



**Agenda**  
**Sumter County Council**  
**Regular Meeting**  
**Tuesday, April 9, 2019 -- Held at 6:00 PM.**  
**Sumter County Administration Building – County Council Chambers**  
**Third Floor, 13 E. Canal Street, Sumter, SC**

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**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 9, 2019**

**5. APPROVAL OF MINUTES: Regular Meeting Held On**

- 1) Regular Meeting Tuesday, March 26, 2019

**6. LAND USE MATTERS AND 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.
- 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.
- 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.

**7. OTHER PUBLIC HEARINGS:**

- 1) None

**8. NEW BUSINESS:**

- 1) Recognition Of Brent Dillard for Receiving 5th Place Ranking -- The 2018 World Championship – Representing American Power Boat Association.

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 – Second 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) **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)

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

**11. MONTHLY REPORTS:**

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

**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](http://www.sumtercountysc.org) under Our Council Agenda/Minutes. In addition, the agenda electronically sent to newspapers, radio stations, television, and concerned citizens**



# Sumter City-County

## Planning Department

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 3, 2019

**SUBJECT:** COUNTY COUNCIL AGENDA – APRIL 9, 2019

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The Sumter City-County Planning Commission will have the following land use item(s) for review at County Council on Tuesday, April 9, 2019:

#### **FIRST READING**

##### **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.

#### **THIRD / FINAL READING**

##### **RZ-19-01, 4980-4984 Cane Savannah Rd. (County)**

Request to rezone a +/- 5.0 acre parcel located at 4980-4984 Cane Savannah Rd. 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.

##### **OA-19-02, Outdoor Pistol, Rifle, or Skeet Ranges in HI District (County)**

*Amend Article 3 Section 3.1.4: 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.*

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

# Sumter County Council

April 9, 2019  
First Reading

## Planning Commission Staff Report

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

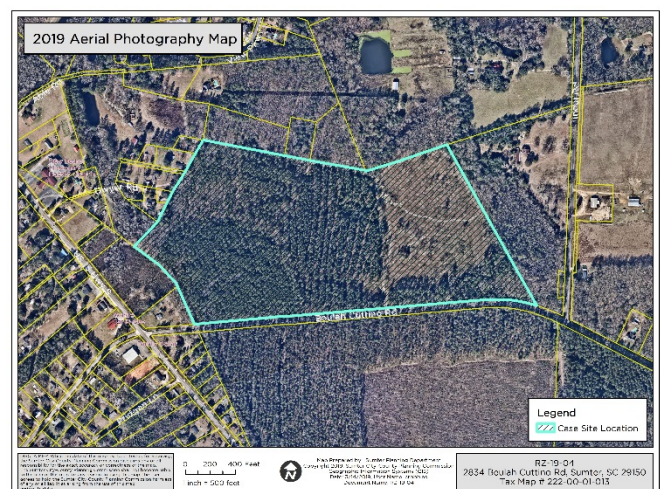
#### THE REQUEST

<b>Applicant:</b>	Donnie Ryan Beard & Robin Beard
<b>Status of the Applicant:</b>	Property Owner
<b>Request:</b>	A request to rezone a +/- 74.69 acre parcel from Residential-15 (R-15) to Agricultural Conservation (AC)
<b>Location:</b>	2834 Beulah Cuttino Rd.
<b>Size of Property:</b>	+/- 74.69 acres
<b>Present Use/Zoning:</b>	Undeveloped / R-15
<b>Proposed Use of Property:</b>	Residential
<b>Tax Map Reference:</b>	222-00-01-013
<b>Adjacent Property Land Use and Zoning:</b>	North – Undeveloped / Residential-15 (R-15) South – Undeveloped / Agricultural Conservation (AC) East – Residential-15 (R-15) West – Residential-15 (R-15)

#### II. BACKGROUND

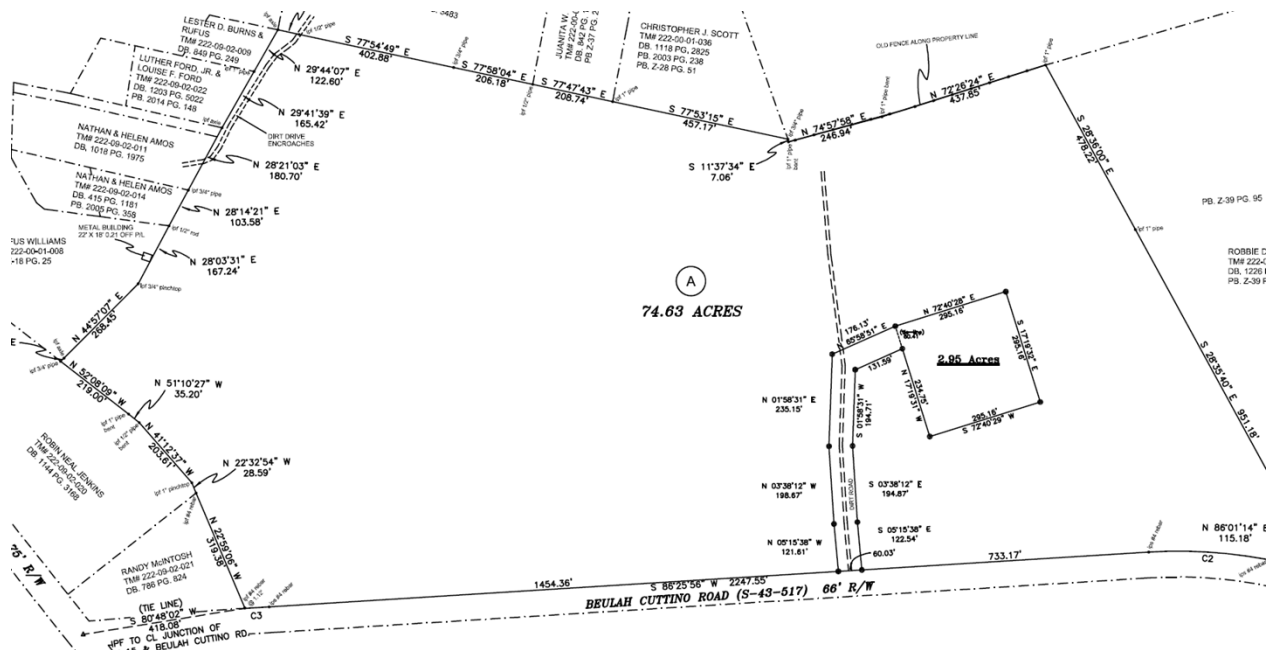
This request is to rezone a +/- 74.69 acre parcel from Residential-15 (R-15) to Agricultural Conservation (AC).

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*.



View of the property from Beulah Cuttino Rd.

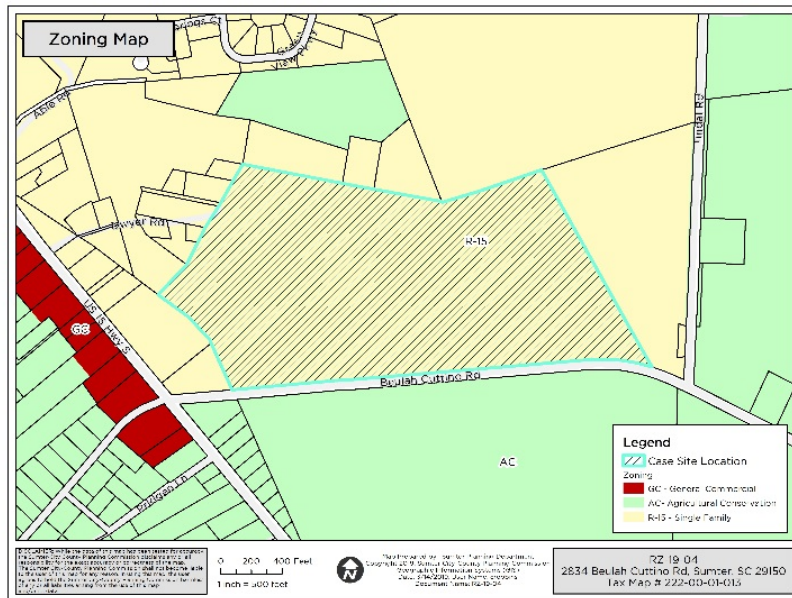


View of the Property from Beulah Cuttino Rd.

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.

