



Agenda
Sumter County Council
Regular Meeting
Tuesday, October 12, 2021 -- Held at 6:00 PM.
Sumter County Administration Building – County Council Chambers
Third Floor, 13 E. Canal Street, Sumter, SC

1. CALL TO ORDER:

- 1) Chairman Or Vice Chairman Of Sumter County Council

2. INVOCATION: Council Member, Staff, or Member of the Public

3. PLEDGE OF ALLEGIANCE:

- 1) Led By Veteran, Robert L. Baker, Jr., Council District #5

4. APPROVAL OF AGENDA: October 12, 2021

- 1) Regular Meeting Tuesday, October 12, 2021

5. APPROVAL OF MINUTES: Regular Meeting Held On

- 1) Regular Meeting Tuesday, September 28, 2021, and Special Meeting of County Council, September 28, 2021

6. LAND USE MATTERS AND REZONING REQUESTS:

- 1) **RZ-21-19 -- 301 E. Hunter St. (County) -- Second Reading/Public Hearing** – A request to rezone +/- 3.76-acre tract from Residential-9 (R-9) to Agricultural Conservation (AC). The property is located at 301 E. Hunter St. and is represented as a portion of Tax Map # 248-00-01-002 (Part). *(Prior To Action On Second Reading, Council Will Hold A Public Hearing On This Rezoning Request.)*

- 2) **OA-21-05 -- Drinking Places and Special Events Facilities (County) -- Second Reading/Public Hearing -- 21-963** -- (Ordinance A Request To Amend Article 3, Section 3.F.3, 3.G.2, 3.G.4, 3.H.2, 3.H.4, 3.I.2, 3.I.3, 3.I.4, 3.J.2, 3.J.3, 3.J.4, 3.K.3, 3.K.4, 3.M.3, 3.M.4, 3.N.3, & 3.N.4; Article 3, Exhibit 5; Article 5, Section 5.B.1; Article 5, Section 5.B.2; Article 5, Section 5.B.3; Article 8, Exhibit 23, And Article 10, Section 10.B.1 To Establish Clear Definitions For Drinking Place Uses, Bottle Club Uses, Night Club Uses, And Special Event Facility Uses, Establishing That Bottle Club Uses And Night Club Uses Require The Same Approval Process As Drinking Place Uses In Applicable Zoning Districts, Establishing That Special Event Facility Uses Require Conditional Use Approval In Applicable Zoning Districts, Establishing Use Specific Conditional Use Criteria For Special Event Facility Uses, Establishing Minimum Off-Street Parking Requirement For Special Event Facility Uses, And To Correct Other Minor Zoning Ordinance Text Inconsistencies. *(Prior To Action On Second Reading, Council Will Hold A Public Hearing On This Ordinance Amendment.)*

7. OTHER PUBLIC HEARINGS:

- 1) None

8. NEW BUSINESS:

- 1) **R-21-10** – A Resolution Authorizing The County Administrator To Begin Work On The 2023 Capital Projects Sales Tax Referendum.
- 2) County Council To Take Action On The Sumter County 2022 Employees Holiday Calendar.
- 3) County Council To Take Action On Its Annual 2022 Meeting Calendar.
- 4) It May Be Necessary To Hold An Executive Session To Discuss An Employment Matter, An Economic Development Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.

9. OLD BUSINESS:

- 1) **Ordinance #21-964 – Second Reading** -- An Ordinance Authorizing The Development Of A Jointly Owned And Operated Industrial/Business Park In Conjunction With Kershaw County, Such Industrial/Business Park To Be Geographically Located In Kershaw County And Established Pursuant To Sec. 4-1-170 Of The Code Of Laws Of South Carolina, 1976, As Amended; To Provide For A Written Agreement With Kershaw County To Provide For The Expenses Of The Park, The Percentage Of Revenue Application, And The Distribution Of Fees In Lieu Of Ad Valorem Taxation; And Other Matters Related Thereto. *(Public Hearing Will Be Held At Third Reading On October 26, 2021).*

10. COMMITTEE REPORTS:

- 1) Report From Council Members On Other Meetings, Trainings, And/Or Conferences.

11. MONTHLY REPORTS:

- 1) Cece Winan's Concert
- 2) BOA - Zoing Board Of Appeal
- 3) 2021 Octoberfest
- 4) Sheriff's Office Newsletter
- 5) Clean-Up Days In Sumter
- 6) 2022 Chamber Retreat
- 7) Public Works Department Monthly Report
- 8) Sheriff's Office Monthly Report

9) COVID-19 Report

12. COUNTY ADMINISTRATOR’S REPORT:

13. PUBLIC COMMENT:

14. ADJOURNMENT:

In compliance with ADA/Section 504, Sumter County Is Prepared To Make Accommodations For Individuals Needing Assistance To Participate In Our Programs, Services, Or Activities.

Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda was posted on the bulletin board at the County Administrative Office, 13 East Canal Street, Sumter, SC and the Sumter County website www.sumtercountysc.org under Our Council Agenda/Minutes. In addition, the agenda electronically sent to newspapers, radio stations, television, and concerned citizens

U.S. Army Veteran Robert L. Baker, Jr. is a life long resident of Sumter County. After his military service, he dedicated his life to law enforcement and became a Sumter County Sheriff's deputy. He retired as Captain after 29 years of service. Mr. Baker has been the Sumter County Coroner since 2017. He is also a member of the American Legion Post 15. He is married to Terry Baker and they have 2 children and 6 grandchildren. He currently lives in County Council District 5.





Minutes
Special Meeting
Sumter County Council
Tuesday, September 28, 2021 - Held at 5:30 p.m.
County Administration Building -- Third Floor
County Administration Conference Room
13 E. Canal Street, Sumter, SC

*Social Distancing Is Required At All of County Council's Meetings,
And Seating Is On A First Come First Serve Basis.*

COUNCIL MEMBERS PRESENT: James T. McCain, Jr., Chairman; James Byrd, Jr., Vice Chairman; Artie Baker, Eugene R. Baten, Charles T. Edens, Vivian Fleming McGhaney, and Carlton B. Washington.

COUNCIL MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Gary Mixon, Mary W. Blanding, Helen Roodman, Keysa Rogers, Johnathan Bryan, Joe Perry, and two Sheriff Deputies.

MEMBERS OF THE PUBLIC PRESENT: No members of the public were in attendance at this meeting.

MEDIA PRESENT: The Item Newspaper, Shelby Goulding.

CALL TO ORDER – Chairman of County Council, the Honorable James T. McCain, Jr., called the meeting to order.

INVOCATION – The Clerk to Council gave an invocation at one of the earlier committee meetings.

APPROVAL OF AGENDA – September 28, 2021

Chairman McCain asked for a motion to approve the agenda of this Special meeting of Sumter County Council.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Baten, and unanimously carried by Council to approve the agenda as presented.

NEW BUSINESS:

- (1) Further Discussions And Possible Actions Concerning Funds From The American Rescue Plan Act.

MINI GRANT PROGRAM:

Mr. Mixon reported to Council that staff opened the Mini Grant Program Process on September 20, 2021, and will close on October 22, 2021. There will be three weeks for the citizens to apply for the grant.

On November 5, 2021, the grant applications will be reviewed by staff with an anticipated date of November 19, 2021, to make awards to those that have been approved for the Mini Grant Program.

As of this meeting, there are only two applicants that have applied. However, there has been a number of inquiries about the program. It is projected that more applications will be received prior to the November 5, 2021, cut-off date.

Councilman McGhaney asked the Administrator to remind Council about the monetary portion of the Mini Grant Program. Mr. Mixon said that the Grant is in \$15,000 increments, with \$500,000 being the appropriated amount for this program.

It was further stated by Councilman McGhaney, that the County Administrator said those figures were not etched in stone. With that in mind, she said that with the County receiving \$10,000,000, it would be worthy that 10% of those funds be used for programs such as the Mini Grant Program and other needs of the Community. Therefore, she requested that it be considered that \$500,000 more be placed in this program or a similar program.

Councilman McMCGhaney stated that once the County gets to the point of approving grant funding and there may not be enough funds to cover all the applications, she asked for the Administrator to bring that back to Council for review. The Administrator stated that he and staff would certainly bring that concern back before Council. If there are more quality programs than anticipated and additional funds are needed, then that will be brought back to Council for consideration of appropriating additional funds.

Additionally, Councilman McGhaney stated that she understands that there are other needs of the County; however she is concerned that if the County already have funds obligated to projects of the County and there are not enough funds to satisfy vital proposals submitted by non-profits, that may cause issues for those mini-grant programs. She further stated that she would hate for the funds that the County may want to use to be obligated in such a way that those Mini-Grant agencies that have turned in applications for the Mini Grants are not granted funds because of the County's obligation to its projects.

Councilman Washington stated that a lot of good people are working on some very good projects. He supported Councilman McGhaney's comments. Councilman Baten stated that he supports the concept of Councilman McGhaney's statement; however, the County must have a budget limitation for the Mini Grant Program. He further stated that although some Council members support the concept of an agency receiving more than one Mini Grant, it is his desire to allow for each agency to receive one Mini Grant and then if funds are left over, then let those that need more funds to provide the additional information for another grant. The application was not limited to one project per agency.

MOBILE HOME REPAIR GRANT PROGRAM AND OTHER NEEDS:

Mr. Mixon informed Council that since the last meeting and the request for help to fix mobile homes that are over 20 years old, he and the staff have been working together to develop a Mobile Home Repair Grant Program.

He stated that the first step is to ask Council to allow staff to develop a Request For Qualifications (RFQ). There are currently two entities in Sumter County that may be able to handle this grant program, however, there may be others. Therefore, the RFQ's will be developed to see who would be qualified to provide this service for the Mobile Home Repair Grant Program and to meet ARPA reports. Based on the Request For Qualifications, staff will come back to Council to report their findings to Council so that recommendations can be made and authorizations from Council can be approved.

It was stated that approximately \$500,000 will be appropriated for this program with a limit of \$5,000 to \$7,000 per mobile home unit to have work done to the mobile home. Staff will report back to County Council once the RFQ is completed.

Councilman Washington thanked Mr. Mixon for his work on this matter. He stated that there are many mobile homes in his Council District that need help with repairs because they cannot afford the funds to pay for this needed work.

Mr. Mixon said there are other grant requests such as expanding Broad Band in the rural area. A request has come to allow Broad Band into the Rembert area approximately nine miles of Broad Band from Dinkins Mill Road to Ellerby Road. This request would help the Community Center as well as the School in this vicinity. The request for funds for this project is \$50,000. Mr. Mixon said that he will be meeting with FTC, to find out how Sumter County might partner with them to extend Broad Band in the needed areas. He also said that FTC has Broad Band in Clarendon County, Williamsburg County and he believes that Sumter County would like to see how a partnership might help the area in Rembert and other areas throughout the County.

Additionally, there is a request from Elyane Brunson concerning having a meeting with Sumter County Council and the Black Chamber of Commerce to discuss the needs of small businesses in the area.

Lastly, the County has received a request from the Sumter County Community Development Corporation (CDC) for \$445,000 to restore a historic house that has been granted to the CDC with the intent to renovate the house to be used for veterans. It was noted that the architect of the home is very unique and historic in nature.

Mr. Mixon reminded Council that there are \$16,000,000 worth of great projects just from the needs of the County. The needs of the community and the County must be coordinated to allow for the Community to receive some grant funds and then some of the projects that the County needs will be taken care of as well.

Also, Mr. Mixon said that the Special Meetings will not be held every week. However, as the staff continues to work on the Mini Grant Program, and developing the RFQ's as well as looking at the priority needs of the County, the Special Meetings may be scheduled once a month or at other times on a quarterly basis as needed.

Councilman Washington stated that he went along with Council during the budget and other funding meetings during the appropriations of ARPA funds; however, the County must start funding basic service needs. He said that if basic services are not being considered or funded at some level, Council will see a lot of push back from him. The rural citizens have many needs such as more recreation, Broad Band, and road repairs, etc.

The Chairman asked Mr. Mixon if there was any action that needed to be taken. Mr. Mixon said that his report was for Information Only. He and staff will bring additional information to Council concerning the Request For Qualification at a future meeting.

It Necessary To Hold An Executive Session For Council To Discuss One Or All Of The Following: Contractual Matter, Legal Briefing, Employment/Personnel Issue, etc. And Take Appropriate Actions After The Executive Session As Necessary.

(1) No executive session was held.

OLD BUSINESS

(1) None

ADJOURNMENT: Motion was made by Councilman Baten, seconded by Councilman Baker, and unanimously carried by Council to adjourn the meeting at 5:48 p.m.

Respectfully Submitted,

Mary W. Blanding, Clerk
Sumter County Council



**Minutes
Sumter County Council
Regular Meeting
Tuesday, September 28, 2021 -- Held at 6:00 p.m.
Sumter County Administration Building
Third Floor, County Council Chambers
13 E. Canal Street, Sumter, SC**

Social Distancing Is Required At All of County Council's Meetings And Seating Is On A First Come First Serve Basis.

<https://www.youtube.com/channel/UCAHjiqzPaonQ9LFS2kO37tA>

COUNCIL MEMBERS PRESENT: James T. McCain, Jr., Chairman; James Byrd, Jr., Vice Chairman; Artie Baker, Eugene R. Baten, Charles T. Edens, Vivian Fleming McGhaney, and Carlton B. Washington.

COUNCIL MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Gary Mixon, Mary W. Blanding, Helen Roodman, Keysa Rogers, David Shadoan, Les Vandevander, Johnathan Bryan, Joe Perry, Valerie Brunson, Lt. Hawkins, and two Sheriff Deputies.

MEMBERS OF THE PUBLIC PRESENT: Approximately 12 members of the public attended the meeting.

MEDIA PRESENT: The Item Newspaper, Shelby Goulding.

CALL TO ORDER: Chairman Or Vice Chairman Of Sumter County Council.

Chairman James T. McCain Called the meeting to order.

INVOCATION: Council Member, Staff Member, Or Local Citizen.

Councilman Vivian Fleming McGhaney gave the invocation.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance to the American Flag was led by Veteran, Peter St Onge, from County Council District #4.

The Clerk to Council read the biography for Retired U.S. Air Force Veteran Peter St Onge. He served our Country for over 22 years. He supported Operation Desert Shield and Desert Storm; he also served in the Persian Gulf War, supporting Operation Enduring Freedom and the war in Afghanistan. Veteran St Onge is currently the Area Commander for the Sumter County American Legion, Commander of American Legion Post 15, and the Assistant Department SSG-at-Arms for the State American Legion. He is married to Toshia St Onge and they have 5 children and 6 grandchildren. He currently lives in County Council District 4. Thank you for your Service! After the Pledge, Councilman Charles T. Edens, Council District 4, presented the veteran with a plaque.



APPROVAL OF AGENDA: Regular Meeting Tuesday, September 28, 2021

Chairman McCain asked the Clerk to Council if there were any changes to the agenda. Mrs. Blanding stated that there were no changes or additions to the agenda. Then Chairman McCain stated that he would entertain a motion to approve the agenda as presented.

ACTION: MOTION was made by Councilman Baten, seconded by Councilman Baker, and unanimously carried by Council to approve the agenda as presented.

APPROVAL OF MINUTES: Regular Meeting Tuesday, September 14, 2021, and Special Meeting of County Council, September 14, 2021

Chairman McCain stated that there are two sets of minutes that Council needed to act on. He asked for a motion concerning the Regular Meeting of Sumter County Council and the Special Meeting of Sumter County Council, both meetings were held on September 14, 2021.

ACTION: MOTION was made by Councilman Edens, seconded by Councilman Baker, and unanimously carried by Council to approve both sets of minutes as presented.

LAND USE MATTERS AND REZONING REQUESTS:

Planned Development/Rezoning Requests:

NOTE RZ = *Rezoning Of Property As Applicable In Sumter County Zoning and Development Standards.*

AC = Agricultural Conservation As Applicable In Sumter County Zoning and Development Standards.

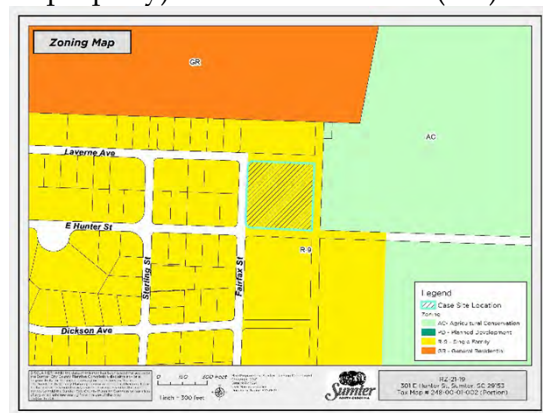
NC = Neighborhood Commercial As Applicable In Sumter County Zoning and Development Standards.

LI-W = Light Industrial-Warehouse As Applicable in Sumter County Zoning and Development Standards.

1. **RZ-21-19, 301 E. Hunter St. (County) -- First Reading** – A request to rezone +/- 3.76-acre tract from Residential-9 (R-9) to Agricultural Conservation (AC). The property is located at 301 E. Hunter St. and is represented as a portion of Tax Map # 248-00-01-002 (Part).

Ms. Helen Roodman presented this proposed rezoning request to Council for first reading. She stated that this is a request to rezone +/- 3.76 acres of land located on Fairfax St. between E. Hunter St. and Laverne Ave. (herein referred to as the property) from Residential-9 (R-9) to Agricultural Conservation (AC). The property is shown on the location map to the right. The applicant, Mr. William Hayes, is considering placing a manufactured home on the subject property, which is currently undeveloped. The property is currently zoned Residential-9 (R-9), and is adjacent to R-9 zoning to the north, west, and south, and AC to the east.

The intent of the AC zoning district is to protect and preserve areas of the County which are presently



rural or agricultural in character and use, and are uniquely suited to agricultural use. Where urban development is permitted within the district, strict quality standards should be required. However, since this property is contiguous to existing property that is owned by the applicant, the Planning Commission is in support of the rezoning request. It was also noted by Mrs. Roodman, that the streets shown on the Zoning Map that is owned by the applicant are paper streets and have not been subdivided, although the map shows the previous intent to subdivide the property. Mr. Hayes hopes to allow one of his children to place a manufactured home on the property.

After all comments, the Chairman called for a motion on first reading.

ACTION: MOTION was made by Councilman Byrd, seconded by Councilman Baker, and unanimously carried by Council to grant first reading approval of this rezoning request.

