

**CITY OF ANDERSON  
COUNCIL AGENDA  
October 11, 2021  
6:00 PM**

**INVOCATION:** **Mayor Pro Tem Don Chapman**

**RESPECTS TO FLAG:** **Councilman Jeff Roberts**

Approval of Minutes of September 27, 2021

**A. OLD BUSINESS:**

1. Request consideration of an ordinance to rezone 218 Tribble Street, 508 and 520 Fair Street, and 1.98 acres located off Clinkscales Street from HI, Heavy Industrial to GC, General Commercial.
2. Request consideration of Ordinance 21-15 to amend Chapter 70, Article IV, of the Code of Ordinances of the City of Anderson to provide for the issuance of picketing permits and to provide for a prohibition of the open carry of firearms during pickets and other permitted events on public property.

**B. NEW BUSINESS:**

1. Request consideration of paving resolutions to Anderson County, the Anderson County Transportation Committee, and the South Carolina Department of Transportation.

Regular Meeting  
September 27, 2021

The regular meeting of City Council was held this date in City Hall Council Chambers at 6:00 pm. In attendance were Mayor Terence Roberts, Mayor Pro Tem Chapman, Council Members Thompson, Laughridge, Stewart, Harbin, Newton, and Jeff Roberts. Councilman John Roberts was not present. Also, in attendance were City Manager, David McCuen; Assistant City Manager, Andrew Strickland; Finance Director, Margot Martin; City Attorney, Frankie McClain; and Planning Director, Maurice McKenzie. The invocation was given by Mayor Terence Roberts and respect to the flag was given by Councilman Kyle Newton.

APPROVAL OF MINUTES

A motion by Councilman Laughridge seconded by Councilman Harbin carried unanimously (8-0) to approve the minutes of the September 13, 2021, meeting as presented.

REQUEST SECOND READING OF ORDINANCE 21-14 TO ANNEX AND ZONE TO PDD, PLANNED DEVELOPMENT DISTRICT, APPROXIMATELY 50 ACRES LOCATED AT THE CORNER OF MIDWAY ROAD AND CRESTVIEW ROAD

Planning Director, Maurice McKenzie said the applicant requests to annex the subject property in order to construct a single-family residential subdivision. The requested zoning of PDD, Planned Development District requires a document that outlines details created specifically for this new subdivision, and acts as the zoning and development standards for the property.

This request initially came to the City Council on June 14, 2021. At that meeting, new information was presented that added more detail and reduced density. However, after reviewing the information and hearing public concerns, the City Council continued the request to a future meeting so that details could be more closely studied. On July 12, 2021, the item was considered again along with new revisions. It was approved on First Reading, but there were some additional items the City Council requested prior to considering it on Second Reading.

Per the details of the current document, the following are some specifics of the PDD:

- A maximum of 159 single-family residential dwellings are proposed.
- Minimum Lot Size: 6,500 square feet. The minimum lot size has been reduced in order to accommodate more open space in the development.
- Varying lot sizes to provide some diversity in the look and layout of the development:
  - 19% of the lots will be over 11,000 square feet, about 30 lots
  - 18% of the lots will be between 8,500-11,000 square feet, about 29 lots
  - Remaining lots will be between 6,500-8,500 square feet, about 100 lots

- In order to minimize long stretches of lots/dwellings, a street or green space at approximately 10 lot intervals will be incorporated into the development plan/PDD document.
- Landscaped islands (3 minimum) will be located in strategic locations within the development to act as both traffic calming measures and aesthetic features. The sizes of the islands will be 12 feet in width with a length of 30 feet.
- Sidewalks will be incorporated into the development.
- Undeveloped, landscaped green spaces at least 25 feet in width will be across from “T” style intersections in order to eliminate vehicle headlights from shining directly onto houses.
- All lots are required to have 2 trees per lot, one of which is to be planted near the front property line to provide a street tree appearance along the street.
- 4 off-street parking spaces per house, up to 2 of which are in garage. A minimum of 20 feet of separation will be provided from front property line to the front of the garage to ensure no overhang over sidewalks/streets.
- House sizes: 1,500-4,000 square feet.
- All dwellings shall have a finished floor elevation a minimum of 12 inches above the adjacent grade – no slab on grade houses.
- Left/right out turn lanes will be designed onto Midway Road.

