



Watch Live via YouTube at:

<https://www.youtube.com/@jcmedia3657>

Pursuant to Ordinance #08-17, Any citizen of the County may sign to speak in person at the Council Meeting (before the Council Meeting's Regular Meeting start time) on the **Public Comments Sign in Sheet** on the Podium to address Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes per person and total public input will be limited to 30 minutes. Written Public Comments may also be submitted by 1PM on the date of the Council Meeting by emailing your comment to: comments@jaspercountysc.gov.

To participate in a **Public Hearing for a specific agenda item**, you may either email written public comments to comments@jaspercountysc.gov by **1:00PM on Tuesday, September 5, 2023**; or you can speak in person at the Council Meeting by signing in on the **Public Hearing Sign In Sheet** located outside the Council Chambers Doors prior to the start of the meeting. **Public Hearing Comments** shall be limited to **3 minutes per person**.

Instructions may also be found at the Jasper County website www.jaspercountysc.gov

FOR MORE INFORMATION, PLEASE CALL (843) 717-3696



JASPER COUNTY COUNCIL COUNCIL MEETING

Jasper County Clementa C. Pinckney Government Bldg.
358 3rd Avenue, Ridgeland, SC 29936

Tuesday, September 5, 2023

AGENDA

5:30PM

1. Call to Order by Chairman Sauls

Clerk's Report of Compliance with the Freedom of Information Act.

In compliance with the Freedom of Information Act, notice of meetings and agendas were posted and furnished to all news media and persons requesting notification

2. Executive Session SECTION 30-4-70.

(a) A public body may hold a meeting closed to the public for one or more of the following reasons:

(1) Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body – [Levy Fire Protection District Board](#)

(2) Discussion of negotiations incident to proposed contract arrangements and proposed purchase or sale of property, the receipt of legal advice where the legal advice related to pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim – [Litigation Update – Davis v. Jasper County; Airport Matters – Hangar Leases; Contract Discussion Lease or Purchase of Aviation Fuel Trucks; Ridgeland Fire Contract](#)

(5) Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by a public body – [Prospect Update](#)

ANY EXECUTIVE SESSION MATTER ON WHICH DISCUSSION HAS NOT BEEN COMPLETED MAY HAVE DISCUSSION SUSPENDED FOR PURPOSES OF BEGINNING THE OPEN SESSION AT ITS SCHEDULED TIME, AND COUNCIL MAY RETURN TO EXECUTIVE SESSION DISCUSSION AFTER THE CONCLUSION OF THE OPEN SESSION AGENDA ITEMS. PLEASE BE ADVISED THERE MAY BE VOTES BASED ON ITEMS FROM THE EXECUTIVE SESSION.

3: Return to Open Session at 6:30PM

- **3.1 Action coming out of Executive Session**

4. Pledge of Allegiance and Invocation:
5. Discussion of Consent Agenda and Agenda Items:
6. Approval of Agenda:

PRESENTATIONS AND PROCLAMATIONS

7. [Anne Caywood](#) – Executive Director Lowcountry Legal Volunteers: Topic "Jasper County Outreach and Support"
8. [Denise R. Grabowski](#), AICP, LEED AP, Symbioscity, LLC. – Topic "Review and Update of the Comprehensive Plan and the Euhaw Broad River Planning Area"

RESOLUTIONS

9. [Andrew Fulghum](#) – Consideration of Resolution [#R-2023-18](#) authorizing the Administrator to execute Detention Center Mutual Aid Agreements.

PUBLIC HEARINGS, ORDINANCES AND ACTION ITEMS

10. [Russell Wells](#) – Consideration of the [3rd reading](#) of Ordinance [#O-2023-12](#) Amending Chapter 9, *CIVIL EMERGENCIES*, by creating new Divisions, adopting restrictions and conditions regarding open burning of vegetation, leaves, and other materials, and matters related thereto. ([1st reading 05.15.2023](#); [2nd reading 07.17.2023](#); [3rd reading tabled 08.21.2023](#))
11. [Lisa Wagner](#) - Public Hearing and [2nd reading](#) of Ordinance [#O-2023-15](#) of an ordinance To Amend Article 6:1 – Table 1, *Use Regulations*; Article 7:3 – Table 1, *Schedule of Lot Area, Yard, Setback, and Density*; Article 11:7, *Industry Specific Conditional Use Regulations*, Sections 11:7.31, *Duplexes*; 11:7.32 *Townhouses*; and 11:7.33, *Patio Homes* of the Jasper County Zoning Ordinance, to remove duplexes, townhouses, and patio homes as a conditional use from certain Zoning Districts, add conditional use requirements, increase the setback requirements and reduce the allowed density for duplexes, townhomes, and patio homes. ([1st reading 08.21.2023](#))
12. [David Tedder](#) – Consideration of the [2nd reading](#) of Ordinance [#O-2023-16](#) establish a Board of Parks and Recreation for Jasper County, South Carolina by adopting a new, Chapter 2, Article IV, Division 4 in the Jasper County Code of Ordinances ([1streading 08.21.2023](#)).

13. **Kim Burgess** – Consideration of the **2nd reading** of Ordinance [#O-2023-17](#) to Amend Jasper County Ordinance O-2022-17 for Fiscal Year 2023 Jasper County Budget to Provide for Amendments to the Budget and to Carryover Approved Lapsing Funds to Fiscal Year 2024, and to Amend Jasper County Ordinance O-2023-09 for Fiscal Year 2024 Jasper County Budget to Provide for Amendments to the Budget Lapsing Funds from Fiscal Year 2023 and to Correct an Error in Section 2 of the Budget Regarding a Mathematical Error. *(1st reading 08.21.2023)*

CITIZEN COMMENTS

14. Open Floor to the Public per Ordinance 08-17 Any citizen of the County may sign to speak in person at the Council Meeting (before the Council Meeting's 6:30PM start time on the Sign-In Sheet on the Podium), to address Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes per person and total public input will be limited to 30 minutes.

15. Administrator's Report

CONSENT AGENDA

16. **Lisa Wagner** - Consideration of the **3rd reading** of Ordinance [#O-2023-14](#) to amend the Official Zoning Map of Jasper County so as to transfer three (3) properties located along Honey Hill Road, bearing Jasper County Tax Map Numbers: 029-00-02-028, a 6-acre portion as shown on the attached exhibit; 029-00-02-079; and 029-00-02-086, from the Rural Preservation Zone to the Community Commercial Zone, and one (1) property located along Honey Hill Road bearing Jasper County Tax Map Number 029-00-02-061 from the Residential Zone to the Community Commercial Zone on the Jasper County Official Zoning Map. *(1st reading 07.17.2023; 2nd reading 08.21.2023)*

17. **Russell Wells** – Consideration of the Motorola Service Contract Renewal. (This was approved in the FY 23-24 budget, however contract exceeds authority of the Administrator).

18. Approval of the Minutes of May 5, 2023.

END OF CONSENT AGENDA

19. Council Members Comments

20. Possible Return to Executive Session to Continue Discussion on Matters Regarding Agenda Item II.

21. Adjournment:

***Council may act on any item appearing on the agenda including items discussed in executive session.**

In accordance with South Carolina Code of Laws, 1976, Section 30-4-80(d), as amended, notification of the meeting was posted on the County Council Building at a publicly accessible place and on the county website at least 24 hours prior to the meeting. A copy of the agenda was given to the local news media and posted at the meeting location twenty-four hours prior to the meeting.

***Special Accommodations Available Upon Request to Individuals with Disabilities*
*(843) 717-3696***

ITEM

7



Lowcountry Legal Volunteers' mission is to provide free critical legal services to low-income individuals living in Beaufort, Jasper, and Hampton counties. We have offices in Okatie, Hardeeville and Beaufort to provide equal access to justice to people who would not receive legal assistance any other way.

For the past twenty-three years, LCLV has been a volunteer-based organization. We are always looking for new volunteers to support the work that we do. Our volunteers are mainly retired attorneys, retired paralegals and administrative professionals but anyone can volunteer with us and make a difference in the lives of local families. Our small staff of 4 could not help the numbers of people we serve without our volunteers.

The population we serve is anyone living in our service area seeking legal counsel for a wide variety of family law issues including child support, custody, birth certificate amendments and divorce.

We currently offer our free legal services to adult clients who are living at or below 150% of the federal poverty guidelines.

For example: a single mom with three children would need to make \$3,469 or less a month to qualify for our services.

Lowcountry Legal Volunteers assists low-income families in crisis, our senior population, as well as anyone facing eviction or dealing with a Landlord/Tenant issue.

In 2022, we closed 120 cases and conducted 24 community outreach clinics. Lowcountry Legal Volunteers assisted 436 low-income individuals. That adds up to positively impacting 1,526 people, including the person directly served and their family.

LCLV also provided the value of \$2.5 million in legal services and obtained more than \$342,000.00 in child support for local children.

Without our local donors, grantors, and the community's support, we could not do the work we do every day.

*To find out more about Lowcountry Legal Volunteers please check out our website at lowcountrylegalvolunteers.org or call us 843-815-1570.

Need Help With A Legal Issue?

- ✓ Need Child Support?
- ✓ Need a Will?
- ✓ Need Eviction Defense?
- ✓ Need Your Record Cleared?
- ✓ Need to Save your Family's Land?

THEN DON'T MISS THE BIGGEST FREE LEGAL SERVICE PROVIDER EXPO IN THE HISTORY OF JASPER COUNTY!

DATE: Saturday, September 16th, 2023

TIME: 10:00 a.m. to 2:00 p.m.

PLACE: Antioch Education Center 7557 W Main Street Ridgeland, SC

Please join us and know that you'll find the help here you need to address your legal needs and concerns.

Presented by: Antioch Education Center and Lowcountry Legal Volunteers



Come On Out To Our 3rd Annual Lowcountry Boil

Everyone's Invited! Please come out and help support the work of LCLV – providing those individuals and families here in our backyard with free legal services.

DATE: September 23, 2023

TIME: 5:00 to 8:00 p.m.

PLACE: Shelling Ale Works 1111 11th St,
Port Royal, SC

-  Live Music provided by the Cluster Shucks
-  Ticket price \$75.00



Scan QR code to purchase online



ITEM

8



Jasper
County
South Carolina

Comprehensive Plan Update

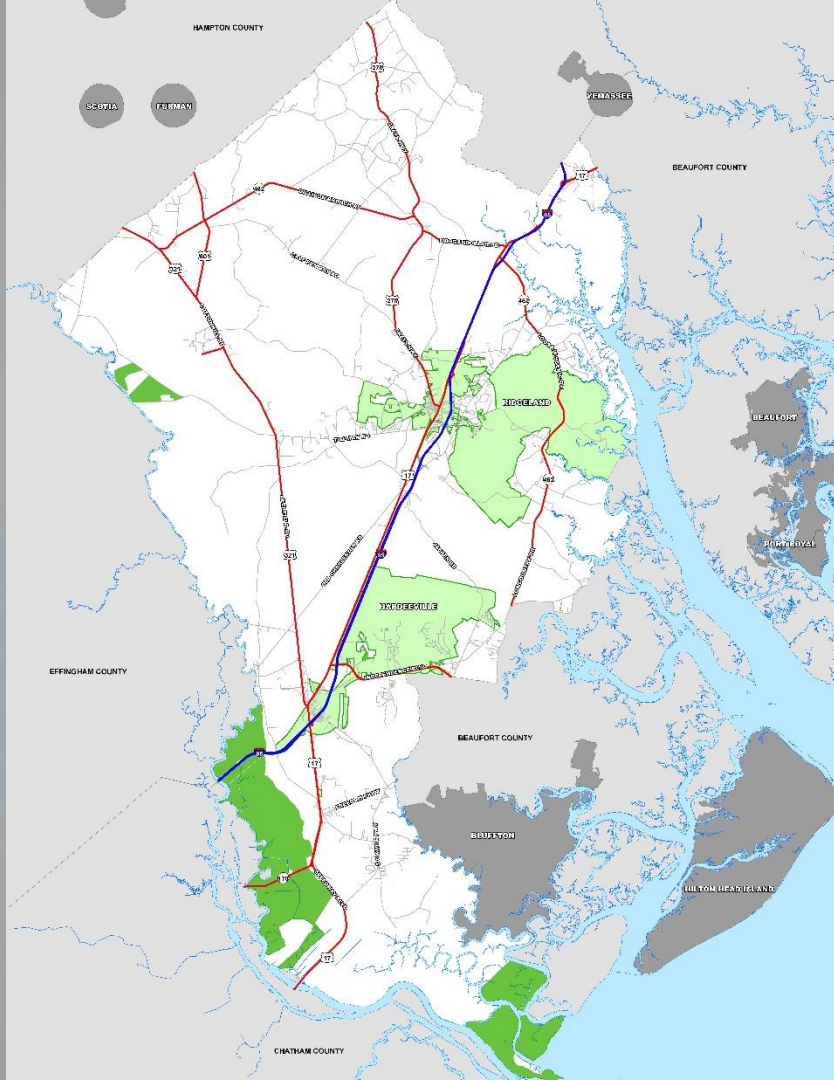
SEPTEMBER 5, 2023

Denise R. Grabowski, AICP, LEED AP

sympiocity
PEOPLE + PLACE + PLANET

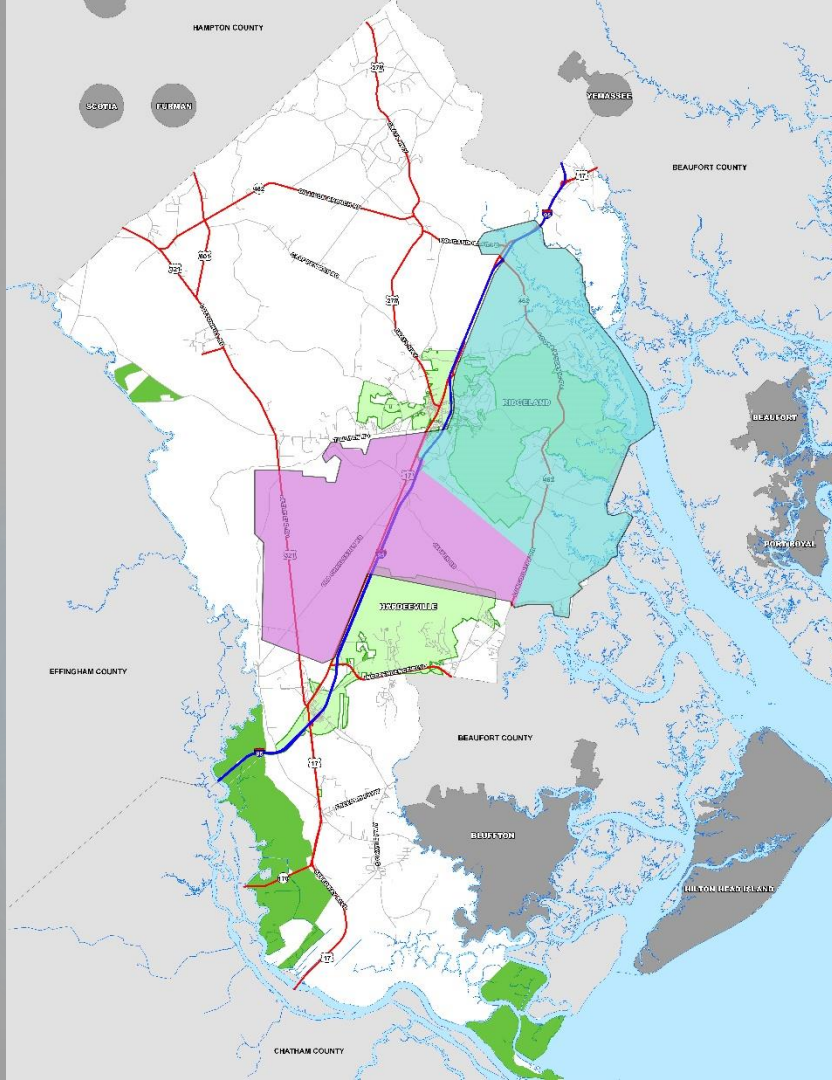


What is Jasper's Journey?



Master Plan for Jasper County

- Update of the 2018 plan
- Reflection of community's vision
- Roadmap for the future
- Guide for decision-makers



Euhaw Broad River Planning Area

- Moratorium until March 2024
- Build from the work of the Broad River Task Force

Stakeholder Advisory Committee/ Euhaw Broad River Task Force

- Lowcountry Land Trust
- Technical College of the Lowcountry
- Southern Carolina Alliance
- Jasper County United
- USC - Beaufort
- City of Hardeeville
- BJWSA
- Town of Ridgeland
- Jasper County School District
- Morris Heritage Center
- Jasper County Chamber of Commerce
- Soil & Water Conservation District
- Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.
- Coastal Conservation League
- Congaree Golf Club
- Okeetee Club
- Dominion Energy
- Palmetto EMC
- South Carolina Department of Natural Resources
- Realtors Association
- Open Space Land Trust
- Keep Chelsea Rural

Schedule

	2023					2024		
	August	Sept	Oct	Nov	Dec	Jan	Feb	March
Phase I: Vision, Goals, and Strategies								
Establish goals for the Euhaw Broad River Planning Area; Initiate development of the land use and community facilities elements, future land use map updates, and natural resource protection strategies								
Phase II: Future Land Use Map								
Present future land use map and draft comprehensive plan narrative; Initiate discuss regarding land use regulations								
Phase III: Development Regulations Update								
Present recommendations for modifications to land use regulations								
Adoption Schedule (Target Dates)								
Planning Commission - Comprehensive Plan Amendments						9-Jan		
Planning Commission - Code Modifications							13-Feb	
County Council - Comprehensive Plan Amendments						22-Jan		
County Council - Code Modifications - 1st Read							19-Feb	
County Council - Code Modifications - 2nd Read								4-Mar
County Council - Code Modifications - 3rd Read								18-Mar
Moratorium Expires								20-Mar

Schedule

	2023					2024		
	August	Sept	Oct	Nov	Dec	Jan	Feb	March
Phase I: Vision, Goals, and Strategies								
Establish goals for the Euhaw Broad River Planning Area; Initiate development of the land use and community facilities elements, future land use map updates, and natural resource protection strategies								
Stakeholder Interviews/Small Group Meetings (6)								
Task Force/Planning Commission Workshop								
Community Meeting/Open House								
<i>Deliverables:</i>								
<i>Vision statement, goals, and identification of potential strategies</i>								
Phase II: Future Land Use Map								
Present future land use map and draft comprehensive plan narrative; Initiate discuss regarding land use regulations								
Task Force/Planning Commission Workshop								
Community Meeting/Open House								
<i>Deliverables:</i>								
<i>Future Land Use Map</i>								
<i>Comprehensive Plan Narrative</i>								

Engage – Educate – Act



Email
Updates

Online
Surveys

Workshops

Calendar
of Events

Lectures

Tours

Forums

Update of
Existing Plan

Access to
Draft
Documents



Jasper
County
South Carolina

Comprehensive Plan Update

SEPTEMBER 5, 2023

Denise R. Grabowski, AICP, LEED AP

sy**mbi**o**city**
PEOPLE + PLACE + PLANET

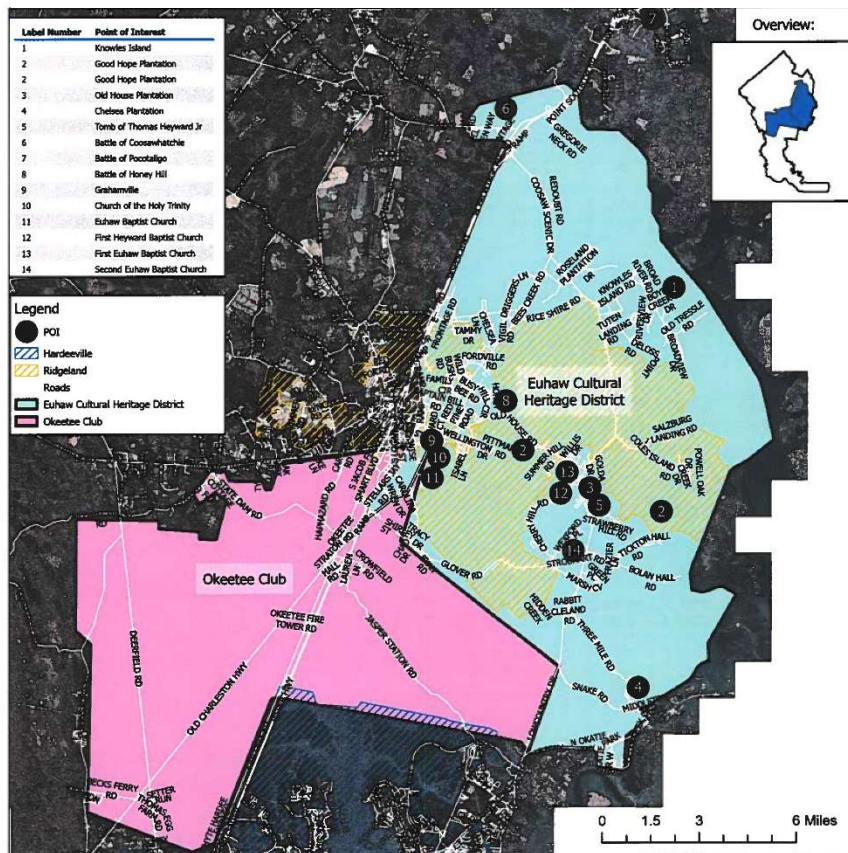


Jasper
County
South Carolina

Beginning in 2017, the citizens and community leaders of Jasper County came together to develop *Jasper's Journey, A Comprehensive Master Plan for Jasper County*. As Jasper County initiates the five-year update to this plan, the Euhaw Broad River Planning Area will be the first area of focus. The work and recommendations of the Broad River Task Force, appointed by the County Council, will serve as the starting point for the development of a unified vision to inform the plan update.

