

**REGULAR MEETING OF FLORENCE CITY COUNCIL**

**MONDAY, FEBRUARY 8, 2010 - 6:00 P.M.**

**CITY-COUNTY COMPLEX, CITY COUNCIL CHAMBERS, ROOM 604**

**FLORENCE, SOUTH CAROLINA**

**AGENDA**

**I. CALL TO ORDER**

**II. INVOCATION**

*Pledge of Allegiance to the American Flag*

**III. APPROVAL OF MINUTES**

*Regular Meeting – January 11, 2010*

*Special Meeting – January 20, 2010*

*Special Meeting – January 25, 2010*

**IV. SPECIAL HONORS AND RECOGNITIONS**

*Citizen of the Month – Emmanuel A. Sipp*

**V. APPEARANCE BEFORE COUNCIL**

*a. Mrs. Holly Y. Beaumier, Director, Florence Convention and Visitors Bureau – To give a brief overview of the Pee Dee Tourism Product Development Plan as it pertains to Florence.*

*b. Mr. Terry James, Florence Basketball League - To make a request to fund the refinishing of the basketball court used by the league.*

**VI. ORDINANCES IN POSITION**

*a. Bill No. 2009-24 – Second Reading  
An Ordinance to establish a daytime curfew for juveniles from the age of six (6) through sixteen (16) between the hours of 8:30 a.m. and 2:30 p.m. on any school day.*

*b. Bill No. 2010-01 – Second Reading  
An Ordinance to rezone 1204 E. Cheves Street owned by FNS Properties from B-3 to Plan Development District.*

- c. **Bill No. 2010-02 – Second Reading**  
*An Ordinance to amend Section 2-20 of the City Code in order to codify the complete process for the holding of the Municipal Elections in 2010 and subsequent years for the occupancy of the Office of Mayor and City Council and for establishing certain times for the filing of nomination petitions, holding primaries or conventions, the entry of candidates for nominations in Municipal Party Primary Elections or Conventions and the time for closing of entries and to transfer the powers, duties, and responsibilities for conducting Municipal Elections to the Florence County Election Commission pursuant to §5-15-145 of the South Carolina Code of Laws.*

## **VII. INTRODUCTION OF ORDINANCES**

- a. **Bill No. 2009-43 – First Reading**  
*An Ordinance to amend Article 5, Sign Regulations in the Zoning Ordinance relating to banners.*  
*(The Planning Commission has requested this item be deferred)*
- b. **Bill No. 2010-04 – First Reading**  
*An Ordinance to amend the text of Article I of Chapter 19 regarding traffic by amending Section 19-1 of the Code of Ordinances regarding handicapped parking violations and associated fines.*
- c. **Bill No. 2010-08 – First Reading**  
*An Ordinance revising the water and sewer rate schedule for the City of Florence, South Carolina*
- d. **Bill No. 2010-09 – First Reading**  
*An Ordinance to rezone the rear portion of 421 Second Loop Road owned by Hondros Et Al from R-5 Multi-Family to B-3 General Commercial District.*
- e. **Bill No. 2010-10 – First Reading**  
*An Ordinance to amend the Somersett LLC Planned Development District by adding a 20' easement.*
- f. **Bill No. 2010-11 – First Reading**  
*An Ordinance to amend Section 2-24(1)(c)(3) of the City Code to eliminate any time limit on the amount of debate allowed by members.*

## **VIII. INTRODUCTION OF RESOLUTIONS**

- a. **Resolution No. 2010-02**  
*A Resolution by Councilman Williams to request approval for travel expenses to Washington, DC, March 12-18, 2010 to attend the National League of Cities Congressional City Conference 2010.*

## **IX. ADJOURN**

**REGULAR MEETING OF FLORENCE CITY COUNCIL  
MONDAY, JANUARY 11, 2010 – 1:00 P.M.  
CITY-COUNTY COMPLEX, CITY COUNCIL CHAMBERS, ROOM #604  
FLORENCE, SOUTH CAROLINA**

**MEMBERS PRESENT:** Mayor Stephen J. Wukela called the regular meeting to order at 1:00 p.m. with the following members present: Councilman Frank J. Brand, II; Councilman Steve Powers; Councilman Edward Robinson; Mayor Pro tem Billy D. Williams; and Councilwoman Octavia Williams-Blake. (Councilman Bill Bradham arrived at 1:15 p.m.)

**ALSO PRESENT:** David N. Williams, City Manager; Dianne M. Rowan, Municipal Clerk; James W. Peterson, Jr., City Attorney; Phillip Lookadoo, Director of Urban Planning and Development; Scotty Davis, Director of Community Services; Darene Stankus, Director of Human Resources; Chief Anson Shells, Florence Police Department; Drew Griffin, Director of Public Works and Utilities; Chief Randy Osterman, Florence Fire Department; Thomas Chandler, Director of Finance; and Tom Shearin, Special Services Administrator.

Notices of this regular meeting were sent to the media informing them of the date, place and time of the meeting. Traci Bridges of the Morning News and Tonya Brown of TV-15 were present for the meeting.

**INVOCATION**

Councilman Billy D. Williams gave the invocation, which was followed by the Pledge of Allegiance to the American Flag.

**APPROVAL OF MINUTES**

Councilman Brand made a motion to adopt the minutes of the Regular Meeting of December 14, 2009. Councilman Powers seconded the motion, which carried unanimously.

**SPECIAL HONORS AND RECOGNITIONS**

Mayor Wukela recognized members of the Student Council from Theodore Lester Elementary School that were attending the City Council meeting.

Councilman Robinson thanked the Police Department and Councilman Bill Bradham for their participation in giving away 20 bicycles to neighborhood children.

**RETIREMENT RECOGNITION**

Mrs. Pauline Lucas received a plaque from Mayor Wukela in recognition of her retirement from the City of Florence after 10 years of service.

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**SERVICE RECOGNITIONS**

Gary Green was presented a certificate in recognition of completing 20 years of service with the City of Florence.

Mayor Wukela presented Jeff Worthington a certificate in recognition of completing 20 years of service with the City of Florence.

Mr. Lanny Thompson was presented a certificate recognizing his completion of 15 years of service with the City of Florence.

**CITIZEN OF THE MONTH**

Councilman Ed Robinson presented the Citizen of the Month award to Ms. Jeanne Downing for the month of January, 2010.

**APPEARANCE BEFORE COUNCIL**

Mrs. Vermelle Simmons of the U.S. Census Bureau presented a report on the upcoming 2010 Census and the importance of obtaining an accurate count.

**ORDINANCES IN POSITION**

**BILL NO. 2009-24 – SECOND READING**

**AN ORDINANCE TO ESTABLISH A DAYTIME CURFEW FOR JUVENILES FROM THE AGE OF SIX (6) THROUGH SIXTEEN (16) BETWEEN THE HOURS OF 8:30 A.M. AND 2:30 P.M. ON ANY SCHOOL DAY.**

An Ordinance to establish a daytime curfew for juveniles from the age of six (6) through sixteen (16) between the hours of 8:30 a.m. and 2:30 p.m. on any school day was deferred until the February 8, 2010 City Council meeting.

**BILL NO. 2009-45 – SECOND READING**

**AN ORDINANCE TO AMEND SECTION 2-24 (3)(a) OF THE CITY CODE TO CHANGE THE TIME OF REGULAR COUNCIL MEETINGS EVERY OTHER MONTH AND TO ALTERNATE THE TIMES FOR THE MEETINGS BETWEEN 1:00 P.M. AND 6:00 P.M.**

An Ordinance to amend Section 2-24 (3)(a) of the City Code to change the time of regular council meetings every other month and to alternate the times for the meetings between 1:00 p.m. and 6:00 p.m. was adopted on second reading.

Councilman Williams made a motion to adopt Bill No. 2009-45. Councilman Powers seconded the motion. The motion passed unanimously.

**BILL NO. 2009-47 – SECOND READING**

**AN ORDINANCE TO REZONE PROPERTY OWNED BY THE CITY OF FLORENCE, 178 E. PALMETTO STREET AND REZONE ADJACENT PROPERTY OWNED BY ERNEST PENNELL, 180 E. PALMETTO STREET.**

An Ordinance to rezone property owned by the City of Florence, 178 E. Palmetto Street and rezone adjacent property owned by Ernest Pennell, 180 E. Palmetto Street was adopted on second reading.

Councilman Brand made a motion to adopt Bill No. 2009-47. Councilman Powers seconded the motion, which carried unanimously.

**INTRODUCTION OF ORDINANCES**

**BILL NO. 2009-43 – FIRST READING**

**AN ORDINANCE TO AMEND ARTICLE 5, SIGN REGULATIONS IN THE ZONING ORDINANCE RELATING TO BANNERS.**

An Ordinance to amend Article 5, Sign Regulations in the Zoning Ordinance relating to banners was deferred until the March 8, 2010 meeting.

Mayor Wukela stated that at the last Council meeting this issue was recommitted to the Planning Commission to address permanent signage and equal treatment of similar situated individuals.

The Planning Commission will meet January 12, 2010 to discuss these changes.

**BILL NO. 2010-01 – FIRST READING**

**AN ORDINANCE TO REZONE 1204 E. CHEVES STREET OWNED BY FNS PROPERTIES FROM B-3 TO PLANNED DEVELOPMENT DISTRICT.**

An Ordinance to rezone 1204 E. Cheves Street owned by FNS Properties from B-3 to Planned Development District was passed on first reading.

Mr. Phillip Lookadoo, Director of Urban Planning and Development reported that this is a request to rezone 1204 E. Cheves Street from B-3 General Commercial to Planned Development District. The property is shown more specifically on Florence County Tax Map 90117, Block 16, Parcel 001. The request is being made by the owner, FNS Properties.

The Planning Commission voted 7-0 to approve this request at a public hearing that was held at the Planning Commission meeting of December 8, 2009.

Councilman Brand made a motion to pass Bill No. 2010-01 on first reading. Councilman Bradham seconded the motion, which carried unanimously.

**INTRODUCTION OF RESOLUTIONS**

**RESOLUTION NO. 2010-01**

**A RESOLUTION TO DESIGNATE AND AUTHORIZE THE USE OF E-911 FEES COLLECTED BY THE CITY OF FLORENCE EFFECTIVE JANUARY 2010.**

A Resolution to designate and authorize the use of E-911 fees collected by the City of Florence effective January 2010 was adopted by Council.

Chief Shells reported that City Council had adopted an Ordinance on May 12, 1997 to provide funding for the enhanced 911 system. Since this ordinance was approved, the E -911 fees have been used to fund the lease-purchase payments of the 800 MHz radio equipment for the Police and Fire Departments, as well as reimbursement to Florence County for a proportionate share of the construction of a communications tower to serve northern Florence County, including a significant section of the City of Florence.

The final payment of the 800 MHz radio equipment lease-purchase was made in November 2002 and the final reimbursement payment to Florence County for the communications tower construction was made in November 2009. Subsequent to these final payments, the Police and Fire Departments have identified additional communication needs that may be funded with the E-911 fees. Both departments seek to obtain communications equipment totaling approximately \$550,000, which would be allocated over a six year period from fiscal year ending June 30, 2010 through fiscal year ending June 30, 2015. Equipment purchases will include mobile data terminals, portable radios, mobile radio, an alert radio and a backup radio, if the Resolution authorizing the use of these funds is approved by City Council.

Councilman Brand made a motion to approve Resolution No. 2010-01. Councilman Powers seconded the motion, which carried unanimously.

**RESOLUTION NO. 2010-02**

**A RESOLUTION TO ADD VETERANS DAY AS A CITY HOLIDAY.**

Councilman Robinson made a motion to adopt Resolution No. 2010-02. Councilman Williams seconded the motion.

Councilman Robinson reported he had received a request to add Veterans Day to the approved list of holidays for the City of Florence. Veterans Day is observed by the State and Federal Government as a holiday.

Councilman Robinson stated he felt this would need to be coordinated with the County and requested Councilman Powers to discuss this issue with the City-County Conference Committee to see if there is interest from the County government to pursue this request.

Councilman Robinson made a motion to refer this issue to the City-County Conference Committee. Councilman Brand seconded the motion, which carried unanimously.

**RESOLUTION NO. 2010-03**

**A RESOLUTION THAT WOULD AUTHORIZE CITY STAFF TO HIRE A CONSULTANT TO SOLICIT AND IDENTIFY QUALIFIED MINORITY APPLICANTS FOR THE POLICE AND FIRE DEPARTMENTS.**

A Resolution that would authorize city staff to hire a consultant to solicit and identify qualified minority applicants for the police and fire departments was withdrawn by Councilman Robinson.

**RESOLUTION NO. 2010-04**

**A REQUEST FOR A MOTION TO RECONSIDER COUNCIL'S DECISION NOT TO REIMBURSE COUNCILMAN WILLIAMS FOR A TRIP TO WASHINGTON, D.C.**

A request for a motion to reconsider Council's decision not to reimburse Councilman Williams for a trip to Washington, DC failed for lack of a motion to reconsider.

Mayor Wukela explained that Councilman Robinson is seeking a motion to reconsider Council's previous vote not to reimburse Councilman Williams for expenses incurred during a trip to Washington, DC. A motion to reconsider has the limitation that it must be made by a member of Council that was on the prevailing side of the original vote (either Councilman Brand or Councilwoman Williams-Blake). Mayor Wukela stated that Councilman Robinson is not eligible to make the motion to reconsider.

Councilman Robinson read a report from Capitol Hill Consulting Group located in Washington, DC on their efforts and accomplishments of obtaining funding for the City of Florence. The report stated that a total of \$5,350,000 has been appropriated for projects in the City of Florence. Councilman Robinson feels this funding was accomplished with the trips that Councilman Robinson and Councilman Williams have made to Washington, DC. Councilman Robinson requested that reconsideration be given to reimbursing Councilman Williams for his expenses to Washington, DC in September 2009.

No motion was made to reconsider.

**EXECUTIVE SESSION**

Mayor Wukela stated there is a personnel matter that needs to be discussed in Executive Session.

Councilman Powers made a motion to go into Executive Session. Councilwoman Williams-Blake seconded the motion,

Council entered into Executive Session at 1:50 p.m.

Mayor Wukela reconvened the meeting at 2:55 p.m.

Mayor Wukela stated that a personnel matter was discussed in Executive Session but no action was taken.

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**ADJOURN**

Councilman Brand made a motion to adjourn. Councilman Powers seconded the motion, which carried unanimously.

The meeting was adjourned at 2:56 p.m.

Dated this 8<sup>th</sup> day of February, 2010.

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Dianne M. Rowan, Municipal Clerk

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Stephen J. Wukela, Mayor



**SPECIAL MEETING OF FLORENCE CITY COUNCIL  
MONDAY, JANUARY 20, 2010 – 3:30 P.M.  
CITY-COUNTY COMPLEX, CITY MANAGER’S CONFERENCE ROOM, 605  
FLORENCE, SOUTH CAROLINA**

**MEMBERS PRESENT:** Mayor Stephen J. Wukela called the special meeting to order at 3:30 p.m. with the following members present: Councilman Frank J. Brand, II; Councilman Bill Bradham; Mayor Pro tem Billy D. Williams; Councilman Steve Powers; and Councilwoman Octavia Williams-Blake. Councilman Ed Robinson arrived at 3:38 p.m.

**ALSO PRESENT:** David N. Williams, City Manager; Dianne M. Rowan, Municipal Clerk; Drew Griffin, Director of Public Works and Utilities; and Tom Shearin, Special Services Administrator.

Notices of this regular meeting were sent to the media informing them of the date, place and time of the meeting. Traci Bridges of the Morning News was present.

**INVOCATION**

Councilman Billy D. Williams gave the invocation, which was followed by the Pledge of Allegiance to the American Flag.

**WORKSESSION**

Mr. David Williams, City Manager stated that approx. a year ago City staff requested proposals from firms to conduct a ten year rate study. For the last 20 years we have had multiyear rate ordinances adopted, in 1990 a ten year rate ordinance was adopted and then in 2000 an additional ten year rate ordinance was adopted. Following that trend we commissioned Utility Advisors’ Network to do another 10 year rate study on water and sewer. The task was to set rates for the city that would not only provide for the necessary debt service on the bonds that will be issued in the next few months for the wastewater treatment plant but also to provide operating funds for the system for the next ten years. Mr. Daryll Parker of Utility Advisors’ Network will be presenting the results of his study. This presentation addresses just water and sewer monthly rates. The project also included directives to develop a study on the water and sewer tap connections fees and that is still in progress and will be presented at a later date with recommendations on the tap fees. If Council is satisfied with the results of the study, an ordinance will be presented to Council at the February 8, 2010 regular city council meeting to set these rates for the next ten years.

Mr. Daryll Parker of Utility Advisor’s Network, Inc. reported that his presentation will consist of:

- 1) Identifying issues that drive the need for a rate study;
- 2) Review Rate Study Objectives;
- 3) Discuss Preliminary Results and Recommendations
  - \*Rate Structure Review
  - \*Revenue Requirements & Customer Base

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- \*Rate Design and Proposed Rates
- \*Impact on Customers (Typical Bill Comparison)
- \*Comparison with Other Utility Systems
- \*Projected Operating Results

4) Next Steps

Issues that are driving the need for a study:

- \*It has been 10 years since the last comprehensive rate study;
- \*There is a sizable capital expenditure for the new wastewater treatment plant;
- \*There is a sizable new bond issue needed to fund the capital costs for the new wastewater treatment plant;
- \*The changing customer base; and
- \*Economic conditions

The primary goals and objectives of the rate study include:

- \*Full cost recovery for utility expenditures;
- \*Cost-based rate structure;
- \*Equity among customer classes;
- \*Administrative efficiency; and
- \*10-year financial projections and capital funding plan.

The existing water and wastewater rates utilize a 3-component rate structure as follows:

- \*Availability Charge - applied per Equivalent Residential Unit (ERU) based on the size of the water meter.
- \*Customer Charge - Applied per account regardless of connection size or usage amount.
- \*Volumetric Rates - Applied per 1,000 gallons of metered/billable flow.

Existing Rate Structure:

- \*Monthly availability charge that designates the minimum amount a customer will pay regardless of the actual amount of service utilized;
- \*Availability charge is incremented for larger meter sizes;
- \*Monthly customer charge applied per account regardless of meter size or amount flow;
- \*Uniform volumetric rate per 1,000 gallons usage; and
- \*Outside city differential of 1.63 times inside rates.

Mr. Parker explained the methodology of the rate study and how the rate design was achieved. Revenues for the system come from the customer accounts and their usage. Other revenues include miscellaneous service charges, tap fees, and interest earnings. The expenditures include operation and maintenance expenses, debt service, and capital and other expenditures (capital outlay, general fund transfers, and any other type of capital transfers). These factors are all pulled together in the analysis and a rate design is formulated.

Rate-Setting Considerations

- \*Common industry standards;
- \*Sensitivity to customers:
  - \*Impact to existing customers (current economic situation)

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- \*Avoid inequitable financial burden on any particular customer class;
- \*Comparability with neighboring utilities;
- \*Economic development:
  - \*Consider the potential for future development;
  - \*Insure rates do not inhibit system growth

Proposed Rate Structure Revisions

- \*Increment the monthly availability charge by meter size in accordance with American Waterworks Association meter equivalency factors (ERUs);
- \*Set monthly customer charge equal for both inside-city and outside-city;
- \*Adjust outside-city differential to 1.60 times inside rates.

Revenue requirements for FY2011 are \$11,499,546 for water and \$16,649,126 for wastewater for a total of \$28,148,672. The allocation of revenue requirements for the water system is: \$1,055,814 for the customer charge; \$4,082,559 for the volumetric rates; and \$6,361,173 for the availability charge. The allocation of revenue requirements for the wastewater system is: \$727,732 for the customer charge; \$4,411,270 for the volumetric rates; and \$11,510,124 for the availability charge.

Customer growth has dropped off; there are new customers each year but fewer than the prior year. Mr. Parker stated that projections were conservatively made based on this information.

A Summary of the Proposed Rates for FY 2011 is incorporated by reference and a copy is attached (Attachment A). A Comparison of Rate Components for Water (Attachment B) and Wastewater (Attachment C) is incorporated by reference and a copy is attached. Based on the average monthly use of 5,000 gallons of water, an inside city residential customer will see an increase of \$1.39 in their monthly bill. An outside city residential customer will see an increase of \$2.02 per month. The proposed rates would become effective July 1, 2010.

Projected revenues from proposed rates for water and wastewater for FY 2011 are \$28,984,848. This is an increase of \$1,310,320 or 4.73%. Projected revenue adjustments for the next ten years are 4.73% for FY 2011; 2.50% for FY 2012, 2013 and 2014; 2.51% for FY 2015 and 2016; 2.52% for FY 2017, 2018 and 2019; and 2.53% for 2020. The monthly bill for the 6,000 gallon per month customer, for inside city combined water and wastewater, will increase from approximately \$57.00 per month to \$72.00 per month over the next ten years.

Future Cost Impacts and Challenges:

- \*Continue to protect public health and the environment;
- \*Ongoing Capital Improvement needs;
- \*More stringent environmental regulations;
- \*Increasing energy and chemical costs;
- \*Personnel costs (labor, benefits, etc.); and
- \*Major Wastewater Treatment Plant Projects

Next Steps:

- \*Rate Ordinance presented by staff for first reading February 8, 2010;
- \*Second Reading - adoption of Rate Ordinance March 8, 2010;
- \*Adopt Bond Ordinance - April 12, 2010;
- \*Sale of Bonds - April 20, 2010;

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- \*Bond Closing - May 4, 2010; and
- \*Execute Construction Contract - May 10, 2010

**ADJOURN**

Councilman Brand made a motion to adjourn the meeting. Mayor Wukela seconded the motion, which carried unanimously.

The meeting was adjourned at 4:48 p.m.

Dated this 8<sup>th</sup> day of February, 2010.

