Mr. Danny Edwards, Mayor
Mr. Danny Woodward, Mayor Pro Tem
Ms. Sarai Melendez, Councilwoman
Mr. Keith Pace, Councilman
Mr. Tyler Jordan, Councilman
Mr. Grant Keehn, Councilman
Mr. David Underwood, Councilman
Mr. Michael Kozlarek, City Attorney
Mr. Timothy B. Burton, City Administrator

AGENDA
WALHALLA CITY COUNCIL MEETING
MAR 21, 2023
5:30 PM
City Hall
206 N Church St, Walhalla, SC

CALL TO ORDER & WELCOME **Mayor Edwards**

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

APPROVAL OF MINUTES **Feb 21, 2023**

PUBLIC COMMENT (Public Comment is limited to 5 minutes and must be directed to Council, per City Ordinance 2022-8)

ADMINISTRATOR COMMENTS **Brandon Burton**

READING OF PROCLAMATIONS, RESOLUTIONS, AND ORDINANCES

Mayoral Proclamation:

(none proposed)

First and Final Reading of Resolutions:

1. **RESOLUTION 2023-8 A RESOLUTION TO ADOPT A PERMIT FOR OPEN SPACES**
2. **RESOLUTION 2023-9 A RESOLUTION TO ADOPT AN EMERGENCY OPERATIONS PLAN FOR THE CITY OF WALHALLA**
3. **RESOLUTION 2023-10 A RESOLUTION TO ADOPT EXPOSURE CONTROL PLAN.**

Mr. Danny Edwards, Mayor
Mr. Danny Woodward, Mayor Pro Tem
Ms. Sarai Melendez, Councilwoman
Mr. Keith Pace, Councilman
Mr. Tyler Jordan, Councilman
Mr. Grant Keehn, Councilman
Mr. David Underwood, Councilman
Mr. Michael Kozlarek, City Attorney
Mr. Timothy B. Burton, City Administrator

Second, Final Reading and Public Review of Ordinances: (Public Comment is limited to 5 minutes and must be directed to Council, per City Ordinance 2022-8)

1. **ORDINANCE 2023-1 AN ORDINANCE TO ESTABLISH A REGISTRATION FOR VACANT AND ABANDON BUILDINGS.**

First Reading of Ordinances:

1. **ORDINANCE 2023-2 AN ORDINANCE TO REPEAL AND REPLACE ORDINANCE 1996-4 AND TO ESTABLISH THE MINIMUM REGULATIONS GOVERNING THE REGULATION OF BURNING OF LEAVES, TRASH, AND OTHER WASTE MATERIALS OUTDOORS BY RESIDENTS AND COMMERCIAL BUSINESSES IN THE CITY OF WALHALLA.**

2. **ORDINANCE 2023-3 AN ORDINANCE TO REPEAL AND REPLACE ORDINANCES 1980-4 AND 1987-6 AND REPLACE WITH; AN ORDINANCE TO PROVIDE FOR REGULATIONS REGARDING THE CONTROL OF DOGS.**

3. **ORDINANCE 2023-4 AN ORDINANCE TO REPEAL AND REPLACE ORDINACE 2006-5 TO REGULATE FALSE / NUISANCE ALARMS TO WHICH THE PUBLIC SAFETY SERVICES OF THE CITY OF WALHALLA RESPONDS.**

4. **ORDINANCE 2023-5 AN ORDINANCE TO ESTABLISH LOCAL HISTORIC PROPERTY DESIGNATION PROGRAM AND DESIGN REVIEW**

5. **ORDINANCE 2023-6 AN ORDINANCE TO AMEND THE CITY OF WALHALLA CODE OF ORDINANCES, TO ALLOW FOR THE CONDITIONAL RAISING AND KEEPING OF CHICKENS WITHIN RESIDENTIAL DISTRICTS OF THE CITY LIMITS**

6. **ORDINANCE 2023-7 AN ORDINANCE TO AMEND THE ZONING CHAPTER OF THE MUNICIPAL CODE OF THE CITY OF WALHALLA, SOUTH CAROLINA TO PROVIDE FOR SHORT-TERM RENTALS, ESTABLISHING REGULATIONS FOR SUCH USE, AND OTHER MATTERS RELATING THERETO**

7. **ORDINANCE 2023-8 AN ORDINANCE TO ANNEX TEN AREAS OF RIGHT-OF-WAY ABUTTING THE CITY OF WALHALLA INCLUDING COFFEE ROAD (S-36) AND MULLER ROAD (S-97); PLAYGROUND ROAD (S-59); PICKENS HIGHWAY (SC 183); FOWLER ROAD (S-131); EARLE STREET (S734); CHEROKEE FOOTHILLS TRAIL (SC-11); KENNETH STREET (S-735); EAST SOUTH BOUNDARY STREET AND WEST SOUTH BOUNDARY STREET (S-267); BLUE RIDGE BOULEVARD (SC 28); AND TORRINGTON RD (S-324)**

Mr. Danny Edwards, Mayor
Mr. Danny Woodward, Mayor Pro Tem
Ms. Sarai Melendez, Councilwoman
Mr. Keith Pace, Councilman
Mr. Tyler Jordan, Councilman
Mr. Grant Keehn, Councilman
Mr. David Underwood, Councilman
Mr. Michael Kozlarek, City Attorney
Mr. Timothy B. Burton, City Administrator

8. **ORDINANCE 2023-9 AN ORDINANCE TO ESTABLISH EMERGENCY OPERATIONS PROGRAM AND OTHER MATTERS RELATED THERETO**

DISCUSSION AND/OR ACTION ITEMS (to include Vote and/or Action on matters brought up for discussion, if required)

1. **Authorize purchase of two (2) zero turn lawn mowers**
2. **Discussion of Comprehensive Plan-establish focus groups and steering committee.**
3. **Discussion on committee and mayor pro-tempore ordinance update**
4. **Recreation Update on Survey and additional sports**

EXECUTIVE SESSION (to include Vote and/or Action on matters brought up for discussion, if required)

1. **Receive legal advice on personnel policy.**
2. **Discussion on appointments to Boards and Commissions.**

MAYOR COMMENTS **Mayor Edwards**

ADJOURN

The City of Walhalla City Council held a meeting Tuesday, February 21 20, 2022, at 5:30 PM. The location of the meeting was in Council Chambers of City Hall, 206 N. Church Street, Walhalla, SC 29691.

PRESENT: Mayor Danny Edwards, Mayor Pro-Tempore Danny Woodward (via speaker phone), Councilman Keith Pace, Councilman Grant Keehn, Councilwoman Sarai Melendez, Councilman David Underwood

ABSENT: Councilman Tyler Jordan

STAFF: Brandon Burton, City Administrator; Celia Myers, CD Manager

OTHERS: Public, WGOG, The Journal

Mayor Danny Edwards called the meeting to order at 5:30 PM and called for a moment of silence.

Mayor Danny Edwards asked Councilwoman Sarai Melendez to lead the Pledge of Allegiance.

Mayor Danny Edwards called for a motion to approve the agenda. Councilman Keith Pace made a motion to approve, Councilman David Underwood second. Mayor called for vote. All present councilmembers voted yea. None nay.

Mayor Danny Edwards called for a motion to approve the minutes. Councilwoman Sarai Melendez made the motion, Councilman Grant Keehn second. Mayor called for vote. All present councilmembers voted yea. None nay.

Mayor Danny Edwards opened for public comment and went over rules of meeting as it pertained to public comment. No public comments.

City Administrator Brandon Burton shared a few updates. He issued a letter of support for the Digital Economic Environment Grant. He will continue bringing updates as they come to him. Administrator Burton also spoke to someone regarding the Independence Fest and bringing back the fair equipment. The Main Street Board will take over this event. He also expressed appreciation for Mark Thompson at the Civic Auditorium, who is scheduling entertainment for the Independence Fest. All budgets have been submitted and will be reviewed over the weekend. The City Personnel Handbook is completed and will be on the March agenda to review. We are working on the South Carolina Arts Grant for the Hispanic Heritage Festival, due the 15th. The draft code is done, making a few edits. It will be available to review in March or April. Administrator Burton wants to change some of the budget process. He is planning to have two workshops, one for the Enterprise Fund for water and sewer, and one for the General Fund. We started a Recreation Survey with 300 responses thus far. Administrator shared the

results of the survey. The majority expressed interest in more opportunities, facilities, flag football and volleyball. Lastly, Administrator Burton discussed the letter from the Sewer Authority regarding the residential base rate and volume rate. Instead of the cities collecting the money, and us putting the money in our budget, then having to budget to pay the Sewer Authority, we will use the meter readings that individuals have to pay the Sewer Authority. So, that money will not go into our budget and it will help our debt ratio. There will be an increase of $1.40 added to the rate to run the city sewer operations. We will discuss that more during budget time.

Mayor Danny Edwards introduced a proclamation to recognize Black History Month and contributions of black citizens to Walhalla. Mayor Edwards read the proclamation and officially proclaimed February 2023 Black History Month.

Mayor Danny Edwards introduced Resolution 2023-5, a resolution in honor of Black History Month to recognize the contributions of Martha Wright to local government. Mayor Edwards highlighted her commitment and accomplishments over the years. Councilman David Underwood made the motion, Councilwoman Sarai Melendez second. Mayor called for vote. All present councilmembers voted yea. None nay. Mayor Edwards and councilmembers presented an award to Ms. Wright and had a photo made with her.

Mayor Danny Edwards introduced Resolution 2023-6, a resolution to commend Corporal Parker Scruggs, a law enforcement officer for the City of Walhalla. Mayor Edwards read aloud an incident that happened on January 26, 2023, involving a lady from Georgia, Lucille Johnson, who left her residence for an appointment in a nearby town, but never arrived at her appointment. The Hart County Sheriff's Office began a search for Ms. Johnson that extended into South Carolina. Corporal Scruggs saw the story and during his patrol encountered a vehicle that matched the description of Ms. Johnson's car. He made contact with the driver and determined that this was the missing lady. Ms. Johnson was safely reunited with her family the same day. Therefore, Walhalla City Council expressed their sincere gratitude for Corporal Parker Scruggs exceptional awareness during this family crisis, his quick action, and compassion for Ms. Johnson. Councilman David Underwood made the motion, Councilman Keith Pace second. Mayor called for vote. All present councilmembers voted yea. None nay. Mayor Edwards and councilmembers presented an award to Corporal Parker Scruggs and had a photo made with him.

Mayor Danny Edwards introduced Resolution 2023-7, a resolution to adopt a coach's policy. Administrator Burton discussed a few changes in business practices as related to anyone volunteering or coaching within the city of Walhalla. For those interested, they will sign a form authorizing the city to obtain a background check. Administrator Burton continued saying they also went through the league rules regarding city park behavior and listed reasons the city can dismiss a volunteer coach. Councilman Pace made a motion to adopt coach's policy, Mayor Pro-Tempore Danny Woodward second. Mayor called for discussion and vote. All present councilmembers voted yea. None nay.

Mayor Danny Edwards introduced first reading for Ordinance 2023-1, an ordinance to establish a registration for vacant and abandoned buildings. Administrator Burton explained the ordinance and invited Celia Myers to come forward to answer questions. Councilman Keith Pace made motion, Councilman David Underwood second. Mayor opened the floor for discussion. Councilman Grant Keehn expressed his hesitation regarding this ordinance with vacant buildings being "lumped" in with abandoned buildings. His concern is for vacant buildings, that as long as the owner is maintaining the property, he doesn't think there should be a requirement for them to register and pay. He thinks there should be a distinction between vacant and abandoned buildings. Councilman Pace said he doesn't disagree and pointed out that business owners occupying a building pay a fee for business owner license. Councilman Pace reiterated that the main reason for this is protection from fire and burglary, and for the city to have the contact information for these property owners. Councilmembers discussed details, ideas, and issues regarding the ordinance. Councilman Grant Keehn made a motion to table this discussion and separate ordinance into vacant and abandoned, no second. Motion dies. Councilman Pace expressed some agreement with Councilman Keehn but also his opinion for vacant property owners who do not maintain their property on a reasonable basis. Mayor Edwards added to the discussion the issue of homeless people going into these properties. Discussion continued amongst councilmembers. Mayor Pro-Tempore Danny Woodward shared his safety concerns. Administrator Burton read definitions for abandoned buildings and vacant buildings. Discussion continued, along with Celia Myers, to come to an agreement on the specifics of the ordinance. Councilman Pace made a motion to amend Ordinance 2023-1, on Category 1, to exempt all fees for residential, Councilman Underwood second. Mayor Edwards called for vote. All present councilmembers voted yea. None nay. Motion carries. Document amended. Councilman Grant Keehn calls the question, Councilman Pace second. Mayor Edwards called for vote to stop the debate. All present councilmembers voted yea. None nay. Debate stopped. Mayor Edwards called for vote on amended Ordinance 2023-1. Councilman Pace, Mayor Edwards, Mayor Pro-Tempore Woodward, Councilwoman Melendez, Councilman Underwood voted yea. Councilman Keehn voted nay. Motion carries.

Mayor Edwards moved to the discussion/action items portion of the meeting. He turned it over to Administrator Burton. Mr. Burton started with the purchase of a sanitation truck. We found a better priced truck through Sourcewell, and it's local in Easley. The truck is a F-550, non-CDL size, rear load trash truck. Price is $134,643. Councilman Pace discussed his concerns. Russ Price answered his concerns. Councilmembers discussed details with Russ. Councilman Pace made a motion to move forward with the purchase, Councilman Keehn second. Mayor Edwards called for vote. All present councilmembers voted yea. None nay. Motion carries for new sanitation truck.

Administrator Burton discussed the appointment of Board of Zoning Appeals seat. Mr. Kenny John's has applied for this position. Councilman Underwood made the motion to accept, Councilwoman Melendez second. Mayor Edwards called for vote. All present councilmembers voted yea. None nay. Motion carries for new sanitation truck.

Celia Myers gave an update from the Planning Commission. Three ordinances were discussed: 1.) Backyard chickens 2.) Short-term rentals 3.) Right-of-way annexation; received consent from Chrissy Hall with SCDOT. There will be public hearings for the ordinances, as well as the Historic Preservation Ordinance at the March 13th meeting and formal recommendations will be made at that time. She is hoping it will be ready for full council at the council meeting in March. The Planning Commission also recommended approval of the comprehensive plan outline and they accepted the preliminary plots for January. Administrator Burton informed the councilmembers of the resignation of Regina Orr from the Planning Commission. Ms. Orr agreed to continue in that capacity until we have a replacement. Celia Myers continued update by discussing the 20-year Comprehensive Plan. The Planning Commission recommended approval and sent to full council. Included in the packet is a very broad overview of the schedule beginning spring of 2023, hoping to have it completed and adopted by council by the winter of 2025. During this time, we will be pursuing input from the community to create a community vision and set goals for what the community would like to see in that 20-year span. Once data is collected, we will look at what strategies are needed to turn these goals and vision into a reality. Celia's proposal is that there would be a steering committee and focus groups to keep this plan moving forward. She is requesting that one council member and one planning committee member serves on each one. Councilmembers discussed details. Councilman Keehn asked for a couple of weeks to look over the proposal. Councilmembers discussed the application process for steering committee. Administrator Burton suggested revisiting this on committee meeting night to give everyone a chance to review it a little longer.

Mayor Edwards moved the meeting forward to the next agenda item: committee, and mayor pro-tempore ordinance update. Administrator Burton stated he had been approached by a couple of councilmembers regarding committee structure and the first of the year there was an in-depth discussion about the Mayor Pro-Tempore election. Administrator Burton explained that the Mayor Pro-Tempore is elected at the first meeting of every calendar year. There is language in the existing ordinance that says the mayor pro-tempore can be elected by new council, but there is not a definition of new council. Administrator Burton's first recommendation for cleaning up the language of this ordinance, having it read, "Mayor Pro-Tempore will be elected at the first meeting every calendar year". That way the council elects a Mayor Pro-Tempore every year. Administrator Burton's second recommendation is to combine some of the committees, so there are less committees, and not having committee meetings. Committees would meet on an as needed basis. Administrator Burton explained consolidations of committees and further details of recommended model. Councilmembers discussed. Council agreed to discuss this at the next committee meeting.

Mayor Edwards moved to next item on the agenda: nuisance alarm ordinance update. Administrator Burton explained that in the past there has been a nuisance alarm ordinance for false fire alarms pertaining to the fire department. The police department has experienced an uptick in nuisance alarms. Due to this uptick, we retooled the ordinance and proposed changes to cover police and fire, as well. The desired result of this is for the property owner to do what is necessary to repair the alarm, or they will be fined. This will hopefully cut down on personnel time being spent on these calls. The fine has been in place for years but has not been enforced.

The fine structure will be little different. They have been reduced from current ordinance- 3rd and 4th was $250/each. We reduced fines to $60 residential and $125 commercial. Councilmembers discussed with Chief Bates and Chief Rice. Councilman Underwood made a motion to move this to council as an ordinance, Councilman Pace second. Mayor Edwards called for vote. All present councilmembers voted yea. None nay.

Mayor Edwards moved to next item on the agenda: outdoor burning ordinance update. Administrator Burton explained the burn ordinance for residential, stating what they can and cannot burn. We would like to update that to reflect the new DHEC regulations and to add a commercial permit. For residential there would be no permit fee. For commercial there would be an annual fee of $50. In regards to fines for residential, 2nd offense would be $50, 3rd offense would be $100, 4th offense would be $200, and 5th would result in being banned from any type of burning and a visit with the judge. Commercial would be the same with fines increased. Councilmembers discussed amongst each other and with Chief Bates. Councilman Pace made a motion to move this to council as an ordinance, Councilman Underwood second. Mayor Edwards called for discussion. Councilman Keehn had questions about agricultural burning. Council discussed. Mayor Edwards called for vote. All present councilmembers voted yea. None nay.

Mayor Edwards moved to next item on the agenda: controlling dogs ordinance update. Administrator Burton explained the existing ordinance from 1980 leash law. In 1987, the ordinance was repealed. At that time, it was considered a dog under verbal command to be controlled. Administrator Burton read the ordinance. Councilman Underwood asked if there is still an issue with an animal, do we call animal control? Administrator Burton explained that the city handles these calls. Councilwoman Melendez asked for the definition of vicious dog. Administrator Burton said a definition can be added. Mayor Edwards called for a motion. Councilman Pace made a motion to move this to council as an ordinance, Councilman Underwood second. Mayor Edwards called for discussion. Council asked questions and discussed specifics, along with Chief Rice. Mayor Edwards called for vote. All present councilmembers voted yea. None nay.

Mayor Edwards called for motion to go into Executive Session. Councilman Pace made the motion, Councilman Underwood second. Mayor Edwards called for a vote. All present councilmembers voted yea. None nay.

Mayor Edwards called meeting back to regular session, following conclusion of executive session. Regarding the economic development matter, he called for a motion. Councilman Pace made a motion, Councilman Underwood second. Mayor Edwards called for a vote. All present councilmembers voted yea. None nay.

No action taken on the contractual matter.

Mayor Edwards asked for a motion to adjourn. Councilman Keehn made a motion to adjourn, Councilwoman Melendez second. Mayor Edwards called for a vote. All present councilmembers voted yea. None nay.

Meeting was adjourned.

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) RESOLUTION 2023-08

CITY OF WALHALLA)

A RESOLUTION TO ADOPT A POLICY ON USE OF SPACE PERMITTING.

WHEREAS, City green space is a valuable amenity to residents and visitors alike and;

WHEREAS, the Walhalla City Council finds that it must balance the peaceful enjoyment of one's use of City amenities and the public health, safety and welfare in relationship to the rights and interest of commercial activities that sustain and promote our local economy; and

WHEREAS, by regulating the use of Brown Square (E Main and S College), the City Green (E Main and N Catherine) and future City green space's frequency, duration, intensity, time, place and manner, the City intends to strike this balance, and provide a predictable and coordinated process for applicants seeking to use stated space; and

WHEREAS, it is the purpose of City Council to establish a policy and application for the permitting of the use of City green space conducted by the private sector, on a first come, first served basis, that use, occupy, impact or consume public resources, as a result of the use of City green space; and

WHEREAS, the applicant will be required to submit an application at least fifteen (15) days prior to the requested date of use and obtain an approved permit before reserving and using City green space; and

WHEREAS, any use that expects a large crowd, impact on neighborhood, street blockage or amplified sound is still required to have a Special Event Permit from the City Administrator's office;

WHEREAS, the City Administrator may deny or revoke issuance of a Use of Space Permit when, among other things, the application contains misrepresentation, false or misleading statements, evasion or suppression of material fact, does not comply with all other applicable City ordinances, or when the use for which a permit is sought is unlawful or constitutes a public nuisance.

NOW, THEREFORE, Walhalla City Council resolves to adopt a policy for permitting use of space with an application.

AND IT IS SO RESOLVED this 21st day of March 2023.

(signatures next page)

_____
Danny Edwards, Mayor

(seal)

ATTEST:

_____
Timothy B. Burton, City Administrator

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) RESOLUTION 2023-9

CITY OF WALHALLA)

A RESOLUTION TO ADOPT AN EMERGENCY OPERATIONS PLAN FOR THE CITY OF WALHALLA

WHEREAS, The City of Walhalla may be subjected to emergencies and disasters of all types; and

WHEREAS, The City of Walhalla will continue to be prepared to respond during emergencies and disasters to protect public peace, health and safety and to preserve lives and property of the people; and

WHEREAS, The City of Walhalla will plan and prepare in order to implement efficient emergency operations and to mitigate the effects of emergencies and disasters; and

WHEREAS, Such planning and operations have been a coordinated effort of local departments and agencies; and

WHEREAS, The City of Walhalla will coordinate emergency prevention, mitigation, preparedness, response and recovery activities through Oconee County in a manner consistent with the requirements of the South Carolina Emergency Management Division, and

WHEREAS, The City of Walhalla has developed, an Emergency Operations Plan to assist in its response to emergencies.

NOW, THEREFORE, BE IT RESOLVED by Walhalla City Council duly assembled and quorum present that the City of Walhalla Emergency Operations Plan is hereby approved and adopted and shall serve as the basis to assist citizens in time of emergency or disaster.

AND IT IS SO RESOLVED this 21st day of March 2023.

_____
Mayor Danny Edwards

(seal)

Attest:

_____
Timothy B. Burton, City Administrator

City of Walhalla, South Carolina

Emergency Operations Plan

Adopted: _____

Adopted By: City of Walhalla City Council

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Emergency Operations Plan

Record of Changes

Initial Document

Submitted By:

_____ _____

Timothy B. Burton, City Administrator Date

Approved By:

_____ _____

Danny Edwards, Mayor Date

Revisions

Revision Number	Revision Date	Revisor

General Overview

The City of Walhalla covers a geographical area of 4 square miles however several City services cover areas of up to 50 square miles. The population of the City of Walhalla was last recorded at 4,095 in 2021 according to the United States Census Bureau. With public safety and the continued operational level of City services in mind an Emergency Operations Plan is required. The Emergency Operations Plan for the City of Walhalla is intended to serve as a guide for City services and the public alike. This plan will layout the expected hazards and responses to each of the known emergencies that can affect our community.

Purpose: The purpose of this Emergency Operations Plan is to;

I. Maximize the survival of people, prevent and/or minimize injuries and preserve property and resources in the City of Walhalla by making use of all available manpower, equipment and other resources in the event of an emergency or disaster.

II. Provide direction, control and the continuity of government in disaster situations.

III. Provide for the integration of resources and capabilities of local government and private sector agencies for hazard mitigation, survival and recovery operations when any disaster threatens or occurs.

