

**AGENDA
DARLINGTON COUNTY COUNCIL
TUESDAY, JANUARY 5, 2010
6 P.M.**

*Courthouse Annex/EMS Building
1625 Harry Byrd Highway (Hwy. 151)
Darlington, SC 29532
843-398-4100
www.darcosc.com*

PUBLIC HEARINGS - County Attorney

Ordinance No. 09-17, An Ordinance To Amend The Darlington County Code Of Ordinances, Appendix A (Development Standards Ordinance), Article Five (Development Design Standards), Section 5.6 (C) (3) To Amend The Requirements For Fencing Around Detention/Retention Facilities Within Darlington County And To Establish The Effective Date Of This Ordinance

Ordinance No. 09-18, An Ordinance To Amend The Darlington County Code Of Ordinances, Appendix A (Development Standards Ordinance), Article Five (Development Design Standards), Section 5.2(C)(5) And Section 5.2(C)(6) To Amend The Requirements For Turn Arounds On Dead End Streets Within Darlington County And To Establish The Effective Date Of This Ordinance

I. CALL TO ORDER – County Attorney

II. ELECTION OF OFFICERS - County Attorney

- A. Chairman
- B. Vice Chairman
- C. Chaplain

III. INVOCATION AND PLEDGE OF ALLEGIANCE

IV. CITIZENS' COMMENTS (Maximum of 2 minutes per citizen; 30 minutes total)

V. APPROVAL OF MINUTES

- A. Regular Meeting of December 7, 2009

VI. ORDINANCES

A. Third Reading

Ordinance No. 09-17, An Ordinance To Amend The Darlington County Code Of Ordinances, Appendix A (Development Standards Ordinance), Article Five (Development Design Standards), Section 5.6 (C) (3) To Amend The Requirements For Fencing Around Detention/Retention Facilities Within Darlington County And To Establish The Effective Date Of This Ordinance

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B. **SECOND READING** - None

C. **FIRST READING** - None

VII. RESOLUTIONS

A. Resolution No. 591, Recognition Of Darlington County Board Of Education During National School Board Appreciation Month, January 2010

VIII. COMMITTEE REPORTS

IX. OTHER ITEMS

A. 2010 County Council Meeting Calendar

B. 2010 Holiday Schedule For The Landfill & Recycling Centers

C. Request To Amend Darlington County Code Of Ordinances To Allow County Council To Appoint Up To Eight (8) Members To All Boards And Commissions Appointed By Darlington County Council - Councilwoman Anne C. Warr

D. Other (*Items taken from the Consent Agenda for discussion*)

X. CONSENT AGENDA

<u>ITEMS</u>	<u>ACTION</u>
A. Marlboro/Darlington County Beaver Program Reports, October 2009 & November 2009	Receive As Information
B. Library Director's Report & Library Board Minutes, November 2009	Receive As Information
C. Building Permit Types Report, November 2009	Receive As Information
D. Census Complete County Committee Report, November 2009	Receive As Information
E. Letters From Time Warner Cable RE: Agreements With Programmers For Services & Changes To Services	Receive As Information

- XI. **PERSONAL APPEARANCES** (*Maximum of 10 minutes per appearance*)
- XII. **ADMINISTRATIVE UPDATE**
A. Mrs. Phyllis Griffitts, County Administrator
- XIII. **REQUESTS / COMMENTS – MEMBERS OF COUNCIL**
- XIV. **VOTE FOR EXECUTIVE SESSION**
- XV. **EXECUTIVE SESSION**
- XVI. **ADJOURNMENT**

Assistance will be provided to accommodate the special needs of handicapped persons attending the meeting upon request. Special assistance requests should be made to JaNet Bishop, Clerk to Council, at 843-398-4100 (TDD 843-398-4941), seventy-two (72) hours prior to the meeting.

Reminder:

- *County offices, the landfill, and recycling centers will be closed on Monday, January 18, 2010, in observance of Dr. Martin Luther King, Jr. Day.*

ADMINISTRATOR'S UPDATE

ACTION ITEMS

MEETING OF JANUARY 5, 2010

1. Ordinance No. 09-17, An Ordinance To Amend The Darlington County Code Of Ordinances, Appendix A (Development Standards Ordinance), Article Five (Development Design Standards), Section 5.6 (C) (3) To Amend The Requirements For Fencing Around Detention/Retention Facilities Within Darlington County And To Establish The Effective Date Of This Ordinance. As stated in this ordinance, this proposed ordinance will amend the criteria that require fencing to be installed around detention/retention facilities to be consistent with state requirements. South Carolina Department of Health and Environmental Control (DHEC) require that a detention pond hold water for at least 24 hours, and completely dewater within 72 hours. The Development Standards Ordinance currently requires a maximum dewatering time of 12 hours, which is in contradiction to and in violation DHEC State requirements. Therefore, the proposed amendment would make the Development Standards Ordinance consistent with DHEC requirements. The drain time is being changed from 12 hours to 48 hours.

Requested Action. Council's consideration of third reading.

