



Agenda
Sumter County Council
Regular Meeting
Tuesday, January 14, 2020 -- Held at 6:00 PM.
Sumter County Administration Building – County Council Chambers
Third Floor, 13 E. Canal Street, Sumter, SC

1. CALL TO ORDER:

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

3. PLEDGE OF ALLEGIANCE:

4. APPROVAL OF AGENDA: January 14, 2020

5. APPROVAL OF MINUTES: Regular Meeting Held On

1) Tuesday, December 10, 2019

6. LAND USE MATTERS AND REZONING REQUESTS:

1) **RZ-19-17, 830 Race Track Road -- (County)– First Reading** – A Request To Rezone +/- 2.0 Acres Of Land From Agricultural Conservation (AC) To General Commercial (GC). The Property Is Located At 830 Race Track Rd. And Is Represented By Tax Map # 253-00-03-001 (Part).

2) **OA-19-11, Donation Bins -- (County) -- First Reading – (20-916)** -- Amend Article 4, Section K: Containers And Dumpsters And Article 10 Definitions Within The Sumter County Zoning And Development Standards Ordinance To Include Specific Requirements And Definitions Pertaining To Donation Bins.

3) **OA-19-12, Cemeteries In The R-15 District -- (County) -- First Reading – (20-917)** -- Amend Article 3, Section 3.B.3; Article 3, Exhibit 4, And Article 5, Section 5.B.1.I To Permit Cemeteries In The R-15 District As A C-300 Conditional Use.

4) **OA-19-14, Mini-Warehouse Off-Street Parking Requirements --- (County) – (20-918) -- First Reading** – Amend Article 8, Exhibit 23: Off Street Parking Requirements For Non-Residential Land Uses In The Sumter County Zoning & Development Standards Ordinance In Order To Reduce Minimum Parking Requirements For Mini-Warehouse Uses.

7. OTHER PUBLIC HEARINGS:

1) **19—915** –An Ordinance Authorizing The Transfer Of Hideaway Court To The Adjoining Property Owners. *(Council Will Take Action On Second Reading Immediately After The Public Hearing Or During Old Business.)*

8. NEW BUSINESS:

- 1) 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—915 –Second Reading** -- An Ordinance Authorizing The Transfer Of Hideaway Court To The Adjoining Property Owners. *(Council Will Take Action On Second Reading Immediately After The Public Hearing Or During Old Business.)*

10. COMMITTEE REPORTS:

- 1) **Land Use Committee Meeting January 14, 2020, 5:30 p.m.** In County Council's Conference Room, Sumter County Courthouse 141 N. Main Street, Room 301. (Edens, Baker, and Baten).

11. MONTHLY REPORTS:

- 1) Planning Department Yearly Meetings For the Planning Commission and the Board of Zoning Appeals
- 2) Sheriff's Department December Monthly Report
- 3) Chamber Retreat

12. COUNTY ADMINISTRATOR'S REPORT:

13. PUBLIC COMMENT:

14. ADJOURNMENT:

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

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



Minutes
Sumter County Council
Regular Meeting
Tuesday, December 10, 2019 -- Held at 6:00 p.m.
Sumter County Courthouse, Third Floor, Room 308
County Council's Chambers – 141 North Main Street, Sumter, SC

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

COUNCIL MEMBERS ABSENT: Councilman Chris Sumpter

STAFF PRESENT: Gary Mixon, Mary W. Blanding, Johnathan Bryan, Joe Perry, George McGregor, Jeff Derwort, and two Sheriff's Deputies.

MEDIA PRESENT: The Item Newspaper

PUBLIC IN ATTENDANCE: Approximately 12 members of the public attended the meeting.

CALL TO ORDER: Chairman Or Vice Chairman Of Sumter County Council
Chairman McCain called the meeting of December 10, 2019, to order.

INVOCATION: Council Member, Staff Member, Or Local Citizen
Councilman Vivian Fleming McGhaney gave the invocation.

PLEDGE OF ALLEGIANCE

All in attendance repeated the Pledge of Allegiance to the American Flag.

APPROVAL OF AGENDA: Regular Meeting Tuesday, December 10, 2019
Chairman McCain asked for a motion to approve the agenda for County Council's December 10, 2019, meeting.

ACTION: MOTION was made by Councilman Baten, seconded by Councilman Baker, and unanimously carried by Sumter County Council to approve the agenda for Council's December 10, 2019, as presented.

APPROVAL OF MINUTES: Regular Meeting Tuesday, November 26, 2019
Chairman James T. McCain stated that he would entertain a motion to approve the minutes for County Council's November 26, 2019, meeting.

ACTION: MOTION was made by Councilman Baker, seconded by Vice Chairman Byrd, and unanimously carried by County Council to approve the minutes for Council's November 26, 2019, meeting, as presented.

LAND USE MATTERS AND REZONING REQUESTS:
Planned Development/Rezoning Requests

- (1) **19-911 – Third Reading -- An Ordinance Of The Sumter County Council Adopting The Sumter 2040 Comprehensive Plan.**

Mr. George McGregor, the Planning Director, stated that he and Jeff Derwort, Senior Planning have provided a memorandum that lists the changes that will be made to the 2040 Comprehensive Plan for the County.

Revisions As Directed By Sumter County Council

Substantive Changes

- Changes to Future Land Use Map as discussed at 11/26/19 Land Use Committee meeting.
- Revision of Land Use Element Text - 1

Revision of 3rd paragraph of pg. LU-7 as follows:

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

- Revision of Land Use Element Text – 2

Removal of the following Suburban Development Planning Area policy (Land Use Element – Pg. LU-8) as follows:

- 1. The City and County will support an intentional mix of uses at medium densities in order to encourage development that offers residential, commercial, recreational, and employment uses in close or reasonable proximity to one another.*

- Revision of Land Use Element Text – 3

Addition of the following Military Protection Planning Area policy (Land Use Element – Pg. LU-11) as follows:

- 8. Military Protection Planning Area boundaries will be revaluated upon receipt of additional information pertaining to the arrival of the F-35A at Shaw A.F.B. or at the required 5 year update of this document.*

- Revision of Land Use Element Text – 4

Revision of Rural Development Planning Area policy #5 (Land Use Element – Pg. LU-9). This revision includes providing separate policies for water and sewer utility expansion as follows:

- 5. Public sewer shall not be extended into the Rural Development Planning Area to support increases in density, except when providing utilities to residential and non-residential uses alike in close proximity (500 feet) to Mayesville and Pinewood.*
- 6. Public water should only be extended into the Rural Development Planning Area for the purposes of health and safety, provided commercial and residential uses are being developed consistent with the Planning Area.*

- Revision of Land Use Element Text – 5

Revision to Bullet Point #4 (changes from 2030 Comprehensive Plan) – (Land Use Element – Pg. LU-3) as follows:

- *Expansion of the Rural Development Area based on lack of infrastructure availability.*

Also note the staff has made the following non-substantive changes in order to finalize the document prior to adoption:

- Correction of typographical, spelling, and unclear wording errors.
- Revisions and adjustments to tables, maps, and graphs for aesthetic purposes.
- Addition of various notes for clarity.

Councilman Baten asked if the Sumter County Comprehensive Plan was identical for the City's Comprehensive Plan. Mr. McGregor noted that the plans are very similar; however, the maps are different and there is language within the County's document that is tailored to meet the County's needs, which can be seen in the information listed above such as the suburban area and mixed uses. The intent is the same for both Comprehensive Plans; it does mirror the City's document very much and there are not conflicts between the two documents.

ACTION: MOTION was made by Councilman Baker, seconded by Councilman Edens, and unanimously carried by County Council to grant approval of the ordinance as presented at third reading and to direct the Planning Director and the Planning Staff to make the appropriate changes to the 2040 Comprehensive Plan as listed above and use it as the attachment to the ordinance.

Ordinance 19-911

Whereas, Sumter County Council adopted the 2030 Comprehensive Plan on December 8, 2009; and

Whereas, Sumter County Council finds it appropriate to re-evaluate and revise the 2030 Comprehensive Plan to meet changing conditions; and

Whereas, Sumter County Council will consider the adoption of the Sumter 2040 Comprehensive Plan, hereinafter referred to as "the Comprehensive Plan" to provide a long range land use vision for the community's future; and

Whereas, the Comprehensive Plan includes all of the planning and mapping elements required by Chapter 29 of the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, as amended, as follows:

- 1. a population element which considers historic trends and projections, household numbers and sizes, educational levels, and income characteristics;*
- 2. an economic development element which considers labor force and labor force characteristics, employment by place of work and residence, and analysis of the economic base;*
- 3. a natural resources element which considers slope characteristics, prime agricultural and forest land, plant and animal habitats, parks and recreation areas, scenic views and sites, wetlands, and soil types;*

4. *a cultural resources element which considers historic buildings and structures, commercial districts, residential districts, unique, natural or scenic resources, archaeological, and other cultural resources;*
5. *a community facilities element which considers water supply, treatment, and distribution; sewage system and waste water treatment; solid waste collection and disposal, fire protection, emergency medical services, and general government facilities; education facilities; and libraries and other cultural facilities;*
6. *a housing element which considers location, types, age and condition of housing, owner and renter occupancy, and affordability of housing; and*
7. *a land use element which considers existing and future land use by categories; including residential, commercial, industrial, agricultural, forestry, mining, public and quasi-public, recreation, parks, open space, and vacant or undeveloped; and includes maps of current and desired future land use; and*
8. *a transportation element that considers transportation facilities, including major road improvements, new road construction, transit projects, pedestrian and bicycle projects, and other elements of the transportation network; and*
9. *a priority investment element that analyzes the likely federal, state, and local funds available for public infrastructure and facilities during the next ten years, and recommends the projects for expenditure of those funds during the next ten years for needed public infrastructure and facilities such as water, sewer, roads, and schools; and*

Whereas, a Community Survey was developed in an effort to solicit public input on a variety of growth, development and quality of life issues; and

Whereas, the efforts of Sumter County Council, Sumter City-County Planning Commission and the staff of the Planning Department have resulted in a balanced Comprehensive Plan to guide future growth; and

Whereas, the Sumter City-County Planning Commission voted to recommend approval of the Comprehensive Plan to Sumter County Council on August 28, 2019; and

Whereas, a public hearing concerning the adoption of the Comprehensive Plan was held on October 22, 2019 after notice of the time and place of the public hearing was published in the Sumter Item newspaper at least 30 days prior to the hearing; and

Now, therefore be it resolved by Sumter County Council, having met the requirements of Chapter 29 of the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, as amended, hereby adopts the Sumter 2040 Comprehensive Plan.

Be if further resolved that the 2040 Sumter Comprehensive Plan shall be utilized by Sumter County Council, the Sumter City-County Planning Commission, and all County Departments, agencies and officials as the official policy guide for making decisions concerning the growth and development of Sumter County.

OTHER PUBLIC HEARINGS: No public hearing was held.

NEW BUSINESS:

- (1) **19—915 –First Reading -- An Ordinance Authorizing The Transfer Of Hideaway Court To The Adjoining Property Owners.**

Mr. Johnathan Bryan, the County's Attorney, presented this proposed ordinance to Council for first reading. Hideaway Court is a paper street in the area of Forest Lake Subdivision. This area should have been a cul-de-sac, but it was never developed. Mr. Bryan showed Council members a map that outlined the area of Hideaway Court. The two families that live on this street, the Pelletire's and the Richardson's would like for the County's interest to be conveyed to them since this is only a paper street. (See map which is Exhibit A of the ordinance as listed below.)

WHEREAS, Hideaway Court is an unimproved cul-du-sac in the Forest Lake Subdivision that was planned to provide access to residential building lots from Hideaway Drive and appears on Sumter County Tax Map Sheet 179-04; and

WHEREAS, Roger Richardson and Carolina Richardson own the property on the north side of Hideaway Court identified as Sumter County Tax Parcel 179-04-03-010 and Gerald J. Pelletier and Norma A. Pelletier own the property on the south side of Hideaway Court which property is identified as Sumter County Tax Parcel 179-03-03-006; and

WHEREAS, Sumter County has never accepted Hideaway Court for maintenance; and

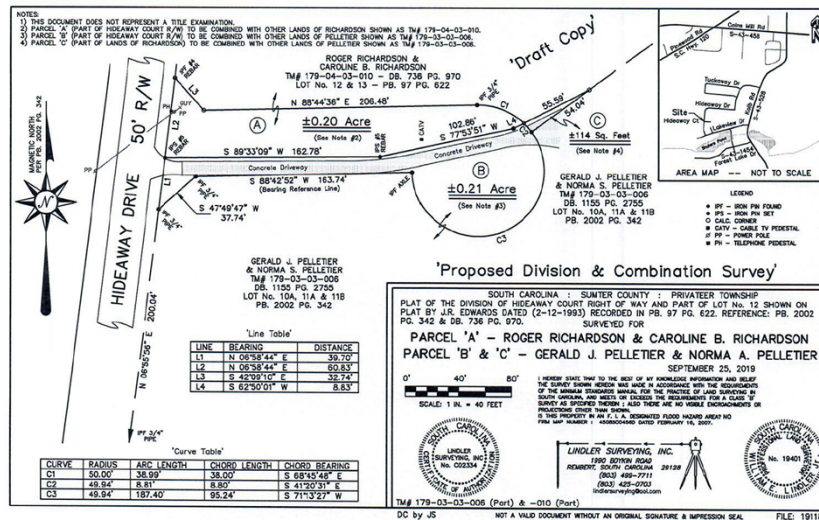
WHEREAS, Sumter County does not currently need the property for any public purpose,

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:

- 1. That Sumter County hereby abandons its interest in Hideaway Court.*
- 2. That the Sumter County Administrator has complete authority to execute any deeds or other legal instruments necessary to carry out the provisions of this Ordinance.*
- 3. That Sumter County convey to the adjoining property owners by quitclaim deeds, its interest in the part of the right-of-way of Hideaway Court where their respective parcels adjoin the street as shown on the "Proposed Division and Combination Survey of William E. Lindler attached hereto as Exhibit "A."*

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

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



(2) A Proclamation Proclaiming January 11, 2020, as National Human Trafficking Awareness Day -- #WearBlueDay – In Sumter County, South Carolina.

Councilwoman McGhaney presented this proposed proclamation to Council. She stated that the U. S. Department of Homeland Security has a website that is very informative about Human Trafficking. Although Human Trafficking is known to be about women, it also includes men, children, and about trafficking for labor or commercial wrong doings.

She also said that it is the intent of the County to host a #WearBlueDay in Sumter County on January 10, 2020; the national #Wear Blue Day is January 11, 2020. Councilwoman McGhaney stated that it is her hope that the Assistant County Administrator, Mrs. Lorraine Dennis, will be able to involve the County, City, School District, Clergy, and businesses.

After the proclamation was presented to everyone, Council took action on its adoption.

ACTION: MOTION was made by Councilman McGhaney, seconded by Councilman Baker, and unanimously carried by County Council to adopt the proclamation as presented and directed the Chairman and the Clerk to execute and deliver the proclamation as appropriate.

