

ORDINANCE NO. 2024-008

AN ORDINANCE TO AMEND SECTION 24-335 OF THE ANDERSON COUNTY, SOUTH CAROLINA, CODE OF ORDINANCES TO ADD AN ADDITIONAL SUBSECTION CONCERNING THE EFFECT OF AN APPEAL OF A PLANNING COMMISSION DECISION ON A SUBSEQUENT PRELIMINARY PLAT SUBMISSION; AND OTHER MATTERS RELATED THERETO.

WHEREAS, the Anderson County, South Carolina, Code of Ordinances, Chapter 24 does not presently address the effect of an appeal of a Planning Commission decision on a preliminary plat upon an amended or corrected preliminary plat submitted for approval by the Planning Commission;

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

WHEREAS, the Anderson County Council desires to amend section 24-335 of the Code of Ordinances to address the above stated issue.

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 24-335 (6), which section reads as follows:

24-335 (6)

If an amended or corrected preliminary plat or a new preliminary plat is submitted for consideration for approval by the Planning Commission on the same or a portion of the same project site during the pendency of an appeal from a prior Planning Commission decision to deny before the Circuit Court, the South Carolina Court of Appeals, or the South Carolina Supreme Court, the Planning Commission shall not consider the submission and it shall be returned to the applicant.

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

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and actions of Anderson County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded.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 20th day of February, 2024.

ATTEST:

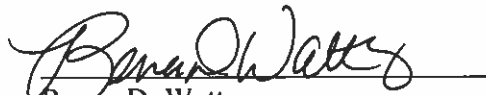


Rusty Burns
Anderson County Administrator

FOR ANDERSON COUNTY:




Tommy Dunn, District #5, Chairman



Renee D. Watts
Clerk to Council

APPROVED AS TO FORM:



Leon C. Harmon
Anderson County Attorney

1st Reading: January 16, 2024

2nd Reading: February 6, 2024

3rd Reading: February 20, 2024

Public Hearing: February 20, 2024