

Agenda

York County Council

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

Monday, April 7, 2008

6:00 p.m.

Call to Order Houston O. Motz, Chairman

Invocation and Pledge of Allegiance Houston O. Motz, District 6

Oath of Office for newly appointed Board and Commission Members

Barre Mitchell - York County Natural Gas Authority

Public Hearings

- 1. Public Hearing and consider 1st reading (deferred back to Planning Commission by Council on 3/3/08):
Tax Map 498-2,3,5,9,11,12,37,74 & 75

| | |
|---------------------|---|
| Acres | 83.8 +/- |
| Council district | 4 (Blake) |
| Applicant | Joe Miktuk |
| Owners | David Morris Campbell, Carl J. Grein, Mildred Barnes Keller, Amy Susanne Keller, Brian Erskine Keller, Ferrie E. Ward, Trustee, Margaret G. Foster, Betty Louise Keller Dickson |
| Location | Property is located on Hwy 161 between Adnah Church and Mount Gallant Roads in the Rock Hill community |
| Zoning request | RUD & UD to PD |
| Staff | Conditional Approval |
| Planning Commission | Conditional Approval |

- 2. Public Hearing and consider 1st reading:
Tax Map 555-09

| | |
|------------------|--|
| Acres | 1.0 +/- |
| Council district | 2 (Smith) |
| Applicant | A & K Builders |
| Owners | A. Kevin Burton |
| Location | Property is located 3386 Hands Mill Hwy in the York/Clover communities |

| | |
|---------------------|-------------|
| Zoning request | RC-II to LI |
| Staff | Denial |
| Planning Commission | Denial |

3. Public Hearing and consider 1st reading:
Tax Map 607-14,15,16,& 17

| | |
|---------------------|--|
| Acres | 207.5 +/- |
| Council district | 5 (Chappell) |
| Applicant | Frank Ragin Craig/William F. Craig III |
| Owners | Frank Ragin Craig/William F. Craig III |
| Location | Property is located on Craig Road in the Rock Hill community |
| Zoning request | AGC to RC-I |
| Staff | Approval |
| Planning Commission | Approval |

4. Public Hearing and consider 1st reading:
Tax Map 426-11

| | |
|---------------------|--|
| Acres | 216 +/- |
| Council district | 5 (Chappell) |
| Applicant | Curwood Chappell |
| Owners | Curwood Chappell |
| Location | Property is located at 925 E. Chappell Road in the Rock Hill community |
| Zoning request | AGC to AGC-I |
| Staff | Approval |
| Planning Commission | Approval |

5. Public Hearing and consider 1st reading:
Tax Map 539-134

| | |
|---------------------|---|
| Acres | 7.05 +/- |
| Council district | 4 (Blake) |
| Applicant | Major Lewis Mitchell |
| Owners | Major Lewis Mitchell |
| Location | Property is located at 1079 Leach Road in the Rock Hill community |
| Zoning request | RD-I to RUD |
| Staff | Denial |
| Planning Commission | Denial |

6. Public Hearing and consider 1st reading:
Tax Map 289-27 & 30

| | |
|------------------|-------------------|
| Acres | 34.75 +/- |
| Council district | 3 (Cox) |
| Applicant | Thomas G. Dickson |
| Owners | Thomas G. Dickson |

| | |
|---------------------|---|
| Location | Property is located at the corner of Mason Dickson Road and Springlake Road in the York community |
| Zoning request | RUD to RUD-I |
| Staff | Approval |
| Planning Commission | Approval |

7. Public Hearing and consider 1st reading:
Tax Map 142-34

| | |
|---------------------|---|
| Acres | 70.6 +/- |
| Council district | 3 (Cox) |
| Applicant | Lotsales Inc. /Dennis Settlemyre |
| Owners | Lotsales Inc. /Dennis Settlemyre |
| Location | Property is located on Ramsey Road near the intersection with Wycoff Road in the Sharon community |
| Zoning request | RUD to AGC-I |
| Staff | Approval |
| Planning Commission | Approval |

8. Public Hearing and consider 1st reading:
Tax Map 650-70 & 667

| | |
|---------------------|--|
| Acres | 6.011 +/- |
| Council district | 1 (Lindemann) |
| Applicant | Paul R. Steadman |
| Owners | Boyce E. Broome, Jr., Sterling Trust Company, Custodian FBO Paul R. Steadman |
| Location | Property is located at 3075 Old Farm Road near Gold Hill Road in the Fort Mill community |
| Zoning request | RUD to RD-I |
| Staff | Approval |
| Planning Commission | Approval |