IV. Define the role and responsibilities of local government, quasi-government organizations and private agencies for the preparation and conduct of emergency operations prior to, during or after a disaster.

V. Provide a basis for the preparation of detailed emergency operating procedures and training by local government and support organizations assigned emergency responsibilities.

Chain of Command

In the event that an emergency occurs that results in the activation of the Emergency Operations Plan several City entities will converge at a central location to receive, analyze, and guide the City through the emergency. With any high functioning organizations there must be a clearly defined chain of command present. For further information see City of Walhalla Fire Department Incident Command System SOP.

The chain of command for the City of Walhalla is as follows;

Emergency Manager - Will Bates, Fire Chief

Deputy Emergency Manager- Tim Rice, Police Chief

Incident Commander- To Be Determined Based on the Emergency

Operations- To Be Determined Based on the Emergency

Logistics- To Be Determined Based on the Emergency

Finance- Ashley Jones, City Clerk (As needed if deemed necessary)

Agency Representative/PIO- Brandon Burton, City Administrator

Continuity of Government

In order to ensure continuity in operations of local government during a period of emergency resulting from disaster (natural, human caused or national security), the following line of succession shall prevail:

I. Brandon Burton, City Administrator
II. Ashley Jones, City Clerk
III. Scott Parris, Utilities Director
IV. Tim Rice, Chief of Police

Contact Information

City Administrator Brandon Burton	**C-864-364-1718 O-864-638-4343**	**bburton@cityofwalhalla.com**	**206 N Church St**
Fire Chief Will Bates	**C-864-985-9165 O-864-638-4345**	**will@walhallafire.com**	**207 E N Broad St**
Police Chief Tim Rice	**C-864-710-1900 O-864-638-5831**	**trice@walhallapd.org**	**101 E Main St**
Utilities Director Scott Parris	**C-864-723-5804 O-864-638-4343**	**sparris@cityofwalhalla.com**	**206 N Church St**
Public Works Director Russ Price	**C-864-710-2036 O-864-638-4351**	**rprice@cityofwalhalla.com**	**395 S Cedar St**
Parks and Rec Director John Galbreath	**C-864-723-5813 O-864-638-4346**	**jgalbreath@cityofwalhalla.com**	**207 N College St**
City Clerk Ashley Jones	**O-864-638-4343**	**ajones@cityofwalhalla.com**	**206 N Church St**

Emergency Operations Center

The location of the City Emergency Operations Center (EOC) will be at the City of Walhalla Fire Department.

The City EOC's communications capabilities include telephone, internet and 2-way radios.

If an Incident Command Post (ICP) is established, the incident commander is the senior officer on the scene from the emergency service best suited to handle the situation. The ICP keeps the EOC informed of the situation. The City EOC will keep the County EOC informed if necessary.

Levels of EOC Activation

Level 1 – Standby

The Emergency Manager/ Deputy Emergency Manager monitors the ongoing situation. No activation of the EOC is needed.

Level 1 activation will result from an alert or emergency that is manageable with the departments staff only. (i.e., fire, police, water, street, recreation, etc.).

Level 2 – Increased Readiness

Emergency Manager/ Deputy Emergency Manager staffs the EOC on a temporary basis. Additional City services directors may be called in as needed.

Level 2 activation will result from an alert or emergency that is not manageable with 1 departments staff only and requires at least 1 other department for assistance. (i.e., fire and police).

Level 3 – Full Activation

Entire EOC staff recalled; Operational periods will be established. All City department heads, or their proxy will be in attendance. (Max Operational shift 24 hours/day).

Level 3 activation will result from an alert or emergency that requires the assistance of 2 or more departments staffing. (i.e., fire, police, water and street).

Evacuations

In the event of evacuations being required a Level 3 activation of the EOC will be required along with the assistance of the SDOC, SCDOT, Prisma Health EMS and any other organization that is needed to evacuate large numbers of the population. Evacuation routes will change depending on the emergency at hand. In the event of evacuations, the City's automated calling systems will be used to assist with getting the word out along with social media and the local news outlets.

Shelters

In the event that Emergency Shelters are needed the City will evaluate and determine how many shelters are needed and where. The City of Walhalla Recreation Department will oversee and staff the Emergency Shelters. The City Gym and other buildings around the City will be used if necessary. If no shelter is available but the population is urged to stay in place then an alert will be sent out urging the public to shelter in place. The City's automated calling systems will be used to assist with getting the word out along with social medica and the local news outlets.

Communications

In the event of an EOC activation the fire department will hand out additional radios to be used for the emergency only to ensure that all City services have direct lines of communication to the EOC. An operational channel will be determined at that time. A full roster of City department heads and their second in commands will be passed out with telephone numbers, email and radio identifier call signs.

Damage Control Plans

These Damage Control Plans will be kept on site at the City of Walhalla Emergency Operations Center. In the event of EOC activation the Operations Chief will be selected based on the area of responsibility by department. The file(s) associated with the emergency will then be pulled and dispersed to the EOC staff.

Fire Department

- Building or Area Evacuation
- Structure Fires
- Hazardous Materials Release
- Radiological Release
- Weather Related Emergencies
- Acts of Terrorism
- Mass Casualty
- Civil Unrest
- Structural Collapse
- Blood Bourne Pathogen Contamination

Police Department

- Building or Area Evacuation
- Hazardous Materials Release
- Radiological Release
- Weather Related Emergencies
- Acts of Terrorism
- Mass Casualty
- Civil Unrest
- Active Shooter
- Structural Collapse

Water Department

- Hazardous Materials Release
- Radiological Release
- Weather Related Emergencies
- Acts of Terrorism
- System Failure
- Structural Collapse

Street Department

- Hazardous Materials Release
- Radiological Release
- Weather Related Emergencies
- Civil Unrest
- Building or Area Evacuation
- Structural Collapse

Recreation Department

- Emergency Use Shelter
- Building or Area Evacuation

Notification Tree

In the event of the following emergencies, use the bulleted departments as contacts in order.

	Fire	Police	Water	Street	Rec	Admin
Evacuation	x	x		x		x
Fire/Water Failure	x		x			x
Hazmat	x	x	x	x		x
Radiological	x	x	x	x		x
Weather	x	x	x	x		x
Terrorism	x	x	x	x		x
Mass Casualty	x	x				x
Civil Unrest	x	x		x		x
Structural Collapse	x	x	x	x		x
BBP Contamination	x					x
Fatality(s)	x	x				x
Shelters	x	x			x	x

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) **RESOLUTION 2023-10**

CITY OF WALHALLA)

RESOLUTION ADOPTING A BLOODBORNE PATHOGENS EXPOSURE CONTROL PLAN AND PROCEDURES FOR THE CITY OF WALHALLA

WHEREAS, the City of Walhalla would like to protect our employees from bloodborne pathogens while they are at work; and

WHEREAS, the Bloodborne Pathogens Exposure Control Plan and Procedures covers what occupational exposures employees may have to bloodborne pathogens and how employees will be protected from the exposures while at work; and

WHEREAS, the Policy includes identification of hazards, selected personal protective equipment, documentation of employee training, exposure reporting process and declination documentation; and

WHEREAS, safety personnel has recommended adoption of the Bloodborne Pathogens Exposure Control Plan and Procedures.

NOW, THEREFORE, BE IT RESOLVED by Walhalla City Council duly assembled and quorum present that the City of Walhalla Exposure Control Plan is hereby approved and adopted.

AND IT IS SO RESOLVED this 21st day of March 2023.

_____
Mayor Danny Edwards

(seal)

Attest:

_____
Timothy B. Burton, City Administrator

City of Walhalla

Main Street to The Mountains, EST. 1850

Exposure Control Plan

POLICY: It is the policy of the City of Walhalla to provide all employees with the information, training, and equipment necessary to prevent the spread of infectious disease in the workplace, in compliance with the OSHA Bloodborne Pathogens Standard, 29 CFR 1910.1030, and with NFPA 1581*Standard on Fire Department Infection Control Program*.

PURPOSE: The purpose of the program is to eliminate or minimize occupational exposure to blood or other potentially infectious materials (OPIM) in accordance with the OSHA Bloodborne Pathogens Standard, and otherwise minimize or eliminate the risk of infection among personnel by complying with NFPA 1581.

I.INTRODUCTION

The City of Walhalla recognizes the potential for its employees to be exposed, in the performance of their duties, to infectious and communicable diseases. To minimize the risk of exposure, the City of Walhalla has implemented this Exposure Control Program.

The Exposure Control Program will include standard operating procedures, initial and refresher training in exposure control practices, a vaccination program, the provision of proper exposure control clothing and equipment, decontamination procedures for clothing and equipment, procedures for the disposal of medical waste, a system for reporting and managing exposures, a system for tracking exposures and ensuring confidentiality, monitoring of compliance with the standard operating procedures, and the design of city facilities to minimize risk of infection.

To minimize the risk of exposure, the City of Walhalla will provide its employees with proper exposure control protective equipment, including disposable medical gloves, facemasks, respirators, gowns, and eyewear, and will provide necessary cleaning and disinfecting supplies. The City of Walhalla also will provide initial instruction and continuing education in preventive health care practices so that employees possess a basic awareness of infectious diseases, understand the risks and severity of various types of exposures, and exhibit proper skills in infection control.

Standard prophylactic medical treatment will be offered to exposed employees, and necessary immunizations will be made available to protect employees from potential exposure to infectious disease. Exposure to infectious and communicable disease shall be considered an occupational health hazard, and any infectious or communicable disease contracted as the result of a documented workplace exposure shall be considered occupationally related, except for situations that are outlined by workers compensation that will not be covered.

II.DEFINITIONS

Airborne Pathogens: Are microorganisms capable of producing infection and/or causing disease in humans after being inhaled.

Airborne Precautions: Refers to the level of protection that personnel are to use when there is the potential for airborne pathogens that may stay airborne for extended periods of time and maybe inhaled. Diseases that are included in this category are TB, measles, and varicella. Personnel shall use universal precautions, as well as a particulate respirator mask (N95) prior to making patient contact or entering an enclosed area that the patient may have contaminated. When examining or treating potentially high-risk respiratory patients, personnel will use full respiratory protection (particulate respirator mask, eye protection, and gloves). All three items must be worn as an ensemble in order to qualify as full respiratory protection

Biohazard bags: Are red in color, display the universal biohazard symbol, are sufficiently sturdy to prevent tearing or breaking, and can be sealed securely to prevent leakage.

Blood: Means human blood, human blood components, and products made from human blood.

Bloodborne Pathogens: Means pathogenic microorganisms that are present in human blood and can cause disease in humans. These pathogens include, but are not limited to, hepatitis B virus (HBV) and human immunodeficiency virus (HIV).

Clinical Laboratory: Means a workplace where diagnostic or other screening procedures are performed on blood or other potentially infectious materials.

Contaminated: Means the presence or the reasonably anticipated presence of blood or other potentially infectious materials on an item or surface.

Contaminated Laundry: Means laundry which has been soiled with blood or other

potentially infectious materials or may contain sharps.

Contaminated Sharps: Means any contaminated object that can penetrate the skin including, but not limited to, needles, scalpels, broken glass, broken capillary tubes, and exposed ends of dental wires.

Decontamination: Means the use of physical or chemical means to remove, inactivate, or destroy bloodborne pathogens on a surface or item to the point where they are no longer capable of transmitting infectious particles and the surface or item is rendered safe for handling, use, or disposal.

Disinfection: Is a process used to inactivate virtually all recognized pathogenic microorganisms but not necessarily all microbial forms, such as bacterial endospore.

Engineering Controls: Means controls (e.g., sharps disposal containers, self-sheathing needles, safer medical devices, such as sharps with engineered sharps injury protections and needleless systems) that isolate or remove the bloodborne pathogens hazard from the workplace.

Environmental Surface: Interior patient care areas, both stationary and in vehicles, and other surfaces not designed for intrusive contact with the patient or contact with mucosal tissue.

Exposure Incident: Means a specific eye, mouth, other mucous membrane, non-intact skin, or parenteral contact with blood or other potentially infectious materials that result from the performance of an employee's duties.

Foodborne Pathogens: Are microorganisms present in food or drinking water that can cause infection and/or disease in humans.

Hand washing Facilities: Means a facility providing an adequate supply of running potable water, soap and single use towels or hot air-drying machines.

HBV: Means hepatitis B virus.

HIV: Means human immunodeficiency virus.

Medical Gloves: Single-use patient examination gloves that are designed to provide a barrier against body fluids.

Needleless systems: Means a device that does not use needles for:

- The collection of bodily fluids or withdrawal of body fluids after initial venous or arterial access is established.

- The administration of medication or fluids; or

- Any other procedure involving the potential for occupational exposure to bloodborne pathogens due to percutaneous injuries from contaminated sharps.

Occupational Exposure: Means reasonably anticipated skin, eye, mucous membrane, or parenteral contact with blood or other potentially infectious materials that may result from the performance of an employee's duties.

Other Potentially Infectious Materials (OPIM): Means:

- The following human body fluids: semen, vaginal secretions, cerebrospinal fluid, synovial fluid, pleural fluid, pericardial fluid, peritoneal fluid, amniotic fluid, saliva in dental procedures, any bodily fluid that is visibly contaminated with blood, and all body fluids in situations where it is difficult or impossible to differentiate between body fluids;

- Any unfixed tissue or organ (other than intact skin) from a human (living or dead); and

- HIV-containing cell or tissue cultures, organ cultures, and HIV- or HBV-containing culture medium or other solutions; and blood, organs, or other tissues from experimental animals infected with HIV or HBV.

Pathogens: Are microorganisms such as a bacteria, virus, or fungus that are capable of causing disease.

Parenteral: Means piercing mucous membranes or the skin barrier through such events as needle sticks, human bites, cuts, and abrasions.

Personal Protective Equipment: Is specialized clothing or equipment worn by an employee for protection against a hazard. General work clothes (e.g., uniforms, pants, shirts or blouses) that are not intended to function as protection against a hazard are not considered to be personal protective equipment.

Pocket Mask: Is a pocket-size double-lumen device that is portable and designed to protect the provider from direct contact with the mouth/lips or body fluids of a patient

while performing artificial respiration.

Regulated Waste: Means liquid or semi-liquid blood or other potentially infectious materials; contaminated items that would release blood or other potentially infectious materials in a liquid or semi-liquid state if compressed; items that are caked with dried blood or other potentially infectious materials and are capable of releasing these materials during handling; contaminated sharps; and pathological and microbiological wastes containing blood or other potentially infectious materials.

Sharps: Any object that can penetrate the skin including, but not limited to, needles, lancets, scalpels, broken glass, jagged metal, or other debris.

Sharps with engineered sharps injury protections: Means a non-needle sharp or a needle device used for withdrawing body fluids, accessing a vein or artery, or administering medications or other fluids, with a built-in safety feature or mechanism that effectively reduces the risk of an exposure incident.

Source Individual: Means any individual, living or dead, whose blood or other potentially infectious materials may be a source of occupational exposure to the employee. Examples include, but are not limited to, hospital and clinic patients; clients in institutions for the developmentally disabled; trauma victims; clients of drug and alcohol treatment facilities; residents of hospices and nursing homes; human remains; and individuals who donate or sell blood or blood components.

Sterilize: Means the use of a physical or chemical procedure to destroy all microbial life including highly resistant bacterial endospores.

Universal Precautions: Is an approach to infection control. According to the concept of Universal Precautions, all human blood and certain human body fluids are treated as if known to be infectious for HIV, HBV, and other bloodborne pathogens.

Work Practice Controls: Means controls that reduce the likelihood of exposure by altering the manner in which a task is performed (e.g., prohibiting recapping of needles by a two-handed technique).

III.INFECTION CONTROL PROGRAM

1. Exposure Determination

The City of Walhalla has determined that ***all personnel*** who respond to emergency incidents, deal with solid waste and sewer water or have person to person contact are at risk

of exposure to infectious diseases transmitted through blood and other potentially infectious materials, as well as airborne pathogens.

The City of Walhalla has further determined that ***all personnel*** may be at risk of exposure to foodborne pathogens and other illnesses associated with eating, food preparation, cooking, cleaning, as well as the use and maintenance of apparatus.

2. Tasks and procedures at which personnel have an increased risk of the transmission of infectious diseases.

a. Personnel at risk of increased risk from bloodborne and airborne pathogens when:

Fire/Rescue

a. Providing emergency medical care to injured or ill patients.

b. Rescuing patients from hostile environments, including burning structures or vehicles, water, contaminated atmospheres, or oxygen deficient atmospheres.

c. Extricating persons from vehicles, machinery, or collapsed excavations or structures.

d. Recovering and/or removing bodies from any situation cited above.

e. Responding to hazardous materials emergencies, both transportation and fixed site, involving biohazards containing potentially infectious substances; and

f. The cleaning and disinfecting of patient care and training equipment.

Police

a. Performance of traffic stops and serving warrants

b. Searching of persons and vehicles

c. Arresting an actively resisting or compliant person.

d. Public interaction during investigations and arrests

e. Dealing with illicit drug product and paraphernalia

f. Processing various types of crime scenes

Water

a. Reading meters

b. House calls

c. Any dealings with sewer water

d. Line repair

e. Trench work

Street

a. Trash collection

b. Litter pick up

Recreation

a. Building maintenance

b. Public interaction

c. Collection of money

Codes

a. Inspections

b. Public interactions

Administration/ City Hall

a. Public interactions

b. Collection of money

c. Assisting public with completion of paperwork

b. Personnel are at risk of increased risk from foodborne pathogens when eating and drinking:

i. Food prepared

ii. At emergency scenes, or

iii. Otherwise while on duty and subject to having meals interrupted

3. Methods of Compliance

a. Universal Precautions. Universal precautions shall be observed when employees are exposed to blood or other potentially infectious materials (OPIM). Personnel shall treat all blood and OPIM as potentially infectious.

b. Airborne Precautions. Airborne precautions shall be observed when employees are exposed or potentially exposed to a patient with a disease capable remaining airborne, and being spread by inhalation, such as TB, measles, and varicella.

c. Hand Washing

i. Hands and other skin surfaces shall be washed thoroughly as soon as possible under the following situations:

- If contaminated with blood or other potentially infectious materials
- After each emergency medical incident
- Immediately or as soon as possible after removal of medical gloves or other PPE
- After cleaning and disinfecting emergency medical equipment
- After cleaning PPE
- After any cleaning function

- After using the bathroom

- Before and after handling food, cooking, or touching cooking/food utensils

ii. Hands and contaminated skin surfaces shall be washed with nonabrasive soap and water by lathering the skin and vigorously rubbing together all lathered surfaces for at least 10 seconds, followed by thorough rinsing under warm running water.

iii. Where soap and running water is not available the area should be flushed with water or saline and washed with soap and warm water as soon as possible.

iv. Hands shall be washed as soon as possible after medical gloves are removed, even if the gloves appear intact.

v. Hand washing should be completed using appropriate facilities such as utility or rest room sinks. Hands shall not be washed in sinks where food preparation occurs.

vi. Where hand washing facilities are not provided, appropriate antiseptic hand cleansers in conjunction with clean cloth, paper towels, or antiseptic towelettes shall be used. Where antiseptic hand cleansers or towelettes are used, hands shall be washed with nonabrasive soap and running water as soon as feasible.

4. Personal Protective Equipment

a. The City of Walhalla shall provide employees with suitable personal protective equipment (PPE) to accomplish the objectives of this program, including disposable medical gloves, goggles, face masks, gowns, impervious shoe coverings, and N95 respirators.

b. All PPE shall meet the requirements of NFPA 1999, *Standard on Protective* Clothing *for Emergency Medical Operations,* or provide equivalent protection that meets the requirements of 29 CFR 1910.1030(d)(3).

c. Personnel shall be responsible to select and utilize the appropriate PPE based upon the risks presented.

d. Personal protective equipment will be considered "appropriate" only if it does not permit blood or OPIM to reach employees' work clothes, street clothes, undergarments, skin, eyes, mouth or other mucous membranes under normal conditions of use and for the duration of time which the protective equipment will be used.

e. Medical gloves must be worn whenever employees anticipate contact with blood or other potentially infectious materials (including whenever involved with emergency patient care). Where multiple patients are present, employees shall change gloves, if possible, after caring for one patient and before beginning care on the next.

f. To the greatest extent possible, the City of Walhalla shall provide latex-free medical gloves for use by all employees at all times. When not feasible, latex-free or powder-free medical gloves shall be provided to employees with a latex allergy or for employees providing care for a patient with a latex allergy.

g. Eye wear and face masks must be worn in cases where splashing of blood or other potentially infectious materials is anticipated and may come in contact with eyes, nose or mouth.

h. Additional personal protective equipment shall be worn when working in areas of containing sharp glass, metal, or other debris capable of puncturing or lacerating the skin of the patient, employee or both, as well as puncturing medical gloves.

i. Contaminated disposable items must be discarded in a leak proof plastic biohazard bag that is red in color or marked with the international bio-hazard symbol.

j. Employees shall not handle personal items such as combs, pens, or cellular phones, touch doorknobs, handles, or switches, nor drive apparatus, while wearing contaminated medical gloves. In the event that contact with such items such occurs; employees shall decontaminate and disinfect the surfaces contacted as soon as possible.

k. Contaminated medical gloves should be removed as soon as possible and discarded in a leak proof plastic biohazard bag that is red in color or marked with the international bio-hazard symbol. Contaminated medical gloves shall not be disposed of by throwing them in normal trash or by leaving them at the incident scene.

l. Prior to any contacts with any persons, employees shall cover all areas of abraded, lacerated, chapped, irritated, or otherwise damaged skin with adhesive dressings.

m. Employees with extensive weeping dermatitis and/or open skin lesions on exposed areas shall be restricted from providing direct patient care or handling and/or decontaminating patient care equipment and devices.

n. Any employee who has skin or mucosal contact with body fluids shall thoroughly wash the exposed area immediately using water or saline on mucosal surfaces and soap and running water on skin surfaces.

o. All procedures involving blood or other potentially infectious materials shall be performed in such a manner as to minimize splashing, spraying, spattering, and generation of droplets of these substances.

5. Needles and Sharp Objects

a. Employees shall take precautions to prevent injuries caused by needles, knives, broken glass, razor blades or other sharp instruments, devices or debris which can puncture or lacerate the skin.

b. Used sharps and sharp objects, such as needles, scalpels, catheter stylets, and other potentially contaminated sharp objects, shall be considered infectious and shall be handled with extraordinary care.

c. Except for those sharps that are automatic or self-sheathing, needles shall not be manually recapped, bent, or broken.

d. Following use, all sharps shall be placed immediately in sharps containers. In addition, any small, mobile sharp objects that are contaminated should be placed in sharps containers. Suitable precautions shall be taken to prevent injury from larger non-mobile contaminated sharp objects such as glass, jagged metal, etc.

e. Sharps containers shall be located in all patient transport vehicles and shall be readily available in such items as drug boxes, trauma kits, and IV kits. Officers in charge of each apparatus are responsible to ensure this provision is complied with.

f. Sharps containers shall meet 29 CFR 1910.1030(d) (4) and must be closable; puncture resistant; leak proof on sides and bottom; and labeled or color-coded in accordance with paragraph (g) (1) (i) of 29 CFR 1910.1030.

g. During use, containers for contaminated sharps shall be easily accessible to personnel and located as close as is feasible to the immediate area where sharps are used or can

be reasonably anticipated to be found; maintained upright throughout use; and replaced routinely and not be allowed to overfill.

h. When moving containers of contaminated sharps from the area of use, the containers shall be closed immediately prior to removal or replacement to prevent spillage or protrusion of contents during handling, storage, transport, or shipping; and placed in a secondary container if leakage is possible. The second container must be closable; constructed to contain all contents and prevent leakage during handling, storage, transport, or shipping; and labeled or color-coded in accordance with paragraph (g)(1)(i) of 29 CFR 1910.1030.

i. Reusable containers shall not be used.