2. **OA-21-05, Drinking Places and Special Events Facilities (County) – First Reading – 21-963 -- (Ordinance A Request To Amend Article 3, Section 3.F.3, 3.G.2, 3.G.4, 3.H.2, 3.H.4, 3.I.2, 3.I.3, 3.I.4, 3.J.2, 3.J.3, 3.J.4, 3.K.3, 3.K.4, 3.M.3, 3.M.4, 3.N.3, & 3.N.4; Article 3, Exhibit 5; Article 5, Section 5.B.1; Article 5, Section 5.B.2; Article 5, Section 5.B.3; Article 8, Exhibit 23, And Article 10, Section 10.B.1 To Establish Clear Definitions For Drinking Place Uses, Bottle Club Uses, Night Club Uses, And Special Event Facility Uses, Establishing That Bottle Club Uses And Night Club Uses Require The Same Approval Process As Drinking Place Uses In Applicable Zoning Districts, Establishing That Special Event Facility Uses Require Conditional Use Approval In Applicable Zoning Districts, Establishing Use Specific Conditional Use Criteria For Special Event Facility Uses, Establishing Minimum Off-Street Parking Requirement For Special Event Facility Uses, And To Correct Other Minor Zoning Ordinance Text Inconsistencies.**

Mrs. Helen Roodman, the Planning Commission Director, presented the following report.

Report From Planning Director:

The primary purpose of this Ordinance Amendment is to address the need for distinct zoning requirements for special event facility uses. This involves amending multiple sections of the Sumter County Zoning & Development Standards Ordinance (the Ordinance) for consistency. Meeting the purpose of the amendment also involves providing clear definitions for drinking place uses, night club uses, and bottle club uses.

The need for this amendment has presented itself due to the following factors:

- The increasing frequency of requests to establish special event facility uses throughout Sumter County.
- The lack of clarity in the current text of the Ordinance on what defines a special event facility uses.
- The increasing frequency of establishments licensed as special events facilities that are for all intents and purposes operating as drinking place establishments, with the only exception being that no alcohol sales for on-premises consumption are provided at the facility. In lieu of alcohol sales for on-premises consumption, bring-your-own-beverage (BYOB) is permitted.

Currently, the Ordinance uses the Standard Industrial Classification (SIC) Manual (1987 edition) for the purposes of classifying and regulating land uses by each separate zoning district established by City Council. This method is dated and does not adequately classify or define special event facility uses. Moreover, no definition for special event facility uses or similar type uses are provided in the Ordinance.

Staff has determined that special event facility uses fall under SIC Code 7299, Miscellaneous Personal Services, as this is the same SIC Code that includes banquet halls and wedding venues. However, a specific definition and additional requirements are needed to address a recent negative trend concerning facility operators using special events facility designations to operate establishments that offer BYOB alcohol consumption and on-site entertainment in lieu of establishing legal drinking places.

Drinking places masquerading as special events facilities have the same land use impacts as a drinking place use would. However, since alcohol sales for on-premises consumption are not provided, the owners and operators of these uses are not subject to the SC Department of Revenue licensing process. Further, the SIC Code classification for special events facilities allows for a less stringent zoning approval process that does not involve a public hearing in front of the Sumter City-County Board of Zoning Appeals.

Properly classifying facilities operating as drinking places and night clubs, but describing themselves as special event facilities, is further complicated by the SIC Manual definition which states that drinking places, night clubs, etc. derive a primary portion of their revenue from alcohol sales. To fully address this matter, definitions for special event facility uses, drinking place uses, night club uses, and bottle club uses are needed to provide clarity from a zoning administration standpoint.

The proposed definitions below, along with the proposed Ordinance text changes, clarify that facilities essentially operating as drinking places or night clubs via BYOB on-premises alcohol consumption require special exception approval by the Sumter City-County Board of Zoning Appeals. This will treat those uses in the same manner as a properly licensed drinking place use providing alcohol sales for on-premises consumption.

Drinking Place: A commercial establishment whose primary activity is the sale or provision of alcoholic beverages to be consumed on the premises. Such establishments are properly licensed by the South Carolina Department of Revenue-Alcohol Beverage Licensing Commission. Drinking places include, but are not limited to, establishments referred to as bars, beer gardens, beer parlors, taverns, cabarets, cocktail lounges, saloons, tap rooms, and wine bars. Cigar Bars and Hookah Lounges with any on-premises consumption alcohol sales are included in this definition. Eating places, with on-premises consumption alcohol sales and where the primary activity is the sale of food, are not included within this definition.

Bottle Club: Any establishment engaged in the business of catering to patrons who bring to the establishment an alcoholic beverage to be consumed on the premises. Such establishments do not sell or provide alcoholic beverages on the premises and/or are not properly licensed by the South Carolina Department of Revenue-Alcohol Beverage Licensing Commission for on-premises consumption alcoholic beverage sales. Such

establishments can be private or open to the public, and often provide entry via cover charge and provide on-premises entertainment. Cigar Bars and Hookah Lounges with any on-premises consumption of alcoholic beverages by patrons who bring such beverages to the premises are included within this definition.

Night Club: An establishment operated as a place of entertainment, characterized by either of the following as a primary activity: (1) live, recorded, or televised entertainment, including but not limited to performance by musicians, disc jockey's, comedians, or other entertainers; (2) dancing; where this primary activity is coupled with on-premise sale and consumption of alcoholic beverages via proper licensing by the South Carolina Department of Revenue–Alcohol Beverage Licensing Commission for on-premise consumption or by patrons who bring to the establishment an alcoholic beverage to be consumed on the premises is a common characteristic of a night club. Such establishments are private or open to the public. Often, such establishments require payment of entry cover charges or other entry considerations such as dues, membership fees, etc. Such establishments may also be referred to as discotheques, dancehalls, etc.

Special Event Facility/Venue: A commercial facility rented to individuals, groups, or organizations, and used to host gatherings such as, but not limited to, weddings, receptions, meetings, galas, networking events, and conferences. Events facilities cater to a significant diversity of individuals, groups, and organizations on a contractual basis, with such individuals, groups, and organizations holding unique events on an irregular basis only. Such individuals, groups, and organizations contracting to rent the facility may provide alcoholic beverages for guests in accordance with applicable state law. This definition does not include bottle clubs, night clubs, or drinking places.

The proposed amendment also separates typical special event facility uses that provide space for such events as weddings, receptions, birthday parties, conferences, family reunions, etc. from the larger grouping of SIC Code 729 uses. With this separation, staff finds that special event facility uses are not appropriate in the Professional Office (PO) and Neighborhood Commercial (NC) zoning districts unlike the broader range of uses under SIC Code 729 that are currently permitted and are appropriate in these districts. This finding is based on the potential for special event facilities to have greater land use impacts to adjacent property, including noise, traffic, loitering, etc. Thus, appropriate clarifications are made in the proposed amendment referencing that special event facilities are not permitted in these districts. It is also being proposed that special event facilities require conditional use approval, with specific conditional review criteria, in any zoning district where they can locate. Finally, minimum off-street parking requirements for special event facilities are included as a part of the proposed amendment.

Proposed Text Amendment

A strike-through of the proposed text amendment is included with this report as "Attachment

#1". The proposed amendments impact the following sections:

1. Amend Article 3, Section 3.f.3. to clarify that special event facility are not included within the SIC Code 729 uses allowed in the PO zoning district via conditional use. Clarification is also provided for other SIC Code 729 uses that are not allowed via

conditional use approval per the existing use table.

2. Amend Article 3, Section 3.g.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the NC zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
3. Amend Article 3, Section 3.g.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the NC zoning district.
4. Amend Article 3, Section 3.h.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the LC zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
5. Amend Article 3, Section 3.h.3. to add special event facility uses as a conditional use in the LC zoning district.
6. Amend Article 3, Section 3.h.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the LC zoning district.
7. Amend Article 3, Section 3.i.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the GC zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
8. Amend Article 3, Section 3.i.3. to add special event facility uses as a conditional use in the GC zoning district.
9. Amend Article 3, Section 3.i.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the GC zoning district.
10. Amend Article 3, Section 3.j.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the CBD zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
11. Amend Article 3, Section 3.j.3. to add special event facility uses as a conditional use in the GC zoning district.
12. Amend Article 3, Section 3.j.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the CBD zoning district.

13. Amend Article 3, Section 3.k.3. to add special event facility uses as a conditional use in the LI-W zoning district.
14. Amend Article 3, Section 3.k.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the LI-W zoning district.
15. Amend Article 3, Section 3.m.3. to add special event facility uses as a conditional use in the MUI zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted as conditional uses in the MUI zoning district per the existing use table.
16. Amend Article 3, Section 3.m.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the MUI zoning district.
17. Amend Article 3, Section 3.n.3. to add special event facility uses as a Conditional-300 use in the AC zoning district.
18. Amend Article 3, Section 3.n.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the AC zoning district.
19. Amend Article 3, Exhibit 5 to reflect the changes stated above in the Exhibit 5 use table.
20. Amend Article 5, Section 5.b.1. to add specific conditional use criteria for special event facility uses.
21. Amend Article 5, Section 5.b.2. to clarify that bottle clubs and night clubs under SIC Code 5813 are included as certain hazardous and/or potentially disruptive land development activities requiring special exception approval.
22. Amend Article 5, Section 5.b.3. to clarify that the special design review criteria that apply to drinking place uses also apply to bottle club and night club uses.
23. Amend Article 8, Exhibit 23 to add specific minimum parking requirements for special event facility uses.
24. Amend Article 10, Section 10.b.1. to add definitions for bottle club, night club, drinking place, and special event facility uses.

After presenting the report on this ordinance amendment, Mrs. Roodman stated that the Planning staff as well as the Planning Commission recommended approval of this request. She mentioned that the amendment will provide needed clarification and additional requirements for special events facility uses. Additionally, the amendment will provide clear language stating that facilities that operate in the same manner as a drinking place or night club, with the exception

that on-premises alcohol consumption is accomplished via BYOB versus on-premises sales requiring SC Department of Revenue licensing, requires the same special exception approval process as a standard drinking place or night club use. It was also stated by Mrs. Roodman that these Ordinance changes will help promote public health and safety by ensuring that a full review and proper process is in place to address true special event facility uses, as well as facilities that are bypassing SC Department of Revenue and Board of Zoning Appeals special exception review by operating as drinking places and night clubs with BYOB alcohol consumption by describing themselves as special event facilities.

After all comments, the Chainman called for a motion on this Ordinance Amendment as presented by Mrs. Roodman.

ACTION: MOTION was made by Councilman Baten, seconded by Councilman Baker, and unanimously carried by Council to grant first reading approval as presented.

OTHER PUBLIC HEARINGS: None

NEW BUSINESS:

- (1) **R-21-09** – A Resolution Authorizing The Negotiation, Execution, And Delivery Of Lease No. 004-0605904-101 Dated August 19, 2021, (The “Lease”), Between Sumter County dba Crystal Lakes Golf Course, 13 E. Canal Street, Sumter, SC 29150 And VGM Financial Services, A Division Of The Huntington National Bank, 11100 Wayzata Blvd, Suite 801, Minnetonka, MN 55305; And Prescribing Other Details In Connection Therewith.

Johnathan Bryan, the County Attorney, presented this proposed resolution to Council which will authorize the negotiation, execution, and deliver of the lease as stated in the caption above between Sumter County (Crystal Lakes Golf Course) and VGM Financial Services to allow for certain equipment to be leased. (Lease is attached to these minutes.) The County’s Purchasing Director, Robert Galloway, has reviewed this lease and is in support of the County and this company entering into this lease agreement.

Councilman McGhaney stated that for the benefit of the public, Council members were briefed on this resolution during County Council’s Fiscal, Tax, and Property Committee meeting earlier today. After all comments, the Chairman called for a motion concerning the resolution.

ACTION: MOTION was made by Councilman Baten, seconded by Vice Councilman Baker and unanimously carried by Council to approve the resolution and allow for staff to execute and deliver the resolution on behalf of the County.

- (2) **Ordinance #21-964 – First Reading** -- An Ordinance Authorizing The Development Of A Jointly Owned And Operated Industrial/Business Park In Conjunction With Kershaw County, Such Industrial/Business Park To Be Geographically Located In Kershaw County And Established Pursuant To Sec. 4-1-170 Of The Code Of Laws Of South Carolina, 1976, As Amended; To Provide For A Written Agreement With Kershaw County To Provide For The Expenses Of The Park, The Percentage Of Revenue Application, And The Distribution Of Fees In Lieu Of Ad Valorem Taxation; And Other Matters Related Thereto.

Mr. Bryan, the County Attorney, also presented this proposed ordinance to Council for first reading consideration. He stated that Kershaw County was able to secure a new Industrial Business in its County. They announced that the business will be placed in a new jointly owned and operated industrial/business park in Kershaw County in conjunction with Sumter County. It was noted by Mr. Bryan that the existing Industrial/Business Park that is currently in agreement between Kershaw County and Sumter County will remain as it is and this new Industrial/Business Park will be added. After all comments, the Chairman called for a motion on this proposed ordinance.

ACTION: MOTION was made by Vice Chairman Byrd, seconded by Councilman McGhaney and unanimously carried by Council to grant first reading to this ordinance as presented.

BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA:

SECTION I: *Sumter County is hereby authorized to jointly develop an industrial and business park with Kershaw County (the "Park"). The Park shall be located initially on lands located in Kershaw County only as authorized by Sec. 4-1-170 of the South Carolina Code of Laws 1976, as amended.*

SECTION II: *Sumter County will enter into a written agreement to develop the Park jointly with Kershaw County in substantially the form attached hereto as Schedule I and incorporated herein by reference (the "Park Agreement"). The Chairman of Sumter County Council is hereby authorized to execute the Park Agreement on behalf of Sumter County, with such changes thereto as the Chairman shall deem, upon advice of counsel, necessary and do not materially change the import of the matters contained in the form of agreement set forth in Schedule I.*

SECTION III: *The businesses or industries located in the Park will pay a fee in lieu of ad valorem taxes as provided for by law or as set forth in the Park Agreement. With respect to properties located in the Sumter County portion of the Park, the fee paid in lieu of ad valorem taxes shall be paid to the Treasurer of Sumter County. That portion of such fee allocated pursuant to the Park Agreement to Kershaw County shall be thereafter paid by the Treasurer of Sumter County to the Treasurer of Kershaw County within ten (10) business days of receipt for distribution in accordance with the terms of the agreement. With respect to properties located in the Kershaw County portion of the Park, the fee paid in lieu of ad valorem taxes shall be paid to the Treasurer of Kershaw County. That portion of such fee allocated pursuant to the Park Agreement to Sumter County shall thereafter be paid by the Treasurer of Kershaw County to the Treasurer of Sumter County within ten (10) business days of receipt for distribution in accordance with the terms of the Park Agreement.*

SECTION IV: *Revenues generated from industries or businesses located in the Sumter County portion of the Park and to be retained by Sumter County pursuant to the Park Agreement shall be distributed within Sumter County in the following manner:*

First, unless Sumter County elects to pay or credit the same from only those revenues which Sumter County would otherwise be entitled to receive as provided under "Third" below, to pay annual debt service on any special source revenue bonds issued by Sumter County pursuant to, or to be utilized as a credit in the manner provided in the second paragraph of, Section 4-1-175, Code of Laws of South Carolina 1976, as amended, or any successor statutes or provisions, payable in whole or in part by or from revenues generated from any properties in the Park; and

Second, at the option of Sumter County, to reimburse Sumter County for any expenses incurred by it in the development, operation, maintenance and promotion of the Park or the businesses located therein;

Third, to those taxing districts which overlap the applicable properties within Sumter County's portion of the Park, in a pro-rata fashion based on comparative millage rates for the year in question of such taxing districts;

provided, that (i) all taxing districts which overlap the applicable properties within the Park shall receive some portion of the revenues generated from such properties; and (ii) all revenues receivable by a taxing entity in a fiscal year shall be allocated to operations and maintenance and to debt service as determined by the governing body of such taxing entity; and (iii) the County may, by ordinance, from time to time, amend the distribution of the fee in lieu of tax payments to all taxing entities.

SECTION V: *This Ordinance shall supersede and amend in its entirety any other ordinances or resolutions of Sumter County Council pertaining to the Park.*

SECTION VI: *Should any section of this Ordinance be, for any reason, held void or invalid, it shall not affect the validity of any other section hereof which is not itself void or invalid.*

SECTION VII: *This Ordinance shall be effective after third and final reading thereof.*

- (3) To Hold An Executive Session To Discuss An Employment Matter, An Economic Development Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.

No executive session was held.

OLD BUSINESS: None

COMMITTEE REPORTS:

- (1) Land Use Committee Meeting Scheduled For Tuesday, September 28, 2021, at 4:00 p.m. In County Administration Conference Room, 13 E. Canal Street, Sumter, SC (Edens, Baten, and Baker)

Councilman Edens, Chairman of the Land Use Committee, reported that the Committee meet to discuss OA-21-05. Committee Chairman Edens stated that the only change that was made to the ordinance was allowing Special Events to Limited Commercial Districts. The Ordinance was granted first reading as listed under Land Use Matters in these minutes.

- (2) Public Safety Committee Meeting Scheduled For Tuesday, September 28, 2021, at 4:30 p.m. In County Administration Conference Room, 13 E. Canal Street, Sumter, SC. (Washington, Baten, Byrd) (Public Safety Committee Meeting Will Begin Immediately After The Land Use Committee Concludes Or At 4:30 P.M.)

Committee Chairman, Councilman Carlton B. Washington, stated that the Committee had some extensive discussions on the possibilities of Sumter County having a Mask Mandate. He stated that because of the current limitations and from the advice of the County Attorney, as well as advice from the Sheriff's Office, Attorney and Staff, and guidance's and statues from the S. C. General Assembly, there will be no action taken at this time. However, per Committee Chairman Washington, this matter will be left open to take action in the future if necessary.

Councilman Baten asked to say something. He said he was not going to speak until he saw the Administrator's COVID-19 Report which really concerned him; that during the last fourteen days, September 11-September 25, 2021, the confirmed deaths from COVID-19 is 15 deaths. It is also expected that there may be three more deaths from COVID-19 once they are confirmed. Councilman Baten said that that is very sad that there will be 18 deaths due to COVID-19.

Then Councilman Baten said that he would read "The Conclusion" of a written statement that he wrote, but will not read the entire document.

