

**AGENDA**  
**LEXINGTON COUNTY COUNCIL**

**Committee Meetings**

**Tuesday, March 28, 2006**

**Second Floor - County Administration Building**

**212 South Lake Drive, Lexington, SC 29072**

**Telephone - 803-785-8103 -- FAX 803-785-8101**

**12:30 p.m. - 1:10 p.m. - Planning and Administration**

- (1) Update on the Midlands Commission on Homelessness - Mr. Morris Blackman, Clinical Professor, USC School of Medicine ..... **A**
- (2) Three Rivers Music Festival - Mr Ben Arnold, Foundation Board Member
- (3) Zoning Map Amendment M06-01 - Lake Estates Drive (intersection of Timberlake Drive to Water Links Drive, approx. 1030 feet) and Timberlake Drive (approx. 460 feet starting at TMS# 01526-01-001 ending at the intersection of Timberlake Drive and Club Court) ..... **B**
- (4) Zoning Map Amendment M06-02 - 407 Bay Pointe Road, Cherokee Shores Cabana Pool Area TMS# 03216-01-047 p/o ..... **C**
- (5) Old Business/New Business - Guidelines & Policy for the Renaming of Rooms, Buildings, etc.
- (6) Adjournment

**1:10 p.m. - 1:30 p.m. - Health & Human Services**

- (1) Health Service District Board At-Large Position - Council Discussion
- (2) Fire Station Property Contracts for Property Purchase
  - (a) ..... **D**
  - (b) ..... **E**
  - (c) ..... **F**
- (3) Old Business/New Business
- (4) Adjournment

**1:30 p.m. - 2:25 p.m. - Economic Development**

- (1) Project Unity
- (2) Project EB
- (3) Project Elizabeth
  - (a) Adoption of the Second Inducement Resolution Between Lexington County and Project Elizabeth ..... **G**
  - (b) Ordinance 06-01 - Authorizing the Execution and Delivery of a Fee Agreement Between Lexington County and Project Elizabeth ..... **H**
  - (c) Adoption of Agreement Concerning the Distribution of Fee-in-Lieu of Taxes ..... **I**
  - (d) Ordinance 06-02 - Amendment to Amend Ordinance 95-12 and to Approve the Amendment of Joint County Industrial Park with Calhoun County ..... **J**
- (4) Old Business/New Business
- (5) Adjournment

**2:25 p.m. - 2:40 p.m. - Committee of the Whole**

- (1) Save Ball Park Horse Arena and the Impact of the Equine Industry on Lexington County - Ms. Julie Buffington - 180 Wise Ferry Road, Lexington, SC 29072 and Ms. Mary Ellen Tobias, S.C. Department of Agriculture
- (2) Old Business/New Business
- (3) Adjournment

**2:40 p.m. - 4:00 p.m. - Justice**

- (1) Sheriff's Department - Chief Keith Kirchner, Assistant Sheriff
  - (a) Bulletproof Vest Partnership Program Grant ..... K
  - (b) State Criminal Alien Assistance Program Grant ..... K
  - (c) Justice Assistance Grant (JAG) ..... L
  - (d) Homeland Security Preparedness Technical Assistance Cooperative Agreement ..... M
- (2) Radios for Reserve Deputies - Councilman Keisler
- (3) Worthless Check Unit Agreement - The Honorable Donnie Myers, Solicitor, Eleventh Judicial Circuit
- (4) SC Judicial Department Court Case Management System - Ms. Joan Assey, Director of Information Technology, SC Judicial Department
- (5) Old Business/New Business
- (6) Adjournment

**4:00 p.m. - 4:20 p.m. - Pictures**

**Planning & Administration**

- J. Owens, Chairman
- J. Jeffcoat, V Chairman
- J. Carrigg, Jr.
- B. Derrick
- D. Summers
- T. Cullum

**Health & Human Services**

- J. Carrigg, Jr., Chairman
- D. Summers, V Chairman
- J. Owens
- B. Keisler
- J. Jeffcoat
- T. Cullum

**Economic Development**

- J. Jeffcoat, Chairman
- S. Davis, V Chairman
- B. Derrick
- J. Carrigg, Jr.
- J. Kinard, Jr.
- T. Cullum

**Committee of the Whole**

- T. Cullum, Chairman
- J. Owens, V Chairman
- J. Kinard, Jr.
- B. Derrick
- S. Davis
- D. Summers
- B. Keisler
- J. Jeffcoat
- J. Carrigg, Jr.

**Justice**

- S. Davis, Chairman
- B. Derrick, V Chairman
- J. Owens
- B. Keisler
- J. Kinard, Jr.
- T. Cullum

**A G E N D A**  
**LEXINGTON COUNTY COUNCIL**

Tuesday, March 28, 2006

Second Floor - Council Chambers - County Administration Building

212 South Lake Drive, Lexington, South Carolina 29072

Telephone - 803-785-8103 FAX - 803-785-8101

**4:30 P.M. - COUNCIL CHAMBERS**

**Call to Order/Invocation**

**Pledge of Allegiance**

**Administrator Search Recommendation**

**Employee Recognition - Art Brooks, County Administrator**

Shining Stars

**Resolutions** ..... **N**

- (1) Hubert E. Long, Jr.
- (2) Proclaiming April as Fair Housing Month in Lexington County
- (3) Supporting the CDBG Program and Declaration of Community Development Week
- (4) Western Weekend Rodeo and Festival

**Appointments** ..... **O**

**Bids/Purchases/RFPs**

- (1) Shoreline Connections/Cord Reels - Public Safety/Fire Service ..... **P**

**Chairman's Report**

**Administrator's Report**

**Committee Reports**

**Justice, S. Davis, Chairman**

- (1) Homeland Security Preparedness Technical Assistance Cooperative Agreement - **(Tab M)**
- (2) Ordinance 05-15 - An Ordinance Governing False Alarms - 3<sup>rd</sup> and Final Reading ..... **Q**

**Public Works, B. Derrick, Chairman**

- (1) Annual DHEC Used Oil Grant, FY2007 Solid Waste Reduction Grant, and FY2007 Solid Waste Tire and Automobile Dismantler Grant ..... R

**Economic Development, J. Jeffcoat, Chairman**

- (1) Approval of Contract for Property Purchase (Tentative) - Economic Development ..... S
- (2) Project Elizabeth
  - (a) Adoption of the Second Inducement Resolution Between Lexington County and Project Elizabeth - **(Tab G)**
  - (b) Ordinance 06-01 - Authorizing the Execution and Delivery of a Fee Agreement Between Lexington County and Project Elizabeth - 1<sup>st</sup> Reading - **(Tab H)**
  - (c) Adoption of Agreement Concerning the Distribution of Fee-in-Lieu of Taxes - **(Tab I)**
  - (d) Ordinance 06-02 - Amendment to Amend Ordinance 95-12 and to Approve the Amendment of Joint County Industrial Park with Calhoun County - 1<sup>st</sup> Reading - **(Tab J)**

**Budget Amendment Resolutions**

**OLD BUSINESS/NEW BUSINESS**

**EXECUTIVE SESSION/LEGAL BRIEFING**

**MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION**

**ADJOURNMENT**



**COUNTY OF LEXINGTON, SOUTH CAROLINA**

**RESOLUTION**

**THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 28TH DAY OF MARCH, TWO THOUSAND AND SIX ADOPTED THE FOLLOWING:**

**WHEREAS**, Lexington County Council recognizes that there is a need to address homelessness in the Midlands area; and

**WHEREAS**, Lexington County Council understands that there needs to be an intergovernmental effort among Midlands area political subdivisions to assist the homeless; and

**WHEREAS**, Lexington County Council desires to work with the other political subdivisions in the Midlands area to address the issues concerning homelessness.

**NOW, THEREFORE, BE IT RESOLVED** that we, the members of Lexington County Council, support the need for all political subdivisions in the Midlands area to work together to address homelessness in the Midlands area.

\_\_\_\_\_  
M. Todd Cullum, Chairman

\_\_\_\_\_  
Joseph W. "Joe" Owens, V Chairman

\_\_\_\_\_  
James E. Kinard, Jr.

\_\_\_\_\_  
William C. "Billy" Derrick

\_\_\_\_\_  
George H. "Smokey" Davis

\_\_\_\_\_  
Debra B. Summers

\_\_\_\_\_  
Bobby C. Keisler

\_\_\_\_\_  
Johnny W. Jeffcoat

\_\_\_\_\_  
John W. Carrigg, Jr.

ATTEST:



COUNTY OF LEXINGTON, SOUTH CAROLINA

Department of Community Development
County Administration Building (803) 785-5121
212 South Lake Drive Lexington, South Carolina 29072

ZONING MAP AMENDMENT APPLICATION # M06-01

Address and/or description of property for which the amendment is requested.

Lake Estates Drive (intersection of Timberlake Drive to Water Links Drive, approximately 1030 feet), and Timberlake Drive (approximately 460 feet starting at TMS# 01526-01-001, ending at the intersection of Timberlake Drive and Club Court).

Zoning classifications: Local Road (L) Residential Local Road(Four Units/Acre) (RL4)
(current) (proposed)

Reason for the request (use the back of this application form if necessary):

Since the original master plan, these areas that have been developed are residential only, the RL4 designation would be consistent with the single family residential use

Even though this request will be carefully reviewed and considered, the burden of proving the need for the amendment rests with the applicant.

Date 01/04/06

Signature George L. Duke Jr.

( ) Owner?
(x) Agent?

Name(print) George L. Duke Jr.

Address 637 Webster Pointe Dr.

Telephone # 803-345-6785

Chapin SC 29036

\*\*\*\*\*

- 1. 01/04/06 Application Received
2. 01/04/06 Fee Received
3. 02/23/06 Newspaper Advertisement
4. 2/23/06 Property Posted
5. 2/21/06 Notices Sent

03/16/06 Planning Commission Recommendation. 3-1 Denial, 1 Abstained

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2/14/06 First Reading 3/14/06 Public Hearing 3/28/06 Second Reading Third Reading

Results:

***STAFF SUMMARY***  
***ZONING MAP AMENDMENT #M06-01***

**Description of the Amendment:** This map amendment request is for a change in road classification of Lake Estates Drive (intersection of Timberlake Drive to Water Links Drive, approximately 1930 feet), and Timberlake Drive ( approximately 460 feet starting at FMS# 01526-01-001, ending at the intersection of Timberlake Drive and Club Court) from Local Road (L) classification to Residential Local Four Units/Acre (RL4) classification.

**Character of the Area:** This is primarily a single family residential community that includes a golf course. Some of the properties have frontage on Lake Murray and on the golf course.

**Zoning History:** This property is in the Northern Lexington County Planning area zoned on August 1, 1987. Since this date, only one previous Map Amendment requested in the immediate area, M04-04, which was approved by County Council.

**Council District:** Six-Councilman Johnny W. Jeffcoat

**Attachments:** Chart of Allowed Uses by Zoning District  
Political Boundaries Maps  
Location Maps

## Chapter 2. General Requirements

### 22.00 Street Classifications and Access

All streets on the zoning maps shall be designated one of the following classifications as shown on the Right-of-Way Plan. The columnar chart which follows in Section 22.02 identifies the type street required to provide access to each activity.

Arterial (A): A street of regional importance or a main road of the community which is expected to carry either heavy vehicular traffic volumes or high-speed traffic or both. Traffic intensive commercial, industrial and high-density residential activities should be encouraged to develop on Arterial roads.

Collector (C): A street which is used or intended to be used for moving traffic from local streets to Arterials. Collectors are generally shorter than Arterials, but carry high volumes of traffic. Therefore, development of land along Collectors should be compatible with high traffic volumes.

 Local (L): A street which primarily provides access to nonresidential land uses and connects residential streets to the Arterials and Collectors. Land uses should be compatible with higher traffic volumes. However, the most intensive land uses which generate extremely high levels of traffic should be prohibited from direct access. The following additional categories of Local streets are established to handle the special circumstances described:

Residential Local Six (RL6): A street with frontage over 50% residentially developed at the time of enactment of this Ordinance or platted as a residential subdivision. This type street is intended to accommodate residential activities at six dwelling units per acre. Access will be limited to this type development and allowed home occupations or accessory activities.

Residential Local Five (RL5): A street with frontage over 50% residentially developed at the time of enactment of this Ordinance or platted as a residential subdivision. This type street is intended to accommodate some residential activities at five dwelling units per acre. Access will be limited to this type development and allowed home occupations or accessory activities.

 Residential Local Four (RL4): A street with frontage over 50% residentially developed at the time of enactment of this Ordinance or platted as a residential subdivision. This type street is intended to accommodate some residential activities at four dwelling units per acre. Access will be limited to this type development and allowed home occupations or accessory activities.

Limited Local (LL): A street that contains a locational or design flaw which limits traffic volume. The conditions of the problem should be virtually impossible to correct or very unlikely to be improved. Access to this type street will be limited to those activities expected to generate traffic volumes equal to or less than Detached Residential development at four dwelling units per acre.

### 22.01 New Streets Created

Whenever new streets are added to the roadway system within the zoning jurisdiction of Lexington County, these streets shall be classified according to the criteria specified within this section. The Zoning Administrator, upon the approval and confirmation of the classification by the Planning Commission, shall cause same to be placed upon the zoning map.

### 22.02 Chart of Permitted Access by Street Classification

The following chart designates the street classifications necessary to access each of the major activities. A principal activity which is restricted from access to a specific street classification may not locate where the activity is reachable only through the use of a street with such a restricted classification.

There are limits placed on some activities allowed to access a Limited Local (LL) street classification. The last column in the chart describes the specific nature of these limits where they exist. They are expressed in either maximum number of dwelling units (DU) per acre, maximum number of beds per acre, or maximum floor area ratio (FAR). A floor area ratio is an expression of the total floor area of a structure

of building, including usable basements, compared to the total lot area. For example, a 1000 square foot building on a 10,000 square foot lot would have a floor area ratio of .10.

FA	C	LA	RF6	RF5	RF4	LL & Max/Limits	ACTIVITIES
X	X	X				X 09 FAR	Administrative Offices
X							Advertising Signs
X	X	X					Airports
X	X	X					Animal Operations
X	X	X					Boat Docks
X	X						Bus and Transit Terminals
X	X	X				X 05 FAR	Business Services
X	X	X				X	Cemeteries
X	X	X					Child or Adult Day Care
X	X	X					Churches
X	X	X				X 03 FAR	Communication Towers
X	X	X					Community Education
X	X	X					Construction Services
X	X	X				X	Crops
X	X						Detention Centers
X	X	X				X	Essential Services (Limited)
X	X	X					Essential services (Extensive)
X	X	X					Food Services
X	X	X					General Repair and Maintenance Services
X	X	X				X 04 FAR	General Retail (Limited)
X	X	X				X 10 FAR	General Retail (Extensive)
X	X	X	X*	X*	X*		Group Assembly (Limited)
X	X	X	X*	X*	X*		Group Assembly (Intermediate)
X	X	X#					Group Assembly (Extensive)
X	X	X	X			X 5.5 DU/acre	Group Housing
X	X	X#					Hospitals
X	X	X					Kennels and Stables
X	X	X					Landfills (Limited)
X	X	X*					Landfills (Intermediate)
X	X*						Landfills (Extensive)
X	X	X					Manufacturing (Light Assembly)
X	X	X					Manufacturing (Limited)
X	X	X					Manufacturing (Intermediate)
X	X						Manufacturing (Extensive)
X	X	X					Martins
X	X	X				X 07 FAR	Medical Services
X	X						Military Installations
X	X	X					Mining (Limited)
X	X	X					Mining (Intermediate)
X	X						Mining (Extensive)
X	X	X	X	X	X	X	Mini-Parks
X	X	X					Mini-Warehouses
X	X	X	X	X	X	X 4 DU/acre	Mobile Homes
X	X	X	X			X 6 DU/acre	Mobile Home Parks



AW	CG	FE	RI6	RI5	RI4	UT & Max. Limits	ACTIVITIES
X	X	X	X	X	X	X	Natural Reserves
X	X	X	X				Non-Assembly Cultural
X	X	X				X 12 Beds/acre	Nursing Homes
X	X	X				X .02 FAR	Personal Convenience Services
X	X	X				X	Plant Nurseries
X	X						Power Plants
X	X	X				X .09 FAR	Professional Services
X	X						Radioactive Materials Handling
X	X						Railroad
X	X	X					Recycling Centers
X	X	X				X .09 FAR	Research Services
X	X	X	X	X	X	X 1 DU/acre	Residential Detached
X	X	X	X	X		X 4 DU/acre	Residential Attached (Detached)
X	X	X	X			X 6 DU/acre	Residential Attached (Detached)
X	X	X	X			X 6 DU/acre	Retirement Centers/Assisted Living
X	X	X					Salvage/Wrecking Yard
X	X	X					Scrap Operations
X	X	X					Business Parks
X	X	X					Shopping Centers
X	X	X					Industrial Parks
X	X	X					Towing and Impoundment Lot
X	X	X					Trade Enterprises
X	X	X					Transient Habitation
X	X	X					Transport & Warehousing (Limited)
X	X	X					Transport & Warehousing (Extensive)
X	X	X					Transport Services
X	X	X					Undertaking
X	X	X	X	X	X	X	Utilities
X	X	X					Vehicle Parking
X	X	X				X	Vehicle Repair
X	X	X				X .03 FAR	Vehicle Sales
X	X	X					Vehicle Servicing (Limited)
X	X	X					Vehicle Servicing (Extensive)
X	X	X					Veterinarian
X	X	X					Zoos

\* Access by these classifications is allowed only if the Group Assembly (Limited) activity is a membership facility owned, operated, and used by the property owners in the surrounding residential area for which the facility is being established.

