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CHESTER COUNTY COUNCIL MEETING

**R. Carlisle Roddey Government Complex
1476 J.A. Cochran By-Pass**

November 2, 2009

Monday

6:00 p.m.

Carlisle Roddey, Chairman – Presiding

Minutes

In Attendance:

**Chairman Roddey
Vice Chairman Lucas
Council Member Oliphant
Council Member Guy
Council Member Jordan
Council Member Branham
Council Member Holcombe
County Attorney Winters**

I. Call to Order

II. Pledge of Allegiance & Invocation

III. Approval of Minutes

1. Chester County Council Meeting Minutes of October 19, 2009

Vice Chairman Lucas made a Motion to approve the Chester County Council Meeting Minutes of October 19, 2009, 2nd by Council Member Guy, Council vote was unanimous. Council Member Guy did point out one misspelled word she asked to be corrected. So noted by Clerk to Council and corrected.

IV. Citizens Comments

There were no citizens' comments.

V. Public Hearing

Chairman Roddey opened the Public Hearing on:

An Ordinance to Amend That Certain Agreement for the Development of a Joint Industrial and Business Park Between Chester County and York County Dated December 5, 2005 to add Southeastern Petroleum Tract

1 There were no speakers; therefore, **Chairman Roddey** closed the Public Hearing.

2 **VI. Ordinances**

3 1. 3rd Reading of An Ordinance to Amend That Certain Agreement for the Development of a
4 Joint Industrial and Business Park Between Chester County and York County Dated
5 December 5, 2005 to add Southeastern Petroleum Tract

6 **Council Member Branham made a Motion to uphold 3rd and final reading of An**
7 **Ordinance to Amend That Certain Agreement for the Development of a Joint**
8 **Industrial and Business Park Between Chester County and York County Dated**
9 **December 5, 2005 to add Southeastern Petroleum Tract, 2nd by Council Member**
10 **Guy, Council vote was unanimous.**

11 2. 2nd Reading of An Ordinance to Provide for the Gifting of Service Weapons to Retiring Law
12 Enforcement Officers

13 **Council Member Oliphant made a Motion to approve 2nd Reading of An Ordinance to**
14 **Provide for the Gifting of Service Weapons to Retiring Law Enforcement Officers, 2nd**
15 **by Vice Chairman Lucas.** Discussion: **Council Member Holcombe** asked why 15 years
16 and **County Attorney Winters** stated it was an aggregate of service, i.e., 10 years in a
17 different county and the last 5 in Chester County but they would have to meet the criteria
18 outlined in the Ordinance. **Council then voted and the vote was unanimous.**

19 3. 2nd Reading of An Ordinance to Regulate the Sale of Alcoholic Beverages in Chester
20 County

21 **Council Member Branham made a Motion to approve 2nd Reading of An Ordinance to**
22 **Regulate the Sale of Alcoholic Beverages in Chester County, 2nd by Council Member**
23 **Jordan.** Discussion: **Council Member Branham** said he hated we couldn't do more but
24 **Council Member Guy** said she wished more could be done about shootings in the
25 neighborhoods and could not vote for this. **Council then voted and the vote was 5-1**
26 **to approve with Council Member Guy opposing.**

27
28 **VII. Old Business**

29 1. **2009 PLANNING COMMISSIONS RECOMMENDATION TO COUNTY**
30 **COUNCIL**

31
32
33 **First Reading: From Meeting of** *October 20, 2009*

34
35 **Commission** **Council**
36 **Vote** **Vote**
37 **5-0 to approve** **6-0 to approve**

38
39 **MAP AMENDMENT #CCMA09-0011**
40 Change Zoning from RG1 (Multi-Family) to R2 (Rural Two)

1 Applicant: Maurice Mobley
2 Tax Map Number: 078-00-00-110-000
3 Size & Location: 12.43 acres located at 851 Nancy's Place, Chester, SC
4

5 **Council Member Guy made a Motion to uphold Planning Commissions**
6 **Recommendations on Map Amendment #CCMA09-0011, 2nd by Council**
7 **Member Holcombe, Council vote was unanimous.**
8