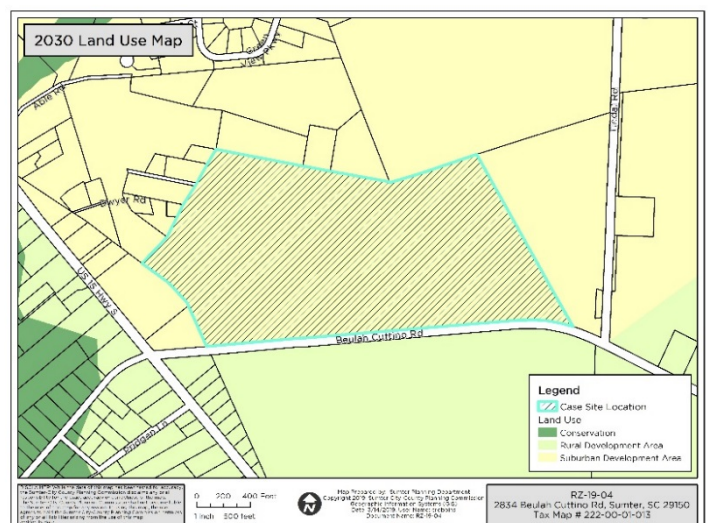


Based on available water and sewer infrastructure location data, the property is over 9,000 ft. away from the closest sewer main and approximately 400 ft. away from water mains along US Hwy 15 South. Without utility expansions, the property would require private septic tanks and private wells for development. 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**

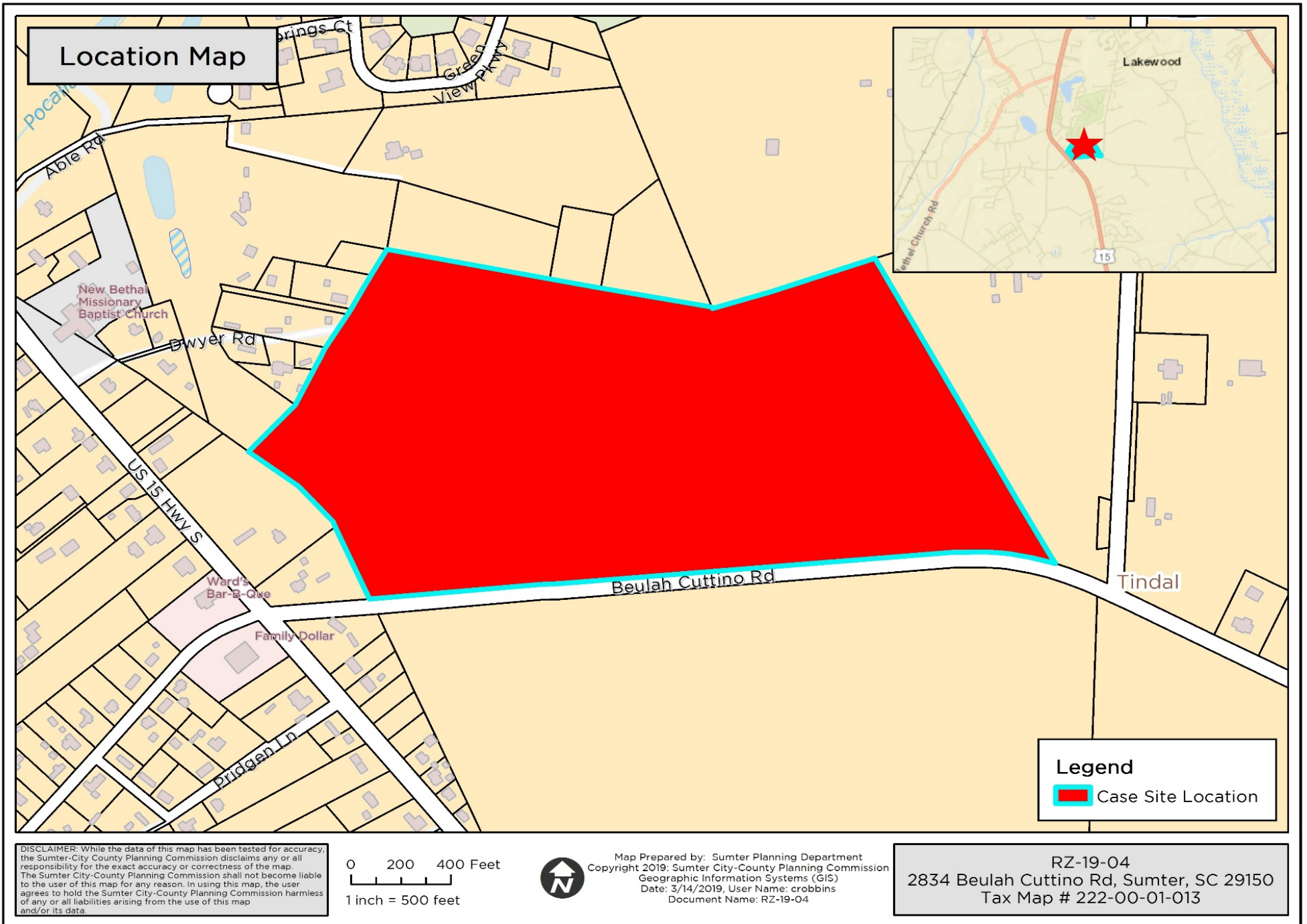
The request to rezone +/- 74.69 acres from Residential-15 (R-15) to Agricultural Conservation (AC) is generally supported by the 2030 Future Land Use policies. Additionally, there is a lack of adequate utility infrastructure for the site to develop at R-15 densities.

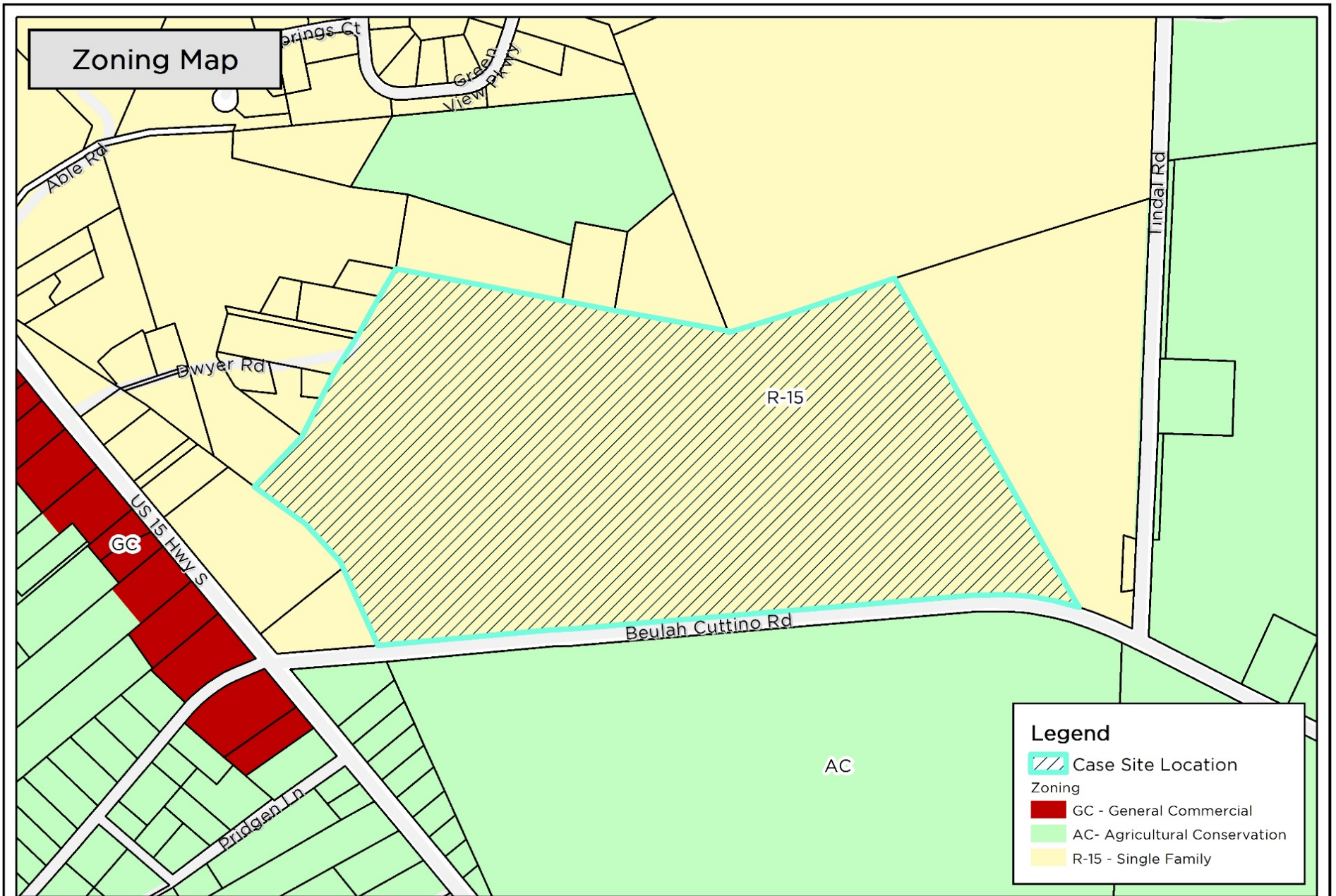
#### **VI. PLANNING COMMISSION – MARCH 27<sup>TH</sup>, 2019**

