

Ordinance No. 227.2014

AN ORDINANCE TO PROVIDE BUDGET APPROPRIATIONS FOR COUNTY ORDINARY PURPOSES IN THE COUNTY OF KERSHAW FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND ENDING JUNE 30, 2015 AND ADOPT AND IMPLEMENT THE CHARGE AND COLLECTION OF SERVICE OR USER FEES, AND FOR OTHER TAX PURPOSE AND COUNTY APPROPRIATION PURPOSES

WHEREAS, the Budget Appropriations are adopted respectively by purpose; and

PROVIDED that all taxes shall be collected by the County Treasurer of Kershaw County as provided by law for the collection of County Ad Valorem Taxes and to be distributed by the said County Treasurer in accordance with the provisions of this Ordinance and other appropriation ordinances hereafter passed by the County Council of Kershaw County; and

WHEREAS, the County of Kershaw, South Carolina Approved Budget Fiscal Year 2014-2015 inclusive and combined of the projected revenues from any sources, the operating and capital expenditures for any department/agency of the County of Kershaw as designated herein to receive and expend such funds, is hereby declared to be a part thereof this Ordinance and is attached hereto; and

WHEREAS, to adopt and implement the service and user fees attached hereto entitled, Kershaw County Rates and Fees, and Local Accommodations Tax Provisos attached hereto and to adopt and implement new sewer or user fee for septage discharge fee Publicly Owned Treatment Works (POTW) and to adopt a service of user fee for Kershaw County Planning & Zoning Department for Permit Refund, Permit Transfer, Replacement of Compliance Certificates and Failure to Acquire a Permit and to adopt and implement service or user fees attached. All of which service and user fees attached shall hereby be declared to be part thereof of this Ordinance and shall be followed during implementation of the FY 2014-2015 Budget for the County of Kershaw; and

WHEREAS, any agency designated to receive lump sum contributions may receive same on a quarterly basis, but such funds shall only be forwarded to such agency in a manner corresponding to the actual revenue flow to the County's General Fund, such determination to be made jointly by the County Finance Director and the County Administrator, in order to prevent, if possible, the County of Kershaw from borrowing funds to meet these demands; and

WHEREAS, it is hereby declared to be the intention of the Kershaw County Council if any section, paragraph, sentence, clause, or phrase of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any Court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance since the same would have been enacted by the Kershaw County Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section; and

WHEREAS, any prior Ordinance or any section, paragraph, sentence, clause, or phrase of any prior Ordinance or Ordinances of Kershaw County that may be in conflict with this Ordinance are hereby declared to be invalid; and

WHEREAS, the County Administrator shall be responsible for the administration of the County Budget following its adoption. No expenditures can be made for capital items not designated in the budget, unless the County Administrator approves said expenditures; and

WHEREAS, Kershaw County Council is hereby charged with additional responsibility for developing fiscal procedures and reporting systems whereby funds are received, safely kept, allocated and disbursed as referenced by Section 4-9-30 of the 1976 Code of Laws of South Carolina, as amended. In keeping with the above, the Treasurer's Office and Finance Office shall utilize the accounting system adopted by the County Council, and all revenues and disbursements shall be properly coded; and

WHEREAS, the County shall provide for an independent annual audit of all financial records and transactions of the County. The Council hereby reserves the right to require an audit from any agency receiving County funds which shall be made by a Certified Public Accountant or a firm of such accountants who have no personal interest, direct or indirect, in the fiscal affairs of County Government. The report of the Audit shall be made available for public inspection, upon acceptance by County Council; and

WHEREAS, any and all rents, fees, and unanticipated revenues regardless of source, received by the County must be credited to the General Fund of the County, and shall not be viewed as revenues for the departments generating said revenue. The only exceptions being those funds which are received and mandated by State Law, Federal Law, or grant source that requires funds to be deposited in a separate account for a specific purpose; and

WHEREAS, the County Treasurer is hereby authorized by County Council under Section 6-5-20 of the 1976 South Carolina Code of Laws, as amended to invest all available funds accruing in the South Carolina Local Government Investment Pool or in the manner most advantageous to the County within the guidelines of Section 6-5-10 of the 1976 South Carolina Code of Laws, as amended; and

