AGENDA
CITY OF HARTSVILLE, SOUTH CAROLINA
PUBLIC HEARINGS AND REGULAR CITY COUNCIL MEETING
TUESDAY, MARCH 13, 2018 - 5:30 PM
CITY COUNCIL CHAMBERS - 100 EAST CAROLINA AVENUE

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FRIDAY, MARCH 9, 2018 AND DULY POSTED AT CITY HALL LOCATED AT 100 EAST CAROLINA AVENUE.

1. CALL TO ORDER - MAYOR

2. INVOCATION AND PLEDGE

3. APPROVAL OF MINUTES

   a. MOTION TO WAIVE READING OF AND APPROVE MINUTES OF FEBRUARY 13, 2018 REGULAR CITY COUNCIL MEETING.

4. PRESENTATIONS

   a. Recognition of New Hires/Promotions

   b. Girl Scout Week Proclamation

   c. Darlington County Economic Development Partnership Update - Frank Willis, Executive Director

5. MANAGER UPDATE

   a. Miscellaneous Items from City Manager

   b. Statement of Economic Interests Filing deadline 3/30/18

CONSENT AGENDA - Received as Information Only

a. Committee Draft Minutes/Reports

   February 2018 Draft Minutes/Reports

b. Departmental Reports

   February 2018 Reports

UNFINISHED BUSINESS

6. PUBLIC HEARING AND FINAL READING ORDINANCE 4324: AN ORDINANCE OF THE CITY OF HARTSVILLE, SOUTH CAROLINA AMENDING AND RESTATING SEC. 10-38 OF THE CITY'S CODE OF ORDINANCES (AS MOST RECENTLY ENACTED BY ORDINANCE NUMBER 4291 DATED JUNE 13, 2017); AMENDING AND RESTATING SEC. 54-67 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-91 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-96 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 42-108 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 46-76 OF THE CITY'S CODE OF ORDINANCES; AND OTHER MATTERS RELATED THERETO.

   a. Reading by Title and Presentation - City Manager
   b. Open/Close Public Hearing (state name and address for record) - Mayor
   c. Approval of Final Reading and Waiving of Complete Reading

7. PUBLIC HEARING AND FINAL READING ORDINANCE 4325: APPROVING AND ACCEPTING GRANT MONIES FROM THE BYERLY FOUNDATION; AUTHORIZING THE CONVEYANCE AND TRANSFER OF CERTAIN REAL PROPERTY; AND OTHER MATTERS RELATING THERETO.

    a. Reading by Title and Presentation - City Manager
    b. Open/Close Public Hearing (state name and address for record) - Mayor
    c. Approval of Final Reading and Waiving of Complete Reading

8. PUBLIC HEARING AND FINAL READING ORDINANCE 4326: AN ORDINANCE APPROVING AN APPLICATION FOR A SPECIAL PROPERTY TAX ASSESSMENT FOR A HISTORIC PROPERTY, 110 EAST CAROLINA AVENUE (TAX MAP# 056-06-02-018); AND OTHER MATTERS RELATED THERETO.

    a. Reading by Title and Presentation - City Manager
    b. Open/Close Public Hearing (state name and address for record) - Mayor
    c. Approval of Final Reading and Waiving of Complete Reading

NEW BUSINESS

9. RESOLUTION 03-18-01: APPROVAL OF BID AWARD FOR PAVING PROJECT ON WEST MANTISSA ROW AND PARKING LOT AREA IN THE CITY OF HARTSVILLE.

10. FIRST READING ORDINANCE 4327: TO AMEND HARTSVILLE CODE OF ORDINANCES APPENDIX A – ZONING ARTICLE VI – GENERAL PROVISIONS SECTION 7 " OFF STREET PARKING AND LOADING" BY ADDING (h) BICYCLE PARKING (i) SURFACE AND MARKINGS AND (j) ACCESSIBLE PARKING FOR DISABLED PERSONS.

    a. Reading by Title and Presentation - City Manager
    b. Approval of First Reading and Waiving of Complete Reading

11. FIRST READING ORDINANCE 4328: TO AMEND HARTSVILLE CITY CODE CHAPTER HISTORIC PRESERVATION SECTION 11-21 "DESIGN REVIEW GUIDELINES FOR CITY'S HISTORIC DISTRICT SUBSECTION (a) CITY'S HISTORIC DISTRICT (1) HISTORIC PROPERTIES BY THE ADDITION OF 106 EAST CAROLINA AVENUE AND 154 MANTISSA ROW (TAX MAP# 056-06-02-059), 108 EAST CAROLINA AVENUE AND 152 MANTISSA ROW (TAX MAP #056-06-02-036 & 056-06-02-60) A PORTION OF THE FORMER SOUTHERN CANDY KITCHEN AND SUBSECTION (b) GENERAL CRITERIA.

    a. Reading by Title and Presentation - City Manager
    b. Approval of First Reading and Waiving of Complete Reading

EXECUTIVE SESSION

12. MOTION: TO ENTER EXECUTIVE SESSION PURSUANT TO SC CODE FOIA SECTION 30-4-70(a)(1)(2) FOR DISCUSSION OF BOARDS, COMMISSIONS AND COMMITTEE APPOINTMENTS AND COUNCIL COMMITTEE APPOINTMENTS, CITY JUDGES AND CITY ATTORNEY APPOINTMENTS, AND FOR DISCUSSION OF EMPLOYMENT MATTER FOR POTENTIAL NEW FINANCE STAFF AND FOR THE RECEIPT OF LEGAL ADVICE FOR MATTERS COVERED BY ATTORNEY CLIENT PRIVILEGE RELATING TO ANNEXATION COVENANT, PUBLIC HOUSING, AND WATER PARK FINANCING, AND OTHER MATTERS PROTECTED BY ATTORNEY-CLIENT PRIVILEGE.

13. MOTION: TO VERIFY THAT ONLY THE ITEMS STATED IN THE MOTION TO ENTER EXECUTIVE SESSION WERE DISCUSSED DURING EXECUTIVE SESSION.

14. UPON RETURNING TO OPEN SESSION, COUNCIL MAY TAKE ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

15. RESOLUTION 03-18-02: APPOINTING MEMBERS TO THE HARTSVILLE CITY COUNCIL COMMITTEES.

16. RESOLUTION 03-18-03: APPOINTMENT TO DARLINGTON COUNTY CAPITAL PROJECT SALES TAX COMMISSION.

17. FIRST READING ORDINANCE 4329: AN ORDINANCE OF THE CITY OF HARTSVILLE, SOUTH CAROLINA, AMENDING PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY REQUIRING ANNEXATION COMMITMENTS IN ORDER FOR PROPERTIES LOCATED OUTSIDE OF THE CITY TO CONNECT TO THE CITY'S UTILITY SERVICES, AND OTHER MATTERS RELATED THERETO.

    a. Reading by Title and Presentation - City Manager
    b. Approval of First Reading and Waiving of Complete Reading

INFORMATION ONLY

a. Calendars and Other Items

ADJOURNMENT

Please turn off or silence all mobile devices.

The City of Hartsville located at 100 E. Carolina Avenue, is an accessible facility.
For assistance call 383-3018 between 8:30am and 4:30pm Monday through Friday.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
February 13, 2018 Regular Meeting Minutes.

IMPACT IF DENIED:

ATTACHMENTS:

Description

- February 13, 2018 Regular City Council Meeting Minutes

MINUTES
CITY OF HARTSVILLE, SOUTH CAROLINA
REGULAR CITY COUNCIL MEETING
TUESDAY, FEBRUARY 13, 2018 – 5:30 PM
COUNCIL CHAMBERS - 100 EAST CAROLINA AVENUE

Mayor/Council:
Mayor Pennington – arrived at 6:15pm
Mayor Pro-Tem Andrews
Councilmember Braddock
Councilmember Gammage
Councilmember Mack
Councilmember Shirley
Councilmember Wilson
Attorney Lawrence Flynn
Press

Executive Staff:
City Manager Zeigler
City Clerk Skipper
Assistant City Manager Farrell
Finance Director Caulder
HR Manager Ward
Public Service Director Slatton
Fire Chief Burr

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FRIDAY, FEBRUARY 09, 2018 AND DULY POSTED AT CITY HALL LOCATED AT 100 EAST CAROLINA AVENUE; AN ACCESSIBLE FACILITY.

Mayor Pro-Tem Andrews called the meeting to order at 5:33pm and asked Councilmember Shirley to lead in the invocation and Pledge of Allegiance.

MOTION TO WAIVE READING OF AND APPROVE MINUTES OF JANUARY 09, 2018 REGULAR CITY COUNCIL MEETING - APPROVED.
Motion: Shirley; Second: Gammage; Carried: All ayes.

PRESENTATIONS
Recognition of New Hires/Promotions – Finance Director Caulder introduced Eric Tucker, Water Park Manager. He is from New York and has seventeen years in the business.

Random Acts of Kindness Proclamation was accepted by the People to People Group.

African American Cemetery Coker College – Jenifer Heusel, Communication Professor and Coordinator for African American studies program at Coker College, along with her students presented the marketing materials they produced to build awareness, promote education of and funding for the Marion Avenue Cemetery so gravestones can be fixed and a historic marker could be placed at the site. Ms. Adlena Graham, former Chair of the Council African American Cemetery Committee, was on hand and thanked the professor and her students for their hard work.

MANAGER UPDATE
1. Welcome back to Jim Faile with The Messenger.
2. Walmart gas station is being rebuilt.
3. Statement of Economic Interests Filing deadline 3/30/18 reminder.
4. Cub Scouts in the audience are earning their "Building a Better Community" badge by attending a city council meeting.

CONSENT AGENDA - Received as Information Only

NEW BUSINESS

FIRST READING ORDINANCE 4324: AN ORDINANCE OF THE CITY OF HARTSVILLE, SOUTH CAROLINA AMENDING AND RESTATING SEC. 10-38 OF THE CITY'S CODE OF ORDINANCES (AS MOST RECENTLY ENACTED BY ORDINANCE NUMBER 4291 DATED JUNE 13, 2017); AMENDING AND RESTATING SEC. 54-67 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-91 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-96 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 42-108 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 46-76 OF THE CITY'S CODE OF ORDINANCES; AND OTHER MATTERS RELATED THERETO – APPROVED.
Approval of First Reading and Waiving of Complete Reading: Motion: Shirley; Second: Gammage; Discussion: Lawrence Flynn, attorney with Pope Flynn, informed Council that the unfit dwellings act and the International Property Maintenance Code (IPMC) are two separate acts. The language in the administration code sections are needed for consistency. He met with Darlington County officials and discussed the process.
Carried: with all ayes.

FIRST READING ORDINANCE 4325: APPROVING AND ACCEPTING GRANT MONIES FROM THE BYERLY FOUNDATION; AUTHORIZING THE CONVEYANCE AND TRANSFER OF CERTAIN REAL PROPERTY; AND OTHER MATTERS RELATING THERETO – APPROVED.
Approval of First Reading and Waiving of Complete Reading: Motion: Gammage; Second: Braddock; Discussion: The Byerly Foundation grant to the City is to reimburse the city up to $500,000 for properties already purchased by the city and the city will transfer properties to the Hartsville Public Development Corporation.
Carried: with all ayes.

FIRST READING ORDINANCE 4326: AN ORDINANCE APPROVING AN APPLICATION FOR A SPECIAL PROPERTY TAX ASSESSMENT FOR A HISTORIC PROPERTY, 110 EAST CAROLINA AVENUE (TAX MAP# 056-06-02-018); AND OTHER MATTERS RELATED THERETO – APPROVED.
Approval of First Reading and Waiving of Complete Reading: Motion: Andrews; Second: Mack; Carried: with all ayes.

RESOLUTION 02-18-01: APPROVAL OF BID AWARD FOR THE ACQUISITION AND INSTALLATION OF A SOLAR -POWERED CAMERA SYSTEM TO FULFILL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) MATCH REQUIREMENTS – APPROVED.
Motion: Mack; Second: Gammage; Carried: All ayes.

RESOLUTION 02-18-02: TO ADOPT AND APPROVE RENTAL FEES FOR THE EDITION AT THE HARTSVILLE MUSEUM - APPROVED.
Motion: Gammage; Second: Andrews; Carried: All ayes.

RESOLUTION 02-18-03: APPROVAL TO APPLY FOR A 2019 HIGHWAY SAFETY GRANT PROGRAM FOR THE CONTINUATION OF IMPAIRED DRIVING COUNTERMEASURE EFFORTS – APPROVED.
Motion: Mack; Second: Gammage; Carried: All ayes.

RESOLUTION 02-18-04: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HARTSVILLE TO ADOPT AND APPROVE RATES AND CHARGES FOR NEPTUNE ISLAND WATERPARK; AND OTHER MATTERS RELATED THERETO - APPROVED.
Motion: Andrews; Second: Braddock; Carried: All ayes.

EXECUTIVE SESSION

MOTION: TO ENTER EXECUTIVE SESSION PURSUANT TO SC CODE FOIA SECTION 30-4- 70(a)(1) FOR DISCUSSION OF COMMITTEE APPOINTMENTS TO FILL VACANCIES ON AIRPORT ADVISORY BOARD, ARCHITECTURAL REVIEW BOARD, BOARD OF APPEALS REGARDING TECHNICAL CODE ENFORCEMENT, PEE DEE REGIONAL TRANSPORTATION AUTHORITY BOARD AND TO FILL TWO NEW APPOINTMENTS ON THE PLANNING COMMISSION - APPROVED.
Motion: Andrews; Second: Mack; Carried: All ayes.

MOTION: TO VERIFY THAT ONLY THE ITEMS STATED IN THE MOTION TO ENTER EXECUTIVE SESSION WERE DISCUSSED DURING EXECUTIVE SESSION – APPROVED.
Motion: Gammage; Second: Andrews; Carried: All ayes.

UPON RETURNING TO OPEN SESSION, COUNCIL MAY TAKE ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

RESOLUTION 02-18-05: APPOINTMENTS TO VARIOUS CITY BOARDS, COMMISSIONS AND COMMITTEES - APPROVED.
Motion: Andrews to appoint Marcia Tuten to Architectural Review Board; Nancy McGee and Trevor McDonald to Planning Commission with other applicants being placed in a selection pool for future consideration; Second: Gammage; Carried: with all ayes except Mack voting nay.

ADJOURNMENT: Without objection at 7:00pm.

_____
Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, CMC, City Clerk

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

Recognition of new employees and employee promotions.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
March 11 - 17, 2018 is Girl Scout Week

ATTACHMENTS:

Description

- Girl Scout Week 2018

Proclamation

WHEREAS, March 12, 2018, marks the 106th anniversary of Girl Scouts of the USA, founded by Juliette Gordon Low in 1912 in Savannah, Georgia; and,

WHEREAS, throughout its distinguished history, Girl Scouting has inspired millions of girls and women with the highest ideals of character, conduct, and patriotism; and,

WHEREAS, through Girl Scouting, girls gain courage, confidence and character who make their local communities and the world a better place; and,

WHEREAS, through the Girl Scout Leadership Experience girls develop the skills and lessons that will serve them throughout their lives so that they may contribute to their communities; and,

WHEREAS, more than 2.6 million current Girl Scout members nationwide will be celebrating 106 years of this American tradition, with nearly 60 million women who are former Girl Scouts and living proof of the impact of this amazing Movement; and,

WHEREAS, Girl Scouts welcomes girls from every background to join.

NOW, THEREFORE, I, Carl M. (Mel) Pennington IV, Mayor of the City of Hartsville in the State of South Carolina do hereby proclaim the week of March 11 - 17, 2018, as

"GIRL SCOUT WEEK"

in Hartsville and applaud the commitment Girl Scouting has made to support the leadership and development of America's girls and urge all citizens to join me in celebrating Girl Scout Week 2017.

IN WITNESS THEREOF, I hereunto set my hand and cause to be affixed the seal of the City of Hartsville.

Carl M. (Mel) Pennington IV, Mayor

ATTEST: Sherron L. Skipper

Sherron L. Skipper, City Clerk

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

Darlington County Economic Development Partnership Update for 2018.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Misc Items from City Manager.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Reminder of SEI March 30, 2018 filing deadline.

ATTACHMENTS:

Description

- SEI Filing Reminder for 2018

STATE OF SOUTH CAROLINA
STATE ETHICS COMMISSION

PLEASE READ ALL INFORMATION CAREFULLY BEFORE FILING ANY REPORTS ONLINE

The 2018 Statement of Economic Interests (SEI) report is required to be filed electronically. Paper copies of this report are no longer accepted. To file this report, please go to our website http://ethics.sc.gov. Electronic filing is mandatory and failure to file the required report electronically will result in a minimum late filing penalty of $100.00. For new filers, please read the User's Guide found on our Home Page for (1) Registering an account and (2) filing the 2018 Statement of Economic Interests report.

1. When is this report filed?

A. The annual report is filed annually by March 30. Interims and new filers should register an account and file "upon assuming the duties."

B. **Please note:** This annual report is not required if you are not holding an elected, appointed or employee position on March 30, 2018.

C. **Please note:** Any person who is added due to promotion, new hire (including interims), change in staff organization, etc., is required to file the Statement of Economic Interests report immediately upon assuming the duties of the new position.

2. Where do you file this report online? Go to our website http://ethics.sc.gov and click on "electronic filing." (Electronic filing is located on our home page. It is listed above the Director's message).

If this is your first time filing online, you must **first create a user account**. Go to our website http://ethics.sc.gov and click on "electronic filing." Read the information on that page carefully and click on **"create a user account."** After you create a username, create a password, and enter a valid e-mail address, then click "next." **There are several steps in creating a user account. Read and follow the instructions carefully.** Please click on **"I am a candidate or elected official"** if you are a candidate or elected. Click on **"I only need to file a Statement of Economic Interests"** if you are an appointed official or government employee.

After you create a user account you will receive this message: "You have successfully completed registration. Please click here to login to your account." You are now ready to start filing your first report.

How do you file the Statement of Economic Interests report online?

Go to our website: http://ethics.sc.gov.
Click **"electronic filing" in the Quick Links**.
Enter your username and password.
Click on **"login."**
Note: Candidates and elected officials will have to click on the second dot on the left side for "Statements of Economic Interests"
Note: Appointed Officials and Government Employees will just scroll down.

Click on **"start a new filing" (all elected officials, appointed officials and employees).**

There are several steps in completing this report. Please read and follow the instructions carefully.

> **Please Note:** When you file the 2018 Statement of Economic Interests report you must select the year 2018; however, the information you enter on that report is **from the previous calendar year (2017).**
> **For example:** The **2018** report is due by March 30, 2018. The filing year will be **2018,** but the information you enter on this report is from **January 1 through December 31, 2017**.

Select the filing year and click **"next."**
Select position status and click **"next."**
For the next sections, please **read carefully** and enter the information concerning your position status.

Next the system will ask: "How would you like to continue?" Please read carefully, select one of the items listed and click "next." Clicking the "skip for now" box means you don't have anything to report for that section.

Additional Information/Contact Us

For more general information about the Statement of Economic Interests Report please go to our website http://ethics.sc.gov and click on "Statement of Economic Interests" (located on the left side of the computer screen). You can also go to the User Guides for directions on how to file your report electronically (located on the Home Page) or contact our office if you have any questions.

The State Ethics Commission staff members are available to assist you with electronic filing. Please contact our office:

Office Hours:
Monday - Friday
8:30 AM – 5:00 PM
803/253-4192, Ext. 1

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Committee Draft Minutes and Reports for February 2018.

ATTACHMENTS:

Description
- Architectural Review Board
- Museum Commission
- Parks Committee
- Planning Commission
- Zoning Board of Appeals
- Council African American Cemetery Committee
- Council Community Engagement Committee
- Council Environmental Committee
- Council Environmental Committee - Overgrown Properties
- Council Environmental Committee - Plan of Action
- Council Environmental Committee - Vacated Properties
- Council Finance, Audit, Budget Committee

City of Hartsville
NAVIGATOR
Your Business Development Partner

Business Navigator Department

Minutes
Architectural Review Board Meeting
Wednesday, February 21, 2018 5:15p.m.
City Council Chambers, City Hall
100 East Carolina Avenue

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FEBRUARY 15, 2018 AND DULY POSTED IN CITY HALL.

Members present: Chairman Bobby Goodson, Danny Johnson, Deborah Gandy and George Walden. **Absent:** Nic Ison and Daniel Watkins. **Guest:** Nikki Belville, Jan Brown, David Sellers, Caleb Shuler, and Coyt Tyner. **Staff:** Brenda Kelley and Karine Thomas. **Press:** Absent.

Call to Order/Minutes
Chairman Bobby Goodson called the meeting to order at 5:19pm. He then presented the January 24, 2018 Meeting minutes. Danny Johnson made a motion to approve the minutes as submitted. George Walden seconded. All in favor.

Applications
Wild Child – 120 N. Fifth St. – projecting sign
Nikki Belville was present to participate in the discussion regarding her proposal for a 6.25 square foot projecting sign to the far right of her building. The sign would line up with the Art Bug Studio's sign to the left of Mrs. Belville's business. George Walden made a motion to approve the sign as presented. The sign shall be eight (8) feet above the sidewalk. Danny Johnson made a motion to approve the minutes as submitted. All in favor.

The Play Zone – 125B N. Fifth St. – window & projecting sign
Coyt Tyner was present to participate in the discussion regarding his proposal for a 24.75 square foot sign on the front left display window, a 2.5 square foot sign with the phone number, a 1.33 square foot logo on the side entrance door, and a .5 square foot sign with the hours of operation. Mr. Tyner also proposed a 3.75 square foot projecting sign. Chairman Goodson said the phone number would not be allowed on the display window but it could be on the side door. The projecting sign is 11 feet above the sidewalk to clear the canopy. Deborah Gandy made a motion to approve the signs as submitted with the phone number on the doors not as part of the business sign. George Walden seconded. All in favor.

Jan Brown – 112 & 114 W. Carolina Ave. – rear windows, a door, & canopies
Jan Brown was present to participate in the discussion regarding his proposal to replace existing brick with four (4) windows and a metal door on the upper level. He also proposed tow (2) metal doors on the lower level. Canopies would be placed above each of the metal doors. The lower doors are currently wooden. Chairman Goodson stated that the windows should be sized correctly to fill in the original space. Mr. Brown said the windows would be custom made. Chairman Goodson said the door must be with either horizontal or six panel. The masonry shall be altered to make a three (3) foot door on the upper level. Chairman Goodson made a motion to approve the four (4) windows with the appropriate size for the opening. The three doorways shall be 36 inches. The metal doors shall have panel design. The three awnings as submitted. Danny Johnson seconded.

Project Excape – 120 E. Carolina Ave. – door and wall signs
Caleb Schuler was present to participate in the discussion regarding his proposal for three (3) 2' x 3' signs on each door and a 3' x 4' sign on the left rear wall. Bobby Goodson made a motion to approve the signs as submitted with the flexibility to add a keyhole design on the front glass using the exact sign as the one on the rear. Danny Johnson seconded. All in favor.

Hartsville Museum – 222 N. Fifth Street – projecting sign
Kathy Dunlap was present to participate in the discussion regarding her proposal to erect a 2' x 3' projecting sign on the front left corner of the building. Chairman Goodson said that while the 2' x 3' sign may look best Mrs. Dunlap could work with her sign contractor to get a different adjustment. Chairman Goodson recommended framing the sign to add inches. Mrs. Dunlap said the Hartsville Museum Etc. sign would be removed once the projecting sign is erected. George Walden made a motion to approve the sign as submitted with the flexibility to tweak the size not to exceed 10 square feet. Danny Johnson seconded. All in favor.

Mozingo Liquor Store – 120 S. Sixth St. – new metal roof
David Sellers was present to participate in the discussion regarding his proposal to put a new 12:1 pitch metal roof on the building. The roof would start at the highest point in front. It would slope high to low. The roof would not be visible from the street. George Walden made a motion to approve as submitted. Danny Johnson seconded. All in favor.

Main Street Update

- Startsville Startup Hartville Competition is underway.
- Project Excape opening this week.

Adjournment

Bobby Goodson made a motion to adjourn at 6:17pm. Danny Johnson seconded. The next meeting is scheduled for Wednesday, March 21, 2018 at 5:15PM in Council Chambers at City Hall.

_____ _____

Signature Date

Hartsville Museum Commission Special Meeting Minutes

Wednesday, February 7, 2018
6:00 PM -The Edition
221 North Fifth Street

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FEBRUARY 5, 2018 AND DULY POSTED AT THE HARTSVILLE MUSEUM.

Members present: Chairman Dr. Mac Chapman, John Nichols, Patty Holley, Phyllis Fields, Hilary Culbertson, Colin Hungerpiller and Judi Elvington **Staff**: Kathy Dunlap, Museum Director and Gina Tiller, City of Hartsville.

New Business

Chairman Dr. Mac Chapman called the meeting to order at 6:05 pm. Kathy Dunlap reviewed and recommended rental rates for The Edition for the Museum to present to Hartsville City Council, After a brief discussion, members voted to present the following rental fees: Conference Area: $50.00 Deposit, $75.00 an hour. For the Entire Space $200.00 Deposit, $150.00 an hour. Judi Elvington seconded a motion made by Colin Hungerpiller to accept the rental fees. Everyone agreed by a show hands.

Gina Tiller reviewed the VC3 recommendations for the upgrade of the museum's collection database PastPerfect. A quote from VC3 on installation costs for Wi-Fi in The Edition was reviewed and discussed. Kathy Dunlap was asked to contact Robert Goodson and see if the funds are available to fund installation, price $6,135.54.
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Adjournment

John Nichols made a motion to adjourn at 6:35 pm with a second by Phyllis Fields**.** The next regular Museum Commission meeting is scheduled for May 15, 2018.

Attest:_____ Attest:_____
Museum Commission Chairman Kathy Dunlap

DRAFT

CITY OF HARTSVILLE PARKS COMMITTEE
REGULAR MEETING OF FEBRUARY 15, 2018
MINUTES-DRAFT
2:00 P.M., LAWTON PARK, 716 PRESTWOOD DRIVE 630 SOUTH 6th STREET, HARTSVILLE

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FEBRUARY 14, 2018 AND DULY POSTED AT COACH TB THOMAS SPORTS CENTER, 701 WEST WASHINGTON STREET.

Members Present: Hannah Stanley, Julia Klimek, Nancy McGee, Rose Williams
Members Absent: David McFarland
Staff: Russell Slatton, Beth Tripp, Jordan Braddock
The meeting was called to order at 2:05 p.m.by Board Chair, Nancy McGee.

MINUTES
MOTION TO WAIVE READING AND APPROVE MINUTES OF THE MEETING AUGUST 17- APPROVED with the correction of changing Environmental Services to Public Services.
Motion: Rose Williams Second: Julia Klimek

BURRY PARK
Russell Slatton reported the pull up bars are installed. Will be updating the electrical circuits to make the park more accessible for special events. Screen on the Green will resume Memorial Day and will have finalized information soon.

BYERLY PARK
In December, the cardio room at TB Thomas Sports Center was updated with painted walls, motivating pictures, and a new layout. The lobby now features a large informational screen to announce programs and events. Pod 2 has suffered water damage upstairs and downstairs. Russell is starting a fee structure that will allow the department to cover our costs and hopefully in the future, to make money. The outdoor basketball court at Byerly Park will go out to bid next month. Russell has a new contact with the Darlington County School District to discuss assisting with the tennis court repair. Will be increasing security at Byerly Park with an improved camera system. The unused horseshoe pits have been repurposed to a secondary dog park with a separate area for small and large dogs. This was done by our maintenance staff and will not replace the dog park that is planned near downtown Hartsville. Nancy asked about a press release or ribbon cutting. Jordan Braddock explained we can do that in a few weeks when we add signage to the dog park but it is part of a larger project. That is, changing all park signs for brand consistency. Neptune Island construction is underway with the concrete poured today for the lazy river. The wave pool is almost complete and the slide tower will be done in a few weeks. City Council approved a resolution setting rates for daily admission, groups, and season passes. The party rental rates will be decided by the City Manager and her administrative team. Nancy McGee stated the Parks committee had hoped to keep new prices similar to old prices for resident affordability and is sorry it was not possible. The Department has undergone a restructuring. Adam Bedard is the Parks & Recreation Manager and will be hiring a front desk receptionist for Coach TB Thomas Sports Center to offer improved customer service.

CITY OF HARTSVILLE PARKS COMMITTEE
REGULAR MEETING OF FEBRUARY 15, 2018
MINUTES-DRAFT
2:00 P.M., LAWTON PARK, 716 PRESTWOOD DRIVE 630 SOUTH 6th STREET, HARTSVILLE

LAWTON PARK
Since last meeting, August 17, 2018, Lawton Park has had 47 rentals through January 2018. Several weeks were reserved for repairs but were not able to accommodate them. Last month, grounds staff distributed pinestraw at the park and around the pavilion.

PRIDE PARK
The Gospel in The Park series will resume Sunday, May 6. Rose Williams said people are sitting on the tops of the picnic tables and asked if a sign could be posted, to please not sit on the benches.

CITY OF HARTSVILLE'S LONG RANGE PLAN
The City is working on the 2030 Plan and encouraged everyone to get involved. The next meeting will be Tuesday, March 13, 6pm at Davidson Hall, Coker College. Nancy McGee is serving on the Natural Resources committee and Jordan Braddock is serving on the Parks & Leisure/Culture committee. Other committees include Land Use, Economic Development, Education, and Housing.

ADDITIONAL COMMENTS
Nancy McGee announced that she will be resigning from the Parks Committee effective immediately because of another commitment.

Meeting was adjourned without objection at 2:40 p.m.

The Coach TB Thomas Sports Center located at 701 W. Washington Street, is an accessible facility. For assistance, please call 843-339-2878 between 8:30 a.m. and 5:00 p.m. Monday through Friday.

City of Hartsville
NAVIGATOR
Your Business Development Partner

Planning and Zoning Department

Minutes
Planning Commission Meeting
City Council Chambers, City Hall
100 East Carolina Avenue
Monday, February 26, 2018 5:30p.m.

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FEBRUARY 22, 2018 AND DULY POSTED IN CITY HALL.

Members present: Chairman Curtis Lee, Casey Hancock, Trevor McDonald, Nancy McGee, and Chris Shirley. **Absent**: Vice-Chairman Sandi Brown and Mark Stellingworth **Guest:** Jody Dunlap **Staff:** Brenda Kelley and Karine Thomas. **Press:** Absent.

Call to Order/Minutes
Chairman Curtis Lee called the meeting to order at 5:38pm. Chairman Lee presented the January 29, 2018 meeting minutes for approval. Chairman Lee made a motion to approve the minutes as submitted. Casey Hancock seconded. All in favor.

New Business
Welcome/Introduction – New Planning Commissioners
Chairman Lee introduced new planning commissioner Nancy McGee. Mrs. McGee said she was glad to be there. Chairman Lee acknowledged new planning commissioner Trevor McDonald. Mr. McDonald was not present at the time.

Rose Avenue Subdivision – Survey Plat
Philip Boatwright and Jody Dunlap submitted a formal request to subdivide a four (4) acre property they own on Rose Avenue (Tax Map# 056-13-01-100) into four individual properties. The minimum lot area for the R-1 zoning district is 10,000 square feet. Each lot exceeds 41,345 square feet. The minimum lot width requirement is 80 feet. Each lot exceeds 98.87 feet wide. The minimum average depth is 100 feet. Each lot exceeds 418 feet in depth. The developers are proposing an approximately 1,500 square foot, single-family dwelling on each lot. Each lot will have frontage on Rose Avenue. The lots proposed meet all the all the subdivision requirements. Casey Hancock made a motion to approve the subdivision as submitted. Nancy McGee seconded. All in favor.

Comments on Historic Designation – 106/108 E. Carolina Ave. & 152/154 Mantissa Row
Suzy Moyd provided adequate documentation to support her request for the historic designation for the buildings. The Architectural Review Board reviewed the documentation during its January 29, 2018 meeting and made a recommendation to City Council to approve and adopt by ordinance upon receiving comments from the Planning Commission. Nancy McGee made a motion to support ARB's recommendation. Casey Hancock seconded. All in favor.

Old Business
Vision 20/30 Updates
Chairman Lee: Things are going well. Several people have expressed an interest in participating in the planning process. It is ok for people to get involved as we continue the process.

Casey Hancock: Need to figure out an alternate way for the Education Element Team to meet because of conflicting schedules. Identified goals. Need to figure out how to support them. Community Facilities was mainly city employees, no public.

Chairman Lee: Targeted population growth and the services that will be needed. Challenge City to determine how to provide additional services at less cost. Are we going in the right areas? Easy to get sidetracked. Figure out a way to stay focused. Go back to the list measuring progress and goals. Key metrics. How do we know if we are successful? What does success look like?

Chris Shirley: Transportation Element discussed airport, bike trail, and public transportation. Find effective and acceptable ways to fund road construction and sidewalks.

Chairman Lee: We can work with other entities organizations committees to get a plan they are already working on and incorporate the information into the comprehensive plan. Can pull excerpts out of existing reports.

Land Use discussed annexation how to incentivize people to annex, extraterritorial jurisdiction. Regulation with the zone.

Economic Development discussed Darlington County conversation if interested in economic development. Building bridges with County. Developing a relationship with Frank Willis. Developing a relationship with Kershaw County. Conversations with Vince Graham.

The March Planning Commission Meeting will be an opportunity to share what has been done thus far and get public input and feedback.

There being no further business, Chairman Lee made a motion to adjourn at 6:29p.m. Trevor McDonald seconded. The next meeting is scheduled for Monday, March 26, 2018 at 5:30p.m. in Council Chambers at City Hall.

_____ _____
Signature Date

DRAFT

City of Hartsville
NAVIGATOR
Your Business Development Partner

Planning and Zoning Department

Minutes
Zoning Board of Appeals Meeting
City Council Chambers, City Hall
100 East Carolina Avenue
Tuesday, February 20, 2018 5:30p.m.

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FEBRUARY 15, 2018 AND DULY POSTED IN CITY HALL.

Members present: Chairman Tommy Goodson, Vice-Chairman Brian Meadows, Kirk Askins and Thomasena Davis. **Absent**: Luann Jeffords Post **Guest:** Kelly Little **Staff:** Brenda Kelley **Press:** Absent.

Call to Order
Chairman Tommy Goodson called the meeting to order at 5:38pm. Chairman Goodson swore in the applicant, Mrs. Kelly Little.

Appeal Z – 2018 – 01: Request by William and Kelly Little for a variance from the required minimum side yard setback at 603 Prestwood Drive, zoned Residential (R-1), Tax Map # 056-01-02-007.

Staff member Brenda Kelley presented the staff report.

Chairman Goodson swore in the applicant, Mrs. Kelly Little. Mrs. Little stated the she wanted to construct a two story, detached garage with upstairs availability for storage.

Chairman Goodson asked if the upper level was for storage only.
Mrs. Little said yes for storage only. There would be electricity but no plumbing.

Mrs. Little said the existing building would be torn down. There is an accessory building on the neighbor's property within a foot of the Littles property.

Vice-chairman Meadows asked the distance from the new building to the house. Mrs. Little said the new building would be 12 feet from the house.

Mrs. Little stated that there was a fading property line on the left of the property. The orientation change does not generally appear to any other home. If the variance is granted it will not be detrimental. The garage would be in character with the neighborhood and/or homes.

Chairman Goodson presented the motion to approve the variance as requested. Brian Meadows seconded. The motion carried unanimously by a vote of 4-0 (Jeffords Post absent).

Chairman Goodson presented the findings noting the lot is not rectangular and has fading property line. The home now faces Prestwood Drive instead of Greenwood Avenue. Other lots are set up differently. The lot fading lines would effectively prohibit or unreasonably restrict the utilization of the property. The variance will allow an improvement of the setback. There is another shed which will be torn down which is closer to the property line. The applicant's request of five (5) feet is a minimum reduction.

Adjournment
There being no further business, the meeting was adjourned at 6:11p.m.

_____ _____

Signature Date

DRAFT

REPORT

CITY OF HARTSVILLE, SOUTH CAROLINA
COUNCIL AFRICAN-AMERICAN CEMETERY COMMITTEE
February 27, 2018 AT 3:00 PM
COUNCIL CHAMBERS – CITY HALL – 100 EAST CAROLINA AVENUE

Committee Members Present: Tre Gammage, Chair; Johnny Andrews
Guests Present: Willie Williams, Ruth Segars, Pecolia Grove, Adlena Graham, Albert Davis
Staff Present: Rebecca Edwards

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON TUESDAY, FEBRUARY 20, 2018 AND DULY POSTED AT CITY HALL LOCATED AT 100 E. CAROLINA AVE.

Chair Gammage called the meeting to order at 3:03 p.m.

The following matters were discussed:

Staff reported that there were no new donations to date.

Councilman Gammage reported that a 1 minute video shared through his personal Facebook page received 2,000 views and shows that people have an interest in the project and uncovering history. Gammage also reported that the discussion had started about whether the area should have grass put in as opposed to mulch. The better option seemed to be mulch.

A clean-up day is tentatively scheduled for either March 10th or March 17th.

Staff reported that City Council were presented Coker's video projects on the cemetery.

Councilman Andrews updated the committee on the Cemetery Survey Day held on February 17. There were 26 previously surveyed markers that had information added to them and 16 previously unsurveyed markers found.

Councilmembers Gammage and Andrews suggested that the historical marker could be dedicated during Butler Heritage Week. Councilman Andrews also suggested telling stories about some of the people buried in the cemetery.

Councilman Andrews reported that he had started the application process for the National Historic Registry and presented some of the current research gathered. Councilman Andrews also presented conflicting research with places of burial in some obituaries and death certificates with some mentioning a "church cemetery".

Staff updated the committee on the application process for City historic designation and will continue to work with staff on the application.

Ms. Graham was congratulated on being recognized as the Citizen of the Year on February 26 at the Hartsville Chamber of Commerce's Annual Membership Banquet.

The committee extended its appreciation to Rebecca Edwards for her work with the committee and for volunteering on the cleanup day, and it wishes her the very best with her new job in Greenville

The next meeting will be held Tuesday, March 27 at 3:00 p.m. in City Hall Council Chambers.

Councilman Gammage closed the meeting at 3:53 p.m.

This is our report and recommendations to the full Council.

_____

Tre Gammage, Committee Chair

REPORT

CITY OF HARTSVILLE, SOUTH CAROLINA
COMMUNITY ENGAGEMENT COMMITTEE
THURSDAY, FEBRUARY 22, 2018 - 4:00PM
2nd FLOOR CONFERENCE ROOM – CITY HALL – 100 EAST CAROLINA AVENUE

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON TUESDAY, FEBRUARY 20, 2018 AND DULY POSTED AT CITY HALL LOCATED AT 100 E. CAROLINA AVE.

Committee Members Present: Tre' Gammage, Chair; Teresa Mack
Committee Members Absent: Johnny Andrews
Guests Present: Jim Faile (Hartsville Messenger)
Staff Present: Mary Catherine Farrell, Rebecca Edwards (via phone)

Councilman Tre' Gammage called the meeting to order at 4:03 pm.

The following matters were discussed:

Gammage stated that a primary purpose of the committee should be to engage with existing stakeholders to provide services to citizens in order to take the financial burden off of the City. He cited a network of 22 organizations, 300 business cards and 20 key stakeholder representatives he had identified as valuable resources to call upon.

Gammage said the key question the committee should answer is how to get a platform to interact with and engage with the community. This should prevent redundancy of efforts across organizations.

Councilwoman Mack stated that the committee should seek to serve citizens from "cradle to grave".

Rebecca Edwards, communications staff, advised that sit-down talks have been a proven best practice for elected officials to have quality interaction with their citizenry. Gammage stated that utilizing a model of monthly meetings at different locations would be a good idea.

Gammage introduced the committee to the concept of Asset-Based Community Development (ABCD), a theory that uses what a community already has to develop solutions to problems. This should mean no to low cost for the City.