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Dianne M. Rowan, Municipal Clerk

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Stephen J. Wukela, Mayor

# Summary of Proposed Rates – FY 2011

Description	Water		Wastewater	
	Inside City	Outside City	Inside City	Outside City
<b>Monthly Availability Charge:</b>				
3/4 Inch	\$ 9.00	\$ 14.40	\$ 17.50	\$ 28.00
1.0 Inch	\$ 22.50	\$ 36.00	\$ 43.75	\$ 70.00
1.25 Inch	\$ 33.75	\$ 54.00	\$ 65.63	\$ 105.01
1.5 Inch	\$ 45.00	\$ 72.00	\$ 87.50	\$ 140.00
2.0 Inch	\$ 72.00	\$ 115.20	\$ 140.00	\$ 224.00
3.0 Inch	\$ 144.00	\$ 230.40	\$ 280.00	\$ 448.00
4.0 Inch	\$ 225.00	\$ 360.00	\$ 437.50	\$ 700.00
6.0 Inch	\$ 450.00	\$ 720.00	\$ 875.00	\$ 1,400.00
8.0 Inch	\$ 720.00	\$ 1,152.00	\$ 1,400.00	\$ 2,240.00

## Monthly Customer Charge:

Per Account	\$ 3.00	\$ 3.00	\$ 3.10	\$ 3.10
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## Volumetric Rates:

Per 1,000 Gal	\$ 1.75	\$ 2.80	\$ 2.48	\$ 3.97
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# Comparison of Rate Components - Water

Description	Existing		Proposed	
	Inside City	Outside City	Inside City	Outside City

**Monthly Availability Charge:**

3/4 Inch	\$ 8.17	\$ 13.33	\$ 9.00	\$ 14.40
1.0 Inch	\$ 14.71	\$ 23.99	\$ 22.50	\$ 36.00
1.25 Inch	\$ 16.33	\$ 26.65	\$ 33.75	\$ 54.00
1.5 Inch	\$ 32.69	\$ 53.30	\$ 45.00	\$ 72.00
2.0 Inch	\$ 58.01	\$ 94.62	\$ 72.00	\$ 115.20
3.0 Inch	\$ 130.73	\$ 213.21	\$ 144.00	\$ 230.40
4.0 Inch	\$ 232.03	\$ 378.46	\$ 225.00	\$ 360.00
6.0 Inch	\$ 522.08	\$ 851.52	\$ 450.00	\$ 720.00
8.0 Inch	\$ 928.16	\$ 1,513.80	\$ 720.00	\$ 1,152.00

**Monthly Customer Charge:**

Per Account	\$ 4.30	\$ 4.67	\$ 3.00	\$ 3.00
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**Volumetric Rates:**

Per 1,000 Gal	\$ 1.74	\$ 2.84	\$ 1.75	\$ 2.80
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# Comparison of Rate Components - Wastewater

Description	Existing		Proposed	
	Inside City	Outside City	Inside City	Outside City
<b>Monthly Availability Charge:</b>				
3/4 Inch	\$ 15.45	\$ 25.20	\$ 17.50	\$ 28.00
1.0 Inch	\$ 27.81	\$ 45.35	\$ 43.75	\$ 70.00
1.25 Inch	\$ 30.90	\$ 50.39	\$ 65.63	\$ 105.01
1.5 Inch	\$ 61.79	\$ 100.77	\$ 87.50	\$ 140.00
2.0 Inch	\$ 109.69	\$ 178.88	\$ 140.00	\$ 224.00
3.0 Inch	\$ 247.16	\$ 403.13	\$ 280.00	\$ 448.00
4.0 Inch	\$ 439.07	\$ 715.53	\$ 437.50	\$ 700.00
6.0 Inch	\$ 987.09	\$ 1,609.95	\$ 875.00	\$ 1,400.00
8.0 Inch	\$ 1,754.83	\$ 2,862.13	\$ 1,400.00	\$ 2,240.00

## Monthly Customer Charge:

Per Account	\$ 5.09	\$ 5.53	\$ 3.10	\$ 3.10
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## Volumetric Rates:

Per 1,000 Gal	\$ 2.13	\$ 3.48	\$ 2.48	\$ 3.97
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**SPECIAL MEETING OF FLORENCE CITY COUNCIL  
MONDAY, JANUARY 25, 2010 – 3:30 P.M.  
CITY-COUNTY COMPLEX, CITY MANAGER’S CONFERENCE ROOM, 605  
FLORENCE, SOUTH CAROLINA**

**MEMBERS PRESENT:** Mayor Stephen J. Wukela called the special meeting to order at 3:30 p.m. with the following members present: Councilman Frank J. Brand, II; Councilman Bill Bradham; Councilman Edward Robinson; Mayor Pro tem Billy D. Williams; and Councilwoman Octavia Williams-Blake. (Councilman Steve Powers was not present for the meeting.)

**ALSO PRESENT:** David N. Williams, City Manager; Dianne M. Rowan, Municipal Clerk; and James W. Peterson, Jr.

Notices of this regular meeting were sent to the media informing them of the date, place and time of the meeting. Traci Bridges of the Morning News and a representative from TV-13 were present.

**INVOCATION**

Councilman Billy D. Williams gave the invocation, which was followed by the Pledge of Allegiance to the American Flag.

**INTRODUCTION OF ORDINANCES**

**BILL NO. 2010-02 – FIRST READING**

**AN ORDINANCE TO AMEND SECTION 2-20 OF THE CITY CODE IN ORDER TO CODIFY THE COMPLETE ELECTION PROCESS FOR THE HOLDING OF THE MUNICIPAL ELECTIONS IN 2010 AND SUBSEQUENT YEARS FOR THE OCCUPANCY OF THE OFFICE OF MAYOR AND CITY COUNCIL AND FOR ESTABLISHING CERTAIN TIMES FOR THE FILING OF NOMINATION PETITIONS, HOLDING PRIMARIES OR CONVENTIONS, THE ENTRY OF CANDIDATES FOR NOMINATIONS IN MUNICIPAL PARTY PRIMARY ELECTIONS OR CONVENTIONS AND THE TIME OF CLOSING OF ENTRIES AND TO TRANSFER THE POWERS, DUTIES, AND RESPONSIBILITIES FOR CONDUCTING MUNICIPAL ELECTIONS TO THE FLORENCE COUNTY ELECTION COMMISSION PURSUANT TO §5-15-145 OF THE SOUTH CAROLINA CODE OF LAWS.**

An ordinance to amend Section 2-20 of the City Code in order to codify the complete election process for the holding of the Municipal Elections in 2010 and subsequent years for the occupancy of the office of Mayor and City Council and for establishing certain times for the filing of nomination petitions, holding primaries or conventions, the entry of candidates for nominations in municipal party primary elections or conventions and the time of closing of entries and to transfer the powers, duties, and responsibilities for conducting municipal elections to the Florence County Election Commission pursuant to §5-15-145 of the South Carolina Code of Laws was passed on first reading.



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Mr. Jim Peterson, City Attorney reported that the proposed Ordinance does not change anything about the election process that was followed at the last election with the exception of two things. The first change is this proposed Ordinance utilizes formulas instead of specific dates and once in place, the City will not have to prepare an Ordinance every two years. The other change is that this proposed Ordinance refers the City's complete election process to the County Election Commission, which is specifically authorized by State Statute.

Councilman Robinson stated he strongly opposed any changes and did not support the proposed Ordinance.

Councilman Williams stated he did not favor turning this over to the County.

Councilman Brand stated he is in favor of the changes.

Councilman Brand made a motion to pass Bill No. 2010-02 on first reading. Councilman Bradham seconded the motion.

Voting aye were Mayor Wukela, Councilman Brand, Councilman Bradham, and Councilwoman Octavia Williams-Blake.

Voting nay were Councilman Robinson and Councilman Williams.

Bill No. 2010-02 passed first reading with a vote of 4-2.

**ADJOURN**

There was a unanimous consent by Council to adjourn the meeting.

The meeting was adjourned at 3:44 p.m.

Dated this 8<sup>th</sup> day of February, 2010.

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Dianne M. Rowan, Municipal Clerk

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Stephen J. Wukela, Mayor

**FLORENCE CITY COUNCIL MEETING**

**DATE:** July 13, 2009  
**AGENDA ITEM:** Ordinance No. 2009-\_\_\_\_  
**DEPARTMENT/DIVISION:** City Council - Councilman Robinson

**I. ISSUE UNDER CONSIDERATION**

The ordinance now under consideration is designed to establish a daytime curfew for juveniles age of 6 through 16 addressing there whereabouts during the hours of 8:30 a.m. to 2:30 p.m. on days when school is in session.

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN**

This matter has been discussed on numerous occasions and has been studied in detail by a group of citizens, representatives from schools, representatives from the Police Department, representatives from DSS and Juvenile Justice, and representatives from other agencies involved with youth in Florence. After careful study and the review of data regarding problems occurring during school hours, this group recommended that this issue be presented to Council in the form of an Ordinance to allow Council to study the issues involved and take appropriate action.

**III. POINTS TO CONSIDER**

- (a) The attached ordinance proposes language approved by the above described committee.
- (b) The ordinance requires two readings;
- (c) Council should hold a Public Hearing to receive input and hear evidence regarding the problems that exist and the method to address the problems;
- (d) Council should receive legal advice concerning the proposed ordinance in Executive Session; prior to the election

**IV. STAFF RECOMMENDATION**

Staff stands ready to carry out the wishes of Council.

**V. ATTACHMENTS**

Copy of the proposed Ordinance 2009-\_\_\_\_.

**ORDINANCE NO. 2009 - \_\_\_\_\_**  
**(As Amended for Second Reading on \_\_\_\_\_, 2009)**

**AN ORDINANCE TO ESTABLISH A DAYTIME CURFEW FOR MINORS FROM THE AGE OF SIX (6) THROUGH SIXTEEN (16) BETWEEN THE HOURS OF 8:30 A.M. AND 2:30 P.M. ON ANY SCHOOL DAY BY DEFINING AND ADDRESSING MINORS IN NEED OF SUPERVISION.**

**WHEREAS**, §5-7-30 of the South Carolina Code of Laws, as amended, authorizes the City of Florence to enact regulations and ordinances relating to the health, order, and general welfare of the City and its citizens in connection with its services; and

**WHEREAS**, after careful study and discussions of statistics provided by the police department, this council finds that there is a significant amount crime and dangerous incidents involving school age minors loitering and wandering in or on public streets, sidewalks, other public areas, and vacant lots in the City limits during school hours on school days, when they are supposed to be in school, at home, under the supervision of an alternative school, in a supervised youth program, or otherwise in the control of their parents, guardians, or responsible adult; and

**WHEREAS**, as a result, minors from the ages of 6 through 16 years of age are in need of supervision during the day; and

**WHEREAS**, , holding parents, legal guardians, and persons having custody and control over minors who have been found to be minors in need of supervision accountable should reduce the number of criminal incidents committed by school-age children and reduce the number of dangerous incidents involving school age children ; and

**WHEREAS**, this council finds, after careful study, that it is in the best interest of the City of Florence and its citizens that an ordinance identifying and addressing minors in need of supervision through the establishment of a daytime curfew be established.

**NOW, THEREFORE**, be it ordained, by the Mayor and the members of the City Council of the City of Florence, South Carolina, that Chapter 14 of the Code of Ordinances of the City of Florence entitled “Offenses and Miscellaneous Provisions” be amended to add the following sections to be designated as Section 14-23:

**1. SECTION 14-23. MINOR IN NEED OF SUPERVISION**

A. Any minor age six (6) through sixteen (16) years old who loiters, wanders, strolls, or plays in or upon any "public place", as defined in Subsection C below, unsupervised by an adult having the lawful authority to be at such places, between the hours of 8:30 a.m. and 2:30 p.m. on any "school day", as defined in Subsection C below, shall be considered a minor in need of supervision unless the minor falls into one of the categories specified in paragraph B below.

B. A minor shall not be considered a minor in need of supervision under the following circumstances.

- (1) When the minor has written documentation from school authorities that he or she is excused from school attendance at that particular time.
- (2) When the minor attends a private school at which the attendance requirements differ from those of public schools, and the minor's school is not in session at that particular time.
- (3) When the minor is enrolled in a valid home study program as authorized by the laws of the State of South Carolina.
- (4) When the minor has been emancipated pursuant to the laws of the State of South Carolina.
- (5) When the minor is accompanied by such minor's parent, guardian, or other adult person having the lawful care and custody of the minor.
- (6) When the minor is actually engaged in lawful employment pursuant to an age or schooling certificate or is traveling directly home or to school from such lawful employment.
- (7) When the minor is engaged in an emergency errand directed by such minor's parent or guardian or other adult person having the lawful care and custody of such minor.

(8) When the minor is engaged in travel to or from either home or the school as a direct result of a school directed, sponsored, or endorsed activity, entertainment, recreational opportunity, or dance.

(9) When the minor is attending or traveling directly to or from an activity involving the exercise of First Amendment Rights of Free Speech, Freedom of Assembly, or Free Exercise of Religion.

(10) When the minor is in a motor vehicle with parental consent for normal travel, or engaged in interstate travel through the city.

C. For the purposes of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

(1) "Public place" means any public streets, highways, roads, alleys, parks, playgrounds, malls, buildings open to the public, cemeteries, school yards, bodies of water, any privately or publically owned place of amusement, entertainment, or public accommodation, including parking lots and other areas adjacent thereto, or any vacant lots of land.

(2) "School Day" means any day on which the public schools in Florence School District One are open and operating for students.

D. A police officer is hereby authorized and empowered to take charge of any minor in need of supervision as defined herein. In taking charge of minors in need of supervision, the following shall apply:

(1) Before taking any enforcement action under this section, a law enforcement officer shall ask or attempt to ask the apparent minor in need of supervision questions regarding age and reason for being in a public place during curfew hours. The law enforcement officer shall not take charge of the minor under this section unless the law enforcement officer reasonably believes that the minor is a minor in need of supervision as described in this ordinance.

(2) The law enforcement officer shall follow the policies, procedures, rules, directives and regulations of the City of Florence and/or of the Florence Police Department in the transportation of the minor to the

minor's school, residence, the Community Services Division of the Florence Police Department, to the custody of the parent or guardian, or, when necessary, to the appropriate governmental agency.

(3) It shall be the duty of an officer taking charge of such minor to immediately attempt to notify the parent or guardian of the minor that the minor has been taken into the charge of the officer. The officer may then release the minor to the principal or other designated official at the school at which the minor is enrolled. If the officer is unable to release the minor to the principal or other designated official at the school at which the minor is enrolled because of suspension or expulsion, the officer may take the minor to the Community Services Division of the Florence Police Department until the officer or other person in charge of the minor is able to release the minor directly to the parent or guardian, or until 2:30 p.m., when the minor will be delivered to the minor's home.

E. It shall be unlawful for the parent, legal guardian, or other person having custody or control of any minor as defined herein to knowingly commit an act or knowingly fail to act when such act or omission would cause the minor to be found to be a minor in need of supervision as defined in subsection (A) above.

(1) It shall be an affirmative defense to this section if the parent or legal guardian has invoked the jurisdiction of the juvenile court with regard to the minor prior to the time that the minor is found being a minor in need of supervision.

(2) It shall not be a defense to the offense provided for herein that the minor has not been previously formerly found to be a minor in need of supervision.

(3) Upon first conviction of a violation of subsection (B), a person shall not be fined and will be notified of opportunities and programs in place to assist the parent or guardian in providing supervision for such minor. Upon subsequent convictions of subsection (B), a person shall be subject to a fine of \$100.00 per offense. Each day a minor is found by the law enforcement authorities to be a minor in need of supervision as defined in Subsection A above shall constitute a separate offense for the purposes of the fines specified herein. Persons charged with violating subsection (B) of this

ordinance shall not be subject to custodial arrest, but shall be issued a summons to appear in municipal court.

2. That this Ordinance shall become effective on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

ADOPTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2009.

Approved as to form:

\_\_\_\_\_  
James W. Peterson, Jr.  
City Attorney

\_\_\_\_\_  
Stephen J. Wukela  
Mayor

**Attest:**

\_\_\_\_\_  
Dianne M. Rowan  
Municipal Clerk



**VI. b.**  
**Bill No. 2010-01**  
**Second Reading**

**CITY OF FLORENCE COUNCIL MEETING**

**DATE:** January 11, 2010

**AGENDA ITEM:** Ordinance  
First Reading

**DEPARTMENT/DIVISION:** City of Florence Urban Planning & Development Department

---

**I. ISSUE UNDER CONSIDERATION:**

*Rezone 1204 E. Cheves from B-3 General Commercial to PDD 09-03, Tax Map 90117-16-001. The request is being made by the owner, FNS Properties.*

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN:**

*No previous action has been taken on this request. A Public Hearing for rezoning was held at the December 8, 2009 Planning Commission meeting. Planning Commission members voted to approve the requests 7-0.*

**III. POINTS TO CONSIDER:**

*This item is being introduced for first reading only.*

**IV. OPTIONS:**

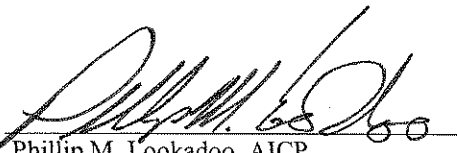
*City Council may:*

- (1) Approve request as presented based on information submitted.*
- (2) Defer request should additional information be needed.*
- (3) Suggest other alternatives.*
- (4) Deny request.*

**V. PERSONAL NOTES:**

**VI. ATTACHMENTS:**

*Map showing the location of the property.*  
*Zoning Map*  
*Comprehensive Plan Map*  
*Staff Report*



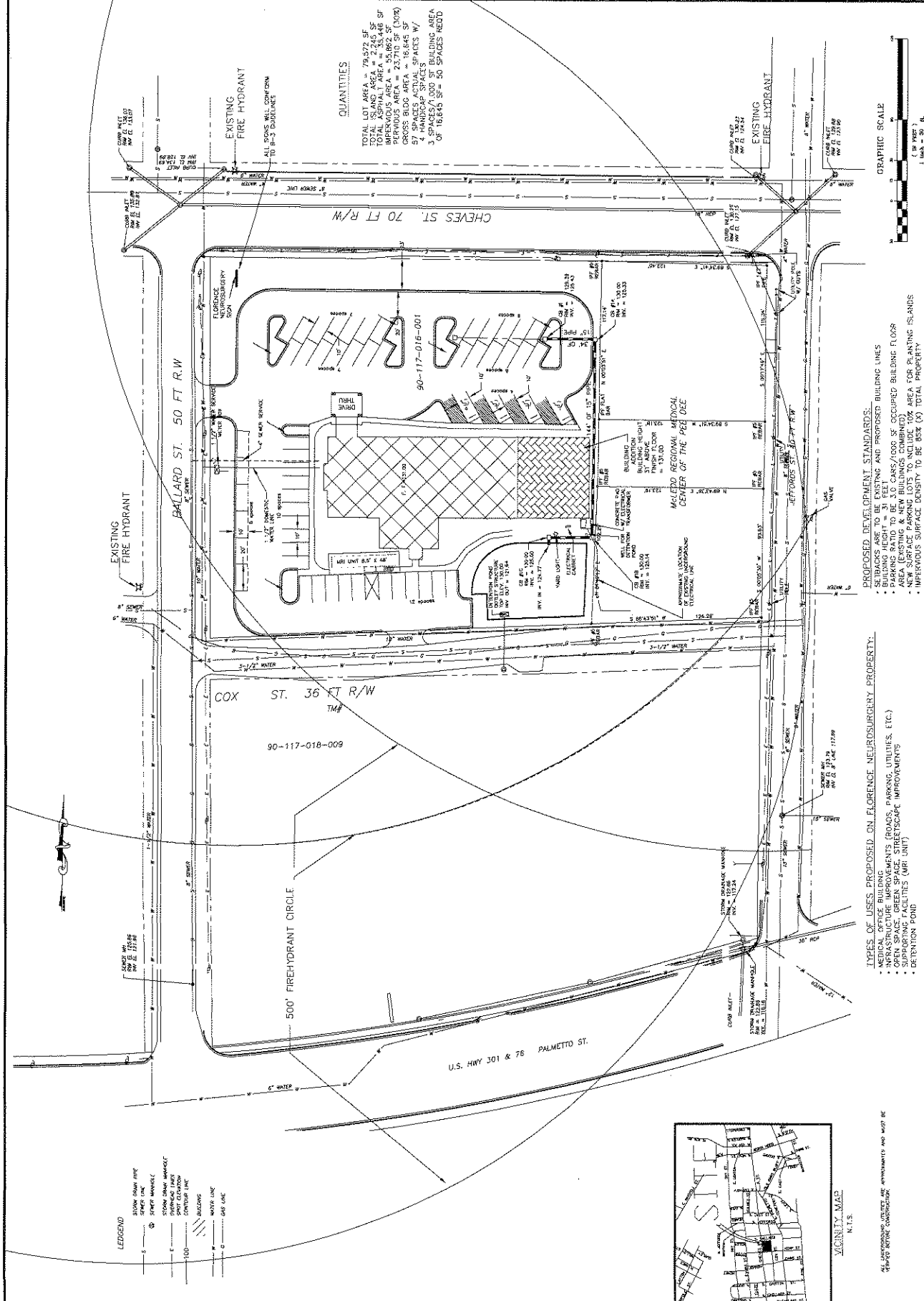
Phillip M. Lookadoo, AICP  
Urban Planning and Development Director



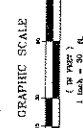
David N. Williams  
City Manager



DATE	REVISIONS	APPROVED
1/23/09	REVISED SITE PLAN	
1/23/09	DESIGNED BY	BRANDY BR
1/23/09	CHECKED BY	DAVID MAGEE
1/23/09	DATE	1/23/09
1/23/09	PROJECT NO.	09-001
1/23/09	SHEET NO.	SP-1



**QUANTITIES**  
 TOTAL LOT AREA = 79,976 SF  
 TOTAL ASPHALT AREA = 2,245 SF  
 TOTAL PAVED AREA = 35,948 SF  
 PERVIOUS AREA = 23,710 SF (CURB)  
 GROSS BLDG AREA = 18,845 SF  
 57 SPACES ACTUAL SPACES W/  
 3 SPACES/1,000 SF BUILDING AREA  
 OF 18,845 SF = 50 SPACES REQ'D

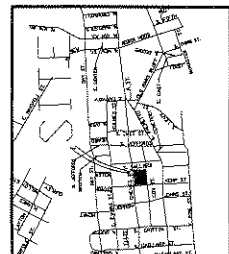


**LEGEND**

---	STONE DRAIN LINE
---	SEWER LINE
---	STREET MANHOLE
---	STONE DRAIN MANHOLE
---	STREET LIGHT
---	POST LOCATION
---	CONCRETE LINE
---	WALLS
---	WATER LINE
---	GAS LINE

- PROPOSED DEVELOPMENT STANDARDS:**
- SETBACKS ARE TO BE EXISTING AND PROPOSED BUILDING LINES
  - BUILDING HEIGHT = 31 FEET
  - 10% PAVED AREAS/LOTS OF OCCUPIED BUILDING FLOOR AREA (EXISTING & NEW BUILDINGS COMBINED)
  - NEW SURFACE PARKING LOTS TO INCLUDE 10% AREA FOR PLANTING ISLANDS
  - IMPERVIOUS SURFACE DENSITY TO BE 85% (X) TOTAL PROPERTY

- TYPES OF USES PROPOSED ON FLORENCE NEUROSURGERY PROPERTY:**
- MEDICAL BUILDING
  - INFRASTRUCTURE IMPROVEMENTS (ROADS, PARKING, UTILITIES, ETC.)
  - OPEN SPACE, GREEN SPACE, STREETSCAPE IMPROVEMENTS
  - SURFACE PARKING LOTS (MTR UNIT)
  - DETENTION POND



**SITE MAP**  
N.T.S.

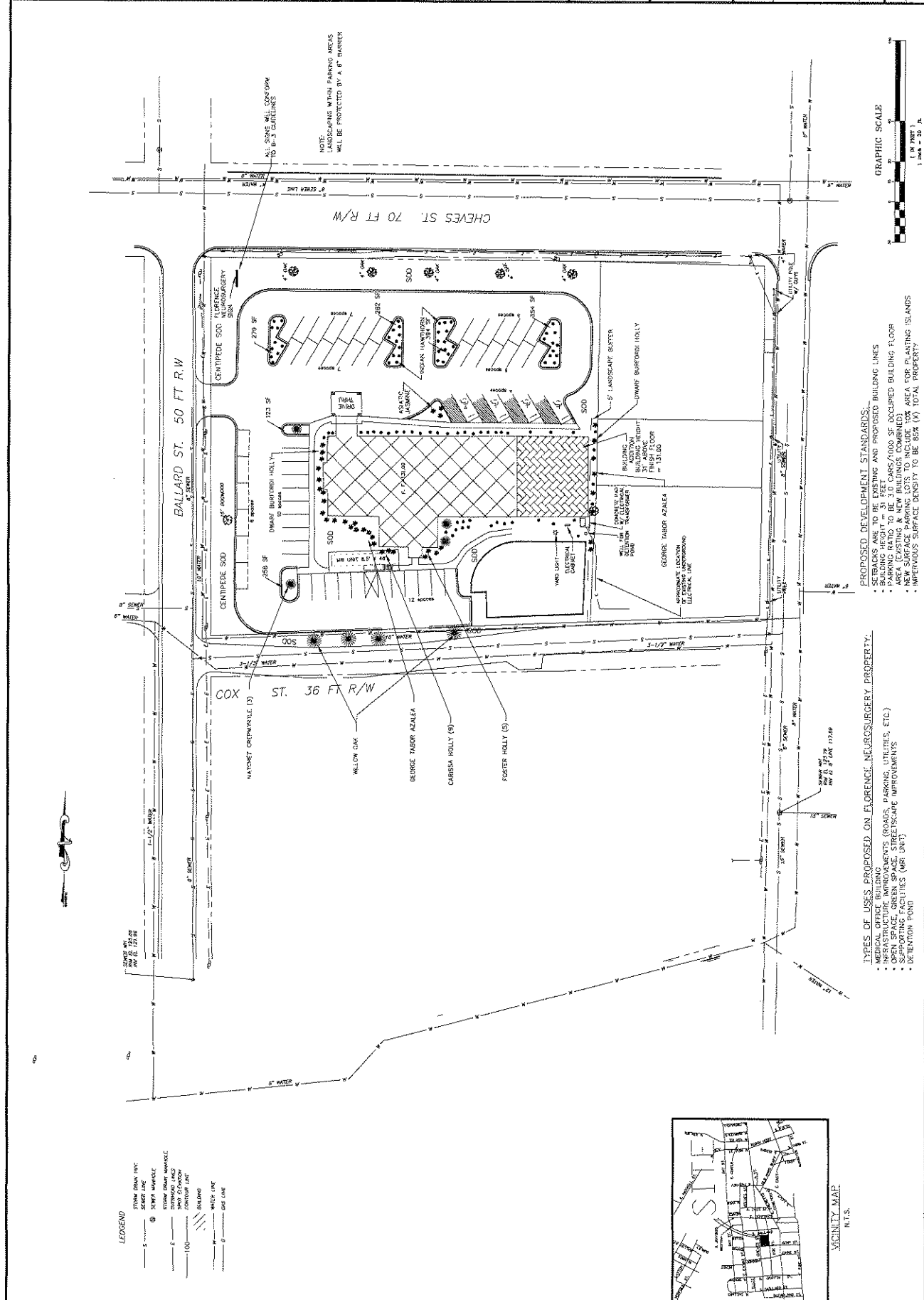
ALL DIMENSIONS, UNLESS OTHERWISE SPECIFIED, ARE APPROXIMATIONS AND MUST BE CHECKED BEFORE CONSTRUCTION.

