

Mr. Danny Woodward, Mayor Pro Tem
Ms. Sarai Melendez, Councilwoman
Mr. Keith Pace, Councilman
Mrs. Gwen Owens, Councilwoman

Mr. Danny Edwards, Mayor

Mr. Josh Roberts, Councilman
Mr. David Underwood, Councilman
Mr. Julian Stoudemire, City Attorney
Mr. Timothy B. Burton, City Administrator

**AGENDA
WALHALLA CITY COUNCIL
December 7, 2021
6:30 PM
206 N. Church Street, Walhalla, SC**

CALL TO ORDER & WELCOME

Mayor Edwards

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT (Public Comment is limited to 5 minutes and must be directed to Council, per City Ordinance 2020-17)

PRESENTATION OF FY 2021 AUDIT

**JASON WHITE, CPA
PAYNE, WHITE, & SCHMUTZ PA**

SC MAIN STREET PROGRAM

JENNY BOULWARE, STATE DIRECTOR

ADMINISTRATOR COMMENTS

Brandon Burton

READING OF PROCLAMATIONS, RESOLUTIONS, AND ORDINANCES

Mayoral Proclamation

(None proposed)

First and Final Reading of Resolutions

(None proposed)

Second, Final Reading and Public Review of Ordinances: (Public Comment is limited to 5 minutes and must be directed to Council, per City Ordinance 2020-17)

ORDINANCE 2021-25 AN ORDINANCE TO AMEND ZONING ORDINANCE 2021-17, TO REDESIGNATE PARCEL 500-15-02-014 ON THE ZONING MAP FROM OFFICE COMMERCIAL TO CORE COMMERCIAL- MR. PACE

Mr. Danny Woodward, Mayor Pro Tem
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ORDINANCE 2021-26 AN ORDINANCE TO AMEND ZONING ORDINANCE 2021-17 AND APPENDIX 2021A SECTIONS 6-1.10,10-2.B, AND ARTICLE 18- MR. PACE

ORDINANCE 2021-27 AN ORDINANCE TO AMEND ZONING ORDINANCE 2021-17, TO EXTEND THE DOWNTOWN DESIGN OVERLAY- MR. PACE

First Reading of Ordinances:

ORDINANCE 2021-28 AN ORDINANCE TO ESTABLISH PREMIUM PAY FOR ESSENTIAL CITY EMPLOYEES IN RESPONSE TO THE COVID-19 VIRUS USING FUNDS RECEIVED UNDER THE AMERICAN RESCUE PLAN ("ARPA") OF 2021- MR. PACE

ORDINANCE 2021-29 AN ORDINANCE TO REPEAL ORDINANCE 2020-18 AND ADOPT A NEW BUSINESS LICENSE ORDINANCE IN ACCORDANCE WITH THE BUSINESS LICENSE STANDARDIZATION ACT (2020 ACT NO. 176)-MR. PACE

ORDINANCE 2021-30 ESTABLISHING A POLICY OF THE CITY OF WALHALLA REGARDING THE HANDLING OF REQUESTS FOR PUBLIC RECORDS UNDER THE SOUTH CAROLINA FREEDOM OF INFORMATION ACT, AND OTHER MATTERS RELATED THERETO.- MR. PACE

ORDINANCE 2021-31 AN ORDINANCE TO ISSUE AMENDMENT NO. 3 TO AMEND THE FY 2022 BUDGET DOCUMENT AND "APPENDIX A" AND OTHER MATTERS RELATED THERETO. – MR. PACE

ORDINANCE 2021-32 AN ORDINANCE TO AMEND ADOPTED ORDINANCE 2021-8 ENTITLED "AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF WALHALLA, SOUTH CAROLINA, WATER AND SEWER DEPARTMENTS FOR FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2021 AND OTHER MATTERS RELATED THERETO- MRS. OWENS

DISCUSSION AND/OR ACTION ITEMS

- 1. Authorize the purchase of 3 police vehicles from grant proceeds.**

CITY OF WALHALLA

"MAIN STREET to the MOUNTAINS"

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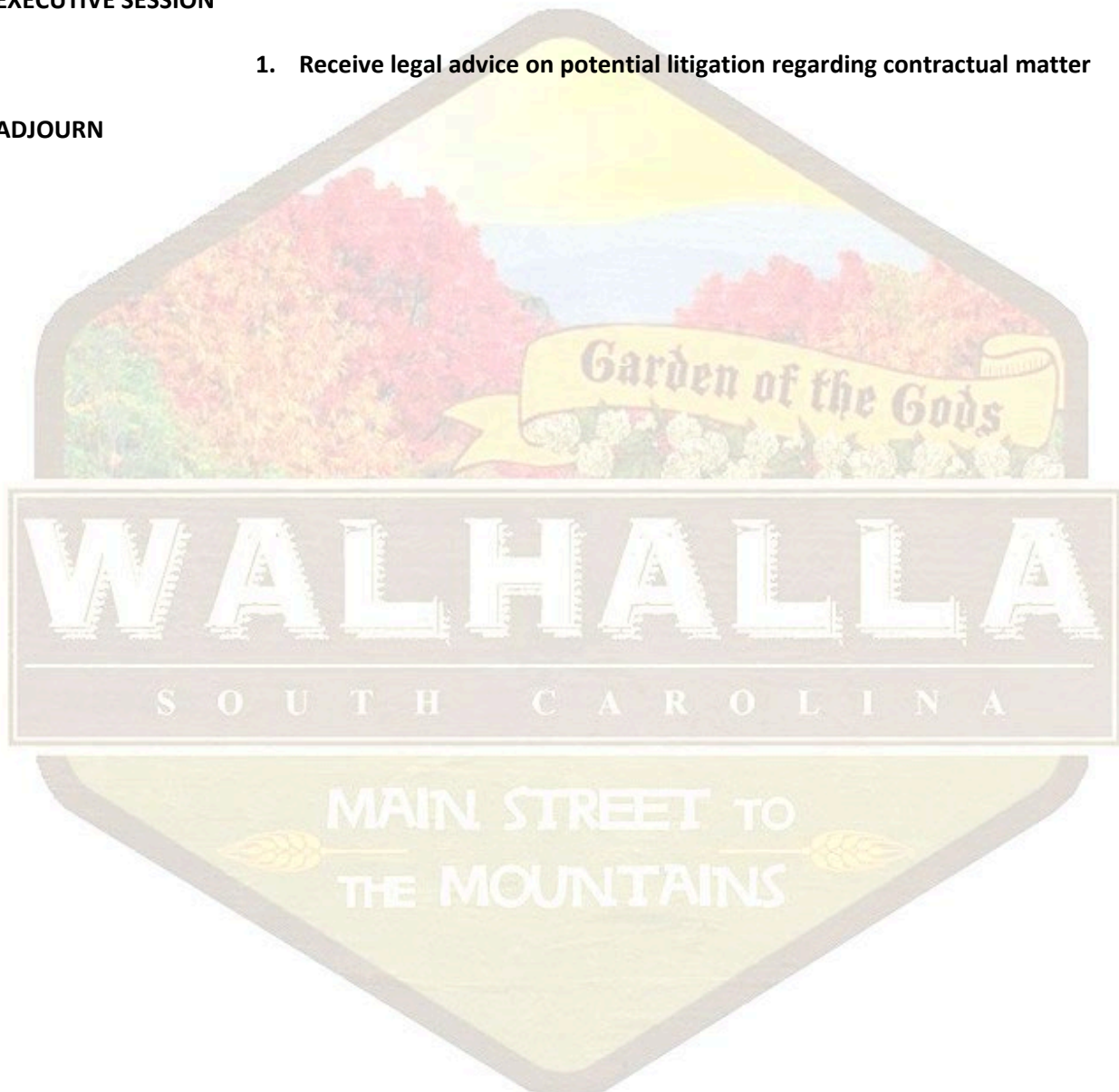
MAYOR COMMENTS

Mayor Edwards

EXECUTIVE SESSION

1. Receive legal advice on potential litigation regarding contractual matter

ADJOURN



STATE OF SOUTH CAROLINA)
COUNTY OF OCONEE)
CITY OF WALHALLA)

ORDINANCE 2021-25

AN ORDINANCE TO AMEND ZONING ORDINANCE 2021-17, TO REDESIGNATE PARCEL 500-15-02-014 ON THE ZONING MAP FROM OFFICE COMMERCIAL TO CORE COMMERCIAL.

WHEREAS, the City of Walhalla Zoning Ordinance requires amending in order to establish a new zoning designation for Parcel 500-15-02-014 and,

WHEREAS, the City of Walhalla would like to amend this map in order to provide the opportunity to the owners of the property to develop a vacant building and,

WHEREAS, the City of Walhalla Planning Commission has recommended changes in the ordinance as a result of review by that body and,

Then, Let It Therefore Be ORDAINED, by the City Council of the City of Walhalla, South Carolina to amend the current zoning ordinance map to change the zoning designation of Parcel 500-15-02-014 to Core Commercial (CC).

NOW, THEREFORE, BE IT ORDAINED that the City of Walhalla, South Carolina adopts the Zoning changes to be affixed to the Zoning Map.

DONE, ORDERED AND ADOPTED this ____ day of _____ 2021

ATTEST:

Timothy B. Burton, City Administrator

Danny Edwards, Mayor

Introduced By: _____

First Reading: _____

Second Reading, Public Hearing,
& Adoption: _____

STATE OF SOUTH CAROLINA)
COUNTY OF OCONEE)
CITY OF WALHALLA)

ORDINANCE 2021-26

AN ORDINANCE TO AMEND ZONING ORDINANCE 2021-17 AND APPENDIX 2021A SECTIONS 6-1.10,10-2.B, AND ARTICLE 18

WHEREAS, the City of Walhalla Zoning Ordinance Appendix 2021-A requires amending to ensure development in Walhalla continues in a safe and orderly manner and,

WHEREAS, the City of Walhalla Planning Commission has recommended changes in the ordinance as a result of review by that body and,

Then, Let It Therefore Be Ordained, by the City Council of the City of Walhalla, South Carolina amend the following sections Appendix 2021-A:

SECTION 6-1.10: PROCEDURE:

NOW, THEREFORE, Section 6-1.10 of Appendix 2021-A for the City of Walhalla is hereby amended to read as follows:

10. Where a proposed subdivision contains no more than 5 lots and does not require dedication of any land to the public or installation of any public improvements, the zoning administrator and utility director may approve the preliminary plats as the final without approval from the planning commission.

SECTION 10-2.B: UNDERGROUND UTILITIES:

NOW, THEREFORE, Section 10-2.B of Appendix 2021-A for the City of Walhalla is hereby amended to read as follows:

b. No water or sewer tap will be approved with service lines crossing a property line.

ARTICLE 18: DETAILS AND SAMPLE DRAWINGS:

NOW, THEREFORE, Article 18 is hereby added to Appendix 2021-A which will consist of details and sample drawings which will be available in the near future.

NOW, THEREFORE, BE IT ORDAINED that the City of Walhalla, South Carolina adopts the Zoning changes to be affixed to the Zoning Ordinance.

DONE, ORDERED AND ADOPTED this ____ day of _____ 2021

ATTEST:

Timothy B. Burton, City Administrator

Danny Edwards, Mayor

Introduced By: _____

First Reading: _____

Second Reading, Public Hearing,
& Adoption: _____

AN ORDINANCE GOVERNING THE SUBDIVISION OF LAND WITHIN THE CITY OF WALHALLA, PRESCRIBING THE PROCEDURE FOR PREPARING AND APPROVING PLATS, DESIGN STANDARDS, IMPROVEMENTS REQUIRED, BOND AND SURETY, VARIATIONS AND EXCEPTIONS, AND PROVIDING FOR AMENDMENTS, ENFORCEMENT AND PENALTIES.

BE IT ORDAINED by the Mayor and Council of the City of Walhalla, South Carolina, in Council assembled:

ARTICLE 1. - TITLE AND AUTHORITY

Section 1-1. - Title.

This ordinance shall be known as the Subdivision Regulations, City of Walhalla, South Carolina.

Section 1-2. - Authority.

This ordinance was prepared in accordance with the provisions of General Statutes of South Carolina, Act No. 487 of 1967 and the requirements of said Act supplement this ordinance.

ARTICLE 2. - PURPOSE

Section 2-1. - Purpose.

The purpose of this ordinance is for the promotion, protection and improvement of the public health, safety, economy, good order, appearance, convenience, morals and general welfare by providing for the harmonious, orderly and progressive development of land within Walhalla, South Carolina. In furtherance of this general intent, the regulation of land subdivision is authorized for the following purposes, among others:

- a. To encourage the economically sound and stable development of Walhalla;
- b. To assure the timely provision of required streets, utilities, and other facilities and services to new land developments;
- c. To assure the adequate provision of safe and convenient traffic access and circulation, both vehicular and pedestrian, in and through new land developments;
- d. To assure the provision of needed public open spaces and building sites in new land developments through the dedication or reservation of land for recreational, educational and other public purposes; and
- e. To assure, in general, the wise and timely development of new areas in harmony with the comprehensive plan of Walhalla.

ARTICLE 3. - JURISDICTION

Section 3-1. - Territorial jurisdiction.

From and after the date of adoption, these regulations shall govern all subdivision of land within the corporate limits of Walhalla as now and hereafter established.

ARTICLE 4. - DEFINITIONS

Section 4-1. - Definitions and rules of construction.

When used in this ordinance, certain words and terms shall have the meaning as herein defined. Words and terms not herein defined shall have their customary dictionary definitions. The term "shall" is mandatory. When not inconsistent with the context, words used in the singular number include the plural and those used in the plural number include the singular. Words used in the present tense include the future.