#WearBlueDay Proclamation

WHEREAS, The U. S. Department of Homeland Security (DHS) has defined Human Trafficking as a means in which force, fraud, or coercion is used to obtain some type of labor or commercial sex act from men, women, and children worldwide including the United States of any age, race, gender, or nationality;

WHEREAS, Traffickers might use violence, manipulation, or false promises of well-paying jobs or romantic relationships to lure victims into trafficking situations; and traffickers may also use language barriers and fear of law enforcement officers to keep victims from seeking help; and

WHEREAS, These ruthless traffickers look for victims who are susceptible to psychological or emotional vulnerability, economic hardship, lack of a social safety net, natural disasters, or political instability; and

WHEREAS, *The Department Of Homeland Security works jointly with other agencies and law enforcement to stop the modern day slavery of Human Trafficking.*

NOW THEREFORE BE IT RESOLVED THAT, *I, James T. McCain, Jr., on behalf of members of Sumter County Council do hereby acknowledge the need to provide awareness of Human Trafficking by proclaiming*

Saturday, January 11, 2020, as
A BLUE CAMPAIGN DAY
in
Sumter County, South Carolina

BE IT FURTHER RESOLVED THAT, *all members of Sumter County Council and the citizens of this County are encouraged to participate in this day by wearing the color Blue and participating in any DHS event on January 11, 2020, to show your support in alleviating Human Trafficking.*

In WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Sumter County to be affixed during Council's meeting on the 10th Day of December 2019.

- (3) **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.**

No executive session was held on this matter.

OLD BUSINESS:

- (1) **19-914 - Third Reading -- An Ordinance Authorizing The Conveyance Of Property And The Granting Of Permissions On Property Located On Manning Avenue, Sumter, SC.**

Mr. Bryan, County Attorney, stated that there have been no changes to this ordinance since first reading. He said that the ordinance will allow for conveyance of property and the granting of permission on property located on Manning Avenue here in Sumter by South Carolina Department of Transportation for the revitalization project on this street.

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

ACTION: MOTION was made by Councilman Baker, seconded by Vice Chairman Byrd, and unanimously carried by County Council to grant approval of third reading and adoption of this ordinance as presented at third reading.

WHEREAS, *Sumter County, currently owns, either solely or jointly with the City of Sumter, property along Manning Avenue, identified as TMS numbers 250-16-01-039, 250-08-01-025, 250-08-01-027, 250-08-01-028, 250-08-01-029, 250-08-01-030 and 250-08-01-031; and*

WHEREAS, *the South Carolina Department of Transportation needs title to part of that property and certain permissions regarding some of the property that fronts on Manning Avenue for the Manning Avenue Revitalization Project; and*

WHEREAS, Sumter County does not need the property for any public purpose; and

WHEREAS, it is in the public interest for Sumter County Council to convey its interest in certain property and to grant permissions regarding other property fronting on Manning Avenue because the Manning Avenue Revitalization Project is desirable to Sumter County.

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 the Sumter County convey its interest in the land located along Manning Avenue, waive the requirement for any appraisal that would normally occur when right-of-way is acquired, waive any right of reimbursement for any right-of-way acquired and grant permissions as follows:

Sumter County Parcel

1. *Manning Avenue Revitalization Project Tract 36 (See Attachment 1)
645 Manning Avenue
Parcel ID: 250-16-01-039
Requirements:
 - a. *Permissions for Construction Slope and NPDES¹ compliance; and*
 - b. *Right of Way Acquisition (0.006 acre / 256.807 square feet).**

Sumter City & County Parcels

2. *Manning Avenue Revitalization Project Tract 73 (See Attachment 2)
5 E Fulton Street
Parcel ID: 250-08-01-025
Requirements:
 - a. *Permissions for Construction Slope and NPDES compliance; and*
 - b. *Right of Way Acquisition (0.017 acre / 722.130 square feet).**
3. *Manning Avenue Revitalization Project Tract 74 (See Attachment 3)
337 Manning Ave
Parcel ID: 2500801027
Requirements:
*Permissions for Construction Slope, NPDES compliance, and Drive Entrance.**
4. *Manning Avenue Revitalization Project Tracts 75 & 76 (See Attachment 4)
333 & 335 Manning Avenue
Parcel ID: 2500801028 and 2500801029
Requirements
 - a. *Permissions for Construction Slope, NPDES compliance, and Drive Entrance; and*
 - b. *Right of Way Acquisition (0.008 acre / 378.442 square feet).**

¹ National Pollutant Discharge Elimination System

5. *Manning Avenue Revitalization Project Tracts 77 & 78 (See Attachment 4)*
329 & 331 Manning Avenue
Parcel ID: 2500801030 and 2500801031

Requirements:

Permissions for Construction Slope, NPDES compliance, and Drive Entrance.

The County Administrator is authorized to sign any Deeds or other documents regarding the referenced parcels and the requirements described on behalf of the County of Sumter. The County Administrator is also authorized to waive the requirement for an appraisal and to waive reimbursement for any right of way acquisition in this instance.

COMMITTEE REPORTS:

(NOTE: *The County's Forfeited Land Commission Will Meet At 5:00 p.m. In County Council's Conference Room. If The Commission meeting ends early, the succeeding meeting may begin immediately after the Forfeited Land Commission Meeting.*)

- (1) Fiscal, Tax, and Property Committee Meeting December 10, 2019, 5:30 p.m. In County Council's Conference Room, Sumter County Courthouse 141 N. Main Street, Room 301. (McCain, Edens, McGhaney)

Chairman McCain gave the following report and recommendation from the Committee Meeting.

Sale Of Property – Ordinance 17-872 – The Committee discussed the sale of property owned by Sumter County on South Guignard Parkway (Tax Map #225-00-03-020) which was to be sold to Edward Tiller. Due to a lack of payment by Mr. Tiller, ordinance #17-872 will be rescinded and a new ordinance will be developed for the sale of this property to another person. The Committee recommended approval of this matter from staff.

ACTION: MOTION was and second were received from the Committee and unanimously carried by the County Council to approve the recommendation by rescinding ordinance 17-872 and to create a new ordinance to allow for the purchase of this property by another person.

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

MONTHLY REPORTS

1. 2019 Legislative Breakfast
2. Calendars for 2020
3. Sumter School District – National Board District
4. Christmas Gathering
5. Chamber Retreat
6. Board of Adjustment and Zoning meeting

COUNTY ADMINISTRATOR'S REPORT

Audit Team – Webster Rogers should have the External Audit completed by or before December 31, 2019. The audit should be ready for Council's review at the first or second meeting in January 2020.

PUBLIC COMMENT

- **George Bates** stated that he is a citizen of the Wedgefield Community. Mr. Bates asked Council to support the Sheriff by purchasing new cars and hiring new deputies in the county area.

- **Evelyn Brown** stated that she is having a hard time getting anyone to help clean the area on Murphy Street in the Boulevard area. She stated that no one is helping; the house roof is falling in.

ADJOURNMENT

There being no further business for Sumter County Council, and no additional comments from the public, the meeting was adjourned at 6:24 p.m. after a motion by Councilman Baker, seconded Vice Chairman Sumpter, and unanimously carried by Council.

Respectfully submitted,

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

Mary W. Blanding _____
Clerk to County Council
Sumter County Council

Approved: _____

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

Public Notified: Yes

Manner Notified: Agendas posted on bulletin board on third floor of the Administration Building.

Date Posted: December 9, 2019

Media Notified: Yes

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

Date Notified: December 6, 2019

Respectfully submitted,

Mary W. Blanding



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: January 8, 2020

SUBJECT: COUNTY COUNCIL AGENDA – January 14, 2020

The Sumter City-County Planning Commission will have the following land use item(s) for review at County Council on Tuesday, January 14 2020:

FIRST READING

RZ-19-17, 830 Race Track Rd. (County)

A request to rezone +/- 2.0 acres of land from Agricultural Conservation (AC) to General Commercial (GC). The property is located at 830 Race Track Rd. and is represented by Tax Map # 253-00-03-001 (part).

OA-19-11, Donation Bins (County)

Amend Article 4, Section K: Containers and Dumpsters and Article 10 Definitions within the Sumter County Zoning & Development Standards Ordinance to include specific requirements and definitions pertaining to donation bins.

OA-19-12, Cemeteries in the R-15 District (County)

Amend Article 3, Section 3.b.3; Article 3, Exhibit 4, and Article 5, Section 5.b.1.i to permit cemeteries in the R-15 District as a C-300 conditional use.

OA-19-14, Mini-Warehouse Off-Street Parking Requirements (County)

Amend Article 8, Exhibit 23: Off Street Parking Requirements for Non-Residential Land Uses in the Sumter County Zoning & Development Standards Ordinance in order to reduce minimum parking requirements for mini-warehouse uses.

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

Sumter County Council

January 14, 2020

First Reading

RZ 19-17, 830 Race Track Rd. (County)

I. THE REQUEST

Applicant:	CDP Sumter 2, LLC
Status of the Applicant:	Property Developer
Request:	A request to rezone a +/- 2.0 acre portion of Parcel 253-00-03-001 from Agricultural Conservation (AC) to General Commercial (GC)
Location:	830 Race Track Rd. located at the southeast corner of the intersection of US Hwy 521 South and Race Track Rd.
Size of Property:	+/- 2.00 acre portion of a 36.21 acre tract
Present Use/Zoning:	Undeveloped / Agricultural Conservation (AC). Highway Corridor Protection District (HCPD) Overlay.
Proposed Use of Property:	Dollar General / General Commercial Development
Tax Map Reference:	253-00-03-001 (Portion)
Adjacent Property Land Use and Zoning:	North – Farm / Agricultural Conservation (AC) South – Farm / Agricultural Conservation (AC) East – Farm / Agricultural Conservation (AC) West – Gas Station & Convenience Store / General Commercial (GC)

II. BACKGROUND

This request is to rezone a +/- 2.00 acre tract from Agricultural Conservation (AC) to General Commercial (GC). The applicant is requesting this rezoning in order to facilitate development of a Dollar General store on the site. The site is currently undeveloped.

The applicant has indicated that this property will be developed with a 9,100 SF general merchandise store, specifically a Dollar General. This use is classified as SIC 5399, Miscellaneous General Merchandise. While the use of a Dollar General is allowed in the Agricultural-Conservation (AC) zoning district as a Conditional Use -500, the applicant has chosen not to pursue the conditional use process. Instead, the applicant prefers to pursue rezoning the property to a commercial district so as to not limit the future reuse of this property.

Photos of the subject property as it exists today:

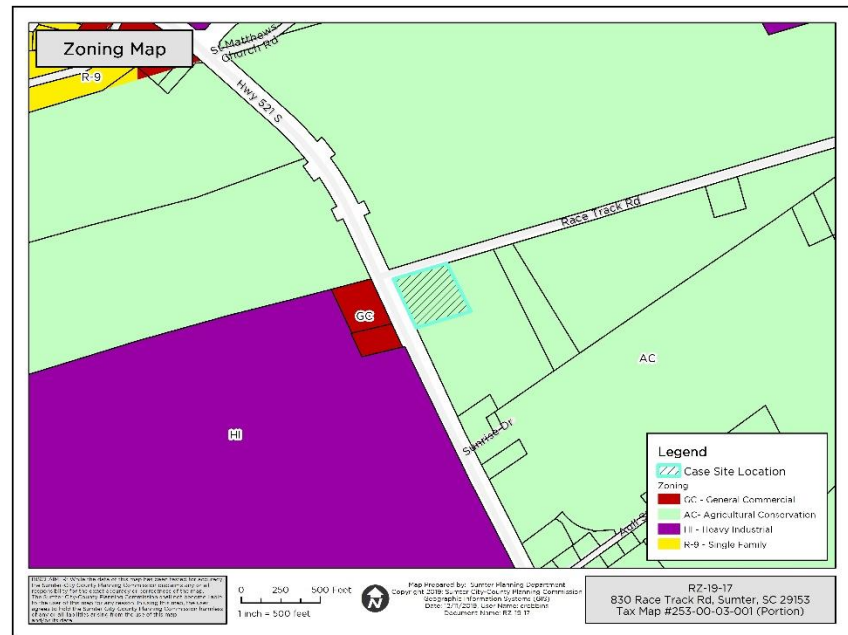


Above: The site is on the southeast corner of the intersection of US-521 South and Race Track Rd. ***Below:*** View of the property from US-521 South



As shown in the zoning map, to the right, the properties to the north, south, and east of the subject property are zoned Agricultural Conservation (AC), and the area to the west is zoned General Commercial (GC).

The primary purpose of the AC zoning district is to preserve areas that are currently rural or agricultural in use. The subject parcel, as well as the neighboring parcels to the north, west, and east consist of rural, undeveloped farmland and forest. AC zoning primarily permits low density residential development as well as low density commercial development centered on local commercial uses.



If successfully rezoned, the applicant has referenced plans to construct a Dollar General store on the property. Rezoning to General Commercial (GC) would permit the proposed use. If successfully rezoned to GC, the following is a non-exhaustive list of some of the other permitted and conditional uses that could also legally operate on the site.

Permitted Uses

Administrative Offices
Warehouses
Hardware Stores
Grocery Stores
Convenience Stores
Automotive Dealers
General Merchandise Stores
Used Merchandise and Pawn Shops
Tobacco Stores
Fireworks
Hotel and Motels
Auto Rental and Leasing
Car Washes
Nursing Care Facilities
Residential Care

Conditional Uses

Agricultural, Farming
Mini-warehouses
Mobile Home Dealers
Flea Markets
Dry Cleaning Plants
Rooming and Boarding Houses
Recreational Vehicle Parks and Camps
Massage Parlors and Spas
Auto Repair Shops
Automotive Parking
Mobile Home Parks
Multi-Family Apartments

The subject property is influenced by the Sumter County Highway Corridor Protection District (HCPD), a design review overlay district that influences exterior appearance of structures and other site development requirements. Any commercial or industrial development that would occur on site would be required to comply with the corresponding design and form guidelines in the HCPD.

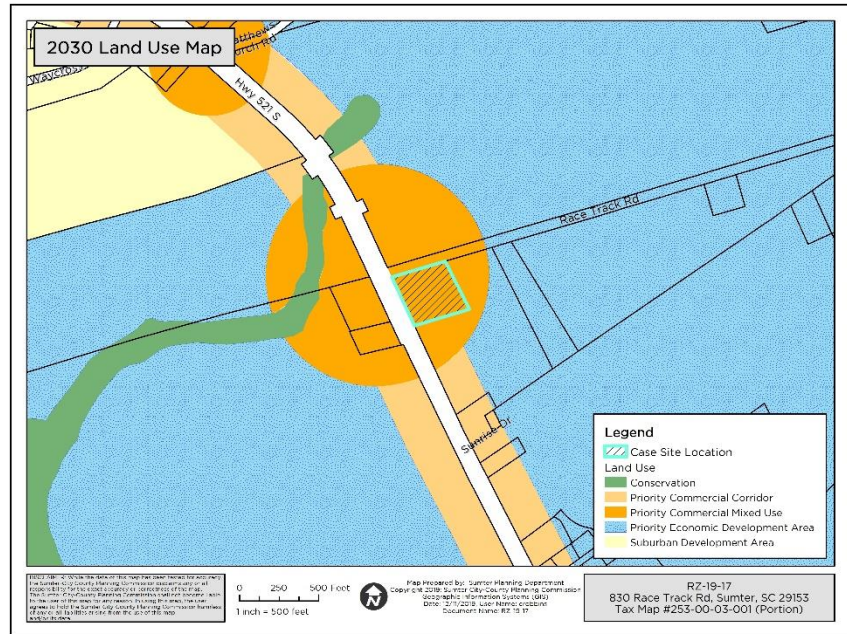
III. COMPATIBILITY WITH THE 2030 COMPREHENSIVE PLAN

As shown in the 2030 Land Use Map, the property is located within the Suburban Development Policy Area, Priority Commercial Mixed-Use Area. It is also influenced by the Priority Economic Development Area.