The Conclusion (Councilman Baten Read This Statement): *Economic Development is one of County Council's primary responsibilities. We also have the responsibility to ensure the safety, health, and welfare of all citizens of Sumter County. Any member of this governing body who don't recognize or don't accept the fact that Sumter County has a serious health problem caused by COVID-19 is in denial or refuse to accept reality. Sumter County is at a very high COVID-19 risk level. Only 51% of the population have received at least one of the vaccine doses. Since the pandemic began, Sumter County has had 14,800 people tested positive for the virus; with over 562 hospitalized, and 264 deaths. As I stated, sadly with the last 14 days, 15 people have died. Now is the time to take immediate actions to save the lives of people who depend on us to timely respond to crisis situations with effective solutions. It is time for Leaders to Lead. We know from medical experts that getting vaccinated and wearing the mask are two actions that people can take to protect themselves and others from COVID-19. Again, unfortunately, Sumter County has very low vaccinations completion rate. Many citizens are reluctant to get vaccinated due to misinformation and conspiracy theories. Getting people vaccinated is an uphill battle and is time consuming. Therefore, requiring people to wear masks is a fast and effective alternative to reducing the spread of COVID-19. Sumter County has the authority to require people that are living in the boundaries of the County to wear a mask. Mask mandates are not unconstitutional, and have seen them implemented so far. The Constitution gives States the ability to protect the public with the Tenth Amendment. Joe McElveen, former Mayor of the City of Sumter, wrote a commentary in Sumter Item, on September 23, 2021, entitled, "Don't Go AWOL In The Fight Against COVID-19." Mr. McElveen said friends are telling him that he is wasting his time trying to convince more of his fellow Sumterites to vaccinate and mask-up. He said he cannot give up because many people he cares about are getting sick and getting worse. He said that we know that physical separation and wearing a mask can protect others and ourselves. He said the pandemic has caused us all to sacrifice to defeat COVID-19. Lastly, he said that we cannot return to normal unless we do our part to conquer COVID 19. The best plan is to get vaccinated and mask-up. People please don't go AWOL in this fight. It is worthy to know that under Mr. McElveen's leadership when he was the Mayor of the City of Sumter, City Council passed a mask mandate which was enforced by the Sumter Police Department. So to my colleagues, I am asking you to don't go AWOL in this. The life you save may be your spouse, your children, or your grandchildren. The mask mandate can be an effective way to deal with the issue. Unfortunately, I do not have the support of this body to push this issue forward. So therefore, I am going to pull back and wait when this body realizes that we need to do something about people dying in Sumter County from COVID-19. Thank You.*

Councilman Washington asked the Chairman of Council if he could speak. Chairman McCain granted permission for Councilman Washington to speak. Then Councilman Washington said that he just wanted to remind those that are of this body, those that are in the audience, and those that may be tuning into the Council meeting that a mask mandate would be fantastic but the actions of the South Carolina General Assembly prevented that from happening particularly with our most vulnerable, our children. If we implemented a mask mandate today, it would not be enforceable in our schools based on the proviso as it is written and those are our most sacred treasurers. Our Sheriff, who is an excellent Sheriff, has indicated that the mask mandate is not enforceable. Our legal counsel has advised us that if we chose to go down this road, there would be a 50/50 chance of having any success. I agree that mask mandates are important, but the responsibility for that lies with our Legislative Delegation, and the folks in Columbia. By the way, we have a very powerful Legislative Delegation; we have two House of Representative members that sit on the very powerful Ways and Means Committee with one of them being the Chairman of Ways and Means. We have two State Senators that sit on the Senate Finance Committee which is the comparable Legislative powerful body in the Senate. I am sure as most of you have seen, the General Assembly has punted in coming back to Columbia to deal with this issue. A matter of fact, the South Carolina Senate was scheduled to come back on the 12th of October. They have not punted; to lay the burden of this issue at the feet of County Council is not factual and it is not accurate. The power lies in Columbia, South Carolina with the South Carolina General Assembly. And I want to be sure that everyone understands that. I agree with the Councilman on how important this issue is, but unfortunately, if we, we meaning Council and the citizens of this County, are serious about a mask mandate, then we should take notes from the teachers. Two years ago, they put 10,000 people on the State House grounds because they wanted better pay and a number of other things. We just do not have that outpouring right now. That is where our power is and that is where our efforts need to be focused. Thank you Mr. Chairman.

- (3) **Fiscal, Tax, and Property Committee Meeting Scheduled For Tuesday, September 14, 2021, at 5:00 p.m. In County Administration Conference Room, 13 E. Canal Street, Sumter, SC. (McCain, Edens, and McGhaney) Fiscal, Tax, and Property Meeting Will Begin Immediately After The Public Safety Committee Meeting Concludes Or At 5:00 P.M.)**

The Chairman of the Committee, Chairman McCain stated that all members were present at the meeting. The Committee met in executive session with the Economic Development Director, Jay Schwedler to discuss several items, but no action was taken.

Purchase of Property on Brewington Road: The Committee discussed the purchase of property on Brewington Road near the Sumter Airport. The Committee voted unanimously to recommend that up to \$71,000 be taken from the County's Infrastructure Account to fund this purchase.

Chairman McCain called for a motion on the Committee's recommendation.

ACTION: MOTION and a second were received from the Committee and unanimously carried by Council to approve the recommendation as received from the Committee to allow up to \$71,000 to be taken from the County's Infrastructure Account to fund the purchase of property on Brewington Road near Sumter Airport.

- (4) **Special Meeting Of Sumter County Council Scheduled For Tuesday, September 28, 2021, at 5:30 p.m. In County Administration Conference Room, 13 E. Canal Street, Sumter, SC. (All Council Members) The Special Meeting Of Sumter County Council Will Begin Immediately After The Fiscal, Tax, and Property Committee Meeting Concludes Or At 5:30 P.M.)**

Mr. Mixon, the County Administrator, stated that Council and staff meet at 5:30 p.m. to discuss the ARPA and the work thus far that the staff had done with two types of programs (1) Mini Grant Program and the (2) Mobile Home Repair Program.

- **Mini Grant Program:** The application process for the Mini Grant Program started on September 20, 2021, and it will close on October 22, 2021. On November 5, 2021, the application review process will begin. Also, on November 19, 2021, awards will be granted to those that have had an application approved for the Mini Grant Program. As of today, there were only two applications; however, more applications will be coming in to consider.
- **Request For Qualification (RFQ) – Mobile Home Repair Program:** Council has approved for the staff to seek a Request For Qualification to be submitted to the Community to determine agencies and/or organizations that have experience in working with these type projects. Once the RFQ's are received, this information will be brought back to Council for recommendation from staff and determined by Council. The program will assist those that live in mobile home that need repairs.
- **Other Information Has Been Received From Other Programs:** It was decided that the County Administrator and staff will continue to collect information from other programs, i.e. (1) Black Chamber of Commerce, Small Business needs, (2) Sumter County Community Development Corporation for renovation of an historic home to be used as a home for homeless Veterans, (3) Rembert Rafting Creek Community Development Corporation for Broad Band, etc.

Councilman Washington recognized Dr. Brenda Williams in the audience and stated that he knows that she is well pleased with hearing the information tonight from the Administrator concerning the Mobile Home Repair Program.

- (5) **Report From Council Members On Other Meetings, Trainings, And/Or Conferences.**

No one spoke during this agenda item.

MONTHLY REPORTS

- 1) Public Works Department August Report
- 2) Building Department Monthly Report

COUNTY ADMINISTRATOR'S REPORT

The Administrator, Gary Mixon, stated that beginning at the first meeting of October, staff will begin providing information to Council concerning the proposed referendum for continuation of the Capital Penny Sales Tax 2023. Some of the processes and procedures that were held during the last effort of the Capital Penny Sales Tax 2014. However, the staff will come up with some creative ways to have the public involved in this process.

PUBLIC COMMENT -- Citizens Desiring To Speak Are Limited To No More Than Three (3) Minutes; Comments Are To Be Made Through The Chairman Of Sumter County Council.

- Estell Brunson and Rodney Brunson came before Council asking for help on repairing Rodney's mobile home. He lives on Raymon Jenkins Road. Mr. Brunson is a taxpayer and a registered voter.
- Dr. Brenda Williams stated that she thanked God for people that have compassion, love, and empathy for people. Dr. Williams also said that the Family Unit Incorporated is a 501c3 charitable organization that reaches out to people that are in poverty and despair. She thanked Sumter County Council for being compassionate for people in need. She stated that it is her hope that Sumter County Council will provide \$100,000 to be used in this program for 20 families. Lastly, Dr. Williams said that Sumter County has received \$10,000,000 from the Federal Government. She asked Council to devote one tenth of those funds to help those in poverty.

Councilman McGhaney stated that she knows that Dr. Williams' time ran out, but she wanted Dr. Williams to know that those on Council are advocating for funds to help those in need. Councilman McGhaney said that the ten percent is an Abrahamic Principle; when one receives plenty, they should grant ten percent of the overflow. Councilman McGhaney stated that she is advocating for an additional \$500,000 and even more if possible.

ADJOURNMENT

After all business of Sumter County Council and comments, motion was made by Vice Chairman Byrd, seconded by Councilman Baker, and unanimously carried by Council to adjourn the meeting at 6:58 p.m.

Respectfully submitted,

James T. McCain, Jr.
Chairman or Vice Chairman
Sumter County Council

Mary W. Blanding
Clerk to County Council
Sumter County Council

Approved: July 27, 2021

I certify that public and media notification of the above-mentioned meeting was given prior thereto as follows required by Freedom of Information:

Public Notified: Yes

Manner Notified: Agendas posted on Television first floor of the Administration Building.

Date Posted: Friday, September 24, 2021, and again on Monday, September 27, 2021.

Media Notified: Yes

Minutes – Regular Meeting - Sumter County Council

Tuesday, September 28, 2021

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Manner Notified: Agenda Information is listed on Sumter County's Home Page, and E-mailed to The Item, The Chamber, WIS-TV, WBTW, and Time Warner Cable.

Date Notified: Friday, September 24, 2021, and again on Monday, September 27, 2021.

Respectfully submitted,

Mary W. Blanding

Clerk to County Council

Sumter County Council

RESOLUTION
LEASE NO. 004-0605904-101
DATED AS OF AUGUST 19, 2021

A resolution authorizing the negotiation, execution, and delivery of Lease No. 004-0605904-101 dated August 19, 2021 (the "Lease"), between Sumter County dba Crystal Lakes Golf Course, 13 E Canal Street, Sumter, SC 29150 and VGM Financial Services, a division of The Huntington National Bank, 11100 Wayzata Blvd, Suite 801, Minnetonka, MN 55305; and prescribing other details in connection therewith.

WHEREAS, Sumter County dba Crystal Lakes Golf Course, (the "Lessee") is a political subdivision duly organized and existing pursuant to the Constitution and laws of the State of South Carolina; and

WHEREAS, Lessee is duly authorized by applicable law to acquire such items of personal property as are needed to carry out its governmental functions and to acquire such personal property by entering into lease-purchase agreements; and

WHEREAS, Lessee hereby finds and determines that the execution of a Lease for the purpose of leasing with the option to purchase the property designated and set forth in the Lease is appropriate and necessary to the function and operations of the Lessee; and

WHEREAS, VGM Financial Services, a division of The Huntington National Bank, (the "Lessor") shall act as Lessor under said Lease; and

WHEREAS, the Lease shall not constitute a general obligation indebtedness of the Lessee within the meaning of the Constitution and laws of the State;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF Sumter County dba Crystal Lakes Golf Course:

Section 1. The Lease, in substantially the form as presently before the governing body of the Lessee, is hereby approved, and the _____ of the Lessee, is hereby authorized to negotiate, enter into, execute, and deliver the Lease and related documents in substantially the form as presently before the governing body of the Lessee, with such changes therein as shall be approved by such officer, and which Lease will be available for public inspection at the offices of Lessee.

Section 2. The Lessee shall, and the officers, agents and employees of the Lessee are hereby authorized and directed to take such further action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution, and to carry out, comply with and perform the duties of the Lessee with respect to the Lease.

Section 3. The Lessee's obligations under the Lease shall be expressly subject to annual appropriation by Lessee; and such obligations under the Lease shall not constitute a general obligation of Lessee or indebtedness of Lessee within the meaning of the Constitution and laws of the State of South Carolina.

Section 4. All other related contracts and agreements necessary and incidental to the Lease are hereby authorized, ratified and approved.

Section 5. This resolution shall take effect immediately upon its adoption and approval.

CERTIFIED AS TRUE AND CORRECT this ____ day of _____, 20 ____.

Signature of Clerk, Secretary or Assistant Secretary

Printed Name of Clerk, Secretary or Assistant Secretary



Sumter City-County

Planning Department

DERON L. MCCORMICK
CITY MANAGER

HELEN M. ROODMAN
PLANNING DIRECTOR

GARY M. MIXON
COUNTY ADMINISTRATOR

MEMORANDUM

TO: Mary Blanding, Clerk to County Council

FROM: Helen M. Roodman, Planning Director

DATE: October 5, 2021, 2021

SUBJECT: COUNTY COUNCIL AGENDA – October 12, 2021

The Sumter City-County Planning Commission will have land use item(s) for review at County Council on Tuesday, October 12, 2021.

SECOND READING / PUBLIC HEARING

RZ-21-19, 301 E. Hunter St. (County)

A request to rezone +/- 3.76-acre tract from Residential-9 (R-9) to Agricultural Conservation (AC). The property is located at 301 E. Hunter St. and is represented as a portion of Tax Map # 248-00-01-002 (Part).

OA-21-05, Drinking Places and Special Events Facilities (County)

A request to amend Article 3, Section 3.f.3, 3.g.2, 3.g.4, 3.h.2, 3.h.4, 3.i.2, 3.i.3, 3.i.4, 3.j.2, 3.j.3, 3.j.4, 3.k.3, 3.k.4, 3.m.3, 3.m.4, 3.n.3, & 3.n.4; Article 3, Exhibit 5; Article 5, Section 5.b.1; Article 5, Section 5.b.2; Article 5, Section 5.b.3; Article 8, Exhibit 23, and Article 10, Section 10.b.1 to establish clear definitions for drinking place uses, bottle club uses, night club uses, and special event facility uses, establishing that bottle club uses and night club uses require the same approval process as drinking place uses in applicable zoning districts, establishing that special event facility uses require conditional use approval in applicable zoning districts, establishing use specific conditional use criteria for special event facility uses, establishing minimum off-street parking requirement for special event facility uses, and to correct other minor zoning ordinance text inconsistencies.

If you have any questions or need additional information, please contact me at (803) 774-1660.

Sumter County Council

SECOND READING / PUBLIC HEARING

October 12, 2021

RZ-21-19, 301 E. Hunter St. (County)

I. THE REQUEST

Applicant:	William Hayes
Status of the Applicant:	Authorized Agent for Property Owner
Request:	A request to rezone a +/- 3.76 acre tract (portion of TMS# 248-00-01-002) from Residential-9 (R-9) to Agricultural Conservation (AC).
County Council District	District 5
Location:	Fairfax St. between Laverne Ave and E. Hunter St.
Size of Property:	+/- 3.76 acres
Present Use/Zoning:	Undeveloped / Residential-9 (R-9)
Proposed Use of Property:	Agricultural Conservation (AC)
Tax Map Reference:	248-00-01-002 (Part)
Adjacent Property Land Use and Zoning:	North – Undeveloped / R-9 South – Undeveloped / R-9 East – Undeveloped / AC West – Single-Family Residential / R-9

II. BACKGROUND

This is a request to rezone +/- 3.76 acres of land located on Fairfax St. between E. Hunter St. and Laverne Ave. (herein referred to as the property) from Residential-9 (R-9) to Agricultural Conservation (AC). The property is shown on the location map to the right.

The applicant is considering placing a manufactured home on the subject property, which is currently undeveloped.



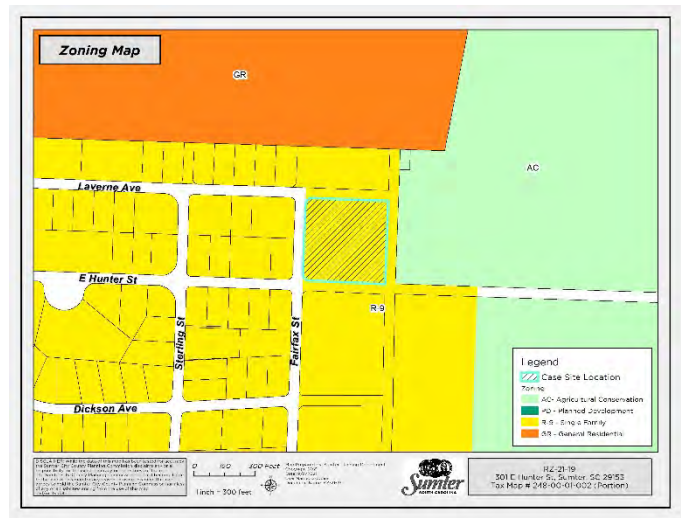
Zoning

The property is currently zoned Residential-9 (R-9), and is adjacent to R-9 zoning to the north, west, and south, and AC to the east.

The intent of the AC zoning district is to protect and preserve areas of the county which are presently rural or agricultural in character and use, and are uniquely suited to agricultural use. Where urban development is permitted within the district, strict quality standards should be required.

Permitted and Conditional Uses:

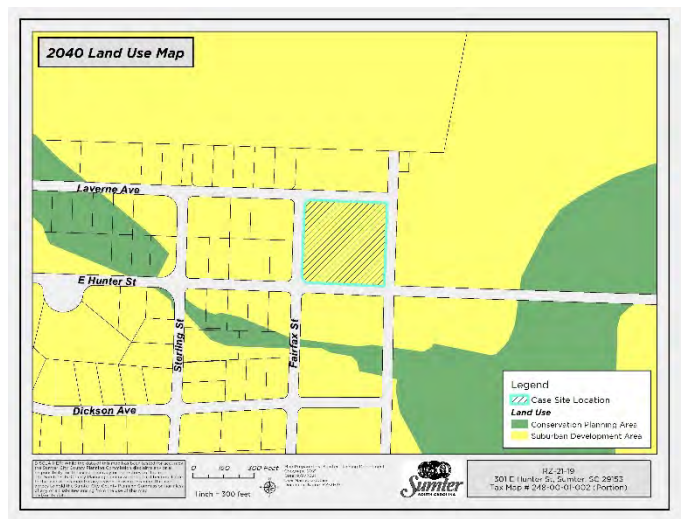
Manufactured housing uses are permitted by-right in the AC zoning district, per the Sumter County Zoning & Development Standards Ordinance (the Ordinance). However, if the request is approved, the applicant would be permitted to develop all uses indicated for the AC zoning district as shown on the use table found at *Article 3, Exhibit 5* of the Ordinance in accordance with the indicated process. This use table is attached to this report as Exhibit 1. Uses with a “P” are allowed by-right, uses with a “C” require conditional use approval, uses with an “S” require special exception approval by the Sumter City-County Board of Zoning Appeals (BZA), and uses with no letter are not permitted.



III. COMPATIBILITY WITH THE 2040 COMPREHENSIVE PLAN

The Sumter 2040 Comprehensive Plan shows that the property is influenced by the Suburban Development Planning Area.

The Suburban Development Planning Area is characterized by the influences of modern suburban development: the separation of distinct commercial, residential, and industrial areas. Functionally, this pattern of development amounts to a strict separation of homogeneous residential enclaves; strip commercial corridors and finite, stand alone, employment centers.



The primary goal of the Suburban Development Planning Area is to scrutinize and manage existing development patterns, identify appropriate locations for new commercial and industrial development, to focus on improvements to the form and design of new development, and to ensure that land is developed in an orderly and efficient manner.

IV. TRANSPORTATION REVIEW

The property has frontage on Fairfax St., an SCDOT-owned and maintained road. In the area of the site, Fairfax Rd. is a 2-lane road with one travel lanes in each direction. Fairfax Rd. is functionally classified as a local access road. There are no current traffic counts for Third Ave.

The site is located in Traffic Analysis Zone (TAZ) #07001.

