TER COUNTY IN CAROLING

Agenda Sumter County Council Regular Meeting

Tuesday, April 23, 2019 -- 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:

4. APPROVAL OF AGENDA: April 23, 2019

5. APPROVAL OF MINUTES: Regular Meeting Held On

1) Regular Meeting Tuesday, April 9, 2019

6. LAND USE MATTERS AND REZONING REQUESTS:

1) **RZ-19-04** – **Second Reading/Public Hearing** – **Beulah Cuttino Road (County)** – Request To Rezone A +/-74.69 Acre Parcel Located On Beulah Cuttino Road From Residential-15 (R-15) To Agricultural Conservation (AC). The Property Is Represented By Tax Map #222-00-01-013. (Council Will Hold A Public Hearing Prior To Action On Second Reading Of This Rezoning Request.)

7. OTHER PUBLIC HEARINGS:

1) **19-907** – An Ordinance To Amend Sumter County Code Of Ordinances, Sections 6-19, 6-20 And 6-23 Of Chapter 6, Article II, Relating To Dogs And Other Animals. *(Council Will Take Action Third Reading Immediately After The Public Hearing Or During Old Business.)*

8. NEW BUSINESS:

- 1) Recognition of Ms. Valerie A. Brunson, Sumter County's Veteran Affairs Officer, For Being Named The 2019 Veterans Service Officer of the Year By The S. C. Association Of County Veteran Service Officers.
- 2) It May Be Necessary To Hold An Executive Session To Discuss An Economic Development Matter, An Employment Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.

9. OLD BUSINESS:

1) **19-907** – **Third Reading** -- An Ordinance To Amend Sumter County Code Of Ordinances, Sections 6-19, 6-20 And 6-23 Of Chapter 6, Article II, Relating To Dogs And Other Animals.

10. COMMITTEE REPORTS:

1) Budget Workshop To Be Held At 5:00 p.m. On Tuesday, April 23, 2019, In County Council's Chambers.

Agenda – Regular Meeting - Sumter County Council April 23, 2019 Page 2 of 2

2) *Report From Council Members* On Other Meetings, Trainings, And/Or Conferences; And Any Other Council Comments.

11. MONTHLY REPORTS:

- 1) Sumter County Sheriff's Office Monthly Report
- 2) Mayor's Prayer Breakfast
- 3) Law Enforcement Prayer Breakfast
- 4) Mary McLeod Bethune Festival/Celebration
- 5) Building Department Report
- 6) Planning Commission Meeting

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



Minutes Sumter County Council Regular Meeting

Tuesday, April 9, 2019 -- Held at 6:00 p.m.

County Administration Building -- County Council Chambers 13 E. Canal Street, Sumter, SC

(The recording equipment failed; therefore, there is no recording on these minutes.)

COUNCIL MEMBERS PRESENT: James T. McCain, Jr.; Chairman; James R. Byrd, Jr., Vice Chairman; Artie Baker; Eugene R. Baten, Charles T. Edens, Vivian Fleming McGhaney, Chris Sumpter II.

COUNCIL MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Gary Mixon, Johnathan W. Bryan, Lorraine Dennis, Mary W. Blanding, Helen Roodman, Allen Dailey.

MEDIA PRESENT: The Item, Rachel Pittman

MEMBERS OF THE PUBLIC: Approximately 18 members of the public were present.

CALL TO ORDER: Chairman James T. McCain, Jr., called the meeting to order.

INVOCATION: Councilman Vivian Fleming McGhaney gave the invocation.

PLEDGE OF ALLEGIANCE: All in attendance repeated the Pledge of Allegiance to the American Flag.

APPROVAL OF AGENDA: Chairman McCain asked the Clerk to Council if there were any changes to the agenda. The Clerk said there were no changes, however, the executive session on the agenda will be held after Public Comment. Then the Chairman called for a motion on approving the agenda as printed.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Sumpter, and unanimously carried by Council to grant approval to the agenda as presented, noting that Council will have an executive session at the end of the meeting.

APPROVAL OF MINUTES: Regular Meeting Tuesday, March 26, 2019

Chairman McCain called for a motion on approving the minutes of Council's March 26, 2019 meeting.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Sumpter, and unanimously carried by Council to grant approval to the agenda as presented, noting that Council will have an executive session at the end of the meeting.

LAND USE MATTERS AND REZONING REQUESTS:

Planned Development/Rezoning Requests

(1) **RZ-19-04 -- First Reading -- Beulah Cuttino Road (County) --** Request To Rezone A +/-74.69 Acre Parcel Located On Beulah Cuttino Road From Residential-15 (R-15) To Agricultural Conservation (AC). The Property Is Represented By Tax Map # 222-00-01-013.

Helen Rodman, Planning Zoning Administrator, presented this request to Council. She stated that this request is to rezone a +/- 74.69 acre parcel from Residential-15 (R-15) to Agricultural Conservation (AC). The applicant is requesting this rezoning in order to create a new 2.95 acre lot for the purpose of building a house. The proposed dimensions of this new lot are not in conformance with R-15 development standards. However, the dimensions are in conformance with Agricultural Conservation (AC) Development Standards. Also, the applicant has tentative future plans to construct an accessory structure (a personal work shop) towards the western side of the future 74.63 acre parcel.

The proposed subdivision <u>does not meet required R-15 lot width to depth ratio</u> requirements that are applicable to residential lots. Residential lots in the AC district are exempt from this standard, per *Article 8.e.13.f – Lots* of the *Sumter County Zoning & Development Standards Ordinance*. Furthermore, the proposed subdivision does not meet the <u>R-15 lot minimum width requirement</u>. <u>R-15 lots are required to have a minimum lot width of 100ft.</u>, per *Article 3.b.5.a. – Lot Requirements (Minimum)* of the *Sumter County Zoning and Development Standards Ordinance*.

Mrs. Roodman stated that the applicant has informed the Planning staff that there are no further plans to develop the property other than to build a house and accessory structure on the proposed new lots. The Planning Commission recommended approval of the request as presented. After comments from Council and the Planning staff, Council took action on first reading.

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

(2) RZ-19-01—Third Reading -- 4980-4984 Cane Savannah Road (County) -- Request To Rezone A +/- 5.0 Acre Parcel Located At 4980-4984 Cane Savannah Road From Agricultural Conservation (AC) To General Commercial (GC) Or In The Alternative, General Residential (GR). The Property Is Represented By Tax Map # 157-00-04-001.

Helen Roodman also presented this proposed rezoning request to Council for third reading consideration. She stated that there have been no changes to this rezoning request since first reading. Then the Chairman called for a motion on third reading.

ACTION: MOTION was made by Councilman Baten, seconded by Vice Chairman Byrd, and unanimously carried by Council to grant third reading approval to this rezoning request as presented.

(3) OA-19-02 -- Third Reading -- Outdoor Pistol, Rifle, Or Skeet Ranges In HI District (County) - (19-906) -- Amend Article 3 Section 3.L.4: Heavy Industrial District (Special Exception), Exhibit 5: Permitted And Conditional Uses In The Commercial Industrial, Agricultural, And Conservation Districts, And Article 5 Section 5.B.3.F: Special Design Review Criteria (Outdoor Pistol, Rifle Or Skeet Range) Of The Sumter County Zoning & Development Standards Ordinance In Order To Include The Outdoor Pistol, Rifle Or Skeet Range (SIC Code 7999) Use As A Special Exception In The Heavy Industrial (HI) Zoning District.

The Zoning Administrator, Mrs. Roodman, presented this proposed ordinance amendment to Council for third reading consideration. Mrs. Roodman stated that there have been no changes to this Ordinance Amendment since first reading. After her presentation, Council took action on third reading.

ACTION: MOTION was made by Vice Chairman Byrd, seconded by Councilman Baker, and unanimously carried by Council to grant third reading approval to this rezoning request as presented.

OTHER PUBLIC HEARINGS: None

NEW BUSINESS:

(1) <u>Recognition Of Brent Dillard for Receiving 5th Place Ranking -- The 2018 World Championship - Representing</u> American Power Boat Association.

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Mr. Steve Dillard, father of Brent Dillard and owner of Dillard Financials, introduced his son. He stated that Brent was 14 years old when Governor Beasley of the State of South Carolina presented Brent with a resolution for being the youngest Speed Board Racer from South Carolina. Mr. Dillard said that Brent is now 32 and is making world-history for the United States by being the only American Racing in the American Power Boat Association races with the power boat. Brent came in 5th place in the 2018 World Power Boat Racing.

Then the Clerk played a video of one of the power boat races which show how Brent and other racers maneuvers the boat. Chairman McCain read a proclamation proclaiming April 9, 2019, as Brent Dillard Day in Sumter County, South Carolina. Council also presented Brent with several gifts. Several Council members thanked Brent for representing Sumter County, the State of South Carolina, and the United States on the world scene.

Brent thanked Council for the gifts and the Proclamation.

ACTION: Received as information.

(2) <u>It May Be Necessary To Hold An Executive Session To Discuss An Economic Development Matter, An Employment Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.</u>

Council deferred consideration of this item until the end of the meeting after public comment.

OLD BUSINESS:

(1) <u>19-907 – Second Reading --</u> An Ordinance To Amend Sumter County Code Of Ordinances, Sections 6-19, 6-20 And 6-23 Of Chapter 6, Article II, Relating To Dogs And Other Animals.

Mr. Johnathan Bryan, the County Attorney, stated that this proposed ordinance would allow for changes to be made to Sumter County Code of Ordinances, Section 6-19, 6-20, and 6:23

Sec. 6-23. Disposition of unclaimed dogs.

- (a) After any dog that is not positively identifiable has been impounded in the animal shelter for ten days and is unclaimed by its owner, the pound employees may dispose of such dog by a humane form of destruction. However, any dog that is not positively identifiable that has been impounded for six days may be turned over to any organization established for the purpose of caring for animals such as the Society for the Prevention of Cruelty to Animals or to any person who is approved to adopt or rescue such a dog under the effective adoption/rescue policies and procedures, provided the requirements of S. C. Code Ann. 47-3-60 (2017) or any other state statute, do not require impoundment for a longer period. Complete records shall be kept by animal shelter officials as to the disposition of all animals impounded. (Code 1981, § 5.107; Code 1985, § 4-20)
- (b) This section shall be implemented and enforced by employees or volunteers under the supervision of the County Administrator.

WHEREAS, Sumter County Council has previously enacted ordinances concerning dogs and other animals; and

WHEREAS, those ordinances, as compiled, are promulgated, in pertinent part, in the Code of Ordinances for Sumter County, South Carolina in Chapter 6, Article II, Sections 6-19 through 6-27; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA, AT ITS REGULAR MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

That Sumter County hereby amends its Code of Ordinances Sections 6-19, 6-20 and 6-23, of Chapter 6, Article II, so that those sections shall read as follows:

1. The following definitions shall be added to Section 6-19. Definitions

Tethering means attaching an animal to a stationary object by means of a chain, cable, rope, running line, harness or similar devise. It shall not include the use of an appropriate leash to walk a dog. It shall not include appropriate leashes attached to trolley lines.

Trolley line means a run line at least ten feet in length between two pulley stop points suspended at least three feet above the dog's head which allows five feet lateral movement for the dog on each side of the primary trolley line as measured on the ground. The secondary line attached to the dog shall have a rolling trolley freely moveable a distance of at least ten feet along the primary line with a spring/shock absorber attachment and swivels at both ends. A trolley line must allow the dog free access to food, water and shelter and may restrain only one dog at a time. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck.

- 2. New subsection (f) shall be added to Section 6-20. Certain actions unlawful, which new subsection (f) provides:
- (f) It shall be unlawful for any person to tether, fasten, chain, tie, restrain or otherwise cause an unattended dog to be fastened, chained, tied or restrained without limitation to houses, trees, garages or other stationary or immobile objects by means of a chain, cable rope, running line, harness or other physical restraint for the purpose of confinement except in circumstance in which all of the following requirements are met:
- (1) The tether must be attached to a properly fitting harness or collar and not directly to the dog's neck. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck. The tether must be at least 15 feet in length and positioned so that, at its greatest length, it prevents injury, strangulation or entanglement with any obstruction, man-made or natural, or another animal and shall employ a swivel on at least one end of the tether to minimize tangling.
 - (2) If the tether is a chain it shall not be heavier than #2 gauge chain.
 - (3) A tethered dog must have access to adequate shade, shelter, food and water.
- (4) A tethered dog may not be left unattended during extreme weather conditions including, but not limited to, extreme heat or near-freezing temperatures, hurricanes, thunderstorms or floods.
- (5) A tethered dog must be at least 15 feet from the edge of any public road or sidewalk and not in an area open to teasing or attacks, or where the ground is continuously wet or muddy. A tethered dog must be tethered in a manner that will prevent the dog from leaving the owner's property.
 - (6) A tethered dog must be six months of age or older.
 - (7) A tethered dog must not be sick or injured.
- (8) If there are multiple tethered dogs on one parcel of land, each dog must be tethered separately with sufficient space placed between the dogs to ensure that there is no contact with another tethered animal.

Exemptions: It is not unlawful for dogs in training for hunting or working to be tethered when supervised by the owner or a person with custody and control of the dog.

3. Section 6-23. Disposition of unclaimed dogs, shall be revised to read as follows.

- (a) After any dog that is not positively identifiable has been impounded in the animal shelter for ten days and is unclaimed by its owner, the pound employees may dispose of such dog by a humane form of destruction. However, any dog that is not positively identifiable that has been impounded for six days may be turned over to any organization established for the purpose of caring for animals such as the Society for the Prevention of Cruelty to Animals or to any person who is approved to adopt or rescue such a dog under the effective adoption/rescue policies and procedures, provided the requirements of S. C. Code Ann. 47-3-60 (2017) or any other state statute, do not require impoundment for a longer period. Complete records shall be kept by animal shelter officials as to the disposition of all animals impounded.
- (b)This section shall be implemented and enforced by employees or volunteers under the supervision of the County Administrator.

ACTION: MOTION was made by Councilman Baten, seconded by Vice Chairman Byrd, and unanimously carried by Council to grant second reading approval to this proposed ordinance amendment as presented.

COMMITTEE REPORTS:

(1) <u>Public Works And Solid Waste Committee Meeting To Be Held At 5:30 p.m. On Tuesday, April 9, 2019, In County Council's Conference Room And/Or Chambers. (Baker, Baten, and Sumpter)</u>

Councilman Artie Baker, Chairman of the Public Works And Solid Waste Committee, received a report from the Public Works Department asking that the Committee recommend approval to Council for Lewis Brothers Construction Company of Currie, Inc., Currie, NC, be allowed to repair work on the CSX rails in Sumter County and to secure the funds for the repairs from Sumter County's Infrastructure Account.

It was noted that the following would need to be completed:

- 1. International Paper: Replace fifteen (15) switch ties in STC Switch at a cost of \$4,900
- 2. Interlake/Jemison/Demsey: Replace eighteen (18) crossties and six (6) switch ties at a cost of \$5,060. The total cost of the repairs is \$9,960.

After the report on this matter, the Chairman asked for action on approving the report and action as outlined above.

ACTION: MOTION and second were received from the Committee, and unanimously carried by Council to approve the request to use \$9,960 from the County's Infrastructure Account to do repair work per CSX Inspection report as outlined in this Committee report.

(2) Report From Council Members On Other Meetings, Trainings, And/Or Conferences; And Any Other Council Comments.

Councilman Baker thanked the Chairman, County Administrator, and the Clerk to Council for working together in sponsoring the "Ja Morant" Celebration on Monday, April 8, 2019. He stated that the event really turned out nice and he believes that "Ja" and his parent were proud that the City and County worked together to have this event for him

Minutes – Regular Meeting - Sumter County Council Tuesday, April 9, 2019 Page 6

MONTHLY REPORTS

- 1) Board Of Adjustment And Appeals April 10, 2019
- 2) 2019 Mayor's Prayer Breakfast May 2, 2019
- 3) 2019 National Police Week Prayer Breakfast May 14, 2019
- 4) 2019 Festival On The Avenue April 11-13, 2019
- 5) 2019 Mary McLeod Bethune Festival --

COUNTY ADMINISTRATOR'S REPORT

Mr. Mixon reminded Council members that the budget process is underway and he and Mr. James Michaelson, the Finance Director along with other staff members have been meeting with different departments. Council will be updated periodically on the progress of the budget.

PUBLIC COMMENT: Chairman McCain asked if anyone from the public would like to speak during public comment; no one spoke, therefore, the closed the public comment section of the meeting.

EXECUTIVE SESSION:

It May Be Necessary To Hold An Executive Session To Discuss An Economic Development Matter, An Employment Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.

Chairman McCain called for a motion to enter executive session concerning a contractual matter.

ACTION: MOTION was made by Councilman Baker, seconded by Vice Chairman Byrd, and unanimously carried by Council to enter executive session to discuss a contractual matter. Upon conclusion of executive session, Council voted through a MOTION by Vice Chairman Byrd, seconded by Councilman Sumpter, and unanimously carried by Council to re-enter open session.

Report From Executive Session: Chairman McCain said that Council received information in the executive session; however, no action needed to be taken at this time.

ADJOURNMENT

There being no further business for Sumter Council, and no additional comments from the public, the meeting was adjourned at 6:27 p.m. after a motion by Councilman Baker, seconded by Councilman Baten, and unanimously carried by Council.

Respectfully submitted,

James T. McCain, Jr. Chairman or Vice Chairman	Mary W. Blanding Clerk to County Council
Sumter County Council	Sumter County Council
Approved:	
*************	*************

Minutes – Regular Meeting - Sumter County Council Tuesday, April 9, 2019 Page 7

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 bulletin board on third floor of the Administration Building.

Date Posted: April 8, 2019

Media Notified: Yes

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: April 5, 2019

Respectfully submitted,

Mary W. Polanding

Clerk to County Council



DERON L. MCCORMICK GARY M. MIXON CITY MANAGER ADMINISTRATOR GEORGE K. MCGREGOR
PLANNING DIRECTOR

COUNTY

MEMORANDUM

TO: Mary Blanding, Clerk to County Council

FROM: George K. McGregor, AICP, Planning Director

DATE: April 16, 2019

SUBJECT: COUNTY COUNCIL AGENDA – APRIL 23, 2019

The Sumter City-County Planning Commission will have the following land use item(s) for review at County Council on Tuesday, April 23, 2019:

SECOND READING / PUBLIC HEARING

RZ-19-04, Beulah Cuttino Rd. (County)

Request to rezone a +/-74.69 acre parcel located on Beulah Cuttino Rd. from Residential-15 (R-15) to Agricultural Conservation (AC). The property is represented by Tax Map # 222-00-01-013.