Priority Commercial Mixed-Use areas are identified on the map to direct future, high quality commercial and mixed-use development. These areas include anticipated greenfields such as the US-521 South Corridor, as well as established locations expected to redevelop with higher and better uses over time. As set forth in the broader suburban policies, continued commercial development is expected along major corridors. Priority locations are designated for protection against undesirable uses such as industrial, automotive repair, or uses primarily engaged in outdoor storage. These locations encourage both destination retail commercial uses and neighborhood commercial uses as appropriate. Design, layout, impact on adjacent properties, landscaping, and architecture all play a vital role in determining context viability.

Priority Economic Development Area designation offers protection to existing industrial parks and identifies additional development locations based on input from the Sumter County Development Board. Industrial, Manufacturing, Research, Campus-Style Office Headquarters and other major job creators are included in this category.

This site is just south of the Continental Tires manufacturing plant, additionally there is neighborhood supporting commercial development to the west across 51 South. The General Commercial (GC) zoning district, by definition, permits the broadest possible range of commercial uses of any commercial zoning district. Rezoning to a commercial designation is permitted by the plan. The broader policy implications related to design and aesthetics must be evaluated at time of commercial site planning regardless of the end use/user.



IV. TRANSPORTATION REVIEW

US Hwy 521 South (US-521) is an SCDOT owned five-lane roadway (2 travel lanes in each direction and a center paved median). It is functionally classified as a major arterial road, and is part of the National Highway System (NHS). The 2018 annual daily trip count (AADT) for US-521 was 8,400 vehicles. Race Track Rd is owned and maintained by Sumter County and has no functional classification or traffic count. The intersection is unsignalized, with US-521 having right-of-way. The site is located in Traffic Analysis Zone (TAZ) #06001.

There are no future plans in the SUATS 2045 Long Range Transportation Plan for this section of US-521 or Race Track Rd. US-521 was widened within the last 15 years to increase the number of lanes.

Any proposed development at the subject property will have its transportation impacts evaluated at time of site plan approval with appropriate mitigation measures imposed as needed.

V. STAFF RECOMMENDATION

Staff recommends approval. While this area currently has a less intensive development pattern consisting primarily of agricultural uses, with some nearby industrial zoning, the site is located on a major arterial highway and is located in an area identified in the Sumter 2030 Future Land Use Plan for priority mixed use commercial development. General Commercial (GC) zoning is consistent with this future land use designation.

VI. DRAFT MOTION

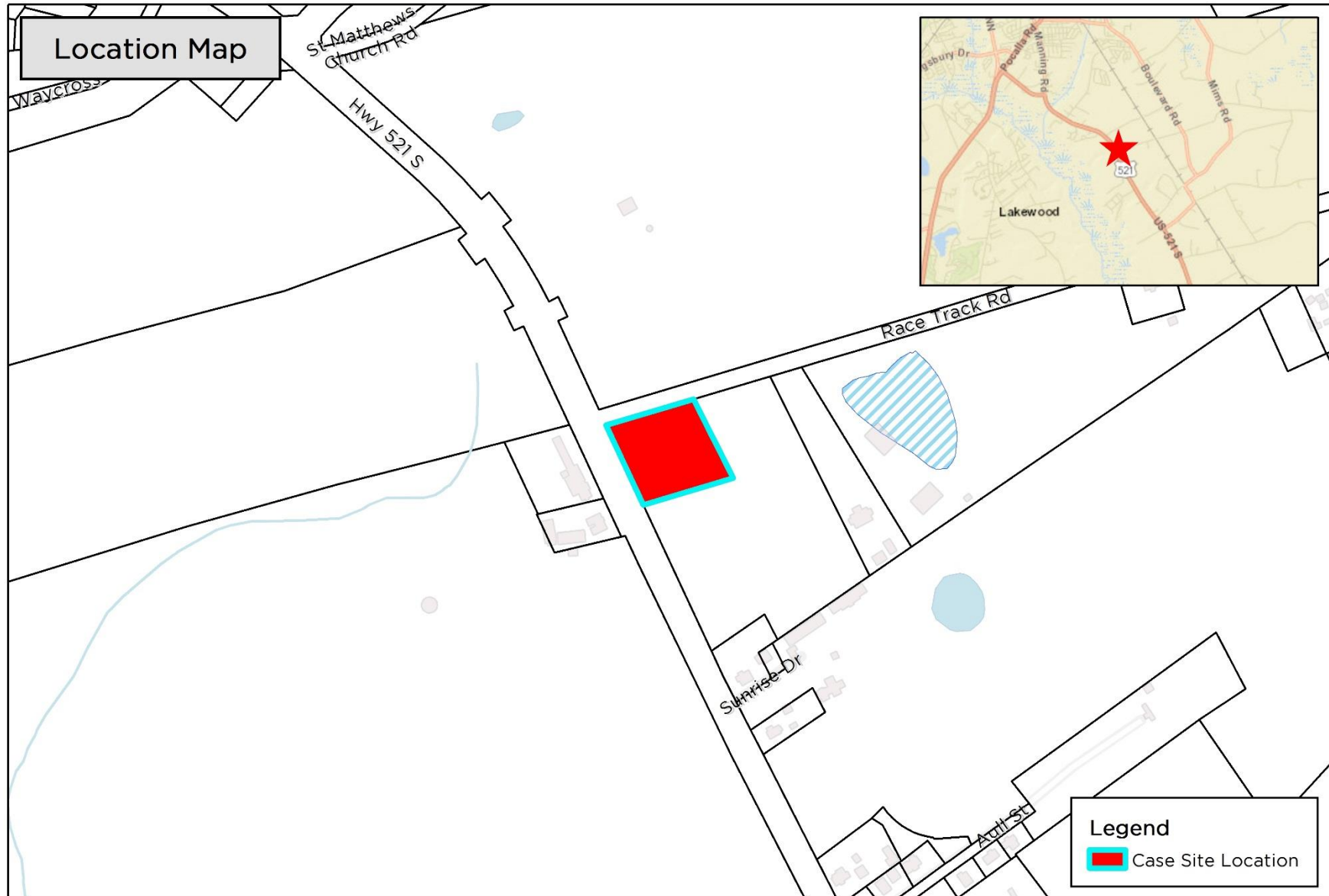
- 1) I move that the Planning Commission recommend approval of RZ-19-17, rezoning +/- 2.0 acres from Agricultural Conservation (AC) to General Commercial (GC).
- 2) I move an alternate motion.

VII. PLANNING COMMISSION – DECEMBER 18, 2019

The Sumter City – County Planning Commission at its meeting on Wednesday, December 18, 2019 recommended approval for the request referenced above to rezone a +/- 2.0 acres from Agricultural Conservation (AC) to General Commercial (GC).

VII. COUNTY COUNCIL – JANUARY 14, 2020 – FIRST READING

Location Map



Legend

 Case Site Location

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

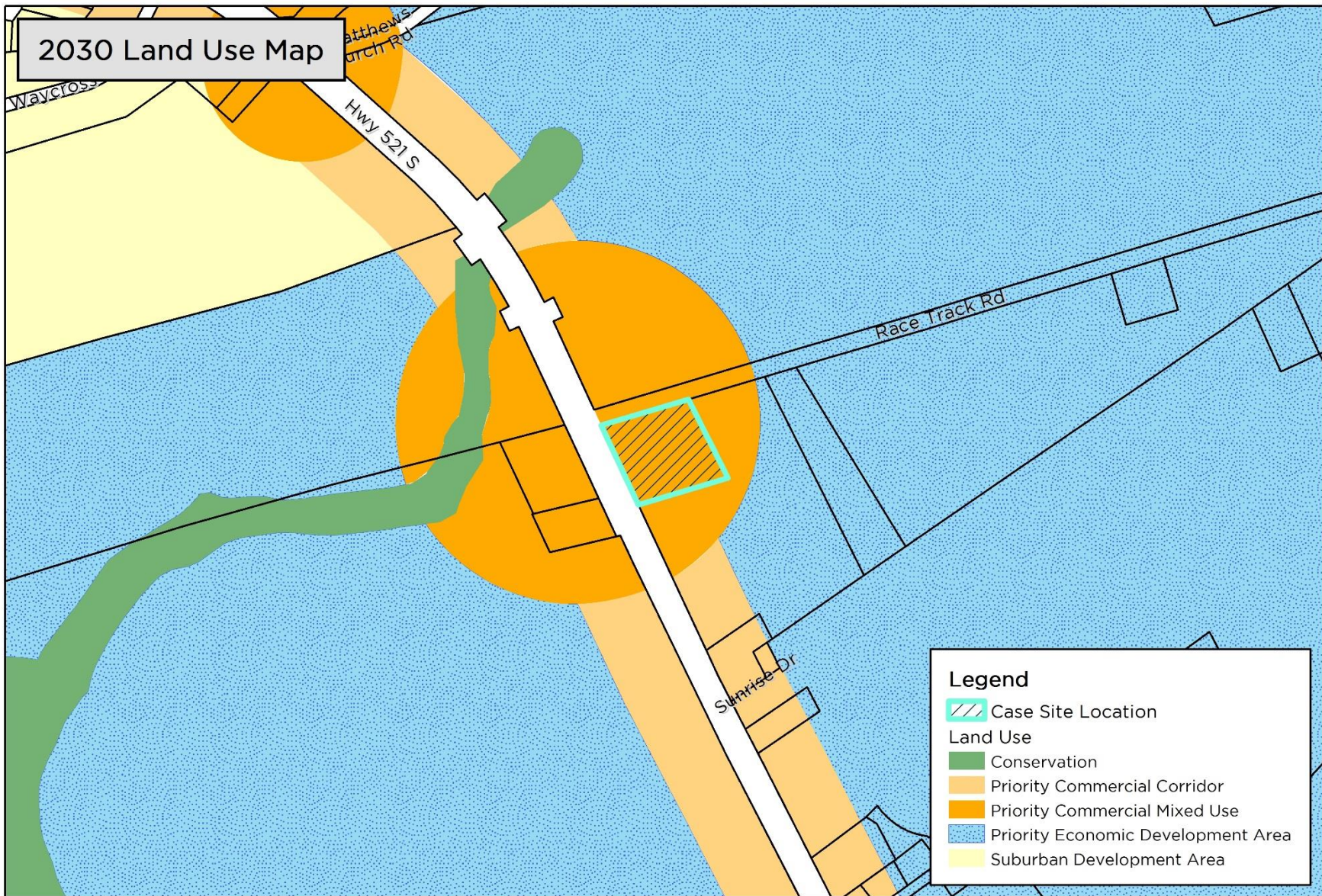
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1 inch = 500 feet



Map Prepared by: Sumter Planning Department
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Geographic Information Systems (GIS)
Date: 12/11/2019, User Name: crobbins
Document Name: RZ-19-17

RZ-19-17
830 Race Track Rd, Sumter, SC 29153
Tax Map #253-00-03-001 (Portion)

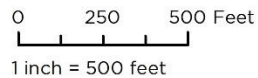
2030 Land Use Map



Legend

- Case Site Location
- Land Use**
 - Conservation
 - Priority Commercial Corridor
 - Priority Commercial Mixed Use
 - Priority Economic Development Area
 - Suburban Development Area

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Document Name: RZ-19-17

RZ-19-17
830 Race Track Rd, Sumter, SC 29153
Tax Map #253-00-03-001 (Portion)

Zoning Map

R-9

St. Matthews Church Rd

Hwy 521 S

Race Track Rd

GC

AC

HI

Surprise Dr

Artis S

Legend


 Case Site Location

Zoning

 GC - General Commercial

 AC- Agricultural Conservation

 HI - Heavy Industrial

 R-9 - Single Family

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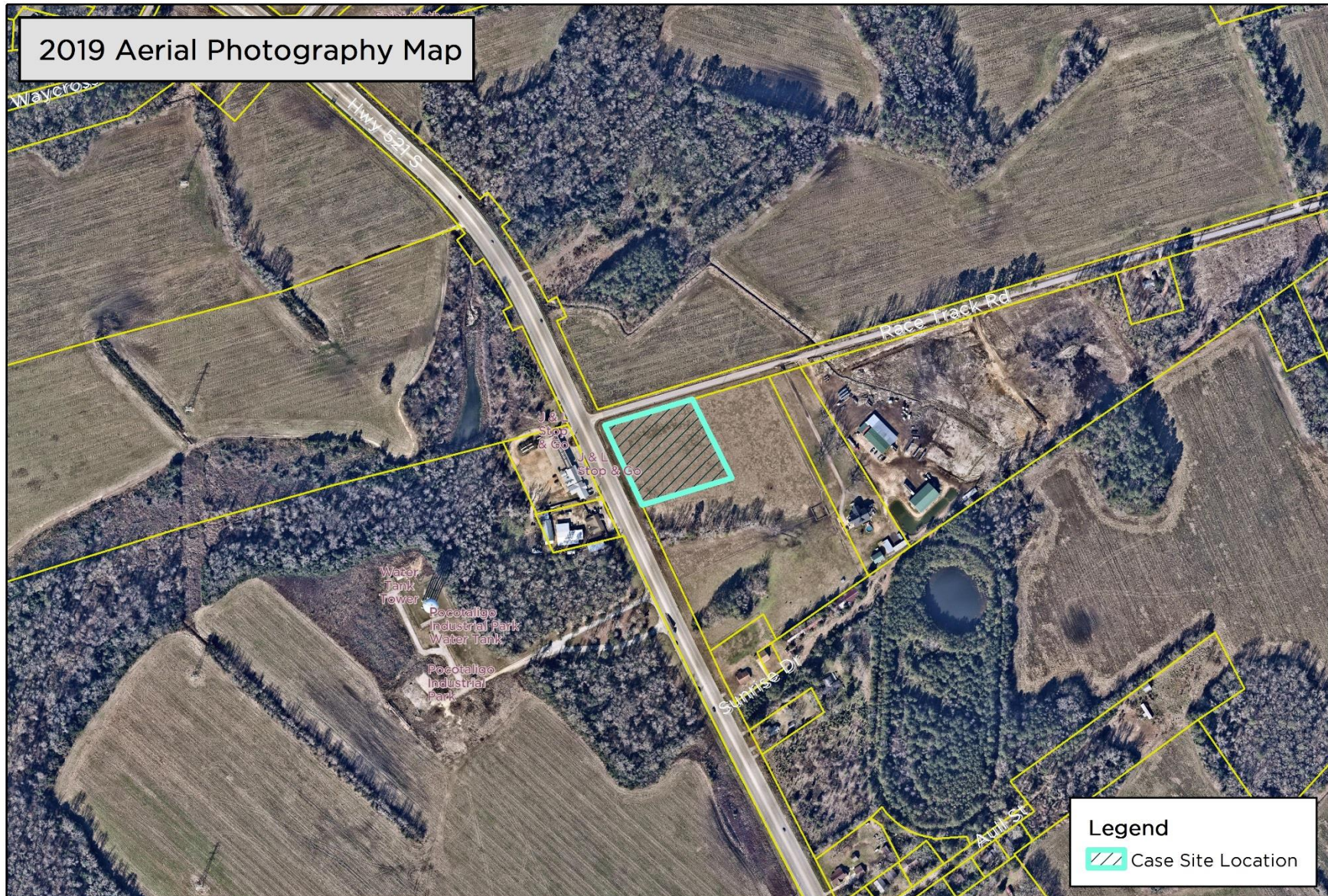
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RZ-19-17
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2019 Aerial Photography Map



