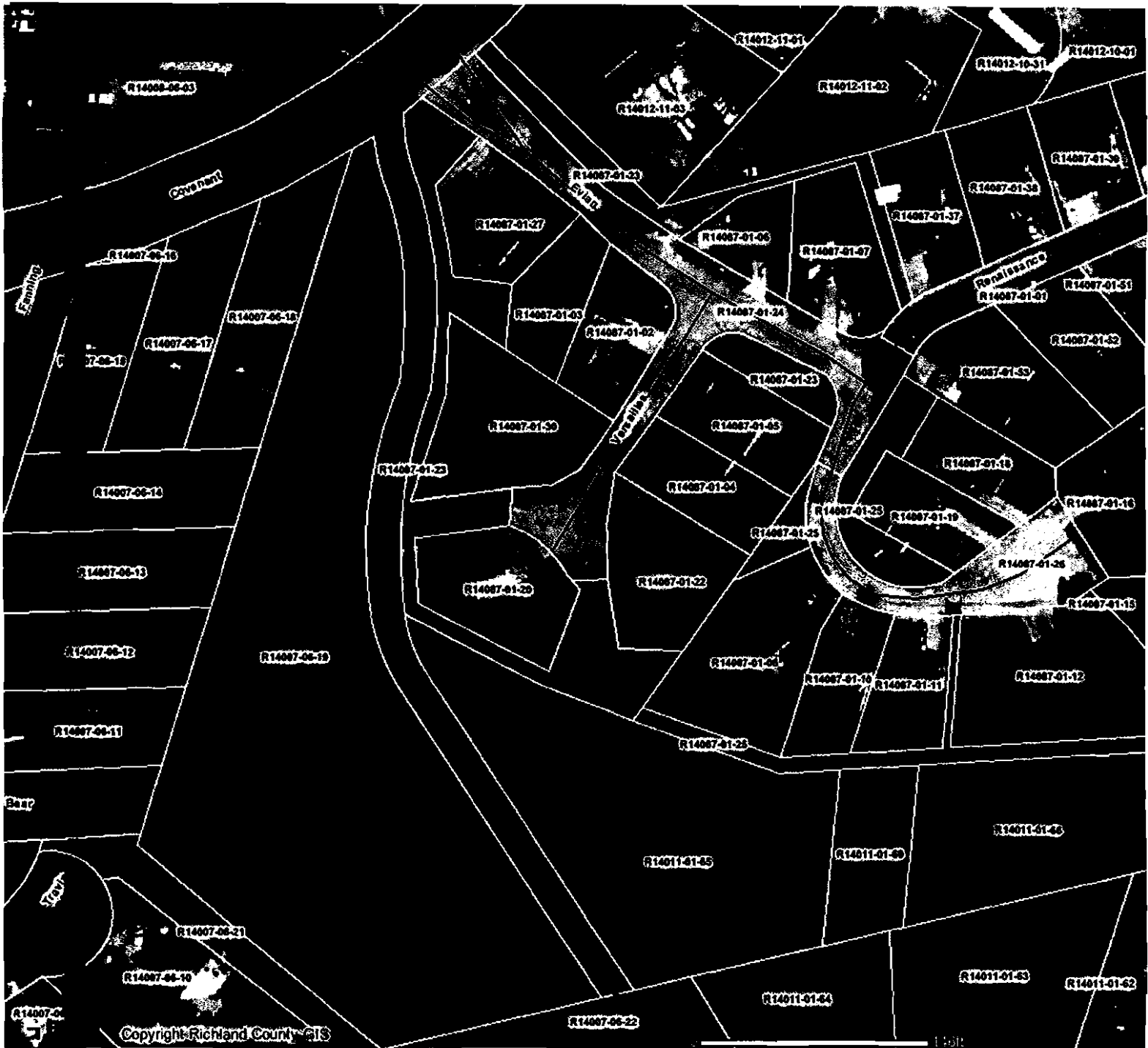
Richland County ROD

John G. Morris

Richland County Auditor Paul Brawley 2007

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This document is not to scale





**C. Duration of Project**

**Start Date: July 1, 2008      Completion Date: In perpetuity**

**D. Permits Required: ( or N/A if none required) N/A**

**IV. A. Cost of Project**

**1. Itemized list with cost per item**

<b>Operations</b>	<b>\$ 50,000</b>	
<b>Marketing</b>	<b>60,000</b>	
<b>CIP-Acquisitions</b>	<b><u>300,000</u></b>	
<b>Total 2008-2009 Greater Blythewood Chamber of Commerce expenditures</b>		<b>\$410,000</b>