ENGINEERING CONSULTANTS INC.  
 CIVIL ENGINEERS • LAND SURVEYORS  
 2702 S. HWY 91, P.O. BOX 3994 FLORENCE, S.C. 29502  
 TEL. NO. (843) 659-0823 FAX NO. (843) 665-1607

FLORENCE NEUROSURGERY & SPINE  
 FLORENCE, S.C.  
 LANDSCAPE PLAN

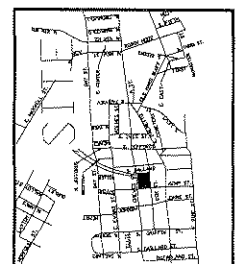


DATE	DESCRIPTION
AUGUST 2007	REVISED
NOVEMBER 2007	REVISED
APPROVED	DATE
APPROVED	DATE



**LEGEND**

STREET FRONT	1"
STREET SIDE	1"
STREET REAR	1"
STREET FRONT	1"
STREET SIDE	1"
STREET REAR	1"
STREET FRONT	1"
STREET SIDE	1"
STREET REAR	1"
STREET FRONT	1"
STREET SIDE	1"
STREET REAR	1"



- PROPOSED DEVELOPMENT STANDARDS:**
- SETBACKS SHALL BE THE EXISTING AND PROPOSED BUILDING LINES
  - BUILDING HEIGHT = 31 FEET
  - PARKING RATIO TO BE 3.0 CARS/1000 SF DECKED BUILDING FLOOR AREA
  - NEW SURFACE PAVING SURFACES TO INCLUDE 20% AREA FOR PLANTING ISLANDS
  - IMPERVIOUS SURFACE DENSITY TO BE 85% (X) TOTAL PROPERTY

- TYPES OF USES PROPOSED ON FLORENCE NEUROSURGERY PROPERTY:**
- MEDICAL OFFICE BUILDING
  - SUPPORTING FACILITIES (BOARDS, PARKING, UTILITIES, ETC)
  - OPEN SPACE, GREEN SPACE, STREETSCAPE IMPROVEMENTS
  - SUPPORTING FACILITIES (MR UNIT)
  - DETENTION POND



# ZONING REQUEST PC#2009-23



190

Feet

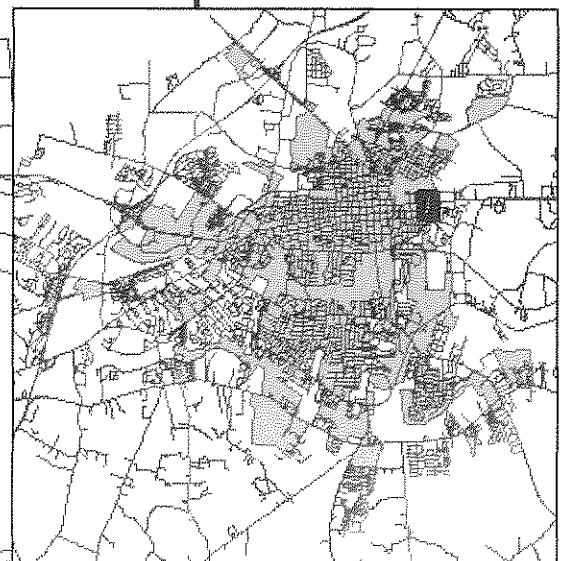


Urban Planning &  
Development Department



ORIGINAL PREPARATION  
This map was prepared by:  
City of Florence  
Urban Planning & Development Department

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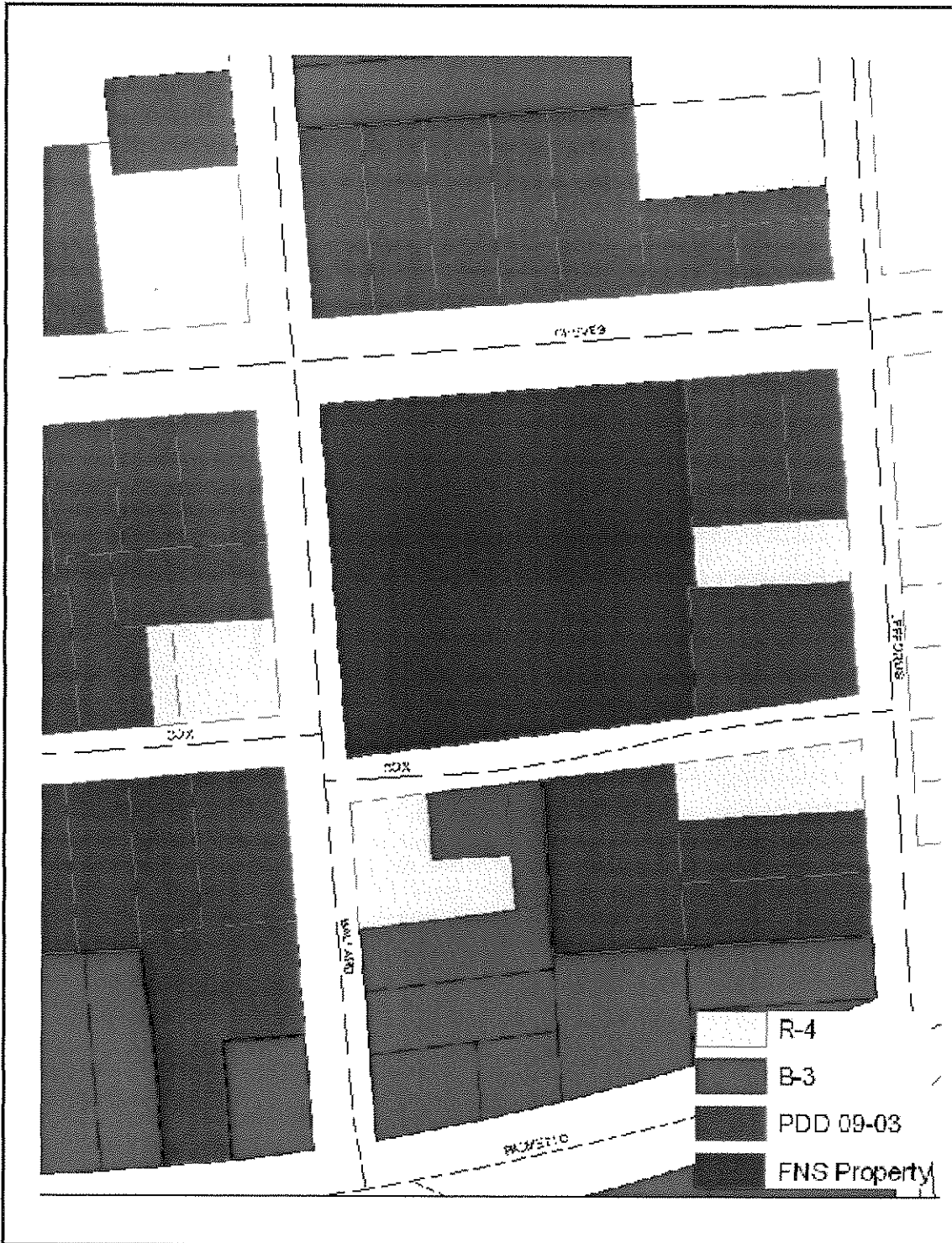
# COMPREHENSIVE MAP PLAN

## Planned Development Rezoning

### PC # 2009-23



Urban Planning &  
Development Department



This map was prepared by:  
City of Florence  
Urban Planning & Development Department

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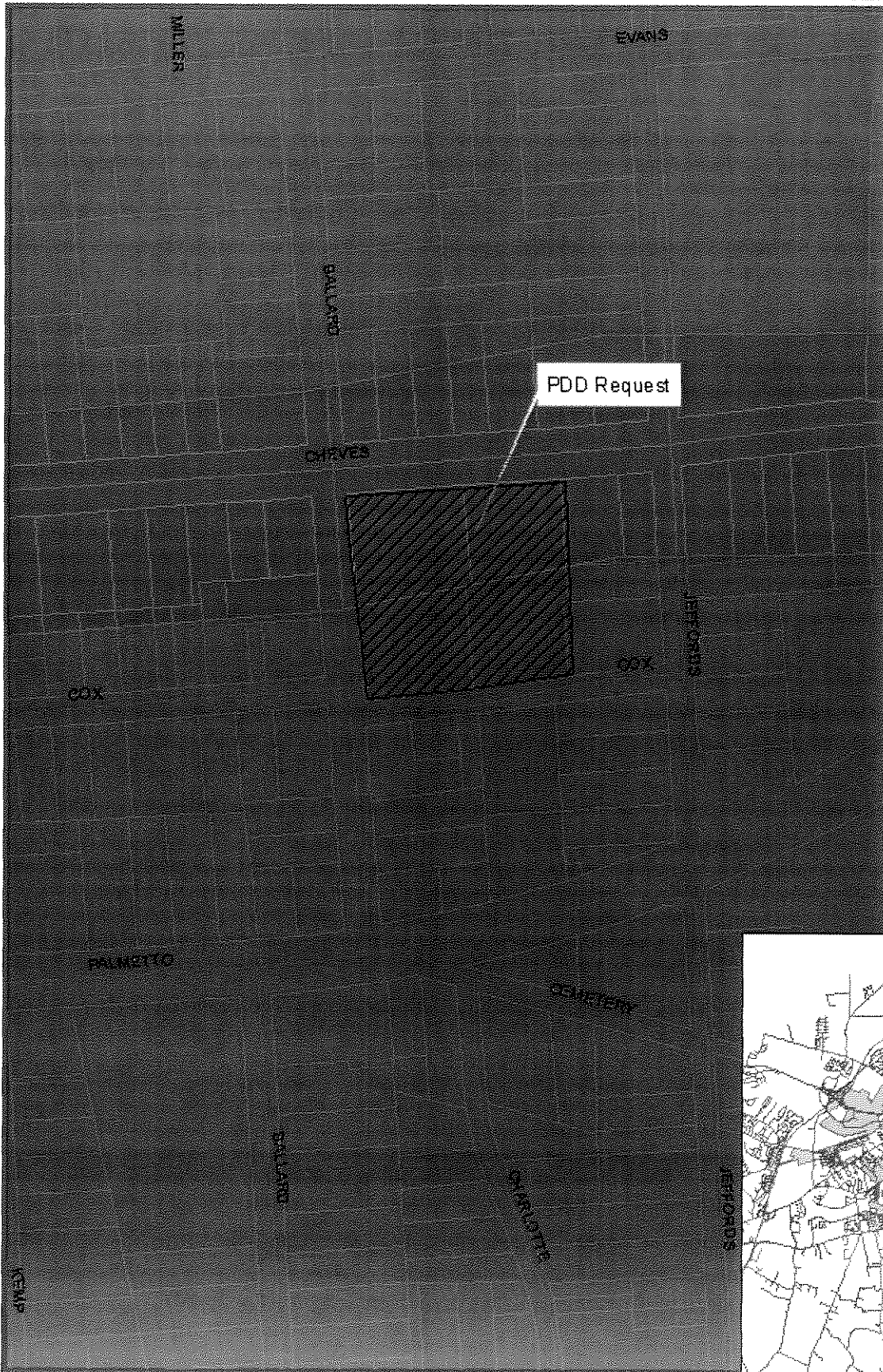
# COMPREHENSIVE MAP PLAN

## Planned Development Rezoning

### PC # 2009-23














Urban Planning &  
Development Department



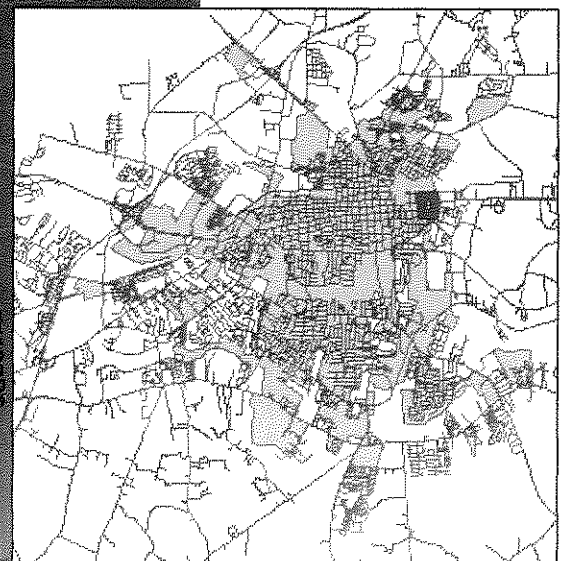
### Legend

#### Land Use Categories

-  DVR
-  EXR
-  HEC
-  HEN
-  IB
-  LEN
-  NC
-  OPN
-  RCN
-  RRL
-  TRN

This map was prepared by:  
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Urban Planning & Development Department

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## ZONING PETITION STAFF CHECKLIST

### IDENTIFYING DATA

Name of Owner: FNS Properties

Address of Properties: 1204 E. Cheves St.

Tax Parcel Number(s): 90117-16-001

Date: November 20, 2009

### GENERAL BACKGROUND DATA

McLeod Regional Medical Center, upon application for re-zoning and passed by City Council, established PDD 09-03 on September 14, 2009. PDD 09-03 covers 215 continuous parcels and totals 118.9 acres +/- owned by McLeod Regional Medical Center. The applicant, FNS properties, is seeking to re-zone and add parcel 90117-16-001 to PDD 09-03. The applicant has provided a site plan and has written in their site requirements which will be added as an amendment to PDD 09-03. The current land use of the site is office/professional, Florence Neurosurgery and Spine which has plans for an addition. Plans have been submitted in conjunction with the re-zoning request which will serve as the new zoning parameters. There will be no change in use, the site is currently a medical facility and the addition will also accommodate medical and diagnostic uses.

### DIMENSIONAL REQUIREMENTS

<u>Current Zoning</u>	<u>Proposed Zoning</u>
Lot Area: 5000ft	Proposed Lot Area: No Change
Lot Width: 50ft	Proposed Lot Width: No Change
Front Setback: 35ft	Proposed Front Setback: 5ft
Side Yards: 5ft	Proposed Side Yards: 5ft
Rear Yards: 20ft	Proposed Rear Yards: 5ft
Max. Height: 32ft	Proposed Max. Height: 31ft
Open Space: 10%	Proposed Open Space: 15%
Parking: 1sp/350sqf	Proposed Parking: 3sp/1000sqf

Comments: 5 foot buffer shown on the landscaping plan.

# ZONING PETITION STAFF CHECKLIST

---

## MISCELLANEOUS PROVISIONS

Is any portion of the property in floodplain? No

Are there any known zoning violations on this site? No

If so, explain:

Tax records indicate the owner(s) as: FNS Properties

This application is submitted by:             the owner listed above  
    an agent for the owner  
    other

If agent or other, what documentation has been provided from owner or is none required?

## LAND USE PLAN CONFORMANCE

Is there any discrepancy between current or proposed zoning and the Land Use Plan? If so, what is the discrepancy?

No change in land use is proposed. The Comprehensive Plan designates the site for economic activity. The site is located in both High Intensity Economic Corridor and Industrial-Business land use classifications. The current and future use of the site does not conflict with the Future Land Use plan. The site is located in and around the McLeod Medical Campus and is complimentary to the other medical service uses in the immediate vicinity.

## ADDITIONAL CRITERIA FOR CONSIDERATION

1. What changes have, or are, occurring in the area to justify a change in zoning?  
The establishment of PDD 09-03 is the template to guide development around McLeod Regional Medical Center. The re-zoning request by FNS enables more flexibility for their proposed addition.



## ZONING PETITION STAFF CHECKLIST

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2. What are adjacent properties zoned, and what are adjacent land uses?

<u>Direction</u>	<u>Zoning</u>	<u>Land Use</u>
North	PDD 09-03	Medical
Northeast	PDD 09-03	Undeveloped
East	R-4/ PDD 09-03	Undeveloped
Southeast	R-4	Residential
South	R-4/B-3/ PDD 09-03	Undeveloped
Southwest	PDD 09-03	Undeveloped
West	R-4/ PDD 09-03	Res/ Undeveloped
Northwest	R-4	Undeveloped

The undeveloped adjacent parcels include smaller 0.06 to 0.2 acre lots.

3. What are development plans in the area – roads, schools, future commercial development, etc.?

There are no immediate redevelopment plans that exist in and around the McLeod Medical Center Campus with the exception of interior up fitting in existing buildings.

4. Is there a reason the current land use cannot continue to be feasible as it now exists?

No.

5. List some potential uses under existing zoning.

The B-3 General Commercial zoning classification allows for the most flexible of land use options, including retail and medical services.

The site with addition would not change. The PDD would allow for only specified uses stated on the site plan. Redevelopment or demolition of the existing Wall Mart structure would be required to suit commercial activity.

6. List some potential uses under proposed zoning.

No change in land use would occur. The PDD 09-03 as specified on the site plan for this project would allow for only the stated use. The stated use is Medical Office Building with typical accessory uses.

7. Are any of these uses inappropriate for this location, and if so, why?

No.

8. (a) What is applicant's stated reason for requesting zoning?

The Amendment to PDD request is associated with the construction of an approximately 53'x60' 2 story addition.

## ZONING PETITION STAFF CHECKLIST

---

9. (a) What will be the benefits to the surrounding properties?  
Per the City of Florence Zoning Ordinance, the only uses that may be developed are those permitted in the PDD zoning district. The properties will be subject to the City of Florence codes and regulations.
- Reduced parking and greater impervious surface requirements naturally reduce the amount of stormwater runoff from the site.
- (b) What will be the detriments to the surrounding properties?  
NA
10. Is a traffic study required for this petition?  
No.
- If so, what are the recommendations of the study?  
NA
11. What does the purpose statement of the proposed zoning district say?  
The intent of the Planned Development District is to encourage flexibility in the development of land in order to promote its most appropriate use; and to do so in a manner that will enhance public health, safety, morals, and general welfare.
- Within the PD, regulations adapted to unified planning and development are intended to accomplish the purpose of zoning and other applicable regulations to an equivalent or higher degree than where such regulations are designed to control unscheduled development on individual lots or tracts, promote economical and efficient land use, provide an improved level of amenities, foster a harmonious variety of uses, encourage creative design, and produce a better environment.
- In view of the substantial public advantage of “planned development”, it is the intent of these regulations to promote and encourage or require development in this form where appropriate in character, timing, and location, particularly in large undeveloped tracts.
12. Will this proposal meet the intent of the above purpose statement?  
Yes.

ORDINANCE NO. 2010 \_\_\_\_\_

**AN ORDINANCE TO REZONE 1204 E. CHEVES ST. OWNED BY FNS PROPERTIES FROM B-3 TO PLAN DEVELOPMENT DISTRICT.**

WHEREAS, a Public Hearing was held in Room 603 of the City-County Complex on December 8, 2009 at 6:30 P.M. before the City of Florence Planning Commission and notice of said hearing was duly given;

WHEREAS, an application by FNS Properties, owner of 1204 E. Cheves St. was presented requesting an amendment to the City of Florence Zoning Atlas that the aforesaid properties be zoned PDD 09-03:

**The property 1204 E. Cheves St. requesting zoning amendment is shown more specifically on Florence County Tax Map 90117, block 16, parcel 001 (1.42 Acres).**

WHEREAS, Florence City Council concur in the aforesaid application, findings and recommendations:

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:**

1. That an Ordinance is hereby adopted by amending the Zoning Atlas of the City of Florence of the aforesaid properties to PDD 09-03, Planned Development District
2. That this Ordinance shall become effective seven days upon its approval and adoption by the City Council of the City of Florence and posting of this amendment in the official Zoning Atlas.

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2009

Ordinance No. 2010-\_\_\_\_\_  
January 11, 2010

**Approved as to form:**

---

James W. Peterson, Jr.  
**City Attorney**

---

Stephen J. Wukela,  
**Mayor**

**Attest:**

---

Dianne Rowan  
**Municipal Clerk**

**FLORENCE CITY COUNCIL MEETING**

**DATE:** February 3, 2010

**AGENDA ITEM:** Ordinance 2010-02 - Amendment to Code Section 2-20 to permanently establish schedule for elections

**DEPARTMENT/DIVISION:** City Attorney

**I. ISSUE UNDER CONSIDERATION**

An ordinance to amend Section 2-20 of the City Code in order to codify the complete process for the holding of the municipal elections in 2010 and subsequent years for the occupancy of the office of mayor and city council and for establishing certain times for the filing of nomination petitions, holding primaries or conventions, the entry of candidates for nominations in municipal party primary elections or conventions and the time for closing of entries and to transfer the powers, duties, and responsibilities for conducting municipal elections to the Florence County Election Commission pursuant to §5-15-145 of the South Carolina Code of Laws.

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN**

The attached Ordinance 2010-02 is designed to cover the matters discussed above.

**III. POINTS TO CONSIDER**

1. This ordinance makes only one change to the election process followed the last municipal election. As specifically authorized by §5-15-145 of the South Carolina Code of Laws, this ordinance delegates to the Florence County Election Commission complete authority for the municipal elections. In the past, we have delegated the conducting of the election, but we have retained authority for handling protest for the Municipal Election Commission. Pursuant to the recommendation of the Municipal Association and members of both the Municipal and the County Election Commissions, this would fully delegate the authority and responsibility.

2. This ordinance amends §2-20 of the code to establish the dates for the election process using the same formula as followed in state and county elections. The use of formulas instead of specific days in 2010 is done to eliminate the need for passing an election ordinance each election year. In the future, unless council decides to make changes, we will simply run the required notices and proceed.

3. Since first reading, we have coordinated in detail with both political parties and with the County and State Election Commissions to insure that our ordinance met with their approval. While there have been no substantive changes, at the recommendation of these entities, we have made some slight wording changes for the sake of clarification. The changes are highlighted in yellow on the attached ordinance. None of the changes change in any way the process as described at the time of the first reading.