1. *Block*: A parcel of land entirely surrounded by streets or highways or by a combination of streets, highways, parks or railroad rights-of-way.
2. *Comprehensive plan*: The official city plan or any part thereof for the City of Walhalla adopted and approved in accordance with the provisions of Act No. 487, South Carolina Acts of 1967.
3. *Easement*: A grant by the property owner of the use, for a specific purpose of a strip of land by the general public, a corporation, or a certain person or persons.
4. *Engineer*: A registered professional engineer in good standing with the South Carolina Board of Registration.
- [4.1.] *Land development*: A change in land characteristics through redevelopment, construction, subdivision into parcels, condominium complexes, apartment complexes, commercial parks, shopping centers, industrial parks, mobile home parks, or similar developments for sale, lease or any combination of owner and rental characteristics.
5. *Lot*: A portion of a subdivision or other parcel of land intended for transfer of ownership or for building purposes.
6. *Planning commission*: The planning commission of Walhalla, South Carolina.
7. *Plat*: A map, or drawing upon which the subdivider's plan of the subdivision is presented for approval.
8. *Street*: A way for vehicular traffic, whether designated as an avenue, boulevard, thoroughfare, road, highway, expressway, lane, alley, or other way; and for the purposes of this ordinance, streets are divided into the following categories:
 - a. *Thoroughfare*: Those streets designated as freeways, arterials or collectors on the preliminary thoroughfare plan of the City of Walhalla.
 - b. *Minor collector*: A street within a subdivision used to carry traffic from minor streets to thoroughfares including principal entrance and circulation streets of a subdivision.
 - c. *Minor or local street*: A street used primarily for access to the abutting properties.
 - d. *Alley*: A minor way used for service access to the back or side of properties otherwise abutting on a street.
 - e. *Cul-de-sac*: A minor street having one end open to traffic and one end terminating in a vehicular turnaround.
 - f. *Marginal access street*: A minor street parallel and adjacent to major streets and which provides access to abutting properties with protection from through traffic.
9. *Subdivider*: An individual, firm, association, syndicate, co-partnership, trust or any other legal entity commencing proceedings under these regulations to affect a subdivision of land hereunder for himself or for another.
10. *Subdivisions*: A division of [a] tract or parcel of land into two or more lots, building sites, or other divisions. The land is divided for sale, lease or building development, whether immediately or in the future. The definition includes all divisions involving a new street or change in existing streets. It includes re-subdivisions involving the further division or relocation of lot lines of any lot or lots within a previously approved or recorded subdivision. The definition covers the alteration of any streets or the establishment of any new streets within any previously approved or recorded subdivision as well as combinations of lots of record. The following exceptions are

included within this definition only for the purpose of requiring that the local planning agency be informed and have a record of the subdivisions:

- a. Combining or recombining portions of previously platted lots where the total number of lots is not increased and the resultant lots are equal to the ordinance standards.
 - b. Dividing land into parcels of five acres or more where no new street is involved. The planning commission must receive plats of these exceptions as information and indicate that fact on the plats.
 - c. Combining or recombining entire lots of record where no new street or change in existing streets is involved.
11. *Surveyor*: A registered land surveyor in good standing with the South Carolina board of registration.
12. *Zoning ordinance*: The officially adopted zoning ordinance, City of Walhalla, South Carolina.

ARTICLE 5. - GENERAL PROVISIONS

Section 5-1. - Prerequisites for filing of plats; minimum standards; dedication of public use sites.

1. No plat of the subdivision of any land within the jurisdiction of the planning commission shall be filed with the Oconee County, until:
 - a. A preliminary plat shall have been prepared and shall have been approved by the planning commission as specified herein.
 - b. The required improvements shall have been satisfactorily installed and completed by the subdivider or a bond has been posted to secure the same.
 - c. A final plat shall have been prepared and approved by the planning commission as specified herein.
 - d. A resolution shall have been passed by the city council accepting the dedication of all public ways or lands, or a statement included on the final plat that the public ways or lands have not been accepted by the city council.
 - e. Statement by the planning commission as having received as information, plats identified as exceptions by state law under the definition of a subdivision.
2. All proposed subdivision of land shall conform to the applicable portions of the comprehensive plan for Walhalla.
3. Whenever regulations contained in this ordinance are different from regulations contained in other city ordinances, the most restrictive regulation shall prevail.
4. Where the area being subdivided includes lands to be used for parks, schools or other public uses under the officially adopted comprehensive plan of Walhalla, the subdivider shall indicate the location of such areas on the subdivision plat and shall dedicate said area or grant a two-year option for the purchase of such lands by a public agency at the appraised raw land value prior to subdividing, plus one-half the cost of grading and surfacing of the portions of any streets that are contiguous to the site. In case of a disagreement over the value of [the] land, said value shall be established by three qualified appraisers, one of whom shall be appointed by the city council, one of whom shall be appointed by the subdivider and one of whom shall be mutually agreed upon by the two previously appointed appraisers. The subdivider shall bear the cost of any appraisal. Should the park, school, or public use sites not be purchased within the two-year period, the subdivider may then sell or cancel them for an alternate purpose as shown on the approved subdivision plat.

ARTICLE 6. - PROCEDURE

Section 6-1. - Administrative procedure for subdivision approval.

The following is an outline of procedure for obtaining approval of a subdivision of land within the City of Walhalla:

1. Prior to preparing a preliminary plat and filing an application for approval thereof, the subdivider should consult Zoning Official regarding the proposal, the requirements of this ordinance and the provisions of the comprehensive plan.
2. An application requesting approval of the preliminary plat, together with supporting material, shall be filed with the zoning administrator 15 days prior to the regularly scheduled meeting of the planning commission at which the plat is to be considered.
3. The planning commission shall act on the preliminary plat within 60 days after filing of the application. Otherwise said plat shall be deemed to have been approved. The applicant may waive this requirement and consent to an extension of such period. Approval of the preliminary plat will not constitute approval of the final plat. Approval serves as authorization for the subdivider to proceed with site improvements.
4. The subdivider may install required improvements or post a bond securing the improvements in the area covered by the approved preliminary plat, or any portion thereof, which he proposes to record and develop at the time.
5. Upon installation of required improvements or the posting of a bond securing the same, a final plat may be submitted. Said final plat shall conform substantially to the preliminary plat, or portion thereof, as approved.
6. Application for approval of the final plat shall be submitted to the zoning administrator at least 15 days prior to the meeting at which it is to be considered. Said application shall be submitted within 12 months after approval of the preliminary plat; otherwise such approval shall become null and void unless an extension of time is applied for and granted by the planning commission.
7. Action of the planning commission on the final plat shall consist of approval or disapproval. Disapproval shall be accompanied by reasons for such action.
8. After approval by the planning commission, the final plat shall be forwarded to city council for acceptance of the dedication of rights-of-way or other land.
9. After acceptance of dedication by city council, the planning commission shall file the plat for record with Oconee County. The zoning administrator shall act as recording agent for the subdivider.
10. Where a proposed subdivision contains no more than 5 lots and does not require dedication of any land to the public or installation of any public improvements, the zoning administrator and utility director may approve the preliminary plats as the final without approval from the planning commission.

ARTICLE 7. - PRELIMINARY PLAT

Section 7-1. - Submittal.

Six copies of the preliminary plat shall be submitted to the zoning administrator with the application for approval. One copy of any supporting documents shall be submitted.

Section 7-2. - Distribution.

Copies of the preliminary plat shall be distributed by the zoning administrator to various departments within the city for review and recommendation. Recommendations shall be returned to the planning commission prior to the initial hearing on said plat.

Section 7-3. - Fees.

To defray the cost of investigation, processing the plat and notifying interested parties, the subdivider shall pay the following fees to the office of the zoning administrator at the time of filing:

- (1) \$50.00 minimum; or
- (2) \$5.00 for each residential lot or \$8 for each acre in a nonresidential subdivision.

No charge shall be made where the subdivision consists solely of the establishment or vacation of a new street.

Section 7-4. - Hearing notice.

Notice of hearing shall be sent by registered or certified mail to the subdivider not less than five days before the date set for the hearing.

Section 7-5. - Planning commission action.

Planning commission action shall consist of approval as submitted, conditional approval or disapproval. If the plat is conditionally approved or disapproved, the conditions or reasons for such action shall be noted. The action of the planning commission shall be noted on two copies of the plat, referenced and attached to any conditions determined. One copy shall be returned to the subdivider and the other retained by the planning commission.

Section 7-6. - Effect of preliminary plat approval.

Approval of the preliminary plat by the planning commission shall be authorization for the subdivider to proceed with preparation of construction drawings, layout of streets, installation of improvements and staking of lots.

Section 7-7. - Scale.

The preliminary plat shall be clearly and legibly drawn to a scale of not less than 100 feet to the inch nor larger than 20 feet to the inch and marked "Preliminary Plat."

Section 7-8. - Content.

The preliminary plat shall show:

- a. Title, north point, graphic scale and date.
- b. Names and addresses of the owners of the property, any existing mortgages, the subdivider and the person or firm preparing the plat.
- c. Boundaries of the proposed subdivision. Location of city limits line if within or adjacent to the area to be subdivided.
- d. A vicinity sketch at a scale of not more than 500 feet to the inch showing the relation of the proposed subdivision to surrounding development. Also, the boundaries of adjoining parcels of unsubdivided land with the names and addresses of owners.
- e. Location, width of right-of-way, width of roadway, and names of all existing or prior platted streets, roads or highways that pass through or adjoin the area to be subdivided.
- f. Location and extent of watercourses and all land subject to flooding.
- g. Location and size of sanitary and storm sewers and water mains within or adjacent to the area to be subdivided.
- h. Location and pertinent data for existing railroads, easements, structures, public land and other features affecting the plat.

- i. Topography at a contour interval of not greater than five feet; provided, however, the city may require one-foot contour intervals and intermediate spot elevations.
- j. Indication of existing zoning district classification applying to, and proposed use of, all land within the subdivision.
- k. Written and signed statements of the appropriate officials verifying the availability of gas, electricity and water to the proposed subdivision.
- l. The proposed location and width of all streets (right-of-ways and roadways), alleys and easements together with proposed street names.
- m. Typical street cross sections and proposed grades.
- n. Layout, numbers and approximate dimension of lots.
- o. Building setback lines with dimensions.
- p. Sketch plans indicating the proposed method of accomplishing drainage, water supply, sewage disposal and storm drainage.
- q. Location and size of all parcels of land intended to be dedicated or reserved for public use.
- r. Draft of any restrictions including protective covenants proposed to be included in the owner's declaration of plat.

ARTICLE 8. - FINAL PLAT

Section 8-1. - Submittal.

The original drawing and two copies of the final plat shall be submitted to the zoning administrator with the application for approval. The final plat shall include certification from the city engineer that required site improvements have been installed to the city's satisfaction or a bond posted securing to the city the actual construction and installation of required site improvements.

Section 8-2. - Fees.

To defray the cost of investigation and processing the plat the subdivider shall pay an additional fee in the amount of:

- (1) \$3 for each residential lot.
- (2) \$5 for each acre in a nonresidential subdivision.

No charge shall be made where the subdivision consists solely of the establishment or vacation of a new street.

- (3) The actual cost of recording the final plat.

Section 8-3. - Recording of plat.

The zoning administrator, acting for the planning commission and as recording agent for the subdivider, shall file the final plat for record with Oconee County. Such filing shall take place after approval by the planning commission and acceptance of dedicated land by city council. The final plat shall show the plat book and page where recorded.

Section 8-4. - Final plat distribution.

Subsequent to recording, the original of the final plat shall be returned to the subdivider. Copies of the final plat shall be distributed to various departments within the City.

Section 8-5. - Scale; sheet size; material.

The final plat prepared by a surveyor or civil engineer licensed by the state shall be drawn in ink on linen or plastic film type material at a scale of 200 feet to the inch unless otherwise approved by the planning commission. The plat shall be identified as the final plat.

Section 8-6. - Content.

The final plat shall show:

- a. Title, north point, graphic scale, date.
- b. The name of the owner or owners, any existing mortgages and the subdivider. Notarized acknowledgement of the owner or owners and mortgagee, if any, to the plat, and restrictions, including dedication to public use of all streets, alleys, parks or other open spaces shown thereon and the granting of easements included on the plat.
- c. The name and registration number of the surveyor or engineer. A notarized certificate attesting to the accuracy of the survey and the correct location of all monuments shown.
- d. The township, boundary line bearings and distances, and boundary ties with the nearest intersection of existing streets or roads.
- e. Right-of-way lines and widths of streets, alleys, easements and other rights-of-way, with accurate dimensions and bearings, or deflection angles and the radii and central angles of all curves.
- f. Names of all streets together with a letter from the post office department stating that proposed street names do not duplicate existing street names within the urban area of Walhalla.
- g. All lot lines, lot dimensions, building setback lines and an identification system for lots and blocks.
- h. Location and description of monuments. Monuments shall be designated by a small open circle at points of installation.
- i. The lines of streets and alleys that adjoin the subdivision with their width and names. Reference to recorded subdivision plats of adjoining platted land by plat book and page number or deed book and page number.
- j. Purpose for which lots or tracts other than residential are to be dedicated or reserved.
- k. Statement that all easements shown on the plat may be used for the installation of sanitary sewers, storm sewers, public utilities and open storm drains unless otherwise noted.
- l. Space for the approval of the city planning commission.
- m. Statement of, or reference to, private restrictions, trusteeships or protective covenants.
- n. Space for city council acceptance of public ways and lands included on the plat.
- o. Space for number of plat book, volume and page where recorded.
- p. The final plat shall be accompanied by certification:
 - (1) That all legally due taxes have been paid.
 - (2) That all required improvements have been installed and approved by the proper officials or agencies, or that a bond insuring their installation has been accepted by the city.
 - (3) [For property located in a flood hazard area, a statement reading substantially as follows:]

Lot number(s) _____ are located wholly or partially within a flood hazard area as defined by the Federal Emergency Management Agency, and are subject to all codes and ordinances as they relate to floodplains. Special development permits are required for these areas.