\*\* Access by these classifications is allowed only if the street is paved.

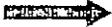
# Access by this classification is allowed only if the activity also has access to an Arterial or Collector Street.

22.30 Residential Density

Residential types of activities as permitted in R1, R2, R3, D, and RA districts are subject to maximum density limits to support the contemplated activity. Density is to be measured as the total area of land within the property boundaries, including those which are permanently under water or subject to inundation, or which are contained in an easement, proposed roads, or other grant of use. However, density calculations shall not include rights-of-way for existing roads.

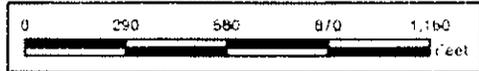
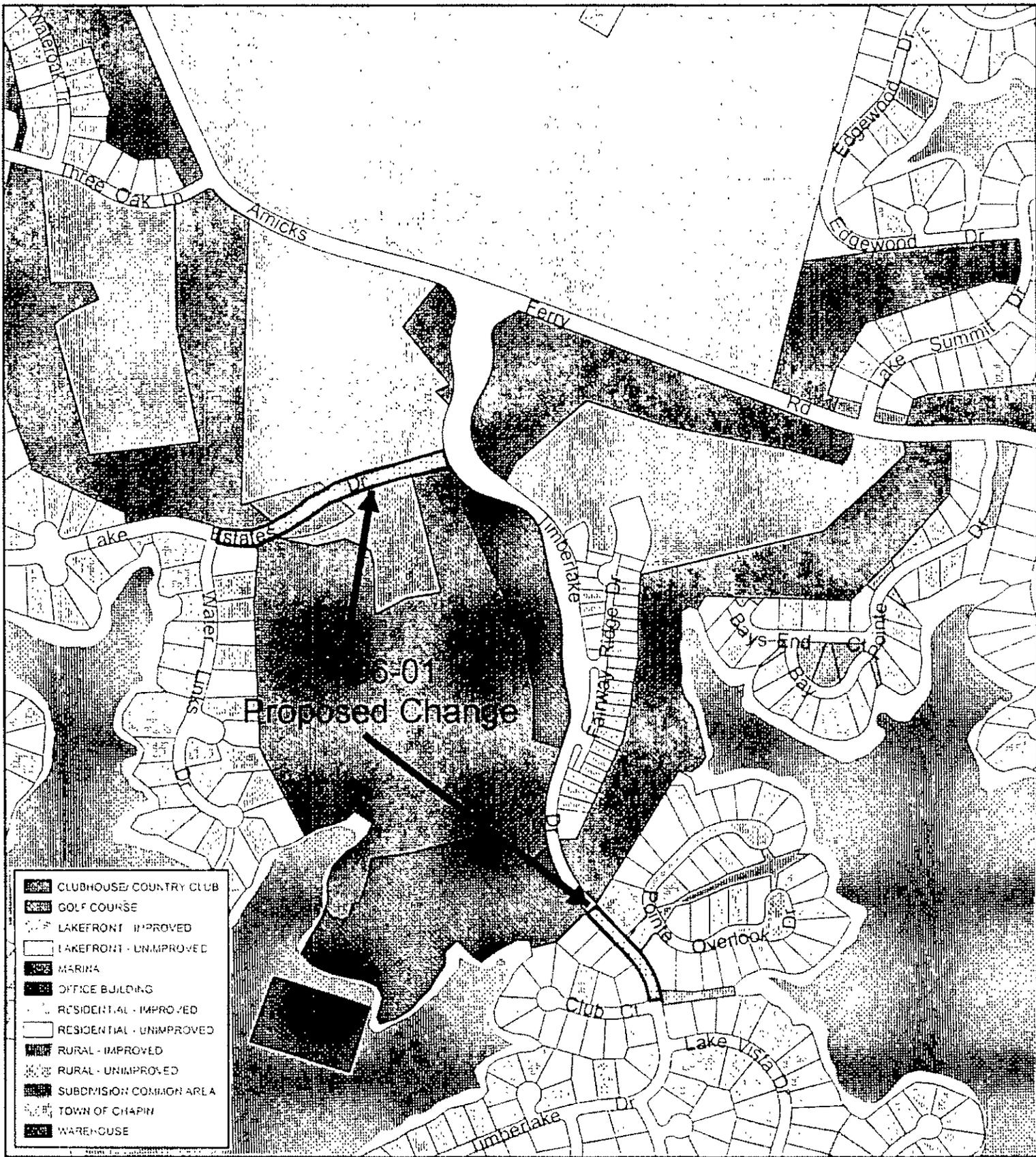
The allowable density of residential development shall be in accord with the following listings for the zoning districts and road classifications, the most restrictive of which shall apply. Minimum lot areas are then established via this table in conjunction with adherence to the buffering restrictions of Article 2, Chapter 3. However, nothing contained herein shall be construed so as to circumvent the specific lot area requirements of DHSC regulations as administered by the Lexington County Health Department for individual wells and septic tanks.

<u>ZONING DISTRICT</u>		<u>DENSITY (dwelling units per gross acre)</u>
R3		20
R2		8
R1, D, RA		4
<u>STREET CLASSIFICATION</u>		<u>DENSITY (dwelling units per gross acre)</u>
A Arterial		Unlimited
C Collector		12
1 Local		8
RL6 Residential Local Six		6
RL5 Residential Local Five		5
RL4 Residential Local Four		4
LL Limited Local		1*



\* Refer to Section 22.00 for a full understanding of the Limited Local restrictions.

A lot in existence prior to the adoption of this Ordinance, which does not comply with the requirements of this section, shall be allowed to support one dwelling unit without regard to density or lot area, provided the activity complies with all other zoning requirements and any applicable health and safety standards.



**Existing Landuse**  
**Map Amendment # M06-01**  
**TMS # 001526-01-001**







COUNTY OF LEXINGTON, SOUTH CAROLINA

Department of Community Development  
County Administration Building (803) 785-8121  
212 South Lake Drive Lexington, South Carolina 29072

ZONING MAP AMENDMENT APPLICATION # M06-02

Address and/or description of property for which the amendment is requested:

407 Bay Pointe Road, Cherokee Shores Cabana Pool Area, TMS=03216-01-047p/o

Zoning classifications: Restrictive Development (RD) Intensive Development (ID)  
(current) (proposed)

Reason for the request (use the back of this application form if necessary):

See Attached Document

Even though this request will be carefully reviewed and considered, the burden of proving the need for the amendment rests with the applicant.

Date 01/11/06

( ) Owner?  
(X) Agent?

Signature [Handwritten Signature]

Name(print) Kevin Berry/Earthsource Eng.

Address 918 Ste G Lansing Drive

Telephone # 843-881-0525

Mount Pleasant, SC 29464

\*\*\*\*\*

- 1. 01/11/06 Application Received
- 2. 01/11/06 Fee Received
- 3. 2/23/06 Newspaper Advertisement

- 4. 2/23/06 Property Posted
- 5. 2/23/06 Notices Sent

03/16/06 Planning Commission Recommendation: 4-1 Denial

\*\*\*\*\*

2/14/06 First Reading 3/14/06 Public Hearing 3/28/06 Second Reading   /  /   Third Reading

Results: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Dear Council and Commission:

This request is based on the need to be allowed to build a pool and cabana for the Cherokee Shores neighborhood that would be in compliance with the County zoning standards for Right-of-Way setbacks, and would also be in keeping with the overall character of the neighborhood. The look and style of the neighborhood is patterned around a visual streetscape of homes on moderately sized lots with reduced setbacks to give a more small community feel, while the ordinance requires that amenity areas within RD zoning maintain a 40' setback from the street Right-of-Way. We feel that rezoning of this property will allow this amenity area to be constructed to visually fit the style of the neighborhood and will in no way harm the public good since it would be an isolated rezoning within an existing community. Thank you for your time and consideration regarding this request and please find attached drawings to represent this request.

Respectfully,  
Kevin M. Berry, P.E.  
Civil Engineer

## ***STAFF SUMMARY ZONING MAP AMENDMENT #M06-02***

**Description of the Amendment:** This map amendment request is for a change in zoning classification of 407 Bay Pointe Road, identified by TMS#03216-01-047p/o, from RD(Restrictive Development) to ID(Intensive Development). This parcel is part of the Cherokee Shores subdivision amenity area with a swimming pool and cabana.

**Character of the Area:** Cherokee Shores subdivision currently is under development. Some of the lots have frontage on Lake Murray. The area is primarily residential with minimal commercial activities. Directly to the east boundary of Cherokee Shores, another subdivision is proposed.

**Zoning History:** This property is in the Central Lexington County Planning area zoned on December 9, 1986. Since this date, two map amendment requests have been made in the immediate area. Zoning Variance application #16-05 was denied by the Board of Zoning Appeals for a reduction in setback from road right of way on the same parcel of land at a public hearing on November 15, 2005.

**Council District:** Three- Councilman George W. "Smokey" Davis

**Attachments:** Chart of Allowed Uses by Zoning District  
Political Boundaries Maps  
Location Maps

However, home occupation day care is not subject to the 25% of total floor area restriction, or the 750 square feet of floor area restriction imposed on other home occupations. Also, home occupation day care may be conducted outside on the premises using yard furnishings customary to the residential setting. Additional traffic generation from one delivery and one pick up of each individual each day shall be considered within the limitations of item "2" above. The Board of Zoning Appeals' deliberations shall include, but not be limited to, the following items:

1. the size of the residence and the outside recreation area;
2. parking and vehicular access to the residence and its ability to accommodate the drop-off and pick-up of the additional individuals;
3. the stated opinions of the surrounding property owners; and
4. if requested, the acceptability of having an employee (caregiver as defined by the South Carolina Department of Social Services) who is not a resident of the dwelling unit.

### 21.30 Permitted Uses by District

The columnar chart which follows describes the activities permitted within each district. This chart is based upon the list of principal activities defined in Section 21.10 of this Ordinance and the districts established in Section 11.40, and is subject to the following:

- a. The listing of a permitted activity within a district may be voided upon the application of the special overlay district regulations pertaining to flooding, drainage, or airports found in Articles 4 and 5 of this Ordinance.
- b. The provisions of Chapters 2, 3, and 4 of this Article shall apply in all districts to all listed activities as applicable. The application of these provisions may prohibit an activity from locating in a particular district.
- c. Within the Limited Restriction (LR) district, all activities except the following are permitted without review for compliance with the specific provisions of this Ordinance:

- Extremely Hazardous Materials as regulated by Article 3
- Mining Operations as regulated by Article 8
- Mobile Home Parks as regulated by Article 7
- Sexually Oriented Businesses as regulated by Article 10

### 21.31 Chart of Permitted Activities by District

Those activities that are marked by an asterisk (\*) are allowed only when granted a special exception by the Board of Zoning Appeals as outlined in Article 12 of this Ordinance.

R1	R2	R3	D	RA	RD	EC	G1	G2	ID	LR	ACTIVITIES
					XX	XX	XX	XX	XX	XX	Administrative Offices
					XX		XX	XX	XX	XX	Advertising Signs
				XX	Airports						
			XX	XX	XX				XX	XX	Animal Operations
		XX		XX	XX		XX	XX	XX	XX	Boat Docks
					XX				XX	XX	Bus and Transit Terminals
					XX			XX	XX	XX	Business Services
	XX	XX	XX	XX	XX			XX	XX	XX	Cemeteries
	XX	Child or Adult Day Care									
XX	Churches										
					XX				XX	XX	Communication Towers
XX	XX	XX	XX	XX	XX			XX	XX	XX	Community Education
					XX			XX	XX	XX	Construction Services



IR1	IR2	IR3	DR	RA	RD	IC	IG	IG2	ID	IR	ACTIVITIES
			XX	XX	XX				XX	XX	Crops
					XX				XX	XX	Detention Centers
XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Essential Services (Limited)
	XX	XX	XX	XX	XX				XX	XX	Essential Services (Extensive)
				XX	XX				XX	XX	Food Services
					XX				XX	XX	General Repair and Maintenance Services
					XX		XX	XX	XX	XX	General Retail (Limited)
					XX				XX	XX	General Retail (Extensive)
XX	XX	XX	XX	XX	XX		XX	XX	XX	XX	Group Assembly (Limited)
				XX	XX				XX	XX	Group Assembly (Intermediate)
					XX				XX	XX	Group Assembly (Extensive)
		XX	XX	XX	XX	XX	XX	XX	XX	XX	Group Housing
					XX		XX	XX	XX	XX	Hospitals
			XX	XX	XX				XX	XX	Kennels and Stables
					XX				XX	XX	Landfills (Limited)
					XX				XX	XX	Landfills (Intermediate)
					XX				XX	XX	Landfills (Extensive)
					XX			XX	XX	XX	Manufacturing (Light Assembly)
					XX				XX	XX	Manufacturing (Limited)
					XX				XX	XX	Manufacturing (Intermediate)
					XX				XX	XX	Manufacturing (Extensive)
					XX			XX	XX	XX	Marinas
					XX	XX	XX	XX	XX	XX	Medical Services
					XX				XX	XX	Military Installations
			XX		XX				XX	XX	Mining (Limited)
					XX				XX	XX	Mining (Intermediate)
					XX				XX	XX	Mining (Extensive)
XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Mini-Parks
					XX				XX	XX	Mini-Warehouses
	XX	XX	XX	XX	XX		XX	XX	XX	XX	Mobile Homes
		XX			XX				XX	XX	Mobile Home Parks (Limited) *
		XX			XX				XX	XX	Mobile Home Parks (Extensive) *
XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Natural Reserves
				XX	XX	XX	XX	XX	XX	XX	Non-Assembly Cultural
	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Nursing Homes
					XX		XX	XX	XX	XX	Personal Convenience Services
			XX	XX	XX	XX	XX	XX	XX	XX	Plant Nurseries
					XX				XX	XX	Power Plants
					XX	XX	XX	XX	XX	XX	Professional Services
					XX				XX	XX	Radioactive Materials Handling
					XX				XX	XX	Railroad
					XX				XX	XX	Recycling Centers
					XX			XX	XX	XX	Research Services
XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Residential Detached
	XX	XX			XX	XX	XX	XX	XX	XX	Residential Attached (2 dwelling units)
		XX			XX				XX	XX	Residential Attached (3 or more dwelling units)
		XX			XX				XX	XX	Retirement Centers/Assisted Living



R1	R2	R3	D	RA	RD	TC	C1	C2	HD	UR	ACTIVITIES
					XX				XX	XX	Salvage/Wrecking Yard
					XX				XX	XX	Scrap Operations
					XX		XX	XX	XX	XX	Business Parks
					XX			XX	XX	XX	Shopping Centers
					XX				XX	XX	Industrial Parks
					XX			XX	XX	XX	Towing and Impoundment Lot
					XX			XX	XX	XX	Trade Enterprises
					XX			XX	XX	XX	Transient Habitation
					XX			XX	XX	XX	Transport and Warehousing (Limited)
					XX				XX	XX	Transport and Warehousing (Extensive)
					XX		XX	XX	XX	XX	Transport Services
					XX			XX	XX	XX	Undertaking
XX	Utilities										
					XX			XX	XX	XX	Vehicle Parking
					XX			XX	XX	XX	Vehicle Repair
					XX			XX	XX	XX	Vehicle Sales
					XX		XX	XX	XX	XX	Vehicle Servicing (Limited)
					XX			XX	XX	XX	Vehicle Servicing (Extensive)
				XX	XX			XX	XX	XX	Veterinarian
				XX	XX			XX	XX	XX	Zoos

\* The permitting of this activity in these districts is allowed only if the Group Assembly (Limited) activity is a membership facility owned, operated, and used by the property owners in the surrounding residential area for which the facility is being established.