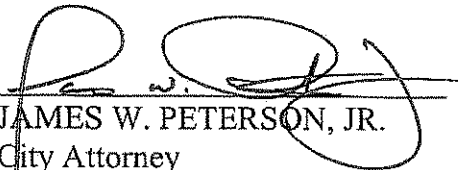
4. After passage of this ordinance, Florence County will need to pass an ordinance allowing the County Election Commission to accept the responsibility for the municipal elections. This is being coordinated through the County Attorney and the County Election Commission.

#### **IV. STAFF RECOMMENDATION**

Staff stands ready to carry out the wishes of Council.

#### **V. ATTACHMENTS**

Copy of the proposed Amendment to Ordinance 2010-02.



JAMES W. PETERSON, JR.  
City Attorney

**ORDINANCE NO. 2010-\_\_\_\_\_**  
**(As Amended on February 8, 2010)**

**AN ORDINANCE TO AMEND SECTION 2-20 OF THE CITY CODE IN ORDER TO CODIFY THE COMPLETE PROCESS FOR THE HOLDING OF THE MUNICIPAL ELECTIONS IN 2010 AND SUBSEQUENT YEARS FOR THE OCCUPANCY OF THE OFFICE OF MAYOR AND CITY COUNCIL AND FOR ESTABLISHING CERTAIN TIMES FOR THE FILING OF NOMINATION PETITIONS, HOLDING PRIMARIES OR CONVENTIONS, THE ENTRY OF CANDIDATES FOR NOMINATIONS IN MUNICIPAL PARTY PRIMARY ELECTIONS OR CONVENTIONS AND THE TIME FOR CLOSING OF ENTRIES AND TO TRANSFER THE POWERS, DUTIES, AND RESPONSIBILITIES FOR CONDUCTING MUNICIPAL ELECTIONS TO THE FLORENCE COUNTY ELECTION COMMISSION PURSUANT TO §5-15-145 OF THE SOUTH CAROLINA CODE OF LAWS**

**WHEREAS**, Section 5-15-70 of the Code of Laws of South Carolina, 1976, as amended, requires that certain times be established by Ordinance for the conduction of Municipal Elections; and

**WHEREAS**, it is the desire of Council to pass an ordinance which continues our present method of elections as established in §2-20, but to eliminate the past practice of passing a separate ordinance for each election cycle, thereby eliminating any appearance that the mayor or council members up for election are involved in setting the rules for an election process; and

**WHEREAS**, Section 5-15-145 of the Code of Laws of South Carolina, 1976, as amended, specifically provides for the transfer of the powers, duties, and responsibilities for conducting municipal elections to the county election commission.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Florence at a meeting duly assembled and by the authority thereof, as follows:

1. Section 2-20 of the City Code is hereby amended to read as follows:

**Sec. 2-20.** Composition of governing body; election of members, term of office, filling vacancies.

(a) *Composition.* The governing body of the city shall henceforth by a city council composed of seven (7) members, one of whom shall be mayor, and all of whom shall be residents of the city.

(b) *Method of election.* The mayor and three (3) council members shall be elected at large and three (3) council members shall be elected from the districts shown on the map on file in the office of the municipal clerk as Districts I, II and III. The three (3) council members elected from districts must reside in the district they represent both at the time of qualifying for election and during their term of office.

(c) *Election dates.* Regular elections shall be held on the first Tuesday following the first Monday in November in each even numbered year.

(1) On the first Tuesday following the first Monday in November, 2008, a mayor and two (2) council members will be elected at large, and

thereafter an election for a mayor and two (2) council members at large shall be held on the first Tuesday following the first Monday in November in every fourth year. On the first Tuesday following the first Monday in November, 2010, one (1) council member will be elected at large and three (3) council members will be elected from the districts, and thereafter an election for one (1) council member at large and three (3) council members from the districts shall be held on the first Tuesday following the first Monday in November in every fourth year. The regular election shall be held on the dates prescribed above during voting hours beginning at 7:00 a.m. and concluding at 7:00 p.m.

(2) In the event of a tie vote for any office, a runoff election shall be held pursuant to section 5-15-125 of the South Carolina Code of Laws two (2) weeks following the election in which the tie vote occurred.

(d) *Nomination and election schedule.* Nominations of candidates may be by political party or by petition. The beginning and ending dates for nomination and election events held in each municipal, primary, and general election year shall be in accord with the following schedule:

(1) Beginning date for candidates filing statements of intention of candidacy, along with their Statement of Economic Interest with the chairman of the respective Florence County political party for nominations by convention or primary: twelve o'clock noon, March 16.

(2) Closing date for filing statements of intention of candidacy, along with their Statement of Economic Interest with the chairman of the respective Florence County political party for nominations by convention or primary: twelve o'clock noon, March 30. By noon, on the tenth (10<sup>th</sup>) day following the deadline for filing statements by candidates, the County Chairman of the respective political party shall file with the Florence County Election Commission written certification of the name and office sought of all candidates to be placed on the ballot of that political party and their individual statement of intention of



candidacy and verification by the political party County Chairman that each candidate certified meets or will meet by the time of the General Election the qualification for office for which the candidate has filed.

(3) Party conventions, if party nomination by convention: any day in the second full week of June.

(4) Political party primaries for nominating candidates shall be held at the regular polling places and conducted by the Florence County Election Commission in conjunction with the County and Statewide Primaries on the second Tuesday in June of each general election year during voting hours beginning at 7:00 a.m. and concluding at 7:00 p.m.

(5) Primary runoffs, if necessary: the Tuesday two weeks after the primary or the last runoff until candidate is chosen.

(6) Published notice by city of general election: at least sixty (60) days prior to election day, and a second notice shall be given no later than two weeks after the first notice.

(7) Closing date for petition candidates to file petitions, along with a Statement of Economic Interest, with the county election commission: twelve o'clock noon, on July 15 or, if July 15 falls on Saturday or Sunday, by twelve o'clock noon on the following Monday. The petition must bear the signatures of at least five (5%) percent of the qualified electors of the City of Florence.

(8) Last day for county election commission to validate petitions of petition candidates: twelve o'clock noon, on August 15 or, if August 15 falls on Saturday or Sunday, by twelve o'clock noon on the following Monday.

(9) Closing date for parties to file certification of party nominees with the county election commission: twelve o'clock noon, on August 15 or, if August 15 falls on Saturday or Sunday, by twelve o'clock noon on the following Monday.

(10) Election day: first Tuesday after first Monday in November in each even numbered year.

When any date prescribed herein falls on a Saturday, Sunday, or legal holiday, the determination of whether an alternate date is required or permitted shall be made in

accord with the general law of the state, but the selection of an alternate date shall not change the time of day requirements provided for herein.

(e) *Publication of Notice.* No later than March 1 of each municipal general election year, the municipal clerk shall cause to be published, in a newspaper of general circulation in the city, a schedule identifying the specific date for that year for the events contained in subsection (d) of this section. Said notice will specifically identify the offices scheduled for election during that particular year, and it shall contain the following language in all capital letters and bold print:

**NOTICE TO CANDIDATES AND POLITICAL ORGANIZATIONS: STATE STATUTES REGULATING CAMPAIGN PRACTICES APPLY TO MUNICIPAL ELECTIONS, AND FAILURE TO FILE STATEMENTS OF ECONOMIC INTEREST AT THE TIME OF FILING FOR NOMINATION AND OF FILING FOR ELECTION WILL RESULT IN DISQUALIFICATION.**

(f) *Special elections.* The above provisions shall not apply to a special election which may be required to fill the unexpired term of the mayor or any member of council because of resignation, death, disqualification, or any other cause requiring a special election to fill a vacant office of the mayor or any member of city council.

(g) *Election Commission.* Pursuant to the provisions of §5-15-145 of the Code of Laws of South Carolina, 1976, as amended, it is ordained by the City Council of the City of Florence that all authority for the conducting of primary and general municipal elections is hereby transferred to the Florence County Election Commission in the following particulars:

(1) The Florence County Election Commission shall advertise municipal elections, prepare and distribute ballots and election materials, appoint managers of election for each polling place, and otherwise supervise and conduct all municipal elections within the City of Florence.

(2) Immediately upon the closing of the polls at any municipal election in the City of Florence, the Florence County Election Commission shall begin to count and continuously count the votes cast for each candidate for Mayor and Council Member, canvas the vote, and publicly display the unofficial results.

(3) The Florence County Election Commission shall thereafter certify the results of the elections and transmit the certified results to the Florence City Council or an appointed authority

representing the City Government as soon as practical following the certification.

(4) The Florence County Election Commission shall accept statements of intention of candidacy from political parties after filing closes.

(5) The Florence County Election Commission shall utilize an automated election system and computer counting with the count publicly conducted.

(6) Political party primaries for nominating candidates shall be held at the regular polling places and conducted by the Florence County Election Commission in conjunction with the County and Statewide Primaries on the second Tuesday in June, during voting hours beginning at 7:00a.m. and concluding at 7:00 p.m.

(7) The Florence County Election Commission shall determine the validity of any challenged or provisional ballots in accordance with §7-13-830 of the S. C. Code of Laws, 1976, as amended, for the primaries and the general election at the meetings specified in either §7-17-510 or §7-17-10, as applicable.

(8) The Florence County Election Commission shall hear and decide protests and certify the results of municipal general elections.

(9) The results of any political party primary will be declared by the party for which the primary is being conducted, and protest of results in primaries will be heard and decided by the respective political party for the primary involved pursuant to the provisions §5-15-80 of the S. C. Code of Laws, 1976, as amended.

(h) *Filing fee.* Any filing fee for candidates filing to run in political primaries for the offices of Mayor and City Council shall be collected by the political parties and paid over to the city to help offset the cost of the primaries.

(i) *Determining Results of the General Election.* During the years involving the election of the mayor and two at large council seat, the person receiving the highest number of votes for mayor shall be declared elected, and the two persons receiving the highest numbers of votes for the two (2) at-large council seats shall be declared elected. During the years involving the election of one (1) council member at large and three (3) council members from the districts, the person receiving the highest number of votes for the District 1 council seat, the person receiving the highest number of votes for the District 2 council seat, the person receiving the highest number of votes for

the District 3 council seat, and the person receiving the highest number of votes for the at-large council seat, shall be declared elected. In the event of a tie, a runoff election shall be held two weeks following the General Election pursuant to §5-15-125 of the S. C. Code of Laws, 1976, as amended.

(j) *Reapportionment.* The city council shall within a reasonable period of time after each federal census reapportion the districts shown on the map, if necessary, after the census information is available to council in accordance with law.

(k) *Terms.* The mayor and council members shall be elected for terms of four (4) years.

(l) *Filling vacancies.* Pursuant to §5-7-200 of the S. C. Code of Laws, 1976, as amended, if any vacancy occurs in the office of mayor or city council, and such vacancy be for an unexpired term of one hundred eighty (180) days or more, it shall be filled for the remainder of the unexpired term by a special election, but in case the vacancy is for a period of less than one hundred eighty (180) days, it shall be filled for the remainder of the unexpired term by an appointment made by a majority of council.

2. This ordinance shall become effective immediately upon its approval and adoption by the City Council of the City of Florence.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.**

**Approved as to form:**

\_\_\_\_\_  
**JAMES W. PETERSON, JR.**  
City Attorney

\_\_\_\_\_  
**STEPHEN J. WUKELA**  
Mayor

**Attest:**

\_\_\_\_\_  
**DIANNE M. ROWAN**  
Municipal Clerk

**FLORENCE CITY COUNCIL MEETING**

**DATE:** December 14, 2009

**AGENDA ITEM:** First Reading, Ordinance to amend the Zoning Ordinance

**DEPARTMENT/DIVISION:** Urban Planning & Development

**I. ISSUE UNDER CONSIDERATION**

An amendment to Section 5.5 of the City of Florence Zoning Ordinance in relation to temporary signs (banners) and non-profit organizations. The current regulations do not allow banners in residential zones and where permitted, they are allowed for up to 30 days with a six month interval.

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN:**

1. During the July 13, 2009 City Council meeting, Councilman Buddy Brand requested that Planning Commission review the Zoning Ordinance regulations pertaining to banners.
2. At the August 11<sup>th</sup> Planning Commission meeting, Chairman Glynn Willis appointed a sub-committee to review the current ordinance and report back with recommendations.
3. The sub-committee met on August 26 and September 22 while staff provided current information on sign regulations, addressing both constitutional and legal issues.
4. On October 13, 2009, the sub-committee presented their report of recommended changes at the Planning Commission meeting.
5. After receiving legal advice, Planning Commission voted 6-0 to recommend approval of the proposed changes as shown in the attached ordinance.

**III. POINTS TO CONSIDER**

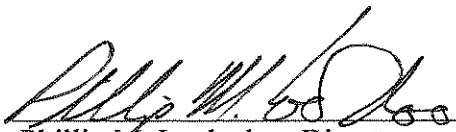
This item is being considered for first reading.

**IV. OPTIONS**

1. Approve the request as presented based on the information submitted.
2. Defer the request should additional information be needed.
3. Suggest other alternatives
4. Deny the request.

**V. ATTACHMENTS**

1. Ordinance
2. Staff report to Planning Commission
3. Sign Sub-Committee Report



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Phillip M. Lookadoo, Director  
Urban Planning & Development



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David N. Williams  
City Manager

**CITY OF FLORENCE URBAN PLANNING & DEVELOPMENT  
STAFF REPORT  
TO THE  
CITY PLANNING COMMISSION**

**CASE NO:** PC# 2009-20

**DATE:** October 13, 2009

**SUBJECT** Text Amendment to Article 5, Section 5.5,  
Temporary Signs

**STAFF ANALYSIS:**

A sub-committee of the Planning Commission was established by Chairman, Glynn Willis. The committee met on two occasions to review and discuss Section 5.5, Temporary Signs of the Zoning Ordinance with particular reference to the regulations for temporary signage for non- profit organizations.

At these meetings, staff provided current information on signage regulations provided by the American Planning Association. Issues that were addressed included both constitutional and legal aspects.

After considering and discussing the issues, the sub-committee recommended the several amendments to the current Zoning Ordinance as shown in the attached minutes.

**STAFF RECOMMENDATION:**

Staff recommend that the Zoning Ordinance should continue to regulate the size, location and display duration of temporary signage for non-profits as recommended by the sign sub-committee in their report.

Staff express concern that exceptions weaken not only the intent of the Zoning Ordinance but also its overall legality.

City of Florence Planning Commission  
Sign Subcommittee Report  
September 22, 2009

**Members Present:** Mildred Welch, Simon Lee, Louie Hopkins and Ron Moore

**Staff :** Phillip Lookadoo, Liz Shaw, Tyrone Simon

The committee continued to review the current temporary sign regulations with particular concentration on banners in relation to non-profit organizations.

Phillip Lookadoo explained that the current ordinance was adopted in 1999 and not enforced. The previous ordinance had exempted non-profit organizations from being required to obtain a permit. Non-profit organizations have, therefore, been basically unregulated as far as temporary signage is concerned. The City of Florence took over zoning responsibilities in July 2008 and is now enforcing the current ordinance which requires permits for all temporary signs including banners.

Phillip Lookadoo also explained that signs, as a form of speech, are protected by the First Amendment. Sign ordinances should, therefore, be content neutral and not regulate the sign content. An ordinance should balance the need for signs with the need to enhance community appearance and not diminish traffic safety.

After considerable discussion the committee proposed the following:

1. Amend Article 5, Table II, Number, Dimension and Location of Permitted Signs by Zoning District to allow banners as temporary signs for institutional and non-residential uses in residential zones. Currently, they are not permitted.
2. Amend Section 5.5 Temporary Signs for non-profit organizations etc to:
  - a. limit the size of banners in residential zones to 32 s.f.
  - b. signs must be located at least 5 feet from property lines
  - c. signs must be in compliance with Section 7.5 Visibility at Intersections
  - d. one sign is allowed per 300 feet of street frontage
  - e. limit banners to 5 events annually
  - f. banners to be allowed for a maximum of 30 days
3. Amend Section 8.6 Filing Applications, Fees
  - a. On-Premise Sign Permit       \$25\*
  - b. \* Fees shall be waived for temporary signs for non-profit organizations

The committee also suggested that entities with a need for more signage and with sufficient road frontage should be encouraged to consider an additional permanent sign with changeable copy.



These proposed amendments and suggestion would support the purposes of sign regulation in the City of Florence and also give more opportunities for the use of temporary banners for non-profit organizations.

**ORDINANCE NO. 2009 \_\_\_\_\_**

**AN ORDINANCE FOR AMEND ARTICLE 5, SIGN REGULATIONS IN THE ZONING ORDINANCE RELATING TO BANNERS**

**WHEREAS**, the Planning Commission was directed by City Council to review the current Zoning Ordinance in relation to banners and non-profits and;

**WHEREAS** , the Planning Commission established a sub-committee to study this issue and report back to the Planning Commission with their findings and;

**WHEREAS** , the Planning Commission at their October 13, 2009 meeting recommended approval of the amendments as submitted by the sub-committee as follows:

1. Current text with changes shown by a strikethrough:

Table VII  
 Number, Dimension, and Location of Permitted Signs,  
 By Zoning District

Sign Type	All Residential Zones	B-1	B-2	B-3	B-4	B-5/B-6	RU-1	RU-2	INS (3)	UZ (5)
<b>Permanent</b>										
Freestanding										
Billboards (4)	N	N	N	P	N	P	P	N	N	P
Other	P (1)	P (1)	P	P	P	P	P	P (1)	P	NA
Directional (6)	N	A	A	A	A	A	A	A	A	NA
<b>Building</b>										
Canopy	N	P	P	P	P	P	P	P	N	NA
Identification	A	A	A	A	A	A	A	A	A	NA
Directional	N	A	A	A	A	A	A	A	A	NA
Marquee	N	N	P	P	P	P	P	N	N	NA
Projecting	N	N	P	P	P	P	P	N	N	NA
Roof	N	N	P	P	P	P	P	N	N	NA
Roof, Integral	N	N	P	P	P	P	P	N	N	NA
Wall	N	P	P	P	P	P	P	P	N	NA
Window	N	A	A	A	A	A	A	A	A	NA
<b>Temporary (2)</b>										
A-Frame	N	N	A	A	A	A	A	N	N	NA
Banner	N	N	P	P	P	P	P	N	N	NA
Posters	A	A	A	A	A	A	A	A	A	NA
Portable	N	N	N	P	N	N	P	P	N	NA
Inflatable	N	N	P	P	N	N	P	N	N	NA
Pennant	N	N	P	P	N	P	P	N	N	NA
Identification	A	A	A	A	A	A	A	A	A	NA
<b>Sign Characteristics</b>										
Animated	N	N	P	P	P	P	P	N	N	NA
Changeable Copy	N	A	A	A	A	A	A	A	A	NA
Illumination Indirect	A	A	A	A	A	A	A	A	A	NA
Illumination Internal	A	A	A	A	A	A	A	A	A	NA

Illumination, Exposed bulbs or neon	N	N	N	N	N	N	N	N	N	NA
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- 1 – Signs identifying or announcing land subdivisions, residential projects, or agricultural operations, where permitted.
- 2 – See Section 5.5
- 3 – This column does not represent a zoning district. It applies to institutional and other non-residential uses permitted in residential zoning districts, i.e., churches, schools, parks, etc., and includes historical markers.
- 4 – Where permitted by Table VII, billboards may be established only on lots or parcels fronting or within 600 feet of Interstate ROW as defined by Table VIII and U.S. designated highways.
- 5 – Un-zoned area of County.
- 6 – Though allowed w/o prior permitting, must meet the conditional requirements of Table VIII
- NA – Regulation not applicable in un-zoned area of county.

Proposed text:

**Table VII**  
**Number, Dimension, and Location of Permitted Signs,**  
**By Zoning District**

Sign Type	All Residential Zones	B-1	B-2	B-3	B-4	B-5/B-6	RU-1	RU-2	INS (3)	UZ (5)
<b>Permanent</b>										
Freestanding										
Billboards (4)	N	N	N	P	N	P	P	N	N	P
Other	P (1)	P (1)	P	P	P	P	P	P (1)	P	NA
Directional (6)	N	A	A	A	A	A	A	A	A	NA
<b>Building</b>										
Canopy	N	P	P	P	P	P	P	P	N	NA
Identification	A	A	A	A	A	A	A	A	A	NA
Directional	N	A	A	A	A	A	A	A	A	NA
Marquee	N	N	P	P	P	P	P	N	N	NA
Projecting	N	N	P	P	P	P	P	N	N	NA
Roof	N	N	P	P	P	P	P	N	N	NA
Roof, Integral	N	N	P	P	P	P	P	N	N	NA
Wall	N	P	P	P	P	P	P	P	N	NA
Window	N	A	A	A	A	A	A	A	A	NA
<b>Temporary (2)</b>										
A-Frame	N	N	A	A	A	A	A	N	N	NA
Banner	P	N	P	P	P	P	P	N	N	NA
Posters	A	A	A	A	A	A	A	A	A	NA
Portable	N	N	N	P	N	N	P	P	N	NA
Inflatable	N	N	P	P	N	N	P	N	N	NA
Pennant	N	N	P	P	N	P	P	N	N	NA
Identification	A	A	A	A	A	A	A	A	A	NA
<b>Sign Characteristics</b>										
Animated	N	N	P	P	P	P	P	N	N	NA
Changeable Copy	N	A	A	A	A	A	A	A	A	NA
Illumination Indirect	A	A	A	A	A	A	A	A	A	NA
Illumination Internal	A	A	A	A	A	A	A	A	A	NA
Illumination, Exposed bulbs or neon	N	N	N	N	N	N	N	N	N	NA

- 1 – Signs identifying or announcing land subdivisions, residential projects, or agricultural operations, where permitted.
- 2 – See Section 5.5
- 3 – This column does not represent a zoning district. It applies to institutional and other non-residential uses permitted in residential zoning districts, i.e., churches, schools, parks, etc., and includes historical markers.

4 – Where permitted by Table VII, billboards may be established only on lots or parcels fronting or within 600 feet of Interstate ROW as defined by Table VIII and U.S. designated highways.

5 – Un-zoned area of County.

6 – Though allowed w/o prior permitting, must meet the conditional requirements of Table VIII

NA – Regulation not applicable in un-zoned area of county.

2. Proposed amendments are highlighted:

**Section 5.5 Temporary Signs**

Sign Type	Display Period	Display Intervals	Dimensions	Conditions
A-Frame	daylight hours only	off-hours	12 sq. ft.	A
Banner	30 days	6 months	None	B,H Non-profits only I,J,K,L, M
Posters	30 days	None	6 sq. ft.	C
Portable	30 days	11 Months	32 sq. ft.	D
Inflatable	30 days	1 year	None	E
Pennants	30 days	6 months	None	B
Identification	90 days, or project completion	None	200 sq. ft.	F
Political	Unlimited	Not Applicable	6 sq. ft (Residentially zoned areas); 16 sq. ft (all other areas)	C/G

- A. A-Frame signs, where located on sidewalks, shall be located in such a manner as not to obstruct pedestrian movement.
- B. Banners and pennants shall be properly secured and maintained at all times, and shall not interfere with pedestrian or vehicular movement.
- C. Posters shall not be allowed on any telephone or power poles or any public right-of-way, and shall be placed no closer than five (5) feet from a street or curb.
- D. Portable signs shall be limited to one per establishment, shall have no colored or flashing lights, shall not be wired so as to obstruct or hinder pedestrian or vehicular traffic or pose any potential for such hindrance (i.e. exposed drop cord), shall not exceed six (6) feet in height, shall be anchored in accord with the Building Code, and shall not be converted to a permanent sign.
- E. Inflatable signs shall be properly anchored and shall not interfere with airport traffic.
- F. Temporary subdivision and work under construction identification signs shall adhere to the Development Standards of Section 5.7.
- G. Political signs shall be removed within 7 days after the election.
- H. The City Manager may declare a special event to be a special public function for a specific period of time during which temporary non-durable signs such as banners, pennants, etc. may be used. Permits are required for a special public function; however, normal fees shall be waived for governmental and eleemosynary (charitable) organizations.
- I. Banners in residential zones to be no larger than 32 square feet.