ARTICLE 9. - DESIGN STANDARDS

Section 9-0. - Minimum requirements.

The design standards herein presented are minimum requirements. All roadways, alleys, sidewalks, street lighting, and thoroughfares are to be constructed to the standards of the SCDOT Roadway Design Manual (2017). IF ANY PART OF THIS ORDINANCE CONFLICTS WITH SCDOT ROADWAY DESIGN MANUAL (2017), THE MORE STRINGENT LANGUAGE SHALL PREVAIL.

Section 9-1. - Streets and alleys.

a. *Street right-of-way width.*

- (1) Thoroughfares: Width shall conform to specifications of the preliminary thoroughfare plan.
- (2) Minor collector: Width shall not be less than 50 feet.
- (3) Minor street: Width shall not be less than 40 feet.
- (4) Cul-de-sac: Width shall not be less than 50 feet except that the terminal turnaround shall have a diameter of not less than 90 feet.
- (5) Marginal access street: Width shall not be less than 40 feet.
- (6) Subdivisions along existing streets of inadequate right-of-way shall provide additional right-of-way to meet the minimum standards contained herein.
- (7) When the subdivision abuts a major street, any land necessary for widening the major street shall be dedicated.
- (8) Subdivisions with unusual topographic conditions shall provide greater street right-of-way than herein required and/or provide slope easements for the sloping of banks or fill material.

b. *Alleys.*

- (1) Alleys will not be permitted in residential districts except as a continuation of a dead-end alley.
- (2) Alleys, not less than 20 feet in width, shall be required in commercial and industrial districts, except that the planning commission may waive this requirement where other definite and assured provision is made for service access, such as off-street loading and parking consistent with and adequate for the uses proposed.

c. *Street alignment.*

- (1) All street alignments must provide for the continuation of existing streets abutting the subdivision.
- (2) Arrangement of major streets in the subdivision shall conform as closely as possible with the thoroughfare plan.
- (3) The arrangement of streets shall be such as will not cause hardship to owners of adjoining property in providing convenient access.
- (4) Minor collector streets may be required where necessary to facilitate traffic flow in the subdivision.
- (5) Radii of not less than 100 feet shall be provided on all curves unless local conditions warrant a shorter radius.

d. *Street grades.*

- (1) Street grades shall comply with good engineering practice and shall not exceed ten percent or be less than 0.5 percent. Wherever possible, grades of thoroughfares shall not exceed 5.0 percent.
- (2) Grades approaching intersections shall not exceed 5.0 percent for a distance of not less than 50 feet from the right-of-way line of said intersection.

- (3) All changes in street grade shall be connected by vertical curves of at least 100 feet or the equivalent of 15 times the algebraic difference in the rate of grade, whichever is greater.

e. *Street intersections.*

- (1) Not more than two streets shall intersect at a point.
- (2) Street right-of-way lines at intersections shall be rounded by a minimum radius of 25 feet. The roadway edge at intersections shall be rounded by a minimum radius of 25 feet.
- (3) Streets shall intersect as nearly at right angles as possible, and in no case at an angle of less than 60 degrees. Intersections involving a thoroughfare shall not be less than 80 degrees.
- (4) Street intersections shall be located at least 150 feet apart.
- (5) Street intersections shall be located at least 150 feet from any railroad right-of-way.
- (6) Streets generally parallel to railroad rights-of-way shall not be closer than 150 feet to the railroad right-of-way.

[f. Reserved.]

g. *Cul-de-sac.*

- (1) The length of a cul-de-sac, measured from the intersecting street to the center of the turnaround, shall not be longer than 750 feet.

Section 9-2. - Easements and special rights-of-way.

- a. An adequate right-of-way shall be dedicated along each side of surface drainage courses for purposes of constructing, widening, deepening, relocating, improving or maintaining the drainage course. The location of any surface drainage course shall not be changed without the approval of the city engineer.
- b. Easements of at least 7½ feet in width shall be provided on each side of rear and side lot lines where necessary for poles, wires, conduits, storm and sanitary sewers, gas, water or other utilities. Easements of greater width may be required along rear lot lines or across lots where necessary for the extension of major utility lines, or where more than one utility is located in the same easement. A three-foot easement shall be required on one side of an alley to accommodate pole lines.

Section 9-3. - Lots.

- a. The lot arrangement and design shall be such that all lots will provide satisfactory and desirable building sites, properly related to topography and the character of surrounding development.
- b. Where easements for public utilities and sewers are contemplated, the lot lines shall be located in such manner as to facilitate the construction and maintenance of such improvements.
- c. Lot areas shall not be less than minimum zoning requirements in the area in which the property is located.
- d. All side lines of lots shall be at right angles or radial to street lines, except where a variation will provide a better street and lot layout.
- e. Double frontage lots shall be avoided wherever possible.
- f. Corner lots for residential use shall have additional width sufficient to provide equal setback from front and side streets.
- g. Every lot shall abut on a street. In no case shall an alley serve as the only access to a lot.
- h. The depth of a lot shall not be less than 100 feet, and excessive depth in relation to width shall be avoided.

Section 9-4. - Blocks.

- a. No block shall be more than 1,500 feet in length, and preferably not less than 800 feet in length.
- b. The greater dimension of a block adjoining a major street shall abut the major street.
- c. Where blocks are over 1,000 feet in length, a crosswalk easement not less than 20 feet wide may be required, if necessary, to provide proper access to schools, playgrounds or other public facilities.

Section 9-5. - Sanitary sewers and storm drainage.

Except in cases determined to be impractical by the Water Department, sanitary sewer mains shall not be less than eight inches in diameter. Tap connections shall be provided from mains to each lot line and marked at the lot line by a permanent iron pin. Storm drainage shall be provided to the degree deemed necessary by the city engineer to prevent property damage.

Section 9-6. - Public sites and open spaces.

Where the subdivision contains a park, school or other public area which is shown on the comprehensive plan, the size and exact location shall be determined by the planning commission based on criteria and requirements specified in the comprehensive plan. Where other public agencies are involved, current criteria and specifications of said agency shall prevail unless waived.

Section 9-7. - Land subject to flooding.

Land subject to flooding or inadequately served by drainage facilities will not be acceptable for subdivision unless the subdivider agrees to make such improvements as will in the opinion of the city engineer render the land fit for occupancy.

Section 9-8. - Character of development.

The subdivider should confer with the planning commission regarding the type and character of development that will be permitted in the subdivision. The planning commission may require that certain minimum requirements be incorporated in restrictive covenants to apply to all lots in the subdivision for the purpose of protecting the character and value of the proposed subdivision and of adjoining property.

ARTICLE 10. - MINIMUM IMPROVEMENTS REQUIRED

The satisfactory installation of the improvements required herein or the posting of a bond securing the improvements shall be a prerequisite to approval of a final plat by the planning commission. Prior to starting construction of any proposed improvements for a subdivision, construction plans and specifications shall be prepared by an engineer.

Section 10-1. - Street improvements.

- a. All streets shall be graded to their full width, including side slopes.
- b. A standard curb and gutter, with not less than a six-inch face, shall be constructed on both sides of the street.
- c. Streets shall be surfaced to a width stated herein and with a type of pavement conforming to paving standards SCDOT.
 - (1) Marginal access streets: Minimum 24-foot width between curb faces.
 - (2) Minor collector streets: 40-foot width between curb faces.
 - (3) Minor streets: 28-foot width between curb faces.
- d. Alleys, wherever platted, shall be surfaced to their full width with a pavement conforming to paving standards of SCDOT.
- e. Except as hereinafter provided those portions of thoroughfares included within the subdivision shall be paved by the subdivider to widths and in accordance with paving standards SCDOT. Whenever

the property abutting both sides of a major street is zoned for residential purposes, the subdivider shall be responsible for only that portion of the cost equal to the installation of minor street improvements.

Section 10-2. - Underground utilities.

- a. Storm drainage and sanitary sewers shall be provided by the subdivider. All underground utilities, including water, gas, electrical and telephone service, shall be installed prior to the installation of paving. Sufficient taps shall extend to lot lines to insure against subsequent cutting of pavement. When sanitary sewers are not reasonably accessible to the subdivision, septic tanks conforming to the standards and requirements of the county health department shall be installed. Fire hydrants shall be installed in accordance with specifications of Fire Underwriters.
- b. No water or sewer tap will be approved with service line crossing a property line.

Section 10-3. - Sidewalks.

Sidewalks shall be constructed along both sides of a thoroughfare and in such other locations where they are deemed necessary for public safety by the planning commission. Such sidewalks shall conform to the width requirements and specifications of SCDOT.

Section 10-4. - Street name signs.

Street name signs shall be installed for a payment of \$25.00 per sign made to the City of Walhalla.

Section 10-5. - Monuments.

Permanent monuments shall be placed at the tangent points of curves and at all corners in the exterior boundary of the subdivision (except at such corners that are inaccessible due to topography) and at such other points as may be designated by the city engineer. All monuments shall be set flush with the surface of the ground or finished grade. Monuments shall be of reinforced concrete, 30 inches or more in length and six inches or more in diameter with a metal pin at the point of intersection, or an iron rod (five-eighths inch or more in diameter and 30 or more inches long) completely embedded in concrete.

ARTICLE 11. - BOND AND SURETY

Section 11-1. - Construction bond.

In the event the subdivider elects to defer construction of the improvements required under article 10 until after approval of the final plat, a bond shall be required of the subdivider, the amount and specifications of which shall be approved by zoning administrator, securing to the city the actual construction and installation of such improvements within a period of two years from the date of recording the plat and in accordance with standard specifications of the City of Walhalla. Such bond shall be in cash or be made by a surety company authorized to do business in the State of South Carolina, and shall be made payable to and enforceable by the City of Walhalla, South Carolina. Such bond must equal at least 125 percent of the cost of the required improvements. The surety shall not be released from said bond except by written release from the city council.

Section 11-2. - Maintenance bond.

- a. In any case in which the zoning administrator may have reasonable doubt concerning the stability or proper construction of any improvement required herein, upon his recommendation the city council may require a maintenance bond for a period of two years for maintenance of said improvement. This bond shall be in cash or be made by a surety company authorized to do business in the State of South Carolina.

- b. The subdivider, by agreement with the zoning administrator, shall maintain for a period of nine months the fill and improvements in and over the ditches that were cut for the installation of utilities including storm and sanitary sewers, water, gas and laterals.

ARTICLE 12. - VARIATIONS AND EXCEPTIONS

Section 12-1. - Modifications, variations and waivers.

- a. Whenever strict compliance with these regulations would result in extraordinary hardship or injustice to the subdivider because of unusual topography, unusual size or shape of the property, or unusual conditions in surrounding property or development, the planning commission, acting with the concurrence of the city engineer, may modify, vary or waive such regulations in order that the subdivider may subdivide his property in a reasonable manner provided that such modification, variation or waiver will not nullify the intent or purpose of these subdivision regulations and that the public welfare, interest of the city and the surrounding area shall be protected. Any such variance, together with reasons therefor shall be entered upon the minutes of the planning commission.
- b. In granting modifications, variations or waivers, the planning commission may impose such other reasonable conditions as will, in its judgment, justify such modification, variation or waiver and still maintain the objectives of these regulations.
- c. Each modification, variation or waiver of these regulations sought by a subdivider shall be applied for specifically on forms supplied by the planning commission, a copy of which shall be forwarded to the zoning administrator.

ARTICLE 13. - CHANGES AND AMENDMENTS

Section 13-1. - Amendment procedure.

The city council may amend the regulations or provisions of this ordinance after study and report by the planning commission and the holding of a public hearing as required by law.

ARTICLE 14. - ENFORCEMENT

Section 14-1. - Plat approval required; unlawful sale of lots.

- a. No plat of any subdivision shall be entitled to record with Oconee County, or shall have any validity until it has been approved in the manner prescribed herein.
- b. It shall be unlawful for the owner, or the agent of an owner to transfer or sell any land by reference to or by other use of a plat unless such plat has been approved as prescribed herein. The city may enjoin such transfer, sale, or agreement by appropriate action.

ARTICLE 15. - PENALTY

Section 15-1. - Penalty.

Any violation of these regulations will be a misdemeanor and upon conviction is punishable with a fine of up to \$500 and or 30 days in jail.

ARTICLE 16. - SEPARABILITY AND SEVERABILITY

Should any article, section or provision of these regulations be for any reason held to be void or invalid, it shall not affect the validity of any other article, section or provision hereof which is not itself void or invalid.

ARTICLE 17. - EFFECTIVE DATE

This ordinance shall be in full force and effect 30 days following its passage as provided by law.

ARTICLE 18. – Details and sample drawings. (These will be added when they are completed by the engineer and will strictly follow this ordinance)

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE)

CITY OF WALHALLA)

ORDINANCE 2021-27

AN ORDINANCE TO AMEND ZONING ORDINANCE 2021-17, TO EXTEND THE DOWNTOWN DESIGN OVERLAY.

WHEREAS, the City of Walhalla Zoning Ordinance requires amending in order to establish new boundaries for the Downtown Business District Map and,

WHEREAS, the City of Walhalla would like to amend this map in order to provide regulations for development and to facilitate the walkability of downtown and,

WHEREAS, the City of Walhalla Planning Commission has recommended changes in the ordinance as a result of review by that body and,

Then, Let It Therefore Be Ordained, by the City Council of the City of Walhalla, South Carolina to amend the Downtown Business District Map to include the following area:

The Downtown Business District Map shall now include:

- All areas formerly in the overlay map.
- Areas from Maple Street to John Street and from North Broad Steet to South Broad Street to include all lots touching either North Broad or South Broad Streets.

The new overlay map will include all areas depicted by the following map on the next page.

(This is not the formal map that will be included in the design guidelines)



NOW, THEREFORE, BE IT ORDAINED that the City of Walhalla, South Carolina adopts the Zoning changes to be affixed to the Zoning Ordinance.