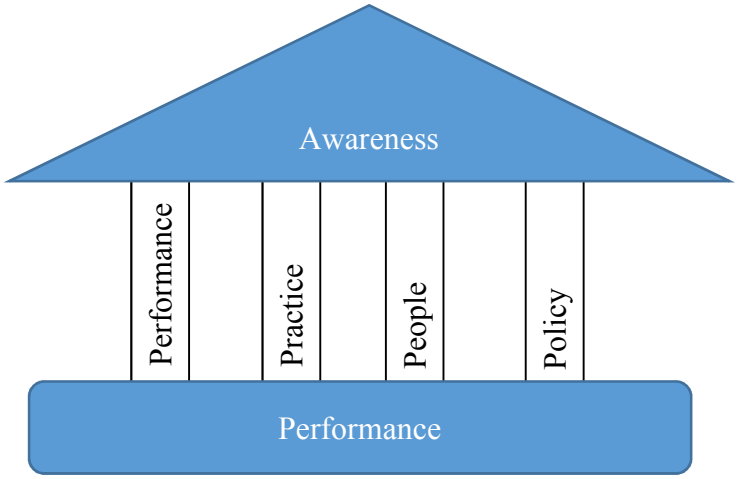
It was requested that staff submit the 2016 All-America City Application to the committee members. Mack stated that the application had focused on downtown

development and race relations. Staff clarified that it had highlighted three projects, none of which were downtown development.

Gammage read the purpose of the committee as stated in the Guidelines provided to each City Council Committee.

It was suggested that the committee should be collaborative. When it was suggested that perhaps City Council meetings could be presented on Facebook live to increase accessibility and engagement, Mack stated that City Council meetings should not be on Facebook live because “we got some real nut jobs”.

Gammage suggested that the committee might be best served by employing the following model in order to build trust in the community:



Mack suggested that members of the South Hartsville/Historic Butler District’s neighborhood association/revitalization plan oversight committee should receive personalized phone calls from staff each month before the established recurring meeting date to remind residents of their scheduled meeting. Staff shared concerns that this would not be feasible in light of their many other responsibilities. Staff also shared that this underscored the need for the neighborhood to mobilize in forming a network of block captains to disseminate such information to their neighbors, as staff cannot feasibly call members of a community organization to remind them of their pre-set meeting time (decided amongst themselves) that happens on the same day each month. Gammage suggested that perhaps purchasing and utilizing virtual assistant software might help the City increase efficiency. Mack suggested the auto-call system used by the school district.

It was suggested that Gammage speak with Rebecca Edwards before she vacated her position on March 2 in order to better understand current and planned communication initiatives on the part of staff.

Gammage emphasized the need for multimedia that serves our multigenerational citizens, citing that South Carolina is one of the worst states for upward mobility.

The following were mentioned as desired benefits of this committee's work:

- Community policing
- Build opportunities that inspire stakeholders to help shape Hartsville
- Help shape strategic goals
- Possible funding/access to financial resources
- Invest in people

Gammage asked if staff knew what grant projects they had open, as the committee could help lend transparency to such projects. Staff indicated that yes, they know what projects they have open, and committed to sending their grant-tracking spreadsheet.

The intent for the next meeting is that it be a small brainstorming meeting at which the committee will set the schedule and format for future meetings. Gammage requested that a top agenda item be to plan for a quarterly (at minimum) meeting with community members to provide them a forum for engagement with Council members. Committee direction should also be defined then.

Gammage requested that those in attendance take time before the next meeting to identify key community stakeholders whose input would be beneficial to the committee.

The next meeting will be held Thursday, March 29th at 10:00am in the second floor conference room of City Hall.

Councilman Gammage adjourned the meeting at 4:57 pm.

This is our report and recommendations to the full Council.

_____

Tre' Gammage, Committee Chair

REPORT

CITY OF HARTSVILLE, SOUTH CAROLINA
ENVIRONMENTAL COMMITTEE
TUESDAY, FEBRUARY 27, 2018 – 10:00AM
2nd FLOOR CONFERENCE ROOM – CITY HALL – 100 EAST CAROLINA AVENUE

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON TUESDAY, FEBRUARY 20, 2018 AND DULY POSTED AT CITY HALL LOCATED AT 100 E. CAROLINA AVE.

Committee Members Present: Teresa Mack, Chair; Tre' Gammage, Mayor Mel Pennington
Staff Present: Christopher Morgan, David Brock, Natalie Zeigler, Mary Catherine Farrell

Councilwoman Mack called the meeting to order at 10:06am.

Mack led an invocation.

Mack read aloud the committee guidelines provided to all City Council Committee.

Staff introduced themselves.

The following matters were discussed:

Codes Enforcement Officer Christopher Morgan provided updates on matters of dilapidation, condemnation, and vacant lots, as well as strategies for addressing. (see attached) He cited that one of the major issues he faces is that lots where houses were demolished in the South Hartsville Neighborhood/Historic Butler District were not kept up after demolition, with many now overgrown, semi-forested or forested. Many of these are absentee or heir property. Morgan recommended pursuing grant funds to clear cut prioritized Forfeit Land Commission properties and maintain them, possibly by hiring neighborhood residents. This would address the community sentiment he often hears that the City, " tears down houses and leave us with woods."

Mayor Pennington stated that there should be no difference in the enforcement of commercial and residential properties.

Clarification was requested on whether or not back taxes are automatically considered a lien to be paid off before a property can be sold.

Mack stated that once a property sells at tax sale, the owner has a year and a day after the sale to pay the taxes and reclaim.

Properties held by the Forfeit Land Commission can be bought at any time by paying the taxes owed and any liens, which can be forgiven at the discretion of the holding entity.

Pennington suggested that the City develop its own land bank, acquire the FLC properties in the target neighborhood, and then package the lots as deals for development, perhaps through the Strategic Investment Zone program. Staff suggested they also be available for granting through the Adopt a Lot program.

Staff suggested that while the Mayor and elected officials worked with the County to employ the above strategy, staff be permitted to simultaneously apply for grant funds to implement the program suggested by Morgan. Staff would apply to the Byerly Foundation for funds to abate FLC properties (getting owner permission where possible) and then, if owner can be reached, hold them accountable for maintenance moving forward. Alternatively, if the current owner cannot be reached, maintain the lot for a given period.

Mack stated that parts of the foundation should not be left when a demolition is complete.

Morgan asked of Council that they use their leadership skills to encourage litter control and the formation of a functioning Neighborhood Watch, as this would help tremendously with implementing a street-by-street approach. He emphasized the need for Council to communicate that the City is doing X, now the community needs to do Y.

Pennington suggested communicating City actions better to increase awareness. Signs stating "Another action of City of Hartsville Codes Enforcement".

Next meeting: Tuesday, March 27th at 10:00am. Topics for next meeting: litter and illegal dumping, communication.

Councilman Mack adjourned the meeting at 11:49 am.

This is our report and recommendations to the full Council.

_____

Teresa Mack, Committee Chair

OVERGROWN PROPERTIES

EIGHTH STREET
703 8th Street
Marion and 8th Street

BELL AVENUE
415 Bell
329 Bell

SHORT HOWARD
212 Short Howard
309 Short Howard
311 Short Howard

HOWARD STREET
407 Howard Street
411 Howard Street
414 Howard Street
416 Howard Street
501 Howard Street
508 Howard Street
510 Howard Street
512 Howard Street
603 Howard Street
606 Howard Street
608 Howard Street
Corner of Howard
403 Howard
514 Howard
311 Howard

SUMTER AVENUE
328 Sumter Ave and the lot beside it

BREWER
428 Brewer

LOGAN AVENUE
315 Logan

OVERGROWN PROPERTIES

SIXTH STREET
318 S. Sixth
410 S. Sixth
414 S. Sixth
Corner of Sixth and Sumter
419 S. Sixth
500 S. Sixth
1012 S. Sixth
1300 S. Sixth
Corner of Campbell and Sixth
531 S. Sixth

HAMPTON STREET
819 Hampton
821 Hampton
823 Hampton
913 Hampton

TUSKEEGEE STREET
827 Tuskeegee

MYRTLE
1008 Myrtle
905 Myrtle
907 Myrtle
Corner of Myrtle and Williams
1015 Myrtle
1011 Myrtle
Corner of Myrtle and Campbell

ROBINSON
1203 Robinson
1106 Robinson
1005 Robinson
914 Robinson
Between 1305 and 1311 Robinson

WASHINGTON STREET
221 West Washington
224 West Washington

FLETCHER
511? (2 Lots over from 507)

JASPER
413 Overgrown
218 Jasper

RICE STREET
505 Rice

TILLOTSON
323 Tillotson
322 Tillotson
315 Tillotson

MARION
322 Marion
324 Marion
326 Marion
328 Marion
330 Marion
332 Marion
334 Marion

PITT STREET
710 Pitt
712 Pitt
714 Pitt
717 Pitt

WEST CHAPLIN
Corner or West Chaplin and Marion

MARLBORO AVENUE
310 Marlboro
316 Marloboro
325 Marlboro

LINCOLN AVENUE
318 Lincoln**

ABANDONED HOUSES

EIGHTH STREET
606 Eighth

BELL AVENUE
416 Bell
417 Bell
435 Bell

SHORT HOWARD
210 Short Howard

HOWARD STREET
418 Howard
610 Howard

SUMTER AVENUE
413 Sumter

BREWER AVENUE
413 Brewer
410 Brewer
316 Brewer

LOGAN
416 Logan

JAMES AVENUE
302 James
307 James
418 James

JASPER AVENUE
419 Jasper
426 Jasper
331 Jasper
315 Jasper
204 Jasper

ABANDONED HOUSES

MYRTLE
1010 Myrtle
913 Myrtle

CAMPBELL
307 Campbell

ROBINSON
1000 Robinson
1003 Robinson

TILLOTSON
303 Tillotson
304 Tillotson
323 Tillotson
328 Tillotson
330 Tillotson

MARION AVENUE
328 Marion
220 Marion

PITT STREET
713 Pitt

LINCOLN AVENUE
318 Lincoln
319 Lincoln
313 Lincoln

BUTLER
810 Butler
722 Butler

CHAPLIN CIRCLE
706 Chaplin
716 Chaplin
715 Chaplin

SIXTH STREET
1019 S. Sixth

HAMPTON
1015 Hampton
909 Hampton
817 Hampton

TUSKEEGEE
906 Tuskeegee

FORESTED LOTS

BELL
310 Bell
412 Bell

SHORT HOWARD
208 Short Howard
212 Short Howard

HOWARD
403 Howard
405 Howard
414 Howard
507 Howard
612 Howard

SUMTER AVE
425-433 Forested

BREWER
435 Brewer

JAMES AVENUE
428 James

JASPER
314 Jasper
316 Jasper
Behind Deloris Covington's house

RICE
Next to 501

TILLOTSON
305-317? Tillotson
320 Tillotson
322 Tillotson

FORESTED LOTS

HAMPTON
815 Hampton
818 Hampton

MYRTLE
915? Myrtle
1004? Myrtle

CAMPBELL
Next to 305 and 307
Next to 222 Campbell

ROBINSON
1216 Robinson
1200-1208 Robinson
1110 Robinson
1010 Robinson
912-918,920 Forested

MARION
320 Marion
322 Marion
324 Marion
326 Marion

LINCOLN
Corner of Eighth and Lincoln
314 Lincoln
316 Lincoln

EAST CHAPLIN
Across from Councilwoman Graham

Plan of Action for overgrown and semi forested lots

Secure a grant for the purpose of abating the nuisance lots (that don't have houses on them). Grant money will be used to pay for the clearing of the lots bringing them into compliance as well as paying for the maintenance of them for a set period of time.

Forfeited properties are the primary lots in focus with the grant money. Forested lots also could be cut down into a state where the lot can be maintained by the owners of the property if it isn't forfeited property.

Any property owner who has their forested or nuisance lot abated through this grant money will be held accountable for the upkeep of the lot from then on. If they don't comply then our code enforcement process of notification will take its course.

****This will lend itself to moving forward in the Historic Butler District Revitalization efforts.*

Plan of Action for vacated buildings

Enforce IPMC standards in regards to vacated buildings.

Work with property owners to maintain their property.

Demo the condemned buildings that are dilapidated to the extent of non repair (ie partially torn down buildings, burnt buildings, collapsing buildings)

Ensure that condemned buildings are placarded

****Some of the vacant buildings aren't in a condemned state. The owners just need to insure that these buildings are secure and the property is maintained.*

Plan of Action for illegal dumping

Solar cameras will be used to help monitor hot spots to help enforce the code

Signs will be staged at illegal dump sights

Make residents aware of accurate fee schedule and what won't be picked up by the city as it pertains to household trash

Work to solicit community involvement in regards to illegal dumping and litter control in blighted areas

DEMO PROJECTS

210 Short Howard
416 Sumter
430 Lincoln
316 Reservoir

PLACARDED (CONDEMNED) BUILDINGS

610 Howard
307 James
1000 Robinson
1005 Robinson
318 Lincoln
319 Lincoln
716 Chaplain
809 Hampton
906 Tuskeegee
413 Brewer

PROPERTIES IN *NOTICE*

Myrtle
1010 Myrtle

Campbell
307 Campbell

Robinson
1310 Robinson

Sumter
129 Sumter

James
302 James

Jasper
226 Jasper

Hudson
729 Hudson

PROPERTIES IN *NOTICE*

Tillotson
304 Tillotson
328 Tillotson

Marion
328 Marion

Lincoln
313 Lincoln

Chaplin Circle
706 W. Chaplin

South Sixth
519 S. Sixth

Hampton
819 Hampton
1015 Hampton

Butler
810 Butler

Properties I am working with the owners on already

REPORT
CITY OF HARTSVILLE, SOUTH CAROLINA
COUNCIL FINANCE, AUDIT, BUDGET COMMITTEE
THURSDAY, FEBRUARY 8, 2018 – 9:00 AM
2ND FLOOR CONFERENCE ROOM – CITY HALL – 100 EAST CAROLINA AVENUE

Council Committee Members:
Chairman Braddock – Present
Mayor Pennington – Present
Councilmember Wilson – Absent

Executive Staff:
City Manager Zeigler – Present
Finance Director Caulder – In Via Phone
Finance Manager Kanipe – Present

Jordan Braddock, Marketing and Events Coordinator, was in attendance; Jimmy Holmes from H20 Marketing was conferenced in via phone for Waterpark Admission Fee Schedule discussion only.

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON FRIDAY, FEBRUARY 2, 2018 AND DULY POSTED AT CITY HALL LOCATED AT 100 EAST CAROLINA AVENUE.

Chairman Braddock called the meeting to order at 9:08 a.m.

DISCUSSIONS

1. WATERPARK ADMISSION, PARTIES, AND CABANA RENTAL FEE SCHEDULE DISCUSSION

Presentation of Neptune Island admission rates and rental fee schedule as well as a preliminary Resolution to adopt and approve the rates and charges for Neptune Island Waterpark were distributed. The admission rates and rental fees were discussed in detail. Recommendations were made and an updated admission rate and rental fee schedule to be distributed once finalized. Recommendation to City Council to discuss and approve these rates by Resolution at next City Council meeting.

2. PURCHASE OF ANDERSON ANIMAL HOSPITAL ACREAGE DISCUSSION

The proposal to buy the acreage at $12.00/acre ($48,000) was discussed to potentially be used for parking and/or soccer field. The recommendation to pursue a contract with a 1-year purchase option was discussed along with researching other properties as well.

3. AUDIT UPDATE

Audit is anticipated to be finalized next week. Finance Director to distribute and discuss with Finance, Audit, Budget Committee as well as provide a hard copy to City Council members.

4. WATER RATE STUDY UPDATE

The water study rate group was on site last week and are still in the process of gathering more information to analyze data. Smart Fusion data collection has proven to be challenging, but they are working through it.

5. WATERPARK FINANCING UPDATE

Hoping to be finalized in March 2018. Working on public official statement (POS) currently and feasibility report needs to be updated accordingly.

6. QUESTIONS & ANSWERS

Resolution to adopt and approve rental rates for The Edition at the Hartsville Museum was distributed and discussed. Recommendation to add 2-hour minimum rental into the resolution was made and agreed upon. Recommendation to City Council to discuss and approve these rates by Resolution at next City Council meeting.

Adjourned at 10:49 a.m.

This is our report and recommendations to the full Council.

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Robert J. Braddock, Chairman

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Departmental Reports for February 2018

ATTACHMENTS:

Description
- Animal Control
- Animal Control Patrol
- Business Navigator
- Code Enforcement Activity
- Code Enforcement - Issues Map
- Development
- Development Permit Map
- Environmental Services
- Financial
- Financial Revenue
- Fire Incidents
- Fire Incidents by Zone
- Fire Recovery
- Grants
- Human Resources
- Main Street Hartsville
- Museum
- Parks & Recreation
- Police Statistics
- Tourism & Events
- Not submitted

February 2018 Animal Control

INCIDENT DATE TIME	INCIDENT NAME	CALLDATETIME	CALLNOTES	DISPATCH ADDRESS	COMPLETED NAME
2/2/2018 8:00	Stray	2/2/2018 8:54	ACO recieved call of stray dog at Napa Auto Parts. I arrived, dog was wet, dirty, and manged. Picked up, took to HAH to scan for a chip. No chip found, took to DCHS.	1016 S. 5th St	Animal Released to DCHS
2/6/2018 11:45	Stray	2/6/2018 11:45	Aco received call of stray cat in bathroom. Arrived and removed cat from bathroom. Will take to DCHS	500 Swift creek dr Apt C4	Animal Released to DCHS
2/7/2018 10:45	Animals at large	2/7/2018 10:45	While on patrol, saw brown dog walking in street. Picked him up and placed in truck. Went to house that he belongs too, no one was home. Left slip on door to contact to reclaim dog. 2/8/18 Owner came and reclaim dog for $30. Has to bring rabies vaccine within a week.	313 Logan Ave	Spoke with Owner
2/7/2018 13:07	Stray	2/7/2018 12:00	could not find it. Found a spot on the exterior of home where I believe it was getting in. I placed trap, and will monitor 2/8/18 Checked trap, caught one grey cat. Took to DCHS and reset trap.	306 Marlboro Ave Apt A	Animal Released to DCHS
2/9/2018 17:15	Stray	2/9/2018 18:28	Received a call from Lt. Watford that FF Fowlers father found 6 puppies on side of the road and was on the way to the fire department with them. I arrived and picked puppies up. Will keep over night and transport to DCHS in the morning. 2/10/18 Transported puppies to DCHS	111 S. 7th st	Animal Released to DCHS

2/13/2018 8:38	Animals at large	2/13/2018 8:38	Patrolling, found brown and white pit bull mix walking down Marion Ave. Picked up animal, will attempt to locate owner. Dog is wearing a collar	Marion Ave and 6th st	Animal Released to DCHS
2/13/2018 15:45	Sick/injured animal	2/13/2018 15:45	Riding down 4th street. Saw cat laying on side of road. Appeared to be injured. Stopped and picked it up, took to vet. Vet said best thing to do was have animal put down. Allowed vet to do so.	S 4th St	Animal destroyed
2/18/2018 16:06	Dead animal	2/18/2018 16:06	puppy in dumpster. I arrived on scene and found puppy, appeared to be less than a month old, neck did appear to be broken. Will get with apartment manager to review video tape to see if we can see who dumped it. Case number 2018-02-182 2/19/18	725 E Carolina Ave Apt 4C	Animal picked up
2/20/2018 9:45	Stray	2/20/2018 9:00	Received call of resident wanting stray cats removed from property. Arrived and caught 3 kittens by hand. Transporting them to DCHS and will come back and set traps to catch remaining cats Caught two more in traps, transported to DCHS 2/21/18 Caught one more in a trap, transported to DCHS 2/22/18 Caught one more in a trap, transported to DCHS	201 N 2nd St	Animal Released to DCHS
2/21/2018 9:44	Stray	2/21/2018 9:44	Received call for a bunch of stray cats homeowner wants removed. Caught one cat in trap, transported to DCHS	504 McNair ave	Animal Released to DCHS
2/21/2018 14:40	Stray	2/21/2018 14:40	Cvs manager called and said dog walked into store. Could not find owner. Went and picked dog up, and took to DCHS	2310 west bobo Newsome highway	Animal Released to DCHS
2/26/2018 10:30	Stray	2/26/2018 10:30	Saw black lab running down the road. Picked him up, no collar or chip. Transported to DCHS	Tuskeegee st	Animal Released to DCHS

2/27/2018 8:00	Sick/injured animal	2/27/2018 8:00	West oil called said there was a kitten in their parking lot, eye was injured. I arrived and picked up kitten, eye look infected. Took to DCHS	712 N 5th st	Animal Released to DCHS
2/27/2018 13:25	Stray	2/27/2018 13:25	Noma called and said there was a stray pregnant cat hanging around. Will go by there and set up trap to catch.	835 W. Home Ave	

Edit my diary notes

For	Date	Completed	Link	Subject	Note	By
Jack.Mcgovern	02/28/2018 14:48:00	02/28/2018		Patrol	Patrol districts 5,6. No strays or violation found.	Jack.Mcgovern
Jack.Mcgovern	02/27/2018 13:12:00	02/27/2018		Patrol	Patrol districts 3,4. No strays or violations found.	Jack.Mcgovern
Jack.Mcgovern	02/26/2018 13:35:00	02/26/2018		Patrol	Patrol districts 1,2. One stray found, no violations found.	Jack.Mcgovern
Jack.Mcgovern	02/23/2018 20:00:00	02/23/2018		Patrol	Patrol districts 4,5,6. No strays or violations found. Assisted County with removal of 100 plus dogs.	Jack.Mcgovern
Jack.Mcgovern	02/23/2018 20:00:00	02/23/2018		Patrol	Patrol districts 4,5,6. No strays or violations found. Assisted county with removal of 100 plus dogs.	Jack.Mcgovern
Jack.Mcgovern	02/22/2018 16:15:00	02/22/2018		Patrol	Patrol Districts 1,2,3. No strays or violations found.	Jack.Mcgovern
Jack.Mcgovern	02/21/2018 13:08:00	02/21/2018		Patrol	Patrol districts 4,5,6. No strays or violation found.	Jack.Mcgovern
Jack.Mcgovern	02/20/2018 16:30:00	02/20/2018		Patrol	Patrol districts 1,2,3. No strays or violation found.	Jack.Mcgovern
Jack.Mcgovern	02/12/2018 16:30:00	02/12/2018		Patrol	Patrol districts 1,2. No strays or violations found. Set traps for coyotes between Dunlap and Kaliber	Jack.Mcgovern
Jack.Mcgovern	02/09/2018 15:53:00	02/09/2018		Patrol	Patrol districts 4,5,6. No strays or violation found	Jack.Mcgovern

For	Date	Completed	Link	Subject	Note	By
Jack.Mcgovern	02/08/2018 14:03:00	02/08/2018		Patrol	Patrol districts 1,2,3. No strays or violations found.	Jack.Mcgovern
Jack.Mcgovern	02/07/2018 16:00:00	02/07/2018		Patrol	Patrol districts 5,6. No strays or violations found.	Jack.Mcgovern
Jack.Mcgovern	02/06/2018 15:20:00	02/06/2018		Patrol	Patrol districts 3,4. No strays or violations found. Meet with trapper and walked property to find coyote activity and plan where to place traps.	Jack.Mcgovern
Jack.Mcgovern	02/05/2018 11:05:00	02/05/2018		Patrol	Patrol districts 1,2. No strays or violations found.	Jack.Mcgovern
Jack.Mcgovern	02/02/2018 15:58:00	02/02/2018		Patrol	Patrol districts 4,5,6. No strays or violation found	Jack.Mcgovern
Jack.Mcgovern	02/01/2018 15:00:00	02/01/2018		Patrol	Patrol districts 1,2,3. No strays or violations found.	Jack.Mcgovern

Monthly Departmental Report: Navigator 2018

South Hartsville Neighborhood Revitalization Strategy

January 2018: The community meeting was canceled. We plan to meet in February.
February 2018: The community meeting was held on Thursday, February 15, 2018. Councilman Tre Gammage sponsored a nonbiased forum that asked those in attendance four (4) specific questions regarding needs of the Historic Butler District and how the Byerly Foundation can address those needs.

Comprehensive Plan

January 2018: During its January 29, 2018 meeting, the Planning Commission finalized the core team members. Each commissioner gave an update from the Pubic Kick-Off Meeting that was held on Monday, January 8, 2018. The commissioners accepted the 2018 calendar, which included the regular planning commission meeting, team member meetings, and quarterly public meetings.
February 2018: The core team members for each of the elements met on Monday, February 12, 2018 at Coker College Davidson Hall. The team leaders gave an overview of the elements and the type data to be included. Members provided input into the planning process. Some teams have started to develop goals and objectives.

Ordinance Revision

January 2018: The Planning Commission reviewed the General Provisions section of the Ordinance. They made a motion to make a recommendation to City Council to adopt the amendments.
February 2018: No update.

CODES ENFORCEMENT ACTIVITY

TIME STAMP	TYPE ACTIVITY	SUBJECT PROPERTY	PROPERTY OWNER NAME	OWNER'S ADDRESS	TAX MAP #	Letter/ Report sent? Date	Follow up target date	Disposition: Open or Closed
10/19/17	IPMC	810 Butler	Brockington, Joseph	206 Howard St.	057-02-01-113	10-19-17		OPEN
10/27/17	IPMC	426 S. Sixth	Gogola, Michael	426 S. Sixth	056-10-03-057	10-27-17		OPEN
11/2/17	IPMC	318 S. Sixth	Tracey Mouzon	3935 Savannah Grove Rd., Effingham, SC 29541	056-10-04-027	11/2/17		OPEN
11/2/17	IPMC	921 Spring Ct.	Wayne Edwards	4411 Church Ave. #6H, Brooklyn, NY 11203	036-16-01-009	11/2/17		OPEN
12/11/17	License	Viox Emcor				12/11/17	1/31/18	CLOSED
1/10/18	License	Martin's Lawn Care, Landscaping, & Irrigation				1/10/18		OPEN
1/16/18	DEMO	430 Lincoln	DCFLC	430 Lincoln	057-01-03-010	1/16/18		OPEN
1/16/18	DEMO	413 Sumter	DCFLC	413 Sumter	056-14-01-002	1/16/18		OPEN
1/16/18	DEMO	210 Howard	DCFLC	1451 Hwy 90 Conway, SC 29526	056-10-04-092	1/16/18		OPEN
1/19/18	IPMC	545 S. Fifth/Darlington	Gregory Alexander	720 S. Fourth St.	056-10-03-030/ 056-11-01-044	1/19/18		OPEN
1/25/18	License	RFS	It's Fashion Metro/Dollar Tree			1/26/18		OPEN
1/29/18	License	Premier Home Builders	701 Medical Pkwy			1/29/18	2/2/18	OPEN
1/29/18	License	Bella Nails				1/29/18	2/2/18	CLOSED
2/2/18	License	Jones & Frank	Murphy's Gas Station			2/2/18	2/28/18	CLOSED
2/2/18	License	Quality Roofing	317 Holly			2/2/18	2/2/18	CLOSED
2/5/18	Routine	District 4						
2/5/18	Sign Patrol							

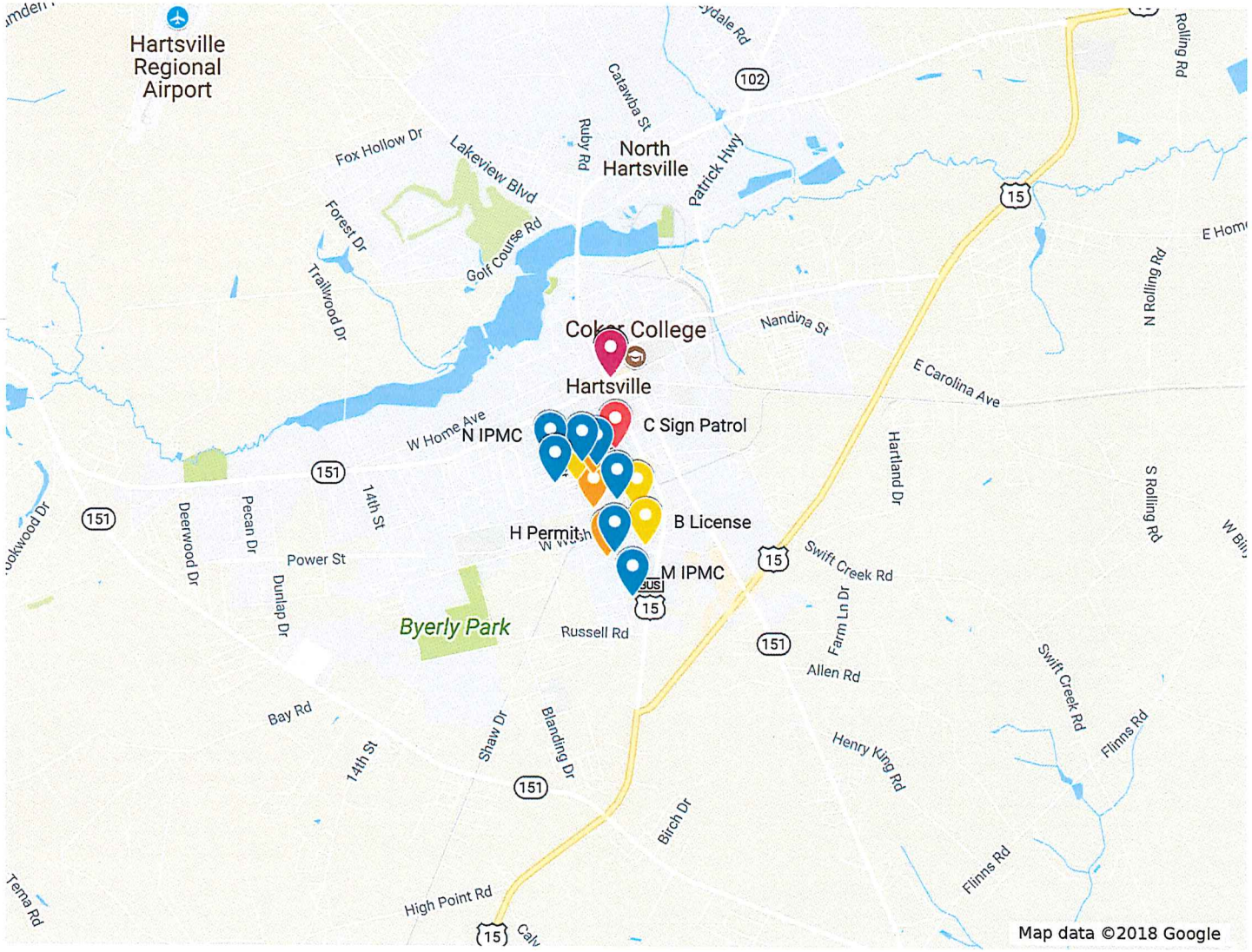
2/6/18	License	CMS				2/6/18		
2/6/18	Routine	District 5						
2/8/18	Routine	District 1 & 2						
2/8/18	Permit	404 Bell Ave.	JRI			2/8/18	2/9/18	CLOSED
2/9/18	Routine	District 3 & 6						
2/12/18	Routine	District 4						
2/12/18	License	Performance Fire Protection LLC				2/12/18	2/16/18	CLOSED
2/13/18	Routine	District 6						
2/13/18	Permit	Boartwright				2/13/18	2/15/18	CLOSED
2/16/18	Permit	Gibson	435 West College			2/16/18	2/16/18	CLOSED
2/16/18	Routine	District 1 & 2						
2/16/18	Routine	District 3						
2/19/18	Routine	District 4 & 6						
2/20/18	Routine	District 3 & 5						
2/21/18	Routine	District 1 & 2						
2/22/18	Routine	District 1 & 2						
2/23/18	Routine	District 1 & 2						
2/26/18	Routine	District 1 & 2						
2/26/18	IPMC	Lyde, Eddie	819 Hampton	1337 S. 23rd ST., Philadelphia, PA 19146	057-02-02-112	2/26/18		OPEN
2/26/18	IPMC	Coe, Baby Ray	1015 Hampton	1015 Hampton	057-02-02-045	2/26/18		OPEN
2/26/18	IPMC	1206	519 S. Sixth St	15 Walnut Place, Oyster Bay, NY 11771	056-10-03-101	2/26/18		OPEN
2/26/18	IPMC	Douglas, Thomas	706 W. Chaplin	300 Vernon Ave. Apt. 6M, Brooklyn, NY 11206	056-14-06-043	2/26/18		OPEN
2/26/18	IPMC	Samuel, Dorothy	313 Lincoln ave.	1210 Robinson Street	057-02-01-083	2/26/18		OPEN
2/26/18	IPMC	Brewer, WA	328 Tillotson	1508 Harley Circle	056-14-07-027			OPEN
2/26/18	IPMC	Campbell, Anna	304 Tillotson	111 Viola Ct., Swansboro, NC 28084	056-14-07-068	2/26/18		OPEN

2/26/18	IPMC	Cherry, Leon & Gertrude	307 Campbell	PO Box 1807	057-06-02-020.001	2/26/18		OPEN
2/26/18	IPMC	Bevel, Marvel	1010 Myrtle St	880 Boynton Ave. Apt. 3H, Bronx, NY 10473	057-06-02-005	2/26/18		OPEN
2/26/18	IPMC	Bailey, Lottie Mae	729 Hudson	655 West Washington sT., Apt. 1F	056-14-05-014	2/26/18		OPEN
2/26/18	IPMC	Smith, Reggie	226 Jasper	621 Commanchee St.	056-14-03-063	2/26/18		OPEN
2/26/18	IPMC	Boykin, JB	302 James	302 James	056-14-02-051	2/26/18		OPEN
2/26/18	IPMC	Alsbrooks, Parolee	1310 Robinson	1310 Robinson	057-06-03-071	2/26/18		OPEN
2/28/18	Routine	District 5 & 6						
2/28/18	IPMC	Stacie Pate	410 Brewer	2301 Rosemary Ave, Florence, SC 29505	056-14-01-0700	2/28/18		OPEN
2/28/18	Illegal Dumping	Nickelson, Harkless Evelyn Deab	412 Jasper	412 Jasper	056-14-01-043	2/28/18		OPEN

City of Hartsville Monthly Codes Enforcement Issues 2018

Code Enforcement Activity Log for Map Feb 2018

- IPMC
- License
- Permit
- Illegal Dumping
- Sign Patrol



MONTHLY DEVELOPMENT REPORT

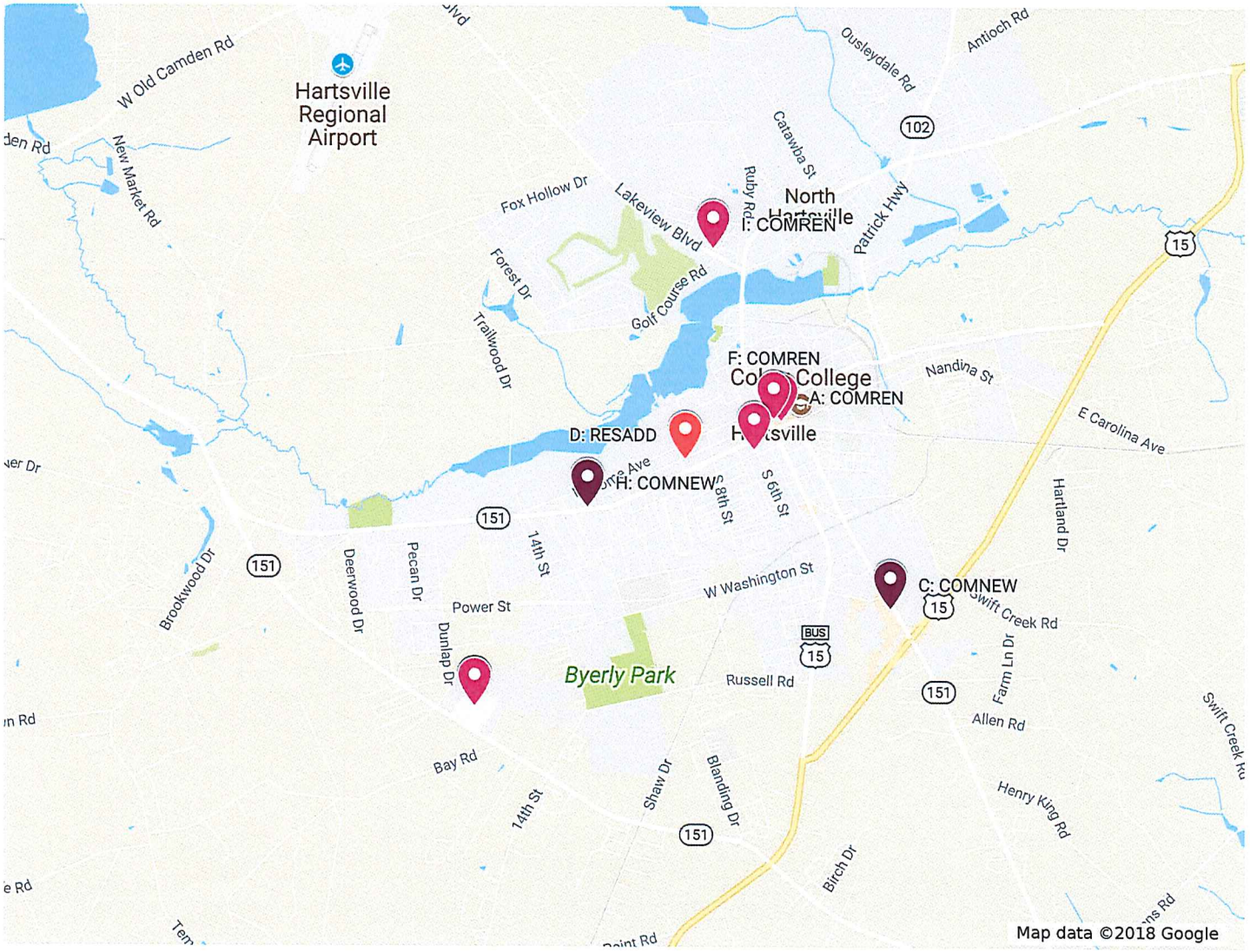
PERMITS ISSUED		**Feb-18**					
			Number	**Est. construction**		**Fees**	
			of permits	**cost**	**YTD**	**paid**	**YTD**
	Building		**14**	$ 1,904,764.42	$ 19,445,893.89	$ 5,936.00	$ 36,337.00
	Electrical		**5**	$ 11,150.00	$ 1,327,108.28	$ 400.00	$ 10,045.00
	Gas		**2**	$ 4,680.72	$ 25,590.97	$ 130.00	$ 690.00
	Mechanical		**4**	$ 44,280.00	$ 352,209.20	$ 245.00	$ 3,965.00
	Plumbing		**6**	$ 370,849.00	$ 565,974.00	$ 3,940.00	$ 4,890.00
	TOTAL		**31**	$ 2,335,724.14	$ 21,716,776.34	$ 10,651.00	$55,927.00
PLAN REVIEWS							
	Number	1					
	Fees paid	$ 374.00					
AD ZBOA	Number	1					
	Fees paid	300					
ZONING PERMITS (signs)		5					
	Total	$100.00					
ZONING PERMITS(building		7					
	Total issued	$140.00					
Demolition		**2**	$ 140.00		**Special Event**	$220.00	
Well		**0**					
Re-inspection fees		**0**	$ -				
Maps		**0**	$ -				

City of Hartsville Monthly New Permits 2018

City of Hartsville Permits for Feb 2018

- COMREN
- COMNEW
- RESADD

New residential and commercial construction permits issued each month in 2018.