In addition to updating the comprehensive plan (which includes an update to the future land use map), this initial phase will also include recommended modifications for the land development code. While the work on the comprehensive plan will begin first, analysis of the land development regulations will occur concurrently. This approach will expedite the process, with the goal of adopting new regulations before the sunset of the current development moratorium in the Euhaw Broad River planning area on March 20, 2024. This approach will also be beneficial in demonstrating how the land development regulations are an important tool for implementation of the comprehensive plan.

Euhaw Broad River Planning Area



Stakeholder Advisory Committee/Euhaw Broad River Planning Area Task Force

Broad community engagement is an important part of this process. A Stakeholder Advisory Committee will be established to oversee the comprehensive plan update. Potential groups/organizations to participate on the Stakeholder Advisory Committee include:

- Lowcountry Land Trust
- Technical College of the Lowcountry
- Southern Carolina Alliance
- Jasper County United
- USC - Beaufort
- City of Hardeeville
- BJWSA
- Town of Ridgeland
- Jasper County School District
- Morris Heritage Center
- Jasper County Chamber of Commerce
- Soil & Water Conservation District
- Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.
- Coastal Conservation League
- Congaree Golf Club
- Okeetee Club
- Dominion Energy
- Palmetto EMC
- South Carolina Department of Natural Resources
- Realtors Association
- Open Space Land Trust
- Keep Chelsea Rural

Each organization will be afforded an opportunity to serve on the larger Stakeholder Advisory Committee and/or the Euhaw Broad River Planning Area Task Force, as a subset of the larger Advisory Committee. Engaging with these organizations will be important in informing the process and building community buy-in and support.

During the initial phase, up to three workshops with the Euhaw Broad River Task Force are proposed, along with two public workshops.

- September/October 2023
 - Task Force Meeting 1 – Review goals for the Euhaw Broad River Planning Area and initiate discussions about the land use and community facilities elements, future land use map updates and natural resource protection strategies.
 - Community Meeting 1 – Review goals for the Euhaw Broad River Planning Area as drafted by the Task Force. Seek input about the land use and community facilities elements, future land use map updates and natural resource protection strategies.
- October/November 2023
 - Task Force Meeting 2 – Present draft future land use map for discussion and feedback.
 - Community Meeting 2 – Present the draft future land use map and key strategies.
- December 2023
 - Task Force Meeting 3 – Present the proposed comprehensive plan amendments, including the revised future land use map, and recommended approach for land use regulation modifications.

To begin this process, each member of the County Council will have the option to meet with the planning consultant for a brief interview. Throughout the process, workshops with the County Council will be scheduled as needed.

The attached schedule provides an overview of key milestones and activities for phase one. Phase two activities – which will address areas of the County outside of the Euhaw Broad River Planning Area, will begin in Spring 2024.

Engagement & Education

In addition to the community workshops listed above, the Jasper County website will serve as an important communication tool. The website will host project information, draft project documents for review, and an events calendar. Online surveys will also be available on the website and distributed through email updates.

In the spirit of collaboration and partnership, Jasper County will invite community partners to post events on the project webpage. Events may include educational workshops, focus group meetings, lectures, etc. While these events will not be hosted or organized by Jasper County, they will be beneficial in bringing people together to learn more about issues important to the community, such as stewardship of natural resources, cultural resources, and issues related to growth and development.

Collaboration & Fiscal Stewardship

Close coordination, particularly with the Town of Ridgeland, will be important in working towards a shared vision for growth and development for the county as a whole. Jasper County will work proactively with the municipalities, particularly focused around creating a shared vision of annexation boundaries.

In addition to the activities mentioned above, workshops will also be held with the County Council regarding impact fees and potential new revenue sources through sales taxes. While these presentations are separate from the scope of work for the comprehensive plan and development regulations, fiscal responsibility is an important consideration when planning for growth in the county.

Consultant Information

The comprehensive plan and development regulations updates will be led by Symbioscity, an urban planning firm based in Savannah, Georgia. The project manager is Denise Grabowski, AICP, LEED AP. Symbioscity also worked with Jasper County in 2017 with the development of *Jasper's Journey*.



Project Work Plan - Euhaw Broad River Planning Area

	2023					2024		
	August	Sept	Oct	Nov	Dec	Jan	Feb	March
Phase I: Vision, Goals, and Strategies								
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<i>Land use regulation modifications (final)</i>								
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County Council - Land Development Code Modifications - 2nd Read								4-Mar
County Council - Land Development Code Modifications - 3rd Read								18-Mar
Moratorium Expires								20-Mar

ITEM

9

**STATE OF SOUTH CAROLINA
COUNTY OF JASPER**

RESOLUTION R-2023- 18

**A RESOLUTION
OF JASPER COUNTY COUNCIL**

TO AUTHORIZE THE JASPER COUNTY ADMINISTRATOR TO EXECUTE A MUTUAL AID AGREEMENT WITH BEAUFORT COUNTY REGARDING THE RELOCATION OF DETAINEES ON A TEMPORARY BASIS DURING AN EMERGENCY, AS WELL AS PROVIDING AUTHORIZATION TO EXECUTE SIMILAR MUTUAL AID AGREEMENTS FOR RELOCATION OF DETAINEES WITH OTHER COUNTIES FROM TIME TO TIME AND MATTERS RELATED THERETO.

WHEREAS, Jasper County operates the Jasper County Detention Center (the “JCDC”) as part of its county responsibilities, as do other counties; and

WHEREAS, the South Carolina Law Enforcement Assistance and Support Act (the “Act”) allows counties to enter into mutual aid agreements as may be necessary for the proper and prudent exercise of public safety functions so long as the agreements adhere to the requirements contained in Section 23-20-40 of the Act;

WHEREAS, there are occasions when due to natural disasters such as hurricanes and other emergent circumstances, it is necessary and prudent to relocate detainees to another detention facility on a temporary basis; and

WHEREAS, Jasper County over the years has participated in multiple mutual aid agreements for the purpose of providing temporary detainee housing, and desires to continue to enter into such agreements now and in the future; and

WHEREAS, Jasper County Council finds that it is in the best interest of the citizens and residents of Jasper County for the County Administrator to enter into the attached Mutual Aid Agreement with Beaufort County, and further, that the Administrator should be authorized to execute mutual aid agreements regarding temporary relocation of detainees from time to time which comply with the requirements of the Act;

NOW THEREFORE BE IT RESOLVED by the Jasper County Council in council duly assembled and by the authority of the same:

1. Jasper County Council approves the attached Mutual Aid Agreement and authorizes the County Administrator to execute on behalf of Jasper County the attached Mutual Aid Agreement Regarding Relocation of Detainees on a Temporary Basis with any such grammatical or non-substantial edits as the by the County Attorney mat recommend; and further, the County Administrator shall be and is hereby authorized to execute on behalf of Jasper County Mutual Aid Agreements with other counties regarding the temporary relocation of detainees that adhere to the requirements of Section 23-20-40 of the Act without further action of County Council.
2. This Resolution shall take effect upon approval by Council.

L. Martin Sauls, IV
Chairman of Jasper County Council

ATTEST:

Wanda Simmons
Clerk to Council

Adopted: _____

It is required that the following Exhibit be attached before the second reading:

**MUTUAL AID AGREEMENT WITH BEAUFORT COUNTY REGARDING THE
RELOCATION OF DETAINEES ON A TEMPORARY BASIS DURING AN
EMERGENCY**

Reviewed for form and draftsmanship by the Jasper County Attorney.

David L. Tedder

Date

EXHIBIT "A"

**MUTUAL AID AGREEMENT WITH BEAUFORT COUNTY REGARDING THE
RELOCATION OF DETAINEES ON A TEMPORARY BASIS DURING AN EMERGENCY**

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)
COUNTY OF JASPER)

MUTUAL AID AGREEMENT
REGARDING RELOCATION OF
DETAINEES ON A TEMPORARY BASIS
DURING AN EMERGENCY

THIS AGREEMENT is made and entered into this ___ day of _____, 2023 by and between Beaufort County Detention Center, Beaufort, South Carolina (hereinafter referred to as "Beaufort County") and the Jasper County Detention Center, Jasper, South Carolina, (hereinafter referred to as "Jasper County").

WHEREAS, Beaufort County and Jasper County are located in coastal areas which are vulnerable to natural disasters such as hurricanes and the Counties desire to plan for measures to take precautions against such natural disasters and other potential emergency conditions; and

WHEREAS, the South Carolina Law Enforcement Assistance and Support Act (the "Act") allows counties to enter into mutual aid agreements as may be necessary for the proper and prudent exercise of public safety functions as long as the agreements adhere to the requirements contained in Section 23-20-40 of the Act; and

WHEREAS, the parties to this Mutual Aid Agreement are South Carolina counties that find it necessary for the proper and prudent exercise of the public safety function of housing detainees to make prospective arrangements for relocating detainees on a temporary basis during an emergency; and

WHEREAS, Beaufort County Council finds that it is in the best interest of the citizens and residents of Beaufort County for the County Administrator to enter into the aforementioned Mutual Aid Agreement.

NOW, THEREFORE, for mutual consideration and public service, it is mutually agreed by the Beaufort County and Jasper County as follows:

- 1. Parties.** This Agreement is entered into by and between the following South Carolina counties: Jasper County and Beaufort County {"Parties"}.
- 2. Term.** The term of the Agreement shall be for a period of five years. The term shall begin on the date of execution and end on December 31, 2028.
- 3. Exchange of Consideration.** Each party agrees to provide Services under this Agreement for a manageable number of Detainees on a Temporary Basis during an Emergency. For purposes of this Agreement, what is, at any point in time, "a manageable number" is solely within the discretion of the Supporting Agency and is not contestable.
- 4. Additional Definitions.** In addition to those terms that are defined via parenthetical herein, the following capitalized terms have the following

meanings:

- a. **Detainee.** A Detainee refers to a person who is accused or convicted of a crime who is in custody at a party's jail.
- b. **Emergency.** An Emergency exists when Detainees in a party's jail are in danger of serious bodily injury or death due to an imminent or then-occurring natural or manmade disaster that is not imminent or then-occurring at the other party's jail.
- c. **Requesting Agency.** A party to this Agreement expressing a need or desire to transfer detainees to the Supporting Agency's jail to be securely housed and fed.
- d. **Supporting Agency.** A party to this Agreement that consents to securely house and feed inmates from the Requesting Party.
- e. **Temporary Basis.** A Temporary Basis (courtesy period) is a minimum of ten (10) calendar days.

5. **Representations.** The Parties are justifiably relying on the following material representations in entering into this Agreement and, if either party becomes non-compliant with one of these representations, it must notify the other party and that other party shall have the right to terminate the Agreement with 60 days prior written notice:

- a. **Ownership.** Each party owns, operates and is the legal custodian of a detention facility ("Jail") within the boundaries of its county.
- b. **Authorization.** Prior to executing this Agreement, where required, the county council of each party formally authorized this Agreement in a public meeting called and convened in accordance with the South Carolina Freedom of Information Act ("FOIA").
- c. **Minimum Standards.** Each party's Jail is, at the signing of this Agreement, in full compliance with the current version of the Minimum Standards for local Detention Facilities in South Carolina ("Minimum Standards"). Each party shall maintain its Jail in accordance with the Minimum Standards throughout the Term.
- d. **Insurance.** Each party carries general liability insurance and medical malpractice insurance with the State of South Carolina through the State Fiscal Accountability Authority's Insurance Reserve Fund. Each party shall maintain those coverages throughout the Term.
- e. **Workers Compensation.** Each party has workers' compensation coverage for all the persons it employs at its jail and for those who perform services related to that jail's population. Each party shall

maintain that coverage throughout the Term.

6. **Compliance with Section 23-20-40.** The purpose of this term is to specify compliance with Section 23-20-40 of the Act and are numbered to reflect that of the Act.
 - (1) **Statement of Services.** On a Temporary Basis during an Emergency, the Supporting Agency shall provide to Detainees it allows the Requesting Agency to relocate in the Supporting Agency's jail (a) all sustenance and housing services legally required to be provided to a person who is in a county jail in South Carolina and (b) minor medical attention that can be provided on weekdays at the Supporting Agency's nursing station (the "Services"). The Requesting Agency shall arrange for all other medical services for its relocated Detainees. The Parties shall carry out the Services in accordance with the process set forth on Exhibit A which is attached to and incorporated in this Agreement.
 - (2) **Financial Agreements.** The Supporting Agency will provide secure housing for each detainee/inmate of the Requesting Agency on a Temporary Basis as a courtesy for a minimum of ten (10) days. The Requesting Agency shall pay the Supporting Agency \$52.00 per day for each day beyond the 10-day Temporary Basis courtesy period, in which the Supporting Agency provides Services for a Detainee of the Requesting Agency. The Parties agree that the payment is meant to reimburse the Supporting Agency for the cost of the Services beyond the 10-day period. As between the Parties, the Requesting Agency is financially responsible for all other medical services for those Detainees. If the Requesting Agency provides Support Personnel to the Supporting Agency, they shall remain responsible for pay and benefits of their personnel. The Requestion Agency should also be responsible to pay for meals provided to its Corrections Officers and Staff by the Supporting Agency.
 - (3) **Records to be Maintained.** Each party shall maintain the records it is legally required to maintain and will, on a request basis, provide a copy to the Requesting Agency of any documents regarding Requesting Agency's Detainees housed by the Supporting Agency.
 - (4) **Duration; Modification; and Termination of Agreement.** The duration of this Agreement shall be for a period of five (5) years. For any term of this Agreement to be modified, the modification must be reduced to writing and signed by both Parties. The Agreement may be terminated prior to the expiration of the Term in accordance with the Representation term of this Agreement.
 - (5) **Legal Contingencies for Lawsuits or Damages.** The Parties have the same insurer. The Parties will handle any lawsuits or damages regarding the Services in accordance with their insurer's recommendations and directions.
 - (6) **Control of Requesting Agency's Personnel If Relocated to Supporting**

Agency. Upon request, to the extent they are capable, the Requesting Agency may provide support personnel to assist the Supporting Agency in the care for the detainees who have been temporarily relocated pursuant to this Mutual Aid Agreement for the duration the detainees are in the Supporting Agencies facility. If support personnel are relocated to the Supporting Agency, they shall be under the command and control of the Supporting Agency for the duration of the time they are at the Supporting Agency's facility.

(7) Use of Equipment and Facilities. Use of equipment and facilities shall be as necessary to carry out the Services.

(8) Processing FOIA Requests. If the Requesting Agency receives a FOIA request regarding any Detainee who is relocated to the Supporting Agency, the Requesting Agency shall respond to the FOIA request, and the Supporting Agency will cooperate with the Receiving Agency with the goal of timely and fully responding to the FOIA request.

7. This Agreement is drawn pursuant to and subject to the laws and statutes of the State of South Carolina.

8. Any notice of termination or other required written communication shall be made in writing and shall be deemed to have been given, if mailed by certified mail or personally delivered to the addresses set forth below:

Beaufort County: Beaufort County Administrator
P.O. Box 1228
Beaufort, South Carolina 29901

Copy to: Legal Department
P.O. Box 1228
Beaufort, South Carolina 29901

Jasper County: Jasper County Administrator
P.O. Box 1149
Ridgeland, SC 29936-2620

Copy to: Legal Department
P.O. Box 420
Ridgeland, South Carolina 29936-2607

9. This is the entire agreement of the parties. Any amendment or modification to this Agreement must be in writing and executed by both parties.

IN WITNESS WHEREOF, Beaufort County, South Carolina, Jasper County, South Carolina by and through their duly authorized officers have set their hands and seals on this _____ day of _____, 2023.

WITNESSES:

BEAUFORT COUNTY

By: _____
Its: County Administrator

WITNESSES:

JASPER COUNTY

By: _____
Its: County Administrator

ITEM

10

Option

1

**STATE OF SOUTH CAROLINA
JASPER COUNTY**

ORDINANCE #O-2023-12

**AN ORDINANCE OF
JASPER COUNTY COUNCIL**

Amending Chapter 9, *CIVIL EMERGENCIES*, by creating new Divisions, adopting restrictions and conditions regarding open burning of vegetation, leaves, and other materials, and matters related thereto.

WHEREAS, County Council determines and finds that it is in the best interests of the citizens of Jasper County to enact reasonable restrictions and conditions regarding open burning of leaves, tree branches, and other vegetation and materials as set forth below, both as a reduction in fire hazard and for health and safety reasons;

NOW, THEREFORE, BE IT ORDAINED, by the Jasper County Council, duly assembled and with authority of same, that the above premises be incorporated by reference; and that:

1. Chapter 9, *CIVIL EMERGENCIES*, is amended by creating Divisions in Article VI, *Offenses and Miscellaneous Provisions*, and placing Sections 9-100 through 9-120 in new Division 1, to be entitled *Prohibited Acts; Interference with Fire Apparatus or Scene; Hazardous Materials*.
2. A new Division 2, to be entitled *Open Burning; Notification; Penalties* is created, to include the following new Sections 9-121 through 9-140 as set forth in Item 3 below, with the existing Sections of Article VII, *Charges and*

Cost Recovery, items 9-121 through 9-126 to be re-numbered as Sections 9-141 through 9-146.

3. The following Items are adopted by Council, to be codified in the Jasper County Code of Ordinances as set forth herein:

DIVISION 2

Open Burning; Notification; Penalties

Sec. 9-121. Compliance With Ordinance.

No person shall kindle or maintain any open burning or authorize any open burning to be kindled or maintained within the unincorporated areas of Jasper County, excepted as stated in this ordinance.

"Open burning" is defined as: the outdoor burning of, leaves, tree branches, yard trimmings, clippings and other natural vegetation.

Sec. 9-122. Regulation of Open Burning.

a. The open burning of leaves, tree branches, yard trimmings, and other vegetative matter originating on the premises of residential properties located within the unincorporated areas of Jasper County shall be permitted, provided that any such open burning must be located no less than seventy-five (75) feet from any structure or road.

b. Adequate provisions shall be made to prevent the fire from spreading to any area within seventy-five (75) feet of any structure or road.

c. The open burning provided for under this section can only be started 1 hour after sunrise and must be extinguished 1 hour before sunset.

d. Any open burning as provided for under this section shall be fully extinguished and shall not allow any smoke to be produced beyond the time of official sunset as determined by The United States Naval Observatory.

c. Open Burning shall not cross property lines onto an adjacent property

Sec. 9-123. Open Burning on Premises of Undeveloped Properties for Purposes of Land Clearing or Right-of-Way Maintenance.

Open burning for purposes of land clearing or right-of-way maintenance on the premises of undeveloped properties upon which no residential structure is situated, shall be permitted, provided that such burning is conducted in accordance with the South Carolina Department of Health and Environmental Control (DHEC) Air Quality Regulations 61-62.2 and South Carolina Code of Laws Section 48-35-10, and provided that authorization for the open burning is obtained from the South Carolina Forestry Commission prior to ignition of the fire.

Sec. 9-124. Attendance and Fire Extinguishing Equipment Required for Open Burning; notice to State Forester; adherence to State Law.

- a. The open burning permitted under section 2 above shall at all times be attended by a competent person from the time that such fire is kindled, until such time as all embers of said fire have been extinguished.
- b. Such responsible person shall have a garden hose connected to a constant water supply, or other fire extinguishing equipment readily available for use, in such quantities and amounts as shall prevent the spread of any open burning beyond permitted areas.
- c. Proper notification shall be given to the State Forester or his duly authorized representative or other persons designated by the State Forester by calling the South Carolina Forestry Commission at 1-800-895-7062. The notice shall contain all information required by the State Forester.

The open burning must be conducted in accordance with related State Laws and regulations including, but not limited to, DHEC Air Quality Regulations 61-62.2 and 61- 62.4 and South Carolina Code of Laws Section 48-35-10.

Sec. 9-125. Fires Shall Be Prohibited as Follows.

- a. The County Fire Chief and or his/her designee, may prohibit open burning during such times as may be necessary depending upon atmospheric conditions, local

weather patterns, or other such circumstances as would exist to make open burning hazardous.

b. The only materials that may be lawfully burned as permitted in Section 2 above, are those vegetative materials which shall have originated on the site in which they are proposed to be included in any open burning. All other materials or items are prohibited from being burned on properties located within the unincorporated areas of Jasper County, which materials shall include, but not be limited to; asphalt and asphaltic materials, paint, plastics, metals, treated wood, paper, petroleum products, demolition debris, dead animals, construction debris, household chemicals, household garbage, tires, trade waste and cardboard.

Sec. 9-126. Criteria for Determining When Open Burning Deemed Hazardous.

When a Red Flag Alert has been declared in Jasper County by the South Carolina Forestry Commission, it shall automatically constitute a hazardous condition. Thereafter, no open burning of any material, vegetative or otherwise, will be permitted within the unincorporated areas of the County for so long as the alert may remain active. Jasper County Council may also from time to time establish by resolution, reasonable criteria to assist in determining what conditions are present that may pose a hazardous situation for the burning of outdoor fires. These criteria may include, but are not limited to, air quality standards, fire danger indexes, atmospheric conditions, or local weather patterns. Additionally, if the Fire Chief and or his designee certify in writing to the County Administrator that any current condition or set of conditions pose a present or imminent hazardous situation for purposes of banning open burning, then a ban shall take immediate effect and may last for a period of no more than thirty (30) days or until such time as County Council may have had an opportunity to hear and render a decision on the necessity of an open burning ban, whichever is shorter.

Sec. 9-127. Prohibition on Open Burning in County Maintained Drainage Ditches and on County Maintained Roads and Right-of-Way.