In addition to refining several items above, the following are additional changes to the proposal:

- Creation of a subdivision layout that retains the mature trees on the site. A large common area/amenity park will be created near the center of the development in order to preserve the existing mature trees on the site.
- Open space in the proposed development increased to 19.08 percent (9.41 acres).
- Better pedestrian connectivity with sidewalks in 2 locations, in addition to the sidewalks planned along the streets (along some side property lines) to better serve the center open space/amenity area
- Addition of language to require larger trees/plantings in areas where there is green space. The minimum caliper of the trees at planting will increase from 2.5 inches to 3.5 inches.
- A deceleration/right turn lane on Midway Road for access into the new development will be created per SCDOT standards.

The revisions made since the original application submittal has strengthened the development standards for this proposal. Density has been reduced, traffic improvement measures will be created internally and externally, more green space is required, and various other enhancements will be incorporated into the development.

Upon final approval of the annexation and zoning, the subdivision plat must be submitted to the Planning Commission and various City departments for review and approval, per the standards in the land development/subdivision regulations. The standards set forth in the approved PDD document must also be incorporated into the preliminary plat and plans moving forward.

Mayor Pro Tem Chapman requested the SCDOT Representative be present at this meeting to discuss the traffic concerns.

SCDOT Assistant Program Manager, C.T. York, stated that the Right of Way acquisitions will begin in August 2022. In early 2024, construction will begin on the roundabouts with a construction timeline of 18 months. Completion date is projected for July 2025. Both roundabouts will be constructed at the same time.

City Manager, David McCuen stated that while the Right of Way's are one year, due to the limited property owners, should take less time.

Mayor Pro Tem Chapman said it would be irresponsible for him to vote yes due to the delay of construction of intersections.

Councilman Jeff Roberts said as Council we have to shape the growth and growth needs to continue for the City to provide the high level of service as a City without raising taxes.

Councilman Jeff Roberts also challenged the developer, Mr. Jeffcoat, to use quality materials when building these homes and also thanked Mr. Jeffcoat for making the improvements to the development that Council requested. He also said we could utilize our City Police Officers to help with traffic intersections during peak school hours.

A motion Councilman Stewart seconded by Councilman Newton carried (7-1) with Mayor Pro Tem Chapman voting against approval of Ordinance 21-14 to annex and zone to PDD, Planned Development District, approximately 50 acres located at the corner of Midway Road and Crestview Road on Second Reading.

REQUEST CONSIDERATION OF ORDINANCE 21-16 TO ANNEX AND ZONE TO PDD, PLANNED  
DEVELOPMENT DISTRICT, APPROXIMATELY 203 ACRES LOCATED OFF EAST RIVER  
STREET/BELTON HIGHWAY

Planning Director, Maurice McKenzie said the applicant requests to annex the subject properties in order to develop a residential subdivision. A zoning of PDD, Planned Development District is proposed, so the land development standards and guidelines are outlined in that document.

The proposal is to construct a maximum of 325 single-family detached residential homes or 600 single-family attached units in the entire development, depending on market conditions. However, the development plan also allows the opportunity to mix the two residential housing types. A maximum of 150 single-family detached residential lots and 275 single-family attached units will be allowed in the entire development when both uses are to be developed.

Surrounding the subject property are a mixture of commercial and residential uses, and the property shares a boundary with the Rocky River, the right-of-way of US 76 (East River Street/Belton Highway), and the Plantation Pipeline facility, which is to the east. Within the subject property is a cemetery, which will be protected by a landscaped buffer, as outlined in the PDD document.