Monthly Departmental Report: Environmental Services

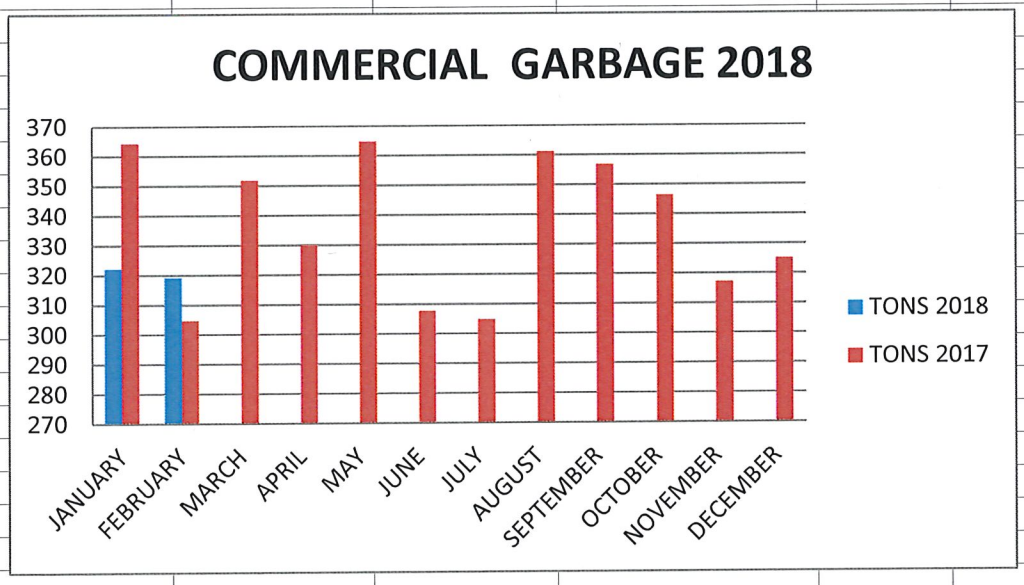
City of
HARTSVILLE
SOUTH CAROLINA

FEBRUARY
2018

Departmental Report: Environmental Services

COMMERCIAL GARBAGE 2018

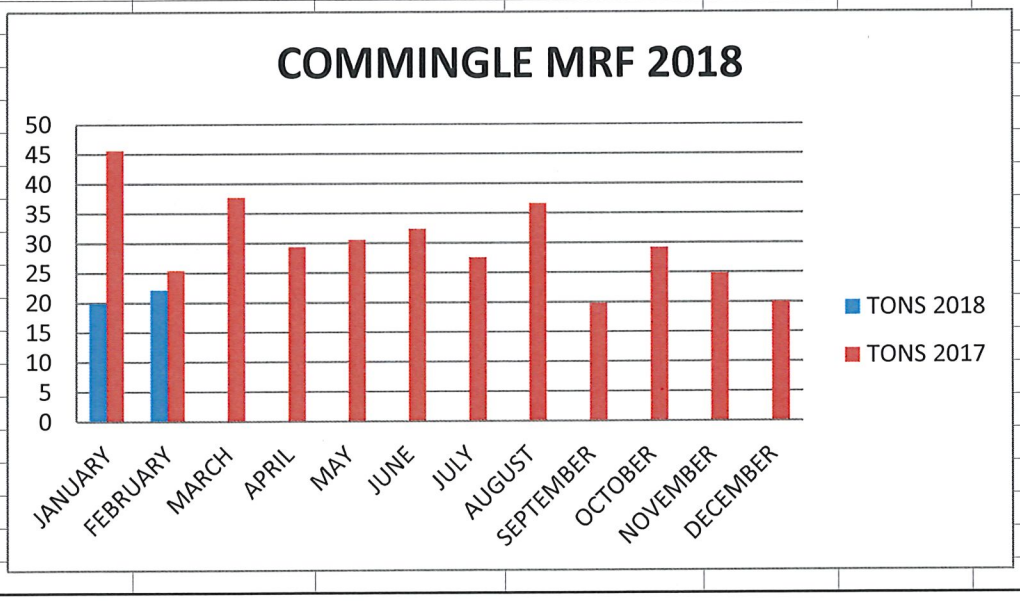
MONTH	TONS 2018	TONS 2017	GAIN/LOSS
JANUARY	322.12	364.35	42.23-
FEBRUARY	319.14	304.72	14.42+
MARCH		351.88	
APRIL		329.99	
MAY		364.83	
JUNE		307.68	
JULY		304.81	
AUGUST		361.23	
SEPTEMBER		356.86	
OCTOBER		346.38	
NOVEMBER		317.2	
DECEMBER		325.05	
TOTALS		4034.98	



Departmental Report: Environmental Services

COMMINGLE MRF 2018

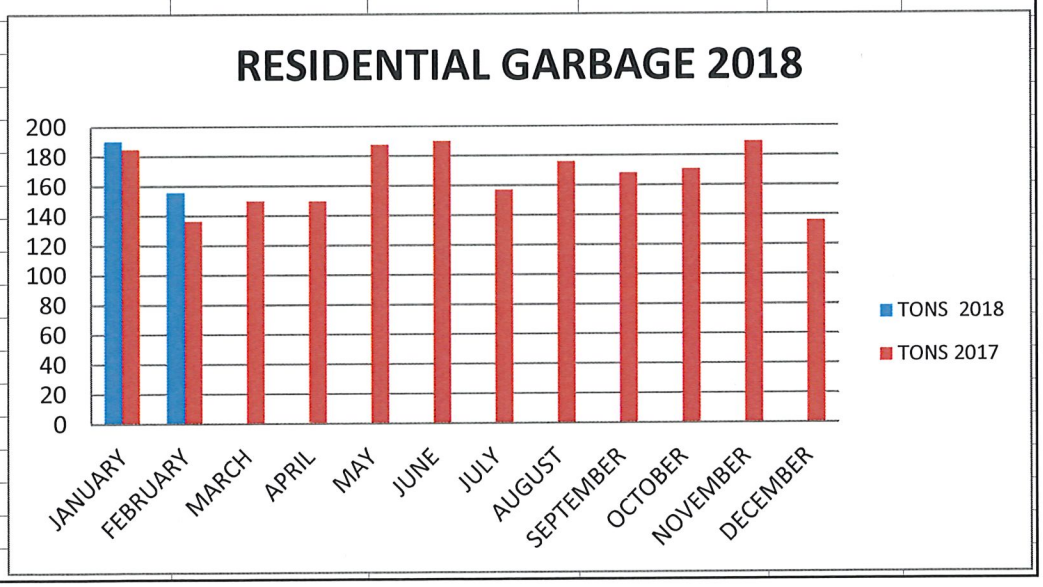
MONTH	TONS 2018	TONS 2017	GAIN/LOSS
JANUARY	19.9	45.61	25.71-
FEBRUARY	22.13	25.41	3.28-
MARCH		37.72	
APRIL		29.37	
MAY		30.54	
JUNE		32.36	
JULY		27.51	
AUGUST		36.65	
SEPTEMBER		19.74	
OCTOBER		29.2	
NOVEMBER		24.82	
DECEMBER		20.06	
TOTALS		358.99	



Departmental Report: Environmental Services

RESIDENTIAL GARBAGE 2018

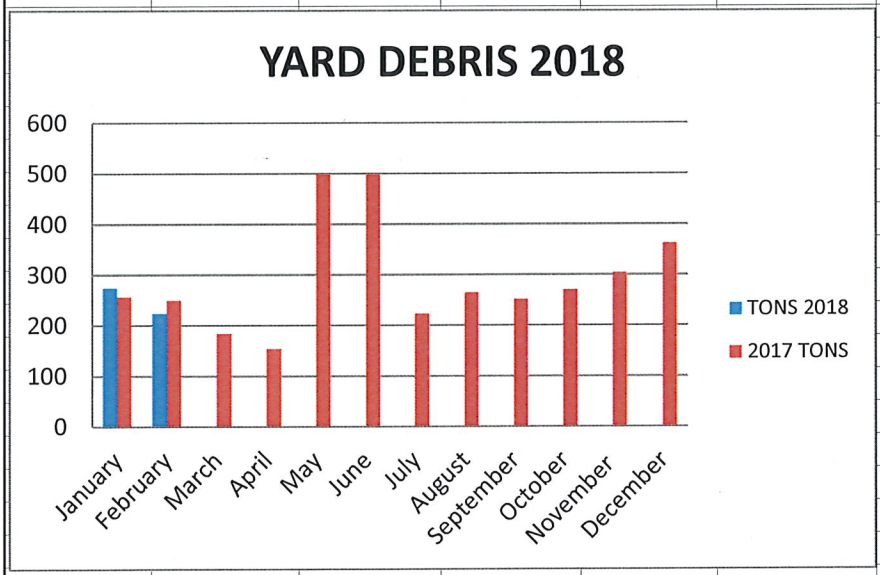
MONTH	TONS 2018	TONS 2017	GAIN/LOSS
JANUARY	190.29	184.91	5.38+
FEBRUARY	155.85	136.31	19.54+
MARCH		149.85	
APRIL		149.63	
MAY		187.65	
JUNE		190.12	
JULY		157.09	
AUGUST		176.02	
SEPTEMBER		168.2	
OCTOBER		170.78	
NOVEMBER		189.46	
DECEMBER		136.1	
TOTALS		1996.12	



Departmental Report: Environmental Services

Yard Debris 2018

MONTH	TONS 2018	2018 TRIPS	2017 TONS	2017 TRIPS	TONNAGE GAIN/LOSS	TRIP GAIN/LOSS
January	273.97	66	256.42	58	17.55+	8+
February	223.39	55	249.64	61	26.25-	6-
March			183.63	42		
April			154.19	31		
May			498.85	110		
June			498.61	107		
July			222.84	52		
August			264.62	72		
September			251.4	68		
October			270.45	76		
November			304.22	86		
December			361.97	81		
TOTALS	497.36	121	3516.84	844		



City of HARTSVILLE SOUTH CAROLINA

Monthly Financial Reports & Update

For the Month Ended February 28, 2018

Council Meeting 03/13/2018

City of Hartsville
General Fund Budget to Actual

	Feb-18	*YTD*	*Budgeted*	*% Budget Remaining*
Revenues				
Property Taxes	1,488,650.39	2,757,109.02	2,845,000.00	3.09%
Payments in Lieu	-	9,388.35	100,000.00	90.61%
Franchise Fees	23,594.29	205,129.64	698,000.00	70.61%
Penalties & Interest - Taxes	10,372.91	26,777.27	25,000.00	-7.11%
Business Licenses	98,368.82	320,210.46	1,615,000.00	80.17%
Permits	11,930.00	73,779.00	55,950.00	-31.87%
Tax Revenues - State	14,166.82	1,067,553.71	1,441,667.00	25.95%
Public Safety Fees	270,507.87	399,697.57	805,000.00	50.35%
Parks & Leisure Fees	2,021.00	18,730.12	20,000.00	6.35%
Fines	24,035.50	165,604.15	122,500.00	-35.19%
Special Assessments	12,800.00	67,390.00	125,000.00	46.09%
Investment Earnings	-	-	-	0.00%
Rents	3,300.00	18,702.93	33,600.00	-53.27%
Contributions & Donations	2,500.00	51,500.00	72,000.00	-368.16%
Other Financing Sources	883.00	337,073.45	25,200.00	100.00%
Interfund Transfers	-	-	1,696,290.27	100.00%
Sale of Assets	(11.44)	394,247.33	270,000.00	-46.02%
Extraordinary Items	-	-	-	0.00%
	1,963,119.16	5,912,893.00	9,950,207.27	40.58%
Expenditures				
General & Administrative	1,413,822.42	3,594,299.48	1,402,257.15	-156.32%
Mayor & Council	11,469.02	121,746.30	201,939.28	39.71%
Court Operations	15,731.13	150,376.34	183,628.67	18.11%
City Manager	28,762.45	266,630.03	297,621.27	10.41%
Information Technology	26,669.97	202,946.13	240,000.00	15.44%
Finance	20,293.07	221,024.06	397,019.43	44.33%
Legal	13,878.16	52,224.22	75,000.00	30.37%
Administrative Services	10,058.25	120,145.52	166,323.03	27.76%
Mainstreet	3,727.05	36,988.11	54,665.17	32.34%
Business Navigator	20,039.89	210,269.13	321,660.77	34.63%
Police Department	168,398.71	2,003,572.52	2,989,210.61	32.97%
Fire Department	199,984.60	1,152,288.04	1,529,758.58	24.68%
Victims Advocate	1,782.09	17,836.63	29,032.25	38.56%
Tourism	16,889.89	94,315.39	147,681.18	36.14%
Operations Maintenance	4,009.40	44,771.45	69,695.45	35.76%
Parks & Leisure	60,739.52	525,651.21	756,476.25	30.51%
Streets & Grounds	48,932.02	458,138.79	729,191.71	37.17%
Museum Operations	9,450.26	105,011.84	132,631.47	20.82%
Cemetery Operations	9,233.99	76,620.51	105,865.00	27.62%
Airport Operations	5,244.98	45,465.65	120,550.00	62.28%
School Crossing Guards	4,229.23	24,738.78	-	0.00%
	2,093,346.10	9,525,060.13	9,950,207.27	4.27%
Net Revenue (Expenditures)	***(130,226.94)***	***(3,612,167.13)***	-	

City of Hartsville
Utility Funds

Water/Sewer Budget to Actual

	Feb-18	*YTD*	*Budgeted*	*% Budget Remaining*
Revenues				
Charges for Services	186,909.42	1,385,603.01	2,091,000.00	33.73%
Fees	153,976.63	1,224,975.97	1,760,000.00	30.40%
Investment Earnings	-	-	500.00	100.00%
Rents	-	127,812.15	125,000.00	-2.25%
Other Financing Sources	-	18.27	-	0.00%
Accumulated Surplus	-	-	-	0.00%
	340,886.05	2,738,409.40	3,976,500.00	31.14%
Expenditures				
Water Expenditures	62,633.93	701,754.37	1,982,700.35	64.61%
Sewer Expenditures	79,133.92	917,766.18	2,074,944.01	55.77%
Waterpark Expenditures	5,625.01	7,055.84	-	0.00%
	147,392.86	1,626,576.39	4,057,644.36	59.91%
Net Revenue (Expenditures)	***193,493.19***	***1,111,833.01***	***(81,144.36)***	

Stormwater Budget to Actual

	Feb-18	*YTD*	*Budgeted*	*% Budget Remaining*
Revenues				
Stormwater Fees	-	-	168,756.00	100.00%
	-	-	168,756.00	100.00%
Expenditures				
Total Expenditures	5,082.64	55,059.22	168,756.00	67.37%
	5,082.64	55,059.22	168,756.00	67.37%
Net Revenue (Expenditures)	***(5,082.64)***	***(55,059.22)***	-	

City of Hartsville
Misc Funds

Environmental Services Budget to Actual

	Feb-18	YTD	Budgeted	% Budget Remaining
Revenues				
Fees	105,660.06	847,697.01	1,265,000.00	32.99%
Other Financing Sources	-	88.00	7,000.00	98.74%
Interfund Transfers in	-	-	165,000.00	100.00%
Extraordinary Items	-	-	-	0.00%
	105,660.06	847,785.01	1,437,000.00	41.00%
Expenditures				
Total Expenditures	127,667.23	1,006,315.27	1,422,309.37	29.25%
	127,667.23	1,006,315.27	1,422,309.37	29.25%
Net Revenue (Expenditures)	***(22,007.17)***	***(158,530.26)***	***14,690.63***	

Infrastructure Park Budget to Actual

	Feb-18	YTD	Budgeted	% Budget Remaining
Revenues				
Payments in Lieu of Taxes	228,404.18	231,199.21	600,000.00	61.47%
Investment Earnings	-	-	-	0.00%
Other Financing Sources	500.00	4,000.00	54,000.00	92.59%
Extraordinary Items	-		-	0.00%
	228,904.18	235,199.21	654,000.00	64.04%
Expenditures				
Total Expenditures	427,900.75	481,964.99	654,000.00	26.31%
	427,900.75	481,964.99	654,000.00	26.31%
Net Revenue (Expenditures)	***(198,996.57)***	***(246,765.78)***	-	

Debt Service Fund

	Feb-18	YTD	Budgeted	% Budget Remaining
Revenues				
Property Tax Revenues	85,258.17	135,017.85	165,000.00	18.17%
	85,258.17	135,017.85	165,000.00	18.17%
Expenditures				
Total Expenditures	-	-	164,549.30	100.00%
	-	-	164,549.30	100.00%
Net Revenue (Expenditures)	***85,258.17***	***135,017.85***	***450.70***	

City of Hartsville
Special Revenue Funds

Hospitality Taxes Budget to Actual

	Feb-18	*YTD*	*Budgeted*	*% Budget Remaining*
Revenues				
Taxes	71,136.12	584,281.81	900,000.00	35.08%
Penalties & Interest - Taxes	277.57	2,464.11	2,000.00	-23.21%
Investment Earnings	-	-	-	0.00%
Interfund Transfers	-	-	92,500.00	100.00%
	71,413.69	586,745.92	994,500.00	41.00%
Expenditures				
Total Expenditures	135.97	38,217.40	994,500.00	96.16%
	135.97	38,217.40	994,500.00	96.16%
				0%
Net Revenue (Expenditures)	***71,277.72***	***548,528.52***	-	

Accommodations Taxes Budget to Actual

	Feb-18	*YTD*	*Budgeted*	*% Budget Remaining*
Revenues				
Taxes	10,768.16	106,654.13	185,000.00	42.35%
Investment Earnings	-	-	-	0.00%
	10,768.16	106,654.13	185,000.00	42.35%
Expenditures				
Total Expenditures	456.67	13,653.36	185,000.00	92.62%
	456.67	13,653.36	185,000.00	92.62%
Net Revenue (Expenditures)	***10,311.49***	***93,000.77***	-	

City of Hartsville
Recreation Enterprise Funds

Recreation Concessions Budget to Actual

	Feb-18	*YTD*	*Budgeted*	*% Budget Remaining*
Revenues				
Concessions Revenue	4,988.00	68,279.85	83,000.00	17.74%
Extraordinary Items	-	-	-	0.00%
	4,988.00	68,279.85	83,000.00	17.74%
Expenditures				
Total Expenditures	-	51,744.90	83,000.00	37.66%
	-	51,744.90	83,000.00	37.66%
Net Revenue (Expenditures)	***4,988.00***	***16,534.95***	***-***	

Splash Pad Budget to Actual

	Feb-18	*YTD*	*Budgeted*	*% Budget Remaining*
Revenues				
Splash Pad Revenue	50.00	50,857.11	147,000.00	65.40%
Extraordinary Items	-	-	-	0.00%
	50.00	50,857.11	147,000.00	65.40%
Expenditures				
Total Expenditures	243.17	56,057.60	119,000.00	52.89%
	243.17	56,057.60	119,000.00	52.89%
Net Revenue (Expenditures)	***(193.17)***	***(5,200.49)***	***28,000.00***	

Monthly Departmental Report: Finance

Monthly Revenue Report

Month of: FEBRUARY 2018

Hospitality taxes collected:	$63,294.60
(taxes are collected on the revenue of the previous month and are due on the 20th of the next month	
Accommodation taxes collected:	$10,754.75
(taxes are collected on the revenue of the previous month and are due on the 20th of the next month	
Revenue collected for Cemetery Lots:	$3,500.00

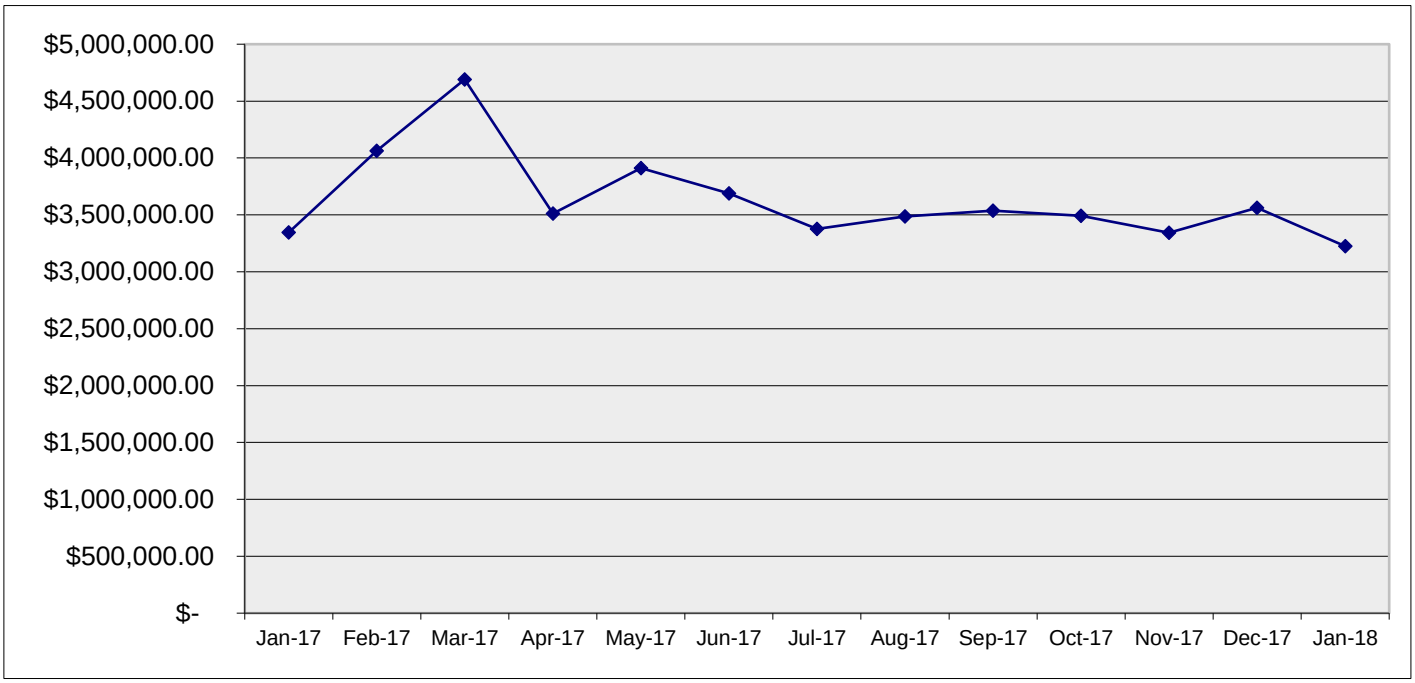
Hospitality Tax Recap

	Net Taxable Sales	X .02	Discount	Penalty	Total Paid
Jan-17	$ 3,345,520.51	$ 66,910.81	$ (1,238.64)	$ 151.54	$ 65,829.75
Feb-17	$ 4,064,255.23	$ 81,285.10	$ (1,497.76)	$ 162.17	$ 79,949.51
Mar-17	$ 4,690,455.22	$ 93,809.10	$ (1,788.72)	$ 365.08	$ 92,185.60
Apr-17	$ 3,512,617.37	$ 70,051.94	$ (1,381.90)	$ 56.54	$ 68,726.58
May-17	$ 3,910,747.17	$ 78,214.56	$ (1,564.29)	$ 324.40	$ 77,097.29
Jun-17	$ 3,689,958.57	$ 73,799.17	$ (1,426.04)	$ 11.71	$ 72,384.84
Jul-17	$ 3,376,397.91	$ 67,528.07	$ (1,322.42)	$ 79.16	$ 66,284.81
Aug-17	$ 3,486,940.55	$ 69,738.48	$ (1,351.80)	$ 147.91	$ 69,534.59
Sep-17	$ 3,538,281.04	$ 70,766.00	$ (1,258.54)	$ 58.13	$ 69,565.59
Oct-17	$ 3,492,137.67	$ 69,842.75	$ (1,354.01)	$ 78.48	$ 68,533.87
Nov-17	$ 3,342,422.27	$ 66,848.31	$ (1,171.23)	$ 14.36	$ 65,691.44
Dec-17	$ 3,562,056.88	$ 71,307.74	$ (1,302.15)	$ 459.91	$ 70,465.50
Jan-18	$ 3,225,202.63	$ 64,504.05	$ (1,257.30)	$ 47.85	$ 63,294.60
TOTAL	**$47,236,993.02**	**$ 944,606.08**	**($17,914.80)**	**$1,957.24**	**$ 929,543.97**

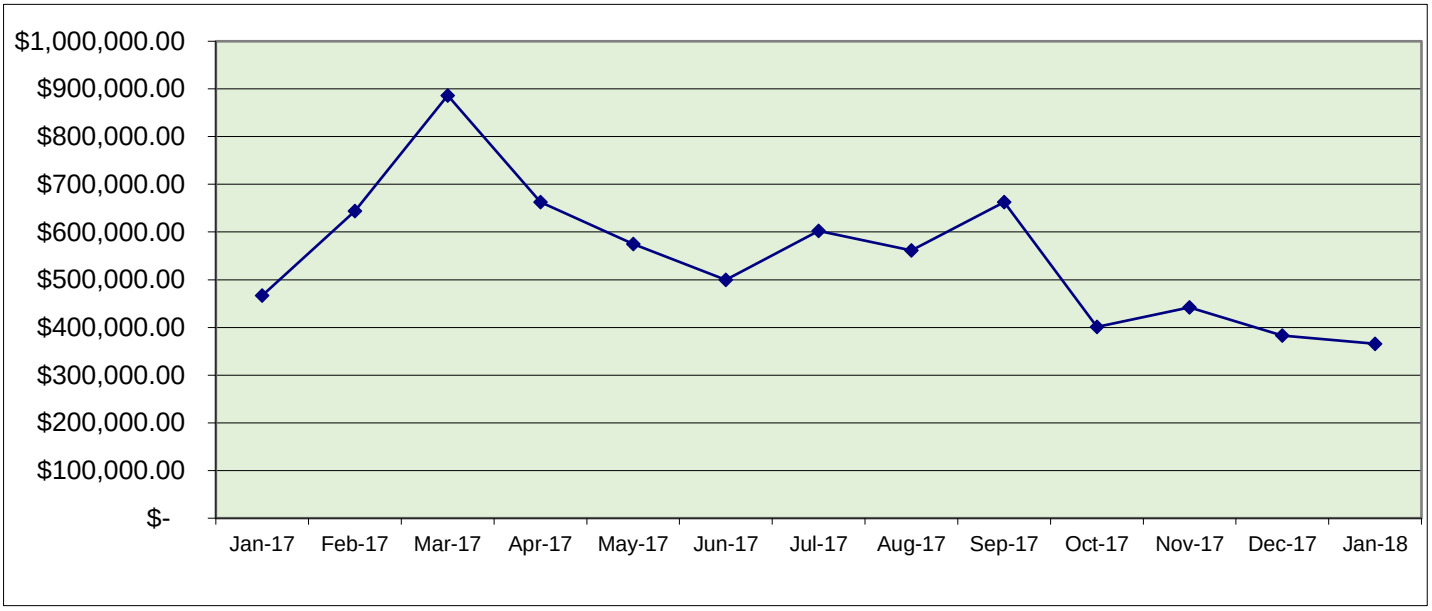
Accommodations Tax Recap

	Net Taxable Sales	X .03	Discount	Penalty	Total Paid
Jan-17	$ 467,048.94	$ 14,011.47	$ (245.01)	$ -	$ 13,766.46
Feb-17	$ 643,767.12	$ 19,313.01	$ (384.61)	$ -	$ 18,928.41
Mar-17	$ 886,420.21	$ 25,592.61	$ (527.74)	$ -	$ 26,064.87
Apr-17	$ 662,875.00	$ 19,886.25	$ (393.26)	$ -	$ 19,492.99
May-17	$ 574,601.07	$ 17,238.03	$ (340.98)	$ -	$ 16,897.05
Jun-17	$ 499,700.91	$ 14,991.03	$ (261.27)	$ 178.23	$ 14,907.98
Jul-17	$ 602,370.40	$ 18,071.11	$ (355.67)	$ -	$ 17,714.44
Aug-17	$ 561,102.74	$ 16,833.08	$ (298.05)	$ 173.53	$ 16,708.56
Sep-17	$ 662,518.46	$ 19,875.55	$ (394.61)	$ -	$ 19,480.94
Oct-17	$ 401,381.81	$ 12,041.45	$ (236.75)	$ 2.37	$ 11,807.07
Nov-17	$ 442,303.84	$ 13,269.11	$ (262.89)	$ -	$ 13,006.22
Dec-17	$ 382,704.91	$ 11,481.15	$ (228.06)	$ -	$ 11,253.09
Jan-18	$ 365,716.04	$ 10,971.47	$ (216.72)	$ -	$ 10,754.75
TOTAL	**$7,152,511.45**	**$213,575.32**	**($4,145.62)**	**$354.13**	**$210,782.83**

Hospitality Tax Chart for past 13 months



Accommodation Tax Chart for past 13 months



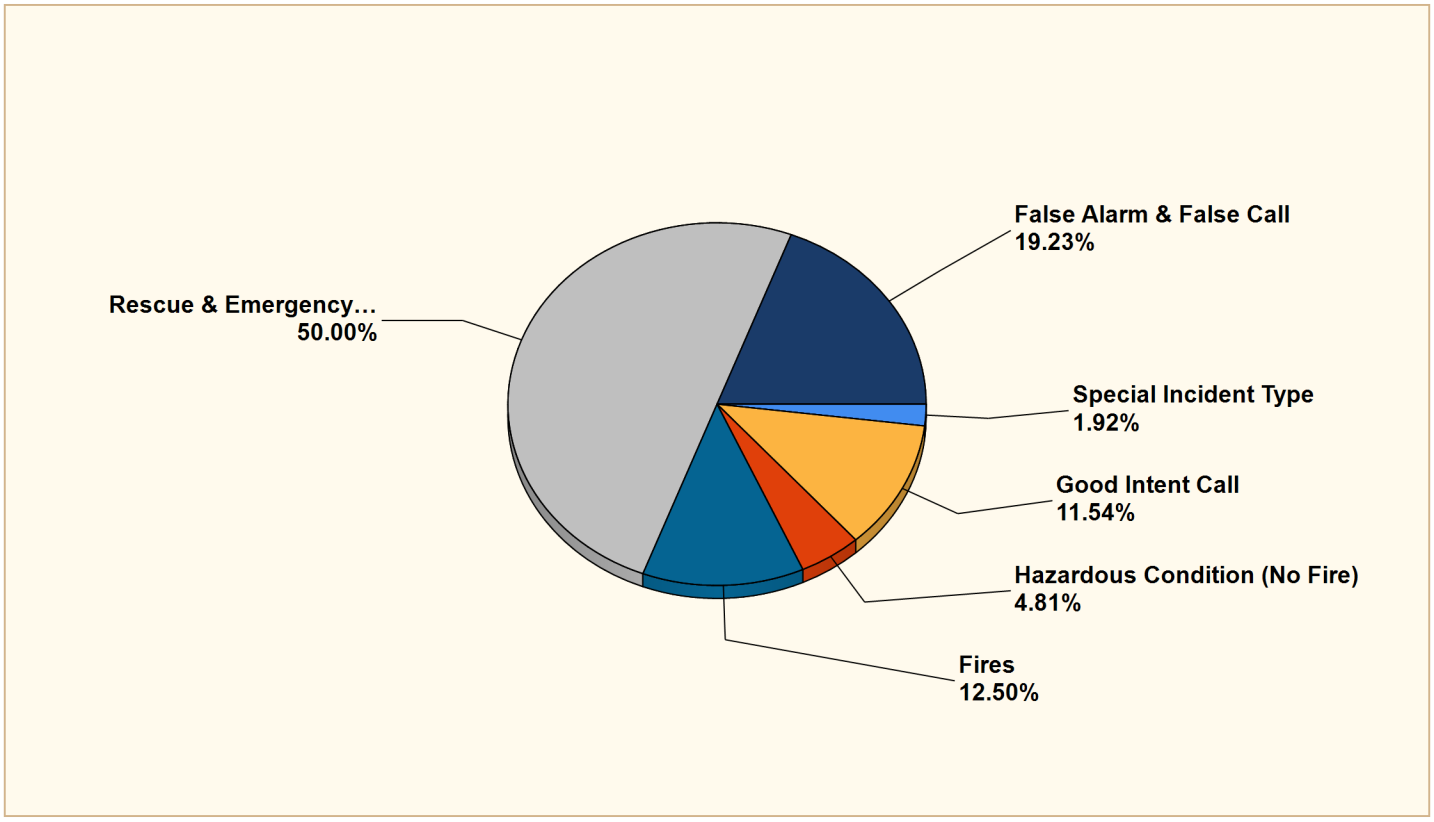
Hartsville (City of) FD

Hartsville, SC

This report was generated on 3/7/2018 11:53:10 AM

Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 02/01/2018 | End Date: 02/28/2018



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	13	12.50%
Rescue & Emergency Medical Service	52	50.00%
Hazardous Condition (No Fire)	5	4.81%
Good Intent Call	12	11.54%
False Alarm & False Call	20	19.23%
Special Incident Type	2	1.92%
TOTAL	104	100.00%

Only REVIEWED incidents included. Summary results for a major incident type are not displayed if the count is zero.

Detailed Breakdown by Incident Type		
INCIDENT TYPE	**# INCIDENTS**	**% of TOTAL**
100 - Fire, other	2	1.92%
111 - Building fire	6	5.77%
118 - Trash or rubbish fire, contained	1	0.96%
130 - Mobile property (vehicle) fire, other	1	0.96%
141 - Forest, woods or wildland fire	2	1.92%
151 - Outside rubbish, trash or waste fire	1	0.96%
311 - Medical assist, assist EMS crew	31	29.81%
320 - Emergency medical service, other	1	0.96%
321 - EMS call, excluding vehicle accident with injury	1	0.96%
322 - Motor vehicle accident with injuries	9	8.65%
324 - Motor vehicle accident with no injuries.	9	8.65%
352 - Extrication of victim(s) from vehicle	1	0.96%
411 - Gasoline or other flammable liquid spill	1	0.96%
440 - Electrical wiring/equipment problem, other	2	1.92%
463 - Vehicle accident, general cleanup	2	1.92%
600 - Good intent call, other	2	1.92%
611 - Dispatched & cancelled en route	8	7.69%
631 - Authorized controlled burning	2	1.92%
700 - False alarm or false call, other	3	2.88%
714 - Central station, malicious false alarm	1	0.96%
730 - System malfunction, other	1	0.96%
733 - Smoke detector activation due to malfunction	2	1.92%
735 - Alarm system sounded due to malfunction	5	4.81%
743 - Smoke detector activation, no fire - unintentional	6	5.77%
745 - Alarm system activation, no fire - unintentional	2	1.92%
900 - Special type of incident, other	1	0.96%
911 - Citizen complaint	1	0.96%
TOTAL INCIDENTS:	**104**	**100.00%**

Only REVIEWED incidents included. Summary results for a major incident type are not displayed if the count is zero.

Hartsville (City of) FD

Hartsville, SC

This report was generated on 3/7/2018 11:52:09 AM

Incident Type per Zone for Incident Status for Date Range

Incident Status(s): All Incident Statuses | Start Date: 02/01/2018 | End Date: 02/28/2018

INCIDENT TYPE	Incident Status	# INCIDENTS
Zone: City Limits - City Limits		
100 - Fire, other	Reviewed	1
111 - Building fire	Reviewed	1
118 - Trash or rubbish fire, contained	Reviewed	1
130 - Mobile property (vehicle) fire, other	Reviewed	1
311 - Medical assist, assist EMS crew	Reviewed	19
320 - Emergency medical service, other	Reviewed	1
322 - Motor vehicle accident with injuries	Reviewed	3
324 - Motor vehicle accident with no injuries.	Reviewed	4
324 - Motor vehicle accident with no injuries.	Completed	1
352 - Extrication of victim(s) from vehicle	Reviewed	1
440 - Electrical wiring/equipment problem, other	Reviewed	1
463 - Vehicle accident, general cleanup	Reviewed	1
600 - Good intent call, other	Reviewed	2
611 - Dispatched & cancelled en route	Reviewed	5
700 - False alarm or false call, other	Reviewed	1
714 - Central station, malicious false alarm	Reviewed	1
730 - System malfunction, other	Reviewed	1
733 - Smoke detector activation due to malfunction	Reviewed	2
735 - Alarm system sounded due to malfunction	Reviewed	3
743 - Smoke detector activation, no fire - unintentional	Reviewed	3
745 - Alarm system activation, no fire - unintentional	Reviewed	1

Zone: Darlington Co. - Darlington County		
100 - Fire, other	Reviewed	1
111 - Building fire	Reviewed	1
141 - Forest, woods or wildland fire	Reviewed	1
151 - Outside rubbish, trash or waste fire	Reviewed	1
311 - Medical assist, assist EMS crew	Reviewed	11
321 - EMS call, excluding vehicle accident with injury	Reviewed	1
322 - Motor vehicle accident with injuries	Reviewed	6

This report gives a count of each incident type for the Incident Status or Statuses selected.

INCIDENT TYPE	Incident Status	# INCIDENTS
324 - Motor vehicle accident with no injuries.	Reviewed	3
411 - Gasoline or other flammable liquid spill	Reviewed	1
440 - Electrical wiring/equipment problem, other	Reviewed	1
463 - Vehicle accident, general cleanup	Reviewed	1
611 - Dispatched & cancelled en route	Reviewed	2
631 - Authorized controlled burning	Reviewed	2
700 - False alarm or false call, other	Reviewed	2
735 - Alarm system sounded due to malfunction	Reviewed	2
743 - Smoke detector activation, no fire - unintentional	Reviewed	3
745 - Alarm system activation, no fire - unintentional	Reviewed	1
911 - Citizen complaint	Reviewed	1

Zone: Out of District - Out of District		
111 - Building fire	Reviewed	4
141 - Forest, woods or wildland fire	Reviewed	1
311 - Medical assist, assist EMS crew	Reviewed	1
324 - Motor vehicle accident with no injuries.	Reviewed	2
611 - Dispatched & cancelled en route	Reviewed	1
900 - Special type of incident, other	Reviewed	1

This report gives a count of each incident type for the Incident Status or Statuses selected.

Monthly Totals For City of Hartsville Fire Department

February, 2018

Dear Jeff Burr,
This monthly status report gives you a quick snapshot (as of 2018-03-01) of the claims which have been submitted and paid in the previous month.