DONE, ORDERED AND ADOPTED this ____ day of _____ 2021

ATTEST:

Timothy B. Burton, City Administrator

Danny Edwards, Mayor

Introduced By: _____

First Reading: _____

Second Reading, Public Hearing,
& Adoption: _____

COUNTY OF OCONEE
STATE OF SOUTH CAROLINA
CITY OF WALHALLA

)
)
)

ORDINANCE 2021-28

AN ORDINANCE TO ESTABLISH PREMIUM PAY FOR ESSENTIAL CITY EMPLOYEES IN RESPONSE TO THE COVID-19 VIRUS USING FUNDS RECEIVED UNDER THE AMERICAN RESCUE PLAN (“ARPA”) OF 2021

This Ordinance by the City of Walhalla authorizes Premium Pay for Essential City Government employees for service during the period of March 1, 2020 to June 30, 2022 using funds received from the American Rescue Plan Act of 2021 ("ARPA").

WHEREAS, the American Rescue Plan Act of 2021 was signed into law on March 11, 2021. City of Walhalla, South Carolina has received "ARPA" funding from the United States Treasury via the State of South Carolina. The "ARPA" rules are very specific in limiting the purposes for which jurisdictions may spend the funds. City of Walhalla has identified premium pay for essential government employees as an authorized use of "ARPA" funds.

WHEREAS, "Essential Worker" is "Any work performed by an employee of the state, local or tribal government or workers needed to maintain continuity of operations of critical infrastructure sectors." "Essential Work" is "work involving regular in-person interactions or regular physical handling of items that were also handled by others, but does not include a worker who teleworked from a residence."

WHEREAS, "ARPA" rules encourage entities to provide premium pay for low and moderate income employees. The upper-level cut-off in City of Walhalla allows premium pay to only those employees making less than \$70,000.00 per year. Members of the City Council, appointed committee members, non-employees and persons making more than \$70,000.00 will not receive premium pay.

WHEREAS, City of Walhalla employees continued to provide (and do continue to provide) essential government services during the pandemic at the risk of exposure to COVID-19. The City is losing essential workers to other private and government employers that are paying higher wages. There is a legitimate public need to pay premium pay under the terms of this resolution.

Now therefore, the City of Walhalla City Council hereby authorizes the use of Federal "ARPA" funds to establish and make a payment of premium pay to low to moderate income essential employees who meet the following criteria:

A. Retroactive Premium Pay

1. Employees who were actively employed from March 1, 2020 to December 2, 2021 and are currently employed as of December 2,

2021 are to receive a one-time payment of no more than \$5,000 less standard deductions for taxes subject to the following conditions:

- Tier 2 employees- Employees that had front line contact with persons or materials on a daily or shift basis. Retroactive pay will be calculated for regular and overtime hours worked at a 10% rate of hourly pay. Vacation, Sick, or Holiday hours are not eligible.
- Tier 1 employees- Employees that had contact, but was limited in nature (i.e., office staff). Retroactive pay will be calculated for regular and overtime hours worked at an 6% rate of hourly pay. Vacation, Sick, or Holiday hours are not eligible.

B. Future Premium Pay

1. Employees who are actively employed from December 2, 2021 and are currently employed as of the most current pay period are to receive a payments at time of regular payroll processing of no more than \$5,000 less standard deductions for taxes subject to the following conditions:

- Tier 2 employees- Employees that have front line contact with persons or materials on a daily or shift basis. Premium pay will be calculated for regular and overtime hours worked at an 8% rate of hourly pay. Vacation, Sick, or Holiday hours are not eligible.
- Tier 1 employees- Employees that have contact, but are limited in nature (i.e., office staff). Premium pay will be calculated for regular and overtime hours worked at a 3% rate of hourly pay. Vacation, Sick, or Holiday hours are not eligible.

The City Council hereby instructs Administration and Finance to carry out the terms of this ordinance and make the payments in the next payroll processing cycle.

NOW, THEREFORE, BE IT ORDAINED that the City of Walhalla, South Carolina adopts the Premium Pay Ordinance

DONE, ORDERED AND ADOPTED this ____ day of _____ 2021

Danny Edwards, Mayor

ATTEST:

Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Second Reading, Public Hearing,

& Adoption: _____

STATE OF SOUTH CAROLINA)
)
COUNTY OF OCONEE)
)
CITY OF WALHALLA)
)

ORDINANCE 2021-29

AN ORDINANCE TO REPEAL ORDINANCE 2020-18 AND ADOPT A NEW BUSINESS LICENSE ORDINANCE IN ACCORDANCE WITH THE BUSINESS LICENSE STANDARDIZATION ACT (2020 ACT NO. 176)

WHEREAS, in September 2020, the South Carolina General Assembly adopted the South Carolina Business License Tax Standardization Act (2020 Act No. 176), now codified at S.C. Code Sections 6-1-400 to 6-1-420 (the “Act”); and,

WHEREAS, the Act requires all municipalities and counties that impose a business license tax to adopt a standard business license year of May 1 through April 30; and,

WHEREAS, the Act requires all municipalities and counties that impose a business license tax to utilize the Act’s standardized business license requirements and class schedule; and,

WHEREAS, the Act requires all municipalities and counties to update their business license class schedules every odd year based on the latest available IRS statistics; and,

WHEREAS, in establishing the rates for the business license taxes set out in the 2022 Business License Ordinance, the Council has determined, as contemplated by new S.C. Code section 6-1-400(G)(1) and (2), that, in addition to the sound basis of taxation using IRS statistics on profitability, a rational basis also exists for particularized treatment of certain business subclassifications with individually designated rates, for reasons of economic stimulus or in consideration of the enhanced or disproportionate demands for municipal services or infrastructure: and,

WHEREAS, in order to comply with the requirements of the Act, the City of Walhalla (the “Municipality”) has prepared the attached 2022 Business License Ordinance, which is incorporated herein by this reference,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Walhalla, in Council, duly assembled, as follows:

1. The attached 2022 Business License Ordinance is hereby adopted and shall become effective beginning with the business license period commencing on May 1, 2022 ("the Effective Date").
2. Current City Ordinance 2020-18 related to business licensing shall be repealed and replaced in their entirety beginning with the Effective Date of the 2022 Business License Ordinance on May 1, 2022, with the following exceptions:

- (a) Any ordinances of the City related to collections programs administered by the Municipal Association of South Carolina, including without limitation, the Insurance Tax Collection Program (ITCP), the Brokers Tax Collection Program (BTCP), the Telecommunications Tax Collection Program (TTCP), and Setoff Debt Collection Program, shall remain in full force and effect in accordance with their terms except to the extent specifically amended by the 2022 Business License Ordinance, and
 - (b) The repeal shall not affect any previous or pending prosecution or civil action for enforcement of the repealed ordinances or City Code sections, or for collection of any business license taxes or penalties or interest arising from the repealed ordinances or City Code sections, and neither shall the repeal prevent such a prosecution or civil action from being commenced for any violation occurring prior to the repealing of the ordinances or City Code sections.
3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this Ordinance.
 4. If any section, subsection, or clause of this Ordinance or the attached 2022 Business License Ordinance shall be deemed or determined to be unconstitutional or otherwise invalid, the validity of the remaining section, subsections, and clauses shall not be affected thereby.

Following adoption of this Ordinance on its second and final reading, the attached 2022 Business License Ordinance, along with the remaining provisions of this Ordinance, shall become effective, as provided above, beginning with the business license period commencing on May 1, 2022.

DONE IN MEETING DULY ASSEMBLED, this _____ day of _____ 2021.

 Danny Edwards, Mayor

Attest:

 Timothy B. Burton, City Administrator

Introduced by: _____

First Reading: _____

Second Reading, Public Hearing and Adoption: _____

2022 BUSINESS LICENSE ORDINANCE

Section 1. License Required. Every person engaged or intending to engage in any business, calling, occupation, profession, or activity engaged in with the object of gain, benefit, or advantage, in whole or in part within the limits of the City of Walhalla, South Carolina, is required to pay an annual license tax for the privilege of doing business and obtain a business license as herein provided.

Section 2. Definitions. The following words, terms, and phrases, when used in this ordinance, shall have the meaning ascribed herein. Defined terms are not capitalized when used in this ordinance unless the context otherwise requires.

“Business” means any business, calling, occupation, profession, or activity engaged in with the object of gain, benefit, or advantage, either directly or indirectly.

“Charitable Organization” means an organization that is determined by the Internal Revenue Service to be exempt from Federal income taxes under 26 U.S.C. Section 501(c)(3), (4), (6), (7), (8), (10) or (19).

“Charitable Purpose” means a benevolent, philanthropic, patriotic, or eleemosynary purpose that does not result in personal gain to a sponsor, organizer, officer, director, trustee, or person with ultimate control of the organization.

“Classification” means that division of businesses by NAICS codes subject to the same license rate as determined by a calculated index of ability to pay based on national averages, benefits, equalization of tax burden, relationships of services, or other basis deemed appropriate by the Council.

“Council” means the City Council of the City of Walhalla

“Domicile” means a principal place from which the trade or business of a licensee is conducted, directed, or managed. For purposes of this ordinance, a licensee may be deemed to have more than one domicile.

“Gross Income” means the gross receipts or gross revenue of a business, received or accrued, for one calendar or fiscal year collected or to be collected from business done within the Municipality. If the licensee has a domicile within the Municipality, business done within the Municipality shall include all gross receipts or revenue received or accrued by such licensee. If the licensee does not have a domicile within the Municipality, business done within the Municipality shall include only gross receipts or revenue received or accrued within the Municipality. In all cases, if the licensee pays a business license tax to another county or municipality, then the licensee’s gross income for the purpose of computing the tax within the Municipality must be reduced by the amount of revenues or receipts taxed in the other county or municipality and fully reported to the Municipality. Gross income for business license tax purposes shall not include taxes collected for a governmental entity, escrow funds, or funds that are the property of a third party. The value of bartered goods or trade-in merchandise shall be included in gross income. The gross receipts or gross revenues for business license purposes may be verified by inspection of returns and reports filed with the Internal Revenue Service, the South Carolina Department of Revenue, the South Carolina Department of Insurance, or other

government agencies. In calculating gross income for certain businesses, the following rules shall apply:

- A. Gross income for agents shall be calculated on gross commissions received or retained, unless otherwise specified. If commissions are divided with other brokers or agents, then only the amount retained by the broker or agent is considered gross income.
- B. Except as specifically required by S.C. Code § 38-7-20, gross income for insurance companies shall be calculated on gross premiums written.
- C. Gross income for manufacturers of goods or materials with a location in the Municipality shall be calculated on the lesser of (i) gross revenues or receipts received or accrued from business done at the location, (ii) the amount of income allocated and apportioned to that location by the business for purposes of the business's state income tax return, or (iii) the amount of expenses attributable to the location as a cost center of the business. Licensees reporting gross income under this provision shall have the burden to establish the amount and method of calculation by satisfactory records and proof. Manufacturers include those taxpayers reporting a manufacturing principal business activity code on their federal income tax returns.

"License Official" means a person designated to administer this ordinance. Notwithstanding the designation of a primary license official, the Municipality may designate one or more alternate license officials to administer particular types of business licenses, including without limitation for business licenses issued to businesses subject to business license taxes under Article 20, Chapter 9, Title 58, and Chapters 7 and 45, Title 38, of the South Carolina Code.

"Licensee" means the business, the person applying for the license on behalf of the business, an agent or legal representative of the business, a person who receives any part of the net profit of the business, or a person who owns or exercises control of the business.

"Municipality" means the City of Walhalla, South Carolina.

"NAICS" means the North American Industry Classification System for the United States published under the auspices of the Federal Office of Management and Budget.

"Person" means any individual, firm, partnership, limited liability partnership, limited liability company, cooperative non-profit membership, corporation, joint venture, association, estate, trust, business trust, receiver, syndicate, holding company, or other group or combination acting as a unit, in the singular or plural, and the agent or employee having charge or control of a business in the absence of the principal.

Section 3. Purpose and Duration. The business license required by this ordinance is for the purpose of providing such regulation as may be required for the business subject thereto and for the purpose of raising revenue for the general fund through a privilege tax. Except as set forth below for business licenses issued to contractors with respect to specific construction projects, each yearly license shall be issued for the twelve-month period of May 1 to April 30. A business license issued for a construction contract may, at the request of the licensee, be stated to expire at the completion of the construction project; *provided*, any such business license may require that the licensee file, by each April 30 during the continuation of the construction project, a

statement of compliance, including but not limited to a revised estimate of the value of the contract. If any revised estimate of the final value of such project exceeds the amount for which the business license was issued, the licensee shall be required to pay a license fee at the then-prevailing rate on the excess amount. The provisions of this ordinance and the rates herein shall remain in effect from year to year as amended by the Council.

Section 4. Business License Tax, Refund.

- A. The required business license tax shall be paid for each business subject hereto according to the applicable rate classification on or before the due date of the 30th day of April in each year, except for those businesses in Rate Class 8 for which a different due date is specified. Late payments shall be subject to penalties as set forth in Section 12 hereof, except that admitted insurance companies may pay before June 1 without penalty.
- B. A separate license shall be required for each place of business and for each classification or business conducted at one place. If gross income cannot be separated for classifications at one location, the business license tax shall be computed on the combined gross income for the classification requiring the highest rate. The business license tax must be computed based on the licensee's gross income for the calendar year preceding the due date, for the licensee's twelve-month fiscal year preceding the due date, or on a twelve-month projected income based on the monthly average for a business in operation for less than one year. The business license tax for a new business must be computed on the estimated probable gross income for the balance of the license year. A business license related to construction contract projects may be issued on a per-project basis, at the option of the taxpayer. No refund shall be made for a business that is discontinued.
- C. A licensee that submits a payment greater than the amount owed may request a refund. To be considered, a refund request must be submitted in writing to the Municipality before the June 1 immediately following the April 30 on which the payment was due and must be supported by adequate documentation supporting the refund request. The Municipality shall approve or deny the refund request, and if approved shall issue the refund to the business, within thirty days after receipt of the request.