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

Sumter County Council

April 23, 2019 Second Reading / Public Hearing

Planning Commission Staff Report

RZ 19-04, 2834 Beulah Cuttino Rd. (County)

THE REQUEST

Applicant: Donnie Ryan Beard & Robin Beard

Status of the Applicant: Property Owner

Request: A request to rezone a +/- 74.69 acre parcel from Residential-15 (R-

15) to Agricultural Conservation (AC)

Location: 2834 Beulah Cuttino Rd.

Size of Property: +/- 74.69 acres

Present Use/Zoning: Undeveloped / R-15

Proposed Use of Property: Residential

Tax Map Reference: 222-00-01-013

Adjacent Property Land

Use and Zoning:

North – Undeveloped / Residential-15 (R-15)

South – Undeveloped / Agricultural Conservation (AC)

East – Residential-15 (R-15) West – Residential-15 (R-15)

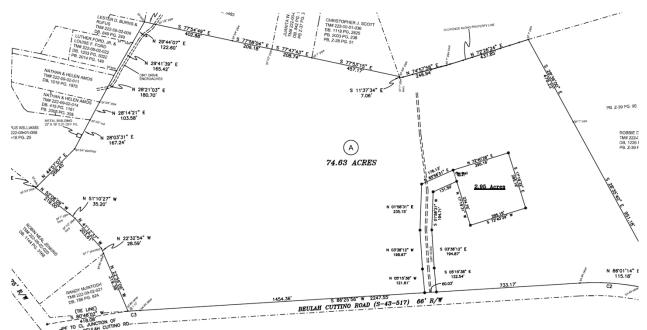
II. BACKGROUND

This request is to rezone a +/- 74.69 acre parcel from Residential-15 (R-15) to Agricultural Conservation (AC).

The applicant is requesting this rezoning in order to create a new 2.95 acre lot for the purposes of building a house. The proposed dimensions of this new lot are not in conformance with R-15 development standards. However, the dimensions are in conformance with Agricultural Conservation (AC) development standards. Also, the applicant has tentative future plans to construct an accessory structure (a personal work

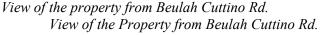


shop) towards the western side of the future 74.63 acre parcel. Per the applicant, there are no further plans to develop the property other than to build a house and accessory structure on the proposed new lots.



The above graphic shows the proposed subdivision of the larger property. The proposed subdivision does not meet required R-15 lot width to depth ratio requirements that are applicable to residential lots. Residential lots in the AC district are exempt from this standard, per *Article 8.e.13.f—Lots* of the *Sumter County Zoning & Development Standards Ordinance*. Furthermore, the proposed subdivision does not meet the R-15 lot minimum width requirement. R-15 lots are required to have a minimum lot width of 100ft., per *Article 3.b.5.a. —Lot Requirements (Minimum)* of the *Sumter County Zoning and Development Standards Ordinance*.



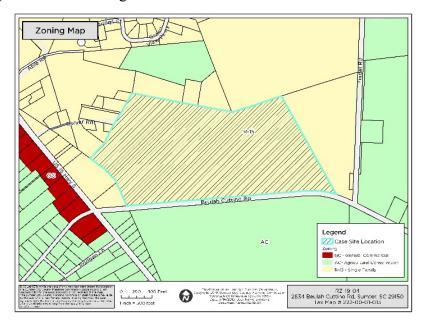




The purpose of the R-15 zoning district is to recognize the essential suburban living character of significant portions of Sumter County where low and medium density single-family residential development is the predominant living environment of the existing and future population.

The purpose of the AC zoning designation 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 uses. A few of the permitted uses in AC zoning allow for Single-Family dwellings, Agricultural Uses and Manufactured Housing/Mobile Homes.

The subject property is adjacent to R-15 zoning to the north, east, and west. The property is immediately adjacent to AC zoning to the south.

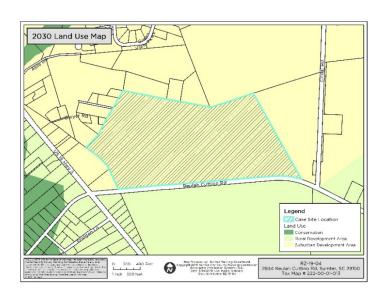


Based on available water and sewer infrastructure location data, the property is over 9,000 ft. away from the closest sewer main and approximately 400 ft. away from water mains along US Hwy 15 South. Without utility expansions, the property would require private septic tanks and private wells for development. In areas without sewer infrastructure, septic tank drain field areas that are established based on site specific soil conditions ultimately determine development density. Typically, this means development densities significantly less than 15,000 sf per lot as permitted under R-15 district standards.

III. COMPATIBILITY WITH THE 2030 COMPREHENSIVE PLAN

As shown in the 2030 Land Use Map, the property is located within the Suburban Development planning area. However, the property is at the extreme edge of this planning area and is considered to be influenced by the Rural Development planning area located immediately to the south.

The goal of the Suburban Development planning area is to scrutinize and manage existing development patterns. The goal of the Rural Development planning area is to support



low-density residential development at no greater than one unit per acre and to support selected non-residential and agricultural uses in a relaxed regulatory climate.

Specifically, this request is supported by the following Suburban Development policy:

• Low density development on private well and septic (one unit per acre or more) is appropriate adjacent to the rural planning area and military protection area, or in cases where environmental constraints dictate that low density residential is more appropriate.

Additionally, since the site is considered to be influenced by Rural Development planning area, staff finds that the request is compatible with the following specific Rural Development policies:

- Residential densities shall be supported at no greater than one unit per acre.
- Public sewer shall not be extended into the Rural Development planning area. (If public sewer was extended to this site it would put development pressure onto the immediately adjacent areas in the Rural Development area).

Staff finds that the request is compatible with the 2030 Plan.

IV. TRAFFIC REVIEW

Beulah Cuttino Rd. is an SCDOT owned two lane road which is functionally classified as a Minor Collector Road. In 2017, Beulah Cuttino Rd. had an annual daily trip count (AADT) of 750 vehicles.

Where applicable, any proposed future development at the subject property will have its transportation impacts evaluated at time of site plan approval with appropriate mitigation measures required.

V. STAFF RECOMMENDATION

The request to rezone +/- 74.69 acres from Residential-15 (R-15) to Agricultural Conservation (AC) is generally supported by the 2030 Future Land Use policies. Additionally, there is a lack of adequate utility infrastructure for the site to develop at R-15 densities.

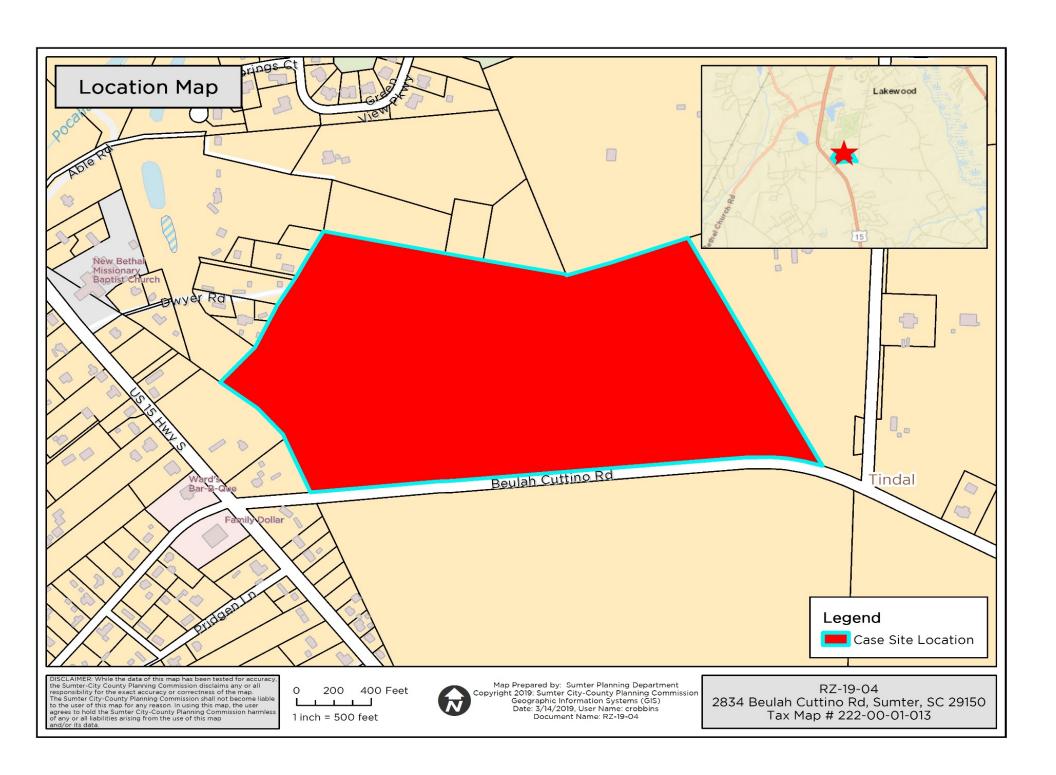
VI. PLANNING COMMISSION – MARCH 27, 2019

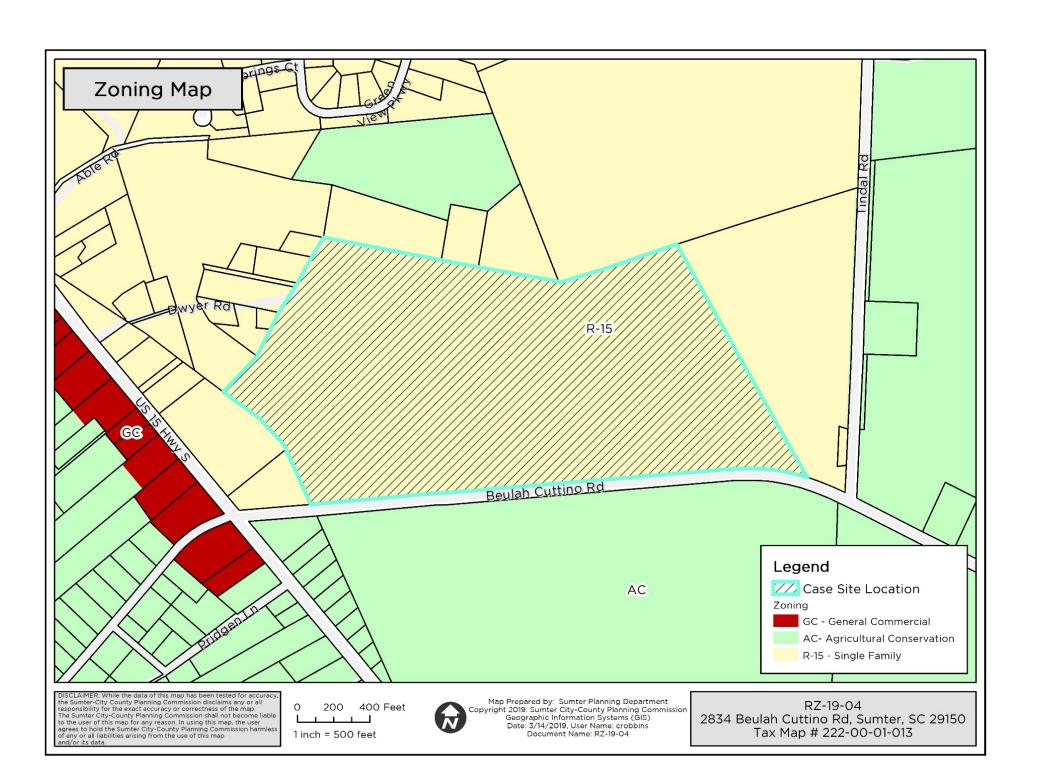
The Sumter City-County Planning Commission at its meeting on Wednesday, March 27, 2019, recommended approval of this request.

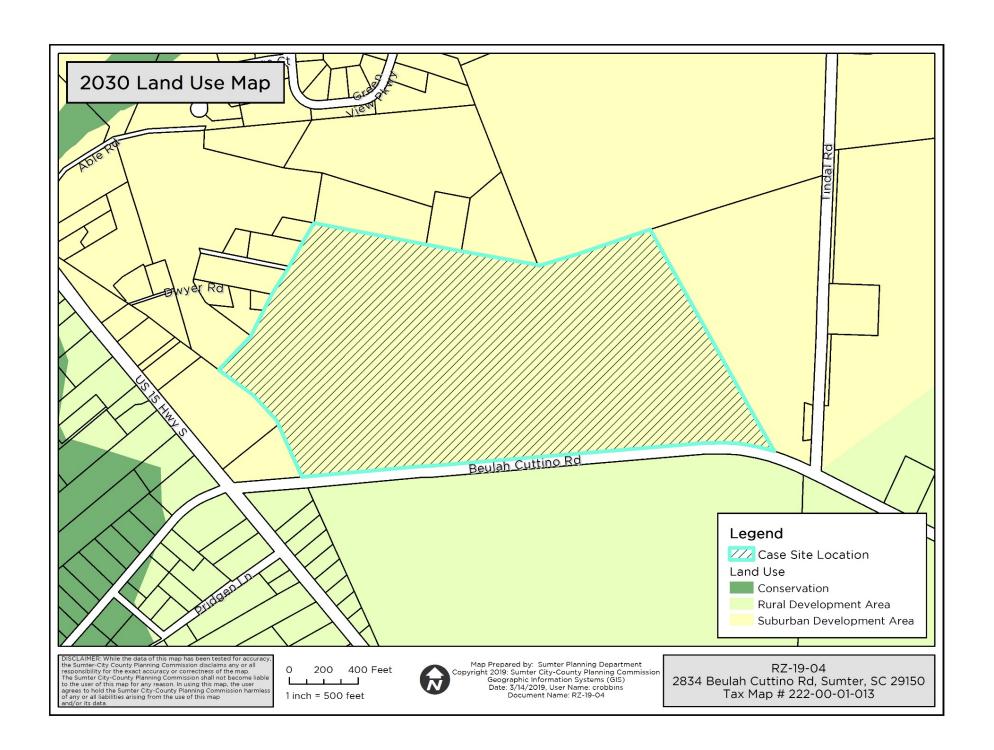
VII. COUNTY COUNCIL – APRIL 9, 2019 – FIRST READING

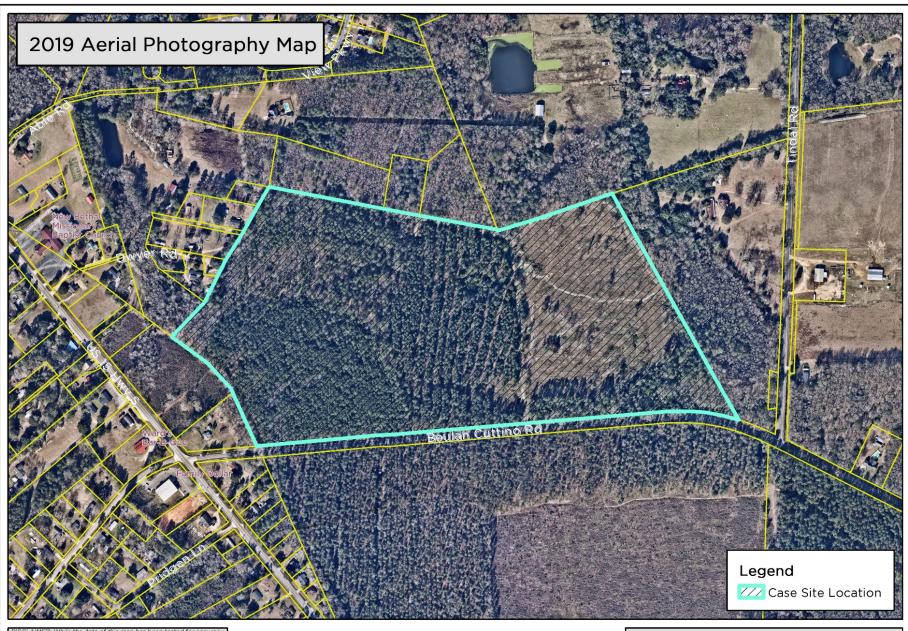
The Sumter County Council at its meeting on Tuesday, April 9, 2019, gave First Reading approval for this request.

VIII. COUNTY COUNCIL – APRIL 23, 2019 – SECOND READING/PUBLIC HEARING









DISCLAIMER: While the data of this map has been tested for accuracy, the Sumter-City County Planning Commission disclaims any or all responsibility for the exact accuracy or correctness of the map. The Sumter City-County Planning Commission shall not become liable to the user of this map for any reason. In using this map, the user agrees to hold the Sumter City-County Planning Commission harmless of any or all liabilities arising from the use of this map and/or its data.

0 200 400 Feet 1 inch = 500 feet



Map Prepared by: Sumter Planning Department Copyright 2019: Sumter City-County Planning Commission Geographic Information Systems (GIS) Date: 3/14/2019, User Name: crobbins Document Name: RZ-19-04

RZ-19-04 2834 Beulah Cuttino Rd, Sumter, SC 29150 Tax Map # 222-00-01-013

AN ORDINANCE TO AMEND SUMTER COUNTY CODE OF ORDINANCES, SECTIONS 6-19, 6-20 AND 6-23 of CHAPTER 6, ARTICLE II, RELATING TO DOGS AND OTHER ANIMALS

WHEREAS, Sumter County Council has previously enacted ordinances concerning dogs and other animals; and

WHEREAS, those ordinances, as compiled, are promulgated, in pertinent part, in the Code of Ordinances for Sumter County, South Carolina in Chapter 6, Article II, Sections 6-19 through 6-27; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA, AT ITS REGULAR MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

That Sumter County hereby amends its Code of Ordinances Sections 6-19, 6-20 and 6-23, of Chapter 6, Article II, so that those sections shall read as follows:

This Ordinance is done, ratified and adopted , 2019.

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

	BY: James T. McCain, Jr. ITS: Chairman
	ATTEST:
	Mary W. Blanding Its: Clerk of County Council
First Reading:	, 2019.
Second Reading:	, 2019.
Third Reading and Adoption:	, 2019.

ARTICLE 1. IN GENERAL

Secs. 6-1—6-18. Reserved.