	Last Month (Feb)		All Year (2018)	
	# Claims	$ Amount	# Claims	$ Amount
Claims Submitted	4	$1,228.00	8	$2,804.00
Payments Received By FRUSA	1	$200.00	3	$992.00
Claims Denied	0	$0.00	4	$1,576.00
Non-Billable (Other)	1	-	1	-
In Progress	2	-	2	-

February 2018 Council Grant Report

Open grant projects (see staff for detailed project status):

- CDBG South Hartsville Phase 1
- COPS Hiring Grant
- USDA FMPP
- SC Housing NIP (*award, not grant)
- Safe Routes to School
- DOT Transportation Alternatives Grant
- Byerly Foundation
    - Outdoor basketball/volleyball
    - Wayfinding signage
    - Police Youth Academy
    - Business Builder
- Department of Justice Bullet Proof Vest
- Land and Water Conservation Fund
- Palmetto Pride Community
- Palmetto Pride Enforcement
- Rural Infrastructure Authority
- Paul Coverdell Forensic Science Grant
- SC DHEC Local Mosquito Control Grant Program
- SC Department of Public Safety, Highway Safety

Applications in progress:

- EDA
- USDA Community Facilities
- DOT TAP
- ASPCA
- Firefighters Support Foundation Equipment
- SCDPS Highway Safety Grant

Submitted by:

Mary Catherine Farrell

Human Resources Monthly Report - February 2018

Home Department	January Headcount	February Hires	February Terms	February Transfers	February Headcount	DIVERSITY				
						Asian	African American	Hispanic or Latino	White	2 or More Races
000411 / Mayor Council Clerk	8	0	0	0	8	0	3	0	5	0
000412 / Court Operations	5	0	0	0	5	0	1	1	3	0
000413 / City Manager	3	0	0	0	3	0	0	0	3	0
000415 / Finance	5	0	0	0	5	0	1	0	4	0
000417 / Human Resources	1	0	0	0	1	0	0	1	0	0
000418 / Main Street Hartsville	1	0	0	0	1	0	0	0	1	0
000419 / Business Navigator	5	0	0	0	5	0	2	1	2	0
000421 / Police Department	41	1	0	0	42	0	5	0	37	0
000422 / Fire Department	33	0	0	0	33	0	1	0	32	0
000423 / Victim's Advocate	1	0	0	0	1	0	0	0	1	0
000426 / Tourism	2	0	0	0	2	0	0	0	2	0
000431 / Maintenance	1	0	0	0	1	0	0	0	1	0
000432 / Sanitation Dept.	13	1	0	0	14	0	6	0	8	0
000452 / Parks & Recreation	6	0	1	0	5	0	1	0	4	0
000453 / Streets & Grounds	12	0	0	0	12	0	5	0	7	0
000454 / Museum Operations	3	0	0	0	3	0	0	0	3	0
000500 / Water Utilities	6	0	0	0	6	0	0	0	6	0
000600 / Sewer Utilities	3	1	0	0	4	0	2	0	2	0
000700 / School Crossing Guards	9	0	0	0	9	0	5	0	4	0
000800 / Storm Water Utilities	1	0	0	0	1	0	0	0	1	0
000900 / Water Park	1	0	0	0	1	0	0	0	0	1
Totals:	**160**	**3**	**1**	**0**	**162**	**0**	**32**	**3**	**126**	**1**

**Based on Home Departments/does not reflect employees with dual departments

Completed Events/Campaigns

February

Wellness Challenge - Weight Loss Battle of the Sexes REVENGE; **Kickoff 2/20 44 PARTICIPANTS!!**
Take Your Student to Work Day [2/16/18]
Performance Appraisal - Supervisor Completion
SDS/Hazcom Refresher Training 2/21 - 2/23

Upcoming Events

March

Customer Service Training 3/5 & 3/6, 3/12 & 3/13, 3/19 & 3/20
Performance Appraisal - Employee Meetings
National Employee Appreciation Day 3/2; Tee Shirt Distribution
Wellness Challenge Launch - 4 in 4 [TBA]

April

Customer Service Training 4/9 & 4/10, 4/16 & 4/17
Administrative Professionals Day - Recognition 4/25
HR Policy Training [TBA]
Weight Loss Challenge - Wellness Walks

Date: March 7, 2018
To: City of Hartsville
From: Suzy Moyd,
Executive Director,
Main Street Hartsville
Re: **Monthly Status Report for February**

Status Report & Updates

Calendar:

February 5th, Merchants First Monday Breakfast
February 7th, ValenTastic Promotional Video filming & production
February 9th, Present to Greater Chamber of Commerce's Leadership Class
February 12th, Vision 2030 Meeting
February 20th, Creative Vitality Webinar
February 21st, StartUp Hartsville Meeting at Startsville and ARB
February 22nd, Main Street SC Meeting in Manning
February 27th, Thinking Bigger presentation in Columbia

Current Social Media Stats:

Facebook: 3785 Followers
Twitter: 1257 Followers
Instagram: 1173 Followers
MailChimp: 497 Subscribers

New businesses opening soon:

The Edition
EdVenture
eXcape Room

Ribbon Cuttings Soon:

Mahala Reese
MezzoForte
Sam Kendall's
Wild Child

This Valentine's Day,
BE
Valentastic
With more sweet reasons to love downtown Hartsville!
#showsomelocallove #lovelocal #valentastic2018

Bizzell's Food & Spirits
137 E. Carolina Ave.
Couples Valentines Day
Candlelight Dinner specials for 2! Just $75

Blush: Marie Norman
115 N. Fifth St.
Enter our Most Kissable Lips contest! Kiss our in-store canvas and be entered to win a $200 gift basket!

Brandi's On College
106 E. College Ave.
Get a $20 gift card, a pair of earrings and a candle for just $50! And 15% off anything red or pink!

Burry Bookstore
130 W. Carolina Ave.
10% off new titles, journals and coloring books, plus Valentine cards are 50% off!

COAST On Carolina
124 East Carolina Avenue
Check out our fun, funky socks as a unique gift!

Crema Coffee & Supernatural
136 W. Carolina Ave.
Crema: Free small drip coffee with purchase of cherry cheesecake.
SuperNatural will also be doing a gift box set of a soap, two bath bombs, and a sugar scrub. A $25 set for $20.

De Bax: where style & purpose collide
108 E. Carolina Ave.
15% off clothing and jewelry, excluding clearance.

De'Vane's Fashions
112 West Carolina Avenue
10% off designer men's and ladies' fashions

Mahala Reese Boutique
113 North Fifth Street
Our gift cards always make a great gift!
And check out our sale racks!

RetroFit Sip-N-Seat
152 Mantissa Row
One Free Valentine's Day champagne for ladies and one free beer for guys!
Also celebrating SAD: Singles Awareness Day!

Sam Kendall's
134 East Carolina Avenue
Valentine's Day specials include Filet and Lobster dinner for 2 with Pomegranate cheesecake.

Seersuckergypsy
211 North Fifth Street
10% off everything, plus Grand Prize Give-Away!
Don't miss our Gypsy Wonder Box of surprises for just $30!

The Grooming Lounge "A Vintage Barbershop"
114 West Carolina Avenue
Indulge in a Full-Treatment Gift Certificate for men that includes shampoo, cut, hot towel straight razor shave and a facial!

Wild Child Boutique
120 North Fifth Street
Spin to win on our prizes and discounts Valentine's wheel!

www.mainstreethartsville.org
843.383.3015 x 1003

Working on:

Writing contracts and checks for talent for Spring Downtown Block Parties.

Planning for Hartsville Farmers Market in April.

Touring new businesses, developers, and visitors around our downtown.

Scheduling and coordinating Ribbon Cuttings.

Processing Main Street Hartsville Gift Certificates.

Updates to Main Street's website and social media.

New Partnerships, current Partnership Renewals & Thank Yous.

Weekly MailChimp Newsletters.

Making deposits and processing payments for farmers, vendors and sponsors.

Reprinting of the Eat, Play, Stay Your Harts Out brochure.

Photo from ValenTastic Promotional Photo Shoot at Brandi's On College:

Monthly Departmental Report: Museum
February 2018

The 2018 Black Heritage Exhibit was well attended during the month. The Staff continues to work on exhibit design for the hallway and conference room area at The Edition.

Hartsville Museum Visitor Demographics:

Month	Walk-In Count	Web Site	Facebook
January	443	3273	4152
February	389	3851	4006

Total Visitors YTD: 16,114

Visitors (Walk-In) by Day of Week

Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.	.
13	38	71	92	128	47	

Visitors signing guest book came from:
States: GA, FLA.MISS.MAINE **Countries: Italy Mexico, USA**

HARTSVILLE
PARKS & REC

FEBRUARY 2018
MONTHLY DEPARTMENTAL REPORT

COACH TB THOMAS SPORTS CENTER

- Dixie National Baseball held registrations February 9-10 and 16-17.
- Currently accepting registrations for the Hartsville Area Recreation softball league and the jamboree will be March 10.
- The County recreational basketball season will conclude in March with a championship game series.
- The semi-pro team, Carolina Thunder, hosted a scrimmage Saturday, February 17 against the Savannah C-Ports and their first game home game will be Saturday, March 3rd.
- The Florence Wildcats held Men's & Women's scrimmage Saturday, February 24th.
- Served as a training venue for the Hartsville Police Department.
- Have added an informational screen in the lobby featuring PowerPoint announcements and more information on programs and events for the City of Hartsville and Darlington County Recreation Department. Members have been responding well and look forward to the updates.

BYERLY PARK

- The 2018 tournament season began February 24-25 with two tournaments. The Coker Girls Softball tournament had eight teams and the USSA Umpire Training had twenty-two teams.
- Purchased a new lawn mower that will allow staff to be more productive in mowing Byerly Park.
- Field reconditioning at pod 2 is complete.
- Football restroom leaks have been fixed.

LAWTON PARK

- Coordinated 4 rentals and 6 tours for the Lawton Park pavilion.
- The facility experienced an elevator problem that has been corrected.

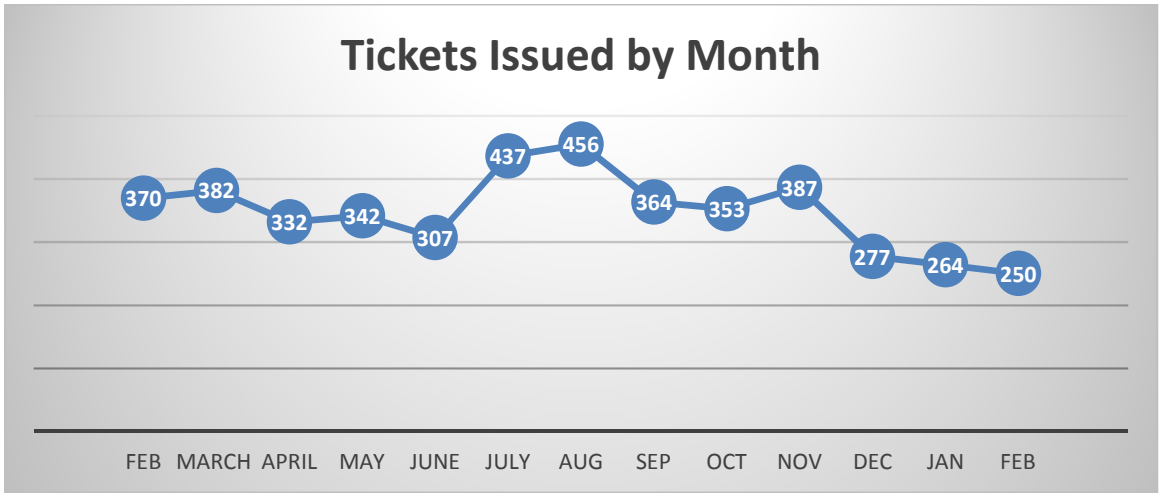
Hartsville Police Department

Monthly Report

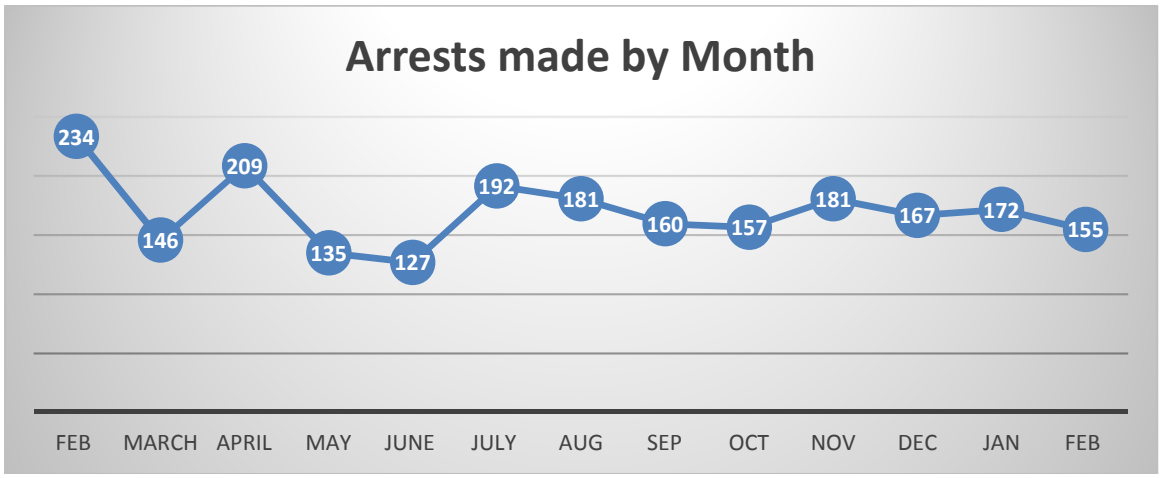
February 2018

Prepared by Mark Blair

The Hartsville Police department employs 35 sworn positions, 3 civilians, and 8 crossing guards



Since last December tickets had shown a gradual upward trend overall, despite some peaks. November continued to show improvement over the previous November, by about 30%, much as October did the month before it. December showed an improvement over the previous December by 42 citations, but there was a drop in January by 11 citations. January and February showed a slump in Citations, as is usual for Winter.



Arrests on average are around 165 persons per month for the last 4 months. Despite some peaks and drops, for the most parts arrests are pretty stable. Arrests have been spiking and dropping with events and arrests with multiple charges on single persons, however the average remains about 165.

Arrestees and Victims

On average, between 50-65% of arrested persons come from outside the city limits, showing that we serve many more people than our in-town population.

In February, there were 155 arrests, including 11 Juveniles.

Crime Types
Arrests consisted of the following: (Major categories, not inclusive of all arrests):

Shopliftings –	27	(75% from outside city)
Burglary –	2	(100% from outside city)
Thefts -	2	(50% from outside City)
Forgery/Fraud –	5	(100% from outside city)
Drug Offenses –	37	(75% from outside city)
DUI/Drunkeness-	8	(62% from outside city)
Assaults-	7	(29% from outside city)

Totals for all arrests (including those not listed above)
104 of 155 people arrested (69%) live outside the city limits.

Date: March 7, 2018
To: City of Hartsville
From: Jordan Braddock, Marketing & Events Coordinator
Re: Tourism and Events Report- February 2018

Status Report & Updates

Current Projects

Working with Black Creek Arts Council to designate Hartsville as an official South Carolina Cultural District through S.C. Arts Commission.

Marketing plan implementation to increase awareness of Hartsville through SCPRT TAG funding. Billboards, online marketing, print and television ads will be utilized over the next fiscal year to increase the number of visitors to Hartsville. I am currently working on ordering and generating content for advertisements. Our first television commercial with Darlington Raceway began its flight on July 1st. As of August 1st, we have purchased a ¼ page ad in *Discover*, South Carolina's Official Visitors Guide, enrolled in SCPRT's Co-Op Marketing Program, and acquired a 1 year lease for an out-of-home unit on HWY 151. The unit was posted on October 4, 2017. We completed our first of 2 SCPRT boosted Facebook posts in November and received the results of the campaign in December (Total impressions: 51,829, Total reach: 32,543, Total reactions: 2,425, Total shares: 184, Total comments: 43, Total link clicks: 143). We have purchased 2 out-of-home units on Interstate 20 in Columbia. The first unit is located near Lexington and was posted on March 1, 2018; this unit will stay posted for 5 periods. The next unit is set to post on April 2nd and will feature Neptune Island.

Continuing to build www.visithartsvillesc.com into a one-stop shop of information for Hartsville on the Internet. We are hoping to add more features, blog posts and information over the next few months as we push visitors to this website during the #ExperienceHartsville campaign.

Finalized the 2018 City of Hartsville events calendar to create a master list for scheduling events.
2018 City of Hartsville Sponsored Events:

- Children's Theatre presented by Columbia Children's Theatre at Center Theater sponsored by Novolex
    - Saturday, March 31, 2018 at 3 PM- Stone Soup the Musical
    - Sunday, May 6, 2018 at 3 PM- Miss Nelson Has a Field Day
- Community Easter Eggstravaganza- Saturday, March 17, 2018 from 10 am- 12 pm
- Screen on the Green at Dusk
    - Saturday, May 26, 2018- "Top Gun" sponsorship still available
    - Saturday, June 9, 2018- "Moana" sponsored by Carolina Pines Regional Medical Center
    - Saturday, June 23, 2018- "Hidden Figures" sponsored by The Children's Group
    - Saturday, July 14, 2018- "Despicable Me 3" sponsored by Darlington Raceway
    - Saturday, July 28, 2018: TEEN NIGHT- "Jumanji" sponsored by Darlington County Sheriff's Office and Fire Department
    - Saturday, August 11, 2018- "Guardians of the Galaxy" sponsored by Hartsville Police Department and Fire Department

- National Night Out from 6-8 pm
    - Saturday, August 11, 2018
- Downtown Holiday Open House & Centennial Tree Lighting
    - Thursday, November 15, 2018 from 5:30-9:00 pm
- 2018 Hartsville Christmas Parade
    - Saturday, December 8, 2018 at 10:30 am

Developing the marketing plan for 2018 and preparing budget recommendations for the 2018-2019 fiscal year. Our "Find What You Love" campaign will continue into FY 18/19 with an emphasis on the waterpark and family-friendly features.

Coordinating spring and summer events such as Children's Theatre, Community Easter Eggstravaganza and Screen on the Green with the help of our Marketing & Events Assistant

Working on marketing plans & designs for the Neptune Island that is set to open in summer 2018. We have launched all of our social media platforms and are currently working to increase engagement on these platforms as well as subscriptions to our e-marketing list. Our landing page for the new neptuneisland.com has been launched and I am currently working on the full scale website. We hope to release pricing and sales to the public when our ecommerce is available for our point of sale system.

Working with the Hartsville Museum to market current programs and the new event facility set to open in spring 2018

Preparing for the 2018 SCPRT grant application period to apply for Tourism Advertising Grant funds

Starting an employee campaign to push our #ExperienceHartsville campaign to our residents and visitors through our frontline employees.

Preparing for an increase in tourism through tournaments at Byerly Park and preparing ways to market our city and Neptune Island Waterpark to these visitors.

Current Social Media & Website Stats

Visit Hartsville, SC
Facebook- 2,240
Instagram (@visithartsvillesc)- 894 followers
Twitter (@visithartsville)- 292 followers
VisitHartsvilleSC.com- 3145 views

Neptune Island Waterpark
Facebook- 2,485 likes
Instagram (@neptuneislandwaterpark)- 198 followers

Current Key Sales

February 2018
Net Sales: $561.13
Tax Collected: $44.92
Total: $606.05

Top Selling Items:
1. Gillespie's 2 oz. Salted Singles- Gillespie's Peanuts
2. Gillespie's Chocolate Covered Peanuts- Gillespie's Peanuts

3. Hartsville Postcards- City of Hartsville

Future Projects

Creating new marketing materials and brochures for Hartsville Museum and Center Theater

Developing trips and vacation packages for out-of-town tourists and “staycationers” to be featured on VisitHartsvilleSC.com

Developing programing and events for fall 2018 and winter 2018

Creating more marketing campaigns geared towards retirees and millennials

Working with Carolina Sandhills NWR to develop more nature tourism opportunities

Developing a visitor demographics collection system to be utilized by all hospitality and accommodations entities

Departmental Reports Not Submitted for City Council Agenda

1. Hartsville Area Recreation

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: 4324 Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

AN ORDINANCE OF THE CITY OF HARTSVILLE, SOUTH CAROLINA AMENDING AND RESTATING SEC. 10-38 OF THE CITY'S CODE OF ORDINANCES (AS MOST RECENTLY ENACTED BY ORDINANCE NUMBER 4291 DATED JUNE 13, 2017); AMENDING AND RESTATING SEC. 54-67 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-91 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-96 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 42-108 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 46-76 OF THE CITY'S CODE OF ORDINANCES; AND OTHER MATTERS RELATED THERETO.

BACKGROUND SUMMARY:

Updates the appeals board to be more generically appropriate for all technical code appeals. Makes conforming changes based on other areas of the code dealing with the appeals board.
Explicitly acknowledges and approves of the State Unfit Dwellings Act. Provides for both the Unfit Dwellings Act and the IPMC to be a basis for enforcement of property violations;
Amends certain provisions governing application of the IPMC to historic properties;
Designates the Building Official (instead of Fire Chief) as the chief code officer;
Provides that violations of the code are applied as statutory liens against the offending properties – the liens must be satisfied prior to any transfer of property;
Clears up inconsistencies in the application of the preliminary notice process;
Changes the date for administrative due process hearings with the code official; and
Authorizes additional notice procedures and expedited placarding for out-of-state offenders.

IMPACT IF DENIED:

Status quo remains, leading to inefficiencies in code enforcement.

IMPACT IF APPROVED:

Code enforcement process is improved.

FINANCIAL IMPACT:

None

ATTACHMENTS:

Description

- Ordinance 4324

ORDINANCE NO. 4324

AN ORDINANCE OF THE CITY OF HARTSVILLE, SOUTH CAROLINA AMENDING AND RESTATING SEC. 10-38 OF THE CITY'S CODE OF ORDINANCES (AS MOST RECENTLY ENACTED BY ORDINANCE NUMBER 4291 DATED JUNE 13, 2017); AMENDING AND RESTATING SEC. 54-67 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-91 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 10-96 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 42-108 OF THE CITY'S CODE OF ORDINANCES; AMENDING AND RESTATING SEC. 46-76 OF THE CITY'S CODE OF ORDINANCES; AND OTHER MATTERS RELATED THERETO.

WHEREAS, the City of Hartsville, South Carolina (the "City") is a municipal corporation created under the laws of the State of South Carolina;

WHEREAS, it is the responsibility of the City to ensure the general safety and welfare of the public, which includes the responsibility to identify and abate public nuisances;

WHEREAS, Section 5-7-80 of the Code of Laws of South Carolina 1976, as amended ("Section 5-7-80"), authorizes the City to provide by ordinance that owners of real property within the municipality keep such property clean and free of rubbish, debris and other unhealthy and unsightly material or conditions that constitute a public nuisance;

WHEREAS, Section 5-7-80 further provides that the City may provide by ordinance for notification to owners of real property of conditions needing correction, requiring the correction of the offensive conditions, providing the terms and conditions under which the City or persons employed by the City may go upon the property to correct the conditions, and providing that the cost to the City of correcting such conditions shall become a lien upon such real property and shall be collectable in the same manner as municipal taxes;

WHEREAS, the International Property Maintenance Code (the "IPMC") provides standards and regulations that govern the conditions and maintenance of all real property, buildings and structures;

WHEREAS, the IPMC provides the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use;

WHEREAS, the IPMC further provides procedures for the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures;

WHEREAS, the first edition of the IPMC was published in 1998 and new editions are generally promulgated every three years;

WHEREAS, the most current edition of the IPMC was promulgated in 2015;

WHEREAS, the City recently enacted Ordinance 4291 dated June 13, 2017 ("Ordinance 4291"), the provisions of which codified the 2015 edition of the IPMC, subject to certain amended procedures regarding violations, corrections, abatements, fines, fees, penalties and other corrective actions;

WHEREAS, subsequent to the enactment of Ordinance 4291, the City discovered certain administrative inconsistencies in the application of Ordinance 4291 and has therefore determined to amend and restate Ordinance 4291 in its entirety by the terms of this Ordinance;

WHEREAS, the implementation of the IPMC does not abolish, diminish or impair other remedies available to the City, including the provisions of Title 31, Chapter 15, Article 1 of the Code of Laws of South Carolina 1976, as amended (the "Unfit Dwellings Act");

WHEREAS, the City, by and through the provisions of Ordinance 4047 dated April 21, 2011, as amended by Ordinance 4291, implemented Chapter 54 "Nuisances", Article III "General Property Grounds Maintenance" of its Code of Ordinances (the "General Property Maintenance Code");

WHEREAS, by and through the provisions of the IPMC enacted under this Ordinance, the enforcement procedures of the General Property Maintenance Code shall be amended and enforced through the provisions applicable to the IPMC enacted under this Ordinance;

WHEREAS, by and through the provisions of Ordinance 4046 dated April 21, 2011, as amended by Ordinance 4119 dated May 7, 2013, the City implemented Chapter 10 "Buildings and Building Regulations", Article IV "Board of Appeals Regarding Technical Code Enforcement", Section 10-91 "Application for Appeal" of its Code of Ordinances (the "Appellate Authorization");

WHEREAS, by and through the provisions of the IPMC as ratified and enacted under this Ordinance as well as other technical code enforcement procedures, the application for appeals under the Appellate Authorization shall be amended and restated as provided by this Ordinance;

WHEREAS, changes and amendments to the Appellate Authorization affect other provisions of the City's code of ordinances and therefore, certain other affected provisions of the code of ordinances shall be updated and amended to reflect the changes in the Appellate Authorization; and

WHEREAS, the City desires to utilize certain procedures and administrative resources under the Home Rule Amendments to the South Carolina Constitution, Section 5-7-80, the Unfit Dwellings Act (as applicable) and related statutory provisions, the IPMC and other available remedies and resources in order to permit the City, by and through law enforcement officials and code enforcement officials, to take all action necessary to abate, remediate and demolish public nuisances and charge the cost of corrective action back to the offending property owner as a direct charge or lien upon the offender's real property.

NOW, THEREFORE BE IT ORDAINED, by the City Council of the City of Hartsville, the governing body of the City, as follows:

Section 1. ***Adoption of the 2015 Edition of the IPMC; Revisions Thereto.***

(a) Pursuant to Section 6-9-60 of the Code of Laws of South Carolina 1976, as amended, the City may only adopt the latest edition of certain national codes, including the IPMC. As a result, there is hereby enacted by the City, for the purposes discussed above and generally to prescribe minimum standards to the use, occupancy and maintenance of all existing real property, real property improvements, any other existing premises within the City, the International Property Maintenance Code, 2015 Edition (previously defined above as the IPMC). Amendments, modifications and succeeding editions of IPMC or succeeding amendments or modifications to IPMC shall become effective in conformance with State law; however, in no event shall any subsequent edition of the IPMC affect the administrative and enforcement provisions established herein. Except as amended by the provisions of Section 1(b) hereof, each of and all of the model regulations, provisions, penalties, conditions and terms of the IPMC are hereby enacted by the City. The provisions of the IPMC shall be available for review in the office of the City Clerk.

(b) While the City has generally enacted the entirety of the IPMC, there are certain provisions of the IPMC that have been amended and restated by the City as set forth on Exhibit A hereto. When applying the provisions of the IPMC, specific reference shall be made to the provisions of Exhibit A to the extent such provisions may amend, modify or otherwise restate provisions of the IPMC. Such amendments and revisions to the IPMC shall be available for review in the office of the City Clerk.

(c) The City further enacts and authorizes the implementation of the Unfit Dwellings Act; however, to the extent the administrative provisions of this Ordinance conflict with the Unfit Dwellings Act, the provisions of the Unfit Dwellings Act are deemed to be permissive, and the provisions of this Ordinance shall control in all cases.

Section 2. ***Amendment of Section 10-38.*** Chapter 10 "Buildings and Building Regulations," Article II "Technical Codes," Section 10-38 "International Property Maintenance Code, 2015 Edition," as previously enacted by the provisions of Ordinance 4291, is hereby amended and restated in its entirety to now read as follows:

Chapter 10 – BUILDINGS AND BUILDING REGULATIONS

ARTICLE II – TECHNICAL CODES

Sec. 10-38. - International Property Maintenance Code, 2015 Edition.

(a) *Adoption of the International Property Maintenance Code (IPMC)*. This section is to be known and referred to as the Property Maintenance Code of the City of Hartsville. There is hereby adopted by the city the 2015 edition of the IPMC, a copy of which, along with applicable amendments, is to be kept permanently on file in the administrative office at city hall as part of the general ordinances of the city, with same being incorporated herein by reference, as amended pursuant to Section 10-38(b), without the necessity of setting out and copying in its entirety the applicable IPMC, 2015 Edition.

(b) *Amendments and Revisions.* In implementing the provisions of the IPMC, the City has determined to implement certain amendments and modifications to the provisions of the IPMC. In keeping therewith, the City has determined to amend, modify or restate the following provisions of the IPMC: **CHAPTER 1 – ADMINISTRATION**; **Section 3.02.4 Weeds**; **Section 3.04.14 Insect Screens**; **Section 6.02.2 Residential Occupancies**; **Section 6.02.3 Heat Supply**; and **Section 6.02.4 Occupiable Workspaces**. To the extent a section of the IPMC is not amended and restated by the provisions hereof, the original provisions of the IPMC shall be applicable. The applicable amendments and revisions to the IPMC referenced herein are to be kept permanently on file in the administrative office at city hall as part of the general ordinances of the city, with same being incorporated herein by reference without the necessity of setting out and copying the entirety of such amendments and revisions herein.

Section 3. ***Amendment of Section 54-67.*** By and through the authorizations herein, Chapter 54 "Nuisances," Article III "General Property Grounds Maintenance," Sec. 54-67 "Procedure for the abatement of public nuisances" in the City's Code of Ordinances shall be amended and restated as follows:

Chapter 54 – NUISANCES

ARTICLE III. – GENERAL PROPERTY GROUNDS MAINTENANCE

Sec. 54-67. – Procedure for the abatement of public nuisances.

Whenever the code official determines that a nuisance has occurred or is occurring under the provisions of Sec. 54-66, the violation, including notice, service, orders and appeals, shall be enforced under the provisions of International Property Maintenance Code, as adopted by Sec. 10-38 of this Code of Ordinances.

Section 4. ***Amendment of Section 10-91.*** By and through the authorizations herein, Chapter 10 "Buildings and Building Codes," Article IV "Board of Appeals Regarding Technical Code Enforcement," Sec. 10-91 "Application for Appeal" in the City's Code of Ordinances shall be amended and restated as follows:

Chapter 10 – BUILDINGS AND BUILDING REGULATIONS

ARTICLE IV. – BOARD OF APPEALS REGARDING TECHNICAL CODE ENFORCEMENT

Sec. 10-91. – Application for Appeal.

Except for those persons who are charged with ordinance violations in the jurisdiction of the city's municipal court, any person directly affected by a decision of the building official, other code official or the fire chief (generally, the "code official" for purposes of this Chapter 10, Article IV) shall have the right to appeal to the City's board of appeals for code enforcement (the "appeals board"), provided that a written application for appeal

is filed within 20 days after the day the notice or order was served. An application for appeal may be based on grounds that an alleged code violation is based on an erroneous finding of fact, that the true intent of the code or the rules thereunder have been arbitrarily, capriciously, or incorrectly interpreted or applied, the provisions of code do not fully apply to the situation, or that the requirements of the code are adequately satisfied by other means. In such cases the appeals board may hear witnesses, receive evidence, view the premises, receive arguments; thereafter, the appeals board shall make a *de novo* decision, without being bound in any way by the decision of the code official or any other intermediate appellate official. The decision of the appeals board shall be reduced to writing and delivered to the all parties to the appeal.

Section 5. ***Amendment of Section 10-96.*** By and through the authorizations herein, Chapter 10 "Buildings and Building Codes," Article IV "Board of Appeals Regarding Technical Code Enforcement," Sec. 10-96 "Board Decision" in the City's Code of Ordinances shall be amended and restated as follows:

Chapter 10 – BUILDINGS AND BUILDING REGULATIONS

ARTICLE IV. – BOARD OF APPEALS REGARDING TECHNICAL CODE ENFORCEMENT

Sec. 10-96. – Board Decision.

(a) The appeals board can vote to modify, affirm or reverse the decision of the code official only by a positive vote of a majority of a quorum present.

(b) In the event of a tie vote, the decision of the code official is affirmed.

(c) When making a decision, in no event may the appeals board waive the requirements of a technical code.

Section 6. ***Amendment of Section 42-108.*** By and through the authorizations herein, Chapter 42 "Fire Prevention and Protection," Article III "Fire Prevention Code," Sec. 42-108 "Appeals" in the City's Code of Ordinances shall be amended and restated as follows:

Chapter 42 – FIRE PREVENTION AND PROTECTION

ARTICLE III. – FIRE PREVENTION CODE

Sec. 42-108. – Appeals.

(a) The board of appeals as established by Chapter 10, Article IV of this Code shall hear and decide requests for variances from the requirements of this Chapter

(b) The owner of a building, structure or service system, or a duly authorized agent, may appeal a decision hereunder to the board of appeals.

Section 7. ***Amendment of Section 46-76.*** By and through the authorizations herein, Chapter 46 "Floods," Article IV "Variance Procedures," Sec. 46-76 "Establishment of Appeals Board" in the City's Code of Ordinances shall be amended and restated as follows:

Chapter 46 – FLOODS

ARTICLE IV. – VARIANCE PROCEDURES

Sec. 46-76. – Appeals Board.

The board of appeals as established by Chapter 10, Article IV of this Code shall hear and decide requests for variances from the requirements of this Chapter.

Section 8. The implementation of the IPMC does not abolish, diminish or impair remedies otherwise available to the City. To the extent the provisions of this Ordinance conflict with the Unfit Dwellings Act, the provisions of such act have been deemed by the City to be permissive and the provisions of this Ordinance shall control.

Section 9. The amendments to the Appellate Authorization are intended to apply to all sections of the City's code of ordinances governing technical code enforcement. Any prior or existing references to the construction board of appeals or a similar body are intended by the City to mean the appeals board established in Chapter 10, Article IV of the City's code of ordinances.

Section 10. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, is held or determined to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 11. That nothing in this Ordinance or in the IPMC hereby enacted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause of causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 12. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this ordinance are hereby repealed to the extent of the conflict or inconsistency. This ordinance shall take effect immediately upon its enactment by the City Council of the City of Hartsville.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

DONE AND ENACTED BY COUNCIL ASSEMBLED, this ___ day of _____, 2018.

CITY OF HARTSVILLE,
SOUTH CAROLINA

(SEAL)

_____
Carl M. (Mel) Pennington, Mayor

ATTEST

_____
Sherron L. Skipper, City Clerk

First Reading:	February 13, 2018
Public Hearing:	_____ __, 2018
Second Reading:	_____ __, 2018

Exhibit A

Amendments to the International Property Maintenance Code, 2015 Edition

By the terms of Ordinance No. _____ dated _____ __, 2018, the City of Hartsville, South Carolina (the "City"), by and through the City Council of the City, as the governing body thereof, did codify the International Property Maintenance Code, 2015 Edition (the "IPMC"). In implementing the provisions of the IPMC, the City has determined to implement certain amendments and modifications to the provisions of the IPMC. In keeping therewith, the City has determined to amend, modify or restate the following provisions of the IPMC: **CHAPTER 1 – ADMINISTRATION**; **Section 3.02.4 Weeds**; **Section 3.04.14 Insect Screens**; **Section 6.02.2 Residential Occupancies**; **Section 6.02.3 Heat Supply**; and **Section 6.02.4 Occupiable Workspaces**. To the extent a section of the IPMC is not amended and restated by the provisions hereof, the original provisions of the IPMC shall be applicable.

CHAPTER 1

ADMINISTRATION

SECTION 101
GENERAL

101.1 Title. These regulations shall be known as the *Property Maintenance Code of the City of Hartsville, South Carolina (*the *"**City**"),* and hereinafter referred to as "***this code***" or the "***IPMC***".

101.2 Scope. The provisions of this code shall apply to all existing residential and nonresidential structures and all existing premises and constitute minimum requirements and standards for premises, structures, equipment and facilities for light, ventilation, space, heating, sanitation, protection from the elements, life safety from fire and other hazards, and for safe and sanitary maintenance; the responsibility of owners, an owner's authorized agent, operators and occupants; the occupancy of existing structures and premises, and for administration, enforcement and penalties.

101.3 Intent. This code shall be construed to secure its expressed intent, which is to ensure public health, safety and welfare in so far as they are affected by the continued occupancy and maintenance of structures and premises. Existing structures and premises that do not comply with these provisions shall be altered, repaired or demolished to provide a minimum level of health and safety as required herein.

101.4 Severability. If a section, subsection, sentence, clause or phrase of this code is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this code.

SECTION 102
APPLICABILITY

102.1 General. The provisions of this code shall apply to all matters affecting or relating to structures and premises, as set forth in Section 101. Where, in a specific case, different sections of this code specify different requirements, the most restrictive provisions compatible with the other provisions of the City's Code of Ordinances and pertinent provisions of the Code of Laws of South Carolina 1976, as amended, shall govern. However, to the extent the provisions of the code conflict in any way with Title 31, Chapter 15, Article 1 of the Code of Laws of South Carolina 1976, as amended, the provisions of this code shall apply. Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders. Words importing the singular number shall include the plural number and vice versa, and words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts, corporations, or other legal entities, including public bodies, as well as natural persons.

102.2 Maintenance. Equipment, systems, devices and safe-guards required by this code or a previous regulation or code under which the structure or premises was construed, altered or repaired shall be maintained in good working order. No owner, owner's authorized agent, operator or occupant shall continue any service, facility, equipment or utility which is required under this section to be removed from or shut off from or discontinued for any occupied dwelling, except for such temporary interruption as necessary while repairs or alterations are in progress. The requirements of this code are not intended to provide the basis for removal or abrogation of fire protection and safety systems and devices in existing structures.

Except as otherwise specified herein, the owner or the owner's designated agent shall be responsible for the maintenance of buildings, structures and premises.

102.3 Application of other codes. Repairs, additions or alterations to a structure, or changes of occupancy, and all other work required under the IPMC shall be done in accordance with the procedures and provisions of the *International Building Code, International Energy Conservation Code, International Fire Code, International Fuel Gas Code, International Mechanical Code*, *International Residential Code*, *International Plumbing Code* and *National Electrical Code,* to the extent lawfully enacted and in effect in the City. Nothing in this code shall be construed to cancel, modify or set aside any provision of the *International Zoning Code,* to the extent it has any application in the City.

102.4 Existing remedies. The provisions in this code shall not be construed to abolish or impair existing remedies of the jurisdiction or its officers or agencies relating to the removal or demolition of any structure which is dangerous, unsafe or unsanitary, or otherwise in violation of applicable law.

102.5 Workmanship. Repairs, maintenance work, alterations or installations which are caused directly or indirectly by the enforcement of this code shall be executed and installed in a workmanlike manner and installed in accordance with the manufacturer's installation instructions.

102.6 Historic buildings. Absent exigent circumstances that affect public health, safety or welfare determined in the sole discretion of the Chief Building Official, the provisions of this code shall not be mandatory for any existing building or structure listed as a "historic property" under Sec. 11-6 of the City's Code of Ordinances.

102.7 Referenced codes and standards. The codes and standards referenced in this code shall be those that are listed in Chapter 8 of the IMPC and considered part of the requirements of this code to the prescribed extent of each such reference. Where differences occur between provisions of this code and the referenced standards, the provisions of any State-mandated Standard Code reference in Chapter 8 shall apply.

102.8 Requirements not covered by code. Requirements necessary for the strength, stability or proper operation of an existing fixture, structure or equipment, or for the public safety, health and general welfare, not specifically covered by this code, shall be determined by the code official, based on compliance with the intent of this IPMC and reasonable, objective standards as expressed by that official.

SECTION 103
DEPARTMENT OF PROPERTY MAINTENANCE INSPECTION

103.1 General. The code enforcement officer or officers, also referred to herein as the "code official," work(s) in the Business Navigator Department under the direct supervision of the Chief Building Official and the indirect supervision of the City Manager. The code official is in charge of property maintenance inspection, as well as code enforcement. He is specifically authorized to issue ordinance summonses for violations, as well as notices and appropriate regulatory orders as part of his official duties.

103.2 Appointment. As provided in South Carolina law, the code official shall be appointed by the City, acting through the City Manager, and shall be required to comply

with the standards governing the conduct of all City employees; the code official is an "at will" employee as are all other City employees, but if the code official is terminated and believes that such termination is in retaliation for a job-related decision or activity, then the code official must follow the City's grievance procedure and take all necessary steps to seek an administrative remedy. Any failure to implement the City's grievance procedure shall be deemed a waiver of the code official's right to object to his termination and the code official shall be barred from instituting litigation to contest his discharge. In pursuing his administrative remedies, the code official shall be given a full opportunity to be heard on specific and relevant issues raised by him or relied on by the City Manager or the Chief Building Official in making a termination decision.

103.3 Deputies. In accordance with the prescribed procedures of the City and with the written concurrence of the City Manager, the code official shall have the authority to appoint a deputy code official, other related technical officers, inspectors and other employees.

103.4 Liability. The code official, officer or employee charged with the enforcement of this code, while acting in an official capacity for the City, is subject to the limitations on personal and official liability set forth in the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-10, et seq. (the "S.C. Tort Claims Act").