WHEREAS, all agencies receiving direct assistance from Kershaw County shall be required to submit an audit report or a CPA prepared financial compilation to the County Administrator or County Finance Director no later than October 15 for the previous year of operations specifying the use of Contribution Agency funds; and

WHEREAS, fund transfers within a department, excluding Personnel line items, must be authorized by the County Administrator. Transfers of personnel line items to any other classification shall only be authorized by the action of County Council. County Council may increase the total budgeted appropriations by adopting supplemental appropriation ordinances during the year and shall cite the source of revenues and the item of expenditure in same; and

WHEREAS, County Council may borrow such funds as are necessary pledging the full faith and credit of the County within the limitations established in Article X Section 14 of the Constitution of the State of South Carolina. Such borrowing shall be authorized by an ordinance stating the specific purposes for the borrowed funds; and

WHEREAS, County Council may borrow such funds as are necessary pledging specific revenue source(s) of the County but such borrowing shall be authorized by an ordinance stating the specific purposes as well as the source of revenue(s); and

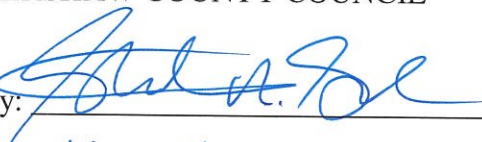
WHEREAS, in order to expedite the process of issuing a Tax Anticipation Note (TAN), County Council hereby authorizes the County Administrator, County Treasurer, and County Finance Director to enter into a TAN not exceeding \$1,500,000, if needed, to fund County Operations from the beginning of the

Fiscal Year until tax revenues are received. This borrowing would be short term and payable in full ninety (90) days after January 15. In the event this was to transpire, County Council would approve, by resolution, the terms and conditions of such issue; and


WHEREAS, the County of Kershaw, South Carolina Approved Budget Fiscal Year 2014-2015 is approved and enacted and incorporated as part of this ordinance, the following provisos, and service and user fee schedules and Local Accommodation Tax Provisos are incorporated as part of this ordinance:

THEREFORE BE IT ORDAINED that this measure was duly passed by Kershaw County Council sitting in regular session June 24, 2014, to be effective July 1, 2014.

KERSHAW COUNTY COUNCIL

By: 
Its: Vice-Chairman

ATTEST:


Merri M. Seigler, Clerk to Council

First Reading: May 13, 2014
Second Reading: May 27, 2014
Public Hearing: June 17, 2014
Final Reading: June 17, 2014
Reconsideration: June 24, 2014

Local Accommodation Tax Provisos

The Local Accommodation Tax as enacted by Kershaw County in Ordinance 02.2002 Tax is established and enacted at three percent (increased from one and a half percent) in unincorporated Kershaw County, but shall remain at one and a half percent for county purposes within the corporate limits of any municipality.

Kershaw County Rates and Fees (As Service User Fees)

Road Maintenance Fee for Kershaw County. As established by " Road Maintenance User Fee Ordinance as amended " Which ordinance is amended to establish the fee.

\$30.00 per vehicle

Landfill fees for private companies:

Construction and Demolition Waste	\$ 25.00/ ton
Yard Waste	\$ 20.00/ ton
Dead Animals	\$ 35.00/ ton
Special Handling	\$ 35.00/ ton
Tires	\$100.00/ ton
White Goods	\$ 15.00/ ton

The user rate schedule for the Kershaw County Sewer System is:

Usage

\$20.00 first 2,000 gallons per month

\$ 5.00 per 1,000 gallons 0 - 2,000,000 gallons per month

\$ 4.50 per 1,000 gallons 2,000,001 – 6,000,00 gallons per month

\$ 3.50 per 1,000 gallons over 6,000,000 per month

Cutoff / Reconnect Fee	\$ 60.00
Application Fee (new customers)	\$ 50.00
Sewer Impact Fee	\$2,250.00
Sewer Initiation Fee	\$ 750.00

E-911 landline tariffs are authorized and enacted by ordinance 177. 2011 of Kershaw County and are increased and enacted at the following rate.

