

ORDINANCE No. 332.2019

AN ORDINANCE BY KERSHAW COUNTY COUNCIL TO PLACE INTO EFFECT SERVICE AND USER FEES FOR RATES AND CHARGES FOR THE FURNISHING OF FIRE PROTECTION SERVICES WITHIN THE FIRE PROTECTION DISTRICT OF KERSHAW COUNTY AS AUTHORIZED BY ORDINANCE CREATING THE FIRE PROTECTION DISTRICT OF KERSHAW COUNTY

WHEREAS, in 1998, Kershaw County Council enacted an Ordinance Creating the Fire Protection District of Kershaw County (Ordinance); and

WHEREAS, the Ordinance Creating the Fire Protection District of Kershaw County provides in part:

C. AREA OF FIRE DISTRICT

The fire protection district will include the entire area of Kershaw County where fire protection is not being furnished by some other political subdivision.

Where fire protection is already being provided by some other political subdivision, the county will be authorized to enter into an agreement with the political subdivision to jointly exercise the fire protection powers and share the expenses within the service area of the political subdivision.

D. AD VALOREM TAXES

Kershaw County will be empowered to effect the levy and collection of ad valorem taxes without limit as to rate or amount upon all taxable property upon each service area where fire protection services are furnished to effect the payment of principal and interest of all bonds issued pursuant to this chapter or required for the maintenance and operation of the fire protection system.

E. RATES AND CHARGES

Kershaw County will have the right to place into effect and to revise, whenever it so wishes or may be required, a schedule of rates and charges for the furnishing of fire protection services within each service area.

WHEREAS, Kershaw County Council finds the ad valorem tax revenue is insufficient to meet the essential and necessary needs of the Fire Protection District to provide fire protection service to the citizens and property served by the Fire Protection District of Kershaw County; and

WHEREAS, Kershaw County Council finds that it is necessary and essential to place into effect rates and charges as services and user fees to provide additional necessary and essential funds for the Fire Protection District of Kershaw County; and

WHEREAS, the rates and charges as service and user fees will begin implementation of the “Kershaw County Protection Fire Services Implementation Plan” presented to Kershaw County as revised and amended as necessary from time to time.

NOW, THEREFORE, BE IT RESOLVED by Kershaw County Council:

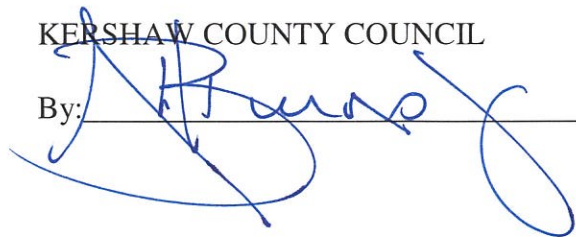
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2019 JUN 25 PM 2:10
JANET C. HESTY
CLERK OF COURT
KERSHAW COUNTY, S.C.

1. That there is placed in effect for the fiscal year beginning July 1, 2019, and ending June 30, 2020, rates and charges as service and user fees (fees) in the Fire Protection District of Kershaw County a service and user fee of \$29.00 per Improved Parcel of Land assigned a Kershaw County TMS Number that is not exempt from the payment of ad valorem taxes and fees ("Improved Parcel of Land").
 - a. An Improved Parcel of Land is a parcel of land upon which a main structure, secondary structure such as a yard item, or a mobile home is situated upon or has been constructed, erected or placed.
 - b. The Kershaw County Treasurer ("Treasurer") shall collect the Fire Protection District service and user fee upon Improved Parcels of Land in the same manner as the Treasurer collects ad valorem taxes.
 - c. In the event an owner does not pay the Fire Protection District service and user fee upon the Improved Parcel of Land at the time designated by the Treasurer or at the time the ad valorem taxes are due, a penalty of \$25.00 will be due thirty (30) days after ad valorem taxes are due and shall be levied against such owner.
 - d. The penalty shall apply to each Improved Parcel of Land assessed the Fire Protection District service and user fee that is unpaid.
2. That the fees collected shall be budgeted for and used for the Fire Protection District of Kershaw County.
3. That ad valorem taxes to be collected shall be levied in the Kershaw County Millage Ordinance to be used by the Fire Protection District of Kershaw County.
4. That the fees placed into effect are subject to revision in the Kershaw County Budget Ordinance from time to time by Kershaw County Council.

ADOPTED by Kershaw County Council this 11th day of June, 2019.

KERSHAW COUNTY COUNCIL

By: _____



ATTEST:


Merri M. Seigler, Clerk to County Council

First Reading: May 14, 2019
Second Reading: May 28, 2019
Public Hearing: June 11, 2019
Third Reading: June 11, 2019