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**







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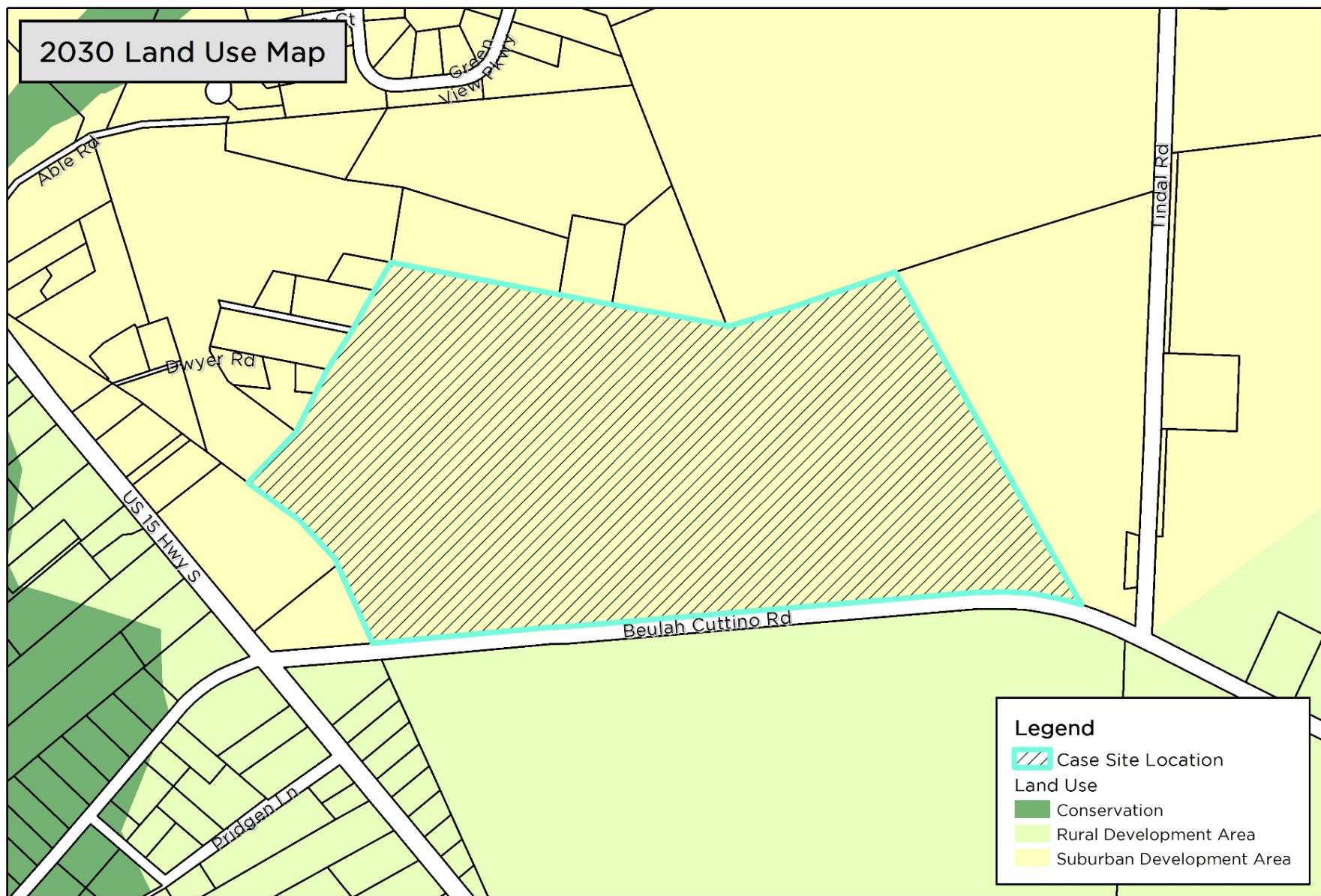


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Geographic Information Systems (GIS)  
Date: 3/14/2019, User Name: crobbins  
Document Name: RZ-19-04

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



# 2030 Land Use Map



## Legend

-  Case Site Location
- Land Use
-  Conservation
-  Rural Development Area
-  Suburban Development Area

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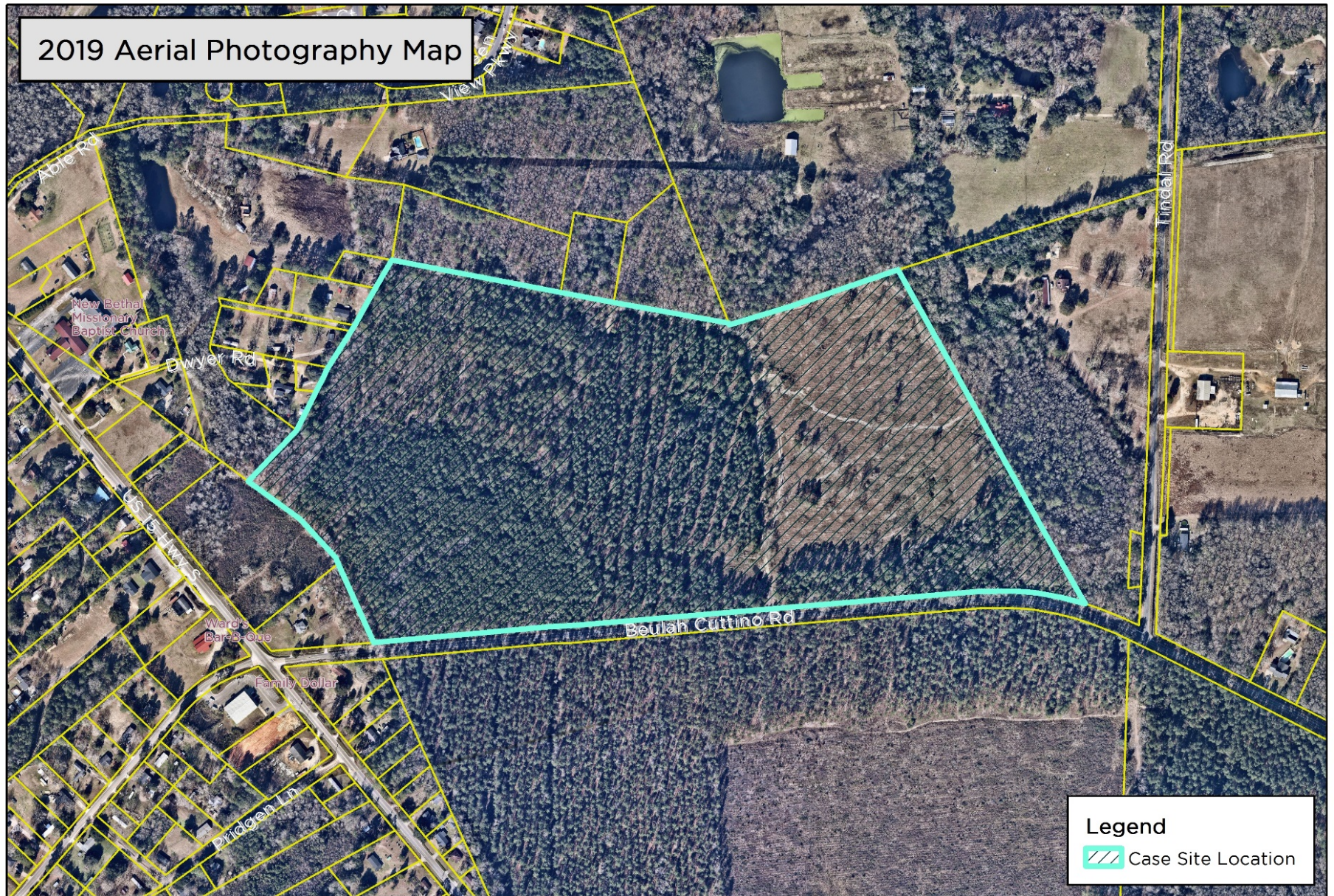


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RZ-19-04  
2834 Beulah Cuttino Rd, Sumter, SC 29150  
Tax Map # 222-00-01-013



# 2019 Aerial Photography Map



## Legend

 Case Site Location

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Document Name: RZ-19-04

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



# Sumter County Council

April 9, 2019

Third and Final Reading

## Planning Commission Staff Report

### RZ-19-01, 4980 – 4984 Cane Savannah Rd. (County)

#### I. THE REQUEST

<b>Applicant:</b>	Charles Smith
<b>Status of the Applicant:</b>	Property Owner
<b>Request:</b>	A request to rezone 5.0 acres from Agricultural Conservation (AC) to General Commercial (GC) or in the alternative, General Residential (GR).
<b>Location:</b>	4980 – 4984 Cane Savannah Rd.
<b>Size of Property:</b>	5.0 acres
<b>Present Use/Zoning:</b>	Oak Grove Mobile Home Park / AC
<b>Proposed Use of Property:</b>	Continuation of mobile home park use
<b>Tax Map Reference:</b>	157-00-04-001
<b>Adjacent Property Land Use and Zoning:</b>	North – SF Res/ AC South – SF Res/ AC East – SF Res / AC West – SF Res / AC

#### II. BACKGROUND

This request is to rezone a 5 acre parcel from Agricultural Conservation (AC) to General Commercial (GC) or to General Residential (GR). Both of which would allow for the continuation of the mobile home park use on the property.