Open burning of any material, vegetative or otherwise, shall be prohibited on all County maintained roads and rights-of-way, and within County maintained drainage ditches. At no time shall the ash or remnants of open burning be allowed to enter County maintained drainage ditches or upon County maintained roads and rights-of-way.

Sec. 9-128. Exemptions.

- a. Nothing in this Ordinance shall apply to regulate the burning of vegetative material as related to the management of forestry, wildlife, or agriculture areas, as expressly authorized by the State Forestry Commission.
- b. Nothing in this Ordinance shall be meant to restrict open burning in connection with the preparation of food for consumption, campfires or other like fires intended solely for recreational purposes, or those fires necessary for religious or ceremonial occasions, or for providing human warmth, so long as said fires are maintained in a safe manner.
- c. Nothing in this Ordinance shall apply to the open burning of storm debris that shall result from major storms such as severe thunderstorms, tornadoes, or hurricanes. Any fire that is contemplated under the exemption contained in this section shall require the review and approval of the County Fire Chief and his/her designee.
- d. Nothing in this Ordinance shall apply to limit the training of fire-fighting personnel so long as the kindling of any such fire has been authorized by an appropriate governmental entity, has been done in consultation with the South Carolina Department of Health and Environmental Control, is solely for the purposes of fire-fighter training, and is immediately extinguished upon the completion of all training activities.

Sec. 9-129. Hazardous or Toxic Materials.

At no time shall hazardous or toxic materials be burned within the unincorporated areas of Jasper County.

Sec. 9-130. Enforcement and Penalties.

Enforcement of this Ordinance shall fall under the jurisdiction of both the Jasper County Fire Marshal's Office, Officers of the Jasper County Sheriff's Office and Jasper County Codes Enforcement shall have the authority to exercise full discretion in deciding whether to issue a warning, subpoena or a citation when investigating complaints that arise under this Ordinance. Any violation of this Ordinance may be punishable by a fine of up to \$500.00, or up to 30 days imprisonment.

4. If any section, clause, paragraph, sentence or phrase of this ordinance, or the application thereof to any person or circumstances shall, for any reason, be held to be invalid or unconstitutional, such invalid section, clause, paragraph, sentence, phrase or application is hereby declared to be severable; and any such invalid or unconstitutional section, clause, paragraph, sentence, phrase or application shall in no way affect the remainder of this ordinance; and it is hereby declared to be the intention of the County Council that the remainder of this ordinance would have been passed notwithstanding the invalidity or unconstitutionality of any section, clause, paragraph, sentence or phrase thereof.

5. This ordinance shall take effect upon approval by Council.

Martin L. Sauls, IV
Chairman

ATTEST:

Wanda Simmons

Clerk to Council

ORDINANCE: # 2023-__

First Reading: _____

Public Hearing: _____

Second Public Hearing: _____

Second Reading: _____

Third Reading: _____

Adopted: _____

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder

Date

Option

2

**STATE OF SOUTH CAROLINA
JASPER COUNTY**

ORDINANCE #O-2023-12

**AN ORDINANCE OF
JASPER COUNTY COUNCIL**

Amending Chapter 9, *CIVIL EMERGENCIES*, by creating new Divisions, adopting restrictions and conditions regarding open burning of vegetation, leaves, and other materials, and matters related thereto.

WHEREAS, County Council determines and finds that it is in the best interests of the citizens of Jasper County to enact reasonable restrictions and conditions regarding open burning of leaves, tree branches, and other vegetation and materials as set forth below, both as a reduction in fire hazard and for health and safety reasons;

NOW, THEREFORE, BE IT ORDAINED, by the Jasper County Council, duly assembled and with authority of same, that the above premises be incorporated by reference; and that:

1. Chapter 9, *CIVIL EMERGENCIES*, is amended by creating Divisions in Article VI, *Offenses and Miscellaneous Provisions*, and placing Sections 9-100 through 9-120 in new Division 1, to be entitled *Prohibited Acts; Interference with Fire Apparatus or Scene; Hazardous Materials*.
2. A new Division 2, to be entitled *Open Burning; Notification; Penalties* is created, to include the following new Sections 9-121 through 9-140 as set forth in Item 3 below, with the existing Sections of Article VII, *Charges and*

Cost Recovery, items 9-121 through 9-126 to re re-numbered as Sections 9-141 through 9-146.

3. The following Items are adopted by Council, to be codified in the Jasper County Code of Ordinances as set forth herein:

DIVISION 2

Open Burning; Notification; Penalties

Sec. 9-121. Compliance With Ordinance.

No person shall kindle or maintain any open burning or authorize any open burning to be kindled or maintained within the unincorporated areas of Jasper County, excepted as stated in this ordinance.

"Open burning" is defined as: the outdoor burning of, leaves, tree branches, yard trimmings, clippings and other natural vegetation.

Sec. 9-122. Regulation of Open Burning.

a. The open burning of leaves, tree branches, yard trimmings, and other vegetative matter originating on the premises of residential properties located within the unincorporated areas of Jasper County shall be permitted, provided that any such open burning must be located no less than seventy-five (75) feet from any structure or road.

b. Adequate provisions shall be made to prevent the fire from spreading to any area within seventy-five (75) feet of any structure or road.

c. The open burning provided for under this section can only be started after sunrise and must be extinguished by sunset.

d. Any open burning as provided for under this section shall be fully extinguished and shall not allow any smoke to be produced beyond the time of official sunset as determined by The United States Naval Observatory.

c. Open Burning shall not cross property lines onto an adjacent property

Sec. 9-123. Open Burning on Premises of Undeveloped Properties for Purposes of Land Clearing or Right-of-Way Maintenance.

Open burning for purposes of land clearing or right-of-way maintenance on the premises of undeveloped properties upon which no residential structure is situated, shall be permitted, provided that such burning is conducted in accordance with the South Carolina Department of Health and Environmental Control (DHEC) Air Quality Regulations 61-62.2 and South Carolina Code of Laws Section 48-35-10, and provided that authorization for the open burning is obtained from the South Carolina Forestry Commission prior to ignition of the fire.

Sec. 9-124. Attendance and Fire Extinguishing Equipment Required for Open Burning; notice to State Forester; adherence to State Law.

- a. The open burning permitted under section 2 above shall at all times be attended by a competent person from the time that such fire is kindled, until such time as all embers of said fire have been extinguished.
- b. Such responsible person shall have a garden hose connected to a constant water supply, or other fire extinguishing equipment readily available for use, in such quantities and amounts as shall prevent the spread of any open burning beyond permitted areas.
- c. Proper notification shall be given to the State Forester or his duly authorized representative or other persons designated by the State Forester by calling the South Carolina Forestry Commission at 1-800-895-7062. The notice shall contain all information required by the State Forester.

The open burning must be conducted in accordance with related State Laws and regulations including, but not limited to, DHEC Air Quality Regulations 61-62.2 and 61- 62.4 and South Carolina Code of Laws Section 48-35-10.

Sec. 9-125. Fires Shall Be Prohibited as Follows.

- a. The County Fire Chief and or his/her designee, may prohibit open burning during such times as may be necessary depending upon atmospheric conditions, local

weather patterns, or other such circumstances as would exist to make open burning hazardous.

b. The only materials that may be lawfully burned as permitted in Section 2 above, are those vegetative materials which shall have originated on the site in which they are proposed to be included in any open burning. All other materials or items are prohibited from being burned on properties located within the unincorporated areas of Jasper County, which materials shall include, but not be limited to; asphalt and asphaltic materials, paint, plastics, metals, treated wood, paper, petroleum products, demolition debris, dead animals, construction debris, household chemicals, household garbage, tires, trade waste and cardboard.

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When a Red Flag Alert has been declared in Jasper County by the South Carolina Forestry Commission, it shall automatically constitute a hazardous condition. Thereafter, no open burning of any material, vegetative or otherwise, will be permitted within the unincorporated areas of the County for so long as the alert may remain active. Jasper County Council may also from time to time establish by resolution, reasonable criteria to assist in determining what conditions are present that may pose a hazardous situation for the burning of outdoor fires. These criteria may include, but are not limited to, air quality standards, fire danger indexes, atmospheric conditions, or local weather patterns. Additionally, if the Fire Chief and or his designee certify in writing to the County Administrator that any current condition or set of conditions pose a present or imminent hazardous situation for purposes of banning open burning, then a ban shall take immediate effect and may last for a period of no more than thirty (30) days or until such time as County Council may have had an opportunity to hear and render a decision on the necessity of an open burning ban, whichever is shorter.

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Sec. 9-128. Exemptions.

- a. Nothing in this Ordinance shall apply to regulate the burning of vegetative material as related to the management of forestry, wildlife, or agriculture areas, as expressly authorized by the State Forestry Commission.
- b. Nothing in this Ordinance shall be meant to restrict open burning in connection with the preparation of food for consumption, campfires or other like fires intended solely for recreational purposes, or those fires necessary for religious or ceremonial occasions, or for providing human warmth, so long as said fires are maintained in a safe manner.
- c. Nothing in this Ordinance shall apply to the open burning of storm debris that shall result from major storms such as severe thunderstorms, tornadoes, or hurricanes. Any fire that is contemplated under the exemption contained in this section shall require the review and approval of the County Fire Chief and his/her designee.
- d. Nothing in this Ordinance shall apply to limit the training of fire-fighting personnel so long as the kindling of any such fire has been authorized by an appropriate governmental entity, has been done in consultation with the South Carolina Department of Health and Environmental Control, is solely for the purposes of fire-fighter training, and is immediate extinguished upon the completion of all training activities.

Sec. 9-129. Hazardous or Toxic Materials.

At no time shall hazardous or toxic materials be burned within the unincorporated areas of Jasper County.

Sec. 9-130. Enforcement and Penalties.

Enforcement of this Ordinance shall fall under the jurisdiction of both the Jasper County Fire Marshal's Office, Officers of the Jasper County Sheriff's Office and Jasper County Codes Enforcement shall have the authority to exercise full discretion in deciding whether to issue a warning, subpoena or a citation when investigating complaints that arise under this Ordinance. Any violation of this Ordinance may be punishable by a fine of up to \$500.00, or up to 30 days imprisonment.

4. If any section, clause, paragraph, sentence or phrase of this ordinance, or the application thereof to any person or circumstances shall, for any reason, be held to be invalid or unconstitutional, such invalid section, clause, paragraph, sentence, phrase or application is hereby declared to be severable; and any such invalid or unconstitutional section, clause, paragraph, sentence, phrase or application shall in no way affect the remainder of this ordinance; and it is hereby declared to be the intention of the County Council that the remainder of this ordinance would have been passed notwithstanding the invalidity or unconstitutionality of any section, clause, paragraph, sentence or phrase thereof.

5. This ordinance shall take effect upon approval by Council.

Martin L. Sauls, IV
Chairman

ATTEST:

Wanda Simmons

Clerk to Council

ORDINANCE: # 2023-__

First Reading: _____

Public Hearing: _____

Second Public Hearing: _____

Second Reading: _____

Third Reading: _____

Adopted: _____

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder

Date

Option

3

**STATE OF SOUTH CAROLINA
JASPER COUNTY**

ORDINANCE #O-2023-10

**AN ORDINANCE OF
JASPER COUNTY COUNCIL**

Amending Chapter 9, *CIVIL EMERGENCIES*, by creating new Divisions, adopting restrictions and conditions regarding open burning of vegetation, leaves, and other materials, and matters related thereto.

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- a. The open burning permitted under section 2 above shall at all times be attended by a competent person from the time that such fire is kindled, until such time as all embers of said fire have been extinguished.
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d. Nothing in this Ordinance shall apply to limit the training of fire-fighting personnel so long as the kindling of any such fire has been authorized by an appropriate governmental entity, has been done in consultation with the South Carolina Department of Health and Environmental Control, is solely for the purposes of fire-fighter training, and is immediately extinguished upon the completion of all training activities.

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At no time shall hazardous or toxic materials be burned within the unincorporated areas of Jasper County.

Sec. 9-130. Enforcement and Penalties.

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investigating complaints that arise under this Ordinance. Any violation of this Ordinance may be punishable by a fine of up to \$500.00, or up to 30 days imprisonment.

4. If any section, clause, paragraph, sentence or phrase of this ordinance, or the application thereof to any person or circumstances shall, for any reason, be held to be invalid or unconstitutional, such invalid section, clause, paragraph, sentence, phrase or application is hereby declared to be severable; and any such invalid or unconstitutional section, clause, paragraph, sentence, phrase or application shall in no way affect the remainder of this ordinance; and it is hereby declared to be the intention of the County Council that the remainder of this ordinance would have been passed notwithstanding the invalidity or unconstitutionality of any section, clause, paragraph, sentence or phrase thereof.

5. This ordinance shall take effect upon approval by Council.

Martin L. Sauls, IV
Chairman

ATTEST:

Wanda Simmons
Clerk to Council

ORDINANCE: # O-2023-12

First Reading: 05.15.2023

Public Hearing: 07.17.2023

Second Public Hearing: 07.17.2023

Second Reading: _____
Third Reading: _____
Adopted: _____

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder

Date

ITEM

11



Jasper County Planning and Building Services

358 Third Avenue - Post Office Box 1659
Ridgeland, South Carolina 29936
Phone (843) 717-3650 Fax (843) 726-7707

Lisa Wagner, CFM
Director of Planning and Building Services
lwagner@jaspercountysc.gov

Jasper County Council Staff Report

Meeting Date:	September 5, 2023
Project:	Zoning Text Amendment – Article 6:1 – Table 1, <i>Use Regulations</i> , Article 7:3 – Table 1, <i>Schedule of Lot Area, Yard, Setback, and Density</i> , and Article 11:7, <i>Industry Specific Conditional Use Regulations</i> , Sections 11:7.31, <i>Duplexes</i> , 11:7.32 <i>Townhouses</i> , and 11:7.33 <i>Patio Homes</i>
Applicant:	Staff Initiated
Submitted For:	Public Hearing and 2 nd Reading
Recommendation:	Planning Commission Recommends Approval

Description: The Planning Commission expressed concern about duplexes being allowed in rural residential areas where no public water or sewer systems are available, which led to a review of housing products that are allowed at a higher rate of density. Currently, the Zoning Ordinance allows duplexes to be built in the Residential Zoning District at a rate of 5 units per acre and 1 unit per acre in the Rural Preservation Zoning District. The Residential Zoning District allows townhouses to be developed with a density of 21 units per acre and patio homes to be developed with a density of 6.70 acres. The Residential Zoning District encompasses much of the rural areas in Jasper County and the Planning Commission recommends preserving the rural areas of Jasper County.

Analysis: The specific sections of the ordinance and the proposed changes to the Jasper County Zoning Ordinance are outlined below. Strikethroughs represent language to be deleted, new language is shown in red and an explanation of each Article of the Zoning Ordinance to be amended is shown in blue.

- Remove Duplexes as a conditional use from the Residential(R), Residential Ridgeland Lakes (RRL) and Rural Preservation (RP) Zoning Districts. Remove Townhouses and Patio Homes as a conditional use in the Residential (R), Residential Ridgeland Lakes (RRL) Zoning Districts from the Use Chart:**

Article 6, Use Regulations, Section 6.1 - Table 1

Residential Uses	NAICS	R	RRL	RP	RC	CC	GC	ID	RE	MB
Site Built Housing	NA									
Existing Single-Family Detached	NA	P	P	P	P	P	P	N	N	N
Single-Family Detached	NA	P	P	P	P	P	P	N	N	N
Second Single Family Residential Dwelling Unit (Sec. 11:7.30)	NA	C	N	C	N	C	N	N	N	N
Duplexes (Sec. 11:7.31)	NA	C N	C N	C N	N	C	C	N	N	N
Multi-Family, Apartments (Sec. 11:7.31.A)	NA	N	N	N	N	C	C	N	N	N
Townhouses (Sec. 11:7.32)	NA	C N	C N	N	N	C	C	N	N	N
Patio Homes (Sec. 11:7.33)	NA	C N	C N	N	N	C	C	N	N	N

2. **Add a condition to Article 11:7.31, 11:7.32, and 11:7.33 to require duplexes, townhouses, and patio homes to be located in areas where water and sewer is available and to clarify these types of housing products that are built for rental purposes will be considered a major subdivision.**

Article 11:7.31 Duplexes:

Due to the unique design features of duplex housing, the following supplemental design requirements shall apply:

1. **Such projects shall be located in areas that are served by public water and sewer providers. Septic systems, including community septic systems, are strictly prohibited.**
2. Such projects shall have a minimum of one (1) acre and a maximum of ten (10) acres in the Residential, Community Commercial and General Commercial Zoning Districts.
3. Such projects shall have a minimum of two (2) acres and a maximum of ten (10) acres in the Rural Preservation District.
4. For all units, the lot area, yard, and setbacks shall be as prescribed in Article 7:3-Table1.
5. Building orientation shall be representative of that exhibited by surrounding single-family development.
6. The size, bulk, height and scale of proposed structures shall reflect the characteristics of existing single-family structures in the area.
7. At least one duplex front door should be visible from the front of the structure.
8. Entrances should be visible and approaches to the front entrance of each dwelling unit should be clearly delineated by improved walkways and landscaping.

9. Not less than 10 percent of the project site shall be diverted to contiguous common open space which is designed for use by the residents.
10. The site plan shall be designed in a way to complement the existing character of the surrounding area. The Planning Commission may impose such other requirements as it deems necessary to protect the established character of the neighborhood, where appropriate.
11. When a duplex development is proposed on a single parcel of land for rental purposes, it shall be considered a major subdivision, except within an approved Planned Development District (PDD) where a master plan has been approved, and must comply with major site plan requirements,

Article 11:7.32 Townhouses:

Due to the unique design features of townhouses, the following supplemented design requirements shall apply:

1. Such projects shall be located in areas that are served by public water and sewer providers. Septic systems, including community septic systems, are strictly prohibited.
2. Such projects shall have a minimum of one and half (1-1/2) acre.
3. Not more than eight (8) or fewer than three (3) townhouses may be joined together, with approximately the same front line (may be staggered).
4. Minimum distance between rows of buildings shall be not less than 20 feet.
5. For all units, the lot area, yard, and setbacks shall be as prescribed in Article 7:3-Table 1.
6. Sidewalks not less than four (4) feet in width shall be provided along the front property line of each project, building.
7. Not less than 10 percent of the project site shall be diverted to contiguous common open space which is designed for use by the residents.
8. The site plan shall be designed in a way to complement the existing character of the surrounding area. The Planning Commission may impose such other requirements as it deems necessary to protect the established character of the neighborhood, where appropriate.
9. When a townhouse development is proposed on a single parcel of land for rental purposes, it shall be considered a major subdivision, except within an approved Planned

Development District (PDD) where a development agreement is in effect and a master plan has been approved, and must comply with major site plan requirements.

Article 11:7.33 Patio Homes:

Due to the unique design features of patio homes, the following supplemental design requirements shall apply:

1. Such projects shall be located in areas that are served by public water and sewer providers. Septic systems, including community septic systems, are strictly prohibited.
 2. Such projects shall have a minimum of one (1) acre and a maximum of ten (10) acres.
 2. ~~For units in the applicable areas of the Levy Limehouse Overlay District (LLOD) or where water and sewer service is provided in accordance with Article 6 of the Jasper County Land Development Regulations, the lot area, yard, and setbacks shall be as prescribed in Section 8:4. For units not meeting these requirements, the minimum lot size shall be .5 acre and the yard, and setbacks shall be as prescribed in Section 7:3, Table 1.~~
 3. For all units, the lot area, yard, and setbacks shall be as prescribed in Article 7:3-Table 1.
 4. Not less than ten percent (10%) of the project site shall be diverted to contiguous common open space which is designed for use by the residents.
 5. The site plan shall be designed in a way to complement the existing character of the surrounding area. The Planning Commission may impose such other requirements as it deems necessary to protect the established character of the neighborhood, where appropriate.
 6. When a patio home development is proposed on a single parcel of land for rental purposes, it shall be considered a major subdivision, except within an approved Planned Development District (PDD) where a development agreement is in effect and a master plan has been approved, and must comply with major site plan requirements.
3. **Change minimum lot sizes for Duplexes, Townhouses, and Patio Homes in the Residential (R), Community Commercial (CC), and General Commercial Zoning Districts for the purpose of reducing allowed density. Increase setbacks for Duplexes, Townhouses, and Patio Homes.**

Article 7:3, Table 1, Schedule of Lot Area, Yard, Setback, and Density

Section 7:3 Table 1:													
Schedule of Lot Area, Yard, Setback, and Density													
By District													
	R	RRL	RP	RC	CC	GC	ID	RE	MB				
Minimum Lot per Unit													
Non Residential Area (SF)	40,000	N/A	2 acres	2 acres	10,000	10,000	12,000	2 acres	12,000				
Residential													
Single Family	.5 acre	7,800	1 acre	.5 acre	(B)	(A)	N/A	N/A	N/A				
Patio	6,500 N/A	N/A	N/A	N/A	10,000 (B)	3,500	N/A	N/A	N/A				
Duplex	8,500 N/A	N/A	2 acres N/A	N/A	5,000 (B)	5,000 (A)	N/A	N/A	N/A				
Townhome	2,000 N/A	N/A	N/A	N/A	1,800 3,500	1,800 2,000	N/A	N/A	N/A				
(A) 4 Per Acre For Single Family Dwelling Units; 6 Per Acre For Attached Units.													
(B) 2 Per Acre For Single Family Dwelling Units; 4 Per Acre For Attached Units.													
Minimum Yard & Building Setback (feet)													
	Multifamily, Single-Family & Non-Residential Uses									PER UNIT	Patio	Duplex	Town-home
	R	RRL	RP	RC	CC	GC	ID	RE	MB		All Districts		
Minimum lot width	50	50	200	200	80	80	90	200	90	Minimum lot width	45	50	20
Front										Front			
Major Street (Multi-Lane)	60	60	60	60	60	60	60	200	60	Major Street (Multi-lane)	60*	60*	60*
Major Street (Two-lane)	35	35	45	45	35	35	45	200	45	Major Street (Two-lane)	25 35	25 35	25 35
Minor Street	25	15	25	25	25	25	25	150	25	Minor Street	45 25	45 25	40 20
Side										Side			
Residential	10	10	25	50	5	5	N/A	N/A	N/A	Interior	N/A	0	0
Non-Residential	10	N/A	25	50	5	5	10	100	10	Street-Side/Exterior	5 10	10	10
Rear										Rear			
Residential	25	20	25	100	10	10	N/A	100	N/A	Residential	25	20 25	5 15
Non-Residential	40	N/A	50	150	10	10	15	100	15	Non-Residential	N/A	N/A	N/A

*Access to units along a multi-lane major street shall generally have a common access onto a frontage road or similar, which shall be considered a minor street; the frontage road or similar may encroach into the 60' front setback from the multi-lane major street.