In the event any suit is instituted against any code official, officer or employee (hereafter "City Employee") because of an act performed, or alleged to have been performed by that City Employee in the lawful discharge of such person's official duties, then under the provisions of this code and under the provisions of the S.C. Tort Claims Act and other applicable law, such City Employee shall be defended by the insurance carrier for the City; if insurance coverage and/or insurance defense is denied, and the City determines that a legal defense is warranted for the City Employee under the facts and circumstances alleged, and if the City has been given prompt, timely notice of the occurrence leading to the claim, and of the assertion of any claim against the City Employee or the City, and has been given prompt notice of the service of any suit papers on the City Employee, all of which are duties imposed on the City Employee to act in good faith, then legal representation may be provided by the City until any insurance coverage issue is resolved or until the final termination of the proceedings. Depending on the nature of the allegations, or the facts and circumstances discovered and developed in the course of the litigation, the City may accept the financial responsibility of providing a defense, but if the City's investigation reveals that the City Employee did not act within the scope and authority of his official duties in the matter from which the litigation arose, or if he failed to cooperate with the City in notifying it of the claim or in its investigation of the claim, then the City shall be under no duty or obligation whatsoever to provide a legal defense to the City Employee, and shall not be liable for any adverse outcome of such suit, if the City has not been directly made a party to the suit. Any exemption from personal responsibility for the official actions of a City Employee in enforcing this code arises by reason of the nature of his official duties, and from the S.C. Tort Claims Act and any federal laws governing such matters. This code does not expand any exemptions from personal liability provided by South Carolina or federal law.

Furthermore, this code shall not be construed to relieve from or lessen the responsibility of

any non-City agent, employee, builder, contractor, agent or employee of any builder or contractor, or any person owning, operating or controlling any building, structure or premises, for any damages to persons or property caused by defects therein or from other violations of this code, nor shall the code enforcement officer, his deputy or agent, or the City be held as assuming any liability by reason of the inspections authorized by this code or any permits or certificates issued under this code, or by reason of the absence of any such inspections.

103.5 Fees. The fees for activities and services performed by the City in carrying out its responsibilities under this code shall be as indicated in a schedule adopted by the City from time to time, either by ordinance or in the annual budget ordinance.

SECTION 104
DUTIES AND POWERS OF THE CODE OFFICIAL

104.1 General. The code official shall enforce the provisions of this code. If requested by the City Manager or by the code official, commissioned officers from the City's police department or other law enforcement agencies may directly enforce this code or assist the code official in enforcing it.

104.2 Rule-making authority. The code official shall have authority as necessary in the interest of public health, safety and general welfare, to recommend to the City Manager and to City Council the adoption and promulgation of rules and procedures, including necessary amendments to this code; to interpret and implement the provisions of this code and of any duly adopted regulations, rules or procedures; to secure the intent thereof; and to designate requirements applicable because of local climatic or other conditions. Such rules shall not have the effect of waiving structural or fire performance requirements specifically provided for in this code, or of violating accepted engineering methods involving public safety.

104.3 Inspection. The code official shall make all of the required inspections, or shall accept reports of inspection by approved agencies or individuals. All reports of such inspections shall be in writing and be certified by a responsible officer of such approved agency or by the responsible individual. The code official is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the written approval of the City Manager and the availability of sufficient funds in the City budget for such matters.

104.4 Right of entry. The code official is authorized to request entry into any structure or premises at reasonable times to inspect, subject to constitutional restrictions on unreasonable searches and seizures. By the terms of the City's business license ordinance, holders of City business licenses are deemed to have consented to a search. If a structure appears to be unoccupied, and is disconnected from City utility services or electric power, then entry is authorized for the purpose of inspection of the premises for compliance with this code. However, if the premises appear to be occupied, or if there also appears to be an IPMC violation visible to the code official from a place where he has a right to be, the code official may request entrance from the owner, the owner's authorized agent or other person in charge of the property. If entry is refused or otherwise cannot be obtained, the code official is authorized to pursue recourse as provided by law, including seeking assistance of the

police department or City Attorney in obtaining an administrative search warrant pursuant to Sec. 26-37 of the City's Code of Ordinances or a court order permitting inspection. If a violation is open, obvious, and poses an immediate threat to human or animal health and/or safety, the code official has the right to demand entrance, or to make entrance if no one is present or in charge of the premises, and may seek the assistance of the police department, fire department, health department and/or public works department, as necessary, to accomplish this purpose. Within 48 hours, the code official will file an incident report with City Manager, and keep a copy in the records of his office, detailing the events and facts justifying the actions taken by him.

104.5 Identification. The code official shall wear a City uniform with proper insignia, carry proper identification and a badge of his office when carrying out his duties, and shall present them for inspection when requesting entrance into structures or premises for purposes of inspection in the performance of those duties under this code.

104.6 Notices and orders. The code official shall issue all necessary notices or orders to ensure compliance with this code.

104.7 Department records. The code official shall keep the City's official records of all business and activities of the department specified in the provisions of this code. Such records should be retained in the official records as long as the building or structure to which such records relate remains in existence, unless otherwise provided for by other regulations or City record-retention policies. This subsection does not create any private right of action in any individual if a particular record is not maintained for any particular period of time, or if any particular information is not recorded.

SECTION 105
APPROVAL

105.1 Modifications. Whenever there are practical difficulties involved in carrying out the provisions of this code, the code official shall have the authority to grant modifications for individual cases, provided the code official shall determine and articulate in writing:

1. the special individual reason that makes application of the strict letter of this code impractical;

2. the extent to which the modification is in compliance with the intent and purpose of this code;

3. that the modification is consistent with the intent of prior modifications, if any;

4. that such modification does not materially lessen health, life and fire safety requirements; and

5. the details of action granting modifications.

The written statement shall be filed with the City Clerk and a copy shall be provided to the City Manager.

105.2 Alternative materials, methods and equipment. The provisions of this code are not intended to prevent the installation of any material or to prohibit any method of construction not specifically prescribed by this code, provided that any such alternative has been approved. An alternative material or method of construction shall be approved where the code official finds that the

proposed design is satisfactory and complies with the intent of the provisions of this code, and that the material, method or work offered is, for the purpose intended, at least the equivalent of that prescribed in this code in quality, strength, effectiveness, fire resistance, durability and safety, or has been recognized as such by experts in the area. Where the alternative material, design or method of construction is not approved, the code official shall respond in writing, stating the reason the alternative was not approved.

105.3 Required testing. Whenever there is insufficient evidence of compliance with the provisions of this code, or evidence that a material or method does not conform to the requirements of this code, or in order to substantiate claims for alternative materials or methods, the code official shall have the authority to require reasonable tests to be made as evidence of compliance at no expense to the jurisdiction, or to rely on the results of tests of similar materials or methods made in other jurisdictions or by recognized testing agencies.

105.3.1 Test methods. Test methods shall be as specified in this code or by other recognized and accepted test methods, the code official shall be permitted to approve appropriate testing procedures performed by an approved agency.

105.3.2 Test reports. Reports of tests shall be retained by the code official for the period required for retention of public records.

105.4 Material and equipment reuse. To encourage recycling and the conservation of resources, materials, equipment and devices may be reused when such elements are in good repair or have been reconditioned and tested when necessary, placed in good and proper working condition and approved. Wood boards, composite materials, hardware and other elements, which are not load-bearing, generally would not be required to meet the same tests as re-used load-bearing timbers, posts and similar elements.

105.5 Approved materials. Materials, equipment and devices approved by the code official shall be constructed and installed in accordance with such approval.

SECTION 106
VIOLATIONS

7

106.1 Unlawful acts. It shall be unlawful for a person or other legal entity to do any act or maintain any structure or keep any premises which is in conflict with or in violation of any of the provisions of this code.

106.2 Notice of violation. A preliminary notice of violation, a notice of violation or order shall be issued by the code official in accordance with Section 107.

106.3 Violations. Any person failing to comply with a notice of violation or order served in accordance with Section 107 shall be deemed guilty of a misdemeanor or civil infraction as determined by the local municipality, and the violation shall be deemed a *strict liability offense.*

106.4 Enforcement

106.4.1 Enforcement of Lien. Any action taken by the City resulting in the imposition of a monetary penalty or the incurrence of demolition and/or other costs by the City shall be statutory liens against the real property upon which the structure or premises is located and such sums shall be recovered by adding such costs as a lien on the real property tax bills next issued by the City, or its agent,

upon such real property, and collected in the same manner and at the same time as ad valorem property taxes are collected.

106.4.2 Lien Against Title. If the lien on the offender's real property tax bill is not collectible for any reason, the lien may be recorded against the land records of the property. The owner or owners of the real property, and their successors in interest, are responsible for such lien and may be sued in a court of competent jurisdiction in Darlington County, South Carolina, to recover the amount of the lien, plus all court costs and accrued pre-judgment interest, as well as the City's attorney's fees incurred in the prosecution of the case, all of which are recoverable jointly and severally against the owner or owners of record of the property on the date the lien is imposed, and their successors in interest, and the lien runs with the property. Any lien filed on a property shall be considered a cloud against title that must be satisfied prior to any subsequent transfer of the property in question.

106.4.3 Prosecution. Any person failing to comply with a notice of violation or order served in accordance with Section 107 may further be charged with a misdemeanor or with a civil infraction, depending on the severity of the conduct and whether the property has been the subject of prior complaints, whether formal or informal, and the degree to which the property owner or other responsible person has cooperated with the City in resolving the issues presented. Persons charged are entitled to a trial in municipal court, and if found guilty of a misdemeanor or of a breach of the law constituting a civil infraction, punishment to the extent provided by law may be imposed by the judge.

106.4.4 Separate Offenses. Except as otherwise provided by South Carolina law, each day that a violation continues after due notice has been given shall be deemed a separate offense.

106.5 Abatement of violation. The imposition of the penalties herein shall not preclude the City Attorney from instituting appropriate action, including, but not limited to, requesting intervention by the City's police department to restrain, correct or abate a continuing violation, or to prevent illegal occupancy of a building, structure or premises, or to stop an illegal act, conduct, business or utilization of the building, structure or premises.

SECTION 107
NOTICES AND ORDERS

107.1 Notice to person responsible. Whenever the code official determines that there has been a violation of this code or has grounds to believe that a violation has occurred notice shall be provided.

107.1.1 Preliminary Notice. Prior to the delivery of a formal notice, a preliminary notice of violation may be given. A preliminary notice is not required prior to the submission of a formal notice.

107.1.2 Formal Notice. If the problem cannot be resolved with a preliminary notice or informally, the code official may give a formal notice of compliance or correction in the manner prescribed in Sections 107.2.2 and 107.3 to the property owner and to any other person identified as a being responsible for the violation as specified in this code. In the sole discretion of the code official, no preliminary or informal notice is required

prior to the initiation and delivery of a formal notice.

107.2 Form. Notices shall be presented in the following forms:

107.2.1 Preliminary Notice. A preliminary notice prescribed in Section 107.1.1 shall be in accordance with all of the following:

1. Be in writing.

2. Describe the location of the violation, the date of the notice and the person served.

3. Identify the violation of the IPMC.

4. Inform the property owner of the date by which to fix the violation.

5. Provide contact information to dispute the violation.

107.2.2 Formal Notice. Formal notice prescribed in Section 107.1.2 shall be in accordance with all of the following:

1. Be in writing.

2. Identify the property owner based on the City's tax or other records, and identify, to the extent possible, any other persons who may be lawfully responsible for the premises, such as a tenant, renter, lessee or permissive user.

3. Include a description of the real property sufficient for identification, which may include, but is not limited to, street address, tax map number, plat reference or a deed description.

4. Include a statement of the violation or violations, with specific reference to the section of this code which is being violated, and state why the notice is being issued.

5. Include a description of necessary correction or compliance, specifying exactly what action is required to bring the property into conformance with this code (including costs and fees associated therewith), specifying any building or other permits that must first be obtained, and stating a reasonable time to make the repairs and improvements required to bring the dwelling unit, other structure or premises into compliance with the provisions of this code.

6. Inform the property owner of:

(a) the right to an informal hearing or discussion with a hearing officer before the order is implemented;

(b) his right to appeal any adverse decision of the hearing officer; and

(c) the time limits and procedure for filing an appeal.

Informal hearings or discussions with the hearing officer shall be scheduled within 10 days of informing the violator of their violation. The code officer has the burden of proof of a violation. For purposes herein, the "hearing officer" shall be the code official or his designee.

7. Include a statement of the right of the City to file a lien in accordance with Section 106.4 "Enforcement" for

unpaid monetary penalties and costs of abatement.

8. In the alternative, notice of prosecution in the City's municipal court may be given by service of a Municipal Ordinance Summons (as provided by Sec. 1-13 of the City's Code of Ordinances) in a proper case, or by institution of the Courtesy Summons (pursuant to Sec. 26-36 of the City's Code of Ordinances).

107.3 Methods of service.

107.3.1 Preliminary Notice. To the extent legally permissible, a preliminary notice under 107.2.1 shall be served in any manner determined by the code official.

107.3.2 Formal Notice. Formal notice under 107.2.2, except as described in Subparagraph 8 above (which shall be served personally on a defendant under South Carolina law), shall be deemed to be properly served under any of the following methods:

1. If a copy of the notice is delivered personally to each property owner of record or of whom the code official has actual knowledge, and to any other person who is found on the property and/or who appears to have a right as tenant, lessee, renter or permissive user to be on or in control of the property;

2. If a copy of the notice is sent by certified or first-class mail addressed to the last known property owner or owners at the best address available to the City for such person, with a return receipt requested included therewith; or

3. If the letter and notice submitted under Section 107.3.2(2) above was not delivered, or if the return receipt is not properly signed, a copy of the notice shall be posted or door-tagged in a conspicuous place in or about the front door of the structure, and the owner of such affected property shall be deemed to have been duly notified of the notice on the seventh day after the posting thereof. The provisions hereof are not required in the event the City complies with the provisions of 107.3.3 below regarding the posting of the structure.

4. If delivered in accordance with Section 31-15-60 of the Code of Laws of South Carolina 1976, as amended. It is expressly stated that the provisions of Title 31, Chapter 15, Article 1 are permissive and the City need not comply with such provisions when exercising the rights and privileges granted under the IPMC.

107.3.3 Posting. In order to expedite the process for compliance and abatement of nuisances, the City shall additionally be permitted to post or door-tag a copy of the notice in a conspicuous place in or about the front door of the offending structure on or prior to the submission of the formal notice under Section 107.3.2(2). So long as the structure is properly posted on or before the formal notice is mailed under Section 107.3.2(2) above, then in the event the notice under 107.3.2(2) was not delivered, or if the return receipt is not properly signed, the owner of such affected property shall be deemed to have been duly notified of the notice on the 30th day after the posting thereof.

107.4 Penalties. Penalties for noncompliance with orders and notices, or for violations prosecuted in the City's municipal court, shall be as set forth in Section 106.4.

107.5 Transfer of ownership. It shall be unlawful for the owner of any dwelling unit or structure who has received a compliance order, or upon whom a notice of violation has been served, to sell, transfer, mortgage, lease or otherwise dispose of such dwelling unit or structure to another until the provisions of the compliance order or notice of violation have been complied with, or until such owner or the owner's authorized agent shall first furnish the grantee, transferee, mortgagee or lessee a true copy of any compliance order or notice of violation issued by the code official and shall furnish to the code official a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of such compliance order or notice of violation and fully accepting the responsibility without condition for making the corrections or repairs required by such compliance order or notice of violation, after any and all rights to appeal have been exhausted.

SECTION 108
UNSAFE STRUCTURES AND EQUIPMENT

108.1 General. When a structure or equipment, including a mobile home or travel trailer, whether with or without wheels, is found by the code official to be unsafe (unsafe structure or unsafe equipment), is a structure unfit for human habitation, is an unlawful structure or is a dangerous structure or premises, such structure or equipment may be condemned and boarded or demolished and removed pursuant to the provisions of this code or pursuant to other applicable provisions of the City's Code of Ordinances or of State law.

108.1.1 Unsafe structures. An "unsafe structure" is one that is found to be dangerous to the life, health, property or safety of the public or the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation, that partial or complete collapse is imminently foreseeable unless repairs are immediately undertaken.

108.1.2 Unsafe equipment. "Unsafe equipment" includes any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers or other equipment on the premises or within the structure which is in such disrepair or condition that such equipment is a hazard to life, health, property or safety of the public or occupants of the premises or structure. It also includes unsafe mobile equipment units used for human habitation, including mobile homes, travel trailers, shipping containers, old buses, old truck bodies and the like, whether currently on wheels or not.

108.1.3 Structure unfit for human habitation. A "structure unit for human habitation" is found whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is insanitary, vermin infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by

this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

108.1.4 Unlawful structure. An "unlawful structure" is one found in whole or in part to be occupied by more persons than permitted under this code, or was erected, altered or occupied contrary to law. The term "unlawful structure" includes "unsafe equipment" used for human occupancy in violation of this code.

108.1.5 Dangerous Structure or premises. A "dangerous structure" or "dangerous premises" is any structure or premises that has any or all of the conditions or defects described below:

1. Any door, aisle, passageway, stairway, exit or other means of egress that does not conform to the approved building or fire code of the City as related to the requirements for existing buildings.

2. The walking surface of any aisle, passageway, stairway, exit or other means of egress is so warped, worn loose, torn or otherwise unsafe as to not provide safe and adequate means of egress.

3. Any portion of a building, structure or appurtenance that has been damaged by fire, earthquake, wind, flood, deterioration, neglect, abandonment, vandalism or by any other cause to such an extent that it is likely to partially or completely collapse, or to become detached or dislodged.

4. Any portion of a building, or any member, appurtenance or ornamentation on the exterior thereof that is not of sufficient strength or stability, or is not so anchored, attached or fastened in place so as to be capable of resisting natural or artificial loads of one and one-half the original designed value.

5. The building or structure, or part of the building or structure, because of dilapidation, deterioration, decay, faulty construction, the removal or movement of some portion of the ground necessary for the support, or for any other reason, is likely to partially or completely collapse, or some portion of the foundation or underpinning of the building or structure is likely to fail or give way.

6. The building or structure, or any portion thereof, is clearly unsafe for its use and occupancy.

7. The building or structure is neglected, damaged, dilapidated, unsecured or abandoned so as to become an attractive nuisance to children who might play in the building or structure to their danger, becomes a harbor for vagrants, criminals or immoral persons, or enables persons to resort to the building or structure for committing a nuisance or an unlawful act.

8. Any building or structure has been constructed, exists or is maintained in violation of any specific requirement or prohibition applicable to such building or structure provided by the approved building or fire code of the jurisdiction, or of any law or ordinance to such an extent as to present either a substantial risk of fire, building collapse or any other threat to life and safety.

9. A building or structure, used or intended to be used for dwelling purposes, because of inadequate maintenance, dilapidation, decay, damage, faulty construction or

arrangement, inadequate light, ventilation, mechanical or plumbing system, or otherwise, is determined by the code official to be unsanitary, unfit for human habitation or in such a condition that is likely to cause sickness or disease.

10. Any building or structure, because of a lack of sufficient or proper fire-resistance-rated construction, fire protection systems, electrical system, fuel connections, mechanical system, plumbing system or other cause, is determined by the code official to be a threat to life or health.

11. Any portion of a building remains on a site after the demolition or destruction of the building or structure or whenever any building or structure is abandoned so as to constitute such building or portion thereof as an attractive nuisance or hazard to the public.

108.2 Vacant structures. If the structure is vacant and unfit for human habitation, and is not in danger of structural collapse, the code official is authorized to post a placard of condemnation on the premises and order the structure closed up so as not to be an attractive nuisance. Upon failure of the owner or the owner's authorized agent to close up the premises or to request a hearing with the hearing officer within the time specified in the order, the code official shall cause the premises to be closed and secured through any available public agency or by contract or arrangement by private persons and the cost thereof shall be charged against the real property upon which the structure is located and shall be a lien upon such real property and may be collected by any legal resource.

108.2.1 Disconnect Utility Services. The code official shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by this code and the referenced codes and standards set forth in Section 102.7 in case of emergency where necessary to eliminate an immediate hazard to life or property or where such utility connection has been made without approval or is otherwise unauthorized. The code official shall notify the serving utility and, whenever possible, the owner or owner's authorized agent and occupant of the building, structure or premises of the decision to disconnect prior to taking such action. If not notified prior to disconnection the owner, owner's authorized agent or occupant shall be notified in writing as soon as practical thereafter.

108.2.2 Enforcement and Remedies for Violation. A structure that is boarded or vacant in violation of this section is a public nuisance. In addition to the provisions in this section the City is authorized to use the remedies set forth in Section 106 of this code, State law and the City's Code of Ordinances. The remedies, procedures and penalties provided by this section are cumulative to each other and to any others available under state law or other city ordinances.

108.2.3 Owner Responsibilities. No person shall allow a structure to stand vacant for more than thirty (30) days unless the owner establishes by substantial evidence, to the reasonable satisfaction of the code official, one or more of the following conditions apply:

108.2.3.1 Permits. The structure is the subject of an active building permit for repair or rehabilitation and

the owner is progressing diligently to complete the repair or rehabilitation.

108.2.3.2 Sale or Lease. The structure meets all applicable codes, does not contribute to blight, is ready for occupancy and is actively being offered for sale, lease or rent.

108.2.3.3 Maintained. The structure does not contribute to and is not likely to contribute to blight because the owner is actively maintaining and monitoring the structure so that it does not contribute to blight. Active maintenance and monitoring shall include:

1. Maintenance of landscaping and plant material in good condition;

2. Maintenance of the exterior of the structure including but not limited to paint and finishes in good condition;

3. Prompt and regular removal of all exterior trash, debris and graffiti;

4. Maintenance of the structure in continuing compliance with all applicable codes and regulations; and/or

5. Prevention of criminal activity on the premises including but not limited to use and sale of controlled substances, prostitution, criminal street gang activity, loitering, or trespassing.

108.2.3.4 Natural Disasters. If the structure is vacant due to fire, flood, earthquake, or other form of natural disaster and the owner is actively pursuing assistance for demolition, rehabilitation, or restoration of the structure and/or premises from local, state or federal assistance programs or from insurance agencies.

108.2.4 Standards for Boarding a Vacant Structure. The boarding of a vacant structure shall be according to the specifications provided as Appendix A to this code.

108.2.5 Rehabilitation of Boarded Structure. The owner of any boarded structure, whether boarded by voluntary action of the owner or the owner's authorized agent or as a result of enforcement activity by the City, shall cause the boarded structure to be rehabilitated for occupancy within six (6) months after the building is boarded and shall comply with Section 108.2.3. On or before the end of the six month term, the code official may grant an extension, in writing, for rehabilitation upon a showing that substantive rehabilitation is in progress and ongoing. Any such extension shall be initially granted for a period of not exceeding 30 days and subject to further 30 day extensions in the discretion of the code official.

108.2.6 Continuing Nuisance. When the owner of a boarded or vacant structure fails to maintain the property in accordance with this section or when repeated violations of this section occur for the same property, the code official may seek remedies as provided by this code, local ordinances or state law including, but not limited to, demolition and removal of the structure.

108.3 Notice. Whenever the code official has condemned a structure or equipment under the provisions of this section, notice shall be posted in a conspicuous place in or about the structure affected by such notice and served on the owner, the owner's authorized agent or the person or persons responsible for the structure or equipment in accordance with

Section 107.3. If the notice pertains to equipment, it shall also be placed on the condemned equipment. The notice shall be in the form prescribed in Section 107.2.

108.3.1 Trespass Notice. The code official may also require the owner of the property to post "No Trespassing" signs on the property and sign a letter with the City's policy department authorizing the department to enforce no trespassing on the premises.

108.4 Placarding. Upon failure of the owner or person responsible to comply with the notice provisions or to request a hearing within the time given, the code official shall post on the premises or on defective equipment a placard bearing the word "Condemned" (or similar verbiage) and a statement of the penalties provided for occupying the premises, operating the equipment or removing the placard. To the extent a code official is acting in his official capacity under this code, the provisions of Sec. 58-33 of the City's Code of Ordinances shall not be applicable.

108.4.1 Placard removal. The code official shall remove the condemnation placard whenever the defect or defects upon which the condemnation and placarding action were based have been eliminated or the hearing offer or appeals board (see Section 111 herein) overturn the determination of the code official. Any person who defaces or removes a condemnation placard without the approval of the code official shall be guilty of a misdemeanor and subject to the penalties provided by this code.

108.5 Prohibited occupancy. Any occupied structure condemned and placarded by the code official shall be vacated as ordered by the code official, unless a hearing has been requested, except in cases where imminent danger exists, as defined in Section 109.1. Any person who shall occupy a placarded premises or shall operate placarded equipment, and any owner or any person responsible for the premises who shall let anyone occupy a placarded premises or operate placarded equipment shall be liable for the penalties provided by this code.

108.6 Abatement methods. The owner, owner's authorized agent, operator or occupant of a building, premises or equipment deemed unsafe by the code official shall abate or cause to be abated or corrected such unsafe conditions either by repair, rehabilitation, demolition or other approved corrective action.

SECTION 109
EMERGENCY MEASURES

109.1 Imminent danger. When, in the opinion of the code official, there is imminent danger of failure or collapse of a building or structure which endangers life, or when any structure or part of a structure has fallen and life is endangered by the occupation of the structure, or when there is actual or potential danger to the building occupants or those in the proximity of any structure because of explosives, explosive fumes or vapors or the presence of toxic fumes, gases or materials, or operation of defective or dangerous equipment, the code official is hereby authorized and empowered to order and require the occupants to vacate the premises forthwith. The code official shall cause to be posted at each entrance to such structure a notice reading as follows: "This Structure Is Unsafe and Its Occupancy Has Been Prohibited by the Code Official." It shall be unlawful for any person to enter such structure, except for the purpose of securing the structure, making the required repairs, removing the hazardous condition or of demolishing the same. In certain cases, the code official may seek the assistance of the City police department, the fire department, the public works department, and any other department of the City in enforcing his orders to vacate the premises.

109.2 Temporary safeguards. Notwithstanding other provisions of this code, whenever, in the opinion of the code official, there is imminent danger due to an unsafe condition, the code official shall order the necessary work to be done, including the boarding up of openings, to render such structure temporarily safe whether or not the legal procedure herein described has been instituted. Additionally the code official shall cause such other action to be taken as he, in his discretion, deems necessary to meet such emergency.

109.3 Closing streets. When necessary for public safety, the code official shall temporarily close structures and close, or request the City Manager or Police Chief to close sidewalks, streets, public ways and places adjacent to unsafe structures, and prohibit the same from being utilized, until the situation is stabilized and the danger abated.

109.4 Emergency repairs. For the purposes of this section, after consulting with and getting the approval of the City Manager, the code official may employ the necessary labor and materials to perform the required emergency repairs as expeditiously as possible.

109.5 Costs of emergency repairs. Costs incurred in the performance of emergency repairs shall be paid by the City, if prior approval has been given by the City Manager or his duly authorized agent. The City Attorney or other counsel retained by the City may institute appropriate action against the owner of the premises where the unsafe structure is or was located for the recovery of such costs.

109.6 Hearing. Any persons ordered to take emergency measures shall comply with such order forthwith. Any affected person shall thereafter, upon petition directed to the appeals board, be afforded a hearing as described in this code.

SECTION 110
DEMOLITION

110.1 General. If a structure is not a historic building, as governed by the provisions of Section 102.6 of this code, the code official may order the owner, or the owner's

authorized agent, of any other premises upon which is located any structure, which in the code official's judgment is so old, dilapidated or has become so out of repair as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation or occupancy, and such that it is unreasonable to repair the structure, to demolish and remove such structure; or if such structure is capable of being made safe by repairs, to repair and make safe and sanitary or to demolish and remove at the owner's option; or where there has been a cessation of normal construction of any structure for a period of more than two years, the code official shall order the owner or the owner's agent to demolish and remove such structure.

110.2 Notices and orders. All notices and orders shall comply with Section 107.

110.3 Failure to comply. If the owner, or the owner's authorized agent, of a premises (as provided in Section 110.1) fails to comply with a demolition order within the time prescribed, after failing to timely request a hearing or after requesting a hearing, and if not successful in having the code officer's demolition order modified or abated, and thereafter fails to exhaust his right to appeal, the code official shall thereafter cause the structure to be demolished and removed, either through an available public agency or by contract or arrangement with private persons, and the cost of such demolition and removal shall be charged against the real property upon which the structure is located and shall be a lien upon such real property, and, if unpaid, shall be collected in the same manner and at the same time as the City's real property taxes, including delinquent city property taxes, or using any other legal recourse available to the City.

110.4 Salvage materials. When any structure has been ordered demolished and removed, the City Manager or other designated officer under said contract or arrangement aforesaid shall have the right to sell the salvage and valuable materials at the highest price obtainable. The net proceeds of such sale, after deducting the expenses of such demolition and removal, shall be promptly remitted with a report of such sale or transaction, including the items of expense and the amounts deducted, to the person who is entitled thereto, subject to any order of a court. If there is no surplus remaining to be turned over, the report shall so state.

SECTION 111
APPEALS PROCEDURE

111.1 Appeals Process. Any person affected by a decision of the code official or a notice issued under the provisions of this code shall have the right to appeal to the appeals board in accordance with the provisions of Chapter 10 "Buildings and Building Regulations", Article IV "Board of Appeals Regarding Technical Code Enforcement" of the City's Code of Ordinances.

SECTION 112
STOP WORK ORDER

112.1 Authority. Whenever the code official finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the code official is authorized to issue a stop work order.

112.2 Issuance. A stop work order shall be in writing and shall be given to the owner of the property, to the owner's authorized agent, or to the person doing the work. Upon issuance of a stop work order, the cited work shall immediately cease. The stop work order shall state the reason for the order and the conditions under which the cited work is authorized to resume.

112.3 Emergencies. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work.

112.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than $100 or more than $500 for each offense.

CHAPTER 3
GENERAL REQUIREMENTS

SECTION 302
EXTERIOR PROPERTY AREAS

Section 302.4 Weeds. All premises and exterior property shall be maintained free from weeds or plant growth in excess of 12 inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plant and vegetation, other than trees or shrubs provided. While this definition includes natural and planted weeds or plant growth, this term shall not include cultivated flowers or gardens.

Upon failure of the owner or agent having charge of the property to cut and destroy weeds are service of a notice violation, they shall be subject to prosecution in accordance with Section 106.3 of this code and/or as otherwise provided by State law or the City's Code of Ordinances. Upon failure to comply with the notice of violation, any duly authorized employee of the City or a contractor hired by the City shall be authorized to enter upon the property in violation and cut and destroy weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property. An owner is permitted one notice per calendar year with an opportunity to abate the weed violation within the time parameters set forth in the notice without further penalty. Each subsequent violation within the calendar year will be subject to an automatic court summons and fees associated therewith.

SECTION 304
EXTERIOR PROPERTY AREAS

Section 304.14 Insect Screens. During the period from January 1 to December 31, every door, window and other outside opening required for ventilation of habitable rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged or stored shall be supplied with approved tightly fitting screens of not less than 16 mesh per inch (16 mesh per 25mm), and every screen door used for insect control shall have a self-closing device in good working condition.

> Exception. Screens shall not be required where other approved means, such as air curtains or insect repellant fans are employed.

CHAPTER 6
MECHANICAL AND ELECTRICAL REQUIREMENTS

SECTION 602
HEATING FACILITIES

Section 602.2 Residential Occupancies. Dwellings shall be provided with heating facilities capable of maintaining a room temperature of 68ºF (20ºC) in all habitable rooms, bathrooms and toilet rooms based on the winter outdoor design temperature for the locality indicated in Appendix D of the *International Plumbing Code*. Said heating facilities shall be permanent in nature and

shall be installed in compliance with the provisions of the ICC International Residential Code and ICC International Mechanical Code. All heating facilities shall be maintained in a safe working condition and shall be capable of performing the intended function as outlined in Section 602. Cooking appliances shall not be used to provide space heating to meet the requirements of this section.

602.3 Heat supply. Every owner and operator of any building who rents, leases or lets one or more dwelling unit, rooming unit, dormitory or guestroom on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat during the period from October 1 to May 1 to maintain a temperature of not less than 68°F (20°C) in all habitable rooms, bathrooms, and toilet rooms.

Exceptions:

1. When the outdoor temperature is below the winter outdoor design temperature for the locality, maintenance of the minimum room temperature shall not be required provided that the heating system is operating at its full design capacity. The winter outdoor design temperature for the locality shall be as indicated in Appendix D of the *International Plumbing Code*.

2. In areas where the average monthly temperature is above 30º F (-1°C) a minimum temperature of 65°F (18°C) shall be maintained.

602.4 Occupiable work spaces. Indoor occupiable work spaces shall be supplied with heat during the period from October 1 to May 1 to maintain a temperature of not less than 65°F (18°C) during the period the spaces are occupied.

Exceptions:

1. Processing, storage and operation areas that require cooling or special temperature conditions.

2. Areas in which persons are primarily engaged in vigorous physical activities.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: 4325 Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

APPROVING AND ACCEPTING GRANT MONIES FROM THE BYERLY FOUNDATION; AUTHORIZING THE CONVEYANCE AND TRANSFER OF CERTAIN REAL PROPERTY; AND OTHER MATTERS RELATING THERETO.

ATTACHMENTS:

Description

- Ordinance 4325

AN ORDINANCE 4325

APPROVING AND ACCEPTING GRANT MONIES FROM THE BYERLY FOUNDATION; AUTHORIZING THE CONVEYANCE AND TRANSFER OF CERTAIN REAL PROPERTY; AND OTHER MATTERS RELATING THERETO.

BE IT ORDAINED by the Mayor and City Council of the City of Hartsville in a meeting duly assembled:

Section 1. Findings of Fact

The City Council of the City of Hartsville (the "***City Council***"), the governing body of the City of Hartsville, South Carolina (the "***City***"), has made the following findings of fact:

(A) The City is a municipal corporation of the State of South Carolina (the "***State***") located in Darlington County, South Carolina, and as such possesses all general powers granted by the Constitution and statutes of the State of South Carolina to such public entities.

(B) The Hartsville Public Development Corporation (the "***Corporation***") is a South Carolina nonprofit corporation, incorporated, organized and existing under the laws of the State of South Carolina.

(C) The Corporation has been formed to assist in the development of public facilities and other projects which benefit the City.

(D) The Corporation is controlled by the City Council as two of its three directors are appointed by the City Council.

(E) By the terms of its Articles of Incorporation and its Bylaws, the Corporation is authorized "to acquire, by gift, lease or purchase…any property, real or tangible personal, incidental to carrying out" projects located in and for the benefit of the City.

(F) The City is authorized by the laws of the State to sell, alien, convey, lease or otherwise dispose of real property.

(G) The City has acquired certain properties (the "***City Parcels***") as listed on Exhibit A hereto.

(H) In addition to the City Parcels, there are other parcels (the "***Other Parcels***" and together with the City Parcels, the "***Parcels***"), as listed on Exhibit A hereto, that are anticipated to be acquired by the Corporation.

(I) Upon the acquisition of all necessary Parcels (as determined by the Corporation), the Corporation, acting in concert with the City, has stated its intent to develop or arrange for the development of a mixed-use commercial and residential development, currently known as

the "Canalside Project" (the "***Project***"), which is intended to benefit the City by further developing and improving its downtown corridor and adding multi-family housing options, which are needed in the City.

(J) By the terms of this Ordinance, the City intends to convey the City Parcels to the Corporation. In making such conveyance, the City is cognizant that its authority to dispose of real property is limited by a fiduciary duty to act in the best interest of the public.[1] The City has a fiduciary duty to receive consideration of "reasonably equivalent value" in exchange for its sale or conveyance of real property.[2] In determining what constitutes "reasonably equivalent value," a municipality is not limited to considering the monetary value received for the property but may also "consider indirect benefits resulting to the public in determining what is a fair and reasonable return for disposition of its properties…."[3]

(K) The City is mindful of and has considered the requirements of *Nichols v. South Carolina Research Authority*, 290 S.C. 415, 351 S.E.2d 155 (1986) and *WDW Properties v. City of Sumter*, 342 S.C. 6, 535 S.E.2d 631 (2000) (the "***Byrd Test***"), wherein public purpose of the proposed incentives is determined by the following four-part test: (1) what is the ultimate goal or benefit to the public intended by the project; (2) are public parties or private parties the primary beneficiaries; (3) is the benefit to the public speculative; and (4) what is the probability that public interest shall be served and to what degree.

(L) The Byerly Foundation (the "***Byerly***") has agreed to provide a grant to the City (the "***Grant***") and a loan to the Corporation (the "***Loan***") in order to finance the costs of acquiring the Other Parcels, reimbursing the City for certain of the City Parcels and paying certain due diligence and other costs associated with the Project.

(M) The Grant in the amount of $500,000 is to be made directly to the City to acquire certain of the Other Parcels (the "***Other City Parcels***") and pay for other approved costs.

(N) The Loan in the amount of up to $1,500,000 is to be made and secured pursuant to a line of credit agreement between the Corporation and Byerly, a promissory note executed and delivered by the Corporation, registered in the name of Byerly, and secured by a mortgage and security agreement on each Parcel acquired with the proceeds of the Loan as such amounts are drawn upon by the Corporation.

(O) The City Council is enacting this Ordinance in order to:

(1) authorize the conveyance of the City Parcels and the Other City Parcels (by grant or below-market sale) to the Corporation;

(2) evidence the City's approval of the Project and the acceptance of the Grant;

(3) accept and receive the proceeds of the Grant from Byerly; and

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[1] *Haesloop v. City Council of Charleston*, 115 S.E. 596, 600 (S.C. 1923).
[2] *Id*.
[3] Quoting *McKinney v. City of Greenville*, 203 S.E.2d 680, 688 (S.C. 1974).

(4) authorize the execution and delivery by, and on behalf of, the City of such other agreements and certificates and the taking of such other action by the City (acting through the City Manager) as shall be necessary or desirable in connection with the acquisition of the Other City Parcels and the financing of the Project.

Section 2. Ratification of the Byrd Test; Recital of Indirect Benefits

(A) The City reaffirms the criteria set forth by the South Carolina Supreme Court in the Byrd Test. The City, in conveying the City Parcels and the Other City Parcels to the Corporation as an incentive for the future development of the Project, complies with the objective provisions of Byrd Test as described in Section 2(B).

(B) With regard to the Byrd Test recited above, the City believes that:

(1) the development of the Project is integral to the growth of the City's downtown and the Project shall serve as a catalyst for future redevelopment in the area; further, there is a significant shortage of good quality multi-family housing options in the City and the Project will address such shortage;

(2) although some benefits inure to the Corporation (as well as future third-party developers), the City is the primary beneficiary because the Project shall provide a direct economic impact to the City through increased tax and fee levies, wide-spread growth in property valuations, and the creation of jobs, and shall provide indirect economic impacts by attracting businesses, investment and patronage into its downtown and enhancing quality of life and enjoyment for City residents by developing/restoring blighted or vacant areas in the community, increasing property tax revenues within the areas surrounding the Project and increased demand in property and property values in the vicinity of the Project;

(3) while the Project is in its introductory phase, the Corporation's stated corporate purpose is to serve the City's best-interests and through the City Council's control of the Corporation it can ensure that the Project is developed in a manner best benefiting the City; and

(4) the public interest shall be greatly served, as the Project is expected to generate capital investment of at least $10,000,000 and the creation of 3 jobs. The direct investment of capital and the creation of jobs are vital to the success of the City and its general welfare.

Section 3. Authorization to Convey Property

In order to incentivize and induce the success of the Project, the City may convey the City Parcels and the Other City Parcels, by grant, sale or otherwise to the Corporation; in the event of a sale, the amount of the sale may be for amounts less than the appraised value of any the City Parcels or the Other City Parcels and the specific sales price may be determined by the City

Manager based on her estimate of best value at the time of conveyance.

Section 4. Authorization for Grant; Approval of the Grant Agreement

(A) The City Council hereby authorizes the City's acceptance of the Grant from Byerly in an amount of $500,000, or such other amount as Byerly may determine.