### 23.20 Setbacks

Setbacks delineate certain open spaces on lots. These spaces are linear distances measured from property lines inward. Buildings or other principal structures comprising the activity of the lot may not encroach this space. A setback may accept an accessory activity such as parking, unless superseded by a buffer. However, accessory buildings to residential activities must maintain a minimum three-foot setback from adjoining property lines. The chart in Section 23.50 lists two types of setbacks based on the type of activity and location. They are measured either from a road right-of-way or an adjoining property line. Setbacks abutting existing roads shall be measured from the proposed right-of-way as shown in the Right-of-Way Plan if that width is greater than the existing right-of-way. However, for Residential Detached or Mobile Home activities being established on an existing dead-end road, which has limited potential for future widening, the existing road right-of-way shall be used.

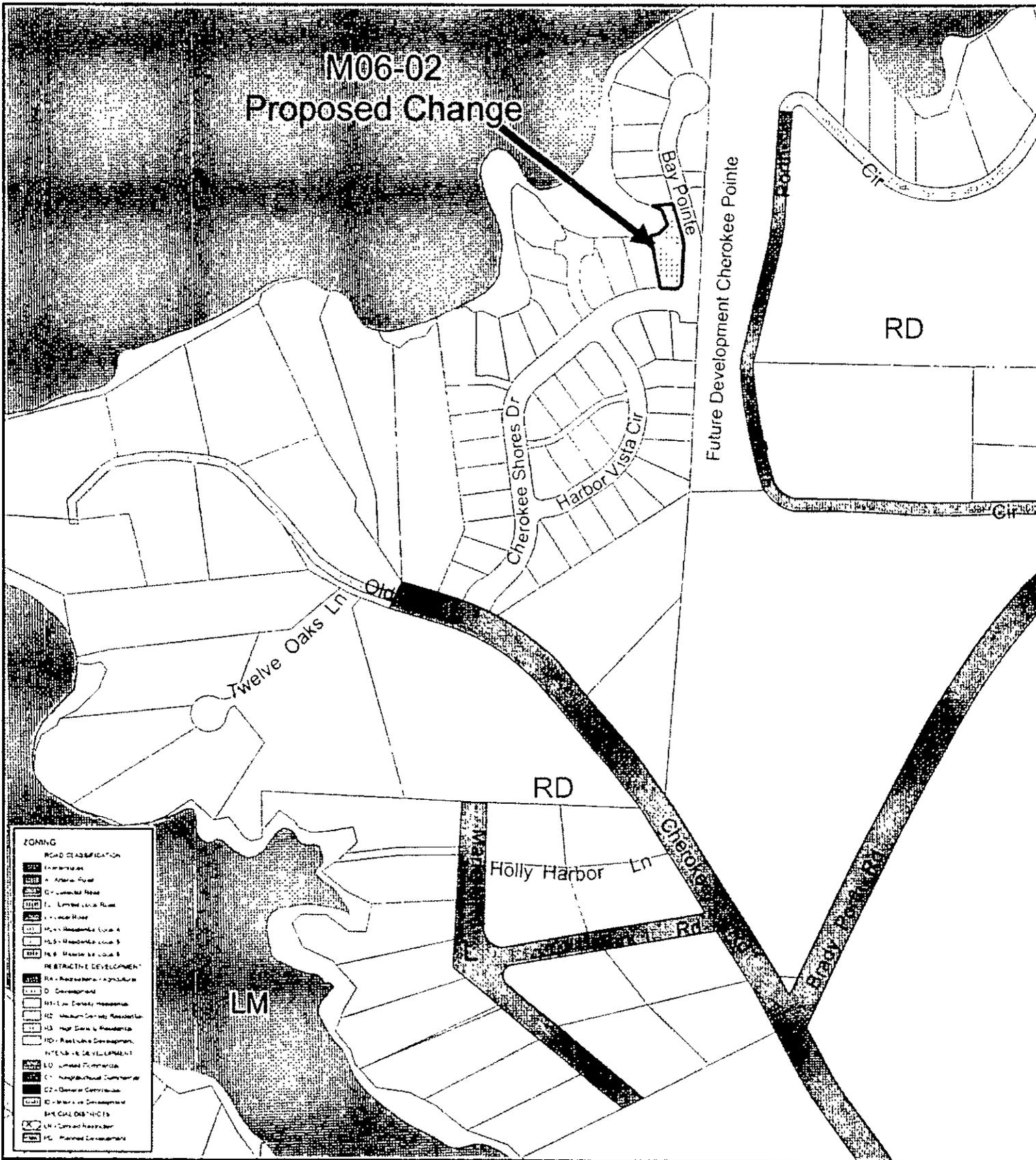


ACTIVITIES

ACTIVITIES		HEIGHT (ft)	BUFFER	SETBACKS From		SCREENING	
				Adjoining Property	Road R.O.W.	Total	Partial
Cemeteries	R	1	10	10	30	20	30
	I	3	10	10	20		
Child or Adult Day Care	R	14	30	50	30	50	75
	I	3					
Churches	R	14	30	50	30		
	I	3					
Communication Towers	R	1	30	50	30	30*	100*
	I	4					
* screening requirements apply to the first 20 feet of the tower above the ground.							
Community Education	R	14	30	75	30	75	100
	I	2					
Construction Services	R	14	70	100	50	150	225
	I	3					
Crops	R	1		30	30		
	I	3					
Setbacks apply to buildings only							
Detention Centers	R	14	300	400	100	1750	1500
	I	1	50	100	50	500	750
Total road frontage screening is required in any restrictive development district							
Essential Services (Limited)	R	14	30	50	30	50	75
	I	2					
Total road frontage screening is required for a utility substation in any restrictive district							
Essential Services (Extensive)	R	14	50	75	30	50	75
	I	2					
Food Services	R	12	30	75	40	75	100
	I	2					
General Repair and Maintenance Services	R	14	30	75	30	75	100
	I	3					
General Retail (Limited)	R	14	30	75	40	75	100
	I	2					
General Retail (Extensive)	R	14	30	100	50	150	225
	I	2					
Group Assembly (Limited)	R	14	30	75	40	75	100
	I	2					
Group Assembly (Intermediate)	R	14	30	100	50	100	150
	I	3					
Group Assembly (Extensive)	R	14	100	250	100	150	300
	I	3					
Group Housing	R	1	20	20*	20		
	I	3					
* setback must maintain a minimum 30' line of sight.							
Hospitals	R	14	30	100	50	150	225
	I	3					



M06-02  
Proposed Change



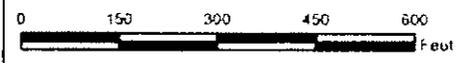
**ZONING**

**ROAD CLASSIFICATION**

- Interceptor
- Arterial Road
- Collector Road
- Limited Access Road
- Local Road
- Major Roadway (Local A)
- Major Roadway (Local B)
- Major Roadway (Local C)

**RESTRICTIVE DEVELOPMENT**

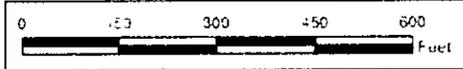
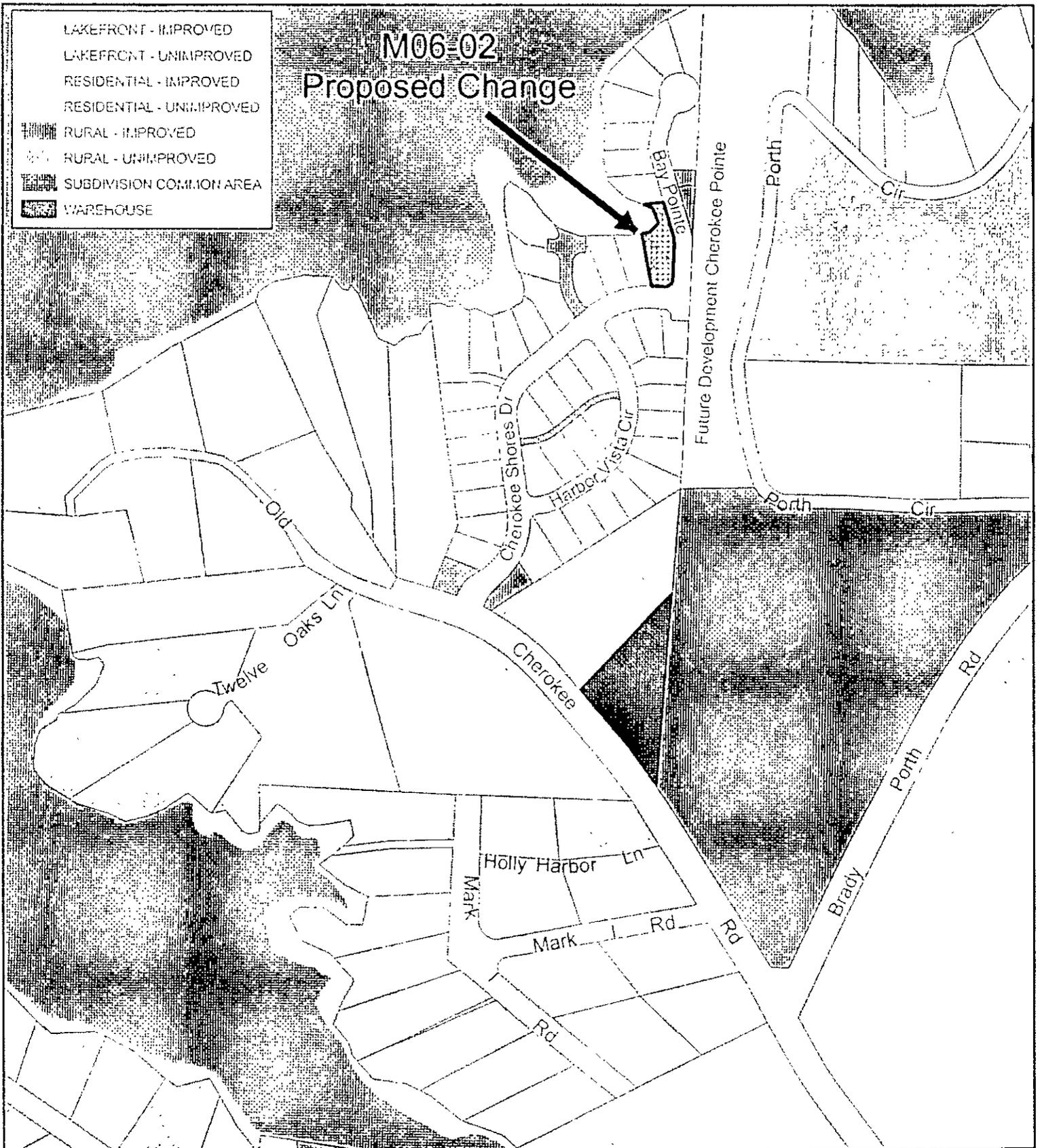
- Residential - Agriculture
- Development
- R1 - Single Family Residential
- R2 - Medium Density Residential
- R3 - High Density Residential
- R4 - Residential Development
- R5 - Medium Density Residential
- R6 - Single Family Residential
- R7 - Single Family Residential
- R8 - Single Family Residential
- R9 - Single Family Residential
- R10 - Single Family Residential
- R11 - Single Family Residential
- R12 - Single Family Residential
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- R92 - Single Family Residential
- R93 - Single Family Residential
- R94 - Single Family Residential
- R95 - Single Family Residential
- R96 - Single Family Residential
- R97 - Single Family Residential
- R98 - Single Family Residential
- R99 - Single Family Residential
- R100 - Single Family Residential



**Existing Zoning**  
**Map Amendment # M06-02**  
**TMS # 003216-01-047 p/o**

M06-02  
Proposed Change

- LAKEFRONT - IMPROVED
- LAKEFRONT - UNIMPROVED
- RESIDENTIAL - IMPROVED
- RESIDENTIAL - UNIMPROVED
- RURAL - IMPROVED
- RURAL - UNIMPROVED
- SUBDIVISION COMMON AREA
- WAREHOUSE



**Existing Landuse**  
**Map Amendment # M06-02**  
**TMS # 003216-01-047 p/o**





COUNTY OF LEXINGTON, SOUTH CAROLINA

Department of Community Development
County Administration Building (803) 785-8121
212 South Lake Drive Lexington, South Carolina 29072

Zoning Variance Application # 16 -05

Address and/or description of the property for which the variance is requested:

407 Bay Pointe Rd., Lexington

Category: Group Assembly (Limited) TMS#: 003216-01-047 P/O

Business Name: Cherokee Shores Cabana and Pool Area

Explanation of the variance request Applicant seeks a reduction in the setback from the road right-of-way from 40 feet to 9 feet.

Reason for the request: To keep the plans consistent with other submittals approved by other departments with Lexington County.

Even though this request will be carefully reviewed and considered, the burden of proving the need for the variance rests with the applicant.

Date: 10/5/05

Signature: [Handwritten Signature]

Telephone: 803-551-0006

Name(print): The InSite Group c/o Scott Bolo

111 Executive Center Dr., Suite 202

Owner (X)

Columbia, SC 29210

Agent (X)

- 1. 10/5/05 Application
2. 10/5/05 Fee Received
3. 10/27/05 Newspaper Advertisement
4. 10/27/05 Property Posted
5. 10/27/05 Notices Sent
6. 11/15/05 Public Hearing

Results: 5-1 Denied



COUNTY OF LEXINGTON, SOUTH CAROLINA

Department of Community Development  
County Administration Building (803) 785-3121  
212 South Lake Drive Lexington, South Carolina 29072

November 16, 2005

The InSite Group  
Scott Bolo  
111 Executive Center Dr.  
Ste 202  
Columbia SC 29210

RE: Variance #16-05  
TMS# 03216-01-047p/o

Dear Mr Bolo:

The Lexington County Board of Zoning Appeals conducted a public hearing at their regular meeting on November 15, 2005, during which Variance Request #16-05 was considered. May this letter serve as official notification to you that the Board voted to deny your request for a reduction in setback from road right of way for a Group Assembly(Limited) activity located at 407 Bay Pointe Road.

In the event you wish to appeal the Board's decision, the Lexington County Zoning Ordinance addresses the appeal of a board decision. It states:

"Any person with a substantial interest in a decision of the Board, or any County officer, agency, or department may appeal any decision of the Board to the circuit court in and for the County. Such appeal shall be filed within thirty days after the decision of the Board is mailed" (Article 12, Chapter 2, Section 122.90). Should you wish to appeal this decision it must be done so in the manner described.

Please let us know if you intend to appeal the Zoning Board's decision

Sincerely,

Walt McPherson  
Zoning Administrator

cc: Variance Request #16-05



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COUNTY OF LEXINGTON  
FINANCE DEPARTMENT

**interoffice**

MEMORANDUM

---

**to:** County Council

**from:** Kristi Hornsby, Manager of Grants Administration

**subject:** Direct Grant from US Department of Justice, Office of Justice Programs

**date:** March 20, 2006

The Sheriff's Department is asking your approval to apply for two direct grants from the US Department of Justice, Office of Justice Programs:

The **Bulletproof Vest Partnership Program** is a 50/50 grant to purchase 76 armored vests for officers in the amount of \$41,200. The 50% match of \$20,600 is appropriated in the budget request submitted for FY 2006-2007. The application period closes April 18, 2006 at 8:00pm.

The **State Criminal Alien Assistance Program** is a 100% reimbursement grant to provide assistance funds for the housing of alien prisoners for at least four consecutive days in the Lexington County Detention Center. No match is required and the application period closes April 11, 2006 at 8:00pm.



## **Bulletproof Vest Partnership PROGRAM FACT SHEET**

### **History**

The Bulletproof Vest Partnership (BVP), created by the Bulletproof Vest Partnership Grant Act of 1998 (Public Law 105-181) and reauthorized by the BVP Act of 2000 (Public Law 106-517), is a unique U.S. Department of Justice initiative designed to provide a critical resource to state and local law enforcement.

Since 1999, over 11,500 jurisdictions have participated in the BVP Program, with \$118 million in federal funds committed to support the purchase of an estimated 450,000 vests. The Office of Justice Programs' Bureau of Justice Assistance (BJA) administers the BVP Program.

### **Eligibility**

Eligible jurisdictions include general purpose units of local government such as cities, counties, parishes, and municipalities, federally recognized Indian Tribes, the 50 states, the District of Columbia; American Samoa; Guam; the Northern Mariana Islands, Puerto Rico, and the U.S. Virgin Islands.