Recommendation: Planning Commission recommends approval of the Zoning Text Amendment as outlined above and reflected in the proposed ordinance, which is attached to this staff report.

Attachments:

1. Proposed Ordinance for Zoning Text Amendment – Article 6:1 Use Regulations, Article 7:3 - Table 1 Schedule of Lot Area, Yard, Setback, and Density, Article 11:7.31, 11:7.32, and 11:7.33

**STATE OF SOUTH CAROLINA
COUNTY OF JASPER**

ORDINANCE #0-2023-15

AN ORDINANCE

OF JASPER COUNTY COUNCIL

To Amend Article 6:1 – Table 1, *Use Regulations*; Article 7:3 – Table 1, *Schedule of Lot Area, Yard, Setback, and Density*; Article 11:7, *Industry Specific Conditional Use Regulations*, Sections 11:7.31, *Duplexes*; 11:7.32 *Townhouses*; and 11:7.33, *Patio Homes* of the Jasper County Zoning Ordinance, to remove duplexes, townhouses, and patio homes as a conditional use from certain Zoning Districts, add conditional use requirements, increase the setback requirements and reduce the allowed density for duplexes, townhomes, and patio homes.

WHEREAS, one of the principles of the Jasper County Comprehensive Plan and the Jasper County Zoning Ordinance is to keep Jasper rural; and

WHEREAS, the Jasper County Zoning Ordinance regulates the location and use of buildings, structures and land, the size of yards, the density and distribution of population, and establishes development standards; and

WHEREAS, the Planning Commission recognizes that housing products such as, patio homes, duplexes, and townhouses are a housing product that can benefit affordable housing, but should be located where infrastructure exists; and

WHEREAS, the Planning Commission has reviewed the Official Jasper County Zoning Map and has determined that the Residential Zoning District encompasses much of the rural areas of Jasper County; and

WHEREAS, the Planning Commission recommends that consideration should be given to create other types of Zoning Districts to allow Patio Homes, Duplexes, and Townhouses near the boundaries of the municipal limits; and

WHEREAS, the Council finds it is in the public interest to invoke the pending ordinance doctrine upon first reading of this Ordinance, and announces a public hearing to be held prior to or at second reading of this Ordinance, tentatively scheduled for the September 5, 2023 regularly scheduled County Council meeting; and

WHEREAS, certain projects that were exempt from the moratorium and have filed completed applications will not be required to comply with the Jasper County Zoning Ordinance as amended; however, will have to comply with the Jasper County Zoning Ordinance in effect as of August 20, 2023; and

WHEREAS, the Jasper County Planning Commission has recommended approval by County Council to amend Article 6:1 – Table, *Use Regulations*; Article 7:3 – Table 1, *Schedule of Lot Area, Yard, Setback, and Density*; and Article 11:7, *Industry Specific Conditional Use Regulations*, Sections 11:7.31, *Duplexes*; 11:7.32, *Townhouses*; and 11:7.33, *Patio Homes* of the Jasper County Zoning Ordinance, to remove duplexes, townhouses, and patio homes as a conditional use from certain Zoning Districts, add conditional use requirements, increase the setback requirements and reduce the allowed density for duplexes, townhomes, and patio homes.

WHEREAS, this matter is now before the Jasper County Council for determination;

NOW THEREFORE, BE IT ORDAINED, by the Jasper County Council duly assembled and by the authority of same:

1. Amend Jasper County Zoning Ordinance, Article 6:1 – Table 1 to read as follows:

Article 6, Use Regulations, Section 6.1 - Table 1:

Residential Uses	NAICS	R	RRL	RP	RC	CC	GC	ID	RE	MB
Site Built Housing	NA									
Existing Single-Family Detached	NA	P	P	P	P	P	P	N	N	N
Single-Family Detached	NA	P	P	P	P	P	P	N	N	N
Second Single Family Residential Dwelling Unit (Sec. 11:7.30)	NA	C	N	C	N	C	N	N	N	N

Duplexes (Sec. 11:7.31)	NA	C N	C N	C N	N	C	C	N	N	N
Multi-Family, Apartments (Sec. 11:7.31.A)	NA	N	N	N	N	C	C	N	N	N
Townhouses (Sec. 11:7.32)	NA	C N	C N	N	N	C	C	N	N	N
Patio Homes (Sec. 11:7.33)	NA	C N	C N	N	N	C	C	N	N	N

2. Amend Jasper County Zoning Ordinance, Article 7:3 – Table 1, *Schedule of Lot Area, Yard, Setback, and Density* as shown on Exhibit A attached.

3. Amend Jasper County Zoning Ordinance, Article 11:7:31, *Duplexes* to read as follows:

Article 11:7.31 Duplexes:

Due to the unique design features of duplex housing, the following supplemental design requirements shall apply:

1. *Such projects shall be located in areas that are served by public water and sewer providers. Septic systems, including community septic systems are strictly prohibited.*
2. *Such projects shall have a minimum of one (1) acre and a maximum of ten (10) acres in the Residential, Community Commercial and General Commercial Zoning Districts.*
3. *Such projects shall have a minimum of two (2) acres and a maximum of ten (10) acres in the Rural Preservation District.*
4. *For all units, the lot area, yard, and setbacks shall be as prescribed in Article 7:3-Table1.*
5. *Building orientation shall be representative of that exhibited by surrounding single-family development.*
6. *The size, bulk, height and scale of proposed structures shall reflect the characteristics of existing single-family structures in the area.*
7. *At least one duplex front door should be visible from the front of the structure.*
8. *Entrances should be visible and approaches to the front entrance of each dwelling unit should be clearly delineated by improved walkways and landscaping.*

9. *The site plan shall be designed in a way to complement the existing character of the surrounding area. The Planning Commission may impose such other requirements as it deems necessary to protect the established character of the neighborhood, where appropriate.*
10. *When a duplex development is proposed on a single parcel of land for rental purposes, it shall be considered a major subdivision, except within an approved Planned Development District (PDD) where a development agreement is in effect and a master plan has been approved.*

4. Amend Jasper County Zoning Ordinance, Article 11:7:32, Townhouses to read as follows:

Article 11:7.32 Townhouses:

Due to the unique design features of townhouses, the following supplemented design requirements shall apply:

1. *Such projects shall be located in areas that are served by water and sewer.*
2. *Such projects shall have a minimum of one and half (1-1/2) acre.*
3. *Not more than eight (8) or fewer than three (3) townhouses may be joined together, with approximately the same front line (may be staggered).*
4. *Minimum distance between rows of buildings shall be not less than 20 feet.*
5. *For all units, the lot area, yard, and setbacks shall be as prescribed in Article 7:3-Table 1.*
6. *Sidewalks not less than four (4) feet in width shall be provided along the front property line of each project, building.*
7. *Not less than 10 percent of the project site shall be diverted to contiguous common open space which is designed for use by the residents.*
8. *The site plan shall be designed in a way to complement the existing character of the surrounding area. The Planning Commission may impose such other requirements as it deems necessary to protect the established character of the neighborhood, where appropriate.*
9. *When a townhouse development is proposed on a single parcel of land for rental purposes, it shall be considered a major subdivision, except within an approved Planned Development District (PDD) where a development agreement is in effect and a master plan has been approved.*

5. Amend Jasper County Zoning Ordinance, Article 11:7:33, *Patio Homes* to read as follows:

Article 11:7.33 Patio Homes:

Due to the unique design features of patio homes, the following supplemental design requirements shall apply:

1. **Such projects shall be located in areas that are served by public water and sewer providers. Septic systems, including community septic systems, are strictly prohibited.**
2. Such projects shall have a minimum of one (1) acre and a maximum of ten (10) acres.
2. ~~For units in the applicable areas of the Levy Limehouse Overlay District (LLOD) or where water and sewer service is provided in accordance with Article 6 of the Jasper County Land Development Regulations, the lot area, yard, and setbacks shall be as prescribed in Section 8:4. For units not meeting these requirements, the minimum lot size shall be .5 acre and the yard, and setbacks shall be as prescribed in Section 7:3, Table 1.~~
3. **For all units, the lot area, yard, and setbacks shall be as prescribed in Article 7:3-Table 1.**
4. Not less than ten percent (10%) of the project site shall be diverted to contiguous common open space which is designed for use by the residents.
5. The site plan shall be designed in a way to complement the existing character of the surrounding area. The Planning Commission may impose such other requirements as it deems necessary to protect the established character of the neighborhood, where appropriate.
6. **When a patio home development is proposed on a single parcel of land for rental purposes, it shall be considered a major subdivision, except within an approved Planned Development District (PDD) where a development agreement is in effect and a master plan has been approved, and must comply with major site plan requirements.**

Chairman

ATTEST:

**Wanda Simmons
Clerk to Council**

ORDINANCE O-2023-15

First Reading: August 21, 2023

Second Reading: September 5, 2023

Public hearing: September 5, 2023

Adopted: _____

Considered by the Jasper County Planning Commission at its meeting on
August 8, 2023.

Reviewed for form and draftsmanship by the Jasper County Attorney.

David L. Tedder

Date

Section 7:3 Table 1:

Schedule of Lot Area, Yard, Setback, and Density

By District

	R	RRL	RP	RC	CC	GC	ID	RE	MB
Minimum Lot per Unit									
Non Residential Area (SF)	40,000	N/A	2 acres	2 acres	10,000	10,000	12,000	2 acres	12,000
Residential									
Single Family	.5 acre	7,800	1 acre	.5 acre	(B)	(A)	N/A	N/A	N/A
Patio	6,500 N/A	N/A	N/A	N/A	40,000 (B)	3,500	N/A	N/A	N/A
Duplex	8,500 N/A	N/A	2 acres N/A	N/A	5,000 (B)	5,000 (A)	N/A	N/A	N/A
Townhome	2,000 N/A	N/A	N/A	N/A	1,800 3,500	1,800 2,000	N/A	N/A	N/A

(A) 4 Per Acre For Single Family Dwelling Units; 6 Per Acre For Attached Units.

(B) 2 Per Acre For Single Family Dwelling Units; 4 Per Acre For Attached Units.

Minimum Yard & Building Setback (feet)

	Multifamily, Single-Family & Non-Residential Uses									PER UNIT	Patio	Duplex	Town-home
	R	RRL	RP	RC	CC	GC	ID	RE	MB				
Minimum lot width	50	50	200	200	80	80	90	200	90	Minimum lot width	45	50	20
Front										Front			
Major Street (Multi-Lane)	60	60	60	60	60	60	60	200	60	Major Street (Multi-lane)	60*	60*	60*
Major Street (Two-lane)	35	35	45	45	35	35	45	200	45	Major Street (Two-lane)	25 35	25 35	25 35
Minor Street	25	15	25	25	25	25	25	150	25	Minor Street	15 25	15 25	10 20
Side										Side			
Residential	10	10	25	50	5	5	N/A	N/A	N/A	Interior	N/A	0	0
Non-Residential	10	N/A	25	50	5	5	10	100	10	Street-Side/Exterior	5 10	10	10
Rear										Rear			
Residential	25	20	25	100	10	10	N/A	100	N/A	Residential	25	20 25	5 15
Non-Residential	40	N/A	50	150	10	10	15	100	15	Non-Residential	N/A	N/A	N/A

*Access to units along a multi-lane major street shall generally have a common access onto a frontage road or similar, which shall be considered a minor street; the frontage road or similar may encroach into the 60' front setback from the multi-lane major street.

ITEM

12

STATE OF SOUTH CAROLINA
COUNTY OF JASPER
ORDINANCE # 0-2023-16_____

AN ORDINANCE OF JASPER COUNTY COUNCIL

To establish a Board of Parks and Recreation for Jasper County, South Carolina by adopting a new, Chapter 2, Article IV, Division 4 in the Jasper County Code of Ordinances

WHEREAS, The Jasper County Council should periodically review County Ordinances for relevance and adjustment and incorporation; and

WHEREAS, The Jasper County Council realizes the desirability of citizen involvement; and

WHEREAS, The 10 year Comprehensive Plan includes enhancements in Recreation to match future growth; and

WHEREAS, The Jasper County Council believes there is need to have the citizens involved in the planning and execution of such enhancements; and

WHEREAS, The authority to establish and constitute this Board is provided in the Code of Laws of South Carolina Sections 4-9-30 and 4-9-170;

NOW THEREFORE, BE IT ORDAINED, by the Jasper County Council duly assembled and by the authority of the same:

1. There is hereby created a Parks and Recreation Board for Jasper County by the adoption of the following Ordinance provisions to the Jasper County Code creating a new Chapter 2, Article IV, Division 4, *Parks and Recreation Board*, to be codified as new Sections 2-151 through 2-180 (replacing the prior Division 4, *Hospital Commission*, which was abolished by Ordinance dated November 4, 1996):

DIVISION 4. PARKS AND RECREATION BOARD

Sec. 2-151. Establishment of the Jasper County Parks and Recreation Board.

The Jasper County Recreation Advisory Board is hereby established by the authority of the

Jasper County Council. The board must act in an advisory capacity to the County Administrator and County Council in matters affecting parks and recreation. The Board's actions are not binding upon the County.

Sec. 2-152. Responsibilities.

The Jasper County Recreation Board is specifically charged with the following advisory responsibilities;

- (1) Recommending objectives and goals of the Parks and Recreation Department, including but not limited to the formulation of departmental master planning necessary to develop a broad variety of programs, facilities, and services that will meet the needs of the community and evaluate budgetary considerations for such.
- (2) Recommending rules, regulations and departmental policies for recreational programs, events, and facilities.
- (3) Providing advice and recommendations to county council with respect to recreation programs, events, facilities, resources and needs of the department.
- (4) Making recommendations for the establishment and maintenance of an effective public relations program and close liaison and coordination with other community agencies and governments.
- (5) Encouraging broad citizen involvement in the development and use of recreational programs and facilities.

Sec. 2-153. Appointment, terms, and removal.

- (1) The Jasper County Recreation Advisory Board must be appointed by and serve at the pleasure of the County Council. The Board will consist of 7 Board Members. The Board Members must be appointed by a majority vote of the County Council for terms of four (4) years and until their successors are appointed and qualify. Vacancies must be filled for the unexpired portion of the term in the same manner as the original appointment. Board member's terms must be appropriately staggered; accordingly, for appointments made in calendar year 2023, three (3) of the seven (7) appointments for the initial appointments for 2023 shall be for a term of two years. All terms shall end on December 31, and for the initial appointees, all terms shall be deemed to commence on January 1, 2024, without assessing the period of time from their initial appointment until December 31, 2023 against their term of office.

- (2) Each councilperson will nominate a citizen from their District. The two remaining Members will be selected at large by the Council. Elected officials are not eligible to hold a position on the council. Each nominee will be appointed by a simple majority of the council. In the event the District nominee is not appointed by the council by a majority vote, the person nominating that person must be entitled to nominate additional persons for consideration.
- (3) The Council Chairperson may appoint a liaison to represent The County Council.
- (4) The Board must elect a chairperson and vice chairperson upon a majority vote, each officer shall serve a term of one year, and shall be eligible to serve successive terms. The Administrator must assign the staff member who performs the specific duties under Section 2-79(7) of the County Code of Ordinances.
- (5) Board members may be removed by the County Council for cause pursuant to Section 2-78(b)(8), including but not limited to excessive absenteeism, which may be shown by reference to approved minutes of meetings.

Sec 2-154. Qualifications

Members of the Recreation Board must meet the qualifications for appointments as set forth in Section 2-78 of the Jasper County Code of Ordinances, as well as the items set out in Section 2-155 of this ordinance.

Sec. 2-155. Financial management of funds.

Members of the recreation board serve without compensation. The County Administrator is hereby authorized and empowered to pay, from the general fund line item as approved by County Council, such expenses as the board may incur in the performance of committee duties.

Sec. 2-170 Meetings

The Jasper County Parks and Recreation Board must establish regular meeting times and place in accordance with Jasper County Ordinance Section 2-79. Its meetings must be public and proposed minutes of the meetings must be provided to the Administrator within ten (10) days of each meeting. Minutes shall be approved by the Board at the next regular Board meeting. The Jasper County Parks and Recreation Board must report its activities and plans to the County council annually before **July 1** of every year.

Sec. 2-171 – 2-180 Reserved.

2. Provisions of ordinances previously adopted by County Council, which are not consistent with the restrictions and requirements of this Ordinance 0-2023-____ are deemed superseded.

3. If any section, clause, paragraph, sentence or phrase of this ordinance, or application thereof any person or circumstances must, for any reason be held to be invalid or unconstitutional. The invalid section, clause paragraph, sentence, phrase or application shall no way affect the remainder of this ordinance: and is hereby declared to be the intention of the County Council that the remainder of this ordinance would have passed notwithstanding the invalidity or unconstitutionality of any section, clause paragraph, sentence or phrase thereof.

4. This ordinance must take effect upon approval by Council.

L. Martin Sauls. IV, Chairman

Attest:

Wanda Simmons, Clerk to Council

Ordinance 0-2023- _____

First Reading:

Public Hearing:

Second Reading:

Third Reading:

Adopted:

Reviewed for form and draftsmanship by Jasper County Attorney

David L. Tedder

Date

STATE OF SOUTH CAROLINA
COUNTY OF JASPER
ORDINANCE # 0-2023-_____

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AN ORDINANCE OF JASPER COUNTY COUNCIL

To establish a Board of Parks and Recreation for Jasper County, South Carolina by adopting a new, Chapter 2, Article IV, Division 4 in the Jasper County Code of Ordinances.

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WHEREAS, The Jasper County Council should periodically review County Ordinances for relevance and adjustment and incorporation; and

WHEREAS, The Jasper County Council realizes ~~a greater need for the desirability of~~ citizen involvement; and

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WHEREAS, The 10 year Comprehensive Plan includes enhancements in Recreation to match future growth; and

WHEREAS, The Jasper County Council ~~feels~~believes there is need to have the citizens involved in the planning and execution of such ~~plans~~enhancements; and

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WHEREAS, The authority to establish and constitute this Board is provided in the Code of Laws of South Carolina Sections 4-9-30 and 4-9-170;

NOW THEREFORE, BE IT ORDAINED, by the Jasper County Council duly assembled and by the authority of the same:

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1. There is hereby created a Parks and Recreation Board for Jasper County by the adoption of the following Ordinance provisions to the Jasper County Code creating a new Chapter 2, Article IV, Division 4, *Parks and Recreation Board*, to be codified as new Sections 2-151 through 2-180 (replacing the prior Division 4, *Hospital Commission*, which was abolished by Ordinance dated November 4, 1996):

DIVISION 4. PARKS AND RECREATION BOARD

Sec. 2-151. Establishment of the Jasper County Parks and Recreation Board.

The Jasper County Recreation Advisory Board is hereby established by the authority of the Jasper County Council. The board must act in an advisory capacity to the County Administrator

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and County Council in matters affecting parks and recreation. The ~~board's~~Board's actions are not binding upon the ~~county~~County.

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Sec. 2-152. Responsibilities.

The Jasper County Recreation Board is specifically charged with the following advisory responsibilities;

- (1) ~~Defining~~Recommending objectives and goals of the Parks and Recreation Department, including but not limited to the formulation of departmental master planning necessary to develop a broad variety of programs, facilities, and services that will meet the needs of the community and evaluate budgetary considerations for such.
- (2) ~~Establishing~~Recommending rules, regulations and departmental policies for recreational programs, events, and facilities.
- (3) Providing advice and recommendations to county council with respect to recreation programs, events, facilities, resources and needs of the department.
- (4) ~~Establishing~~Making recommendations for the establishment and ~~maintaining~~maintenance of an effective public relations program and ~~maintaining~~ close liaison and coordination with other community agencies and governments.
- (5) Encouraging broad citizen involvement in the development and use of recreational programs and facilities.

Sec. 2-153. Appointment, terms, and removal.

- (1) The Jasper County Recreation Advisory Board must be appointed by and serve at the pleasure of the County Council. The Board will consist of 7 Board Members. The Board Members must be appointed by a majority vote of the County Council for terms of four (4) years and until their successors are appointed and qualify. Vacancies must be filled for the unexpired portion of the term in the same manner as the original appointment. Board member's terms must be appropriately staggered; accordingly, for appointments made in calendar year 2023, three (3) of the seven (7) appointments for the initial appointments for 2023 shall be for a term of two years. All terms shall end on December 31, and for the initial appointees, all terms shall be deemed to commence on January 1, 2024, without assessing the period of time from their initial appointment until December 31, 2023 against their term of office.
- (2) Each councilperson will nominate a citizen from their District. The two remaining Members will be ~~nominated~~selected at large by the ~~County~~

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~~Administrator~~Council. Elected officials are not eligible to hold a position on the council. Each nominee will be appointed by a simple majority of the council. In the event the District nominee is not appointed by the council by a majority vote, the person nominating that person must be entitled to nominate additional persons for consideration.