Section 5. Registration Required.

- A. The owner, agent, or legal representative of every business subject to this ordinance, whether listed in the classification index or not, shall register the business and make application for a business license on or before the due date of each year; *provided*, a new business shall be required to have a business license prior to operation within the Municipality, and an annexed business shall be required to have a business license within thirty (30) days of the annexation. A license for a bar (NAICS 722410) must be issued in the name of the individual who has been issued the corresponding state alcohol, beer, or wine permit or license and will have actual control and management of the business.
- B. Application shall be on the then-current standard business license application as established and provided by the Director of the South Carolina Revenue and Fiscal Affairs Office and shall be accompanied by all information about the applicant, the licensee, and

the business deemed appropriate to carry out the purpose of this ordinance by the license official. Applicants may be required to submit copies of portions of state and federal income tax returns reflecting gross receipts and gross revenue figures.

- C. The applicant shall certify under oath that the information given in the application is true, that the gross income is accurately reported (or estimated for a new business) without any unauthorized deductions, and that all assessments, personal property taxes on business property, and other monies due and payable to the Municipality have been paid.
- D. The Municipality shall allow application, reporting, calculation, and payment of business license taxes through the business license tax portal hosted and managed by the South Carolina Revenue and Fiscal Affairs Office, subject to the availability and capability thereof. Any limitations in portal availability or capability do not relieve the applicant or Licensee from existing business license or business license tax obligations.

Section 6. Deductions, Exemptions, and Charitable Organizations.

- A. No deductions from gross income shall be made except income earned outside of the Municipality on which a license tax is paid by the business to some other municipality or county and fully reported to the Municipality, taxes collected for a governmental entity, or income which cannot be included for computation of the tax pursuant to state or federal law. Properly apportioned income from business in interstate commerce shall be included in the calculation of gross income and is not exempted. The applicant shall have the burden to establish the right to exempt income by satisfactory records and proof.
- B. No person shall be exempt from the requirements of the ordinance by reason of the lack of an established place of business within the Municipality, unless exempted by state or federal law. The license official shall determine the appropriate classification for each business in accordance with the latest issue of NAICS. No person shall be exempt from this ordinance by reason of the payment of any other tax, unless exempted by state law, and no person shall be relieved of liability for payment of any other tax or fee by reason of application of this ordinance.
- C. Wholesalers are exempt from business license taxes unless they maintain warehouses or distribution establishments within the Municipality. A wholesale transaction involves a sale to an individual who will resell the goods and includes delivery of the goods to the reseller. It does not include a sale of goods to a user or consumer.
- D. A charitable organization shall be exempt from the business license tax on its gross income unless it is deemed a business subject to a business license tax on all or part of its gross income as provided in this section. A charitable organization, or any affiliate of a charitable organization, that reports income from for-profit activities or unrelated business income for federal income tax purposes to the Internal Revenue Service shall be deemed a business subject to a business license tax on the part of its gross income from such for-profit activities or unrelated business income.
- E. A charitable organization shall be deemed a business subject to a business license tax on its total gross income if (1) any net proceeds of operation, after necessary expenses of

operation, inure to the benefit of any individual or any entity that is not itself a charitable organization as defined in this ordinance, or (2) any net proceeds of operation, after necessary expenses of operation, are used for a purpose other than a charitable purpose as defined in this ordinance. Excess benefits or compensation in any form beyond fair market value to a sponsor, organizer, officer, director, trustee, or person with ultimate control of the organization shall not be deemed a necessary expense of operation.

Section 7. False Application Unlawful. It shall be unlawful for any person subject to the provisions of this ordinance to make a false application for a business license or to give or file, or direct the giving or filing of, any false information with respect to the license or tax required by this ordinance.

Section 8. Display and Transfer.

- A. All persons shall display the license issued to them on the original form provided by the license official in a conspicuous place in the business establishment at the address shown on the license. A transient or non-resident shall carry the license upon his person or in a vehicle used in the business readily available for inspection by any authorized agent of the Municipality.
- B. A change of address must be reported to the license official within ten (10) days after removal of the business to a new location and the license will be valid at the new address upon written notification by the license official and compliance with zoning and building codes. Failure to obtain the approval of the license official for a change of address shall invalidate the license and subject the licensee to prosecution for doing business without a license. A business license shall not be transferable, and a transfer of controlling interest shall be considered a termination of the old business and the establishment of a new business requiring a new business license, based on old business income.

Section 9. Administration of Ordinance. The license official shall administer the provisions of this ordinance, collect business license taxes, issue licenses, make or initiate investigations and audits to ensure compliance, initiate denial or suspension and revocation procedures, report violations to the municipal attorney, assist in prosecution of violators, produce forms, undertake reasonable procedures relating to the administration of this ordinance, and perform such other duties as may be duly assigned.

Section 10. Inspection and Audits.

- A. For the purpose of enforcing the provisions of this ordinance, the license official or other authorized agent of the Municipality is empowered to enter upon the premises of any person subject to this ordinance to make inspections and to examine and audit books and records. It shall be unlawful for any such person to fail or refuse to make available the necessary books and records. In the event an audit or inspection reveals that the licensee has filed false information, the costs of the audit shall be added to the correct business license tax and late penalties in addition to other penalties provided herein. Each day of failure to pay the proper amount of business license tax shall constitute a separate offense.
- B. The license official shall have the authority to make inspections and conduct audits of businesses to ensure compliance with the ordinance. Financial information obtained by inspections and audits shall not be deemed public records, and the license official shall not release the amount of business license taxes paid or the reported gross income of any person by name without written permission of the licensee, except as authorized by this ordinance, state or federal law, or proper judicial order. Statistics compiled by classifications are public records.

Section 11. Assessments, Payment under Protest, Appeal.

- A. Assessments, payments under protest, and appeals of assessment shall be allowed and conducted by the Municipality pursuant to the provisions of S.C. Code § 6-1-410, as amended. In preparing an assessment, the license official may examine such records of the business or any other available records as may be appropriate and conduct such investigations and statistical surveys as the license official may deem appropriate to assess a business license tax and penalties as provided herein.
- B. The license official shall establish a uniform local procedure consistent with S.C. Code § 6-1-410 for hearing an application for adjustment of assessment and issuing a notice of final assessment; provided that for particular types of business licenses, including without limitation for business licenses issued to businesses subject to business license taxes under Article 20, Chapter 9, Title 58, and Chapters 7 and 45, Title 38, of the South Carolina Code, the Municipality, by separate ordinance, may establish a different procedure and may delegate one or more rights, duties, and functions hereunder to the Municipal Association of South Carolina.

Section 12. Delinquent License Taxes, Partial Payment.

- A. For non-payment of all or any part of the correct business license tax, the license official shall impose and collect a late penalty of five (5%) percent of the unpaid tax for each month or portion thereof after the due date until paid. Penalties shall not be waived. If any business license tax remains unpaid for sixty (60) days after its due date, the license official shall report it to the municipal attorney for appropriate legal action.
- B. Partial payment may be accepted by the license official to toll imposition of penalties on the portion paid; *provided*, however, no business license shall be issued or renewed until the full amount of the tax due, with penalties, has been paid.

Section 13. Notices. The license official may, but shall not be required to, mail written notices that business license taxes are due. If notices are not mailed, there shall be published a notice of the due date in a newspaper of general circulation within the Municipality three (3) times prior to the due date in each year. Failure to receive notice shall not constitute a defense to prosecution for failure to pay the tax due or grounds for waiver of penalties.

Section 14. Denial of License. The license official may deny a license to an applicant when the license official determines:

- A. The application is incomplete or contains a misrepresentation, false or misleading statement, or evasion or suppression of a material fact;
- B. The activity for which a license is sought is unlawful or constitutes a public nuisance *per se* or *per accidens*;
- C. The applicant, licensee, prior licensee, or the person in control of the business has been convicted within the previous ten years of an offense under a law or ordinance regulating business, a crime involving dishonest conduct or moral turpitude related to a business or a subject of a business, or an unlawful sale of merchandise or prohibited goods;
- D. The applicant, licensee, prior licensee, or the person in control of the business has engaged in an unlawful activity or nuisance related to the business or to a similar business in the Municipality or in another jurisdiction;
- E. The applicant, licensee, prior licensee, or the person in control of the business is delinquent in the payment to the Municipality of any tax or fee;
- F. A licensee has actual knowledge or notice, or based on the circumstances reasonably should have knowledge or notice, that any person or employee of the licensee has committed a crime of moral turpitude on the business premises, or has permitted any person or employee of the licensee to engage in the unlawful sale of merchandise or prohibited goods on the business premises and has not taken remedial measures necessary to correct such activity; or
- G. The license for the business or for a similar business of the licensee in the Municipality or another jurisdiction has been denied, suspended, or revoked in the previous license year.

A decision of the license official shall be subject to appeal as herein provided. Denial shall be written with reasons stated.

Section 15. Suspension or Revocation of License. When the license official determines:

- A. A license has been mistakenly or improperly issued or issued contrary to law;
- B. A licensee has breached any condition upon which the license was issued or has failed to comply with the provisions of this ordinance;
- C. A licensee has obtained a license through a fraud, misrepresentation, a false or misleading statement, or evasion or suppression of a material fact in the license application;
- D. A licensee has been convicted within the previous ten years of an offense under a law or ordinance regulating business, a crime involving dishonest conduct or moral turpitude

related to a business or a subject of a business, or an unlawful sale of merchandise or prohibited goods;

E. A licensee has engaged in an unlawful activity or nuisance related to the business; or

F. A licensee is delinquent in the payment to the Municipality of any tax or fee,

the license official may give written notice to the licensee or the person in control of the business within the Municipality by personal service or mail that the license is suspended pending a single hearing before Council or its designee for the purpose of determining whether the suspension should be upheld and the license should be revoked.

The written notice of suspension and proposed revocation shall state the time and place at which the hearing is to be held, and shall contain a brief statement of the reasons for the suspension and proposed revocation and a copy of the applicable provisions of this ordinance.

Section 16. Appeals to Council or its Designee.

A. Except with respect to appeals of assessments under Section 11 hereof, which are governed by S.C. Code § 6-1-410, any person aggrieved by a determination, denial, or suspension and proposed revocation of a business license by the license official may appeal the decision to the Council or its designee by written request stating the reasons for appeal, filed with the license official within ten (10) days after service by mail or personal service of the notice of determination, denial, or suspension and proposed revocation.

B. A hearing on an appeal from a license denial or other determination of the license official and a hearing on a suspension and proposed revocation shall be held by the Council or its designee within ten (10) business days after receipt of a request for appeal or service of a notice of suspension and proposed revocation. The hearing shall be held upon written notice at a regular or special meeting of the Council, or, if by designee of the Council, at a hearing to be scheduled by the designee. The hearing may be continued to another date by agreement of all parties. At the hearing, all parties shall have the right to be represented by counsel, to present testimony and evidence, and to cross-examine witnesses. The proceedings shall be recorded and transcribed at the expense of the party so requesting. The rules of evidence and procedure prescribed by Council or its designee shall govern the hearing. Following the hearing, the Council by majority vote of its members present, or the designee of Council if the hearing is held by the designee, shall render a written decision based on findings of fact and conclusions on application of the standards herein. The written decision shall be served, by personal service or by mail, upon all parties or their representatives and shall constitute the final decision of the Municipality.

C. Timely appeal of a decision of Council or its designee does not effectuate a stay of that decision. The decision of the Council or its designee shall be binding and enforceable unless overturned by an applicable appellate court after a due and timely appeal.

- D. For business licenses issued to businesses subject to business license taxes under Article 20, Chapter 9, Title 58, and Chapters 7 and 45, Title 38, of the South Carolina Code, the Municipality may establish a different procedure by ordinance.

Section 17. Consent, franchise, or license required for use of streets.

- A. It shall be unlawful for any person to construct, install, maintain, or operate in, on, above, or under any street or public place under control of the Municipality any line, pipe, cable, pole, structure, or facility for utilities, communications, cablevision, or other purposes without a consent agreement or franchise agreement issued by the Council by ordinance that prescribes the term, fees, and conditions for use.
- B. The annual fee for use of streets or public places authorized by a consent agreement or franchise agreement shall be set by the ordinance approving the agreement and shall be consistent with limits set by state law. Existing franchise agreements shall continue in effect until expiration dates in the agreements. Franchise and consent fees shall not be in lieu of or be credited against business license taxes unless specifically provided by the franchise or consent agreement.

Section 18. Confidentiality. Except in accordance with proper judicial order or as otherwise provided by law, no official or employee of the Municipality may divulge or make known in any manner the amount of income or any financial particulars set forth or disclosed in any report or return required under this ordinance. Nothing in this section shall be construed to prohibit the publication of statistics so classified as to prevent the identification of particular reports or returns. Any license data may be shared with other public officials or employees in the performance of their duties, whether or not those duties relate to enforcement of this ordinance.

Section 19. Violations. Any person violating any provision of this ordinance shall be deemed guilty of an offense and shall be subject to a fine of up to \$500.00 or imprisonment for not more than thirty (30) days or both, upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent taxes, penalties, and costs provided for in this ordinance.

Section 20. Severability. A determination that any portion of this ordinance is invalid or unenforceable shall not affect the remaining portions. To the extent of any conflict between the provisions of this ordinance and the provisions of the South Carolina Business License Tax Standardization Act, as codified at S.C. Code §§ 6-1-400 *et seq.*, the standardization act shall control.

Section 21. Classification and Rates.

