

Agenda

York County Council

Council Chambers, Agricultural Bldg, 6 S. Congress St., York, SC

Monday, October 20, 2008

6:00 p.m.

Call to Order Houston O. Motz, Chairman

Invocation and Pledge of Allegiance Joseph Cox, District 3

Appearances

Kevin Brackett in regards to an update on the Worthless Check Program

Bruce Henderson in regards to the Smoking Ban Ordinance

Public Hearings

- 1. Public Hearing and consider 1st reading:

Tax Map 650-661, 662, 336, 38, 10

Zoning request	RC-I, RD-I & RD-II to PD
Acres	19.18 +/-
Council district	1 Lindemann
Applicant	The Tuttle Company
Owners	Coulston Enterprises & Stone Enterprises
Location	Properties are located on Highway 160 W in the Fort Mill community
Staff	Approval
Planning Commission	Approval

- 2. Public Hearing and consider 1st reading:

Tax Map 396-5

Zoning request	RUD to RC-I
Acres	130.84 +/-
Council district	3 (Cox)
Applicant	Queens Park Inc.
Owners	Queens Park Inc.
Location	Property is located off SC HWY 5, near Fishing Creek in the York community
Staff	Denial
Planning Commission	Denial

- 3. Public Hearing and consider 1st reading:

Tax Map 252-30P

Zoning request	RUD to RUD-I
Acres	29.28 +/- of an 81 acre parcel
Council district	3 (Cox)
Applicant	Tracy Ferguson III, Tim Scism, Dennis Settlemyre
Owners	John R. and Blanche H. Black
Location	Property is located at the intersection of Springlake and Pendergrass Roads in the York Community
Staff	Approval
Planning Commission	Approval

4. Public hearing and consider 2nd reading:

Tax Map 725-01

Zoning request	AGC to RD-I
Acres	105.36 +/-
Council district	1 (Lindemann)
Applicant	John Wieland Homes (McCullough)
Owner	Miller Heirs, LLC
Location	Property is located at 11385 Miller Farm Road in the Fort Mill community.
Staff	Approval
Planning Commission	Denial (April 25, 2006)
Zoning Committee	Approval

5. Public Hearing and 2nd reading of an ordinance to amend the Airport Overlay District Ordinance.

6. Public Hearing, consider amending and 3rd reading of an All Terrain Vehicle (ATV) Ordinance

7. Public Hearing and 3rd reading of an ordinance to amend the County's Planning and Development Ordinance and Subdivision Ordinance providing for the Planning Commission to establish its regular meeting date and to permit deadlines associated with Planning Commission business to be adjusted relative to the regular meeting schedule.

8. Public Hearing and 2nd reading of an amendment to an ordinance entitled, "AN ORDINANCE TO AMEND SECTIONS 54.01 THROUGH 54.99 OF THE YORK COUNTY CODE OF ORDINANCES RELATING TO WATER CONSERVATION AND THE YORK COUNTY DROUGHT RESPONSE PLAN; TO PROVIDE FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE; TO DEFINE TERMS USED IN THE YORK COUNTY WATER CONSERVATION AND DROUGHT RESPONSE PLAN; TO PROVIDE FOR THE MANAGEMENT OF DROUGHT IN YORK COUNTY; TO PROVIDE FOR RESPONSES TO DROUGHT AND THE PROCLAMATION OF DROUGHT PHASES AND OTHER DROUGHT-RELATED RESTRICTIONS; TO PROVIDE FOR RATIONING OF WATER UPON THE EXISTENCE OF CERTAIN CONDITIONS; TO PROVIDE FOR THE CONSERVATION OF WATER RESOURCES; TO PROVIDE FOR THE ENFORCEMENT OF WATER USE RESTRICTIONS AND THE YORK COUNTY DROUGHT RESPONSE PLAN; TO PROVIDE A PROCEDURE AND THE TERMS AND

CONDITIONS FOR VARIANCES UNDER THE YORK COUNTY DROUGHT RESPONSE PLAN; TO PROVIDE PENALTIES FOR VIOLATIONS OF THIS ORDINANCE AND THE YORK COUNTY DROUGHT RESPONSE PLAN AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.”

9. Public Hearing and 3rd reading of an ordinance to amend that certain agreement for the development of a Joint Industrial and Business Park between York County and Chester County dated December 5, 2005.
10. Public Hearing and 3rd Reading to provide water and sewer services to areas located within the Fort Mill Town Limits
11. Public Hearing and 3rd reading to an ordinance to amend the York County Procurement Code to include telephone utilities with gas, electric, water and sewer utilities as an exception to the County Procurement Code.
12. Public Hearing and 3rd reading of an ordinance entitled, “AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE YORK COUNTY GOVERNMENT OF SOUTH CAROLINA

Old Business

1. Consider 3rd reading:
Tax Map 605-27

Zoning request	RC-I to BD-I
Acres	3.97 +/-
Council district	5 (Chappell)
Applicant	Patsy Mora
Owners	Patsy Mora, Dianne Crosby, Randy DeWitt, Doug DeWitt
Location	Property is located 2639 Saluda Road in the Rock Hill community
Staff	Denial
Planning Commission	Approval
Zoning Committee	Approval

2. Consider 3rd reading:
Tax Map 439-3

Zoning request	RUD to RUD-I
Acres	54.26 +/-
Council district	4 (Blake)
Applicant	Ken & Karen Rodgers
Owners	Karen A. Rodgers
Location	Property is located on Gordon Road in the Rock Hill community

Staff	Approval
Planning Commission	Approval
Zoning Committee	Approval

3. Consider 3rd reading:
Tax Map 247-01

Zoning request	AGC & RUD to AGC-I
Acres	269 +/-
Council district	3 (Cox)
Applicant	Joe Metker & Tim Helline
Owner(s)	Smith-Lawson Farm, LLC
Location	Property is located at Sutton Springs and Sierra Roads in the York community
Staff	Approval
Planning Commission	Approval
Zoning Committee	Approval

4. Consider 3rd reading:
Tax Map 067-14

Zoning request	AGC to RUD
Acres	13.24 +/-
Council district	3 (Cox)
Applicant	Tina Dennis
Owner(s)	Sandra D. Schmidt
Location	Property is located at 1826 Legion Road in the Hickory Grove community
Staff	Approval
Planning Commission	Approval
Zoning Committee	Approval

Executive Session: Condemnations and Contractual Matters

New Business

1. Consider lease agreement for the Solicitor's Office
2. Consider the Appointment of a Planning Commission Member to the RFATS Rapid Transit Corridor Land Use Advisory Committee
3. Consider a request to purchase a replacement vehicle for the Sheriff Department
4. Consider representation and finalize establishment of Capital Projects Sales Tax Act Commission.

5. Consider responses to the RFO for the design of the eastern water distribution system tie to the City of Rock Hill water system via Catawba River Crossing, Bid #1812
6. Consider approval of corrected grade and salary level for Customer Service Representative position in the Planning & Development Department.
7. Consider authorizing a resolution for reassignment of TransPointe FILOT Agreement to Ross Stores
8. Discussion of Zoning Ordinance treatment of Nonconforming Property

Consent Agenda

<u>Item</u>	<u>Action</u>
a. Approve minutes of October 6, 2008 Council Meeting	Approve as written
b. Approve minutes of October 6, 2008 Finance & Operations Committee Meeting	Approve as written

Those wishing to appear not on the agenda

Adjourn