ARTICLE 11. DOGS AND OTHER ANIMALS

Sec. 6-19. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal shall exclude any cow, ox, horse, donkey, mule, sheep, goat, chicken, turkey, quail, or similar farm animal which is raised or used for agricultural purposes where such animal is kept and maintained within an enclosed area and located in compliance with all applicable provisions of the zoning ordinance of the county set out in appendix A to this Code.

Animal Control Officer means the County Sheriff, any lawful deputy of the said Sheriff, any county constable, and any other person designated by the County Sheriff or the County Administrator to carry out and enforce the provisions of this chapter.

Animal shelter means any premises designated by the county governing body for the purpose of impounding, caring for or destroying dogs held under authority of this article.

Dogs means any member of the canine family four months or more of age.

Known and knowingly shall include information from previous occurrences or complaints which are known or should have been known and information generally known or readily available about and characteristic of the particular breed of animal in question.

Running at-large. A dog shall be deemed to be "running at-large" unless it is under restraint.

Tethering means attaching an animal to a stationary object by means of a chain, cable, rope, running line, harness or similar devise. It shall not include the use of an appropriate leash to walk a dog. It shall not include appropriate leashes attached to trolley lines.

<u>Trolley line</u> means a run line at least ten feet in length between two pulley stop points suspended at least three feet above the dog's head which allows five feet lateral movement for the dog on each side of the primary trolley line as measured on the ground. The secondary line attached to the dog shall have

a rolling trolley freely moveable a distance of at least ten feet along the primary line with a spring/shock absorber attachment and swivels at both ends. A trolley line must allow the dog free access to food, water and shelter and may restrain only one dog at a time. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck.

Under restraint. A dog shall be deemed to be "under restraint" if on the premises of the owner or keeper or if accompanied by its owner or keeper and under the physical control of the owner or keeper by means of a leash or other similar restraining device, or under the active control of the owner or trainer while hunting or being trained and while on property of the owner or with the property owner's permission.

Vicious dog means any dog evidencing an abnormal inclination to attack persons or animals without provocation.

(Code 1981, § 5.101; Code 1985, § 4-16; Ord. No. 94-261, § 1, 8-23-1994) 6-20

Sec. 6-20. Certain actions unlawful.

- (a) It shall be unlawful for any dog owner or other person with custody and control of a dog to allow his dog or a dog under his custody and control to run at-large off property owned, rented or controlled by such person within the unincorporated areas of the county.
- (b) It shall be unlawful in the county for any dog owner or person with custody and control of such dog to allow a female dog to run at-large during estrus or the heat period.
- (c) It shall be unlawful to own or keep a vicious dog within the confines of the county unless such vicious dog is securely muzzled or unless under restraint by a fence, chain, leash, or other means, so that such dog cannot reach persons not on land owned, leased or controlled by him.
 - (d) It shall be unlawful for any person to abandon any dog in the county.
- (e) It shall be unlawful for any person to take or remove or attempt to rescue, seize, or deliver a dog from the custody and control of an animal control officer when any such dog shall have been seized under the provisions of this article; such conduct shall be deemed to be interfering with an animal control officer in the performance of his duty and shall be punishable as provided by law for such offense.
- (f) It shall be unlawful for any person to tether, fasten, chain, tie, restrain or otherwise cause an unattended dog to be fastened, chained, tied or restrained without limitation to houses, trees, garages or other stationary or

immobile objects by means of a chain, cable rope, running line, harness or other physical restraint for the purpose of confinement except in circumstance in which all of the following requirement are met:

- (1) The tether must be attached to a properly fitting harness or collar and not directly to the dog's neck. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck. The tether must be at least 15 feet in length and positioned so that, at its greatest length, it prevents injury, strangulation or entanglement with any obstruction, man-made or natural, or another animal and shall employ a swivel on at least one end of the tether to minimize tangling.
- (2) If the tether is a chain it shall not be heavier than #2 gauge chain.
- (3) A tethered dog must have access to adequate shade, shelter, food and water.
- (4) A tethered dog may not be left unattended during extreme weather conditions including, but not limited to, extreme heat or near-freezing temperatures, hurricanes, thunderstorms or floods.
- (5) A tethered dog must be at least 15 feet from the edge of any public road or sidewalk and not in an area open to teasing or attacks, or where the ground is continuously wet or muddy. A tethered dog must be tethered in a manner that will prevent the dog from leaving the owner's property.
- (6) A tethered dog must be six months of age or older.
- (7) A tethered dog must not be sick or injured.
- (8) If there are multiple tethered dogs on one parcel of land, each dog must be tethered separately with sufficient space placed between the dogs to ensure that there is no contact with another tethered animal.

Exemptions: It is not unlawful for dogs in training for hunting or working to be tethered when supervised by the owner or a person with custody and control of the dog.

(Code 1981, 5.102(b), 5.014; Code 1985, § 4-17; Ord. No. 85-138, § 1, 6-11-1985; Ord. No. 88-175, § 1, 6-14-1988; Ord. No. 94-261, § 3, 8-23-1994; Ord. No. 04-537, 7-27-2004)

Sec. 6-21. Enforcement of article.

The County Administrator is authorized and directed to employ such personnel and provide such equipment as are, in his opinion, necessary to properly enforce the provisions of this article. Before any funds are expended or personnel employed, approval by the County Council must first be obtained. In addition, the County Sheriff, and lawful deputy of the Sheriff, and any county constable (unless contrary to the terms of the commission of said county constable) shall each be authorized to enforce the provisions of

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this article along with such other persons as directed to do so by the County Administrator

(Code 1981, § 5.103; Code 1985, § 4-18; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-22. Responsibility for damage and injury.

Whenever any dog shall go upon lands other than those leased, occupied, or controlled by his owner or keeper and cause property damage or personal injury thereon, such dog may be seized by the animal control officer at the request or complaint of the freeholder, his tenant, agent, or representative, of

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the land upon which the personal injury or damage was caused, and the owner of such trespassing dog shall be liable for all damages sustained and for the expenses of seizure and maintenance as herein provided. Such damages and expenses shall be recoverable by appropriate action in any court of competent jurisdiction, and a lien shall exist upon any such trespassing dog in favor of any injured person for such damages to person or property and for all expenses incurred, including reasonable attorney's fees, which lien shall have preference over all other liens, claims or encumbrances upon such dog. (Code 1981, § 5.106; Code 1985, § 4-19; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-23. Disposition of unclaimed dogs.

- (a) After any dog that is not positively identifiable has been impounded in the animal shelter for ten days and is unclaimed by its owner, the pound employees may dispose of such dog by a humane form of destruction. However, any dog that is not positively identifiable, or such dog that has been impounded for six days may be turned over to any organization established for the purpose of caring for animals such as the Society for the Prevention of Cruelty to Animals or to any person who is approved to adopt or rescue such a dog under the effective adoption/rescue policies and procedures, provided the requirements of S.C.Code Ann. 47-3-60 (2017) or any other state statute, do not require impoundment for a longer period. Complete records shall be kept by animal shelter officials as to the disposition of all animals impounded. (Code 1981, § 5.107; Code 1985, § 4-20)
- (b) This section shall be implemented and enforced by employees or volunteers under the supervision of the County Administrator.

Sec. 6-24. Nuisance animals.

- (a) It shall be unlawful for any person, corporation, partnership, or other entity within the unincorporated limits of the county to own, keep, possess or maintain an animal in such a manner so as to constitute a public nuisance. The following acts or actions, whether of omission or commission, by an owner or possessor of any animal are hereby declared to be a public nuisance (a "nuisance") and to be unlawful:
 - (1) Failure to exercise sufficient restraint necessary to control an animal as required by any provision of section 6-20.
 - (2) Allowing or permitting an animal to repeatedly damage the property of anyone other than its owner, including, but not limited to, turning over garbage containers or damaging gardens, flowers, or vegetables.
 - (3) Failure to maintain an animal which is known or should be known to the owner or person in control thereof to be dangerous in a manner other than that which is described in section 6-20(c).
 - (4) Maintaining an animal in an environment of unsanitary conditions which results in odors that are offensive or dangerous to such animal, adjacent landowners or occupants, or to the general public health, welfare, or safety.

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- (5) Maintaining property in a manner that is offensive, annoying or dangerous to the public health, safety or welfare of the community because of the number, type, variety, density or location of the animals on the property.
- (6) Allowing or permitting an animal to bark, whine, or howl in an excessive, unwarranted and continuous fashion, or make other noise in such manner so as to result in repeated serious annoyance or interference with the reasonable use and enjoyment of any neighboring property.
- (7) Knowingly or carelessly maintaining an animal that is diseased and dangerous to the public health.
- (8) Maintaining an animal that habitually or repeatedly chases, snaps at, bites, attempts to bite, attacks, or barks at pedestrians, persons on bicycles or vehicles in a street, road, or highway used by the public or

- on property not owned or under the control of the owner or person in control of such animal
- (9) Maintaining an animal that injures persons or property of the general public except on property owned or under control of the owner of said animal.
- (10) Maintaining an animal which threatens the safety of the general public where such animal has demonstrated activities or health problems in the past where the owner or person in control of such animal was aware or should have been aware of such threat.
- (11) Knowingly maintaining an animal that unreasonably and repeatedly interferes with a person's enjoyment of that person's property without the consent or acquiescence of such person.
- (12) Maintaining an animal which poses a known and unreasonable danger to other animals which are maintained as required by law.
- (b) An animal which has been determined to be a habitual nuisance by an animal control officer may be impounded and may not be returned to the owner thereof until the owner can produce evidence to demonstrate that the situation creating the nuisance has been abated and the owner pays to the county reasonable costs and expenses related to the impoundment of such an animal.
- (c) Every female canine animal in estrus (commonly referred to as being "in heat") shall be kept confined in a building or in a secure enclosure and will not be kept in a manner as will create a nuisance by attracting and being available for contact with other canine animals. An intentional or repeated failure to comply with this subsection shall be unlawful.

(Code 1985, § 4-21; Ord. No. 94-261, § 6, 8-23-1994)

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Sec. 6-25. Abandonment.

It shall be unlawful for any person to abandon or otherwise fail to provide for the reasonable care or humane disposal of an animal in any of the unincorporated areas of the county.

(Code 1985, § 4-22; Ord. No. 94-261, § 6, 8-23-1994)

Sec. 6-26. Interference with animal control officers.

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It shall be unlawful for any person to interfere with, hinder, or molest any animal control officer in the performance of the duty of such officer or to cause or attempt to cause the release of any animal in the custody of such officer without the consent of such officer.

(Code 1985, § 4-23; Ord. No. 94-261, § 6, 8-23-1994)

Sec. 6-27. Penalties for violation.

The violation of any provision of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. Each day of violation of any provision of this article shall constitute a separate offense. Each animal kept, owned, controlled or otherwise caused or permitted to be involved in a violation of any provision of this article shall constitute a separate offense. (Code 1985, § 4-24; Ord. No. 94-261, § 6, 8-23-1994)

Secs. 6-28—6-84. Reserved.

ARTICLE 111. RABIES CONTROL*

Sec. 6-85. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal control officer means the person designated by the county to enforce this article.

Pet means only domesticated species of carnivores. (Code 1985, § 4-36)

^{*}State law references—Notice to health department of animal possibly affected by rabies, S.C. Code 1976, § 47-5-80; reporting animal bite, S.C. Code 1976, § 47-5-90; confinement, exam, or destruction of biting animal, S.C. Code 1976, § 47-5-100; confinement of bitten animal, S.C. Code 1976, § 47-5-110.

Sec. 6-86. Inoculation; certificate; tags.

- (a) No person shall own, keep, or harbor any pet within the county for longer than 60 days unless such pet has been inoculated against rabies as provided in this section.
- (b) Every owner of a pet will have his pet inoculated against rabies each year.
- (c) A state board of health certificate of pet rabies vaccination will be issued by a licensed graduate veterinarian for each pet stating the name and address of the owner, the name, breed, color and markings, age, sex of the animal, and the veterinary or pharmaceutical control number of the vaccination.
- (d) Coincident with the issuance of the certificate, the licensed graduate veterinarian shall also furnish a serially numbered metal license tag bearing the same number and year as the certificate. The metal license tag shall bear the name of the veterinarian who administered the vaccination and shall at all times be attached to a collar or harness worn by the pet for which the certificate and tag has been issued.
- (e) The owner shall have a valid certificate of rabies immunization readily available for inspection by competent authority at all times.
- (f) In the event that a rabies tag is lost, the owner will obtain a duplicate tag without delay.
- (g) If there is a change in ownership of a pet during the valid period of immunization, the new owner may have the current certificate of immunization transferred to his name.
- (h) A certificate or rabies immunization issued by a licensed veterinarian from another state will be accepted as valid evidence provided it is less than a year old.
- (i) It shall be unlawful for any owner of any pet which has not been inoculated as required by this division to allow it to run at-large. (Code 1985, § 4-37)
- Sec. 6-87. Owners, etc., required to notify authorities of suspected rabid animals.

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Whenever a pet or other animal is affected by rabies or suspected of being affected by rabies or has been bitten by an animal known or suspected to be affected by rabies, the owner of the animal or any person having knowledge thereof shall forthwith notify the animal control officer and the county health department stating precisely where the animal may be found. (Code 1985, § 4-38)

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Sec. 6-88. Animal control officer to arrange for confinement of animal which has bitten a person.

The animal control officer, in conjunction with the county health department, shall arrange for the supervised confinement of any pet or other animal which has bitten a person. Such confinement may be on the premises of the owner if the owner will sign an agreement assuming total responsibility for the safe confinement of the pet or other animal. Confinement may be at the county animal shelter, a private animal shelter, veterinary hospital, or humane society shelter at the owner's option and expense. (Code 1985, § 4-39)

Sec. 6-89. Required period of confinement of animal which has bitten a person; examination during confinement.

Any pet or other animal which has bitten a person must be confined for a period of at least ten days. The county health department or the animal control officer will be permitted by the owner of such pet or animal to examine the animal at any time and daily if desired within the ten-day period of confinement to determine whether such animal shows symptoms of rabies. No person shall obstruct or interfere with the animal control officer or the county health department in making such examination. (Code 1985, § 4-40)

Sec. 6-90. Notice of owner of animal, other than a dog or cat, which has attacked or bitten a person.

In case of a pet other than a dog or cat, which has attacked or bitten a person, the county health department shall serve notice upon the owner of such pet that the owner shall have the animal euthanized immediately and have the brain submitted for rabies examination. (Code 1985, § 4-41)

Sec. 6-91. Confinement of animals bitten by known or suspected rabid animals.

The county health department shall serve notice in writing upon the owner of a pet or other animal known to have been bitten by an animal known or suspected of being affected by rabies requiring the owner to confine such animal for a period of not less than six months; except that, animals properly treated with anti-rabic vaccine shall be confined for a period of not less than three months. (Code 1985, § 4-42)

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Sec. 6-92. Killing or removing from jurisdiction suspected rabid animals prohibited; exception.

No person shall kill, or cause to be killed, any rabid pet or other animal, or one suspected of having been exposed to rabies or which has bitten a person, nor remove such pet or animal from the jurisdiction of the county without written permission of the county health department. An exception to the preceding requirement is in the event of the possibility of the animal's escape or additional biting in which case the animal is to be killed and the county health department notified immediately. (Code 1985, § 4-43)

Sec. 6-93. Penalty.

The violation of any section of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. (Code 1985, § 4-44)

ARTICLE 1. IN GENERAL

Secs. 6-1—6-18. Reserved.

ARTICLE 11. DOGS AND OTHER ANIMALS

Sec. 6-19. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal shall exclude any cow, ox, horse, donkey, mule, sheep, goat, chicken, turkey, quail, or similar farm animal which is raised or used for agricultural purposes where such animal is kept and maintained within an enclosed area and located in compliance with all applicable provisions of the zoning ordinance of the county set out in appendix A to this Code.

Animal Control Officer means the County Sheriff, any lawful deputy of the said Sheriff, any county constable, and any other person designated by the County Sheriff or the County Administrator to carry out and enforce the provisions of this chapter.

Animal shelter means any premises designated by the county governing body for the purpose of impounding, caring for or destroying dogs held under authority of this article.

Dogs means any member of the canine family four months or more of age.

Known and knowingly shall include information from previous occurrences or complaints which are known or should have been known and information generally known or readily available about and characteristic of the particular breed of animal in question.

Running at-large. A dog shall be deemed to be "running at-large" unless it is under restraint.

Tethering means attaching an animal to a stationary object by means of a chain, cable, rope, running line, harness or similar devise. It shall not include the use of an appropriate leash to walk a dog. It shall not include appropriate leashes attached to trolley lines.

Trolley line means a run line at least ten feet in length between two pulley stop points suspended at least three feet above the dog's head which allows five feet lateral movement for the dog on each side of the primary trolley line as measured on the ground. The secondary line attached to the dog shall have

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a rolling trolley freely moveable a distance of at least ten feet along the primary line with a spring/shock absorber attachment and swivels at both ends. A trolley line must allow the dog free access to food, water and shelter and may restrain only one dog at a time. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck.

Under restraint. A dog shall be deemed to be "under restraint" if on the premises of the owner or keeper or if accompanied by its owner or keeper and under the physical control of the owner or keeper by means of a leash or other similar restraining device, or under the active control of the owner or trainer while hunting or being trained and while on property of the owner or with the property owner's permission.

Vicious dog means any dog evidencing an abnormal inclination to attack persons or animals without provocation.

(Code 1981, § 5.101; Code 1985, § 4-16; Ord. No. 94-261, § 1, 8-23-1994) 6-20

Sec. 6-20. Certain actions unlawful.