- A. The business license tax for each class of businesses subject to this ordinance shall be computed in accordance with the current business license rate schedule, designated as Appendix A to this ordinance, which may be amended from time to time by the Council.
- B. The current business license class schedule is attached hereto as Appendix B. Hereafter, no later than December 31 of each odd year, the Municipality shall adopt, by ordinance, the latest standardized business license class schedule as recommended by the Municipal Association of South Carolina and adopted by the Director of the South Carolina Revenue

and Fiscal Affairs Office. Upon adoption by the Municipality, the revised business license class schedule shall then be appended to this ordinance as a replacement Appendix B.

- C. The classifications included in each rate class are listed with NAICS codes, by sector, sub-sector, group, or industry. The business license class schedule (Appendix B) is a tool for classification and not a limitation on businesses subject to a business license tax. The classification in the most recent version of the business license class schedule adopted by the Council that most specifically identifies the subject business shall be applied to the business. The license official shall have the authority to make the determination of the classification most specifically applicable to a subject business.
- D. A copy of the class schedule and rate schedule shall be filed in the office of the municipal clerk.

APPENDIX A: BUSINESS LICENSE RATE SCHEDULE

RATE CLASS	INCOME: \$0 - \$2,000	INCOME OVER \$2,000
	BASE RATE	RATE PER \$1,000 OR FRACTION THEREOF
1	\$40	\$1.05
2	\$45	\$1.15
3	\$50	\$1.25
4	\$55	\$1.35
5	\$60	\$1.45
6	\$65	\$1.55
7	\$70	\$1.65
8.1	\$60	\$1.50
8.2	Set by state statute	
8.3	MASC Telecommunications	
8.4	MASC Insurance	
8.51	\$12.50 + \$12.50 per machine	
8.52	\$12.50 + \$180.00 per machine	
8.6	\$5.00 -OR- \$12.50 per table	
9.30	\$25	\$1.35
9.41	\$9.42	\$1.35
9.42	\$25	\$1.35
9.70	\$75	\$3.50

NON-RESIDENT RATES

Unless otherwise specifically provided, all taxes and rates shall be doubled for nonresidents and itinerants having no fixed principal place of business within the Municipality.

DECLINING RATES

Declining Rates apply in all Classes for gross income in excess of \$1,000,000, unless otherwise specifically provided for in this ordinance.

<u>Gross Income in \$ Millions</u>	<u>Percent of Class Rate for each additional \$1,000</u>
0 - 1	100%
1 - 2	90%
2 - 3	80%
3 - 4	70%
OVER 4	60%

CLASS 8 RATES

Each NAICS number designates a separate subclassification. The businesses in this section are treated as separate and individual subclasses due to provisions of state law, regulatory requirements, service burdens, tax equalization considerations, and other factors that are deemed sufficient to require individually determined rates. In accordance with state law, the Municipality also may provide for reasonable subclassifications for rates, described by an NAICS sector, subsector, or industry, that are based on particularized considerations as needed for economic stimulus or for the enhanced or disproportionate demands on municipal services or infrastructure.

Non-resident rates do not apply except where indicated.

8.1 NAICS 230000 – Contractors, Construction, All Types [Non-resident rates apply].

Resident rates, for contractors having a permanent place of business within the Municipality:

Minimum on first \$2,000	\$ 60 PLUS
Each additional 1,000.....	\$ 1.50

Non-resident rates apply to contractors that do not have a permanent place of business within the Municipality. A trailer at the construction site or structure in which the contractor temporarily resides is not a permanent place of business under this ordinance.

No contractor shall be issued a business license until all state and municipal qualification examination and trade license requirements have been met. Each contractor shall post a sign in plain view on each job identifying the contractor with the job.

Sub-contractors shall be licensed on the same basis as general or prime contractors for the same job. No deductions shall be made by a general or prime contractor for value of work performed by a sub-contractor.

No contractor shall be issued a business license until all performance and indemnity bonds required by the Building Code have been filed and approved. Zoning permits must be obtained when required by the Zoning Ordinance.

Each prime contractor shall file with the License Official a list of sub-contractors furnishing labor or materials for each project.

For licenses issued on a per-job basis, the total tax for the full amount of the contract shall be paid prior to commencement of work and shall entitle the contractor to complete the job without regard to the normal license expiration date. An amended report shall be filed for each new job and the appropriate additional license fee per \$1,000 of the contract amount shall be paid prior to commencement of new work. Only one base tax shall be paid in a license year. Licensees holding a per-job license shall file, by each April 30 during the continuation of the construction project, a statement of compliance, including but not limited to a revised estimate of the value of the contract. If any revised estimate of the final value of such project exceeds the amount for

which the business license was issued, the licensee shall be required to pay a license fee at the then-prevailing rate on the excess amount.

8.2 NAICS 482 – Railroad Companies (See S.C. Code § 12-23-210).

8.3 NAICS 517311, 517312 – Telephone Companies.

With respect to “retail telecommunications services” as defined in S. C. Code § 58-9-2200, the Municipality participates in a collections program administered by the Municipal Association of South Carolina. The Municipality has approved participation in the collections program by separate ordinance (the “Telecommunications Collections Ordinance”). The rates, terms, conditions, dates, penalties, appeals process, and other details of the business license applicable to retail telecommunications services are set forth in the Telecommunications Collections Ordinance.

8.4 NAICS 5241 and 5242 – Insurance Companies and Brokers:

Independent agents, brokers, and their employees are subject to a business license tax based on their natural class. With respect to insurers subject to license fees and taxes under Chapter 7 of Title 38 and to brokers under Chapter 45 of Title 38, the Municipality participates in a collections program administered by the Municipal Association of South Carolina. The Municipality has approved participation in the collections program by separate ordinance (the “Insurers and Brokers Collections Ordinance”). The rates, terms, conditions, dates, penalties, appeals process, and other details of the business license applicable to insurers and brokers are set forth in the Insurers and Brokers Collections Ordinance.

8.51 NAICS 713120 – Amusement Machines, coin operated (except gambling). Music machines, juke boxes, kiddy rides, video games, pin tables with levers, and other amusement machines with or without free play feature licensed by SC Department of Revenue pursuant to S.C. Code §12-21-2720(A)(1) and (A)(2) **[Type I and Type II]**.

For operation of all machines (not on gross income), pursuant to S.C. Code §12-21-2746:

Per Machine	\$12.50 PLUS
Business license	\$12.50

Distributors that sell or lease machines and are not licensed by the state as an operator pursuant to §12-21-2728 are not subject to Subclass 8.51.

8.52 NAICS 713290 – Amusement Machines, coin operated, non-payout. Amusement machines of the non-payout type or in-line pin game licensed by SC Department of Revenue pursuant to S.C. Code §12-21-2720(A)(3) **[Type III]**.

For operation of all machines (not on gross income), pursuant to S.C. Code §12-21-2720(B):

Per Machine \$180.00 PLUS
 Business license \$12.50

Distributors that sell or lease machines and are not licensed by the state as an operator pursuant to §12-21-2728 are not subject to Subclass 8.52.

8.6 NAICS 713990 – Billiard or Pool Rooms, all types. (A) Pursuant to SC Code § 12-21-2746, license tax of \$5.00 per table measuring less than 3½ feet wide and 7 feet long, and \$12.50 per table longer than that; PLUS, (B) with respect to gross income from the entire business in addition to the tax authorized by state law for each table:

CLASS 9 RATES

9.3 NAICS 4411, 4412 – Automotive, Motor Vehicles, Boats, Farm Machinery or Retail.

(except auto supply stores - see 4413)

Minimum on first \$2,000 \$_____ PLUS
 Per \$1,000, or fraction, over \$2,000.....\$_____

One sales lot not more than 400 feet from the main showroom may be operated under this license provided that proceeds from sales at the lot are included in gross receipts at the main office when both are operated under the same name and ownership.

Gross receipts for this classification shall include value of trade-ins. Dealer transfers or internal repairs on resale items shall not be included in gross income.

NAICS 454390 – Peddlers, Solicitors, Canvassers, Door-To-Door Sales.

Direct retail sales of merchandise. [Non-resident rates apply]

9.41 Regular activities [more than two sale periods of more than three days each per year]

Minimum on first \$2,000 \$_____ PLUS
 Per \$1,000, or fraction, over \$2,000.....\$_____

9.42 Seasonal activities [not more than two sale periods of not more than three days each year, separate license required for each sale period]

Minimum on first \$2,000 \$_____ PLUS

Per \$1,000, or fraction, over \$2,000.....\$_____

Applicants for a license to sell on private property must provide written authorization from the property owner to use the intended location.

9.7 **NAICS 722410 – Drinking Places, bars, lounges, cabarets** (Alcoholic beverages consumed on premises).

Minimum on first \$2,000 \$_____ PLUS

Per \$1,000, or fraction, over \$2,000.....\$_____

License must be issued in the name of the individual who has been issued a State alcohol, beer or wine permit or license and will have actual control and management of the business.

Business License Class Schedule by NAICS Code

Appendix B

NAICS Sector/Subsector	Industry Sector	Class
11	Agriculture, forestry, hunting and fishing	2.00
21	Mining	4.00
23	Construction	8.10
31-33	Manufacturing	2.00
42	Wholesale trade	1.00
44-45	Retail trade	1.00
4411	Automobile Dealers	9.30
4412	Other Motor Vehicle Dealers	9.30
454390	Other Direct Selling Establishments (Peddlers)	9.41 & 9.42
48-49	Transportation and warehousing	2.00
482	Rail Transportation	8.20
51	Information	4.00
517311	Wired Telecommunications Carriers	8.30
517312	Wireless Telecommunications Carriers (except Satellite)	8.30
52	Finance and insurance	7.00
5241	Insurance Carriers	8.40
5242	Insurance Brokers for non-admitted Insurance Carriers	8.40
53	Real estate and rental and leasing	7.00
54	Professional, scientific, and technical services	5.00
55	Management of companies	7.00
56	Administrative and support and waste management and remediation services	4.00
61	Educational services	4.00
62	Health care and social assistance	4.00
71	Arts, entertainment, and recreation	3.00
713120	Amusement Parks and Arcades (per machine)	8.51
713290	Nonpayout Amusement Machines (per machine)	8.52
713990	All Other Amusement and Recreational Industries (pool tables)	8.60
721	Accommodation	3.00
722	Food services and drinking places	1.00
722410	Drinking Places (Alcoholic Beverages)	9.70
81	Other services	5.00

STATE OF SOUTH CAROLINA)
COUNTY OF OCONEE)
CITY OF WALHALLA)

ORDINANCE 2021-25

ESTABLISHING A POLICY OF THE CITY OF WALHALLA REGARDING THE HANDLING OF REQUESTS FOR PUBLIC RECORDS UNDER THE SOUTH CAROLINA FREEDOM OF INFORMATION ACT, AND OTHER MATTERS RELATED THERETO.

WHEREAS, the City Council of the City of Walhalla (the “*Council*”), the governing body of the City of Walhalla, South Carolina (the “*City*”), recognizes the findings of the General Assembly of South Carolina that it is vital in a democratic society that public business be performed in an open and public manner so that citizens shall be advised of the performance of public officials and of the decisions that are reached in public activity and in the formulation of public policy; and

WHEREAS, in order to ensure that the City conducts public business in an open and public manner, it shall be the policy of the City to comply with both the letter and the spirit of the Freedom of Information Act (“*FOIA*”), as codified at §§ 30-4-10 *et seq.* of the Code of Laws of South Carolina 1976, as amended.

WHEREAS, the Council has determined that a formal City policy regarding the submission and processing of requests for access to public records under FOIA, including a form to be used for the submission of requests and a certification of fulfilment of said requests (respectively, the “*FOIA Policy*,” the “*Request Form*,” and the “*Certification*”), attached hereto as **Exhibit A**, should be amended to provide the public and City employees with clear requirements and practices that will permit the City to operate in an open and public manner.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Walhalla, as set forth below:

Section 1. Pursuant to the findings above, the Council hereby adopts its Policy Regarding Requests for Public Records Under the Freedom of Information Act (the “*Policy*”), a copy of which is attached hereto.

Section 2. In adopting the Policy, the Council has determined that the “Fee Schedule for Staff Time and Copies” included in the Policy is an accurate reflection of the actual cost of searching for and making copies of records. The schedule has been initially approved by the terms of this ordinance, but may be updated in the reasonable discretion of the Council by subsequent ordinance or by the approval of its annual budget ordinance.

Section 3. In approving this Ordinance and the Policy, the Council expressly adopts any and all exemptions, restrictions and limitations from disclosure contained within FOIA as may be amended from time to time, and any additional exemptions, restrictions or limitations from disclosure that may be provided for now or in the future under South Carolina or Federal law.

Section 4. The Policy is effective immediately upon the second reading and adoption of this Ordinance.

DONE AND ADOPTED ON THE ____TH DAY OF ____ 2021.

CITY OF WALHALLA, SOUTH
CAROLINA

(SEAL)

Danny Edwards, Mayor

ATTEST:

Timothy B. Burton, City Administrator

Introduced _____

First Reading _____

Second Reading, Public Hearing,
& Adoption _____

EXHIBIT A

FOIA POLICY AND REQUEST FORM

CITY OF WALHALLA, SOUTH CAROLINA

POLICY REGARDING REQUESTS FOR PUBLIC RECORDS UNDER THE FREEDOM OF INFORMATION ACT

Policy Statement: The City Council (the “*Council*”) of the City of Walhalla, South Carolina (the “*City*”) recognizes the findings of the General Assembly of South Carolina that it is vital in a democratic society that public business be performed in an open and public manner so that citizens shall be advised of the performance of public officials and of the decisions that are reached in public activity and in the formulation of public policy. In order to ensure that the City conducts public business in an open and public manner, it shall be the policy of the City to comply with both the letter and the spirit of the South Carolina Freedom of Information Act (“*FOIA*”), as codified at Sections 30-4-10 *et seq.* of the Code of Laws of South Carolina 1976, as amended, in regards to the processing of requests for access to public records (this “*Policy*”).