(B) In connection with the delivery of the Grant, the City Manager is additionally authorized to prepare, review, negotiate, execute, deliver, and agree to such additional agreements, certifications, documents, closing proofs, and undertakings as she shall deem necessary or advisable.

DONE AND ORDAINED IN COUNCIL ASSEMBLED, this 13th day of March, 2018.

CITY OF HARTSVILLE, SOUTH CAROLINA

(SEAL)

_____
Carl M. (Mel) Pennington IV, Mayor

Attest

_____
Sherron L. Skipper, City Clerk

First Reading: February 13, 2018
Public Hearing: March 13, 2018
Final Reading: March 13, 2018

Exhibit A

List of City Parcels

056-11-01-021
056-11-01-020
056-07-01-065
056-11-01-007
056-11-01-006
056-11-01-008
056-11-01-010
056-06-02-052
056-06-02-109
056-06-02-084
056-06-02-051
056-06-02-085
056-06-02-056
056-06-02-086
056-06-02-055
056-11-01-022
056-11-01-011
056-11-01-009
056-11-06-051
056-07-01-036

List of Other Parcels

056-06-02-057
056-11-01-019
056-11-01-045
056-11-01-014
056-11-01-047
056-11-01-003
056-11-01-002
056-11-01-001
056-06-02-054
056-06-02-053
056-11-01-004
056-11-01-018
056-11-01-048

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: 4326 Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Approving Historic Property Special Tax Assessment at 110 East Carolina Ave.

ATTACHMENTS:

Description

- Ordinance 4326
- Bailey Bill Ordinance Attachments

ORDINANCE 4326

AN ORDINANCE APPROVING AN APPLICATION FOR A SPECIAL PROPERTY TAX ASSESSMENT FOR A HISTORIC PROPERTY, 110 EAST CAROLINA AVENUE (TAX MAP# 056-06-02-018); AND OTHER MATTERS RELATED THERETO.

WHEREAS, the City of Hartsville, South Carolina (the "**City**") approved April 12, 2016 to grant special property tax assessments to real property that qualifies as a "rehabilitated historic property;" as authorized pursuant to Sections 5-21-140 and 4-9-15 of the Code of Laws of South Carolina 1976, as amended (collectively, the "**Bailey Bill**"), and

WHEREAS, the owner of the property located at 110 East Carolina Avenue has applied to receive the special property tax assessment; and

WHEREAS, the application was reviewed by the Hartsville Architectural Review Board (the **"Commission"**) and determined that the proposed rehabilitation work adheres to the City's Design Guidelines and the Secretary of the Interior Standards for Rehabilitation as required by Section 11-21 of the City's Code of Ordinances; and

WHEREAS, the Hartsville Architectural Review Board determined that the project meets the minimum expenditure of twenty percent (20%) of the fair market value of the structure as required by Section 2-703 of the City's Code of Ordinances; and

WHEREAS, on January 24, 2018 the Architectural Review Board voted unanimously to recommend City Council approve the application for 110 East Carolina Avenue.

NOW, THEREFORE, BEING DULY ASSEMBLED, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HARTSVILLE AS FOLLOWS:

Section 1. The application for rehabilitation work proposed for 110 East Carolina Avenue is hereby approved. This approval shall constitute Preliminary Certification of the rehabilitation work as required by Section 2-708 (c)(d) of the City's Code of Ordinance.

Section 2. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held or determined to be invalid, such decision shall not affect the validity of the remaining portions of the Bailey Bill Program and/or this Ordinance.

Section 3. Nothing in this Ordinance hereby enacted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause of causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this ordinance are hereby repealed the extent of the conflict or inconsistency. This Ordinance shall take effect immediately upon its enactment by the Council.

DONE AND ORDAINED IN COUNCIL ASSEMBLED, this ___ day of _____, 2018.

CITY OF HARTSVILLE, SOUTH CAROLINA

(SEAL)

By:_____
Carl M. (Mel) Pennington IV, Mayor

Attest

By:_____
Sherron L. Skipper, City Clerk

First Reading: February 13, 2018
Public Hearing: _____ ___, 2018
Final Reading: _____ __, 2018

ORDINANCE 4319

AN ORDINANCE TO AMEND HARTSVILLE CITY CODE CHAPTER HISTORIC PRESERVATION SECTION 11-21 "DESIGN REVIEW GUIDELINES FOR CITY'S HISTORIC DISTRICT SUBSECTION (a) CITY'S HISTORIC DISTRICT (1) HISTORIC PROPERTIES BY THE ADDITION OF 110 EAST CAROLINA AVENUE (TAX MAP# 056-06-02-108) A PORTION OF THE FORMER SOUTHERN CANDY KITCHEN AND SUBSECTION (b) GENERAL CRITERIA.

WHEREAS, Suzy Moyd of Spondulits, owner of the building, self-nominated the portion of the Southern Candy Kitchen at 110 East Carolina Avenue (Tax Map# 056-06-02-108) for historic designation, and;

WHEREAS, the Architectural Review Board made a recommendation to City Council that the aforementioned property be considered for local historic designation during its November 15, 2017 meeting, and;

WHEREAS, the Planning Commission reviewed the request and supported the Architectural Review Board's recommendation during its November 26, 2017 meeting.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Hartsville that the City of Hartsville City Code is hereby amended to read as follows:

Chapter 11. Historic Preservation
Section 11-21 Design Review Guidelines for City's Historic District
(a). City's Historic District Historic properties
(b). General criteria

Sec. 11-21. Design review guidelines for city's historic district.

(a). City's historic district.

(1) Historic properties.

a. The Hartsville Museum
b. The Hartsville Rail Passenger Station
c. The Hart Cottage
d. Lawton Park and Pavilion
e. Coker Experimental Farms
f. Belk Building, East Carolina Avenue
g. Portion of the Southern Candy Kitchen, 110 East Carolina Avenue

Note: These properties are the only historical properties currently assigned to the oversight of the ARB by city council.

(b). General criteria: The City's historic district is composed of the structures in Section 11-21 (a)(1) of which the majority were built before 1939 and have significant architectural and historical character.

NOW, THEREFORE BE IT ORDAINED IN MEETING DULY ADVERTISED AND ASSEMBLED on the 9th day of January, 2018 and to become effective upon final reading.

Carl M. (Mel) Pennington IV, Mayor

ATTEST:
Sherron L. Skipper, CMC, City Clerk

First Reading: December 12, 2017
Public Hearing: January 09, 2018
Final Reading: January 09, 2018

City of HARTSVILLE SOUTH CAROLINA

Hartsville

Architectural Review Board

BAILEY BILL HISTORIC PROPERTY REHABILITATION APPLICATION

Property Address: 110 E. Carolina Avenue

Property Owner: Spondulits, LLC Phone Number: 843-230-5837

Property Owner's Email Address: suzymoyd@aol.com

Applicant: Susan G. Moyd Phone Number: 843-230-5837

Applicant's Mailing Address: 1420 Flinns Rd Hartsville, SC 29550

Applicant's Email Address: suzymoyd@aol.com

Estimated Project Start Date: 1/22/18 Estimated Completion Date: 2/22/19

Fair Market Value of Property: $ 45,000 (*Please attach appraisal or other proof of value*)

Estimated Project Cost $ 12,000 (*Must meet or exceed 20% of the fair market value*)

Historic Designation Status

The property must have been granted a "historic designation by the Hartsville City Council. Check all that apply:

_____The property is listed on the National Register of Historic Places

_____The property has been designated as an historic property by the City Council

✓ The property is located within an area that has been designated as a historic district by the City Council

Attachments

The following information must be submitted along with a completed application:

✓ An original signed and completed application

✓ An application fee of $_____

_____Plan detailing the proposed Historic Rehabilitation including the following: the areas of the structure or property that are to be rehabilitated; the scope of work to be done; and detailed information on the materials and techniques to be used to comply with the Rehabilitation Standards of the City.

Applicant's Signature: Susan G Moyd Date: 1/16/18

Owner's Signature (if not Applicant): _____

Co-Owner's Signature (if not Applicant): _____

The above signatures certify that the information in this application is accurate and complete, that the City may copy any drawings and materials necessary for review, and that pursuant to S.C. Code Ann. Section 6-29-1145 this property is not subject to a recorded covenant that is contrary to, conflicts with, or prohibits this activity.

FOR STAFF USE

Application #: _____ Tax Map #: _____ Zoning District: _____

_____The work as described in this application and attachments appears to meet the Rehabilitation Standards and would likely receive final approval if completed as described.

_____The work as described in this application and attachments would meet the Rehabilitation Standards if the Special Conditions on the attached sheet are met.

_____The work as described in this application and attachments does not appear to meet the Rehabilitation Standards and is not approved for this property. The attached sheet describes the specific problems with the proposed work.

Authorized Signature_____ Date: _____

City of Hartsville

Special Tax Assessment for Rehabilitated Historic Properties
Application for PRELIMINARY Certification

The City of Hartsville Code of Ordinances, Chapter __, Sections _____, authorizes a Special Tax Assessment for Rehabilitated Historic Properties that meet the criteria for eligibility. Upon **Final** Certification, eligible properties will receive an assessment equal to the assessed value at the time of preliminary certification. The special assessment period shall not exceed twenty (20) years in length. A separate application is required for Final Certification once the rehabilitation work has been completed. Completed applications, including all required attachments, should be mailed to: **City of Hartsville Planning Department, Attn: Brenda Kelley, PO Box 2497, Hartsville, SC 29551.**

1. Property Information		
Name of Historic Property: Eli's Southern Candy Kitchen		
Street Address: 110 E Carolina Ave		
City: Hartsville	South Carolina	**Zip Code:** 29551
TMS #: 056-06-02-108	**Fair Market Value:**	
How did you determine the fair market value of the building? (Attach documentation)	☑ Property appraisal completed by a real estate appraiser licensed by the State of South Carolina OR Sale price as delineated in a bona fide contract of sale within twelve months of the time the application is submitted OR Most recent appraised value published by the Darlington County Tax Assessor	

2. Applicant Information		
Name of Property Owner: Susan Moyd		
Mailing Address: 1420 Flinns Rd		
City: Hartsville	**State:** SC	**Zip Code:** 29550
Phone: 843 230 5837	**Email:** Sozymoyd@aol.com	

3. Historic Designation	
Eligibility Requirements (Attach documentation) (Circle the eligibility requirement/s that apply.)	Listed on the National Register of Historic Places individually or as a contributing property in a district OR Determined eligible for the National Register by SC Dept. of Archives and History OR Designated a historic property by the City of Hartsville

Provide a brief overview of the historical significance of the building. When was the primary structure built? Include dates and description of any major alterations.

Built c. 1910 as Eli's Southern Candy Kitchen. Eli Saleeby immigrated here from Lebanon in 1906 and started a business in downtown Hartsville that popped popcorn, roasted peanuts & tempered caramels. They also had a soda fountain.

4. Project Information

Project start date (month/year): 2/2018 | **Estimated Completion Date** (month/year): 2/2019

Total Estimated Project Cost: $12,000

How will this property be used once completed? ☐ Owner-occupied ☑ Income-producing

What types of improvements will be undertaken as part of this project? (Select all that apply)

- ☑ Repairs to the exterior of the building
- ☑ Alterations to the exterior
- ☐ New construction on the property including site work
- ☐ Alterations to interior primary public spaces, as defined by the reviewing authority
- ☑ Any remaining work where the expenditures for such work are being used to satisfy the minimum expenditures for rehabilitation, including , but not limited to alterations made to mechanical, plumbing and electrical systems

5. Description of Rehabilitation

Has an application for federal or state Historic Rehabilitation Tax Credits been filed for this property?

☐ Yes Attach: One (1) copy of Historic Preservation Certification Application Part 2 - Description of Rehabilitation; required documentation (photos, plans, etc.) and approval letter

OR Attach: One (1) copy of Certified Rehabilitation Application S2 - Description of Rehabilitation; required documentation (photos, plans etc.) and approval letter

☑ No Attach: Two (2) copies of Rehabilitated Historic Property Application Part A, Preliminary Review Form and required documentation (photos, plans, etc.)

6. Required Attachments

Applications will not be reviewed until all required attachments have been submitted.

- ☑ A map showing the location of the property
- ☑ Documentation of fair market value
- ☑ Documentation of historic eligibility
- ☑ Application and required documentation for description of rehabilitation

Under penalty of perjury, I certify that all information included in this application is true and correct. I understand this property shall not be eligible for the Special Tax Assessment for Rehabilitated Historic Properties until final certification has been granted by the City of Hartsville pursuant to Chapter _____, Sections _____, of the City of Hartsville Code of Ordinances, and Section 4-9-195 of the South Carolina Code of Laws, 1976, as amended.

Susan Mozzl
Applicant's Signature

1/16/18
Date

City of Hartsville
Planning and Zoning Department

Certificate of Appropriateness

Applicant Information

All correspondence with regards to the Certificate of Appropriateness will be sent to the party identified in this section.

Full Name: Moyd, Susan G.
Last *First* *M.I.*

Address: 1420 Flinns Rd
Street Address *Apartment/Unit #*

Hartsville SC 29550
City *State* *ZIP Code*

Home Phone: (843) 230-5837 Fax Number:

Email Address: suzymoyd@aol.com

I understand that all applications that require review by the Architectural Review Board must be submitted by 5:00 p.m. on the application deadline; otherwise, consideration will be delayed until the following committee meeting. Completion of the application means all required information has been provided, all fees have been paid, and submittal requirements have been met. **An incomplete application will not be accepted.**

Property Information

Property Owner: Spondulits, LLC
Last *First* *M.I.*

Address of Subject Property: 110 E. Carolina Ave
Street Address *Apartment/Unit #*

Hartsville SC 29550
City *State* *ZIP Code*

Historic District: Downtown Zoning District:

Check all that apply:

- ☑ Building
- ☐ Archaeological Site
- ☐ Object
- ☐ Landscape Feature

Project Description (describe all work proposed):

- ☐ Alteration
- ☐ Demolition
- ☐ New Construction
- ☐ Reconstruction
- ☑ Rehabilitation
- ☐ Relocation

Certificate of Appropriateness

Submittal Requirements

	Full plans and specifications.
✓	Site plan.
✓	Samples of materials if needed to fully describe the proposed appearance, color, feature, materials, or design of the building(s), structure(s), and any outbuilding, wall, courtyard, fence, landscape feature, paving, storage or exterior lighting.
✓	Adequate information to enable the Historic Preservation Board to visualize the effect of the proposed action of adjacent building and streetscape within a historic district.
	Demolition applications only: Provide plans for the reuse of the property.
	Moving applications only: Provide reason for the proposed move, and a description of the new location and settings.

Darlington County
Assessor's Office

Recent Sales in Area	Previous Parcel	Next Parcel	Return to Main Search Page	Darlington Home

Owner and Parcel Information

Owner Name	REHMAN AENUR	Today's Date	January 16, 2018
Mailing Address	110 E CAROLINA AV	Parcel Number	056-06-02-108
	P O BOX 842 HARTSVILLE SC 29551	Tax District	County (District 32-1)
Location Address	110 E CAROLINA AV		
Class Code (NOTE: Not Zoning Info)	C-Commercial	Acres	.00
Description	110 E CAROLINA AV	Parcel Map	Show Parcel Map
Legal Information	SPLIT FROM 056-06-02-060 15 X 69 PB 207/696	Record Type	Commercial
Town Code / Neighborhood		Owner Occupied	

Generate Owner List By Radius

Value Information — Online Taxes

Land Value	Improvement Value	Total Value	Taxable Value	Total Assessment
$ 5,000	$ 27,000	$ 32,000	$ 32,000	$ 1,920

Building Information

First Floor Square Footage	Second Floor Square Footage	Garage Square Footage	Year Built
1,032	0	0	0000

Lot Size Information (Dimensions in Feet)

Front	Back	Left	Right
15	15	69	69

Sale Information

Sale Date	Price	Deed Book	Plat Book	Grantor
07-18-2012	$ 32,000	468 540	207 696	CARL SALEEBY ETAL

Recent Sales in Area | Previous Parcel | Next Parcel | Return to Main Search Page | Darlington Home

The Darlington County Tax Assessor's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. Website Updated: March 9, 2017

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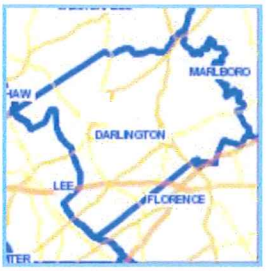
Zoom County | Zoom to Box | Zoom In | Zoom Out | Pan by Hand | Get Info | Zoom To Parcel | Center On Parcel | Measure | Area Tool | Print Page | Search Sales | Additional Options

Controls

Available Layers

- [x] Parcels
- [x] Yearly Sales
- [ ] Address #
- [x] Parcel Numbers
- [x] Roads
- [ ] Railroads
- [ ] Lakes & Rivers
- [ ] Wetlands
- [ ] Flood Hazard Zones
- [ ] Flood Panel
- [ ] 2004 Aerial Photos
- [x] 2013 Aerial Photos



Show Scale

lat: 34°22'29'' lon: -80°04'21''

Darlington County makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the taxroll. For all mapping questions please contact. Don Dixon, Darlington County Mapper and GIS Coordinator, Room 303, (843)398-4180, ddixon@d

Current interior right wall @ 108 E. Carolina Ave, inside De Baz.
Current plans are to remove this wall & open up the floor plan to include the 110 space.

Our initial plans are that the increased space may not need a new HVAC unit, if current unit from 108 can hold the load, and to not include a restroom / plumbing because there is an existing one at 108.

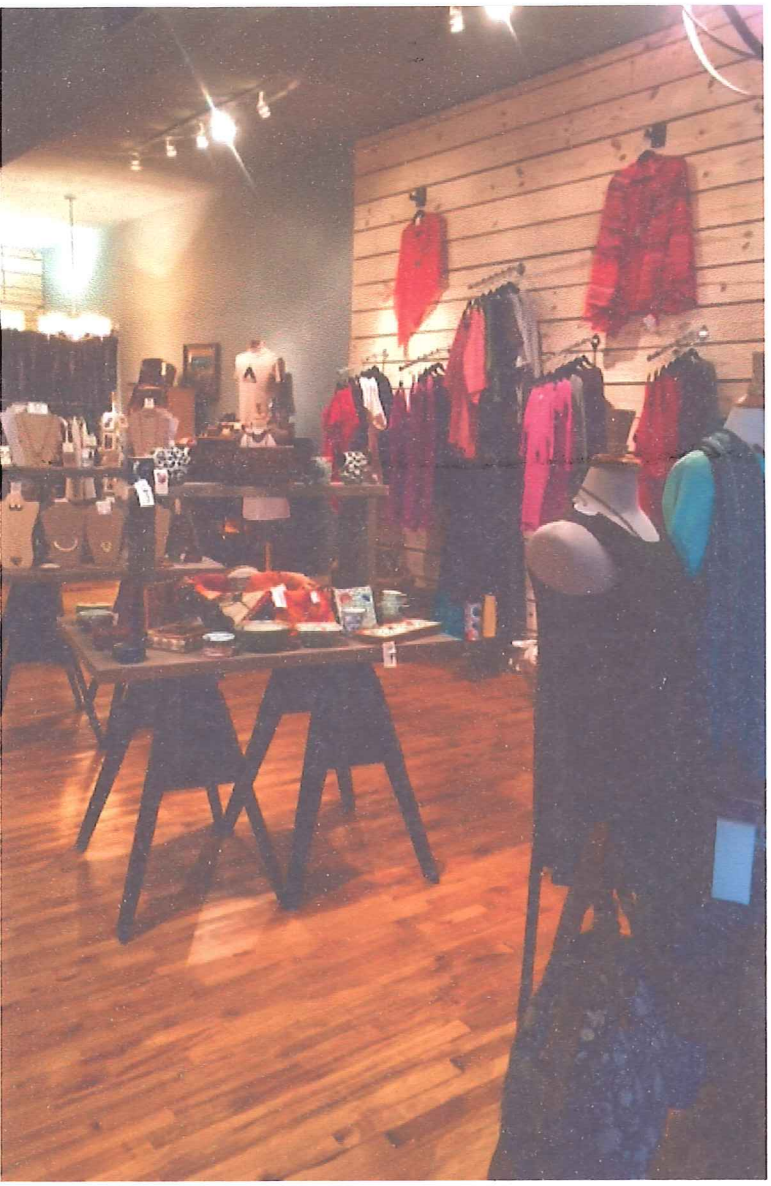
open wall to current store

110 E. Carolina on 1/16/18.

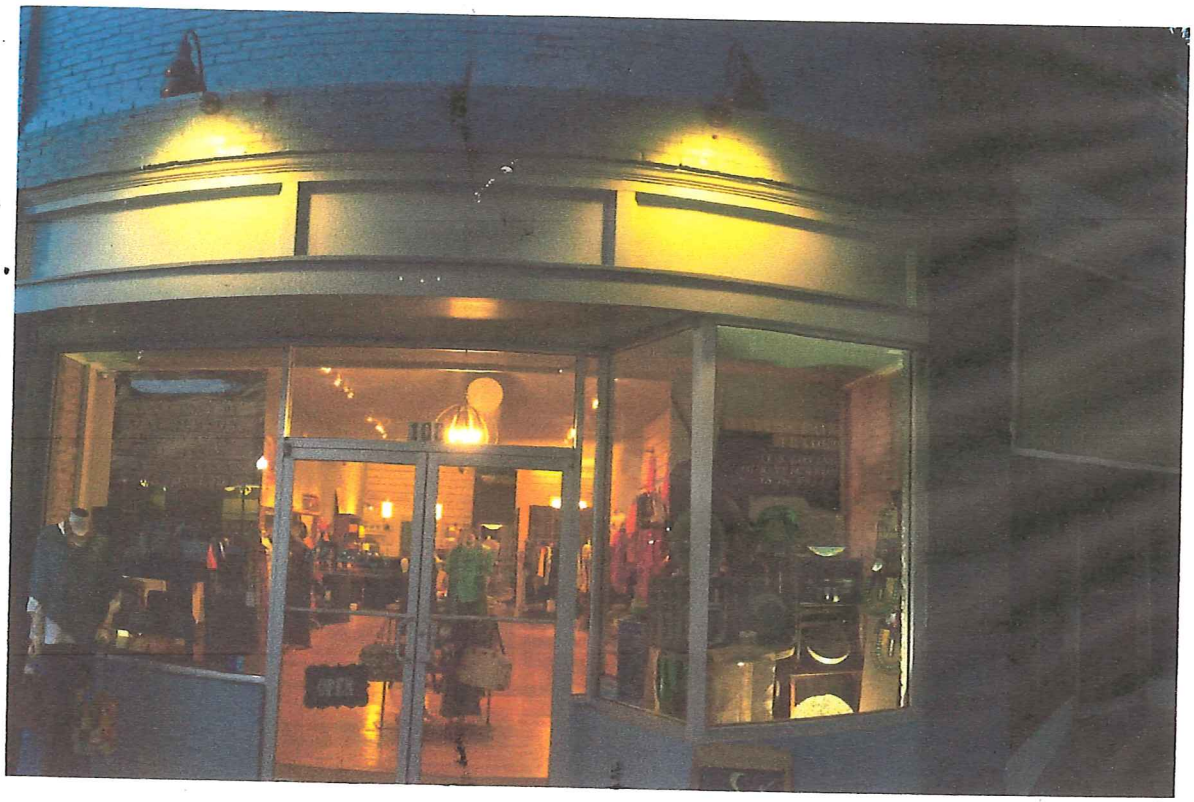
Currently, DeBary would like to expand their retail footprint to include homewares. We can't get estimates for the work until we pull a Demo Permit. We can't pull a Permit until paperwork for Historic Designation / Bailey Bill gets processed & approved.

– S Mozel

Examples of walls & flooring & offerings in De Baz currently. Mostly clothing, jewelry, gifts & coffee.



Examples of lighting & other appointments.



Exterior of Ile Baz @ 108.

Blue paint has been approved
we would also like to add
2 goosneck lights to match
@ 110.

Hartsville

Architectural Review Board

DESCRIPTION OF PROPOSED WORK

Use the spaces below to describe the proposed work. Architectural features would include items such as: roof; exterior brick or siding; windows; doors; site/landscape features; entrance hall; main stair; parlors; fireplaces/mantles; floors/walls/ceilings; mechanical/ electrical/plumbing; etc. Please feel free to make copies of this sheet. Use as many spaces as necessary to fully describe your project.

Architectural feature_ Approximate date of feature _____ Describe feature and its condition Photograph No._____Drawing No.__	Describe work and impact on feature We will open up walls to what we believe was original layout & match current construction & design
Architectural feature_ Approximate date of feature _____ Describe feature and its condition Photograph No._____Drawing No.__	Describe work and impact on feature (see attached)
Architectural feature_ Approximate date of feature _____ Describe feature and its condition Photograph No._____Drawing No.__	Describe work and impact on feature
Architectural feature_ Approximate date of feature _____ Describe feature and its condition Photograph No._____Drawing No.__	Describe work and impact on feature

Brenda Kelley

From: Suzy Moyd <suzymoyd@aol.com>
Sent: Tuesday, November 14, 2017 4:44 PM
To: Brenda Kelley
Subject: Narrative for the Bailey Bill Application for Eli's Southern Candy Kitchen Historical Designation

November 14, 2017

Narrative with regard to Eli's Southern Candy Kitchen:

On the significant inherent character and interest or value as part of the development of the community:

Owner Eli Saleeby moved here as an immigrant from Lebanon and opened his business in the core of our downtown c. 1910. For a long time, it was the oldest business still operating in our downtown. From Mr. Saleeby's obituary in The Messenger, 1961: Mr. Saleeby was born in Lebanon and came to the United States as a small boy. He lived in Brooklyn, N.Y. and then Salisbury, NC, before coming to Hartsville in 1910, just as Model T Fords were launching the automobile revolution. Mr. Saleeby, who at 73 was Hartsville's oldest merchant, and at the time of his death was still operating the business he had founded, seven days a week, manufacturing and selling candies and other confections, such as peanut brittle, bon bons and coconut candy in huge copper pots, stirred with wooden paddles. Eli A. Saleeby was an immigrant candy maker who was one of the few men ever to have two sons serve in the SC General Assembly.

On its cultural or historic heritage of the community:

Today, many Hartsville residents have fond memories of buying frozen bananas, cherry Cokes pulled and hand-stirred by a soda jerk, and fireworks. And who could forget their peanuts roasting out on the sidewalk in their 82-year-old roaster? They had a small, vintage soda fountain bar area in front of the 12-foot carved mahogany bar back, with mirrors, lights, and stained glass, where you could stop for a quick sandwich, too, or a milkshake made from farm-fresh milk. In an article written in 2002, it was the "oldest business in Hartsville." The bar back was sold in 2014 to Antique Archaeology aka., American Pickers. With a loading dock in the rear, on what is now called Mantissa Alley, it also represented trade and commerce for the entire region, delivering to six counties. It was across from Coker's Department Store, and part of the hustle and bustle of daily living in Hartsville.

On being part of or related to a "square," or other distinctive element of community planning:

Eli's Southern Candy Kitchen is in the heart of Hartsville's downtown, adjacent to what was once the Bank of Hartsville building, and part of the 100 block of East Carolina Avenue. Ads from the Darlington County Historical Commission for the Southern Candy Kitchen date back to 1922. Verbiage from 1924 states "Among other distinctions, Hartsville can boast of one of the best confectionary and ice cream parlors in this part of the State. It is known as the Southern Candy Kitchen and is located in the "heart of the business section." The store is well-appointed...with a display of candies in a variety in which the firm manufactures. It is headquarters for the candy trade for the City as well as ice cream. A stock of cigars, cigarettes and tobacco is also carried.

From The Hartsville Messenger, 1924: Mr. Eli Saleeby, the proprietor, deserves much credit for giving to the City an enterprise of this kind. The fact that he located here and started his business 12 years ago (1912) proves that he must have given a service appreciated by the public. Mr. Saleeby has always taken a keen interest in the affairs of his adopted city and has boosted for its progress in every way possible. He is a man of pleasant personality and has made countless friends throughout the territory since coming

here. The Southern Candy Kitchen brings up many pleasant memories of good, sweet things to eat and its hundreds of regular patrons will attest to the fact that this store gives general satisfaction in quality confections and service.

Sincerely submitted,

Suzy Moyd
843.230.5837

RESTRICTED APPRAISAL REPORT

OF

COMMERCIAL PROPERTY
110 EAST CAROLINA AVENUE
HARTSVILLE
DARLINGTON COUNTY
SOUTH CAROLINA 29550

FOR

JAMIE MORHPIS
CAROLINA BANK
POST OFFICE BOX 1028
DARLINGTON
SOUTH CAROLINA 29540

PREPARED BY

pennington + meadows, llc
REAL ESTATE SOLUTIONS
221-B WEST COLLEGE AVENUE
HARTSVILLE, SOUTH CAROLINA 29550

AS OF

OCTOBER 16, 2017

pennington + meadows, llc
Real Estate Solutions
221-B West College Avenue
Hartsville, SC 29550
Fax: (843) 332-7292

G. Brian Meadows
SCREA # CG-1419

Phone: (843) 332-7235
E-mail: Brian@AppraiserSC.com

October 16, 2017

Jamie Morphis
Carolina Bank
PO Box 1028
Darlington, SC 29540

Dear Jamie,

Pursuant to your request, I have inspected and completed a restricted appraisal report of the property located at 110 E Carolina Avenue, Hartsville, Darlington County, South Carolina. The property consists of one parcel totaling 1,035 square feet, and is improved with a commercial building totaling 1,035 square feet.

This restricted appraisal report is intended to comply with the reporting requirements set forth under Standards Rule 2-2(c) of the Uniform Standards of Professional Appraisal Practice for a Restricted Appraisal Report. As such, it does not present discussions of the data, reasoning and analyses that were used in the appraisal process to develop our opinion of value. Supporting documentation is retained in our files, and is available upon request for an additional fee. The depth of discussion contained in this report is specific to your needs and for the intended use as indicated below. The appraiser is not responsible for unauthorized use of this report.

Sufficient information was available to complete the sales comparison approach to value. Due to the age of the subject's improvements and the difficulties associated with accurately measuring physical depreciation, the cost approach is omitted. Also, the lack of comparable rental data in the area reduces the

reliability of the income approach; therefore, this approach to value is not included, herein.

It is my opinion that the market value "as is" of the fee simple interest in the subject property located at 110 E Carolina Avenue, Hartsville, Darlington County, South Carolina, as of October 16, 2017 is:

FORTY FIVE THOUSAND DOLLARS
($45,000)

Respectfully submitted,

G. Brian Meadows
SCREA # CG-1419

CERTIFICATION

I certify that, to the best of my knowledge and belief:

... The statements of fact contained in this report are true and correct.

... No one provided significant professional assistance to the person(s) signing this report.

... I have performed within the context of the competency provision of the Uniform Standards of Professional Appraisal Practice.

... The reported analyses, opinions and conclusions are limited only by the reported assumptions and limiting conditions and are my personal, professional analyses, opinions and conclusions.

... This appraisal was not based on a requested minimum valuation, a specific valuation, or the approval of a loan.

... I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest or bias with respect to the parties involved. Also, I have not performed any services relative to the subject property, within three years of acceptance of this assignment, unless detailed on page 6, herein.

... My compensation is not contingent upon the reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value estimate, the attainment of a stipulated result or the occurrence of a subsequent event.

... My analyses, opinions and conclusions were developed, and this report has been prepared in conformity with the requirements of the Uniform Standards of Professional Appraisal Practice, Code of Professional Ethics and the Standards of Professional Practice of the Appraisal Institute.

... I have made a personal inspection of the property that is the subject of this report.

... The use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representatives.

... As of the date of this report, I have completed the requirements of the continuing education program of the South Carolina Real Estate Appraiser's Board. The undersigned appraiser(s) currently hold appropriate state certifications allowing the performance of real estate appraisals in connection with federally related transactions in the state in which the subject property is located.

October 16, 2017

G. Brian Meadows
SCREA # CG-1419

Subject:	110 E Carolina Avenue, Hartsville, SC
Purpose of Appraisal:	To estimate the market value "as is" of the fee simple estate of the subject property (see Definitions in Exhibits for market value)
Intended Use of Report:	For the sole purpose of estimating market value "as is" of the fee simple estate for the **Intended User of the report, Carolina Bank**, for mortgage loan purposes. No other intended users are recognized.
Prior Service:	No additional services relative to the subject property have been provided by this appraiser, within 3 years of acceptance of this assignment.
Interest Valued:	Fee Simple
Effective Date of Value:	January 16, 2017
Date of Report:	January 17, 2017
Legal Description:	Deed Book 468, Page 540
Tax Identification:	Tax Map #056-06-02-108
Ownership:	Aenur Rehman

Appraisal Development and Reporting Processes:

In preparing this appraisal, we inspected the subject site and improvements. The subject neighborhood and similar neighborhoods in the general Pee Dee region of South Carolina were considered in the collection of comparable sales and lease information and confirmed with representatives of the involved parties. This information was applied in the sales and/or income approaches.

As indicated in the letter of transmittal above, the cost and income approaches to value have been omitted. It is typical for appraisers to include these approaches when estimating values of properties similar to the subject; however, it is the opinion of this appraiser that the sales comparison approach provides sufficient support to render a credible value conclusion.

This restricted appraisal report sets forth only our conclusions arising from the research performed during the course of this appraisal assignment. Supporting documentation has been retained in our files, and is available upon request for an additional fee.

Real Estate Appraised:	Site: 1,035 Square Feet, with 15' of frontage along E Carolina Avenue. Improvements: Commercial "Row Type" building totaling 1,035 square feet. The structure appears to be in overall, average condition.
Property Type/Use:	Commercial
Current Tax Appraisal:	$32,000
Current Real Estate Taxes:	$939
Zoning Classification:	B-1, Business; Hartsville, Darlington County
Highest and Best Use:	Highest and best use "as though vacant" – commercial development (see definitions for highest and best use) Highest and best use "as improved" – commercial

Comparable Sales:

Address	Sales Price	Date	Price/SqFt
113 N Fifth St	$117,500	05/2016	$43.52
217 N Fifth St	$180,000	09/2015	$27.97
149 E Carolina Ave	$400,000	09/2016	$50.58
133 W Carolina Ave	$100,000	05/2014	$14.03

After adjustment, these sales reasonably support a value estimate for the subject of $43.00 per square foot, or $45,000 (rounded).

Value Conclusion: **$45,000**

Indicated Exposure Time: 12 to 24 months

Estimated Marketing Time: 12 to 24 months

Three Years Sales History: Subject is currently under a contract of sale for a reported consideration of $45,000. No additional transfers of the subject were noted, within three years of the effective date of this report.

Scope of Work: The scope of the appraisal encompasses the appropriate range of data collection, confirmation, and analysis necessary for the preparation of this report, in accordance with its objective. The format for this report is designed to conform to the guidelines set forth in the Uniform Standards of Professional Appraisal Practice regarding restricted appraisal reports.

ASSUMPTIONS AND LIMITING CONDITIONS

Restricted Appraisal Report

As agreed upon prior to the preparation of this appraisal, this is a restricted appraisal report. As such, information pertinent to the valuation process has been excluded and/or the full valuation process has not been applied. Depending on the type and degree of limitations, the reliability of the value conclusion provided herein may be reduced.

This is a restricted report, which is intended to comply with the reporting requirements set forth under Standard Rule 2-2(c) of the Uniform Standards of Professional Appraisal Practice for a restricted appraisal report. As such, it does not include discussions of the data, reasoning and analyses that were used in the appraisal process to develop the opinion of value. Supporting documentation concerning the data, reasoning and analyses is retained in our office files, and is available upon request for an additional fee.

Legal Matters

The legal description used in this report is assumed to be correct, but it may not necessarily have been confirmed by survey. No responsibility is assumed in connection with a survey or for encroachments or overlapping or other discrepancies that might be revealed thereby. Any sketches included in the report are only for the purpose of aiding the reader in visualizing the property and are not necessarily the result of a survey.

No responsibility is assumed for an opinion of legal nature, such as to ownership of the property or condition of title.

The appraiser(s) assume the title to the property to be marketable; that, unless stated to the contrary, the property is appraised as an unencumbered fee, which is not used in violation of acceptable ordinances, statutes, or other governmental regulations.

Unapparent Conditions

The appraiser(s) assume that there are no hidden or unapparent conditions of the property, subsoil, or structures, which would render it more or less valuable than otherwise comparable property. The appraisers are not experts in determining the presence or absence of hazardous substance, defined as all hazardous or toxic materials, waste, pollutants or contaminants (including, but not limited to asbestos, PCB, UFFI, or other raw materials or chemicals) used in construction or otherwise present on the property.

The appraiser(s) assume no responsibility for the studies or analyses which would be required to conclude the presence or absence of such substances or for loss as a result of the presence of such substances. The client is urged to retain an expert in this field, if desired. The value estimate is based on the assumption that the subject property is not so affected.

Information and Data

The information and data, supplied to the appraiser(s) by others and considered in the valuation, is from sources believed to be reliable, but no further responsibility is assumed for its accuracy. All mortgages, liens, encumbrances and servitudes have been disregarded unless so specified within the appraisal report. The subject property is appraised as though under responsible ownership and competent management.

Zoning and Licenses

It is assumed that all applicable zoning and use regulations and restriction have been complied with, unless a non-conforming use has been stated, defined and considered in the valuation.

It is assumed that the subject property complies with all applicable federal, state and local environmental regulations and laws unless noncompliance is stated, defined and considered in the valuation.

It is assumed that the information relating to the location of or existence of public utilities that has been obtained through a verbal inquiry form the appropriate utility authority, or has been ascertained from visual evidence, is correct. No warranty has been made regarding the exact location or capacities of public utility systems.

It is assumed that all licenses, consents or other legislative or administrative authority from local, state or national governmental or private entity or organization have been, or can be obtained or renewed for any use on which the value estimate contained in the valuation report is based.

General Limiting Conditions

The appraiser(s) will not be required to give testimony or appear in court because of having made the appraisal with reference to the subject property in question unless arrangements have been previously made.

Possession of the report does not carry with it the right of publication. Out-of-context quoting from or partial reprinting of this appraisal report is not authorized. Further, neither all nor any part of this appraisal report shall be disseminated to the general public by the use of media for public communication without the prior written consent of the appraiser(s) signing this appraisal report.

The authentic copies of this report are signed in blue ink. Any copy that does not have this original signature of the appraiser(s) is unauthorized and may have been altered, and is considered invalid.

Disclosure of the contents of this report is governed by the By-Laws and Regulations of the Appraisal Institute. Neither all nor any part of the contents of this report (especially any conclusions as to value, the identity of the appraiser(s) or the firm with which they are connected, or any reference to the Appraisal Institute or the SRA designation) shall be disseminated to the public through advertising media, public relations media, news media, sales media or any other public means of communication without the prior written consent and approval of the author.

The distribution of the total valuation in this report, between land and improvements, is applicable only as a part of the whole property. The land value, or the separate value of the improvements, must not be used in conjunction with any other appraisal or estimate and is invalid if so used.

No environmental impact studies were either requested or made in conjunction with this appraisal report. The appraiser(s), thereby, reserve the right to alter, amend, revise or rescind any of the value opinions based upon any subsequent environmental impact studies, research or investigation.

The Americans with Disabilities Act ("ADA") became effective January 26, 1992. The appraisers have not made a specific compliance survey and analysis of this property to determine whether or not it is in compliance with one or more of the requirements of the Act. If so, this fact could have a negative effect upon the value of the property. Since the appraiser(s) have no direct evidence relating to this issue, possible noncompliance with the requirements of ADA in estimating the value of the property has not been considered.

An appraisal related to an estate in land that is less than the whole fee simple estate applies only to the fractional interest involved. The value of this fractional interest plus the value of all other fractional interests may or may not equal the value of the entire fee simple estate considered as a whole.