- J. Banners to be at least 5 feet from property lines.
- K. One banner allowed per 300 feet of street frontage.
- L. Banners limited to 5 events annually with a maximum of 30 days per event.
- M. Banners must be located in compliance with Section 7.5, Visibility at Intersections.

3. Current text with changes shown by a strikethrough:

**Section 8.6 Filing Applications; Fees**

Applications for permits shall be filed on forms provided by the Zoning Administrator, signed by the owner or developer, and shall be accompanied by the following fees:

<b>Permit / Application</b>	<b>Fee</b>
Certificate of Zoning Compliance	\$25
Repair Permit	See Building Code
Outdoor Advertising Sign Permit	See Building Code
On-Premise Sign Permit	\$25
Certificate of Occupancy	No Charge
Summary Plat Approval	\$25

Proposed text:

**Section 8.6 Filing Applications; Fees**

Applications for permits shall be filed on forms provided by the Zoning Administrator, signed by the owner or developer, and shall be accompanied by the following fees:

<b>Permit / Application</b>	<b>Fee</b>
Certificate of Zoning Compliance	\$25
Repair Permit	See Building Code
Outdoor Advertising Sign Permit	See Building Code
On-Premise Sign Permit	<del>\$25</del> *
Certificate of Occupancy	No Charge
Summary Plat Approval	\$25

\*Fees to be waived for temporary signs for non-profit organizations

**WHEREAS**, Florence City Council concur in the aforesaid application, findings and recommendations:

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:**

1. That an Ordinance is hereby adopted by amending the Zoning Ordinance as shown above.
2. That this Ordinance shall become effective immediately.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2009**

**Approved as to form:**

\_\_\_\_\_  
James W. Peterson, Jr.  
City Attorney

\_\_\_\_\_  
Stephen J. Wukela,  
Mayor

**Attest:**

\_\_\_\_\_  
Dianne Rowan  
Municipal Clerk

**FLORENCE CITY COUNCIL MEETING**

**DATE:** February 3, 2010  
**AGENDA ITEM:** Ordinance No. 2010-\_\_\_\_\_  
**DEPARTMENT/DIVISION:** Police Department

**I. ISSUE UNDER CONSIDERATION**

An ordinance to amend Section 19-1 of the City Code to change the maximum penalty that can be assessed by the city for violations of state traffic laws as adopted by the City Code of Ordinances from the current \$200.00 maximum to \$500.00 in order to update our code to make it consistent with state law.

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN**

(a) The City of Florence enacted Chapter 19 to its Code of Ordinances to embody a set of rules, regulations, and laws regarding traffic within the city limits of the City of Florence.

(b) Section 19-1 of the Code of Ordinances provides for the adoption of the traffic laws of the State of South Carolina by reference and, since its adoption in 1973, has set the maximum penalty for violation of such laws at Two Hundred and no/100 (\$200.00) Dollars. At the time of the adoption of this code, \$200.00 was the jurisdictional limit of municipal court;

(c) Since the passage of §19-1, the jurisdictional limit of municipal court was increased by the state in §14-25-65 of the Code of Laws of South Carolina 1976, as amended, from Two Hundred and no/100 (\$200.00) Dollars to Five Hundred and no/100 (\$500.00) Dollars.

(d) Additionally, the state recently enacted 2009 South Carolina Laws Act 24 which, among other things, sets the minimum penalty allowed for violation of the statutes regarding handicapped parking at Five Hundred and no/100 (\$500.00) Dollars, a fine which the present version of §19-1 would prohibit.

(e) As a result of these changes since the enactment of the present code provisions, it is in the best interest of the citizens of the City of Florence to

update the code provisions found in Section 19-1 to allow the City to comply with the applicable state laws.

### **III. POINTS TO CONSIDER**

(a) The ordinance requires two readings.

(b) It is our understanding that a legislative initiative is being introduced that would authorize municipal courts in the future to issue penalties between \$500.00 and \$1,000.00, which reflects the law applicable to violations of handicapped parking as enacted by 2009 Act 24.

### **IV. STAFF RECOMMENDATION**

Staff recommends adoption of this amendment to §19-1 in order to be able to comply with applicable state law.

### **V. ATTACHMENTS**

(a) Copy of the proposed Ordinance 2009-\_\_\_\_.

(b) Copy of 2009 S.C. Laws Act 24.



**ORDINANCE NO. 2009-\_\_\_\_\_**

**AN ORDINANCE TO AMEND THE TEXT OF ARTICLE I OF CHAPTER 19 REGARDING TRAFFIC BY AMENDING SECTION 19-1 OF THE CODE OF ORDINANCES.**

**WHEREAS**, The City of Florence enacted Chapter 19 to its Code of Ordinances to embody a set of rules, regulations, and laws regarding traffic within the city limits of the City of Florence;

**WHEREAS**, §19-1 of said Code of Ordinances provides for the adoption of the traffic laws of the State of South Carolina by reference and establishes the maximum penalty to set for violation of such laws at Two Hundred and no/100 (\$200.00) Dollars, which, at the time of the adoption of this code was the jurisdictional limit of municipal court;

**WHEREAS**, since the passage of said ordinance, the jurisdictional limit of municipal court was increased by the State in §14-25-65 of the South Carolina Code of Laws 1976, as amended, from Two Hundred and no/100 (\$200.00) Dollars to Five Hundred and no/100 (\$500.00) Dollars;

**WHEREAS**, the State recently enacted 2009 South Carolina Laws Act 24 which, among other things, sets the minimum penalty allowed for violation of the statutes regarding handicapped parking at Five Hundred and no/100 (\$500.00) Dollars, a fine which the present version of §19-1 would prohibit; and

**WHEREAS**, as a result of the above-referenced changes since the enactment of the present code provisions, it is in the best interest of the citizens of the City of Florence to update the code provisions found in Section 19-1 to allow the City to comply with the applicable state laws;

**NOW, THEREFORE, BE IT ORDAINED THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:**

1. That the provisions of Article I of Chapter 19, Section 19-1, of the Code of Ordinances of the City of Florence be, and the same are hereby, amended as follows:

The words "two hundred dollars (\$200.00)" found in the last sentence of Sec. 19-1 are deleted and replaced with the words "five hundred dollars (\$500.00)".

2. That the remaining provisions of Sec. 19-1 shall remain in full force and

2. That the remaining provisions of Sec. 19-1 shall remain in full force and effect.

3. That this Ordinance, and the amendments contained herein, shall become effective immediately upon its approval and adoption by the City Council of the City of Florence.

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2009.

Approved as to form:

\_\_\_\_\_  
JAMES W. PETERSON, JR.  
City Attorney

\_\_\_\_\_  
STEPHEN WUKELA  
Mayor

Attest:

\_\_\_\_\_  
DIANNE ROWAN  
Municipal Clerk

Westlaw

2009 South Carolina Laws Act 24 (S.B. 126)

Page 1

SOUTH CAROLINA 2009 SESSION LAWS  
REGULAR SESSION

Additions and deletions are not identified in this document.  
Vetoed provisions within tabular material are not displayed.

Act 24  
S.B. No. 126  
MOTOR VEHICLES

AN ACT TO AMEND SECTION 56-3-1910, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF SPECIAL LICENSE TAGS TO CERTAIN HANDICAPPED PERSONS, SO AS TO DEFINE THE TERM "HANDICAPPED", DELETE THE TERM "LICENSE TAG" AND REPLACE IT WITH THE TERM "LICENSE PLATE", AND TO REVISE THE CRITERIA FOR THE ISSUANCE OF THE LICENSE PLATE; TO AMEND SECTION 56-3-1950, RELATING TO THE DEFINITION OF THE TERM "HANDICAPPED", AND THE REQUIREMENT THAT A LICENSED PHYSICIAN SHALL CERTIFY THAT A PERSON'S TOTAL AND PERMANENT DISABILITY SUBSTANTIALLY IMPAIRS HIS ABILITY TO WALK, SO AS TO REVISE THE DEFINITION OF THE TERM "HANDICAPPED", TO DELETE THE PROVISION RELATING TO THE CERTIFICATION OF A PERSON WHO IS TOTALLY AND PERMANENTLY DISABLED AND TO DEFINE THE TERM "ACCESS AISLE"; TO AMEND SECTION 56-3-1960, RELATING TO FREE PARKING FOR HANDICAPPED PERSONS, AND THE ISSUANCE AND DISPLAY OF HANDICAPPED LICENSE PLATES AND PLACARDS, SO AS TO DELETE THE PROVISION THAT PROVIDES FOR THE ISSUANCE OF HANDICAPPED LICENSE PLATES, AND TO REVISE THE PROVISIONS REGARDING THE CONTENT, ISSUANCE PROCEDURE, PROPER USE AND DISPLAY OF HANDICAPPED PLACARDS, AND TO PROVIDE PENALTIES FOR VIOLATIONS OF THE PROVISION; TO AMEND SECTION 56-3-1965, RELATING TO MUNICIPALITIES DESIGNATING PARKING SPACES FOR HANDICAPPED PERSONS, SO AS TO REVISE THE PROCEDURES THAT ALLOW A HANDICAPPED PERSON TO PARK IN METERED OR TIMED PARKING PLACES WITHOUT BEING SUBJECT TO PARKING FEES OR FINES; AND TO AMEND SECTION 56-3-2010, RELATING TO THE ISSUANCE OF PERSONALIZED LICENSE PLATES, SO AS TO PROVIDE THAT A PERSON WHO IS QUALIFIED TO RECEIVE THIS LICENSE PLATE AND A HANDICAPPED LICENSE PLATE MAY BE ISSUED A PERSONALIZED LICENSE PLATE THAT INCLUDES A DECAL THAT CONTAINS THE INTERNATIONAL SYMBOL OF ACCESS; TO AMEND SECTION 56-3-1970, RELATING TO THE UNLAWFUL PARKING OF A VEHICLE IN A PARKING PLACE DESIGNATED FOR HANDICAPPED PERSONS, SO AS TO PROVIDE THAT IT IS ALSO UNLAWFUL FOR CERTAIN PERSONS TO EXERCISE THE PRIVILEGES GRANTED TO A HOLDER OF A LICENSE PLATE OR PLACARD DESIGNATED FOR USE BY A HANDICAPPED PERSON, AND TO INCREASE THE PENALTY FOR A VIOLATION OF THIS PROVISION; AND TO AMEND SECTION 56-3-1975, RELATING TO THE IDENTIFICATION AND MAINTENANCE OF HANDICAPPED PARKING PLACES, SO AS TO PROVIDE THAT A HANDICAPPED PARKING PLACE INCLUDES ALL ACCESS AISLES.

Be it enacted by the General Assembly of the State of South Carolina:

**License plates for handicapped persons**

SECTION 1. Section 56-3-1910 of the 1976 Code is amended to read:

<< SC ST § 56-3-1910 >>

Section 56-3-1910. (A) As used in this article, "handicapped" means a person who has one or more of the following conditions:

- (1) an inability to ordinarily walk one hundred feet nonstop without aggravating an existing medical condition, including the increase of pain;
- (2) an inability to ordinarily walk without the use of, or assistance from a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device;
- (3) a restriction by lung disease to the extent that the person's forced expiratory volume for one second when measured by spirometry is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest;
- (4) requires use of portable oxygen;
- (5) a cardiac condition to the extent that the person's functional limitations are classified in severity as Class III or Class IV according to standards established by the American Heart Association. If the person's status improves to a higher level, for example as a result of bypass surgery or transplantation, he no longer meets this criteria;
- (6) a substantial limitation in the ability to walk due to an arthritic, neurological, or orthopedic condition, for example, coordination problems and muscle spasticity due to conditions that include Parkinson's disease, cerebral palsy, or multiple sclerosis; or
- (7) blindness.

(B) Upon payment of the regular motor vehicle license fee, the department may issue a license plate with a special number or identification indicating that the license plate was issued to a person certified as permanently handicapped. A license plate issued pursuant to this section must be accompanied by a certification form completed by a licensed physician.

(C)(1) The department must develop a standardized certification form designed to capture criteria related information relating to persons considered handicapped. The form shall indicate whether the applicant meets one or more of the criteria, whether the condition is permanent or temporary, and if temporary, the expected duration.

(2) All persons that have been issued a handicapped license plate as of the effective date of this section will be issued a certificate upon renewal of the license plate. To renew the plate and receive the certificate, the person must be certified as permanently handicapped as provided in this section. Failure to carry a certificate as required by this section by a person that has been issued a handicapped license plate as of the effective date of this section is not a violation of the provisions of this section until after the person renews his license plate.

(D) Forms must be completed by physicians licensed to practice in South Carolina as defined in Section 40-47-5.

(E) The special license plate authorized by this section also may be issued for a vehicle of special design and equipment designed to transport a disabled person who meets the requirements of this section if the vehicle is owned and titled in the name of the disabled person or in the name of a member of his immediate family.

(F) The special license plate authorized by this section also may be issued for a vehicle of special design and equipment designed to transport a disabled person who is certified as meeting the requirements of this section for a vehicle used by an agency, organization, or facility. Proof that the agency, organization, or facility transports a handicapped or disabled person must be in a manner prescribed by the department. A certificate from a licensed physician is not required to apply for the special license plate issued to the agency, organization, or facility.

(G) When processing applications for special license plates pursuant to this section, the department also shall issue a license plate registration certificate that must be carried at all times in the vehicle driven by or transporting the disabled individual. The certificate must display the name of the individual or organization to which the plate was issued.

(H) Vehicles displaying a special handicapped license plate only may park in designated handicapped parking spaces if that vehicle is driven by or transporting the disabled individual whose name appears on the license plate registration certificate, or if the certificate lists the name of the agency, organization, or facility authorized under subsection (G). The driver of the vehicle displaying the plate must present the registration when requested by law enforcement entities or their duly authorized agents.

(I) A person who qualifies for a license plate under this section and also qualifies as a disabled veteran under Section 56-3-1110 must be issued the license plate provided for in this section free of charge.

(J)(1) Except as provided in item (2), a person violating the provisions of this section is guilty of a misdemeanor and, upon conviction, must be fined not less than five hundred dollars and not more than one thousand dollars or imprisoned for not more than thirty days for each offense.

(2) A person who illegally duplicates, forges, or sells a handicapped license plate or a person who falsifies information on an application form for a handicapped license plate is guilty of a misdemeanor and, upon conviction, must be imprisoned for thirty days and fined not less than five hundred dollars and not more than one thousand dollars.

#### Definitions

SECTION 2. Section 56-3-1950 of the 1976 Code is amended to read:

<< SC ST § 56-3-1950 >>

Section 56-3-1950. As used in this article:

(1) "Handicapped" means a person as defined in Section 56-3-1910.

(2) "Access aisle" means a designated space for maneuvering a wheelchair or other mobility device when enter-

ing or exiting a vehicle, and that is immediately adjacent to a properly designated parking space for handicapped persons, on public or private property. Access aisles must be marked so as to discourage parking in them.

#### Temporary and permanent parking placards

SECTION 3. Section 56-3-1960 of the 1976 Code is amended to read:

<< SC ST § 56-3-1960 >>

Section 56-3-1960. (A) A person who is "handicapped" as defined in Section 56-3-1910 may apply to the department for issuance of a temporary or permanent placard. A person may be issued a temporary placard if the condition causing his handicap is expected to last for at least four months. No applicant may be denied a placard if the applicant follows the procedures established by the department and if the application is accompanied by a certificate from a licensed physician that certifies that the individual is handicapped and whether the handicap is temporary or permanent. The placards must indicate that the person is qualified to use reserved handicapped parking spaces. Applications for placards must be processed through and issued by the department's headquarters. Only one placard may be issued to an applicant. The certification procedure shall adhere to the requirements set forth in Section 56-3-1910. In conjunction with the issuance of a placard, applicants also must be issued a placard registration certificate that must be carried at all times in the vehicle driven by or transporting the handicapped individual. The certificate will display the name of the individual to which the placard was issued. A placard only can be displayed on a vehicle driven by or transporting the disabled individual whose name appears on the placard registration certificate. The department shall charge a fee of one dollar for a placard. An agency, organization, or facility that transports a disabled or handicapped person may receive a placard for each vehicle registered upon proper application and the payment of the appropriate fees.

(B) The placards authorized by this section also may be issued for a vehicle of special design and equipment designed to transport a disabled person who is certified as meeting the requirements of this section for a vehicle used by an agency, organization, or facility that is designed to transport a handicapped or disabled person if the vehicle is titled in the name of the agency, organization, or facility. Proof that the agency, organization, or facility transports a handicapped or disabled person must be in a manner prescribed by the department. A certificate from a licensed physician is not required to apply for placards issued to an agency, organization, or facility. At the time of qualification, applicants qualifying for a placard under this section also must be issued a placard registration certificate that must be carried at all times in the vehicle transporting handicapped or disabled individuals. The certificate will display the name of the agency, organization, or facility to which the placard was issued.

(C) The placards shall conform to specifications set forth in the standards established for compliance with the Americans with Disabilities Act. The design must incorporate a means for hanging the placard from a vehicle windshield rearview mirror, and:

- (1) contain the International Symbol of Access;
- (2) be color coded to reflect user status in the following manner:
  - (a) dark blue--permanently disabled; and

(b) red--temporarily disabled.

(D) Blue and red placards shall contain the qualified user's photograph. The photograph must be taken from the qualified user's driver's license or identification card on file with the department. However, a photograph is not required for a placard issued to an agency, organization, or facility.

(E) Each placard shall contain the placard's expiration date.

(F) When qualified users park in designated spaces, the placard must be displayed in the windshield of the vehicle by hanging it from the rearview mirror. In vehicles in which hanging may not be feasible, the placard must be placed on the side of the dashboard so that it is clearly visible through the windshield. When more than one placard holder is transported in the same vehicle, only one placard needs to be displayed.

(G) Placards used for **parking** in designated handicapped spaces must be displayed on vehicles driven by or transporting the handicapped individual whose name appears on the placard registration certificate. When parked in designated spaces, the driver of the vehicle displaying the placard must present the placard registration certificate when requested by law enforcement entities or their duly authorized agents.

(H) Placards and placard registration certificates for permanently disabled persons may be issued and renewed for a maximum period of four years and are renewable on the owner's birth date. Placards issued to an agency, organization, or facility must be renewed every four years.

(I) A vehicle displaying a valid out-of-state handicapped license plate or placard or other evidence of handicap issued by the appropriate authority as determined by the department is entitled to the **parking** privileges provided in this section. Handicapped individuals from other states seeking permanent residence in South Carolina have forty-five days after becoming a resident to obtain South Carolina certification.

(J) Placards issued prior to the effective date of this section must be renewed by the expiration date on the placard or by January 1, 2013, whichever is sooner. To renew the placard and receive the certificate, the person must be certified as permanently handicapped as provided in Section 56-3-1910. Upon renewal, the department will issue a certificate as required by this section. Failure to carry a certificate as required by this section by a person using a placard issued prior to the effective date of this section is not a violation of the provisions of this section until after the placard is renewed or January 1, 2013, whichever is sooner.

(K)(1) Except as provided in item (2), a person that violates the provisions of this section is guilty of a misdemeanor and, upon conviction, must be fined not less than five hundred dollars nor more than one thousand dollars or imprisoned for not more than thirty days, or both, for each offense.

(2) A person who illegally duplicates, forges, or sells a handicapped placard or a person who falsifies information on an application form for a handicapped placard is guilty of a misdemeanor and, upon conviction, must be imprisoned for thirty days and fined not less than five hundred dollars and not more than one thousand dollars.

#### **Free parking in metered or timed parking places for handicapped persons**

SECTION 4. Section 56-3-1965 of the 1976 Code is amended to read:

<< SC ST § 56-3-1965 >>

Section 56-3-1965. Those municipalities having marked parking spaces shall provide appropriately designated space or spaces reserved for the parking of handicapped persons. A person who is handicapped as defined in this article must be allowed to park in metered or timed parking places without being subject to parking fees or fines. This section does not apply to areas or during times in which the stopping, parking, or standing of all vehicles is prohibited or to areas which are reserved for special types of vehicles. A vehicle must display a distinguishing license plate which must be issued by the department, or a distinguishing placard which must be issued by the department, pursuant to Section 56-3-1960 when parked in metered or timed parking places.

#### **International Symbol of Access decals**

SECTION 5. Section 56-3-2010 of the 1976 Code is amended by adding at the end:

<< SC ST § 56-3-2010 >>

(C) If a person who qualifies for the special license plate issued under this section also qualifies for the handicapped license plate issued pursuant to Section 56-3-1910, then the license plate issued pursuant to this section also shall include a decal with the International Symbol of Access used on license plates issued pursuant to Section 56-3-1910. The decal only can be used if space is available to place the decal on the license plate without covering any identifying numbers or letters on the license plate.

#### **Parking places designated for handicapped persons**

SECTION 6. Section 56-3-1970 of the 1976 Code is amended to read:

<< SC ST § 56-3-1970 >>

Section 56-3-1970. (A) It is unlawful to park any vehicle in a parking place clearly designated for handicapped persons unless the vehicle bears the distinguishing license plate or placard provided in Section 56-3-1960.

(B) It is unlawful for any person who is not handicapped or who is not transporting a handicapped person to exercise the parking privileges granted handicapped persons pursuant to Sections 56-3-1910, 56-3-1960, and 56-3-1965.

(C) A person violating the provisions of this section is guilty of a misdemeanor and, upon conviction, must be fined not less than five hundred dollars nor more than one thousand dollars or imprisoned for not more than thirty days for each offense.

#### **Access aisles included in handicapped parking places**

SECTION 7. Section 56-3-1975 of the 1976 Code is amended to read:

<< SC ST § 56-3-1975 >>

Section 56-3-1975. Each handicapped parking place must be clearly identified as a handicapped parking place. The handicapped parking place includes all access aisles. If the handicapped parking place is on public property, the marker must be maintained by the political subdivision having jurisdiction over the public property or the street or highway where the handicapped parking place is located. If the handicapped parking place is on private property, the marker must be maintained by the owner of the property.



2009 South Carolina Laws Act 24 (S.B. 126)

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**Time effective**

SECTION 8. This act takes effect six months after approval by the Governor.

Ratified the 27th day of May, 2009.

Approved the 2nd day of June, 2009.

SC LEGIS 24 (2009)

END OF DOCUMENT

**FLORENCE CITY COUNCIL MEETING**

**DATE:** February 8, 2010  
**AGENDA ITEM:** Ordinance--First Reading  
**DEPARTMENT/DIVISION:** Finance and Public Works

**I. ISSUE UNDER CONSIDERATION**

An ordinance revising the water and sewer rates by providing for a ten-year rate schedule beginning with Fiscal Year 2011 to become effective July 1, 2010.

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN**

**A.** A comprehensive water and sewer utility rate study for the City of Florence was last conducted in 2000. Based on the recommendations of that study, a ten-year rate schedule was adopted by City Council on April 10, 2000. This rate schedule, as amended by City Council on June 11, 2007, is effective through June 30, 2010.

**B.** The City's combined water and wastewater system continues to face ongoing fiscal challenges related to increasing operational costs and capital improvement needs to include the construction of a new wastewater treatment facility.

**C.** In response to these challenges, the City of Florence requested proposals for a new ten-year comprehensive water and sewer rate study and in March 2009 the rate consulting firm Utility Advisors' Network was awarded the rate study contract.

**D.** On January 20, 2010, City Council was presented the findings and recommendations of the comprehensive ten-year water and sewer rate study by Daryll Parker of Utility Advisors' Network.