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(3) The Council Chairperson may appoint a liaison to represent The County Council.

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(4) The Board must elect a chairperson and vice chairperson upon a majority vote, ~~and~~ each officer shall serve a term of one year, and shall be eligible to serve successive terms. The Administrator must assign the staff member who performs the specific duties under Section 2-79(7) of the County Code of Ordinances.

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(5) Board members may be removed by the County ~~council~~Council for cause pursuant to Section 2-78(b)(8), including but not limited to excessive absenteeism, which may be shown by reference to approved minutes of meetings.

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Sec 2-154. Qualifications

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Members of the Recreation Board must meet the qualifications for appointments as set forth in Section 2-78 of the Jasper County Code of Ordinances, as well as, ~~the~~ items set out in Section 2-155 of this ordinance.

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Sec. 2-155. Financial management of funds.

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Members of the recreation board serve without compensation. The County Administrator is hereby authorized and empowered to pay, from the general fund line item as approved by County Council, such expenses as the board may incur in the performance of committee duties.

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Sec. 2-170 Meetings

The Jasper County Parks and Recreation Board must establish regular meeting times and place in accordance with Jasper County Ordinance Section 2-79. Its meetings must be public and proposed minutes of the meetings must be provided to the Administrator within ten (10) days of each meeting. Minutes shall be approved by the Board at the next regular Board meeting. The Jasper County Parks and Recreation Board must report its activities and plans to the County council annually before **July 1** of every year.

Sec. 2-171 – 2-180 Reserved.

2. Provisions of ordinances previously adopted by County Council, which are not consistent with the restrictions and requirements of this Ordinance 0-2023-____ are deemed superseded.

3. If any section, clause, paragraph, sentence or phrase of this ordinance, or application thereof any person or circumstances must, for any reason be held to be invalid or unconstitutional. The invalid section, clause paragraph, sentence, phrase or application shall no way affect the remainder of this ordinance: and is hereby declared to be the intention of the County Council that the remainder of this ordinance would have passed notwithstanding the invalidity or unconstitutionality of any section, clause paragraph, sentence or phrase thereof.

4. This ordinance must take effect upon approval by Council.

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L. Martin Sauls. IV, Chairman

Attest:

Wanda Simmons, Clerk to Council

Ordinance 0-2023- _____

First Reading:

Public Hearing:

Second Reading:

Third Reading:

Adopted:

Reviewed for form and draftsmanship by Jasper County Attorney

David L. Tedder

Date

5

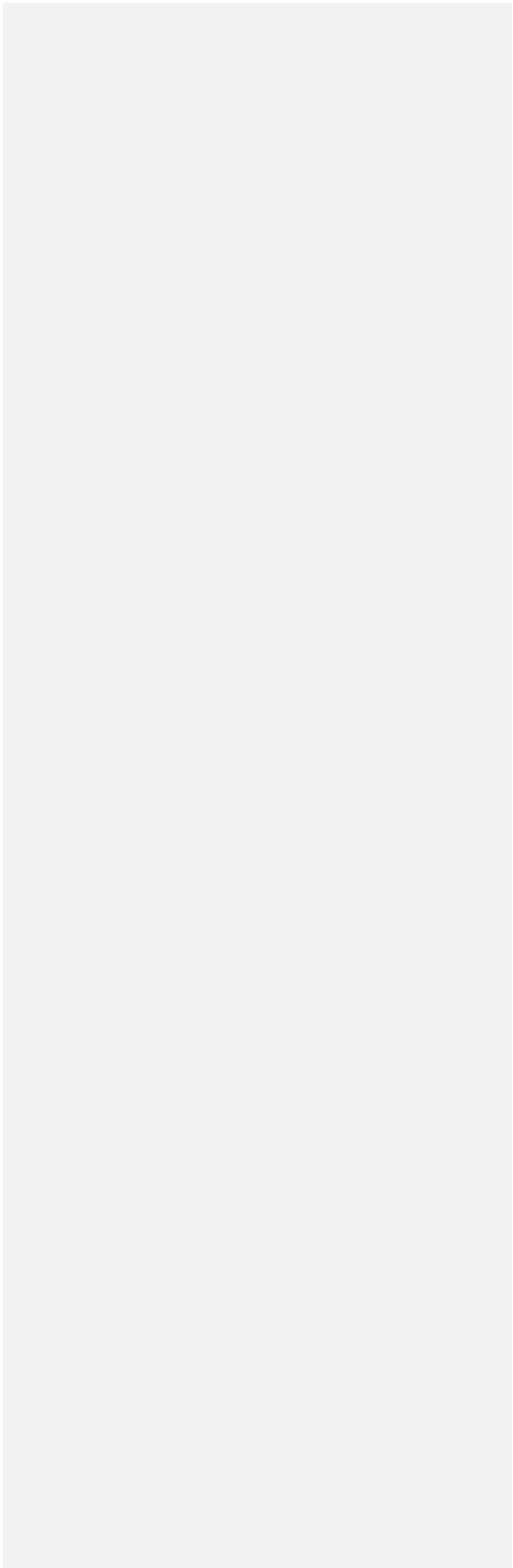
August 29, 2023

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August 29, 2023

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ITEM

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**STATE OF SOUTH CAROLINA
JASPER COUNTY**

ORDINANCE NUMBER O-2023-17

AN ORDINANCE OF JASPER COUNTY COUNCIL

TO AMEND JASPER COUNTY ORDINANCE O-2022-17 FOR FISCAL YEAR 2023 JASPER COUNTY BUDGET TO PROVIDE FOR AMENDMENTS TO THE BUDGET AND TO CARRYOVER APPROVED LAPSING FUNDS TO FISCAL YEAR 2024, AND TO AMEND JASPER COUNTY ORDINANCE O-2023-09 FOR FISCAL YEAR 2024 JASPER COUNTY BUDGET TO PROVIDE FOR AMENDMENTS TO THE BUDGET RESULTING FROM THE CARRYOVER OF APPROVED LAPSING FUNDS FROM FISCAL YEAR 2023 AND TO CORRECT AN ERROR IN SECTION 2 OF THE BUDGET REGARDING A MATHEMATICAL ERROR.

WHEREAS, Jasper County Council approved Ordinance O-2022-17 Fiscal Year 2022-2023 Operating and Capital Budget on June 6, 2022, and

WHEREAS, Jasper County Council approved Ordinance O-2023-09 Fiscal Year 2023 – 2024 Operating and Capital Budget on June 20 2023, and

WHEREAS, Ordinance O-2022-17 provides for Lapsing of Funds and Continuing of Appropriations for Subsequent Year, and

WHEREAS, Ordinance O-2022-17 provides that specific items budgeted in the 2022 - 2023 fiscal year for which unforeseen circumstances prevented the funds from being spent during the current year may be a carryover appropriation into the next succeeding fiscal year with the approval of the County Administrator and County Council, and

WHEREAS, Council may approve transfers of funds throughout the fiscal year, and

WHEREAS, those transfers must be recognized and ratified as authorized by Section 7 of Ordinance 2022-17.; and

WHEREAS, the adopted budget in Section 2 regarding the Appropriation for the Jasper County School District inadvertently included a calculated School Debt Revenue and Appropriation based upon the use of an incorrect value of the mill to be used, which does not increase the millage rate;

NOW THEREFORE, BE IT ORDAINED that the following budget amendments and carry over appropriations set forth in Section 1 below be made to the FY 2022-2023 and FY 2023-2024 Jasper County Operating and Capital Budget, and the corrections to the Jasper County School District set forth in Section 2 below be made in the following manner:

Section 1. Budget Amendment regarding Carry Over Appropriations and Lapsing Funds. The following adjustments are made to the 2022-2023 Fiscal Year Budget and the listed budget items are added to the 2023-2024 Fiscal Year Budget.

Jasper County
 FY23 and FY24 Budget Amendment and Lapsing Funds Ordinance
 1st Reading
 Monday, August 21, 2023

Account	Fiscal Year 2023 Budget Amendments			Fiscal Year 2024 Budget Amendments			Explanation	
	Fiscal Year 2023 Budget			Fiscal Year 2024 Budget				
	Budget as Adopted or Amended	Budget Amendment	Amended Budget	Budget as Adopted or Amended	Budget Amendment	Amended Budget		
Total Budgeted Revenue Adopted/Amended	48,138,559.00			51,666,677.00				
Adjustments in Proposed Ordinance								
ARPA Fund Revenue	\$ -	\$ 255,993.95	\$ 255,993.95				ARPA Fund Expenditure Per Resolution #R-2023-11	
Cash Carry Forward	\$ 7,214,818.00	\$ (2,860,691.70)	\$ 4,354,126.30	\$ 7,027,158.00	\$ 4,270,368.39	\$ 11,297,526.39	Amounts Carried Forward From FY23	
Amended Revenue Total		\$ (2,604,697.75)	\$ 4,610,120.25		\$ 4,270,368.39	\$ 11,297,526.39		
TOTAL ADOPTED/AMENDED BUDGETED REVENUE		\$ 48,138,559.00			\$ 51,666,677.00			
Net Budgeted Revenue Amendment		\$ (2,604,697.75)			\$ 4,270,368.39			
Amended Budget Revenue		\$ 45,533,861.25	\$ -		\$ 55,937,045.39	\$ -		
Total Budgeted Expenditures Adopted/Amended	48,138,559.00			51,666,677.00				
Capital Carry-Forward								
New Vehicles	046-2307	\$ 1,514,664.00	\$ (709,332.23)	\$ 805,331.77	\$ 925,000.00	\$ 709,332.23	\$ 1,634,332.23	Supply chain issues impacted availability and delivery
Equipment	046-2430	\$ 150,000.00	\$ (78,048.70)	\$ 71,951.30	\$ 150,000.00	\$ 78,048.70	\$ 228,048.70	Supply chain issues impacted availability and delivery
Capital Outlay	046-3752	\$ 566,606.00	\$ (566,606.00)	\$ -	\$ -	\$ 566,606.00	\$ 566,606.00	Requests for Proposals for Type 1 Pumper/Engine was postponed until FY24
Building Repairs	046-5095	\$ 200,000.00	\$ (87,249.45)	\$ 112,750.55	\$ 200,000.00	\$ 87,249.45	\$ 287,249.45	Expenditures were postponed until FY24
Equipment	048-2430	\$ 130,000.00	\$ (130,000.00)	\$ -	\$ -	\$ 130,000.00	\$ 260,000.00	Supply chain issues impacted availability and delivery
Capital Outlay	048-3752	\$ 550,812.00	\$ (543,369.31)	\$ 7,442.69	\$ 200,000.00	\$ 543,369.31	\$ 743,369.31	Expenditures were postponed until FY36
Building Repairs	048-5095	\$ 225,000.00	\$ (222,505.71)	\$ 2,494.29	\$ 50,000.00	\$ 222,505.71	\$ 272,505.71	Expenditures were postponed until FY36
Equipment	056-2430	\$ 150,000.00	\$ (99,466.44)	\$ 50,533.56	\$ 150,000.00	\$ 99,466.44	\$ 249,466.44	Expenditures were postponed due to inability to obtain new vehicles
New Vehicles	057-2307	\$ 568,700.00	\$ (170,895.87)	\$ 397,804.13	\$ -	\$ 170,895.87	\$ 170,895.87	Supply chain issues impacted availability and delivery
Equipment	058-2430	\$ 60,000.00	\$ (46,705.39)	\$ 13,294.61	\$ 210,600.00	\$ 46,705.39	\$ 257,305.39	Supply chain issues impacted availability and delivery
Grant Matching Funds	095-2615	\$ 380,000.00	\$ (368,139.07)	\$ 11,860.93	\$ 500,000.00	\$ 368,139.07	\$ 868,139.07	Project was delayed until additional funding could be obtained
Capital Outlay	095-3752	\$ 550,000.00	\$ (514,717.95)	\$ 35,282.05	\$ 550,000.00	\$ 514,717.95	\$ 1,064,717.95	Planned capital projects postponed until FY24
Capital Outlay	074-3752	\$ 800,000.00	\$ (570,901.22)	\$ 229,098.78	\$ -	\$ 570,901.22	\$ 570,901.22	Carryover of Farmers' Market Project
Budget Amendments								
Planning Expenses	060-5000	\$ 147,615.00	\$ (146,977.58)	\$ 637.42	\$ 146,977.58	\$ 146,977.58	\$ 293,955.16	Council approved study was approved near the end of FY23 and will begin in FY24
Computer Equipment	065-2460	\$ 1,500.00	\$ (1,500.00)	\$ -	\$ 1,500.00	\$ 1,500.00	\$ 3,000.00	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Telephone	066-2100	\$ 3,600.00	\$ (1,858.37)	\$ 1,741.63	\$ -	\$ -	\$ -	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Supplies and Forms	066-2240	\$ 1,000.00	\$ (1,000.00)	\$ -	\$ 1,000.00	\$ 1,000.00	\$ 2,000.00	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Office Equipment	066-2440	\$ 2,000.00	\$ (1,833.24)	\$ 166.76	\$ 2,000.00	\$ 3,691.61	\$ 5,691.61	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Office Supplies	067-2200	\$ 4,000.00	\$ (2,569.44)	\$ 1,430.56	\$ 4,000.00	\$ 2,569.44	\$ 6,569.44	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Office Equipment	067-2440	\$ 1,500.00	\$ (1,500.00)	\$ -	\$ 1,500.00	\$ 1,500.00	\$ 3,000.00	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Computer Equipment	067-2460	\$ 2,000.00	\$ (1,159.76)	\$ 840.24	\$ 2,000.00	\$ 1,159.76	\$ 3,159.76	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Office Equipment	072-2440	\$ 5,000.00	\$ (4,032.66)	\$ 967.34	\$ 10,000.00	\$ 4,032.66	\$ 14,032.66	Unspent funds from prior FY23 carried over to allow for necessary expenditures in
Budget Amendments Previously Approved								
ARPA Expenditures	062-3754	\$ -	\$ 255,993.95	\$ 255,993.95				Council approved with resolution #R-2023-11
Dispatch Equipment	048-2450	\$ -	\$ 304,838.69	\$ 304,838.69				Council approved with ordinance #O-2023-04
Computer Equipment	049-2460	\$ 25,000.00	\$ -	\$ 329,838.00				Council approved with ordinance #O-2023-04
Capital Outlay	074-3752	\$ -	\$ 800,000.00	\$ 800,000.00				Council approved with ordinance #O-2023-
		\$ 6,038,997.00	\$ (2,604,697.75)	\$ 3,434,299.25	\$ 3,234,577.58	\$ 4,270,368.39	\$ 7,504,945.97	
TOTAL ADOPTED/AMENDED BUDGETED EXPENDITURES		\$ 48,138,559.00				\$ 51,666,677.00		
Net Budgeted Expenditures Amendment		\$ (2,604,697.75)				\$ 4,270,368.39		
Amended Budget Expenditures		\$ 45,533,861.25				\$ 55,937,045.39		

Section 2. Amendment to the Current FY 2023-2024 Budget

That revenue and appropriations for the Jasper County School District Debt Fund for the Fiscal Year beginning July 1, 2023, and ending June 30, 2024, for the school district of the County of Jasper, South Carolina be amended for said term to \$5,611,600 for the purposes stated herein, and Section 2 of the 2023-2024 Budget be amended to read:

SECTION 2. Appropriation for Jasper County School District Capital and General Operations Budget. There is hereby appropriated to the School Operations Budget the remaining non-appropriated funds collected through School District ad valorem taxation in Fiscal Year 2022-2023, which were in excess of School District funds appropriated by the FY 2022- 2023 budget ordinance. There is further hereby appropriated from revenues to be collected from the stated sources the following sums for the Jasper County School District Capital and Operational needs and for the purposes set forth for fiscal year 2023 - 2024:

**JASPER COUNTY SCHOOL DISTRICT
CAPITAL AND GENERAL OPERATIONS BUDGET
FISCAL YEAR 2023-2024**

REVENUES

School Property	
Operations Tax Levy	\$ 24,022,738
School Debt	<u>\$ 5,611,600</u>
School Grand Total	\$ 29,634,338

APPROPRIATIONS

School District	
Operations Tax Levy	\$ 24,022,738
School Debt	<u>\$ 5,611,600</u>
School Grand Total	\$ 29,634,338

Section 3. Provisions of ordinances previously adopted by County Council, which are not consistent with this Ordinance 0-2023-_____ are deemed superseded.

Section 4. If any section, clause, paragraph, sentence or phrase of this ordinance, or application thereof any person or circumstances must, for any reason be held to be invalid or unconstitutional. The invalid section, clause paragraph, sentence, phrase or application shall no way affect the remainder of this ordinance: and is hereby declared to be the intention of the County Council that the remainder of this ordinance would have passed notwithstanding the invalidity or unconstitutionality of any section, clause paragraph, sentence or phrase thereof.

Section 5. This ordinance must take effect upon approval by Council.

Jasper County Council

BY:

L. Martin Sauls IV, Chairman

Barbara B. Clark, Vice Chairman

Alvin Adkins, Councilman

John Kemp, Councilman

Coy Garbade Councilman

ATTEST:

**Wanda Simmons,
Clerk to Council**

First Reading: 8/21/2023

Second Reading: 9/5/2023

Public Hearings:

Adopted:

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder

Date

ITEM

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ITEM

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OFFICE OF THE JASPER COUNTY ADMINISTRATOR

Jasper County Clementa C. Pinckney Government Building
358 Third Avenue – Courthouse Square – Post Office Box 1149
Ridgeland, South Carolina 29936 - 843-717-3690 – Fax: 843-726-7800

Andrew P. Fulghum
County Administrator

afulghum@jaspercountysc.gov

Tisha L. Williams
Executive Assistant

twilliams@jaspercountysc.gov

Administrator's Report September 5, 2023

- Government Finance Officers Association Certificate of Achievement:
The County has received the certificate of achievement for Excellence in Financial reporting for the County's FY Ended 2022 annual comprehensive financial report. Thanks to Ms. Burgess and her work in getting us recognized again this year. I failed to recognize her for this achievement at the last County Council meeting.
- Exit 3:
I will provide a brief update. A procedural schedule follows this report.
- Sheriff's Office Hosting 2nd Annual National Night Out:
The event will be held on Tuesday, Sept. 26, 2023, from 6:00 p.m.-8:00 p.m. at the Ridgeland School Complex on Grays Highway. Details follow this report.
- Intersection of Rt. 462 and Knowles Island Road:
A professional services proposal from J. Bragg Consulting Inc. follows this report. I will be asking the County Council if the Council would like staff to pursue funding from the Jasper County Transportation Committee to pay for the proposed professional services.
- New River Landing:
Jasper County does not own the landing although the County has traditionally maintained the site, made improvements to the site, and completed maintenance work at the site. SCDOT owns the site and has offered to give it to the County. A draft transfer form and a brief property history follow this report.

I will be seeking the Council's direction; either do nothing or allow staff to move forward with developing the terms of a proposed transfer from SCDOT to Jasper County for the Council's later review and consideration.

The County Administrator's Progress Report and any miscellaneous correspondence, agendas, and minutes follow this report.



Government Finance Officers Association
203 North LaSalle Street, Suite 2700
Chicago, Illinois 60601-1210
312.977.9700 fax: 312.977.4806

8/8/2023

Andrew Fulghum
County Administrator
Jasper County, South Carolina

Dear Andrew:

We are pleased to notify you that your annual comprehensive financial report for the fiscal year ended June 30, 2022 qualifies for GFOA's Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

When a Certificate of Achievement is awarded to a government, an Award of Financial Reporting Achievement (AFRA) is also presented to the individual(s) or department designated by the government as primarily responsible for its having earned the Certificate. This award has been sent to the submitter as designated on the application.

We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and give appropriate publicity to this notable achievement. A sample news release is included to assist with this effort.

We hope that your example will encourage other government officials in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

Sincerely,

A handwritten signature in black ink that reads "Michele Mark Levine". The signature is written in a cursive, flowing style.