- (a) It shall be unlawful for any dog owner or other person with custody and control of a dog to allow his dog or a dog under his custody and control to run at-large off property owned, rented or controlled by such person within the unincorporated areas of the county.
- (b) It shall be unlawful in the county for any dog owner or person with custody and control of such dog to allow a female dog to run at-large during estrus or the heat period.
- (c) It shall be unlawful to own or keep a vicious dog within the confines of the county unless such vicious dog is securely muzzled or unless under restraint by a fence, chain, leash, or other means, so that such dog cannot reach persons not on land owned, leased or controlled by him.
 - (d) It shall be unlawful for any person to abandon any dog in the county.
- (e) It shall be unlawful for any person to take or remove or attempt to rescue, seize, or deliver a dog from the custody and control of an animal control officer when any such dog shall have been seized under the provisions of this article; such conduct shall be deemed to be interfering with an animal control officer in the performance of his duty and shall be punishable as provided by law for such offense.
- (f) It shall be unlawful for any person to tether, fasten, chain, tie, restrain or otherwise cause an unattended dog to be fastened, chained, tied or restrained without limitation to houses, trees, garages or other stationary or

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immobile objects by means of a chain, cable rope, running line, harness or other physical restraint for the purpose of confinement except in circumstance in which all of the following requirement are met:

- (1) The tether must be attached to a properly fitting harness or collar and not directly to the dog's neck. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck. The tether must be at least 15 feet in length and positioned so that, at its greatest length, it prevents injury, strangulation or entanglement with any obstruction, man-made or natural, or another animal and shall employ a swivel on at least one end of the tether to minimize tangling.
- (2) If the tether is a chain it shall not be heavier than #2 gauge chain.
- (3) A tethered dog must have access to adequate shade, shelter, food and water.
- (4) A tethered dog may not be left unattended during extreme weather conditions including, but not limited to, extreme heat or near-freezing temperatures, hurricanes, thunderstorms or floods.
- (5) A tethered dog must be at least 15 feet from the edge of any public road or sidewalk and not in an area open to teasing or attacks, or where the ground is continuously wet or muddy. A tethered dog must be tethered in a manner that will prevent the dog from leaving the owner's property.
- (6) A tethered dog must be six months of age or older.
- (7) A tethered dog must not be sick or injured.
- (8) If there are multiple tethered dogs on one parcel of land, each dog must be tethered separately with sufficient space placed between the dogs to ensure that there is no contact with another tethered animal.

Exemptions: It is not unlawful for dogs in training for hunting or working to be tethered when supervised by the owner or a person with custody and control of the dog.

(Code 1981, 5.102(b), 5.014; Code 1985, § 4-17; Ord. No. 85-138, § 1, 6-11-1985; Ord. No. 88-175, § 1, 6-14-1988; Ord. No. 94-261, § 3, 8-23-1994; Ord. No. 04-537, 7-27-2004)

Sec. 6-21. Enforcement of article.

The County Administrator is authorized and directed to employ such personnel and provide such equipment as are, in his opinion, necessary to properly enforce the provisions of this article. Before any funds are expended or personnel employed, approval by the County Council must first be obtained. In addition, the County Sheriff, and lawful deputy of the Sheriff, and any county constable (unless contrary to the terms of the commission of said county constable) shall each be authorized to enforce the provisions of

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this article along with such other persons as directed to do so by the County Administrator.

(Code 1981, § 5.103; Code 1985, § 4-18; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-22. Responsibility for damage and injury.

Whenever any dog shall go upon lands other than those leased, occupied, or controlled by his owner or keeper and cause property damage or personal injury thereon, such dog may be seized by the animal control officer at the request or complaint of the freeholder, his tenant, agent, or representative, of

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the land upon which the personal injury or damage was caused, and the owner of such trespassing dog shall be liable for all damages sustained and for the expenses of seizure and maintenance as herein provided. Such damages and expenses shall be recoverable by appropriate action in any court of competent jurisdiction, and a lien shall exist upon any such trespassing dog in favor of any injured person for such damages to person or property and for all expenses incurred, including reasonable attorney's fees, which lien shall have preference over all other liens, claims or encumbrances upon such dog. (Code 1981, § 5.106; Code 1985, § 4-19; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-23. Disposition of unclaimed dogs.

- (a) After any dog that is not positively identifiable has been impounded in the animal shelter for ten days and is unclaimed by its owner, the pound employees may dispose of such dog by a humane form of destruction. However, any dog that is not positively identifiable that has been impounded for six days may be turned over to any organization established for the purpose of caring for animals such as the Society for the Prevention of Cruelty to Animals or to any person who is approved to adopt or rescue such a dog under the effective adoption/rescue policies and procedures, provided the requirements of S.C.Code Ann. 47-3-60 (2017) or any other state statute, do not require impoundment for a longer period. Complete records shall be kept by animal shelter officials as to the disposition of all animals impounded. (Code 1981, § 5.107; Code 1985, § 4-20)
- (b) This section shall be implemented and enforced by employees or volunteers under the supervision of the County Administrator.

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Sec. 6-24. Nuisance animals.

- (a) It shall be unlawful for any person, corporation, partnership, or other entity within the unincorporated limits of the county to own, keep, possess or maintain an animal in such a manner so as to constitute a public nuisance. The following acts or actions, whether of omission or commission, by an owner or possessor of any animal are hereby declared to be a public nuisance (a "nuisance") and to be unlawful:
 - (1) Failure to exercise sufficient restraint necessary to control an animal as required by any provision of section 6-20.
 - (2) Allowing or permitting an animal to repeatedly damage the property of anyone other than its owner, including, but not limited to, turning over garbage containers or damaging gardens, flowers, or vegetables.
 - (3) Failure to maintain an animal which is known or should be known to the owner or person in control thereof to be dangerous in a manner other than that which is described in section 6-20(c).
 - (4) Maintaining an animal in an environment of unsanitary conditions which results in odors that are offensive or dangerous to such animal, adjacent landowners or occupants, or to the general public health, welfare, or safety.

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- (5) Maintaining property in a manner that is offensive, annoying or dangerous to the public health, safety or welfare of the community because of the number, type, variety, density or location of the animals on the property.
- (6) Allowing or permitting an animal to bark, whine, or howl in an excessive, unwarranted and continuous fashion, or make other noise in such manner so as to result in repeated serious annoyance or interference with the reasonable use and enjoyment of any neighboring property.
- (7) Knowingly or carelessly maintaining an animal that is diseased and dangerous to the public health.
- (8) Maintaining an animal that habitually or repeatedly chases, snaps at, bites, attempts to bite, attacks, or barks at pedestrians, persons on bicycles or vehicles in a street, road, or highway used by the public or

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- on property not owned or under the control of the owner or person in control of such animal.
- (9) Maintaining an animal that injures persons or property of the general public except on property owned or under control of the owner of said animal.
- (10) Maintaining an animal which threatens the safety of the general public where such animal has demonstrated activities or health problems in the past where the owner or person in control of such animal was aware or should have been aware of such threat.
- (11) Knowingly maintaining an animal that unreasonably and repeatedly interferes with a person's enjoyment of that person's property without the consent or acquiescence of such person.
- (12) Maintaining an animal which poses a known and unreasonable danger to other animals which are maintained as required by law.
- (b) An animal which has been determined to be a habitual nuisance by an animal control officer may be impounded and may not be returned to the owner thereof until the owner can produce evidence to demonstrate that the situation creating the nuisance has been abated and the owner pays to the county reasonable costs and expenses related to the impoundment of such an animal.
- (c) Every female canine animal in estrus (commonly referred to as being "in heat") shall be kept confined in a building or in a secure enclosure and will not be kept in a manner as will create a nuisance by attracting and being available for contact with other canine animals. An intentional or repeated failure to comply with this subsection shall be unlawful.

(Code 1985, § 4-21; Ord. No. 94-261, § 6, 8-23-1994)

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Sec. 6-25. Abandonment.

It shall be unlawful for any person to abandon or otherwise fail to provide for the reasonable care or humane disposal of an animal in any of the unincorporated areas of the county.

(Code 1985, § 4-22; Ord. No. 94-261, § 6, 8-23-1994)

Sec. 6-26. Interference with animal control officers.

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It shall be unlawful for any person to interfere with, hinder, or molest any animal control officer in the performance of the duty of such officer or to cause or attempt to cause the release of any animal in the custody of such officer without the consent of such officer.

(Code 1985, § 4-23; Ord. No. 94-261, § 6, 8-23-1994)

Sec 6-27 Penalties for violation

The violation of any provision of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. Each day of violation of any provision of this article shall constitute a separate offense. Each animal kept, owned, controlled or otherwise caused or permitted to be involved in a violation of any provision of this article shall constitute a separate offense. (Code 1985, § 4-24; Ord. No. 94-261, § 6, 8-23-1994)

Secs. 6-28—6-84. Reserved.

ARTICLE 111. RABIES CONTROL*

Sec. 6-85. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal control officer means the person designated by the county to enforce this article.

Pet means only domesticated species of carnivores. (Code 1985, § 4-36)

^{*}State law references—Notice to health department of animal possibly affected by rabies, S.C. Code 1976, § 47-5-80; reporting animal bite, S.C. Code 1976, § 47-5-90; confinement, exam, or destruction of biting animal, S.C. Code 1976, § 47-5-100; confinement of bitten animal, S.C. Code 1976, § 47-5-110.

Sec. 6-86. Inoculation; certificate; tags.

- (a) No person shall own, keep, or harbor any pet within the county for longer than 60 days unless such pet has been inoculated against rabies as provided in this section.
- (b) Every owner of a pet will have his pet inoculated against rabies each year.
- (c) A state board of health certificate of pet rabies vaccination will be issued by a licensed graduate veterinarian for each pet stating the name and address of the owner, the name, breed, color and markings, age, sex of the animal, and the veterinary or pharmaceutical control number of the vaccination.
- (d) Coincident with the issuance of the certificate, the licensed graduate veterinarian shall also furnish a serially numbered metal license tag bearing the same number and year as the certificate. The metal license tag shall bear the name of the veterinarian who administered the vaccination and shall at all times be attached to a collar or harness worn by the pet for which the certificate and tag has been issued.
- (e) The owner shall have a valid certificate of rabies immunization readily available for inspection by competent authority at all times.
- (f) In the event that a rabies tag is lost, the owner will obtain a duplicate tag without delay.
- (g) If there is a change in ownership of a pet during the valid period of immunization, the new owner may have the current certificate of immunization transferred to his name.
- (h) A certificate or rabies immunization issued by a licensed veterinarian from another state will be accepted as valid evidence provided it is less than a year old.
- (i) It shall be unlawful for any owner of any pet which has not been inoculated as required by this division to allow it to run at-large. (Code 1985, § 4-37)
- Sec. 6-87. Owners, etc., required to notify authorities of suspected rabid animals.

ANIMALS AND FOWL

Whenever a pet or other animal is affected by rabies or suspected of being affected by rabies or has been bitten by an animal known or suspected to be affected by rabies, the owner of the animal or any person having knowledge thereof shall forthwith notify the animal control officer and the county health department stating precisely where the animal may be found. (Code 1985, § 4-38)

6-91

Sec. 6-88. Animal control officer to arrange for confinement of animal which has bitten a person.

The animal control officer, in conjunction with the county health department, shall arrange for the supervised confinement of any pet or other animal which has bitten a person. Such confinement may be on the premises of the owner if the owner will sign an agreement assuming total responsibility for the safe confinement of the pet or other animal. Confinement may be at the county animal shelter, a private animal shelter, veterinary hospital, or humane society shelter at the owner's option and expense. (Code 1985, § 4-39)

Sec. 6-89. Required period of confinement of animal which has bitten a person; examination during confinement.

Any pet or other animal which has bitten a person must be confined for a period of at least ten days. The county health department or the animal control officer will be permitted by the owner of such pet or animal to examine the animal at any time and daily if desired within the ten-day period of confinement to determine whether such animal shows symptoms of rabies. No person shall obstruct or interfere with the animal control officer or the county health department in making such examination. (Code 1985, § 4-40)

Sec. 6-90. Notice of owner of animal, other than a dog or cat, which has attacked or bitten a person.

In case of a pet other than a dog or cat, which has attacked or bitten a person, the county health department shall serve notice upon the owner of such pet that the owner shall have the animal euthanized immediately and have the brain submitted for rabies examination. (Code 1985, § 4-41)

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Sec. 6-91. Confinement of animals bitten by known or suspected rabid animals

The county health department shall serve notice in writing upon the owner of a pet or other animal known to have been bitten by an animal known or suspected of being affected by rabies requiring the owner to confine such animal for a period of not less than six months; except that, animals properly treated with anti-rabic vaccine shall be confined for a period of not less than three months. (Code 1985, § 4-42)

6-92

Sec. 6-92. Killing or removing from jurisdiction suspected rabid animals prohibited; exception.

No person shall kill, or cause to be killed, any rabid pet or other animal, or one suspected of having been exposed to rabies or which has bitten a person, nor remove such pet or animal from the jurisdiction of the county without written permission of the county health department. An exception to the preceding requirement is in the event of the possibility of the animal's escape or additional biting in which case the animal is to be killed and the county health department notified immediately. (Code 1985, § 4-43)

Sec. 6-93. Penalty.

The violation of any section of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. (Code 1985, § 4-44)



Henry McMaster, Governor Marcia S. Adams, Executive Director

DIVISION OF VETERANS' AFFAIRS Howard Metcalf, Director 1205 Pendleton Street, Suite 463 Columbia, SC 29201 803.734.0200 803.734.4014 Fax

April 18, 2019

Mr. James T. McCain, Jr., Chairman Sumter County Council 13 E Canal Street Sumter, South Carolina 29150

Dear Mr. Proctor:

I would like to congratulate Ms. Valerie Brunson for being CVAO of the year.

Ms. Brunson has been doing an excellent job serving the 12,867 veterans in Sumter over the past seven years and they are blessed to have her.

Once again congratulations to Ms. Brunson for a job well done.

Sincerely,

Howard Metcalf

Director



AN ORDINANCE TO AMEND SUMTER COUNTY CODE OF ORDINANCES, SECTIONS 6-19, 6-20 AND 6-23 of CHAPTER 6, ARTICLE II, RELATING TO DOGS AND OTHER ANIMALS

WHEREAS, Sumter County Council has previously enacted ordinances concerning dogs and other animals; and

WHEREAS, those ordinances, as compiled, are promulgated, in pertinent part, in the Code of Ordinances for Sumter County, South Carolina in Chapter 6, Article II, Sections 6-19 through 6-27; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA, AT ITS REGULAR MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

That Sumter County hereby amends its Code of Ordinances Sections 6-19, 6-20 and 6-23, of Chapter 6, Article II, so that those sections shall read as follows:

This Ordinance is done, ratified and adopted , 2019.

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

	BY: James T. McCain, Jr. ITS: Chairman	
	ATTEST:	
	Mary W. Blanding Its: Clerk of County Council	
First Reading:		
Second Reading:	, 2019.	
Third Reading and Adoption:	, 2019.	

ARTICLE 1. IN GENERAL

Secs. 6-1—6-18. Reserved.

ARTICLE 11. DOGS AND OTHER ANIMALS

Sec. 6-19. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal shall exclude any cow, ox, horse, donkey, mule, sheep, goat, chicken, turkey, quail, or similar farm animal which is raised or used for agricultural purposes where such animal is kept and maintained within an enclosed area and located in compliance with all applicable provisions of the zoning ordinance of the county set out in appendix A to this Code.

Animal Control Officer means the County Sheriff, any lawful deputy of the said Sheriff, any county constable, and any other person designated by the County Sheriff or the County Administrator to carry out and enforce the provisions of this chapter.

Animal shelter means any premises designated by the county governing body for the purpose of impounding, caring for or destroying dogs held under authority of this article.

Dogs means any member of the canine family four months or more of age.

Known and knowingly shall include information from previous occurrences or complaints which are known or should have been known and information generally known or readily available about and characteristic of the particular breed of animal in question.

Running at-large. A dog shall be deemed to be "running at-large" unless it is under restraint.

Tethering means attaching an animal to a stationary object by means of a chain, cable, rope, running line, harness or similar devise. It shall not include the use of an appropriate leash to walk a dog. It shall not include appropriate leashes attached to trolley lines.

Trolley line means a run line at least ten feet in length between two pulley stop points suspended at least three feet above the dog's head which allows five feet lateral movement for the dog on each side of the primary trolley line as measured on the ground. The secondary line attached to the dog shall have

a rolling trolley freely moveable a distance of at least ten feet along the primary line with a spring/shock absorber attachment and swivels at both ends. A trolley line must allow the dog free access to food, water and shelter and may restrain only one dog at a time. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck.

Under restraint. A dog shall be deemed to be "under restraint" if on the premises of the owner or keeper or if accompanied by its owner or keeper and under the physical control of the owner or keeper by means of a leash or other similar restraining device, or under the active control of the owner or trainer while hunting or being trained and while on property of the owner or with the property owner's permission.

Vicious dog means any dog evidencing an abnormal inclination to attack persons or animals without provocation.

(Code 1981, § 5.101; Code 1985, § 4-16; Ord. No. 94-261, § 1, 8-23-1994) 6-20

Sec. 6-20. Certain actions unlawful.

- (a) It shall be unlawful for any dog owner or other person with custody and control of a dog to allow his dog or a dog under his custody and control to run at-large off property owned, rented or controlled by such person within the unincorporated areas of the county.
- (b) It shall be unlawful in the county for any dog owner or person with custody and control of such dog to allow a female dog to run at-large during estrus or the heat period.
- (c) It shall be unlawful to own or keep a vicious dog within the confines of the county unless such vicious dog is securely muzzled or unless under restraint by a fence, chain, leash, or other means, so that such dog cannot reach persons not on land owned, leased or controlled by him.
 - (d) It shall be unlawful for any person to abandon any dog in the county.
- (e) It shall be unlawful for any person to take or remove or attempt to rescue, seize, or deliver a dog from the custody and control of an animal control officer when any such dog shall have been seized under the provisions of this article; such conduct shall be deemed to be interfering with an animal control officer in the performance of his duty and shall be punishable as provided by law for such offense.
- (f) It shall be unlawful for any person to tether, fasten, chain, tie, restrain or otherwise cause an unattended dog to be fastened, chained, tied or restrained without limitation to houses, trees, garages or other stationary or

immobile objects by means of a chain, cable rope, running line, harness or other physical restraint for the purpose of confinement except in circumstance in which all of the following requirement are met:

- (1) The tether must be attached to a properly fitting harness or collar and not directly to the dog's neck. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck. The tether must be at least 15 feet in length and positioned so that, at its greatest length, it prevents injury, strangulation or entanglement with any obstruction, man-made or natural, or another animal and shall employ a swivel on at least one end of the tether to minimize tangling.
- (2) If the tether is a chain it shall not be heavier than #2 gauge chain.
- (3) A tethered dog must have access to adequate shade, shelter, food and water.
- (4) A tethered dog may not be left unattended during extreme weather conditions including, but not limited to, extreme heat or near-freezing temperatures, hurricanes, thunderstorms or floods.
- (5) A tethered dog must be at least 15 feet from the edge of any public road or sidewalk and not in an area open to teasing or attacks, or where the ground is continuously wet or muddy. A tethered dog must be tethered in a manner that will prevent the dog from leaving the owner's property.
- (6) A tethered dog must be six months of age or older.
- (7) A tethered dog must not be sick or injured.
- (8) If there are multiple tethered dogs on one parcel of land, each dog must be tethered separately with sufficient space placed between the dogs to ensure that there is no contact with another tethered animal.