Landlines - \$1.00

Kershaw County Planning and Zoning Department
SCHEDULE OF FEES

BUILDING (CONSTRUCTION) PERMIT FEES		
For all new construction, additions, alterations, renovations, including work done to manufactured and mobile homes.		
Building permit fees are computed on the following values: Heated Space - \$55/sq. ft. Unfinished Space - \$22/sq. ft. Garages - \$32/sq. ft. Porches and Decks - \$15/sq. ft.		
CONSTRUCTION COST	PERMIT FEE	PLANS REVIEW (as required)
\$0 - \$5,000	\$50	\$50
\$5,001 - \$10,000	\$50 for the first \$5,000 plus \$9 for each additional \$1,000 or fraction thereof.	\$100
\$10,001 - \$50,000	\$95 for the first \$10,000 plus \$8 for each additional \$1000 or fraction thereof.	\$150
\$50,001 - \$100,000	\$415 for the first \$50,000 plus \$7 for each additional \$1000 or fraction thereof.	\$200
\$100,001 to \$500,000	\$765 for the first \$100,000 plus \$4.50 for each additional \$1000 or fraction thereof.	\$450
More than \$500,000	\$2565 for the first \$500,000 plus \$2.50 for each additional \$1000 or fraction thereof.	\$1000

RESIDENTIAL SPECIALTY - MECHANICAL, PLUMBING, ELECTRICAL, ROOFING, AND GAS PERMITS	
COST OF JOB	PERMIT FEE
\$0 - \$10,000	\$50 – Includes one inspection. Additional inspections \$35 each.
\$10,001 - \$50,000	\$50 for the first \$10,000 plus \$6 for each additional \$1000 or fraction thereof. Includes two inspections. Additional inspections \$35 each.
\$50,001 - \$100,000	\$290 for the first \$50,000 plus \$4.50 for each additional \$1000 or fraction thereof. Includes four inspections. Additional inspections \$35 each.
\$100,001 - \$500,000	\$515 for the first \$100,000 plus \$4.50 for each additional \$1000 or fraction thereof. Includes four inspections. Additional inspections \$35 each.
More than \$500,000	\$2315 for the first \$500,000 plus \$3.50 for each additional \$1000 or fraction thereof. Includes four inspections. Additional inspections \$35 each.

OTHER BUILDING PERMIT FEES	
Building Moving Permit	\$60
Demolition Permit	Storage Building/Garage \$30
	1 Story Residential \$60
	2 Story Residential \$100
	1 and 2 Story Commercial \$170
	3+ Story (Residential and Commercial) \$300 Plus \$25 each additional story
Swimming Pool Permit	\$85 (includes 2 inspections)
Re-Inspections	\$30 for first, \$40 for each additional

MISCELLANEOUS PERMIT FEES	
Permit Refund	\$25
Permit Transfer	\$50
Compliance Certificate Replacement	\$25
Failure to Acquire a Permit	Double the amount of the permit not acquired

MANUFACTURED/MOBILE HOME FEES	
Manufactured Home License & Registration	\$100 Installation Fee (Per State Law) \$ 75 Inspections (Site, Installation, and Final) \$ 25 Use/Zoning Approval \$200 Total
Re-Inspections	\$25 each
Manufactured Home Moving Permit	\$35
Manufactured Home Demolition Permit	\$50 includes 2 inspections
Retirement of Title Inspection	\$35
Change of Ownership	\$10

PERMIT FEES FOR PERMANENT SIGNS	
TOTAL COST OF SIGN AND INSTALLATION	PERMIT FEE
\$0 - \$1000	\$20 for permit plus \$35 for inspection
\$1001 - \$5,000	\$25 for the first \$1000 plus \$9 for each additional \$1000 or fraction thereof for permit plus \$35 for inspection
\$5,001 - \$10,000	\$61 for the first \$5000 plus \$8 for each additional \$1000 or fraction thereof for permit plus \$35 for inspection
\$10,001 - \$50,000	\$101 for the first \$10,000 plus \$7 for each additional \$1000 or fraction thereof for permit plus \$35 for inspection
\$50,001 - \$100,000	\$381 for the first \$50,000 plus \$6 for each additional \$1000 or fraction thereof for permit plus \$35 for permit
\$100,001 to \$500,000	\$681 for the first \$100,000 plus \$5 for each additional \$1000 or fraction thereof for permit plus \$35 for inspection
More than \$500,000	\$2681 for the first \$500,000 plus \$3 for each \$1000 or fraction thereof for permit plus \$35 for inspection