V. STAFF RECOMMENDATION

While rezoning property from R-15, R-9, or R-6 designated residential districts to an AC classification is generally rare, the primary motive for this request is to change the zoning designation to a district that allows for a manufactured house to be placed on this property.

The existing development pattern and zoning in the vicinity of the property indicates that there was a plan to extend the Lafayette Heights single-family residential subdivision on the subject parcel and the parcels adjacent to it. However, the subdivision was never extended east of Fairfax St. Additionally, there is no sewer service in the area to support R-9 zoning densities and the primary soil classification of the property (Lynchburg Soil) does not accommodate on-site septic systems well.

Given these considerations, a rezoning of the property to Agricultural Conservation (AC), which has a one-acre minimum lot size requirement, is appropriate in this location.

VI. DRAFT MOTION

- 1) I move that the Planning Commission recommend **approval** of RZ-21-19, rezoning +/- 3.76 acres from Residential-9 (R-9) to Agricultural Conservation (AC).
- 2) I move that the Planning Commission recommend **denial** of RZ-21-19, rezoning +/- 3.76 acres from Residential-9 (R-9) to Agricultural Conservation (AC).
- 3) I move an alternate motion.

VII. PLANNING COMMISSION – September 22, 2021

Sumter Planning Commission at its meeting on Tuesday, September 22, 2021, recommended approval of this request.

VIII. SUMTER COUNTY COUNCIL – SEPTEMBER 28, 2021 – FIRST READING

Sumter County Council at its meeting on Tuesday, September 28, 2021, gave First Reading approval of this request.

IX. SUMTER COUNTY CONCIL – OCTOBER 12, 2021 – SECOND READING / PUBLIC HEARING

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Agriculture, Farming				C		P	P		P	P	P	01, 02, 021, 0212, 0214, 0219, 024, 027, 0271, 0272, 0273, 0279, 029
Stockyards						S	S		S			0211
Poultry Houses									S	S		025
Swine Farms									S	S		0213
Soil Preparation Services/Crop Services				P	P	P	P		P	P	P	071, 072
Veterinary Services	C			P		P	P		P	P		074
Vet Services for Animal Specialties [Small Animals Only]	C		P									0742
Animal Services (except veterinary)				C		C		C	C-500	C		075
Commercial Kennels				S		S	S		S	S		0752
Farm Labor & Management Services				P	P	P	P		C-500			076
Landscape & Horticultural Services				P	P	P	P		P	P	P	078
Landscape Counseling & Land Planning			P									0781
Forestry						P	P		P	P	P	08
Fishing, Hunting & Trapping						P	P		P	P	P	09
Administrative Offices	P	P	P	P	P	P	P	C	C-200			1 Auxiliary Code
Metal Mining							S		S			10
Oil & Gas Extraction							P		C1000			13
Mining & quarrying of non-metallic minerals							C		C	C		14
Building Construction-general contractors				P		P	P	C	C-500			15
Heavy Construction-other than building construction contractors							P	C	C-500			16
Construction-Special Trade Contractors				C		P	P	C	C-500			17
Research, Development testing labs	P		P	P	P	P	P	C	C-500			2 Auxiliary Code
Food & Kindred Products							P	C				20
Slaughter Houses							S					2011/2015
Tobacco Products							P	C				21

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Textile Mill Products							P	C				22
Apparel & Other Finished Products made from Fabric							P	C				23
Lumber & Wood Products, except furniture						P	P	C				24
Furniture & Fixtures						P	P	C				25
Paper and Allied Products							P	C				26
Printing & Publishing				P	P	P	P	C	C-500			27
Chemicals & Allied Products							P	C				28
Petroleum Refining							P					29
Warehouses				P	P	P	P	C				3 Auxiliary Code
Rubber and Misc. Plastic Products							P	C				30
Leather and Leather Products							P	C				31
Stone, Clay, Glass, and Concrete Production							P	C				32
Primary Metals Industries							P	C				33
Fabricated Metal Products, Except Machinery & Transportation Equipment						P	P	C				34
Industrial & Commercial Machinery & Computer Equipment							P	C				35
Electronic & Other Electrical Equipment and Components Except Computer Equipment					P	P	P	C				36
Transportation Equipment							P	C				37
Truck Trailers						P	P	C				3715
Optical Goods Stores/Misc. Manufacturing					P	P	P	C				38/39
Transportation Communications				C	C	P	P	C				40, 41, 42, 44, 4493 (only in AC) 4212, 46
Mini-Warehouses			C	C		C	C	C	C			4225
U.S. Postal Services	P	P	P	P	P	P	P	C	P			43
Transportation by Air							P	C	C			45
Transportation Services				P	P	P	P	C	C-500			47

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Travel Agencies, Tour Operators, Arrangement of Transportation			P									472
Telephone Utility	P	P	P	P	P	P	P	P	P	P	P	48
Communications				P	P	P	P	C	C	C		48
Communication Towers	S	S	S	S	S	S	S	S	S	S	S	48
Cable Services	P	P	P	P	P	P	P	P	P	P	P	484
Electric, Gas, & Sanitary Services				S		S	S	S	S	S		49
Electrical Services	P	P	P	P	P	P	P	P	P	P	P	491
Photovoltaic Solar Energy System, Primary or Accessory						C	C		C	C	C	4911
Gas Production & Distribution	P	P	P	P	P	P	P	P	P	P	P	492
Combination of Electric & Gas	P	P	P	P	P	P	P	P	P	P	P	493
Water Supply Facilities	P	P	P	P	P	P	P	P	P	P		494
Sewerage Systems	P	P	P	P	P	P	P	P	P	P	P	4952
Manned Convenience Centers			C	C	C	C	C		C			4953
Poultry Incinerators									S	S		4953
Wholesale Trade						P	P					50/51 (Except 5015,5093 & 5194)
Motor Vehicle Parts, Used							P					5015
Scrap Metal							P					5093
Animal Auctions						S	S		S	S		5154
Building Materials				P		P	P		C-500			52
Paint, Glass, and Wallpaper				P	P	P	P		C-500			523
Paint and Wallpaper – Not Glass			P									523
Hardware Stores		P	P	P	P	P	P		C-300			525
Retail Nurseries & Lawn Garden Shop			P	P	P	P			C	C		526
Mobile Home Dealers				C		C						527
General Merchandise Stores				P	P	C		C	C-500			53
Grocery Stores		P	P	P	P	C		C	C-500			54
Convenience Stores		P	P	P	C	P	P	C	C-500			541

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Automotive Dealers		C	C	P	C	C		C				55
Fuel Dealers							P					5541
Apparel & Accessory Store		P	P	P	P	C		C	C-500			56
Home Furniture, Furnishing Stores		P	P	P	P	C		C	C-500			57
Eating Places		P	P	P	P	P		C	C			5812
Drinking Places		S	S	S	S	S		S	S			5813
Drug & Sundry Stores	P	P	P	P	P	C		C	C-500			591
Liquor Stores		S	S	S	S	S						592
Used Merchandise & Pawn Shops				P	P	C			C-300			593
Flea Markets				C		C			C-300			593
Sporting Goods & Bicycle Shops		P	P	P	P	C		C	C-300			5941
Book Stores		P	P	P	P	C		C	C-300			5942
Stationary Shops		P	P	P	P	C		C	C-300			5943
Jewelry Stores		P	P	P	P	C		C	C-300			5944
Hobby, Toy, Game Shop		P	P	P	P	C		C	C-300			5945
Camera, Photo Supply Houses		P	P	P	P	C		C	C-300			5946
Gift, Novelty, Souvenirs Shops		P	P	P	P	C		C	C-300			5947/5948
Sewing, Needle & Piece Goods		P	P	P	P	C		C	C-300			5949
Catalog & Mail Order Houses		P	P	P	P	C		C	C-300			5961
Automatic Merchandising Machine Operators		C	C	C		C	C		C			5962
Fuel Dealers				P		P	P					598
Florist		P	P	P	P	C		C	C-300			5992
Tobacco Stores		P	P	P	P	C		C	C-300			5993
Optical Goods Store	P	P	P	P	P	C		C	C-300			5995
Misc. Retail (i.e. artist supplies, Antenna rooms, stamps, & Telephone stores)		P	P	P	P	C		C	C-300			5999
Firewood Shops				P		P			P	P		5999
Pet Shops		P	P	P	P	C		C	C-300			5999
Fireworks				P		P	P		C-300			5999

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Monuments & Tombstones				P		P	P		C			5999
Depository & Non-Depository Institution	P	P	P	P	P	C		C	C-300			60, 61
Security & Commodity Brokers	P	P	P	P	P	C		C	C-300			62
Insurance Carriers & Agents	P	P	P	P	P	C		C	C-300			63, 64
Real Estate, Holding Investment	P	P	P	P	P	C		C	C-300			65
Hotel & Motels				P	P	C		C	C-300			701
Rooming & Boarding Houses	C	C	C	C	C			C				702
Recreational Vehicle Parks and Camps				C		C		C	C-300		C	703
Organization Hotels & Lodges	C	C	C	P	C			C	C-300			704
Power Laundries / Dry Cleaning Plants			C	C		P	P	C	C-500			7211/7216
Agents for Laundry & Dry Cleaners, Linen Supply		P	P	P	P	P	P	C	C			7212/7213
Coin Operated Laundries		P	P	P	C	P		C	C-300			7215
Carpet & Upholstery Cleaning, Other				P		P	P	C	C-300			7217/7219
Industrial Laundries				C	C	P	P	C				7218
Photographic Studios	P	P	P	P	P	P		C	C-300			722
Beauty & Barber Shops	P	P	P	P	P	P		C	C			723, 724
Shoe Repair, Shoe Shine, Hat Cleaning		P	P	P	P	P		C	C-300			725
Funeral Homes & Crematories			P	P		P			C-500			726
Miscellaneous Personal Services	C	P	P	P	P	C		C	C-300			729
Massage Parlors and Spas	C			C		C		C				7299
Adult Uses				S								7299
Tattoo Parlor				S		S						7299
Business Services				P	P	C		C				73
Advertising Agencies			P									7311
Credit Consumer Reporting			P									732
Mailing Reproduction, Art & Photography			P									733
Commercial Art / Graphic Design			P									7336
Secretarial / Court Services			P									7338

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Disinfecting and Pest Control Services including the following: Bird proofing; deodorant servicing of rest rooms; disinfecting service; exterminating service; fumigating service; pest control in structures; rest room cleaning service; termite control; and washroom sanitation						P	P					7342
Heavy construction equipment rental and leasing including the following: Bulldozer rental and leasing; construction equipment, heavy: rental and leasing; crane rental & leasing; earth moving equipment rental & leasing						P	P					7353
Equipment Rental & Leasing, Not Elsewhere Classified including <u>only</u> the following: Airplane rental and leasing; appliance rental & leasing; coin-operated machine rental & leasing; electronic equipment rental & leasing, except medical and computer; industrial truck rental & leasing; oil field equipment rental and leasing; oil well drilling equipment rental & leasing; toilets, Portable: rental & leasing; tool rental and leasing; vending machines, rental only						P	P					7359
Employment Agencies	P			P	P	C		C				7361
Help Supply Services			P									7363
Computer Programming Services			P									7371, 7376, 7379,
Detective Agencies [except rental of dog for protective service & armored care services			P									7381
Security System Services			P									7382

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Salvage of Damaged Merchandise							S					7389
Business Services [not elsewhere classified] Specifically listed below: Agents & Brokers for Authors and Non-performing Artists; Appraisers[except real estate]; Arbitration and Conciliation Services; Artists' Agents and Brokers [except performing artists]; Authors' Agents and Brokers; Business Brokers[buying and selling business enterprises]; Decoration Service for Special Events; Drafting Services; Fundraising on a Contract or Fee Basis; Handwriting analysis; Interior Decorating Consulting Service [except painters and paper hangers]; Interior Designing services [except painters and paper hangers]; Lecture Bureaus; Map Drafting Service, Map Making-including aerial; Message Service/Telephone Answering[except beeper service]; Notary Public, Paralegal Service; Photogrammetric mapping Service[not professional engineers] Photography Brokers, Playwrights' Brokers; Process Serving Service; Recording Studios on a Contract or Fee Basis; Speakers' Bureaus; Tax Collection Agencies: collecting for a city, county or state; and Translation Services;			P									7389
Auto Rental & Leasing			P	P	P	P		C	C-300			751
Automotive Parking				C	C	P	P	C				752
Commercial Truck and Trailer Parking				C	C	P	P	C	C-500			752
Auto Repair Shop				C	C	P	P	C	C-300			753

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Automotive Tops (Canvas or plastic), installation, repair, or sales and installation; and upholstery repair, automotive ONLY			C									7532
Auto Service Except Repair			P	P	P	P		C	C			754/7549
Car Washes		C	P	P		P			C-300			7542
Miscellaneous Repairs				P	P	P	P	C	C-300			76
Watch, Clock & Jewelry Repair			P									7631
Motion Picture Dist.				P	P	P		C				782
Motion Picture Theaters			C	P	P	C		C				783
Video Tape Rentals		P	P	P	P	P		C	C			784
Dance Studios			P	P	P	C		C	C			791
Bowling Alleys / Theatrical Producers				P	P	C		C	C-500			793/792
Professional Sports Clubs & Promoters				P	P	P			C-500			7941
Racing Track and Operations				S		S						7948
Bingo Parlor / Pool Hall				S		S						7999
Physical Fitness Facilities		P	P	P	P	P	C	C	C-300			7991
Physical Fitness Facilities		P	P	P	P	P	C	C	C-300			7991
Golf Courses, Public				P		P		C	C		C	7992
Coin Operated Amusement Devices		C	C	P	P	P		C	C-300			7993
Amusement Parks				P		P		C				7996
Membership Sports & Rec. Clubs				P	P	P		C	C			7997
Amusements & Rec. (Not Classified)		S	S	S		S		S	S			7999
Electronic Gaming Establishments				S		S						7999
Outdoor Pistol, Rifle and Skeet Ranges		S	S	S		S	S	S	S			7999
Medical & Dental Offices	P		P	P	P	C		C	C			801, 802, 804
Doctors of Osteopathy	P		P	P	P	C		C	C			803
Nursing Care Facility	P	P	P	P	P	C		C	C-500			805
Hospitals				P	P	C		C				806
Medical & Dental Laboratories				P	P	P		C	C-300			807
Home Healthcare Services/Misc.	P		P	P	P	P	C	C	C			808

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

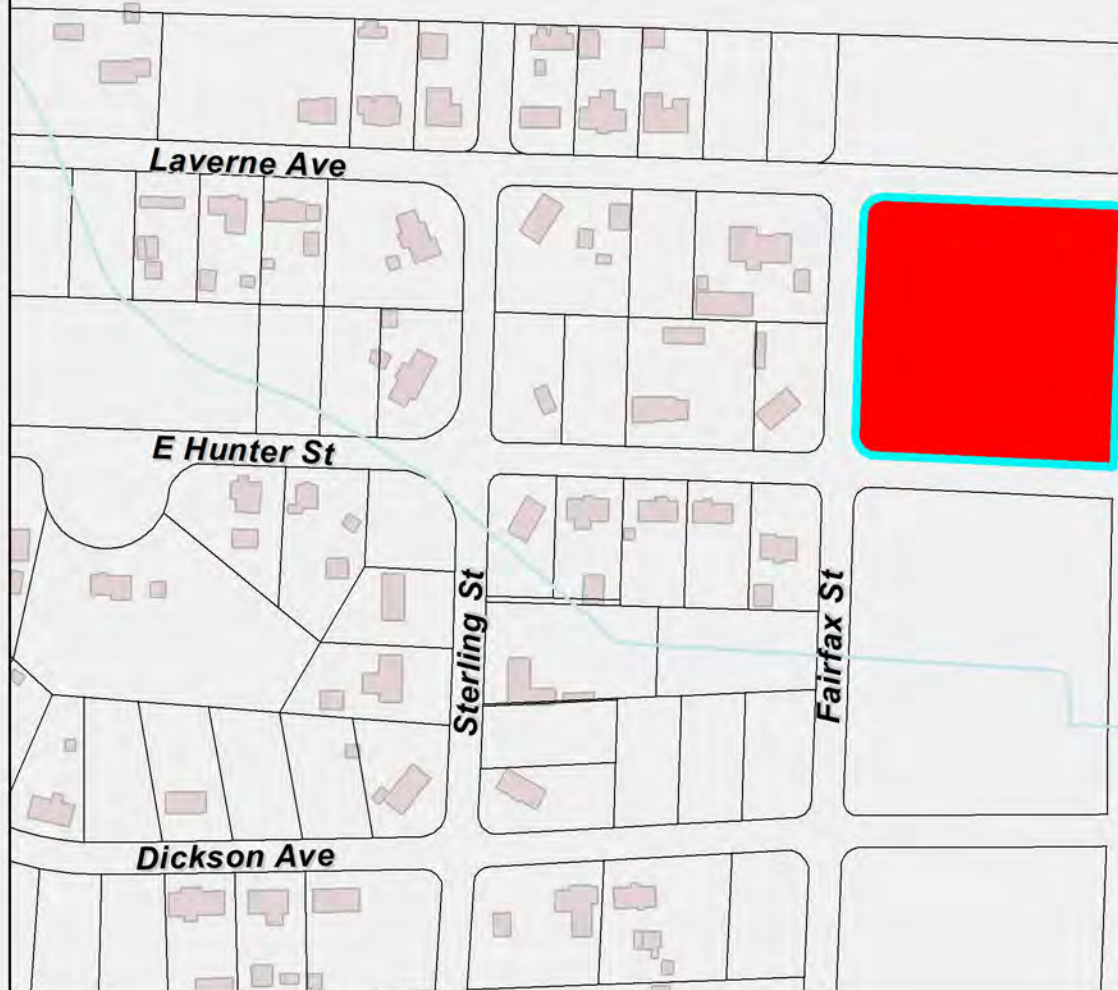
PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Legal Services Offices	P		P	P	P	C		C	C			81
Elementary, Secondary Schools	C	C	C	C	C				C			821
Colleges, University, Professional Schools					C	C			C			822
Libraries	P		P	P	P	P		C	C			823
Vocational Schools			P	P	P	P	P	C	C			824
Other Schools & Education Services			P	P	P	P	P	C	C			829
Social Seminars, Individual & Family	P			P	P	C		C	C			832
Individual & Family Social Services			P									832
Job Training & Rehabilitation Services			P	P	P	P		C	C-300			833
Child Care Services	P	P	P	P	P	P	P	C	C			835
Residential Care	P	P	P	P	P		S		P		P	836
Other Social Services				P	P	P		C	C-300			839
Museums & Art Galleries	P		P	P	P	C		C	C-300			841
Botanical Gardens	P		P	P	P	C		C	C-300			842
Organization Facilities & Business Assoc.	P		P	P	P	P		C	C			861, 862, 863, 864, 865
Churches & Religious Organizations	C	C	C	C	C	C		C	C			866
Other Membership Organizations	P		P	P	P	C		C	C-500			869
Engineering, Accounting, Research	P		P	P	P	P	P	C	C-300			87
Misc. Services—Artist, Authors, etc.	P		P	P	P	C		C	C-300			89
Government Offices	P		P	P	P	P	C	C	C			911, 912, 919, 92, 93, 94, 95, 96
Correctional Institutions/Facilities			S	S	S	S	S		S			9223
Fire Protection Facilities	P	P	P	P	P	P	P	C	P	P		9224
National Guard Armory				P		P	P		C			97
Social Service Facilities & Ash Gardens	C	C	C	C	C	C			C		C	N/A
Single Family Detached	C	C	C	P	C			C	P	P	P	N/A
Single Family Attached	C	C	C	P	C			C				N/A
Duplex, Residential	C	C	C	P	C			C				N/A (2 Acre Minimum)

EXHIBIT 3-5
**PERMITTED AND CONDITIONAL USES IN THE COMMERCIAL,
INDUSTRIAL, AGRICULTURAL, AND CONSERVATION DISTRICTS**

PERMITTED & CONDITIONAL USES	PO	NC	LC	GC	CBD	LI	HI	M-U-I	AC	AC-10	CP	SIC CODE
Townhouses, Patio Holmes	C	C	C	P	C			C				N/A
Tri-plex & Quadraplex	C	C	C	C	C			C				N/A
Multi-family Apartments	C	C	C	C	C			C				N/A
Parks & Playgrounds	P	C	P	P	P			C	P	P	P	N/A
Cemeteries									C-300	C-300	C-300	N/A
Mobile Homes									P	P	P	N/A
Mobile Home Park				C								N/A
Bed & Breakfast	C	C	C		C				C	C		N/A
Mobile Homes									P	P	P	N/A
Mobile Home Park				C								N/A
Bed & Breakfast	C	C	C		C				C	C		N/A
Second Story and above Residences					P				C			N/A
Ambulance Services			P	P								
Produce Sales		C	C	C					C			

1. If just a C, then staff review and/or established conditions are used.
2. If C with a distance, the Conditional Use approval is based on the following
 - a. The distances are measured in a straight line from the building walls
 - b. Distances are in feet
 - c. Any movement of the building/site requires a re-evaluation of the distance.
 - d. Any adjacent property that falls within the prescribed distance is an affected property.
 - e. Approval from 2/3 or 67% of the effected property owners is required
 - f. Additionally, if any property is occupied by renters, approval from 2/3 or 67 percent of the effected renters is required.
 - g. The applicant is required to contact and secure approval from all effected property owners and/or renters.
 - h. The completed approval document should then be attached to the conditional use.
 - i. Established fees and administrative procedures will be used to approve the conditional use and issue an approval letter.
 - j. A copy of the approval letter will be attached to any associated building permits and business licenses.