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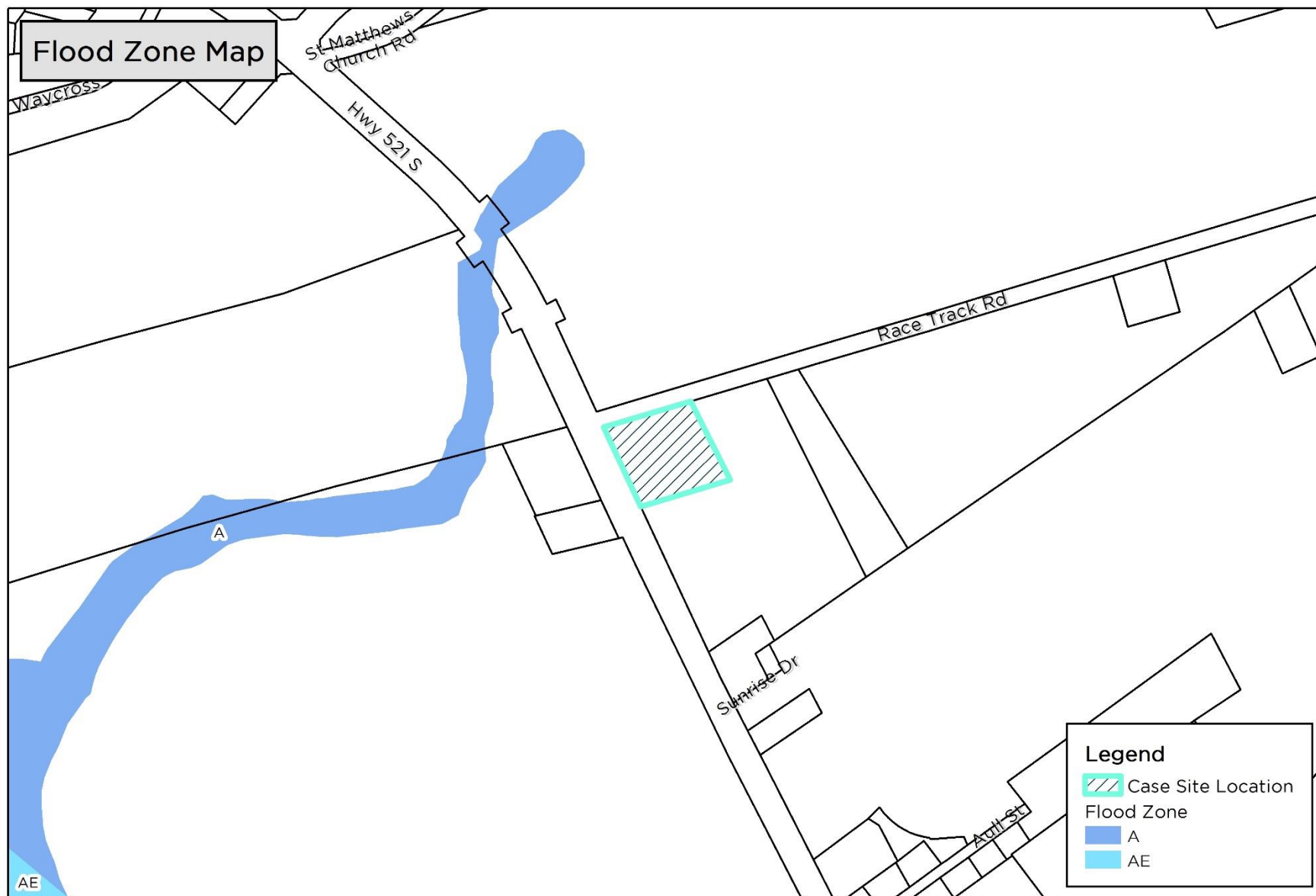
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Geographic Information Systems (GIS)
Date: 12/11/2019, User Name: crobbins
Document Name: RZ-19-17

Legend

 Case Site Location

RZ-19-17
830 Race Track Rd, Sumter, SC 29153
Tax Map #253-00-03-001 (Portion)

Flood Zone Map



Legend

-  Case Site Location
- Flood Zone
-  A
-  AE

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RZ-19-17
830 Race Track Rd, Sumter, SC 29153
Tax Map #253-00-03-001 (Portion)

Sumter County Council

1st Reading
January 14, 2020

Planning Commission Staff Report

OA-19-11, Donation Bins (County)

I. THE REQUEST

Applicant: Green Zone Recycling

Request: Amend Article 4, Section K: Containers and Dumpsters and Article 10 Definitions within the Sumter County Zoning & Development Standards Ordinance to include specific requirements and definitions pertaining to donation bins.

II. BACKGROUND

The applicant has submitted an ordinance amendment request with the goal of establishing specific criteria concerning the placement of donation bins in the County. Donation bins can be defined as mobile structures used to receive materials including but not limited to clothing, office supplies, and other household goods donated by the public.

In recent years, donation bins have been placed on private property by a variety of organizations with the intent of collecting donated goods from the general public. Organizations collecting these goods are both for-profit and not-for-profit businesses. Staff inspection of the bins has revealed that most are owned and operated by for-profit organizations. Based on information available on the websites of these for-profit organizations, the donated goods received are processed and sold to second hand markets for profit. Often, these organizations tout that their services provide environmental benefits by facilitating re-use of donated goods that would otherwise end up in solid waste landfills. Planning staff does not refute any benefits, environmental or otherwise, that are being claimed by these organizations. However, in most instances, these bins are being placed on commercial property at highly visible locations along the busiest thoroughfares within the community. Additionally, there are instances where bins have been placed in the middle of parking lots and in required dedicated parking spaces. At some bin locations, materials have been left outside of bins, decreasing the aesthetics of the general area.

Currently, the majority of donation bins located within the County conflict with *Zoning & Development Standards Ordinance* requirements and are in conflict with Comprehensive Plan policies and goals, specifically the overarching goal to “transform the built, visual image of Sumter”.



Above: Donation bins on S. Lafayette Dr.



Above: Donation bin at 2730 Broad St.



Above: Donation bin at 835 Broad St.

The County *Zoning & Development Standards Ordinance* does not have specific requirements for donation bins. From an administrative and enforcement standpoint, it has been determined by the Zoning Administrator that donation bins are materially the same as commercial dumpsters or containers. They are receptacles where unwanted or waste products are placed temporarily until removal from the site. Therefore, dumpster and container screening and siting standards are applicable. Per *Article 4.k.1*, dumpsters and containers are to be screened on at least three sides by intensive landscaping, a fence, a wall, or other opaque enclosure. Containers, or groups of containers with a combined size of less than 6 cubic yards are exempt from this requirement. However, in many instances there are several bins on a site that have a combined size that would trigger the screening requirements. Additionally, bins are placed in dedicated parking spaces and other locations not in conformance with development standards. Donation bins must only be placed on a site in accordance with an approved location plan and if applicable, an approved Highway Corridor Protection District (HCPD) application.

These bins have recently come under review, as it was determined that County business licenses are required for each of the for-profit bin operators. After review of the submitted business license applications, the Planning Department has determined that required business license applications cannot receive zoning approval until compliance is achieved. This fact has prompted discussion with the applicant, and has led to the applicant submitting ordinance amendment applications for the County. The applicant has stated in both applications that the reason for the proposed ordinance amendment request is that applicable zoning standards make it impossible to collect enough material to continue to service the County.

Due to the fact that these bins are often placed by off-site operators who desire visible locations in highly traveled areas, the development of separate standards concerning their placement on sites is appropriate provided that such language is content neutral and in line with Comprehensive Plan policies and goals.

Proposed Text Amendment

The applicant has submitted ordinance language for consideration as a part of their application. This language is the same for both the City and County applications and is included in this staff report as Attachment 1.

Staff has reviewed the proposed amendment and has developed recommended ordinance language. A strike-through of the recommended language is included in this staff report as Attachment 2.

An analysis of the applicant submitted ordinance language and the staff recommended ordinance language is provided below.

Below is a summary of the proposed recommended ordinance text changes:

1. Amend *Article 4, Section K: Containers and Dumpsters* to include *Section 4.k.2 Donations Bins* to provide specific requirements for the placement of donations bins on private property. (County)
2. Amend *Article 10: Definitions* to include definitions for Donation Bin and Garbage Container. (County)

Comparison Analysis

The applicant submitted ordinance language contains several points that staff is in agreement with. This includes donation bin size standards, non-compliant bin removal language, plan review language, property owner permission language, bin material standards, and bin maintenance standards. Staff has included these components in the recommended alternative ordinance text. The applicant submitted ordinance language also includes general processing requirements that have been modified for alignment with local processes or removed altogether if not applicable.

Staff is of the opinion that the applicant's submitted ordinance language does not go far enough in regards to siting standards. Staff has included language that specifically states that donation bins shall not be located in dedicated parking spaces, drive aisles, landscaping buffer yards, etc. Additionally, staff believes that providing screening for donation bins is important if they are not located immediately adjacent to the building. It is not appropriate for these bins to be placed in large parking lots on highly traveled roads at highly visible locations without suitable siting standards. Staff has included specific siting language when a donation bin is not located immediately adjacent to an existing building. From a design perspective, staff believes that it is more appropriate to site donation bins adjacent to existing buildings, as this offsets many of the aesthetic and functional issues associated with the bins being located in more open areas of the site. Providing a more aesthetically pleasing, functional, and compliant method for the placement of these donation bins is achievable, as evidenced by pictures located on the applicant's website showing a site in Clayton, NC, where donation bins are placed with a suitable enclosure and located in an appropriate location on the larger site (see picture on pg. 5).

Additionally, staff has included the following language that is supplemental to the applicant's proposal:

- No more than three donation bins are permitted on any single parcel or cohesive internally connected development.
- Donation bin placement is only permitted on non-residentially used properties in the General Commercial (GC), Limited Commercial (LC), Neighborhood Commercial (NC), and Planned Development (PD) zoning districts.
- Signage requirements concerning status and contact information for the organization placing the bin.
- Signage allowance of 9 sq. ft. on two sides of an enclosure.

Finally, staff has developed specific definitions to be included in *Article 10* of the *County Zoning & Development Standards Ordinance* to clearly define both donation bin and container, in order to distinguish the two from an applicability standpoint.



Above: Donation bin enclosure in Clayton, NC.

Planning Commission Committee of the Whole

The Planning Commission, at its November 20, 2019 meeting, deferred this request to a special Committee of the Whole meeting to further discuss the specific proposed ordinance language. The Planning Commission was specifically interested in receiving feedback from established community non-profits that may operate bins that would come under the purview of the ordinance amendment (i.e., Goodwill, Salvation Army, and United Ministries).

The Committee of the Whole meeting was held on December 12, 2019. Salvation Army representatives were in attendance to provide input. Input was received from United Ministries. Generally, there were no concerns from these organizations. Salvation Army stated that they plan to remove the stand alone bin that is on the vacant Broad St. site.

Also at the Committee of the Whole meeting, Planning Commission members expressed concern over the screening requirements. With the primary concern being that if fences or enclosures were used they would not be aesthetically pleasing and would detract from stated goals. Screening requirements were adjusted to address these concerns. The applicant stated general agreement with the overall ordinance language.

II. STAFF RECOMMENDATION

Staff recommends approval of the staff developed ordinance amendment provided in this staff report as Attachment 2. This ordinance language is content neutral as far as it's applicability to the for-profit or non-profit status of the bin operator. Additionally, it is content neutral with respect to whether or not a donation bin is associated with a brick and mortar business location or whether it is placed on a property by an off-site bin operator. If a donation bin is located outside of the exterior walls of a building, these requirements are applicable, with screening requirements being applicable in cases where donation bins are not located adjacent to existing buildings. Screening is an important consideration as a majority of donation bins are located in the Highway Corridor Protection District (HCPD), a design overlay district along major roads in the City and County. Most of the current bin locations are also within the Priority Commercial Corridor Planning Area as described in the Comprehensive Plan. Design, layout, impact on adjacent properties, landscaping, and architecture all play a vital role in determining context viability in the planning area. Finally, the recommended ordinance language helps facilitate the overarching Comprehensive Plan goal to transform the built, visual image of Sumter.

IV. DRAFT RECOMMENDATIONS

- 1) I move that the Sumter City-County Planning Commission recommend approval of OA-OA-19-11, with ordinance language contained in Attachment 2, in order to amend *Article 4 Section K* of the *Sumter County Zoning & Development Standards Ordinance* to provide specific requirements for donations bins and to amend *Article 10* of the *Sumter County Zoning & Development Standards Ordinance* to include specific definitions pertaining to donation bins.
- 2) I move an alternate motion.

V. PLANNING COMMISSION – November 20, 2019

The Sumter City-County Planning Commission at its meeting on Wednesday, November 20, 2019 deferred this request to a Committee of the Whole for further discussion.

At the Committee of the Whole meeting on December 12, 2019, the Planning commission directed staff to make adjustments to the proposed ordinance concerning screening requirements.

The Sumter City-County Planning Commission at its meeting on Wednesday, December 18, 2019 forwarded this ordinance amendment request with a favorable recommendation to County Council.

VI. COUNTY COUNCIL – JANUARY 14, 2020 – FIRST READING

Publicly accessible collection bins.

- (a) No publicly accessible collection bin shall be placed on any property unless the provider of the bin has first obtained a permit from the zoning administrator.
- (b) An application for the placement of a publicly accessible collection bin shall be filed with the zoning administrator. The application shall require the following information:

 - (1) The name, address and telephone number of the applicant.
 - (2) The address where the publicly accessible collection bin is proposed to be located.
 - (3) A site plan showing the proposed location of the publicly accessible collection bin and demonstrating compliance with the regulations imposed by this section.
 - (4) The name, address and telephone number of the owner of the property where the publicly accessible collection is to be located.
 - (5) Written permission from the owner or tenant or an authorized representative thereof of the property where the publicly accessible collection bin is to be located authorizing the placement of such bin on the property.
 - (6) Payment of an application fee of twenty-five dollars (\$25.00).
- (c) If after review of the application and such investigation as the zoning administrator deems appropriate, the zoning administrator concludes that the publicly accessible collection bin will comply with all applicable provisions of the zoning code including this section, he shall issue a permit authorizing placement of the publicly accessible collection bin in accordance with the application.
- (d) All publicly accessible collection bins shall comply at all times with the following standards:

 - (1) A bin including any pad or elevating device shall not exceed six and one-half (6.5) feet in height, six (6) feet in width and five (5) feet in depth. The storage compartment shall be securely locked at all times so as to prevent access by unauthorized persons.
 - (2) The front of the bin shall prominently display the name, address and telephone number of the provider of the bin printed in characters that are not less three (3) inches and not more than five (5) inches in height.
 - (3) The provider of the bin shall promptly remove any material intended to be collected in the bin which has been left outside the bin.
 - (4) The bin shall be constructed of painted metal or durable UV-resistant vinyl, fiberglass or other similar low maintenance material.
 - (5) The bin shall at all times be maintained in good repair, in a clean condition and free of graffiti and other unauthorized writing, painting, drawing or inscriptions. The provider of the bin shall promptly remove any refuse placed on or in the vicinity of the bin. No bin may be used for advertising or promotional purposes except to the extent provided in subsection (d)(2) above.
- (e) Publicly accessible collection bins shall not be placed within the public right-of-way including any sidewalk located within the public right-of-way or on any property owned by or under the jurisdiction of the city without prior authorization by the city council.
- (f) Publicly accessible collection bins shall be placed on a durable all-weather surface such as concrete or blacktop.
- (g) If a publicly accessible collection bin is placed or remains in violation of any provision of this section or any other provisions of the zoning code, the zoning administrator shall give written notice of the violation by personal service or certified mail to the provider of the bin at the address placed on the bin pursuant to subsection (d)(2) above, or in the event that the

address is no longer legible, to the address of the person listed on the application for placement of the bin. In the event that the violation is not corrected within seventy-two (72) hours, the zoning administrator may direct the removal and storage of the bin.