Eligible law enforcement officers for BVP Program purposes include police officers; sheriff deputies, correctional officers; parole and probation agents; prosecutors; and judicial officials.

### **Funding**

BVP funds up to 50 percent of the cost of each vest purchased or replaced by law enforcement applicants. Only vest models that comply with the requirements of the Office of Justice Programs' National Institute of Justice (NIJ) may be purchased with BVP Program funds.

The BVP Act of 1998 requires that at least half of all appropriated funds support applications from jurisdictions with populations under 100,000 people. When the BVP Program was reauthorized for an additional three years (FY 2002 – 2004), a new allocation principle required funding the full 50 percent of requested vest needs for applications from jurisdictions under 100,000, with any remaining funds available for applications from jurisdictions over 100,000 people.

### **Vest Selection**

In November 2003, Attorney General John Ashcroft announced a Body Armor Safety Initiative in response to the failure of a bullet-resistant vest worn by a police officer in Pennsylvania. NIJ was directed to initiate an examination of Zylon<sup>®</sup>-based bullet-resistant vests (both new and used) and to review the existing program by which bullet-resistant vests are tested to determine if the program needs modification.

Having completed its latest phase of ballistic and mechanical properties testing, NIJ has determined that used Zylon<sup>®</sup>-containing vests may not provide the intended level of ballistic resistance. In response to this determination, NIJ has issued a body armor standard advisory notice concerning Zylon<sup>®</sup>, and has issued new interim requirements for its body armor compliance testing program that will become effective on September 26, 2005. Until the effective date of the interim requirements, jurisdictions that participate in the

BVP program will be ineligible to receive payment for new orders placed for any body armor vest that contains Zylon<sup>®</sup>

A list of vest models that comply with the NIJ interim requirements will be maintained at:  
<http://www.justnet.org>

### **Additional Funds for FY 2005**

Pursuant to the FY 2005 Department of Justice Appropriations Act, \$23.6 million was made available for the purchase of vests through the annual BVP Program application process. Further to the Body Armor Safety Initiative, to better meet the vest replacement needs of America's law enforcement agencies this year, Attorney General Alberto Gonzales will make an additional \$10 million available immediately. This additional funding will be available through a special BVP solicitation that will open on August 24, 2005 and close on September 22, 2005.

### **How to Apply**

The entire BVP application and payment process occurs online at <https://vests.ojp.gov>.

### **Related Links**

[FY 2005 BVP Payments](#)

### **Contact**

Linda Hammond-Deckard, Program Manager  
Bureau of Justice Assistance  
Office of Justice Programs  
U.S. Department of Justice  
810 Seventh Street NW  
Washington, DC 20531  
1-877-758-3787  
[Linda.Hammond-Deckard@usdoj.gov](mailto:Linda.Hammond-Deckard@usdoj.gov)



# BJA

## Bureau of Justice Assistance

Office of Justice Programs ■ U.S. Department of Justice

**Solutions for Safer Communities**

Assistant A

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## State Criminal Alien Assistance Program (SCAAP)

### FY 2006 SCAAP Funds

The application period for FY 2006 SCAAP funds is now open. All applications must be submitted via the Office of Justice Programs Grants Management System (GMS). All applicants are encouraged to thoroughly review the FY 2006 SCAAP Guidelines.

All FY 2006 applicants must register in GMS on or before April 4, 2006. **The deadline for submitting all applications is 8:00 p.m. (eastern time) Tuesday, April 11, 2006.**

**Overview:** BJA administers SCAAP, in conjunction with the Bureau of Immigration and Customs Enforcement (ICE), Department of Homeland Security. SCAAP provides federal payments to states and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law, and incarcerated for at least 4 consecutive days during the reporting period.

**Reporting Period:** The reporting period for the FY 2006 application is July 1, 2004 and June 30, 2005. Any eligible inmate who served four or more days during this period may be reported to BJA.

### **Eligible Inmates - Applicant Responsibilities**

Unless otherwise prohibited, applicants may submit records of inmates in their custody during the reporting period who: were born outside the United States or one of its territories and had no reported or documented claim to U.S. citizenship; were in the applicant's custody for four or more consecutive days during the reporting period, were convicted of a felony or second misdemeanor for violations of state or local law; were identified and reported using due diligence.

### **Due Diligence**

In preparing the inmate data files of persons meeting the eligibility criteria for SCAAP, jurisdictions shall use due diligence to determine the accuracy of the inmate records and related claims submitted to BJA, and they shall not submit an inmate record if the jurisdiction knows or has reason to know that the information is false or that the inmate does not qualify.

Jurisdictions shall not submit inmate records for an otherwise qualifying inmate where the jurisdiction's records indicated the inmate: (1) was born in the United States or one of its territories, (2) had a claim to U.S. citizenship, (3) was a U.S. citizen, or (4) did not qualify as an undocumented criminal alien in accordance with the SCAAP statute.

### **Qualifying Criminal Charges and Convictions**

To be eligible for reporting, inmates must have been convicted of a felony or second misdemeanor for violations of state or local law, and housed in the applicant's state or

local correctional facility for 4 or more consecutive days during the reporting period. Once a person meets these criteria, all pre-trial and post-conviction time served from July 1, 2004 through June 30, 2005 may be reported to BJA.

**Qualifying Salary Data**

Salary information reported in the SCAAP application must reflect the total salaries and wages paid to full-and part-time correctional officers and others who meet the SCAAP definition (see the FY 2006 SCAAP Guidelines). The reported sum should total the jurisdiction's actual salary expenditures for the applicable reporting period (July 1, 2004 to June 30, 2005). The reported salary should not be a projection, estimate, or average. Correctional Officer salary costs may include premium pay for specialized services (e.g., bilingual officers), shift differential pay, and fixed-pay increases for time in service. Salary costs may also include overtime required by negotiated contract, statute, or regulation (e.g., union agreements, contractual obligations, minimum staffing requirements, etc.)

**Legislation:** SCAAP is governed by Section 241(i) of the Immigration and Nationality Act, 8 U.S.C. § 1231(i), as amended, and Title II, Subtitle C, Section 20301, Violent Crime Control and Law Enforcement Act of 1994, Public Law 103-322.

**Funding:** Approximately \$376 million in FY 2006 SCAAP funds will be distributed to eligible applicants. SCAAP payments will be calculated using a formula that provides a relative share of funding to jurisdictions that apply and is based on the number of eligible criminal aliens, as determined by ICE.

**Eligibility:** States and units of general government that have authority over correctional facilities that incarcerate or detain undocumented criminal aliens for at least 4 consecutive days are eligible to apply for SCAAP funds. The phrase "states and units of general government" encompasses the 50 states, the District of Columbia, American Samoa, Guam, the Northern Mariana Islands, Puerto Rico, the U.S. Virgin Islands, and the more than 3,000 counties and cities with jail facilities. All applications must be filed in the name of the state or unit of government.

Only government officials from applying jurisdictions may establish OJP GMS user accounts, and only the Chief Executive Officer or appropriate designee may complete the application certifications and submit the SCAAP application via GMS.

**How/When to Apply:** FY 2006 applications are being accepted in the OJP Grants Management System (GMS) through April 11, 2006.

**2006 SCAAP Data:**

FY 2006 ICE Country Codes (PDF)

FY 2006 Inmate Data File Format (PDF)

**Related Information:**

FY 2005 SCAAP Award Information

SCAAP Archive Information

**Contact Information:**

**Written Inquiries:**

Linda Hammond-Deckard  
SCAAP Program Manager  
Bureau of Justice Assistance  
810 Seventh Street, NW.  
Washington, D.C. 20531

**Direct Toll Free Phone Support:**

Technical assistance is available Monday through Friday from 7:00 a.m. to 9:00 p.m. eastern time, via the GMS Helpdesk at 1-888-549-9901, option 3.

**E-Mail Inquiries:**

Program and Policy Issues, SCAAP Inquiries- [scaap@usdoj.gov](mailto:scaap@usdoj.gov)

Technical Issues: GMS Helpdesk- [gmst.eip@ojp.usdoj.gov](mailto:gmst.eip@ojp.usdoj.gov)

Banking Issues: OC Customer Service Center- [AskOC@ojp.usdoj.gov](mailto:AskOC@ojp.usdoj.gov)

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Programs  
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COUNTY OF LEXINGTON  
FINANCE DEPARTMENT

**interoffice**

MEMORANDUM

---

**to:** County Council

**from:** Kristi Hornsby, Manager of Grants Administration

**subject:** Justice Assistance Grant (JAG)

**date:** March 20, 2006

The Sheriff's Department is asking your approval to apply for the Edward Byrne Memorial Justice Assistance Grant (JAG). Lexington County is eligible to receive \$42,481. These funds can be used for technical assistance, training, equipment, supplies, contractual support, and information systems for criminal justice.

This is a 100% grant, with no personnel funded, and the deadline to apply is April 19, 2006.

STATE OF SOUTH CAROLINA  
 FY 2006 Byrne Justice Assistance Grant (JAG) Allocations

State	Certified Disparate	Jurisdiction Name	Individual Allocation	Joint Application Award Amount
South Carolina	ABBEVILLE	ABBEVILLE CITY	(\$10,608)	\$10,608
South Carolina		ABBEVILLE COUNTY		
South Carolina		AIKEN COUNTY	\$24,871	
South Carolina		ANDERSON CITY	\$13,791	
South Carolina		ANDERSON COUNTY	\$56,673	
South Carolina		BEAUFORT COUNTY	\$45,168	
South Carolina		BERKELEY COUNTY	\$47,125	
South Carolina		CHARLESTON CITY	\$50,873	
South Carolina		CHARLESTON COUNTY	\$65,702	
South Carolina		NORTH CHARLESTON CITY	\$72,185	
South Carolina		CHEROKEE COUNTY	\$14,710	
South Carolina		CHESTER CITY	\$10,137	
South Carolina		CHESTER COUNTY	\$12,046	
South Carolina		CHESTERFIELD COUNTY	\$11,193	
South Carolina		COLLETON COUNTY	\$22,938	
South Carolina		DARLINGTON COUNTY	\$23,660	
South Carolina		HARTSVILLE CITY	\$11,434	
South Carolina		DILLON COUNTY	\$10,962	
South Carolina		DORCHESTER COUNTY	\$21,830	
South Carolina		FAIRFIELD COUNTY	\$15,441	
South Carolina		FLORENCE CITY	\$32,085	
South Carolina		FLORENCE COUNTY	\$38,750	
South Carolina		GEORGETOWN COUNTY	\$16,620	
South Carolina		GREENVILLE CITY	\$44,900	
South Carolina		GREENVILLE COUNTY	\$125,434	
South Carolina	GREENWOOD	GREENWOOD CITY	(\$28,784)	\$48,347
South Carolina		GREENWOOD COUNTY	(\$17,562)	
South Carolina		CONWAY CITY	\$11,689	
South Carolina		HORRY COUNTY	\$77,724	
South Carolina		MYRTLE BEACH CITY	\$31,849	
South Carolina		KERSHAW COUNTY	\$13,650	
South Carolina		LANCASTER CITY	\$16,567	
South Carolina		LANCASTER COUNTY	\$15,394	
South Carolina		LAURENS CITY	\$11,363	
South Carolina		LAURENS COUNTY	\$24,777	
South Carolina		LEXINGTON COUNTY	\$42,481	
South Carolina		WEST COLUMBIA CITY	\$21,665	
South Carolina		MARLBORO COUNTY	\$11,056	
South Carolina		OCONEE COUNTY	\$14,451	
South Carolina		ORANGEBURG CITY	\$10,679	
South Carolina		ORANGEBURG COUNTY	\$54,409	
South Carolina		PICKENS COUNTY	\$11,551	
South Carolina		COLUMBIA CITY	\$83,877	
South Carolina		RICHLAND COUNTY	\$124,213	
South Carolina		SPARTANBURG CITY	\$53,134	
South Carolina		SPARTANBURG COUNTY	\$67,800	
South Carolina		SUMTER CITY	\$41,396	
South Carolina		SUMTER COUNTY	\$36,729	
South Carolina		WILLIAMSBURG COUNTY	\$13,202	
South Carolina		ROCK HILL CITY	\$35,409	
South Carolina		YORK COUNTY	\$48,724	
South Carolina		South Carolina Department of Public Safety - Office of Justice Programs	\$3,610,292	

Total

\$5,345,620

**COUNTY OF LEXINGTON**  
**JUSTICE ASSISTANCE GRANT**  
**Annual Budget**  
**FY 2006-07 Estimated Revenue**

Object Code	Revenue Account Title	Actual 2004-05	6 Months Received Thru Dec 2005-06	Amended Budget Thru Dec 2005-06	Projected Revenues Thru Jun 2005-06	Requested Revenues 2006-07	Total Recommend 2006-07
<b>*Justice Assistance Grant - 2492</b>							
<b>Revenues:</b>							
45700	Federal Grant Income	0	0	72,611	72,611	42,481	
		<u>0</u>	<u>0</u>	<u>72,611</u>	<u>72,611</u>	<u>42,481</u>	<u>0</u>
	<b>***Total Appropriations</b>				72,611	42,481	0
	FUND BALANCE						
	Beginning of Year				<u>0</u>	<u>0</u>	<u>0</u>
	FUND BALANCE - Projected						
	End of Year				<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>

COUNTY OF LEXINGTON  
 JUSTICE ASSISTANCE GRANT  
 Annual Budget  
 Fiscal Year - 2006-07

Fund 2492  
 Division: Judicial  
 Organization: 142000 - Magistrate Court Services

Object Expenditure Code - Classification	<i>BUDGET</i>					
	2004-05 Expenditure	2005-06 Expenditure (Dec)	2005-06 Amended (Dec)	2006-07 Requested	2006-07 Recommend	2006-07 Approved
<b>Personnel</b>						
* Total Personnel	0	0	0	0	0	0
<b>Operating Expenses</b>						
* Total Operating	0	0	0	0	0	0
** Total Personnel & Operating	0	0	0	0	0	0
<b>Capital</b>						
540000 Small Tools and Minor Equipment	0	0	1,914	5,098		
540010 Minor Software	0	0	2,000	0		
All Other Equipment	0	0	4,800			
** Total Capital	0	0	8,714	5,098	0	0
<b>*** Total Budget Appropriation</b>	<b>0</b>	<b>0</b>	<b>8,714</b>	<b>5,098</b>	<b>0</b>	<b>0</b>

**COUNTY OF LEXINGTON**  
**JUSTICE ASSISTANCE GRANT**  
 Annual Budget  
 Fiscal Year - 2006-07

Fund 2492  
 Division: Law Enforcement  
 Organization: 151200 - Operations

Object Expenditure Code Classification	2004-05	2005-06	2005-06	2006-07	<i>BUDGET</i>	
	Expenditure	Expenditure	Amended	Requested	2006-07	2006-07
		(Dec)	(Dec)		Recommend	Approved
<b>Personnel</b>						
* Total Personnel	0	0	0	0	0	0
<b>Operating Expenses</b>						
520700 Technical Services	0	0	31,200	0		
* Total Operating	0	0	31,200	0	0	0
** Total Personnel & Operating	0	0	31,200	0	0	0
<b>Capital</b>						
All Other Equipment			24,710			
Anti-Virus Software Upgrade				8,000		
(1) Server - Replacement				6,000		
(1) Laser Training Simulator - Replacement				18,710		
** Total Capital	0	0	24,710	32,710	0	0
<b>*** Total Budget Appropriation</b>	<b>0</b>	<b>0</b>	<b>55,910</b>	<b>32,710</b>	<b>0</b>	<b>0</b>

COUNTY OF LEXINGTON  
 JUSTICE ASSISTANCE GRANT  
 Annual Budget  
 Fiscal Year - 2006-07

Fund 2492  
 Division: Non-departmental  
 Organization: 999900 Non-departmental

Object Expenditure Code Classification	<i>BUDGET</i>					
	2004-05 Expenditure	2005-06 Expenditure (Dec)	2005-06 Amended (Dec)	2006-07 Requested	2006-07 Recommend	2006-07 Approved
<b>Personnel</b>						
* Total Personnel	0	0	0	0	0	0
<b>Operating Expenses</b>						
520306 Counseling Services	0	0	7,987	4,673		
* Total Operating	0	0	7,987	4,673	0	0
** Total Personnel & Operating	0	0	7,987	4,673	0	0
<b>Capital</b>						
** Total Capital	0	0	0	0	0	0
<b>*** Total Budget Appropriation</b>	<b>0</b>	<b>0</b>	<b>7,987</b>	<b>4,673</b>	<b>0</b>	<b>0</b>



SECTION V. C. - CAPITAL LINE ITEM NARRATIVES

5A6 - ANTI-VIRUS SOFTWARE UPGRADE \$8,000

Our current antivirus software is outdated and does not include anti-spyware application. The requested upgrade would bring us to the same version as County Information Services Department. The estimated cost for this upgrade including tax is \$8,000.