6. Laundering of Uniforms and Clothing, and Cleaning of PPE

a. Uniforms issued to personnel as well as non-uniform clothing worn by personnel are not considered to be protective clothing. Employees shall take affirmative steps to don appropriate PPE to avoid any contamination of uniforms or non-uniform clothing with blood or OPIM.

b. Employees whose uniform or other clothing is soiled by blood or OPIM shall change from the contaminated uniform or clothing to a clean uniform or clothing immediately, or as soon as possible.

c. Contaminated uniform and non-uniform items should be handled by employees wearing gloves, bagged in a leak proof plastic biohazard bag that is red in color or marked with the international bio-hazard symbol. Soiled uniform items shall be decontaminated by laundering according to the manufacturer's instructions.

d. Contaminated personal protective equipment shall be placed in biohazard bags to be cleaned, laundered, or disposed of at no cost to the employee.

7. Resuscitation Equipment

a. Resuscitation equipment shall be used by employees performing airway management. Employees are discouraged from giving direct mouth-to-mouth resuscitation to a non-breathing victim.

b. AMBU bags, disposable airways or resuscitation equipment are the preferred methods of treatment rather than mouth-to-mouth resuscitation.

c. Durable equipment, such as face masks and resuscitation equipment must be thoroughly washed, cleaned, decontaminated and disinfected with an approved disinfectant after each use.

8. Housekeeping

a. All equipment and work areas shall be cleaned and decontaminated after contact with blood or other potentially infectious materials.

b. Decontamination shall be performed with a department-approved disinfectant, with a 1:100 dilution of bleach and tap water, or 1/4 cup of bleach to 1 gallon of water.

c. The work area shall be cleaned with an appropriate decontamination/disinfecting agent as soon as possible after a spill of blood or any other potentially infectious materials.

d. Wastebaskets and receptacles that are visibly contaminated shall be cleaned immediately, or as soon as possible.

e. Eating, drinking, smoking, applying cosmetics or lip balm and handling contact lenses are prohibited in work areas where there is a reasonable likelihood of occupational exposure. This expressly includes the patient compartment of emergency medical vehicles, as well as any cleaning areas and disinfecting facilities.

f. Food and drink shall not be kept in refrigerators, freezers, shelves, cabinets or on countertops where blood or other potentially infectious materials may be present. This expressly includes the patient compartment of emergency medical vehicles, as well as any cleaning areas and disinfecting facilities.

g. As part of routine daily inspection and cleaning of apparatus and equipment, all environmental surfaces that commonly could come in contact with blood or OPIM, directly or indirectly, shall be cleaned and decontaminated. These locations include the surface of door handles and latches, switches, oxygen valves, interior compartment doors, walls, seats, and any other location that may reasonably be contaminated.

h. Delicate equipment (radios, microphones, AED, etc.) will be carefully wiped clean of any debris using hot soapy water, wiped with clean water, then wiped with disinfectant or 1:100 bleach solution. Equipment will be allowed to air dry prior to next use.

9. Cleaning Areas

a. The department head shall designate a specific area for the cleaning of PPE, portable equipment, and other clothing.

10. Disinfecting Facilities

a. Medical equipment shall not be disinfected at a fire station unless a designated disinfecting facility has been established.

b. Disinfecting shall not be conducted inside any kitchen, living, sleeping, or personal hygiene areas.

c. Disinfecting facilities shall be lighted, vented to the outside environment, have floor drains connected to a sanitary sewer system or septic system, and be designed in such a way as to prevent contamination of other areas of the facility.

d. Disinfecting facilities shall be equipped with rack shelving of nonporous material.

e. Shelving shall be provided above sinks to drip-dry cleaned equipment.

f. All drainage from shelving shall run into a sink or drainage pan that empties directly into a sanitary sewer system or septic system.

g. When personnel are disinfecting medical equipment, appropriate personal protective equipment shall be utilized, including the following:

- Splash-resistant eyewear
- Cleaning gloves
- Fluid-resistant clothing

11. Disinfectants

a. All disinfectants shall be approved by and registered as tuberculocidal with the U.S. Environmental Protection Agency (EPA).

b. Personnel shall exercise extreme care in the use of all disinfectants.

c. Employees shall be aware of the flammability and reactivity of disinfectants and shall follow the manufacturer's instructions.

d. Disinfectants shall be used only with ventilation and while wearing appropriate infection control garments and equipment, including, but not limited to, cleaning gloves, face protection devices, and aprons.

e. Disinfecting of medical equipment shall take place in a designated disinfecting facility, or at a suitable facility in a hospital or medical facility.

12. Laundry

a. Contaminated laundry, such as sheets, blankets and towels, shall be handled as little as possible. Contaminated laundry shall be placed in a leak proof plastic biohazard bag that is red in color or marked with the international bio-hazard symbol.

b. Contaminated laundry shall not be washed in areas designated for PPE or uniforms and clothing but shall be taken to the facility designated for handling contaminated laundry.

c. The contaminated laundry shall be Oconee Medical Center, change out linen with EMS.

13. Waste

a. All contaminated or potentially contaminated waste shall be disposed of in accordance with EPA and state and local regulations.

b. Waste may be disposed of at any medical facility with which the City of Walhalla has a disposal agreement, and/or at the following location (s): Oconee Medical Center EMS.

c. Under no circumstances may contaminated waste, biohazard bags, sharps or sharps containers be left at an incident scene or disposed of with ordinary trash.

14. Vaccinations

a. Hepatitis B vaccination will be made available to all personnel. The offer of vaccination will be made after employees have received training regarding Hepatitis B. Employees may decline to accept the Hepatitis B vaccination by signing a waiver which includes a statement that the employee acknowledges the risks associated with contracting Hepatitis B have been explained.

b. Employees who initially decline the Hepatitis B vaccination may at a later date decide to accept the vaccination. The employees must be allowed to receive the vaccination at that time.

Vaccination location:

Golden Corner Family Practice

1205 N. Hwy 11

West Union, SC 29696

15. Significant Exposures

a. A significant exposure occurs when blood or other potentially infectious materials come into direct contact with eyes, nose, and mouth, into an open cut or by needle puncture injury, or through unprotected exposure to an airborne pathogen.

b. If a employee sustains a significant exposure to blood, other potentially infectious materials, or airborne pathogen, or experiences a situation where a significant exposure is likely to have occurred, the employee will:

i. Comply with the requirements of this standard operating procedure relative to decontamination and post-exposure washing.

ii. Report the incident to his/her supervisor as soon as possible, whom in turn will notify the City Administrator.

iii. Complete a Serious Exposure Report Form describing the incident completely. The report will specifically document the method of potential transmission of infectious disease.

iv. The supervisor will complete the required notice of injury forms.

v. Notify the responding EMS crew of the exposure.

vi. Notify the on-duty EMS supervisor of the exposure, location, and responding EMS crew.

c. The employee will immediately report to Golden Corner Family Practice to obtain:

i. Immediate medical guidance, evaluation, and, where appropriate, post-exposure prophylaxis

ii. Appropriate, confidential, post-exposure counseling and testing

d. The exposed employee shall bring the completed Serious Exposure Report Form to the hospital and advise the Golden Corner Family Practice staff of the exposure or potential exposure. All required post-exposure medical evaluations and follow-up shall be provided and shall be confidential.

e. When appropriate and permitted by law, the hospital will test the source individual's blood as soon as feasible to determine the presence of HIV, Hepatitis B virus and/or such other infectious diseases as may be relevant. Pursuant to SC Code 44-29-230, such testing may be ordered when a health care professional “based on reasonable medical judgment has cause to believe that the incident may pose a significant risk to the health care worker or emergency response employee”.

i. When the source individual is already known to be infected with HBV, HIV, or other infectious disease, the testing of the source individual's blood for these diseases need not be repeated.

ii. Results of the source individual's testing shall be made available to the exposed employee and the employee shall be informed of the applicable laws and regulations concerning the disclosure of the identity and infectious status of the source individual.

iii. The exposed employee's blood shall be collected as soon as feasible and tested after consent is obtained. If the employee consents to base line blood collection but does not consent to HBV or HIV testing, then a sample shall be preserved for at least 90 days. If the employee elects to have the base line sample tested within this 90-day period, then the testing shall be done as soon as feasible after the request.

iv. Follow up testing, medical visits, prophylactic medications, and counseling arising from the exposure shall be provided at no charge to the employee.

v. The City Administrator shall be responsible to ensure these procedures are followed and will serve as the liaison with the Hospital, (as required by the Ryan White Comprehensive AIDS Resources Act of 1990 (PL 101-381)).

vi. The City Administrator shall serve as the exposed employee's advocate to ensure the Hospital and Golden Corner Family Practice complies with the applicable law relative to medical care and information on the source patient. As necessary, the City Administrator shall utilize the Fire Chief and the City of Walhalla attorney's legal counsel for guidance and assistance.

16. Training

a. All personnel shall be provided with initial and periodic training on infection control, the provisions of this policy, and their responsibilities relative to infection control.

b. Refresher training shall be provided at least annually and otherwise as frequently as is necessary to ensure compliance.

c. Supervisors, including the City Administrator and the Fire Chief, shall receive training on their appropriate roles.

17. Record Keeping

a. Medical Records:

i. Medical records are confidential and are not released without the employee's expressed written consent to any person within or outside the City of Walhalla, except as required by rule or law.

ii. Medical records must include a copy of the employee's Hepatitis B vaccination record, including the dates of vaccination or copies of refusal forms.

iii. Medical records will be maintained in a file separate from the employee's personnel file. Medical records will be maintained for the duration of the employee's employment plus 30 years.

iv. A complete record of each exposure incident shall be maintained in an employee's medical records.

b. Health and safety database:

i. Infection and exposure data shall be maintained in a confidential database that is searchable to spot trends in infections and exposures

ii. The City Administrator and the Fire Chief shall be responsible for managing the database.

c. Training Records:

i. The City of Walhalla will keep a record of all training provided its personnel. The training records will include the date and content of the training and a roster of employees in attendance. The training records will be maintained for a minimum of three years from the date of training.

IV.RESPONSIBILITY

1. All Employees -- It is the responsibility of each employee to:

a. Be aware of the types of infectious diseases that can be transmitted by blood or body fluid

b. Actively participate in infection control training provided by the City of Walhalla

c. Use PPE provided by the City of Walhalla as appropriate for the conditions encountered.

d. Maintain apparatus, equipment, stations, facilities, and clothing in such a way as to minimize the risk of infection to him/herself or other employees

2. Supervisors:

a. It is the supervisor's responsibility to monitor the activity of employees to ensure that the provisions of this policy are complied with.

b. Any supervisor observing non-compliance with this policy or observing a potentially hazardous condition involving blood or other potentially infectious materials must immediately correct that condition, or if not possible, report that condition to his or her supervisor.

c. This provision applies to all supervisors and acting supervisors.

3. City Administration:

a. It is the responsibility of the City of Walhalla administration to ensure compliance with 29 CFR 1910.1030, and NFPA 1581; to provide personal protective equipment to those employees with occupational exposure.

b. The City Administrator shall be the Exposure Control Officer. In the absence of the Exposure Control Officer, the duties of the Exposure Control Officer shall be carried out by the Fire Chief, or such other officer as the Fire Chief may determine appropriate.

c. The Exposure Control Officer, in conjunction with the Fire Chief, shall review the Exposure Control Program at least annually, and recommend such changes as are necessary.

d. The Exposure Control Officer shall have primary responsibility to manage the Exposure Control Program, coordinate significant exposure investigations, ensure that the City of Walhalla complies with the requirements of 29 CFR 1910.1030 and NFPA 1581, and submit written recommendations to the Fire Chief for improvements to training, equipment, policies and procedures to better effectuate the Exposure Control Program.

e. The Exposure Control Program shall be posted in a conspicuous location within all departments, and copies (digital or hard copies) shall be available to each employee of that department.

f. The Exposure Control Officer and the Fire Chief will ensure that each significant exposure is documented, and that the employee receives appropriate medical care, and that the exposure is investigated/evaluated to determine if it could have been avoided. An evaluation of the circumstances will be conducted to determine if policies, procedures, or protective equipment should be amended or changed to avoid future significant exposure incidents.

g. The Exposure Control Officer will ensure that training to all employees with occupational exposure is completed annually.

h. The Exposure Control Officer and the Fire Chief are jointly responsible for monitoring the compliance of all employees, including supervisors, with this standard operating procedure, and related procedures.

i. The City of Walhalla administration will be responsible for maintaining all medical and training records in the required manner.

V. *MISCELLANEOUS PROVISIONS*

1. Kitchen and Cooking Areas

a. Kitchens in facilities shall include the following appliances:

i. Range

ii. Oven

iii. At least one refrigerator capable of providing cold storage at a temperature of 3°C (38°F) or lower, and freezer storage at a temperature of –18°C(0°F) or lower.

b. Kitchen and food preparation areas shall comply with the following:

i. All food preparation surfaces, and all surfaces directly used for holding or hanging food preparation containers and utensils shall be of a nonporous material.

ii. The use of wood countertops and/or cutting boards, including so-called "butcher block" surfaces is prohibited.

iii. Shelving shall be provided above sinks to drip-dry cleaned food preparation containers.

iv. All drainage from shelving shall run into a sink or drainage pan that empties directly into a sanitary sewer system or septic system.

c. All kitchens shall have either double-basin sinks or two sinks.

d. A sprayer attachment shall be provided to facilitate washing and rinsing.

e. Sinks, adjacent countertops and dish drainage areas, and splash guards around the sink shall be of a nonporous material.

f. Perishable food requiring cold storage shall be kept at a temperature of 3°C (38°F) or lower.

g. Perishable food requiring freezer storage shall be kept at a temperature of –18°C (0°F) or lower.

h. Food that has been removed from its original packaging shall be kept in tightly sealed food containers or wrapped with plastic food wrap.

i. Food preparation and storage areas shall meet local health standards.

2. Sleeping Areas.

a. Facility dormitory and sleeping areas shall provide a minimum of 5.6 m2 (60 ft2) of floor space per bed.

b. Ventilation, heating, and cooling shall be provided in sleeping areas.

3. Bathroom Facilities

a. Bathroom doors, sinks, faucets, soap dispensers, and other bathroom fixtures shall be designed to prevent or minimize the spread of contaminants.

b. Each bathroom shall have a clearly visible sign posted in a prominent location reminding employees to wash their hands.

c. Bathrooms shall meet all state and local standards.

4. Miscellaneous

a. Facilities shall comply with occupational safety and health regulations, health and infection control laws, regulations, and standards for public use facilities.

b. Personal protective equipment shall be stored in a dedicated, well-ventilated area or room.

c. Potentially contaminated PPE shall not be stored in personal clothing lockers or taken into facility living quarters.

d. PPE shall not be worn or brought in areas used for the following:

i. Food preparation and cooking

ii. Living

iii. Sleeping

iv. Recreation

v. Personal hygiene

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206 N Church Street, Walhalla SC 29691
864-638-4343 Phone
864-638-4357 Fax

City of Walhalla

Main Street to The Mountains, EST. 1850

Exposure Control Plan Acknowledgement

Date: _____

I, _____, have completely read and fully understand the City of Walhalla Exposure Control Plan. I comprehend and understand the standards that I am expected to follow in accordance with my duties as an employee of the City of Walhalla. I understand that failure to adhere to these set and established guidelines can result in disciplinary action or depending on the severity of the violation immediate termination of employment at the discretion of the City Administrator.

Employee Signature: _____

Witness Printed Name: _____

Witness Signature: _____

206 N Church Street, Walhalla SC 29691
864-638-4343 Phone
864-638-4357 Fax

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE 2023-01

CITY OF WALHALLA)

AN ORDINANCE TO ESTABLISH A REGISTRATION FOR VACANT AND ABANDONED BUILDINGS

Whereas, the City of Walhalla desires to have its buildings occupied for homes and businesses to ensure a safe and healthy community; and

Whereas, vacant buildings can create health and safety hazards; and

Whereas, vacant buildings can become eyesores and a detriment on communities, affecting overall quality of life; and

Whereas, the City of Walhalla desires to have its vacant buildings registered for code enforcement and emergencies; 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 ordinance, shall be as follows:

Section 1-1: Purpose.

(1) Vacant and abandoned properties create and pose significant and costly problems for the City. These properties often become a drain on the City budget and detract from the quality of life of the neighborhood and the City as a whole. Vacant buildings are an impediment to neighborhood and commercial redevelopment and rehabilitation, decrease property values, and prevent neighborhood stabilization. These structures are unsightly, often structurally unsound or otherwise dangerous, attract criminal activity, and otherwise create a threat to public health, safety, and welfare of neighboring properties and the general public.

(2) A significant obstacle in providing effective and prompt enforcement of the current City codes, as they relate to vacant buildings, is the inability to contact the owners of abandoned properties. These buildings are often also the subject of foreclosure actions by lien holders, which take considerable time to resolve.

(3) The purpose of this ordinance is to provide a just, equitable and practicable method for identifying, managing and responding to the numerous issues associated with vacant buildings that have been abandoned. This chapter is intended to prevent or mitigate dangers to health, safety and welfare, promote responsible management, provide a safe neighborhood for residents, safeguard property values, expedite housing repairs, and provide for prompt contact with owners or managers by police, fire, and code enforcement when issues or emergencies develop.

Section 1-2: Definitions

Unless otherwise expressly stated, the following terms shall, for the purposes of this Code, have the meanings shown in this section. Where terms are not defined, through the methods authorized by this section, such terms shall have ordinarily accepted meaning such as the context implies.

Citation means a charge or formal written accusation of violation of a municipal, state or federal law, regulation or ordinance, including any violations of the International Property Maintenance Code as adopted by the City of Walhalla.

Code violation means violation of any code adopted and/or enforced by the city, which may include but not be limited to the City of Walhalla Code of Ordinances or the International Property Maintenance Code.

Courtesy registration means notification by mail, phone, fax or email to the community development department or code enforcement officer notifying them of an extended vacancy of 120 days or more of a primary residence for work, vacation, military or a medical reason.

Non-residential structure means any building designed for occupancy for office, commercial, industrial, three or more residential units, or a combination thereof.

Owner means any person, firm or corporation having a legal or equitable title in the property; or recorded in the official records of the state, county or municipality as holding title.

Property means a lot, plot, premises or parcel of land, including the buildings or structures thereon.

Residential structure means a building designed for occupancy as a single family or two-family dwelling.

Responsible local representative means a person having his or her place of residence or business office within 45 miles of the vacant building and designated by the property owner as the agent responsible for operating such property in compliance with the ordinances adopted by the city. For the purposes of this article, the term "agent" shall refer to the responsible local representative.

Responsible party means any owner, occupant, agent, manager, operator and/or management company of a building, dwelling, structure or lot.

Secure means a building or portion of a building is closed or locked for entry by normal means other than boarding.

Unoccupied means a building which is not being used for a legal occupancy.

Unsecured means a building or portion of a building is open to entry by unauthorized persons without the use of tools or ladders.

Vacant building means any structure built for occupancy of residential, commercial or industrial uses that is unoccupied.

Vacant building; categorical classification standards: A building or portion of a building which is:

(1) Category I: No current code violations on the structure or the premise.
a. The building is secure, not boarded.
b. The building is structurally sound with no code violations.
c. The property is maintained to minimal code by owner or responsible party.

(2) Category II: Minimal code violations.
a. The building is boarded and secure.
b. The building is structurally sound with minor code violations.
c. The property is not regularly maintained.

(3) Category III: Severe code violations.
a. The building is boarded or needs to be boarded.
b. Structural deficiencies are evident.
c. History of criminal activity at the address.
d. Structure is unfit for occupancy.
e. The property is not maintained.

Abandoned building is any building or structure that is vacant and is under a current notice of default; under a current notice of trustee's sale; pending a Tax Assessor's lien sale; any property that has been the subject of a foreclosure sale where the title was

retained by the beneficiary of a deed of trust involved in the foreclosure; any property transferred under a deed in lieu of foreclosure/sale; and

(1) Any building that meets one or more of the conditions cited below.

a. Doors and windows on the mortgaged premises are continuously boarded up, broken or left unlocked;
b. Rubbish, trash or debris has observably accumulated on the mortgaged premises;
c. Furnishings and personal property are absent from the mortgaged premises;
d. The mortgaged premises are deteriorating so as to constitute a threat to public health or safety;
e. A mortgagee has changed the locks on the mortgaged premises and neither the mortgagor nor anyone on the mortgagor's behalf has requested entrance to, or taken other steps to gain entrance to, the mortgaged premises;
f. Reports of trespassers, vandalism or other illegal acts being committed on the mortgaged premises have been made to local law enforcement authorities;
g. A code enforcement officer or other public official has made a determination or finding that the mortgaged premises are abandoned or unfit for occupancy;
h. The mortgagor is deceased and there is no evidence that an heir or personal representative has taken possession of the mortgaged premises;
i. Other reasonable indicia of abandonment.

Section 1-3: Registration of vacant buildings.

(1) Except as provided in subsection (2) below, all vacant buildings shall be registered with the Community Development department within 120 days of becoming vacant as defined in section 1-2. Registration is valid for 12 months and must be renewed annually from date the building became vacant.

(2) Exemptions from registration:

a. Residential structures that are used as residential rentals and have active residential rental permits;
b. Office, industrial, or general commercial use buildings actively for sale or lease for less than twelve (12) months; with a licensed real estate company or managed by a licensed property management company that meet minimum building codes;
c. Structures that have multiple units in which at least one unit is occupied;

d. Accessory structures not designed for occupancy; and/or
e. Buildings that serve as a primary residence in which the owner is away for an extended period of time for work, vacation, military or medical reason. Building and property must be maintained to minimum code. Requires a courtesy registration.

(3) If the building is vacant at the expiration of any registration period the owner shall renew such building and pay the annual registration and inspection fees.

(4) The owner registering a vacant building shall supply the following information on an authorized form provided by the Community Development department.

a. Name, address, and telephone number of the owner;
b. Name, address and telephone number of any responsible party, if applicable;
c. Name, address, and telephone number of any local agent or representative of the owner, required if the owner's residence or business address in more than 45 miles from vacant building;
d. Tax parcel identification number of the premise on which the building is situated;
e. The common address of the building; and
f. Vacant building plan in accordance with section 1-4.

(5) Following the initial registration of the vacant building, the code enforcement officer and/or fire marshal shall conduct an inspection of the property and premises to determine any code violations and to verify the vacant building category.

a. A status report will be provided to the owner of the building with the findings and current condition of the property. It will include any found violations and assign a category to the building.
b. Owners have the opportunity to address findings and request a reinspection to update the building's category classification.

(6) All vacant buildings must remain secure and/or boarded in accordance current adopted IPMC.

(7) Upon request by the code official, the owner shall post "No Trespass" placards on the property. Additional employment of security services for non-residential properties for a specified number of hours every day may be required by the police chief or his/her designee on the basis of the property history of code and/or criminal violations.

(8) Vacant building owners must designate a responsible local representative ("agent") if their place of residence or business is more than 45 miles from the vacant building. The responsible local representative shall act as agent for the property owner for purposes of accepting legal service; however, the vacant building owner remains personally liable in criminal prosecutions for code violations. The responsible local representative must be available at the number listed at all times in the event of an emergency or catastrophe.

Section 1-4: Establishment of vacant building plan.