- (h) If the zoning administrator has removed and stored a publicly accessible collection bin, he shall give written notice by personal service or certified mail to the provider of the bin at the address placed on the bin pursuant to subsection (d)(2) above, or in the event that the address is no longer legible to the address of the person listed on the application for placement of the bin, that the bin will be disposed of if not retrieved from storage within thirty (30) days from the date of notice. If the bin is not retrieved from storage within thirty (30) days from the date of such notice, the zoning administrator may dispose of the bin.

OA-19-11, Ordinance Strike-Through

Amend Article 4, Section K as follows:

Section K: GARBAGE CONTAINERS, ~~AND DUMPSTERS,~~ AND DONATION BINS

4.k.1. All exterior dumpsters or exterior garbage containers (excluding containers or group of containers with a combined capacity of less than six cubic yards) shall be screened on all but one side by a fence wall, intensive landscaping, or other suitable opaque enclosure. The average height of the enclosure shall be one (1) foot more than the height of the container but shall not be required to exceed eight (8) feet in height. The open side shall be obscured from street visibility to the extent possible.

4.k.2 Donation Bins

- a. Donation bins, as defined in Article 10, shall only be located on property within the General Commercial (GC), Limited Commercial (LC), Neighborhood Commercial (NC), or Planned Development (PD) zoning districts. For property with the PD zoning district designation, donation bins shall only be located in designated commercial areas. Donation bins shall not be located on any vacant or developed parcels of property, nor shall they be sited on parcels that contain a residential land use.
- b. No more than 3 donation bins are permitted on a single parcel of property.
- c. No more than 3 donation bins are permitted on any common internally connected commercial center, strip development, or similar land use type regardless of the number of parcels that are part of the development area.
- d. Donation bins shall not be placed within public right-of-way, including any sidewalk located within the public right-of-way.
- e. Donation bins shall not be located in any designated parking spaces, landscape buffer areas, required parking aisles, fire lanes, or loading/unloading areas.
- f. Donation bins shall be placed on a durable all-weather surface such as concrete or asphalt.
- g. Donation bins shall be constructed of painted metal or durable UV-resistant vinyl, fiberglass, or other similar low maintenance material.
- h. Site plan approval and Highway Corridor Protection District approval (if applicable) is required prior to the placement of donation bin is such bin in not located within 3 feet of an existing building.

- i. Donation bins not located within 3 feet of an existing building shall be located adjacent to an existing landscaped tree island or landscape strip that consists of either tall shrubs, evergreen trees, or deciduous trees of sufficient quantity to provide an opaque screen on at least one side on the bin. Such adjacent landscape features shall screen the donation bin from the street or road, unless such a bin is located on an outer edge of a developed area that is not adjacent to a street or road.
- j. If a donation bin is placed in an opaque enclosure, such enclosure may contain a maximum of 9 sq. ft. of signage on 2 sides.
- k. Written permission from the property owner of record is required prior to placement of a donation bin on a property.
- l. The following information shall be clearly displayed on the front or primarily visible side of any donation bin:
 - 1. For-profit organizations shall have a statement indicating that donations are to a for-profit organization and may not be tax deductible
 - 2. Non-profit organizations shall have a statement indicating that donations are to a non-profit organization and may be tax deductible.
 - 3. Name of the donation bin owner, current mailing address, and phone number.
- m. Donation bins shall at all-times be maintained in good repair, in a clean condition, free of accumulated materials placed on or outside of the donation bin, and free of graffiti and other unauthorized writing, painting, drawing, or inscriptions.
- n. Donation bin owners shall promptly remove, within 24 hours, any refuse placed on or in the vicinity of the donation bin.
- o. If any donation bin is found to have violated any of the previous requirements, Sumter County is allowed to remove the donation bin from its location 72 hours after written notice is sent to the property owner of record and the donation bin owner via certified mail or personal service.
- p. Written notice will be provided via certified mail to the donation bin owner if a donation bin has been removed from a site by Sumter County. The donation bin owner shall have 30 days from the date stated on such a written notice to reclaim the donation bin.

Amend Article 10: Definitions

Donation Bin – A mobile structure that is located outside of the walls of an enclosed building and is used to receive materials including but not limited to clothing, office

supplies, and other household goods donated by the public. Donation bins do not exceed 8 feet in length by 10 feet in width and 8 feet in height or 640 cubic feet.

Garbage Container – A container used for the temporary storage of rubbish or materials to be recycled, pending collection by a sanitation truck or other means. Also referred to as a Dumpster.

OA-19-11, Ordinance Strike-Through

Amend Article 4, Section K as follows:

Section K: GARBAGE CONTAINERS, ~~AND DUMPSTERS,~~ AND DONATION BINS

4.k.1. All exterior dumpsters or exterior garbage containers (excluding containers or group of containers with a combined capacity of less than six cubic yards) shall be screened on all but one side by a fence wall, intensive landscaping, or other suitable opaque enclosure. The average height of the enclosure shall be one (1) foot more than the height of the container but shall not be required to exceed eight (8) feet in height. The open side shall be obscured from street visibility to the extent possible.

4.k.2 Donation Bins

- a. Donation bins, as defined in Article 10, shall only be located on property within the General Commercial (GC), Limited Commercial (LC), Neighborhood Commercial (NC), or Planned Development (PD) zoning districts. For property with the PD zoning district designation, donation bins shall only be located in designated commercial areas. Donation bins shall not be located on any vacant or developed parcels of property, nor shall they be sited on parcels that contain a residential land use.
- b. No more than 3 donation bins are permitted on a single parcel of property.
- c. No more than 3 donation bins are permitted on any common internally connected commercial center, strip development, or similar land use type regardless of the number of parcels that are part of the development area.
- d. Written permission from the property owner of record is required prior to placement of a donation bin on a property.
- e. Donation bins shall not be placed within public right-of-way, including any sidewalk located within the public right-of-way.
- f. Donation bins shall not be located in any designated parking spaces, landscape buffer areas, required parking aisles, fire lanes, or loading/unloading areas.
- g. Donation bins shall be placed on a durable all-weather surface such as concrete or asphalt.
- h. Donation bins not located within 2ft. of an existing building are subject to the following requirements:

1. Site plan approval and any other applicable approvals required by the Sumter County Zoning & Development Standards Ordinance.
 2. Screening on all but one side consisting of a fence or wall, intensive landscaping, or other suitable opaque enclosure.
 3. If a donation bin is placed in an opaque enclosure, such enclosure may contain a maximum of 9 sq. ft. of signage on 2 sides.
- i. The following information shall be clearly displayed on the front or primarily visible side of any donation bin:
 1. For-profit organizations shall have a statement indicating that donations are to a for-profit organization and may not be tax deductible
 2. Non-profit organizations shall have a statement indicating that donations are to a non-profit organization and may be tax deductible.
 3. Name of the donation bin owner, current mailing address, and phone number.
 - j. Donation bins shall be constructed of painted metal or durable UV-resistant vinyl, fiberglass, or other similar low maintenance material.
 - k. Donation bins shall at all-times be maintained in good repair, in a clean condition, free of accumulated materials placed on or outside of the donation bin, and free of graffiti and other unauthorized writing, painting, drawing, or inscriptions.
 - l. Donation bin owners shall promptly remove, within 24 hours, any refuse placed on or in the vicinity of the donation bin.
 - m. If any donation bin is found to have violated any of the previous requirements, Sumter County is allowed to remove the donation bin from its location 72 hours after written notice is sent to the property owner of record and the donation bin owner via certified mail or personal service.
 - n. Written notice will be provided via certified mail to the donation bin owner if a donation bin has been removed from a site by Sumter County. The donation bin owner shall have 30 days from the date stated on such a written notice to reclaim the donation bin.

Amend Article 10: Definitions

Donation Bin – A mobile structure that is located outside of the walls of an enclosed building and is used to receive materials including but not limited to clothing, office supplies, and other household goods donated by the public. Donation bins do not exceed 8 feet in length by 10 feet in width and 8 feet in height or 640 cubic feet.

Garbage Container – A container used for the temporary storage of rubbish or materials to be recycled, pending collection by a sanitation truck or other means. Also referred to as a Dumpster.

Sumter County Council

January 14, 2020
FIRST READING

OA-19-12, Cemeteries in the R-15 District (County)

I. THE REQUEST

Applicant: Raymond Rhodes

Request: Amend Article 3, Section 3.b.3; Article 3, Exhibit Four, and Article Five, Section 5.b.1.i to permit cemeteries in the R-15 District as a C-300 conditional use.

II. BACKGROUND

This request originated as a rezoning application, RZ-19-16, that was heard by the Planning Commission at the November 20, 2019 meeting. The Applicant, Raymond Rhodes, requested to rezone from Residential-15 to Agricultural Conservation (AC) in order to establish a six (6) plot private family cemetery on that parcel where his home is located. After discussion between the Planning Commission and Mr. Rhodes, the request was converted to a zoning ordinance text amendment. The analysis of the ordinance amendment request and proposed text amendment follow.

Private or personal cemeteries are not an uncommon feature in some of the more rural portions of the county. These uses are not operated for profit, typically are small in scale, and are often established on generationally owned land. While cemetery uses on their face seem simple and straightforward, they can potentially have significant land use impacts. The presence of a cemetery on a private property impacts the ability to sell the property in the future, and significantly hinders future redevelopment of the site, as moving human remains once interred is a lengthy and complicated legal process. Once established, most cemeteries operate in perpetuity, and so careful consideration should be given to ensure that cemetery locations do not conflict with plans for future development of the area.

Under the current zoning regulations, cemeteries that are not operated by a Church or Religious Organization are primarily confined to less densely developed, more rural zones: the AC, AC-10, and CP zoning districts. Establishing a cemetery use in these zones requires obtaining C-300 Conditional Use approval, which includes obtaining approval signatures from $\frac{3}{4}$ (75%) of the property owners within 300 ft. of the proposed use, meeting the requisite development standards, and providing details on the location, size, upkeep, and maintenance of the facility.

While the R-9 District does allow for for-profit, commercially operated cemeteries, none of Sumter County's residential zones allow for personal cemetery uses. The applicant's proposed amendment would alter the current zoning configuration to allow for cemeteries in the R-15 district.

The R-15 district is characterized by residential lot sizes 15,000 sq. ft. in size or greater, and primarily consists of areas that are suburban in nature. The R-15 district is typically developed into residential subdivisions with lots that are typically developed at a size and character that would be incompatible with an on-site personal cemetery use. However, there are certain areas of Sumter County that have R-15 zoning, but are more similar to rural zoned areas in lot size, pattern of development, and character.

Under the current zoning regulations, the only way to establish a personal cemetery use at these larger R-15 properties would be to apply for a rezoning, as the applicant initially did. However, rezoning these properties in order to facilitate a proposed family cemetery use is not always prudent, as switching the a residential zone to a non-residential zone like the AC district opens the formerly residential property to a wider range of potentially incompatible commercial and non-residential uses.

The intent of this text amendment is to provide a pathway for large residential properties within the R-15 district to establish personal cemeteries without having to rezone the property. The key considerations in adapting cemetery uses to the R-15 district are to ensure that the property is of a sufficient size and character to accommodate the use, that there is consensus among the residents of the area about the appropriateness of the use, and that long term plans for the upkeep and maintenance of the facility are in place.

Proposed Text Amendment:

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

1. Amend Article 3: Section 3.b.3– Conditional Uses (R-15 District) to include Cemeteries as a conditional use in the R-15 District.
2. Amend Article 3: Exhibit 4 – Permitted and Conditional Uses in the Residential Districts to include Cemeteries as a C-300 use in the R-15 district
3. Amend Article 5: Section 5.b.1.i to list use requirements specific to C-300 Cemetery uses in the R-15 District.

III. STAFF RECOMMENDATION

Staff recommends approval of this request. The proposed C-300 conditional use requirements require both planning review and neighborhood input, which should ensure compatibility for the desired cemetery uses while providing a pathway for those in appropriate R-15 properties to establish the use without substantially altering the subject parcel’s permitted uses through rezoning.

IV. DRAFT RECOMMENDATIONS

- 1) I move the Sumter City-County Planning Commission recommend approval of OA-19-12, Cemeteries in the R-15 Zoning District, adding cemeteries as a C-300 conditional use in the R-15 zoning districts.
- 2) I move an alternate motion.

V. PLANNING COMMISSION – DECEMBER 18, 2019

The Sumter City – County Planning Commission at its meeting on Wednesday, December 18, 2019, voted to recommend approval of this request.

VI. COUNTY COUNCIL – JANUARY 14, 2020 – FIRST READING

ATTACHMENT 1

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

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

- a. Single-family attached dwelling;
- b. Townhouse and patio homes (subject to the provisions in the R-6 district);
- c. Bed and Breakfast Inn (only in the R-9 district);
- d. Community Centers;
- e. Golf Courses – public and private, with SIC classification 7992 & 7997;
- f. Swimming & Tennis Clubs, with SIC classification 7997;
- g. Elementary & secondary schools, with SIC classifications 82 & 821;
- h. Libraries, with SIC classification 823;
- i. Nursing & Personal Care Facilities (only in R-9), with SIC classification 805;
- j. Museums & Art Galleries, with SIC classification 841;
- k. Arboreta & Botanical or Zoological Gardens, with SIC classification 842;
- l. Civic, Social, & Fraternal Associations (only in R-9), with SIC classification 864;
- m. Religious organizations, with SIC classification 866;
- n. Public safety facilities or buildings, with SIC classification 922;
- o. Ash gardens (only allowed adjacent to a religious or consecrated facility);
- p. Cemeteries ~~(only in R-9)~~;
- q. Child Day Care (only in R-9) SIC classification 832 & 835;
- r. Adult Day Care (only in R-9) SIC classification 832 & 835;
- s. Home Day Care (R-15 and R-19) as Home Occupation – See section 5.b.1.g.

Amend Article 3, Exhibit 4: Permitted and Conditional Uses in the Residential Districts

PERMITTED & CONDITIONAL USES	R-15	R-9	R-6	GR	RMF	SIC
Ash Gardens	C	C	C	C	C	N/A
Cemeteries	<u>C-300¹</u>	C	C	C	C	N/A

1. Use review in accordance with Section 5.b.1.i of the Ordinance.

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

- i. Cemeteries: The following conditions apply to all cemetery sites for Conditional-300 use approval in the R-15, AC, AC-10, and CP Districts. ~~(NOTE: Cemeteries can be conditionally permitted on separately platted parcels or in conjunction with religious use or on private property within specified zoning districts):~~
 1. Applicant shall obtain signatures of approval from at least 75% of the property owners and/or tenants within 300 ft. of the cemetery boundary where the proposed use shall be located.
 2. Proposed cemetery sites must meet the minimum development standards for the zoning district in which it is to be located to include: ~~minimum lot size and all setbacks for non-residential use.~~
 - a. Minimum Lot size:
 1. Residential-15 (R-15): Two (2) acres;
 2. Agricultural Conservation (AC): One (1) acre;
 3. Agricultural Conservation-10 (AC-10): Ten (10) acres;
 4. Conservation Preservation (CP): Five (5) acres.
 - b. Non-residential setbacks as established for each zoning district.
 3. A site plan is to be submitted with the application showing:
 - a. Parcel boundary;
 - b. Plot layout;
 - c. Ingress & egress;
 - d. Landscape buffering and any proposed privacy/security fencing.
 4. Accommodations for Perpetual Care and maintenance must be provided for.
 5. Commercial cemeteries must meet all required development standards.