Exemptions: It is not unlawful for dogs in training for hunting or working to be tethered when supervised by the owner or a person with custody and control of the dog.

(Code 1981, 5.102(b), 5.014; Code 1985, § 4-17; Ord. No. 85-138, § 1, 6-11-1985; Ord. No. 88-175, § 1, 6-14-1988; Ord. No. 94-261, § 3, 8-23-1994; Ord. No. 04-537, 7-27-2004)

Sec. 6-21. Enforcement of article.

The County Administrator is authorized and directed to employ such personnel and provide such equipment as are, in his opinion, necessary to properly enforce the provisions of this article. Before any funds are expended or personnel employed, approval by the County Council must first be obtained. In addition, the County Sheriff, and lawful deputy of the Sheriff, and any county constable (unless contrary to the terms of the commission of said county constable) shall each be authorized to enforce the provisions of

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this article along with such other persons as directed to do so by the County Administrator.

(Code 1981, § 5.103; Code 1985, § 4-18; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-22. Responsibility for damage and injury.

Whenever any dog shall go upon lands other than those leased, occupied, or controlled by his owner or keeper and cause property damage or personal injury thereon, such dog may be seized by the animal control officer at the request or complaint of the freeholder, his tenant, agent, or representative, of

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the land upon which the personal injury or damage was caused, and the owner of such trespassing dog shall be liable for all damages sustained and for the expenses of seizure and maintenance as herein provided. Such damages and expenses shall be recoverable by appropriate action in any court of competent jurisdiction, and a lien shall exist upon any such trespassing dog in favor of any injured person for such damages to person or property and for all expenses incurred, including reasonable attorney's fees, which lien shall have preference over all other liens, claims or encumbrances upon such dog. (Code 1981, § 5.106; Code 1985, § 4-19; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-23. Disposition of unclaimed dogs.

- (a) After any dog that is not positively identifiable has been impounded in the animal shelter for ten days and is unclaimed by its owner, the pound employees may dispose of such dog by a humane form of destruction. However, any dog that is not positively identifiable, or such dog that has been impounded for six days may be turned over to any organization established for the purpose of caring for animals such as the Society for the Prevention of Cruelty to Animals or to any person who is approved to adopt or rescue such a dog under the effective adoption/rescue policies and procedures, provided the requirements of S.C.Code Ann. 47-3-60 (2017) or any other state statute, do not require impoundment for a longer period. Complete records shall be kept by animal shelter officials as to the disposition of all animals impounded. (Code 1981, § 5.107; Code 1985, § 4-20)
- (b) This section shall be implemented and enforced by employees or volunteers under the supervision of the County Administrator.

Sec. 6-24. Nuisance animals.

- (a) It shall be unlawful for any person, corporation, partnership, or other entity within the unincorporated limits of the county to own, keep, possess or maintain an animal in such a manner so as to constitute a public nuisance. The following acts or actions, whether of omission or commission, by an owner or possessor of any animal are hereby declared to be a public nuisance (a "nuisance") and to be unlawful:
 - (1) Failure to exercise sufficient restraint necessary to control an animal as required by any provision of section 6-20.
 - (2) Allowing or permitting an animal to repeatedly damage the property of anyone other than its owner, including, but not limited to, turning over garbage containers or damaging gardens, flowers, or vegetables.
 - (3) Failure to maintain an animal which is known or should be known to the owner or person in control thereof to be dangerous in a manner other than that which is described in section 6-20(c).
 - (4) Maintaining an animal in an environment of unsanitary conditions which results in odors that are offensive or dangerous to such animal, adjacent landowners or occupants, or to the general public health, welfare, or safety.

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- (5) Maintaining property in a manner that is offensive, annoying or dangerous to the public health, safety or welfare of the community because of the number, type, variety, density or location of the animals on the property.
- (6) Allowing or permitting an animal to bark, whine, or howl in an excessive, unwarranted and continuous fashion, or make other noise in such manner so as to result in repeated serious annoyance or interference with the reasonable use and enjoyment of any neighboring property.
- (7) Knowingly or carelessly maintaining an animal that is diseased and dangerous to the public health.
- (8) Maintaining an animal that habitually or repeatedly chases, snaps at, bites, attempts to bite, attacks, or barks at pedestrians, persons on bicycles or vehicles in a street, road, or highway used by the public or

- on property not owned or under the control of the owner or person in control of such animal.
- (9) Maintaining an animal that injures persons or property of the general public except on property owned or under control of the owner of said animal.
- (10) Maintaining an animal which threatens the safety of the general public where such animal has demonstrated activities or health problems in the past where the owner or person in control of such animal was aware or should have been aware of such threat.
- (11) Knowingly maintaining an animal that unreasonably and repeatedly interferes with a person's enjoyment of that person's property without the consent or acquiescence of such person.
- (12) Maintaining an animal which poses a known and unreasonable danger to other animals which are maintained as required by law.
- (b) An animal which has been determined to be a habitual nuisance by an animal control officer may be impounded and may not be returned to the owner thereof until the owner can produce evidence to demonstrate that the situation creating the nuisance has been abated and the owner pays to the county reasonable costs and expenses related to the impoundment of such an animal.
- (c) Every female canine animal in estrus (commonly referred to as being "in heat") shall be kept confined in a building or in a secure enclosure and will not be kept in a manner as will create a nuisance by attracting and being available for contact with other canine animals. An intentional or repeated failure to comply with this subsection shall be unlawful.

(Code 1985, § 4-21; Ord. No. 94-261, § 6, 8-23-1994)

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Sec. 6-25. Abandonment.

It shall be unlawful for any person to abandon or otherwise fail to provide for the reasonable care or humane disposal of an animal in any of the unincorporated areas of the county.

(Code 1985, § 4-22; Ord. No. 94-261, § 6, 8-23-1994)

Sec. 6-26. Interference with animal control officers.

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It shall be unlawful for any person to interfere with, hinder, or molest any animal control officer in the performance of the duty of such officer or to cause or attempt to cause the release of any animal in the custody of such officer without the consent of such officer.

(Code 1985, § 4-23; Ord. No. 94-261, § 6, 8-23-1994)

Sec. 6-27. Penalties for violation.

The violation of any provision of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. Each day of violation of any provision of this article shall constitute a separate offense. Each animal kept, owned, controlled or otherwise caused or permitted to be involved in a violation of any provision of this article shall constitute a separate offense. (Code 1985, § 4-24; Ord. No. 94-261, § 6, 8-23-1994)

Secs. 6-28—6-84. Reserved.

ARTICLE 111. RABIES CONTROL*

Sec. 6-85. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal control officer means the person designated by the county to enforce this article.

Pet means only domesticated species of carnivores. (Code 1985, § 4-36)

^{*}State law references—Notice to health department of animal possibly affected by rabies, S.C. Code 1976, § 47-5-80; reporting animal bite, S.C. Code 1976, § 47-5-90; confinement, exam, or destruction of biting animal, S.C. Code 1976, § 47-5-100; confinement of bitten animal, S.C. Code 1976, § 47-5-110.

Sec. 6-86. Inoculation; certificate; tags.

- (a) No person shall own, keep, or harbor any pet within the county for longer than 60 days unless such pet has been inoculated against rabies as provided in this section.
- (b) Every owner of a pet will have his pet inoculated against rabies each year.
- (c) A state board of health certificate of pet rabies vaccination will be issued by a licensed graduate veterinarian for each pet stating the name and address of the owner, the name, breed, color and markings, age, sex of the animal, and the veterinary or pharmaceutical control number of the vaccination.
- (d) Coincident with the issuance of the certificate, the licensed graduate veterinarian shall also furnish a serially numbered metal license tag bearing the same number and year as the certificate. The metal license tag shall bear the name of the veterinarian who administered the vaccination and shall at all times be attached to a collar or harness worn by the pet for which the certificate and tag has been issued.
- (e) The owner shall have a valid certificate of rabies immunization readily available for inspection by competent authority at all times.
- (f) In the event that a rabies tag is lost, the owner will obtain a duplicate tag without delay.
- (g) If there is a change in ownership of a pet during the valid period of immunization, the new owner may have the current certificate of immunization transferred to his name.
- (h) A certificate or rabies immunization issued by a licensed veterinarian from another state will be accepted as valid evidence provided it is less than a year old.
- (i) It shall be unlawful for any owner of any pet which has not been inoculated as required by this division to allow it to run at-large. (Code 1985, § 4-37)
- Sec. 6-87. Owners, etc., required to notify authorities of suspected rabid animals.

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Whenever a pet or other animal is affected by rabies or suspected of being affected by rabies or has been bitten by an animal known or suspected to be affected by rabies, the owner of the animal or any person having knowledge thereof shall forthwith notify the animal control officer and the county health department stating precisely where the animal may be found. (Code 1985, § 4-38)

6-91

Sec. 6-88. Animal control officer to arrange for confinement of animal which has bitten a person.

The animal control officer, in conjunction with the county health department, shall arrange for the supervised confinement of any pet or other animal which has bitten a person. Such confinement may be on the premises of the owner if the owner will sign an agreement assuming total responsibility for the safe confinement of the pet or other animal. Confinement may be at the county animal shelter, a private animal shelter, veterinary hospital, or humane society shelter at the owner's option and expense. (Code 1985, § 4-39)

Sec. 6-89. Required period of confinement of animal which has bitten a person; examination during confinement.

Any pet or other animal which has bitten a person must be confined for a period of at least ten days. The county health department or the animal control officer will be permitted by the owner of such pet or animal to examine the animal at any time and daily if desired within the ten-day period of confinement to determine whether such animal shows symptoms of rabies. No person shall obstruct or interfere with the animal control officer or the county health department in making such examination. (Code 1985, § 4-40)

Sec. 6-90. Notice of owner of animal, other than a dog or cat, which has attacked or bitten a person.

In case of a pet other than a dog or cat, which has attacked or bitten a person, the county health department shall serve notice upon the owner of such pet that the owner shall have the animal euthanized immediately and have the brain submitted for rabies examination. (Code 1985, § 4-41)

Sec. 6-91. Confinement of animals bitten by known or suspected rabid animals.

The county health department shall serve notice in writing upon the owner of a pet or other animal known to have been bitten by an animal known or suspected of being affected by rabies requiring the owner to confine such animal for a period of not less than six months; except that, animals properly treated with anti-rabic vaccine shall be confined for a period of not less than three months. (Code 1985, § 4-42)

6-92

Sec. 6-92. Killing or removing from jurisdiction suspected rabid animals prohibited; exception.

No person shall kill, or cause to be killed, any rabid pet or other animal, or one suspected of having been exposed to rabies or which has bitten a person, nor remove such pet or animal from the jurisdiction of the county without written permission of the county health department. An exception to the preceding requirement is in the event of the possibility of the animal's escape or additional biting in which case the animal is to be killed and the county health department notified immediately. (Code 1985, § 4-43)

Sec. 6-93. Penalty.

The violation of any section of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. (Code 1985, § 4-44)

ARTICLE 1. IN GENERAL

Secs. 6-1—6-18. Reserved.

ARTICLE 11. DOGS AND OTHER ANIMALS

Sec. 6-19. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal shall exclude any cow, ox, horse, donkey, mule, sheep, goat, chicken, turkey, quail, or similar farm animal which is raised or used for agricultural purposes where such animal is kept and maintained within an enclosed area and located in compliance with all applicable provisions of the zoning ordinance of the county set out in appendix A to this Code.

Animal Control Officer means the County Sheriff, any lawful deputy of the said Sheriff, any county constable, and any other person designated by the County Sheriff or the County Administrator to carry out and enforce the provisions of this chapter.

Animal shelter means any premises designated by the county governing body for the purpose of impounding, caring for or destroying dogs held under authority of this article.

Dogs means any member of the canine family four months or more of age.

Known and knowingly shall include information from previous occurrences or complaints which are known or should have been known and information generally known or readily available about and characteristic of the particular breed of animal in question.

Running at-large. A dog shall be deemed to be "running at-large" unless it is under restraint.

Tethering means attaching an animal to a stationary object by means of a chain, cable, rope, running line, harness or similar devise. It shall not include the use of an appropriate leash to walk a dog. It shall not include appropriate leashes attached to trolley lines.

Trolley line means a run line at least ten feet in length between two pulley stop points suspended at least three feet above the dog's head which allows five feet lateral movement for the dog on each side of the primary trolley line as measured on the ground. The secondary line attached to the dog shall have

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a rolling trolley freely moveable a distance of at least ten feet along the primary line with a spring/shock absorber attachment and swivels at both ends. A trolley line must allow the dog free access to food, water and shelter and may restrain only one dog at a time. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck.

Under restraint. A dog shall be deemed to be "under restraint" if on the premises of the owner or keeper or if accompanied by its owner or keeper and under the physical control of the owner or keeper by means of a leash or other similar restraining device, or under the active control of the owner or trainer while hunting or being trained and while on property of the owner or with the property owner's permission.

Vicious dog means any dog evidencing an abnormal inclination to attack persons or animals without provocation.

(Code 1981, § 5.101; Code 1985, § 4-16; Ord. No. 94-261, § 1, 8-23-1994) 6-20

Sec. 6-20. Certain actions unlawful.

- (a) It shall be unlawful for any dog owner or other person with custody and control of a dog to allow his dog or a dog under his custody and control to run at-large off property owned, rented or controlled by such person within the unincorporated areas of the county.
- (b) It shall be unlawful in the county for any dog owner or person with custody and control of such dog to allow a female dog to run at-large during estrus or the heat period.
- (c) It shall be unlawful to own or keep a vicious dog within the confines of the county unless such vicious dog is securely muzzled or unless under restraint by a fence, chain, leash, or other means, so that such dog cannot reach persons not on land owned, leased or controlled by him.
 - (d) It shall be unlawful for any person to abandon any dog in the county.
- (e) It shall be unlawful for any person to take or remove or attempt to rescue, seize, or deliver a dog from the custody and control of an animal control officer when any such dog shall have been seized under the provisions of this article; such conduct shall be deemed to be interfering with an animal control officer in the performance of his duty and shall be punishable as provided by law for such offense.
- (f) It shall be unlawful for any person to tether, fasten, chain, tie, restrain or otherwise cause an unattended dog to be fastened, chained, tied or restrained without limitation to houses, trees, garages or other stationary or

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immobile objects by means of a chain, cable rope, running line, harness or other physical restraint for the purpose of confinement except in circumstance in which all of the following requirement are met:

- (1) The tether must be attached to a properly fitting harness or collar and not directly to the dog's neck. All collars used must be made of nylon, leather or other durable and non-metallic material and must be fitted so as not to cause injury to the dog or embed itself in the dog's neck. The tether must be at least 15 feet in length and positioned so that, at its greatest length, it prevents injury, strangulation or entanglement with any obstruction, man-made or natural, or another animal and shall employ a swivel on at least one end of the tether to minimize tangling.
- (2) If the tether is a chain it shall not be heavier than #2 gauge chain.
- (3) A tethered dog must have access to adequate shade, shelter, food and water.
- (4) A tethered dog may not be left unattended during extreme weather conditions including, but not limited to, extreme heat or near-freezing temperatures, hurricanes, thunderstorms or floods.
- (5) A tethered dog must be at least 15 feet from the edge of any public road or sidewalk and not in an area open to teasing or attacks, or where the ground is continuously wet or muddy. A tethered dog must be tethered in a manner that will prevent the dog from leaving the owner's property.
- (6) A tethered dog must be six months of age or older.
- (7) A tethered dog must not be sick or injured.
- (8) If there are multiple tethered dogs on one parcel of land, each dog must be tethered separately with sufficient space placed between the dogs to ensure that there is no contact with another tethered animal.

Exemptions: It is not unlawful for dogs in training for hunting or working to be tethered when supervised by the owner or a person with custody and control of the dog.

(Code 1981, 5.102(b), 5.014; Code 1985, § 4-17; Ord. No. 85-138, § 1, 6-11-1985; Ord. No. 88-175, § 1, 6-14-1988; Ord. No. 94-261, § 3, 8-23-1994; Ord. No. 04-537, 7-27-2004)

Sec. 6-21. Enforcement of article.

The County Administrator is authorized and directed to employ such personnel and provide such equipment as are, in his opinion, necessary to properly enforce the provisions of this article. Before any funds are expended or personnel employed, approval by the County Council must first be obtained. In addition, the County Sheriff, and lawful deputy of the Sheriff, and any county constable (unless contrary to the terms of the commission of said county constable) shall each be authorized to enforce the provisions of

SUMTER COUNTY CODE

this article along with such other persons as directed to do so by the County Administrator.

(Code 1981, § 5.103; Code 1985, § 4-18; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-22. Responsibility for damage and injury.

Whenever any dog shall go upon lands other than those leased, occupied, or controlled by his owner or keeper and cause property damage or personal injury thereon, such dog may be seized by the animal control officer at the request or complaint of the freeholder, his tenant, agent, or representative, of

CD6:4

6-24

the land upon which the personal injury or damage was caused, and the owner of such trespassing dog shall be liable for all damages sustained and for the expenses of seizure and maintenance as herein provided. Such damages and expenses shall be recoverable by appropriate action in any court of competent jurisdiction, and a lien shall exist upon any such trespassing dog in favor of any injured person for such damages to person or property and for all expenses incurred, including reasonable attorney's fees, which lien shall have preference over all other liens, claims or encumbrances upon such dog. (Code 1981, § 5.106; Code 1985, § 4-19; Ord. No. 94-261, § 4, 8-23-1994)

Sec. 6-23. Disposition of unclaimed dogs.

- (a) After any dog that is not positively identifiable has been impounded in the animal shelter for ten days and is unclaimed by its owner, the pound employees may dispose of such dog by a humane form of destruction. However, any dog that is not positively identifiable that has been impounded for six days may be turned over to any organization established for the purpose of caring for animals such as the Society for the Prevention of Cruelty to Animals or to any person who is approved to adopt or rescue such a dog under the effective adoption/rescue policies and procedures, provided the requirements of S.C.Code Ann. 47-3-60 (2017) or any other state statute, do not require impoundment for a longer period. Complete records shall be kept by animal shelter officials as to the disposition of all animals impounded. (Code 1981, § 5.107; Code 1985, § 4-20)
- (b) This section shall be implemented and enforced by employees or volunteers under the supervision of the County Administrator.

ANIMALS AND FOWL

Sec. 6-24. Nuisance animals.