Making a FOIA Request: All requests for public documents pursuant to FOIA, except for those described below, must be made *in writing* and submitted either (i) in person at the Walhalla City Hall, 206 North Church Street, Walhalla, SC 29691; (ii) by mail to City of Walhalla, Attn: City Administrator, P.O. Box 1099, Walhalla, SC 29691; or (iii) by electronic mail. Ideally, requests shall be made using the FOIA Request Form (the “*Request Form*”) provided by the City and made available to the public, a copy of which is attached hereto. Requests made by letter or in some other written form shall contain substantially the same information provided for on the Request Form. If a request is submitted by fax, the requesting individual may be instructed to submit the request using one of the approved methods set forth in this Policy. In order to ensure the most accurate and prompt response, requests should be as detailed, specific, and descriptive as possible. With the exception of the records detailed below, a minimum charge of \$3.00 is applied to all FOIA requests to compensate the City for the cost of the staff time and materials necessary to respond to even the most minimal request.

Requests to inspect the following public records need not be in writing provided the requestor appears at the appropriate City office in-person and within normal City business hours:

1. Minutes of all public meetings of the City for the preceding (6) six months;
2. Reports from the preceding fourteen (14) days which disclose the nature, substance, and location of any crime or alleged crime reported as having been committed (with the exception of records regarding juveniles);
3. Documents identifying persons confined in any jail, detention center, or prison for the preceding (3) three months (with the exception of records regarding juveniles); and
4. Documents produced by the City or its agent that were distributed to or reviewed by a member of the public body during a public meeting for the preceding (6) six months.

Processing FOIA Requests: Where any City employee receives any written request for public records, the request should immediately be stamped with the date of receipt and delivered to the City Administrator. The City Administrator should evaluate FOIA requests based upon the statutory requirements of FOIA with regards to any applicable exemptions, federal restrictions on disclosure, or limitations on the commercial use of data. However, the presumption in evaluating FOIA requests should be in favor of disclosing the requested records. Where an exemption to FOIA could possibly permit the City Administrator to decide

not to disclose the requested records, the City Administrator should consult with an attorney (as retained by the City) to determine if the exemption applies and whether the City should decline to disclose the records based upon the exemption.

Initial Response Deadlines: The City Administrator must respond to all FOIA requests within the time frames outlined below:

<u>Document Age</u>	<u>Response time</u>
Less than 24 months old	Within 10 business days
More than 24 months old	Within 20 business days

It shall be the policy of the City to respond to FOIA requests as quickly as possible. Where possible, the response to the request should include the requested records. Otherwise, the response should either inform the requestor that the requested records will be made available, along with the means of obtaining them and any additional costs that will be charged for making the records available, or it should inform the requestor that the requested records fall under an exemption to FOIA and will not be disclosed. The initial response shall constitute the final determination of the City as to whether records are available and subject in whole to an exemption under FOIA, but will not constitute a final opinion as to whether portions of the requested documents are subject to redaction under a FOIA exemption.

Production Deadlines: For all granted requests, the City shall furnish the records within the time frames outlined below, as measured from the date of initial or response or, where applicable, the payment of a deposit.

<u>Document Age</u>	<u>Production time</u>
Less than 24 months old	30 calendar days
More than 24 months old	35 calendar days

The response and production deadlines may be extended by written mutual consent, and the requesting party may not unreasonably withhold such consent. The City shall not create new records, nor summarize existing records. Requested records shall be released in the format most convenient to the City. The City may, in its discretion, create electronic records where they do not otherwise exist.

Records Exempt From Disclosure: The City adopts as a part of this Policy any and all exemptions, restrictions or limitations contained within FOIA, as FOIA may be amended from time to time, along with any other exemptions, restrictions or limitations that may be provided for now or in the future under South Carolina or federal law. As previously stated herein, The City Administrator, consulting with an attorney (as applicable), shall determine whether an exemption to the disclosure requirements of FOIA applies. Where an exemption, restriction, or limitation applies, the City Administrator should decide whether to deny disclosure based upon the application of the available exemption, restriction, or limitation. Where records contain certain information exempt from disclosure but which otherwise fall outside of an exemption, restriction or limitation, the exempted information shall be redacted and requested records shall otherwise be disclosed. The City may request for a hearing before the Circuit Court of Oconee County to seek relief from unduly burdensome, overly broad, vague, repetitive, or otherwise improper requests, or where it receives a request but is unable to make a good faith determination as to whether the information is exempt from disclosure.

Failure to Comply: In addition to penalties available under FOIA, willful disregard of, or violation of, this Policy by any employee or other person who is subject to it, may constitute insubordination and be grounds for disciplinary action up to and including termination of employment.

Costs for Processing FOIA Requests: The Council, pursuant to Section 30-4-30 of the Code of Laws of South Carolina, as amended, has established the fee schedule below, which has been made available as part of the City's schedule of fees and charges published as an appendix to the City's Code of Ordinances. The charges set forth therein are no greater than, and in some instances may be less than, the actual cost to the City of searching for and making copies of requested public records. In general, costs for staff time necessary to respond to a FOIA request shall not exceed the prorated hourly salary of the lowest cost employee of the City who, based upon the advice of the City Administrator, has the training necessary to fulfill the request. Costs shall not be charged for time spent examining records to determine whether they may be disclosed. Charges for copies of records will not exceed the standard commercial rate. Additionally, copy charges do not apply to electronic copies; however, the City may charge a fee for cost of staff time to transfer the document to electronic format and the actual cost to the City for electronic media. Where it is anticipated that the staff time necessary to comply with a request may exceed five hours, the requestor may be required to pay a deposit of one quarter of the estimated costs of complying with the request before staff will begin searching for or making copies of the requested records. Requesting party shall pay the full amount due prior to delivery of records.

Prohibition on Commercial Solicitation Use: Knowingly obtaining or using personal information obtained from the City for commercial solicitation is strictly prohibited. The measure employed by the City to ensure that no record is used for commercial solicitation purposes shall be to deny requests for records under FOIA where the only reasonably perceptible use for the requested records by the requesting party is commercial solicitation. Upon denial of a request by the City, the requesting party is to be notified that it has the burden to demonstrate a purpose for which the requested records may be used that is not commercial solicitation. All responsive communications provided by the City shall include a Certification of FOIA Fulfillment ("***Certification***"), a copy of which is attached hereto. The Certification will be signed by the City staff person charged with providing requested records and will include the following statement:

Pursuant to § 30-2-50 of the Code of Laws of South Carolina, 1976, as amended, you are prohibited from knowingly using public records obtained from the City of Walhalla for commercial solicitation. Violation of this law is punishable by law as a misdemeanor, resulting in up to a year in prison or a fine not to exceed \$500.

Fee Schedule for Staff Time and Copies

Fees shall be as shown in the current approved budget document "Appendix A".

City of Walhalla, South Carolina
206 North Church Street, Walhalla, SC
Phone: (864) 638-4343

FREEDOM OF INFORMATION ACT REQUEST FORM

The City of Walhalla, South Carolina (the "City") has adopted its "Policy Regarding Requests for Public Records Under the Freedom of Information Act" (the "Policy"). Pursuant to the Policy, requests for information made under the Freedom of Information Act, now codified at §§ 30-4-10 *et seq.* of the Code of Laws of South Carolina, 1976, as amended (the "FOIA") shall be made using this form. This form must be signed and submitted either: (i) in person at the Walhalla City Hall, 206 N. Church St., Walhalla, SC 29691; (ii) by mail to City of Walhalla, Attn: City Administrator, P.O. Box 1099, Walhalla, SC 29691; or (iii) by electronic mail. A minimum fee of \$3.00 for staff time required to respond to the request must be included. Additional fees may also be required. No faxed requests will be accepted.

NAME: _____ DATE OF REQUEST: _____
 ADDRESS: _____
 CITY: _____ STATE: _____ ZIP: _____
 PHONE NUMBER: _____ EMAIL: _____

I, the undersigned, agree to pay the charges set by the fee schedule below for the services and copies I have requested.

SIGNATURE: _____

INFORMATION REQUESTED (please be as specific as possible and attach additional pages if needed): _____

Section 30-4-30(b) of FOIA, authorizes the City, as a public body, to charge and collect fees for the actual costs of responding to requests for public information. Under the Policy, the City has duly adopted the fee schedule set forth below for copies and for staff time in searching for and providing requested information. A minimum fee of \$3.00 for all FOIA requests must be submitted along with this form. An additional deposit is required for requests that are anticipated to require greater than (5) five hours of staff time.

PURSUANT TO § 30-2-50 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED, YOU ARE PROHIBITED FROM KNOWINGLY USING PUBLIC RECORDS OBTAINED FROM THE CITY OF WALHALLA FOR COMMERCIAL SOLICITATION. VIOLATION OF THIS LAW IS PUNISHABLE BY LAW AS A MISDEMEANOR, RESULTING IN UP TO A YEAR IN PRISON OR A FINE NOT TO EXCEED \$500. MY FILING OF THIS REQUEST CONSITUTES ACKNOWLEDGMENT OF THIS PROHIBITION.

Fee Schedule for Staff Time and Copies

Description	Charge
Minimum charge to pay costs for responding to all FOIA requests	\$3.00 (paid upon receipt of records)
Charge per page for hard copy of records	\$0.20 per copy
Charge for staff time to search, retrieve, or redact records	\$20.00 per hour, per employee
Charge for other media used to provide records	Actual cost of media to City
Deposit for anticipated or apparent staff time exceeding 5 hours	¼ of estimated costs

FOR CITY USE ONLY

DEPARTMENT SUBJECT TO REQUEST: _____ RECEIVED BY: _____
 REQUEST ASSIGNED TO: _____ DATE OF COMPLETION: _____
 DATE OF ASSIGNMENT: _____ FEE FOR SERVICES: _____
 DATE RESPONSE DUE: _____ METHOD OF PAYMENT: _____

**CERTIFICATION OF FOIA FULFILLMENT
FOR THE CITY OF WALHALLA, SOUTH CAROLINA**

PURSUANT TO §§ 30-2-50 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED, YOU ARE PROHIBITED FROM KNOWINGLY OBTAINING OR USING INFORMATION OBTAINED FROM THE CITY OF WALHALLA FOR COMMERCIAL SOLICITATION. VIOLATION OF THIS PROHIBITION IS PUNISHABLE BY LAW AS A MISDEMEANOR, RESULTING IN UP TO A YEAR IN PRISON OR A FINE NOT TO EXCEED \$500.

REQUESTOR NAME: _____

DATE OF REQUEST: _____

DATE OF RESPONSE: _____

I, _____, the undersigned employee of the City of Walhalla, South Carolina, certify that I have processed your request for access to public records pursuant to the Freedom of Information Act (“FOIA”), as codified at §§ 30-4-10 et seq. of the Code of Laws of South Carolina 1976, as amended, and am making available to you via {[U.S. Mail], [E-mail], [in-person delivery]} (circle one) the requested records contained herein.

City of Walhalla, South Carolina

STATE OF SOUTH CAROLINA)
COUNTY OF OCONEE)
CITY OF WALHALLA)

ORDINANCE 2021-31

AN ORDINANCE TO ISSUE AMENDMENT NO. 3 TO AMEND THE FY 2022 BUDGET DOCUMENT AND “APPENDIX A” AND OTHER MATTERS RELATED THERETO

WHEREAS, the Walhalla City Council adopted Ordinance 2021-8 entitled “AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF WALHALLA, SOUTH CAROLINA, WATER AND SEWER DEPARTMENTS FOR FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2021 and;

WHEREAS, the Walhalla City Council adopted Ordinance 2021-6 entitled “AN ORDINANCE TO RAISE REVENUE AND ADOPT FOR THE CITY OF WALHALLA, SOUTH CAROLINA A BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022 and;

WHEREAS, the Walhalla City Council is authorized to approve funding and to amend budgeted expenditures as required to meet and maintain the fiscal obligations of the City of Walhalla; and

WHEREAS, the Walhalla City Council has reviewed the projected expenditures for fiscal year 2022, and has identified a need to adjust appropriations between departments; adjust appropriations for salaries and benefits; appropriate fund balance; and provide supplemental appropriations; and

WHEREAS, the amendment is made part hereof as fully as if incorporated herein and a copy thereof is hereto attached and also be known as the current approved fiscal year budget document and;

WHEREAS, the Walhalla City Council now would like to amend the FY 2022 Budget Document, Appendix A; adjusting fees for the general fund and amend revenue and expenditures in general and water and sewer funds and;

NOW THEREFORE: it is ordained and enacted that: by the Mayor and Council members of the Municipality of Walhalla, in Council assembled, that the following budget adjustments for the fiscal year commencing July 1, 2021, and ending June 30, 2022, shall be as follows:

1. The fees for FOIA request processing are as follows:

<u>Description</u>	<u>Charge</u>
A minimum charge to pay costs for responding to all FOIA requests	\$3.00 (paid upon receipt of records)
Charge per page for hard copy of records	\$0.20 per copy
Charge for staff time to search, retrieve, or redact records	\$16.30 per hour
Charge for other media used to provide records	Actual cost of media to City
Deposit for anticipated or apparent staff time exceeding 5 hours	1/4 of estimated costs
At the discretion of the City Administrator, any portion of the rate may be waived	

2. The following adjustments be made to the general fund budget:

FY 22 Budget Adjustment		FY 2022 Approved	Mid Year Adjustment	FY 22 Amended Budget-Revenue	FY 22 Amended Budget-Expenses
General Fund					
	Grant		\$ 202,000.00		
	ARPA				
	Retroactive Premium Pay		\$ 240,000.00		
	Premium Pay		\$ 98,200.00		
	Economic Development-Main Street		\$ 60,000.00		
	Economic Development-DDC		\$ 25,000.00		
	Total General Fund	\$ 3,977,412.51	\$ 625,200.00	\$ 4,602,612.51	\$ 4,602,612.51
Enterprise Fund					
	ARPA		Water/Sewer Projects	\$ 689,979.06	
	Total Enterprise Fund	\$ 4,475,000.00	\$ 689,979.06	\$ 5,164,979.06	\$ 5,164,979.06

This Ordinance shall be effective immediately upon final reading and be made a part of the official budget documents adopted June 15, 2021, for the fiscal year commencing July 1, 2021 and ending June 30, 2022.