(1) All buildings registered, as required by this chapter, shall submit the following documents along with the Vacant Building Form to the Community Development Department at the time of registration and/or annual renewal:
   a. A site plan;
   b. A layout of the structure, if non-residential;
   c. A plan of action to secure, monitor and maintain the building and premises thereof in conformance with this chapter;
   d. Written consent by the owner, allowing City officials to enter and inspect the property

(2) When a building, which is classified as a Category II or Category III, is registered as required by this chapter, the owner shall submit, or caused to be submitted, a rehabilitation plan for approval within 30 days of being notified building is a Category II or III classification by City officials. The plan shall contain the following:
   a. A plan to make the building ready for occupancy with sufficient detail regarding the proposed repair and/or rehabilitation of the building to enable the code official to determine the adequacy of such plan
   b. For buildings, dwellings or structures which are identified as being or containing public nuisances, then the vacant building plan shall contain a plan of action to remedy such public nuisances;
   c. Buildings classified as Category III shall meet with the Fire Marshal/Fire Chief to review structural deficiencies and determine a plan, in case of fire or other emergency. Findings/recommendations shall be part of the submitted plan.

(3) If the property is subject to a rehabilitation plan and the plan has been properly approved by the Community Development department, any transfer of property is subject to the terms of the vacant building plan. The transferee may apply to the city to be released from the requirements of the vacant building rehabilitation plan; however, a revised rehabilitation plan shall be submitted in its place for approval.

Section 1-5: Vacant building fees.

(1) Annual registration fees are based on the use, category classification and the number of years that a building has been vacant (after the effective date of the ordinance from which this article derives). All fees are due at the time of registration or renewal.

a. Fees for Non-residential structures are as follows:

Year	Category I	Category II	Category III
Initial Registration	$50	$50	$50
First Annual Renewal	$100	$150	$200
Second Annual Renewal	$500	$750	$1,000
Third Annual Renewal	$1000	$1500	$2000
Each year thereafter	$1500	$2250	$3000

b. Fees for Residential structures are as follows:

Year	Category I	Category II	Category III
Initial Registration	$0	$0	$0
First Annual Renewal	$50	$50	$100
Second Annual Renewal	$50	$250	$500
Third Annual Renewal	$50	$500	$1000
Each year thereafter	$50	$500	$1000

c. An annual compliance inspection fee of $50.00, in addition to the vacant building fee, is required on all non-exempt vacant buildings. The fee shall be paid at the time of registration and/or renewal.

d. Upon determination of a vacant building that hasn't been registered in accordance with this section additional penalties may apply in addition to the annual registration fees in accordance to section 1-6.

e. Delinquent registration fees as a lien. After the owner is given notice of the amount of the registration fee due, except for those owners that have properly perfected an appeal pursuant to section 1-7, and the owner fails to pay the amount due, said amount shall constitute a debt due and owing to the city, and the city may commence a civil action to collect such the unpaid debt.

f. Exemptions from annual registration fees may be granted for the following situations upon notification in writing to the City; registration is still required:
   i. Residential and commercial buildings that have been actively marketed for sale or rent over twelve (12) months. Must be maintained to minimum code for the duration on the market;
   ii. Buildings that are actively being renovated, up to twelve (12) months. Repairs and progression must be noticeable by the inspector/fire marshal. If renovations take longer than twelve (12) months, owner/agent may request an extension. Strongly recommend owner/agent request a reinspection every six (6) months to properly reflect category classification and maintain fee waiver.
   iii. Properties that are in probate and actively being transferred;
   iv. Structures damaged by a fire or weather event may be exempt for up to one year;
   v. Financial hardship;
   vi. Category I structures that have not had citations within the last twelve (12) months;
   vii. Buildings that are structurally deficient that have been ordered by the City to be demolished and removed, in which the owner has provided consent to the City to demolish, and the City has accepted the consent. Liens are to be placed against the property to cover the cost of demolition.

(2) Exemptions from annual registration fees not defined in this section may be requested to the Construction Board of Appeals for consideration.

Section 1-6: Enforcement and penalties.

(1) Upon determination that a vacant building owner has failed to register or update information in accordance with this section, an administrative penalty of $500.00 in addition to the registration/classification fee and inspection fee will be assessed, if not in compliance within 30 days after notice.

(2) Failure by the owner to submit a vacant building rehabilitation plan within 30 days of notice or comply with a vacant building plan that has been approved by the city under this section is a violation of the Code and may be assessed an administrative penalty of $500.00.

Section 1-7: Appeal.

Any person aggrieved by the requirements of this section may seek administrative appeal to the Construction Board of Appeals. Any person aggrieved by a final decision issued under this section by the Construction Board of Appeals, may seek relief in any court of competent jurisdiction as provided by the law.

This Ordinance shall be effective immediately upon final reading. Building owners have until July 31, 2023 to register vacant buildings.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2023.

_____
Danny Edwards, Mayor

(SEAL)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,

Second Reading
And Adoption: _____

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE 2023-2

CITY OF WALHALLA)

AN ORDINANCE TO REPEAL AND REPLACE ORDINANCE 1996-4 AND TO ESTABLISH THE MINIMUM REGULATIONS GOVERNING THE REGULATION OF BURNING OF LEAVES, TRASH, AND OTHER WASTE MATERIALS OUTDOORS BY RESIDENTS AND COMMERCIAL BUSINESSES IN THE CITY OF WALHALLA.

Whereas,

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 ordinance, shall be as follows:

SECTION 1. TITLE

The title of this ordinance shall be the 2023 Outdoor Burning Ordinance.

SECTION 2. PURPOSE

The purpose of this ordinance is:

I. to protect the citizens, visitors, and buildings of City of Walhalla.
II. to promote economic and general welfare of the people of City of Walhalla.
III. To establish guidelines for the proper burning and operation of open flame in the City of Walhalla. (Appendix A)

It shall be unlawful for any person to set or maintain a fire outdoors within the Corporate Limits of the City of Walhalla without a proper and in date permit. Permitted burning will only be allowed for the purpose of burning natural vegetation only. All other materials such as trash, tires, plastics, lumber, or other flammable materials will be strictly prohibited. This is in accordance with the legislation passed by the South Carolina Forestry Commission (SCFC) and the South Carolina Department of Health and Environmental Control (SC DHEC).

SECTION 3. ACCEPTED AND PROHIBITED BURNING MATERIALS

In accordance with South Carolina Forestry Commission Regulation 61-62.2 “Prohibition of Open Burning” and with SC DHEC guidelines, permitted burning will be accepted only for the following:

I. Burning of leaves, tree branches, or yard trimmings originating on the premises
II. Burning in connection with the preparation of food for immediate consumption.
III. Campfires and fires used solely for recreational purposes, ceremonial occasions, or human warmth. Fires set for these purposes must use only clean wood products (woody vegetation, leaves, or wood which is not coated with stain, paint, glue or other coating material, and not treated lumber).
IV. Burning for the purposes of agricultural or land management purposes can only burn material that originated on site and not moved from one site to another location.
V. The amount of dirt on the material must be minimized.
VI. No heavy oils, asphaltic materials, items containing natural or synthetic rubber, or any materials other that plant growth may be burned.
VII. In the event of large area or land clearing all burning operations must be in accordance with SCFC and SC DHEC regulations.

SECTION 4. RESIDENTIAL

All burning of any flammable materials in the outdoors shall be done under the authorization and supervision of the City of Walhalla Fire Department. Citizens, prior to burning, must contact the Fire Department and will be issued a burn permit after giving the Fire Department the following information which will include their phone number, location of burning, and permanent home address and what is to be burned. Permitted burning will only be allowed for materials outlined in Section 3 of this ordinance. Permits are issued for one (1) day with the understanding that if any complaints are received the Fire Department will extinguish the fire. Decision to extinguish the fire is solely at the discretion of the City of Walhalla Fire Department. There will be no burning permitted on Sundays.

SECTION 5. COMMERCIAL

All burning of any flammable materials in the outdoors shall be done under the authorization and supervision of the City of Walhalla Fire Department. Businesses, prior to burning, must contact the Fire Department and will be issued an Annual Commercial Burn Permit (Appendix B) after giving the Fire Department the following information which will include their phone number, location of burning, and what is to be burned. Permitted burning will only be allowed for materials outlined in Section 3 of this ordinance. Permits are issued for one (1) year with the understanding that if any complaints are received the Fire Department will extinguish the fire. Decision to extinguish the fire is solely at the discretion of the City of Walhalla Fire Department. There will be no burning permitted on Sundays.

SECTION 6. FINES AND FEES

RESIDENTIAL	COMMERCIAL	
FINES	**FEES**	**FINES**
1st offence- $0	Annual Permit- $50	1st offence- $100
2nd offence- $50		2nd offence- $250

3rd offence- $100		3rd offence- $500
4th offence- $200		4th offence- $1000
5th offence- Ban for 1 year		5th offence- Ban for 1 year

SECTION 6. SEVERABILITY CLAUSE

If any provision of this ordinance shall be held or made invalid by a court decision, statute or rule, or shall be otherwise rendered invalid, the remainder of this ordinance shall not be affected thereby.

SECTION 7. LEGALITIES

That nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as city in Section 6 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 8. ADOPTION

This ordinance shall take effect and be in force from and after its approval as required by law.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2023.

_____
Danny Edwards, Mayor

(SEAL)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____

APPENDIX A. BURN PERMIT WEATHER GUIDELINES

BURN PERMIT WEATHER GUIDELINES

The City of Walhalla Fire Department has the ultimate authority on determining if the weather conditions are safe to burn. At any time, all burn permits can be revoked temporarily due to weather. The following are general conditions that must be abided by for burning.

WIND: If the wind is over 5 mph for the day, there should be no burning that day.

HUMIDITY: If the humidity is higher than 30 percent, burning is allowed for that day. If the humidity is lower than 30 percent, burning is not allowed that day.

RED FLAG: If any point in time the South Carolina Forestry Commission issues a RED FLAG Burning Ban there shall be no burning until the ban has been lifted.

APPENDIX B. COMMERCIAL BURN PERMIT

Commercial Burn Permit

In accordance with Ordinance 2023-#.

Annual Commercial Burn Permit must be obtained from the Fire Department every year for burning at a Business in City Limits. Commercial Burn Permits will be at the cost of $50 per year. All burning shall be done in approved fire pits.

Burn Permit Rules and Regulations

- Fire must be attended at all times.
- If the fire gets off your property, the business owner will be responsible for damages.
- Only natural vegetation shall be burned. The fire shall **NOT** contain any **LUMBER.**
- No household garbage, tires, plastics, wires, insulation, furniture, or clothing may be burned.
- No types of starting fuel may be used.
- A copy of the burn permit shall be located at each business.
- A water source, a tool, and means of communication must be present at each burn site.
- Permit holders shall follow all weather requirements as set forth by the City of Walhalla Fire Department

Any permit issued may be revoked for the protection of life, property to prevent or to abate the nuisances caused by such burning. If the permit holder fails to comply with any terms or conditions of this permit, and as a result of the failure the City of Walhalla Fire Department is required to suppress a fire, the person or permit holder is responsible for the cost of fire suppression services in accordance with Ordinance 2023-# Section 5.

Business Name:_____

Address:_____

Owners:_____

Date:_____

Fire Department Representative:_____

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE NO. 2023-3

CITY OF WALHALLA)

AN ORDINANCE TO REPEAL AND REPLACE ORDINANCES 1980-4 AND 1987-6 AND REPLACE WITH; AN ORDINANCE TO PROVIDE FOR REGULATIONS REGARDING THE CONTROL OF DOGS.

WHEREAS, the City of Walhalla wishes provide a healthy and safe environment for visitors, citizens, employees and officials; and

WHEREAS, the City of Walhalla wishes to provide regulation on the control of dogs within the City of Walhalla; and

THEN, LET IT THEREFORE BE ORDAINED, by the City Council of Walhalla, SC to rescind Ordinance 1980-4 AND 1987-6 and replace in its entirety as follows:

Section 0. Title

Regulations for controlling dogs.

Section 1. Vicious dogs.

It shall be unlawful for any person to keep or maintain any vicious or ferocious dog within the corporate limits of the city.

If any person or property is injured or damaged by any such dog, the owner of such dog shall be prima facie guilty of a violation of this section.

Section 2. Howling, diseased, or destructive dogs.

The howling or barking of any dog to such an extent as to interfere materially with or affect the health, comfort or peace and quiet of the people is hereby declared a nuisance is said noise, is made by a dog and continuing for more than four cumulative minutes in any sixty-minute period.

It shall also be a nuisance to permit a dog to molest other dogs or pet animals, or to permit a dog to damage or destroy flowers, ornamental shrubs, or property of others.
A diseased or mangy dog is likewise declared to be a nuisance.

Any person harboring, keeping in possession, or having custody or control of any dog

which constitutes a nuisance, as defined in this section, who shall fail or refuse to take such action or do such things as will abate such nuisance when required in writing to do so by the chief of police shall be guilty of a misdemeanor.

Section 3. Rabies inoculation and tags—Required.

It shall be unlawful for any person to own or have in possession any dog which has not been inoculated against rabies within the preceding twelve (12) months by a licensed veterinarian.

It shall be the duty of each person having a dog inoculated against rabies to obtain from the veterinarian at the time of inoculation a metal badge or tag so prepared as to be capable of being attached to the collar of the dog, which badge or tag shall bear an inscription showing that such dog has been inoculated against rabies and the year of such inoculation. This badge or tag shall at all times, be attached to the collar of the dog so inoculated. If any dog is found to not have said tags attached the owner of such dog shall be guilty of a violation of this section.

Except as otherwise provided, it shall be unlawful for any person to remove from the collar of a dog the metal tag or badge thereto attached and which was issued by a duly licensed veterinarian at the time of issuance of a certificate in accordance with this article.

Section 4. Confinement of animals in heat.

It shall be the duty of the owner or any person having control of any animal to securely confine such animal and keep it concealed from view while such animal is in heat.
It shall be the duty of any police officer, animal control officer or other designated agent, to impound any such animal not confined as required in this section.

Section 5. Dogs at large.

It shall be unlawful for an owner of any dog to permit such dog to be at large, off the premises or property of the owner, without keeping such dog under restraint by a leash and in the control of a competent person.

It shall be unlawful to allow dogs to cause damage or destruction to, or defecate on public or private property other than on the property of the person owning or harboring such dog. Dog owners walking dogs on public property including parks, natural areas, and sidewalks, where allowed must clean up after their dogs.

This provision shall not apply for a service animal in performance of its trained duties.

Section 6. Penalties for violation.

Any person who violates any provision of this Ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined an amount not to exceed two hundred (200) dollars or imprisoned for not to exceed thirty (30) days, or both. In the case of continuing violations each day of violation shall constitute a separate offense.

Section 7. Severability

It is hereby declared to be the intention of the city council that the sections, paragraphs, sentences, clauses and phrases of this ordinances are severable and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared to be unconstitutional or invalid by a judgment or decree of any court of competent jurisdiction, the same being final, such a judgment shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2023.

_____
Danny Edwards, Mayor

(SEAL)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____
Public Hearing,
Second Reading
And Adoption: _____

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE 2023-4

CITY OF WALHALLA)

AN ORDINANCE TO REPEAL AND REPLACE ORDINACE 2006-5 TO REGULATE FALSE / NUISANCE ALARMS TO WHICH THE PUBLIC SAFETY SERVICES OF THE CITY OF WALHALLA RESPONDS.

Whereas,

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 ordinance, shall be as follows:

SECTION 1. TITLE

The title of this ordinance shall be the False / Nuisance Alarm Ordinance.

SECTION 2. PURPOSE

The purpose of this ordinance is:

I. to protect the citizens, visitors and buildings of City of Walhalla.
II. to promote economic and general welfare of the people of City of Walhalla.
III. to limit the danger and liability that the public and public safety services are exposed to.

The City of Walhalla Fire Department and Police Department responds on a regular basis to alarms which turn out to be false alarms. The Police and Fire Departments are unable to determine whether or not an alarm is false without responding to the call, thereby necessitating a response to each alarm. Responding to alarms requires the Police and Fire Departments to expend considerable manpower, fuel, apparatus and equipment maintenance costs and exposes them and the public to danger and liability due to the response level required.

The City of Walhalla assumes no responsibility for the installation, maintenance or repair of any required or non-required fire and/or burglar alarms.

It shall also be the responsibility of the alarm subscriber/ property owner to maintain up to date

keyholder information with the alarm company.

SECTION 3. SERVICE CHARGE

RESIDENTIAL
Every residence within the incorporated areas of the City of Walhalla that has a fire and/or burglar alarm system shall be considered in good standing to report a maximum of two (2) false alarms per one year period. After two (2) false alarm responses that the City of Walhalla Fire Department and/or Police Department has responded, a fee can/may be levied against the owner or lessee as follows:

Number of False Calls/ Year	Service Fee
1st Alarm	$0
2nd Alarm	$0
3rd Alarm	$60.00
4th Alarm	$120.00
5th Alarm	$240.00
6th Alarm	$480.00

After 6 alarms have occurred that required response each additional alarm after for the remainder of the year (12 month) shall be charged at $480.00 per alarm.

The one-year (12 month) period shall start on January 1st and end on December 31st of each calendar year.

COMMERCIAL
Every commercial business within the incorporated areas of the City of Walhalla that has a fire and/or burglar alarm system shall be considered in good standing to report a maximum of two (2) false alarms per one year period. After two (2) false alarm responses that the City of Walhalla Fire Department and/or Police Department has responded, a fee can/may be levied against the owner or lessee as follows:

Number of False Calls/ Year	Service Fee
1st Alarm	$0
2nd Alarm	$0
3rd Alarm	$125.00
4th Alarm	$250.00
5th Alarm	$500.00
6th Alarm	$1000.00

After 6 alarms have occurred that required response each additional alarm after for the remainder of the year (12 month) shall be charged at $1000.00 per alarm.

The one-year (12 month) period shall start on January 1st and end on December 31st of each calendar year.

SECTION 3. FIRE DEPARTMENT

I. After receiving and responding to two (2) false alarms any additional false alarms for the remainder of the year (12 month) the City of Walhalla Fire Chief or his/her designee can/may present an invoice for the fee imposed. The City of Walhalla Fire Department shall keep a duplicate copy of the invoice on file. The offending party shall have thirty (30) days to pay said invoice to the City of Walhalla. In the event that the offending party does not pay the invoice withing thirty (30) days, the City of Walhalla can/may file a civil action for the collection of said invoice. If the City of Walhalla files a civil action to collect said invoice, the City of Walhalla shall also be entitled to attorney's fees, Court costs and costs incurred for collecting said invoice.

SECTION 4. POLICE DEPARTMENT

I. After receiving and responding to two (2) false alarms for any additional false alarms for the remainder of the year (12 month) the City of Walhalla Police Chief or his/her designee shall present an invoice for the fee imposed. The City of Walhalla Police Department shall keep a duplicate copy of the invoice on file. The offending party shall have thirty (30) days to pay said invoice to the City of Walhalla. In the event that the offending party does not pay the invoice withing thirty (30) days, the City of Walhalla may file a civil action for the collection of said invoice. If the City of Walhalla files a civil action to collect said invoice, the City of Walhalla shall also be entitled to attorney's fees, Court costs and costs incurred for collecting said invoice.

SECTION 5. SEVERABILITY CLAUSE

If any provision of this ordinance shall be held or made invalid by a court decision, statute, or rule, or shall be otherwise rendered invalid, the remainder of this ordinance shall not be affected thereby.

SECTION 6. LEGALITIES

That nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as city in Section 5 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 7. ADOPTION

This ordinance shall take effect and be in force from and after its approval as required by law.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2022.

_____
Danny Edwards, Mayor

(SEAL)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____

CITY OF WALHALLA PLANNING COMMISSION

Chris Grant, Chair
Jessie Bunning
William Tatum
Kelvin Bryant, Vice Chair
Regina Orr

March 13, 2023

Mayor Edwards
Members of City Council
206 N Church Street
Walhalla, SC 29691

RE: Historic Preservation Ordinance | Letter of Transmittal

Mayor Edwards and Members of Council:

On Monday, March 13, 2023, the Walhalla Planning Commission held an advertised public hearing and reviewed the proposed Historic Preservation Ordinance. After discussion, the Planning Commission voted to recommend the enclosed draft to City Council for its review and adoption.

If you have any questions or concerns, please don't hesitate to contact me. We appreciate the opportunity to partner alongside you to serve the citizens of Walhalla.

Sincerely,

Kelvin Bryant
Planning Commission Vice-Chair

KB/cbm

Enclosure

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE 2023-05

CITY OF WALHALLA)

AN ORDINANCE TO ESTABLISH LOCAL HISTORIC PROPERTY DESIGNATION PROGRAM AND DESIGN REVIEW

Whereas, the City of Walhalla wishes to establish a program to preserve, promote and develop the City's historical resources; and

Whereas, such program would allow for the establishment of a local historic register and the designation of historic landmarks, sites and districts that represent archaeological, architectural, cultural and historic significance of the City's resources; and

Whereas, local historic registers are a foundational element of historic preservation programs, enabling communities to survey, recognize and preserve their unique history and culture by inventorying and listing these resources; and

Whereas, historic preservation programs can preserve community character, promote cultural, economic and general welfare of its citizens, strengthen local economics and improve a community's quality of life;

NOW THEREFORE: it is ordained and enacted that: by the Mayor and Council members of the City of Walhalla, in Council assembled, that the following ordinance, shall be as follows:

SECTION 1. TITLE
The title of this ordinance shall be the City of Walhalla Historic Preservation Ordinance.

SECTION 2. PURPOSE
The purpose of this ordinance is to promote the public health, safety and general welfare by providing for the for the identification, protection, enhancement, perpetuation and use of improvements, buildings and their settings, structures, objects, monuments, sites, places, and areas within the City of Walhalla that reflect special elements of the City's architectural, artistic, cultural, engineering, aesthetic, historical, social and other heritage to achieve the following objectives:

(A) Safeguard the heritage of the City by encouraging the voluntary protection of historic resources, representing significant elements of its history;
(B) Enhance the visual character of the City by encouraging and providing for the voluntary preservation of those buildings that reflect unique and established architectural traditions that contribute to the established neighborhoods of the City;
(C) Foster public appreciation of and civic pride in the beauty of the City and the accomplishments of its past;
(D) Strengthen the economy and improve property values of the City by protecting and enhancing the City's attraction to residents and visitors;
(E) Promote the private and public use of historic resources for the education, prosperity and general welfare of the people;

(F) Stabilize and improve property values within the City; and
(G) Achieve historic preservation through the encouragement and promotion of voluntary additions to the City's Historic Register.

This ordinance is part of the zoning ordinance of City of Walhalla and is enacted pursuant to the South Carolina Code of Laws, Sections 6-29-710 and Section 6-29-870 et sequitur.

SECTION 3. DEFINITIONS

Additions. An addition is an expansion of a building that increases the original size or footprint of the structure by constructing additional space.

Alteration. A change in the external architectural features of any historic structure or in the interior of any such structure if the interior feature is specifically included in the historic designation; a change in the landscape features of any historic site or place; or work having an adverse effect upon designated archaeological resources.

Character-Defining Features. Overall shape of the building, its materials, craftsmanship, decorative details and features, as well as the various aspects of its site and environment; features that capture the historic character of the building.

Certificate of Appropriateness. Document issued by the Planning Commission, following a prescribed review procedure, certifying that the proposed actions by an applicant are found to be acceptable in terms of design criteria relating to the individual property or the historic district.

Cultural Landscape. Geographic area, including both cultural and natural resources and the wildlife or domestic animals therein, associated with an historic event, activity, or person or exhibiting other cultural or aesthetic values.

Department. The City of Walhalla Community Development Department.