According to the draft PDD document, the single-family lots will be a minimum of 6,500 square feet and minimum lot widths of 50 feet. If single-family attached homes are to be built, the document states that each unit will be on a lot of at least 1,200 square feet with a maximum of eight (8) townhouse units per block. Setbacks for detached houses and blocks of attached houses are:

Front Yard: 20 feet

Side Yard: 7.5 feet per side

Rear Yard: 10 feet

The plan shows 2 streets providing access to the development from East River Street/Belton Highway. According to the applicant, providing 2 points of ingress/egress into the subdivision will remain. Although subject to change, the concept plan shows 138 single-family detached houses and 267 townhome/single-family attached units.

Other highlights of the PDD document include:

- A fifty-foot (50') exterior property line setback will exist along East River Street and a fifty-foot (50') undisturbed buffer is required along the Rocky River flood zone. As indicated above, there is a cemetery on the property and a thirty-foot (30') landscaped buffer will be installed between it and the development.
- Land disturbing activities will be limited to areas necessary for and directly related to the construction improvements, such as buildings, streets, detention ponds, etc. This provision is to eliminate the clear-cutting of the site.
- A minimum of 2 trees will be planted per single-family detached lot, one of which will be in the front yard and planted close to the front property line for a street tree appearance along the streets.
- A sidewalk will be provided on one side of the new streets to allow walkability throughout the development.
- Each single-family detached dwelling will have a minimum of 2 off-street parking spaces, with at least one space being in the garage and one in the driveway. A minimum of 20 feet of separation will be provided from the sidewalk/edge of curb to ensure no overhanging of vehicles into the street.
- In order to eliminate long stretches of single-family detached lots, open space/street intersection breaks at approximately 10 lot intervals are required.
- There will be undeveloped breaks at least 20 feet wide across from "T" style intersections to eliminate vehicle headlights from shining directly onto houses.

- A traffic impact study will be conducted which will be submitted to the SCDOT and the City of Anderson. Any recommendations or mitigation items resulting from the study will be considered by both agencies.

The Planning Commission considered this request at their September 7<sup>th</sup> meeting and recommended approval with the condition that the staff's recommendations are incorporated into the PDD document. Most of the staff's comments have been addressed in the revised document, which includes increasing the minimum lot size to 6,500 square feet and requiring undeveloped space across from "T" intersections. Another recommendation was to add language creating a wider variety of lot sizes to provide some diversity in the look of the layout. Although this is not specifically outlined in the PDD document, the applicant indicates that the mixed-use development concept of single-family detached and single-family attached housing will accomplish that diversity.

Councilman Laughridge was concerned about the pipeline that is located on the property. The applicant, Brady Sanford with Liberty Communities, explained the drawings presented are conceptual drawings. Homes can not be built over the pipeline and the final site plan will indicate the location of the pipeline. Mr. Sanford also stated the property needs to be fully surveyed.

Mayor Pro Tem Chapman wanted to clarify if final plat, once approved by Council, comes back before Council. Mr. McCuen stated no, but he would send plans for comment.

Councilman Jeff Roberts expressed the need for a 2-tier lot size and graduated setbacks. For the attached units, Councilman Jeff Roberts, requested a 3<sup>rd</sup> tier for a larger lot size for the 8 units attached per lot. There needs to be greater separation between attached units.

Engineer, Michael Cash with Seamon's Whiteside and Associates, stated that because of the topography of the natural features, 30% of the property can not be developed making this a different and unique property making lot sizes limited. The attached units could stretch to a 6 pack of units to help with increasing lot size.

City Manager, David McCuen asked Council two questions: 1. Would Council like changes to be made to the conceptual drawings before a significant amount of money is spent on engineering cost? 2. Would they like to see changes and review after the preliminary plot is designed? Council requested to have a Work Session on the revised conceptual drawings.

Mr. McCuen requested confirmation with Council that they would like to see the changes made to the conceptual drawings before Second Reading.