9. Public Hearing and consider 1st reading:
Tax Map 655-17, 18, 42, & 44

| | |
|---------------------|--|
| Acres | 32.81 +/- |
| Council district | 1 (Lindemann) |
| Applicant | Lynn Stephenson |
| Owners | Fort Mill 160, LLC |
| Location | Property is located at 1916 Hwy 160 in the Fort Mill community |
| Zoning request | RD-II to PD |
| Staff | Approval |
| Planning Commission | Approval |

10. Public Hearing and consider amending and giving 3rd reading to an ordinance entitled, "AN ORDINANCE TO AMEND THE 2025 LAND USE PLAN MAP OF THE 2025 YORK COUNTY COMPREHENSIVE PLAN AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO"

11. Public Hearing and consider giving 3rd reading to an ordinance to amend an ordinance entitled, "TO AMEND SUBSECTIONS (A) (1) AND (2) OF SECTION 35.004-PURCHASING, OF THE YORK COUNTY CODE BY AMENDING THE PROCEDURES FOR SMALL PURCHASES OF GOODS, SERVICES, MATERIALS, SUPPLIES AND EQUIPMENT MADE FOR OR ON BEHALF OF THE COUNTY; TO PROVIDE FOR A PUBLIC HEARING; TO IMPROVE EFFICIENCY IN THE ADMINISTRATION OF YORK COUNTY PURCHASING PROCEDURES; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

Old Business

Report from Zoning Committee Chairman, Curwood Chappell, regarding the following rezoning requests (Meeting on April 7, 2008 at 5:30pm)

1. Consider giving 2nd reading:
Tax Map 592-51 & 53

| | |
|---------------------|--|
| Acres | 1.2 +/- |
| Council District | 6 (Motz) |
| Applicant | Susan R. Johnson |
| Owner | Susan R. Johnson |
| Location | Property is located at 2185 India Hook Road and McGee Road in the Rock Hill community. |
| Zoning request | RC-I to BD-II |
| Staff | Approval |
| Planning Commission | Approval |

2. Consider giving 2nd reading:
Tax Map 559-25

| | |
|---------------------|--|
| Acres | 13.56 +/- |
| Council District | 2 (Smith) |
| Applicant | Ronald Montgomery |
| Owner | LWMO, LLC |
| Location | Property is located at 5737 Charlotte Hwy in the Lake Wylie community. |
| Zoning request | RUD to BD-III |
| Staff | Approval |
| Planning Commission | Approval |

3. Consider giving 2nd reading:
Tax Map 655-19, 100

| | |
|------------------|--------------|
| Acres | 7.0 +/- |
| Council District | 1 (Lindeman) |

| | |
|---------------------|--|
| Applicant | Kevin S. Casner |
| Owner | Robert Blake & Courtney Blake |
| Location | Property is located at Hwy160 and Edie Rose Lane in the Fort Mill community. |
| Zoning request | RD-II to BD-III |
| Staff | Approval |
| Planning Commission | Approval |

4. Consider 2nd reading of an ordinance entitled "TO FURTHER AMEND AN ORDINANCE ENTITLED "TO ESTABLISH OPERATING AND CAPITAL BUDGETS FOR THE OPERATION OF THE COUNTY GOVERNMENT OF YORK COUNTY FOR THE FISCAL YEAR COMMENCING JULY 1, 2007, ETC"; TO APPROPRIATE FLINT HILL FIRE DISTRICT FUND BALANCE FOR PURCHASE OF A LADDER TRUCK; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR MATTERS RELATING THERETO."

5. Consider 2nd reading of to an ordinance entitled "AN ORDINANCE TO AUTHORIZE THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT BETWEEN YORK COUNTY, SOUTH CAROLINA, AS LESSOR, AND HECKLE DRY CLEANERS, LLC, LESSEE, FOR THE LEASE OF CERTAIN PROPERTY HAVING A BUSINESS ADDRESS OF 933 HECKLE BOULEVARD, NUMBER 101, ROCK HILL, SOUTH CAROLINA; TO PROVIDE FOR THE TERMS, CONDITIONS, RENTALS AND OTHER PROVISIONS AND CONDITIONS UPON WHICH SUCH PROPERTY SHALL BE LEASED; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO" .

