

Amended

Agenda

York County Council

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

Monday, October 19, 2009

6:00pm

Call to Order Houston O. Motz, Chairman

Invocation and Pledge of Allegiance..... Joseph Cox, District 3

Appearances

Shannon Vance - Opening a Tattoo Parlor

Public Hearing(s)

1. Public hearing and consider 1st reading of an ordinance entitled "AN ORDINANCE AMENDING AND ADOPTING THE YORK COUNTY 2025 COMPREHENSIVE PLAN BY ADOPTING THE PRIORITY INVESTMENT ELEMENT AND PROVISIONS THEREOF PREPARED BY THE YORK COUNTY DEPARTMENT OF PLANNING AND DEVELOPMENT DATED 2009, AS AMENDMENTS TO THE 2025 YORK COUNTY COMPREHENSIVE PLAN, AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; TO PROVIDE FOR THE AMENDMENT OF INCONSISTENT SECTIONS OF THE 2025 YORK COUNTY COMPREHENSIVE PLAN; TO PROVIDE FOR A PUBLIC HEARING BEFORE FINAL ADOPTION OF THIS ORDINANCE; TO PROVIDE FOR THE AMENDMENT OF THE 2025 COMPREHENSIVE LAND USE MAPS, WHERE APPROPRIATE, TO CONFORM TO THE PROVISIONS OF THIS ORDINANCE; TO PROVIDE THE EFFECTIVE DATE UPON WHICH THIS ORDINANCE SHALL TAKE EFFECT; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO".
2. Public hearing and consider amending and 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, 2009, ETC"; TO PROVIDE FOR REVENUE FROM SUNDAY ALCOHOL SALE PERMITS TO FUND APPROPRIATIONS TO BE ALLOCATED BY KEYSTONE TO THE ALOCHOL ENFORCEMENT TEAM; TO APPROPRIATE ADDITIONAL RIVERVIEW FIRE DISTRICT FUND BALANCE FOR PURCHASE OF A RESCUE/SERVICE TRUCK; TO PROVIDE FOR A PUBLIC HEARING; AND TO PROVIDE FOR OTHER FISCAL MATTERS RELATING THERETO."

3. Public hearing, amend and consider 3rd reading of an ordinance entitled "TO AMEND THE CODE OF THE COUNTY OF YORK, SOUTH CAROLINA, CHAPTER 155, LOT DEVELOPMENT REQUIREMENTS, BY AMENDING SECTION 155.428 FOR THE PURPOSE OF ESTABLISHING NEW MINIMUM REQUIRED SETBACK REGULATIONS BY PROVIDING FOR ADDITIONAL REQUIREMENTS RELATIVE TO THE LOCATION OF AGRICULTURAL ACCESSORY STRUCTURES AND AGRICULTURAL ACCESSORY USES; RESIDENTIAL ACCESSORY STRUCTURES AND RESIDENTIAL ACCESSORY USES; TO PROVIDE FOR A PUBLIC HEARING; AND, TO PROVIDE FOR OTHER MATTERS RELATING THERETO."

4. Public hearing, amend and consider 3rd reading of an ordinance entitled, "TO AMEND THE CODE OF THE COUNTY OF YORK, SOUTH CAROLINA, CHAPTER 155, NONCONFORMING USES, BY AMENDING SECTION 155.550(A) (GRANDFATHER CLAUSE) AND TO INSERT NEW SECTION 155.560 FOR THE PURPOSE OF ESTABLISHING REQUIREMENTS AND STANDARDS FOR EXPANSION OF NONCONFORMING RESTAURANTS AND BARS AND NONCONFORMING STRUCTURES CONTAINING SUCH USES; TO PROVIDE FOR A PUBLIC HEARING AND SPECIAL EXCEPTION PROCESS FOR THE APPROVAL OF EXPANSIONS TO THESE NONCONFORMING USES AND STRUCTURES AS PROVIDED HEREIN; TO PROVIDE FOR A PUBLIC HEARING; AND, TO PROVIDE FOR OTHER MATTERS RELATING THERETO."

Old Business

1. Consider 3rd reading:
Tax Map 2450000040

Zoning request:	AGC-I to AGC
Acres:	11 +/-
Council district:	Three (3) Cox
Applicant:	Mark Taite
Owners:	Mark Taite
Location:	The property is located at 1772 Mission Road, in the York Community.
Staff:	Approval
Planning Commission:	Denial
Zoning Committee:	Approval