As shown on the graphic to the right, the property is located on Cane Savannah Rd., near the intersection of Cane Savannah Rd. and McLaurin Rd.

Within a larger context, the subject property is located in the eastern portion of the county and is located



between Shaw AFB and Poinsett Electronic Combat Range.

All property adjacent to the site is within the AC zoning district and is being used for single family residential zoning purposes.

The site is the location of the Oak Grove Mobile Home Park, a 10-lot mobile home park that has been less than 50% occupied for more than six months. Mobile home parks are not permitted within the AC district, and the use of this site is non-conforming and subject to the provisions of Article 6 – Non-Conforming Zoning Uses and Sites within the *Sumter County – Zoning and Development Standards Ordinance*.

*Section 6.c.3. Loss of Legal Nonconforming Status (Mobile Home Parks)* states:

*“A nonconforming mobile home park must be discontinued when 50% or more of the homes in the park become uninhabitable as determined by the Sumter Building Official or remain vacant for a period of six months or longer. Resumption of the use of the property as a mobile home park may be permitted if the use is permitted in the then-current district and conforms to Development Standards for mobile home parks.”*

According to Sumter County Tax Assessor’s records, four (4) of the ten (10) lots within the park are currently on the tax records. The last mobile home moving permit was issued in May of 2018 and no replacement mobile home installation permits have been issued since this time. Therefore, the subject property has exceeded a 50% vacancy for a time period of over six months. Based on Ordinance thresholds, the mobile home park has been discontinued and no new or replacement mobile home installation permits can be issued. As such, the existing four (4) mobile homes on site cannot be replaced with new mobile homes. The applicant is requesting this rezoning in order to allow for the mobile home park to be legally reestablished.

The only two zoning districts within the county that allow for mobile home parks are the General Commercial (GC) zoning district and the General Residential (GR) zoning district. In both of these zoning districts, mobile home parks are conditional uses.

The purpose of the GC district is to accommodate the broadest possible range of commercial uses, determined principally by market conditions, while protecting the environment from potentially objectionable uses. The purpose of the GR district is to accommodate higher density residential development and a variety of housing types on small lots.

### **Traffic Review**

Cane Savannah Rd. is a state maintained major collector road with a 2017 annual average daily trip (AADT) count of 4,500 near the subject property.

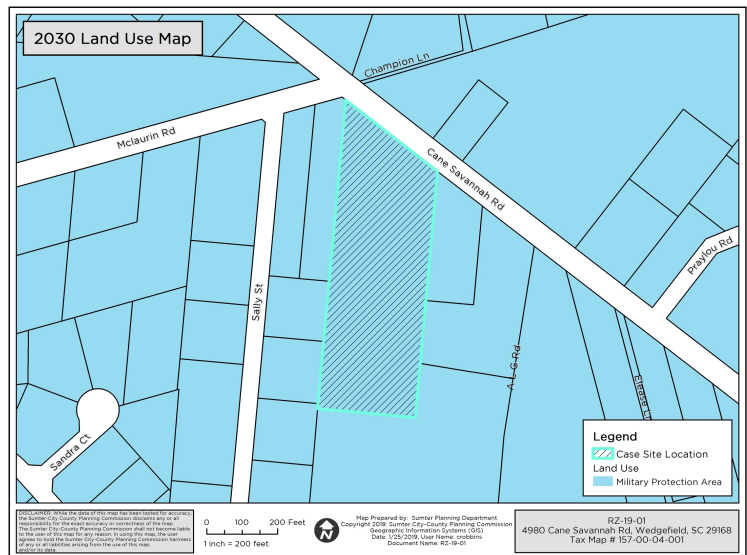
### **Infrastructure Review**

The subject property is served by private septic tanks and water connections. The historic use of the property is a 10 lot mobile home park. Water and sewer infrastructure is in place on the site for all 10 mobile home sites.

### III. COMPATIBILITY WITH THE 2030 COMPREHENSIVE PLAN

The area subject to this rezoning request is located in the Military Protection Planning Area. The intent of this designation is to protect Shaw Air Force Base and Poinsett Electronic Combat Range from encroachment of incompatible land uses and to reduce the accident and noise potential to citizens in areas adjacent to these two critical military installations.

Military Protection Planning Area policies most applicable to this rezoning request are as follows:



- The City and County support commercial, agricultural, and industrial development in this area of a type which significantly limits the concentration of people.
- The City and County support very low-density residential uses of one acre or more on private well and septic tank only. Public sewer infrastructure will not be extended to the Military Protection Area for residential uses.
- Existing residential zoning districts which are in clear conflict with the policies will be reviewed for potential rezoning implementation.
- All new housing stock is expected to meet noise reduction and attenuation standards. The City and County will consider zoning amendments to restrict or prohibit the placement or replacement of mobile or manufactures in this planning area.

### IV. STAFF RECOMMENDATION

Staff does not recommend approval of this request based on adopted 2030 Comprehensive Plan Policies. The subject property is located squarely within the Military Protection Planning Area. As stated above, the intent of this designation is to protect Shaw Air Force Base and Poinsett Electronic Combat Range from encroachment of incompatible land uses and to reduce the accident and noise potential to citizens in areas adjacent to these two critical military installations.

According to applicable policies, the County supports very low-density residential uses of one acre or more and supports commercial, agricultural, and industrial development which will significantly limit the concentration of people in areas with the Military Planning designation.

Rezoning the property, either to GC or GR, will have the potential to create residential densities on the property greater than what is supported by the 2030 Comprehensive Plan.

If the Planning Commission wished to forward a favorable recommendation for this request, staff recommends that the GC zoning district is more favorable than the GR zoning district based on applicable 2030 Comprehensive Plan policies.

## **VI. DRAFT MOTION**

- 1) I move that the Planning Commission recommend approval of RZ-19-01, request to rezone +/- 5 acres from Agricultural Conservation (AC) to General Commercial (GC).
- 2) I move that the Planning Commission recommend denial of RZ-19-01, request to rezone +/- 5 acres from Agricultural Conservation (AC) to General Commercial (GC).
- 3) I move an alternate motion.

## **VII. PLANNING COMMISSION – FEBRUARY 27, 2019**

The Sumter City-County Planning Commission at its meeting on Wednesday, February 27, 2019, voted to recommend approval for this request to rezone the property to General Commercial (GC).

