

MINUTES OF



RICHLAND COUNTY COUNCIL ZONING PUBLIC HEARING TUESDAY, SEPTEMBER 22, 2009 7:00 p.m.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Paul Livingston
Vice-Chair	Damon Jeter
Member	Gwendolyn Davis Kennedy
Member	Joyce Dickerson
Member	Valerie Hutchinson
Member	Norman Jackson
Member	Bill Malinowski
Member	Jim Manning
Member	L. Gregory Pearce, Jr.
Member	Kit Smith
Member	Kelvin E. Washington, Sr.

OTHERS PRESENT: Joseph Kocy, Amelia Linder, Suzie Haynes, Brian Cook, Geo Price, Michielle Cannon-Finch, Milton Pope, Sparty Hammett, Jennifer Dowden, Stephany Snowden, Brenda Carter, Betty Etheredge, Julie Wilkie Monique Walters

CALL TO ORDER

The meeting was called to order at approximately 7:03 p.m.

ADDITIONS/DELETIONS TO AGENDA

Ms. Linder requested to re-order the agenda to take up the less controversial items first.

MAP AMENDMENTS

09-12MA, Robert Giles, Jonathan Giles, RM-HD to NC (0.32 Acres), 11203-01-02, Corner of Olympia Ave. and Bluff Rd.

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Ms. Dickerson moved, seconded by Mr. Washington, to give First Reading approval to this item. The vote in favor was unanimous.

TEXT AMENDMENTS

Section 26-180, Signs; so as to create a new section that would allow off-premise directional kiosks under certain conditions – Mr. Jeter moved, seconded by Ms. Dickerson, to suspend Council's rules to allow public input. The vote in favor was unanimous.

Mr. Livingston opened the floor to the public hearing.

Mr. Earl McLeod spoke in favor of this item.

The floor to the public hearing was closed.

Ms. Hutchinson moved, seconded by Mr. Malinowski, to table this item. The motion to table failed.

Ms. Smith moved, seconded by Mr. Manning, to give First Reading approval to this item. The vote was in favor.

An Ordinance Amending Section 26-105, FP Floodplain Overlay District; Subsection (B), Applicability/Establishment; so as to require delineation of flood lines on plats and to delete reference to areas along the Congaree River

Mr. Livingston opened the floor to the public hearing.

Mr. Bill Brown and Mr. Earl McLeod spoke against this item.

The floor to the public hearing was closed.

Ms. Smith moved, seconded by Mr. Jeter, to give Second Reading approval and obtain additional information prior to Third Reading. A discussion took place.

Ms. Smith amended the motion to state that this item would be placed on the October 20th Council agenda.

Ms. Dickerson made a substitute motion, seconded by Mr. Jackson, to place this item on the November 3rd Council agenda. A discussion took place.

The vote on the substitute motion was unanimous.

An Ordinance Amending the Imagine Richland 2020 Comp Plan by incorporating the study prepared by the Center for Social Inclusion entitled “Growing Together: Thriving People for a Thriving Columbia” into the Plan

Mr. Washington moved, seconded by Mr. Jackson, to send back to the Planning Commission to incorporate it into the Land Use Plan.

Ms. Smith made a substitute motion, seconded Ms. Hutchinson, to take this item up with the Comprehensive Plan. The vote was in favor.

An Ordinance Amending Section 26-88, RS-LD Residential, Single-Family—Low Density District; and Section 26-89, RS-MD Residential, Single-Family—Medium Density District; and Section 26-90, RS-HD Residential, Single-Family—High Density District; so as to increase side setback requirements to five (5) feet for any one side

Mr. Livingston opened the floor to the public hearing.

Mr. Earl McLeod spoke against this item.

The floor to the public hearing was closed.

Mr. Manning moved, seconded by Mr. Washington, to defer this item until the October Zoning Public Hearing and not hold an additional public hearing. The vote was in favor.

An Ordinance Amending Section 26-181 regarding road signs/traffic control devices; so as to conform to the Federal Highway Administration’s *Manual on Uniform Traffic Control Devices 2003 Edition with Revisions 1 and 2 Incorporated*

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Jackson moved, seconded by Ms. Hutchinson, to give First Reading approval to this item. A discussion took place.