**B. Source(s) of Funding**

<b>Membership &amp; Sponsorships (1<sup>st</sup> year)</b>	<b>\$ 26,000</b>
<b>Town of Blythewood General Fund</b>	<b>\$ 10,000</b>
<b>Town of Blythewood Accommodation Fund</b>	<b>\$ 46,000</b>
<b>Town of Blythewood Hospitality Fund</b>	<b>\$ 28,000</b>
<b>Richland County General Fund</b>	<b><u>\$ 300,000</u></b>

<b>TOTAL 2008-2009 Greater Blythewood Chamber of Commerce revenue</b>	<b>\$ 410,000</b>
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**RESOLUTION OF INTENT TO PARTICIPATE IN THE  
SOUTH CAROLINA COUNTIES OPEB TRUST**

Be It Resolved that the County Council of \_\_\_\_\_ during its regular  
(Name of County)  
meeting on \_\_\_\_\_ authorized the County of \_\_\_\_\_ to request participation  
(Date) (Name of County)  
in the South Carolina Counties OPEB Trust.

Be It Further Resolved that \_\_\_\_\_  
(Name)  
is authorized to sign all documents required for the County of \_\_\_\_\_ to  
(Name of County)  
participate in the South Carolina Counties OPEB Trust.

ATTEST:

SIGNED:

(Name)

(Name)

(Title)

(Title)

A RESOLUTION

ORDERING A PUBLIC HEARING TO BE HELD FOR THE PURPOSE OF DETERMINING WHETHER IT MAY BE IN THE INTEREST OF THE RECREATION DISTRICT OF RICHLAND COUNTY, SOUTH CAROLINA FOR THE COUNTY COUNCIL OF RICHLAND COUNTY TO AUTHORIZE THE RECREATION DISTRICT OF RICHLAND COUNTY TO ISSUE GENERAL OBLIGATION BONDS IN AN AMOUNT NOT EXCEEDING \$45,000,000; PROVIDING FOR NOTICE OF A PUBLIC HEARING; AND OTHER MATTERS RELATING THERETO.

BE IT RESOLVED BY THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AS FOLLOWS:

SECTION 1. The Recreation Commission of Richland County (the "Commission") on behalf of The Recreation District of Richland County, South Carolina (the "District"), has filed a petition, dated June 24, 2008 (the "Petition") with the County Council of Richland County, South Carolina (the "County Council") requesting the County Council:

- (a) accept the filing of the Petition;
- (b) find that it is in the interest of the District for the County Council to authorize the Commission to issue not exceeding \$45,000,000 general obligation bonds (the "Bonds");
- (c) order a public hearing upon the question of the issuance of the Bonds; and
- (d) enact an ordinance authorizing the Commission on behalf of the District to issue the Bonds without the necessity of an election upon the question of the issuance of such general obligation bonds in anticipation of funding projects within the District pursuant to the provisions of Title 6, Chapter 11, Article 5, Code of Laws of South Carolina, 1976, as amended.

SECTION 2. The County Council hereby accepts the filing of the Petition, attached hereto, and its provisions are incorporated herein by reference.

SECTION 3. The County Council hereby finds and determines that it may be in the interest of the District to issue the Bonds for the purpose of funding the Projects as identified on Exhibit A to the Petition.

As required by Section 6-11-830, the County Council hereby orders a public hearing to be held upon the question of the issuance of the Bonds in Council Chambers, 2020 Hampton Street, Columbia, South Carolina, at 6:00 p.m. on September \_\_\_\_\_, 2008.

SECTION 4. Notice of such public hearing shall be published once a week for three (3) successive weeks in a newspaper of general circulation in Richland County, South Carolina.



The Notice of Public Hearing shall be in substantially the following form:

(FORM OF NOTICE OF PUBLIC HEARING)

NOTICE OF PUBLIC HEARING  
COUNTY COUNCIL OF RICHLAND COUNTY  
RICHLAND, SOUTH CAROLINA

Notice is hereby given that a public hearing will be held by the County Council of Richland County, South Carolina (the "County Council"), in Council Chambers, 2020 Hampton Street, Columbia, South Carolina, at 6:00 p.m. South Carolina time on September \_\_\_\_, 2008.

The purpose of such public hearing is to make a finding as to whether it may be in the interest of The Recreation District of Richland County, South Carolina (the "District") to authorize the District to issue general bonds of the District in the principal amount of not exceeding \$45,000,000 (the "Bonds"). The Bonds are to be issued to fund certain projects within the District.