5A6 - (1) REPLACEMENT SERVER \$6,000

The existing server is 7 years old and the warranty has expired. The records management and field reporting systems data reside on this server. Without this server, the uploading and retrieval of incident report and warrant data would not be possible. If the server were to crash prior to a replacement, the daily operations of the Sheriff's office would be severely hampered. The estimated replacement cost including tax is \$6,000.

5A6 - (1) REPLACEMENT LASER TRAINING SIMULATOR \$18,710

The existing simulator is on loan to us from the Internal Revenue Service (IRS). The IRS may decide at any time to move the system to a different location, as they have already re-located several other target systems that were on loan to us. The requested simulator has an increased number of scenarios and evaluates the officer's decisions related to use of force. The increased number of scenarios and the evaluation tool prove this equipment to be invaluable as it increases the quality of the officer's response, safety, and awareness.

**JUSTICE ASSISTANCE GRANT  
NON-DEPARTMENTAL (999900)  
FY 2006-07**

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**OPERATING LINE ITEM NARRATIVE**

**520306** **COUNSELING SERVICES** **\$4,673**

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These funds will be used to provide community counseling support group services for Lexington County battered women and their children. It will also help provide crime victim services and break the intergenerational cycle of domestic violence.

COUNTY OF LEXINGTON  
FINANCE DEPARTMENT

**interoffice**

MEMORANDUM

---

**to:** County Council

**from:** Kristi Hornsby, Manager of Grants Administration

**subject:** Homeland Security Preparedness Technical Assistance Cooperative Agreement

**date:** March 20, 2006

The Sheriff's Department is asking your approval to apply for a Homeland Security Preparedness Assistance Cooperative Agreement. This agreement will support the purchase of a communication system that will allow the different public safety functions to exchange information more effectively.

The funds will be used to purchase 112 Automated Vehicle Locator (AVL) units and accessories for the Sheriff's Department and 72 AVL units and accessories for Fire Service.

This cooperative agreement is 100% funded. There are no personnel funded with this grant. The deadline to apply is April 9, 2006 at 3:00pm; therefore the Sheriff's Department is requesting your immediate response.

TO: KRISTI HORNSBY  
Manager, Grants Administration

FROM: NANDALYN HEATLEY  
Grants Coordinator

RE: HOMELAND SECURITY PREPAREDNESS TECHNICAL  
ASSISTANCE COOPERATIVE AGREEMENT

DATE: March 20, 2006

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The Lexington County Sheriff's Department is requesting permission to apply for a Homeland Security Preparedness Technical Assistance Cooperative Agreement for the purpose of obtaining an interoperable data communications system that will allow the different disciplines of Law Enforcement, Fire Service, and EMS to better coordinate response by sharing intelligence data, location of vehicle units, and dispatching communication between the disciplines. The system will allow all disciplines the visibility of all vehicles involved by access to computerized dispatching, access to mapping, and access to Weapons of Mass Destruction (WMD) chemical information. The geospatial technologies will incorporate the data to prevent, protect against, respond to, and recover from terrorist activity and incidents of national significance as well as the daily operations for all types of calls and services within the County of Lexington. During response and recovery, the information received from the combination of data viewed from the Automated Vehicle Locators (AVL) and the Mobile Data Terminals (MDT) will be used to provide a common operating picture, coordinate and track emergency situations, enhance 911 capabilities, understand incident/event impacts, accurately estimate damage, locate safety zones and facilitate recovery.

The Cooperative Agreement award is for a 24 month period of performance beginning October 1, 2006. There is a no match requirement for this agreement. We are requesting a total of \$2,606,071 for equipment, supplies, and maintenance for the two year period. There will be no personnel or training cost involved. We are requesting 112 AVL units and accessories for Law Enforcement and 72 AVL units for Fire Service for a total of 184 units.

The application deadline is April 9, 2006, 3:00 p m

## Homeland Security Cooperative Agreement

Chief Kirchner saw the benefits of the Automated Vehicle Locator system in January during discussion of the system that is being purchased for EMS.

Chief Kirchner asked Nandalyn Heaitley to research the possibility of a grant funding source to purchase enough equipment to bring the Sheriff's Department on board with the AVL system.

Nandalyn Heaitley located a Homeland Security Preparedness Technical Assistance Program application that could possibly be a funding source on January 24, 2006.

This program application was reviewed and deemed applicable, based on available criteria. The background information and research for the application started around February 1<sup>st</sup>.

The deadline for submitting the application packet to the Department of Homeland Security is April 9<sup>th</sup>.

In order to comply with the requirement of presenting items to the Justice Committee during one meeting and presenting to the Committee of the Whole at the next meeting; and still meet the April 9<sup>th</sup> application deadline, would necessitate the review of the items by committee during the March 14<sup>th</sup> meeting. The deadline for placing items on the agenda for this meeting was March 6<sup>th</sup>, giving us only a month to research, plan, and prepare for a 2.6 million dollar project that involves the Lexington County Fire Service and the Lexington County Sheriff's Department.

During the first two weeks of this project, our finance and grants personnel were consumed with the preparation of next fiscal year's budget, leaving only two weeks, in reality, to complete the work for the Homeland Security Cooperative Agreement.

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**SECTION V. C. –CAPITAL LINE ITEM NARRATIVES**

**520702 – SOFTWARE MAINTENANCE \$96,787**

Maintenance is required for a two year period to insure that the system operates on a 24/7 basis. Updates will also be included in this fee.

**540010 – MINOR SOFTWARE \$1789**

Software is necessary for the operation of the Automated Vehicle Locators (AVL) and the laptops. This software will be used for deployment monitor mapping components. Anti-virus license must also be purchased to provide virus protection on the laptop computers.

**(72) RADIO IP CLIENT \$22,896**

This is software that will be necessary to allow the Automated Vehicle Locator and the Palmetto Mobile Data Client to communicate with the Palmetto 800 MHz Radio system.

**(1) SQL SERVER \$5,830**

This server will be used to store statistical data derived from the Automated Vehicle Locators.

**(2) WORKSTATIONS \$3261**

The workstations are necessary hardware required to run the deployment and demand monitors for the AVL's.

**(72) MARVILIS CLIENTS WITH MAP OBJECTS \$ 98,606**

This is software that will display mapping to the AVL clients.

**(72) DEPLOYMENT MONITOR/DEMAND MONITOR \$89,295**

This software is necessary to display vehicle activity and to help with future planning for resource allocation.

**(2) NET ENGINE FOR DEPLOYMENT MONITOR \$1631**

This is necessary software for the deployment monitor to interface to the user.

**(2)ANALYST SEAT LICENSEFOR DEMAND MONITOR \$8440**

This software is designed to allow communication and data conversion between the AVL and Mapping software systems.

**(1) SQL SERVER SOFTWARE \$3589**

This is database server software necessary for storing AVL system data.

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**(1) CONFIGURATION AND INSTALLATION** **\$56,261**

This is server and software installation configuration is required for the operation of the AVL systems

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**(72) VRM850 WITH CABLE, ANTENNA** **\$ 207,057**

This is hardware necessary for communication between the vehicles and Central Dispatch.

---

**(72)GPS RECEIVER AND CABLE** **\$44,266**

The GPS is the necessary component for showing vehicle positioning used in conjunction with the deployment monitor

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**(72) COUPLER BOX FOR VRM AND GPS** **\$11,067**

This is hardware necessary for the VRM and GPS to communicate with the laptops.

---

**(72) PMDC SOFTWARE** **\$58,767**

This is software required for the Palmetto Mobile Data Client to interface from the vehicle to the SLED NCIC system.

---

**(72) INSTALLATION** **\$22,896**

Installation fees are charged for the PMDC, VRM and GPS systems.

---

**(72) ACTIVATION FEE** **\$7,632**

These fees are charged for initial start up of the system.

---

**PREPAID SUBSCRIBER FEES** **\$45,792**

These are the service fees for use of the Palmetto 800 MHz system for a 24 month period.

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**(72) LAPTOPS/MOUNTS** **\$590,208**

Laptops are required to run the AVL system and to allow communication between the vehicle and central dispatch.

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SECTION V. C. -CAPITAL LINE ITEM NARRATIVES

520702 - SOFTWARE MAINTENANCE \$96,787

Maintenance is required for a two year period to insure that the system operates on a 24/7 basis. Updates will also be included in this fee

540010 - MINOR SOFTWARE \$ 728

Software is necessary for the operation of the Automated Vehicle Locators (AVL) and the laptops. This software will be used for deployment monitor mapping components. Anti-virus license must also be purchased to provide virus protection on the laptop computers.

(112) RADIO IP CLIENT \$35,616

This is software that will be necessary to allow the Automated Vehicle Locator and the Palmetto Mobile Data Client to communicate with the Palmetto 800 MHz Radio system.

(1) SQL SERVER \$5830

This server will be used to store statistical data derived from the Automated Vehicle Locators.

(2) WORKSTATIONS \$3261

The workstations are necessary hardware required to run the deployment and demand monitors for the AVL's.

(112) MARVELIS CLIENTS WITH MAP OBJECTS \$153,387

This is software that will display mapping to the AVL clients

(112) DEPLOYMENT MONITOR/DEMAND MONITOR \$138,903

This software is necessary to display vehicle activity and to help with future planning for resource allocation.

(2) NET ENGINE FOR DEPLOYMENT MONITOR \$1631

This is necessary software for the deployment monitor to interface to the user

(2)ANALYST SEAT LICENSEFOR DEMAND MONITOR \$8440

This software is designed to allow communication and data conversion between the AVL and Mapping software systems

(1) SQL SERVER SOFTWARE \$3589

This is database server software necessary for storing AVL system data

---

**(1) CONFIGURATION AND INSTALLATION** **\$56,261**

This is server and software installation configuration is required for the operation of the AVL systems.

---

**(112) VRM850 WITH CABLE, ANTENNA** **\$ 322,088**

This is hardware necessary for communication between the vehicles and Central Dispatch.

---

**(112)GPS RECEIVER AND CABLE** **\$68,858**

The GPS is the necessary component for showing vehicle positioning used in conjunction with the deployment monitor.

---

**(112) COUPLER BOX FOR VRM AND GPS** **\$17,215**

This is hardware necessary for the VRM and GPS to communicate with the laptops

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**(112) PMDC SOFTWARE** **\$91,415**

This is software required for the Palmetto Mobile Data Client to interface from the vehicle to the SLED NCIC system

---

**(112) INSTALLATION** **\$35,616**

Installation fees are charged for the PMDC, VRM and GPS systems.

---

**(112) ACTIVATION FEE** **\$11,872**

These fees are charged for initial start up of the system.

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**PREPAID SUBSCRIBER FEES** **\$71,232**

These are the service fees for use of the Palmetto 800 MHz system for a 24 month period.

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**(22) LAPTOPS/MOUNTS** **\$107,272**

Laptops are required to run the AVL system and to allow communication between the vehicle and central dispatch

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COUNTY OF LEXINGTON, SOUTH CAROLINA

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 28TH DAY OF MARCH, TWO THOUSAND AND SIX ADOPTED THE FOLLOWING:

WHEREAS, Mr. Hubert E. Long, Jr. served with honor on the Lexington County Health Services District Board of Directors from March 1997 through February 2006; and

WHEREAS, his commitment to devoting the time necessary to fulfill the responsibilities of this appointment is a reflection of his concern for Lexington County and its citizens; and

WHEREAS, during Mr. Long’s tenure on the Board, he has witnessed such projects as the construction of the Lexington Medical Park, the Irmo Medical Park, the Open MRI Addition, Heart Cath Lab Addition, and the construction of the \$150 million expansion to Lexington Medical Center that will include complete replacement of the Operating Room, expansion to the Laboratory and other departments and the addition of an inpatient bed tower that can accommodate 150 new beds; and

WHEREAS, Mr. Long has also served as Chairman for the Lexington Medical Center-Extended Care Board and Community Outreach Committee, and as Vice Chairman on the Finance and Operations Committee; he also served on the Executive Committee, PHS Board, and Planning Committee.

NOW, THEREFORE, BE IT RESOLVED that we, the members of Lexington County Council, extend to HUBERT E. LONG, JR. our sincere thanks and gratitude for the tremendous job he has done for the Board, the County, and the citizens of Lexington County.

M. Todd Cullum, Chairman

Joseph W. “Joe” Owens, V Chairman

James E. Kinard, Jr.

William C. “Billy” Derrick

George H. “Smokey” Davis

Debra B. Summers

Bobby C. Keisler

Johnny W. Jeffcoat

John W. Carrigg, Jr.



# County of Lexington

Community Development Department  
212 South Lake Drive  
Lexington, SC 29072  
Phone: (803) 785-8121  
Fax: (803) 785-8188

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## MEMORANDUM

TO: Lexington County Council

THROUGH: Art Brooks, County Administrator

FROM: Ronald T. Scott, Community Development Director 

DATE: March 17, 2006

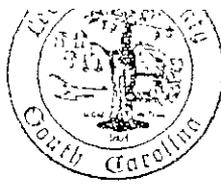
RE: RESOLUTIONS—FAIR HOUSING MONTH AND CDBG SUPPORT/  
COMMUNITY DEVELOPMENT WEEK

Two resolutions are attached for County Council's consideration. The first resolution designates April as **Fair Housing Month** in Lexington County. The resolution is part of our 2006 efforts to meet the Community Development Block Grant (CDBG) requirement to promote fair housing. If the resolution is passed, it will also be published in *The State* newspaper.

The second resolution proclaims April 17—23, 2006 as **Community Development Week**. This week is established and recognized annually by the National Community Development Association (NCDA) as an effort to highlight activities funded through the CDBG program throughout the United States. Lexington County is a member of NCDA.

The second resolution also has language supporting the national CDBG program and directs the Clerk to Council to send a copy of the resolution to members of Lexington County's Congressional Delegation. This language is included because federal funding for the CDBG program has been drastically cut for the past several years. The President's current proposed budget would further reduce funding for the program by an additional 25%. If this funding cut is approved, Lexington County's CDBG allocation will be reduced from **\$1,047,447 in FY 06-07** to **\$758,397 in FY 07-08** according to information released by the National Association of Housing and Redevelopment Officials. A 25% cut in funding would significantly impact our ability to fund future community development projects. Several local governments throughout the country have passed similar resolutions.

Staff recommends approval of both resolutions.



COUNTY OF LEXINGTON, SOUTH CAROLINA

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 28TH DAY OF MARCH, TWO THOUSAND AND SIX ADOPTED THE FOLLOWING:

WHEREAS, Lexington County, South Carolina has been and is a recipient of Community Development Block Grant (CDBG) funds from the United States Department of Housing and Urban Development (HUD); and

WHEREAS, as part of its grant agreement for these funds, Lexington County certifies and agrees to comply with Title VIII of the Civil Rights Act of 1968, as amended, and to administer its activities relating to housing and community development in a manner which affirmatively furthers fair housing; and

WHEREAS, it is a requirement of the CDBG program that the County undertake actions to further fair housing during each grant period; and

WHEREAS, the County desires that all its citizens be afforded the opportunity to attain decent, safe, and sound housing regardless of race, religion, color, sex, national origin, disability, or familial status; and

WHEREAS, each year HUD designates the month of April as Fair Housing Month.

NOW, THEREFORE, BE IT RESOLVED that we, the members of Lexington County Council, do hereby proclaim April as FAIR HOUSING MONTH in Lexington County.

\_\_\_\_\_  
M. Todd Cullum, Chairman

\_\_\_\_\_  
Joseph W. "Joe" Owens, V Chairman

\_\_\_\_\_  
James E. Kinard, Jr.

\_\_\_\_\_  
William C. "Billy" Derrick

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George H. "Smokey" Davis

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Debra B. Summers

\_\_\_\_\_  
Bobby C. Keisler

\_\_\_\_\_  
Johnny W. Jeffcoat

\_\_\_\_\_  
John W. Carrigg, Jr.