Michele Mark Levine
Director, Technical Services

**EXIT 3 REDEVELOPMENT PROJECT AREA
(TAX INCREMENT FINANCING) AND IMPROVEMENT DISTRICT
TAX INCREMENT FINANCING**

PROCEDURAL SCHEDULE

<u>DATE</u>	<u>ACTION</u>
August 31	Agenda deadline for September 7 City Council meeting
September 7	City Council meeting: adoption of TIF Resolution establishing Public Hearing date for TIF Redevelopment Plan.
September 8	45-day Notice to Taxing Districts within TIF District (expires on November. 2).
September 27	Newspaper deadline for publication of notices on October 4.
September 28	Agenda deadline for October 5 City Council meeting.
October 4	Publication of Notice of Public Hearing to be held on November 2 for TIF Redevelopment Plan (15-30 days prior to public hearing). Newspaper deadline for publication of notices on October 11.
October 5	City Council meeting: adoption of MID Resolution, including MID Improvement Plan, and establishing Public Hearing date (20-40 days prior to public hearing).
October 9	Agenda Deadline for October 16 County Council Meeting.
October 11	1 st publication of MID Resolution & Notice of Public Hearing to be held on November 2 for MID (one week prior to 2 nd publication).
October 16	County Council Meeting Resolution providing limited consent to TIF and approving TIF IGA
October 18	2 nd publication of MID Resolution & Notice of Public Hearing to be held on November 2 for MID (at least 10 days prior to public hearing).
October 26	Agenda deadline for November 2 City Council meeting.
October 30	Agenda Deadline for November 6 County Council Meeting.
November 2	City Council meeting:

	<p>Public Hearing & 1st reading of TIF Ordinance.</p> <p>Public Hearing & 1st reading of MID Ordinance.</p> <p>Review Assessment Roll.</p> <p>1st reading of Financing Ordinances.</p>
November 3	Publish notice of public hearing for County's November 20 th meeting
November 6	<p>County Council Meeting</p> <p>1st Reading of Ordinance approving the financing documents</p>
November 9	Agenda deadline for November 16 City Council meeting.
November 13	Agenda deadline for November 20 County Council Meeting
November 15	Newspaper deadline for publication of notices on November 22.
November 16	<p>City Council meeting:</p> <p>2nd reading of TIF Ordinance (at least 7 days following 1st reading).</p> <p>2nd reading of MID Ordinance (10 – 120 days following public hearing).</p> <p>2nd reading of Financing Ordinances (at least 7 days following 1st reading).</p>
November 17	Request County Auditor to certify initial & total equalized assessed value of TIF District
November 20	<p>County Council Meeting</p> <p>2nd reading and public hearing of Ordinance approving the financing documents</p>
November 22	<p>Publication of Notice of Enactment of TIF Ordinance (20-day challenge period initiated).</p> <p>Publication of MID Ordinance.</p> <p>Newspaper deadline for publication of notices on November 29.</p>
November 27	Agenda deadline for December 4 County Council Meeting
November 29	<p>Effective date of MID Ordinance (7 days following publication).</p> <p>Finalize MID Assessment Roll & file Assessment Roll in city offices.</p>

	Publish Notice of Completion of Assessment Roll (at least 10 days prior to public hearing).
December 4	County Council Meeting 3rd reading of Ordinance approving the financing documents
December 11 – January 10	Hearings of objections to assessments (None expected).
December 12	Expiration of 20-day challenge period to TIF Ordinance.
January 11	Agenda deadline for January 18 City Council meeting.
January 18	City Council meeting: finalize Assessment Roll.
January 19	Record and file Assessment Roll.

Andrew Fulghum

From: Dorian Fitzhugh
Sent: Tuesday, August 29, 2023 12:17 PM
To: county
Subject: JCSO National Night Out 2023
Attachments: National Night Out 2023 Reg Form.pdf

Good afternoon Jasper County!

The Sheriff's Office is hosting our 2nd Annual National Night Out. It will be held on Tuesday, September 26, 2023 from 6:00 PM – 8:00 PM at the Ridgeland School Complex on Grays Highway. I have attached the flyer and vendor registration form, if anyone would like to share it with others feel free. There is also contact information on the forms if you all have any questions. Please avoid calling our main office!

Thank you all for your support and we hope to see you all and your families there!

Sincerely,

Dorian N. Fitzhugh
Civil Clerk/Grants Administrator
Jasper County Sheriff's Office

Donald L. Hipp, *Sheriff*
P.O. Box 986
12008 North Jacob Smart Blvd.
Ridgeland, SC 29936
Office: (843) 726-7777, Option 5
Fax: (843) 726-7778



“Working together to make Jasper County a better and safer place to live.”

JASPER COUNTY SHERIFF'S OFFICE

NATIONAL NIGHT OUT REGISTRATION FORM

NNO: TUESDAY, SEPTEMBER 26, 2023 @ RIDGELAND SCHOOL COMPLEX

Please remit this completed Registration Form no later than Tuesday, September 12, 2023.

Organization/Vendor's Name: _____

Contact's Name: _____ Title: _____

Office #: _____ Cell #: _____ Alt #: _____

Organization Address: _____

Contact's Email Address: _____ Spaces Needed: _____

By signing below, as a Vendor, I/we agree to the following guidelines listed:

1. Acknowledge that **ANY FEE/MONIES PAID IS NON-REFUNDABLE**
2. Set-up Time: 4:30 PM to 5:30 PM on 9/26 Clean-Up/Shut Down Time: 8:00 PM
3. Provide own table, chairs, giveaways, sale items, etc. (Any necessary equipment/items)
4. Adhere to ALL laws, rules and regulations set by the Jasper County Sheriff's Office

Vendor/Responsible Party's Signature

Date Signed

FOR MORE INFORMATION, PLEASE CONTACT A NNO COORDINATOR BELOW:

Sgt. G. Sans (843) 422-9488

Sgt. S. Ashby (843) 305-0098

Cpl. J. Butler (843) 505-6375 jbutler@jaspercountysc.gov

*****JASPER COUNTY SHERIFF'S OFFICE USE ONLY*****

VENDOR TYPE: COMMUNITY SALES

Registration Form Received by: Email In-Person Send By Mail

Date Received: _____ Received by: _____



Jasper County Sheriff's Office

DONALD L. HIPPI, Sheriff

12008 North Jacob Smart Boulevard Ridgeland, SC 29936

Office: (843) 726-7777

JCSO: "Working together to make Jasper County a better and safer place to live."

JASPER COUNTY SHERIFF'S OFFICE



NATIONAL NIGHT OUT 2023

August 15, 2023

Dear Community Partners,

As we continue to stay involved in partnerships between our communities and law enforcement across Jasper County and throughout South Carolina, Sheriff Hipp and the Jasper County Sheriff's Office will be hosting our **2ND Annual NATIONAL NIGHT OUT** on **Tuesday, September 26, 2023** from **6:00 PM to 8:00 PM** at the **Ridgeland School Complex on Grays Highway in Ridgeland, South Carolina.**

This will be an outdoor event for the entire family to enjoy while fellowshiping with law enforcement and community members to include vendors, face painting, jumping castles, music, and more! CDC guidelines will be followed. As a valued community partner, we are asking that your organization help sponsor our efforts by making a donation, joining us at our event or both.

ALL VENDORS MUST REMIT A COMPLETED REGISTRATION FORM. There is no cost to Community Vendors that will be giving away all items at NNO; however, if you would like to sell anything (Sales Vendor), the fee will be \$75 per spot if paid by Tuesday, September 12, 2023. The fee will be \$100 per spot for all late registrants after 9/12/23.

****ANY FEE/MONIES PAID IS NON-REFUNDABLE.****

Spacing is limited and as always, first-come, first-served. Please contact one of the NNO Coordinators below for any additional questions. Thanking you in advance for your attendance and support in our efforts to continuously strengthen community relationships in Jasper and surrounding counties.

Sincerely,

Sgt. G. Sans (843) 422-9488

Sgt. S. Ashby (843) 305-0098

Cpl. J. Butler (843) 505-6375 jbutler@jaspercountysc.gov

Jasper County Sheriff's Office

DONALD L. HIPPI, Sheriff

12008 North Jacob Smart Boulevard Ridgeland, SC 29936 Office: (843) 726-7777

JCSO: "Working together to make Jasper County a better and safer place to live."



August 14, 2023

Andrew Fulghum, ICMA-CM
County Administrator
Jasper County
PO Box 1149
Ridgeland, SC 29936

Re: Small Services Contract – SC 462/S-19 (Knowles Island Road) Intersection Safety Project

Dear Mr. Fulghum:

J. Bragg Consulting, Inc. appreciates the opportunity to present this cost proposal for a Small Services Contract for the SC 462/S-19 (Knowles Island Road) intersection safety project. The County is reviewing this intersection based on concerns from a resident located on Knowles Island Road. J. Bragg Consulting also developed an Intersection Review letter, dated June 12, 2023, noting several intersection deficiencies based on current South Carolina Department of Transportation (SCDOT) standards.

Task 1 – Conceptual Plans and Cost Estimates:

J. Bragg Consulting will develop a conceptual plan(s) on aerial imagery provided by the County or obtained from Google Earth or similar source. The conceptual plan will include SCDOT's present rights of way and road centerlines for SC 462 and S-19 from existing road plans (Docket No. 27.254 and 27.306). The conceptual plan(s) would involve the following:

- **Plan 1 – Intersection Sight Distance Improvement:** At a minimum, additional right of way is required on SC 462 to improve the intersection sight distance for S-19. The S-19 intersection is located on a horizontal curve which affects the sight distance for S-19 traffic and through traffic on SC 462. The plan would show the new right of way required to meet current intersection sight distance standards.
- **Plan 2 – Turn Lane Improvement:** While it is not anticipated left and right turn lanes are required, to be determined by a traffic study, a conceptual plan would be created to include new left and right turn lanes from SC 462 onto S-19. No turn lanes are proposed for S-19. The plan would include areas of new pavement widening and overlay, new right of way for the widening and intersection sight distance, driveway connections, etc.

The conceptual plans will be based on SCDOT's 2021 Roadway Design Manual and other applicable design manuals and standards. Project cost estimates to include design, right-of-way, construction, utility relocation and coordination will be prepared for each conceptual plan.

Task 2 – SCDOT/County Coordination:

Coordination will be started with SCDOT for acceptance of additional right of way for the intersection sight distance and for acceptance of the intersection improvement if turn lanes are designed and constructed.



18 Daffodil Farm Way | Bluffton | SC 29910



(803) 513-3777



jbragg@jbraggconsulting.com

Task 1 would be accomplished for a cost not to exceed budget of \$15,200.00, excluding expenses, and is based on 80 manhours. Task 2 would be accomplished for a cost not to exceed budget of \$7,600.00, excluding expenses, and is based on 40 manhours. For the expenses, it is assumed that they will not exceed \$500.

The cost proposal is based on time and materials, not to exceed \$50,000, as allowed by South Carolina's Procurement for Small Professional Service Contracts. It is assumed for this these tasks the time would not exceed 120 hours or \$22,800 for the Senior Project/Program Manager plus \$500 for expenses with an overall total of \$23,300. If the hours are applied to other J. Bragg Consulting team members, the hourly fees would be based on the following:

Position	Hourly Rate	Total Combined Rate
Senior Project/Program Manager	\$80	\$190.00
Project/Asst. Program Manager	\$70	\$165.00
Senior Engineer	\$65	\$155.00
Marketing Coordinator	\$35	\$80.00

J. Bragg Consulting will submit detailed invoices for the work performed on a monthly basis. We appreciate the opportunity to assist the County. If there are any questions concerning this proposal, please let me know.

Sincerely,

J. Bragg Consulting, Inc.



Jennifer L. Bragg, PE
President & CEO

**REQUEST FOR TRANSFER OF ROAD FROM STATE SECONDARY
SYSTEM TO ANOTHER GOVERNMENTAL AGENCY**

(REVISED 06/27/2019)

DESCRIPTION OF SECTION OF ROAD TO BE TRANSFERRED

COUNTY: Jasper ROAD NUMBER: S-27-218 ROAD NAME: None
LENGTH TO BE TRANSFERRED: 0.01 MILES
BEGINNING POINT: SC-46 ENDING POINT: Dead End

DESCRIPTION: (PLEASE ATTACH LOCATION MAP)

All that parcel or strip of land being variable in width extending to a twenty-five foot Canal on the left extending to New River on the right, between approximate survey station 0+75 and 2+62, being bounded on the east by New River, on the west by twenty-five foot Canal and on the south by present right of way of Routes 46 and 170.

ACCEPTANCE OF MAINTENANCE RESPONSIBILITY

IT IS REQUESTED THAT THE ABOVE DESCRIBED ROAD BE REMOVED FROM THE STATE HIGHWAY SYSTEM. OWNERSHIP AND MAINTENANCE OF THIS ROAD WILL BECOME THE RESPONSIBILITY OF THE ENTITY LISTED BELOW. BY SIGNING BELOW, THE ENTITY ACKNOWLEDGES THAT THE ROAD MUST REMAIN OPEN TO THE PUBLIC UNLESS CLOSED PURSUANT TO APPROPRIATE LOCAL ROAD CLOSING PROCEDURES OR THE STATUTORY ROAD CLOSING PROCESS FOUND IN S. C. CODE SECTION 57-9-10, et seq.

GOVERNMENTAL AGENCY: Jasper County Government
PLEASE TYPE OR PRINT
NAME: Andrew Fulghum
PLEASE TYPE OR PRINT
TITLE: Jasper County Administrator
PLEASE TYPE OR PRINT
SIGNED: _____ DATE: _____

NOTE TO DISTRICT ENGINEERING ADMINISTRATOR:

THIS COMPLETED FORM AND MAP SHOULD BE FORWARDED TO:

SCDOT DIRECTOR OF ROAD DATA SERVICES
955 PARK STREET - ROOM 515, P.O. BOX 191
COLUMBIA, S.C. 29202

**BASIS FOR TRANSFER
(TO BE COMPLETED BY SCDOT)**

CHECK ONE OF THE (2) TWO OPTIONS BELOW AND COMPLETE:

1. TRANSFER OF ROADS FROM THE SECONDARY SYSTEM (SWAP MILES ONLY)

ENTER DETAILS OF ROADS TO BE TRANSFERRED INTO THE ROAD SWAP DETAILS SPREADSHEET. PRINT AND ATTACH THE SPREADSHEET TO THIS FORM. IF THE SWAP INVOLVES MORE THAN ONE STATE ROUTE, ON PAGE 1 ENTER "ROAD SWAP" FOR THE ROAD NUMBER AND "SEE ATTACHED" FOR THE ROAD NAME. THE NUMBER OF LANE MILES ADDED TO THE STATE SYSTEM SHOULD NOT EXCEED THOSE REMOVED.

2. TRANSFER OF ROADS FROM THE SECONDARY SYSTEM (NO SWAP MILES)

TRANSFER CHECKLIST (CHECK APPROPRIATE BOXES BELOW)

- ROAD IS NOT REQUIRED FOR DEPARTMENT PURPOSES
 ROAD IS OF LOW TRAFFIC IMPORTANCE. LIST FUNCTIONAL CLASSIFICATION: Rural Local

THE RIGHT OF WAY LIMITS RETAINED AT THE INTERSECTING ROADS WILL BE ESTABLISHED AS FOLLOWS: ¹

The 75' right of way should be retained for SC-46.

ADDITIONAL COMMENTS: _____

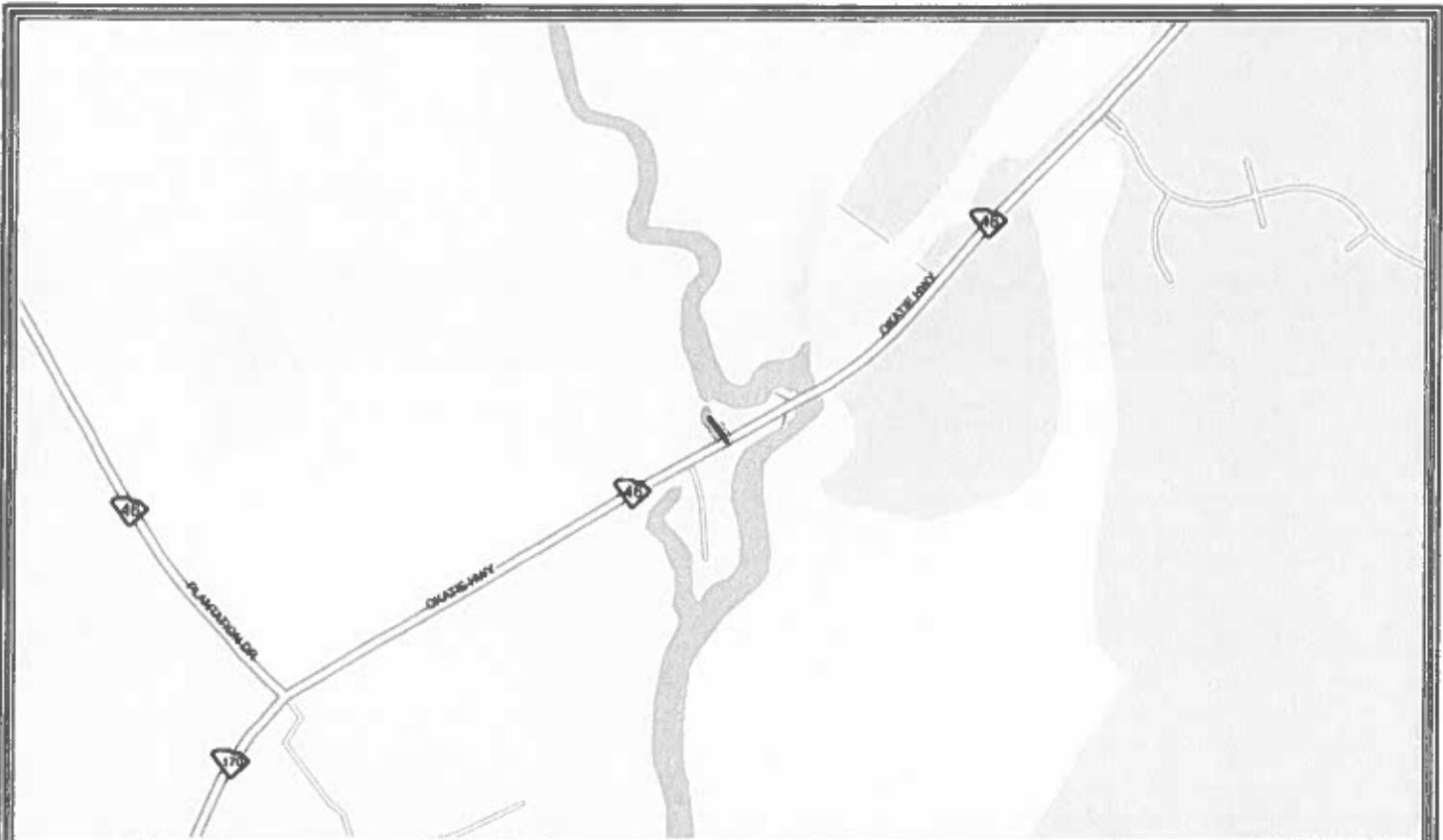
¹ A COPY OF THE PLAN SHEET WITH THE NEW RIGHT OF WAY LIMITS SHOULD BE INCLUDED AS NEEDED.

REQUEST SUBMITTED BY: Adam L. Bishop DATE: _____

CONCURRENCE BY: _____ DATE: _____
(DEA or Director)

SIGNATURE REQUIRED BELOW ONLY FOR ROUTES ABOVE MAJOR COLLECTOR OR IF SWAP RESULTS IN ADDING LANE MILES TO THE STATE SYSTEM:

APPROVED: _____ DATE: _____
DIRECTOR OF ROAD DATA SERVICES OR DESIGNEE



S-27-218



ITMS Map Viewer

Print

Additions Viewer

Close

Addition

County:	JASPER	Inventory Date:	3/18/1966
Commission Date:	11/18/1965	Contract:	27.327
Addition Number:	218	Leg. Act:	36-1959
Action:	C-ADDITION		

Addition Description: SPUR ROAD FROM ROUTE 170 APPROXIMATELY 0.5 MILE EAST OF ROAD S-92 NORTHEASTERLY TO NEW RIVER - APPROXIMATELY 0.1 MILE

Notes Description:

Approximate Mileage: 0.100

Next Previous **Addition 1 of 1**

Routes

<u>Route Type</u>	<u>Route</u>	<u>Auxiliary</u>	<u>Dir</u>	<u>BMP</u>	<u>EMP</u>	<u>Section</u>	<u>Description</u>
SECONDARY ROAD	218	MAIN LINE	E	0.000	0.010	SC46	to Dead End

SOUTH CAROLINA
STATE HIGHWAY DEPARTMENT
COLUMBIA

MEMORANDUM TO: District Engineer - District No. 6

File No. 27.327

County JASPER

Project No. C-327

Route No. ---

Road No. S-218

Description: FROM INTERSECTION WITH S.C. ROUTE 170
APPROX. 4 1/2 MILES SOUTHEAST OF
HARDEEVILLE, NORTHWESTERLY TO NEW RIVER,
THIS BEING A BOAT RAMP.

There is attached a list of the property owners and
rights of way secured on the Road and project given above.

One bound copy of this list is for your office, one
is for the Maintenance Superintendent, and one is for the Project
Engineer. One bound copy is being furnished the Clerk of Court in
accordance with Section 33-146, Code of Laws of South Carolina, 1962.

Right of Way Engineer

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South Carolina
State Highway Department
Columbia
Form 803 (Rev. 9-1-64)

The State of South Carolina

COUNTY OF Jasper
Road
ROUTE NO. 5-218

RESOLUTION
OF
BOARD OF CONDEMNATION

SOUTH CAROLINA STATE HIGHWAY DEPARTMENT
VS

ESTATE OF J.A. COLEMAN, JR.

Mr. H.C. Edenfield, Trustee, Swainsboro, Ga.-Mr. Paul H. Anderson, Trustee, 1610 Atlanta Savings and Loan Bldg., Atlanta, Ga.-Mrs. Fannie Mae Karrh, Life Estate, Swainsboro, Ga.-Mrs. H.C. Edenfield, Life Estate, Swainsboro, Ga.-Mrs. Gaynelle F. Morgan, Remainderman, Swainsboro, Ga.-Mrs. Marion F. Anderson, Remainderman, 31 LaFayette Dr. N.E. Atlanta, Ga.-Mrs. Maurice R. Youmans, Remainderman, Swainsboro, Ga.-Mr. Tobe C. Karrh, Remainderman, Swainsboro, Ga.-Mr. Randolph C. Karrh, Remainderman, Swainsboro, Ga.-Mr. James H. Morgan, Jr., Remainderman, First National Bank Bldg., Miami, Fla.-Miss. Emily Anderson, Remainderman, o/o Mrs. Marion F. Anderson, 31 LaFayette Dr. N.E. Atlanta, Ga.-Mr. Rufus Youmans, o/o Mrs. Maurice R. Youmans, Swainsboro, Ga.-Miss. Mable Youmans, o/o Mrs. Maurice R. Youmans, Swainsboro, Ga.-Mr. Randolph C. Karrh, Guardian Ad Litem for Gregory Karrh, Randolph C. Karrh, Jr., William Mullins Karrh, J. Alexander Karrh, Paul H. Anderson, Jr., John Anderson, Gay Morgan and John Morgan, minors, Swainsboro, Ga.