Sumter County Council

FIRST READING

January 14, 2020

Planning Commission Staff Report

OA-19-14, Mini-Warehouse Off-Street Parking Requirements (County)

I. THE REQUEST

Applicant: Planning Staff

Request: Amend Article 8, Exhibit 23: Off Street Parking Requirements for Non-Residential Land Uses of the Sumter County Zoning & Development Standards Ordinance in order to reduce minimum parking requirements for mini-warehouse uses.

II. BACKGROUND

This ordinance amendment is being initiated by Planning Staff in response to discussions with developers concerning the current off-street parking requirements for mini-warehouse uses. The current minimum parking requirement for this specific use is 1 space per every 10 storage units. The intent of this amendment request is to reduce this requirement in order to be in greater alignment with actual parking demand for this use and to support broader best practice goals regarding impervious surface coverage, storm water management, quality of site design, and landscape and tree preservation.

In the mini-warehouse development models most commonly seen in Sumter, customers can (and do) park directly in front of their units in common circulation areas. While these areas are not striped as parking spaces, staff does consider them when reviewing minimum parking standards during site plan review. Recently, there has been some interest in the development of multi-story, climate controlled mini-warehouse units. These types of developments generally have internal unit access, smaller unit size, and larger unit counts. The current requirement of 1 space per every 10 storage units would also apply to this mini-warehouse development model, without the benefit of common circulation area space directly in front of units being used toward meeting minimum off street parking requirements.

This issue has led staff to review the current minimum off street parking requirements for mini-warehouse uses. During this review staff researched the requirements of other jurisdictions, the Institute of Transportation (ITE) Trip Generation Manual, and furnished security gate counts for a 538 unit mini-warehouse development in North Carolina. Based on the findings of this review, staff is recommending approval of a reduced minimum off street parking requirement for mini-warehouse uses. Full details of this review and associated staff analysis are located in the *Analysis Section* of this report.

Proposed Text Amendment

A strike-through of the proposed text amendments are attached as “Attachment #1” The same amendment is being proposed for the City and the County Zoning & Development Standards Ordinances.

1. Amend *Article 8, Exhibit 23: Off Street Parking Requirements for Non-Residential Land Uses* to reduce the minimum required parking for mini-warehouses to 5 spaces or 1 space per 100 storage units, whichever is greater. (COUNTY)

Analysis

In preparing this ordinance amendment request, staff researched the minimum off street parking requirements of other jurisdictions related to mini-warehouse uses. The full results of this research are located in the table below. In general, both the County requires significantly more off-street parking for this use type than the jurisdictions researched. No jurisdiction researched required more off-street parking than our current standard. Only the City of Columbia has a comparable requirement. Lancaster County has no minimum off-street parking requirement for mini-warehouse uses.

Mini-Warehouse Off Street Parking Requirement Comparisons

	Minimum Requirement	Maximum Requirement
City of Sumter/Sumter County, SC	1 space per 10 storage units	NA
City Comparables		
City of Greenville, SC	1 space per 20 storage units	1 space per 10 storage units
City of Spartanburg, SC	1 space per 2000 sf of GFA	NA
City of Rock Hill, SC	1 space 100 storage units	
City of Anderson, SC	1 space per 300 sf of office area, plus any required spaces for onsite dwellings	NA
City of Columbia, SC	1 space per 10 storage units, parking lane in front of units is permitted	NA
City of Shelby, NC	1 space per 5,000 sf of space devoted to storage	NA
County Comparables		
Spartanburg County, SC	1 space per on-site employee, with a minimum of 3 spaces overall	NA
Richland County, SC	5 spaces overall	10 spaces overall
Lancaster County, SC	No minimum or maximum parking requirements for mini-warehouse use	
Brunswick County, NC	5 spaces overall or 1 space per 100 storage units, whichever is greater.	NA

There are multiple study summaries of trip generation rates for mini-warehouse uses in the ITE Trip Generation Manual (9th edition). For studies conducted on the basis of trips generated per storage unit, the average weekday number of total trips is 25 per 100 storage units and the average weekend number of total trips is 18.5 per 100 storage units. It is generally assumed that mini-warehouse trips are spread out fairly evenly on a given today, with many facilities allowing for 24 hour access. It is also assumed that that a portion of site users would generate multiple

round trips per day to this use type. Trip generation rates can be used to assist with determining potential parking demand for a given development, in conjunction with local conditions and other factors.

Also during research for this request, the security gate log records for a 500 plus unit mini-warehouse development were supplied for staff review. The records are for a single Wednesday and a single Saturday in October of this year. The Wednesday gate log records indicate 72 total gate entries from 35 unique customer identification numbers. The Saturday gate log records indicate 50 total gate entries from 33 unique customer identification numbers.

Based on the research highlighted above, staff's conclusion is that our current off street parking requirements for mini-warehouse uses are excessive and should be reduced. The proposed standard of 5 total spaces or 1 space per 100 storage units (whichever is greater) is in general alignment with the standards from other jurisdictions and documented trip generation rates.

Excessive parking requirements increase development cost, increase the amount of overall impervious surface, increase heat island impacts, put excess burden on storm water facilities, and are counterproductive to landscape and tree preservation goals.

III. STAFF RECOMMENDATION

Staff recommends approval of this ordinance amendment as shown in Attachment 1 of this report. The proposed amendment is in general alignment with the Sumter 2040 Comprehensive Plan. Specifically, the implementation section of the Sumter 2040 Plan recommends review and update of both the City and County Zoning & Development Standards Ordinances, with specific mention to evaluation of parking minimums and maximums. Additionally, the current minimum off street parking requirements for mini-warehouses uses are excessive based on staff research analysis and are not supportive of broader goals concerning impervious surface coverage, heat island impacts, storm water management, and landscape and tree preservation.

IV. DRAFT RECOMMENDATIONS

- 1) I move that the Sumter City-County Planning Commission recommend approval of OA-19-13 & OA-19-14, to reduce to minimum off street parking requirement for mini-warehouse uses to 5 spaces or 1 space per 100 storage units, whichever is greater.
- 2) I move an alternate motion.

V. PLANNING COMMISSION – December 18, 2019

The Sumter City – County Planning Commission at its meeting on Wednesday, December 18, 2019 voted to recommend approval of this request.

VI. COUNTY COUNCIL – JANUARY 14, 2020 – FIRST READING

ATTACHMENT 1

OA-19-14, Ordinance Strike-Through

Amend Article 8, Exhibit-23 as follows:

EXHIBIT 23: OFF STREET PARKING REQUIREMENTS FOR NON-RESIDENTIAL LAND USES

TRANSPORTATION, COMMUNICATIONS, GAS & SANITARY SERVICES	
Railroad, Suburban Transit, Motor Freight Transit & Warehouse	See Note
Mini-Warehouses	4 per 10 Storage Units <u>5 spaces or 1 per 100 storage units, whichever is greater</u>
U.S. Postal Service	1 per 250 sq. ft. GFA
Water Transportation	1 per 300 sq. ft. GFA
Marinas	1 space per 3 boat slips
Local Trucking without storage	1 per 300 sq. ft. GFA
Transportation by air, airport terminals	1 per 60 sq. ft. terminal GFA
Communication Services, Transportation, Electric, Gas, Sanitary Services	1 per 500 sq. ft. GFA
Manned Convenience Centers	1 per 500 sq. ft. GFA

NOTES:

- 1) THIS DOCUMENT DOES NOT REPRESENT A TITLE EXAMINATION.
- 2) PARCEL 'A' (PART OF HIDEAWAY COURT R/W) TO BE COMBINED WITH OTHER LANDS OF RICHARDSON SHOWN AS TM# 179-04-03-010.
- 3) PARCEL 'B' (PART OF HIDEAWAY COURT R/W) TO BE COMBINED WITH OTHER LANDS OF PELLETIER SHOWN AS TM# 179-03-03-006.
- 4) PARCEL 'C' (PART OF LANDS OF RICHARDSON) TO BE COMBINED WITH OTHER LANDS OF PELLETIER SHOWN AS TM# 179-03-03-006.

ROGER RICHARDSON &
CAROLINE B. RICHARDSON
TM# 179-04-03-010 - DB. 736 PG. 970
LOT No. 12 & 13 - PB. 97 PG. 622

±0.20 Acre
(See Note #2)

GERALD J. PELLETIER
& NORMA S. PELLETIER
TM# 179-03-03-006
DB. 1155 PG. 2755
LOT No. 10A, 11A & 11B
PB. 2002 PG. 342

GERALD J. PELLETIER
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TM# 179-03-03-006
DB. 1155 PG. 2755
LOT No. 10A, 11A & 11B
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'Line Table'

LINE	BEARING	DISTANCE
L1	N 06°58'44" E	39.70'
L2	N 06°58'44" E	60.83'
L3	S 42°09'10" E	32.74'
L4	S 62°50'01" W	8.83'

'Curve Table'

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	50.00'	38.99'	38.00'	S 68°45'48" E
C2	49.94'	8.81'	8.80'	S 41°20'31" E
C3	49.94'	187.40'	95.24'	S 71°13'27" W

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'Proposed Division & Combination Survey'

SOUTH CAROLINA : SUMTER COUNTY : PRIVATEER TOWNSHIP
PLAT OF THE DIVISION OF HIDEAWAY COURT RIGHT OF WAY AND PART OF LOT No. 12 SHOWN ON
PLAT BY J.R. EDWARDS DATED (2-12-1993) RECORDED IN PB. 97 PG. 622. REFERENCE: PB. 2002
PG. 342 & DB. 736 PG. 970.

PARCEL 'A' - ROGER RICHARDSON & CAROLINE B. RICHARDSON
PARCEL 'B' & 'C' - GERALD J. PELLETIER & NORMA A. PELLETIER

SEPTEMBER 25, 2019

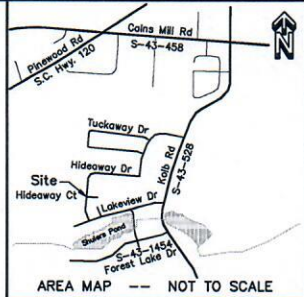
0' 40' 80'

SCALE: 1 IN. = 40 FEET

I HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE INFORMATION AND BELIEF
THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS
OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN
SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS 'B'
SURVEY AS SPECIFIED THEREIN; ALSO THERE ARE NO VISIBLE ENCROACHMENTS OR
PROJECTIONS OTHER THAN SHOWN.
IS THIS PROPERTY IN AN F. I. A. DESIGNATED FLOOD HAZARD AREA? NO
FIRM MAP NUMBER : 45085004500 DATED FEBRUARY 16, 2007.



LINDLER SURVEYING, INC.
1990 BOYKIN ROAD
REMBERT, SOUTH CAROLINA 29128
(803) 499-7711
(803) 425-0703
lindlersurveying@aol.com



- LEGEND
- IPF - IRON PIN FOUND
 - IPS - IRON PIN SET
 - CALC. CORNER
 - CATV - CABLE TV PEDESTAL
 - PP - POWER POLE
 - PH - TELEPHONE PEDESTAL

TM# 179-03-03-006 (Part) & -010 (Part)

DC by JS

NOT A VALID DOCUMENT WITHOUT AN ORIGINAL SIGNATURE & IMPRESSION SEAL

FILE: 19118

ORDINANCE NO. 19--915

**AN ORDINANCE AUTHORIZING THE TRANSFER OF
HIDEAWAY COURT TO
THE ADJOINING PROPERTY OWNERS**

WHEREAS, Hideaway Court is an unimproved cul-du-sac in the Forest Lake Subdivision that was planned to provide access to residential building lots from Hideaway Drive and appears on Sumter County Tax Map Sheet 179-04; and

WHEREAS, Roger Richardson and Carolina Richardson own the property on the north side of Hideaway Court identified as Sumter County Tax Parcel 179-04-03-010 and Gerald J. Pelletier and Norma A. Pelletier own the property on the south side of Hideaway Court which property is identified as Sumter County Tax Parcel 179-03-03-006; and

WHEREAS, Sumter County has never accepted Hideaway Court for maintenance; and

WHEREAS, Sumter County does not currently need the property for any public purpose,

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:

1. That Sumter County hereby abandons its interest in Hideaway Court.
2. That the Sumter County Administrator has complete authority to execute any deeds or other legal instruments necessary to carry out the provisions of this Ordinance.
3. That Sumter County convey to the adjoining property owners by quitclaim deeds, its interest in the part of the right-of-way of Hideaway Court where their respective parcels adjoin the street as shown on the "Proposed Division and Combination Survey of William E. Lindler attached hereto as Exhibit "A."
4. This Ordinance shall take effect upon its adoption.

**THE COUNTY COUNCIL FOR SUMTER COUNTY
SOUTH CAROLINA**

BY: _____

James T. McCain, Jr.

ITS: Chairman

ATTEST:

BY: _____

Mary W. Blanding

ITS: Clerk to County Council

First Reading: _____, 2019

Second Reading: _____, 2020

Notice of Public Hearing published in

The Item: _____, 2020

Public Hearing Held: _____, 2020

Third Reading and Adoption: _____, 2020

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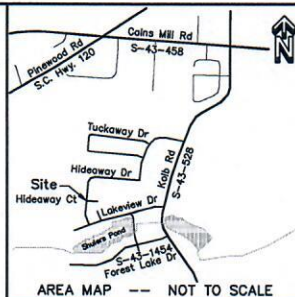


TM# 179-03-03-006 (Part) & -010 (Part)

DC by JS

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FILE: 19118



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ORDINANCE NO. 19--915

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**THE COUNTY COUNCIL FOR SUMTER COUNTY
SOUTH CAROLINA**

BY: _____

James T. McCain, Jr.

ITS: Chairman

ATTEST:

BY: _____

Mary W. Blanding

ITS: Clerk to County Council

First Reading: _____, 2019

Second Reading: _____, 2020

Notice of Public Hearing published in

The Item: _____, 2020

Public Hearing Held: _____, 2020

Third Reading and Adoption: _____, 2020



Agenda
Sumter County Council
Committee Meeting: **Land Use Committee**
Tuesday, January 14, 2020 - Held at 5:30 p.m.
Sumter County Courthouse, Third Floor, Room 308
County Council's Chambers – 141 North Main Street, Sumter, SC

.....