Jordan Hammond with Liberty Communities stated that the area along E. River Street and Belton Highway is a dense area and wants to establish an in town feel to the surrounding areas. He also stated that the townhomes would only be 6 to a lot from what was previously shown. Mr. Hammond also pointed out the sewer trunk line is 30" for more density in this area.

Councilman Jeff Roberts continues to express the importance of varying lot size and setbacks. He strongly recommends deacceleration lanes along the SCDOT impact study.

Tully Keefer, from Climate Reality Project, said the City does not only need to be concerned about traffic but also the environmental impact of site clearing and the impact on the wetlands which causes stormwater problems of runoff with growth. She believes 200 acres of wooded land should demand an environmental impact study.

City Resident, Scott Finley asked Council to look into giving the developer a tax break for building homes with solar panels. City Manager, David McCuen said the electric provider, Duke Energy provides a robust program on green energy and solar panels.

A motion by Councilman Jeff Roberts seconded by Mayor Pro Tem Chapman carried unanimously (8-0) to approve Ordinance 21-16 to annex and zone to PDD, Planned Development District, approximately 203 acres located off East River Street/Belton Highway on First Reading.

REQUEST CONSIDERATION OF A REFERRAL TO THE PLANNING COMMISSION A PETITION TO ANNEX AND ZONE TO PDD, PLANNED DEVELOPMENT DISTRICT, APPROXIMATELY 30.7 ACRES LOCATED AT 601 SIMPSON ROAD, AND AN ABUTTING 67.2 ACRE PARCEL FRONTING ON OLD WILLIAMSTON ROAD, SOUTH OF GLENVIEW MIDDLE SCHOOL

City Manager, David McCuen said a preliminary step has been taking to let Council see this referral. The developer will provide a conceptual design to Council and the Planning Commission for their review before coming back to Council for First Reading.

Planning Director, Maurice McKenzie said the applicant requests to annex approximately 98 acres which consists of 2 parcels of land located at 601 Simpson Road and acreage fronting on Old Williamston Road, south of Glenview Middle School. The proposal includes plans to develop up to 199 houses on 67 acres that are off Old Williamston Road and 171 multi-family units on 30 acres with Simpson Road frontage.

A PDD, Planned Development District zoning classification is proposed. This requires a document that outlines details created specifically for this property and acts as the zoning and development standards for the site.

Staff requests referral to the Planning Commission. The Planning Commission meets on October 5, 2021.

A motion by Council Member Thompson seconded by Councilman Laughridge carried unanimously (8-0) to approve a referral to the Planning Commission a petition to annex and zone to PDD, Planned Development District, approximately 30.7 acres located at 601 Simpson Road, and an abutting 67.2 acre parcel fronting on Old Williamston Road, south of Glenview Middle School.

REQUEST CONSIDERATION OF A REFERRAL TO THE PLANNING COMMISSION A PETITION TO REZONE 218 TRIBBLE STREET, 508 AND 520 FAIR STREET, AND 1.98 ACRES LOCATED OFF CLINKSCALES STREET FROM HI, HEAVY INDUSTRIAL TO GC, GENERAL COMMERCIAL

Planning Director, Maurice McKenzie said the applicant proposes to rezone the subject properties in order to construct a mixed-use development consisting of multi-family residential and a commercial element. The existing HI, Heavy Industrial zoning classification does not allow such uses, so a rezoning is needed. GC, General Commercial allows both multi-family and commercial uses.

The entire development will spread over 5 parcels, but one is already zoned GC. By rezoning the remaining 4 parcels, not only will it allow the proposed development, but it will have a consistent zoning pattern.

Staff requests referral to the Planning Commission. The Planning Commission meets on October 5, 2021.

A motion by Council Member Thompson seconded by Councilman Harbin carried unanimously (8-0) to approve a referral to the Planning Commission a petition to rezone 218 Tribble Street, 508 and 520 Fair Street, and 1.98 acres located off Clinkscapes Street from HI, Heavy Industrial to GC, General Commercial.