## **VIII. COUNTY COUNCIL – MARCH 12, 2019 – FIRST READING**

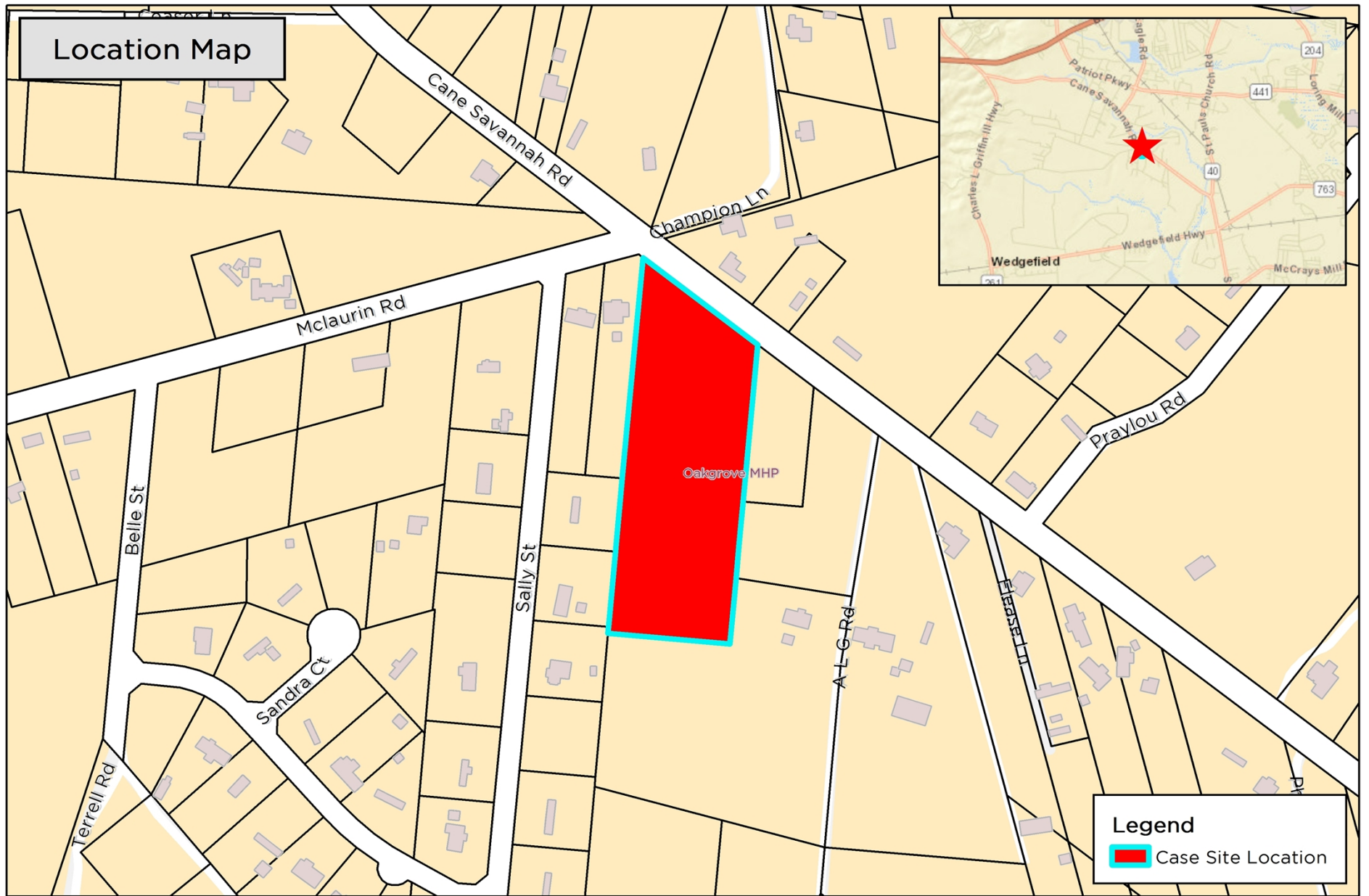
The Sumter County Council at its meeting on Tuesday, March 12, 2019, gave First Reading approval to rezone the property to General Commercial (GC).

## **IX. COUNTY COUNCIL – MARCH 26, 2019 – SECOND READING/PUBLIC HEARING**

The Sumter County Council at its meeting on Tuesday, March 26, 2019, gave Second Reading approval to rezone the property to General Commercial (GC).

## **X. COUNTY COUNCIL – APRIL 9, 2019 – THIRD / FINAL READING**

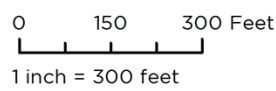
# Location Map



**Legend**

Case Site Location

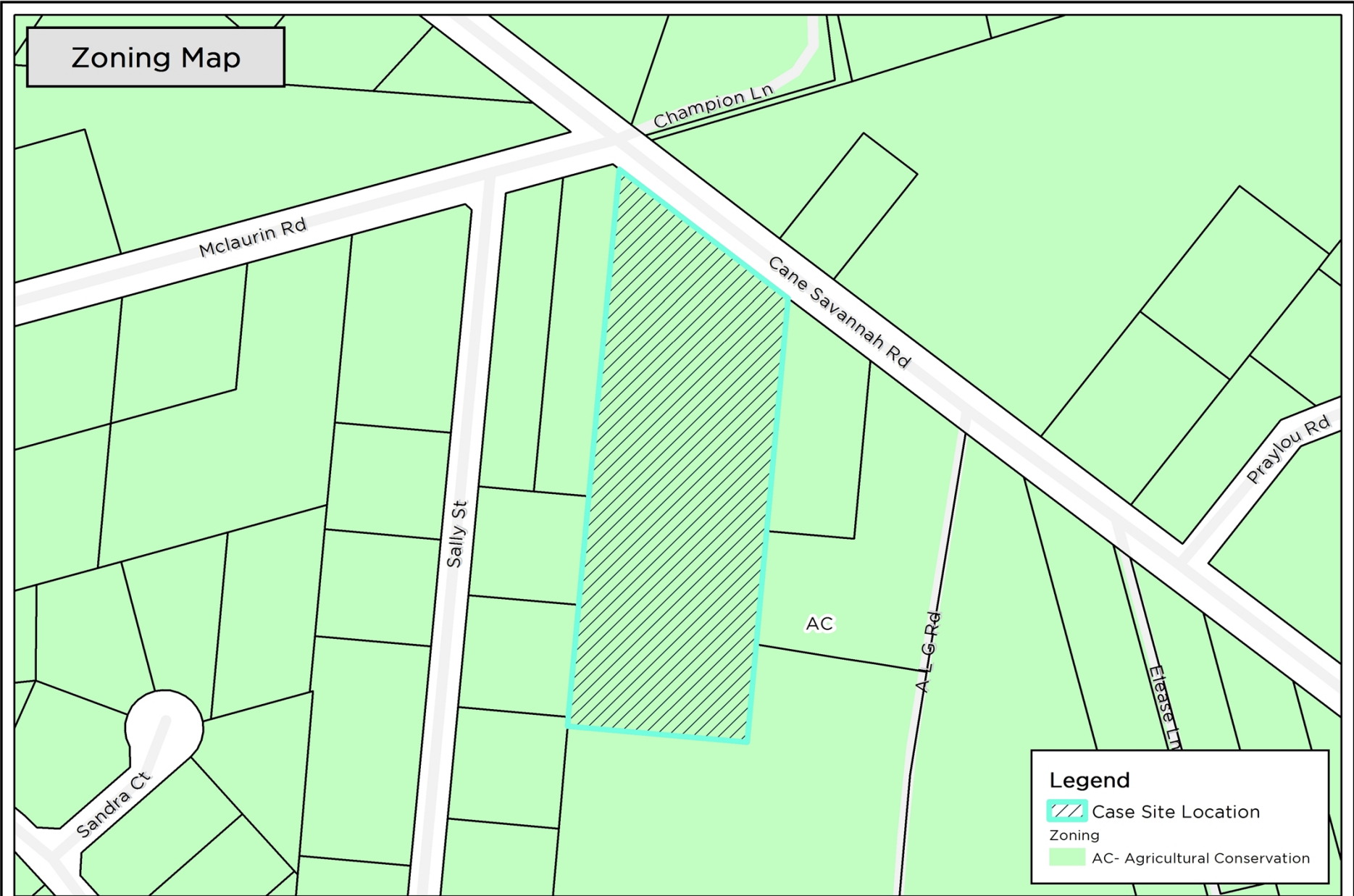
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 Date: 1/16/2019, User Name: crobbins  
 Document Name: CaseMapTemplate 8.5x11 (Landscape)

RZ-19-01  
 4980 Cane Savannah Rd, Wedgefield, SC 29168  
 Tax Map #157-00-04-001