COUNTY OF LEXINGTON, SOUTH CAROLINA

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 28TH DAY OF MARCH, TWO THOUSAND AND SIX ADOPTED THE FOLLOWING:

WHEREAS, 2006 marks the 32nd anniversary of the Community Development Block Grant (CDBG) program, that was created by the Housing and Community Development Act of 1974 to primarily assist low and moderate-income persons in securing decent housing, suitable living environments, and expanded economic opportunities; and

WHEREAS, the CDBG program administered by the United States Department of Housing and Urban Development (HUD) is a flexible and effective tool used by hundreds of communities throughout the United States and is tailored by these communities to meet the most pressing needs of low and moderate-income persons in their areas; and

WHEREAS, since 2000 Lexington County has been a participating entitlement community in the CDBG program; and

WHEREAS, Lexington County's annual CDBG allocation process targets funds toward the most critical needs of the County's low and moderate-income population and is an indispensable resource for meeting these needs.

NOW, THEREFORE BE IT RESOLVED by the Lexington County Council that, in honor of the many benefits of the CDBG program, the week of April 17, 2006 through April 23, 2006 shall be declared as Community Development Week in Lexington County; and

BE IT FURTHER RESOLVED, that the United States Congress, and the House and Senate members therein who are representing Lexington County, are encouraged to retain CDBG funding in the 2007 Federal Budget at the same level as in the 2001 budget; and

BE IT FURTHER RESOLVED, that HUD and the Congress retain the current formula and methods for distributing CDBG funds to entitlement communities; and

BE IT FURTHER RESOLVED, that the Clerk to Council be directed to send certified copies of this Resolution to all members of Lexington County's Congressional Delegation.

M. Todd Cullum, Chairman

Joseph W. "Joe" Owens, V Chairman

James E. Kinard, Jr.

William C. "Billy" Derrick

George H "Smokey" Davis

Debra B. Summers

Bobby C. Keisler

Johnny W. Jeffcoat

John W. Carrigg, Jr.

**R E S O L U T I O N**

**THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 28TH DAY OF MARCH, TWO THOUSAND AND SIX ADOPTED THE FOLLOWING:**

**WHEREAS**, the annual Western Weekend Rodeo and Festival will be held April 7-8, 2006; and

**WHEREAS**, the Western Weekend Rodeo and Festival was organized in 1990 by H.R. Williams as a fund raising festival to assist in the purchase of additional fire-fighting equipment for the South Congaree Fire Department; and

**WHEREAS**, in 1994 the Festival Steering Committee successfully raised \$10,000 that was contributed to the Lexington County Recreation Commission for the purchase of approximately 15 acres for the Lexington County Equestrian Arena in South Congaree; and

**WHEREAS**, because of the dedication and perseverance of the many volunteers, the rodeo and festival has become an annual event in which families can enjoy wholesome activities and enjoy an international professional rodeo.

**NOW, THEREFORE, BE IT RESOLVED** that we, the members of Lexington County Council, do hereby recognized April 7-8, 2006 as the weekend of the Western Weekend Rodeo and Festival.

\_\_\_\_\_  
M. Todd Cullum, Chairman

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Joseph W. "Joe" Owens, V Chairman

\_\_\_\_\_  
James E. Kinard, Jr.

\_\_\_\_\_  
William C. "Billy" Derrick

\_\_\_\_\_  
George H. "Smokey" Davis

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Debra B. Summers

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Bobby C. Keisler

\_\_\_\_\_  
Johnny W. Jeffcoat

\_\_\_\_\_  
John W. Carrigg, Jr.

ATTEST:

\_\_\_\_\_  
Diana W. Burnett, Clerk

## **A P P O I N T M E N T S - B O A R D S & C O M M I S S I O N S**

March 28, 2006

### **SMOKEY DAVIS**

**Health Services District** - Paul H. Clifton, Jr. - Term expired 03/10/06 - Not eligible for reappointment

### **JOHNNY JEFFCOAT**

**Museum Commission** - Sandra Burdett - Term expired 11/01/05 - Not eligible for reappointment

### **JOHN CARRIGG**

**Assessment Appeals Board** - G. Randall McKay, Esquire (Resigned) - Term expires 09/21/06

**Children's Shelter** - Vacant - Term expired 6/30/01

**Health Services District** - William A. Kennedy - Term expired 03/10/06 - Eligible for reappointment

**Museum Commission** - Margaret Strawhorn (Resigned) - Term expires 11/01/06

### **TODD CULLUM**

**Children's Shelter** - Vacant - Term expired 6/30/03

**Board of Zoning Appeals** - Marvin Stanley Smith - Term expired 12/31/05 - Eligible for reappointment

### **AIKEN/BARNWELL/LEXINGTON COUNTIES COMMUNITY ACTION COMMISSION, INC.**

Juanice Aaron - Term expired 12/31/05 - Eligible for reappointment

### **BUILDING CODE BOARD OF APPEALS**

**Building** - E. D. Sturkie - Term expired 8/13/04 - Not eligible for reappointment

**Plumbing** - Perry Kimball - Term expired 8/13/03 - Not eligible for reappointment

### **HEALTH SERVICES DISTRICT - AT LARGE**

James D. Whitehead, M.D. - At Large - Term expired 3/10/06 - Eligible for reappointment

LEXINGTON COUNTY COUNCIL  
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Health Services District Board of Directors

Nominee: WADE P. KEISLER

Address: 607 CHARLES COURT LEXINGTON, SC 29072

Employed by: SELF EMPLOYED - REAL ESTATE DEVELOPMENT/OIL & GAS EXPLORATION

Address: 5179 SUNSET BLVD LEXINGTON, SC 29072

Home Telephone: 803-356-8942 Business Telephone: 803-957-3303

Mobile Phone: 803-960-9175 Beeper Number: NA

Fax Number: 803-957-5779

Is nominee aware of board/commission activities and responsibilities: YES

Background information (include education, community service activities, previous service on county boards/commissions or any other boards/commissions on which you are currently serving):

GRADUATED FROM WOFFORD COLLEGE IN 1980 WITH A DEGREE IN GOVERNMENT AND SOCIOLOGY. CURRENTLY SERVE ON THE WOFFORD COLLEGE TERRIOR CLUB ATHLETIC BOARD. CURRENTLY A MEMBER OF THE LEXINGTON COUNTY CHAMBER OF COMMERCE THROUGH HOPE FERRY CENTER, LLC. MEMBER OF ST. STEPHENS LUTHERAN CHURCH IN LEXINGTON - CURRENTLY DEVELOPING SEVERAL REAL ESTATE PROJECTS AROUND THE COLUMBIA METROPOLITAN AREA. MARRIED TO DR. MARY WOODS KEISLER (OVM). TWO DAUGHTERS, LAUREN AND CAROLINE KEISLER.

Submitted by: SMOKEY DAVIS

Date: 3/22/06

dot/wpdocs/council/nominationform.wpd (04/02/05)

Lexington County Council

Telephone 803-785-8103

FAX - 803-785-8101

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

(O) 785-8385

(F) 785-2240

**DATE:** March 7, 2006

**TO:** Art Brooks  
County Administrator

**THROUGH:** Sheila R. Fulmer, CPPB  
Procurement Manager



**FROM:** Janice A. Bell, CPPB  
Procurement Officer



**SUBJECT: Shoreline Connections/Cord Reels - Public Safety/Fire Service**  
**B06025-02/21/06B**

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Competitive sealed bids were solicited for the purchase of Shoreline Connections/Cord Reels for Public Safety/Fire Service. We received six (6) bids (see attached bid tabulation). The bids were evaluated by Russell Rawl, Fire Service Coordinator and Janice Bell, Procurement Officer.

Fire trucks are increasingly outfitted with more and more equipment that is battery powered and charged through the 12 volt charging system. The battery maintenance for this equipment which includes flashlights, thermal imaging cameras, radios, etc. places a strain on the trucks' charging system. These cord reels will allow for the addition of shoreline connections to be installed in our fire stations to support the charging systems of all our first out trucks.

We recommend award to City Electric Supply as the low bidder meeting specifications. The total amount of this purchase is \$8,215.00 including applicable sales tax.

Funds are appropriated in the following account:

1000-131500-5A6081	Fire Service	Shoreline Connections	\$8,215.00
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I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on March 28, 2006.

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Bruce Rucker, Assistant Sheriff/Director of Public Safety and Homeland Security  
Russell Rawl, Fire Service Coordinator

County of Lexington

Bid Tabulation

BID: B06025-02/21/06B

SHORELINE CONNECTIONS/CORD REELS

Quantity	Description	Richland Industrial		Mayer Electric		Evergreen Speciality		Graybar Electric		Apex Pinnacle		City Electric	
		Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
31	Cord Reel	\$232.91	\$7,220.21	\$310.00	\$9,610.00	\$232.00	\$7,192.00	\$288.00	\$8,928.00	\$324.04	\$10,045.24	\$250.00	\$7,750.00
	Tax		\$433.21		\$576.60		\$431.52		\$535.68		\$602.71		\$465.00
	Grand Total		\$7,653.42		\$10,186.60		\$7,623.52		\$9,463.68		\$10,647.95		\$8,215.00

Bids from Evergreen Speciality and Richland Industrial do not meet specifications

Bids Received: February 21, 2006

Janice A. Bell, CPPB  
 Procurement Officer



## COMMITTEE REPORT

**RE:** Ordinance 05-15 - An Ordinance Governing False Alarms

**DATE:** March 15, 2006

**COMMITTEE:** Justice Committee

**MAJORITY REPORT:** Yes

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As the result of the public hearing on Tuesday, February 14, Ordinance 05-15 was referred back to the Justice Committee.

During the public hearing, Mr. Eddie Weaver, owner of Weaver Systems, asked that Council consider additions, changes, or deletions that he and the Alarm Association feel are needed. He asked that he, Chief Rucker, and Major Tate meet to discuss the ordinance.

As a result of that meeting, several changes were made and presented to the Committee on Tuesday, March 14, 2006.

After brief discussion of the changes, the Committee voted to recommend that Ordinance 05-15 be amended to delete *Life alert alarm systems* under **Section 2: Definitions** and to move forward with third and final reading.

## Ordinance No.: 05-15

### AN ORDINANCE GOVERNING FALSE ALARMS

Pursuant to the authority granted by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, be it enacted by the County Council of Lexington County as follows:

#### **Section 1: Purpose**

This article is intended to protect the health, safety and welfare of the people of Lexington County by minimizing the misuse of law enforcement, fire, rescue and emergency medical service resources caused by false alarms and telephone alarm devices, thereby allowing these resources to be accessible and available in the event these resources are needed by members of the community.

#### **Section 2: Definitions**

Unless it is clear from the context that another meaning is intended, the following words when used in this article shall have the meanings attributed to them by this section:

*Alarm businesses* means a business for which any individual, partnership, corporation or other entity engaged in selling, leasing, maintaining, servicing, repairing, altering, replacing, moving or installing or monitoring any alarm system or causing to be sold, leased, maintained, serviced, repaired, altered, replaced, moved, installed or monitored, any alarm system in or on any building, structure or facility either privately or publicly owned.

*Alarm malfunction* means the activation of security or fire alarm system which results in the response by law enforcement or public safety caused by mechanical failure, malfunction, improper installation, or lack of proper maintenance, or any other response for which the responding personnel are unable to gain access to the premises for any reason, or are unable to determine the apparent cause of the alarm activation.

*Alarm monitoring agency* means any business as that has the responsibility of monitoring alarm systems.

*Alarm systems* shall mean a fire or security alarm system.

*Alarm system technician* means any person who inspects, installs, repairs or performs maintenance on alarm systems.

*Automatic telephone dialing device or digital alarm communicator system* means an alarm system which automatically sends a prerecorded voice message or coded signal over a regular telephone line by direct connection or otherwise, indicating the existence of the emergency situation that the alarm system is designed to detect.

*Disconnection* means to deactivate the alarm system so that notification of an activated alarm does not reach the Lexington County Communications Center for the purpose of dispatching a call for service to that activated alarm.

*False alarm* means the activation of any security or fire alarm system which results in the response of law enforcement or public safety, caused by the negligence or intentional misuse of the system by the owner or his or her employees, servants, agents or any other activation not caused by forced entry, attempted forced entry or criminal act exclusive of alarm malfunctions as defined above. An activated alarm is not considered a false alarm if the alarm is activated due to malicious cause beyond the control of the owner, or to acts of God beyond the control of the owner such as lightning strikes or severe weather conditions.

*Fire alarm system* shall mean any mechanical, electrical or radio-controlled device designed to emit a sound or transmit a signal or message when activated or any such device that emits a sound and transmits a signal or message when activated because of smoke, heat or fire. Without limiting the generality to the foregoing, alarm systems shall be deemed to include audible alarms at the site of the installation of the detection device, proprietor alarms and automatic telephone direct dial devices or digital alarm communicator systems. A single station smoke detector shall not be deemed to be an alarm system under this article.

*Key holder/emergency contact* means the person(s) designated in writing by the owner of the alarm system as a holder of keys to the alarm system who is thereby authorized to respond to an activated alarm of the owner.

*Law enforcement* means the Lexington County Sheriff's Department.

*Lessee* means any person who has possession of premises of an owner.

*Owner* means any person who owns the premises in which an alarm system is installed or the person(s) who lease, operate, occupy or manage the premises.

*Public safety* means the department of public safety which includes fire rescue and emergency medical services.

*Security alarm system* means any mechanical, electrical or radio-controlled device which is designed to be used for the detection of any unauthorized entry into a building, structure or facility, or for alerting others of the commission of an unlawful act within a building, structure or facility or both, which emits a sound or transmits a signal or message when activated.

**Section 3: Duty of owner, occupant, or lessee of premises.**

(a) Newly installed or substantially modified systems shall be allowed to operate for a period of 30 days from the date of installation or modification without penalty for false alarms, provided the sheriff's department and department of public safety are notified of the installation or the modification in advance of same.

(b) Owners or lessees of existing alarm systems shall have 30 days from installation or modification to comply with the above notice requirements. Further, within ninety (90) days of the adoption of this ordinance, all owners and lessees of alarms systems must notify Lexington County Communications of the location of their alarms system, the name of the monitoring company, and provide a minimum of three keyholders available to respond to the location at any time during the day or night upon request.

(c) Prior to any testing of any alarm system, the owner or lessees shall notify law enforcement and public safety.

(d) Owners or lessees of any alarm system shall provide response to the alarm location, when requested, in order to reset or disable the alarm system within thirty minutes of notification. Failure to provide such response shall result in a charge of \$50.00 for each such occurrence. Repeated failure to provide a response shall result in disconnection of the alarm system and no response from either law enforcement or public safety as further provided herein unless such response is otherwise required by law.

(e) The owner or lessee of every place of business which utilizes an alarm system shall provide, visible from the exterior of such business and adjacent to the main entrance, a minimum of three current working telephone numbers of persons to be notified in case of emergency or in lieu thereof have on file with County Communications, three current working telephone numbers of persons to be notified in a case of emergency.

(f) In the event of an alarm activation deemed by the responding department to be the result of an alarm malfunction, the owner will be served an "alarm cause and corrective action" form by the responding department, indicating that the activation was deemed to be the result of a malfunction, and requiring the owner to return the completed "alarm cause and corrective action" form within 20 days of such alarm activation which can verify to the satisfaction of the responding department official that the alarm system in question has actually been examined by an alarm technician and that a bona fide attempt has been made to identify and correct any defect of design, installation or operation of the alarm system which was identifiable as the cause of the alarm malfunction. Failure to return an "alarm cause and corrective action" form within such 20-day period which is satisfactory to the responding department official will result in assessment against the owner of a fine of \$100.00 for the alarm malfunction.

The "alarm and corrective action form" service may be accomplished by posting in First Class Mail to the alarm activation location or hand delivered to the location by a sheriff's deputy or other suitable person.

**Section 4: Requirements of alarm monitoring agency.**

(a) All alarm monitoring agencies are required to furnish the responding department with the following information when dispatching or reporting an alarm:

- (1) Give the name of the monitoring agency;
- (2) Give the name or identification number of the reporting operator;
- (3) Give a call back telephone number of the monitoring agency;
- (4) Give the name of business or homeowner and address of the activated alarm;
- (5) If a call has been made to a keyholder, the keyholder's name and estimated time of arrival; and
- (6) Any other information that may be necessary or required by the individual responding agencies.

(b) It shall be the duty of all alarm businesses to furnish at their expense the most current copy of the Lexington County Alarm Ordinance to their existing customers within 60 days of adoption of ordinance and immediately to all new alarm users upon adoption of this ordinance.