- (a) It shall be unlawful for any person, corporation, partnership, or other entity within the unincorporated limits of the county to own, keep, possess or maintain an animal in such a manner so as to constitute a public nuisance. The following acts or actions, whether of omission or commission, by an owner or possessor of any animal are hereby declared to be a public nuisance (a "nuisance") and to be unlawful:
 - (1) Failure to exercise sufficient restraint necessary to control an animal as required by any provision of section 6-20.
 - (2) Allowing or permitting an animal to repeatedly damage the property of anyone other than its owner, including, but not limited to, turning over garbage containers or damaging gardens, flowers, or vegetables.
 - (3) Failure to maintain an animal which is known or should be known to the owner or person in control thereof to be dangerous in a manner other than that which is described in section 6-20(c).
 - (4) Maintaining an animal in an environment of unsanitary conditions which results in odors that are offensive or dangerous to such animal, adjacent landowners or occupants, or to the general public health, welfare, or safety.

6-24

- (5) Maintaining property in a manner that is offensive, annoying or dangerous to the public health, safety or welfare of the community because of the number, type, variety, density or location of the animals on the property.
- (6) Allowing or permitting an animal to bark, whine, or howl in an excessive, unwarranted and continuous fashion, or make other noise in such manner so as to result in repeated serious annoyance or interference with the reasonable use and enjoyment of any neighboring property.
- (7) Knowingly or carelessly maintaining an animal that is diseased and dangerous to the public health.
- (8) Maintaining an animal that habitually or repeatedly chases, snaps at, bites, attempts to bite, attacks, or barks at pedestrians, persons on bicycles or vehicles in a street, road, or highway used by the public or

SUMTER COUNTY CODE

- on property not owned or under the control of the owner or person in control of such animal.
- (9) Maintaining an animal that injures persons or property of the general public except on property owned or under control of the owner of said animal.
- (10) Maintaining an animal which threatens the safety of the general public where such animal has demonstrated activities or health problems in the past where the owner or person in control of such animal was aware or should have been aware of such threat.
- (11) Knowingly maintaining an animal that unreasonably and repeatedly interferes with a person's enjoyment of that person's property without the consent or acquiescence of such person.
- (12) Maintaining an animal which poses a known and unreasonable danger to other animals which are maintained as required by law.
- (b) An animal which has been determined to be a habitual nuisance by an animal control officer may be impounded and may not be returned to the owner thereof until the owner can produce evidence to demonstrate that the situation creating the nuisance has been abated and the owner pays to the county reasonable costs and expenses related to the impoundment of such an animal.
- (c) Every female canine animal in estrus (commonly referred to as being "in heat") shall be kept confined in a building or in a secure enclosure and will not be kept in a manner as will create a nuisance by attracting and being available for contact with other canine animals. An intentional or repeated failure to comply with this subsection shall be unlawful.

(Code 1985, § 4-21; Ord. No. 94-261, § 6, 8-23-1994)

CD6:6

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Sec. 6-25. Abandonment.

It shall be unlawful for any person to abandon or otherwise fail to provide for the reasonable care or humane disposal of an animal in any of the unincorporated areas of the county.

(Code 1985, § 4-22; Ord. No. 94-261, § 6, 8-23-1994)

Sec. 6-26. Interference with animal control officers.

ANIMALS AND FOWL

It shall be unlawful for any person to interfere with, hinder, or molest any animal control officer in the performance of the duty of such officer or to cause or attempt to cause the release of any animal in the custody of such officer without the consent of such officer.

(Code 1985, § 4-23; Ord. No. 94-261, § 6, 8-23-1994)

Sec 6-27 Penalties for violation

The violation of any provision of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. Each day of violation of any provision of this article shall constitute a separate offense. Each animal kept, owned, controlled or otherwise caused or permitted to be involved in a violation of any provision of this article shall constitute a separate offense. (Code 1985, § 4-24; Ord. No. 94-261, § 6, 8-23-1994)

Secs. 6-28—6-84. Reserved.

ARTICLE 111. RABIES CONTROL*

Sec. 6-85. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal control officer means the person designated by the county to enforce this article.

Pet means only domesticated species of carnivores. (Code 1985, § 4-36)

^{*}State law references—Notice to health department of animal possibly affected by rabies, S.C. Code 1976, § 47-5-80; reporting animal bite, S.C. Code 1976, § 47-5-90; confinement, exam, or destruction of biting animal, S.C. Code 1976, § 47-5-100; confinement of bitten animal, S.C. Code 1976, § 47-5-110.

Sec. 6-86. Inoculation; certificate; tags.

- (a) No person shall own, keep, or harbor any pet within the county for longer than 60 days unless such pet has been inoculated against rabies as provided in this section.
- (b) Every owner of a pet will have his pet inoculated against rabies each year.
- (c) A state board of health certificate of pet rabies vaccination will be issued by a licensed graduate veterinarian for each pet stating the name and address of the owner, the name, breed, color and markings, age, sex of the animal, and the veterinary or pharmaceutical control number of the vaccination.
- (d) Coincident with the issuance of the certificate, the licensed graduate veterinarian shall also furnish a serially numbered metal license tag bearing the same number and year as the certificate. The metal license tag shall bear the name of the veterinarian who administered the vaccination and shall at all times be attached to a collar or harness worn by the pet for which the certificate and tag has been issued.
- (e) The owner shall have a valid certificate of rabies immunization readily available for inspection by competent authority at all times.
- (f) In the event that a rabies tag is lost, the owner will obtain a duplicate tag without delay.
- (g) If there is a change in ownership of a pet during the valid period of immunization, the new owner may have the current certificate of immunization transferred to his name.
- (h) A certificate or rabies immunization issued by a licensed veterinarian from another state will be accepted as valid evidence provided it is less than a year old.
- (i) It shall be unlawful for any owner of any pet which has not been inoculated as required by this division to allow it to run at-large. (Code 1985, § 4-37)
- Sec. 6-87. Owners, etc., required to notify authorities of suspected rabid animals.

ANIMALS AND FOWL

Whenever a pet or other animal is affected by rabies or suspected of being affected by rabies or has been bitten by an animal known or suspected to be affected by rabies, the owner of the animal or any person having knowledge thereof shall forthwith notify the animal control officer and the county health department stating precisely where the animal may be found. (Code 1985, § 4-38)

6-91

Sec. 6-88. Animal control officer to arrange for confinement of animal which has bitten a person.

The animal control officer, in conjunction with the county health department, shall arrange for the supervised confinement of any pet or other animal which has bitten a person. Such confinement may be on the premises of the owner if the owner will sign an agreement assuming total responsibility for the safe confinement of the pet or other animal. Confinement may be at the county animal shelter, a private animal shelter, veterinary hospital, or humane society shelter at the owner's option and expense. (Code 1985, § 4-39)

Sec. 6-89. Required period of confinement of animal which has bitten a person; examination during confinement.

Any pet or other animal which has bitten a person must be confined for a period of at least ten days. The county health department or the animal control officer will be permitted by the owner of such pet or animal to examine the animal at any time and daily if desired within the ten-day period of confinement to determine whether such animal shows symptoms of rabies. No person shall obstruct or interfere with the animal control officer or the county health department in making such examination. (Code 1985, § 4-40)

Sec. 6-90. Notice of owner of animal, other than a dog or cat, which has attacked or bitten a person.

In case of a pet other than a dog or cat, which has attacked or bitten a person, the county health department shall serve notice upon the owner of such pet that the owner shall have the animal euthanized immediately and have the brain submitted for rabies examination. (Code 1985, § 4-41)

SUMTER COUNTY CODE

Sec. 6-91. Confinement of animals bitten by known or suspected rabid animals

The county health department shall serve notice in writing upon the owner of a pet or other animal known to have been bitten by an animal known or suspected of being affected by rabies requiring the owner to confine such animal for a period of not less than six months; except that, animals properly treated with anti-rabic vaccine shall be confined for a period of not less than three months. (Code 1985, § 4-42)

6-92

Sec. 6-92. Killing or removing from jurisdiction suspected rabid animals prohibited; exception.

No person shall kill, or cause to be killed, any rabid pet or other animal, or one suspected of having been exposed to rabies or which has bitten a person, nor remove such pet or animal from the jurisdiction of the county without written permission of the county health department. An exception to the preceding requirement is in the event of the possibility of the animal's escape or additional biting in which case the animal is to be killed and the county health department notified immediately. (Code 1985, § 4-43)

Sec. 6-93. Penalty.

The violation of any section of this article shall constitute a misdemeanor and shall be punishable as provided in section 1-8. (Code 1985, § 4-44)



Agenda Sumter County Council Budget Workshop

Tuesday, April 23, 2019 - Held at 5:00 p.m.

County Administration Building, Third Floor County Council Chambers -- 13 E. Canal Street, Sumter, SC

- I. Call to Order The Honorable James T. McCain, Jr., Chairman
- II. Invocation: Member of Council, Member of Staff, or Member of the Public
- III. Pledge Of Allegiance:
- IV. Action On Agenda: Tuesday, April 23, 2019
- V. New Business:
 - 1. Budget Discussions Concerning Fiscal Year 2019-2020 Revenue Projections And Possible Actions If Necessary.
 - 2. **Executive Session**: It May Be Is Necessary To Hold An Executive Session To Discuss An Economic Development Matter, A Legal Briefing, Personnel/Employment Matter, Or To Discuss Other Items Appropriate For Executive Session And Take Actions Thereafter.
 - 3. Additional Agenda Item: _____

VI. Old Business

- 1. None
- VII. Adjournment



SUMTER COUNTY SHERIFF'S OFFICE ANTHONY DENNIS, SHERIFF

To:

Sumter County Council

From:

Anthony Dennis, Sheriff

Date:

April 9, 2019

Reference:

Monthly Activity Report - Sumter County Sheriff's Office

The following Monthly Activity Report is submitted for the month of March, 2019 from the Sheriff's Office:

EXECUTIVE TEAM:

LEGAL/INTERNAL AFFAIRS

Contractual Matters - 0

FOIA Requests - 11

Subpoenas - 5

Discovery Requests - 15

Lawsuits:

Filed - 0

Disposed - 3

Appeals - 0

Jury / Bench Trials Disposed - 13

Status conferences: 0

Cases scheduled: 0

DMV Hearings: 5

Fines assessed -

\$2,657.50

Fines suspended –

\$ 0.00

Total fines -

\$2,657.50

Incarcerations – 0

Internal Affairs Investigations - 0

Mileage - 2,350

Training Hours – 7

Civil Papers - 0

Miscellaneous Legal: 9

Meeting w/J. Davis re: detention center; conference call w/ US Attorney Office re: electronic discovery; finalize RFP for Inmate Medical; conference call (2hr 3/14/19); Conference call with Angie from Brooks-Jeffrey; mandatory walk through for Inmate Medical RFP @ detention center; Operation ICE; federal court hearing re: electronic discovery; legislative amendments review w/SCSA

PROFESSIONAL STANDARDS

SEX OFFENDER REGISTRY:

Required Home Visits – 4

Training Hours – 1

Registrations-66

New Registrations – 0

Special Operations - 0

Warrants Signed / Arrests – 2 / 2

Complaints - 0

Transfers in/out of county - 1

Agency / Division Meetings – 0

Hearings /Trials -2

Annual fees assessed – \$1,320.00

Mileage - 732

RECRUITING AND HONOR GUARD:

Applications received – 5

Interviews – 8

Recruiting events - 2

Hiring boards conducted – 0

Public relation events attended - 2

Honor guard events -0

Background Checks - 0

Special Assignment – 0

Mileage - 2,180

GRANTS AND TESTING:

Grants researched - 4

Grants applied for – 3

Grants Awarded - 0

INFORMATION TECHNOLOGY

Software - 15

Hardware - 4

Virus - 0

E-Mail - 12

Printer - 6

Meetings/Projects-2

Server Issues – 6

PATROL DIVISION:

PATROL

Accidents Investigated - 1

Arrests – 47

Assist motorists – 37

Complaints – 2,517

Driver's license checks – 0

DUI/Data Master – 2

DUS -15

Escorts – 42

Fines assessed - \$65,193.00

Fines suspended – \$1,240.00

Total fines - \$63,953

Mental Patients – 7

Mileage -62,874

Other citations – 81

School visits - 3

Training hours - 239

Agencies assisted - SC Highway Patrol - N/A Sumter Police Department - N/A Other - 28

CAT TEAM:

 $Accidents\ investigated-3$

Arrests - 24

Assisted motorists - 7

Complaints - 86

COP Meetings – 1

D.U.I. / Data Master - 2

D.U.S. - 13

Driver license checks - 9

Fines assessed –

\$43,299.00

Fines suspended –

\$ 500.00

Total fines -

\$42,799.00

Interdiction hours – 48

Mileage - 19,745

Petitions - 0

Saturation hours -0

Training hours - 65

 $\label{eq:Agencies} Agencies \ assisted \ - \ SC \ Highway \ Patrol - N/A \ \ Sumter \ Police \ Department - N/A \ Other - 26$

CANINE UNIT:

Search Warrants - 1

Training Hours – 80

 $Agencies \ assisted \ - \ SC \ Highway \ Patrol - N/A \quad Sumter \ Police \ Department - N/A \quad Other - 1$

CRIME PREVENTION:

Complaints - 69

COP Meetings - 12

DARE Classes - 25

Mileage - 3,218

School visits - 22

Training hours – 32

SCHOOL RESOURCE OFFICERS/ ADMINISTRATION:

Accidents - 0

Arrests- 14

Assisted Motorists - 1

Complaints - 109

Fines Assessed – 0

Fines Suspended – 0

Total Fines – 0

Mental Patients - 0

Mileage - 5,461

Other Violations - 7

Petitions – 6

School Visits - 83

Training hours -8

INVESTIGATIONS:

CRIMINAL INVESTIGATIONS DIVISION:

Accidental/natural death/suicides - 3

Arrests – 49 (Adults – 48) (Juveniles – 1)

Arson - 3

Assaults (general) - 9

Assaults (sexual) – 11

Assist other agencies - 14

B & E auto - 17

Bomb threats -0

Breach of trust - 8

Burglaries - 27

Child abuse/neglect - 9

Contributing to the delinquency of a minor -0

Counterfeit/credit card fraud/fraud/forgery - 7

Crime scenes worked - 30

Crime scene hours – 62

Criminal domestic violence – 23

Criminal warrants – 81

Emergency protective custody – 1

Fugitive from justice – 3

Identity theft - 11

Incorrigible child - 4

Indecent exposure - 1

Interfering with the operation of a school bus -1

Kidnapping – 0

Larcenies (auto) – 8

Larcenies (general) - 38

Lynching - 0

Malicious injury to property - 19

Mileage – 27,799

Missing Person – 0

Murder - 0

Petitions – 1 (Juvenile)

Pointing/presenting a firearm – 4

Recovered property - \$4,200.00

Robberies - 3

Runaways - 1

Search warrants – 17

Stakeouts – 10

Stalking – 4

Stolen Property - \$150,298.00

Threatening a public official - 0

Training Hours – 104.5

Unlawful use of telephone – 1

Weapons violations – 0

CRIME ANALYSIS AND POLYGRAPH:

Crime analysis reports – 12

Polygraphs – 12

FORENSICS:

Autopsy - 2

Autopsy Hours – 7

NARCOTICS DIVISION:

Arrests - 6

Fines Assessed - \$100.00

Fines Suspended – \$0.00

Total Fines -

\$100.00

Mileage - 7,298

Search warrants – 3

Training hours -58

Drug complaints – 20

Seizures – currency - \$0.00

vehicle(s) - 0

Surveillance - 153 hours

Agencies assisted - SC Highway Patrol -0 Sumter Police Department -0 Other -0

Recovered narcotics: Marijuana wt. - 1020.583 grams Marijuana Plants - 0

Crack cocaine - 11.5 grams

Cocaine powder – 8 grams

Heroin – 5 grams

Methamphetamine – 45.6 grams

All Pills - 2002.5

Other drugs- 0

VICTIM ADVOCATE:

Interviews of Victims/Witnesses - 3

Meetings with Victims and/or families) – 61

Court Appearances – 1

Meetings (interoffice) – 118

Meetings (Prosecutors & Court Officials) – 1

Meetings (other agencies) - 32

Child forensic interviews – 2

Called to scene - 2

Debriefings & Defusings -0

Special Assignments - 1

Training (Attended & Conducted) – 1

Mileage - 1,630

Disciplinary Hearing/Inmate Representative -1

CIVIL PROCESS:

WARRANTS DIVISION

Arrests - 2

Attempted service - 314

Bench warrants – 5 Civil Papers - 574

Complaints – 42

Criminal warrants – 0

Executions-101

Fines Assessed - \$155.00

Fines Suspended -\$0.00

Total Fines -

\$155.00

Mileage – 9,577

Sheriff's fees – \$5,230.00

Training hours- 23

FAMILY COURT DIVISION:

Arrests - 0

Bench warrants - 29

Criminal warrants – 0

Family Court Security - 20 days 640 hours

Fines Assessed - \$15,652.50

Fines Suspended - \$0.00

Total Fines - \$15,652.50

Mileage - 7,283

Non-service – 35

Petitions - 17

Training hours – 80

Total papers – 351 issued, 271 served = 77% service

Total value of process – \$627,382.08

Transportation, adult -0

Transportation, juvenile – 0

SPECIAL OPERATIONS:

TRAINING

Assist Motorists - 3

Meetings - 3

Mileage – 2,895

Training hours -28

Training Classes - 6

ANIMAL CONTROL:

Animal control complaints – 121

Animals picked up - 101

Mileage - 3,598

Money collected – \$350.00

CODES ENFORCEMENT:

Certified mail - 2

Complaints – 37

Fines assessed – \$0.00

Fines suspended – \$0.00

Total fines -

\$0.00

Mileage - 2,670

Training hours – 16

QUARTERMASTER:

Uniform & Equipment – 44

TOTALS FOR ALL DEPARTMENTS:

Complaints -3,001

Arrests - 144

Civil Papers - 574

Currency Seizures - \$0.00

Training Hours – 741.5

Mileage – 159,310

Petitions - 24

Mental Patients - 7

Fines assessed –

\$127,407.00

Fines suspended –

\$ 1,740.00

Total fines –

\$125,667.00

Stolen Property –

\$150,298.00

Recovered property - \$4,200.00

Sheriff fees –

\$5,230.00

Codes Violations – 0

Escorts - 42

Agencies assisted - SC Highway Patrol - N/A Sumter Police Department - 0 Other - 55 Recovered narcotics: Marijuana wt. – 1020.583 grams Marijuana Plants - 0

Crack cocaine – 11.5 grams

Cocaine powder – 8 grams

Heroin – 5 grams

Methamphetamine – 45.6 grams

All Pills - 2002.5

Other drugs- 0

STATISTICS BELOW REPORTED TO SLED

Homicide - 0

Robbery - 1

All other larceny – 45

Arson - 1

Assaults (Simple) – 50

Assaults (Aggravated) - 22

Assaults (sexual) -6

Theft (motor vehicle) – 12

Theft from motor vehicle - 18

Theft motor vehicle parts/accessories - 12

Burglaries – 27

Kidnapping - 0

DUI - 3

Suicide - 10

Missing Person – 3

Respectfully submitted,

Anthony Dennis, Sheriff

Sumter Mayor's Prayer Breakfast 2019

Celebrating the National Day of Prayer

LOVE ONE ANOTHER

Thursday, May 2, 2019
Breakfast 6:45 a.m. Program 7:30 a.m.
Alice Drive Baptist Church
1305 Loring Mill Road, Sumter SC 29150
Tickets: Advance \$10 - \$12 at the door

KEYNOTE SPEAKER:

Perry Tuttle

Perry Tuttle was a first round draft pick in the 1982 NFL draft and played 10 years of pro ball (NFL & CFL). He will always be remembered for the gamewinning catch during the 1982 Orange Bowl that resulted in a national championship for Clemson University. While at Clemson, Perry was All-Conference and All American in football.