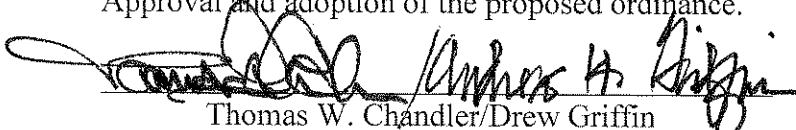
**III. POINTS TO CONSIDER**


**A.** A thorough analysis of the City's operating, capital, and debt service needs indicates that rates for the combined water and sewer system must be revised to include a rate schedule which will meet the current and future financial requirements of the system.

**B.** The proposed ten-year rate schedule, to become effective with the fiscal year beginning July 1, 2010, is recommended to meet these current and future requirements.

**IV. STAFF RECOMMENDATION**

Approval and adoption of the proposed ordinance.

  
Thomas W. Chandler/Drew Griffin  
Finance Director/Public Works Director

  
David N. Williams  
City Manager

**ORDINANCE NO. 2010-\_\_\_\_\_**

**AN ORDINANCE REVISING THE WATER AND SEWER RATE SCHEDULE FOR  
THE CITY OF FLORENCE, SOUTH CAROLINA**

**WHEREAS**, continued use and expansion of the combined water and sewer system of the City of Florence is important and necessary for the health, welfare, and public good of the citizens, and

**WHEREAS**, a comprehensive water and sewer utility rate study for the City of Florence was last conducted in 2000, and based on the recommendations of that study, a ten-year rate schedule was adopted by City Council on April 10, 2000. This rate schedule, as amended by City Council on June 11, 2007, is effective through June 30, 2010, and

**WHEREAS**, the City's combined water and sewer utility system faces ongoing fiscal challenges related to increasing operational costs and capital improvement needs to include the construction of a new wastewater treatment facility, and

**WHEREAS**, in response to these ongoing fiscal requirements, a new comprehensive ten-year rate study was recently performed by Utility Advisors' Network, an independent rate consultant, that included an extensive examination of the City's combined water and sewer system operating and capital improvement needs, and

**WHEREAS**, based on recommendations resulting from the comprehensive rate study, the City has concluded that a revision of the water and sewer utility rates is necessary to allocate costs equitably and produce sufficient revenues to operate, expand, and improve the system as needed and required for the public good, and

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the City of Florence, South Carolina, that the following sections or noted subsections of said sections of the City of Florence Code of Ordinances be revised and are hereby amended to read as stated below. Existing subsections not specifically identified in the sections below shall remain unchanged as written.

**Sec. 12-87.1. Monthly rates for ordinary service.**

(g) The schedule for sanitary sewer rates inside the City limits based on subsections (a) through (f), shall be set for a period of ten years consecutive fiscal years and thereafter, unless amended, as follows: FY 2011, FY 2012, FY 2013, FY 2014, FY 2015, FY 2016, FY 2017, FY 2018, FY 2019, and FY 2020. Rates will be effective from July 1 through June 30 of each fiscal year. The fiscal year 2020 rates shall remain in effect for subsequent years unless amended.

MONTHLY CHARGES

Availability Charge (per account):

<i>Water Meter Size (inches)</i>	<i>FY 2011</i>	<i>FY 2012</i>	<i>FY 2013</i>	<i>FY 2014</i>	<i>FY 2015</i>
¾"	\$17.50	\$18.00	\$18.55	\$19.10	\$19.65
1"	43.75	45.00	46.38	47.75	49.13
1¼ "	65.63	67.50	69.56	71.63	73.69
1½ "	87.50	90.00	92.75	95.50	98.25
2"	140.00	144.00	148.40	152.80	157.20
3"	280.00	288.00	296.80	305.60	314.40
4"	437.50	450.00	463.75	477.50	491.25
6"	875.00	900.00	927.50	955.00	982.50
8"	1,400.00	1,440.00	1,484.00	1,528.00	1,572.00
Customer Charge (per account)	\$3.10	\$3.20	\$3.30	\$3.40	\$3.50
Volume Charge (per 1,000 gallons)	\$2.48	\$2.55	\$2.63	\$2.71	\$2.79

Availability Charge (per account):

<i>Water Meter Size (inches)</i>	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>
¾"	\$20.25	\$20.85	\$21.50	\$22.15	\$22.80
1"	50.63	52.13	53.75	55.38	57.00
1¼ "	75.94	78.19	80.63	83.06	85.50
1½ "	101.25	104.25	107.50	110.75	114.00
2"	162.00	166.80	172.00	177.20	182.40
3"	324.00	333.60	344.00	354.40	364.80
4"	506.25	521.25	537.50	553.75	570.00
6"	1,012.50	1,042.50	1,075.00	1,107.50	1,140.00
8"	1,620.00	1,668.00	1,720.00	1,772.00	1,824.00
Customer Charge (per account)	\$3.60	\$3.70	\$3.80	\$3.90	\$4.00
Volume Charge (per 1,000 gallons)	\$2.87	\$2.96	\$3.05	\$3.14	\$3.23

(h) The schedule for sanitary sewer rates outside the City limits based on subsections (a) through (e) shall be set for a period of ten years consecutive fiscal years and thereafter, unless amended, as follows: FY 2011, FY 2012, FY 2013, FY 2014, FY 2015, FY 2016, FY 2017, FY 2018, FY 2019, and FY 2020. Rates will be effective from July 1 through June 30 of each fiscal year. The fiscal year 2020 rates shall remain in effect for subsequent years unless amended.

#### MONTHLY CHARGES

Availability Charge (per account):

<i>Water Meter Size (inches)</i>	<i>FY 2011</i>	<i>FY 2012</i>	<i>FY 2013</i>	<i>FY 2014</i>	<i>FY 2015</i>
¾"	\$28.00	\$28.80	\$29.68	\$30.56	\$31.44
1"	70.00	72.00	74.21	76.40	78.61
1¼ "	105.01	108.00	111.30	114.61	117.90
1½ "	140.00	144.00	148.40	152.80	157.20
2"	224.00	230.40	237.44	244.48	251.52
3"	448.00	460.80	474.88	488.96	503.04
4"	700.00	720.00	742.00	764.00	786.00
6"	1,400.00	1,440.00	1,484.00	1,528.00	1,572.00
8"	2,240.00	2,304.00	2,374.40	2,444.80	2,515.20
Customer Charge (per account)	\$3.10	\$3.20	\$3.30	\$3.40	\$3.50
Volume Charge (per 1,000 gallons)	\$3.97	\$4.08	\$4.21	\$4.34	\$4.46

Availability Charge (per account):

<i>Water Meter Size (inches)</i>	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>
¾"	\$32.40	\$33.36	\$34.40	\$35.44	\$36.48
1"	81.01	83.41	86.00	88.61	91.20
1¼ "	121.50	125.10	129.01	132.90	136.80
1½ "	162.00	166.80	172.00	177.20	182.40
2"	259.20	266.88	275.20	283.52	291.84
3"	518.40	533.76	550.40	567.04	583.68
4"	810.00	834.00	860.00	886.00	912.00
6"	1,620.00	1,668.00	1,720.00	1,772.00	1,824.00
8"	2,592.00	2,668.80	2,752.00	2,835.20	2,918.40

Customer Charge (per account)	\$3.60	\$3.70	\$3.80	\$3.90	\$4.00
Volume Charge (per 1,000 gallons)	\$4.59	\$4.74	\$4.88	\$5.02	\$5.17

**Sec. 12-87.2. Schedule of rates for outside industrial sewer customers.**

(a) The schedule for outside industrial sanitary sewer rates shall be set for a period of ten years consecutive fiscal years and thereafter, unless amended, as follows: FY 2011, FY 2012, FY 2013, FY 2014, FY 2015, FY 2016, FY 2017, FY 2018, FY 2019, and FY 2020. Rates will be effective from July 1 through June 30 of each fiscal year. The fiscal year 2020 rates shall remain in effect for subsequent years unless amended. The industrial rates are applicable only for qualified customers that are shown in Sectors 31 through 33 of the most current edition of the North American Industry Classification System and exceed an average annual water usage of seven hundred fifty thousand (750,000) gallons per month.

(1) Availability Charges (per account) and Customer Charges (per account) shall be as shown in Section 12-87.1 (g).

(2) Volume Charges (per 1,000 gallons) shall be as follows:

Monthly Volume Charges (Sewer)

<i>Use (Gallons)</i>	<i>FY 2011</i>	<i>FY 2012</i>	<i>FY 2013</i>	<i>FY 2014</i>	<i>FY 2015</i>
0 – 750,000	\$3.97	\$4.08	\$4.21	\$4.34	\$4.46
750,001 – 3,000,000	2.52	2.57	2.64	2.69	2.75
3,000,001 – 6,000,000	2.10	2.15	2.20	2.24	2.30
6,000,001 – 9,000,000	2.46	2.55	2.66	2.79	2.89
9,000,001 and above	2.48	2.55	2.63	2.71	2.79

Monthly Volume Charges (Sewer)

<i>Use (Gallons)</i>	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>
0 – 750,000	\$4.59	\$4.74	\$4.88	\$5.02	\$5.17
750,001 – 3,000,000	2.81	2.86	2.93	2.98	3.04
3,000,001 – 6,000,000	2.34	2.39	2.44	2.48	2.54
6,000,001 – 9,000,000	3.01	3.16	3.29	3.45	3.58
9,000,001 and above	2.87	2.96	3.05	3.14	3.23

**Sec. 12-161. Schedule of rates.**

(b) The schedule for water rates inside the City limits based on subsection (a), shall be set for a period of ten years consecutive fiscal years and thereafter, unless amended, as follows: FY 2011, FY 2012, FY 2013, FY 2014, FY 2015, FY 2016, FY 2017, FY 2018, FY 2019, and FY 2020. Rates will be effective from July 1 through June 30 of each fiscal year. The fiscal year 2020 rates shall remain in effect for subsequent years unless amended.

MONTHLY CHARGES

Availability Charge (per account)

<i>Water Meter Size (inches)</i>	<i>FY 2011</i>	<i>FY 2012</i>	<i>FY 2013</i>	<i>FY 2014</i>	<i>FY 2015</i>
¾"	\$9.00	\$9.20	\$9.40	\$9.60	\$9.80
1"	22.50	23.00	23.50	24.00	24.50
1¼ "	33.75	34.50	35.25	36.00	36.75
1½ "	45.00	46.00	47.00	48.00	49.00
2"	72.00	73.60	75.20	76.80	78.40
3"	144.00	147.20	150.40	153.60	156.80
4"	225.00	230.00	235.00	240.00	245.00
6"	450.00	460.00	470.00	480.00	490.00
8"	720.00	736.00	752.00	768.00	784.00
Customer Charge (per account)	\$3.00	\$3.05	\$3.10	\$3.15	\$3.20
Volume Charge (per 1,000 gallons)	\$1.75	\$1.79	\$1.83	\$1.87	\$1.91

Availability Charge (per account)

<i>Water Meter Size (inches)</i>	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>
¾"	\$10.00	\$10.20	\$10.40	\$10.60	\$10.80
1"	25.00	25.50	26.00	26.50	27.00
1¼ "	37.50	38.25	39.00	39.75	40.50
1½ "	50.00	51.00	52.00	53.00	54.00
2"	80.00	81.60	83.20	84.80	86.40
3"	160.00	163.20	166.40	169.60	172.80
4"	250.00	255.00	260.00	265.00	270.00

6"	500.00	510.00	520.00	530.00	540.00
8"	800.00	816.00	832.00	848.00	864.00
Customer Charge (per account)	\$3.25	\$3.30	\$3.35	\$3.40	\$3.45
Volume Charge (per 1,000 gallons)	\$1.95	\$1.99	\$2.03	\$2.07	\$2.11

(c) The schedule for water rates outside the City limits based on subsection (a) shall be set for a period of ten years consecutive fiscal years and thereafter, unless amended, as follows: FY 2011, FY 2012, FY 2013, FY 2014, FY 2015, FY 2016, FY 2017, FY 2018, FY 2019, and FY 2020. Rates will be effective from July 1 through June 30 of each fiscal year. The fiscal year 2020 rates shall remain in effect for subsequent years unless amended.

#### MONTHLY CHARGES

Availability Charge (per account)

<i>Water Meter Size (inches)</i>	<i>FY 2011</i>	<i>FY 2012</i>	<i>FY 2013</i>	<i>FY 2014</i>	<i>FY 2015</i>
¾"	\$14.40	\$14.72	\$15.04	\$15.36	\$15.68
1"	36.00	36.80	37.60	38.40	39.20
1¼ "	54.00	55.20	56.40	57.60	58.80
1½ "	72.00	73.60	75.20	76.80	78.40
2"	115.20	117.76	120.32	122.88	125.44
3"	230.40	235.52	240.64	245.76	250.88
4"	360.00	368.00	376.00	384.00	392.00
6"	720.00	736.00	752.00	768.00	784.00
8"	1,152.00	1,177.60	1,203.20	1,228.80	1,254.40
Customer Charge (per account)	\$3.00	\$3.05	\$3.10	\$3.15	\$3.20
Volume Charge (per 1,000 gallons)	\$2.80	\$2.86	\$2.93	\$2.99	\$3.06



Availability Charge (per account)

<i>Water Meter Size (inches)</i>	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>
¾"	\$16.00	\$16.32	\$16.64	\$16.96	\$17.28
1"	40.00	40.80	41.60	42.40	43.20
1¼ "	60.00	61.20	62.40	63.60	64.80
1½ "	80.00	81.60	83.20	84.80	86.40
2"	128.00	130.56	133.12	135.68	138.24
3"	256.00	261.12	266.24	271.36	276.48
4"	400.00	408.00	416.00	424.00	432.00
6"	800.00	816.00	832.00	848.00	864.00
8"	1,280.00	1,305.60	1,331.20	1,356.80	1,382.40
Customer Charge (per account)	\$3.25	\$3.30	\$3.35	\$3.40	\$3.45
Volume Charge (per 1,000 gallons)	\$3.12	\$3.18	\$3.25	\$3.31	\$3.38

**Section 12-161.2 Schedule of rates for outside industrial water customers.**

(a) The schedule for outside industrial water rates shall be set for a period of ten years consecutive fiscal years and thereafter, unless amended, as follows: FY 2011, FY 2012, FY 2013, FY 2014, FY 2015, FY 2016, FY 2017, FY 2018, FY 2019, and FY 2020. Rates will be effective from July 1 through June 30 of each fiscal year. The fiscal year 2020 rates shall remain in effect for subsequent years unless amended. The industrial rates are applicable only for qualified customers that are shown in Sectors 31 through 33 of the most current edition of the North American Industry Classification System and exceed an average annual water usage of seven hundred fifty thousand (750,000) gallons per month.

(1) Availability Charges (per account) and Customer Charges (per account) shall be as shown in Section (b).

(2) Volume Charges (per 1,000 gallons) shall be as follows:

Monthly Volume Charges (Water)

<i>Use (Gallons)</i>	<i>FY 2011</i>	<i>FY 2012</i>	<i>FY 2013</i>	<i>FY 2014</i>	<i>FY 2015</i>
0 – 750,000	\$2.80	\$2.86	\$2.93	\$2.99	\$3.06
750,001 – 3,000,000	2.10	2.15	2.20	2.24	2.30
3,000,001 – 6,000,000	1.54	1.57	1.61	1.64	1.68
6,000,001 – 9,000,000	1.44	1.47	1.50	1.54	1.56
9,000,001 and above	1.75	1.79	1.83	1.87	1.91

Monthly Volume Charges (Water)

<i>Use (Gallons)</i>	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>	<i>FY 2019</i>	<i>FY 2020</i>
0 – 750,000	\$3.12	\$3.18	\$3.25	\$3.31	\$3.38
750,001 – 3,000,000	2.34	2.39	2.44	2.48	2.54
3,000,001 – 6,000,000	1.72	1.75	1.79	1.82	1.86
6,000,001 – 9,000,000	1.60	1.63	1.66	1.70	1.72
9,000,001 and above	1.95	1.99	2.03	2.07	2.11

All ordinances in conflict with this ordinance are hereby repealed.

Following approval and adoption by City Council, this ordinance shall become effective on July 1, 2010.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.**

**Approved as to form:**

\_\_\_\_\_  
James W. Peterson, Jr.  
**City Attorney**

\_\_\_\_\_  
Stephen J. Wukela  
**Mayor**

**Attest:**

\_\_\_\_\_  
Dianne Rowan  
**Municipal Clerk**

**VII. d.**  
**Bill No. 2010-09**  
**First Reading**

**CITY OF FLORENCE COUNCIL MEETING**

**DATE:** February 8, 2010

**AGENDA ITEM:** Ordinance  
First Reading

**DEPARTMENT/DIVISION:** City of Florence Urban Planning & Development Department

---

**I. ISSUE UNDER CONSIDERATION:**

*Rezone the rear portion of 421 Second Loop Rd. from R-5 Multi-Family to B-3 General Commercial, Tax Map 90079-01-012. The request is being made by the owner, Hondros Et Al.*

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN:**

*No previous action has been taken on this request. A Public Hearing for rezoning was held at the January 12, 2010 Planning Commission meeting. Planning Commission members voted to approve the requests 9-0.*

**III. POINTS TO CONSIDER:**

*This item is being introduced for first reading only.*

**IV. OPTIONS:**

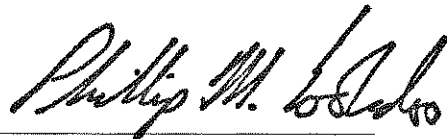
*City Council may:*

- (1) Approve request as presented based on information submitted.*
- (2) Defer request should additional information be needed.*
- (3) Suggest other alternatives.*
- (4) Deny request.*

**V. PERSONAL NOTES:**

**VI. ATTACHMENTS:**

*Map showing the location of the property.*  
*Zoning Map*  
*Comprehensive Plan Map*  
*Staff Report*



Phillip M. Lookadoo, AICP  
Urban Planning and Development Director



David N. Williams  
City Manager

# REZONING REQUEST PC#2010-01



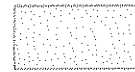
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Urban Planning & Development Department



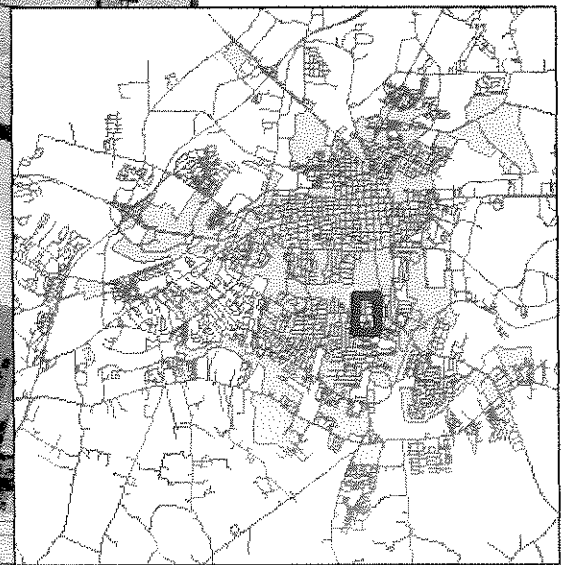
## Legend



City Limits

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# ZONING REQUEST

## PC#2010-01



170

Feet



Urban Planning & Development Department

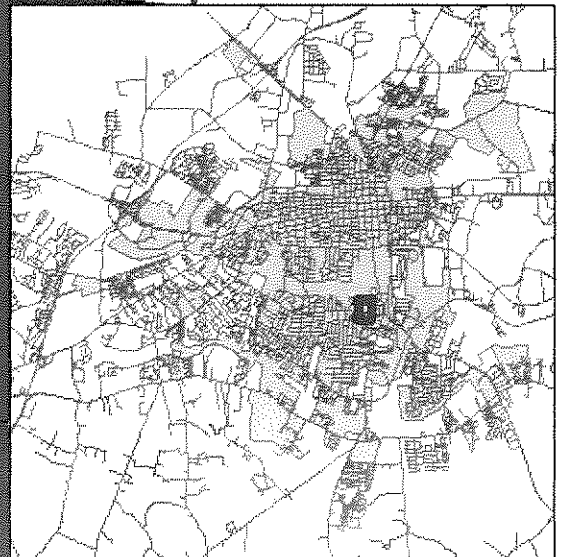


### Legend

- R-1, SINGLE FAMILY, LARGE LOTS
- R-2, SINGLE FAMILY, MEDIUM LOTS
- R-3, SINGLE FAMILY, SMALL LOTS
- R-4, MULTI-FAMILY, LIMITED
- R-5, MULTI-FAMILY
- PD, PLANNED DEVELOPMENT
- B-1, LIMITED
- B-2, CONVENIENCE
- B-3, GENERAL
- B-4, CENTRAL
- B-5, OFFICE-LIGHT INDUSTRIAL
- B-6, INDUSTRIAL
- RU-1, COMMUNITY
- RU-2, RESOURCE
- UNZONED

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# COMPREHENSIVE PLAN MAP PC#2010-01

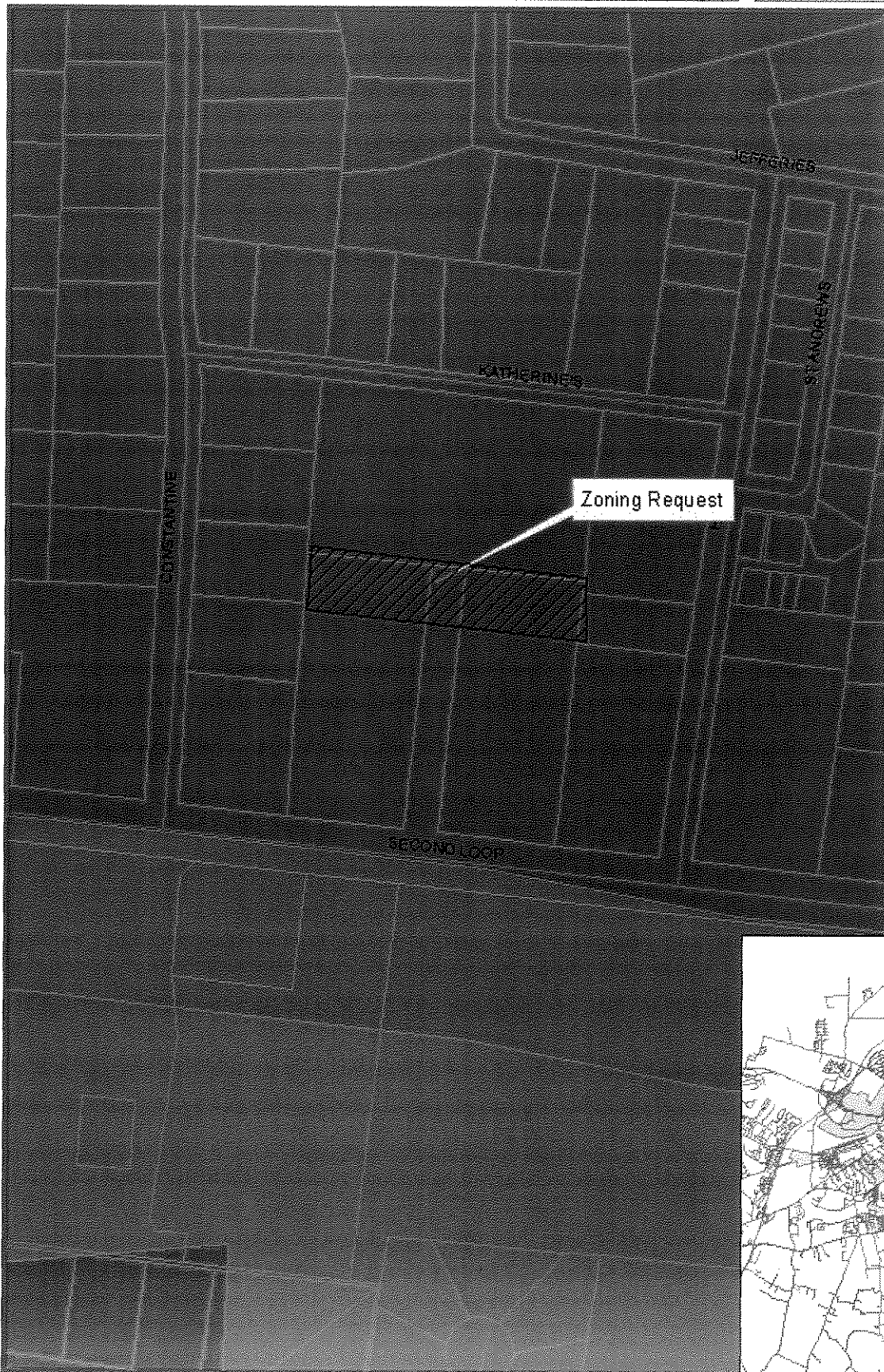


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










Feet



Urban Planning &  
Development Department

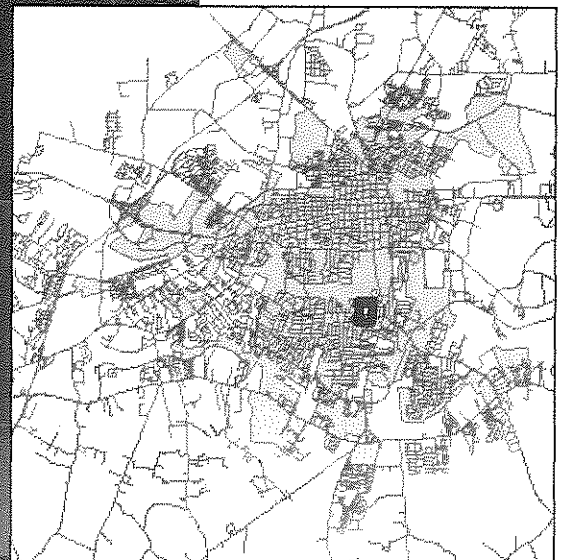


## Legend

-  DVR
-  EXR
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-  OPN
-  RCN
-  RRL
-  TRN

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**ZONING PETITION STAFF CHECKLIST**  
**PC#2010-01**

**IDENTIFYING DATA**

Name of Owner: Steve Gus Hondros Etal

Address of Properties: 421 Second Loop Rd.