REQUEST CONSIDERATION OF RESOLUTION 21-18 AUTHORIZING THE APPOINTMENT OF A COMMISSIONER AND AN ALTERNATE COMMISSIONER TO THE BOARD OF THE ANDERSON REGIONAL JOINT WATER SYSTEM

City Manager, David McCuen said the Mayor and Council of the City of Anderson adopted Resolution 16-02, on January 11, 2016, appointing Jeff Caldwell as the Commissioner and David McCuen as the Alternate Commissioner to represent the City of Anderson on the Board of the Anderson Regional Joint Water System. Jeff Caldwell resigned from the City of Anderson effective June 18, 2021. Scott Banks has been hired by the City of Anderson to replace Jeff Caldwell as Utilities Director. The by-laws of the Anderson Regional Joint Water System call for such appointments to be by resolution of the City Council. Said resolution upon adoption will be



presented to the Board of the Anderson Regional Joint Water System for official recognition. The City of Anderson would like to appoint Scott Banks as Commissioner and David McCuen as the Alternate Commissioner to represent the City of Anderson.

The City of Anderson will continue to have active participation on the Board of the Anderson Regional Joint Water System.

A motion by Councilman Newton seconded by Councilman Harbin carried unanimously (8-0) to approve Resolution 21-18 authorizing the appointment of Scott Banks as Commissioner and David McCuen as Alternate Commissioner to the Board of the Anderson Regional Joint Water System.

REQUEST CONSIDERATION OF ORDINANCE 21-17 TO AMEND CHAPTER 70, ARTICLE IV, OF THE CODE OF ORDINANCES OF THE CITY OF ANDERSON TO PROVIDE FOR THE ISSUANCE OF PICKETING PERMITS AND TO PROVIDE FOR A PROHIBITION OF THE OPEN CARRY OF FIREARMS DURING PICKETS AND OTHER PERMITTED EVENTS ON PUBLIC PROPERTY

City Attorney, Frankie McClain said as part of the newly enacted South Carolina Open Carry with Training Act, local governments have the power to prohibit the open carry of firearms during permitted events taking place on public property, including during protests. The City of Anderson (the "City") has experienced a significant increase in protest activity recently. While the City recognizes and appreciates the First and Second Amendment rights of its citizens and visitors, the presence of firearms at protests can serve to escalate tensions.

Staff recommends that City council amend Article IV of the Code of Ordinances of the City of Anderson to provide for the issuance of a permit for picketing activity and further, to provide for a prohibition of concealable weapons or open carry of firearms during pickets as expressly allowed by Section 22-31-520 of the South Carolina Code of Laws. Article IV is being further amended to eliminate any potential ambiguity that a violation of that article is an offense. Despite the changes being made, the right to peacefully protest remains squarely preserved.

It is further recommended that Council limit the open carry of firearms during all other permitted events on public property as also expressly allowed by the aforementioned State law. This additional measure will serve to promote peace and good order during events and, further, recognizes the prohibition of open carry as described above is in keeping with City policy as it pertains to its own buildings and facilities.

In order to accomplish the foregoing, it is recommended that City Council amend Chapter 70, Article IV of the City Code.

The benefit of this ordinance is to promote peace and good order for the citizens during public events.

A motion by Councilman Harbin seconded by Councilman Laughridge carried unanimously (8-0) to approve Ordinance 21-17 to amend Chapter 70, Article IV, of the Code of Ordinances of the City of Anderson to provide for the issuance of picketing permits and to provide for a prohibition of the open carry firearms during pickets and other permitted events on public property on First Reading.

#### ADMINISTRATIVE BRIEFING

Councilman Newton invited Council to the Law Enforcement BBQ Fundraiser on October 16, 2021.