REGISTRATION FEES FOR TEMPORARY SIGNS	
TYPE OF TEMPORARY SIGN:	REGISTRATION FEE
Contractor, Craftsman, Construction Signs	\$10 per sign, renewable annually
Grand Opening, Opening Soon Signs	
Community Service or Public Interest Special Event Signs	
Off-Premise Directional Signs	
Land Development Announcement Signs	
Vendor and Seasonal Roadside Stand Signs	

ZONING FEES	
Home Occupation Permit	\$45
Use Permit	\$45
Appeal of Administrative Decision (BZA)	\$200
Variance Request (BZA)	\$250 Residential, \$300 Commercial
Rezoning Request (Planning Commission)	\$300
Zoning Regulations Text Amendments	\$250
Zoning Verification and Compliance Letter	\$30
Exception to the Planning Commission	\$100

PLANNING AND ZONING LAND DEVELOPMENT FEES

Routine Plat Approval	\$25 Per Lot
Minor Subdivisions	\$25 Per Lot
Any Plat Requiring Planning Commission Approval	\$300
Major Subdivision – Sketch Plan	\$300
Major Subdivision – Preliminary Plat	\$250
Major Subdivision – Final or Bonded Plat	\$250
Large Acreage Private Drive Subdivision - Preliminary Plat	\$250
Large Acreage Private Drive Subdivision - Final or Bonded Plat	\$250
Zoning and Land Development Site Plan Review	\$100 for 1 st submittal, \$150 for 2 nd , \$200 for 3 rd , \$300 for 4 th & subsequent
Flood Zone Plot Plans and Elevation Certificate Review	\$60
Manufactured Home Parks (Planning Commission Review)	\$200
Cell Towers	\$550
Appeal of Administrative Decision (Planning Commission)	\$200
Variance/Waiver Request (Planning Commission)	\$200
Rezoning Request (Planning Commission)	\$300
Text Amendment to Land Development Ordinance	\$250

ENGINEERING SERVICES FEES

Note: All fees are cumulative based on which departments are required to review the plans and provide inspection services.

ENGINEERING DEPARTMENT¹

Project Type	Plan Review	Plus	Additional Plan Review ²	Construction Inspections	Plus	Additional Inspections ²
Base Fees						
Total Project Acreage: <1.0	\$100	-	\$50	\$50	-	\$25
Linear Utility Projects within MS4 Area	\$100	\$10 Per 100 Feet	\$50	\$50	-	\$25
Grading Permits Only	\$150	\$10 Per Disturbed Acre	\$75	\$150	\$10 Per Disturbed Acre	\$50
Total Project Acreage: > 1.0	\$250	\$20 Per Disturbed Acre	\$100	\$250	\$20 Per Disturbed Acre	\$50
Additional Fees:						
NPDES Phase II MS4 Area	-	-	-	\$50 Per Month After 2 nd Month of Construction Until N.O.T. ³	-	-

¹ Prohibitions and exemptions will be applied as defined in the latest edition of the Kershaw County Stormwater Management Ordinance.

² Fee to be assessed for every additional plan review or inspection required beyond the first revision or follow-up inspection.

³ Notice of Termination (NOT) of Coverage Under an NPDES General Permit for Stormwater Discharges Associated with Construction Activity.