Director. The City's Community Development Director or designee.

Exterior architectural features. The architectural style, general design and general arrangement of the exterior of a building, structure or object, including but not limited to the kind or texture of the building material and the type and style of all windows, doors, signs and other appurtenant architectural fixtures, features, details or elements relative to the foregoing.

Historic District. An area, designated by the city council, upon the recommendation of the Planning Commission and pursuant to the provisions of this ordinance.

Historic Integrity. The ability of a property to convey its significance. Historic properties either retain integrity (convey their significance) or they do not. Within the concept of integrity, the National Register criteria recognizes seven aspects or qualities that, in various combinations, define integrity. The seven aspects of integrity are location, design, setting, materials, workmanship, feeling and association.

Historic Property. Any place (including an archaeological site or the location of a significant historical event), building, structure, work of art, fixture or similar object that has been individually designated by City Council or designated as a contributing property within a historic district.

Historic Register (Register). The City's list of properties formally designated as historic resources after an application is filed by the property owner. The current list of designated properties will be kept on file at the Community Development office. Properties on the South Carolina and National Register are automatically eligible for the City's Historic Register.

Historic Resource. A property or structure that (1) is listed on the City's Historic Register, (2) is listed on the South Carolina Register of Historical Resources, (3) has been officially determined to be eligible for the South Carolina Register of Historical Resources by the State Historical Resource Commission, (4) is listed on the National Register of Historic Places, (5) has been officially determined to be eligible for the National Register of Historic Places by the National Park Service, or (6) the City is mandated by law to treat as a historic resource based on substantial evidence in light of the whole record. Generally, a resource shall be considered to be "historically significant" if the resource meets the criteria for listing on the SC Register of Historical Resources.

Local Design Guidelines or Style Guide. A set of guidelines that provide recommendations for treatments of various building systems, such as windows and roofs, as well as information specific to particular architectural styles. This document would provide preferred design examples and guidelines for the alteration of historic resources. Projects which are consistent with these guidelines will typically not create an adverse impact to an historic resource.

Material Change in Appearance. A change that will affect either the exterior architectural or environmental features of a historic property or any building, structure, site, object, or landscape feature within a historic district, such as:

(1) A reconstruction or alteration of the size, shape or facade of a historic property, including relocation of any doors or windows or removal or alteration of any architectural features, details or elements;

(2) Demolition or relocation of a historic structure;

(3) Commencement of excavation for construction purposes;

(4) A change in the location of advertising visible from the public right-of-way; or

(5) The erection, alteration, restoration or removal or any buildings or other structure with a historic property or district, including walls, fences, steps and pavements, or other appurtenant features, except exterior paint alterations.

Object. An object is a material thing of functional, aesthetic, cultural, historical or scientific value that may be, by nature or design, movable yet related to a specific setting or environment.

Site. A site is the location of a significant event, a prehistoric or historical occupation or activity, or a building or structure, whether standing, ruined, or vanished, where the location itself maintains historical or archaeological value regardless of the value of any existing structure.

Structure. A structure is a work made up of interdependent and interrelated parts in a definite pattern of organization. Constructed by man, it is often an engineering project large in scale.

Substantial Hardship. Hardship, caused by unusual and compelling circumstances, based on one or more of the following: (1) the property cannot reasonably be maintained in the manner dictated by the ordinance, (2) there are no other reasonable means of saving the property from deterioration, or collapse, or (3) the property is owned by a nonprofit organization, and it is not feasible financially or physically to achieve the charitable purposes of the organization while maintaining the property appropriately.

SECTION 4. COMMISSION AUTHORIZATION.

(a) It is hereby established that the City's Planning Commission (Commission) shall have the responsibility to oversee the Historic Designation Program and design review duties.

(b) *Planning Commission Powers.* The Planning Commission shall be authorized to:

(1) Prepare and maintain, or cause to have prepared and maintained, an inventory of all property within the City having the potential for designation as historic property;

(2) Review requests by property owners for historic designation and inclusion on the City's Historic Register;

(3) Recommend to the City Council specific districts, sites, buildings, structures, or objects to be designated by ordinance as historic properties or historic districts;

(4) Review applications for certificates of appropriateness, and grant or deny same in accordance with the provisions of this ordinance;

(5) Recommend to the City Council that the designation of any district, site, building, structure or object as a historic property or as a historic district be revoked or removed;

(6) Perform, or cause to have performed, historic preservation activities within the City; and

(7) Review and make comments to the State Board of Review concerning the nomination of properties within its jurisdiction to the South Carolina and National Register of Historic Places.

(c) *Planning Commission's power to adopt standards:* The Commission shall develop, or cause to have developed, and adopt standards, design guidelines and criteria to perform its duties. The Commission shall have the flexibility to adopt design standards without amendment to this ordinance.

SECTION 5. RECOMMENDATION AND DESIGNATION OF HISTORIC DISTRICTS AND PROPERTIES.

(a) *Historic Property Inventory:* Commission shall compile and collect information of historic resources within the city-limits of Walhalla.

(b) *Historic Property Register:*

(1) Initial inclusion on the City's Historic Register shall be voluntary and require the approval of the property owner.

(2) The Commission shall, through the City Community Development Department, accept requests for historic designation and inclusion on the City's Historic Register.

(3) Prior to the Commission's recommendation of a historic district or historic property to the City Council for designation, the Commission shall compile a report for nomination consisting of:

a. A physical description;

b. A statement of the historical, cultural, architectural and/or aesthetic significance;

c. A map showing district boundaries and zoning classification of individual properties therein, or showing boundaries of individual historic properties; and

d. Representative photographs.

(4) Properties or districts accepted for inclusion on the City's Historic Register are eligible to apply for a City plaque or marker, detailing its significance. Any fees associated with the plaques and/or markers shall be set by the City Council.

(c) *Designation of a Historic District:*

(1) A historic district is a geographically definable area, which contains buildings, structures, sites, objects, and landscape features or a combination thereof, which:

a. Has special character of special historic/aesthetic value or interest;

b. Represents one or more periods, styles, or types of architecture typical of one or more eras in the history of the City, County or State; and

c. Causes such area, by reason of such factors, to constitute a visibly perceptible section of the City.

(2) Boundaries of a historic district shall be included in the separate ordinances designating such districts and shall be shown on the official zoning map of the city.

(d) *Designation of a historic property:* A historic property or landmark is a building, structure, site, or object; including the adjacent area necessary for the proper appreciation or use thereof, deemed worthy of preservation by reason of value to the City for one of the following reasons:

(1) It has significant inherent character, interest, or value as part of the development or heritage of the community, state, or nation; or

(2) It is one of the few remaining examples of a past architectural style;

(3) It is a place or structure associated with an event or persons of historic or cultural significance to the community, state, or nation; or

(4) It is the site of natural or aesthetic interest that is continuing to contribute to the cultural or historical development and heritage of the community, state or nation.

(5) It is the work of a designer whose work has influenced significantly the development of the community, state or nation; or

(6) It contains elements of design, detail, materials, or craftsmanship which represent a significant innovation; or

(7) It is part of or related to a square or other distinctive element of community planning; or

(8) It represents an established and familiar visual feature of the neighborhood or community; or

(9) It has yielded, or may be likely to yield, information important in pre-history or history.

(10) Property is listed on the South Carolina Register of Historical Resources; eligible for the South Carolina Register of Historical Resources; listed on the National Register of Historic Places; or eligible for the National Register of Historic Places.

(e) *Requirements for adopting an ordinance for the designation of historic districts and historic properties:*

(1) Any ordinance designating any property or district as historic shall:

a. List each property in a proposed historic district or describe the proposed individual historic property;

b. Set forth the name(s) of the owner(s) of the designated property or properties;

c. Require that a certificate of appropriateness be obtained from the Commission prior to any material change in appearance of the designated property; and

d. Require that the property or district be shown on the official zoning map of the city and be kept as a public record to provide notice of such designation.

(2) The Planning Commission and/or City Council shall hold a public hearing on any proposed ordinance for the designation of any historic district or property, following the established public notice requirements of the City.

(3) The Planning Commission shall transmit its recommendation to City Council, following its public meeting.

(4) Following receipt of the Commission recommendation, the City Council may adopt the ordinance as proposed, may adopt the ordinance with any amendments they deem necessary, or reject the ordinance.

SECTION 6. APPLICATION FOR CERTIFICATE OF APPROPRIATENESS (COA).

(a) *Approval of material change in appearance in historic districts or involving historic properties:* After the designation by ordinance of a historic property or a historic district, no material change in the appearance of such historic property, or of a contributing or non-contributing building, structure, site or object within such historic district, shall be made or be permitted to be made by the owner or occupant thereof, unless or until the application for a certificate of appropriateness has been submitted to and approved by the Commission. A building permit shall not be issued without a certificate of appropriateness. A separate zoning permit shall not be required for work requiring a COA.

(b) *Submission of supporting documentation to Commission:* An application for a certificate of appropriateness shall be accompanied by supporting documentation, such as drawings, plans, photographs, etc. as may be required by the Commission.

(c) *Interior alterations:* In its review of applications for certificates of appropriateness, the Commission shall not consider interior arrangement or use having no effect on exterior architectural features.

(d) *Technical advice:* The Commission shall have the power to seek technical advice from outside its members on any application.

(e) *Public hearings on applications for certificates of appropriateness:* The Commission shall schedule and hold a public hearing at which the proposed certificate of appropriateness is discussed. Notice of the hearing shall be published in the newspaper of general circulation. The subject property shall be posted; and all adjacent property owners of the subject property shall be notified of the request and hearing.

(f) *Commission Actions to Applications for Certificate of Appropriateness:*

(1) Commission action: The Commission may approve the certificate of appropriateness as proposed, approve the certificate of appropriateness with any modifications it deems necessary, or reject it.

a. The Commission shall approve the application and issue a certificate of appropriateness if it finds that the proposed material change(s) in the appearance would not have a substantial adverse effect on the aesthetic, historic, or architectural significance and value of the historic property or the historic district.

In making this determination, the Commission shall consider, in addition to any other pertinent factors, the following criteria for each of the following acts:

1. Reconstruction, alteration, new construction or renovation: The Commission shall issue certificates of appropriateness for the above proposed actions if those actions conform in design, scale, building materials, setbacks and site features, and to the Secretary of Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings.
2. Relocation: A decision by the Commission approving or denying a certificate of appropriateness for the relocation of a building, structure, or object shall be guided by:
    i. Whether the present setting of the building contributes to its historic character and aesthetic interest.
    ii. Whether there are definite plans for the area to be vacated and what the effect of those plans on the character of the surrounding area will be.
    iii. Whether the building, structure or object can be moved without significant damage to its physical integrity.
    iv. Whether the proposed relocation area is compatible with the historical and architectural character of the building, structure, site or object.
3. Demolition: A decision by the Commission approving or denying a certificate of appropriateness for the demolition of buildings, structures, sites, or objects shall be guided by:
    i. The historic, scenic or architectural/significance of the building, structure, site, or object.
    ii. The importance of the building, structure, site, or object to the ambiance of a district.
    iii. The difficulty or the impossibility of reproducing such a building, structure, site, or object because of its design, texture, material, detail, or unique location.
    iv. Whether the building, structure, site, or object is one of the last remaining examples of its kind in the neighborhood or the city.
    v. Whether there are definite plans for use of the property if the proposed demolition is carried out, and what the effect of those plans on the character of the surrounding area would be.
    vi. Whether reasonable measures can be taken to save the building, structure, site, or object from collapse.
    vii. Whether the building, structure, site, or object is capable of earning reasonable economic return on its value.

(g) *Undue hardship:* When, by reason of unusual circumstances, the strict application of any provision of this article would result in the exceptional practical difficulty or undue economic hardship upon any owner of a specific property, the Board of Zoning Appeals shall have the power to vary or modify strict provisions, so as to relieve such difficulty or hardship: provided such variances, modifications, interpretations remain in harmony with the general purpose and intent of said provisions, so that the architectural or historical integrity, or character of the

property shall be conserved and substantial justice done. In granting variances, the Board of Zoning Appeals may impose such reasonable and additional stipulations and conditions as will, in its judgement, best fulfill the purpose of this article. An undue hardship shall not be a situation of the person's own making. The Planning Commission remains responsible for approving or denying the certificate of appropriateness, should a variance be requested of and approved by the Board of Zoning Appeals.

(h) *Deadline for approval or rejection of application for certificate of appropriateness:* The Commission shall approve or reject an application for a certificate of appropriateness within 30 days after the scheduled public hearing. Failure of the Commission to act within said 30 days shall constitute approval.

(i) *Denial of application for certificate of appropriateness:*

(1) In the event the Commission rejects an application, it shall state its reasons for doing so, and shall transmit a record of such actions and reasons, in writing, to the applicant. The Commission may suggest alternative courses of action it thinks proper if it disapproves of the application submitted. The applicant may make modifications to the plans and may resubmit the application at any time after doing so.

(2) In cases where the application covers a material change in the appearance of a structure which would require the issuance of a building permit, the rejection of the application for a certificate of appropriateness by the Commission shall be binding upon the building inspector or other administrative officer charged with issuing building permits and, in such a case, no building permit shall be issued.

(j) *Requirement of conformance with certificate of appropriateness:* All work performed pursuant to an issued certificate of appropriateness shall conform to the requirements of such certificate. In the event work is performed not in accordance with such certificate, the City code enforcement staff or designee shall issue a cease-and-desist order and all work shall cease.

(k) *Certificate of appropriateness void if construction not commenced:* A certificate of appropriateness shall become void if construction is not commenced within 12 months of date of issuance. A certificate of appropriateness shall be issued for a period of 12 months and is renewable for one 12-month extension with staff approval.

(l) *Recording an application for certificate of appropriateness:* The Commission shall keep a public record of all applications for certificates of appropriateness, and of all the Commission’s proceedings in connection with said application.

(m) *Appeals:* Any person adversely affected by any determination made by Community Development staff in the enforcement or interpretation of this ordinance may appeal such determination to the Board of Zoning Appeals, within ten (10) calendar days of the written determination. Any person adversely affected by any determination made by the Planning Commission may appeal such determination to the Courts of South Carolina pursuant to the South Carolina Code of Laws, Section 6-29-900 et sequitur.

SECTION 7. MAINTENANCE OF HISTORIC PROPERTIES AND BUILDING AND ZONING CODE PROVISIONS.

(a) *Ordinary maintenance or repair:* Ordinary maintenance or repair of any exterior architectural or environmental feature in or on an historic property to correct deterioration, decay, or to sustain the existing form, and that does not involve a material change in design, material or

outer appearance thereof, does not require a certificate of appropriateness.

(b) *Applicability of property maintenance code:* Property owners of historic properties or properties within historic districts shall be subject to the City's adopted property maintenance code.

(c) *Affirmation of existing building and zoning codes:* Nothing in this article shall be constructed as to exempt property owners from complying with existing city building and zoning codes, nor prevent any property owner from making any use of this property not prohibited by other statutes, ordinances or regulations.

SECTION 8. PENALTY PROVISIONS,

Violations of any provisions of this article shall be punished in the same manner as provided for punishment of violations of validly enacted ordinances of the city.

SECTION 9. SEVERABILITY.

In the event that any section, subsection, sentence, clause or phrase of this article shall be declared or adjudged invalid or unconstitutional, such adjunction shall in no manner affect the other sections, sentences, clauses, or phrases of this article, which shall remain in full force and effect, as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally part thereof.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2023.

_____
Danny Edwards, Mayor

(seal)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____

CITY OF WALHALLA PLANNING COMMISSION

Chris Grant, Chair
Jessie Bunning
William Tatum

Kelvin Bryant, Vice Chair
Regina Orr

March 13, 2023

Mayor Edwards
Members of City Council
206 N Church Street
Walhalla, SC 29691

RE: Amendment to the Animal Ordinance | Letter of Transmittal

Mayor Edwards and Members of Council:

On Monday, March 13, 2023, the Walhalla Planning Commission held an advertised public hearing and reviewed the proposed amendment to the Animal Ordinance. After discussion, the Planning Commission voted to recommend the enclosed draft to City Council for its review and adoption.

If you have any questions or concerns, please don't hesitate to contact me. We appreciate the opportunity to partner alongside you to serve the citizens of Walhalla.

Sincerely,

Kelvin Bryant
Planning Commission Vice-Chair

KB/cbm

Enclosure

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE 2023-06

CITY OF WALHALLA)

AN ORDINANCE TO AMEND THE CITY OF WALHALLA CODE OF ORDINANCES, TO ALLOW FOR THE CONDITIONAL RAISING AND KEEPING OF CHICKENS WITHIN RESIDENTIAL DISTRICTS OF THE CITY LIMITS

Whereas, there has been interest within City limits in urban farming relating to the keeping of backyard chickens; and

Whereas, fostering sustainable efforts and green, environmentally friendly living within the City of Walhalla is important to quality of life of our citizens; and

Whereas, domesticated hens may be used for companionship, educational purposes, and non-commercial production of eggs in support of sustainable green living, and

Whereas, providing appropriate guidelines for backyard chickens that ensure the safety of the animals, maintain sanitary conditions of the property and protect the animals' welfare, and enforceable codes to maintain the quality of the owner's property and to prevent any impairment on the enjoyment of surrounding properties, are imperative for compliance with this ordinance; and

Whereas, outlining specific guidelines and regulations will provide a clear understanding to those interested in backyard chickens, as well as, to ensure a safe and clean environment in neighborhoods where permitted.

Now Therefore: it is ordained and enacted that: by the Mayor and Council members of the City of Walhalla, in Council assembled, that the Animal ordinance, shall be amended as follows:

Livestock and Fowl

Restrictions.

It shall be unlawful for any person, firm or corporation to keep or maintain any horses, mules, cows, sheep, goats, hogs, pigs, shoats, swine or other livestock or any chickens, turkeys or other barnyard fowl within the City of Walhalla other than as provided for below:

~~A. One horse or cow per acre may be kept within the Cane Creek Basin, described as the 100-year floodplain and as shown on the FEMA map and further described in the City of Walhalla Zoning Ordinance (see Chapter 230, Part 1).~~
~~B. On parcels or lots greater than two acres in size, chickens, horses and cows may be maintained. The animals must be kept on the property.~~

(A) A single parcel or lot which is two acres or greater, in a single-family residential zone, may have one horse or head of cattle for each two acres unless the County Extension Service Livestock Agent certifies that the land uses will support additional animals. Such certificate shall be presented to the Zoning Administrator. Any such

conditional use is subject to an annual review.

(B) Except as otherwise provided, it shall be unlawful for any person within residential districts of the city limits to keep, or allow or permit the keeping of, or possession of any chicken, poultry, pea fowl, guineas, ducks, geese, or other fowl, except as provided and specified in this section.

a. The following shall be accepted and exempt from the provisions above.

i. No more than four (4) domesticated female chickens (hens) shall be kept, maintained, or raised on minimum one (1) acre lots with single-family dwellings only. No roosters whatsoever shall be allowed. The following are additional requirements regarding the maintenance of domesticated female chickens.

ii. Hens shall be confined at all times within a coop or chicken run, which is fully enclosed and made of suitable, washable material, except when under the personal supervision of an owner or custodian. Fenced enclosures and chicken coops must be property ventilated, clean, dry, and odor-free, kept in a neat and sanitary condition at all times, in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact.

iii. A coop shall not exceed 120 square feet in area or six (6) feet in height. There shall be a minimum six square feet of run space per hen. Coops must be completely enclosed and constructed in a uniform manner of a sturdy material that provides protection from potential predators and the elements, and properly ventilated. Runs must be constructed of a fencing material that prevents potential predators from getting in, and hens from escaping.

iv. Runs and coops must be well drained so that there is no accumulation of chicken excrement, and shall be cleaned on a regular basis with all droppings and excretion disposed of in a manner so as not to attract flies or varmints, unless otherwise disposed of in accordance with any federal, state, or health regulation.

v. Chickens, coops, runs, or other structures for housing chickens shall only be located or permitted between the rear of the principal structure and the rear lot line of the premises; must be screened from the side and rear lot lines by shrubbery or a privacy fence at least five (5) feet tall, if within sight of neighboring properties; and shall not be located within fifteen (15) feet of any property line and fifty (50) feet of the nearest neighboring residence or commercial building.

vi. No person shall slaughter any chickens within City limits. It shall be unlawful to raise chickens for commercial purposes within the city limits.

vii. No person shall keep chickens on premises within the city without first receiving an approved permit (renewable annually) on June 30 of each year, along with an initial and annual compliance inspection, and payment of the registration fee, as set by the City Council.

viii. A permit to keep hens may be suspended, revoked, or not issued by the city where there is a risk to public health or safety, or for any violation of, or failure to comply with, any provision of other applicable ordinances or laws, including local subdivision covenants.

ix. Every person keeping, maintaining, or raising chickens and/or fowls within the corporate limits of the city prior to or on the effective date of this section shall conform to and be in full compliance with the regulations of this section within ninety (90) days after its passage.

x. Any person violating any provision of this section shall be deemed guilty of an offense and shall be subject to a fine of up to five hundred dollars ($500) or imprisonment for not more than thirty (30) days upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent penalties and costs provided herein.

SEVERABILITY.

In the event that any section, subsection, sentence, clause or phrase of this article shall be declared or adjudged invalid or unconstitutional, such adjunction shall in no manner affect the other sections, sentences, clauses, or phrases of this article, which shall remain in full force and effect, as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally part thereof.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2023.

_____
Danny Edwards, Mayor

(seal)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____

CITY OF WALHALLA PLANNING COMMISSION

Chris Grant, Chair
Jessie Bunning
William Tatum
Kelvin Bryant, Vice Chair
Regina Orr

March 13, 2023

Mayor Edwards
Members of City Council
206 N Church Street
Walhalla, SC 29691

RE: Short-Term Rental Ordinance | Letter of Transmittal

Mayor Edwards and Members of Council:

On Monday, March 13, 2023, the Walhalla Planning Commission held an advertised public hearing and reviewed the proposed Short-Term Rental Ordinance. After discussion, the Planning Commission voted to recommend the enclosed draft to City Council for its review and adoption.

If you have any questions or concerns, please don't hesitate to contact me. We appreciate the opportunity to partner alongside you to serve the citizens of Walhalla.

Sincerely,

Kelvin Bryant
Planning Commission Vice-Chair

KB/cbm

Enclosure

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE 2023-07

CITY OF WALHALLA)

AN ORDINANCE TO AMEND THE ZONING CHAPTER OF THE MUNICIPAL CODE OF THE CITY OF WALHALLA, SOUTH CAROLINA TO PROVIDE FOR SHORT-TERM RENTALS, ESTABLISHING REGULATIONS FOR SUCH USE, AND OTHER MATTERS RELATING THERETO

Whereas, the City of Walhalla has seen as increase in demand for short-term rentals within City limits; and

Whereas, the City wishes to establish regulations to provide for privately owned residential property to be used as vacation homes or other short-term rentals;

Whereas, the City desires to minimize the adverse effects of short-term rental uses on surrounding residential properties and neighborhoods, and to preserve the character, integrity and stability of residential neighborhoods, in which short-term rental properties are located; and

Whereas, under SC Code Ann.§ 5-7-30 (Supp. 2021), the City Council is authorized to adopt ordinances on any subject which appears to it necessary and proper for the security, general welfare and convenience of the municipality or for preserving health, peace, order and good government in it; and

Whereas, the City Council has determined that the regulations set out in this Ordinance are in the best interest of the public health, safety, and welfare of the citizens of the City of Walhalla

NOW THEREFORE: it is ordained and enacted that: by the Mayor and Council members of the City of Walhalla, in Council assembled, that the following ordinance, shall be as follows:

Subsection (6) of *Conditional uses. The following uses shall be permitted in any R-25 Zoning District, subject to the conditions of this Part 1:*

Short-term rental units that meet the following requirements:

a. Detached single-family dwellings and accessory dwellings may be rented. Manufactured homes are not eligible for short-term rental.

b. A maximum of six (6) bedrooms shall be allowed with no more than two (2) adults in each room. The maximum number of any rental party (adults and children) shall not exceed twelve (12) people.

c. Rooms shall be rented for a maximum of ~~fourteen (14)~~ forty-five (45) consecutive days.

d. Rental homes should reflect and blend in with the character of the neighborhood.

e. Owners shall ~~apply for~~ register and receive ~~a~~ Short-Term Rental ~~Permit~~ approval from the City of Walhalla, prior to operating as a short-term rental unit.