Tax Parcel Number(s): 90079-01-012

Date: January 12, 2010

**GENERAL BACKGROUND DATA**

**DIMENSIONAL REQUIREMENTS**

Current R-5 Zoning

Lot Area: Res 6,000sqf Non Res 12,000

Lot Width: 50ft

Front Setback: 25ft

Side Yards: Res 5ft/ Non Res 25ft

Rear Yards: Res 20ft/ Non Res 40ft

Max. Height: 4 stories

Open Space: 30%

Proposed B-3 Zoning

Proposed Lot Area: 5,000 sqf

Proposed Lot Width: 50ft

Proposed Front Setback: 35ft

Proposed Side Yards: 5ft

Proposed Rear Yards: 20ft

Proposed Max. Height: 35ft\*

Proposed Open Space: 10%

\* There is no maximum; provided side and rear setbacks shall increase by one (1) foot for each two (2) feet in height over thirty-five (35) feet for buildings outside of the B-4 District; further provided that approval of buildings over thirty-five (35) feet shall be based on fire ladder capabilities as determined by the Fire Department with jurisdiction.

**MISCELLANEOUS PROVISIONS**

Is any portion of the property in floodplain? No

Are there any known zoning violations on this site? No





## ZONING PETITION STAFF CHECKLIST

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3. What are development plans in the area – roads, schools, future commercial development, etc?  
There are no immediate redevelopment plans. The owner of the property is attempting to sell the parcel and a unified zoning layer reduces confusion to potential investors.
4. Is there a reason the current land use cannot continue to be feasible as it now exists?  
No.
5. List some potential uses under existing zoning.  
The R-5 Multi-Family zoning classification allows for high density residential development in areas accessible by major streets and in proximity to commercial uses.
6. List some potential uses under proposed zoning.  
The B-3 General Commercial zoning classification allows for the most flexible of commercial land use options.
7. Are any of these uses inappropriate for this location, and if so, why?  
No.
8. What is applicant's stated reason for requesting zoning?  
The applicant wishes to have his property under one zoning classification.
9. (a) What will be the benefits to the surrounding properties?  
There is no discernable benefit to surrounding properties. Any development on the subject property would have to meet bufferyard requirements set forth in the Zoning Ordinance based on adjacent land use.  
  
(b) What will be the detriments to the surrounding properties?  
None
10. Is a traffic study required for this petition?  
No.  
  
If so, what are the recommendations of the study?  
NA
11. What does the purpose statement of the proposed B-3 zoning district say?  
The intent of this district is to provide for the development and maintenance of commercial and business uses strategically located to serve the community and the larger region in which it holds a central position.

## ZONING PETITION STAFF CHECKLIST

---

12. Will this proposal meet the intent of the above purpose statement?  
Yes.

ORDINANCE NO. 2010 \_\_\_\_\_

**AN ORDINANCE TO REZONE THE REAR PORTION OF 421 SECOND LOOP RD. OWNED BY HONDROS ET AL FROM R-5 MULTI-FAMILY TO B-3 GENERAL COMMERCIAL DISTRICT.**

**WHEREAS**, a Public Hearing was held in Room 603 of the City-County Complex on January 12, 2010 at 6:30 P.M. before the City of Florence Planning Commission and notice of said hearing was duly given;

**WHEREAS**, an application by Hondros Et Al, owner of 421 Second Loop Rd. was presented requesting an amendment to the City of Florence Zoning Atlas that the aforesaid rear portion of the property be rezoned B-3:

**The property 421 Second Loop Rd. requesting zoning amendment to the rear portion is shown more specifically on Florence County Tax Map 90079, block 01, parcel 012 (approx 0.84 Acres).**

**WHEREAS**, Florence City Council concur in the aforesaid application, findings and recommendations:

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:**

1. That an Ordinance is hereby adopted by amending the Zoning Atlas of the City of Florence of the aforesaid rear portion to B-3, General Commercial District.
2. That this Ordinance shall become effective seven days upon its approval and adoption by the City Council of the City of Florence and posting of this amendment in the official Zoning Atlas.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010**

Ordinance No. 2010-\_\_\_\_\_  
February 8, 2010

**Approved as to form:**

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James W. Peterson, Jr.  
**City Attorney**

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Stephen J. Wukela,  
**Mayor**

**Attest:**

---

Dianne Rowan  
**Municipal Clerk**

**VII. e.**  
**Bill No. 2010-10**  
**First Reading**

**CITY OF FLORENCE COUNCIL MEETING**

**DATE:** February 8, 2009

**AGENDA ITEM:** Ordinance  
First Reading

**DEPARTMENT/DIVISION:** City of Florence Urban Planning & Development Department

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**I. ISSUE UNDER CONSIDERATION:**

*Annex and rezone a 20' road easement serving 2806 W. Palmetto Street. This property to be incorporated in the previously approved Somersett LLC Planned Development District.*

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN:**

*No previous action has been taken on this request. A Public Hearing for rezoning was held at the January 12, 2010 Planning Commission meeting. Planning Commission members voted to approve the requests 9-0.*

**III. POINTS TO CONSIDER:**

*This item is being introduced for first reading only.*

**IV. OPTIONS:**

*City Council may:*

- (1) Approve request as presented based on information submitted.*
- (2) Defer request should additional information be needed.*
- (3) Suggest other alternatives.*
- (4) Deny request.*

**V. PERSONAL NOTES:**

**VI. ATTACHMENTS:**

*Map showing the location of the property.*

*Zoning Map*

*Comprehensive Plan Map*

*Staff Report*



Phillip M. Lookadoo, AICP  
Urban Planning and Development Director



David N. Williams  
City Manager

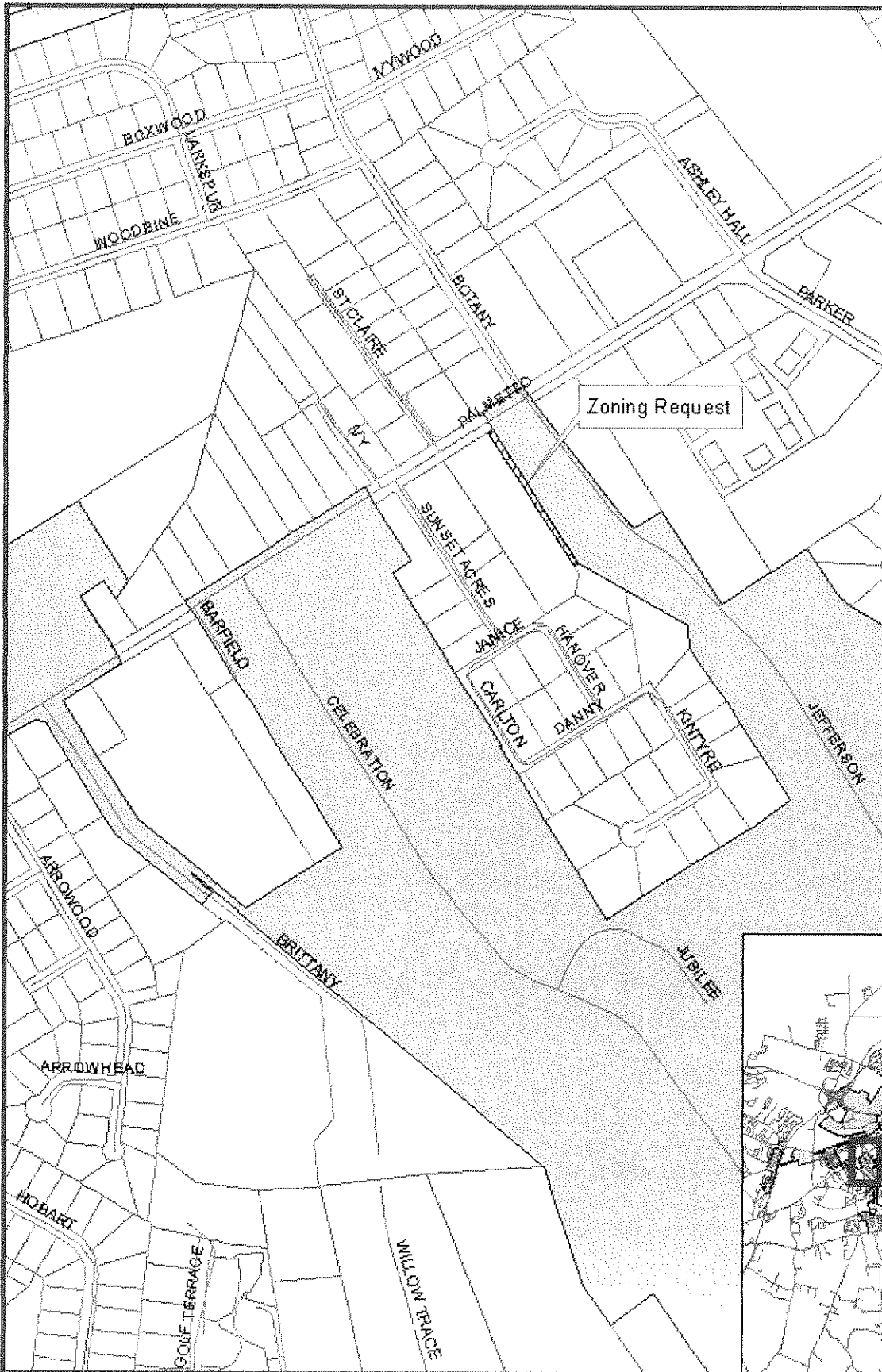
# ZONING REQUEST PC#2010-02



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Urban Planning &  
Development Department

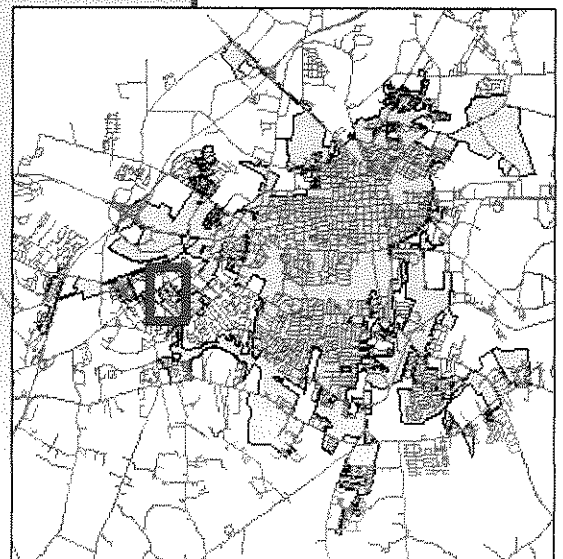


## Legend

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# ZONING REQUEST

## PC#2010-02

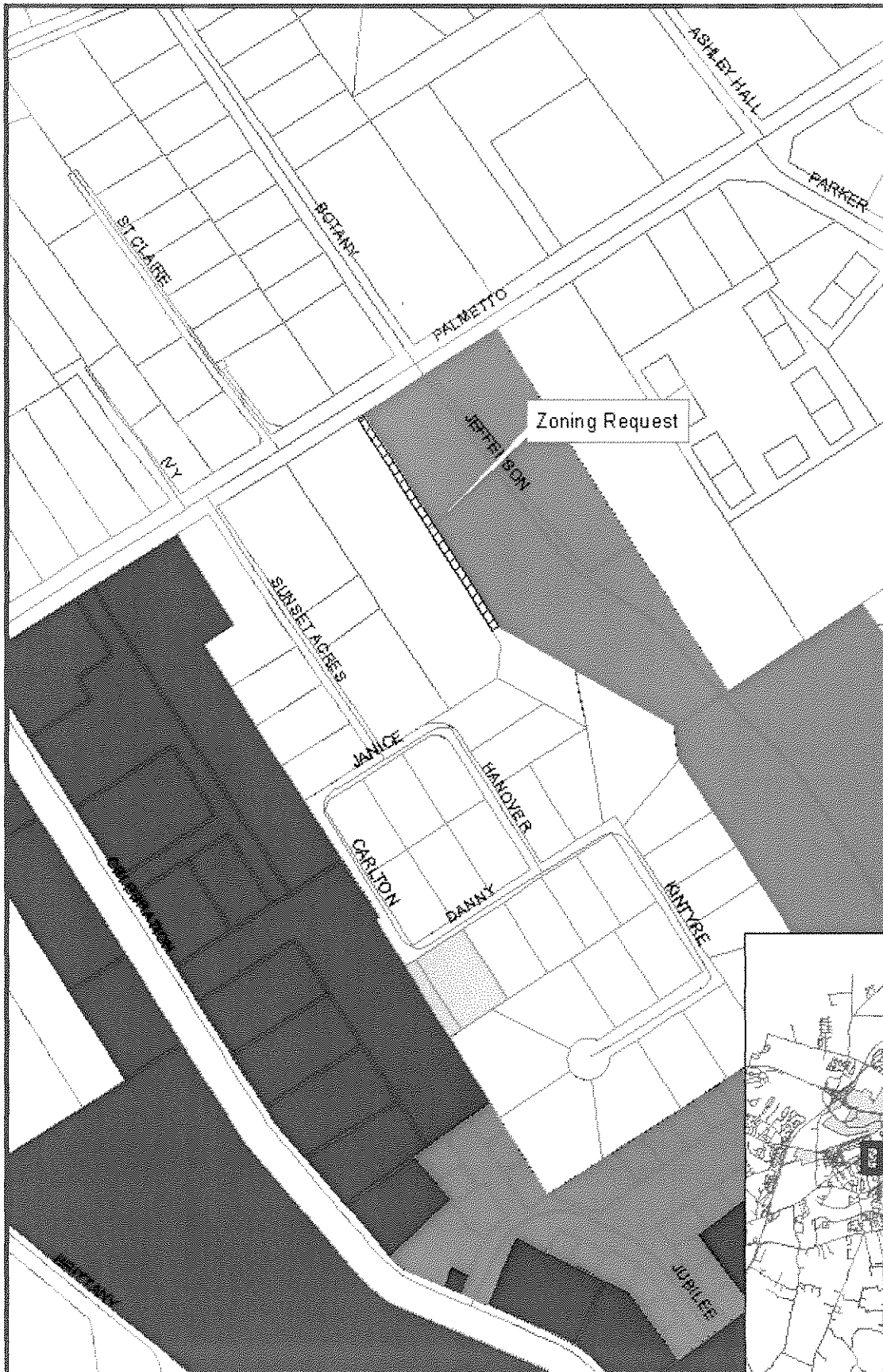


280

Feet



Urban Planning & Development Department



### Legend

- R-1, SINGLE FAMILY, LARGE LOTS
- R-2, SINGLE FAMILY, MEDIUM LOTS
- R-3, SINGLE FAMILY, SMALL LOTS
- R-4, MULTI-FAMILY, LIMITED
- R-5, MULTI FAMILY
- PD, PLANNED DEVELOPMENT
- B-1, LIMITED
- B-2, CONVENIENCE
- B-3, GENERAL
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- B-5, OFFICE-LIGHT INDUSTRIAL
- B-6, INDUSTRIAL
- RU-1, COMMUNITY
- RU-2, RESOURCE
- UNZONED

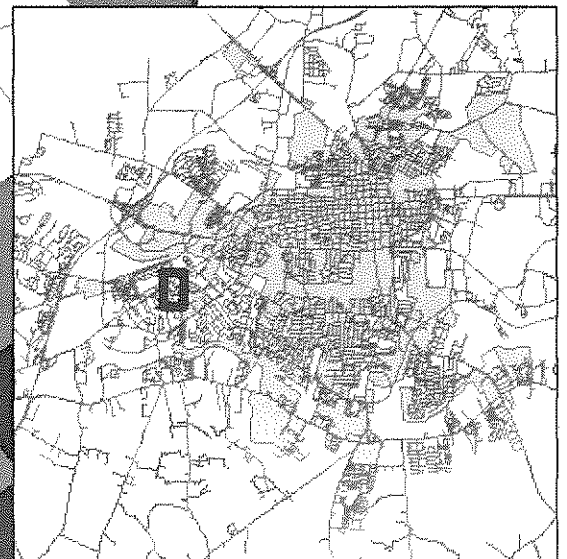
### ORIGINAL PREPARATION

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# COMPREHENSIVE PLAN MAP PC#2010-02

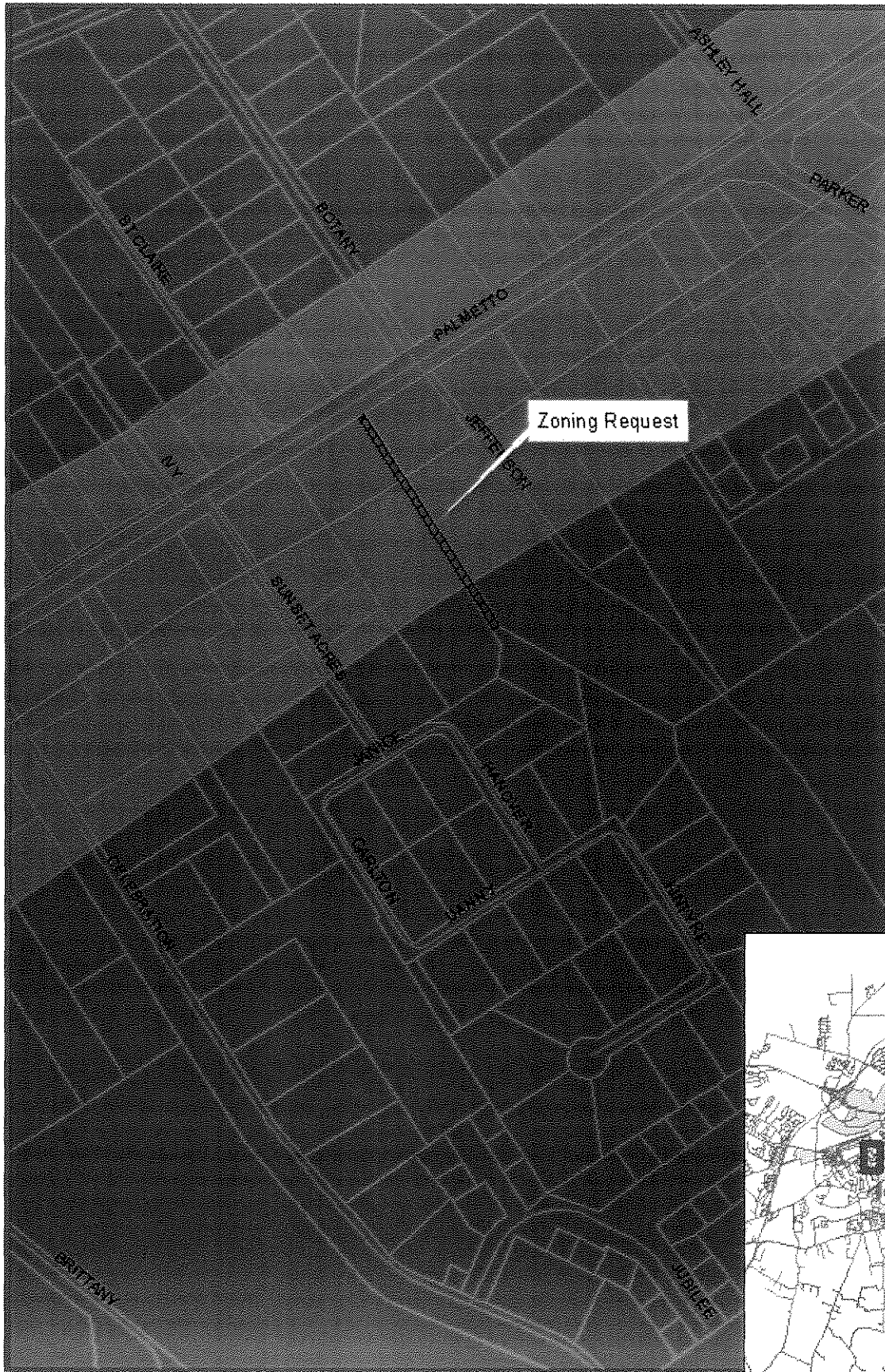


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


Feet



Urban Planning &  
Development Department

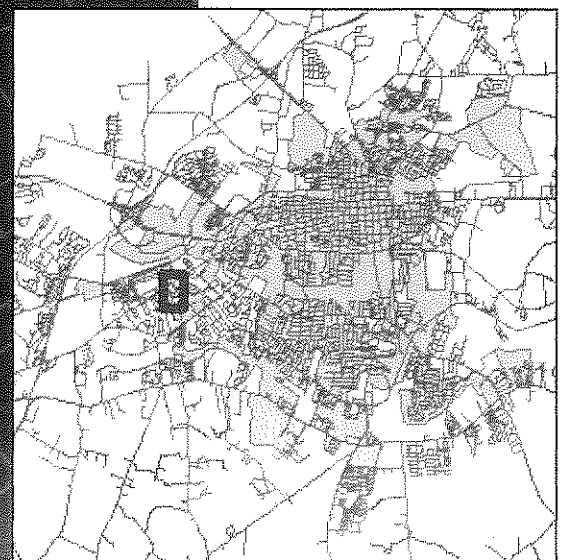


## Legend

-  DVR
-  EXR
-  HEC
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-  IB
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-  NC
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**ZONING PETITION STAFF CHECKLIST  
PC# 2010-02**

**IDENTIFYING DATA**

Name of Owner: Somerset, LLC

Address of Properties: 2800 block West Palmetto Street

Tax Parcel Number(s): 90002-02-005

Date: December 21, 2009

**GENERAL BACKGROUND DATA**

The Somerset LLC Planned Development District was annexed and zoned by action of City Council August 9, 2004. The applicant is requesting approval for amending the Planned Development by adding 0.27 acres. This property is the current 20 foot access from West Palmetto Street to the Ebenezer Baptist Church, 2906 W. Palmetto Street. Future access to the church will be from a 30 foot easement from Jefferson Drive.