UTILITIES DEPARTMENT

Project Type	Plan Review	Plus	Additional Plan Review ¹	Construction Inspections	Plus	Additional Inspections ¹
Base Fees						
Gravity Sewer Extensions	\$100	\$10 Per Each Manhole	\$50	-	-	-
Pressurized Sewer Extensions	\$150	\$10 Per 500 Feet of Forcemain	\$75	-	-	-
Combined Gravity & Pressurized Sewer Extensions	\$250	All Additional Fees Above Apply	\$100	-	-	-
Additional Fees:						
Manhole Inspections	-	-	-	\$20 Per Manhole	-	\$10 Per Manhole
Forcemain Inspections	-	-	-	\$20 Per 500 Feet of Forcemain	-	\$10 Per 500 Feet of Forcemain
Lift Station Inspections	-	-	-	\$100 Per Lift Station	-	\$50 Per Lift Station

¹ Fee to be assessed for every additional plan review or inspection required beyond the first revision or follow-up inspection.

Septage Fees

Fees for Customers of Kershaw County

Fee During Business Hours

Truck Volume (Gallons)	Fee
1 -1000	\$ 55.00
1001-1500	\$ 82.50
1501-2000	\$110.00
2001-2500	\$137.50
2501-3000	\$165.00
3001-3500	\$192.50
3501-4000	\$220.00
4001-4500	\$247.50
4501-5000	\$275.00
5001-5500	\$302.50

Fee During Non- Business Hours After Hours Fee of \$100.00 plus

Truck Volume (Gallons)	Fee
1-1000	\$ 65.00
1001-1500	\$ 97.50
1501-2000	\$130.00
2001-2500	\$162.50
2501-3000	\$195.00
3001-3500	\$227.50
3501-4000	\$260.00
4001-4500	\$292.50
4501-5000	\$325.00
5001-5500	\$357.50

Fees for Customers Outside Of Kershaw County

Fee During Business Hours

Fee During Non-Business Hours After Hours Fee of \$100.00 plus

Truck Volume (Gallons)	Fee	Truck Volume (Gallons)	Fee
1-1000	\$ 75.00	1-1000	\$ 85.00
1001-1500	\$112.50	1001-1500	\$127.50
1501-2000	\$150.00	1501-2000	\$170.00
2001-2500	\$187.50	2001-2500	\$212.50
2501-3000	\$225.00	2501-3000	\$255.00
3001-3500	\$262.50	3001-3500	\$297.50
3501-4000	\$300.00	3501-4000	\$340.00
4001-4500	\$337.50	4001-4500	\$382.50
4501-5000	\$375.00	4501-5000	\$425.00
5001-5500	\$412.50	5001-5500	\$467.50

Sewer Permit Fee - \$100 per year (Permit fee are due June1 each year and are effective July1 through June 30)

Application Fee - \$75

Monitoring and analysis of waste: No charge if customer compliant with County ordinance. If customer not compliant then actual cost County incurs.

PUBLIC WORKS DEPARTMENT						
Project Type	Plan Review	Plus	Additional Plan Review ¹	Construction Inspections	Plus	Additional Inspections ¹
Base Fees:						
Encroachment Permits	\$50	\$10 Per 100 Feet	\$25	\$50 Per Site Visit ²	-	-
Privately Maintained Roadways	\$100	\$10 Per 100 Feet of Roadway	\$50	\$50	\$10 Per 100 Feet of Roadway	\$25
County Maintained Roadways	\$250	\$20 Per 100 Feet of Roadway	\$100	\$250	\$20 Per 100 Feet of Roadway	\$50
Additional Fees:						
County Installed Access Drives	-	\$600 for Each >1 Per Lot	-	-	-	-

¹ Fee to be assessed for every additional plan review or inspection required beyond the first revision or follow-up inspection.

² Fee to be assessed for each County site visit that is necessary due to changes in the scope of the original encroachment permit or damages caused by project construction.