Also, John Doe and Mary Roe representing as a class the unborn lineal Grandchildren and Great Grandchildren of J.R. Coleman having any claim, right, title, interest in or claim upon the property herein described. (SEE ATTACHED NEWSPAPER ADVERTISEMENT)

After due notice served upon the above-named person, firm or corporation that a right-of-way would

be condemned for the construction of ~~ROADWAY~~ File No. 27.327 - Project No. C-327

between Survey Stations 0 + 75 and 2 + 62 right, as described in Notice of Condemnation.

and compensation fixed and damages assessed therefor and after full hearing of all testimony and arguments and careful consideration of all questions involved.

Be it Resolved by this Board of Condemnation that, after taking into consideration the benefits accruing to the landowner by the construction or improvement of the highway, the value of the lands being taken together with any special damages occasioned by the construction or improvement of the highway and deducting the total value of the benefits from the total value of the damages in accordance with the statutes, the members

of this Board find that the benefit exceeds the damage and we therefore make an award of

No cash consideration

Any appeal by the landowner from this Award shall be served by mail or otherwise upon the Department within twenty days after the receipt of this Resolution in accordance with the provisions of Section 33-139.

Signed by the Board of Condemnation at

Ridgeland, S.C.

this 9th day of March, 19 66

A.E. D. Witt
Chairman
[Signature]
Member
[Signature]
Member

Handwritten note:
3/10/66

THE STATE OF SOUTH CAROLINA

COUNTY OF: *RICHLAND*

E. M. McLeod

being duly sworn, deposes and says that he served the Resolution of Board of Condemnation on the obverse side of this paper on the Defendant (s) in the manner hereinafter stated and on the dates given after the name of the said Defendant (s) by delivering to and leaving with said Defendant (s) a copy of this Resolution of Board of Condemnation and, where service has been made by mail, by posting a copy of the Resolution to the last known address.

Sworn to before me this

11th day of MARCH 1966.

E. M. McLeod

William R. Cherry
Notary Public for South Carolina

<u>Defendant (s) Served</u>	<u>Date</u>	<u>Method</u>	<u>Place</u>
<u>Mr. H. C. Edenfield</u>	<u>3-11-66</u>	<u>Certified Mail</u>	<u>Swainsboro, Ga.</u>
<u>Mr. Paul H. Anderson</u>	<u>"</u>	<u>" "</u>	<u>1610 Atlanta Savings & Loan Bldg., Atlanta, Ga.</u>
<u>Mrs. Fannie Mae Karrh</u>	<u>"</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mrs. H. C. Edenfield</u>	<u>"</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mrs. Gaynelle F. Morgan</u>	<u>"</u>	<u>" "</u>	<u>" "</u>
<u>Mrs. Marion F. Anderson</u>	<u>"</u>	<u>" "</u>	<u>31 Lafayette Dr., N.E. Atlanta, Ga.</u>
<u>Mrs. Maurice R. Youmans</u>	<u>"</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mr. Tohe C. Karrh</u>	<u>"</u>	<u>" "</u>	<u>" "</u>
<u>Mr. Randolph C. Karrh</u>	<u>"</u>	<u>" "</u>	<u>" "</u>
<u>Mr. James H. Morgan, Jr.</u>	<u>"</u>	<u>" "</u>	<u>First National Bank Bldg., Miami, Fla.</u>
<u>Miss Emily Anderson</u>	<u>"</u>	<u>" "</u>	<u>Mrs. Marion F. Anderson 31 LaFayette Drive, N.E. Atlanta, Ga.</u>
<u>Mr. Rufus Youmans</u>	<u>"</u>	<u>" "</u>	<u>Mrs. Maurice R. Youmans Swainsboro, Ga.</u>
<u>Miss Mable Youmans</u>	<u>"</u>	<u>" "</u>	<u>Mrs. Maurice R. Youmans Swainsboro, Ga.</u>
<u>Mr. Randolph C. Karrh</u>	<u>"</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>

South Carolina
State Highway Department
Columbia
Form 803 (Rev. 11-1-60)

The State of South Carolina

COUNTY OF Jasper
Road
ROUTE NO. S- 218

NOTICE OF CONDEMNATION

ESTATE OF J.A. COLEMAN, Jr.

TO: Mr. H.C. Edenfield, Trustee, Swainsboro, Ga. - Mr. Paul H. Anderson, Trustee, 1610 Atlanta Savings and Loan Building, Atlanta, Ga. - Mrs. Fannie Mae Karrh, Life Estate, Swainsboro, Ga. - Mrs. H.C. Edenfield, Life Estate, Swainsboro, Ga. - Mrs. Gaynelle F. Morgan, Remainderman, Swainsboro, Ga. - Mrs. Marion F. Anderson, Remainderman, 31 LaFayette Drive, N.E., Atlanta, Ga. - Mrs. Maurice R. Youmans, Remainderman, Swainsboro, Ga. - Mr. Tobe C. Karrh, Remainderman, Swainsboro, Ga. - Mr. Randolph C. Karrh, Remainderman, Swainsboro, Ga. - Mr. James H. Morgan, Jr., Remainderman, First National Bank Building, Miami, Fla. - Miss. Emily Anderson, Remainderman, c/o Mrs. Mariona Anderson, 31 LaFayette Drive N.E., Atlanta, Ga. - Mr. Rufus Youmans, c/o Mrs. Maurice R. Youmans, Swainsboro, Ga., - Miss. Mable Youmans, c/o Mrs. Maurice R. Youmans, Swainsboro, Ga. - Mr. Randolph C. Karrh, Guardian Ad Litem for Gregory Karrh, Randolph C. Karrh, Jr., William Mullins Karrh, J. Alexander Karrh, Paul H. Anderson, Jr., John Anderson, Gay Morgan and John Morgan, minors, Swainsboro, Ga.

(OVER)

PLEASE TAKE NOTICE,

That the South Carolina State Highway Department and requires a right-of-way for a public highway through and across lands in which the above-named person, firm or corporation claims title or some interest. Said lands being located in the County and State aforesaid as shown

by plans of the State Highway Department for the construction of a section of ~~Route No.~~ Road No. 218

between Route No. 170 and New River

known as ~~Route No.~~ File No. 27.327 - Project No. C - 327

All that parcel or strip of land being variable in width extending to a twenty-five foot Canal on the left and extending to New River on the right, between approximate survey stations 0+75 and 2+62, being bounded on the east by New River, on the west by twenty-five foot Canal and on the south by present right of way of Routes 46 and 170.

The above described property will be condemned and a right-of-way established by the State Highway Department, and

YOU WILL TAKE FURTHER NOTICE, That a public hearing will be held at 1:00 (P.M.) on the 9th. day of March, 1966, at Court House (Court Room)

in the Town of

Ridgeland to ascertain the amount of damages in excess of benefits as a result of using said lands for the proposed highway improvement.

Columbia, S. C.

SOUTH CAROLINA STATE HIGHWAY DEPARTMENT

Date Feb. 21, 1966

By *J.L. Walker*

J.L. Walker

Right-of-Way Engineer

THE STATE OF SOUTH CAROLINA

COUNTY OF: Richland

E.M. McLeod being duly sworn deposes and says that he served the Notice of Condemnation on the obverse side of this paper on the Defendant (s) in the manner hereinafter stated and on the dates given after the name of the said Defendant (s) by delivering to and leaving with said Defendant (s) a copy of this Notice of Condemnation and, where service has been made by mail, by posting a copy of the Notice to the last known address.

Sworn to before me this

21st day of FEB. 1966.

E.M. McLeod

Charles E. Byrd
Notary Public for South Carolina

<u>Defendant (s) Served</u>	<u>Date</u>	<u>Method</u>	<u>Place</u>
<u>Mr. H.C. Edenfield, R</u>	<u>FEB 21 1966</u>	<u>Certified Mail</u>	<u>Swainsboro, Ga.</u>
<u>Mr. Paul H. Anderson</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>1610 Atlanta Savings & Loan Building, Atlanta, Ga.</u>
<u>Mrs. Fannie Mae Karrh</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mrs. H.C. Edenfield</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mrs. Marion F. Anderson</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>31 Lafayette Drive, N.E. Atlanta, Ga.</u>
<u>Mrs. Gaynelle F. Morgan</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mrs. Maurice R. Youmans</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mr. Tobe C. Karrh</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mr. Randolph C. Karrh</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>
<u>Mr. James H. Morgan, Jr.</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>First National Bank Building, Miami, Fla.</u>
<u>Miss. Emily Anderson</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>c/o Mrs. Marion F. Anderson 31 Lafayette Drive N.E. Atlanta, Ga.</u>
<u>Mr. Rufus Youmans</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>c/o Mrs. Maurice R. Youmans Swainsboro, Ga.</u>
<u>Miss. Mable Youmans</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>c/o Mrs. Maurice R. Youmans Swainsboro, Ga.</u>
<u>Mr. Randolph C. Karrh</u>	<u>FEB 21 1966</u>	<u>" "</u>	<u>Swainsboro, Ga.</u>

Also, John Doe and Mary Roe representing as a class the unborn lineal Grandchildren and Great Grandchildren of J.R. Coleman having any claim, right, title, interest in or claim upon the property herein described.

STATE OF ~~MISSISSIPPI~~ ^{GEORGIA})
)
COUNTY OF EMANUEL)
)
FILE ~~NO.~~)
~~NO.~~ NO. 27.327)
)
ROUTE OR ROAD NO. 218)

Ordinary
IN THE ~~MISSISSIPPI~~ COURT

In the Matter of Condemnation of Certain Land)
)
In Jasper (So. Car) County owned by _____)
)
Estate of J. A. Coleman, Jr.)

ORDER APPOINTING
GUARDIAN AD LITEM

Gregory Karrh, Randolph Karrh, Jr.,
Wm. Mullins Karrh, J. Alexander Karrh,
It appearing to me that Paul Anderson, Jr., John Anderson
Gay Morgan, John Morgan.
_____, infants under the age of 21 years, or person

(persons) ~~and judges, non-compartments~~, who are parties (party) to the con-
demnation proceedings above captioned, have (has) no Guardian, General or
Special, and that no application for the appointment of a Guardian ad Litem
has been made.

And, it further appearing to me that a suitable person who
has no interest in the proceedings, should be appointed Guardian ad Litem
for the said infants (infant), to appear for and represent their (his, her)
interest in the proceedings, as the same may appear.

IT IS ORDERED that Randolph C. Karrh,
be and he (she) is hereby appointed Guardian ad Litem for above named
minors.

AND IT IS SO ORDERED Freddie S. Keen
Judge of Ordinary Court Ga.
~~Mississippi~~, Emanuel County, ~~Miss.~~

February 12, 195 66.

I CONSENT to act as Guardian ad Litem for the infants (infant)
or person (persons) ~~and judges, non-compartments~~ above named and agree to appear for
them and represent their (his, her) interest as the same may appeal in all
proceedings had in the above captioned matter.

Randolph C. Karrh

GEORGIA
THE STATE OF ~~SOUTH CAROLINA~~

COUNTY OF EMANUEL

FILE
~~BOOK~~ NO. 27.327

ROUTE OR ROAD NO. 218

TO: Honorable Freddie Keen

as ~~County~~ Judge of EMANUEL County, Ordinary Court

PLEASE TAKE NOTICE, That in accordance with Section 33-133 of the Code of Laws of South Carolina 1952, you are hereby notified to appoint a guardian ad litem to appear for the following named owners or persons having some interest in the lands being condemned as described by the attached notice of condemnation and at the time and place designated by said notice of condemnation;

<u>NAME</u>	<u>AGE (IF MINOR)</u>
Gregory Karrh	2
Randolph Karrh, Jr.	3
Williams Mullins Karrh	9
J. Alexander Karrh	3
Paul Anderson Jr.	Under 21
John Anderson	Under 21
Gay Morgan	Under 21
John Morgan	Under 21

SOUTH CAROLINA STATE HIGHWAY DEPARTMENT

At Columbia, S. C.

By: J. J. Walker
Right of Way Engineer
EWL

Date: February 14, 1966

C-327

STATE OF SOUTH CAROLINA,
COUNTY OF JASPER.
ROUTE No. 5-218
FILE No. 27.327
SOUTH CAROLINA STATE HIGHWAY
DEPARTMENT

CONDEMNATION PROCEEDINGS.

vs.

TESTIMONY.

Estate of J. A. Coleman, Jr.

This condemnation hearing was held at the Courthouse at Ridgeland, South Carolina, at 1:00 p.m. on the 9th day of March, 1966, before a Board of Condemnation composed of The Honorable H. E. DeWitt, Highway Commissioner, of Blackville, South Carolina, as Chairman; The Honorable D. C. Bishop, Highway Commissioner, of Moncks Corner, South Carolina; and, Mr. D. P. Sojourner, of St. George, South Carolina; Mr. ~~A. M. Campbell~~ E. M. McLeod represented the State Highway Department.

The subject property is described as follows: -

All that parcel or strip of land located on the North side of Route 170, on New River, as shown by the Plans for the above captioned file.

There were no appearances for the defendant, and the case was closed.

Johnston L. Crapse
Stenographer.

INDEX OF SHEETS
Sheet No. 1 of 7, 7th. Sheet

1. Plans
2. Profiles
3. Hydrographs, etc.

4. Plans and Profiles
5. Cross Sections

CONVENTIONAL SIGNS

Blue Line	Priority Road
Green Line	Priority Road
Red Line	Priority Road
Black Line	Priority Road
...

LEGEND

Proposed Project	...
Other Roads	...

LAYOUT

Net Length of Bridge	006	126
Net Length of Right	008	128
Length of Bridge	006	126
Net Length of Right	008	128



PLAN AND PROFILE OF PROPOSED STATE HIGHWAY

File No. 27327
S.P. No. C-327
Road No. S-218
From Route 170 to New River
JASPER COUNTY
NORTH CAROLINA

SOUTH CAROLINA
STATE HIGHWAY DEPARTMENT
COLUMBIA

SUMMARY OF ESTIMATED QUANTITIES

DESCRIPTION	Quantity	Unit	Value
Earth Type Base Course (4 1/2" Material)	44	CY	146.52
Concrete Foot Ramp (6' x 6' x 12')	106	CY	3580.00
Unfinished Timber Culvert Wall	900	LF	202.50
...
TOTAL			300

Approved for S.C. WHITE, Revenue Dept.
Date: 11/15/65

APPROVED
STATE HIGHWAY DEPARTMENT
DATE: 11/15/65

DEPARTMENT OF COMMERCE
BUREAU OF PUBLIC ROADS
DATE: 11/15/65

...



OFFICE OF THE JASPER COUNTY ADMINISTRATOR

*Jasper County Clementa C. Pinckney Government Building
358 Third Avenue – Courthouse Square – Post Office Box 1149
Ridgeland, South Carolina 29936 - 843-717-3690 – Fax: 843-726-7800*

Andrew P. Fulghum
County Administrator

afulghum@jaspercountysc.gov

Tisha L. Williams
Executive Assistant

twilliams@jaspercountysc.gov

Progress Report August 22, 2023 – September 5, 2023

1. Moratorium:

Met with planning consultant, several stakeholders, and County staff on August 23. Reviewed proposed work plan, schedule, and discussed related meetings of stakeholders throughout the process. Presentation by the planning consultant scheduled for the Sept. 5 County Council meeting.

2. Ridgeland Fire Contract:

Met with Ridgeland Town Administrator Dennis Averkin on August 24. Discussed the Town's renewed interest in extending the term of the contract. To be discussed in executive session with County Council on Sept. 5.

3. Rt. 462 and Knowles Island Road Intersection:

Received and reviewed proposal from J. Bragg Consulting, Inc. Proposal to be discussed on Sept. 5 at the County Council meeting during the Administrator's Report portion of the meeting.

4. Various Development Projects:

Attended meetings with County staff, SCA staff, and outside counsel on August 23 and scheduled to attend another on August 30 to discuss active economic development projects.

5. Jasper Animal Rescue Mission (JARM):

Met with members of the Board of Directors as well as the Executive Director on August 28. Discussed facility improvement needs.

6. Ridgeland-Claude Dean Airport:

Participated in a meeting with hangar owners, the owners' legal counsel, County staff, and Rep. Bill Herbkersman on August 23. Several leases to be discussed with County Council during executive session meeting on Sept. 5.

7. Exit 3:

Requested, received, and reviewed procedural schedule for Exit 3. Included in Administrator's Report for discussion on Sept. 5 at the County Council meeting.

8. Other Meetings/Events Attended or Scheduled to Attend:

Lunch meeting with the Joe's on August 24, mediation for *Davis v. Jasper County* on August 29, and emergency meeting of the County Council on August 30.

Jasper County:

- SCDOT anticipates construction to begin on approximately \$93,576,400 between fiscal year 2023 and 2028.

Jasper County Transportation Funding Summary		
Program	Total Mileage	Funding
Bridges – Interstate/NHS	3.750	\$17,609,500
Pavements - Interstates	3.680	\$3,122,300
Pavements – FA Secondary	2.780	\$1,149,300
Pavements – Non FA Secondaries	1.780	\$728,400
Pavements- Non NHS Primary	5.53	\$3,296,200
Jasper County Sales Tax	0.100	\$1,850,000
Safety- Rural Road Safety	10.630	\$19,860,700
C-Program	11.95	\$7,960,000
Rural System Upgrade - Lowcountry	4.100	\$38,000,000
TOTALS	44.300 Miles	\$93,576,400

Bridges – Interstate/NHS:

***Project ID P030260: I-95 SB Bridge over Bagshaw Swamp (0.750 Total Miles)**

- Scope: Bridge Replacement over the Bagshaw Swamp.
- Termini: I-95 SB
- Anticipated Project Cost: \$5,684,800
- Anticipated Construction Cost: \$4,309,500
- Schedule: Letting is scheduled for November 2023. ICE is the consultant selected to work on this project.

Project ID P030481: I-95 SB over SC 46 (3.000 Total Miles)

- Scope: Bridge Replacement over SC 46
- Termini: I-95 SB
I-95 NB
- Anticipated Project Cost: \$15,450,000
- Anticipated Construction Cost: \$13,300,000
- Schedule: This project is being incorporated into the I-95 Widening MM 0 – 8 Project (P040106).

* Denotes project changes from previous report.

Pavements - Interstates:

Project ID P040556: 2022 Interstate Preservation Program (3.680 Total Miles)

- Scope: I-95 Mill and Replace OGFC and STA with SMA from MP 0.33-4.01 both directions
- Termini: I-95 N (Interstate 95): 0.33 mi N of Georgia State Line to 0.91 mi N of (S-34)
- Anticipated Project Cost: \$3,122,300
- Anticipated Construction Cost: \$3,122,300
- Schedule: Project will be incorporated into the P027550 (I-95 Reconstruction MM33-68) contract with Eurovia Atlantic Coast, LLC. Work has been completed.

Pavements – FA Secondaries:

Project ID P040595: 2022 Federal Aid Secondary Pavement Improvement Program (2.780 Total Miles)

- Scope: Reconstruction/Rehabilitation in Jasper County
- Termini: Malphrus Road (S-39 N): US 278 to Great Swamp Road (S-116)
Sand Hills Road (S-119 N): 2.15 miles NW of US 321 to ~0.25 miles SE of Cypress Creek Bridge
- Anticipated Project Cost: \$1,149,300
- Anticipated Construction Cost: \$1,149,300
- Schedule: Letting held January 11th, 2022. Contract awarded to Eurovia Atlantic Coast LLC with contract completion date of 06/30/2023. Packaged together with P040594 and P040596.

Pavements – Non-FA Secondaries:

Project ID P040596: 2022 Non-FA Secondary Pavement Improvement Program (1.780 Total Miles)

- Scope: Reconstruction/Rehabilitation in Jasper County
- Termini: Malphrus Road (S-39 N): Great Swamp Road (S-116) to Tarboro Road (S-22)
E Wilson Street, W Wilson Street (S-59 N): US 17 to S Logan Street (S-35)
E Wilson Street (S-59 N): S Logan Street (S-35) to Wilson Street (S-157)
Fifth Avenue, Miller Street (S-70 E): US 278 to (S-74)
Owens Street (S-78 E): Fifth Avenue (S-70) to First Avenue (S-68)
Jasper Street (S-79 N): SC 336 to Adams Street (S-61)
Henry Street (S-128 E): Adams Street (S-61) to McCormack Avenue (S-127)
Wilson Street (S-157 N): SC 336 to E Wilson Street (S-59)
Yemassee Road (S-276 E): US 17 to ~0.07 mi SE of Point South Drive (S-427)
Live Oak Road (S-348 E): US 278 to End State Maint
- Anticipated Project Cost: \$728,400
- Anticipated Construction Cost: \$728,400
- Schedule: Letting held January 11th, 2022. Contract awarded to Eurovia Atlantic Coast LLC with a contract completion date of 06/30/2023. Packaged with P040594 and P040595.

* Denotes project changes from previous report.

Pavements – Non-NHS Primary:

Project ID P040594: 2022 Primary Pavement Improvement Program (5.530 Total Miles)

- **Scope:** Reconstruction/Rehabilitation in Jasper County
- **Termini:** Okatie Highway, Plantation Drive (SC 46 E): ~0.64 mi E of Jenkins Avenue (S-176) to Beaufort County Line
Freedom Parkway, Okatie Highway (SC 170 E): US 17 to SC 46
Russell Street (SC 336 CON E): SC 336 to US 278
- **Anticipated Project Cost:** \$3,296,200
- **Anticipated Construction Cost:** \$3,296,200
- **Schedule:** Letting is scheduled for January 2022. Contract awarded to Eurovia Atlantic Coast LLC with a contract completion date of 06/30/2023. Packaged with P040595 and P040596.