Location Map



Legend

 Case Site Location

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0 150 300 Feet
1 inch = 300 feet

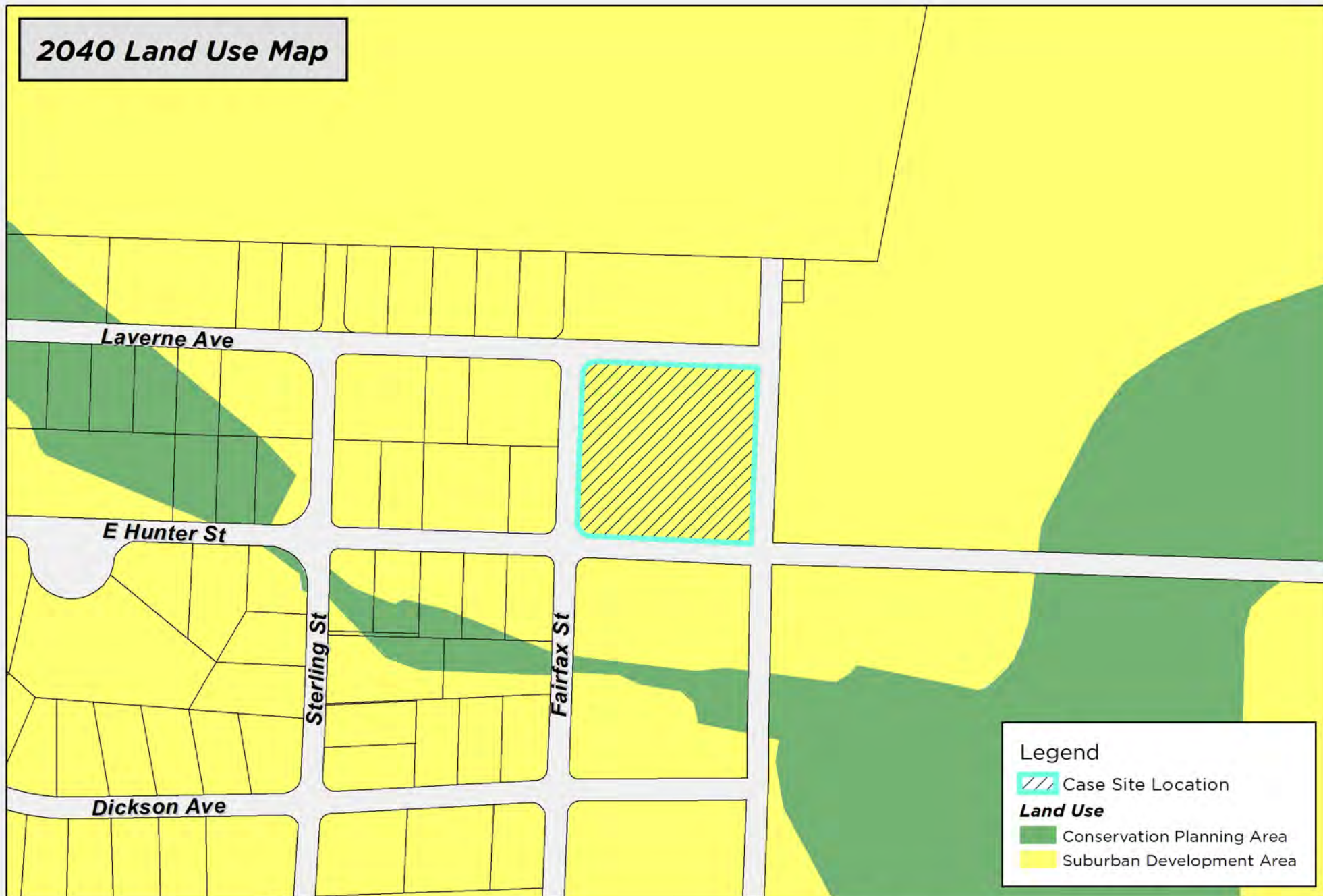


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RZ-21-19
301 E Hunter St, Sumter, SC 29153
Tax Map # 248-00-01-002 (Portion)

2040 Land Use Map




Legend

 Case Site Location

Land Use

 Conservation Planning Area
 Suburban Development Area

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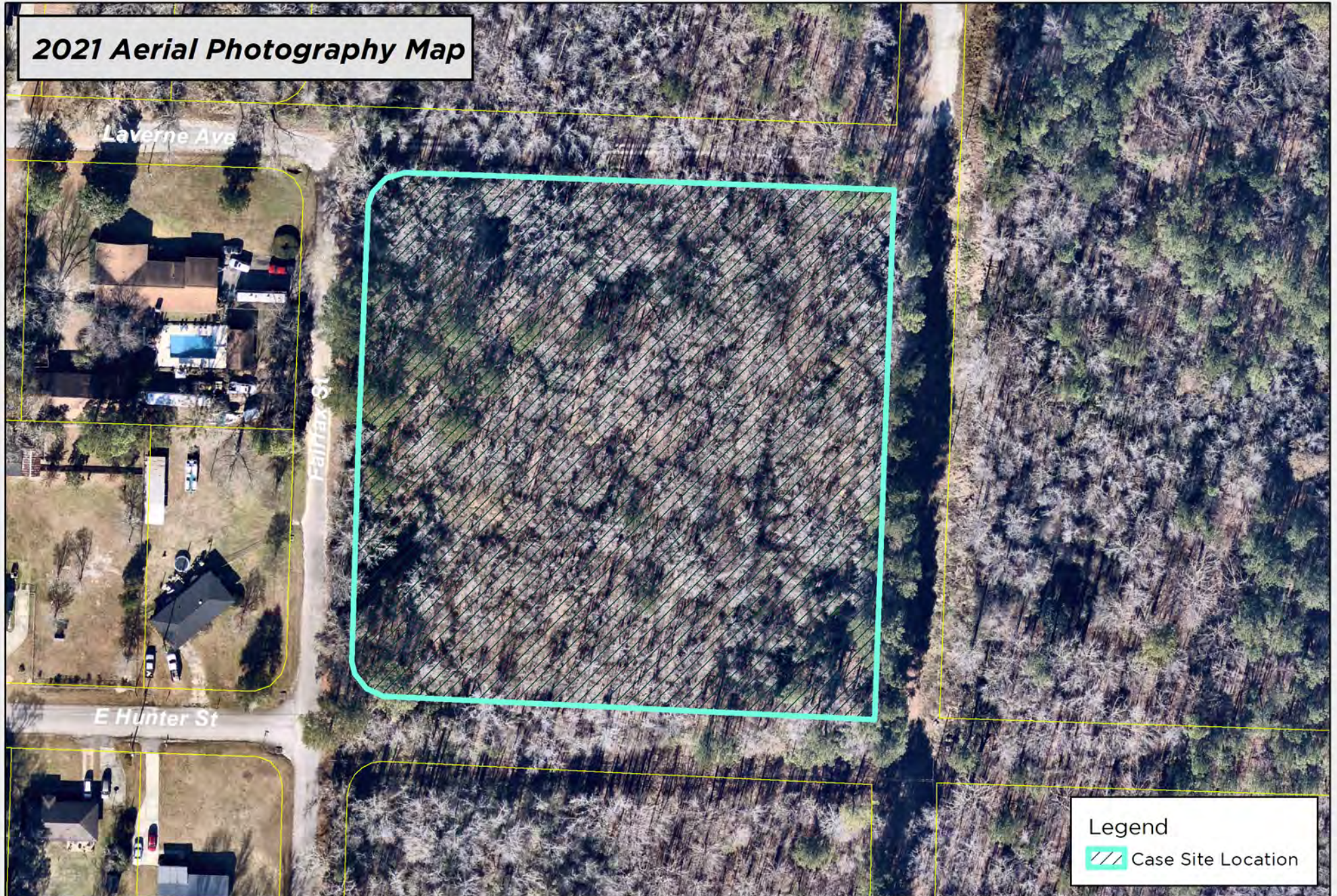
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


RZ-21-19
 301 E Hunter St, Sumter, SC 29153
 Tax Map # 248-00-01-002 (Portion)

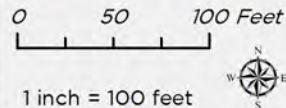
2021 Aerial Photography Map



Legend

 Case Site Location

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RZ-21-19
301 E Hunter St, Sumter, SC 29153
Tax Map # 248-00-01-002 (Portion)

Zoning Map

GR

AC

Laverne Ave

E Hunter St


Sterling St

Fairfax St


Dickson Ave


R-9


Legend


 Case Site Location

Zoning

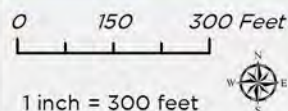
 AC- Agricultural Conservation

 PD - Planned Development

 R-9 - Single Family

 GR - General Residential

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RZ-21-19
301 E Hunter St, Sumter, SC 29153
Tax Map # 248-00-01-002 (Portion)

Flood Zone Map



Legend

- Case Site Location
- Flood Zone
 - A
 - AE

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0 150 300 Feet
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RZ-21-19
301 E Hunter St, Sumter, SC 29153
Tax Map # 248-00-01-002 (Portion)

Sumter County Council

SECOND READING

October 12, 2021

OA-21-05, Drinking Places & Special Event Facilities (County)

I. THE REQUEST

Applicant: Sumter County

Request: Amend Article 3, Section 3.f.3, 3.g.2, 3.g.4, 3.h.2, 3.h.3, 3.h.4, 3.i.2, 3.i.3, 3.i.4, 3.j.2, 3.j.3, 3.j.4, 3.k.3, 3.k.4, 3.m.3, 3.m.4, 3.n.3, & 3.n.4; Article 3, Exhibit 5; Article 5, Section 5.b.1; Article 5, Section 5.b.2; Article 5, Section 5.b.3; Article 8, Exhibit 23, and Article 10, Section 10.b.1 with the purpose of establishing clear definitions for drinking place uses, bottle club uses, night club uses, and special event facility uses, establishing that bottle club uses and night club uses require the same approval process as drinking place uses in applicable zoning districts, establishing that special event facility uses require conditional use approval in applicable zoning districts, establishing use specific conditional use criteria for special event facility uses, establishing minimum off-street parking requirement for special event facility uses, and correcting other minor zoning ordinance text inconsistencies.

II. BACKGROUND

The primary purpose of this Ordinance Amendment is to address the need for distinct zoning requirements for special event facility uses. This involves amending multiple sections of the Sumter County Zoning & Development Standards Ordinance (the Ordinance) for consistency. Meeting the purpose of the amendment also involves providing clear definitions for drinking place uses, night club uses, and bottle club uses.

The need for this amendment has presented itself due to the following factors:

- The increasing frequency of requests to establish special event facility uses throughout Sumter County.
- The lack of clarity in the current text of the Ordinance on what defines a special event facility uses.
- The increasing frequency of establishments licensed as special events facilities that are for all intents and purposes operating as drinking place establishments, with the only exception being that no alcohol sales for on-premises consumption are provided at the facility. In lieu of alcohol sales for on-premises consumption, bring-your-own-beverage (BYOB) is permitted.

Currently, the Ordinance uses the Standard Industrial Classification (SIC) Manual (1987 edition) for the purposes of classifying and regulating land uses by each separate zoning district established by City Council. This method is dated and does not adequately classify or define special event facility uses. Moreover, no definition for special event facility uses or similar type uses are provided in the Ordinance.

Staff has determined that special event facility uses fall under SIC Code 7299, Miscellaneous Personal Services, as this is the same SIC Code that includes banquet halls and wedding venues. However, a specific definition and additional requirements are needed to address a recent negative trend concerning facility operators using special events facility designations to operate establishments that offer BYOB alcohol consumption and on-site entertainment in lieu of establishing legal drinking places.

Drinking places masquerading as special events facilities have the same land use impacts as a drinking place use would. However, since alcohol sales for on-premises consumption are not provided, the owners and operators of these uses are not subject to the SC Department of Revenue licensing process. Further, the SIC Code classification for special events facilities allows for a less stringent zoning approval process that does not involve a public hearing in front of the Sumter City-County Board of Zoning Appeals.

Properly classifying facilities operating as drinking places and night clubs, but describing themselves as special event facilities, is further complicated by the SIC Manual definition which states that drinking places, night clubs, etc. derive a primary portion of their revenue from alcohol sales. To fully address this matter, definitions for special event facility uses, drinking place uses, night club uses, and bottle club uses are needed to provide clarity from a zoning administration standpoint.

The proposed definitions below, along with the proposed Ordinance text changes, clarify that facilities essentially operating as drinking places or night clubs via BYOB on-premises alcohol consumption require special exception approval by the Sumter City-County Board of Zoning Appeals. This will treat those uses in the same manner as a properly licensed drinking place use providing alcohol sales for on-premises consumption.

Drinking Place: A commercial establishment whose primary activity is the sale or provision of alcoholic beverages to be consumed on the premises. Such establishments are properly licensed by the South Carolina Department of Revenue–Alcohol Beverage Licensing Commission. Drinking places include, but are not limited to, establishments referred to as bars, beer gardens, beer parlors, taverns, cabarets, cocktail lounges, saloons, tap rooms, and wine bars. Cigar Bars and Hookah Lounges with any on-premises consumption alcohol sales are included in this definition. Eating places, with on-premises consumption alcohol sales and where the primary activity is the sale of food, are not included within this definition.

Bottle Club: Any establishment engaged in the business of catering to patrons who bring to the establishment an alcoholic beverage to be consumed on the premises. Such establishments do not sell or provide alcoholic beverages on the premises and/or are not properly licensed by the South Carolina Department of Revenue–Alcohol Beverage Licensing Commission for on-premises consumption alcoholic beverage sales. Such

establishments can be private or open to the public, and often provide entry via cover charge and provide on-premises entertainment. Cigar Bars and Hookah Lounges with any on-premises consumption of alcoholic beverages by patrons who bring such beverages to the premises are included within this definition.

Night Club: An establishment operated as a place of entertainment, characterized by either of the following as a primary activity: (1) live, recorded, or televised entertainment, including but not limited to performance by musicians, disc jockey's, comedians, or other entertainers; (2) dancing; where this primary activity is coupled with on-premise sale and consumption of alcoholic beverages via proper licensing by the South Carolina Department of Revenue-Alcohol Beverage Licensing Commission for on-premise consumption or by patrons who bring to the establishment an alcoholic beverage to be consumed on the premises is a common characteristic of a night club. Such establishments are private or open to the public. Often, such establishments require payment of entry cover charges or other entry considerations such as dues, membership fees, etc. Such establishments may also be referred to as discotheques, dancehalls, etc.

Special Event Facility/Venue: A commercial facility rented to individuals, groups, or organizations, and used to host gatherings such as, but not limited to, weddings, receptions, meetings, galas, networking events, and conferences. Events facilities cater to a significant diversity of individuals, groups, and organizations on a contractual basis, with such individuals, groups, and organizations holding unique events on an irregular basis only. Such individuals, groups, and organizations contracting to rent the facility may provide alcoholic beverages for guests in accordance with applicable state law. This definition does not include bottle clubs, night clubs, or drinking places.

The proposed amendment also separates typical special event facility uses that provide space for such events as weddings, receptions, birthday parties, conferences, family reunions, etc. from the larger grouping of SIC Code 729 uses. With this separation, staff finds that special event facility uses are not appropriate in the Professional Office (PO) and Neighborhood Commercial (NC) zoning districts unlike the broader range of uses under SIC Code 729 that are currently permitted and are appropriate in these districts. This finding is based on the potential for special event facilities to have greater land use impacts to adjacent property, including noise, traffic, loitering, etc. Thus, appropriate clarifications are made in the proposed amendment referencing that special event facilities are not permitted in these districts. It is also being proposed that special event facilities require conditional use approval, with specific conditional review criteria, in any zoning district where they can locate. Finally, minimum off-street parking requirements for special event facilities are included as a part of the proposed amendment.

Proposed Text Amendment

A strike-through of the proposed text amendment is included with this report as "Attachment #1". The proposed amendments impact the following sections:

1. Amend Article 3, Section 3.f.3. to clarify that special event facility are not included within the SIC Code 729 uses allowed in the PO zoning district via conditional use. Clarification is also provided for other SIC Code 729 uses that are not allowed via conditional use approval per the existing use table.