**Section 5: Fees charged; alarm malfunctions and false alarms.**

(a) *False alarm fee.* No fee shall be assessed for the first two false alarms at the same premises responded to by law enforcement or public safety during each calendar year. Thereafter, the following fees shall be paid by the owner for each false alarm at the same premises during such calendar year:

Number of false alarm	Fee per false alarm
Third	\$ 50 00
Fourth	75 00
Fifth	100 00
Sixth and above	200.00 each

(b) *Alarm malfunction administrative fee.* As to all alarm malfunctions responded to by law enforcement or public safety, the owner shall be assessed an administrative fee of

\$100.00, unless within 20 days he returned to the responding department an "alarm cause and corrective action" form deemed satisfactory by the responding department official. For those alarm malfunctions that the owner returned a satisfactory "alarm cause and corrective action" form, alarm malfunctions during each calendar year shall be exempt from any fees in excess of the administrative fee schedule set forth in this subsection. In those cases in which the owner provided the department official with a satisfactory "alarm cause and corrective action" form, the following administrative fee shall be paid.

**ADMINISTRATIVE FEE SCHEDULE**

Number of alarm malfunctions	Fee
Third	\$25.00
Fourth . . . . .	25.00
Fifth . . . . .	25.00
Sixth and above . . . . .	50.00 each

(c) Should any fee assessed pursuant to this chapter remain unpaid in excess of 90 days from the date the charge is billed, a collection fee in the amount of 35 percent on the outstanding balance shall be assessed and shall be payable by the owner of the premises in addition to the original fee. The owner shall be responsible for any legal fees or costs incurred by the county in enforcement of this chapter.

(d) For the purposes of determining the number of false alarms for the above code sections, only one (1) activation may be counted in a twenty-four hour period.

**Section 6: Disconnection of alarm system.**

(a) Except for premises protected by an alarm system as required by law, the sheriff's department or public safety is authorized to order the disconnection or deactivation of any alarm system by written notice to the owner of the premises wherein an alarm system is installed for any of the following reasons:

- (1) Failure to make all requirements or pay the fees provided for in this chapter within 15 days of the charging of the fees; or
- (2) Failure of the owner to provide a written alarm cause and corrective action form as required by this chapter; or

- (3) A false alarm or alarm malfunction at a premises for which a fee is charged pursuant to this chapter as a result of the failure of the owner to take corrective action to eliminate the cause of the false alarm; or
- (4) The failure of a person notified pursuant to this chapter to appear within one hour after being noticed to respond, if such failure to timely appear occurs four or more times within a calendar year.

(b) The written notice issued by the sheriff's department or public safety to disconnect or deactivate shall be mailed to the owner and shall specify the date on which the owner shall be required to disconnect or deactivate the alarm system, which date shall be at least 15 days following the date of the notice. The owner may appeal the order to disconnect pursuant to section seven.

(c) The Sheriff's Department may suspend response to any alarm received from a location which has an order to disconnect or deactivate its alarm system as described herein unless there is a separate indication that a crime is in progress.

#### **Section 7: Appeal**

(a) The county administrator or designee will serve as hearing officer for appeals from owners that have been noticed to disconnect or deactivate an alarm system or have been assessed fees for alarm malfunctions or false alarms. If the county manager elects a designee to serve as hearing officer, that designee shall not be with the sheriff's or public safety departments.

(b) An appeal must be in writing, submitted to county administration, stating the reasons why the order to disconnect or deactivate should be withdrawn, and shall be made within 15 days of the date of the notice to disconnect or receipt of any false alarm malfunction report. The alarm user shall have the burden of proof by preponderance of the evidence.

(c) The hearing officer shall send notice of hearing to the owner within 15 days prior to the appeal hearing and shall make written findings available to the alarm owner, law enforcement or public safety within ten days from the date the hearing is concluded.

(d) If the hearing officer affirms the order to disconnect or deactivate an alarm system, the owner shall have five days following the mailing or the written decision of the hearing officer within which to comply with the order.

#### **Section 8: Failure to disconnect or unauthorized reconnection of the alarm system**

It shall be a violation of this Code for any person to fail to disconnect or deactivate an alarm system which has been ordered disconnected or deactivated pursuant to section six, including those situations in which the hearing officer has affirmed the order to disconnect or deactivate. It shall be a violation of this Code for any person to reconnect an alarm system which has been disconnected or deactivated pursuant to the

order of the sheriff's department or public safety, unless the reconnection of the alarm system is authorized pursuant to section nine hereof.

**Section 9: Reconnection of alarm systems**

Law enforcement or public safety shall have the right to inspect the alarm system and test same prior to rescinding the order to disconnect or deactivate. Before any reconnection of an alarm system and after the order to disconnect such system, a reconnection fee of \$25.00 shall be assessed.

**Section 10: Automatic telephone dialing alarm device or digital alarm communicator system**

(a) It shall be a violation of this Code for any person to install, maintain, operate or use any automatic telephone dialing alarm device or digital alarm communicator system within the county if the system requires connection to the emergency communications center for law enforcement or public safety.

(b) It shall be unlawful for any person to install, maintain, operate or use any automatic telephone dialing alarm device or digital alarm communicator system within the county unless the system is currently approved by the Federal Communications Commission (FCC), and has been approved by law enforcement or public safety, unless otherwise required by law.

(c) Any person who violates the provisions of this section shall be punished as the provided for in section 1 – 8 of the County Code of Ordinance.

**Section 11: Audible sound systems**

All new or existing audible sound systems shall sound no longer than fifteen minutes for residential and for businesses, unless otherwise required by underwriter's laboratories or law.

**Section 12: Penalty and enforcement**

Any person who violates any provision of this section shall be guilty of an offense against the county and shall be punished as provided in section 1-8 of the Code of Ordinances. The provisions of this section may be enforced either by prosecution as a misdemeanor through Magistrate's Court of Lexington County or by any other legal or equitable form of action.

**Section 13: Alarm system operations**

The county, its officers, employees and agents shall not assume any duty or responsibility for the installation, maintenance, operation, repair or effectiveness of any privately owned alarm system, those duties and responsibilities being solely those of the

owner of the premises. Additionally, it shall be the responsibility of the owner of the premises to silence an activated alarm and thereafter reset the same. The county shall not provide, nor make available, the services of its sheriff's department or department of public safety to be an emergency communications center for use by owners as a central location for alarm system receiving equipment.

**Section 14: Governmental Immunity**

Alarm registration is not intended to, nor will it, create a contract, duty or obligation, either expressed or implied of response. Any and all liability and consequential damage resulting from the failure to respond to a notification is hereby disclaimed and any and all governmental immunity as provided by law is retained. By utilizing an alarm system, the alarm user acknowledges that law enforcement response may be influenced by factors such as the availability of law enforcement units, priority of calls, weather conditions, traffic conditions, emergency conditions, staffing levels, and prior response history.

**Section 15: Severability**

The provisions of the Ordinance are severable. If a court determines that any part or portion of this Ordinance is invalid or that the application of any part of this Ordinance to any person or circumstance is invalid, the remaining provisions and the application of those provisions to other persons or circumstances are not affected by that decision.

**Section 16: False Fire Alarm Ordinance Repealed**

The provisions of Section 30-66 through 30-71, entitled Fire Alarm Systems, are being repealed in their entirety and replaced with the provision as set forth herein.

\_\_\_\_\_  
Chairman, Lexington County Council

Attest:

\_\_\_\_\_  
Diana Burnett, Clerk

First Reading: \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Public Hearing: \_\_\_\_\_  
Third & Final Reading: \_\_\_\_\_  
Filed w/Clerk of Court: \_\_\_\_\_

## COMMITTEE REPORT

**RE:** Annual DHEC Used Oil Grant, FY2007 Solid Waste Reduction Grant, and  
FY 2007 Solid Waste Tire and Automobile Dismantler Grant

**DATE:** March 15, 2006

**COMMITTEE:** Public Works

**MAJORITY REPORT:** Yes

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The Public Works Committee convened on Tuesday, March 14, 2006 to discuss three grant requests from Solid Waste Management.

Mr. Joe Mergo, Director, Solid Waste Management, had requested authorization to apply for the annual DHEC Used Oil grant, the FY2007 Solid Waste Reduction grant, and the FY2007 Solid Waste Tire and Automobile Dismantler grant.

Mr. Mergo stated the annual DHEC Used Oil grant (\$34,835) is for the proper disposal of used oil; the FY2007 Solid Waste Reduction grant (\$63,000) will be used to purchase two (2) power compactor units, power poles, and concrete pads to increase cardboard recycling capabilities; and the FY2007 Solid Waste Tire and Automobile Dismantler grant (\$61,582) is for the proper disposal of waste tires. He said the three grants are 100 percent State funded and contain no sunset clauses or personnel.

The committee voted to recommend to full Council to approve staff's request to move forward with the grant applications.

COUNTY OF LEXINGTON  
FINANCE DEPARTMENT

**interoffice**

MEMORANDUM

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**to:** County Council

**from:** Kristi Hornsby, Manager of Grants Administration

**subject:** Annual DHEC Used Oil Grant Application

**date:** March 6, 2006

Lexington County Solid Waste Management is seeking Council's approval to apply for the annual Used Oil Grant from the South Carolina Department of Health and Environmental Control (DHEC) in the amount of \$34,835 for the purpose of proper disposal of used oil.

This is a yearly grant and is 100% state funded. There are no personnel funded with this grant.

**SC DHEC Office of Solid Waste Reduction and Recycling  
FY2007 Used Oil Grant Application**

1.	Total Amount Requested: <b>\$34,835</b>
2.	Name of Local Government: <b>Lexington County</b>
3.	Federal ID Number: <b>57-6000379</b>
4.	Recycling Coordinator Information Name: <b>Donna Hendrix</b> Address: <b>498 Landfill Lane</b> <b>Lexington, South Carolina 29073</b>  Phone: <b>(803) 755-3325</b> Fax: <b>(803) 755-3833</b> E-mail Address: <b>dhendrix@lex-co.com</b>
5.	Contact Person Information Name: <b>Donna Hendrix, Project/Recycling Coordinator</b> Address: <b>498 Landfill Lane</b> <b>Lexington, South Carolina 29073</b>  Phone: <b>(803) 755-3325</b> Fax: <b>(803) 755-3833</b> E-mail Address: <b>dhendrix@lex-co.com</b>
6.	Financial Officer/Grant Administrator Information Name: <b>Kristi Hornsby</b> Address: <b>212 South Lake Drive</b> <b>Lexington, South Carolina 29072</b>  Phone: <b>(803) 785-8111</b> Fax: <b>(803) 785-8101</b> E-mail Address:
7.	Authorized Representative (County Administrator, etc.) Information Name: <b>William A. Brooks, County Administrator</b> Title: <b>212 South Lake Drive</b> Address: <b>Lexington, South Carolina 29072</b>  Phone: <b>(803) 785-8100</b> Fax: <b>(803) 785-8101</b> E-mail Address:
8.	Address to which reimbursements should be mailed: <b>Kristi Hornsby</b> <b>212 South Lake Drive</b> <b>Lexington, South Carolina 29072</b>

9. How much material was collected for recycling last year? (Include used oil, oil bottles, oil filters, and oil/gas mixtures). The vendor/market must be provided.

Material	Number of gallons/lbs/etc	Vendor/Market
Used Oil (Include oil/gas mixtures)	326.30 (FY04/05)	Santee Cooper
Used Oil Filters	22.00 (FY04/05)	Commercial Metal Company
Oil Bottles	<i>These are mixed with other plastic once drained. Estimated at 10 tons</i>	PaperStock

A. Describe in detail the used motor oil recycling project for which grant funding is being requested. Include a complete description of all goods or services listed on budget pages. Cost estimates must match budget pages. Please provide any information needed to adequately assess your application. Attach additional pages as necessary **Please include descriptive literature for all equipment requested with one application form.**

**A. Equipment /Supplies**

**B.**  
*Request to procure 600-gall agricultural collection tank, including all instillation cost. @ (\$14,450). Dry absorbent for use in collection stations and in oil filter processing building, also heavy-duty oil bottle bags @ (\$7,035). Total \$21,485*

**B. Contractual Service**

*Enclosed is a proposed Preventive Maintenance quote for the contractual services for FY06/07. Lexington County is requesting an outside vendor to perform all maintenance of our cuber for the coming year. Service contract includes two maintenance performed per year, in addition to emergency repairs . \$9,600*

**C. Public Education**

*Request to purchase SCDHEC approved education materials of our used motor oil bottle/ filter and oil/gas mixture recycling programs offered by LCSWM to include other appropriate educational tools. Propose to purchase (12) umbrellas to be located at msw compactors with signage printed as a deterrent, stating illegal to throw away oil filters & liquid oil and please recycle oil bottles. \$3,000*

**D. Site Preparation (none)**

**E. Travel**

*Requesting funding to attend recycling conferences as announced, during the fiscal year. Recycling coordinator will obtain educational information in reference to waste oil and waste oil bi-product recycling. \$750*

- C. Describe your recycling education efforts. Include brochures, videos, print advertisements or other examples with your original application. Attach additional pages as necessary.

***See Attached***

- D. Identify all existing and proposed oil collection sites. Include a map showing the location of each existing and proposed site and provide the specific address of each location. Provide a lease agreement or proof of ownership for land identified as a proposed collection site.

***See Attached***

Complete the following chart listing all current used oil collection sites for do-it-yourself oil changers operated by your program. Include the location, materials collected and existing equipment for each site.

<b>Used Oil Collection Sites</b>				
County/Local Government: <i>Lexington County</i>				
Site number on map	Site name	Location of site	Materials collected	List of existing equipment at each site: Oil tank, farmer oil tank, oil/gas tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum covers, bottle drum covers, other
1	<i>Edmund</i>	<i>498 Landfill Lane Lexington, SC</i>	<i>Oil, filters, bottles &amp; oil/gas mixture</i>	<i>Oil tank, oil/gas tank, concrete pads, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
2	<i>Ball Park</i>	<i>301 Ball Park Road Lexington, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
3	<i>Pelion</i>	<i>1325 South Pine St Pelion, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
4	<i>Bush River</i>	<i>6109 Old Bush River Rd Columbia, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
5	<i>Chapin</i>	<i>103 Distant Lane Chapin, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pads, secondary containment, carport covers, signs, drums, filter drum cover, bottle drum covers</i>
6	<i>Red Bank</i>	<i>1633 South Lake Dr Lexington, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
7	<i>Leesville</i>	<i>702 South Lee Street</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
8	<i>Sandhills</i>	<i>3241 Charleston Hwy Cayce, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
9	<i>Summit</i>	<i>419 Sandpit Road</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
10	<i>Hollow Creek</i>	<i>125 Beulah Church Rd Gilbert, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
11	<i>Riverchase</i>	<i>110 Riverchase Way Lexington, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>
12	<i>Gwen Bailey</i>	<i>100 Theo Jumper Rd Gaston, SC</i>	<i>Oil, filters, bottles</i>	<i>Oil tank, concrete pad, secondary containment, carport cover, signs, drums, filter drum cover, bottle drum cover</i>

**PROPOSED USED OIL BUDGET  
SUMMARY OF BUDGET**

Amounts shown must match project descriptions. Please round numbers to the nearest dollar.

**SUMMARY BUDGET**

<b>Description</b>	<b>Grant Funds Requested</b>	<b>Other Contributions</b>
A. Equipment/Supplies	<b>\$21,485</b>	
B. Contract Services	<b>\$9,600</b>	<b>\$1,000</b>
C. Public Education	<b>\$3,000</b>	
D. Site Preparation		
E. Travel	<b>\$750</b>	<b>\$500</b>
F. Other Direct Costs		
<b>Total Requested</b>	<b>\$34,835</b>	<b>\$1,500</b>

**A. EQUIPMENT/SUPPLIES** (Examples: boxes, bags, cement pads, used oil collection tank, gas/oil mixture collection tank, farmer oil collection tank, oil bottle containers, oil filter containers, collection station carport covers, fencing, DIY oil drain pans, signs, waste oil heater. Please include descriptive literature, brochures, etc. with your original application.