6. Receive for information, litigation update regarding Interbasin Transfer

Executive Session: Condemnation

New Business

1. Consider amendment to STV, Inc. Agreement for design services related to additional concept design for Project 03-004: Fort Mill Southern Bypass as part of 2003 Capital Projects Sales and Use Tax Program

2. Consider amendment to Florence & Hutcheson, Incorporated (F&H) design agreement for revisions to preliminary design on Project 03-007: SC Route 274 Corridor Improvements as part of the 2003 York County Capital Projects Sales and Use Tax Program

3. Consider approval of agreement with STV for design of Project 03-011: McConnell's Highway Improvements as part of the 2003 York County Capital Projects Sales and Use Tax Program

4. Consider agreement with Summit Engineering for special inspections on the new prison as part of the 2002-2020 York County Facilities Expansion Program
5. Consider amending and giving 1st reading to the Kohl FILOT Agreement
6. Consider proposals for twelve each in car video, camera recording systems for use by the Sheriff's Department, Bid #1784
7. Consider amending and giving 1st reading to an ordinance entitled, "AN ORDINANCE TO AMEND THE 2025 LAND USE PLAN MAP OF THE 2025 YORK COUNTY COMPREHENSIVE PLAN AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO"
8. Consider amending and giving 1st reading to an ordinance entitled, "AN ORDINANCE TO AMEND THE 2025 LAND USE PLAN MAP OF THE 2025 YORK COUNTY COMPREHENSIVE PLAN AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO"
9. Consider authorizing Sherriff's department to apply to the Department of Justice for grant funding of new and replacement bullet proof vests
10. Consider authorizing a letter to DHEC regarding SPX property contamination

Committee Report

Finance & Operations Committee - Rick Lee, Chairman *(Meeting on April 7, 2008 at 5:00pm)*

Consent Agenda

- | <u>Item</u> | <u>Action</u> |
|---|--------------------|
| a. Approve minutes of March 17, 2008 Council Meeting | Approve as written |
| b. Alignment recommendation for the Ole Cambridge Circle/SC Route 55 intersection as related to Project 03-03: SC Route 55 (east of Clover) as part of the 2003 York County Capital Projects Sales and Use Tax. | |

- c. Consider accepting the following roads into the county maintenance system:

Baxter West Phase 28 Subdivision

Yoshino Way
Revival Row

English Trails Phase 4 Subdivision

Petunia Drive
Daisy Chain Court
Ivy Trail Way

Fair Oaks Phase 4 Map 1 Subdivision

Alsace Lane
Lorraine Road

Fallbrook Phase 2 Subdivision

Lion Lane
Becker Avenue

The Reserve at Gold Hill Phase 8B Map 10 Subdivision

Secret Path Drive
Gold Rush Court

The Reserve at Gold Hill Phase 8C Map 11 Subdivision

Secret Path Drive
Sutters Mill Way

Hamlin Hills at Balmoral Phase 3A and 3B Subdivision

Meyer Road
Wagner Avenue
Huber Lane
Klein Road

Mill Creek Falls Phase 4 Subdivision

Beleek Ridge Lane
Francis Knoll Court
Taryn Lane
Kilkenny Drive
Donegal Drive

Heron Cove Phase 5A Subdivision

Still Egret Place
Fawns Glen Place
Squirrel Lane

Oakton Subdivision

Still Egret Place
Rookery Drive
Otter Run Drive
Squirrel Lane
Poplar Bluff Court

The Gates at Eastview Phase 2 Subdivision

Lamp Post Lane
Gateview Court
Majestic Rose Drive

Ellis Pond Phase 1 Map 1 Subdivision

Ellis Pond Drive
Juanita Avenue
Natalie Lane
Vickie Lane
Stuart Carter Avenue
Shaw Avenue

Spring Meadows Subdivision

Jason Lyle Drive

Adjourn

Notifications to Council of upcoming considerations:

1. Council information for considering a 2010 Pennies-for-Progress referendum.
2. Memo for Council to receive information on design recommendation for Project 03-005: SC Route 49/97/211 Nimitz Loop as part of the 2003 Capital Projects Sales and Use Tax Program.