~~a. Short-Term Rental Permits shall be valid from January 1 to December 31 of any calendar year and shall only be valid for the calendar year during which the Short-Term Rental Permit is issued, irrespective of the date on which the Short-Term Rental Permit is issued. Applications may be submitted for forthcoming calendar year beginning November 1.~~

~~b.~~a. A ~~Short-Term Rental~~ Zoning Permit must be obtained for each short-term rental property that is offered for short-term rental.

~~c.~~b. ~~Short-Term Rental Permits~~ Approvals are non-transferrable and are only valid for the short-term rental property described in the ~~Short-Term Rental~~ Zoning Permit.

~~d.~~c. It is the duty of the Owner to notify the City of Walhalla of any changes to the contact information of the Owner and any Short-Term Rental Agent employed or engaged by the Owner for each ~~Short-Term Rental Permit~~ approval issued to the Owner.

~~e.~~d. The ~~application~~ fee for the ~~Short-Term Rental~~ Zoning Permit shall be set each year by the City Council in the annual Budget Ordinance.

~~f.~~e. The application for registration and a ~~Short-Term Rental~~ Zoning Permit shall be made on ~~a~~ forms published by the City of Walhalla and must be delivered with the ~~application~~ zoning permit fee and following documentation:

i. A site plan showing compliance with the requirements of this Chapter;

ii. A copy of the rental agreement with rental rules. The rental agreement shall specify the following:

1. The minimum and maximum stay.

2. The maximum number of guests. For primary house rentals, the total number of allowed guests (adults and children) is twelve (12). For accessory dwelling rentals, the total number of guests is limited to four (4).

3. The maximum number of vehicles permitted at the unit--which shall be based on the number of bedrooms and the design of the driveway. For primary house rentals, the number of vehicles is limited to 1 per bedroom, maximum of six (6). For accessory dwelling rentals, the maximum number of vehicles is limited to two (2).

4. Where guests are to park. The agreement shall specify that guests are to park on-site and not in the street.

5. That the City's noise ordinance applies and quiet hours are between 10:00 PM and 7:00 AM.

6. Prohibit large gatherings, such as weddings and reunions unless specifically approved by the City.

7. Pets, if permitted, are not to be left outside unattended and must abide by the regulations set forth in the Animal Chapter of the City Code.

8. Rental rules, including use of the sanitation roll-carts, and emergency contact information including the police non-emergency number, shall be posted in a conspicuous location in the unit.

iii. A copy of the property management plan:

1. The property management plan shall identify a Short-Term Rental Agent. Where the property owner does not live on the premises, the Short-Term Rental Agent must be available to appear on the premises to respond to a complaint within ~~thirty (30) minutes~~ one (1) hour of being notified by the Zoning Administrator or other City official. Where the property owner lives on the premises, a back-up Short-Term Rental Agent must be identified unless the owner certifies the unit will not be rented when the owner is out of town. The Zoning Administrator shall be notified when management of the unit changes. Failure to comply with the approved property management plan shall result in the revocation of the short-term ~~permit~~ rental approval.

2. A copy of the fire alarm monitoring contract, if applicable.

~~g.~~f. Review of ~~an application for a~~ the Zoning Permit and registration for Short-Term Rental ~~Permit~~ approval shall be conducted by the Zoning Administrator, and ~~the Short- Term Rental Permit~~ approval shall be granted unless the Owner fails to meet the conditions and requirements of this Chapter, or otherwise fails to demonstrate:

i. Compliance with this Chapter; or

ii. There are no outstanding citations for any activities occurring at or connected with the Short-Term Rental Property; or

iii. Compliance with any other City Ordinance or any relevant state or federal law regarding activities at the Short-Term Rental Property.

Any false statements or inaccurate or untrue information in the application are grounds for revocation or suspension of the Short-Term Rental ~~Permit~~ approval and/or imposition of penalties, including denial of future applications.

~~h.~~g. Short-Term Rental ~~Permits~~ approval shall not be issued prior to a scheduled inspection with the Fire Marshal and approval obtained.

~~i.~~h. Every person or business entity which:

i. Acts as a Short-Term Rental Agent, and

ii. Submits an application to register for Short Term Rental ~~Permit~~ approval on behalf of any Owner, must submit a complete registration application that includes all the information required in the form of the application and which has been signed by the Owner.

f. Licenses, Permits, Payment of Fees and Taxes Fees Required.

a. No Owner may offer any Short-Term Rental Property for Short-Term Rental without initially and on a continuing basis:

i. Obtaining a valid and current Short-Term Rental ~~Permit~~ approval from the City of Walhalla, South Carolina; and

ii. Obtaining a valid and current business license for Short-Term Rental of property from the City of Walhalla, South Carolina; and

iii. Paying all applicable fees and taxes associated with any ~~application for a Short-Term Rental~~ Zoning Permit or business license, and all sales or other similar taxes in connection with any Short-Term Rental, paying all ad valorem taxes for any Short-Term Rental Property.

g. Regulations for Short-Term Rentals and Short-Term Rental Properties.

a. General Regulations: During any lease of any Short-Term Rental Property, the Owner, or the Short-Term Rental Agent:

i. Shall be available during any Short-Term Rental Period to respond to a complaint or other matter related to the operation or behavior of any Short-Term Lessee of the Short-Term Rental Property; and

ii. Shall be available by telephone at all times during the Short-Term Rental Period and capable of being physically present at the Short-Term Rental Property, or taking other responsive action, within ~~thirty (30) minutes~~ one (1) hour of notification of a complaint or other matter related to the Short-Term Rental Property; and

iii. Shall prominently display in the Short-Term Rental unit contact information for the Owner or Short-Term Rental Agent responsible for responding to complaints; and

iv. Shall maintain fully operable and building and fire code compliant smoke and carbon monoxide detectors in the Short-Term Rental Property, as required by law; and

v. Shall maintain at least one (1), or such other number as is required by any applicable building, fire or other applicable code, fully operable and charged fire extinguisher; and

vi. Shall maintain unobstructed escape routes from the Short-Term Rental Property in the event of fire; and

vii. Shall notify all prospective Short-Term Lessees in writing of the existence of any swimming pool or hot tub at the Short-Term Renal Property and any safety equipment related to the swimming pool or hot tub prior to making any agreement for any Short-Term Rental.

b. Trash Regulations: During any lease of any Short-Term Rental Property, the Owner,

or the Short-Term Rental Agent:

i. Shall maintain a designated trash storage area for use of Short-Term Lessees at the Short-Term Rental Property.

ii. The designated trash storage area shall be fenced or screened so that trash containers are not seen from public streets and neighboring property, except during designated pick-up times; and

iii. The Owner shall prominently display instructions for managing trash disposal, including designated pick-up times and, if applicable, relevant property owner association requirements in the Short-Term Rental Property.

iv. The Owner shall ensure any outdoor trash containers remain secured to avoid spills and pests.

v. The Owner shall ensure that trash containers are not placed curbside more than twenty-four (24) hours prior to scheduled pick-up times and will be removed no more than twenty-four (24) hours after pick-up.

c. Parking Regulations. During any lease of any Short-Term Rental Property:

i. Parking: Parking shall be provided on-site and located to the side or rear of the dwelling. On-site parking shall be clearly delineated with an improved surface such as pavement, gravel, or another method approved by the zoning administrator. Parking areas must include a space at least nine (9) feet by eighteen (18) feet for each vehicle allowed to be parked on the premises and improved with an impermeable or semi-impermeable surface. Areas for parking must comply with all applicable requirements of Sections 330-1.31 through 330-1.38.

ii. The Owner must notify all prospective Short-Term Lessees in writing of the maximum number of vehicles permitted at the Short-Term Rental Property prior to making any agreement for any Short-Term Rental.

iii. The Owner must ensure that no vehicles associated with the Short-Term Lessee will park off-site, including in adjacent rights-of-way, during the Short-Term Rental Lease.

d. Miscellaneous Regulations: During any Short-Term Rental Lease of any Short- Term Rental Property:

i. A maximum of six bedrooms shall be allowed with no more than two adults in each room. The maximum number of any rental party (adults and children) shall not exceed twelve (12) people.

ii. Short-Term Rental Properties must be properly maintained and regularly inspected by the Owner or Short-Term Rental Agent to ensure continued compliance with this Chapter and all other applicable zoning, building, health and life-safety code requirements.

iii. Rental homes should reflect and blend in with the character of the neighborhood.

iv. No on-site signs shall be permitted.

v. For properties located in a neighborhood with a property owners' association, written confirmation from the association president that short-term rentals are permitted in the neighborhood is required. The facility shall comply with all

business license, revenue collection, and health laws of the City of Walhalla, Oconee County and the state of South Carolina.

e. In addition to the requirements of this Chapter, any Short-Term Rental Property must also comply with all other statutes, ordinances, regulations or private covenants applicable to the Short- Term Rental Property. Nothing in this Section is intended to authorize waiver of or limitations on compliance with any such requirements.

h. Violations. It shall be a violation of this Chapter to:

a. Lease any Short-Term Rental Property for a Short-Term Rental without complying with the requirements of this Chapter.

b. Advertise any residential property for a Short-Term Rental without first complying with the requirements of this Chapter.

c. Fail to comply with any requirement of this Chapter.

i. Suspension or Revocation of Short-Term Rental ~~Permit~~ approval and/or business license.

a. When the City determines:

i. A Short-Term Rental ~~Permit~~ approval has been mistakenly or improperly issued or issued contrary to law; or,

ii. An Owner has breached any condition upon which the Short- Term Rental ~~Permit~~ approval was issued; or,

iii. An Owner has obtained ~~a~~ Short-Term Rental ~~Permit~~ approval through any fraud, misrepresentation, a false or misleading statement, or evasion or suppression of a material fact in the Short-Term Rental ~~Permit~~ registration and Zoning Permit ~~application~~; or,

iv. An Owner is delinquent in the payment to the municipality of any tax or fee; or,

v. The operation of a Short-Term Rental Property has been declared a nuisance; or,

vi. More than two convictions for violations of the Municipal Code of the City of Walhalla, South Carolina, arising from any activities at, or connected with, a Short-Term Rental Property occur within any twelve (12) month period.

Then the City may give written notice to the Owner that the Short-Term Rental ~~Permit~~ approval is suspended and may be revoked, pending a single hearing before City Council for the purpose of determining whether the suspension should be upheld and whether the Short-Term Rental ~~Permit~~ approval should be revoked.

b. When the City determines units are operating without approval of the City, the ~~short-term rental~~ zoning permit application fee shall be double the stated fee or $1,000, whichever is higher. If the property owner chooses not to submit a short-term rental registration application within 60 days of being notified by the City of being in violation of the ordinance, a short-term rental registration application shall not be approved for a period of 2 years.

c. The written notice of suspension and proposed revocation shall state the time and place at which the hearing before City Council 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 Chapter. The written notice shall be delivered to the

Owner or Short-Term Rental Agent by certified mail, return receipt requested, addressed to the Owner or Short-Term Rental Agent at the address for the Owner or Short-Term Rental Agent shown on the application for the Short-Term Rental ~~Permit~~ approval. The written notice will be deemed to have been delivered on the date that the certified mail return receipt is signed for by, or on behalf of, the Owner or Short-Term Rental Agent.

d. The hearing before City Council on the suspension and proposed revocation of any Short-Term Rental ~~Permit~~ approval shall be held by City Council within thirty (30) days after delivery of the written notice described in this Section. The hearing shall be held upon written notice at a regular or special meeting of City Council. 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. Following the hearing, City Council by majority vote of its members present, shall render a written decision setting out its findings of fact and conclusions. The written decision shall constitute the final decision of City Council. The written decision shall be delivered to the Owner unless a different person and method of delivery is requested by the Owner at the hearing.

e. The written decision of City Council may be appealed in the same manner as appeals are made from the decisions of other administrative bodies of the City of Walhalla, South Carolina. An appeal, in and of itself, does not stay the effect of City Council's decision

j. Severability. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

k. Effective Date. This Ordinance shall be effective on its adoption by the City Council for the City of Walhalla, South Carolina, but the enforcement of the regulations set out in this Ordinance shall begin on January 1, 2024.

l.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2023.

_____
Danny Edwards, Mayor

(seal)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____

CITY OF WALHALLA PLANNING COMMISSION

Chris Grant, Chair
Jessie Bunning
William Tatum
Kelvin Bryant, Vice Chair
Regina Orr

March 13, 2023

Mayor Edwards
Members of City Council
206 N Church Street
Walhalla, SC 29691

RE: ROW Annexation Ordinance | Letter of Transmittal

Mayor Edwards and Members of Council:

On Monday, March 13, 2023, the Walhalla Planning Commission held an advertised public hearing and reviewed the proposed ROW Annexation Ordinance. After discussion, the Planning Commission voted to recommend the enclosed draft to City Council for its review and adoption.

If you have any questions or concerns, please don't hesitate to contact me. We appreciate the opportunity to partner alongside you to serve the citizens of Walhalla.

Sincerely,

Kelvin Bryant
Planning Commission Vice-Chair

KB/cbm

Enclosure

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE 2023-08

CITY OF WALHALLA)

AN ORDINANCE TO ANNEX TEN AREAS OF RIGHT-OF-WAY ABUTTING THE CITY OF WALHALLA INCLUDING COFFEE ROAD (S-36) AND MULLER ROAD (S-97); PLAYGROUND ROAD (S-59); PICKENS HIGHWAY (SC 183); FOWLER ROAD (S-131); EARLE STREET (S-734); CHEROKEE FOOTHILLS TRAIL (SC-11); KENNETH STREET (S-735); EAST SOUTH BOUNDARY STREET AND WEST SOUTH BOUNDARY STREET (S-267); BLUE RIDGE BOULEVARD (SC 28); AND TORRINGTON RD (S-324)

Whereas, City Council of the City of Walhalla has received consent from the South Carolina Department of Transportation's (SCDOT) Secretary of Transportation to annex right-of-way, pursuant to SC Code Annotated Section 5-3-110, which provides for "annexation of right-of-way area of a street lying beyond but abutting on corporate limits, not exceeding the width thereof" and;

Whereas, the property sought to be annexed is contiguous to the present City limits;

Whereas, the City of Walhalla Planning Commission reviewed the request after a public hearing on March 13, 2023 and recommended City Council approve the annexation;

Whereas, the City Council has determined that annexation of these areas into the City is in the best interest of the public health, safety, and welfare of the citizens of the City of Walhalla

NOW THEREFORE: it is ordained and enacted that: by the Mayor and Council members of the City of Walhalla, in Council assembled, that the following ordinance, shall be as follows:

The abutting right-of-way that is the subject of this annexation is depicted in Exhibit A and described as follows:

Area 1: Coffee Road (S-36) and Muller Road (S-97);

Area 2: Playground Road (S-59);

Area 3: Pickens Highway, aka North Catherine Street (SC 183);

Area 4: Fowler Road (S-131);

Area 5: Earle Street (S-734);

Area 6; Cherokee Foothills Trail (SC 11);

Area 7: Kenneth Street (S-735);

Area 8: East South Boundary Street and West South Boundary Street (S-267);

Area 9: Blue Ridge Boulevard (SC 28); and

Area 10: Torrington Road (S-324)

This annexation of right-of-way will not alter existing zoning classifications of abutting properties. This ordinance becomes effective upon its approval by City Council at second and final reading.

AND IS DONE AND RATIFIED in Council Duly assembled this _____Day of _____ 2023.

_____
Danny Edwards, Mayor

(seal)

ATTEST:

_____
Timothy B. Burton, City Administrator

Introduced By: _____

First Reading: _____

Public Hearing,
Second Reading
And Adoption: _____

Area 1: Coffee Road (S-36) and Muller Road (S-97) in red.



Area 2: Playground Road (S-59) in red.



Area 3: Pickens Highway, aka North Catherine Street (SC 183) in red.



Area 4: Fowler Road (S-131) in red.



Area 5: Earle Street (S-734) in red.



Area 6: Cherokee Foothills Trail (SC 11) in red.



Area 7: Kenneth Street (S-735) in red.



Area 8: East South Boundary Street and West South Boundary Street (S-267) in red.



Area 9: Blue Ridge Boulevard (SC 28) in red.



Area 10: Torrington Road (S-324) in red.



STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE) ORDINANCE NO. 2023-9

CITY OF WALHALLA)

ESTABLISHING AN EMERGENCY MANAGEMENT PROGRAM

An ordinance establishing a program response and recovery phases of comprehensive emergency management and other matters related thereto

WHEREAS, the City of Walhalla finds that the identification of potential hazards and the prevention or mitigation of their effects must be an ongoing concern of the City if the lives and property of the populace are to be protected; and

WHEREAS, the City Council hereby declares that the preparation of a C Emergency Management plan, and the means for its implementation for the protection of lives and property in the City of Walhalla from natural or man caused disasters or threat thereof is immediately essential; and

WHEREAS, the City Council further finds that in times of disasters which may imperil the safety of the inhabitants of the City, or their property, it becomes necessary to effectuate and place into operation the preconceived plans and preparations with a minimum of delay; and

WHEREAS, the City Council finds, therefore, that the preparation, implementation of such plans are now imperative

Section 1. ORGANIZATION

There exists the City of Walhalla Fire Department and said department shall be the City's emergency management agency.

a) The fire chief shall also serve as the emergency manager for the city;

b) The manager shall be responsible for a program of comprehensive emergency management within the City and for carrying out the duties and responsibilities set forth in this ordinance.

c) The operational Emergency management organization of the City of Walhalla shall consist of the officers and employees of the City so designated by the Emergency Operations Plan, as well as organized volunteer groups. The functions and duties of this organization shall be distributed among such officers and employees in accordance with the terms of the Emergency Operations Plan.

Section 2. EMERGENCY MANAGER-POWERS AND DUTIES

The duties and responsibilities of the Emergency Manager shall include the following:

a) Surveying actual or potential hazards which threaten life and property within the City and identifying and requiring or recommending the implementation of measures which would tend to prevent the occurrence or reduce the impact of such hazards if a disaster did occur.

b) Supervision of the development of an emergency management plan for the City of Walhalla and shall recommend for adoption by the City Council all mutual aid arrangements deemed necessary for the implementation of such plan.

c) Authority to declare a local state of disaster. The declaration may not be continued or renewed for a period in excess of three (3) days except by or with the consent to the City Council. Any order or proclamation declaring, continuing, or terminating a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the City Clerk.

d) Issuance of necessary directives which are necessary for carrying out the purposes of this ordinance. Such or directives shall be disseminated promptly by which means calculated to bring its contents to the attention of the general public and, unless circumstances attendant on the disaster prevent or impede, promptly filed with the City Clerk.

e) Direction and control of the operations of the Emergency Management organization as well as the training of Emergency Management personnel.

f) Determination of all questions of authority and responsibility that may arise within the Emergency Management Organization of the City.

g) Maintenance of liaison with other Municipal, County, District, State, regional or federal Emergency Management Organizations.

h) Marshalling of all necessary personnel, equipment, or supplies from any department of the City to aid in the carrying out of the provisions of the emergency management plan.

i) Supervision of the drafting and execution of mutual aid agreements in cooperation with the representatives of the State and of other local political subdivisions of the State, and the drafting an execution, if deemed desirable of an agreement with the county in which said City is located and with other municipalities within the County, for the County-Wide coordination of Emergency efforts.

j) Supervision of, and final authorization for the procurement of all necessary supplies and equipment, including acceptance of private contributions which may be offered for the purpose of improving Emergency Management within the City.

k) Authorizing of agreements, after approval by the City Attorney, for use of private property for public shelter and other purposes.

l) Surveying the availability of existing personnel, equipment, supplies, and services which could be used during a disaster, as provided for herein.

Section 3. EMERGENCY MANAGEMENT PLAN

An Emergency Operations Plan shall be developed and maintained in a current state. The plan shall set forth the form of the organization; establish and designate divisions and functions; assign responsibilities, tasks, duties, and powers, and designate officers and employees to carry out the provisions of this ordinance. Insofar as possible, the form of organization titles, and terminology shall approved, it shall be the duty of all departments and agencies to perform the functions assigned by the plan and maintain their portion of the plan in a current state of readiness at all times. The emergency operations plan shall be considered supplementary to this ordinance and have the effect of law during the time of disaster. The plan shall be updated by resolution every three (3) years or as needed on advice of the emergency manager.

Section 4. OVERRIDE

At all times when the orders, rules, and regulations made and promulgated pursuant to this ordinance shall be in effect, they shall supersede and override all existing ordinances, orders, rules and regulations insofar as the latter may be inconsistent therewith.

Section 5. LIABILITY

This ordinance is an exercise by the City of its governmental functions for the protection of the public peace, health, and safety and neither the City of Walhalla, the agents and representatives of said City, nor any individual, receiver, firm, partnership, corporation, association, or trustee, nor any of the agents thereof, in good faith carrying out, complying with or attempting to comply with, nay order, rule, or regulation promulgated pursuant to the provisions of this ordinance shall be liable for any damage sustained to persons as the result of said activity. Any person owning or controlling real estate or other premises who voluntarily and without compensation grants to the City of Walhalla a license of privilege, or otherwise permits the City in inspect, designate, and use the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an actual, impending, or practice enemy attack or natural or man-made disaster shall together, with is successors in interest, if any, not be civilly liable for the death of, or injury to, any person on or about such real estate or premises under such license, privilege or other permission on for loss of, or damage to, the property of such person.

Section 6. COMMITMENT OF FUNDS

All normal procurement regulations will be followed. Emergency purchases will follow emergency procurement regulations set forth by the City.

Section 7. OFFNESES: PENALTIES

a) It shall be unlawful for any person willfully to obstruct, hinder, or delay any member of the Emergency Management organization in the enforcement of any rule or regulation issued pursuant to this ordinance.
b) It shall likewise be unlawful for any person to ear, carry or display any emblem, insignia, or any other means of identification as a member of the the City of Walhalla, unless authority to do so has been granted to such person by the proper officials.

c) Convictions for violations of the provisions of this ordinance shall be punishable by fine not to exceed 500.00 dollars.

Section 8. SEVERABILITY

If any portion of this ordinance shall, for any reason be declared invalid such, invalidity shall not affect to remaining provisions thereof.

Section 9. LIMITATIONS

This ordinance shall not be construed so as to conflict with any State or Federal statute or with any military or naval order, rule or regulation.

Section 10. REPEALER

All ordinances, parts of ordinances, or resolutions in conflict herewith are expressly repealed.

BE IT ORDAINED by the Mayor and the City council of the City of Walhalla in Council duly assembled and by the authority of the same:

DONE AND RATIFIED in council duly assembled this _____ day of _____ 2022.