Local – Jasper Sales Tax:

Project ID P037371: Exit 21 Interchange Improvements (0.100 Total Miles)

- **Scope:** Project consists of installation concrete slope paving under the overpass, lighting, and landscaping. IGA-2-18
- **Termini:** I-95 N (INTERSTATE 95)
- **Anticipated Project Cost:** \$2,200,000
- **Anticipated Construction Cost:** \$1,850,000
- **Schedule:** Letting is scheduled for November 2022. Project is not moving forward with the anticipated widening of I-95.

Safety – Rural Road Safety:

Project ID P037076: US 321 Safety Improvements in Jasper County (10.630 Total Miles)

- **Scope:** Safety Improvements from near US 17 (Whyte Hardee Blvd.) to Purrysburg Road
- **Termini:** US 321 N (Deerfield Road): near US 17 (Whyte Hardee Boulevard) to Jasper/Hampton County Line
- **Anticipated Project Cost:** \$22,280,300
- **Anticipated Construction Cost:** \$19,860,700
- **Schedule:** Letting is scheduled for July 2023.

* Denotes project changes from previous report.

C Program

***Project ID P039598: Jasper CTC – resurfacing (4.840 Total Miles)**

- Scope: Resurface Floyd Road S-243 from 3.18 (SC-336) to 1.57 (02/24/20 IG); added Deloss Point Road S-151 and Fordville Road S-341.
- Termini: S-151 N (Deloss Point Road): SC 462 to End State Maint
S-243 N (Floyd Road): ~0.88 mi SW of Cottage Farm Road (L-561) to SC 336
S-341 N (Fordville Road): Bees Creek Road (S-13) to Captain Bill Road (S-77)
- Anticipated Project Cost: \$2,650,900
- Anticipated Construction Cost: \$2,649,900
- Schedule: Letting held June 9, 2021. Contract awarded to Eurovia Atlantic Coast LLC with a contract completion of 06/30/2022. Packaged together with P040129. Project has a current completion of 04/30/2023. Project substantially complete 04/30/2023.

***Project ID P040129: Jasper CTC – resurfacing (1.010 Total Miles)**

- Scope: Resurfacing of S-153 Moore Street from 0.00 (SC-46) to End 0.56 (S-421) (09/15/20 IG). Added S-339 Sauls Court, S-338 John Street, S-245 McNeals Road (09/29/20).
- Termini: S-153 N (Moorer Avenue): SC 46 to Frontage Road (S-421)
S-245 N (Morrow Lane): Hardeeville Industrial Park Road (S-413) to Dead End
S-338 E (John Street): Moorer Avenue (S-153) to End State Maint.
S-339 N (Sauls Court): SC 46 to Dead End
- Anticipated Project Cost: \$504,700
- Anticipated Construction Cost: \$503,700
- Schedule: Letting held June 9, 2021. Contract awarded to Eurovia Atlantic Coast LLC with a contract completion of 06/30/2022. Packaged together with P039598. Project has a current completion of 04/30/2023. Project substantially complete 04/30/2023.

Project ID P041499: 2023 Primary Pavement Improvement Program (6.100 Total Miles)

- Scope: Reconstruction/Rehabilitation in Jasper County
- Termini: US 17 N (Jacob Smart Boulevard): ~0.17 mi N of Captain Bill Road (S-77) to Pavement Joint @ I-95 Off Ramp
US 17 N (Jacob Smart Boulevard): ~0.17 mi N of Captain Bill Road (S-77) to Structure @ I-95
US 278 E (Independence Boulevard): US 17 to Bridge Joint @ I-95 NB
SC 462 E (Lowcountry Drive): Joint ~0.1 mi SW of SC 336 to ~0.3 mi SW of Rabbit Cleland Road (L-1062)
- Anticipated Project Cost: \$5,408,200
- Anticipated Construction Cost: \$5,408,200
- Schedule: Letting held November 8th, 2022. Contract awarded to Eurovia Atlantic Coast LLC with a contract completion of 11/15/2024.

Locally Administered Projects - LPA (for information only – not included in summary)

Project ID P028310: Interstate 95 – New Interchange (Exit 3) Project (1.501 Total Miles)

- **Scope:** Preliminary Engineering for a new interchange on I-95 at mile-marker 3, the 4 lane widening of Purrysburg Road from I-95 to US 17, an East-West connector roadway from Purrysburg Road to US 321 and intersection improvements at US 321 and US 17 on the Northern end and at US 179 and US 17 on the Southern end, Jasper County & City of Hardeeville with assistance from Beaufort County.
- **Status:** Consultant is working with USACE to develop Environmental Impact Statement (EIS) & Interchange Justification Report (IJR) for review and approval by SCDOT & FHWA.
- **Anticipated Project Cost:** \$119,000,000 (\$48,000,000 for interchange)
- **Schedule:** SIB & Developer funded project – Schedule TBD based on funding availability and NEPA approvals.

* Denotes project changes from previous report.



8/26/2023
From Danny

Gulfstream G150 crew was racing before runway overshoot, NTSB says

Aviation News

Posted By: [Haley Davoren, GlobalAir.com](#)

Published: Aug. 22, 2023 at 02:45 PM EST

Updated: Aug. 22, 2023 at 03:37 PM EST

REACT

1 COMMENTS

No reactions



The flight crew on a [Gulfstream G150](#) was involved in a race with another plane before the jet overran the runway and sustained substantial damage.

On May 5, 2021 business jet G150 (N22ST) was nearing [Ridgeland-Claude Dean Airport \(3J1\)](#) in Ridgeland, South Carolina carrying three passengers. The cockpit voice recorder revealed that when a passenger asked the two pilots about an estimated arrival time the pilot in command stated, "I'll speed up. I'll go real fast here."

The PIC said that one of the passengers on board liked to challenge the PIC to see how fast they could reach their destination. The captain talked about a previous flight where the PIC told the passengers the flight would be 40 minutes and the passenger challenged him to fly in 39 minutes instead.

"He [the passenger] always likes to give the challenge," the PIC said. "How fast can you go? How fast can you get there? But that's the name of the game. That's the reason you own a jet."



Figure 12: View of the airplane at the accident site.

The second in command stated that the plane's airspeed was 300 knots and the altitude was 9,000 feet. Over the next few minutes, the PIC and SIC discussed how they could shorten the flight time since another jet was also headed to Ridgeland Airport. Shortly after 10 am that morning the PIC estimated the arrival time was 10:35 and the other jet was estimated to arrive at 10:33.

"They'll [the other aircraft] slow to 250 [knots] below 10 [thousand feet] and we won't," The PIC said to the SIC. "We know what we're doing right now we're trying to win a race."

"That's right," the SIC said.

"This is NASCAR," the PIC said.

After comparing the landing to an automobile race, laughter was heard in the cockpit on the CVR. During the landing, wind was reported nearby from 280 degrees at three knots. The CVR recorded the overspeed warning tone numerous times during the descent beginning at about 10:25. At that point the tone was heard for eight seconds.

"Goal achieved," the PIC said.

"Final lap," the SIC said.

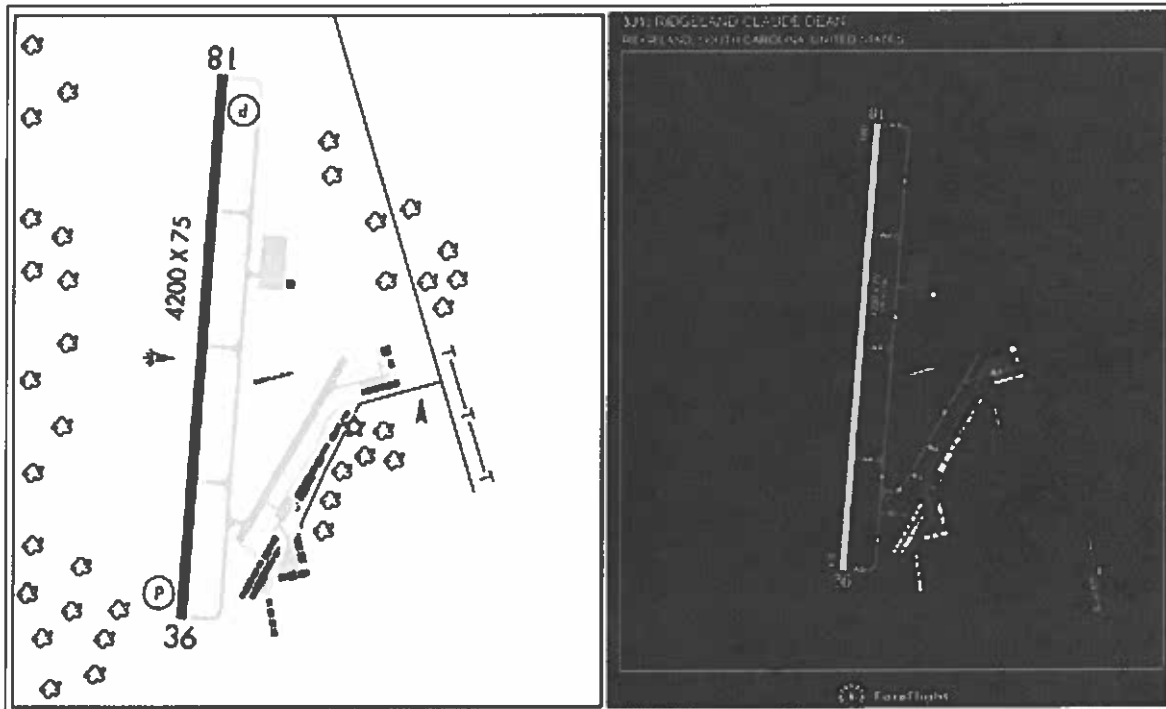


Figure 1: Overview of the FAA Chart Supplement and ForeFlight LLC airport diagrams.

At around 10:28 the plane was cleared to 2,000 feet and the flight crew requested a straight-in approach to runway 36. Two minutes later the controller informed the G150 crew that a second plane was inbound to the airport and would be second in line, which excited the PIC. He then happily told the passengers the plane would be arriving ahead of the other jet.

A few minutes later the CVR recorded the autopilot being disconnected and the SIC asking if they should "s-turn this thing" to which the PIC replied, "Nah we got it." One minute later and the plane was on its final approach just 900 feet above ground level and 1.5 nautical miles from the runway threshold. The SIC called out an airspeed of 170 knots, however, the reference landing speed was 121 knots. The PIC said to add full flaps and roughly 10 seconds later the plane's electronic voice issued a sink rate notice and the SIC responded, "We know it." The SIC called out an airspeed of 150 knots and the electronic voice issued an alert, "sink rate, sink rate, sink rate, pull up."

The electronic voice then announced 200 feet agl and just one second later the sink rate warning began to echo in the cockpit once more. The SIC then called out an airspeed of 130 knots and the PIC said, "Yup, slowing."



Figure 6: Still view of landing video about 4 seconds after touchdown.

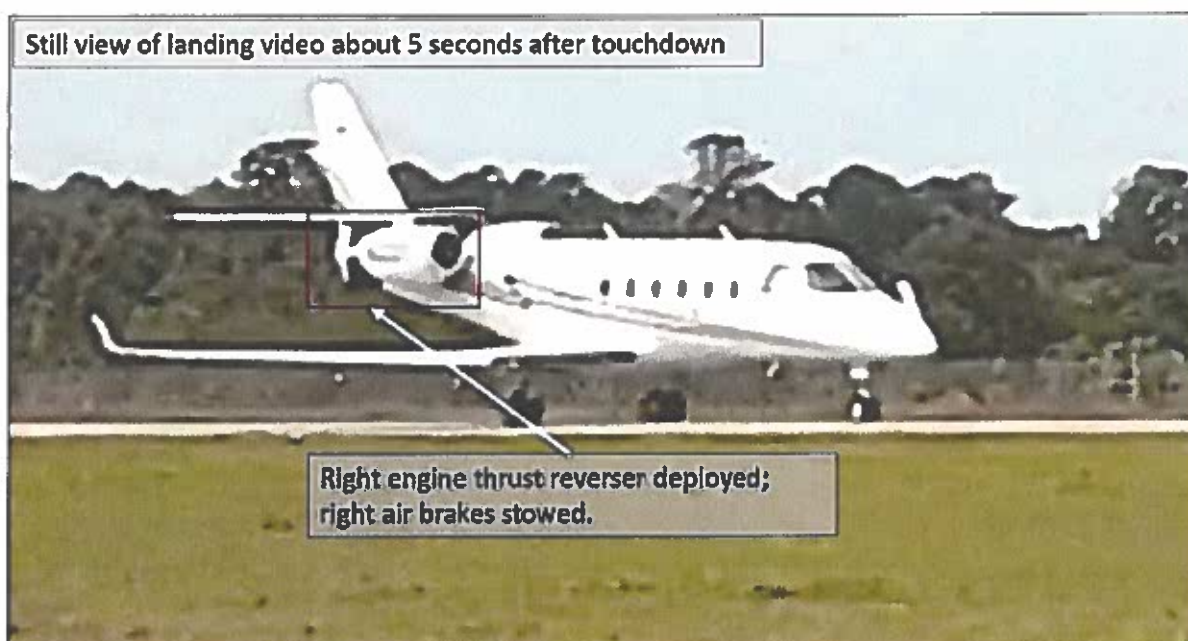


Figure 7: Still view of landing video about 5 seconds after touchdown.

The electronic voice then issued a 50-foot callout and the plane touched down shortly after. The PIC could be heard exclaiming "Come on T-Rs [thrust reversers]," and an expletive. Moments later the SIC asked if he should apply the brakes as well and the PIC told him yes.

"We are not stoppin'," the PIC said.

"No we're not," the SIC said.

Seconds after this conversation sounds consistent with a runway excursion were noted in the CVR, which stopped recording shortly after. The plane had come to rest nearly 400 feet past the end of runway 36 in wet and marshy terrain. The plane had serious damage to the wings and fuselage. Fortunately, both pilots and all three passengers walked away from the NASCAR-like landing without injury.

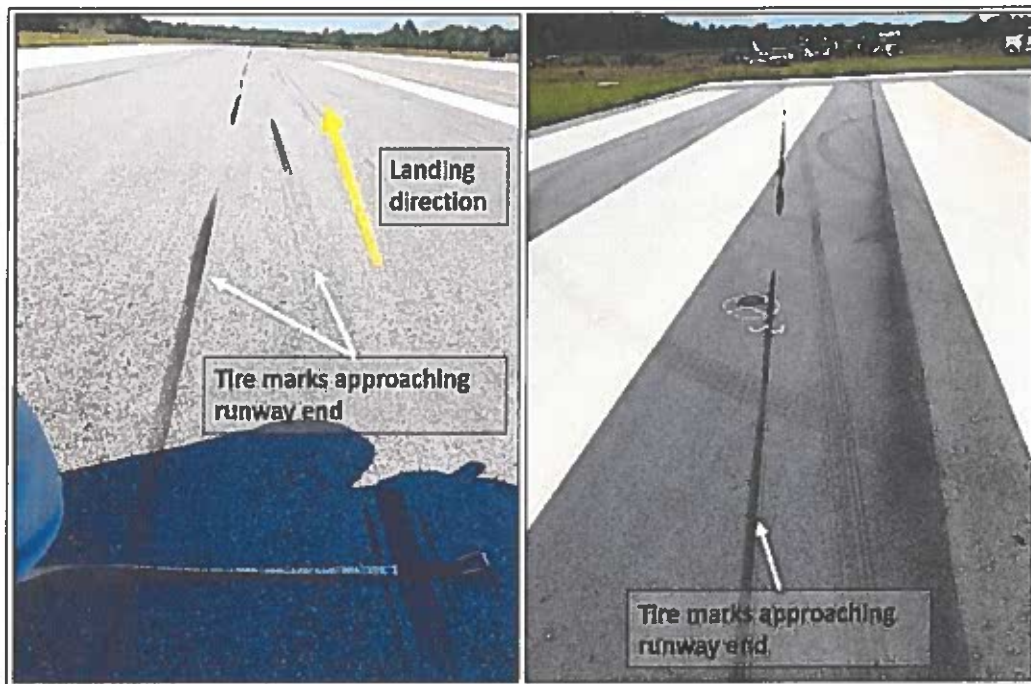


Figure 3: Overview of tire marks on runway.

A witness reported notifying the other approaching jet that the airport was closed due to the excursion, forcing the other plane to divert to another location. The reporting witness saw the crash with the van driver there to pick up the passengers on the diverted jet, who called 911. While the driver notified 911 about the accident the witness told the other plane to divert and then notified the NTSB about the incident.

Based on the post-accident statement, the PIC applied the wheel brakes and thrust reversers upon touchdown but the ground brakes did not automatically deploy. During the landing, as the ground roll progressed the plane did not slow down so the PIC increased the power to the thrust reversers and the SIC began to brake without roughly 1,500 feet of the runway left. As the SIC applied the wheel brakes he said, "I have no brakes." When asked if there was any mechanical malfunction or failures the PIC replied, "We did not have brakes, no thrust reversers and no ground air brakes."

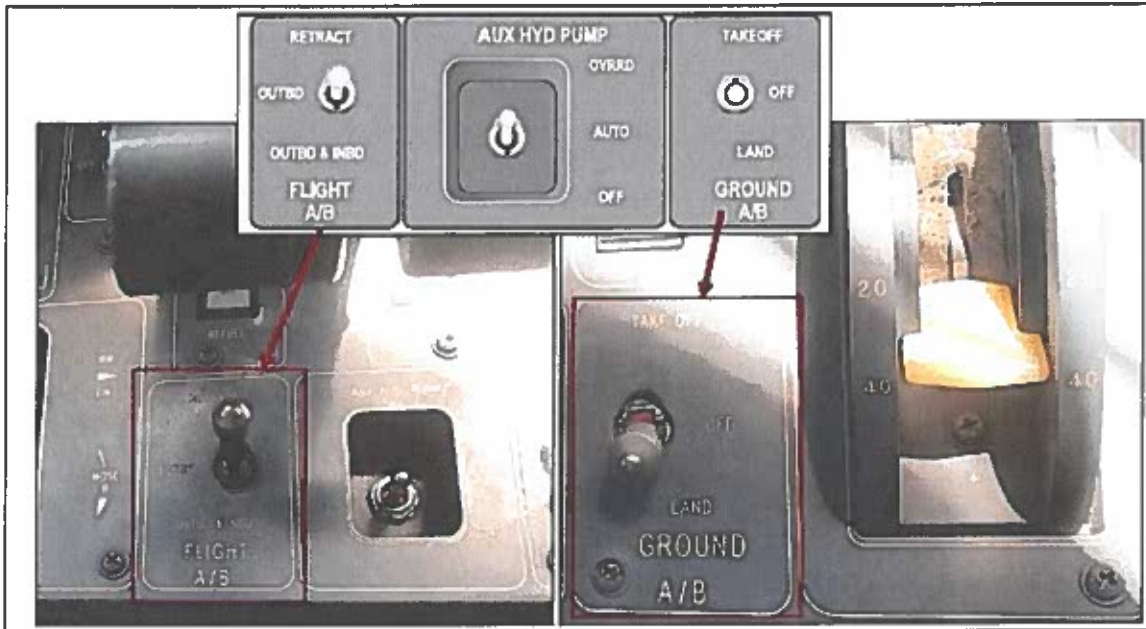


Figure 17: View of the air brake switches as found post-accident.

The NTSB found that the probable cause was the flight crew's continuation of an unstable approach and the failure of the ground air brakes to deploy on touchdown which resulted in the overrun of the runway. The crew's eagerness to reach the runway first and complete the flight as quickly as possible to accommodate the passenger's wishes and its choice to land without a quartering tailwind that exceeded the plane's limitations also contributed to the excursion.

Throughout the landing process, the electronic voice repeatedly provided warnings and indications to the crew members that the approach was not stable but they continued. While the PIC said the wheel brakes, thrust reversers and ground air brakes did not function after touchdown the witness and video evidence showed the deployment of the thrust reversers shortly after touchdown. The skid marks on the runway also indicated that wheel braking occurred during the ground roll and had increased during the final 1,500 feet of the runway and came to rest roughly 400 feet past the departure end of the runway.



Figure 5: Tire marks approaching runway end.

The switch controlling the automatic deployment of the ground air brake system was found to be in a position that would have allowed for the automatic deployment on landing and there was not any evidence to show that a pre-accident malfunction or failure with the wheel brakes, hydraulic system, thrust reversers and weight-on-wheel switches or electric problems with either of the air brake switches. The NTSB investigation into whether the intermittent right throttle microswitch resistance had prevented the ground air brakes from deploying was inconclusive.

Based on landing performance calculations, without the ground air brakes, the landing ground roll had exceeded the available runway from the plane's touchdown point around 1,000 feet down the runway. Video evidence also indicated that a quartering tailwind of around 10 to 15 knots was maintained during the ill-fated landing and exceeded the manufacturer's tailwind landing limitation of 10 knots and would have increased the ground roll distance beyond what was calculated.

With multiple warnings indicating an unstable approach, the crew would have been aware the plane was approaching the runway high, fast and at an irregular sink rate. Both pilots had the opportunity to implement a go-around in an attempt to save the unstable approach. The NTSB report noted that the external pressures of the race to beat the other jet likely influenced the crew's decision-making on the approach.

Like with cars, racing a plane is a dangerous activity, even if it is in a controlled environment like an airshow. The decision to race a plane with another approaching jet like in NASCAR was a huge contributing factor in the runway excursion and had the potential to be catastrophic. Chances are, the thrill-seeking passenger and NASCAR pilot will not be waving a checkered flag any time soon.