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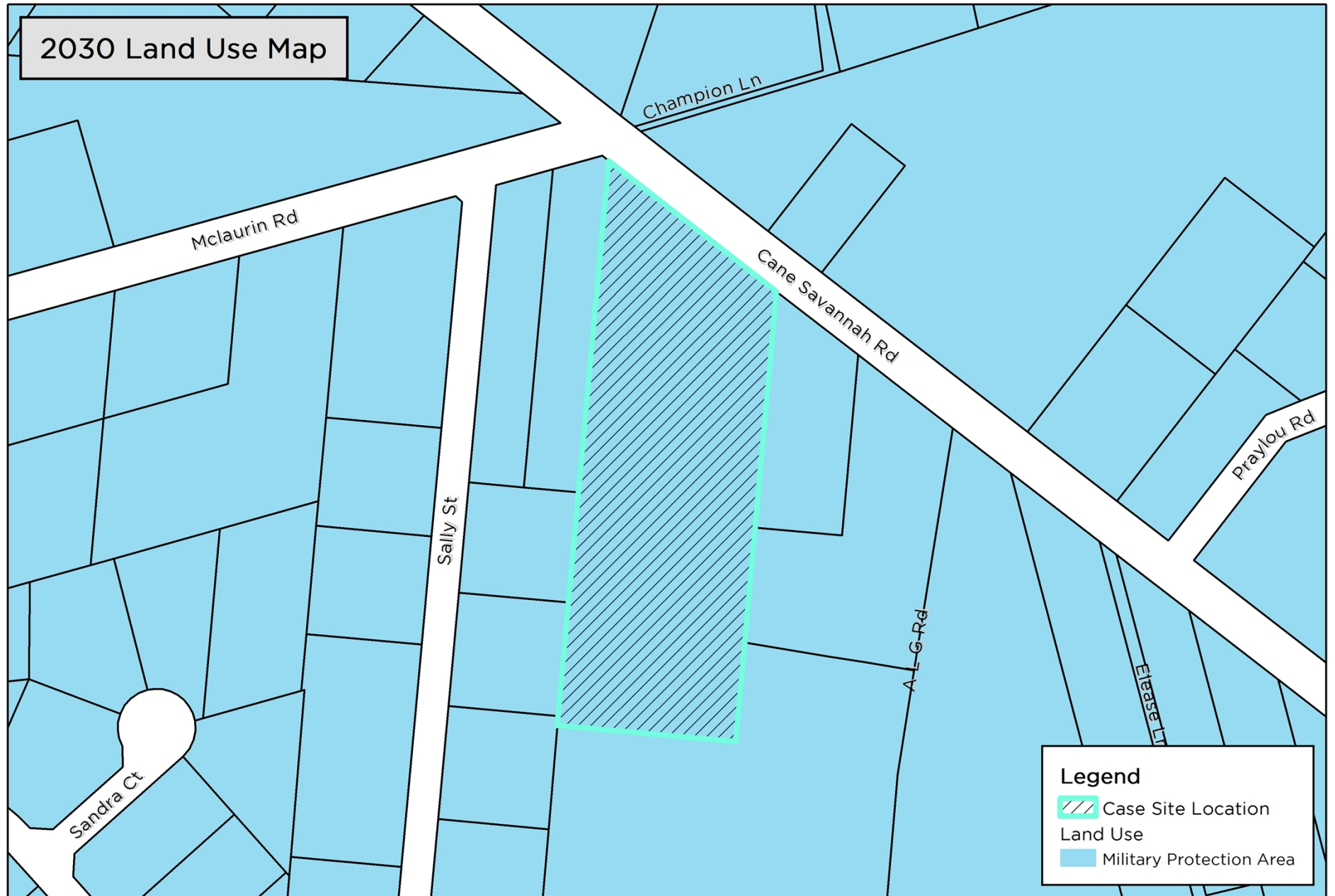
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


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Geographic Information Systems (GIS)  
Date: 1/25/2019, User Name: crobbins  
Document Name: RZ-19-01

RZ-19-01  
4980 Cane Savannah Rd, Wedgefield, SC 29168  
Tax Map # 157-00-04-001

# 2030 Land Use Map



## Legend

-  Case Site Location
-  Land Use
-  Military Protection Area

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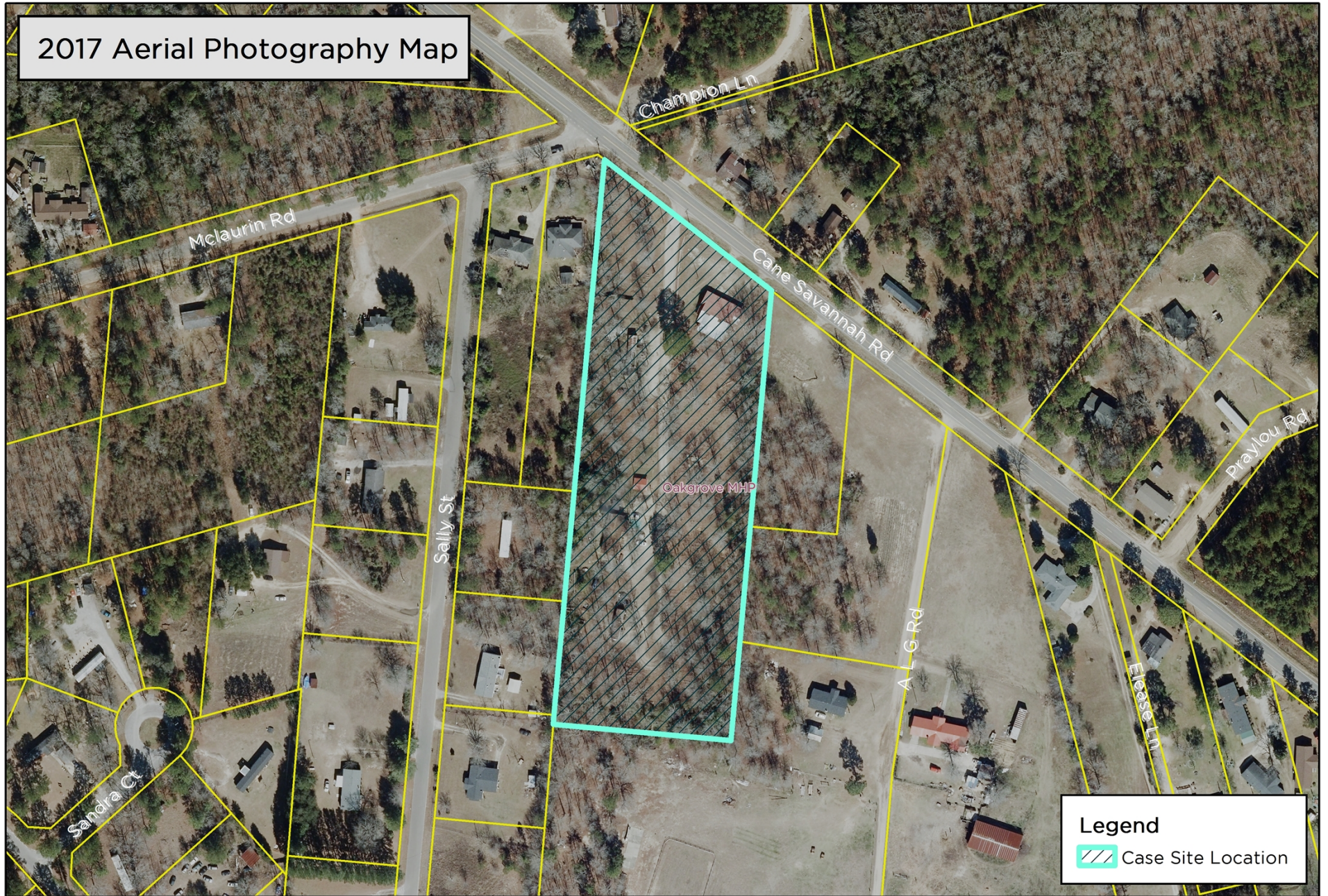


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Date: 1/25/2019, User Name: crobbins  
Document Name: RZ-19-01

RZ-19-01  
4980 Cane Savannah Rd, Wedgefield, SC 29168  
Tax Map # 157-00-04-001



# 2017 Aerial Photography Map



## Legend

 Case Site Location

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RZ-19-01  
4980 Cane Savannah Rd, Wedgefield, SC 29168  
Tax Map # 157-00-04-001



# Sumter County Council

April 9, 2019  
Third Reading

## Planning Commission Staff Report

### OA-19-02, Outdoor Pistol, Rifle or Skeet Ranges in the Heavy Industrial (HI) District (County)

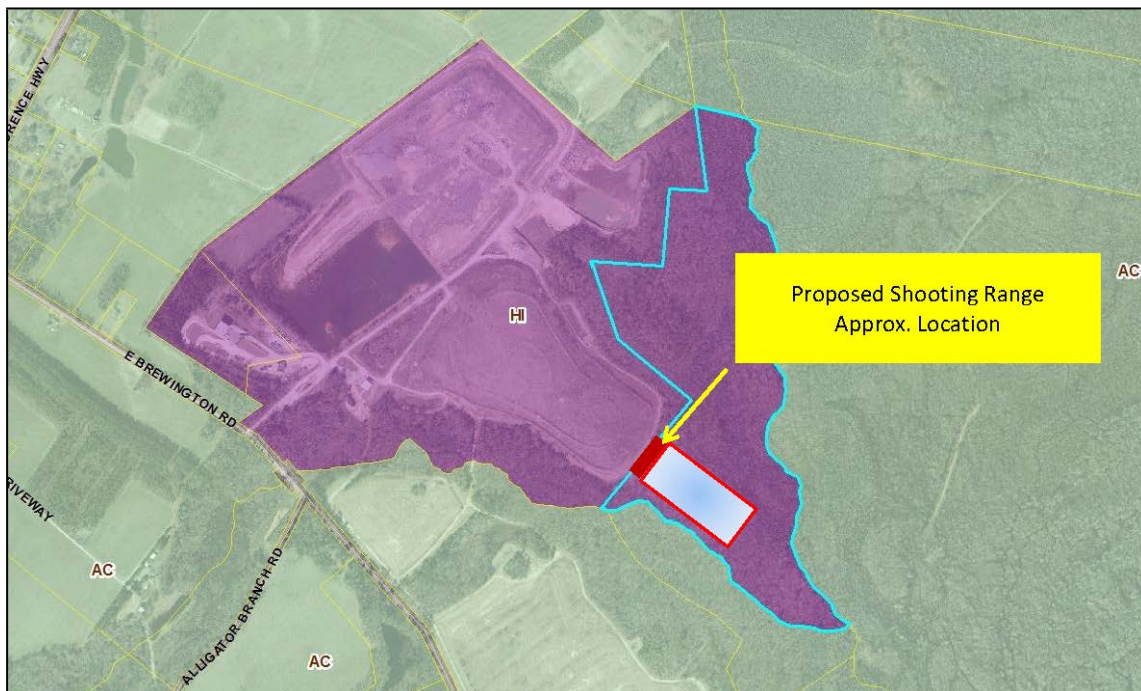
#### I. THE REQUEST

**Applicant:** Sumter County Sheriff's Office

**Request:** Amend Article 3 Section 3.1.4: Heavy Industrial District (Special Exception) and Exhibit 5: Permitted and Conditional Uses in the Commercial Industrial, Agricultural, and Conservation Districts 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.