(signatures on following page)

By:_____
Danny Edwards, Mayor

(SEAL)

ATTEST:

By:_____

Timothy B. Burton, City Administrator

Introduced By:_____

First Reading:_____

Second Reading:_____

CITY OF WALHALLA
CONTRACTING AND FUNDING APPROVAL FORM

DEPARTMENT: Public Works DATE REQUESTED: 3/6/23

PROJECT NAME: Lawn Mower

PROJECT DESCRIPTION: Purchase Hustler Super Z Zero Turn with Bagger

AWARDEE NAME: Dickson Tractor – State Contract

CONTRACT COST: $16796.89

FUNDING SOURCE: CIP - Balance from Fire Reimbursement

BUDGET CODE: 040-4575-50500-52300

Timothy B. Burton
APPROVAL TO SUBMIT TO COUNCIL

3/6/23 DATE

CITY COUNCIL APPROVED

DATE

DICKSON TRACTOR



303 E NORTH AVE, WESTMINSTER, SC
864 647 0791 dicksontractor@bellsouth.net

February 16, 2023

City Of Walhalla

Attn: Russ Price

864-710-2036

Quote for the following:

Super Z 942813		17,236.00
FX850 27HP Gov. Discount		-5687.88
Sales tax		692.89
Total for Super Z 942813		12241.01
BAC VAC 10 BUSHELS 3799.00 catcher		
	499.00 Adaptor	
Sales Tax 6%	257.88	
Total for bagger	4555.88	
Super Z EFI 942854		18492.00
FX1000 38.5HP Gov Disc.		6102.36
6% Sales Tax		743.38
Total for Super Z EFI 942854		13133.02

Thank you,

Randy Dickson

Randy Dickson

CITY OF WALHALLA
CONTRACTING AND FUNDING APPROVAL FORM

DEPARTMENT: Rec

DATE REQUESTED: 3/6/23

PROJECT NAME: Lawn Mower

PROJECT DESCRIPTION: Purchase Hustler X1 Zero Turn Mower

AWARDEE NAME: Dickson Tractor – State Contract

CONTRACT COST: $10214.10

FUNDING SOURCE: Rec Annual

BUDGET CODE: 010-550-50400-50885

Timothy B. Bunt
APPROVAL TO SUBMIT TO COUNCIL

3/6/23
DATE

CITY COUNCIL APPROVED

DATE

DICKSON TRACTOR



303 E NORTH AVE, WESTMINSTER, SC
864 647 0791 dicksontractor@bellsouth.net

February 23, 2023

City Of Walhalla

Attn: JOHN GALBREATH

864-638-4343

Quote for the following:

HUSTLER X1 MODEL 941856		$14382.00
	Gov. Discount	-4746.06
Sales tax		578.16
Total for HUSTLER X1		$10214.10

Thank you,

Randy Dickson

City of Walhalla
Comprehensive Plan Update
2025-2045

Steering Committee (Draft – to be determined by Mayor Edwards and Council)

Danny Edwards, Mayor
Brandon Burton, Administrator
Chris Grant, Planning Commission Chair
Main Street Walhalla Board Member
Two (2) Citizens
Celia Myers, AICP, Community Development

Focus Groups (Draft – to be determined by Mayor Edwards and Council)

1. Population, Economic Development and Land Use
    a. Keith Pace
    b. MSW Staff (Catie Fisher)
    c. Planning Commissioner TBD
2. Natural Resources and Resiliency
    a. David Underwood
    b. Planning Commissioner TBD
3. Community Facilities and Services
    a. Grant Keehn
    b. Danny Woodward
    c. City Staff (Will Bates, Scott Parris, Tim Rice)
    d. Jessie Bunning, Planning Commissioner
4. Housing and Transportation
    a. Sarai Melendez
    b. Tyler Jordan
    c. Kelvin Bryant, Planning Commission Vice-Chair
5. Cultural/Historical Resources and Health & Active Living
    a. Danny Woodward
    b. City Staff (John Galbreath)
    c. William Tatum, Planning Commissioner

Potential Partners (to include on focus groups or coordinate with public engagement)

1. Walhalla Performing Arts Center
2. Partners for Progress
3. Main Street Walhalla
4. Walhalla Middle/School District
5. Oconee Chamber of Commerce
6. Clemson Extension/4-H/Master Gardeners
7. Clemson Rural Health
8. Oconee Conservation District
9. Rotary Club
10. Lion's Club
11. Area Churches
12. Ten at the Top
13. Habitat for Humanity
14. Food Council
15. Oconee Cultivation
16. Humane Society
17. Museums (Oconee, Cherokee)
18. Oconee County
19. Foothills Alliance
20. American Legion Post 124
21. Walhalla Library Branch
22. United Way
23. YMCA
24. State/Regional Agencies

CITY OF WALHALLA

COMPREHENSIVE PLAN UPDATE

2025-2045

SPRING 2023

Kick-off process by establishing Steering Committee and Focus Groups. Review baseline data and trends. Plan community events for public engagement.

SUMMER/FALL 2023

Hold community events (open houses, listening sessions, pop-ups, surveys, public workshops) to gain public feedback.

WINTER/SPRING 2024

Compile input to draft Community goals, objectives and Community Vision. Allow for public feedback and adopt final draft.

SUMMER/FALL 2024

Draft elements and strategies based on Community Vision, Goals and Objectives. Allow for public review/feedback throughout process.

WINTER 2025

Plan adoption by City Council.

2023-2025

Chris Grant, Chair
Jessie Bunning
William Tatum
Kelvin Bryant, Vice Chair
Regina Orr

Comprehensive Plan 10 Year Update

SC State Code

"All local governments that have adopted a local comprehensive plan in compliance with the provisions of Article 3, Chapter 29, Title 6 of the 1976 Code shall revise their local comprehensive plans to comply with the provisions of this act at the local government's next review of its local comprehensive plan as provided in Section 6-29-510(E) following the effective date of this act."

SECTION 6-29-510. Planning process; elements; comprehensive plan.

(A) The local planning commission shall develop and maintain a planning process which will result in the systematic preparation and continual re-evaluation and updating of those elements considered critical, necessary, and desirable to guide the development and redevelopment of its area of jurisdiction.

(B) Surveys and studies on which planning elements are based must include consideration of potential conflicts with adjacent jurisdictions and regional plans or issues.

(C) The basic planning process for all planning elements must include, but not be limited to:

(1) inventory of existing conditions;

(2) a statement of needs and goals; and

(3) implementation strategies with time frames.

(D) A local comprehensive plan must include, but not be limited to, the following planning elements:

(1) a population element which considers historic trends and projections, household numbers and sizes, educational levels, and income characteristics;

(2) an economic development element which considers labor force and labor force characteristics, employment by place of work and residence, and analysis of the economic base;

(3) a natural resources element which considers coastal resources, slope characteristics, prime agricultural and forest land, plant and animal habitats, parks and recreation areas, scenic views and sites, wetlands, and soil types. Where a separate board exists pursuant to this chapter, this element is the responsibility of the existing board;

(4) a cultural resources element which considers historic buildings and structures, commercial districts, residential districts, unique, natural, or scenic resources, archaeological, and other cultural resources. Where a separate board exists pursuant to this chapter, this element is the responsibility of the existing board;

(5) a community facilities element which considers water supply, treatment, and distribution; sewage system and wastewater treatment; solid waste collection and disposal, fire protection, emergency medical services, and general government facilities; education facilities; and libraries and other cultural facilities;

(6) a housing element which considers location, types, age, and condition of housing, owner and renter occupancy, and affordability of housing. This element includes an analysis to ascertain nonessential housing regulatory requirements, as defined in this chapter, that add to the cost of developing affordable housing but are not necessary to protect the public health, safety, or welfare and an analysis of market-based incentives that may be made available to encourage development of affordable housing, which incentives may include density bonuses, design flexibility, and streamlined permitting processes;

(7) a land use element which considers existing and future land use by categories, including residential, commercial, industrial, agricultural, forestry, mining, public and quasi-public, recreation, parks, open space, and vacant or undeveloped;

(8) a transportation element that considers transportation facilities, including major road improvements, new road construction, transit projects, pedestrian and bicycle projects, and other elements of a transportation network. This element must be developed in coordination with the land use element, to ensure transportation efficiency for existing and planned development;

(9) a priority investment element that analyzes the likely federal, state, and local funds available for public infrastructure and facilities during the next ten years, and recommends the projects for expenditure of those funds during the next ten years for needed public infrastructure and facilities such as water, sewer, roads, and schools. The recommendation of those projects for public expenditure must be done through coordination with adjacent and relevant jurisdictions and agencies. For the purposes of this item, "adjacent and relevant jurisdictions and agencies" means those counties, municipalities, public service districts, school districts, public and private utilities, transportation agencies, and other public entities that are affected by or have planning authority over the public project. For the purposes of this item, "coordination" means written notification by the local planning commission or its staff to adjacent and relevant jurisdictions and agencies of the proposed projects and the opportunity for adjacent and relevant jurisdictions and agencies to provide comment to the planning commission or its staff concerning the proposed projects. Failure of the planning commission or its staff to identify or notify an adjacent or relevant jurisdiction or agency does not invalidate the local comprehensive plan and does not give rise to a civil cause of action;

(10) a resiliency element that considers the impacts of flooding, high water, and natural hazards on individuals, communities, institutions, businesses, economic development, public infrastructure and facilities, and public health, safety and welfare. This element includes an inventory of existing resiliency conditions, promotes resilient planning, design and development, and is coordinated with adjacent and relevant jurisdictions and agencies. For the purposes of this item, "adjacent and relevant jurisdictions and agencies" means those counties, municipalities, public service districts, school districts, public and private utilities, transportation agencies, and other public entities that are affected by or have planning authority over the public project. For the purposes of this item, "coordination" means written notification by the local planning commission or its staff to adjacent and relevant jurisdictions and agencies of the proposed projects and the opportunity for adjacent and relevant jurisdictions and agencies to provide comment to the planning commission or its staff concerning the proposed projects. Failure of the planning commission or its staff to identify or notify an adjacent or relevant jurisdiction or agency does not invalidate the local comprehensive plan and does not give rise to a civil cause of action. This element shall be developed in coordination with all preceding elements and integrated into the goals and strategies of each of the other plan elements.

(E) All planning elements must be an expression of the planning commission recommendations to the appropriate governing bodies with regard to the wise and efficient use of public funds, the future growth, development, and redevelopment of its area of jurisdiction, and consideration of the fiscal impact on property owners. The planning elements whether done as a package or in separate increments together comprise the comprehensive plan for the jurisdiction at any one point in time. The local planning commission shall review the comprehensive plan or elements of it as often as necessary, but not less than once every five years, to determine whether changes in the amount, kind, or direction of development of the area or other reasons make it desirable to make additions or amendments to the plan. The comprehensive plan, including all elements of it, must be updated at least every ten years.

SECTION 6-29-520. Advisory committees; notice of meetings; recommendations by resolution; transmittal of recommended plan.

(A) In the preparation or periodic updating of any or all planning elements for the jurisdiction, the planning commission may use advisory committees with membership from both the planning commission or other public involvement mechanisms and other resource people not members of the planning commission. If the local government maintains a list of groups that have registered an interest in being informed of proceedings related to planning, notice of meetings must be mailed to these groups.

(B) Recommendation of the plan or any element, amendment, extension, or addition must be by resolution of the planning commission, carried by the affirmative votes of at least a majority of the entire membership. The resolution must refer expressly to maps and other descriptive matter intended by the planning commission to form the whole or element of the recommended plan and the action taken must be recorded in its official minutes of the planning commission. A copy of the recommended plan or element of it must be transmitted to the appropriate governing authorities and to all other legislative and administrative agencies affected by the plan.

(C) In satisfying the preparation and periodic updating of the required planning elements, the planning commission shall review and consider, and may recommend by reference, plans prepared by other agencies which the planning commission considers to meet the requirements of this article.

SECTION 6-29-530. Adoption of plan or elements; public hearing.

The local planning commission may recommend to the appropriate governing body and the body may adopt the plan as a whole by a single ordinance or elements of the plan by successive ordinances. The elements shall correspond with the major geographical sections or divisions of the planning area or with functional subdivisions of the subject matter of the comprehensive plan, or both. Before adoption of an element or a plan as a whole, the governing authority shall hold a public hearing on it after not less than thirty days' notice of the time and place of the hearings has been given in a newspaper having general circulation in the jurisdiction.

SECTION 6-29-540. Review of proposals following adoption of plan; projects in conflict with plan; exemption for utilities.

When the local planning commission has recommended and local governing authority or authorities have adopted the related comprehensive plan element set forth in this chapter, no new street, structure, utility, square, park, or other public way, grounds, or open space or public buildings for any use, whether publicly or privately owned, may be constructed or authorized in the political jurisdiction of the governing authority or authorities establishing the planning commission until the location, character, and extent of it have been submitted to the planning commission for review and comment as to the compatibility of the proposal with the comprehensive plan of the community. In the event the planning commission finds the proposal to be in conflict with the comprehensive plan, the commission shall transmit its findings and the particulars of the nonconformity to the entity proposing the facility. If the entity proposing the facility determines to go forward with the project which conflicts with the comprehensive plan, the governing or policy making body of the entity shall publicly state its intention to proceed and the reasons for the action. A copy of this finding must be sent to the local governing body, the local planning commission, and published as a public notice in a newspaper of general circulation in the community at least thirty days prior to awarding a contract or beginning construction. Telephone, sewer and gas utilities, or electric suppliers, utilities and providers, whether publicly or privately owned, whose plans have been approved by the local governing body or a state or federal regulatory agency, or electric suppliers, utilities and providers who are acting in accordance with a legislatively delegated right pursuant to Chapter 27 or 31 of Title 58 or Chapter 49 of Title 33 are exempt from this provision. These utilities must submit construction information to the appropriate local planning commission.

City Council Committees

Current:

Finance/General Government
Police
Fire
Recreation
Community Development
Public Works
Public Utilities

Committee	Mayor	Council Seat 2	Council Seat 3	Council Seat 4	Council Seat 5	Council Seat 6	Council Seat 7
Finance Gen Govt	EO	X		X		X	
Police	EO		X		X		X
Fire	EO	X		X		X	
Recreation	EO		X		X		X
Community Development	EO	X		X		X	
Public Works	EO		X		X		X
Public Utilities	EO	X		X		X	

Figure 1.

X= denotes member
EO= denotes mayor (Mayor is ex-officio on all committees (non-voting)
Mayor appoints the committee the chair.
Committees meet monthly with other committees.

Proposed or some variation thereof:

Finance & Admin- council as a whole. Mayor is the finance & admin chair and votes.
Community Development & Planning- (planning, zoning, codes)
Public Safety- (fire and police)
Infrastructure- (utilities and streets and sanitation)
Recreation- (parks and rec)

Committee	Mayor	Council Seat 2	Council Seat 3	Council Seat 4	Council Seat 5	Council Seat 6	Council Seat 7
Finance & Admin	C	X	X	X	X	X	X
Public Safety	X	X		X	X		X
Infrastructure	X	X	X			X	X
CD & Planning	X		X	X	X	X	
Recreation	X	X		X	X		X

Figure 2.

C= denotes Chair
X= denotes member
Committee elects chair.
Each year committee assignments shift ahead. Seat 7 assignments returns to Seat 2.

Committees meet *as needed* throughout the year. Mayor appoints the committee, and the committee elects the chair.

Mayor Pro-Tempore

Mayor Pro-Tempore is elected at the ***first*** meeting of every calendar year.

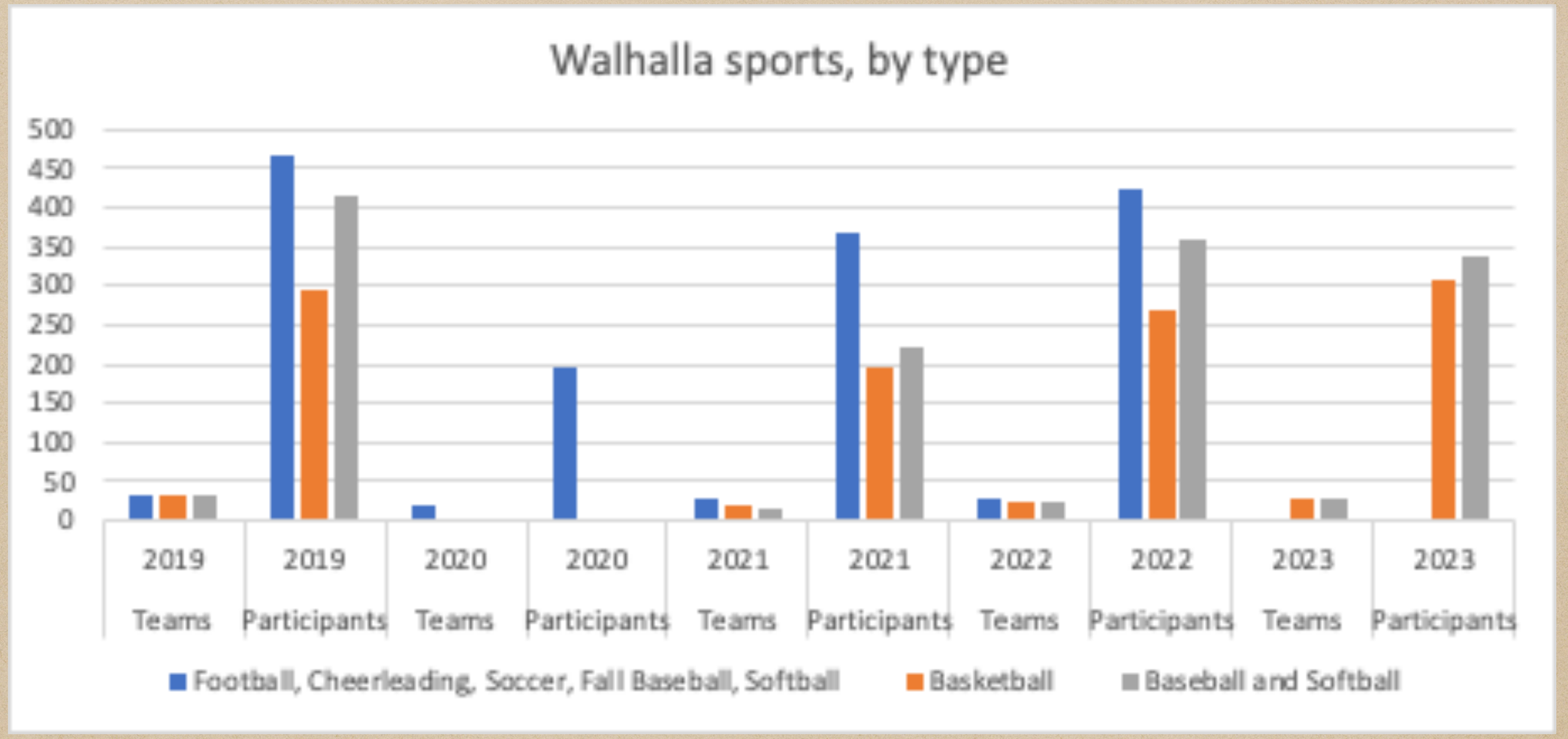
Reports

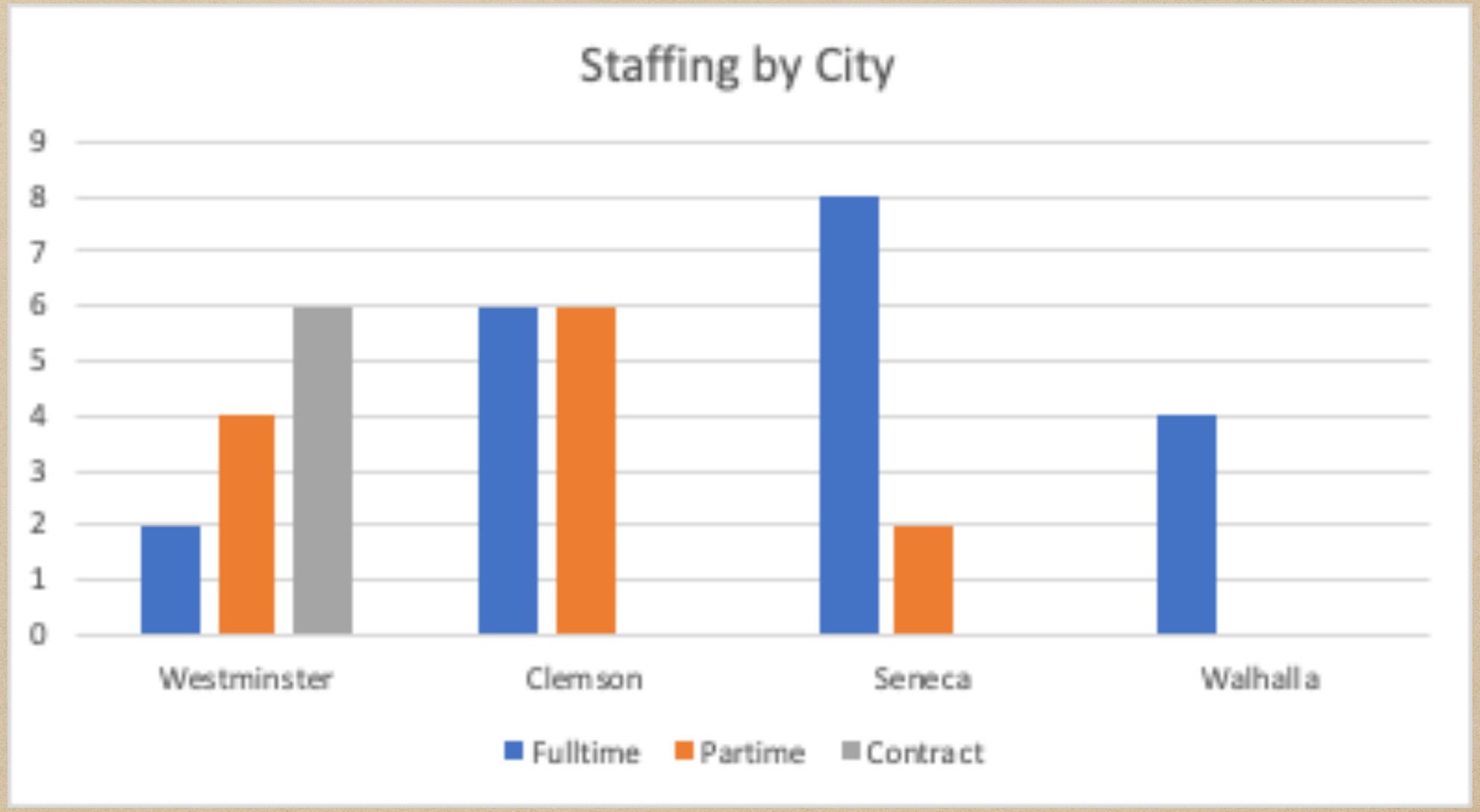
Dept heads send reports to City Admin who then sends to committee chair. Chair gives the report at the council meeting. Dept heads are there to answer questions.

This model would allow either 1 or 2 “council” meetings a month.