Parks and Recreation Fees

Athletics

\$40 - individual participant fee all youth sports (1 - 2 children in same household)

\$35 - individual participant fee for all youth sports (each additional child in same household beyond 2)

\$25 - Cheerleading (football program only)

\$325 - team fee (adult basketball and softball)

Administrative Office Activity Rooms

Not-for-Profit (no admission fee charged)

Small Room \$100/4 hours; \$10 each additional hour; \$75 refundable deposit

Large Room \$150/4 hours; \$15 each additional hour; \$75 refundable deposit

Both Rooms \$200/4 hours; \$25 each additional hour; \$75 refundable deposit

For Profit (admission fees charged)

Small Room \$200/4 hours; \$20 each additional hour; \$75 refundable deposit

Large Room \$300/4 hours; \$30 each additional hour; \$75 refundable deposit

Both Rooms \$400/4 hours; \$50 each additional hour; \$75 refundable deposit

Shelters

Open (Scott, Woodward, and Doby) \$30/day

Open with Warming Area (Knight's Hill) \$80/day

Fields

\$100/day/field without lights

\$200/day/field with lights

Tennis Courts

\$25/2 hours for 4 courts

City Arena

Government No charge

Non-Profit (must verify 501-C-3 status) \$25/4 hours; \$10 each additional hour; \$75 refundable deposit

Not-for-Profit (churches, civic groups, etc.) \$50/4 hours; \$20 each additional hour; \$75 refundable deposit

For Profit (concerts, trade shows, etc.) \$200/4 hours; \$25 each additional hour; \$75 refundable deposit

Pool - Effective 2015 Season

Family Season Pass (up to 5 family members)	\$125; \$5 each additional family member
Family Weekly Pass (up to 5 family members)	\$65; \$5 each additional family member
Couple Pass	\$85
Individual Pass	\$65
Daily Pass	\$ 5
Group Lessons (8)	\$55
Private Lessons (4)	\$50
H2O Fun Camp	\$60
Day Care Rentals	\$2/child (minimum 15)
Adult Lap Swim	\$20/month (30 minutes) \$35/month (1 hour)
Swim Team	\$ 70
Lifeguard Training	\$150
Junior Lifeguard Training	\$ 50
Group Rental (2 hours)	\$75 (50 or less) \$100 (51 - 75) \$125 (76 - 100)

KERSHAW COUNTY ESTABLISHING AND IMPLEMENTING AN ADMINISTRATIVE SERVICE FEE AND VEHICLE USE FEE FOR SHERIFF DEPUTIES PERFORMING PRIVATE JOBS IN OFF-DUTY HOURS

Sheriff James Matthews has established an hourly rate of \$27.57 per hour with a minimum of 3 hours per deputy for deputies performing private jobs in off-duty hours which is authorized by the Sheriff pursuant to South Carolina Code of Laws Section 23-24-10 et seq. which may be amended or altered by the Sheriff.

Kershaw County Sheriff James Matthews has also established Policy and Procedure Guidelines for Sheriff's Deputies Performing Private Jobs in Off-Duty Hours and has established policies and procedures relative thereto. These policies and procedures and requirements may be amended or changed from time to time by Sheriff James Matthews.

In addition, Kershaw County hereby enacts and implements an administrative service fee and vehicle use fee of \$25.00 per vehicle for non-governmental use of sheriff's office vehicles per vehicle for private jobs in off-duty hours.

To the extent necessary, this amends any previous Ordinances by Kershaw County which establish an administrative fee and vehicle use fee per vehicle for the sheriff's office.

Disbursement Schedule for Accommodations Tax Funds

Camden Junior Welfare League	\$1500.00
Carolina Cup Racing Association, Inc.	\$4,000.00
Fine Arts Center - Carolina Downhome Blues	\$9,500.00
Fine Arts Center - Jazz at the Center	\$2,000.00
Historic Camden Foundation: Revolutionary War Days	\$1,500.00
Kershaw County Chamber of Commerce	\$27,000.00
Kershaw County Recreation Signage	\$5,000.00
The National Steeplechase Museum	\$3,500.00
S. C. Horsemen's Council	\$1,000.00
Wateree Outdoor Life Festival	\$1,000.00
Old English Tourism District	\$4,000.00
S. C. Equine Promotion Foundation	\$5,000.00
TOTAL	\$65,000.00

The above amounts were approved based on the amount of funds available in the 2013-2014 budget cycle. Any shortage between the amount approved and the actual amount of accommodations taxes received for the 2013-2014 year will be applied proportionately to each event/organization. Any surplus will be carried forward for awarding in the following year as allowed by Section 6-4-10 of the 1976 South Carolina Code of Laws, as amended.