2. Amend Article 3, Section 3.g.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the NC zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
3. Amend Article 3, Section 3.g.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the NC zoning district.
4. Amend Article 3, Section 3.h.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the LC zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
5. Amend Article 3, Section 3.h.3. to add special event facility uses as a conditional use in the LC zoning district.
6. Amend Article 3, Section 3.h.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the LC zoning district.
7. Amend Article 3, Section 3.i.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the GC zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
8. Amend Article 3, Section 3.i.3. to add special event facility uses as a conditional use in the GC zoning district.
9. Amend Article 3, Section 3.i.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the GC zoning district.
10. Amend Article 3, Section 3.j.2. to clarify that special event facility uses are not included within the SIC Code 729 uses permitted by-right in the CBD zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted by-right in this district per the existing use table.
11. Amend Article 3, Section 3.j.3. to add special event facility uses as a conditional use in the GC zoning district.
12. Amend Article 3, Section 3.j.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the CBD zoning district.
13. Amend Article 3, Section 3.k.3. to add special event facility uses as a conditional use in the LI-W zoning district.

14. Amend Article 3, Section 3.k.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the LI-W zoning district.
15. Amend Article 3, Section 3.m.3. to add special event facility uses as a conditional use in the MUI zoning district. Clarification is also provided for other SIC Code 729 uses that are not permitted as conditional uses in the MUI zoning district per the existing use table.
16. Amend Article 3, Section 3.m.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the MUI zoning district.
17. Amend Article 3, Section 3.n.3. to add special event facility uses as a Conditional-300 use in the AC zoning district.
18. Amend Article 3, Section 3.n.4. to clarify that bottle club and night club uses under SIC 5813 require special exception approval in the same manner that drinking places do in the AC zoning district.
19. Amend Article 3, Exhibit 5 to reflect the changes stated above in the Exhibit 5 use table.
20. Amend Article 5, Section 5.b.1. to add specific conditional use criteria for special event facility uses.
21. Amend Article 5, Section 5.b.2. to clarify that bottle clubs and night clubs under SIC Code 5813 are included as certain hazardous and/or potentially disruptive land development activities requiring special exception approval.
22. Amend Article 5, Section 5.b.3. to clarify that the special design review criteria that apply to drinking place uses also apply to bottle club and night club uses.
23. Amend Article 8, Exhibit 23 to add specific minimum parking requirements for special event facility uses.
24. Amend Article 10, Section 10.b.1. to add definitions for bottle club, night club, drinking place, and special event facility uses.

III. STAFF RECOMMENDATION

Staff recommends approval of this request. This amendment will provide needed clarification and additional requirements for special events facility uses. Additionally, the amendment will provide clear language stating that facilities that operate in the same manner as a drinking place or night club, with the exception that on-premises alcohol consumption is accomplished via BYOB versus on-premises sales requiring SC Department of Revenue licensing, requires the same special exception approval process as a standard drinking place or night club use.

These Ordinance changes will help promote public health and safety by ensuring that a full review and proper process is in place to address true special event facility uses, as well as facilities that are bypassing SC Department of Revenue and Board of Zoning Appeals special exception review by operating as drinking places and night clubs with BYOB alcohol consumption by describing themselves as special event facilities.

IV. PLANNING COMMISSION – SEPTEMBER 22, 2021

The City-County Planning Commission at its meeting on Wednesday, September 22, 2021, recommended approval of this request.

V. SUMTER COUNTY COUNCIL – SEPTEMBER 28, 2021 – FIRST READING

Sumter County Council at its meeting on Tuesday, September 28, 2021, gave First Reading approval of this request. County Council Land Use Committee also reviewed this request prior to the regular session meeting. The Land Use Committee voted to include special events facilities as a conditional use in the Limited Commercial (LC) zoning district. The proposed amendment has been updated to reflect this change.

VI. SUMTER COUNTY COUNCIL – OCTOBER 12, 2021 – SECOND READING / PUBLIC HEARING

OA-21-05, Ordinance Strike-Through

Amend Article 3, Section 3.f.3 (PO District Conditional Uses) as follows:

3.f.3. Conditional Uses: Review and approval by the Staff of the Sumter City-County Planning Commission in accordance with 5.a.3. shall be a prerequisite to issuance of a building permit for any Conditional Use identified below:

- d. Miscellaneous personal services, massage parlors, and spas, (except special events facilities, tattoo parlors, and adult uses) with SIC Codes 729 & 7299

Amend Article 3, Section 3.g.2. (NC District Permitted Uses) as follows:

3.g.2. Permitted Uses: Within the NC District, a building or premise shall be used for only the following purpose:

- s. Miscellaneous personal services (except special events facilities, massage parlors & spas, tattoo parlors, and adult uses) with SIC Code 729

Amend Article 3, Section 3.g.4 (NC District Special Exception Uses) as follows:

3.g.4. Special Exceptions: Review and approval by the Sumter City-County Zoning Board of Zoning Appeals in accordance with Article 5, Section B shall be a requirement before any use listed below is allowed in this district:

- b. Drinking Places /Bottle Clubs/Night Clubs (SIC Code 5813);

Amend Article 3, Section 3.h.2 (LC District Permitted Uses) as follows:

3.h.2. Permitted Uses: Within the LC District, a building or a premise shall be used for only the following purposes:

- x. Miscellaneous personal services (except special events facilities, massage parlors & spas, tattoo parlors, and adult uses), with SIC Code 729

Amend Article 3, Section 3.h.3 (LC District Conditional Uses) as follows:

3.h.3. Conditional Uses: Review and approval by the Staff of the Sumter City-County Planning Commission in accordance with 5.a.3. shall be a prerequisite to the issuance of a building permit for any Conditional Uses identified below:

h. Power laundries and dry cleaning plants, with SIC Codes 7211, 7216;

i. Special Events Facilities with SIC Code 7299. (See Section 5.b.1.p.);

j. Top and upholstery repair shops with SIC Code 7532 to include only Automotive tops (canvas or plastic), installation, repair, or sales and installation and upholstery repair, automotive. See Section 5.b.1.j. for conditions;

Amend Article 3, Section 3.h.4 (LC District Special Exception Uses) as follows:

3.h.4. Special Exceptions: Review and approval by the Sumter City-County Zoning Board of Zoning Appeals in accordance with Article 5, Section B shall be a requirement before any use listed below is allowed in this district:

- b. Drinking Places/Bottle Clubs/Night Clubs (SIC Code 5813);

Amend Article 3, Section 3.i.2. (GC District Permitted Uses) as follows:

3.i.2. Permitted: Within the GC District, a building or a premise shall only be used for the following purpose:

- o. Personal service stores, such as: photo studios, beauty shops, barber shops, shoe repair, funeral services & crematories, ~~miscellaneous personal services (not massage parlors & spas)~~, with the following SIC Codes 722, 723, 724, 725, 726, ~~729~~;
- p. Miscellaneous personal services (except special events facilities, tattoo parlors, and adult uses) with SIC Code ~~729~~;

Amend Article 3, Section 3.i.3. (GC District Conditional Uses) as follows:

3.i.3. Conditional Uses: Review and approval by the Staff of the Sumter City-County Planning Commission in accordance with 5.a.3. shall be a prerequisite to the issuance of a building permit for any Conditional Uses identified below:

- m. Industrial Laundries, with SIC Code 7218;
- n. Special Events Facilities with SIC Code 7299. (See Section 5.b.1.p.);
- o. Massage parlors, and spaces with SIC Code 7299;

Amend Article 3, Section 3.i.4 (GC District Special Exception Uses) as follows:

3.i.4. Special Exceptions: Review and approval by the Sumter City-County Zoning Board of Zoning Appeals in accordance with Article 5, Section B shall be a requirement before any use listed below is allowed in this district:

- k. Drinking Places/Bottle Clubs/Night Clubs (SIC Code 5813);

Amend Article 3, Section 3.j.2 (CBD District Permitted Uses) as follows:

3.j.2. Permitted: Within the CBD District, a building or a premise shall be used only for the following purpose:

- l. Personal service establishments, such as laundry & dry cleaners, linen supply services, photographic studios, beauty & barber shops, shoe repair shops, business services, automotive rental, automotive services, car washes, miscellaneous repair, motion picture theaters & film distribution, video tape rentals, with SIC Codes 7212, 7213, 722, 723, 724, 725, ~~729~~, 73, 751, 754, 7549, 76, 782, 783, 784;

m. Miscellaneous personal services (except special events facilities, massage parlors & spas, tattoo parlors, and adult uses) with SIC Code 729;

Amend Article 3, Section 3.j.3. (CBD District Conditional Uses) as follows:

3.j.3. Conditional Uses: Review and approval by the Staff of the Sumter City-County Planning Commission in accordance with 5.a.3. shall be a prerequisite to the issuance of a building permit for any Conditional Uses identified below:

- e. Coin operated laundries, industrial laundries, with SIC Code 702 & 704 from 3.j.2.g., and SIC Codes 7215 and 7218;

f. Special Events Facilities with SIC Code 7299. (See Section 5.b.1.p.);

f.g. Automobile parking lots with SIC Code 752;

Amend Article 3, Section 3.j.4 (CBD District Special Exception Uses) as follows:

3.j.4. Special Exceptions: Review and approval by the Sumter City-County Zoning Board of Zoning Appeals in accordance with Article 5, Section B shall be a requirement before any use listed below is allowed in this district:

- b. Drinking Places/Bottle Clubs/Night Clubs (SIC Code 5813);

Amend Article 3, Section 3.k.3 (LI-W District Conditional Uses) as follows:

3.k.3. Conditional Uses: Review and approval by the Staff of the Sumter City-County Planning Commission in accordance with 5.a.3. shall be a prerequisite to the issuance of a building permit for any Conditional Use identified below:

- l. Miscellaneous personal services, massage parlors & spas, business services, (except special events facilities, tattoo parlors, and adult uses) with SIC Codes 729, 7299, 73;

m. Special Events Facilities with SIC Code 7299 (See Section 5.b.1.p.);

m.n. Employment agencies, with SIC Code 7361;

Amend Article 3, Section 3.j.4 (LI-W District Special Exception Uses) as follows:

3.k.4. Special Exceptions: Review and approval by the Sumter City County Zoning Board of Zoning Appeals in accordance with Article 5, Section B shall be a requirement before any use listed below is allowed in this district:

- c. Drinking Places/Bottle Clubs/Night Clubs (SIC Code 5813);

Amend Article 3, Section 3.m.3 (MUI District Conditional Uses) as follows:

3.m.3. Conditional Uses: Review and approval by the Staff of the Sumter City-County Planning Commission in accordance with Article 5 of this Ordinance shall be a prerequisite to the issuance of a business license and/or building permit for any Conditional Uses identified below:

- s. Miscellaneous personal services (except special event venues, tattoo parlors, and adult uses), massage parlors & spas, business services, and employment agencies, with SIC Codes 73, 729, 72999, 7361;

- t. Special Events Facilities with SIC Code 7299. (See Section 5.b.1.p.);

- u. Auto rental, leasing, repair shops, service except repair and miscellaneous repair with SIC Codes 751, 753, 7549, and 76;

Amend Article 3, Section 3.m.3. (MUI District Special Exception Uses) as follows:

3.m.4. Special Exception: Review and approval by the Sumter City-County Zoning Board of Zoning Appeals in accordance with Article 5, Section B shall be a requirement before any use listed below is allowed in this district:

- c. Drinking Places/Bottle Clubs/Night Clubs (SIC Code 5813);

Amend Article 3, Section 3.n.3 (AC District Conditional Uses) as follows:

3.n.3. Conditional Uses: Review and approval by the Staff of the Sumter City-County Planning Commission in accordance with 5.a.3. shall be a prerequisite to the issuance of a building permit for any Conditional Uses identified below:

- h. Automatic Merchandising Machine Operator, with SIC Code 5962;

- i. Special Events Facilities (C-300) with SIC Code 729. (See Section 5.b.1.p.)

- i.j. Commercial Truck and Trailer Parking Lot (C-500), with SIC Code 752 (See Section 5.b.1.n)

Amend Article 3, Section 3.n.4. (AC District Special Exception Uses) as follows:

3.n.4. Special Exception: Review and approval by the Sumter Zoning Board of Appeals in accordance with Article 5, Section B shall be a requirement before any use listed below is allowed in this district:

- k. Drinking Places/Bottle Clubs/Night Clubs (SIC Code 5813);

Amend Article 3, Exhibit 5 as follows:

Permitted & Conditional Uses	PO	NC	LC	GC	CBD	LI	HI	MUI	AC	AC-10	CP	SIC Code
Drinking Places/ <u>Night Clubs/Bottle Clubs</u>		S	S	S	S	S		S	S			5813
Miscellaneous Personal Services	C	P	P	P	P	C		C	C-300			729
<u>Special Events Facilities</u>			<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>		<u>C</u>	<u>C-300</u>			7299

Amend Article 5, Section 5.b.1 as follows:

p. Special Events Facilities (SIC Code 7299): The following conditions apply to all Event Venues for conditional use approval:

- a. An on-site manager shall be present and available for the duration of all events occurring at the venue. Updated contact information shall be provided to the Zoning Administrator any time the on-site manager's contact information changes.
- b. An operation plan shall be submitted with the conditional use application describing generally how the facility will operate. Substantive changes to the operational plan shall require additional Zoning Administrator approval. The operational plan shall include, at a minimum, the following items:
 - i. Maximum capacity of the facility, based on building and fire code.
 - ii. Contact information for the on-site facility manager;
 - iii. Types of events anticipated/marketed;
 - iv. Anticipated annual number of events;
 - v. How solid waste will be disposed of;
 - vi. A floor plan of the facility showing the square footage and use of each room.;
 - vii. A plot plan showing building footprint, property lines, parking areas, delineated outdoor event space (if applicable). A formal site plan submission may be required by the Zoning Administrator.
- c. Vehicular access to the site shall be adequate in terms of width, vertical clearance, and construction to support emergency vehicles in accordance with applicable Fire Code, as determined by the Sumter City-County Fire Inspector.

Amend Article 5, Section 5.b.2 as follows:

5.b.2 Enumeration of Certain Hazardous and/or Potentially Disruptive Land Development Activities:

As per 5.a.1.c above, the following uses shall be reviewed by the Sumter City-County Board of Appeals, and if approved shall be classified as a permitted special exception;

- i. Drinking Places/Bottle Clubs/Night Clubs (SIC Code 5813)

Amend Article 5, Section 5.b.3 as follows:

5.b.3 Special Design Review Criteria for Applicable Items in 5.b.2: Due to the unusual nature of some of the operations associated herein, the following shall be required of the development and/or included in any review process:

f. Drinking Places/Bottle Clubs/Night Clubs (SIC 5813):

1. This use shall not be within 300 feet (measured in a straight line from structure to structure) of a residential use, church, school, or public playground on a separately platted parcel.
2. A six-foot fence that is a visual screen will be installed to separate this use from residential uses, where such residential uses are directly adjacent to the property or site containing the use.

Amend Article 8, Exhibit 23 as follows:

NON-RESIDENTIAL LAND USES	REQUIRED OFF STREET PARKING SPACES PER INDICATED AREA
RETAIL TRADE	
Eating Places, & Drinking Places, <u>Bottle Clubs, Night Clubs</u>	1.2 per 100 sq. ft. GFA
<u>Special Event Facilities</u>	<u>1.2 per 100 sq. ft. of rentable building area (excluding area for storage, bathrooms, administrative office space, and kitchen space) or by individual review if outdoor space is the primary events area</u>

Amend Article 10, Section 10.b.1. as follows:

10.b.1. Definitions:

(Note: Only proposed additional listed below)

-Drinking Place: A commercial establishment whose primary activity is the sale or provision of alcoholic beverages to be consumed on the premises. Such establishments are properly licensed by the South Carolina Department of Revenue–Alcohol Beverage

Licensing Commission. Drinking places include, but are not limited to, establishments referred to as bars, beer gardens, beer parlors, taverns, cabarets, cocktail lounges, saloons, tap rooms, and wine bars. Cigar Bars and Hookah Lounges with any on-premises consumption alcohol sales are included in this definition. Eating places, with on-premises consumption alcohol sales and where the primary activity is the sale of food, are not included within this definition.

Bottle Club: Any establishment engaged in the business of catering to patrons who bring to the establishment an alcoholic beverage to be consumed on the premises. Such establishments do not sell or provide alcoholic beverages on the premises and/or are not properly licensed by the South Carolina Department of Revenue–Alcohol Beverage Licensing Commission for on-premises consumption alcoholic beverage sales. Such establishments can be private or open to the public, and often provide entry via cover charge and provide on-premises entertainment. Cigar Bars and Hookah Lounges with any on-premises consumption of alcoholic beverages by patrons who bring such beverages to the premises are included within this definition.

Night Club: An establishment operated as a place of entertainment, characterized by either of the following as a primary activity: (1) live, recorded, or televised entertainment, including but not limited to performance by musicians, disc jockey's, comedians, or other entertainers; or (2) dancing; where this primary activity is coupled with on-premise sale and consumption of alcoholic beverages via proper licensing by the South Carolina Department of Revenue–Alcohol Beverage Licensing Commission for on-premises consumption or by patrons who bring to the establishment an alcoholic beverage to be consumed on the premises. Such establishments are private or open to the public. Often, such establishments require payment of entry cover charges or other entry considerations such as dues, membership fees, etc. Such establishments may also be referred to as discotheques, dancehalls, etc.

Special Event Facility/Venue: A commercial facility rented to individuals, groups, or organizations, and used to host gatherings such as, but not limited to, weddings, receptions, meetings, galas, networking events, and conferences. Events facilities cater to a significant diversity of individuals, groups, and organizations on a contractual basis, with such individuals, groups, and organizations holding unique events on an irregular basis only. Such individuals, groups, and organizations contracting to rent the facility may provide alcoholic beverages for guests in accordance with applicable state law. This definition does not include bottle clubs, night clubs, or drinking places.

**A RESOLUTION TO BEGIN WORK ON THE
2023 CAPITAL PROJECTS SALES TAX REFERENDUM**

WHEREAS, The South Carolina General Assembly has enacted the Capital Project Sales Tax Act, S.C. Code Ann. Section 4-10-300 et seq. (the Act), pursuant to which Sumter County Council, the governing body of Sumter County, South Carolina, 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 time; and

WHEREAS, S.C. Code Ann. Section 4-10-340(C)(2) of the Act, authorizes county voters to reimpose a Sales and Use Tax for additional projects; and

WHEREAS, Sumter County is currently imposing and collecting a one percent sales and use tax as authorized by the Act pursuant to a favorable referendum held in Sumter County on November 4, 2014, such current tax being set to terminate on April 30, 2023; and

WHEREAS, Sumter County, upon the approval of County voters, may reimpose a Capital Project Sales and Use Tax to fund new capital projects.

BE IT RESOLVED THEREFORE, that Sumter County Council finds the following:

1. The time has arrived to begin the survey of communities, stakeholders and interested parties for proposed projects to be considered by a Commission to be appointed by a subsequent Resolution in accordance with SC Code Section 4-10-320 (2021).
2. The Sumter County Administrator is directed to proceed to make contact with community leaders, stakeholders and interested parties to seek ideas for proposed projects and to ascertain the costs of such proposed projects so that those projects and the associated costs may be considered by the Commission to be appointed by the subsequent Resolution.