<b>Description</b>	<b>Proposed location(s)</b>	<b>Per unit cost</b>	<b>Other contributions</b>	<b>Grant request</b>
<i>Farmer 600-gal tank including instillation</i>	<i>Leesville Collection Station</i>	<i>\$14,450</i>		<i>\$14,450</i>
<i>Oil bottle bags</i>	<i>Twelve Collection Sites</i>	<i>20-boxes of bags 100/box @ \$39.25/ea</i>		<i>\$6,785</i>
<i>Dry Absorbent</i>	<i>Twelve Collection Sites &amp; Processing Building</i>	<i>50 bags @ \$5.00/ea</i>		<i>\$250</i>
<b>Totals</b>			<b>6,</b>	<b>\$21,485</b>

**B. CONTRACT SERVICES** (Example: Used oil filter/bottle collection, transportation costs.)

Description	Proposed location(s)	# units, pick-ups, etc.	Per unit cost	Other \$ contributions	Grant request
<i>Preventive Maintenance Contract for 1 Year for oil filter cuber</i>	<i>498 Landfill Lane Lexington, SC (Oil Filter recycling)</i>				\$9,600
					\$
					\$
					\$
					\$
<b>Totals</b>					\$9,600

**C. PUBLIC EDUCATION** (Expenditures will require **pre**-approval and cannot exceed limit on enclosed table.)

Description	Per unit cost	Other contributions	Grant request
<i>SCDHEC Approved Materials and umbrella used as signage.</i>		\$	\$3,000
		\$	\$
		\$	\$
		\$	\$
<b>Totals</b>		\$	\$3,000

**D. SITE PREPARATION** (Examples: clearing, fencing, or paving for oil sites.)

Description	Proposed location(s)	Per site cost	Other contributions	Grant request
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$
<b>Totals</b>			\$	\$

**E. TRAVEL** (Will require preapproval on form provided by office and cannot exceed \$750)

Description	Other Contributions	Grant Request
<i>Attend Recycling Workshop and or Conference</i>	\$500	\$750
	\$	\$
	\$	\$
<b>Totals</b>	\$	\$750

**F. OTHER DIRECT COSTS** (For other costs directly associated with the collection, transportation or recycling of used motor oil and related materials. Must be described fully in the project summary. )

Description	Other Contributions	Grant Request
	\$	\$
	\$	\$
<b>Totals</b>	\$	\$

**COUNTY OF LEXINGTON**  
FINANCE DEPARTMENT

**interoffice**

MEMORANDUM

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**to:** County Council

**from:** Kristi Hornsby, Manager of Grants Administration

**subject:** FY2007 Solid Waste Reduction Grant

**date:** March 6, 2006

Lexington County Solid Waste Management is seeking Council's approval to apply for the Solid Waste Reduction Grant from the South Carolina Department of Health and Environmental Control (DHEC) in the amount of \$63,000 for the purpose of increasing cardboard recycling capabilities. The grant funds will be used to purchase two (2) power compactor units, power poles, and concrete pads.

This grant is 100% state funded. There are no personnel funded with this grant.

Proposal for Solid Waste Reduction Grant  
Submitted by Lexington County Solid Waste Management  
April 7, 2006

Requested Amount \$63,000

Federal I.D. Number 57-6000379

Recycling Coordinator & Contact Person

Donna Hendrix, Project/Recycling Coordinator  
498 Landfill Lane  
Lexington, South Carolina 29073  
Telephone (803) 755-3325

Financial Officer/Grant Administrator

Kristi Hornsby, Grants Administrator  
212 South Lake Drive  
Lexington, South Carolina 29072  
Telephone (803) 359-8100

Authorized Representative (County Administrator)

William A. Brooks, County Administrator  
212 South Lake Drive  
Lexington, South Carolina 29072  
Telephone (803) 359-8100

Address Reimbursement be mailed to

Kristi Hornsby, Grants Administrator  
212 South Lake Drive  
Lexington, South Carolina 29072  
Telephone (803) 359-8100

## Proposal

Lexington County's Central Warehouse (LCCW) and the Lexington County Sheriff's Departments Detention Center both are currently recycling cardboard. Both sites are using mesh trailers supplied and serviced by (LCSWM). Since (LCSWM) main objective is to service twelve (12), our residential Collection Stations, the two county complexes sometimes receive interrupted service. As a result, these sites are forced to dispose of cardboard with their MSW. Installing compactors at these sites would: guarantee a much higher recycling rate for cardboard, receive uninterrupted service and have a more aesthetic and sanitary means of collection. In addition, other offices located at each complex will be encouraged to recycle their cardboard, due to the larger collection capacity forty-yard compactors offer. The amount of recovered cardboard is expected to increase by 50-75%.

## Departmental Historical Data

LCSWM began providing collection stations in 1989 and increased the number of sites to the current 12. We are expanding our sites and plan to continue, as funding allows each year. Our Sandhills site was relocated to (3241 Charleston Hwy) a much larger county owned area and was financed and constructed entirely by LCSWM and Lexington County Public Works Department (LCPW). This past year we completed the expansion of our Ball Park (301 Ball Park Road) site, again financed and constructed entirely by LCSWM, along with assistance from LCPW. In the FY 05/06 year with assistance of grant funding, we expanded our Chapin collection station. (103 Distant Lane). In the FY 06/07, we will be expanding our Gwen Bailey (100 Theo Jumper Road) collection station to be equivalent in size to our Sandhills site. We have experienced a large increase in the use of the sites over the past years and wish to continue with other expansions to meet the public's need when funding is available. Total recycling received from our collection station in FY 04/05 was 6,047.45 tons.

Along with the drop-off collection sites, LCSWM administers a franchise contract for curbside recycling and recycled 1,466.83 tons, a substantial increase of 44% from the FY 03/04 year, recycled from the curb service. This was included within our Annual Report for last fiscal year. This program was historically available to only residents in the larger urban areas, but became available to all citizens living in the unincorporated areas of the county around 1996. We anticipate this number to continue to increase as we encourage this service as a

convenience to our citizens and as an alternate to driving to our sites for waste disposal. We educate our public about this service in a free brochure distributed at our sites. Educational items approved by SCDHEC are distributed our sites and at civic, community and homeowner association meetings. (See enclosed brochure and SW Guidelines). We encourage additional recycling that is only available within our sites such as scrap metal, textiles, used motor oil, bottles and filters, battery and rechargeable batteries, and cooking oil.

**Proposed Budget - Equipment & Site Preparation**

If awarded requested funding, plans are to begin upon receipt. Funding will procure: Power poles and electrical boxes, concrete pads and one compactor unit per site, using forty-yard compactor boxes

Below is a budget based on minimal estimated supplies and contractual cost for the proposed program

Description	Proposed Location	Per Unit Cost	LCSWM Contributions	Grant Request
Two (2) Three phase power compactor units	Sheriffs Depart Central Warehouse	\$30,000 each	County forces will provide site preparation.	\$60,000
Two (2) Power poles with Electrical Boxes	Sheriffs Depart Central Warehouse	\$300.00 each	County forces will provide site preparation.	\$600
Two (2) Concrete Pads	Sheriffs Depart Central Warehouse	\$1,200.00 each	County forces will provide site preparation.	\$2,400

COUNTY OF LEXINGTON  
FINANCE DEPARTMENT

**interoffice**

MEMORANDUM

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**to:** County Council

**from:** Kristi Hornsby, Manager of Grants Administration

**subject:** FY2007 Solid Waste Tire and Automobile Dismantler Grant

**date:** March 6, 2006

Lexington County Solid Waste Management is seeking Council's approval to apply for the Solid Waste Tire and Automobile Dismantler Grant from the South Carolina Department of Health and Environmental Control (DHEC) in the amount of \$61,582 for the purpose of proper disposal of waste tires.

This grant is 100% state funded. There are no personnel funded with this grant.

SC DHEC Office of Solid Waste Reduction and Recycling  
 FY2007 Waste Tire and Automobile Dismantler Grant Application

1.	Total Amount Requested: <b>\$61,582</b>
2.	Name of Local Government: <b>Lexington County</b>
3.	Federal ID Number: <b>576000379</b>
4.	<p>Recycling Coordinator Information          Name: <b>Donna G. Hendrix</b>          Address: <b>498 Landfill Lane</b>  <b>Lexington, South Carolina 29073</b></p> <p>Phone: <b>(803) 755-3325</b>          Fax: <b>(803) 755-3833</b>          E-mail Address: <b>dhendrix@lex-co.com</b></p>
5.	<p>Contact Person Information          Name: <b>Joseph G. Mergo, III</b>          Address <b>498 Landfill Lane</b>  <b>Lexington, South Carolina 29073</b></p> <p>Phone <b>(803) 755-3325</b>          Fax: <b>(803) 755-3833</b>          E-mail Address: <b>jmergo@lex-co.com</b></p>
6.	<p>Financial Officer/Grant Administrator Information          Name: <b>Kristi Hornsby</b>          Address: <b>212 South Lake Drive</b>  <b>Lexington, South Carolina 29072</b></p> <p>Phone: <b>(803) 785-8111</b>          Fax: <b>(803) 785-8101</b>          E-mail Address: <b>khornsby@lex-co.com</b></p>
7.	<p>Authorized Representative (County Administrator, etc.) Information          Name <b>William A. Brooks</b>          Title County Administrator          Address: <b>212 South Lake Drive</b>  <b>Lexington, South Carolina 29072</b></p> <p>Phone. <b>(803) 785-8100</b>          Fax: <b>(803) 785-8101</b>          E-mail Address: <b>abrooks@lex-co.com</b></p>
8.	<p>Address to which reimbursements should be mailed:  <b>Kristi Hornsby</b>  <b>212 South Lake Drive</b>  <b>Lexington, South Carolina 29072</b></p>

Provide the following information on attachments, in sequence and numbered for reference:

9. Describe the areas to be serviced under this grant. Include the following information:
- Names of municipalities, townships etc.  

<i>Batesburg-Leesville</i>	<i>Cayce</i>	<i>Chapin</i>
<i>Gaston</i>	<i>Gilbert</i>	<i>Irmo</i>
<i>Lexington</i>	<i>Pelion</i>	<i>Pineridge</i>
<i>South Congaree</i>	<i>Springdale</i>	<i>Summit</i>
<i>Swansea</i>	<i>West Columbia</i>	
  - Population estimates **226,528**
  - Area descriptions including which areas are rural, urban and suburban (**See Attachment #1**)
  - Square mileage of service area. **750 Square miles – entire County’s Waste Tires**
10. Describe the current methods available for the disposal of waste tires. List collection sites, collection methods and applicable fees charged by the county for the management of waste tires from:
- Residents **County residents may dispose of their tires at the Edmund Landfill Facility. If a receipt is presented, there is not charge, if receipt is not presented tires are \$1.50 each for disposal.**
  - Tire retailers **All commercial retailers are responsible for their own, but may dispose of tires at the Edmund Facility for a fee of \$1.50 per tire or \$150 per ton.**
  - Automobile dismantlers (salvage yards) **Historically dismantlers were never charged, but are now required a fee of \$1.50 per tire or \$150 per ton for disposal. We wish to assist with grant funds to curb their cost for disposal.**
  - Other businesses (**same as retailers**)
11. Provide the following information for any vendor that provides collection, transportation, processing and/or recycling services for stockpile waste tires:
- Name of hauler **Lexington County assists with stockpile clean ups along with Municipal governments when applicable for discovered stockpiles. Tires are then delivered to the Lexington County Edmund Landfill facility (see below)**
  - Name of processor (if different from hauler)
  - Charge per/ton
  - Other Charges (please explain)
  - Location of the stockpile (included property owner’s name and address)
12. Provide the following information for any vendor that provides collection, transportation, processing and/or recycling services for current generation waste tires:
- Name of hauler **Lexington County Solid Waste Management (LCSWM) contracts with U. S. Tire to haul and process all Lexington County Solid Waste Management’s waste tires. LCSWM Edmund facility is located at 498 Landfill Lane. For the purpose of this grant this facility is considered as the current generation of waste tires**
  - Name of processor (if different from hauler)

- c. Charge per/ton **\$82.00**
  - e. Other Charges (please explain) *N/A*
13. Provide the following information for any vendor that provides collection, transportation, processing and/or recycling services for automobile dismantler waste tires (county governments only):
- a. Name of hauler ***Each individual dismantler may deliver their tires to the Edmund Facility***
  - b. Name of processor (if different from hauler) **(Same)**
  - c. Charge per/ton ***Fee of \$1.50/tire or \$150.00/ton***
  - d. Other Charges (please explain)
14. Provide a timetable for the implementation of the project. ***This grant will cover cost for current generation and other encumbered cost associated with waste tires until June 2007.***
15. List separately each individual involved in the implementation of each phase of the project and describe their involvement with the project. ***Only Lexington County Solid Waste Management is involved in this grant request.***
16. Describe in detail the project for which grant money is being requested. Include:  
***Any Stockpile tires discovered through Lexington County Code Enforcement or SCDHEC are handled on a case-by-case basis. Once all information is obtained it is then determined the amount of assistance which we can give. There are no predetermined amounts at this time.***
- A. For stockpile clean-ups include the following information:
    - 1. Overview of the project.
    - 2. List the sites with accumulated tire piles. Include address of the sites and name of the property owners. Include a site map.
    - 3. Give an estimate of the number of tires at each site. Give an estimate of the length of time the tires have been at each site.
    - 4. Describe any compliance or enforcement action that has been taken or considered by state or local authorities against the property owners or other parties involved in the dumping of tires at these sites.
    - 5. Describe how these tires are to be collected and transported and what the final disposition of the tires will be.
    - 6. All other pertinent information needed to assess the project for which you are applying.
  - B. For Automobile Dismantler clean-ups include the following information.
    - 1. Expected tonnage
    - 2. The location of the collection facility
    - 3. Destination of tires and means of transporting
    - 4. Method of processing or recycling of tires
    - 5. Responsibility for drop charges, if tires are collected directly from the dismantler
    - 6. Contact information for any known automobile dismantlers that wish to participate in this program but are not named on the enclosed dismantler list.

- C. For Current Generation waste tires include the following:
1. A complete overview of the project. Include tonnage estimates of tires to be recycled, disposed or processed as a result of the program. **Approximately 800 tons of tires are estimated to be collected at this LCSWM Edmund facility through June 2006, including stockpile, current generation and dismantler tires. State Tire Fund suffered a deficit of \$88,318.56 in FY 05/06, thus a mid-year grant was requested.**
  2. Provide pertinent information on any written contracts, written bids or written agreements applicant has entered into to develop and/or implement the program. Include specifics of what services will be rendered and cost estimates. (A copy of the written document may be substituted.) Cost estimates must match budget pages.
  3. Describe the location from which the tires are to be removed, including ownership of the property and provide an explanation of how the tires came to be located there. **Grant to fund all waste tires delivered to LCSWM Edmund Facility.**
  4. The final destination of the tires, i.e., how and where processed or recycled. **U.S. Tire hauls to their North Carolina facility for processing.**
  5. Length of time for which the contract will extend. **Hauling and processing contract awarded for one-year period. This contract ends in May 2007. Substantial increase per ton cost is expected.**
  6. All other pertinent information needed to assess the project for which you are applying.
- C For travel, public education and other direct costs, include a detailed description of all goods and services requested. Cost estimates must match budget pages.
17. Complete the Tire Fee Worksheet provided on the next page.

**TIRE FEE WORKSHEET  
FY2007  
(COUNTY GOVERNMENTS ONLY)**

Applicant: <i>Lexington County</i>		Passenger tires managed annually:		Truck tires managed annually:
		2005 Actual	2006 Anticipated	2007 Anticipated
<b>Current Generation:</b>	A.) Total tons managed			685
	B.) Contracted rate/ton for removal/recycling		\$	\$ 82
	C.) Total Cost (A x B)	\$	\$	\$ 56,170
<b>Stockpile Clean-ups:</b>	D.) Total tons managed			50
	E.) Contracted rate/ton for removal/recycling	\$	\$	\$ 82
	F.) Total Cost (D x E)	\$	\$	\$ 4,100
<b>Automobile Dismantler:</b>	G.) Total tons managed			16
	H.) Contracted rate/ton for removal/recycling	\$	\$	\$ 82
	I.) Total Cost (G x H)	\$	\$	\$ 1,312
<b>Revenues:</b>	J.) Treasure's Office Disbursement	\$	\$	\$ 91,000
	K.) Tipping Fees for Waste Tires	\$	\$	\$ 0
	L.) Revenue from other sources	\$	\$	\$ 0
	M.) Total Revenues (J + K + L)	\$	\$	\$
<b>Calculate your anticipated shortfall amount using the numbers from 2006 Anticipated column above:</b>				
Total anticipated cost for 2007 (C + F + I)				\$ 152,582**
Less: Total anticipated Revenues for 2007 (M):				\$ 91,000
<b>Anticipated Shortfall:</b>				\$* 61,582
*The request for contractor costs can be no greater than this amount				

6 \*\*While cost above reflects disposal only, it does not reflect equipment cost or man power required of LCSWM to achieve waste tire clean ups allocated at \$90,897 for FY06/07. This is the cost to operate the Waste Tire Program, excluding the actual tire disposal cost, thus a shortfall occurs for this portion of the program. See attached State Tire Budget appropriations.

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