A member of the South Carolina Hall of Fame, Clemson Hall of Fame, Davidson County Hall of Fame, and the Winnipeg Hall of Fame, Perry is a noted author, speaker, and leadership coach. He currently works with Fortune Companies and professional athletes to help them navigate the marketplace with character and integrity. Perry is also the Chaplain of the Charlotte Hornets.



As a master storyteller, Perry's teachings inspire small and large groups alike to stretch themselves and achieve their personal goals. Corporate groups, sports teams, faith-based organizations, and non-profit organizations all benefit from his fresh perspective on how to identify and overcome barriers to maximize performance. Perry is a master at helping people understand how their individual identity and life purpose are perfectly intertwined.

An avid golfer, Perry extends his passion to the course by encouraging top leaders through leisure coaching, leadership recovery, and practical teaching on vital subjects ranging from fatherhood, to faith and race relations, to entrepreneur development.

SPONSORSHIP OPPORTUNITY

RED: \$500 (includes 10 tickets) • WHITE: \$300 (includes 6 tickets) • BLUE: \$100 (includes 2 tickets)

Sponsors will be recognized at the Breakfast and included on the printed program. Deadline for mailed Sponsorship: April 19, 2019. Please call Bronwyn at (864) 430-4540.

MAYOR'S PRAYER BREAKFAST 2019

Pray for America -- LOVE ONE ANOTHER

Name	Company
Mailing Address	E-mail
	Telephone
Number of Tickets	Check Enclosed \$

TO ARRIVE NOT LATER THAN FRIDAY, APRIL 19. (Please include a self-addressed stamped envelope. Tickets will be mailed immediately upon receipt of check). To order by phone or for more ticket information, call (864) 430-4540.

Tickets are available at the following locations:

Swan Lake Visitors Center • Sunter YMCA • Shaw AFB Chapel • The Olive Tree Christian Bookstore







Prayer Breakfast

Tuesday, May 14 7:30 a.m.

Church of the Holy Comforter 213 N. Main St. Sumter, SC



\$10 in advance | \$12 at the door

CONTACT:

Lt. James Dukes [803] 436-2048

Staff Sgt. James Sinkler [803] 436-2723

Sr. Cpl. Scott Smith [803] 436-2050

Deputy Isaac McLeod [803] 774-1578

Deputy Cynthia Gonzalez [803] 436-2022



Mary McLeod Bethune Legacy Fest



Mcleod-Bethune Iarshall Emeritus "Empowering Communities Through Head History, Art, STEM Education, Music and St.

May 17th - 18th, 2019

Downtown Mayesville, SC

2019 Grand Marshall: Judge Larry Grimes Interim President, Bethune-Cookman U

for a fun-filled and educational weekend with work games, activities, music and food. Bring your lawnc

, May 17th - Golden Corral Restaurant, Sumte

- Sports Celebrity Meet and Greet ring boxing legend Kelvin Seabrooks**

t and meet some of your favorite sports legends. You will also have 1 of 2 basketballs autographed by the retired Harlem Globetrotters.

sethunefestival.com

Jereleen Hollimon Miller, Mayor, Maye

Saturday, May18th

8:00am - Walk-A-Thon

NCNW, Lee County Section, historical Walk-A-Thon "In the Footsteps of Dr. Bethune." Registration begins at 7:30am. Breakfast will be served to walk participants.

11:00am - Parade

Businesses and organizations from Mayesville and surrounding areas come together to celebrate the life and legacy of Dr. Mary McLeod Bethune.

12:00pm - Festival

Come enjoy carnival rides, activities, food, music and FREE workshops, learning games and car show!

3:00pm - Roundtable

Invitation only. For more info call 803-614-0413

The first African-American to be on a license plate in South Carolina. Dr. Mary McLeod Bethune was the daughter of freed slaves, a civil rights activist and educator who waged war on illiteracy. YOU can support her legacy by purchasing the license plate to the right.



Children's programs: www.youthusa.net
www.theenterprize.net
www.allthingsbethune.net

For information about vending, parade participation or how to get involved, visit www.thebethunefestival.com

Sumter City-County Building/Inspection Department

Building Department Activity Report

March 2019

BUILDING ACTIVITY SUMMARY MARCH 2019

	NIMBER	MRER PERMITS		VALUE OF CONSTRUCTION	CONC	TDI ICTION	
	CITY	COUNTY	PERMIT TOTALS	CITY		COUNTY	\$ TOTALS
RESIDENTIAL:							
Single Family Detached	8	8	16	\$ 944,273	3	828,118	\$ 1,772,391
Single Family Attached		,		-	မှ	-	- \$
Single Family Duplexes		-		-	ક્ક	-	- چ
Single Family Multi-plex		-		- \$	မှ	-	ا چ
Apartment Bldgs/Units(49 Senior Apts)		•		- \$	€9	-	\$
Manufactured Units	1	11	18	- ج	ક્ક		\$
Residential Subtotal	6	25	34	\$ 944,273		828,118	\$ 1,772,391
					L		
COMMERCIAL:	2	•	2	\$ 9,500,000	\$ 0	•	\$ 9,500,000
					_		
INDUSTRIAL:				- \$	S	1,484,661	\$ 1,484,661
ALTERATIONS/ADDITIONS:							
Residential	49	84	133	\$ 426,599	\$	892,293	\$ 1,318,892
Commercial/Industrial	16	8	24	\$ 2,780,023	8 8	597,280	\$ 3,377,303
Alterations/Additions Subtotals	99	76	157	\$ 3,206,622	2 \$	1,489,573	\$ 4,696,195
MISCELLANEOUS:							
Institutional		-		- \$	↔	-	- ج
Signs	14	9	19	\$ 34,262	2 \$	24,675	\$ 58,937
Demolition	5	7	6	\$ 13,700	\$	1,250	\$ 14,950
Swimming Pools	4	7	8	\$ 163,967	\$ 2	131,829	\$ 295,796
Miscellaneous Subtotal	23	13	36			157,754	
TOTAL	66	131	230	\$ 13,862,824	8	3,960,106	\$ 17,822,930

BUILDING ACTIVITY CITY OF SUMTER MARCH 2019

	NUMBER OF	ABER OF PERMITS/UNITS	JNITS	DO	LLAR VAL	UE	DOLLAR VALUE OF CONSTRUCTION	IRU	CTION
	This Month	YTD	Prior YTD		This month		YTD		Prior YTD
RESIDENTIAL:	The state of the s			縣				180	
Single Family Detached	8	34	48	क	944,273	4	4,101,469	છ	5,980,509
Single Family Attached	1.19		•	ક્ર	1	69		ક	
Single Family Duplexes	100.00		•	မှာ	ı	s		ક્ર	•
Single Family Multi-plex	HITO	表示是法院		ક્ર		s		ક્ર	
Apartment Bldgs/Units(49 Senior Apt	Đ	English and a state of	-	ક્ક	1	မှာ		ક્ર	4,250,948
Manufactured Units	-	3	7	s		မာ	PATRICIA SERVICE AND	ક્ર	•
Residential Subtotal	6	37	56	S	944,273	S	4,101,469	69	10,231,457
COMMERCIAL:	2		2	S	9,500,000	s	11.048.002	69	1.163.797
INDUSTRIAL:		の一年の日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の	報: 100 (数) 100 ×	63		S		S	
ALTERATIONS/ADDITIONS:	55 28 25 25 25 25 25 25 25 25 25 25 25 25 25	经 的复数 经 教徒				1	Section of the sectio	- 9%	
Residential	49	146	141	မှာ	426,599	8	1,286,005	8	1.741.791
Commercial/Industrial	16	40	29	မှာ	2,780,023	S	4,818,911	S	1,618,958
Alterations/Additions Subtotals	65	186	170	69	3,206,622	\$	6,104,916	49	3,360,749
MISCELLANEOUS:			All products are experienced as a				Control of the Contro	V.S	
Institutional	•					s	Petral web Water to a second	ક્ક	
Signs	14	27	38	ક્ર	34,262	ક્ક	73,766	မာ	73,362
Demolition	5	19	27	ક્ક	13,700	8	128,600	ક્ક	299,790
Swimming Pools	4	2	6	s	163,967	8	188,967	ક	336,921
Miscellaneous Subtotal	23	51	74	S	211,929	69	391,333	69	710,073
TOTAL	66	281	302	4	13,862,824	₩	21,645,720	49	15,466,076

PERMITS AND FEES CITY OF SUMTER 2019

TOTAL		266	98	137	64	င	19	587			131,214	3,971	4,850	968	216	900	142,047
5											₩	₩	69	₩	\$	÷	\$ 1,
Dec-19																	
																	S
Nov-19								•									ŀ
																	8
Oct-19								•									ŀ
				L			H							L	_	_	↔
Sep-19								•									•
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Aug-19								•									i
																	\$
Jul-19																	\$
19			_														-
Jun-19																	\$
-19				177					132								
May-19																	\$
-19																	
Apr-19																	8
-19		97	31	43	14	1	5	191			67,341	1,153	1,278	230	72	250	70,324
Mar-19											\$ 67	\$	\$	\$	\$	\$	\$ 70
-19		83	31	54	27	1	2	207			35,294	1,100	2,564	466	72	200	969
Feb-19											\$ 35,	\$ 1,	\$ 2,	s	s	ક્ક	\$ 39,696
-19		80	36	40	23	1	6	189			629	1,718	1,008	200	72	450	
Jan-19											\$ 28,579	\$ 1,	\$	ક્ક	ક્ર	ક્ર	\$ 32,027
			a			me	_ ر			FEES:		al			me	٦	
	PERMITS:	Building	Mechanical	Electrical	Plumbing	Mobile Home	Demolition	TOTAL		PERMIT FEES	Building	Mechanical	Electrical	Plumbing	Mobile Home	Demolition	TOTAL
	PE	Bui	Wě	Ele	PIG	Mo	Der	10		PE	Bui	₩	ΕĪĒ	Plu	Mo	Der	TO

PERMITS AND FEES CITY OF SUMTER MARCH 2019

200	Mar-19	_	Mar-18	(+0R-)	Total 2019 YTD	Total 2018 YTD	(+0R-)
PERMITS:		1000	Section Section 1		Constitution of the second		AND DESCRIPTION OF THE PROPERTY OF THE PROPERT
Building		97	26		266	270	(4)
Mechanical		31	34	(3)	86	106	(8)
Electrical		43	54	(11)	137	181	(44)
Plumbing		14	31	(11)	64	98	(22)
Mobile Home		+		ŀ	က	7	(4)
Demolition		2	4	-	19	27	(8)
TOTAL	A CHINA CHINA CHINA	191	221	-30	287	229	(06)
PERMIT FEES:	Mission of the Control of the Contro	15 H. (20)		· 1000年		The second secon	
Building	\$ 67,	67,341 \$	54,216	\$ 13,125	\$ 131,214	111,792 \$	19,422.00
Mechanical	1,	,153 \$	1,015	\$ 138	\$ 3,971	4,637	(00.999)
Electrical	1,:	1,278 \$	1,290	(12)	\$ 4,850	4,403 \$	447.00
Plumbing	\$	230 \$	3 555	\$ (325)	968	\$ 865	31.00
Mobile Home	\$	72 \$	72	-	\$ 216	504 \$	(288.00)
Demolition	\$	250 \$	200	\$ 20	006	1,300 \$	(400.00)
TOTAL	\$ 70,	70,324 \$	57,348	\$ 12,976	\$ 142,047	\$ 123,501 \$	18,546.00

BUILDING ACTIVITY SUMTER COUNTY MARCH 2019

RESIDENTIAL: Single Family Detached Single Family Attached Single Family Duplexes Single Family Multi-plex Apartment Bldgs/Units Manufactured Units Residential Subtotal	Month	YTD					TV OTV 44mom old T	ŀ	
RESIDENTIAL: Single Family Detached Single Family Attached Single Family Duplexes Single Family Multi-plex Apartment Bldgs/Units Manufactured Units Residential Subtotal	THE WAY IN		Prior YTD	T T	This month		TID SECTION		Prior YTD
Single Family Detached Single Family Attached Single Family Duplexes Single Family Multi-plex Apartment Bldgs/Units Manufactured Units Residential Subtotal		AND ASSESSMENT		STATE OF THE	STATE OF STREET			200	STATE OF STA
Single Family Attached Single Family Duplexes Single Family Multi-plex Apartment Bldgs/Units Manufactured Units Residential Subtotal	8	25	28	ક્ર	828,118	s	3,717,657	ક્ક	3,254,759
Single Family Duplexes Single Family Multi-plex Apartment Bldgs/Units Manufactured Units Residential Subtotal	EVEN.	AND CARRESTS		s	1	S		ક્ર	
Single Family Multi-plex Apartment Bldgs/Units Manufactured Units Residential Subtotal	1	The second second	ī	ક્ક	•	မှာ		မာ	
Apartment Bldgs/Units Manufactured Units Residential Subtotal	•		•	ક્ક	•	မှာ		မာ	1
Manufactured Units Residential Subtotal	•	ANGEL TO A STATE OF	1	ક્ક	•	မှာ	Company of the Compan	မှာ	1
Residential Subtotal	17	37	59	မ		မာ	The second second second	မ	
	25	62	87	69	828,118	s	3,717,657	69	3,254,759
COMMERCIAL:	The state of the s	3	En Only of the Same 4	S	•	S	271,550	S	309,400
INDUSTRIAL:		-		es.	1 484 661	65	1 484 661	U	
ALTERATIONS/ADDITIONS:	の 10年 日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の日本の日							100	
Residential	84	193	182	ક્ર	892,293	8	2,195,480	မှာ	2,132,202
Commercial/Industrial	8	19	19	ક્ર	597,280	S	1,841,050	s	15,715,448
Alterations/Additions Subtotals	92	212	201	s	1,489,573	49	4,036,530	69	17,847,650
MISCELLANEOUS:		The state of the s				100			
Institutional				ક્ક	,	S	STATE STATE OF THE	မာ	
Signs	2	4	11	s	24,675	8	32,852	ક્ક	80,164
Demolition	4	17	29	ક્ક	1,250	8	72,350	ક્ક	56,450
Swimming Pools	4	9	8	υ	131,829	မှ	155,829	ક્ક	246,816
Miscellaneous Subtotal	13	29	48	€9	157,754	69	261,031	s,	383,430
TOTAL	131	307	340	4	3,960,106	49	9,771,429	49	21,795,239

PERMITS AND FEES SUMTER COUNTY 2019

	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Aug-19	Sep-19	Oct-19	Nov-19	Dec-19	TOTAL
PERMITS:		The state of the s											
Building	72	71	111										254
Mechanical	30	29	19										78
Electrical	29	51	43										153
Plumbing	21	13	11	0									45
Mobile Home	10	10	17										37
Demolition	8	5	4										17
TOTAL	200	179	205	•	•		•	-	•	•	•	•	584
PERMIT FEES:													
Building	\$ 25,960	\$ 18,487	\$ 32,178										\$ 76.625
Mechanical	\$ 880	\$ 2,608	\$ 2,530										1
Electrical	\$ 1,940	\$ 2,253	\$ 890										
Plumbing	\$ 200	\$ 168	\$ 55										
Mobile Home	\$ 720	\$ 720	\$ 1,224										\$ 2,664
Demolition	\$ 400	\$ 250	\$ 200										\$ 850
TOTAL	\$ 30,100	\$ 24,486	\$ 37,177	-	- \$	- \$	- \$	· •	- \$, &>	\$	· •	\$ 91,763

PERMITS AND FEES SUMTER COUNTY MARCH 2019

	Mar-19	Mar-18	(+OR-)	Total 2019 YTD	Total 2018 YTD	(+OR-)
PERMITS:			Mary Commence of the Commence	Security of the second		
Building	111	97	14	254		254
Mechanical	19	14	S	78	29	11
Electrical	43	80	(37)	153	184	(31)
Plumbing	11	15	(4)	45	52	(2)
Mobile Home	11	23	(9)	37	29	(22)
Demolition	4	20	(16)	17	29	(12)
TOTAL	202	249	44	584	391	193
PERMIT FEES:	Service Control of the Control of th					
Building	\$ 32,178	86,371	(54,193)	\$ 76,625	\$ 129.042 \$	(52.417)
Mechanical	\$ 2,530	330	2,200		\$ 1,878 \$	
Electrical	066 \$	2,904	(1,914)		_	
Plumbing	\$ 55	100	(42)	\$ 423	\$ 410 \$	
Mobile Home	\$ 1,224	1,656	(432)	\$ 2,664	\$ 4,248 \$	(1.584)
Demolition	\$ 200	026	(120)	\$ 850	\$ 1,400 \$	(550)
TOTAL	\$ 37,177	\$ 92,311	(55,134)	\$ 91,763	\$ 143,631 \$	(51

