

Ordinance No. 176.2011 - Budget

AN ORDINANCE TO PROVIDE BUDGET APPROPRIATIONS FOR COUNTY ORDINARY PURPOSES IN THE COUNTY OF KERSHAW FOR THE FISCAL YEAR BEGINNING JULY 1, 2011 AND ENDING JUNE 30, 2012 AND ADOPT AND IMPLEMENT RATES AND FEES, AND FOR OTHER TAX PURPOSES 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 Budget for the County of Kershaw, 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, the service and user fees attached hereto entitled, Kershaw County Rates and Fees, shall hereby be declared to be part thereof this Ordinance and shall be followed during implementation of the FY 2011-2012 Budget for the County of Kershaw; and

WHEREAS, Kershaw County Council as provided in Section 4-9-100 of the South Carolina Code of Laws adjusted the salary of Kershaw County Council effective January 1, 2013 as shown on the Kershaw County Council Budget Proviso attached hereto; 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

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CLERK OF COURT
KERSHAW COUNTY, S.C.

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 following provisos and fee schedules 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 28, 2011, to be effective July 1, 2011.



Gene Wise, Chairman



Sammie Tucker, Jr., Vice Chairman

ATTEST:


Merri M. Seigler, Clerk to Council

First Reading: May 10, 2011
Second Reading: June 14, 2011
Public Hearing: June 14, 2011
Final Reading: June 28, 2011

Kershaw County Council Budget Proviso as to Salaries of Council Members Effective January 1, 2013.

Vice-Chairmen of Council \$15,000 per annum

Each Member of Council \$13,000 per annum

Note: The Chairmen's salary was not adjusted.

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

Library Fees

Overdue material- per day-per item \$ 0.15

Maximum fine per item for overdue material \$ 5.00

Lost library cards (Replacement fee) \$ 1.00

Black & white copies \$ 0.15

Color copies \$ 0.50

Replacement fee for lost or damaged material, is based on cost of replacement.

SCHEDULE OF FEES

BUILDING (CONSTRUCTION) PERMIT FEES		
For all new construction, additions, alterations, renovations, including work done to manufactured and mobile homes.		
CONSTRUCTION COST	PERMIT FEE	PLANS REVIEW (as required)
\$0 - \$5,000	\$50	\$50
\$5,001 - \$10,000	\$50 for the first \$1,000 plus \$2 for each additional \$1,000 or fraction thereof.	\$50
\$10,001 - \$50,000	\$50 for the first \$10,000 plus \$7 for each additional thousand or fraction thereof.	\$50
\$50,001 - \$100,000	\$50 for the first \$5,000 plus \$6 for each additional thousand or fraction thereof.	\$125
\$100,001 to \$500,000	\$800 for the first \$100,000 plus \$3 for each additional thousand or fraction thereof.	\$225
More than \$500,000	\$900 for the first \$100,000 plus \$3 for each additional thousand or fraction thereof.	\$825

RESIDENTIAL SPECIALTY - MECHANICAL, PLUMBING, ELECTRICAL, ROOFING, AND GAS PERMITS	
COST OF JOB	PERMIT FEE
\$0 - \$10,000	\$35 - Includes one inspection. Additional inspections, \$35 each.
\$10,001 - \$50,000	\$50 for first \$10,000 plus \$5 for each additional thousand or fraction thereof.
\$50,001 - \$100,000	\$250 for the first \$50,000 plus \$4 for each additional thousand or fraction thereof.
\$100,001 - \$500,000	\$450 for the first \$100,000 plus \$4 for each additional thousand or fraction thereof.
More than \$500,000	\$2050 for the first \$500,000 plus \$3 for each additional thousand or fraction thereof.

OTHER BUILDING PERMIT FEES	
Building Moving Permit	\$50
Demolition Permit	Storage Building/Garage \$25 1 Story Residential \$50 2 Story Residential \$75 Commercial \$150 (1 and 2 Story) 3+ Stories (Residential and Commercial) \$300 Plus \$25 Per Story
Swimming Pool Permit	\$75 (includes 2 inspections)
Re-Inspections	\$25 each

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	\$25
Manufactured Home Demolition Permit	\$75
Retirement of Title Inspection	\$25
Change of Ownership	\$5

PERMIT FEES FOR PERMANENT SIGNS	
TOTAL COST OF SIGN AND INSTALLATION	PERMIT FEE
\$0 - \$1000	\$35 for inspection plus \$25 for permit.
\$1001 - \$5,000	\$35 for inspection plus \$50 for permit.
\$5,001 - \$10,000	\$35 for inspection plus \$50 for the first \$1,000 plus \$2 for each additional \$1,000 or fraction thereof for permit.
\$10,001 - \$50,000	\$35 for inspection plus \$50 for the first \$10,000 plus \$7 for each additional thousand or fraction thereof for permit.
\$50,001 - \$100,000	\$35 for inspection plus \$50 for the first \$5,000 plus \$6 for each additional thousand or fraction thereof for permit.
\$100,001 to \$500,000	\$35 for inspection plus \$800 for the first \$100,000 plus \$3 for each additional thousand or fraction thereof for permit.
More than \$500,000	\$35 for inspection plus \$900 for the first \$100,000 plus \$3 for each additional thousand or fraction thereof for permit.

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	\$35
Use Permit	\$35
Appeal of Administrative Decision (BZA)	\$200
Variance Request (BZA)	\$200
Rezoning Request (Planning Commission)	\$200
Zoning Regulations Text Amendments	\$100
Zoning Verification and Compliance Letter	\$10

PLANNING AND ZONING LAND DEVELOPMENT FEES	
Routine Plat Approval	\$15 Per Lot
Minor Subdivisions	\$15 Per Lot
Any Plat Requiring Planning Commission Approval	\$200
Major Subdivision – Sketch Plan	\$200
Major Subdivision – Preliminary Plat	\$200
Major Subdivision – Final or Bonded Plat	\$250
Large Acreage Private Drive Subdivision - Preliminary Plat	\$200
Large Acreage Private Drive Subdivision - Final or Bonded Plat	\$250
Zoning and Land Development Site Plan Review	\$100
Flood Zone Plot Plans and Elevation Certificate Review	\$20
Manufactured Home Parks (Planning Commission Review)	\$200
Cell Towers	\$300
Appeal of Administrative Decision (Planning Commission)	\$200
Variance/Waiver Request (Planning Commission)	\$200
Rezoning Request (Planning Commission)	\$200
Text Amendment to Land Development Ordinance	\$100

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.

PUBLIC WORKS DEPARTMENT						
Project Type	Plan Review	Plus	Additional Plan Review¹	Construction Inspections	Plus	Additional Inspections¹
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.

Disbursement Schedule for Accomodations Tax Funds

Carolina Cup Racing Association, Inc.	\$5,000.00
S. C. Quarter Horse Association	\$500.00
Fine Arts Center - Carolina Downhome Blues	\$3,000.00
Palmetto Paint Horse Association	\$500.00
Fine Arts Center - Jazz at the Center	\$1,500.00
Historic Camden Foundation: Revolutionary War Days	\$1,000.00
Kershaw County Chamber of Commerce	\$25,000.00
Old English Tourism District	\$3,000.00
S. C. Equine Promotion Foundation	\$2,500.00
TOTAL	\$42,000.00

The above amounts were approved based on the amount of funds available in the 2010-2011 budget cycle. Any shortage between the amount approved and the actual amount of accomodations taxes received for the 2010-2011 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.