The appraisal report related to a geographical portion of a larger parcel is applied only to such geographical portion and should not be considered as applying with equal validity to other portions of the larger parcel or tract. The value for such geographical portions plus the value of all other geographical portions may or may not equal the value of the entire parcel or tract considered as an entity.

This appraisal is subject to any proposed improvements or additions being completed as set forth in the plans, specifications and representations referred to in the report, and all work being performed in a good and workmanlike manner. The appraisal is further subject to the proposed improvements or additions being constructed in accordance with the regulation of the local, county and state authorities. The plans, specifications and representations referred to are an integral part of the appraisal report when new construction or new additions, renovations, refurbishing or remodeling applies.

Important definitions are attached.

QUALIFICATIONS

G. BRIAN MEADOWS
REAL ESTATE APPRAISER
221-A WEST COLLEGE AVENUE
HARTSVILLE, SC 29550

Education

Francis Marion College, BBA – Management	1986-1990
Appraisal Institute, Basic Income Capitalization	2000
Appraisal Institute, Advanced Income Capitalization	2000
Appraisal Institute, Highest and Best Use Analysis	2003
McKissock School, USPAP Update	2014
Various Seminars	2003-Present

Work Experience

Office of the Tax Assessor, Darlington County, SC	1990-1992
Leon C. Pennington, Jr. SRA, Hartsville, SC	1992-2001
Pennington & Meadows Real Estate Appraisers, Hartsville, SC	2001-Present
Property Management, Hartsville, SC	1993-Present

Professional Affiliations

South Carolina Real Estate Appraisers Board; State Certification #CG-1419
Realtor Association of the Greater Pee Dee – Member
Greater Hartsville Chamber of Commerce – Member

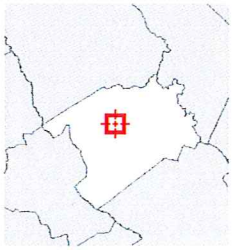
Partial List of Clients

Bank of America
Carolina Bank
First Citizens Bank
SPC Credit Union
BB&T
Mutual Savings Bank
Progress Energy
First Reliance Bank
Heritage Community Bank
First Federal

Addenda

qPublic.net™ Darlington County, SC

Overview



Legend

- Parcels
- Roads

Parcel ID	056-06-02-108	**Alternate ID**	056-06-02-108	**Owner Address**	REHMAN AENUR
Sec/Twp/Rng	n/a	**Class**	Commercial		P O BOX 842
Property Address	110 E CAROLINA AV	**Acreage**	n/a		HARTSVILLE SC 29551
District	32-1				
Brief Tax Description	110 E CAROLINA AV				
	(Note: Not to be used on legal documents)				

Date created: 1/12/2018
Last Data Uploaded: 1/12/2018 12:04:35 PM

Developed by
The Schneider Corporation

Front View of Subject

Street View

Darlington County
Assessor's Office

Recent Sales in Area	Previous Parcel	Next Parcel	Return to Main Search Page	Darlington Home

Owner and Parcel Information

Owner Name	REHMAN AENUR	Today's Date	November 2, 2017
Mailing Address	110 E CAROLINA AV	Parcel Number	056-06-02-108
	P O BOX 842 HARTSVILLE SC 29551	Tax District	County (District 32-1)
Location Address	110 E CAROLINA AV		
Class Code (NOTE: Not Zoning Info)	C-Commercial	Acres	.00
Description	110 E CAROLINA AV	Parcel Map	Show Parcel Map
Legal Information	SPLIT FROM 056-06-02-060 15 X 69 PB 207/696	Record Type	Commercial
Town Code / Neighborhood		Owner Occupied	

Generate Owner List By Radius

Value Information — Online Taxes

Land Value	Improvement Value	Total Value	Taxable Value	Total Assessment
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Building Information

First Floor Square Footage	Second Floor Square Footage	Garage Square Footage	Year Built
1,032	0	0	0000

Lot Size Information (Dimensions in Feet)

Front	Back	Left	Right
15	15	69	69

Sale Information

Sale Date	Price	Deed Book	Plat Book	Grantor
07-18-2012	$ 32,000	468 540	207 696	CARL SALEEBY ETAL

Recent Sales in Area | Previous Parcel | Next Parcel | Return to Main Search Page | Darlington Home

The Darlington County Tax Assessor's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. Website Updated: March 9, 2017

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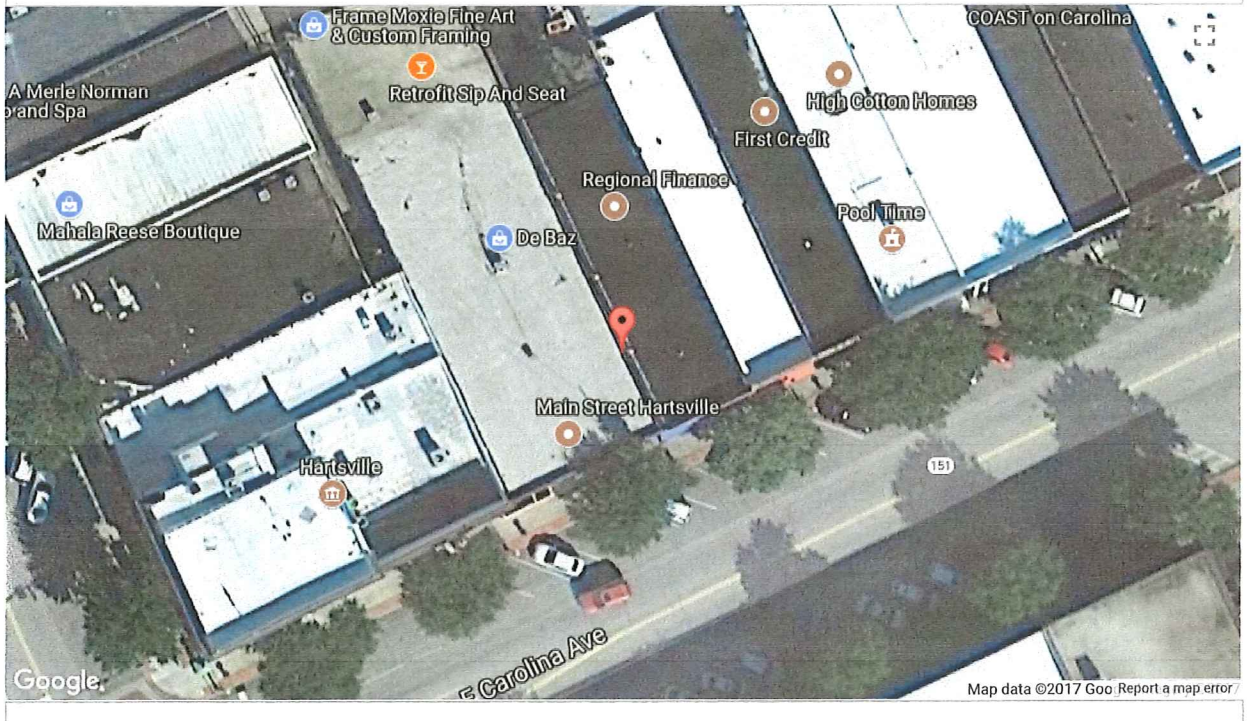
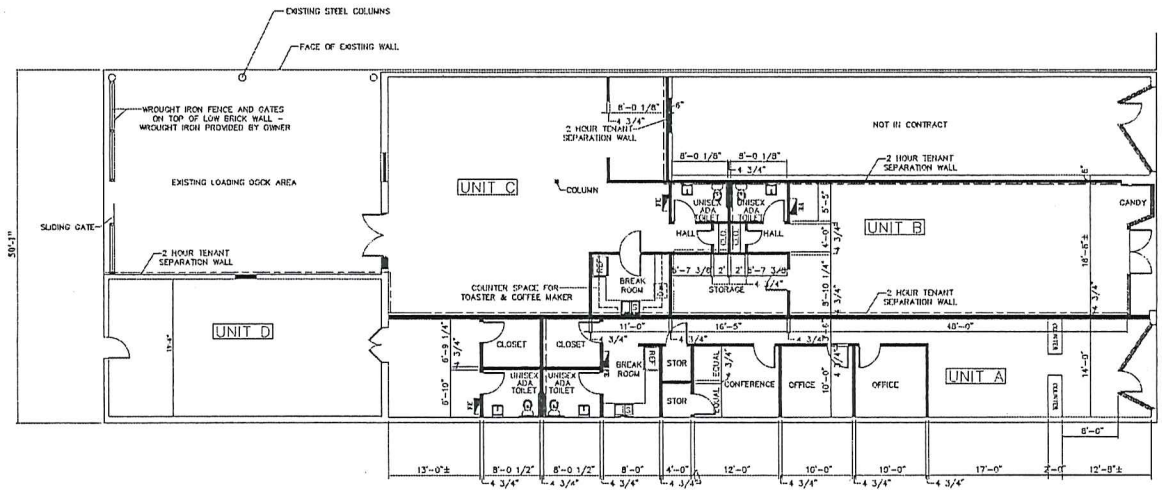
Darlington County

Assessor's Office

Darlington Home Return To Starting Point Street View(If available)

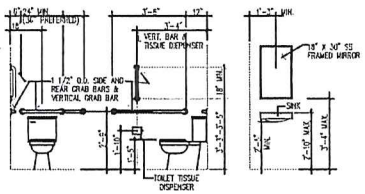


Website design and integration by & qPublic.net



ARCHITECTURAL FLOOR PLAN

SCALE: 1/8"=1'-0"



H. C. TOILET ELEVATIONS

SCALE: 3/8" = 1' - 0"

WALL LEGEND

EXISTING WALL TO REMAIN

2X4 WOOD STUDS AT 16" O.C. W/ 5/8" GYP. BOARD ON EACH SIDE

2 HOUR FIRE BARRIER WALL (UL U301)

NOTE: ALL RATED WALLS TO BE CONTINUOUS FROM TOP OF FLOOR SLAB TO UNDERSIDE OF ROOF DECK. ALL RATED WALLS SHALL BE MARKED ABOVE CEILING PER BUILDING OFFICIAL "FIRE RATED WALL, PROTECT ALL PENETRATIONS"

ROBERT GOODSON A.I.A.
ARCHITECTURE-PLANNING-DESIGN
P.O.BOX 445 527 E. CAROLINA AVE.
HARTSVILLE, S.C.(843)-383-5212

MOYD PROPERTIES
(FORMER ELI'S CANDY KITCHEN)
EAST CAROLINA AVENUE
HARTSVILLE, S.C.

DATE: 5/6/15

SHEET A1 OF 1

City of Hartsville
NAVIGATOR
Your Business Development Partner

Business Navigator Department

Minutes
Architectural Review Board Special Meeting
City Council Chambers, City Hall
100 East Carolina Avenue
Monday, November 20, 2017 5:15p.m.

PURSUANT TO FREEDOM OF INFORMATION ACT SC CODE 30-4-80: WRITTEN NOTICE WAS DELIVERED TO THE PRESS BY EMAIL ON NOVEMBER 17, 2017 AND DULY POSTED IN CITY HALL.

Members present: Chairman Bobby Goodson, Danny Johnson, George Walden, and Daniel Watkins. **Absent:** Fletcher Bateman, Deborah Gandy and Nic Ison. **Guest:** Suzy Moyd **Staff:** Brenda Kelley. **Press:** Absent.

Call to Order/Minutes
Chairman Bobby Goodson called the meeting to order at 5:25pm. He then presented the October 18, 2017 meeting minutes for approval. George Walden made a motion to approve the minutes as submitted. Danny Johnson seconded. All in favor.

Applications
Spondulits – 110 E. Carolina Ave. – historic designation and paint color
Suzy Moyd of Spondulits was present to participate in the discussion regarding her request for a historic designation for 110 East Carolina Avenue. The building was a portion of the original Southern Candy Kitchen. Mrs. Moyd was seeking the designation in order to apply for the special property tax assessment known as the Bailey Bill. The Bailey Bill allows local governments to offer a property tax abatement to encourage the rehabilitation of historic properties. For a period of no more than 20 years, the local government can lock in a special property tax assessment based on the property's fair market value prior to rehabilitation.

Mrs. Moyd presented a packet of information that included an application, an appraisal, a narrative that supports her criteria for historic designation, documents from the Historical Society, newspaper articles, and pictures of the building. Chairman Bobby Goodson shared a story about his experience at Eli's (Southern Candy Kitchen). Danny Johnson made a motion to make a recommendation to City Council to approve the historic designation. George Walden seconded. All in favor.

Mrs. Moyd also made a request to paint the building in the same blue color scheme as the remainder of the original building, which currently houses The Key and DeBaz once it receives the historic designation.

Danny Johnson made a motion to approve the blue color scheme as submitted. George Walden seconded. All in favor.

Main Street Update

- Second Wind – an antique store opening soon.
- Tommi Mack has opened.

Adjournment

Danny Johnson made a motion to adjourn at 5:52pm. George Walden seconded. The next meeting is scheduled for Wednesday, December 20, 2017 at 5:15PM in Council Chambers at City Hall.

_____ _____

Signature Date

DRAFT

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: 03-18-01 - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Resolution to approve paving bid

ATTACHMENTS:

Description
- Resolution 03-18-01
- bid info

RESOLUTION 03-18-01

APPROVAL OF BID AWARD FOR PAVING PROJECT ON WEST MANTISSA ROW AND PARKING LOT AREA IN THE CITY OF HARTSVILLE.

WHEREAS, the City advertised and received bids on for the paving projects in Hartsville; and

WHEREAS, sealed bids were opened and read aloud on February 23, 2018 at 10:00am and the recommended successful bidder is Dempsey Construction Company, Inc. of Hartsville, South Carolina in the amount of Sixty Thousand Two Hundred Fifty Two Dollars ($60,252.00); and

WHEREAS, Dempsey Construction Company, Inc. is considered to have appropriate technical experience, adequate equipment and personnel, adequate liability and worker's compensation insurance coverage, and suitable financial resources to perform the work properly and expeditiously.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Hartsville that a Resolution of Award for the above service is hereby awarded to Dempsey Construction Company, Inc. of Hartsville, South Carolina in the amount of Sixty Thousand Two Hundred Fifty Two Dollars ($60,252.00).

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Mayor and Council of the City of Hartsville that the City Manager is hereby authorized to execute all required documents.

NOW, THEREFORE BE IT FINALLY RESOLVED, in meeting duly advertised and assembled the 13th day of March, 2018.

_____
Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, City Clerk

CITY OF HARTSVILLE
BID TABULATION FORM

PROJECT NAME: Paving Projects

LOCATION FOR BID OPENING: City Hall, 2nd Floor Conf. Room

BID OR PROJECT NUMBER: Paving Project

BID DUE DATE AND TIME: 2/23/2018 10:00am

BIDDER NAME AND ADDRESS	DATE/TIME	TOTAL BID AMOUNT
_Dempsey Construction Company_____	_02/23/18 10:00_	__60,252.00____
_Brock's Grading_____	_02/23/18 10:00_	_172,580.00____
_JF Contractors_____	_02/23/18_10:01_	_127,354.75____
_____	_____	_____
_____	_____	_____
_____	_____	_____

All bids were received in the Purchasing Agent's Office, logged with date and time, opened and read aloud at 10:00am on 2/23/2018_____.

ATTEST: Gina Sellers _____ 2-23-18
Purchasing Office Representative Date

Staff Recommendation to City Manager By: ___Dempsey Construction Company, Inc. _____

Explanation of Recommendation:
__Lowest bid _____

_____

City Manager's Recommendation to Council/City Manager's Approval: Dempsey Construction Company, Inc.

_____ _____
Signature Date

Bid tabulations will be furnished upon written request with a self-addressed, stamped envelope. Bid tabulations will not be furnished until such time as an award has been made. Bid tabulations will not be provided via telephone or fax.

CITY CLERK'S OFFICE
[ ] Place on _____ Agenda for City Council approval.
[ ] cc: Department Head

Attachment A- Request for Bids

Description	Qty	Price per unit	Total Price
Parking lot	**6,355 s-ft**	24,348.00	24,348.00
W. Mantissa Row	**14,790 s-ft**	34,404.00	34,404.00
Mobilization	**1**	Ø	Ø
Traffic control	**1**	1,500.00	1,500.00
Subtotal			60,252.00

Total Price 60,252.00

All bids must be valid for a period of ninety (90) days following the bid opening.

Quotation Submitted by:

Company Name: Dempsey Construction Company Inc.

Company Address: 1121 Lakeview Blvd.

City: Hartsville State: SC Zip: 29550

Company Telephone: (843)332-6416 Fax: (843)332-1841 Email: dempseyconstructionco@sc.twcbc.com

Name of person submitting quotation: William R. Dempsey Jr.

Signature of person submitting quotation: William R. Dempsey Jr.

Telephone number of person submitting quotation: (843)858-0928

Email address of person submitting quotation: bill.dempsey@dempseyconstructioncompany.com

Federal Tax Id (FEIN) 57-0525934

SC General Contractors License 9-11993

Attachment A- Request for Bids

Description	Qty	Price per unit	Total Price
Parking lot	**6,355 s-ft**	10	63550
W. Mantissa Row	**14,790 s-ft**	7	103530
Mobilization	**1**	2500	2500
Traffic control	**1**	3000	3000
Subtotal			

Total Price 172580

All bids must be valid for a period of ninety (90) days following the bid opening.

Quotation Submitted by:

Company Name: Brock's Grading and Land Clearing,LLC

Company Address: 3535 Kings Pond Road

City: McBee State: SC Zip: 29101

Company Telephone: 843-307-1007 Fax: _____ Email: tmikebrock@aol.com

Name of person submitting quotation: Mike Brock

Signature of person submitting quotation: Mike Brock

Telephone number of person submitting quotation: 843-307-1007

Email address of person submitting quotation: tmikebrock@aol.com

Federal Tax Id (FEIN) 27-4433759

SC General Contractors License G113817

Attachment A- Request for Bids

Description	Qty	Price per unit	Total Price
Parking lot	**6,355 s-ft**	$ 5.55	$ 35,270.25
W. Mantissa Row	**14,790 s-ft**	$ 5.55	$ 82,084.50
Mobilization	**1**	$ 5,000.00	$ 5,000.00
Traffic control	**1**	$ 5,000.00	$ 5,000.00
Subtotal			

Total Price $ 127,354.75

All bids must be valid for a period of ninety (90) days following the bid opening.

Quotation Submitted by:

Company Name: J.F. Contractors, LLC

Company Address: 119 S. Harvin St.

City: Sumter State: S.C. Zip: 29150

Company Telephone: 803 774-8269 Fax: 803 774-8270 Email:

Name of person submitting quotation: Jonathan McElveen

Signature of person submitting quotation: Jonathan McElveen

Telephone number of person submitting quotation: 803-983-2342

Email address of person submitting quotation: jonathanm@jfcontractors.com

Federal Tax Id (FEIN) 20-3955298

SC General Contractors License G 108684

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: 4327 Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

To amend the zoning code for off street parking and loading.

BACKGROUND SUMMARY:

Alta Team worked with a project advisory committee to develop a series of strategic recommendations to revise the City of Hartsville's existing Code of Ordinances; and

ATTACHMENTS:

Description

- Ordinance 4327
- SUPPLEMENT TO OFF-STREET PARKING ORDINANCE REVISION

ORDINANCE 4327

TO AMEND HARTSVILLE CODE OF ORDINANCES APPENDIX A – ZONING ARTILCE VI – GENERAL PROVISIONS SECTION 7 " OFF STREET PARKING AND LOADING" BY ADDING (h) BICYCLE PARKING (i) SURFACE AND MARKINGS AND (j) ACCESSIBLE PARKING FOR DISABLED PERSONS.

WHEREAS, the City of Hartsville determined that the zoning ordinance needed to be amended; and

WHEREAS, the City of Hartsville contracted with Alta Planning to revise the zoning ordinance; and

WHEREAS, the Alta Team worked with a project advisory committee to develop a series of strategic recommendations to revise the City of Hartsville's existing Code of Ordinances; and

WHERAS, the Planning Commission reviewed Article VI Section 7, during its January 29, 2018 public meeting and unanimously recommended approval of the proposed zoning amendment to City Council.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Hartsville that the City of Hartsville City Code is hereby amended to read as follows:

APPENDIX A. – ZONING
ARTICLE VI – GENERAL PROVISIONS
SECTION 7. OFF-STREET PARKING

Sec. 7. – Off-street parking and loading.

The intent of this section is to allow flexible methods of providing an adequate number of parking and loading spaces, while reducing excessive paved surfaces, which lead to unnecessary heat buildup and storm water runoff. All buildings, structures, and uses of land shall conform to the following off-street parking and loading requirements. Any use not specifically addressed or referred to below shall have parking requirements determined by the Zoning Administrator.

(a) *Spaces to be provided.* Off-street automobile storage or parking space shall be provided on every lot on which any of the following uses are hereinafter established, except as provided for in Table I, District Design Requirements.

(1) Residential 1: Two (2) spaces per dwelling unit.

(1A) Residential 1-A: Two (2) spaces per dwelling unit.

(2) Residential 2: One and a half (1.5) spaces per dwelling unit.

(3) Public housing, conventional: One (1) space per unit.

(4) Public housing, elderly: One half (0.5) space per unit.

(5) Rooming and boarding house: One (1) space for each two (2) rooms.

(6) Hotels and motels: One (1) space for each guest room, plus one (1) per 800 square feet of conference space.

(7) Places of public assembly: One (1) space for each four (4) seats.

(8) Churches: One (1) space for each four (4) seats in main assembly room.

(9) Hospital or nursing home: One (1) space for each two (2) beds.

(10) Retail business: One (1) space for each 500 square feet of floor area.

(11) Offices and banks: One (1) space for each 500 square feet of floor area.

(12) Service station: Two (2) spaces for each pump and two (2) spaces per service stall.

(13) Wholesaling: One (1) space for each 1500 square feet of floor area.

(14) Industrial: One (1) space for each two employees at maximum shift or 4,000 square feet of floor area.

(15) Bus terminal: Three (3) spaces for each bay.

(16) Shopping center: One (1) space per 500 square feet of gross leasable floor area.

(17) Auto sales and repair: One (1) space for each two (2) employees plus one (1) spaces for each 500 square feet of floor area.

(18) Restaurants: One (1) space per 100 square feet of customer service and seating area.

(19) Day Care: One (1) space per 300 square feet.

(20) Educational Facilities: One (1) space per 200 square feet.

(21) Self-Service Storage: One (1) per 20 storage units.

(b) *Space criteria.* All required parking spaces shall be designed to comply with the following minimum standards:

Angle of Parking	Stall Width (feet)	Stall Depth (feet)	Driveway Width (feet)	Planting Island Width (feet)
0° (Parallel)	8	22 (length)	12	N/A
30°	9	17	12	4
45°	9	19	14	6
60°	9	20	18	7'
90°	9	18	24	9'

(c) *Certificate of occupancy or use permit.* A certificate of occupancy or use permit will be issued upon completion of any building when all off-street parking and loading requirements shown upon the plans or made a part of the building permit shall be in place and ready for use.

(d) *Location on other property.* If the required automobile parking spaces cannot reasonably be provided on the same lot on which the principal use is conducted, such spaces may be provided on other off-street property, provided such property lies within 600 feet of the main entrance to such principal use. Such automobile parking space shall be associated with the principal use and shall not thereafter be reduced or encroached upon in any manner.

(e) *Common off-street parking areas.* Two or more principal uses may utilize a common parking area in order to comply with off-street parking requirements, provided that the total number of individual spaces available in such common area is not more than the sum of the spaces required for the individual uses as separately computed in accordance with the provisions of this section, and provided that the owner of said lot relinquish his development rights over the property in an instrument of record until such time as parking space is provided elsewhere. The Zoning Administrator may approve shared parking facilities where a reduction is parking spaces is desired. A shared parking study that clearly demonstrates the feasibility of shared parking shall be submitted to the administrator. The study must be provided in a form established by the administrator. It must address, at a minimum, the size and type of the proposed development, the composition of tenants, the anticipated rate of parking turnover, and the anticipated peak parking and traffic loads for all uses that will be sharing off-street parking spaces.

(f) *Use of public rights-of-way for maneuvering area.* When determining parking area requirements for individual uses, portions of the public rights-of-way on minor streets may be considered as permissible for maneuvering area, incidental to parking. On streets designated as collector or major streets, parking facilities shall be designed and constructed to provide space outside the public rights-of-way for maneuvering incidental to parking.

(g) *Off-street loading and unloading space.* Every building or structure used for business, trade, or industry, except B-1 district, shall provide space as indicated herein for the loading and unloading of vehicles off a street or public alley.

(1) *Retail business.* One (1) space ten feet by 35 feet for each 10,000 square feet of total floor area or fraction thereof.

(2) *Wholesale and industry.* One (1) space ten feet by 50 feet for each 10,000 square feet of total floor area or fraction thereof.

(3) *Bus and truck terminal.* Sufficient space to accommodate the maximum number of buses or trucks to be stored or to be loaded or unloaded at the terminal at any one time.

(h) *Bicycle parking*. Bicycle parking areas shall be located for the convenient access to site amenities and primary building entrances. Bicycle parking areas shall be located on a hardscape surface, physically separated from automobile parking lots. They shall be designed to provide adequate space for ingress and egress, and not impede pedestrian and vehicle circulation. Bicycle parking areas shall be designed to provide adequate space for ingress and egress. Bicycle racks shall be designed to support a bicycle frame in two places in a stable, upright position. Bicycle racks shall be securely anchored to the lot surface. Bicycle parking space requirements are as follows:

(1) *Retail business.* One (1) space for each 12,000 square feet of total floor area. Minimum requirement is two (2) spaces.

(2) *Wholesale and industry.* One (1) space for each 20,000 square feet of total floor area. Minimum requirement is two (2) spaces.

(3) *Office.* One (1) space for each 10,000 square feet of total floor area. Minimum requirement is two (2) spaces.

(4) *Cultural Facilities, including libraries and government buildings.* One (1) space for each 10 employees. Minimum requirement is two (2) spaces.

(5) *Education.* One (1) space for each 10 employees plus one (1) space per every 20 students. Minimum requirement is two (2) spaces.

(i) *Surface and Markings*. All required parking and vehicular driving surfaces shall be surfaced with concrete or asphalt concrete pavement. Alternative materials may be approved by the Zoning Administrator. All paved parking spaces shall be identified by surface markings and shall be maintained in a manner so as to be readily visible at all times. Such markings shall be arranged to provide for orderly and safe loading, unloading, parking, and storage of vehicles. Parallel parking spaces shall be marked with standard "cross" and "T" pavement markings. All striping shall be marked with four-inch lines.

(j) *Accessible Parking for Disabled Persons*. A portion of the total number of required off-street parking spaces in each off-street parking area shall be specifically designated, located, and reserved for the use by persons with physical disabilities. For more information, reference American National Standards Institute (ANSI) A117.1, as adopted by the State of South Carolina.

NOW, THEREFORE BE IT ORDAINED IN MEETING DULY ADVERTISED AND ASSEMBLED on the __th day of _____ 2018 and to become effective upon final reading.

_____
Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, CMC, City Clerk

First Reading: March 13, 2018
Public Hearing:
Final Reading:

The intent of this section is to allow flexible methods of providing an adequate number of parking and loading spaces, while reducing excessive paved surfaces which lead to unnecessary heat buildup and stormwater runoff. All buildings, structures, and uses of land shall conform to the following off-street parking and loading requirements. Any use not specifically addressed or referred to below shall have parking requirements determined by the ~~zoning~~ Zoning ~~administrator~~Administrator. [j1]

(a) *Spaces to be provided.* Off-street automobile storage or parking space shall be provided on every lot on which any of the following uses are hereinafter established, except as provided for in Table I, District Design Requirements. [j2]

(1) Residential ~~one~~ 1 ~~zones~~: ~~Two~~ 2 spaces per dwelling unit.

(1A) Residential ~~one~~1-A: ~~Two~~ 2 spaces per dwelling unit.

(2) Residential ~~two~~2: ~~1½~~1.5 spaces per dwelling unit.

(3) Public housing, conventional: ~~One~~ 1 space per unit.

(4) Public housing, elderly: ~~One-half~~0.5 space per unit.

(5) Rooming and boarding house: ~~One~~ 1 space for each two rooms.

(6) Hotels and motels: ~~One~~ 1 space for each ~~accommodation~~guest room, plus 1 per 800 square feet of conference space.

(7) Places of public assembly: ~~One~~ 1 space for each four seats.

(8) Churches: ~~One~~ 1 space for each four seats in main assembly room.

(9) Hospital or nursing home: ~~One~~ 1 space for each two beds.

(10) Retail business: ~~One~~ 1 space for each ~~300~~ 500 square feet of floor area.

(11) Offices and banks: ~~One~~ 1 space for each ~~400~~ 500 square feet of floor area.

(12) Service station: ~~Two~~ 2 spaces for each pump and ~~two~~ 2 spaces per service stall.

(13) Wholesaling: ~~One~~ 1 space for each ~~two employees.~~1500 square feet of floor area.

(14) Industrial: ~~One~~ 1 space for each two employees at maximum shift or 4,000 square feet of floor area.

(15) Bus terminal: ~~Two~~ 3 spaces for each bay.

(16) Shopping center: ~~Three~~ 1 space~~s~~ per ~~1,000~~500 square feet of gross leasable floor area.

(17) Auto sales and repair: ~~One~~ 1 space for each ~~two~~ 2 employees plus ~~two~~ 1 spaces for each ~~300~~ 500 square feet of floor area.

(18) Restaurants: 1 space per 100 square feet of customer service and seating area.

(19) Day Care: 1 space per 300 square feet.

(20) Educational Facilities: 1 space per 200 square feet.

(21) Self-Service Storage: 1 per 20 storage units.

(b) *Space criteria.* All required parking spaces shall be designed to comply with the following minimum standards:

Angle of Parking	Stall Width (feet)	Stall Depth (feet)	Driveway Width (feet)	Planting Island Width (feet)
0° (Parallel)	8	22 (length)	12	N/A
30°	9	17	12	4
45°	9	19	14	6
60°	9	20	18	7'
90°	9	18	24	9'

~~Parking lots shall provide sufficiently sized parking spaces and maneuvering areas. Each parking space shall be a minimum of nine feet in width and 18 feet in length. Each space required for handicapped accessibility shall be a minimum of 13 feet in width. Parallel parking spaces must be a minimum of nine feet in width and 24 feet in length. A maneuvering area at least 23 feet in width shall be provided behind each parking space to allow cars to pull in and out safely.~~

(c) *Certificate of occupancy or use permit.* A certificate of occupancy or use permit will be issued upon completion of any building when all off-street parking and loading requirements shown upon the plans or made a part of the building permit shall be in place and ready for use.

(d) *Location on other property.* If the required automobile parking spaces cannot reasonably be provided on the same lot on which the principal use is conducted, such spaces may be provided on other off-street property, provided such property lies within ~~400~~ 600 feet of the main entrance to such principal use. Such automobile parking space shall be associated with the principal use and shall not thereafter be reduced or encroached upon in any manner.

(e) *Common off-street parking areas.* Two or more principal uses may utilize a common parking area in order to comply with off-street parking requirements, provided that the total number of individual spaces available in such common area is not ~~less~~ more than the sum of the spaces required for the individual uses as separately computed in accordance with the provisions of this section, and provided that the owner of said lot relinquish his development rights over the property in an instrument of record until such time as parking space is provided elsewhere. The Zoning Administrator may approve shared parking facilities where a reduction is parking spaces is desired. A shared parking study that clearly demonstrates the feasibility of shared parking shall be submitted to the administrator. The study must

be provided in a form established by the administrator. It must address, at a minimum, the size and type of the proposed development, the composition of tenants, the anticipated rate of parking turnover, and the anticipated peak parking and traffic loads for all uses that will be sharing off-street parking spaces.

(f) *Use of public rights-of-way for maneuvering area.* When determining parking area requirements for individual uses, portions of the public rights-of-way on minor streets may be considered as permissible for maneuvering area, incidental to parking. On streets designated as collector or major streets, parking facilities shall be designed and constructed to provide space outside the public rights-of-way for maneuvering incidental to parking.

(g) *Off-street loading and unloading space.* Every building or structure used for business, trade, or industry, except B-1 district, shall provide space as indicated herein for the loading and unloading of vehicles off of a street or public alley.

(1) *Retail business.* One space ten feet by 35 feet for each 10,000 square feet of total floor area or fraction thereof.

(2) *Wholesale and industry.* One space ten feet by 50 feet for each 10,000 square feet of total floor area or fraction thereof.

(3) *Bus and truck terminal.* Sufficient space to accommodate the maximum number of buses or trucks to be stored or to be loaded or unloaded at the terminal at any one time.

(h) *Bicycle parking.* Bicycle parking areas shall be located for the convenient access to site amenities and primary building entrances. Bicycle parking areas shall be located on a hardscape surface, physically separated from automobile parking lots. They shall be designed to provide adequate space for ingress and egress, and not impede pedestrian and vehicle circulation. Bicycle parking areas shall be designed to provide adequate space for ingress and egress. Bicycle racks shall be designed to support a bicycle frame in two places in a stable, upright position. Bicycle racks shall be securely anchored to the lot surface.[j3] Bicycle parking space requirements are as follows:

(1) *Retail business.* 1 space for each 12,000 square feet of total floor area. Minimum requirement is 2 spaces.

(2) *Wholesale and industry.* 1 space for each 20,000 square feet of total floor area. Minimum requirement is 2 spaces.

(3) *Office.* 1 space for each 10,000 square feet of total floor area. Minimum requirement is 2 spaces.

(4) *Cultural Facilities, including libraries and government buildings.* 1 space for each 10 employees. Minimum requirement is 2 spaces.

(5) *Education.* 1 space for each 10 employees plus 1 space per every 20 students. Minimum requirement is 2 spaces ~~Bicycle parking areas and bicycle racks shall be designed and installed as by the Zoning Administrator.~~[j4]

(i) *Surface and Markings.* All required parking and vehicular driving surfaces shall be surfaced with concrete or asphalt concrete pavement. Alternative materials may be approved by the Zoning Administrator. All paved parking spaces shall be identified by surface markings and shall be maintained in a manner so as to be readily visible at all times. Such markings shall be arranged to provide for orderly and safe loading, unloading, parking, and storage of vehicles. Parallel parking spaces shall be marked with standard "cross" and "T" pavement markings. All striping shall be marked with four-inch lines.

(j) *Accessible Parking for Disabled Persons.* A portion of the total number of required off-street parking spaces in each off-street parking area shall be specifically designated, located, and reserved for the use by persons with physical disabilities. For more information reference American National Standards Institute (ANSI) A117.1, as adopted by the State of South Carolina.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: 4328 Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

To add additional portions of the former Southern Candy Kitchen to the historic district.

BACKGROUND SUMMARY:

Suzy Moyd of Spondulits, owner of the building, self-nominated the portion of the Southern Candy Kitchen at 106 East Carolina Avenue and 154 Mantissa Row (Tax Map# 056-06-02-059) 108 East Carolina Avenue and 152 Mantissa Row (Tax Map #056-06-02-036 & 056-06-02-60) for historic designation.

ATTACHMENTS:

Description

- Ordinance 4328

ORDINANCE 4328

TO AMEND HARTSVILLE CITY CODE CHAPTER HISTORIC PRESERVATION SECTION 11-21 "DESIGN REVIEW GUIDELINES FOR CITY'S HISTORIC DISTRICT SUBSECTION (a) CITY'S HISTORIC DISTRICT (1) HISTORIC PROPERTIES BY THE ADDITION OF 106 EAST CAROLINA AVENUE AND 154 MANTISSA ROW (TAX MAP# 056-06-02-059), 108 EAST CAROLINA AVENUE AND 152 MANTISSA ROW (TAX MAP #056-06-02-036 & 056-06-02-60) A PORTION OF THE FORMER SOUTHERN CANDY KITCHEN AND SUBSECTION (b) GENERAL CRITERIA.

WHEREAS, Suzy Moyd of Spondulits, owner of the building, self-nominated the portion of the Southern Candy Kitchen at 106 East Carolina Avenue and 154 Mantissa Row (Tax Map# 056-06-02-059) 108 East Carolina Avenue and 152 Mantissa Row (Tax Map #056-06-02-036 & 056-06-02-60) for historic designation, and;

WHEREAS, the Architectural Review Board made a recommendation to City Council that the aforementioned properties be considered for local historic designation during its January 24, 2018 Special Meeting, and;

WHEREAS, the Planning Commission reviewed the request and supported the Architectural Review Board's recommendation during its February 26, 2018 meeting.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Hartsville that the City of Hartsville City Code is hereby amended to read as follows:

Chapter 11. Historic Preservation
Section 11 – 21 Design Review Guidelines for City's Historic District
(a). City's Historic District Historic properties
(b). General criteria

Sec. 11 – 21. Design review guidelines for city's historic district.

(a). City's historic district.

(1) Historic properties.

a. The Hartsville Museum
b. The Hartsville Rail Passenger Station
c. The Hart Cottage
D. Lawton Park and Pavilion
e. Coker Experimental Farms
F. Belk Building, East Carolina Avenue
g. Portion of the Southern Candy Kitchen, 110 East Carolina Avenue
h. Remaining Portions of the Southern Candy Kitchen, 106 & 108 East Carolina Avenue and 152 & 154 Mantissa Row.

Note: These properties are the only historical properties currently assigned to the oversight of the ARB by city council.

(b). General criteria: The City's historic district is composed of the structures in Section 11 – 21 (a)(1) of which the majority were built before 1939 and have significant architectural and historical character.

NOW, THEREFORE BE IT ORDAINED IN MEETING DULY ADVERTISED AND ASSEMBLED on the __th day of _____ 2018 and to become effective upon final reading.

_____
Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, CMC, City Clerk

First Reading: December 27, 2017
Public Hearing: January 09, 2018
Final Reading: January 09, 2018

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Motion to enter Executive Session.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - SPECIAL MEETING

ORDINANCE/RESOLUTION CAPTION:
Verifying Executive Session Items discussed.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - SPECIAL MEETING

ORDINANCE/RESOLUTION CAPTION:

Council may take action on matters discussed in Executive Session.

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: 03-18-02 - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
To appoint members to fill vacancies on Council Committees.

ATTACHMENTS:

Description

- Resolution 03-18-02

RESOLUTION 03-18-02

APPOINTING MEMBERS TO THE HARTSVILLE CITY COUNCIL COMMITTEES.

WHEREAS, the City Council has determined that a Council committee structure will benefit the entire body by allowing no more than three members, with one being appointed as Chair, to serve and report findings to the full body; and,

WHEREAS, there are currently two vacancies to be filled.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Hartsville that the following Hartsville City Council Committee System Guidelines and appointments to fill vacancies are as shown below.

Hartsville City Council Committee System Guidelines

- Appointed Committees are made up of no more than three members of Council with one member appointed as Chair. The members will serve for two years.
- The City Council may entertain motions to defer matters to these Committees.
- Although no actions are taken during Committee meetings, a quorum of committee members is required for the Committee to meet.
- The Chair of each committee will work with the City Clerk to establish a set meeting schedule, which will be noticed to the press in compliance with the South Carolina Freedom of Information Act. Committee Chair must notify City Clerk at least 24 hours in advance of a meeting cancelation or rescheduling.
- Each Chair will designate a Committee member or a staff member to take notes and prepare a written report of the discussion and recommendations. The original is to be provided to the City Clerk for signature and inclusion in the next Council agenda packet. The signed original will become a part of the City's official record.
- The City Manager, under our form of government, will designate a staffer(s) to facilitate assigned committee meetings. Councilmembers may request information from the designated staffer(s), and with the approval of the City Manager, that information may be provided for discussion and recommendation purposes only. Under State Code 5-13-40, Councilmembers serving on these committees, are prohibited from directing employees or interfering with departmental operations.