Sumter City-County Building / Inspection Department

Activity Report

March 2019

MARCH 2019 - INSPECTOR REPORT

	Llhullier	W. Avins	Bullard	Kight	Reeser	TOTAL
NEW CONSTRUCTION INSPECTIONS:						
Building	101	9	29	91	4	285
Plumbing	38	21	10	35	4	108
Mechanical	48	21	9	41	_	117
Gas			0	·		0
Mobile Homes	12	2	0	8		22
Electrical	74	32	16	68	16	227
Swimming Pools	12	1		10	2	28
Signs	3	3	-			7
Demolition		2	-	2		5
New Construction Sub-Total	288	142	63	276	30	799
YEAR TO DATE TOTALS	802	523	155	754	02	2304
PLAN REVIEW:						
Building					10	10
Plumbing					5	5
Mechanical					9	9
Gas					0	0
Electrical					13	13
Swimming Pools					0	0
Signs					14	14
Demolition					-	-
Solar Panels - Residential					9	9
Solar Panels - Commercial					0	0
Plan Review Sub-Total	0	0	0	0	55	55
YEAR TO DATE TOTALS	0	0	0	0	139	139
MISCELLANEOUS INSPECTIONS:						
Complaints (NOVe)	,	-	C		 	0
١	-		7	-	-	9
Miscellaneous Total	Sales Sections		2	-	•	0
VEAD TO DATE TOTAL &		-		-		0
TEAN IO DAIE IOIALS	Section 2 references	Management of Secretary	STATISTICS OF STATISTICS	9	2	9
Total Inspections:	289	143	65	277	98	860
# of Working Days (w/o CDBG totals)	20.0	19.0	20.0	21.0	19.0	0.66
Average # of Inspections per day:	14.45	7.53	3.25	13.19	4.53	8.69
TOTAL INSPECTIONS: YEAR TO DATE	804	532	160	760	214	860
TOTAL # DAYS WORKING YEAR TO DATE	59.0	52.0	59.0	40.0	58.0	0.66
Average # of Inspections per day: Year to	13.63	10.23	2.71	19.00	3.69	8.69

Planning Department Land Use Activity Report

March 2019

PLANNING DEPARTMENT LAND USE ACTIVITY

CITY OF SUMTER MARCH 2019

APPLICATIONS/REVIEWS	*	Fob	Total Fee	YTD	Drior VTD
Sumter City-County Board of Appeals	2	\$ 250	\$ 500	\$	\$ 750
Conditional Use	0	\$ 25	- \$	\$ 75	
Historic Preservation Design Review (Administrative Staff Review)	1	\$ 100	\$ 100	\$ 400	\$ 100
Historic Preservation Design Review	-	\$ 100	\$ 100	\$ 300	\$ 400
Mobile Home Certification	0	\$ 10	- \$	\$ 10	\$ 20
Planned Development/Major Site Plan (Initial)	1	\$ 200	\$ 200	\$ 400	\$ 800
Planned Development/Major Site Plan (Revision)	0	\$ 150	ا چ	300	\$ 300
Minor Site Plan Review	0	\$ 125	\$	009 \$	\$ 375
Rezoning	0	\$ 250	-	\$ 200	\$
Street Name Change	0	\$ 150	-	- \$	-
Subdivision Preliminary Plats, Final Plats, & Variances	3	Misc	\$ 150	\$ 320	\$ 600
Temporary Use - Signs	0	\$ 30	·	\$ 480	\$ 450
Temporary Use - Sales Stands/Trailers	0	\$ 30	· •	\$ 30	\$ 30
Banners	2	\$ 25	\$ 50	\$ 75	\$
Text Amendment (Comp. Plan/Zoning Ordinance)	_	\$ 250	\$ 250	\$ 500	. ↔
Highway Corridor Design Review	-	\$ 50	\$ 50	\$ 250	\$ 100
Land Disturbance	0	\$ 50	· У	\$ 20	\$ 50
Zoning Deterination/Opinion/Verification Letter/Review	2	\$ 50	٠ د	\$ 200	\$ 150
TOTAL	14		\$ 1,400	\$ 4,890	\$ 4,250

Sumter City-County Planning Department

PLANNING DEPARTMENT LAND USE ACTIVITY

SUMTER COUNTY MARCH 2019

APPLICATIONS/REVIEWS	*	Fee	Total Fee	YTD	Prior YTD
Administrative/Supplemental Review	0	\$ 25	\$	-	€
Sumter City-County Board of Appeals	0	\$ 100	- \$	\$ 800	\$ 100
Conditional Use	1	\$ 25	\$ 25	\$ 175	\$ 300
Mobile Home Certification	15	\$ 10	\$ 150	\$ 330	\$ 620
Planned Development Major Site Plan (Initial)	1	\$ 250	\$ 250	\$ 250	\$ 250
Planned Development Major Site Plan (Revision / Update)	0	\$ 150	\$	\$	\$ 150
Rezoning	1	\$ 100	\$ 100	\$ 200	\$ 100
Street Name Change	0	\$ 100	- \$	- \$	\$
Subdivision Preliminary Plats, Final Plats, & Variances	10	Misc	\$ 500	\$ 2,100	\$ 1,450
Temporary Use - Signs	0	\$ 30	- \$	06 \$	\$ 150
Temporary Use - Sales Stands/Trailers	0	\$ 30	- \$	09 \$	\$ 30
Banners	0	\$ 25	-	\$	\$
Text Amendment (Comp. Plan/Zoning Ordinance)	0	\$ 100	- \$	\$	- \$
Highway Corridor Design Review	0	\$ 25	٠	\$ 25	-
Land Disturbance	0	\$ 50	\$	\$	\$
Misc. (Inspection Fees, etc.)	0	Misc	- \$	-	\$
TOTAL	28		\$ 1,025	\$ 4,030	\$ 3,150

PLANNING DEPARTMENT LAND USE ACTIVITY IN-HOUSE REVIEWS

MARCH 2019

APPLICATIONS/REVIEWS	CITY	COUNTY	TOTAL	YTD
Administrative/Supplemental Review			0	0
Sumter City-County Board of Appeals			0	1
Conditional Use			0	0
Historic Preservation Design Review (under \$2, 000)			0	0
Historic Preservation Design Review (over \$2, 000)			0	0
Mobile Home Certification			0	0
Planned Development/ Major Site Plan (Initial)			0	0
Planned Development/ Major Site Plan (Revision)			0	0
Rezoning			0	0
Street Name Change			0	0
Subdivision Preliminary Plats, Final Plats, & Variances			0	0
Temporary Use - Signs			0	0
Temporary Use - Sales Stands∕Trailers			0	0
Banners			0	0
Text Amendment (Comp. Plan/Zoning Ordinance)	2		2	4
Highway Corridor Design Review			0	0
Land Disturbance			0	0
Minor Site Plan Review	1	1	2	5
TOTAL	က	1	4	10



SUMTER CITY-COUNTY PLANNING COMMISSION WEDNESDAY, APRIL 24, 2019 @ 3:00 P.M. FOURTH FLOOR CITY COUNCIL CHAMBERS SUMTER OPERA HOUSE 21 N. MAIN STREET

- I. INVOCATION CHAIRMAN'S CHOICE
- II. APPROVAL OF MINUTES MARCH 27, 2019
- III. NEW BUSINESS:
 - 1. MAJOR SITE PLAN

MSP-19-12, Hartt Transportation (County)

Request for Major Site Plan approval for a truck and trailer storage lot (2 Phases) on property located at 831 Cockerill Rd. The property is represented by Tax Map # 208-00-03-003.

2. REZONINGS

RZ-19-05. 526 Godwin St. (County)

Request to rezone a +/-4.98 acre parcel located at 526 Godwin St. from Residential-15 (R-15) to Agricultural Conservation (AC). The property is represented by Tax map # 245-06-02-003.

RZ-19-06. 1449 Camden Hwv. (County)

Request to rezone +/-45.78 acres located at 1449 Camden Hwy. from Agricultural Conservation (AC) to Residential-15 (R-15). The property is represented by Tax Map # 202-00-03-030 (part).

3. SUBDIVISIONS

SD-19-01, Oakland Acres Townhouses (City)

A request for preliminary plat approval to develop 55 lot (110 units) single family attached townhouse subdivision on property located on W. Oakland Ave. at Lynam Rd. The property is represented by Tax Map # 206-00-02-011.

4. ORDINANCE AMENDMENTS

OA-19-06. Art Studios in the R-6 District (City)

Amend Article 3, Section 3.c.4 and Article 5, Section 5.b.3.q to add Artists' studios, except commercial and medical with SIC Code 8999 and art schools, except commercial with SIC Code 8299 as special exception uses in the R-6 District.

- IV. DIRECTOR'S REPORT
- V. ADJOURNMENT

SUMTER CITY - COUNTY PLANNING COMMISSION

Minutes of the Meeting

March 27, 2019

AT	TENDANCI	Ξ

A regular meeting of the Sumter City – County Planning Commission was held on Wednesday, March 27, 2019 in the City Council Chambers located on the Fourth Floor of the Sumter Opera House. Nine board members: Mr. Dennis Bolen; Ms. Sandra McBride; Mr. Doc Dunlap; Mr. James Price; Ms. Kim Harvin; Ms. Ronetta Moses; Mr. Jason Ross; Mr. Todd Champion and Ms. Bertha Willis – were present.

Staff members present were Mr. George McGregor; Ms. Helen Roodman; Mr. Jeff Derwort; Mr. Preston McClun and Ms. Wanda Scott.

The meeting was called to order at 3:00 p.m. by Mr. Dennis Bolen

MINUTES

Mr. Todd Champion made a motion to approve the minutes of the February 27, 2019 meeting as written. The motion was seconded by Mr. Doc Dunlap and carried a unanimous vote.

NEW BUSINESS

MSP-19-08/HCPD-19-06, 1300 Broad (City) was presented by Mr. Jeff Derwort. The Board reviewed this request for Major Site Plan and Highway Corridor Protection District Design Review approval for a 17,800 sf expansion to the Gateway Plaza Shopping Center located at 1300 Broad St.

Mr. Derwort stated the applicant is requesting Major Site Plan and Highway Corridor Protection District (HCPD) approval in order to construct a 17,800 sf expansion and associated façade improvements to the Gateway Plaza Shopping Center located at the intersection of Broad St. and Alice Dr. He explained that Gateway Plaza was constructed in the late 1980s and is considered to be a legal non-conforming site of record. The site is currently non-conforming with respect to parking lot and landscaping standards.

Mr. Derwort further explained the based on submitted plans, a number of development standards variances will need to be approved through the Board of Zoning Appeals in order to move forward. Areas where plans do not meet ordinance standards are as follows:

- Number of off-street parking spaces provided
- Parking lot aisle width dimensions
- Parking space dimensions
- Parking lot landscaping
- Parking lot walk-ways (Walkway required every three rows)

based on size of parking lot and number of parking spaces required)

Mr. Derwort added the applicant submitted a variance request for these items on March 9, 2019.

Mr. Jay Davis was present to speak on behalf of the request.

After some discussion, Ms. Kim Harvin made a motion to approve this request subject to the following conditions of approval:

- Sumter City-County Board of Zoning Appeals (BZA) approval of required development variances needed to address aspects of this proposal not in compliance with the City of Sumter Zoning & Development Standards Ordinance.
- 2. Submission of a landscape plan showing parking lot tree islands at both ends of each parking row (in areas with parking lot island striping as shown on submitted plans).
- 3. Resolution of all outstanding Technical Review Committee (TRC) items.
- 4. Submission of a Traffic Impact Study (TIS) prior to any future site plan approval for this and proposed outparcel/future development areas shown on plans.
- 5. Outparcel/future development areas and any new significant development on any other area of this site will require approval of a major site plan revision application.
- Submission, approval, and recording of recombination or combination plat for TMS# 203-11-02-001 & TMS# 203-11-002-009. All new lot area must be in conformance with applicable ordinance standards and requirements.
- 7. Submittal of Two (2) full sized hard copy sets of final approved plans. (Revision dates must be noted plans)

Conditions of Approval Schedule:

Conditions #1, Condition #2, Condition #3, Condition #6, & Condition #7 must be addressed before <u>Land Disturbance Permit</u> and <u>Building & Construction Permit</u> approval.

The motion was seconded by Mr. Doc Dunlap and carried a unanimous vote.

Mr. Doc Dunlap recused himself from discussion on the following request.

RZ-19-03. 1770 Camden Hwy.(City) was presented by Mr. Preston McClun. The Board reviewed this request to rezone a +/- 12.68 acre parcel located at 1770 Camden Hwy. from Planned Development (PD) to General Commercial (GC).

Mr. McClun explained that the applicant is requesting this rezoning

from PD to GC in order to facilitate future commercial development on the site. He added that the site is the former location of the ReMax/Summit Real Estate office. Under the current Planned Development approval for this property, a real estate sales use, an engineering office use, and an aquatic/recreational park use we entitled for the site. No other uses are permitted per the revised PD-03-21 approval. Any proposed change in approved uses would require a full PD amendment in accordance with current ordinance standards.

Mr. McClun stated the proposed General Commercial zoning designation allows for the broadest possible range of commercial uses, while protecting the environment from potentially objectionable uses.

After some discussion, Ms. Sandra McBride made a motion to recommend approval for this request. The motion was seconded by Ms. Bertha Willis and carried a vote of seven (7) in favor – Champion, McBride, Price, Ross, Mosses Willis – and one (1) in opposition – Harvin. The motion carried.

RZ-19-04. Beulah Cuttino Rd. (County) was presented by Mr. Preston McClun. The Board reviewed this request to rezone a 74.69 acre parcel located on Beulah Cuttino Rd. from Residential-15 (R-15) to Agricultural Conservation (AC).

Mr. McClun stated the applicant is requesting this rezoning in order to create a new 2.95 acre lot for the purposes of building a house. The proposed dimensions of this new lot are not in conformance with R-15 development standards. However, the dimensions are in conformance with Agricultural Conservation (AC) development standards. Also, the applicant has tentative future plans to construct an accessory structure (a personal work shop) towards the western side of the future 74.63 acre parcel. Per the applicant, there are no further plans to develop the property other than to build a house and accessory structure on the property.

Ms. Robbin Beard was present to speak on behalf of the request.

After some discussion, Mr. Jim Price made a motion to recommend approval for this request. The motion was seconded by Mr. Doc Dunlap and carried a unanimous vote.

OA-19-04 – Nursing. Transportation. & Psychiatric Hospitals in the Central Business District (CBD). (City) was presented by Mr. George McGregor. The Board reviewed this request to amend Article 3, Section 3.j.2 and Exhibit 3-5 to remove Nursing Care Facilities with SIC Code 805, Non-Emergency Medical Transport Services with SIC code 411912, and Psychiatric Hospitals with SIC code 8063 from the list of permitted uses within the Central Business (CBD).

Mr. McGregor explained the Central Business District is one of Sumter's smallest and most specialized zoning districts. The intent of

the Central Business District is to promote the concentration and validity of residential and commercial development in downtown Sumter. Multi-storied buildings, retail stores, professional office, government and health services categorize this district. The goal of the district is to create a destination driven live-work experience in Sumter's urban and historic core.

Mr. McGregor stated currently, the Central Business District allows for some limited medical service and nursing uses. In particular, the district permits Nursing Care Facilities, Psychiatric Hospitals, and Nonemergency Medical Transportation as by-right permitted uses. Nursing Care. Psvchiatric Hospitals, and Non-Emergency Transportation services are uses that are involved with the care of various vulnerable populations. While such services are vital to the community, they are incompatible with environments like Sumter's Central Business district. These types of medical and nursing care uses thrive in calm, quiet, isolated environments, and such uses would be negatively impacted by the high amounts of traffic, noise, and extended hours of operation that are characteristic of the Central **Business District.**

The presence of Nursing Care, Medical Transportation, and Psychiatric Inpatient Facilities within the Central Business District would also detract from the viability of the existing uses in the district. In order to ensure the viability of the Central Business district as well as shield the subject uses from potential harmful externalities, the City is seeking to remove Nursing Homes, Non-emergency Medical Transportation, and Psychiatric Hospitals as permitted uses in the Central Business (CBD) zoning district.

After some discussion Mr. Doc Dunlap made a motion to recommend approval for this request. The motion was seconded by Ms. Bertha Willis and carried a vote of seven (7) in favor – Champion, Dunlap, McBride, Willis, Moses, Ross, Harvin – and one (1) abstention – Price. The motion carried.

OA-19-05 – Secondary Schools in the General Residential (GR) & Residential-6 (R-6) Districts (City) was presented by Mr. George McGregor. The Board reviewed this request to amend Article 3, Section 3.c.3; Article 3, Section: 3.d.3, and Exhibit 3-5 to remove secondary schools from the list of conditional uses in the R-6 and GR zoning districts.

Mr. McGregor stated the Residential-6 (R-6) and General Residential (GR) zoning districts are some of the smallest available residential designations within the city of Sumter. These zones allow residential development as low as 6,000 sf. per parcel, and are intended to host a wider variety of residential types than the larger R-9 and R-15 counterparts. These zones are designed to foster smaller scale, higher density residential communities.

	Mr. McGregor stated that within both the R-6 and GR zoning districts, Elementary and Secondary Schools are conditional uses subject to staff level planning approval. He stated Elementary schools are responsible for educating children from Kindergarten to 5th grade, and are the most numerous of the school types in Sumter. Currently. The large number of elementary schools allow the schools to serve smaller areas, have reduced facility size, and have a more neighborhood oriented scale and focus. He added that Secondary Schools are responsible for 6th -12th grade education, and are typically significantly larger in size and impact than elementary schools. Secondary schools require larger facilities to accommodate the larger student population, and draw their student population from a much wider geographic area, which brings them out of line with the neighborhood oriented size, scale, and focus that is characteristic of elementary schools. Mr. McGregor stated that this ordinance amendment seeks to establish separate standards for Elementary and Secondary Schools by limiting secondary schools to operating in the R-9 and R-15 zoning distracts, which are more compatible with secondary schools' increased size and scale. After some discussion, Mr. Jim Price made a motion to recommend approval for this request. The motion was seconded by Ms. Kim Harvin
DIRECTOR'S REPORT	Mr. Jeff Derwort gave a brief presentation on the following sections of the 2040 Comprehensive Plan update:
	 Introduction Population Economic Development Element
ADJOURNMENT	With no further business, the meeting was adjourned at approximately 4:30 p.m. by acclamation.
	The next scheduled meeting is April 24, 2019.
	Respectfully submitted,
	Wanda F. Scott
	Wanda F. Scott, Planning Secretary

Sumter City-County Planning Commission

Meeting Date: 3/27/19

NAME (Please Print)	Which request are you here for?
JAY DAUS	BROAD ST.
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