AND IS DONE AND RATIFIED in Council Duly assembled this _____ Day of _____ 2021.

Danny Edwards, Mayor

ATTEST:

Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____



Main Street Walhalla

105 W. South Broad St
Walhalla, SC 29691
(864) 977-0222
Mainstreetwalhalla.com
libby@mainstreetwalhalla.com

Proposal for allocation of ARPA funds to economic development initiatives

DECEMBER 2, 2021

Under the ARPA there are four categories of eligibility to utilize the funding. Main Street is requesting money under the category that allows for negative economic impacts of COVID-19, including assistance to small businesses, households, and hard-hit industries, and economic recovery.

The mission of Main Street is to support and enhance the continuing economic development of downtown Walhalla while protecting and promoting its historic heritage.

In order to support the small business in the Main Street district who continue to recover from the negative impacts of COVID: and to continue to grow and diversify the businesses in an effort to stabilize the retail, commercial and tourism market against the next pandemic, we respectfully request \$60,000 of ARPA funds be dedicated to Main Street Walhalla for the development of a gap-fill Business Enhancement and Recruitment Grant Program.

This program:

- Will provide matching grants to new and existing businesses whose business plan fills a determined need in retail, service or food businesses for downtown Walhalla
- Would allow Main Street Walhalla to continue its mission to support small businesses and encourage the economic growth of downtown Walhalla
- Will attract private investors to contribute to the grant program, creating a sustainable incentive program for business recruitment and retention for years to come

STATE OF SOUTH CAROLINA)
COUNTY OF OCONEE)
CITY OF WALHALLA)

ORDINANCE 2021-32

AN ORDINANCE TO AMEND ADOPTED ORDINANCE 2021-8 ENTITLED “AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF WALHALLA, SOUTH CAROLINA, WATER AND SEWER DEPARTMENTS FOR FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022 AND OTHER MATTERS RELATED THERETO

WHEREAS, the Walhalla City Council adopted Ordinance 2021-8 entitled “AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF WALHALLA, SOUTH CAROLINA, WATER AND SEWER DEPARTMENTS FOR FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022 and;

WHEREAS, the Walhalla City Council is authorized to approve funding and to amend budgeted expenditures as required to meet and maintain the fiscal obligations of the City of Walhalla; and

WHEREAS, the Walhalla City Council has reviewed financial obligations for fiscal year 2022, and has identified a need to designate funds and assign appropriate fund balances; and

WHEREAS, the amendment is made part hereof as fully as if incorporated herein and a copy thereof is hereto attached and also be known as the current approved fiscal year budget document and;

WHEREAS, the Walhalla City Council now would like to amend the FY 2022 Budget Document, designating funds as prescribed in Ordinance 2017-11 Article VI and 2018-12 and assigning fund balances and;

NOW THEREFORE: it is ordained and enacted that: by the Mayor and Council members of the Municipality of Walhalla, in Council assembled, that the following funds for the fiscal year commencing July 1, 2021, and ending June 30, 2022, shall be as follows:

1. Operation and Maintenance Fund- is designated as the annual budget for the current fiscal year.
2. Contingency Fund- is designated for betterment of the system. Fund balance is initially assigned at \$1,000,000.00.
3. Depreciation Fund- is designated for the restoration of depreciated or obsolete components of the system. Fund balance is initially assigned at \$1,000,000.
4. Debt Service Reserve Fund- is designated to ensure timely payment of the bond in order to prevent default. Fund balance is assigned at the discretion of the mayor or

city administrator per Ordinance 2018-12 and deposited into an existing account maintained by Regions Bank, custodian.

5. Bond Interest and Redemption Fund- is designated to ensure timely payment of the bonds on an annual basis. Funds are collected from the annual budget and deposited into this account monthly by the city and maintained by Regions Bank, custodian.
6. Revenue Fund- is designated as the "Cash Operating Account".

Fund Balance Transfers

Interfund balance (as reported on June 30, 2021)	\$2,426,743.00
Transfer to Contingency Fund	\$1,000,000.00
Transfer to Depreciation Fund	\$1,000,000.00
Interfund balance (as calculated on Dec 7, 2021)	\$426,743.00

This Ordinance shall be effective immediately upon final reading and be made a part of the official budget documents adopted June 15, 2021, for the fiscal year commencing July 1, 2021 and ending June 30, 2022.

AND IS DONE AND RATIFIED in Council Duly assembled this _____ Day of _____ 2021.

Danny Edwards, Mayor

ATTEST:

Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____

PERFORMANCE

AUTOMOTIVE



DODGE

Jeep

RAM



2021 Dodge Durango Pursuit

South Carolina Statewide Vehicle Contract

LE-7: Mid Size Utility - Pursuit Rated

Contract #: 4400024877 Pricing Valid Through 10/31/2022



Pre production model shown - Final version may vary
Emergency Lighting for Illustrative purposes only

Standard Features

- 8.4" Touchscreen Display
- 265/60R18 BSW On/Off Road Tires
- 18X8 Black Steel Wheels
- Cruise Control
- Deep Tint Sunscreen
- 4 Key Fobs
- Remote Proximity Key with Keyless Go
- Front & Rear Interior LED Lamps
- Full Size Matching Spare Tire
- Heavy Duty Engine Cooling
- Integrated Voice Command w/Bluetooth
- Power 8-Way Driver Seat
- Power Windows/Door Locks
- Rear Load Leveling Suspension
- Sirius XM Satellite Radio
- Tilt/Telescoping Steering Wheel
- Factory Installed Parkview Back-up Camera



Option CUG - Police Console Showr

- Cloth Bucket Front Seats
- 2nd Row 60/40 Folding Seats
- Vinyl Floor Covering
- Front License Plate Bracket
- 5yr/100,000 mile Powertrain Warranty
- Spot Lamp Wiring

2021 Durango Pursuit Powertrain Options

V-6 3.6L AWD #126	<input checked="" type="checkbox"/>	WDEE75- 2021 Durango Pursuit, 3.6L Pentastar V-6, All Wheel Drive	\$ 30,540
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V-8 HEMI AWD #127	<input type="checkbox"/>	WDEE75- 2021 Durango Pursuit, 5.7L V-8 Hemi, All Wheel Drive	\$ 33,172
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Base S.C. Vehicle Includes the Following

<input checked="" type="checkbox"/>	Keys	4 Factory Programmed FOBs and Valet Keys	Base Spec
<input checked="" type="checkbox"/>	LNF	Black Driver Side LED Spot Lamp	Base Spec
<input checked="" type="checkbox"/>	LNX	LED Spot Lamps (LNX required with either spotlight option)	Base Spec
<input checked="" type="checkbox"/>	CKJ	Black Vinyl Floor Covering	Base Spec
<input checked="" type="checkbox"/>	A7/X9	Cloth Front Seats / Vinyl Rear Seats	Base Spec
<input checked="" type="checkbox"/>	AYF	Police Group - Required Option	N/C
<input checked="" type="checkbox"/>	WMH	Chrome Center Caps, Black Steel Wheels (STD Configuration)	Base Spec

Contract Options ADD / DELETE

<input checked="" type="checkbox"/>	WP1	18 x 8.0 Painted Aluminum Wheels	\$ 306.00
<input checked="" type="checkbox"/>	CKD / CUF	Interior Upgrade from Police Interior: <i>(Retail Style Center Console, Cloth Seats, Carpet Floorcovering)</i>	\$ 264.00
<input checked="" type="checkbox"/>	LNF-D	DELETE DRIVER SIDE SPOTLIGHT	\$ (478.00)

2021 Dodge Durango Pursuit Factory Options

Interior Seating Options

<input type="checkbox"/>	C5/X9	Cloth Front Bucket Seats/ Cloth Rear Seats (Std Configuration)	N/C
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Functional Packages

<input type="checkbox"/>	ADG	Technology Package	\$ 2,471.00
<input type="checkbox"/>	ADL	Skid Plate Package	\$ 293.00
<input type="checkbox"/>	AHX	Trailer Tow Group IV	\$ 836.00
<input type="checkbox"/>	XAN	Blind Spot & Cross Path Protection	\$ 491.00

Additional Police Equipment

<input type="checkbox"/>	CUG	Police Floor Console	\$ 831.00
<input type="checkbox"/>	XDG	Passenger Side Ballistic Door Panel	\$ 2,303.00
<input type="checkbox"/>	XDV	Driver Side Ballistic Door Panel	\$ 2,402.00
<input type="checkbox"/>	XPW	Front & Rear Wire Harness	\$ 1,416.00

Additional Options

<input type="checkbox"/>	CKD	Floor Carpet	\$ 125.00
<input type="checkbox"/>	CUF	Full Length Floor Console	\$ 293.00
<input type="checkbox"/>	CW6	Deactivate Rear Doors/Windows	\$ 75.00
<input type="checkbox"/>	CW7	Door/Window Activation Kit	\$ 99.00
<input type="checkbox"/>	JRC	Power Liftgate	\$ 392.00
<input type="checkbox"/>	LNA	Black Passenger Side LED Spot Lamp	\$ 510.00
<input type="checkbox"/>	LNX	LED Spot Lamps (LNX required with either spotlight option)	N/C
<input type="checkbox"/>	LSA	Security Alarm	\$ 150.00
<input type="checkbox"/>	MTB	Delete Liftgate Badge	N/C
<input type="checkbox"/>	NHK	Engine Block Heater	\$ 95.00
<input type="checkbox"/>	UBN	Uconnect 5 Nav with 10.1" Display	\$ 966.00

Key Options

<input type="checkbox"/>	GXF	Entire Fleet Alike Key- FREQ 1	\$	138.00
<input type="checkbox"/>	GXA	Entire Fleet Alike Key- FREQ 2	\$	138.00
<input type="checkbox"/>	GXE	Entire Fleet Alike Key- FREQ 3	\$	138.00
<input type="checkbox"/>	GXG	Entire Fleet Alike Key- FREQ 4	\$	138.00
<input type="checkbox"/>	XCS	4 Additional Key Fobs (8 total programmed Fobs w/ Valet Key)	\$	99.00

Standard Colors:

Quantity

<input checked="" type="checkbox"/>	PSC	Billet Silver Metallic Clear Coat		3.00
<input type="checkbox"/>	PXJ	Black Clear Coat		
<input type="checkbox"/>	PDN	Destroyer Grey Clear Coat		
<input type="checkbox"/>	PAU	Granite Clear Coat		
<input type="checkbox"/>	PRM	Reactor Blue Pearl Coat		
<input type="checkbox"/>	PRM	Redline 2 Coat Pearl		
<input type="checkbox"/>	PW7	White Knuckle Clear Coat		
<input type="checkbox"/>	PWD	VICE WHITE \$560 EXTRA		

Enter Quantity Here

Emergency Equipment/Lighting Upfit

<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			

Emergency Equipment Options

ADD

<input type="checkbox"/>	PWD	VICE WHITE - Low Volume Paint Extra Cost	\$	560
<input type="checkbox"/>				
<input type="checkbox"/>				
<input type="checkbox"/>				
<input type="checkbox"/>				

Total Price Per Vehicle: \$ 30,632.00

Number Units This Spec: 3.00

Total this Order: \$ 91,896.00

Warranty Information

- I. 2021 Durango Pursuit
 - 5 Year / 100,000 Mile Powertrain Warranty
 - 3 Year / 36,000 Mile Bumper to Bumper Warranty

Notes & Instructions:

VON/VIN 49141441/799505 _____

VON/VIN 49141440/799504 _____

VON/VIN 48765616/799457 _____

Agency Information:

Agency Name: WALHALLA PD

Contact: CAPTAIN TIM RICE

Position: _____

Address 1: 101 E MAIN ST

Address 2: _____

City, State, Zip: WALHALLA, SC 29691

Office Phone: 864-638-5831

Cell Phone: _____

Email: trice@walhallapd.org

Fax: _____

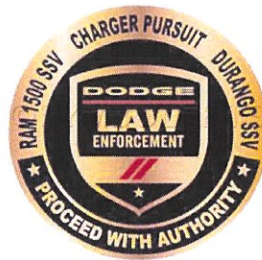
Amy Hill

Government & Fleet Sales

1555 Old Dairy Road
Columbia, South Carolina 29201

ahill@ramclinton.com

(336) 687-7964 Cell





State Treasurer of South Carolina
CURTIS M. LOFTIS JR.

ONLINE
Vendor Payment Search

[Home](#) > [Search](#) > Details

Invoice Record Details

Only the state agency listed below is able to provide detailed information about this payment. To inquire about the payment, please locate the phone number for the agency in the [SC State Phone Directory](#).

If you need further assistance, you may [email the State Treasurer's Office](#) or call us at 803.734.2686.

You searched for *EIN / SSN: 1117, Issued amount: 202000.00*

Item Summary:

Issue Date 11/17/2021
Issue Amount \$202,000.00
Check Payee CITY OF WALHALLA
EDI Reference Number 1001404313
EDI Identifier 121000240000319
Clearing Doc Number 3422971040
Warrant Number
Fiscal Year 2022
Agency Number K050
Agency Name DEPARTMENT OF PUBLIC SAFETY

Item Details:

Invoice Record	Invoice Number	Invoice Date	Invoice Amount	Customer Reference Number	Account Reference
1	H4100 APPR. ACT	11/04/2021	\$202,000.00		H4100 APPR. ACT

Contact Information

For discrepancies with search results, please contact the [State Treasurer's Office](#): **803.734.2101**

For technical questions concerning this application, contact [SC.gov](#):

Email: support@portal.sc.gov

Phone: 866.340.7105 | M-F, 8a.m.-5p.m.

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