DONE IN COUNCIL ASSEMBLED this 12th day of October, 2021.

THE COUNTY COUNCIL FOR SUMTER COUNTY, SOUTH
CAROLINA (SEAL)

BY: _____

James T. McCain, Jr.

ITS: Chairman

ATTEST:

By: _____

Mary W. Blanding

Its: Clerk of County Council



GARY M. MIXON
ADMINISTRATOR
TELEPHONE: (803) 436-2102

Sumter County
Sumter, South Carolina
29150

ADMINISTRATION BUILDING
13 EAST CANAL STREET
Fax: 436-2108

MEMORANDUM

TO: All Department Managers
FROM: Gary M. Mixon
RE: 2022 Holiday Calendar
DATE: October 12, 2021

The following is Sumter County's 2022 Holiday Calendar. You and your families have a Merry Christmas and a Happy New Year.

Friday, December 31	New Year's Day
Monday, January 17	Martin Luther King, Jr. Day
Monday, February 21	President's Day
Friday, April 15	Good Friday
Monday, May 30	Memorial Day
Monday, July 4	Independence Day
Monday, September 5	Labor Day
Friday, November 11	Veteran's Day
Thursday & Friday, November 24 & 25	Thanksgiving
Friday & Monday, December 23 & 26	Christmas
Varied	Employee Birthday



2022 Calendar

Sumter County Council Regular Meeting Dates

Each meeting will begin at 6:00 p.m. or as otherwise publicized. Other special meetings of Sumter County Council may be called during the year, as Council deems necessary.

Regular meetings of Sumter County Council are scheduled to be held in County Council Chambers or at a location deemed appropriate by County Council on the second and fourth Tuesdays of each month. Council will meet only one time in December to concur with other requirements of Sumter County Council. This calendar may be adjusted by a majority vote of Sumter County Council members at a meeting of Council.

Month Of Meeting	First Meeting Date	Second Meeting Date
January	11	25
February	8	22
March	8	22
April	12	26
May	10	24
June	14	28
July	12	26
August	9	23
September	13	27
October	11	25
November	8	22
December	13	None

This calendar was adopted by members of Sumter County Council on October 12, 2021.

NOTE: Anyone wishing to place an agenda item on County Council's agenda must give written request to the Clerk to County Council and provide appropriate supporting documents to the Clerk on the Wednesday before each meeting date prior to 4:00 p.m. Information can be mailed to 13 E. Canal Street, Sumter, SC; or fax information to 803-436-2108, or email information to council@sumtercountysc.org.

Mary W. Blanding
Clerk To Sumter County Council



Office Of Sumter County Council NOTICE OF PUBLIC HEARING

Ordinance #21-964

NOTICE IS HEREBY GIVEN that the County Council for Sumter County, South Carolina, will hold a public hearing on **Tuesday, October 26, 2021, - 6 O'clock P.M.**, or as soon thereafter as practicable, as said hearing can be convened, in connection with:

AN ORDINANCE AUTHORIZING THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK IN CONJUNCTION WITH KERSHAW COUNTY, SUCH INDUSTRIAL/BUSINESS PARK TO BE GEOGRAPHICALLY LOCATED IN KERSHAW COUNTY AND ESTABLISHED PURSUANT TO SEC. 4-1-170 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; TO PROVIDE FOR A WRITTEN AGREEMENT WITH KERSHAW COUNTY TO PROVIDE FOR THE EXPENSES OF THE PARK, THE PERCENTAGE OF REVENUE APPLICATION, AND THE DISTRIBUTION OF FEES IN LIEU OF AD VALOREM TAXATION; AND OTHER MATTERS RELATED THERETO.

This public hearing will be held in the Chambers of the said County Council on the third floor of the **Sumter County Administration Building, 13 E. Canal Street, Sumter, SC**, or at such other location within the said County as proper notice might specify.

A copy of the said ordinance can be viewed on the County's website or obtained from the Clerk to Council through email - clerk@sumtercountysc.org. The public is invited to participate in the public hearing and must adhere to temperature checks, wearing a mask, and social distances at Council's meetings and public hearings.

Dated this 28th day of September 2021.

The County Council for Sumter, S. C.

By: James T. McCain, Jr., Chairman
Sumter County Council
Mary W. Blanding, Clerk to Council

Please place this public hearing announcement in the paper in order to meet the 15-day legal ad requirement for the **Tuesday, October 26, 2021**, meeting of Sumter County Council.

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SUMTER COUNTY PATRIOT HALL
PRESENTS ...



GeCe WINANS

**DOORS OPEN
6:00 PM**

FRIDAY, OCTOBER 29TH

**FEATURING
GRACE
GLADIATORS**

**FOR TICKETS
IMPORTS, LTD @ 9 NORTH MAIN STREET SUMTER, SC 29150
OR
VISIT [EVENTBRITE.COM](https://www.eventbrite.com)**

GENERAL ADMISSION \$35 // LIMITED VIP \$50

**SUMTER COUNTY CIVIC CENTER
700 WEST LIBERTY ST
SUMTER, SC 29150**



**BOARD OF ZONING APPEALS
WEDNESDAY, OCTOBER 13, 2021 @ 3:00
FOURTH FLOOR COUNCIL CHAMBERS
SUMTER OPERA HOUSE
21 N. MAIN STREET**

- I. APPROVAL OF MINUTES – September 8, 2021**
- II. NEW BUSINESS**

BOA-21-21, 15 Thomas Dr. (City)

The applicant is requesting variance approval from the maximum total square footage allowed for residential accessory structures as outlined in *Article 4, Exhibit 4-1: Maximum Square Footage of Residential Accessory Structures Based on Gross Acreage* of the City of Sumter Zoning & Development Standards Ordinance in order to construct a +/- 384 sq. ft. addition to an existing detached garage/storage building. The property is located at 15 Thomas Dr., is zoned Residential-9 (R-9) and is represented by TMS# 204-05-01-042.

BOA-21-22, 4400 Broad St. (County)

The applicant is requesting variance approval from the sign requirements outlined in *Article 8, Exhibit 19: Maximum Total Sign Area By Use, Number, Dimensions, and Location of Individual Signs* and *Article 8, Exhibit 20: Permitted Signs By Type and Zoning Classification* of the Sumter County Zoning & Development Standards Ordinance in order to install a free standing mobile home park identification sign that is +/- 15 ft. in height and has an area of +/- 50 sq. ft. The proposed sign type, area, and height do not conform to sign requirements for the applicable zoning district. The property is located at 4400 Broad St., is zoned General Residential (GR), and is represented by TMS# 155-00-02-002

BOA-21-23, 1145 Union Camp Blvd. (County)

The applicant is requesting variance approval from the sign requirements outlined in *Article 8, Section 8.i.7.i: Directional Signs* of the Sumter County Zoning & Development Standards Ordinance in order to replace existing directional signs on the site with new directional signs that are larger than the existing signs to be replaced and also have a sign area larger than the than 2sq. ft., the maximum area allowed for directional signs. The property is located at 1145 Union Camp Blvd., is zoned Heavy Industrial (HI), and is represented by TMS# 208-00-03-044.

BOA-21-25, 2480 Florence Hwy. (County)

The applicant is requesting variance approval from the rear yard setback requirements outlined in *Article 3, Section 3.n.5.b: AC District Minimum Yard and Building Setback Requirements* of the Sumter County Zoning & Development Standards Ordinance in order to create a new lot that that will result in an existing non-residential agricultural building being located +/- 39.4 ft. from the rear property line, +/- 10.6 ft. less than required rear property line setback. The property is located at 2480 Florence Hwy., is zoned Agricultural Conservation (AC), and is represented by TMS# 284-00-02-022.

BOA-21-26, 180 E. Foxworth Mill Rd. (County)

The applicant is requesting variance approval from accessory structure requirements outlined in *Article 4, Section 4.g.2.b.2: Separation Criteria* and *Article 4, Section 4.g.2.b.3: Number* of the Sumter County Zoning & Development Standards Ordinance in order to construct a +/- 1,200 sq. ft. detached garage closer than 10 ft. to the principal residential structure on the property and to establish a third accessory structure on the property greater than 120 sq. ft. in size. The property is located at 180 E. Foxworth Mill Rd., is zoned Agricultural Conservation (AC), and is represented by TMS# 244-00-02-005.

III. OTHER BUSINESS

IV. ADJOURNMENT

11th Annual

Rain or Shine



Presented by

Quixote
HOSPITALITY



**OCTOBER 16TH
SATURDAY 5PM
MAIN STREET**

LIVE MUSIC BY:



**Over \$200,000 Raised for
United Ministries of Sumter
over 6 years**

**ADVANCE TICKETS \$10
AT THE DOOR \$20**

SCAN TO PURCHASE:



Hamptons





OCTOBER 2021

SCSO EVENTS

CCRAB MEETING

Monday, Oct. 25
6 p.m. at South HOPE Center
1125 S. Lafayette Dr.

OPERATION PRIDE

Saturday, Oct. 16

NATIONAL NIGHT OUT

Tuesday, Oct. 5
6 p.m. to 9 p.m.



BULLETIN

SECURITY OPPORTUNITIES

- Pilgrim's Pride

JOB OPPORTUNITIES

- Chemist
- Class I Deputy
- Class II Detention Officer
- Data Entry Clerk
- Criminal Investigator

Message Sheriff

FROM THE

I was so pleased to announce the birth of issue number one of the Sumter County Sheriff's



Office Newsletter. Let us continue to make it a success by actively participating in this fruitful communication channel.

You know, we have a great responsibility to provide public service to the fine citizens of Sumter County. Believe me, I have seen the amazing work being accomplished daily.

When it comes to teamwork, it can increase officer safety, improve effectiveness, strengthen our overall communication and boost morale. If we are working together as a team, we will succeed! Why? I believe we can be better today than we were yesterday and better tomorrow than we are today.

CONTINUED ON PAGE 2

EMPLOYEES OF THE MONTH



LT. TREVOR BROWN
SHERIFF'S OFFICE



SR. CPL. TOMIKO GREGG-WRIGHT
DETENTION CENTER

HAPPY GRAM! Congratulations to...

*Sr. Dep. Keavonte Dennis on his marriage to his wife, Franshon,
on Sept. 27, 2021.*

*Inv. Josh Phillips for recently receiving his Arson Investigation
certification.*

SEND HAPPY GRAM MESSAGES TO FDUKES@SUMTERCOUNTYSC.ORG OR
ASARVIS@SUMTERCOUNTYSC.ORG BY THE 20th OF EACH MONTH.

MESSAGE FROM THE SHERIFF *CONTINUED*

My belief can be seen in the fact that Sumter County has had a 9 percent reduction in overall crime compared to this time last year. There has been a reduction of approximately 4 percent in violent crime compared to this time last year as well. A positive change like this can only be accomplished through a shared vision for the community, dedication to that vision and teamwork.

In any event, the way we grow is to

continue to provide the highest and most accurate level of service possible so we can continue our march towards excellence in all things.

Again, thank you for your hard work, dedication and continued support as we continue on this journey during these challenging times. I will continue to pray daily for your safety and I ask The Lord to continue to bless each and every one of you in a special way.

GOOD NEWS



A CLASS LEADER & A SCHOLAR

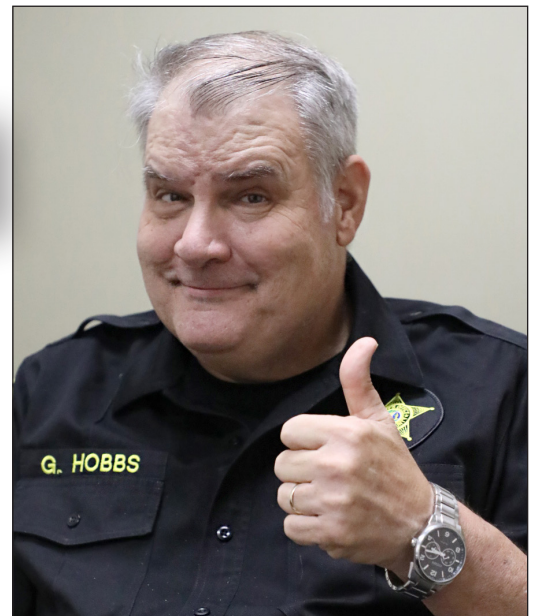
Det. Ofc. Tammy Moses was recognized on Oct. 4 for serving as class leader for Basic Detention Class 428 at the S.C. Criminal Justice Academy.

Moses was in charge of maintaining order of her classmates and ensuring everyone was prepared for their training.

LOOK WHO'S BACK

Sgt. Eddie Hobbs returned to work on Oct. 4 after taking medical leave four approximately four months.

"I'm glad to be back," Hobbs said. "Thank you for your thoughts and prayers."



CRIME ALERT

(TO KEEP YOU UPDATED ON RECENT CRIME TRENDS)

- There is continued high activity regarding shoplifting, auto break-ins and burglaries.

UPCOMING TRAINING

Oct. 5 & 6: BBP, Taser, OC Spray and CPR/First Aid

Oct. 26 & 28: DT, Searches, Restraint Updates and Exterior Movements



TANK RETIRES AFTER 9 YEARS

K-9 Tank celebrated his retirement after 9 years of service during a ceremony on September 13.

Tank was presented with a retirement plaque, a large bone and a cake made just for him.

Tank has been adopted by his former handler, Cpl. Way, so that he can enjoy his retirement with his best friend.



COMMUNITY RAISES \$10,000 FOR DEPUTIES

Sumter County deputies, SCSO retirees and volunteers raised \$10,000 on Saturday, Sept. 25, during a barbecue fundraiser for Sgt. Phillip Clark and Sgt. Robert Mitchum who are both dealing with long-term illnesses.

Lt. Trevor Brown came up with a plan to sell approximately 200 dinners at \$10 each to provide \$1,000 each for the Mitchum and Clark families. With assistance from Bethesda Church of God and donations

from numerous local businesses — Pilgrim's Pride, Piggly Wiggly, Second Mill restaurant, Silva Joe's, Palmetto Oyster House, Brubaker's, DeMara's and Hill Printing — the group collected five times the original goal.

This fundraiser also showed the sense of community in Sumter County when several patrons made large financial donations along with purchasing dinners.



A VOICE FROM THE COMMUNITY



As a child, I grew up watching a fighter that would bug his eyes out, rant and rave, staring right into the television camera and yell repeatedly, “I am the greatest! I am the greatest!” That person, as you may have guessed, was Mohammed Ali who many people believe was the greatest boxer of all time. Although he became world renowned, I would have to beg to differ with his opinion that he is the greatest.

There are men and women known as public servants (sheriffs, peace officers) that put their lives on the line for others day after day. They assist people with tasks that they are not paid to do. These public servants keep a watchful eye out

for danger and accidents. When crimes are committed, they go into harms way thinking of others more than themselves.

All of this they do often without recognition or even a simple thank you. So, in all due respect to Mohammed Ali,

I say that the greatest are our wonderful public servants!

The Bible says, “But he that is greatest among you shall be your servant,” *Matthew 23:11* and “Humble yourselves therefore under the mighty hand of God, that he may exalt you in due time,” *1 Peter 5:6*.

Remember, God keeps good records of who is the greatest.

OCTOBER REMINDERS

BREAST CANCER AWARENESS MONTH



It is that time of year again to honor those affected, to support and to bring awareness to Breast Cancer.

October is Breast Cancer Awareness Month, which is an annual campaign to increase awareness of the disease.

To show our support, all civilians are encouraged to wear pink and all sworn personnel will be allowed to wear a dark pink t-shirt underneath their uniform for the entire month. Dark pink t-shirts can be purchased from Michael's for \$3.99.

Please join me this month as we "pink it out" to bring awareness to Breast Cancer!

Sheriff Anthony Dennis

DOMESTIC VIOLENCE AWARENESS MONTH



Purple shirts can be worn in recognition of Domestic Violence Awareness Month from Monday, Oct. 11, to Monday, Oct. 18.

PEDESTRIAN SAFETY AWARENESS MONTH



HALLOWEEN SAFETY

ALWAYS ACCOMPANY SMALL CHILDREN AND STAY IN CONTACT WITH OLDER CHILDREN

TURN ON HEADLIGHTS EARLIER IN THE EVENING

ADD REFLECTIVE TAPE TO COSTUMES AND BAGS OR CARRY GLOW STICKS OR FLASHLIGHTS TO STAY VISIBLE



STICK TO NEIGHBORHOODS YOU ARE FAMILIAR WITH AND DO NOT APPROACH UNLIT HOUSES

EXPECT MORE TRAFFIC IN RESIDENTIAL AREAS

DON'T EAT TREATS THAT ARE IMPROPERLY WRAPPED OR THAT DO NOT LOOK NORMAL

LAW ENFORCEMENT TIPS



CHECK CEMETERIES FOR UNUSUAL ACTIVITY



EXPECT MORE PEDESTRIAN ACTIVITY



LOOK OUT FOR PEOPLE WEARING DARK CLOTHING



THE FAIR IS BACK IN TOWN!

SUMTER COUNTY FAIR

TUESDAY, OCT. 19 - SUNDAY, OCT. 24

ADMISSION AND RIDE PASSES

Advanced Gate Tickets

(All Ages) — \$5

Advanced All-Day Ride Pass — \$20

** Last day to purchase advanced tickets is
Monday, October 18.*

Regular Gate Tickets

(Ages 1-5) — FREE

(Ages 6-64) — \$8

(Ages 65+) — \$5

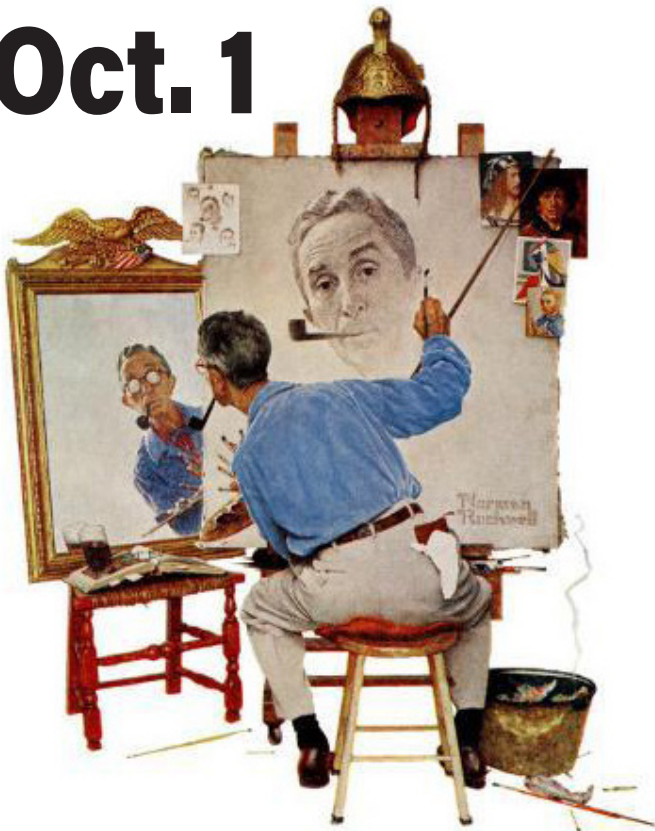
All-Day Ride Pass — \$25

Military & Dependents (With ID) — \$5

**\$5 ADMISSION ON
OPENING DAY.**



Oct. 1



Oct. 7

FRIDAY, OCT. 1 — NORMAN ROCKWELL: AMERICAN CHRONICLES

(OCT. 8, 15, 22 & 29)

11 a.m. - 5 p.m.