Assistant City Manager, Andrew Strickland said in the current budget, Council approved the funding for a City wide Comprehensive Plan. The RFQ for the Comprehensive Plan is now available on the City Website and distributed nationwide.

#### ADJOURNMENT

A motion by Councilman Newton seconded by Councilman Harbin carried unanimously (8-0) to adjourn at 7:20 p.m.

*Notice of this meeting was posted on the City of Anderson's website and the Anderson Independent Mail newspaper was notified of the meeting at least 24 hours in advance of the meeting in accordance with the S.C. Freedom of Information Act.*

ATTEST:

---

Terence V. Roberts  
Mayor

---

Margot B. Martin  
City Clerk Treasurer

Date: October 11, 2021

Agenda Item No: A-1

City of Anderson  
Council Agenda

Title/Description: Old Business

**Request:** Consideration of an ordinance to rezone 218 Tribble Street, 508 and 520 Fair Street, and 1.98 acres located off Clinkscales Street from HI, Heavy Industrial to GC, General Commercial.

---

**Executive Summary:**

**Background:** The applicant proposes to rezone the subject properties in order to construct a mixed-use development consisting of multi-family residential and a commercial element. The existing HI, Heavy Industrial zoning classification does not allow such uses, so a rezoning is needed. GC, General Commercial allows both multi-family and commercial uses. By rezoning the 4 parcels of land to GC, it will match the zoning of the abutting property that is part of the proposed development and create a consistent zoning pattern.

The proposed zoning of GC, General Commercial is intended to encourage office, commercial, retail and residential uses generally serving a city-wide area. This zoning is typically found along major commercial thoroughfares. The predominant zoning in the area consists of both HI, Heavy Industrial and GC, General Commercial. Murray Avenue, which is the primary road near the subject properties, mainly has a commercial development pattern.

In the Anderson Area Transportation Study’s (ANATS) Long Range Plan, extending East Greenville Street toward Bleckley Street has been identified as a project. This would most likely impact a portion of the subject properties. Although there is currently no funding associated with this project, it is important to keep it in consideration. Therefore, the applicant reserved a portion of this property for that road extension (see attached concept plan).

**Recommendation:** Because of the proximity of these properties to the downtown district, a commercial/residential zoning classification is in keeping with development plans of the general area. With a mixed-use development such as this, a stabilizing factor should be seen in this older industrial area. Also, since this is a downzoning from HI to GC, the staff recommends approval of this request.

---



**Action Requested:**

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Ordinance 1 <sup>st</sup> Reading | <input type="checkbox"/> Information Only |
| <input type="checkbox"/> Ordinance 2 <sup>nd</sup> Reading            | <input type="checkbox"/> General Approval |
| <input type="checkbox"/> Resolution                                   | <input type="checkbox"/> Referral         |

# Proposed Rezoning



**Legend**

-  Currently Zoned GC
-  Proposed Rezoning

Date: October 11, 2021

Agenda Item No: A-2

**City of Anderson  
Council Agenda**

**Title/Description:** Old Business

Request second reading of an Ordinance to Amend Chapter 70, Article IV, of the Code of Ordinances of the City of Anderson to provide for the issuance of picketing permits and to provide for a prohibition of the open carry of firearms during pickets and other permitted events on public property.

---

**Executive Summary:**

**Background:**

As part of the newly enacted South Carolina Open Carry with Training Act, local governments have the power to prohibit the open carry of firearms during permitted events taking place on public property, including during protests. The City of Anderson (the “City”) has experienced a significant increase in protest activity recently. While the City recognizes and appreciates the First and Second Amendment rights of its citizens and visitors, the presence of firearms at protests can serve to escalate tensions.

Staff recommends that City council amend Article IV of the Code of Ordinances of the City of Anderson to provide for the issuance of a permit for picketing activity and further, to provide for a prohibition of concealable weapons or open carry of firearms during pickets as expressly allowed by Section 22-31-520 of the South Carolina Code of Laws. Article IV is being further amended to eliminate any potential ambiguity that a violation of that article is an offense. Despite the changes being made, the right to peacefully protest remains squarely preserved.

