



# A G E N D A

## OCONEE COUNTY COUNCIL MEETING

### Tuesday, November 20, 2012

### 6:00 PM

Council Chambers, Oconee County Administrative Offices  
415 South Pine Street, Walhalla, SC

Call to Order

Public Comment Session / Agenda Items & Non Agenda Items *[time permitting]*

*Agenda & Non Agenda Items: Combined both are limited to a total of forty (40) minutes, four (4) minutes per person.*

Council Member Comments *[Directly following Public Comment Sessions if applicable & time permits]*

Council may take a brief recess prior to the Business portion of the meeting scheduled to begin at 6:30 p.m. or after Public Comment [whichever comes later]

Moment of Silence

Pledge of Allegiance to the Flag of the United States of America

Approval of Minutes

October 16, 2012 Regular Meeting

Presentations to County Council

*[10 minute maximum per presentation]*

Personal Property Tax Presentation / Mr. Ken Nix, Auditor

Capital Project Advisory Committee Report / Mr. Scott Moulder, Administrator

Conservation Bank Board report to County Council / Mr. Shea Airey, Chair

Administrator Report & Agenda Summary

Third & Final Reading of the Following Ordinances

None scheduled for this meeting.

Second Reading of the Following Ordinances

*[Note: Public Hearings will be scheduled at or before third & final reading for the following ordinances as required]*

**Ordinance 2012-12 "AN ORDINANCE TO AMEND THE OCONEE COUNTY ZONING ENABLING ORDINANCE, ORDINANCE 2007-18, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, AS TO REZONE A SERIES OF PARCELS SPECIFIED HEREIN, AND TO RATIFY AND AFFIRM ALL OTHER PROVISIONS OF ORDINANCE 2007-18 NOT AMENDED OR MODIFIED HEREBY; AND OTHER MATTERS RELATING THERETO"**

*[Biggerstaff Rezoning]*

On August 16, 2012, the Board of Zoning Appeals (BZA) held a public hearing in regards to an appeal that was filed concerning Ordinance 2012-12 (Biggerstaff rezoning).

On August 23, 2012, the BZA issued a findings/order and the conclusions therein are as follows:

1. That, at the time, staff acted in accordance with established policies and procedures at the time of the review; and
2. That certain petitions, being called into question, would result in the 51% standard under Sec. 35-8.5 (2) not being met. Therefore, the request would not have been presented to Council; and
3. Staff should have used a reasonable policy and required uniform petitions for the area that was presented to Council.

The Planning Commission held a meeting on Monday October 15, 2012, and during that meeting the Commission discussed Ordinance 2012-12 with discussion centered on the BZA's decision.

**A motion was made at the Planning Commission meeting, approved 5 – 1, recommending that Council permanently removed from consideration Ordinance 2012-12.**

Council's meetings shall be conducted pursuant to the South Carolina Freedom of Information Act, Council's Rules and the Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition. This agenda may not be inclusive of all issues which Council may bring up for discussion at this meeting. Items are listed on Council's agenda to give public notice of the subjects and issues to be discussed, acted upon, received as information and/or disposed of during the meeting. Items listed on Council's agenda may be taken up, tabled, postponed, removed or otherwise disposed of as provided for under Council's Rules, and Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition, if not specified under Council's rules.

## First Reading of the Following Ordinances

### Ordinance 2012-33 "AN ORDINANCE TO AMEND THE FISCAL YEAR 2012-2013 BUDGET APPROPRIATIONS ORDINANCE FOR OCONEE COUNTY IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY; AND OTHER MATTERS RELATED THERETO"

This Ordinance to amend the 2012-2013 budget is requested to provide for an increase in the amount of \$300,000 in the Aeronautics expenditure of Jet Fuel and an increase in the amount of \$50,000 in the Aeronautics expenditure of AV gas. There will be a corresponding increase in the two revenue accounts of the same amounts.

The increased runway length and improving aviation economy has resulted in significant additional aviation fuel sales since the beginning of the fiscal year. Retail fuel sales pay 100% of the cost of bulk fuels.

### Ordinance 2012-34 "AN ORDINANCE TO AMEND CHAPTER 38 "ZONING" OF THE OCONEE CODE OF ORDINANCE, INCLUDING ALL ZONING MAPS INCORPORATED THEREIN AND THEREBY, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY; AND OTHER MATTERS RELATED THERETO"

Earlier this year, in response to concerns related to the potential impacts of growth associated with the development of the Golden Corner Commerce Park, Oconee County contracted with Seamon-Whiteside, Inc. to develop a master plan for the village of Fair Play. The resulting plan, which was extremely well received by local residents, focused on maintaining the rural character of the unincorporated village, and emphasized managed growth that reflects the strong agricultural heritage of the area. With the elements of the plan as inspiration, members of the Fair Play Community Association came together in August to initiate an effort to create a series of standards that they felt would help establish the foundation for moving in the direction set out by the master plan.

The draft was presented to the Planning Commission for their consideration on November 5, 2012; during that meeting the Planning Commission voted 6-0 to recommend that Council take First Reading of Ordinance 2012-34.

## First & Final Reading of the Following Resolutions

### Resolution R2012-17 "OCONEE COUNTY SUPPORTS INCREASED AGRIBUSINESS"

## Discussion Regarding Action Items

### Capital Improvement Project [CIP] Listing

The Planning Commission unanimously approved the list as presented. Once approved by Council the CIP will be incorporated into the budget planning process for FY2014.

## Board & Commission Appointments

Conservation Bank Board	<i>[One At Large Member – Term to end December 2014]</i>
Scenic Highway Committee	<i>[One At Large Member – Term to end December 2012]</i>
Stone Pond Special Tax District Commission	<i>[Mr. Brett Smagala, Mr. John Hubbard &amp; Mr. Jim DeVinco]</i>

**Old Business** [to include a Vote and/or Action on matters brought up for discussion, if required]

**New Business** [to include Vote and/or Action on matters brought up for discussion, if required]

### January 2013 County Council Meeting Schedule

The first Tuesday in January 2013 falls on New Year's Day; therefore, it is recommended that Council establish their January meeting schedule to meet on the 2<sup>nd</sup> and 4<sup>th</sup> Tuesdays [January 8, 2013 and January 22, 2013] thereby allowing the two week stagger to maintained.

The remainder of the 2013 meeting schedule will be established at the first meeting in January 2013.

## Adjourn

Assisted Listening Devices [ALD] are available to accommodate the special needs of citizens attending meetings held in Council Chambers. ALD requests should be made to the Clerk to Council at least 30 minutes prior to the meeting start time.

Oconee County Council & Committee meeting schedules and agendas are posted at the Oconee County Administration Building and are available on the County Council Website. [All upcoming meetings will be held in Council Chambers unless otherwise noted]

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