



AGENDA
ANDERSON COUNTY COUNCIL
SPECIAL CALLED MEETING
Tuesday, February 22, 2022, at 6:30 p.m.
Historic Courthouse
101 S. Main Street
Anderson, South Carolina
Chairman Tommy Dunn, Presiding

1. CALL TO ORDER

2. INVOCATION AND PLEDGE OF ALLEGIANCE

Hon. Jimmy Davis

3. DUSCUSSION OF ORDINANCE 2022-004 AND 2022-006

a. No votes will be taken information only

4. CITIZENS COMMENTS

Agenda Matters Only

5. ADJOURNMENT

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures in order to participate in this program, service or activity please contact the office of the program, service or activity as soon as possible but no later than 24 hours before the scheduled event. For assistance, please contact the Clerk to Council at (864) 260-1036.

Tommy Dunn
Chairman, District Five

John B. Wright, Jr.
District One

Ray Graham
District Three

M. Cindy Wilson
District Seven

Brett Sanders
V. Chairman, District Four

Glenn Davis
District Two

Jimmy Davis
District Six

Renee Watts
Clerk to Council


Rusty Burns
County Administrator

ORDINANCE NO. 2022-004

AN ORDINANCE TO AMEND SECTION 38-311(C) OF THE ANDERSON COUNTY, SOUTH CAROLINA, CODE OF ORDINANCES TO ADD AN ADDITIONAL SUBSECTION TO ESTABLISH A TIME FRAME FOR CONSIDERATION OF PREVIOUSLY DISAPPROVED PROJECTS BY THE PLANNING COMMISSION; AND OTHER MATTERS RELATED THERETO.

WHEREAS, the Anderson County, South Carolina, Code of Ordinances, Chapter 38 does not presently address a time frame whereby projects disapproved by the Planning Commission may be amended and brought back before the Planning Commission;

WHEREAS, the Anderson County Council desires to provide for the efficient operation of the Planning Commission;

WHEREAS, various proposed projects have been brought before the Planning Commission multiple times with minimal revisions to a previous proposal; and

WHEREAS, the County Council desires to amend Section 38-311 (c) of the Code of Ordinances to address the above stated issues.

NOW, THEREFORE, be it ordained by the Anderson County Council in meeting duly assembled that:

1. The Code of Ordinances, Anderson County, South Carolina, is hereby amended by adding a section, to be numbered 38-311 (c)(2), which section reads as follows:

38-311 (c)

(2) If the subdivider submits a corrected preliminary plat as provided in subsection (1) above and its is rejected by the planning commission, no further preliminary plats may be submitted within the next six (6) months.

2. The existing section 38-311(c)(2) shall be renumbered to 38-311 (c)(3) and existing section 38-311(c)(3) shall be renumbered to 38-311(c)(4).

3. Should any part or provision of this Ordinance be deemed unconstitutional or unenforceable by any court of competent jurisdiction, such determination shall not affect the remainder of this Ordinance, all of which is hereby deemed separable.

4. All Ordinances, Orders, Resolutions, and actions of Anderson County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded.

5. This Ordinance shall take effect and be in full force upon the Third Reading and Enactment by Anderson County Council.

ORDAINED in meeting duly assembled this ____ day of February, 2022.

ATTEST:

FOR ANDERSON COUNTY:

Rusty Burns
Anderson County Administrator

Tommy Dunn, District #5, Chairman

Renee Watts
Clerk to Council

APPROVED AS TO FORM:

Leon C. Harmon
Anderson County Attorney

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Public Hearing: _____

ORDINANCE NO. 2022-006

AN ORDINANCE TO AMEND SECTIONS 38-172 AND 38-174 OF THE ANDERSON COUNTY, SOUTH CAROLINA, CODE OF ORDINANCES SO AS TO REQUIRE PLANNING COMMISSION APPROVAL FOR CERTAIN DWELLING UNITS; AND OTHER MATTERS RELATED THERETO.

WHEREAS, dwelling units presently defined in Section 38-37 of the Anderson County, South Carolina, Code of Ordinances (hereinafter “Anderson County Code” or “Code”) as attached, multifamily, or townhouse are presented to the Planning Commission for approval or rejection if they qualify as a large scale project:

WHEREAS, projects in the aforementioned classifications may have significant impacts upon the general health and welfare of a community;

WHEREAS, the County Council desires that certain projects containing multiple dwelling units should be evaluated by the Planning Commission; and

WHEREAS, the County Council desires that the approval process for certain projects containing multiple dwellings units should mirror the approval process for subdivisions as contained in Article III of Chapter 38 of the Code.

NOW, THEREFORE, be it ordained by the Anderson County Council in meeting duly assembled that:

1. Section 38-172 of the Code of Ordinances, Anderson County, South Carolina is hereby amended to add item (11) to read as follows:

(11) Attached, multifamily, or townhome developments consisting of 14 or more dwelling units or more dwelling units.

2. Section 38-174 of the Code of Ordinances, Anderson County, South Carolina is hereby amended to read as follows:

(b) The Commission shall review and evaluate each application with respect only to compliance with all applicable development standards contained herein and elsewhere in this article, except that any application for a project contained within section 38-172 (11) shall be evaluated by the commission in accordance with section 38-311.

3. The remaining terms and provisions of the Anderson County Code of Ordinances not revised or affected hereby remain in full force and effect.

4. Should any part or provision of this Ordinance be deemed unconstitutional or unenforceable by any court of competent jurisdiction, such determination shall not affect the remainder of this Ordinance, all of which is hereby deemed separable.

5. All Ordinances, Orders, Resolutions, and actions of Anderson County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded.

6. This ordinance shall take effect and be in full force upon the Third Reading and Enactment by Anderson County Council.

ORDAINED in meeting duly assembled this _____ day of _____, 2022.

ATTEST:

FOR ANDERSON COUNTY:

Rusty Burns
Anderson County Administrator

Tommy Dunn, Chairman

Renee Watts
Clerk to Council

APPROVED AS TO FORM:

Leon C. Harmon
County Attorney

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Public Hearing: _____