9 **VIII. New Business**

10 1. From CCTC: Reimbursement for Road Sign Material - \$5,925.29

11 **Council Member Holcombe made a Motion to approve reimbursement**
12 **from the C-Fund Account for Road Sign Material in the amount of**
13 **\$5,925.29, 2nd by Council Member Branham, Council vote was unanimous.**

14 2. Request to Delay Re-Assessment

15 **Tax Assessor, Ellis Faulkner** came before Council to ask for a one year delay
16 on reassessment. The last reassessment was in 2008 but the assessment value is
17 actually from 2005. **Vice Chairman Lucas** asked if the economy is still the same would
18 that not impact assessment. Mr. Faulkner replied that it could. **Council Member**
19 **Branham** asked if there would be retro taxes if assessment were delayed and Mr.
20 Faulkner replied no. **Vice Chairman Lucas then made a Motion to approve the**
21 **Request to delay reassessment for one year, 2nd by Council Member Jordan,**
22 **Council vote was unanimous.**

23
24 3. Update on Nuisance & Abatement

25 **Vice Chairman Lucas** asked the Nuisance & Abatement Officer, **Mr. Ken Mobley**
26 to come before Council to give an update of what he had been doing since he
27 took over this position. Mr. Mobley addressed Council and explained that the
28 nuisance was property that was unsightly or unhealthy and abatement was when
29 the owner was ticketed and if the problem had not been taken care of in 15 days
30 they would go to court. Mr. Mobley said he worked with DHEC on cleaning the
31 mills and illegal dumping. Mr. Mobley stated that about 80% of the people he
32 contacted did clean up their places and about 20% go to court. Mr. Mobley went
33 on to say that this year he had 281 complaints county wide, about 28 per month, 51
34 checks and re-checks a month. Council Member Oliphant asked if there was
35 anything in the Ordinance that stood out that needed improvement and Mr. Mobley
36 replied there were some things that could be improved. Council Member Oliphant
37 responded if Mr. Mobley would let Council know they would take care of it and
38 that Mr. Mobley had done a great job. Vice Chairman Lucas said the same

1 and that Mr. Mobley did not play favorites because his business had been written up.
2 Council Member Guy asked about grass, vines, cars and tires. Mr. Mobley said
3 Mostly he would look at places that had cars and tires especially garages and if
4 the tires were sitting outside he would suggest they either be placed inside or
5 disposed of. Council Member Guy then said that junk cars and other cars were different
6 and there needed to be some clarity on this item. Council Member Guy asked about
7 covering cars and Mr. Mobley stated that if you cover a car and put it at the back of a
8 property it was okay unless he received a complaint from someone about it. As far as
9 vines were concerned, decorative vines were okay but if they were on buildings and not
10 taken care of, then they needed to be cut down.
11

12 Council thanked Mr. Mobley for coming before them with an update.

13 14 **IX. Council Members Comments**

15 **Chairman Roddey** reminded Council Member to have agenda items in by November
16 10th by 5:00pm because of the holiday on that Wednesday.

17 **X. Adjournment**

18 **Council Member Branham made a Motion to adjourn, 2nd Council Member Guy**
19 **vote was unanimous.** Time was approximately 6:45 pm
20

21 Pursuant to the Freedom of Information Act, the **Chester News & Reporter,**
22 **The Herald in Rock Hill, SC, WSOC-TV, Channel 9 Eyewitness News, the Mfg. Housing**
23 **Institute of SC, WRHI Radio Station, C&N2 News, WCNC News and Capitol Consultants**
24 **were notified and a notice was posted on the bulletin board at the R. Carlisle Roddey**
25 **Government Complex 24 hours prior to the meeting**
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30 _____
31 **R. Carlisle Roddey**
32 **Chairman, Chester**
33 **County Council**
34

_____ **Carolyn S. Clayton, CCC**
Clerk to Chester County Council

35 Chester County Council Meeting of November 2, 2009
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