#### II. BACKGROUND

The applicant for this text amendment request is the Sumter County Sheriff's Office. The Sheriff's Office desires to construct an outdoor shooting range on property owned by Sumter County at 2185 E. Brewington Rd. This property is within the Heavy Industrial (HI) zoning district, as shown in the graphic below.



Per *Article 3: Section 3.1.1 – Purpose (HI District)*, the intent of this district is to concentrate heavy industrial uses in areas where they will flourish without adversely affecting adjacent less intensive uses, and to preserve prime industrial lands for future industrial development. Toward these ends, residential development is not permitted, nor is the establishment of this district on other than a major road or highway.

Outdoor shooting ranges are not permitted in the HI district. Within the *Sumter County – Zoning & Development Standards Ordinance*, this use is included under the larger classification of Amusements & Recreation (Not Classified) SIC Code 7999. Currently, outdoor shooting ranges could be approved via special exception within the Neighborhood Commercial (NC), Limited Commercial (LC), General Commercial (GC), Light Industrial-Warehouse (LI-W), Mixed-Use Industrial (MUI), and Agricultural Conservation (AC) zoning districts.

The request is to amend the text of the Ordinance to allow outdoor pistol, rifle or skeet range uses in the HI zoning district as a special exception use.

Special exception uses are evaluated and ultimately approved or denied by the Sumter City-County Board of Zoning Appeals (BZA) on the basis of the following criteria:

- The use complies with all applicable development standards contained elsewhere in the Sumter County Zoning & Development Standards Ordinance, including landscaping and buffer yards, off-street parking, and dimensional requirements.
- The use will be in substantial harmony with the area in which it is located.
- The use will not discourage or negate the use of surrounding property for uses(s) permitted by right.
- In granting a special exception, the BZA may impose additional stipulations, conditions, or safeguards as, in its judgment, will enhance the siting of the special exception.

In addition to the standard evaluation criteria for special exceptions referenced above, *Article 5 Section 5.b.3.f – Special Design Review Criteria* outlines the following standards that are applicable to this specific use:

*Section 5.b.3.f - Outdoor Pistol, Rifle or Skeet Range*

- *The site shall not be located within one thousand (1,000 ft) feet (measured in a straight line) from any residential use, nor within two thousand five hundred (2,500 ft) feet (measured in a straight line) at and between a 45 degree angle on either side of the direction of fire, of any residential use on the down range side of said use.*
- *The site shall be oriented away from habitable areas.*

Special exception uses involve a staff review and recommendation to the BZA, written notification to property owners within 500 ft. of the property subject to the request, publication

of a meeting notice in the newspaper, public hearing notice(s) posted on the property, and a formal public hearing.

### ***Proposed Text Amendment***

A strike-through of the proposed text amendments are attached as “Attachment #1”. The proposed amendments would impact the following sections:

1. Amend Article 3: Section 3.1.4 – Special Exception (Heavy Industrial District) to include Outdoor Rifle, Pistol or Skeet Range (SIC Code 7999) as a use subject to special exception approval.
2. Amend Article 3: Exhibit 5 – Permitted and Conditional Uses in the Commercial, Industrial, Agricultural, and Conservation Districts to specifically list Outdoor Rifle, Pistol or Skeet Range (SIC Code 7999) on Exhibit 5 (as opposed to being grouped within a larger SIC Code category) and to allow this use via special exception approval in the HI zoning district and all other zoning districts where currently permitted via special exception approval.

### **III. STAFF RECOMMENDATION**

Staff recommends approval of this request.

### **V. PLANNING COMMISSION – FEBRUARY 27, 2019**

The Sumter City-County Planning Commission at its meeting on Wednesday, February 27, 2019, voted to recommend approval of this request.

### **VI. COUNTY COUNCIL – MARCH 12, 2019 – FIRST READING**

The Sumter County Council at its meeting on Tuesday, March 12, 2019, gave First Reading approval for this request.

### **VII. COUNTY COUNCIL – MARCH 26, 2019 – SECOND READING/PUBLIC HEARING**

The Sumter County Council at its meeting on Tuesday, March 26, 2019, gave Second Reading approval for this request.

### **VIII. COUNTY COUNCIL – APRIL 9, 2019 – THIRD / FINAL READING**

# USA AMBASSADOR



# AWARD



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For Outstanding USA Power Boat Representation

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**5TH PLACE  
RANKING**



**2018 WORLD  
CHAMPIONSHIP**

PRESENTED TO

# BRENT DILLARD

Representing the APBA American Power Boat Association

**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:**

**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 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.

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.



**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.

*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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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

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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, 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.

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

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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6-85

## 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

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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)

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\*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 of 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.**

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



## SUMTER COUNTY CODE

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

## ANIMALS AND FOWL

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

6-85

## 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)

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\*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 of 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  
Committee Meeting: **Public Works/Solid Waste**  
**Tuesday, April 9, 2019 - Held at 5:30 p.m.**  
County Administration Building, Third Floor  
County Council's Conference Room And/Or Chambers  
13 E. Canal Street, Sumter, SC

.....

- I. Call to Order – Committee Chairman Artie Baker
  - II. Invocation – Council Member, Staff Member, Or Member of the Public
  - III. Action On Agenda: April 9, 2019
  - IV. New Business
    1. Presentation And Discussion Concerning Roads In Sumter County And Other Matters Relating To Roads And Take Appropriate Actions If Necessary.
    2. **Executive Session** – It May Be Necessary For Council To Hold An Executive Session To Discuss Economic Development Matters; Receive A Legal Briefing, And/Or Receive Information Concerning Other Matters Deemed Appropriate for Executive Session And Take Appropriate Actions.
    3. Additional Items: \_\_\_\_\_
  - V. Old Business
    1. None
  - VI. Adjournment
- cc: Committee Members – Baker, Baten, and Sumpter  
Council Members  
Staff  
Media

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.





**BOARD OF ZONING APPEALS  
WEDNESDAY, APRIL 10, 2019 @ 3:00  
FOURTH FLOOR COUNCIL CHAMBERS  
SUMTER OPERA HOUSE  
21 N. MAIN STREET**

**I. APPROVAL OF MINUTES – MARCH 13, 2019**

**II. NEW BUSINESS**

**BOA-18-25, 428 W. Hampton Ave. (City)**

The Board of Zoning Appeals will consider a Conditional Use request to operate a 10-Bed Residential Care Facility on property located at 428 W. Hampton Ave. The Zoning Administrator has referred this Conditional Use application request for the Residential Care Facility to the Board of Zoning Appeals consistent with *Article 5, Section 5.b.1 Specific Conditions and Standards for Conditional Uses*. The property is located at 428 W. Hampton Ave., is zoned Residential-6 (R-6) and is represented by Tax Map #228-11-03-038.

**BOA-19-06, 2185 E. Brewington Rd. (County)**

The applicant is requesting Special Exception approval in order to construct an Outdoor Shooting Range with SIC Code 7999 as required per the *Sumter County Zoning and Development Standards Ordinance, Article 3, Exhibit 5 and Article 5, Section 5.b.3.f*. The property is located at 2185 E. Brewington Rd., is zoned Heavy Industrial (HI) and is represented by Tax Map #'s 284-00-014 & 284-00-02-015.

**BOA-19-10, 3686 Hwy. 15 North (County)**

The applicant is requesting a variance from the *Sumter County Zoning and Development Standards Ordinance, Article 3, Section 3.n.5.a Lot Requirements (Minimum)* to allow for the subdivision of an existing 0.86 lot into two separate lots that are below the minimum one (1) acre lot size required in the underlying zoning district. The property is located at 3686 Hwy 15 N, is zoned Agricultural Conservation (AC) and is represented by Tax Map # 243-00-01-044.