For the payment of the principal and interest on the Bonds, as they respectively mature, and for the creation of such sinking fund as may be necessary to provide for the prompt payment thereof, the full faith, credit, taxing power and resources of the District shall be irrevocably pledged, and there shall be levied annually by the Auditor of Richland County and collected by the Treasurer of Richland County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property of the District sufficient to pay the principal and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

Both proponents and opponents of the proposed action shall be given full opportunity to be heard.

s/ \_\_\_\_\_  
Clerk, County Council of Richland County,  
South Carolina

SECTION 5. Following the aforesaid public hearing, the County Council shall make a finding as to whether and to what extent Bonds of the District should be issued and may thereupon authorize the Commission to issue the Bonds to the extent the County Council shall find necessary.

SECTION 6. The Clerk of County Council shall thereupon cause notice of the action of County Council to be published for three (3) successive weeks in a newspaper of general circulation in Richland County which shall state (a) the results of the County Council's action, (b) the extent to which Bonds are to be issued and the method to be provided for their payment and (c) whether or not an election shall be ordered in the District upon the question of the issuance of the Bonds.

SECTION 7. This Resolution shall be in full force and effect from and after its adoption as provided by law.

Adopted in a meeting duly assembled this \_\_\_\_ day of July, 2008.

RICHLAND COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
Joseph McEachern, Chairman  
Richland County Council

(SEAL)

ATTEST THIS \_\_\_\_ DAY OF  
\_\_\_\_\_, 2008:

\_\_\_\_\_  
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



# Richland County Business Service Center

2020 Hampton Street, Suite 1050  
P.O. Box 192  
Columbia, SC 29202

Phone: (803) 576-2287  
Fax: (803) 576-2289  
[bsc@rcgov.us](mailto:bsc@rcgov.us)  
<http://www.rcgov.us/bsc>

## Report of the Business License Council Subcommittee Meeting of Monday, June 23, 2008

### Items for Action

1. Interstate Commerce:  
Council is recommended to direct staff to amend the business license ordinance to authorize an interstate commerce discount on the business license fee as described and explained during the Subcommittee meeting.
2. Landfills Rates  
Council is recommended to direct staff to amend the business license ordinance to authorize the changing of Rate Class 8.02, for landfills to the rate recommended during the Subcommittee meeting.

### Items for Information

3. Penalties  
The Subcommittee accepted staff's information on this issue and determined that no changes are warranted at this time. The penalties found within the Richland County business license ordinance, at 5% per month or portion of a month, are the same as in other cities and counties and are recommended in the Model Business License Ordinance.
4. Online Database  
The Subcommittee directed staff to begin exploring the possibility of showing the names of businesses with Richland County business licenses on the Business Service Center website.

**State of South Carolina  
County Council for Richland County**

College Colors Day Proclamation

WHEREAS: College Colors Day, which coincides with both “back to school” and the kick-off of intercollegiate athletics, including football, the University of South Carolina campus in **Richland County**, seeks to celebrate and promote the traditions and spirit that make the Gamecock experience great through encouraging fans, alumni and students to wear University of South Carolina apparel throughout the day of August 29, 2008.

WHEREAS: The University of South Carolina is located in **Richland County** in the city of Columbia, South Carolina, providing educational opportunities to thousands of **Richland County** residents and non-residents; and

WHEREAS: For more than 100 years, the University of South Carolina has been educating citizens in **Richland County**; and

WHEREAS: The University of South Carolina has been providing real world experience for career-seeking individuals located in **Richland County**; and

WHEREAS: Intercollegiate athletics at the University of South Carolina provides scholarship opportunities to thousands of **Richland County** young men and women; and

WHEREAS: College Colors Day promotes higher education through increased public awareness and celebrates the achievements of the University of South Carolina, acknowledging their critical and fundamental importance to **Richland County**; now

THEREFORE, BE IT ENACTED THAT:

**Richland County Council** hereby proclaims August 29, 2008 as College Colors Day in support of the University of South Carolina.

RICHLAND COUNTY COUNCIL

BY: \_\_\_\_\_  
Joseph McEachern, Chair

ATTEST THIS THE \_\_\_\_ DAY

OF \_\_\_\_\_, 2008

\_\_\_\_\_  
Michielle R. Cannon-Finch  
Clerk of Council

RICHLAND COUNTY ATTORNEY’S OFFICE

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