City of Walhalla
Recreation Survey

Walhalla, SC


Walhalla sports, by type
500
450
400
350
300
250
200
150
100
50
0
2019
Teams
2019
Participants
2020
Teams
2020
Participants
2021
Teams
2021
Participants
2022
Teams
2022
Participants
2023
Teams
2023
Participants
Football, Cheerleading, Soccer, Fall Baseball, Softball
Basketball
Baseball and Softball


Staffing by City
9
8
7
6
5
4
3
2
1
0
Westminster
Clemson
Seneca
Walhalla
Fulltime
Partime
Contract

Rec Fees

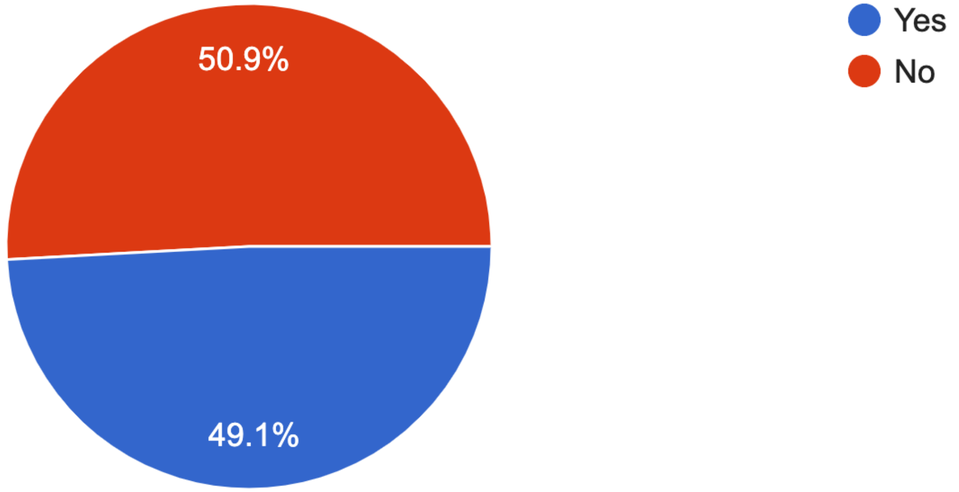
$70 outside city

$30 inside city

Survey Results

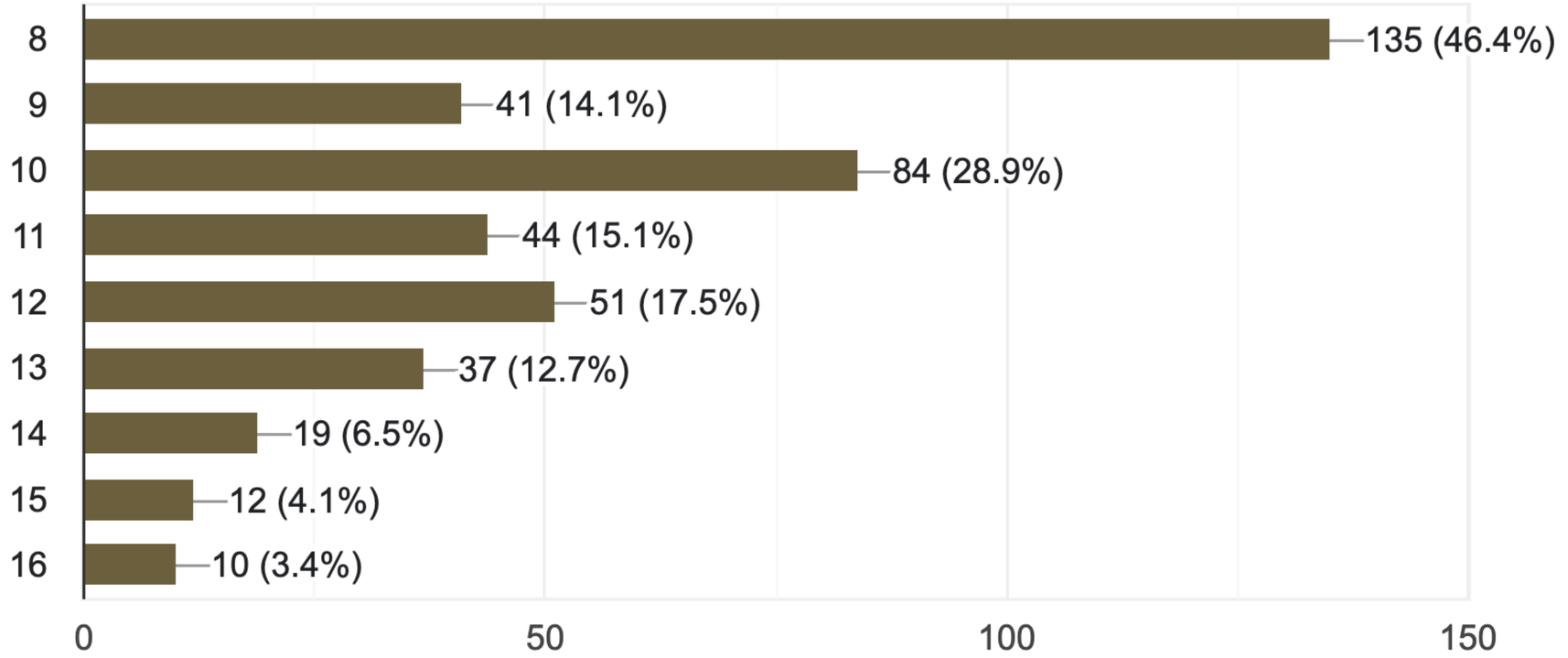
Are you a city resident

291 responses



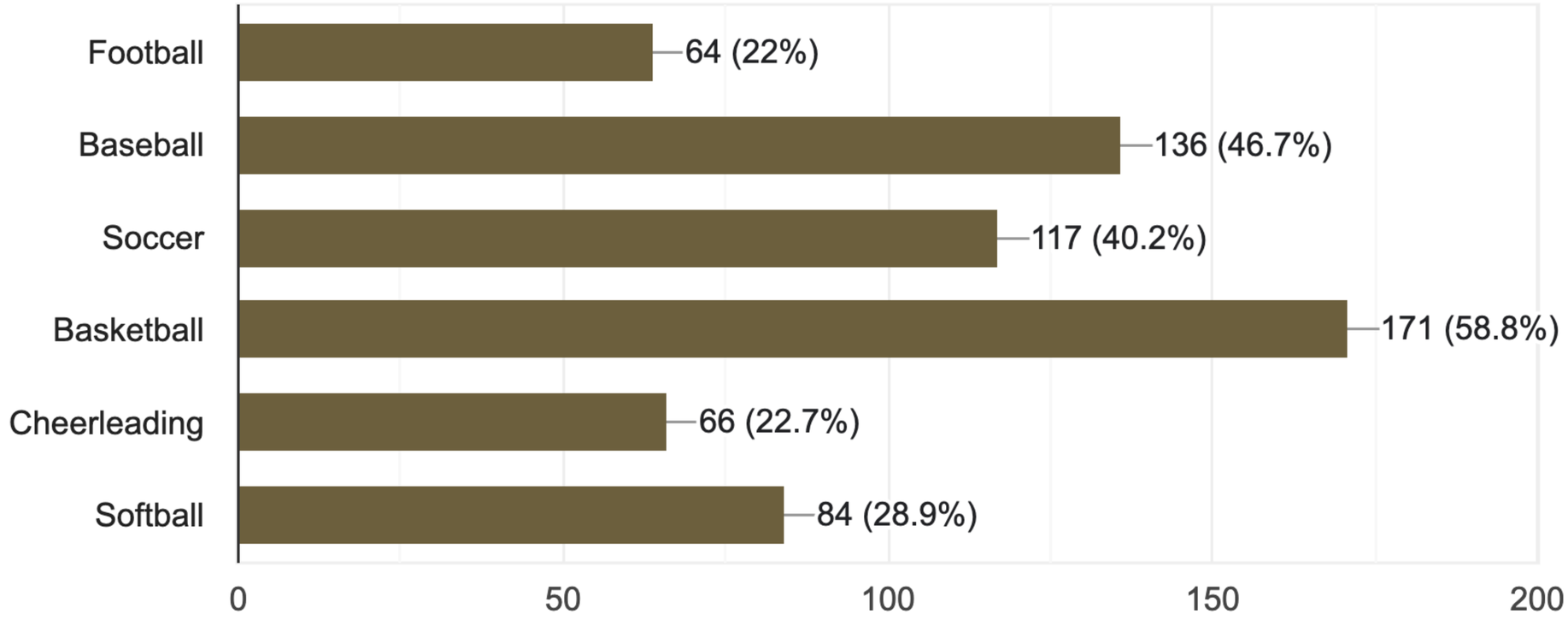
What age group does your child fall in

291 responses



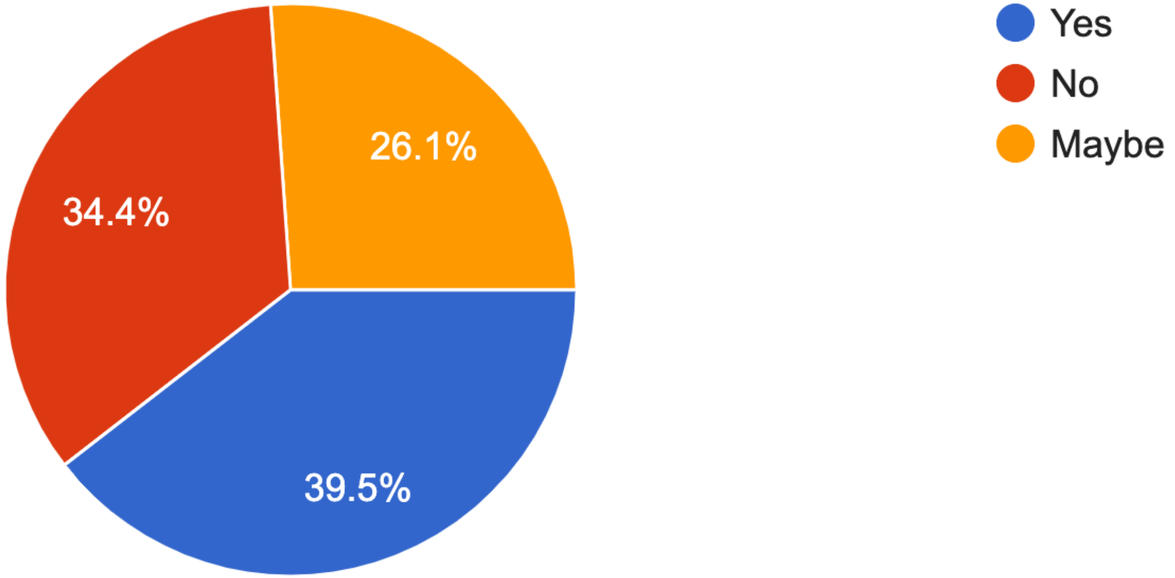
What Sport(s) do they play

291 responses



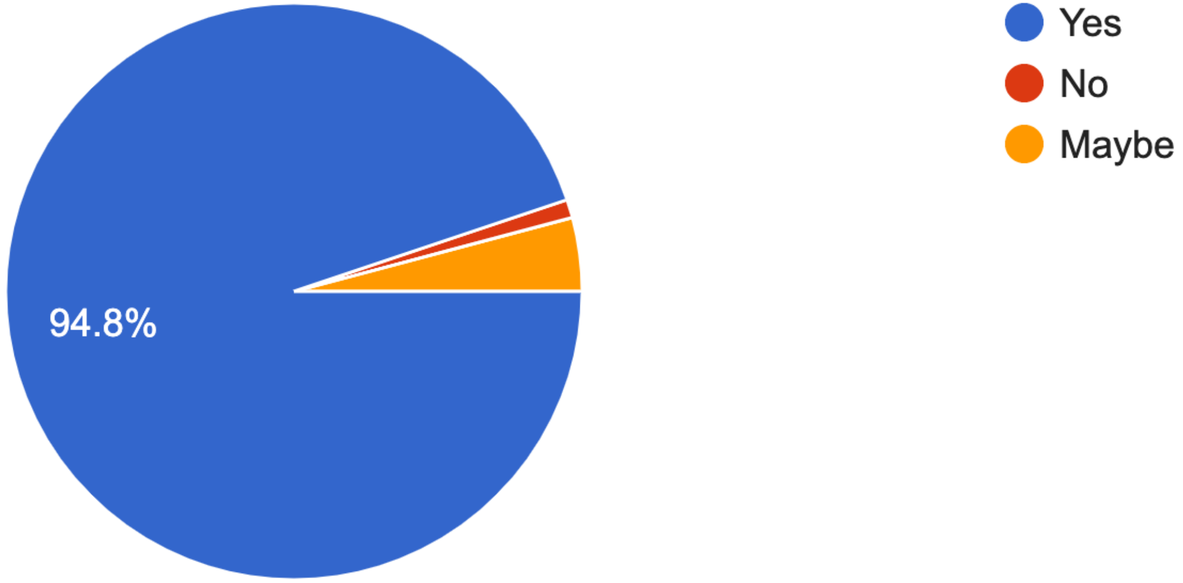
Do these offered sports meet your needs

291 responses



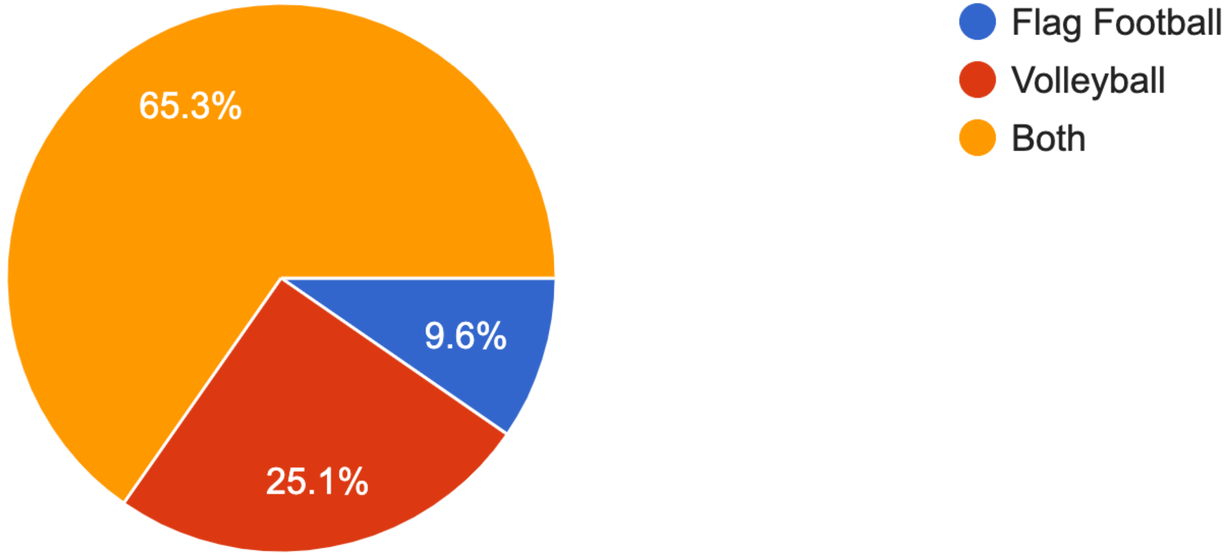
Would you like to see more opportunities ?

291 responses



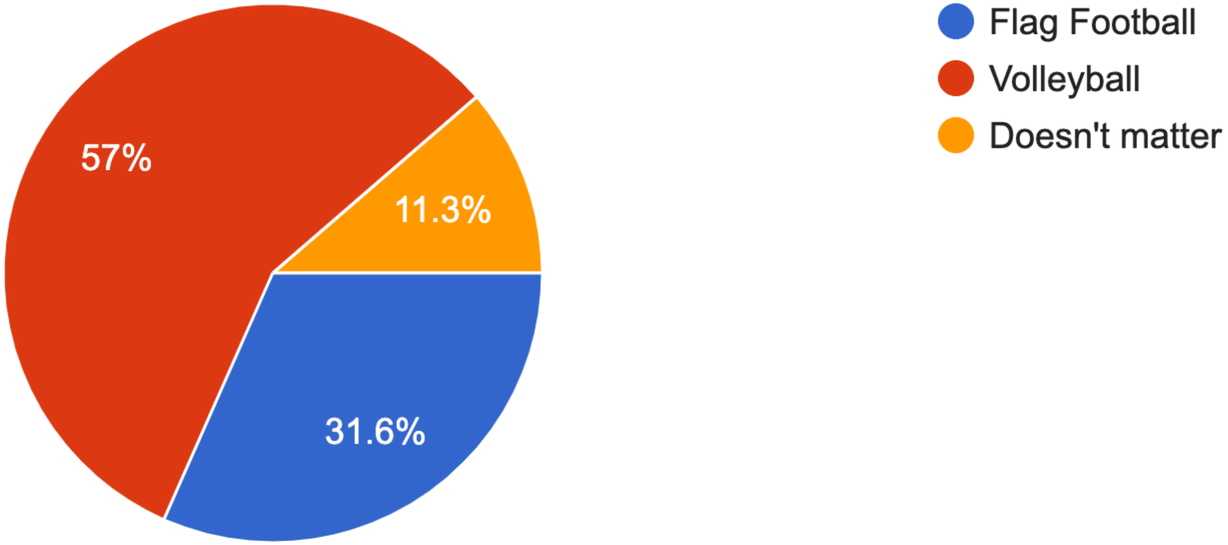
City Council is interested in flag football and volleyball. Would you support these

291 responses



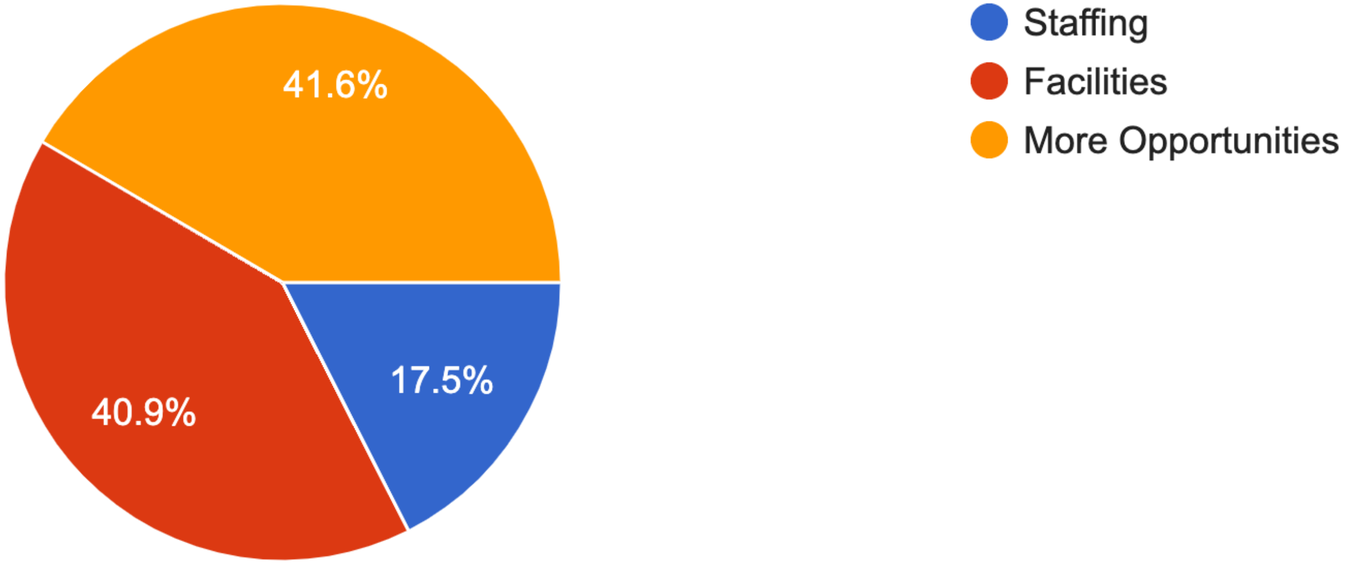
Between flag football and volleyball. Rank your first choice.

291 responses



What resources does Walhalla Recreation need the most?

291 responses



Flag Football

8u - 5 team (9 players)

10- 5 teams (11 players)

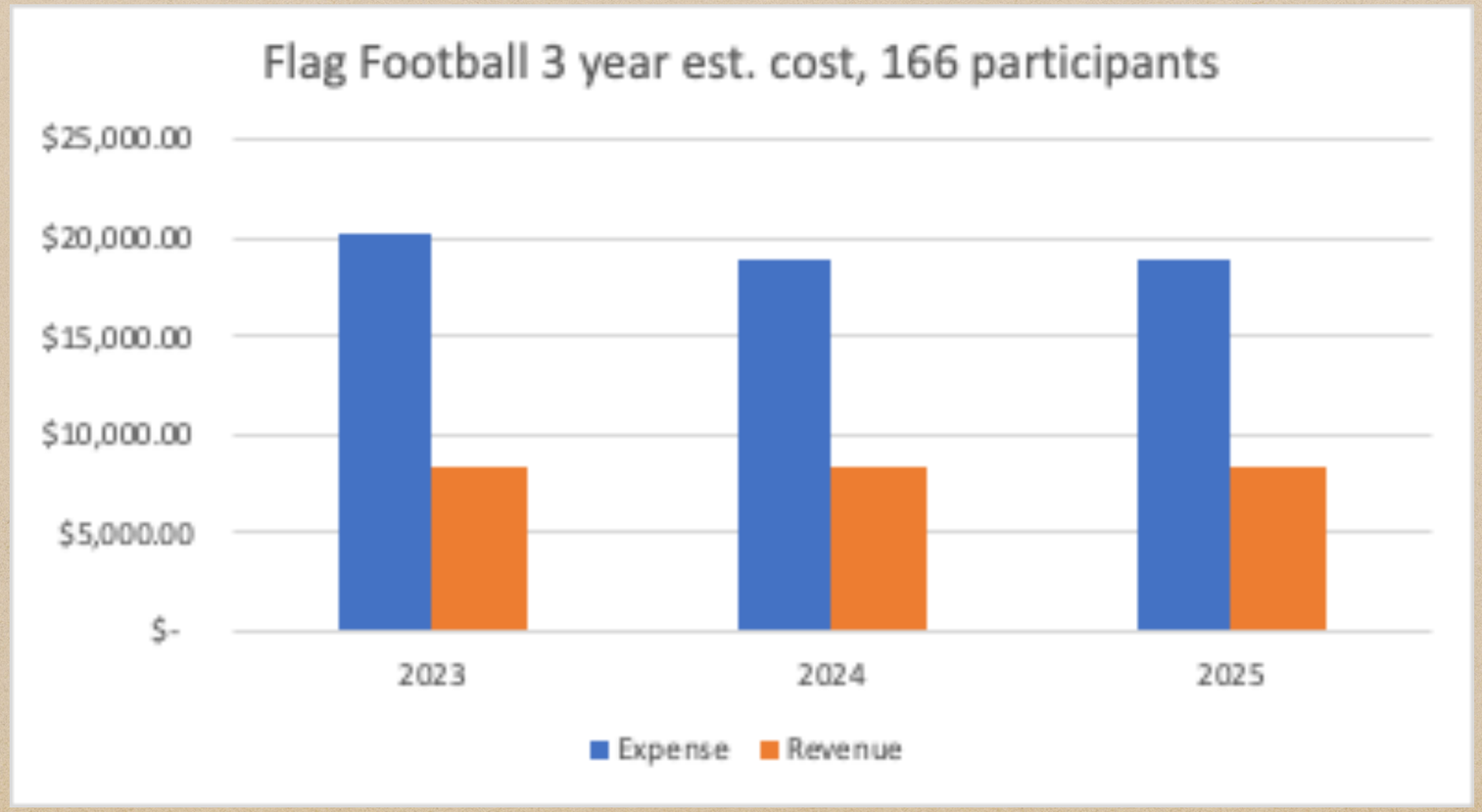
12u - 4 teams (11 players)

14u - 2 teams (11 players)

Total : 16 teams 166 players

**requires HS officials per league rules

Flag Football Costs/Revenues



Volleyball

9 players per team (6 vs. 6)

9u - 3 teams (27 players)

12u - 4 teams (36 players)

15u - 1 team (9 players)

Total: 8 teams (72 players)

Volleyball costs/revenues