Committee Structure and Scheduled Meetings

Administrative/Personnel Committee – Staff: Natalie/Sherron - Meet: As Needed
This committee reviews matters related to City Manager, City Attorney and City Judges.
Chair – Mayor Pro-Tem Johnny Andrews
Member – Councilmember Bernice Wilson
Member - Councilmember Billy Shirley

African American Cemetery Committee – Staff: Rebecca Edwards – Meet: last Tuesday of month at 3:00pm
This committee proposes funding sources for the clean-up and ongoing upkeep of the cemetery and its recognition as a cultural and historic resource.
Chair – Councilmember Tre' Gammage
Member – Mayor Pro-Tem Johnny Andrews
Member – vacant

Community Engagement Committee – Staff: MC Farrell/Rebecca Edwards- Meet: last Thursday of month at 4:00pm

This committee provides constituents frequent and open forums to express ideas, concerns, and share information.

Chair - Councilmember Tre' Gammage
Member – Councilmember Teresa Mack
Member – Mayor Pro-Tem Johnny Andrews

Environmental Committee – Staff: MC Farrell/David Brock/Christopher Morgan - last Tuesday of month at 10:00am

This committee reviews matters related to property maintenance, including rentals, demolitions, and abatements.

Chair - Councilmember Teresa Mack
Member – Mayor Pennington
Member - Councilmember Tre' Gammage

Finance, Audit & Budget Committee – Staff: Karen Caulder – Meet: Thursday at 9:00am - As Needed

This committee reviews matters related to City finances, internal and external audit and budget.

Chair - vacant
Member – Mayor Pennington
Member - Councilmember Bernice Wilson

NOW, THEREFORE BE IT HEREBY RESOLVED, in meeting duly advertised and assembled the 13th day of March, 2018.

_____
Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, City Clerk

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: 03-18-03 - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:
Request of Darlington County Council per their Resolution 687.

ATTACHMENTS:

Description
- Resolution 03-18-03
- DC Resolution
- DC Letter

RESOLUTION 03-18-03

APPOINTMENT TO DARLINGTON COUNTY CAPITAL PROJECT SALES TAX COMMISSION.

WHEREAS, at its meeting on March 5, 2018, Darlington County Council approved Resolution No. 687 creating a Capital Project Sales Tax Commission for the purpose of considering proposals for funding capital projects within the county area and the formulation of a referendum question which will appear on the ballot; and

WHEREAS, this Commission is created pursuant to the Capital Project Sales Tax Act, Section 4-10-300, ET SEQ. of the South Carolina Code of Laws, as amended; and

WHEREAS, the Darlington County Capital Project Sales Tax Commission will consist of six members. Three (3) members will be appointed by Darlington County Council, one (1) member appointed by the City of Darlington, one (1) member appointed by the City of Hartsville, and one (1) member appointed jointly by the City of Darlington and the City of Hartsville's appointee.

WHEREAS, the municipal appointees must be a resident of that incorporated municipality and the joint appointee must be a resident of the Town of Society Hill or the Town of Lamar; and

WHEREAS, the appointees cannot be elected officials or serve in a capacity which may constitute Dual Office Holding.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Hartsville that {Name} of {address} is hereby appointed to serve on the Darlington County Capital Project Tax Commission representing the City of Hartsville.

BE IT HEREBY RESOLVED, in meeting duly advertised and assembled on the 13th day of March, 2018.

_____
Carl M. (Mel) Pennington IV, Mayor

ATTEST: _____
Sherron L. Skipper, City Clerk

STATE OF SOUTH CAROLINA)
) **RESOLUTION NO. 687**
COUNTY OF DARLINGTON)

A RESOLUTION TO CREATE A COMMISSION PURSUANT TO THE CAPITAL PROJECT SALES TAX ACT, SOUTH CAROLINA CODE ANNOTATED § 4-10-300, ET SEQ.: TO PROVIDE FOR THE APPOINTMENT, COMPOSITION, DUTIES AND RESPONSIBILITIES OF SUCH COMMISSION AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF DARLINGTON COUNTY, THE GOVERNING BODY OF DARLINGTON COUNTY, SOUTH CAROLINA, DULY ASSEMBLED THAT:

Section 1. Recitals and Legislative Findings.

As an incident to the adoption of this resolution, the County Council of Darlington County, South Carolina (the "County"), has made the following findings: The South Carolina General Assembly has enacted the Capital Project Sales Tax Act, pursuant to which the County governing body may impose a one percent sales and use tax by ordinance, subject to 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. The County Council ("County Council"), as the governing body of the County, is authorized to create a commission subject to the provisions of Section 4-10-320, S.C. Code Ann., of the Capital Project Sales Tax Act, for the purpose of considering proposals for funding capital projects within the County area and the formulation of a referendum question which is to appear on the ballot. County Council finds that the imposition of a capital project sales tax may generate revenues which may be used to fund or defray the costs of capital improvements within the County consisting of the types of projects described in Section 4-10-330, S.C. Code Ann., as amended. County Council intends by the adoption of this resolution to create a commission as defined in Section 4-10-320, S.C. Code Ann., with such duties and responsibilities as are provided by law to consider proposals for funding capital projects within the County area and the formulation of a referendum question to appear on the ballot, if County Council adopts an ordinance imposing a one percent sales and use tax, subject to a referendum, pursuant to the Capital Project Sales Tax Act.

Section 2. Creation of Commission; Appointment of Members.

a) There is hereby created a commission in the County pursuant to the provisions of Section 4-10-320 of the Capital Project Sales Tax Act, which shall consist of six members, all of whom must be residents of the County.

b) The commission created under this resolution shall be appointed as follows:

1) County Council shall appoint three members of the commission.

2) The municipalities in the County shall appoint three members of the commission who must be residents of incorporated municipalities of the County and who shall be selected according to the following mechanism:

i. The total population of all incorporated municipalities within the County, as determined by the most recent United States census, must be divided by three, the result being an apportionate average.

ii. The respective population of each municipality in the County must be divided by the apportionate average to determine an appointive index.

iii. Each municipality in the County shall appoint a number of members to the commission equal to the whole number indicated in its appointive index; provided, however, that no single municipality may appoint more than two members to the commission.

iv. When less than three members are selected to the commission in accordance with the prescribed appointive index method, the remaining member or members must be selected in a joint meeting of the commission appointees of the municipalities in the County. The member or members must be chosen from among the residents of the municipalities in the County that before this time have not provided a representative for the commission.

v. In the event no municipality is entitled to appoint a member to the commission pursuant to the formula in sub-item (iii) of this subsection, the municipality with the highest appointive index must be deemed to have an appointive index of one.

vi. If, within a thirty-day period following the adoption of this resolution, one or more of the municipalities in the County fails or refuses to appoint their proportionate number of members to the commission, the County governing body shall appoint an additional number of members equal to the number that any such municipality is entitled to appoint. Any vacancy on the commission must be filled in the manner of the original appointment.

Section 3. Duties and Responsibilities of Commission.

1) The Commission created by this resolution shall consider proposals for funding capital projects within the County Area. Such projects may include the following types of projects:

a) highways, roads, streets and bridges;

b) courthouses, administration buildings, civic centers, hospitals, emergency medical facilities, police stations, fire stations, jails, correctional facilities, detention facilities, libraries, coliseums, or any combination of these projects;

c) cultural, recreational or historic facilities, or any combination of these facilities;

d) water, sewer or water and sewer projects;

e) flood control projects and storm water management facilities;

f) beach access and beach renourishment;

g) jointly operated projects of the county, a municipality, special purpose district, and school district, or any combination of those entities, for the projects delineated in sub-items (a) through (f) of this item;

h) any combination of the projects described in subitems (a) through (g) of this item.

2) Any ordinance adopted by County Council pursuant to the Capital Project Sales Tax Act must specify:

a) The purpose for which the proceeds of the tax are to be used;

b) The maximum time stated in terms of calendar or fiscal years or quarters, or a combination thereof, not to exceed eight years from the date of imposition, for which the tax may be imposed;

c) The maximum cost of the project or facilities funded from proceeds of the tax and the maximum amount of net proceeds to be raised by the tax; and

d) Any other condition precedent, as determined by the Commission, to the imposition of the sales and use tax authorized by this article or condition or restriction on the use of sales and use tax revenue collected pursuant to this article.

3) If County Council shall enact an ordinance for the imposition of a one percent sales and use tax, subject to a referendum in the County, the commission shall formulate the referendum question that is to appear on the ballot, which referendum shall be in substantial compliance with the provisions of Section 4-10-330 of the Capital Project Sales Tax Act, the terms and provisions of which are incorporated into and made a part of this resolution by reference.

4) If an ordinance is adopted by County Council to impose a one percent sales and use tax in the County pursuant to the provisions of the Capital Project Sales Tax Act, the Darlington County Election Commission shall conduct a referendum on the question of imposing the sales and use tax in the area of the County that is to be subject to the tax.

Section 4. Effective Date.

This resolution shall be effective immediately upon its adoption.

DONE IN MEETING DULY ASSEMBLED this 5th day of March, 2018.

DARLINGTON COUNTY, SOUTH CAROLINA

Chairman, County Council
Darlington County, South Carolina

ATTEST:

Clerk to County Council
Darlington County, South Carolina

DM: 5297732 v.1

DARLINGTON COUNTY COUNCIL

1 Public Square, Room 210
Darlington, SC 29532

843-398-4100
FAX 843-393-8539
www.darco

March 7, 2018

Ms. Natalie Zeigler, City Manager
City of Hartsville
Post Office Drawer 2497
Hartsville, SC 29551

RE: Darlington County Capital Project Sales Tax Commission

Dear Ms. Zeigler:

At its meeting on March 5, 2018, Darlington County Council approved the enclosed Resolution No. 687 creating a Capital Project Sales Tax Commission for the purpose of considering proposals for funding capital projects within the county area and the formulation of a referendum question which will appear on the ballot. This Commission is created pursuant to the Capital Project Sales Tax Act, Section 4-10-300, ET SEQ. of the South Carolina Code of Laws, as amended.

The Darlington County Capital Project Sales Tax Commission will consist of six members. Three (3) members will be appointed by Darlington County Council, one (1) member appointed by the City of Darlington, one (1) member appointed by the City of Hartsville, and one (1) member appointed jointly by the City of Darlington and the City of Hartsville's appointee.

Please note that the municipal appointees must be a resident of that incorporated municipality and the joint appointee must be a resident of the Town of Society Hill **or** the Town of Lamar. The appointees cannot be elected officials or serve in a capacity which may constitute Dual Office Holding.

Although the Capital Project Sales Tax Act and the Resolution indicates that the municipalities should make their appointment within 30 days of County Council's adoption of the Resolution, in an effort to remain within the county's tentative timeline for this project, we would ask that you make every effort to submit your appointment **by noon on Monday, March 26, 2018** in order to place the appointment on County Council's April 5, 2018 agenda for approval.

Should you need additional or clarification information, please contact County Administrator Charles Stewart at 398-4100 or cstewart@darcosc.net.

Sincerely,

Bobby Hudson

Bobby Hudson, Chairman
Darlington County Council

Enclosure

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)

RESOLUTION NO. 687

A RESOLUTION TO CREATE A COMMISSION PURSUANT TO THE CAPITAL PROJECT SALES TAX ACT, SOUTH CAROLINA CODE ANNOTATED § 4-10-300, ET SEQ.: TO PROVIDE FOR THE APPOINTMENT, COMPOSITION, DUTIES AND RESPONSIBILITIES OF SUCH COMMISSION AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF DARLINGTON COUNTY, THE GOVERNING BODY OF DARLINGTON COUNTY, SOUTH CAROLINA, DULY ASSEMBLED THAT:

Section 1. Recitals and Legislative Findings.

As an incident to the adoption of this resolution, the County Council of Darlington County, South Carolina (the "County"), has made the following findings: The South Carolina General Assembly has enacted the Capital Project Sales Tax Act, pursuant to which the County governing body may impose a one percent sales and use tax by ordinance, subject to 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. The County Council ("County Council"), as the governing body of the County, is authorized to create a commission subject to the provisions of Section 4-10-320, S.C. Code Ann., of the Capital Project Sales Tax Act, for the purpose of considering proposals for funding capital projects within the County area and the formulation of a referendum question which is to appear on the ballot. County Council finds that the imposition of a capital project sales tax may generate revenues which may be used to fund or defray the costs of capital improvements within the County consisting of the types of projects described in Section 4-10-330, S.C. Code Ann., as amended. County Council intends by the adoption of this resolution to create a commission as defined in Section 4-10-320, S.C. Code Ann., with such duties and responsibilities as are provided by law to consider proposals for funding capital projects within the County area and the formulation of a referendum question to appear on the ballot, if County Council adopts an ordinance imposing a one percent sales and use tax, subject to a referendum, pursuant to the Capital Project Sales Tax Act.

Section 2. Creation of Commission; Appointment of Members.

a) There is hereby created a commission in the County pursuant to the provisions of Section 4-10-320 of the Capital Project Sales Tax Act, which shall consist of six members, all of whom must be residents of the County.

b) The commission created under this resolution shall be appointed as follows:

1) County Council shall appoint three members of the commission.

2) The municipalities in the County shall appoint three members of the commission who must be residents of incorporated municipalities of the County and who shall be selected according to the following mechanism:

i. The total population of all incorporated municipalities within the County, as determined by the most recent United States census, must be divided by three, the result being an apportionate average.

ii. The respective population of each municipality in the County must be divided by the apportionate average to determine an appointive index.

iii. Each municipality in the County shall appoint a number of members to the commission equal to the whole number indicated in its appointive index; provided, however, that no single municipality may appoint more than two members to the commission.

iv. When less than three members are selected to the commission in accordance with the prescribed appointive index method, the remaining member or members must be selected in a joint meeting of the commission appointees of the municipalities in the County. The member or members must be chosen from among the residents of the municipalities in the County that before this time have not provided a representative for the commission.

v. In the event no municipality is entitled to appoint a member to the commission pursuant to the formula in sub-item (iii) of this subsection, the municipality with the highest appointive index must be deemed to have an appointive index of one.

vi. If, within a thirty-day period following the adoption of this resolution, one or more of the municipalities in the County fails or refuses to appoint their proportionate number of members to the commission, the County governing body shall appoint an additional number of members equal to the number that any such municipality is entitled to appoint. Any vacancy on the commission must be filled in the manner of the original appointment.

Section 3. Duties and Responsibilities of Commission.

1) The Commission created by this resolution shall consider proposals for funding capital projects within the County Area. Such projects may include the following types of projects:

a) highways, roads, streets and bridges;

b) courthouses, administration buildings, civic centers, hospitals, emergency medical facilities, police stations, fire stations, jails, correctional facilities, detention facilities, libraries, coliseums, or any combination of these projects;

c) cultural, recreational or historic facilities, or any combination of these facilities;

d) water, sewer or water and sewer projects;

e) flood control projects and storm water management facilities;

f) beach access and beach renourishment;

g) jointly operated projects of the county, a municipality, special purpose district, and school district, or any combination of those entities, for the projects delineated in sub-items (a) through (f) of this item;

h) any combination of the projects described in subitems (a) through (g) of this item.

2) Any ordinance adopted by County Council pursuant to the Capital Project Sales Tax Act must specify:

a) The purpose for which the proceeds of the tax are to be used;

b) The maximum time stated in terms of calendar or fiscal years or quarters, or a combination thereof, not to exceed eight years from the date of imposition, for which the tax may be imposed;

c) The maximum cost of the project or facilities funded from proceeds of the tax and the maximum amount of net proceeds to be raised by the tax; and

d) Any other condition precedent, as determined by the Commission, to the imposition of the sales and use tax authorized by this article or condition or restriction on the use of sales and use tax revenue collected pursuant to this article.

3) If County Council shall enact an ordinance for the imposition of a one percent sales and use tax, subject to a referendum in the County, the commission shall formulate the referendum question that is to appear on the ballot, which referendum shall be in substantial compliance with the provisions of Section 4-10-330 of the Capital Project Sales Tax Act, the terms and provisions of which are incorporated into and made a part of this resolution by reference.

4) If an ordinance is adopted by County Council to impose a one percent sales and use tax in the County pursuant to the provisions of the Capital Project Sales Tax Act, the Darlington County Election Commission shall conduct a referendum on the question of imposing the sales and use tax in the area of the County that is to be subject to the tax.

Section 4. Effective Date.

This resolution shall be effective immediately upon its adoption.

DONE IN MEETING DULY ASSEMBLED this 5th day of March, 2018.

DARLINGTON COUNTY, SOUTH CAROLINA

Bobby Hudson

Chairman, County Council
Darlington County, South Carolina

ATTEST:

Clerk to County Council
Darlington County, South Carolina

DM: 5297732 v.1

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: 4329 Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

To require annexation commitments for properties outside of the city to connect to city utility services.

ATTACHMENTS:

Description

- Ordinance 4329
- Exhibit A Covenant

ORDINANCE 4329

AN ORDINANCE OF THE CITY OF HARTSVILLE, SOUTH CAROLINA, AMENDING PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY REQUIRING ANNEXATION COMMITMENTS IN ORDER FOR PROPERTIES LOCATED OUTSIDE OF THE CITY TO CONNECT TO THE CITY'S UTILITY SERVICES, AND OTHER MATTERS RELATED THERETO.

The City Council of the City of Hartsville (the "***Council***"), the governing body of the City of Hartsville, South Carolina (the "***City***"), has made the following findings of fact:

(A) The City is authorized by the general powers given to municipalities and Section 5-7-60 of the Code of Laws of South Carolina 1976, as amended, to provide water and sewer service ("***Utility Service***") to individuals and properties located outside of the corporate boundaries of the City by contract.

(B) The Council finds that it is in the best interest of the citizens of the City that those properties located outside of the City (the "***Outside Properties***") that request and contract for Utility Service ultimately be annexed into the City in order to promote the City's control of growth in its surrounding areas and in order to expand the tax base of the City.

(C) In order to ensure that the Outside Properties are ultimately annexed into the City, the Council enacted Section 82-28 of the Code of Ordinances of the City (the "***Annexation Requirement***") creating such a requirement and requiring the owners of the Outside Properties to execute an agreement to annex into the City at such time as the property becomes contiguous to the City's corporate boundaries.

(D) The Council now desires, through the enactment of this Ordinance, to update the Annexation Requirement to comply with current City practices and procedures.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HARTSVILLE AS FOLLOWS:

Section 1. By and through the enactment of this Ordinance, the following Section 28-82 shall be of the Code of Ordinances of the City of Hartsville (the "***Code***") shall be amended and restated to read in its entirety, as follows:

Sec. 82-28. – Annexation Requirement for New or Upgraded Utility Connections.

A. It shall be the policy of the City to require that the owner of any property located outside of the City (a "Subject Property") requesting either a new or upgraded connection to either or both of the City's water and sewer utility system (the "Utility System") be required to annex into the City at such time as the Subject Property is contiguous to the corporate boundaries of the City.

B. If the Subject Property is contiguous to the City at the time such request is made, the owner of such property shall be required to submit an annexation petition to the City prior to the connection to the Utility System being made.

C. If the Subject Property is not contiguous to the corporate boundaries of the City at the time such request is made, the owner of the Subject Property shall be required to execute a Declaration of Annexation Covenant prior to any connection to the Utility System being made, requiring the owner of the Subject Property, or any subsequent owner, to take such action necessary to annex the Subject Property, any portion thereof, or any larger property to which the Subject Property was added, into the City at such time as the Subject Property, any portion thereof, or any larger property to which the Subject Property was added becomes contiguous to the corporate boundaries of the City. The Declaration of Annexation Covenant shall be in a form to be approved by the Council.

D. The Council may waive this requirement with respect to any property through the adoption of a resolution that includes specific findings in connection with the justifications of such waiver and a finding that such waiver is in the best interest of the City and its citizens.

Section 2. The form of the Declaration of Annexation Covenant (the "Covenant") is set forth in Exhibit A hereto. The City Manager is hereby authorized to modify or amend the Covenant in a manner that is not adverse to the City and that does not alleviate the requirements of Section 82-28 of the Code. The City Manager, or authorized designee, is hereby authorized to accept any such Covenant, and to take all action necessary to record such Covenant in the property records of Darlington County. The City Manager, or authorized designee, is further authorized to take such action, in accordance with Paragraph 8 of the Covenant, to act as Attorney in Fact for the owner of such property in order to execute an Annexation Petition with respect to such property.

Section 3. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held or determined to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 4. Nothing in this Ordinance hereby enacted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause of causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 5. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this ordinance are hereby repealed to the extent of the conflict or inconsistency. This Ordinance shall take effect immediately upon its enactment by the Council.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

DONE AND ENACTED IN COUNCIL ASSEMBLED, this ___th day of _____, 2018.

CITY OF HARTSVILLE, SOUTH CAROLINA

[SEAL]

_____
Carl M. (Mel) Pennington IV, Mayor

ATTEST:

_____
Sherron L. Skipper, Clerk to City Council

First Reading: March 13, 2018
Public Hearing:
Final Reading:

EXHIBIT A

FORM OF
DECLARATION OF RESTRICTIVE COVENANT

STATE OF SOUTH CAROLINA)
) **DECLARATION OF ANNEXATION**
) **COVENANT**
COUNTY OF DARLINGTON)

THIS DECLARATION OF ANNEXATION COVENANT (this "***Covenant***") is made this ___ day of _____ 20__ between the City of Hartsville, South Carolina (the "***City***"), and the person or entity described below, including all successors in interest and assigns, having ownership in fee simple, life estate, or in any other designation as set forth in the Code of Laws 1976, as amended, or as set forth through judicial interpretation in South Carolina case law (the "***Owner***"):

( ) A corporation, incorporated under the laws of the State of _____and organized under the name of _____; or

( ) A general or limited partnership, limited liability company, or limited liability partnership operating under the name of _____ ; or

( ) Individual(s) by the name(s) of _____ and _____.

RECITALS:

The real property located at _____ (Tax Map Number _____, as further described herein at **Exhibit A)** (the "***Subject Property***"), belonging to the Owner, is located outside the City's corporate limits, but is located in an area in which annexation into the City is or may become appropriate. The City is under no obligation to furnish Utility Services (as defined herein) to properties located outside of the City's corporate limits, but may do so by contract with individual property owners.

The Owner wishes to obtain Utility Services from the City by contract without the necessity of waiting until the Subject Property may be annexed into the City, and the Owner has entered into an agreement (the "***Utility Service Agreement***") with the City in order to secure one or more of the Utility Services for the Subject Property. In consideration for the City's provision of Utility Services to the Subject Property, the Owner agrees, pursuant to the provisions of this Covenant, to take such action as is necessary to request annexation into the City at such time as the Subject Property becomes contiguous to the City's corporate limits. This Covenant shall be binding upon any and all assigns or successors in interest to the Owner's ownership interest in the Subject Property.

Owner understands that the obligation to execute any and every annexation petition relating to the Subject Property, when presented, is a requirement for Utility Services outside the City, and that failure to satisfy this obligation may, at the election of the City, cause discontinuance and termination of Utility Services to the Subject Property. The Owner further understands that the obligations created under this Covenant run with the land, and will apply equally to subsequent owners of the Subject Property. In order to ensure the ability of the City to enforce the provisions of this Covenant against the Owner or any subsequent owner of the Subject Property, the Owner agrees that the provisions of this Covenant shall serve as restrictive covenants against the Subject Property in favor of, and for the benefit of, the City.

NOW THEREFORE, in consideration of the provision of Utility Services by the City, the Owner hereby covenants as follows:

1. **Recitals Incorporated.** The above recitals are hereby incorporated in and made a part of this Covenant as fully as if set forth verbatim herein. These recitals are true and correct and the Owner is bound thereby. By signing this Covenant, the Owner acknowledges reading, understanding and agreeing to each of the recitals. By and through the recording of this Covenant, all assigns and successors in interest in the Subject Property are determined to have read, understood, and agreed to each of the recitals.

2. **Utility Services.**

A. As used in this Covenant, "Utility Services" means and refers to water or sewer services, or both, provided by the City pursuant to the terms of the Utility Service Agreement, including but not limited to, (i) ongoing water or sewer service; (ii) a service tap from existing water or sewer lines, (iii) an extension of water or sewer mains, or (iv) the issuance of a letter of willingness and capability to provide Utility Services.

B. Pursuant to the provisions of the Utility Service Agreement, the City has agreed to furnish Utility Services to the Subject Property upon the terms, conditions and covenants set forth therein, in addition to any other rates, classifications, policies, procedures, and terms of service applicable to Utility Services that the City has adopted or may in the future adopt and any subsequent amendments thereto. The Owner acknowledges that in no event shall the City be obligated to provide or continue to provide Utility Services to the Subject Property, or any portion thereof, if any obligation of the Owner contained in this Covenant is breached or any covenant made by the Owner in this Covenant is false. Any actions or statements made by the City (including the issuance of any letter of willingness and capability) in connection with providing Utility Services to the Subject Property is made subject to the terms of this Covenant, and if this Covenant is breached by the Owner then all such actions or statements may be, in the City's sole discretion, declared null and void and no reliance by any entity may be placed thereon.

3. **Covenants by Owner.** The Owner makes the following covenants, warranties, agreements and representations, each of which shall be deemed material to this Covenant:

A. The Owner covenants and agrees that he will sign any and every annexation petition which relates to the Subject Property (an "Annexation Petition") immediately upon presentment by the City. As used in this Covenant, an Annexation Petition shall be construed to relate to the Subject Property if the property to be annexed pursuant to and described in the Annexation Petition includes the Subject Property or any portion thereof. The Owner acknowledges that a purpose of this Covenant is to ensure, as a material benefit and consideration to the City, the Owner's full and complete cooperation with any effort to annex the Subject Property, and the Owner agrees, that upon request by the City, the Owner will do, execute, acknowledge and deliver, all such further acts, agreements, and assurances as may be requested and reasonably necessary for the full completion and consummation of the purpose contemplated herein. These further acts shall specifically include, but are not limited to, signing subsequent or additional successive Annexation Petitions, in the event prior annexation efforts are unsuccessful. The Owner warrants and covenants that the Owner has not and will not subdivide the Subject Property, combine the Subject Property with other real property not subject to this Covenant, or otherwise manipulate the Subject Property to hinder or impede the City's ability to annex the Subject Property, and any attempt to do so will be considered a breach of this Covenant. Upon any division of the Subject Property, this Covenant shall apply to any additional properties derived from the Subject Property.

B. The Owner agrees that the obligations contained in this Covenant shall continue in full force and effect until the earlier of the following: (a) the Subject Property, in its entirety, has been successfully annexed into, and continuously lies within, the corporate limits of the City; or (b) the Subject Property, in its entirety, is no longer being served by the Utility Services.

C. The Owner is the sole owner in fee simple absolute of the Subject Property. Further, the Owner covenants and warrants that he will not transfer, alienate, devise, encumber, or otherwise affect title to the Subject Property for a period of seven days from the date of this Covenant, in order to allow the City time to have this Covenant recorded in the Office of the Register of Deeds for Darlington County, South Carolina. The Owner willinform any subsequent Owner of (i) the Subject Property, (ii) any portion of the Subject Property, or (iii) any real property that the Subject Property is made a part of, that the obligations contained in this Covenant continue and run with the land. A failure by the Owner to properly inform any successor in interest of the Subject Property of this Covenant shall not affect the validity or applicability of this Agreement with respect to any successor in interest, and any such successor in interest shall remain bound by the provisions hereof.

D. The Owner agrees that any breach of conditions of the Utility Service Agreement or any other agreements associated with the provision of Utility Services made in accordance with this Covenant, shall be a breach of this Covenant. Such conditions may include, but are not limited to, the following: (i) payment of applicable connection fees and surcharges as fixed by the City; (ii) general terms, conditions, and policies upon which Utility Service is made available by the City; and (iii) the payment to the City when due such water or sewer charges, taxes, or fees as may be imposed from time to time.

E. The Owner agrees that the effectiveness of this Covenant will continue and survive any disconnection, interruption, or termination of Utility Services by the City.

4. **Restrictive Covenant**. **THE OWNER HEREBY IMPOSES UPON THE SUBJECT PROPERTY FOR THE BENEFIT OF THE CITY A RESTRICTIVE COVENANT REQUIRING THAT FUTURE OWNERS OF THE SUBJECT PROPERTY, OR ANY PART THEREOF, BE BOUND BY THE SAME TERMS, CONDITIONS AND COVENANTS AS ARE SET FORTH IN THIS COVENANT. THIS RESTRICTIVE COVENANT SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL THE EARLIER OF THE FOLLOWING: (A) THE SUBJECT PROPERTY, IN ITS ENTIRETY, HAS BEEN SUCCESSFULLY ANNEXED INTO AND LIES CONTINUOUSLY WITHIN THE CORPORATE LIMITS OF THE CITY; OR (B) THE SUBJECT PROPERTY, IN ITS ENTIRETY, IS NO LONGER BEING SERVED BY THE CITY'S UTILITY SERVICES. ANY AND EVERY FUTURE OWNER OF THE SUBJECT PROPERTY, OR ANY PART THEREOF, IS BOUND BY THE TERMS CONTAINED IN THIS COVENANT BY ACCEPTANCE OF A DEED TO SUBJECT PROPERTY THAT IS SUBJECT TO THIS RESTRICTIVE COVENANT.**

5. **Recordation of Covenant**. The Owner hereby expressly agrees and directs that this Covenant and description of the Subject Property be recorded in the real estate records in the Office of the Register of Deeds for the County of Darlington, State of South Carolina, so as to give record notice to any future prospective purchaser of the Subject Property that this Covenant is an obligation upon the land and runs with the land until the occurrence of either of the two events set forth in the preceding paragraphs.

6. **Description of Property**. This Covenant and restrictive covenant apply to the Subject Property as it is more fully described on the attached Exhibit "A."

7. **Grant of Right of Way**. The Owner grants the City a right-of-way on and through the Subject Property as reasonably necessary for the City's operation of its utility system in order to provide Utility Services to the Subject Property. In the event a standard grant of right-of-way has not been executed by the Owner before execution of this Covenant, the Owner agrees, upon request, to execute a standard right-of-way to further document and describe the specific location and rights associated therewith.

8. **Grant of Power of Attorney**. In the event the Owner fails to meet the obligations imposed herein and does not sign any Annexation Petition upon request, the Owner hereby irrevocably appoints the City Manager of the City of Hartsville, South Carolina, Attorney in Fact for the Owner of the Subject Property with full power to sign any Annexation Petition upon the request of the City.

9. **Owner's Use of Subject Property**. If the Owner changes the current use of the Subject Property to any different use, the City may, at its option, require additional approvals and conditions for continued Utility Service thereon.

10. **Default; Remedies**. As used in this Covenant, a default of this Covenant occurs immediately upon any breach, failure or nonoccurrence of any term, condition, obligation, affirmative act, covenant, representation or warranty. Immediately upon any default by the Owner, the City may, in its sole discretion, void this Covenant and thereby void any statements, actions or commitments by the City as to providing Utility Services to the Subject Property. Additionally, upon any default by the Owner, the City may elect to enforce this Covenant. If any effort to enforce the terms of this Covenant fails for any reason, the City may thereafter elect to rescind and void this Covenant. In the event this Covenant is rescinded or voided, the City shall be under no obligation to provide Utility Services or to continue to provide Utility Services to the Subject Property or any portion thereof. In the event of any default by the Owner of this Covenant, the City shall be entitled to recover from the Owner the costs and attorneys' fees incurred by the City as a result of or in response to the Owner's default.

11. **No Waiver**. The failure of any person or entity having any right, title or interest in the Subject Property, or any portion thereof, including the Owner and his respective heirs, successors, successors in title and assigns or the City, to bring an action to enforce this Covenant, shall not operate as a waiver of the right to do so for any later subsequent violations or the right to enforce any other part of this Covenant at any future time. The failure of any person or entity having any right, title or interest in the Subject Property, or any portion thereof, including the Owner and his respective heirs, successors, successors in title and assigns or the City to exercise or to delay in exercising any right or remedy available hereunder or at law or in equity shall not operate as a waiver. Notice of default or violation shall not be deemed as a condition precedent to the exercise of any right or remedy available hereunder or at law or in equity. Should any person or entity having any right, title or interest in the Subject Property, or any portion thereof, including the Owner and their respective heirs, successors, successors in title and assigns or the City fail to bring an action for enforcement of this Covenant or seek any other remedy allowed at law or in equity such shall not create any liability for the recovery of damages for the failure to so act.

12. **Remedies Cumulative**. Every right and remedy provided in this Covenant is distinct from and cumulative to every other right or remedy under this Covenant or available at law or in equity. The provision of certain rights and remedies in this Covenant does not abrogate, limit or affect any rights or remedies as provided at law or in equity. Every right and remedy may be exercised concurrently, independently or successively.

13. **Exhibits Incorporated by Reference**. All exhibits referenced in this Covenant are incorporated herein as integral parts of this Covenant and shall be considered reiterated herein as fully as if such provisions had been set forth verbatim in this Covenant.

14. **Copies**. A photostatic or other reproduction of this document shall be as effective, valid and conclusive as the original.

15. **Modification**. The terms of this Covenant may be modified in whole or in part only by a written instrument signed by the Owner and consented to by the City. Any oral agreement to modify this Covenant shall be void and of no force and effect.

16. **Captions**. The captions and headings of the Paragraphs of this Covenant are for convenience only and may not be used to interpret or define the provisions of this Covenant.

17. **No Waiver**. No waiver of a breach of any of the covenants or promises of this Covenant shall be construed as a waiver of any succeeding breach of the same or other covenant or promise.

18. **Severability**. In the event that any provision or clause of this Covenant conflicts with any applicable law, the other provisions of this Covenant shall be given effect as fully as possible without the conflicting provision, and to this end the provisions of this Covenant are declared to be severable.

19. **References Herein**. Wherever appropriate, all words herein in the male gender shall be deemed to include the female or neuter gender, all singular words shall include the plural, and all plural words shall include the singular.

20. **Successors and Assigns**. The covenants and agreements contained in this Covenant and the obligations created hereunder shall ensure to the benefit of and be binding on the City, the Owner and all heirs, successors and assigns of the Owner to the Subject Property, or any part thereof.

21. **Governing Law and Forum**. The validity, construction and effect of this Covenant shall be governed by the laws of the State of South Carolina, and the Owner hereby consents to the exclusive jurisdiction of the courts of the State of South Carolina for resolution of any dispute arising hereunder

22. **Sealed Instrument**. Owner agrees that by signing below he intends to place his hands and seals upon this Covenant and that this Covenant shall be considered in every respect to be a sealed instrument.

23. **Effective Date**. This Covenant shall be effective upon the date of the last party affixing his signature.

[Remainder of Page Left Blank]

IN WITNESS WHEREOF, the Owner duly executes this Declaration of Restrictive Covenant as of the date first written above.

WITNESS #1

_____

Print Name: _____

WITNESS #2 (Notary Public)

_____

Print Name: _____

OWNER OF SUBJECT PROPERTY

_____

Print Name: _____

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON) PROBATE

Personally appeared before me the undersigned witness and made oath that (s)he saw the within named property owner, sign, seal and as his act and deed, deliver the within Declaration of Annexation Covenant and that (s)he with the other witness named above witness the execution thereof.

_____

_____
SWORN BEFORE ME this
_____ day of _____, 2017
Notary Public for South Carolina
Print Name: _____
My Commission Expires: _____

The City hereby accepts the Declaration of Annexation Covenant set forth herein.

CITY OF HARTSVILLE, SOUTH CAROLINA

_____
City Manager

Exhibit A

Legal Description of Property/Copy of Deed

REQUEST FOR
COUNCIL AGENDA
The City of Hartsville

Agenda Date:
3/13/2018

To: City Council
From: City Manager

Ordinance Number: Resolution Number: - REGULAR MEETING

ORDINANCE/RESOLUTION CAPTION:

MASC Annual Meeting Memo
City Council and Hartsville Events Calendars.
https://www.hartsvillesc.gov/calendar/month

ATTACHMENTS:

Description

- MASC Annual Meeting Memo
- March City Council Calendar
- March Events Calendar
- April City Council Calendar
- April Events Calendar

City of HARTSVILLE SOUTH CAROLINA

100 E. Carolina Ave.
P.O. Drawer 2497
Hartsville, SC 29551
www.hartsvillesc.gov

March 13, 2018

Memorandum

To: Honorable Mayor and City Council
cc: Natalie Zeigler, City Manager
From: Sherron L. Skipper, City Clerk
Re: 2018 MASC Annual Meeting

The 2018 MASC Annual Meeting will be held July 19 -22 at the Marriott on Hilton Head Island.

The meeting registration information will be on the MASC site on April 9, 2018 and your registration information will be due to me by April 30, 2018. As you plan your summer vacation/outings, I wanted you to have these dates.

In 2015 City Council decided to start sending only a representation of Council to the Annual Meeting and registrations were made as follows:

2015 – Hilton Head: Adlena Graham, Teresa Mack, and Billy Shirley

2016 – Charleston: Bob Braddock, Billy Shirley, Adlena Graham, and Teresa Mack

2017 – Hilton Head: Adlena Graham, Teresa Mack, Johnny Andrews, and Bernice Wilson

Stay tuned!

March 2018

March 2018

Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

April 2018

Su	Mo	Tu	We	Th	Fr	Sa
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22	23	24	25	26	27	28
29	30					

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Feb 25	26	27	28	Mar 1	2	3
4	5	6 5:30pm Council Worksession - Chambers	7	8	9	10
11	12 6:00pm Hartsville 2030 Comp Plan Meeting (Davidson Hall at Coker College) - City.Clerk	13 5:30pm Council Regular Mtg - Chambers	14 5:30pm Airport Advisory Bd - Sports Ctr	15	16	17
18	19	20	21 5:15pm ARB Mtg - Chambers	22	23	24
25	26 5:30pm Planning Comm - Chambers	27 10:00am Environmental Comm - City Hall 10:00am HHA - S. Park 3:00pm Cemetery Comm - Chambers	28	29 4:00pm Community Engagement Comm - Chambers	30	31

1	2	3				
4	5 Annie Sloan Chalk Paint© Party	6	7	8 International Women's Day Specials!	9	10
11	12	13 Carolina Thunder Basketball Game City Council Meeting	14	15	16 Live Music w Matt Meyer	17 Community Easter Eggstravaganz
18	19 Annie Sloan Chalk Paint© Party	20 Foreign Language Night	21	22 Scotch Tasting	23 Just Plain Folk w Jim Money	24
25	26	27	28	29	30	31 Children's Theatre: Stone Soup the Musical Carolina Thunder Basketball Game

April 2018

April 2018

Su	Mo	Tu	We	Th	Fr	Sa
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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

May 2018

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6	7	8	9	10	11	12
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20	21	22	23	24	25	26
27	28	29	30	31		

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Apr 1	2	3 5:30pm Council Worksession - Chambers	4	5	6	7
8	9 6:00pm Hartsville 2030 Comp Plan Meeting (Davidson Hall at Coker College) - City.Clerk	10 5:30pm Council Regular Mtg - Chambers	11 5:30pm Airport Advisory Bd - Sports Ctr	12	13	14
15	16	17 6:00pm Museum Comm - Museum	18 5:15pm ARB Mtg - Chambers	19 10:00am Parks Comm - Sports Ctr	20	21
22	23	24 10:00am Environmental Comm - City Hall 3:00pm Cemetery Comm - Chambers	25	26 4:00pm Community Engagement Comm - Chambers	27	28
29	30 5:30pm Planning Comm - Chambers	May 1	2	3	4	5

1	2	3	4	5	6	7
8	9 Annie Sloan Chalk Paint© Party	10 City Council Meeting	11	12 Bourbon Tasting	13	14 Hartsville Farmers Market Carolina Thunder Basketball Game
15	16	17 Foreign Language Night	18	19	20 Coker College Alumni Dance Concert	21 Evening Under the Oaks Carolina Thunder Basketball Game
22	23	24	25	26	27	28
29	30 Annie Sloan Chalk Paint© Party					