**BOA-19-11, 118 Carver St. (City)**

The applicant is requesting a 2.5 ft. variance from the *City of Sumter Zoning & Development Standards Ordinance Article 3, Section C, Exhibit 3-6 Development Standards for Uses in R-6 District* in order to allow for a 5.5 ft. side property line setback for both side property lines to facilitate the construction of a single family house on the property. The property is located at 118 Carver St., is zoned Residential-6 (R-6) and is represented by Tax Map #227-03-02-019.

**BOA-19-12, 1300 Broad St. & 1260 Alice Dr. (City)**

The applicant is requesting multiple variances from the City of Sumter Zoning & Development Standards Ordinance in relation to a proposed shopping center expansion as follows: *Article 8, Section 1, Exhibit 8-9 Off-Street Parking Requirements for Non-Residential Land Uses* to allow for a reduction in the number of required spaces from +/- 519 to +/- 428; *Article 8, Section 8.i.3.d Parking Spaces* to allow for a reduction in the required parking space dimensions from 9' X 19' to 9' X 18'; *Article 8, Section 8.1.3.e Width of Aisles* to allow for a reduction in the required drive aisle widths from 25' to 24'; *Article 9, Section 9.c.3.c & 9.c.3.d Landscape Requirements for the Interior of Parking Areas* to allow for zero (0) landscaped parking lot islands to be installed; *Article 9, Section 9.c.3.e Landscape Requirements for the Interior of Parking Areas* to allow for zero (0) landscaped parking rows and walkways to be installed. The properties are located at 1300 Broad St. & 1260 Alice Dr., both properties are zoned General Commercial (GC), and are represented by TMS#'s 203-11-02-009 & 203-11-02-011.

**III. OTHER BUSINESS**

- NONE

**IV. ADJOURNMENT**

# 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 game-winning 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 \$ \_\_\_\_\_

**Make checks payable to: Mayor's Prayer Breakfast Mail to: Mayor's Prayer Breakfast, 12 Frank Clarke St., Sumter SC 29150  
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 • Sumter YMCA • Shaw AFB Chapel • The Olive Tree Christian Bookstore**





2019

# *Prayer Breakfast*

Tuesday, May 14  
7:30 a.m.

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



## TICKETS

**\$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

GUEST SPEAKER

Sheriff Leon Lott

Richland County  
Sheriff's Department





# Festival on the Avenue

337 Manning Avenue  
Sumter, South Carolina 29150

January 16, 2019

**Sumter County Council**  
**Mr. J. T. McCain, Chairman**  
**13 East Canal Street**  
**Sumter, SC 29150**

**Dear Sumter County Council Members:**

The Festival on the Avenue Board of Directors wishes to acknowledge and express its gratitude for your past contributions to our annual Festival on the Avenue (FOTA). Your contribution and participation were deeply appreciated.

The FOTA Committee is now in the planning stages for the 2019 festival, and is hoping that we can once again count on you to be a sponsor. Please know that the Committee realizes fully that it takes strong supporters to help us provide such an outstanding event. The Festival continues to grow, as does the cost to provide quality entertainment and programming. We are asking that you exercise your sponsorship again this year and contribute to this worthwhile endeavor.

Festival on the Avenue is now a 501(3)c organization all donations are fully tax deductible.

The 2019 FOTA will consist of the following four (4) annual events:

**Thursday – April 11, 2019 (7:00pm) – Night of Elegance / Living Museum** (Leadership honorees and live depictions of figures and events from the pages of history) Mt. Zion Enrichment Center, 315 W. Fulton Street, Sumter, SC

**Friday Morning – April 12, 2019 (8:00am Registration) – Golfing at Crystal Lakes** (Dillon Park).

**Friday Evening – April 12, 2019 (6:00pm – 9:00pm) – Taste of Soul on the Avenue –** Experience Southern Cuisine from various vendors and enjoy music provided by well-known musicians. (Entertainment free to the public. Pay only when food is purchased). South Sumter Farmers' Market (Adjacent to South Sumter Resource Center, 337 Manning Avenue, Sumter, SC).

**Saturday – April 13, 2019 (10:00am) – Annual FOTA Kick-off Parade.** The opening ceremony immediately follows the Kick-off parade. Corner of Manning Avenue and Atlantic Avenue (Across from Marion H. Newton Family Life Center).

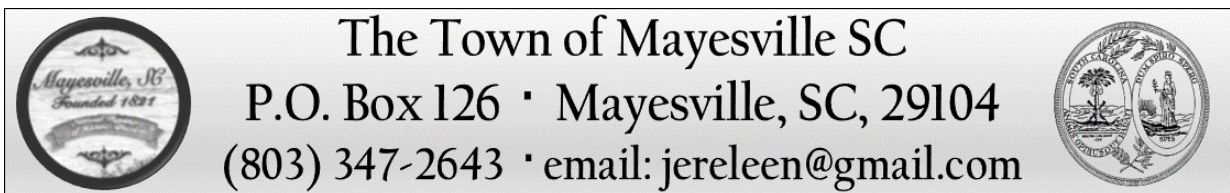
Enjoy the Festival until 4:00 pm. Spend the day enjoying games, music, art and drama performances, professional magic acts, vendors of assorted cuisine and souvenirs, and much, much more. Festivities are free to the public. Pay only when food or other items are purchased from vendors.

For further information and posing questions, please contact the Committee at (803)262-6595.

Sincerely,  
Festival on the Avenue Committee

Lorraine Dennis Karen Watson Robert Johnson Kimberly Krank Calvin Hastie Marion Newton J. David Weeks  
Coley White John Pringle Goliath Brunson Fredrick Gass James Blassingame Gwen Clyburn Leroy Blanding





Dear Council Members and Department Heads,

March 30, 2019

The Town of Mayesville, SC, home of Dr. Mary McLeod Bethune, is hosting the 2019 Dr. Mary McLeod Bethune 21<sup>st</sup> Legacy Festival scheduled for May 17<sup>th</sup> and 18<sup>th</sup> in Mayesville SC with the theme; **“Empowering Communities Through Health, History, Art, STEM Education, Music and Sports”**. It’s going to be a fun-filled and educational weekend with workshops, all day rides, games, activities, music and food, lawn Chairs are welcome! Spend the day with us!

**We invite all council members and agency heads to participate in this year’s parade.** Any member that plan to participate must have their unit properly and professionally marked as to who they are and the entity they represent. I need a response not later than May 1, 2019.

**Our Grand Marshall for this year’s Festival is Bethune-Cookman University Interim President, Judge Hubert L. Grimes.** Mayesville Council and I look forward to seeing all of you in Mayesville South Carolina, on Saturday, May 18, 2019. Parade line-up is 10am Sharp! Parade will begin at 11:00am Sharp.

NCNW, Lee County Section, historical Walk-A-Thon “In the Footsteps of Dr. Bethune” will take place Saturday, May 18, 2019. Registration will begin at 7:30am; the walk will begin at 8:00am.

**GOLDEN CORAL ATTENDEES WILL BE: NBA Legends** South Carolina Boxing Commissioner Paul Kennemore; Former International Bantam Weight Champion Kelvin Seabrooks, NBA Legends Dale Davis and Xavier “X-Man” McDaniel; World Heavyweight Boxing Champion James “Bonecrusher” Smith; Retired **Harlem Globetrotters** Bobby “Zorro” Hunter, Larry “Gator” Rivers, Hollywood Brown and Bruce Capers; NFL Legends Jamie Dukes, Flip Johnson, James Gossett, Terrence Campbell, Dexter Davis and Keith Williams. Others to be announced!

Thanks for taking the time to consider sponsoring and visiting the home of Dr. Mary McLeod Bethune. **Visit our website at [www.thebethunefestival.com](http://www.thebethunefestival.com)** and feel free to call me at **803-614-0413** or email me at **jereleen@gmail.com**.

Jereleen Hollimon-Miller  
Mayor, Mayesville, SC

Ed Miller, Chairman  
2019 Dr. Bethune Legacy Festival



# Mary McLeod Bethune Legacy Fest



Mary McLeod-Bethune  
Grand Marshall Emeritus

**"Empowering Communities Through Health, History, Art, STEM Education, Music and Sports"**

**May 17th - 18th, 2019**

Downtown Mayesville, SC

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

Join us for a fun-filled and educational weekend with workshops, games, activities, music and food. Bring your lawn chairs.

**Friday, May 17th - Golden Corral Restaurant, Sumter**

**- Sports Celebrity Meet and Greet**

**including boxing legend Kelvin Seabrooks\*\***

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

[bethunefestival.com](http://bethunefestival.com)

Jereleen Hollimon Miller, Mayor, Mayor Pro Tempore





## **Saturday, May 18th**

### **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](http://www.youthusa.net)  
[www.theenterprize.net](http://www.theenterprize.net)  
[www.allthingsbethune.net](http://www.allthingsbethune.net)

For information about vending, parade participation or how to get involved, visit [www.thebethunefestival.com](http://www.thebethunefestival.com)