The 20 foot access is currently unzoned and is also being annexed. Upon approval and completion of the annexation and zoning request the property will be added to the rear of the lots facing Jefferson Drive, increasing their depth.

**DIMENSIONAL REQUIREMENTS**

<u>Current Zoning/Unzoned</u>	<u>Proposed Zoning/PDD see comment below</u>
Lot Area:	Proposed Lot Area: NA
Lot Width:	Proposed Lot Width: NA
Front Setback:	Proposed Front Setback: NA
Side Yards:	Proposed Side Yards: NA
Rear Yards:	Proposed Rear Yards: NA
Max. Height:	Proposed Max. Height: NA
Open Space:	Proposed Open Space: NA
Parking:	Proposed Parking: NA

**Comments:**

The addition of this 20 feet will increase the depth of four lots located at the north western end of Jefferson Drive. There will be no changes to setbacks or other dimensions in the previously approved Planned Development District.

# ZONING PETITION STAFF CHECKLIST

---

## MISCELLANEOUS PROVISIONS

Is any portion of the property in floodplain? No

Are there any known zoning violations on this site? No

If so, explain:

Tax records indicate the owner(s) as: NA

This application is submitted by:                   \_\_\_ the owner listed above  
  X an agent for the owner  
  \_\_\_ other

If agent or other, what documentation has been provided from owner or is none required?  
Applicant is shown as a member of Sommersett LLC.

## LAND USE PLAN CONFORMANCE

Is there any discrepancy between current or proposed zoning and the Land Use Plan? If so, what is the discrepancy? No

## ADDITIONAL CRITERIA FOR CONSIDERATION

1. What changes have, or are, occurring in the area to justify a change in zoning?  
The access road is currently unzoned. Access for the Ebenezer Baptist Church, in future will be from Jefferson Drive and the cuurent access will be incorporated in existing lots.
2. What are adjacent properties zoned, and what are adjacent land uses?

<u>Direction</u>	<u>Zoning</u>	<u>Land Use</u>
North	Unzoned	Commercial
Northeast	Zoned PDD	Commercial/undeveloped,
East	Zoned PDD	Commercial/undeveloped
Southeast	Zoned PDD	Commercial/undeveloped
South	Unzoned	Church
Southwest	Unzoned	Church
West	Unzoned	Church
Northwest	Unzoned	Commercial

## ZONING PETITION STAFF CHECKLIST

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3. What are development plans in the area – roads, schools, future commercial development, etc.?  
Somerset LLC and the adjacent Celebration Center are currently under development.
4. Is there a reason the current land use cannot continue to be feasible as it now exists?  
As the property is being annexed into the city, a zoning designation is required.
5. List some potential uses under existing zoning.  
The property in question is a 20 foot access road which could not be used for another use without being combined with more property.
6. List some potential uses under proposed zoning.  
Once combined with properties in the existing Planned Development, uses permitted in the B-3, General Commercial zone will be allowed.
7. Are any of these uses inappropriate for this location, and if so, why? No
8. (a) What is applicant's stated reason for requesting zoning?  
To combine this property with the existing Planned Development District.
9. (a) What will be the benefits to the surrounding properties?  
Access on to West Palmetto will be removed and a safer alternative provided from Jefferson Drive.  
  
(b) What will be the detriments to the surrounding properties?  
None
10. Is a traffic study required for this petition?  
No  
  
If so, what are the recommendations of the study?
11. What does the purpose statement of the proposed zoning district say?  
The intent of the Planned Development District is to encourage flexibility in the development of land in order to promote its most appropriate use; and to do so in a

## ZONING PETITION STAFF CHECKLIST

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manner that will enhance public health, safety, morals, and general welfare

12. Will this proposal meet the intent of the above purpose statement?  
Yes.

ORDINANCE NO. 2010 \_\_\_\_\_

**AN ORDINANCE TO AMEND THE SOMERSETT LLC PLANNED DEVELOPMENT DISTRICT BY ADDING A 20' EASEMENT**

**WHEREAS**, a Public Hearing was held in Room 603 of the City-County Complex on January 12, 2010 at 6:30 P.M. before the City of Florence Planning Commission and notice of said hearing was duly given;

**WHEREAS**, an application by Somerset LLC owner of a 20' easement from West Palmetto Street was presented requesting an amendment to the City of Florence Zoning Atlas that the aforesaid property be incorporated in the city limits of the City of Florence under the provisions of **Section 5-3-150(3) of the 1976 Code of Laws of South Carolina** and amending the existing adjacent Planned Development District:

**The property requesting annexation is shown more specifically as a 20 foot easement immediately west of property shown on Florence County Tax Map 9002-02-005, 2800 W. Palmetto Street.**

**Any portions of public rights-of-way abutting the above described property will be also included in the annexation.**

**WHEREAS**, Florence City Council concur in the aforesaid application, findings and recommendations:

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:**

1. That an Ordinance is hereby adopted by amending the Zoning Atlas of the City of Florence and annexing the aforesaid properties to Planned Development District and incorporating them into the City Limits of the City of Florence
2. That this Ordinance shall become effective seven days upon its approval and adoption by the City Council of the City of Florence and posting of this amendment in the official Zoning Atlas.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010**

**Ordinance No. 2010 - \_\_\_\_\_**  
**Page 2**

**Approved as to form:**

\_\_\_\_\_  
James W. Peterson, Jr.  
**City Attorney**

\_\_\_\_\_  
Stephen J. Wukela,  
**Mayor**

**Attest:**

\_\_\_\_\_  
Dianne Rowan  
**Municipal Clerk**

**FLORENCE CITY COUNCIL MEETING**

**DATE:** February 3, 2010  
**AGENDA ITEM:** Ordinance No. 2010-\_\_\_\_\_  
**DEPARTMENT/DIVISION:** Councilman Robinson

**I. ISSUE UNDER CONSIDERATION**

An ordinance to amend Section 2-24(1)(c)(3) of the City Code to eliminate any time limit on the amount of debate allowed by members.

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN**

(a) S. C. Code Ann. §5-7-250 (1976) requires council to determine its own rules and order of business, and §5-7-260 through §5-7-290 provide for the form, method of adoption, and codification of ordinances.

(b) Section 2-24 of the City Code as it now exist was adopted by council in September of 2009.

(c) This amendment is proposed to §2-24(1)(c)(3) to incorporate certain specific changes which are designed to eliminate any specific time limit on the amount of debate allowed.

**III. POINTS TO CONSIDER**

(a) The ordinance requires two readings.

(b) The South Carolina Code specifically allows Council to set its own rules and order of business.

(c) Section 43 of Robert's Rules contains a ten (10) minute time limit per member which Council specifically adopted. This proposed amendment simply eliminates the specific time limit. Council would be able to stop debate through the use of a motion to call the question, which requires a 2/3 majority vote for passage.

**IV. STAFF RECOMMENDATION**

Staff stands ready to carry out the wishes of Council.

**V. ATTACHMENTS**

Copy of the proposed Ordinance 2010-\_\_\_\_.



**ORDINANCE NO. 2010- \_\_\_\_\_**

**AN ORDINANCE TO AMEND SECTION 2-24(1)(c)(3) OF THE CITY CODE TO ELIMINATE ANY TIME LIMIT ON THE AMOUNT OF DEBATE ALLOWED BY MEMBERS.**

**WHEREAS**, S. C. Code Ann. §5-7-250 (1976) requires council to determine its own rules and order of business, and §5-7-260 through §5-7-290 provide for the form, method of adoption, and codification of ordinances; and

**WHEREAS**, it appears to Council that the adoption of the time limits embodied in Rule 43 of Robert’s Rules has had the affect of inappropriately limiting debate on matters before council;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the City of Florence that Section 2-24 of the City Code for Florence, South Carolina be as is hereby amended to the extent that Paragraph (1)(c)(3) will now read verbatim and provide as follows:

“(3) The rules governing debate embodied in §43 of Robert’s Rules, except that, the rules relating to the maximum time for speeches and debate contained therein, are hereby specifically rejected by council.”

Except as so amended, the remaining provisions of Section 2-24 shall remain unchanged and in full force and effect.

This Ordinance shall become effective immediately upon its approval and adoption by the City Council of the City of Florence.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.**

**Approved as to form:**

\_\_\_\_\_  
James W. Peterson, Jr.  
**City Attorney**

\_\_\_\_\_  
Stephen J. Wukela  
**Mayor**

**Attest:**

\_\_\_\_\_  
Dianne M. Rowan  
**Municipal Clerk**

**VIII. a.  
Resolution No.  
2010-02**

**FLORENCE CITY COUNCIL MEETING**

**DATE:** February 8, 2010

**AGENDA ITEM:** Resolution

**DEPARTMENT/DIVISION:** City Council – Councilman Billy D. Williams

**ISSUE UNDER CONSIDERATION:**

Councilman Williams requests that City Council approve travel expenses for a trip to Washington, DC to attend the National League of Cities Congressional City Conference, March 12-18, 2010.

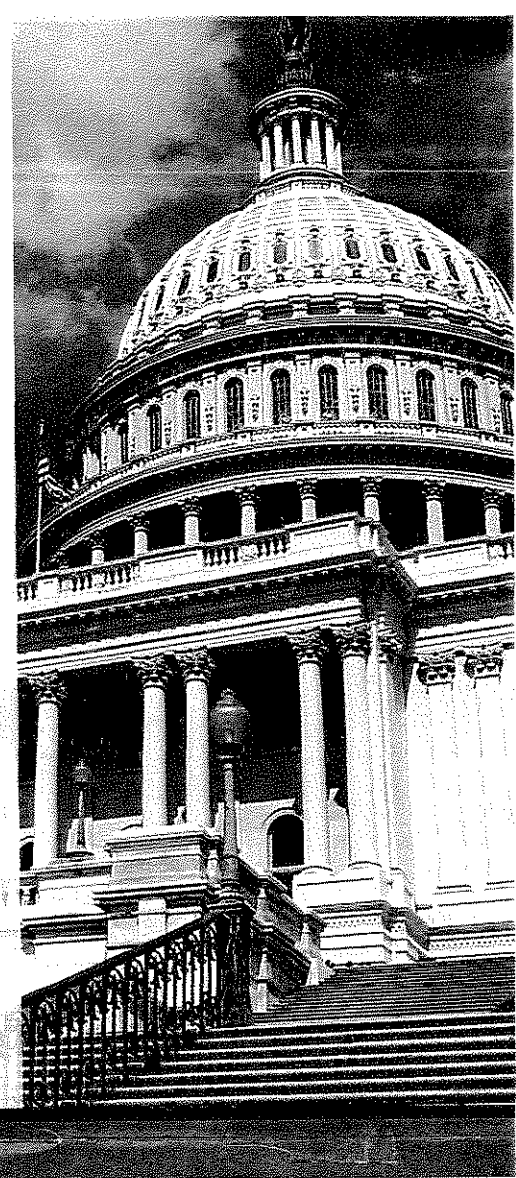
# National League of Cities

# CONGRESSIONAL CITY CONFERENCE 2010

**National League of Cities**  
Advocating for America's Cities

Be part of the national voice of America's cities and towns in 2010.  
Register online at [www.nlc.org](http://www.nlc.org)

March 13-17, 2010  
Marriott Wardman Park Hotel  
Washington, DC



## Key federal policy issues that will be addressed at the conference include:

- Ensuring full economic recovery for cities and towns
- Partnering to rebuild the nation's infrastructure
- Fostering regional and local economies
- Coordinating federal and local energy efficiency and conservation efforts
- Promoting sustainable development in communities
- Protecting public safety resources

*The National League of Cities provides the resources, the connections, and the collective power to help cities and towns have an impact in Washington.*

## The Action Plan

### **Sunday, March 14**

City officials gather at the Marriott Wardman Park Hotel for leadership meetings, policy discussions, and legislative briefings to learn about current federal issues and priorities for America's cities and towns.

### **Monday, March 15**

NLC's leaders and general session speakers set the stage for the action to come by outlining the opportunities and challenges and building capacity to make a difference with Congress on key federal issues.

### **Tuesday, March 16**

The President and his Cabinet members and Congressional leaders are invited to discuss their priorities and ways in which Washington can partner with cities and towns to meet the challenges facing the country. The program will wrap up the opportunity to review NLC's federal legislative agenda and confirm plans for Capitol Hill visits on Wednesday.

### **Wednesday, March 17 – City Lobby Day**

City officials travel to Capitol Hill for meetings with their congressional delegations to advocate for NLC's priorities for federal action and how America's cities can

## Preliminary Schedule

The Conference will provide a range of education, networking, and strategy sessions to maximize the value of the event for city officials. This preliminary schedule provides an outline of major events during the conference to help delegates make travel-plans.

### Saturday, March 13

9:00 a.m. – 5:00 p.m. Leadership Training Institute Seminars  
1:30 p.m. – 5:00 p.m. City Futures Panel Meetings  
5:30 p.m. – 6:45 p.m. Orientation to the National League of Cities for First Time Attendees  
5:30 p.m. – 7:00 p.m. Constituency and Special Group Meetings

### Sunday, March 14

9:00 a.m. – 5:00 p.m. NLC Board of Directors Meeting  
NLC Advisory Council Meeting  
Leadership Training Institute Seminars  
Policy and Advocacy Committee Meetings  
Constituency and Special Group Meetings  
5:15 p.m. – 7:00 p.m.

### Monday, March 15

7:30 a.m. – 9:00 a.m. Celebrate Diversity Breakfast  
9:00 a.m. - 10:30 a.m. **Opening General Session**  
10:45 a.m. – 12:15 p.m. Workshop Sessions

12:15 p.m. - 1:30 p.m.  
1:45 p.m. - 3:15 p.m.  
**3:30 p.m. - 4:30 p.m.**  
5:00 p.m. - 6:30 p.m.

Roundtable Networking and Lunch  
Workshop Sessions  
**General Session**  
State League Caucuses and Receptions  
Constituency and Special Group Meetings/Events.

### Tuesday, March 16

7:00 a.m. - 8:30 a.m.  
**8:45 a.m. - 10:15 a.m.**  
10:30 a.m. – Noon  
12:15 p.m. – 1:30 p.m.  
1:45 p.m. – 3:15 p.m.  
**3:30 p.m. – 4:45 p.m.**  
5:15 p.m. – 6:30 p.m.  
**6:30 p.m. – 8:00 p.m.**

Steering Committee Work Sessions  
**General Session**  
Workshop Sessions  
Roundtable Networking Lunch  
Workshop Sessions  
**Closing General Session**  
State League Caucuses and Receptions  
**Reception and The Capitol Steps**

### Wednesday, March 17

7:00 a.m. – 3:00 p.m. Capitol Hill Visits

## Special Events

### Monday, March 15

#### Celebrate Diversity Breakfast - Fee: \$35

**7:30 a.m. – 9:00 a.m.** The 24th annual Celebrate Diversity Breakfast will feature a keynote speaker who will provide a perspective on diversity issues facing America's cities and towns. The breakfast is sponsored by NLC's five constituency groups.

### Tuesday, March 16

#### Reception and The Capitol Steps

**6:30 p.m. – 8:00 p.m.**

The Capitol Steps are an entertainment troupe of former Congressional employees that will provide bi-partisan fun for everyone.

## Dates to Remember

**February 15, 2010 - Deadline for advance registration and housing requests.** All requests must be postmarked by this date. After this date, regular registration fees apply.

**February 15, 2010 - Deadline for Cancellations.** Cancellation must be made in writing and postmarked by this date. All cancellations are subject to a \$75 cancellation fee. There are no refunds for cancellations after this date.

## How to Register

To register for the 2010 Congressional City Conference, fill out the registration form and return it with your check, city purchase order, or credit card information to NLC Meeting Services, postmarked by February 15, 2010 or register online at [www.nlc.org](http://www.nlc.org).

\* Each delegate, guest, speaker, member of the press, and any other conference participant must register. There is a \$100 youth delegates fee. There is no charge for press registrations with proper press credentials.

\* No telephone registrations or cancellations will be accepted.

## Hotels

\* If you need hotel accommodations, please check the appropriate box on the registration form.

\* NLC will make a hotel reservation for you when you register for the conference

\* Rooms will be assigned on a first come, first served basis.

## Pre-Conference Leadership Training Institute Seminars

Information pertaining to the pre-conference Leadership Training Institute Seminars being held Saturday, March 13 and Sunday, March 14, is available on the NLC website at [www.nlc.org](http://www.nlc.org)

# Conference Registration Form

No housing or registration will be processed without accompanying payment in full.

Are you a newly elected official? \_\_\_\_\_ Size of City? \_\_\_\_\_

Name \_\_\_\_\_ Gender \_\_\_\_\_

Title \_\_\_\_\_

City/Organization \_\_\_\_\_

Mailing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone \_\_\_\_\_ Fax \_\_\_\_\_

Email \_\_\_\_\_

Registrant's Email \_\_\_\_\_

Spouse/Guest Name\* (\$50 fee) \_\_\_\_\_

Youth Delegate\*\* (15-18, \$100 fee) \_\_\_\_\_ Age \_\_\_\_\_

\*\* Local officials are encouraged to register youth as active participants in this conference to contribute to NLC's youth agenda. If the youth delegate requires hotel accommodations separate from yours, attach their registration form with your completed form.

Youth Chaperone Name (\$100 fee) \_\_\_\_\_  
 (Local Elected City Officials are not eligible for this rate.)

## 2010 Registration Rates

Please select only one Registration Type (except Spouse Guest) Forms received after the listed deadlines will automatically be corrected to corresponding fee schedule.

Congressional Cities Conference	Advanced '10	Regular '10	On-Site '10	On-Site @ 2009 Congress of Cities Conference
<b>Registration Type (FULL)</b>	Valid 11/28-2/15/10	Valid 2/16-3/11/10	Valid 3/13-17/10	Valid 11/13-27/2009
<b>Member</b>	\$445	\$540	\$595	\$380
<b>Associate Member</b>	\$445	\$540	\$595	\$380
<b>SML Member</b>	\$565	\$625	\$670	\$505
<b>Non-Member</b>	\$670	\$715	\$765	\$620
<b>First Time Member</b>	\$375	\$375	\$375	\$375
<b>Student</b>	\$175	\$175	\$175	\$175
<b>Youth</b>	\$100	\$100	\$100	\$100
<b>Chaperone</b>	\$100	\$100	\$100	\$100
<b>Spouse Guest</b>	\$50	\$50	\$50	\$50

## Constituency Group Special Event Fees

Constituency Group Selection	Activity Fee
APAMO	\$40
GLBLD	\$40
HELO	\$45
NBC-LEO	\$95
WIMG	\$45*
Celebrate Diversity Awards Breakfast	\$35

\*WIMG cost is for WIMG Luncheon

## Leadership Training Institute Seminars

When registering for LTI's please provide the event code listed on the web-site in the space provided below. You may **not** select a Full Day LTI and a Half-Day session occurring on the same day.

Date	Price	Event Code
Full Day, Day 1	\$180	
Morning Day 1	\$120	
Afternoon Day 1	\$120	
Full Day, Day 2	\$180	
Morning Day 2	\$120	
Afternoon Day 2	\$120	

Total Your Registration Fees Here \$ \_\_\_\_\_

## Registration Cancellation Policy:

All cancellation requests must be received in writing, postmarked by **February 15, 2010**, and are subject to cancellation fee. No partial refunds will be made if you decide not to attend particular functions. **No registration or cancellations will be accepted by telephone.** No cancellations will be accepted after **February 15, 2010**. **Spouse Guest fees are non-refundable.**

Return Conference Forms to: Fax (703) 631-6289  
 Mail: NLC Meeting Services, C/O J. Spargo and Associates 11208 Waples Mill Rd, Ste 112, Fairfax VA

QUESTIONS ABOUT REGISTRATION HOUSING, INVOICES?  
 E-Mail: nlcspargohousing@jospargo.com Phone: 888-319-3864 or 703-449-6418

**Hotel Reservations:** You must be registered for the Conference to reserve a hotel room. To guarantee your room, all hotels require one night's deposit plus 14.5% tax (subject to change.) 30 days prior to arrival. This is required even if you plan to arrive before 6:00PM. If accommodations are not guaranteed 30 days in advanced the reservation will be cancelled.

## Please select one of the following:

- Please make my hotel reservations as indicated below
- I do not require hotel accommodations at any of the hotels listed below
- Although I am providing information for a standard room now, please contact me regarding suite information.

Room Dates: Arrival: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ to Departure: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_  
 Room Type: \_\_\_\_\_

- Single, 1 person/1 bed
- Double, 2 people/1 bed
- Double/Double 2 people/2 beds
- Triple 3 people/2 beds
- Quad 4 people/2 beds

- Smoking
  - Non-Smoking
- Room types cannot be guaranteed but hotels will try to accommodate requests.

## Sharing my Room With (For Hotel Rate and Check in Purposes):

1. \_\_\_\_\_ 2. \_\_\_\_\_ 3. \_\_\_\_\_

## Special Housing Request (e.g., wheelchair accessible rooms, etc.):

If you have special housing or transportation needs, please contact NLC Meeting Services

**Hotel Choice:** indicate your first-choice hotel with the number "1." Number the other hotels from "2" to "3" in order of preference. **The Marriott Wardman Park Hotel is the headquarters hotel.**

Order	Hotel	Smoking Property	SGL	DBL	TRIP	QUAD
	Marriott Wardman Park	No	\$235	\$255	\$275	\$295
	Omni Shoreham	Yes	\$229	\$229	\$229	\$229
	Days Inn	No	\$139	\$139	\$149	\$159

**Hotel Deposit Information:** All Major credit cards with expiration of 3/10 or later are accepted at the conference hotels. All checks must be submitted to the hotels after **January 20, 2010** but before **February 19, 2010** at subject to approval. Please include your 6 digit REG ID # indicated on the NLC Meeting services confirmation.

## Registration Fee Payment Information

- Charge my REGISTRATION FEES to the VISA, MasterCard, or AMEX listed below
- Check for REGISTRATION FEES made payable to National League of Cities is enclosed
- Purchase Order for REGISTRATION FEES-Copy must be enclosed and payment must be received by **March 1<sup>st</sup>, 2010**

## Hotel Deposit Information

- Charge my HOTEL DEPOSIT to the credit card listed below
- Check for HOTEL DEPOSIT-Please submit to hotel address noted on confirmation after **January 20, 2010** but before **February 19, 2010**.

**Credit Card Authorization:** NLC Registration and Housing Services is authorized to use the card below to pay all registration fees and guarantee my hotel reservation. I understand that one night's room charge will be forfeited if I fail to show my assigned housing on the confirmed arrival date unless I have canceled my reservation with the hotel at least 72 hours in advance. I understand that if I do not show at the hotel on my confirmed arrival date, my reservation will not be reinstated for the remainder of the stay unless I instruct the hotel to reinstate my reservation. Reinstated reservations are subject to the hotel's availability. I agree to the stated Registration Cancellation policy and I understand that upon cancelling my registration I will accrue a 75.0% refundable processing fee. Additionally I understand that no portion of the spouse-guest registration fee is refundable.

Visa/Mastercard/AMEX Number \_\_\_\_\_ Exp. \_\_\_\_\_

Card Holder Name \_\_\_\_\_

Card Holder Signature \_\_\_\_\_

**Additional Credit Card Authorization: For Hotel Deposit Only. Use if different from credit card listed above:**

Visa/Mastercard/AMEX Number \_\_\_\_\_ Exp. \_\_\_\_\_

Card Holder Name \_\_\_\_\_

Card Holder Signature \_\_\_\_\_

**For Office Use Only:** HTL \_\_\_\_\_ SUBBLK \_\_\_\_\_ CATE \_\_\_\_\_ RATE \_\_\_\_\_



National League of Cities