The vote in favor was unanimous.

An Ordinance to Define and Permit “Bus Shelters & Benches” in all Zoning Districts, with special requirements

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Manning moved, seconded by Ms. Kennedy, to give First Reading approval to this item. A discussion took place.

The vote in favor was unanimous.

An Ordinance Amending Section V, Zoning Districts and District Standards; and Article VI, Supplemental Use Standards; so as to provide for a parks and recreation district

Mr. Livingston opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Washington moved, seconded by Ms. Dickerson, to give First Reading approval to this item. The vote in favor was unanimous.

Forwarded by County Council: An Ordinance Amending Section 26-180, Signs; so as to allow legal nonconforming off-premises signs in Commercial, Manufacturing, and Industrial Zoning Districts to be replaced by surface area digital signs OR An Ordinance Amending Section 26-180, Signs; so as to allow legal nonconforming off-premises signs in General Commercial, Light Industrial, and Heavy Industrial Zoning Districts to be replaced by surface area digital signs

Mr. Livingston opened the floor to the public hearing.

Ms. Tracy Johnson, Mr. Lanier Jones, Mr. Ike McLeese, Ms. Mary Lou Stenson, Ms. Wanda Addy, Mr. Mike Jennova, Mr. David Campbell, Mr. Scott Shockley, Mr. Furman

Wingate, Mr. Hal Stevenson, Mr. James Barker, and Mr. Jeffrey Sewell spoke in favor of this item.

Ms. Margaret Dubard, Mr. Benjamin Dubard, Mr. Travis Bianche, Mr. John Lindsay, Ms. Jackie Pruitt, Mr. Tom Summers, Ms. Juliette Greenlee, Ms. Becky Bailey, Ms. Ryan Nevius, Ms. Carol Kososki, Mr. Van Kornegay, Ms. Angela Geiger, Ms. Terri Evans, Mr. Bill Todd, Mr. Basil Garzia, Mr. Russell Dandenburg, Mr. Henry Hopkins, Ms. Valerie Moore and Ms. Pam Craig spoke against this item.

The floor to the public hearing was closed.

Mr. Jeter moved, seconded by Ms. Dickerson, to bring together a citizen's committee to meet in the next two weeks and report back to Council at the October 6th Council meeting and to give this item Second Reading without an amendment. A discussion took place.

Mr. Pearce made a substitute motion, seconded by Mr. Malinowski, to divide the question into two questions: (1) appointment of committee and (2) give Second Reading approval to one of the two ordinances.

<u>For</u>	<u>Against</u>
Pearce	Jackson
Malinowski	Jeter
Hutchinson	Livingston
Smith	Dickerson
	Manning
	Kennedy
	Washington

The substitute motion failed.

The vote on the main motion was unanimous.

[Council recessed at 8:55 p.m. and reconvened at 9:09 p.m.]

Section 26-180, Signs; so as to create a new section that would allow digital display devices under certain conditions

Mr. Livingston opened the floor to the public hearing.

Ms. Ryan Nevius spoke against this item.

Mr. Marion Duncan spoke in favor of this item.

The floor to the public hearing was closed.

Ms. Smith moved, seconded by Mr. Malinowski, to deny permitting digital signs, grandmother in existing signs for 10 years, the message cannot change more than every 10 seconds and the illuminations should be no greater than 7,500 nits. A discussion took place.

Mr. Washington moved, seconded by Mr. Pearce, to go into Executive Session. The vote was in favor.

Council went into Executive Session at 9:34 p.m. and came out at 10:05 p.m.

Ms. Smith moved, seconded by Ms. Hutchinson, to give First Reading approval to the Planning Commission version with an amendment that it will sunset January 2010.

Ms. Kennedy made a friendly amendment motion, seconded by Mr. Malinowski, to request a legal opinion on whether churches, medical facilities, law enforcement and schools can be exempted.

Ms. Smith accepted Ms. Kennedy's amendment if the information can be obtained prior to Second Reading.

Ms. Dickerson requested that the historical part also be included.

Ms. Kennedy accepted the request.

The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 10:07 p.m.

Submitted respectfully by,

Paul Livingston
Chair

The minutes were transcribed by Michelle M. Onley