2. Ordinance No. 09-18, An Ordinance To Amend The Darlington County Code Of Ordinances, Appendix A (Development Standards Ordinance), Article Five (Development Design Standards), Section 5.2(C)(5) And Section 5.2(C)(6) To Amend The Requirements For Turn Arouds On Dead End Streets Within Darlington County And To Establish The Effective Date Of This Ordinance. The purpose this ordinance it to amend the criteria which determines where a turnaround is required on a new dead end street that is proposed to be taken into the county road maintenance system. The current ordinance sets a specific length for a dead end street after which an intermediate turnaround is required. While important for maintenance purposes, the most important function of turnarounds along a street in a subdivision is safety by providing adequate space for emergency vehicles to turn around without entering onto private property or being forced to back out. Therefore, the Planning Commission is proposing that for emergency and road maintenance purposes, all dead end streets be constructed with a temporary or permanent cul-de-sac or an approved turnaround. And the most appropriate body for making the determination of the proper location of turnarounds would be the Fire District due to the fact that the International Fire Code adopted by the county has provisions for turnarounds. The current ordinance will also be amended to state that the allowable length of a proposed dead end street and whether intermediate turnarounds are required will be determined by the International Fire Code in effect at the time of application and the approval of the appropriate Fire official with the jurisdiction of the particular site location.

Requested Action. Council's consideration of third reading.

3. Resolution No. 591, Recognition Of Darlington County Board Of Education During National School Board Appreciation Month, January 2010. Attached to the Resolution is a letter from Darlington County School District Public Information Officer Audrey Childers requesting Council to consider the resolution recognizing the hard work and dedication of the members of Darlington County Board of Education.

Requested Action. Council's consideration of Resolution No. 591.

4. 2010 County Council Meeting Calendar. Darlington County Code of Ordinances, Chapter 2, Section 2-81(b) states that, "*The Council shall hold its regular meetings for the transaction of official business at least once a month in accordance with the schedule it adopts at the first meeting of January each year.*" Section 2-51 states that, "*On the first Tuesday of January each year the council shall elect a chairman, vice-chairman, and chaplain...*" See **EXHIBIT A** for these sections from the Code of Ordinances.

EXHIBIT B is the proposed 2010 meeting calendar for County Council meetings. Please note the following:

- The calendar contains the proposed dates for the 5th Monday dinner meetings of Darlington County's Municipal Councils, County Council, and School Board (March 29th and August 30th). A meeting was not scheduled for May 31st (Memorial Day) and November 29th (Monday after Thanksgiving Holiday).
- The dates for the 5th Monday dinner meetings **have not** been confirmed with the municipalities and School Board.
- **EXHIBIT C** contains the host rotation for the 5th Monday dinner meetings.
- All the meetings are scheduled to begin at 6 p.m.

Requested Action. Council's consideration of the proposed County Council meeting calendar for 2010.

5. 2010 Holiday Schedule For The Landfill & Recycling Centers. **EXHIBIT D** contains the proposed 2010 holiday schedule for Environmental Services. Environmental Services Director Mike Dorriety is proposing that the landfill and recycling centers be closed on the following dates:

- Monday, Jan 18, 2010 - Martin Luther King Jr. Day
- Friday, April 2, 2010 - Good Friday
- Monday, May 31, 2010 - Memorial Day
- Monday, July 5, 2010 - Independence Day
- Monday, September 6, 2010 - Labor Day

- Wednesday, November 24th (day before Thanksgiving) - Close at 1 p.m. due to Lee County Landfill closing early (Bay Road, Ruby Road, Smith Avenue, Lamar & Society Hill sites – other sites are already closed on Wednesdays).
- Thursday, November 25, 2010 - Thanksgiving Day
- Friday, December 24th (Christmas Eve) – Close at 1 p.m. due to Lee County Landfill closing early.
- Saturday, December 25, 2010 – Christmas
- Friday, December 31st (New Year's Eve) – Close at 1 p.m. due to Lee County Landfill closing early.
- Saturday, January 1, 2011 - New Years' Day

Requested Action: Council's consideration for Environmental Services to observe the above listed holidays.

6. Request To Amend Darlington County Code Of Ordinances To Allow County Council To Appoint Up To Eight (8) Members To All Boards And Commissions Appointed By Darlington County Council (Councilwoman Anne C. Warr). When Council made appointments to the various Boards and Commissions on June 15, 2009, Mrs. Warr expressed disappointment in that Lamar area was not represented on the Planning Commission. At Council's meeting of August 17, 2009, Mrs. Warr appeared before Council during "Citizens Comments" and talked about Council District 4 not being represented on the Planning Commission. She suggested that Council look at having an eight member Planning Commission so that each Council member would have representation on this board. At Council's meeting of September 21, 2009, Mrs. Warr mentioned that Council District 4 was the second largest district in the county, but had no representation on the Planning Commission. She talked about each district being unique and having different needs. See **EXHIBIT E** for excerpts of the minutes.

Mrs. Warr is requesting that Council consider amending the Darlington County Code of Ordinances so that Council could appoint up to eight (8) members to all Darlington County Boards and Commissions. If approved, an ordinance will be presented at Council's next meeting for First Reading.

Requested Action. Council's consideration to amend the Darlington County Code of Ordinances to allow Council's appointment of up to eight members to all Boards and Commissions appointed by Darlington County Council.