- I. Call to Order – Committee Chairman Charles T. Edens
- II. Invocation: Council Member, Staff, or Citizen
- III. Action On Agenda: Tuesday, January 14, 2020
- IV. New Business
 1. Discussion And Possible Action Concerning Changing Section 6.c.3 – Loss Of Legal Nonconforming Status (Mobile Home Parks) Threshold From 50% To 30% In The County's Zoning And Development Standards Ordinance Effective July 1, 2019, And Other Matters That May Relay To This Request.
 2. Discussion And Possible Action To Consider Submitting A Request To The Planning Commission For Rezoning Certain Parcels In The Northwester Portion Of Sumter County From Residential 15 (R15) To Agricultural Conservation (AC).
 3. **Executive Session** – If Necessary, The Committee May Hold An Executive Session To Discuss: Contractual Matters, Receive A Legal Briefing, Discuss A Potential Economic Development Matter, Property Matters, Or Other Related Executive Session Issues, And Take Appropriate Actions Thereafter.
 4. Additional Information: _____.
- V. Old Business
 1. None
- VI. Adjournment

Committee Members – (Edens, Baten, and Baker)
Appropriate Staff and Community Members
Media

- **ARTICLE SIX. - NONCONFORMING USES AND SITES**

- **SECTION A. - PURPOSE OF ARTICLE AND DEFINITIONS.**

6.a.1. *Purpose:* The use of or improvements to real property may become nonconforming when standards established by this ordinance change. Specifically, legal nonconforming zoning uses and legal nonconforming sites (structures and lots) were initially lawful and existed prior to the adoption of this ordinance or prior to an amendment hereto but, due to the enactment of this ordinance or such amendment, no longer conform to the requirements herein. To the extent that such nonconforming uses and nonconforming sites have been in continual use, they have been allowed to remain in use despite the noncompliance with this ordinance.

The purpose of this article six is to allow the continued use and operation of these nonconforming uses and nonconforming sites pursuant to the requirements of this article six. The goal is not to encourage the persistence of nonconformities, but to ease the burden on property owners and eventually to ensure that all zoning uses, structures, and lots comply with the requirements of this ordinance.

6.a.2. *Definitions:*

a. *Development standards:* At any given time, the then-current development standards applicable to a property or structure pursuant to this ordinance.

b. *Discontinuance:* With respect to:

(1) Nonconforming uses, the discontinuance or cessation of operations or business activity at a structure for a continuous period of not less than six months;

(2) Nonconforming sites, the discontinuance or cessation of operations or business activity at a structure for a continuous period of not less than 36 months

c. *Nonconforming use:* Any use of property that is not a permitted use pursuant to the current zoning classification or otherwise is not in compliance with this ordinance.

d. *Nonconforming site:* Any structure, building, house, shed, accessory dwelling, or improvement on real property, or any parcel, lot, or unimproved real property, that does not comply with development standards.

e. *Project:* Any improvement, upfit, renovation, rehabilitation, restoration, removal, or addition to a structure or lot that occurs after a discontinuance and within 12 months following the resumption of operations or business activity at such structure or lot.

(Ord. No. 10-721, § III, 11-9-2010)

- **SECTION B. - NONCONFORMING USES.**

- 6.b.1. *Proof of legal nonconformance and continuance of use :* A nonconforming use may continue to operate pursuant to this article. The property owner or permit applicant bears the full burden of proof that any nonconforming situation is a legally established one and has been in continuous operation. Evidence may include proof of business license, utility statements, business transition receipts, tax returns, or other documentation. The zoning administrator shall determine whether a situation is a nonconforming use as defined in this article six. A structural improvement qualifying as a nonconforming use may be increased in

size by no more than five percent of the gross floor area, if the minimum lot areas, yard setbacks, and off-street parking requirements of this Ordinance are met.

6.b.2. *Loss of nonconforming use status*: If a nonconforming use is subject to a discontinuance, then any subsequent use or operation must be in full compliance with all applicable zoning requirements in this ordinance.

6.b.3. *accidental destruction*: if a nonconforming use is discontinued due to fire or other natural causes, the Nonconforming Use may be reestablished within one year after the fire or other natural cause.

(Ord. No. 10-721, § III, 11-9-2010)

- **SECTION C. - NONCONFORMING SITES.**

- 6.c.1 *Proof of legal nonconformance and continuance* : A nonconforming site may continue to operate pursuant to this article. The property owner or permit applicant bears the full burden of proof that any nonconforming site is a legally established one and has continually operated. Evidence may include proof of business license, utility statements, business transition receipts, tax returns or other documentation. The zoning administrator shall determine whether a situation is a legally nonconforming site as defined in this article six.

6.c.2. *Loss of legal nonconforming site status* : If a nonconforming site is subject to a discontinuance then any subsequent reuse, inhabitation, operation, or activity must be in compliance with this article six.

6.c.3. *Loss of legal nonconforming status (mobile home parks)* : A nonconforming mobile home park must be discontinued when 50 percent or more of the homes in the park become uninhabitable as determined by the Sumter Building Official or remain vacant for a period 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 zoning district and conforms to development standards for mobile home parks.

a. Nonconforming mobile home parks and mobile homes shall meet the following minimum standards at the replacement of an individual mobile home:

1. All internal roadways shall be maintained by the park owner;

2. The minimum roadway width shall be 15 feet. This requirement shall become effective when the first mobile home in the park is replaced with another mobile home;

3. Each mobile home shall be located so that it is at least:

- **15 feet away from any other mobile home at the closest point;**

- **Set back ten feet from any side or rear property line**

- **Set back 25 feet from any front property line; and**

- **Set back ten feet from any external side (secondary frontage).**

4. If a mobile home park owner does not own a mobile home in the park which is an unfit dwelling, as that term is defined in [chapter 22](#), article seven, sections [22-125](#) through [22-135](#), as revised, Code of Ordinances, Sumter County, South Carolina, (s)he must show that (s)he is taking reasonable steps in a reasonably timely fashion to acquire ownership of that mobile home. The park owner has 60 days from the date (s)he acquires the certificate of title to the

mobile home to correct the problem with the mobile home or remove the mobile home. In the event Sumter County demolishes a mobile home pursuant to either:

- a. [Chapter 22](#), article seven, sections [22-125](#) through [22-135](#), as revised, of the Code of Ordinances, Sumter County, South Carolina, entitled "Unfit Dwellings," or
- b. Ordinance No. 02-476, entitled "An Ordinance Providing for Repairing, Closing, or Demolishing Abandoned Mobile Homes Owned by the Sumter County Forfeited Land Commission,"

So that the owner of the real property on which the mobile home is situated becomes responsible for the demolition (which shall be collectable in the same manner as county taxes), then it shall be the responsibility of the owner of the real estate upon which that mobile home park is situated to bring the mobile home park into compliance with the then existing requirements for mobile home parks as if the mobile park had never existed previously. In that case, the owner of the real estate upon which the park is located shall have six months to either close the mobile home park or bring it into compliance with the requirements for new mobile home parks. (This shall be required when this change is effective.) (See paragraph 3.d.6. of the Sumter County Zoning and Development Standards Ordinance.)

6.c.4. *Projects at nonconforming sites* : The property owner or applicant may not undertake a project that will create new nonconformities with development standards unless approved by the zoning administrator. In addition, any project at a nonconforming site must comply with the following requirements:

- a. Any project with a total cost of 25 percent or less of the most current fair market value of the structure, dwelling, or improvement, as determined by the Sumter County Tax Assessor, shall not be required to increase its compliance with development standards, but must establish compliance with all fire and building codes.
- b. Any project with a total cost of between 25 percent and 75 percent of the most current fair market value of the structure, dwelling, or improvement, as determined by the Sumter County Tax Assessor, must achieve a comparable percentage compliance with development standards as determined by the zoning administrator, and must establish compliance with all fire and building codes. In determining comparable percentage compliance, the zoning administrator will utilize locally available industry estimates by development standard unit. These estimates will be available for public review in the planning office.
- c. Any project with a total cost of greater than 75 percent of the most current fair market value of the structure, dwelling, or improvement, as determined by the Sumter County Tax Assessor, must achieve full compliance with development standards, and must establish compliance with all fire and building codes.
- d. A private fair market assessment prepared by a qualified fee appraiser and acceptable to the zoning administrator may be utilized in lieu of the tax assessor determination.

6.c.5. *Nonconforming sites incapable of compliance*: Sites, lots, or parcels that are physically constrained from complying with development standards shall comply to the maximum extent practicable, as determined by the zoning administrator.

6.c.6. *Accidental destruction*: A nonconforming site may be altered, extended, or replaced if razed by fire or other natural causes, provided such alteration, extension, or replacement does

not increase the degree of nonconformity by size, lot area, floor space, or otherwise result in a greater degree of nonconformity with development standards in any respect.
(Ord. No. 10-721, § III, 11-9-2010)



SUMTER CITY-COUNTY PLANNING COMMISSION

POST OFFICE BOX 1449
SUMTER, SOUTH CAROLINA 29151
(803) 774-1660



APPLICATION FOR ZONING RECLASSIFICATION ☐ CITY ☒ COUNTY

Applicant's Name

Sumter County Council

Applicant's Address

Street

Phone

City

State

Zip

Applicant's E-mail

Owner's Name

(This must be filled in)

Mark S. Edens, SR.

Owner's Address

(This must be filled in)

3905 Black River Rd.

Street

Dalzell

SC

29040

Phone

City

State

Zip

Tax Map No.

191-00-02-011

Size of Parcel(s)

8.68 Ac.

Property Location

Black River Rd.

Present Zoning/Use

R-15

Proposed Zoning/Use

Ac/unchanged.

Is this tract or parcel restricted by any recorded covenant that is contrary to, conflicts with, or prohibits the activity described in this permit? ☐ Yes ☐ No

Use of Adjacent Property

North

East

South

West

Size of Development

Remarks

Applicant / Agent Signature

Date

CERTIFICATION

I hereby certify that I have read this application and the information supplied herein is true and correct to the best of my knowledge. I agree to comply with all applicable City and/or County Ordinances and State Laws related to land development. I am the property owner, or have received the owner's written authorization to act as his/her agent regarding this matter. I understand that falsifying any information herein may result in nullification of this request and/or appropriate legal remedies.

Property Owner or Authorized Agent Name, Signature and Date

APPLICATION MUST:

- ◆ Be submitted 22 days prior to next scheduled Planning Commission meeting
- ◆ Include a detailed site plan
- ◆ Include building plans of the proposed development
- ◆ Include an application fee of \$250.00 (City) or \$100.00 (County)

OFFICE USE:

Date Fee Paid

Reviewed By

Amount Paid

Meeting Date



SUMTER CITY-COUNTY PLANNING COMMISSION

POST OFFICE BOX 1449
SUMTER, SOUTH CAROLINA 29151
(803) 774-1660



APPLICATION FOR ZONING RECLASSIFICATION ☐ CITY ☒ COUNTY

Applicant's Name Sumter County Council

Applicant's Address _____
Street _____
City _____ State _____ Zip _____ Phone _____

Applicant's E-mail _____

Owner's Name (This must be filled in) Mark S & Ellen C. Edens

Owner's Address (This must be filled in) 3405 Edens Rd.
Street _____
City Dalzell State SC Zip 29046 Phone _____

Tax Map No. 191-00-02-029 Size of Parcel(s) 1.6 Ac.

Property Location 3385 Edens Rd.

Present Zoning/Use R-15 Proposed Zoning/Use Ac/unchanged

Is this tract or parcel restricted by any recorded covenant that is contrary to, conflicts with, or prohibits the activity described in this permit? ☐ Yes ☐ No

Use of Adjacent Property North _____ East _____
South _____ West _____

Size of Development _____

Remarks _____

Applicant / Agent Signature _____

Date _____

CERTIFICATION

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Property Owner or Authorized Agent Name, Signature and Date _____

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- ◆ Be submitted 22 days prior to next scheduled Planning Commission meeting
- ◆ Include a detailed site plan
- ◆ Include building plans of the proposed development
- ◆ Include an application fee of \$250.00 (City) or \$100.00 (County)

OFFICE USE:

Date Fee Paid _____
Reviewed By _____

Amount Paid _____
Meeting Date _____



SUMTER CITY-COUNTY PLANNING COMMISSION

POST OFFICE BOX 1449
SUMTER, SOUTH CAROLINA 29151
(803) 774-1660



APPLICATION FOR ZONING RECLASSIFICATION ☐ CITY ☒ COUNTY

Applicant's Name Sumter County Council

Applicant's Address _____

Street _____

City _____ State _____ Zip _____ Phone _____

Applicant's E-mail _____

Owner's Name (This must be filled in) Ben + Joyce F. Brown

Owner's Address (This must be filled in) 3225 Ashlynn Way

Street _____

Sumter SC 29154 Phone _____

City _____ State _____ Zip _____

Tax Map No. 191-00-01-021 Size of Parcel(s) 8.64 AC.

Property Location Ø Black River Rd.

Present Zoning/Use R-15 Proposed Zoning/Use AC / unchanged

Is this tract or parcel restricted by any recorded covenant that is contrary to, conflicts with, or prohibits the activity described in this permit? ☐ Yes ☐ No

Use of Adjacent Property North _____ East _____
South _____ West _____

Size of Development _____

Remarks _____

Applicant / Agent Signature _____ Date _____

CERTIFICATION

I hereby certify that I have read this application and the information supplied herein is true and correct to the best of my knowledge. I agree to comply with all applicable City and/or County Ordinances and State Laws related to land development. I am the property owner, or have received the owner's written authorization to act as his/her agent regarding this matter. I understand that falsifying any information herein may result in nullification of this request and/or appropriate legal remedies.

Property Owner or Authorized Agent Name, Signature and Date _____

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- ♦ Include an application fee of \$250.00 (City) or \$100.00 (County)

OFFICE USE:		
Date Fee Paid	_____	Amount Paid _____
Reviewed By	_____	Meeting Date _____



SUMTER CITY-COUNTY PLANNING COMMISSION

POST OFFICE BOX 1449
SUMTER, SOUTH CAROLINA 29151
(803) 774-1660



APPLICATION FOR ZONING RECLASSIFICATION ☐ CITY ☒ COUNTY

Applicant's Name Sumter County Council

Applicant's Address _____

Street _____

City _____ State _____ Zip _____ Phone _____

Applicant's E-mail _____

Owner's Name (This must be filled in) Elo Fund Domestic, LLC

Owner's Address (This must be filled in) 200 State St., Ste #4

Street Boston City MA State 02109 Zip _____ Phone _____

Tax Map No. 191-00-02-030 Size of Parcel(s) 172.7 Ac.

Property Location Edens Rd.

Present Zoning/Use R-15 Proposed Zoning/Use Ac/unchanged

Is this tract or parcel restricted by any recorded covenant that is contrary to, conflicts with, or prohibits the activity described in this permit? ☐ Yes ☐ No

Use of Adjacent Property North _____ East _____
South _____ West _____

Size of Development _____

Remarks _____

Applicant / Agent Signature _____ Date _____

CERTIFICATION

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Property Owner or Authorized Agent Name, Signature and Date _____

APPLICATION MUST:

- ♦ Be submitted 22 days prior to next scheduled Planning Commission meeting
- ♦ Include a detailed site plan
- ♦ Include building plans of the proposed development
- ♦ Include an application fee of \$250.00 (City) or \$100.00 (County)

OFFICE USE:

Date Fee Paid _____
Reviewed By _____

Amount Paid _____
Meeting Date _____



SUMTER CITY-COUNTY PLANNING COMMISSION

POST OFFICE BOX 1449
SUMTER, SOUTH CAROLINA 29151
(803) 774-1660



APPLICATION FOR ZONING RECLASSIFICATION ☐ CITY ☒ COUNTY

Applicant's Name Sumter County Council

Applicant's Address _____

Street _____ Phone _____
City _____ State _____ Zip _____

Applicant's E-mail _____

Owner's Name (This must be filled in) Flo Fund Domestiz, LLC

Owner's Address (This must be filled in) 200 State St., Ste #4

Street _____ Phone _____
City Boston State MA Zip 02109

Tax Map No. 191-00-01-023 Size of Parcel(s) 46.66 Ac

Property Location Black River Rd.