2. Consider 3rd reading of an ordinance entitle, "TO CREATE A COMPREHENSIVE CONSOLIDATED EMERGENCY COMMUNICATIONS SYSTEM AND A NEW YORK COUNTY DEPARTMENT TO BE KNOWN AS THE YORK COUNTY DEPARTMENT OF PUBLIC SAFETY COMMUNICATIONS IN ORDER TO PROMOTE EFFICIENT ACCESS TO EMERGENCY SERVICES, ELIMINATE DUPLICATIONS OF COMMUNICATIONS FUNCTIONS AND PROVIDE EMERGENCY COMMUNICATIONS AND DISPATCH SERVICES FOR YORK COUNTY PUBLIC SAFETY; TO PROVIDE THE PURPOSE, POWERS, DUTIES AND FUNCTIONS OF THE YORK COUNTY DEPARTMENT OF PUBLIC SAFETY COMMUNICATIONS; TO PROVIDE FOR THE ADMINISTRATION, SUPERVISION AND CONTROL OF THE DEPARTMENT OF PUBLIC SAFETY COMMUNICATIONS; TO AMEND THE CODE OF ORDINANCES OFYORK COUNTY, SOUTH CAROLINA BY INSERTING NEW SECTIONS RELATING TO THE YORK COUNTY DEPARTMENT OF PUBLIC SAFETY COMMUNICATIONS, APPROPRIATELY INDEXED AND NUMBERED; TO PROVIDE FOR A PUBLIC HEARING; TO AUTHORIZE A MEMORANDUM OF UNDERSTANDING

BETWEEN YORK COUNTY AND THE YORK COUNTY SHERIFF RELATING TO THE DEPARTMENT OF PUBLIC SAFETY COMMUNICATIONS; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO."

Executive Session: Condemnation(s); Contractual Matter- York County Forever conservation easement acquisition including presentation; Extension of the Access Agreement for LifePointe Church; Execution of deeds for Hwy 160 Projects Phase I and II; and Appointment of Temporary Trustee for the Bowater Bond Issue in the bankruptcy proceedings

New Business

1. Consider authorization of a Memorandum of Understanding between York County and York County Sheriff relating to Department of Public Safety Communications
2. Consider 1st reading of an ordinance entitled "AN ORDINANCE AMENDING AND ADOPTING THE YORK COUNTY 2025 COMPREHENSIVE PLAN BY UPDATING THE TRANSPORTATION ELEMENT AND PROVISIONS THEREOF PREPARED BY THE YORK COUNTY DEPARTMENT OF PLANNING AND DEVELOPMENT DATED NOVEMBER 2009, AS AMENDMENTS TO THE 2025 YORK COUNTY COMPREHENSIVE PLAN, AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; TO PROVIDE FOR THE AMENDMENT OF INCONSISTENT SECTIONS OF THE 2025 YORK COUNTY COMPREHENSIVE PLAN; TO PROVIDE FOR A PUBLIC HEARING BEFORE FINAL ADOPTION OF THIS ORDINANCE; TO PROVIDE FOR THE AMENDMENT OF THE 2025 COMPREHENSIVE LAND USE MAPS, WHERE APPROPRIATE, TO CONFORM TO THE PROVISIONS OF THIS ORDINANCE; TO PROVIDE THE EFFECTIVE DATE UPON WHICH THIS ORDINANCE SHALL TAKE EFFECT; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO".
3. Consider 1st reading of an ordinance entitled, "AN ORDINANCE TO AMEND THAT CERTAIN AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BETWEEN CHESTER COUNTY AND YORK COUNTY DATED DECEMBER 5, 2005 TO ADD SOUTHEASTERN PETROLEUM TRACT"
4. Consider 1st reading of an ordinance AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND AMONG YORK COUNTY, SOUTH CAROLINA, MERITOR HEAVY VEHICLE SYSTEMS, LLC, ITS AFFILIATES AND ASSIGNS, AS SPONSOR, TO PROVIDE FOR A FEE IN LIEU OF AD VALOREM TAXES INCENTIVE; AND OTHER MATTERS RELATED THERETO
5. Consider approval of a FILOT transfer for Project Wrap
6. Consider bids for the purchase of various audio/visual equipment for the use by the York County Emergency 911/Communications Center; Bid #1904

7. Consider authorizing staff to apply for and accept, if awarded, for American Recovery and Reinvestment Act grant funding to replace aging diesel equipment
8. Consider approval of Contract Amendment for Moseley Architects for design phase services associated with the expansion of the Moss Justice Center parking facilities
9. Consider bids for Project 03-009, Group I Gravel Road Paving as part of the 2003 Capital Projects Sales and Use Tax Program
10. Presentation by engineering staff to update Members of Council on the Capital Projects Sales and Use Tax Program (a.k.a. Pennies-for-Progress)

Committee Report

Finance & Operations Committee Meeting - Joseph Cox, Chairman
(Meeting on October 19, 2009 at 5:30pm)

Consent Agenda

<u>Item</u>	<u>Action</u>
a. Approve minutes of October 5, 2009 Council Meeting	Approve as written

Those wishing to appear not on the agenda

Matters for consideration following Executive Session

1. Consider authorization of proposed Condemnations
2. Consider authorization of conservation easement acquisition by York County Forever
3. Consider authorizing an extension of the Access Agreement for LifePointe Church
4. Consider execution of deeds for Hwy 160 Projects Phase I and II
5. Consider appointment of Temporary Trustee for the Bowater Bond Issue in the bankruptcy proceedings

Adjourn