Sumter County Gallery of Art

200 Hasel St.

THURSDAY, OCT. 7 — PORCHES OF SUMTER

6 - 9 p.m.

\$35 in advance / \$40 at the door (if available)

Patriot Hall

135 Haynsworth St.

TICKETS:

Greater Sumter Chamber of Commerce

32 E. Calhoun St.

Oct. 21



Oct. 29



THURSDAY, OCT. 21 — I LOVE YOU, YOU'RE PERFECT, NOW CHANGE

(OCT. 22-24, 28-31)

7:30 p.m. — Thurs., Fri. & Sat.

3 p.m. — Sun.

Sumter Little Theater

14 Mood St.

FRIDAY, OCT. 29 — AN EVENING WITH CECE WINANS

(FEAT. GRACE GLADIATORS)

6 p.m.

General Admission \$35 / Limited VIP \$50

Sumter County Civic Center

700 W. Liberty St.

TICKETS:

Imports, LTD

9 N. Main St.

OR

eventbrite.com

BIRTHDAYS

CHIEF DEP. HAMPTON GARDNER — 10/1
SGT. EARL BRADLEY JR. — 10/3
CPL. PEYTON WAY — 10/4
LINDA MCCREARY — 10/5
SSGT. MELISSA ROBINSON — 10/8
GWEN HEROD — 10/8
SHARON WALLACE — 10/10
MARK GUINYARD — 10/10
CAPT. KEVIN LINDSEY — 10/12
DET. OFC. DERRICK ANDERSON — 10/12
LAURA EMRICH — 10/13
GREGG WALLACE — 10/16
NATHANEAL LUKENS — 10/16
SGT. MICHAEL MCCAULEY — 10/17
DET. OFC. TAKAYLA ROACH — 10/17
PATRICIA RHODES — 10/18
DEP. WILLIAM POSTON — 10/18
SR. CPL. JENNIFER THOMAS — 10/19
SR. DET. OFC. JULYAN SMITH — 10/21
DEP. JOSEPH ROGERSON — 10/23
SGT. ROBERT MITCHUM — 10/26
CPL. TREY MILES — 10/26
DEP. NICKOLAS MURRAY — 10/26
LT. ROBERT MOYE — 10/28
INV. BROOKLYN FEAGIN — 10/28
SGT. THEODORE MOORE — 10/31



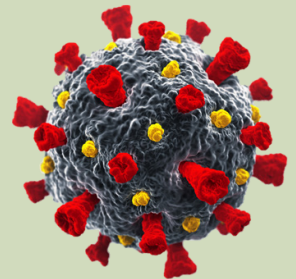
OFFICER SAFETY TIP: APPROACHING ACTIVE SCENES

Be conscientious of your approach when responding to an active scene at a residence or business. Do not park directly in front of the structure and take a moment to listen to what is happening inside before making entry.

COVID BY THE NUMBERS:

SUMTER COUNTY

14,900+ CASES
260+ DEATHS



SOUTH CAROLINA

850,000+ CASES
12,200+ DEATHS

NATIONWIDE

43.1M+ CASES
691,000+ DEATHS

FREE TESTING:

2-6 P.M. EVERY THURSDAY
SUMTER COUNTY SHERIFF'S OFFICE

FIND A VACCINE LOCATION AT [VAXLOCATOR.DHEC.SC.GOV](https://vaxlocator.dhec.sc.gov)

PHOTO ALBUM



OPERATION I.C.E. STORM

K-9 Kilo enjoys a break with his favorite toy after conducting a free-air-sniff during a traffic stop on Interstate 95.



COMMUNITY DONATION

Deputies accept handsanitizer and other supplies donated by James Wells and the team at UniFirst.

9/11 MEMORIAL

Deputies and detention officers attend a public Sept. 11 Memorial at the flagpole between Sumter Police Department and Sumter Fire Department. The event was also attended by Sumter County EMS, Shaw Air Force Base and members of the Sumter County community.



Community

WE CHALLENGE YOU!

CLEAN UP DAYS

The Chamber is **challenging** its members to take action & assist with a community-wide clean up initiative.

HOW CAN I GET INVOLVED?

1. **Contact the city's litter office to coordinate a date and clean-up location.**
2. **Gather your own team, call the city & let them know you'll be cleaning the area around your business location.**
3. **After signing up with the city, let the Chamber know when/where!**

PRESCHEDULED DATES

~~Saturday, April 17~~

~~Saturday, June 19~~

~~Saturday, August 14~~

Saturday, October 16

Saturday, December 18

WHERE CAN I GET SUPPLIES?

- **Gloves, trashbags, safety vests & trash grabbers will be available at the Chamber!**

Visit www.sumterchamber.com

to let us know you're accepting this challenge!



Isle of Palms, South Carolina

CHAMBER RETREAT

JAN 28 TO JAN 30 | 2022

SAVE THE
DATE

Golden Past

*Join us in January
for our very special*

ANNUAL
CHAMBER
RETREAT



CHAMBER
of COMMERCE
Greater Sumter Area

presented by



Platinum Future

EARLY REGISTRATION \$475

SINGLE REGISTRATION AFTER NOV 5 \$525

EARLY COUPLES REGISTRATION \$675

COUPLES REGISTRATION AFTER NOV. 5 \$725

Register at

WWW.SUMTERCHAMBER.COM/EVENTS



**OFFICE OF THE COUNTY
PUBLIC WORKS DIRECTOR**

Sumter County
Sumter, South Carolina
29153

**1289 NORTH MAIN STREET
TELEPHONE: 436-2241
FAX: 436-2245**

To: Gary Mixon
County Administrator

From: Karen Hyatt
Director of Public Works

Subject: Public Works Monthly Report – September 2021

PUBLIC WORKS

Roads:

Maintenance (pipe repair, washout repair, ditching, tree removal, driveway install, etc.,) was performed on the following roads: Relief, Goodwill Church, Shoreland, Lakewood, Leslie, Easy, Utah, Whitehall and Neighborhood.

The motorgrader crews scraped 120 miles of county dirt and crusher-run roads.

The bush-hog crew cut 28 miles of right-of-way.

Pot holes were repaired on 27 county roads.

Public Works received 52 work order requests in September.

Contractor completed the resurfacing of Warwick Estates.

Contractor completed the application of crusher-run on Rose Hill Road, Rufus Road and Fullard Street. Contractor began rocking Hidden Oaks Drive, Archer Drive, Cricket Drive, Trappers Run, Nature Trail and Farmers Road.

****Three working days of rain in September.**

Other:

Three hundred and seventy-six (376) work orders were processed in the Vehicle Maintenance Shop.

Twelve (12) streets signs were replaced.

Detail crew spent one day removing trees and shrubs at the Training Center.

LANDFILL

Landfill Operations:

3,279 vehicles weighed in at the Sumter County Landfill for a total weight 10,511.63 tons.

Transfer Station:

MSW hauled from the transfer station = 6,225.07 tons

Clarendon County Waste:

MSW received from Clarendon County = 1,474.86 total tons

Residential tons = 1,112.48

Commercial tons = 362.38

Williamsburg County Waste:

MSW received from Williamsburg County = 23.76 tons

Tonnage Waived: 34.11 tons



SUMTER COUNTY SHERIFF'S OFFICE
ANTHONY DENNIS, SHERIFF

To: Sumter County Council

From: Anthony Dennis, Sheriff

Date: October 11, 2021

Reference: Monthly Activity Report - Sumter County Sheriff's Office

The following Monthly Activity Report is submitted for the month of September, 2021 from the Sheriff's Office:

EXECUTIVE TEAM:

LEGAL/INTERNAL AFFAIRS

Contractual Matters – 0

FOIA Requests – 25

Subpoenas – 4

Discovery Requests – 6

Lawsuits: Filed – 1 Disposed – 1

Appeals - 0

Jury / Bench Trials Disposed – 56

Status conferences: 1 Cases scheduled: 147

DMV Hearings: 0

Fines assessed – \$8,273.13 Fines suspended – \$0.00 Total fines – \$8,273.13

Incarcerations – 0

Internal Affairs Investigations – 1

Mileage – 1,617

Training Hours – 8

Civil Papers - 0

Miscellaneous Legal: 20

GRANTS AND TESTING:

Grants researched – 2

Grants applied for – 0

Grants Awarded – 4

PROFESSIONAL STANDARDS

SEX OFFENDER REGISTRY:

Required Home Visits – 4
Training Hours – 8
Scheduled Appointments - 99
New Registrations – 0
Special Operations -
Warrants Signed - 0 Arrests – 0
Complaints - 0
Transfers in/out of county – 0
Agency / Division Meetings – 0
Hearings /Trials – 0
Annual fees assessed – \$1,500.00
Mileage – 280

RECRUITING AND HONOR GUARD:

Mileage – 1,633
Applications received – 7
Interviews – 3
Recruiting events – 1
Hiring boards conducted – 0
Public relation events attended - 1
Honor guard events – 0
Background Checks – 5
Special Assignment – 0

INFORMATION TECHNOLOGY

Software - 8
Hardware - 4
Virus - 0
E-Mail - 3
Printer - 5
Meetings/Projects – 3
Server Issues – 4

PATROL DIVISION:

PATROL

Accidents Investigated -0
Arrests – 72
Assist motorists – 47
Complaints – 2,724
Driver's license checks – 17
DUI/Data Master – 3
DUS – 14
Escorts – 1
Fines assessed – \$9,033.00 Fines suspended – \$545.00 Total fines – \$8,488.00
Mental Patients – 7
Mileage – 75,917
Other citations – 29
School visits – 16
Training hours - 408
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 89

CAT TEAM:

Accidents investigated – 0
Arrests - 13
Assisted motorists – 17
Complaints – 44
COP Meetings – 1
D.U.I. / Data Master – 0
D.U.S. – 17
Driver license checks – 18
Fines assessed – \$25,127.00 Fines suspended – \$1,200.00 Total fines – \$23,927.00
Interdiction hours – 48
Mileage – 13,843
Petitions – 0
Saturation hours – 12.5
Training hours - 93
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 3

CANINE UNIT:

Search Warrants - 0
Training Hours – 414
Agencies assisted – SCSO – 12 SC Highway Patrol – 0 Sumter Police Department – 0 Other – 0

CRIME PREVENTION:

Complaints – 36
COP Meetings - 31
DARE Classes -0
Mileage – 3,160
School visits - 21
Training hours – 8

POLYGRAPH:

Polygraphs – 2 (IA Legal Division)

SCHOOL RESOURCE OFFICERS/ ADMINISTRATION:

Accidents investigated - 0
Arrests- 1
Assisted Motorists – 4
Complaints – 125
Fines Assessed – \$0.00 Fines Suspended – \$0.00 Total Fines – \$0.00
Mental Patients – 0
Mileage – 8,795
Other Violations – 4
Petitions – 5
School Visits - 86
Training hours – 13
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 0

INVESTIGATIONS:

CRIMINAL INVESTIGATIONS DIVISION:

Accidental/natural death/suicides – 6
Arrests – 28 (Adults – 22) (Juveniles – 6)
Arson – 2
Assaults (general) – 30
Assaults (sexual) – 9
Assist other agencies – 10
B & E auto – 10
Bomb threats – 0
Breach of trust – 4
Burglaries – 26
Child abuse/neglect – 6
Contributing to the delinquency of a minor – 0
Counterfeit/credit card fraud/fraud/forgery – 6
Crime scenes worked – 33
Crime scene hours – 85
Criminal domestic violence – 23
Criminal warrants – 35
Emergency protective custody – 1
Fugitive from justice – 1
Identity theft – 6
Incorrigible child – 10
Indecent exposure – 0
Interfering with the operation of a school bus – 1
Kidnapping – 1
Larcenies (general) – 38
Larcenies (auto) – 18
Lynching – 0
Malicious injury to property – 10
Mileage – 31,753
Missing Person – 1
Murder – 0
Petitions – 5 (Juvenile)
Pointing/presenting a firearm – 1
Recovered property – \$335,500.00
Robberies – 1
Runaways – 2
Search warrants – 2
Stakeouts – 0
Stalking – 1
Stolen Property – \$113,641.00
Threatening a public official – 0
Training Hours – 320
Unlawful use of telephone – 3
Weapons violations – 2

FORENSICS:

Autopsy – 2
Autopsy Hours – 9

NARCOTICS DIVISION:

Arrests – 30
Fines Assessed - \$0.00 Fines Suspended – \$0.00 Total Fines - \$0.00
Mileage – 11,449
Search warrants – 3
Training hours – 0
Drug complaints – 62
Seizures – currency – \$53,768.00 vehicle(s) - 0
Surveillance – 4 hours
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 1
Recovered narcotics: Marijuana wt. – 6,151.846 grams Marijuana Plants - 0
 Cocaine powder – 1,052.45 grams Crack cocaine – 20.6grams
 Heroin – 16.2grams Methamphetamine – 636.8grams
 All Pills – 125 Other drugs- 2 grams (Fentanyl)

VICTIM ADVOCATE:

Interviews of Victims/Witnesses - 1
Meetings with Victims and/or families) – 99
Court Appearances – 6
Meetings (interoffice) – 87
Meetings (Prosecutors & Court Officials) – 5
Meetings (other agencies) - 19
Child forensic interviews – 0
Called to scene – 0
Debriefings & Defusings – 0
Special Assignments – 1
Training (Attended & Conducted) – 8
Training hours – 12
Mileage – 1,502
Disciplinary Hearing/Inmate Representative – 0

CIVIL PROCESS:

WARRANTS DIVISION

Arrests – 0
Attempted service – 140
Bench warrants – 0
Civil Papers - 321
Complaints – 9
Criminal warrants – 0
Executions – 6
Fines Assessed - \$0.00
Fines Suspended - \$0.00
Total Fines - \$0.00
Mileage – 7,456
Sheriff's fees – \$3,575.00
Training hours- 19

FAMILY COURT DIVISION:

Arrests – 0
Bench warrants – 10
Criminal warrants – 9
Family Court Security – 23 days 2,184 hours
Fines Assessed - \$11,992.50
Fines Suspended - \$0.00
Total Fines – 11,992.50
Mileage – 9,956
Non-service – 30
Petitions - 1
Training hours – 65
Total papers – 302 issued, 224 served = 74% service
Total value of process – \$146,744.34
Transportation, adult – 0
Transportation, juvenile – 0

SPECIAL OPERATIONS:

TRAINING

Assist Motorists – 4
Complaints - 2
Meetings - 6
Mileage – 4,777
School Visits -1
Training hours – 17
Training Classes (Attended and Conducted) - 13

ANIMAL CONTROL:

Animal control complaints – 122
Animals picked up – 55
Mileage – 2,824
Money collected – \$213.00

CODES ENFORCEMENT:

Certified mail – 10
Codes Violations - 28
Complaints – 25
Fines assessed – \$0.00
Fines suspended – \$0.00
Total fines - \$0.00
Mileage – 3,541
Training hours – 26

QUARTERMASTER:

Uniform & Equipment – 36

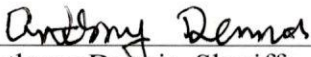
TOTALS FOR ALL DEPARTMENTS:

Complaints – 3,149
Arrests – 144
Civil Papers – 321
Currency Seizures - \$ 53,768.00
Training Hours – 1,411
Mileage – 178,503
Petitions - 11
Mental Patients – 7
Fines assessed – \$54,638.13
Fines suspended – \$ 1,745.00
Total fines – \$52,893.13
Stolen Property – \$113,641.00
Recovered property – \$335,500.00
Sheriff's fees – \$3,575.00
Codes Violations – 28
Escorts – 0
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 103
Recovered narcotics: Marijuana wt. – 6,151.846 grams Marijuana Plants - 0
Cocaine powder –1,052.45 grams Crack cocaine – 20.6 grams
Heroin – 16.2grams Methamphetamine – 636.8grams
All Pills – 125 Other drugs- 2 grams (Fentanyl)

STATISTICS BELOW REPORTED TO SLED

Homicide – 0
Robbery - 2
All other larceny – 29
Arson – 2
Assaults (Simple) – 64
Assaults (Aggravated) - 19
Assaults (sexual) – 6
Theft (motor vehicle) – 12
Theft from motor vehicle – 12
Theft motor vehicle parts/accessories - 9
Burglaries – 26
Kidnapping – 0
DUI – 2
Suicide – 3
Missing Person – 4

Respectfully submitted,



Anthony Dennis, Sheriff

Administrator Report
Sumter County COVID-19 Update
September 25, 2021 through October 8, 2021

Total Number of Confirmed Sumter County Positive Cases:	13,250
Total Number of Cases Over the Past 14 Days:	452
Daily Average Number of Cases Over Past 14 Days:	32
Previous 14 day Daily Average (August 28, 2021 through September 10, 2021):	36

Deaths:

Confirmed Number of Deaths In the Past 14 Days:	15
Total Number Suspected* & Confirmed Deaths In the Past 14 Days:	18
Total Number of Confirmed Deaths:	237
Total Number Suspected* & Confirmed Deaths:	284

* Suspected deaths are those deaths under investigation.

Age Statistics all Deaths:

Average Age:	70.4
Maximum Age:	103.0
Median Age:	70.0
Minimum Age:	21.0

Percent Eligible Population Vaccinated**: (as of 10-9-2021) **53.25%**

**Percentage of Sumter County residents age 12+ who have received at least 1 dose of COVID Vaccine. Approximately 79% of the Sumter County Population is old enough to receive the vaccine.

Recent Death Demographics (last 14 days):		
Age Group	61+	11
	31-60	3
	30 & Below	0
Race	African-American	6
	Caucasian	9
	Other	3
Gender	Male	6
	Female	12
Veterans	2	

Death Demographic Totals:		
Age Group	61+	227
	31-60	52
	30 & Below	0
Race	African-American	111
	Caucasian	102
	Other	70
Gender	Male	141
	Female	140
Veterans	38 deaths since 10/2020	

NOTE: Death data based on Suspected and Confirmed Deaths. Data suppressed for categories with less than 5 individuals in aggregate data. Some numbers may not be comparable from category to category as a result of rounding (i.e. gender versus total number of deaths).

38,425 of the 89,604 residents of Sumter County age 12 and over eligible to be vaccinated have completed the COVID-19 Vaccination Series.