Present Zoning/Use R-15 Proposed Zoning/Use Ac/unchanged

Is this tract or parcel restricted by any recorded covenant that is contrary to, conflicts with, or prohibits the activity described in this permit? ☐ Yes ☐ No

Use of Adjacent Property North _____ East _____
South _____ West _____

Size of Development _____

Remarks _____

Applicant / Agent Signature _____ Date _____

CERTIFICATION

I hereby certify that I have read this application and the information supplied herein is true and correct to the best of my knowledge. I agree to comply with all applicable City and/or County Ordinances and State Laws related to land development. I am the property owner, or have received the owner's written authorization to act as his/her agent regarding this matter. I understand that falsifying any information herein may result in nullification of this request and/or appropriate legal remedies.

Property Owner or Authorized Agent Name, Signature and Date _____

APPLICATION MUST:

- ◆ Be submitted 22 days prior to next scheduled Planning Commission meeting
- ◆ Include a detailed site plan
- ◆ Include building plans of the proposed development
- ◆ Include an application fee of \$250.00 (City) or \$100.00 (County)

OFFICE USE:

Date Fee Paid _____
Reviewed By _____

Amount Paid _____
Meeting Date _____



SUMTER CITY-COUNTY PLANNING COMMISSION

POST OFFICE BOX 1449
SUMTER, SOUTH CAROLINA 29151
(803) 774-1660



APPLICATION FOR ZONING RECLASSIFICATION ☐ CITY ☒ COUNTY

Applicant's Name Sumter County Council

Applicant's Address _____

Street

Phone _____

City

State

Zip

Applicant's E-mail _____

Owner's Name (This must be filled in) Flo Fund Domestic, LLC

Owner's Address (This must be filled in) 200 State St., Ste. #4

Street

Boston

MA

02109

Phone _____

City

State

Zip

Tax Map No. 191-00-01-002 Size of Parcel(s) 75.32 AC

Property Location Black River Rd.

Present Zoning/Use R-15 Proposed Zoning/Use AC / unchanged

Is this tract or parcel restricted by any recorded covenant that is contrary to, conflicts with, or prohibits the activity described in this permit? ☐ Yes ☐ No

Use of Adjacent Property North _____ East _____
South _____ West _____

Size of Development _____

Remarks _____

Applicant / Agent Signature _____

Date _____

CERTIFICATION

I hereby certify that I have read this application and the information supplied herein is true and correct to the best of my knowledge. I agree to comply with all applicable City and/or County Ordinances and State Laws related to land development. I am the property owner, or have received the owner's written authorization to act as his/her agent regarding this matter. I understand that falsifying any information herein may result in nullification of this request and/or appropriate legal remedies.

Property Owner or Authorized Agent Name, Signature and Date _____

APPLICATION MUST:

- ◆ Be submitted 22 days prior to next scheduled Planning Commission meeting
- ◆ Include a detailed site plan
- ◆ Include building plans of the proposed development
- ◆ Include an application fee of \$250.00 (City) or \$100.00 (County)

OFFICE USE:

Date Fee Paid _____
Reviewed By _____

Amount Paid _____
Meeting Date _____

Sumter City-County Planning Department

2020 Calendar

Sumter City-County Board of Appeals

2nd Wednesday of the Month

(City Council Chambers – 4th Floor Opera House @ 3:00)

(Application deadline = 22 days prior to the meeting)

Meeting Date	Deadline
January 8, 2020	December 17, 2019
February 12, 2020	January 21, 2020
March 11, 2020	February 18, 2020
April 8, 2020	March 17, 2020
May 13, 2020	April 21, 2020
June 10, 2020	May 19, 2020
July 8, 2020	June 16, 2020
August 12, 2020	July 21, 2020
September 9, 2020	August 18, 2020
October 14, 2020	September 22, 2020
November 4, 2020*	October 13, 2020
December 9, 2020	November 17, 2020

*MOVED DUE TO VETERAN'S DAY HOLIDAY

Sumter City-County Planning Department

2020 Calendar

Sumter City-County Planning Commission

4th Wednesday of the Month

(City Council Chambers – 4th Floor Opera House @ 3:00)

(Application deadline = 22 days prior to the meeting)

Meeting Date	Deadline
January 22, 2020	December 31, 2019
February 26, 2020	February 4, 2020
March 25, 2020	March 3, 2020
April 22, 2020	March 31, 2020
May 27, 2020	May 5, 2020
June 24, 2020	June 2, 2020
July 22, 2020	June 30, 2020
August 26, 2020	August 4, 2020
September 23, 2020	September 1, 2020
October 28, 2020	October 6, 2020
November 18, 2020*	October 27, 2020
December 16, 2020**	November 24, 2020

*MOVED DUE TO THANKSGIVING HOLIDAY

**MOVED DUE TO CHRISTMAS HOLIDAY



SUMTER COUNTY SHERIFF'S OFFICE
ANTHONY DENNIS, SHERIFF

To: Sumter County Council

From: Anthony Dennis, Sheriff

Date: January 8, 2020

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

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

EXECUTIVE TEAM:

LEGAL/INTERNAL AFFAIRS

Contractual Matters - 0

FOIA Requests - 8

Subpoenas - 1

Discovery Requests - 16

Lawsuits: Filed - 1 Disposed - 0

Appeals - 0

Jury / Bench Trials Disposed - 30

Status conferences: 0 Cases scheduled: 0

DMV Hearings: 0

Fines assessed - \$15,296.50 Fines suspended - \$0.00 Total fines - \$15,296.50

Incarcerations - 1

Internal Affairs Investigations - 1

Mileage - 394

Training Hours - 0

Civil Papers - 0

Miscellaneous Legal: 3

GRANTS AND TESTING:

Grants researched - 0

Grants applied for - 0

Grants Awarded - 2

PROFESSIONAL STANDARDS

SEX OFFENDER REGISTRY:

Required Home Visits – 0
Training Hours – 1
Registrations – 73
New Registrations – 1
Special Operations - 0
Warrants Signed - 0 Arrests – 0
Complaints - 0
Transfers in/out of county – 2 / 3
Agency / Division Meetings – 1
Hearings / Trials – 0
Annual fees assessed – \$1,950
Mileage – 1,005

RECRUITING AND HONOR GUARD:

Mileage – 2,906
Applications received – 2
Interviews – 5
Recruiting events – 0
Hiring boards conducted – 0
Public relation events attended - 0
Honor guard events – 0
Background Checks – 0
Special Assignment – 0

INFORMATION TECHNOLOGY

Software - 12
Hardware - 2
Virus - 0
E-Mail - 16
Printer - 3
Meetings/Projects – 2
Server Issues – 5

PATROL DIVISION:

PATROL

Accidents Investigated - 3
Arrests – 62
Assist motorists – 32
Complaints – 2,754
Driver's license checks – 14
DUI/Data Master – 8
DUS – 39
Escorts – 0
Fines assessed – \$51,054.00 Fines suspended – \$2,340.00 Total fines – \$48,705.00
Mental Patients – 9
Mileage – 79,723
Other citations – 113
School visits – 10
Training hours - 30
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 29

CAT TEAM:

Accidents investigated – 1
Arrests - 19
Assisted motorists – 4
Complaints – 24
COP Meetings – 62
D.U.I. / Data Master – 4
D.U.S. – 23
Driver license checks – 6
Fines assessed – \$44,693.00 Fines suspended – \$200.00 Total fines – \$44,493.00
Interdiction hours – 0
Mileage – 15,719
Petitions – 0
Saturation hours – 13
Training hours - 18
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 4

CANINE UNIT:

Search Warrants - 2
Training Hours – 80
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 0

CRIME PREVENTION:

Complaints – 61
COP Meetings – 13
DARE Classes - 9
Mileage – 3,652
School visits - 15
Training hours – 27

POLYGRAPH:

Polygraphs – 4

SCHOOL RESOURCE OFFICERS/ ADMINISTRATION:

Arrests- 2
Assisted Motorists – 3
Complaints – 266
Fines Assessed – \$.00 Fines Suspended – \$0.00 Total Fines – \$.00
Mental Patients – 0
Mileage – 6,510
Other Violations – 0
Petitions – 17
School Visits - 120
Training hours – 0
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 0

INVESTIGATIONS:

CRIMINAL INVESTIGATIONS DIVISION:

Accidental/natural death/suicides – 0
Arrests – 59 (Adults – 52) (Juveniles – 7)
Arson – 3
Assaults (general) – 13
Assaults (sexual) – 6
Assist other agencies – 8
B & E auto – 25
Bomb threats – 0
Breach of trust – 6
Burglaries – 38
Child abuse/neglect – 3
Contributing to the delinquency of a minor – 0
Counterfeit/credit card fraud/fraud/forgery – 14
Crime scenes worked – 41
Crime scene hours – 107
Criminal domestic violence – 26
Criminal warrants – 81
Emergency protective custody – 1
Fugitive from justice – 2
Identity theft – 6
Incorrigible child – 4
Indecent exposure – 0
Interfering with the operation of a school bus – 0
Kidnapping – 1
Larcenies (auto) – 15
Larcenies (general) – 38
Lynching – 0
Malicious injury to property – 6
Mileage – 27,743
Missing Person – 2
Murder – 0
Petitions – 8 (Juvenile)
Pointing/presenting a firearm – 7
Recovered property – \$67,561.00
Robberies – 3
Runaways – 0
Search warrants – 35
Stakeouts – 1
Stalking – 0
Stolen Property – \$194,119.00
Threatening a public official – 0
Training Hours – 68
Unlawful use of telephone – 0
Weapons violations – 0

FORENSICS:

Autopsy – 2
Autopsy Hours – 9

NARCOTICS DIVISION:

Arrests – 20

Fines Assessed - \$0.00 Fines Suspended – \$0.00 Total Fines - \$0.00

Mileage – 12,094

Search warrants – 21

Training hours – 9

Drug complaints – 30

Seizures – currency - \$41,685.00 vehicle(s) - 0

Surveillance – 375 hours

Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 1

Recovered narcotics: Marijuana wt. – 17,746.80 grams	Marijuana Plants - 0
Crack cocaine – 19.5 grams	Cocaine powder – 42.4 grams
Heroin – 102.698 grams	Methamphetamine – 143 grams
All Pills – 725.5	Other drugs- 0

VICTIM ADVOCATE:

Interviews of Victims/Witnesses - 3

Meetings with Victims and/or families) – 83

Court Appearances – 5

Meetings (interoffice) – 80

Meetings (Prosecutors & Court Officials) – 6

Meetings (other agencies) - 15

Child forensic interviews – 0

Called to scene – 0

Debriefings & Defusings – 0

Special Assignments – 0

Training (Attended & Conducted) – 0

Mileage – 1,900

Disciplinary Hearing/Inmate Representative – 0

CIVIL PROCESS:

WARRANTS DIVISION

Arrests – 5

Attempted service – 274

Bench warrants – 4

Civil Papers -516

Complaints – 32

Criminal warrants – 0

Executions – 12

Fines Assessed - \$0.00

Fines Suspended - \$0.00

Total Fines - \$0.00

Mileage – 8,271

Sheriff's fees – \$4,650.00

Training hours- 15

FAMILY COURT DIVISION:

Arrests - 0
Bench warrants - 27
Criminal warrants - 14
Family Court Security - 21 days 2,184 hours
Fines Assessed - \$15,266.77
Fines Suspended - \$0.00
Total Fines - \$15,266.77
Mileage - 11,070
Non-service - 22
Petitions - 18
Training hours - 2
Total papers - 298 issued, 247 served = 82% service
Total value of process - \$214,609.14
Transportation, adult - 0
Transportation, juvenile - 0

SPECIAL OPERATIONS:

TRAINING

Arrests - 4
Assist Motorists - 0
Citations - 1
Complaints - 3
Meetings - 3
Mileage - 4,416
School Visits - 0
Training hours - 24
Training Classes - 3

ANIMAL CONTROL:

Animal control complaints - 114
Animals picked up - 75
Mileage - 1,980
Money collected - \$260.00

CODES ENFORCEMENT:

Certified mail - 0
Codes Violations - 11
Complaints - 11
Fines assessed - \$0.00
Fines suspended - \$0.00
Total fines - \$0.00
Mileage - 1,182
Training hours - 0

QUARTERMASTER:

Uniform & Equipment - 39

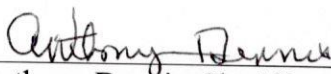
TOTALS FOR ALL DEPARTMENTS:

Complaints – 3,295
Arrests – 171
Civil Papers – 516
Currency Seizures - \$41,685.00
Training Hours – 274
Mileage – 178,565
Petitions - 43
Mental Patients – 9
Fines assessed – \$126,570.27
Fines suspended – \$ 2,540.00
Total fines – \$124,030.27
Stolen Property – \$194,119.00
Recovered property – \$67,561.00
Sheriff's fees – \$4,650.00
Codes Violations – 11
Escorts – 0
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 50
Recovered narcotics: Marijuana wt. – 17,746.80 grams Marijuana Plants - 0
Crack cocaine – 19.5 grams Cocaine powder – 42.4 grams
Heroin – 102.698 grams Methamphetamine – 143 grams
All Pills – 725.5 Other drugs- 0

STATISTICS BELOW REPORTED TO SLED

Homicide – 0
Robbery /Armed Robbery - 1
All other larceny – 31
Arson – 0
Assaults (Simple) – 66
Assaults (Aggravated) - 29
Assaults (sexual) – 3
Theft (motor vehicle) – 14
Theft from motor vehicle – 17
Theft motor vehicle parts/accessories - 7
Burglaries – 26
Kidnapping – 0
DUI – 6
Suicide – 3
Missing Person – 6

Respectfully submitted,



Anthony Dennis, Sheriff

Chamber

Retreat 2020

-Inspire the Future

Jan. 31, 2020-Feb. 2, 2020

Myrtle Beach, SC

Marina Inn at Grande Dunes

This year's programming will focus on the importance of Shopping Local. We will hear from a small business panel as they offer insight and advice on industry trends.

The weekend will feature live entertainment and Unmasking the Future - A Masquerade Ball

Early Single's Registration: \$475
Single Registration after Nov. 30th: \$525
Early Couple's Registration: \$675
Couple's Registration after Nov. 30th: \$725

Register at www.sumterchamber.com

Presented By

PRISMA
HEALTH

CHAMBER
of COMMERCE
Sumter, South Carolina

Name	Staying on Thursday-1/30	Top Golf Friday-1/31	Golf Tournament Saturday-2/1
1. Gary Mixon	Yes	Yes	Yes
2. Eddie Newman	Yes	Yes	Yes
3. Johnathan Bryan	Yes	Yes	Yes
4. Councilman James R. Byrd, Jr.	Yes	Yes	Yes
5. Chairman James T. McCain, Jr.	No	No	No
6. Councilman Sumpter	Yes	No	No
7. Councilman Charles T. Edens	No	No	No
8. Councilman Artie Baker	No	No	No
9. Councilman Eugene Baten	No	No	No
10. Councilman McGhaney	No	No	No
11. Anthony Dennis (Lorraine)	No	TBA	TBA
12. Mary W. Blanding	No	No	No
13. Joe Perry	No	No	No