

## MINUTES OF



### RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, JUNE 23, 2009 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	Paul Livingston
Vice-Chair	Damon Jeter
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Bill Malinowski
Member	Jim Manning
Member	L. Gregory Pearce, Jr.
Member	Kelvin E. Washington, Sr.

Absent      Kit Smith

**OTHERS PRESENT:** Joseph Kocy, Anna Almeida, Amelia Linder, Suzie Haynes, Brandon Hooker, Michielle Cannon-Finch, Milton Pope, Sparty Hammett, Jennifer Dowden, Stephany Snowden, John Hixson, Paul Alcatar, Michelle Onley

#### **CALL TO ORDER**

The meeting was called to order at approximately 7:09 p.m.

## ADDITIONS/DELETIONS TO AGENDA

Ms. Almeida stated there were no additions or deletions.

## MAP AMENDMENTS

### **09-06MA, Ted Hart, RS-LD to NC (.41 Acres), 09504-04-05, Dakota St.**

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Manning moved, seconded by Mr. Jeter, to give First Reading approval to this item. The vote in favor was unanimous.

### **09-07MA, Duane Warr, RU/RS-MD to NC (.52 Acres), 19604-04-13 & 49, 1509 & 1531 Percival Rd.**

Mr. Livingston opened the floor to the public hearing.

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

The floor to the public hearing was closed.

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

### **09-08MA, Michael Young, American's Home Place Inc., RU to RS-E (2.81 Acres), 17400-12-02 & 03, Killian Loop**

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

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

### **09-09MA, Glen Welsford, RS-MD to GC (.03 Acres), 13809-04-12(p), 4108 Rosewood Dr.**

Mr. Livingston opened the floor to the public hearing.

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

The floor to the public hearing was closed.

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

### TEXT AMENDMENTS

#### **Section 26-175, Access; and Creating a New Article ; so as to address transportation issues within the County**

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

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

#### **Section 26-180, Signs; so as to create a new section that would allow off-premise weekend directional signs under certain conditions**

Mr. Livingston opened the floor to the public hearing.

Mr. Doug Bridges, Ms. Karen Yip, Mr. Ben Brantley, Mr. Arman Turner, Mr. Bob Clark, and Ms. Linda Brener spoke in favor of this item.

Mr. Jim Lawrence, Ms. Ryan Nevius, Ms. Jackie Pruitt, Mr. Miles Moriarity, and Mr. Jim O'Brien spoke against this item.

The floor to the public hearing was closed.

Mr. Malinowski moved, seconded by Ms. Hutchinson, to deny this item. A discussion took place.

Mr. Jeter made a substitute motion, seconded by Mr. Washington, to approve the Planning Commission's recommendation.

Mr. Pearce proposed the following amendments: to change the expiration date from two years to one year and to change the amount of the fee from \$5.00 to \$10.00. Mr. Jeter accepted the amendment to change the expiration date. A discussion took place.

Mr. Jeter restated his substitute motion as follows: to approve the Planning Commission's recommendation and to reduce the number of years from two years to one year. A discussion took place.

Mr. Pearce withdrew his amendment to change the fee from \$5.00 to \$10.00

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

The substitute motion was approved.

**Section 26-180, Signs; so as to create a new section that would allow off-premise directional kiosks under certain conditions**

Mr. Livingston opened the floor to the public hearing.

Ms. Karen Yip, Mr. Ben Brantley and Mr. Arman Turner spoke in favor of this item.

Mr. Jim Lawrence and Ms. Ryan Nevius spoke against this item.

The floor to the public hearing was closed.

Ms. Hutchinson moved, seconded by Mr. Malinowski, to deny this item. A discussion took place.

Mr. Pearce made a substitute motion, seconded by Mr. Livingston, to defer this item and refer it to a round table for further discussion.

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

The substitute motion failed.

Ms. Dickerson made a substitute motion, seconded by Ms. Kennedy, to give this item First Reading and obtain additional information before 2<sup>nd</sup> Reading.

**POINT OF ORDER** – Mr. Malinowski inquired if it was permissible for an outside agency to bring forward a matter to the Planning Commission.

Mr. Jeter made a second substitute motion, seconded by Ms. Hutchinson, to defer this item until the next Zoning Public Hearing.

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

The second substitute motion was approved.

**Section 26-152, Special Exceptions; Subsection (D), Standards; Paragraph (22), Radio, Television, and Telecommunications and other transmitting towers; subparagraph C; so as to clarify setback requirements**

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

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

**ADJOURNMENT**

The meeting adjourned at approximately 8:29 p.m.

Submitted respectfully by,

Paul Livingston  
Chair

The minutes were transcribed by Michelle M. Onley