It is further recommended that Council limit the open carry of firearms during all other permitted events on public property as also expressly allowed by the aforementioned State law. This additional measure will serve to promote peace and good order during events and, further, recognizes the prohibition of open carry as described above is in keeping with City policy as it pertains to its own buildings and facilities.

In order to accomplish the foregoing, it is recommended that City Council amend Chapter 70, Article IV of the City Code.

**Benefit:**

To promote peace and good order for the citizens during public events.

**Funding:**

N/A

**Recommendation:**

It is recommended that the City Council pass the Ordinance.

---

**Action Requested:**

Ordinance 1st Reading

Information Only

Ordinance 2nd Reading

General Approval

Resolution

Other

ORDINANCE NO. \_\_\_\_\_

TO AMEND CHAPTER 70, ARTICLE IV,  
OF THE CODE OF ORDINANCES OF THE  
CITY OF ANDERSON TO PROVIDE  
FOR THE ISSUANCE OF PICKETING  
PERMITS AND TO PROVIDE FOR A  
PROHIBITION OF THE OPEN CARRY  
OF FIREARMS DURING PICKETS  
AND OTHER PERMITTED EVENTS  
ON PUBLIC PROPERTY

WHEREAS, as part of the newly enacted South Carolina Open Carry with Training Act, local governments have the power to prohibit the open carry of firearms during permitted events taking place on public property, including during protests; and

WHEREAS, the city of Anderson (the “City”) has experienced a significant increase in protest activity recently; and

WHEREAS, while the City recognizes and appreciates the First and Second Amendment rights of its citizens and visitors, the presence of firearms at protests can serve to escalate tensions; and

WHEREAS, the City of Anderson desires to amend Article IV of the Code of Ordinances of the City of Anderson to provide for the issuance of a permit for picketing activity and further, to provide for a prohibition of concealable weapons or the open carry of firearms during pickets as expressly allowed by Section 22-31-520 of the South Carolina Code of Laws; and

WHEREAS, Article IV is being further amended to eliminate any potential ambiguity that a violation of that article is an offense; and

WHEREAS, despite the changes being made herein, the right to peacefully protest remains squarely preserved; and

WHEREAS, the City further desires to limit the open carry of firearms during all other permitted events on public property as also expressly allowed by the aforementioned State law; and

WHEREAS, the City believes this additional measure will serve to promote peace and good order during events and, further, recognizes the prohibition of open carry as described above is in keeping with City policy as it pertains to its own buildings and facilities; and

WHEREAS, in order to accomplish the foregoing, City Council desires to amend Chapter 70, Article IV of the City Code as reflected in Exhibit A attached hereto and incorporated herein;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF ANDERSON, SOUTH CAROLINA, Chapter 70, Article IV of the City Code is hereby amended as set forth in Exhibit A, attached hereto and incorporated herein by reference. This Ordinance shall be effective upon second and final reading.

## EXHIBIT A

### ARTICLE IV. PARADES, EVENTS, BLOCK PARTIES, PERFORMANCES, FILMING AND PICKETING

#### **Sec. 70-126. – Title of article.**

This article shall be known as the “Parades, Events, Block Parties, Performances, Filming and Picketing Regulation Ordinance of the City of Anderson.

#### **Sec. 70-127. – Enforcement of other laws.**

Nothing contained in this article shall prohibit the authority of any officer to arrest a person engaged in any act or activity granted under this article, if the conduct of such person violates the laws of the state, provisions of this Code, or other ordinances of the city, or unreasonably obstructs the public streets and sidewalks of the city, or if such person engages in acts that cause or would tend to cause a breach of peace, or undue disturbance, interference, or molestation of other persons making lawful use of the space in a peaceful manner.

#### **Sec. 70-128 – 150. – Reserved.**

#### **Sec. 70-151. – Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Block party* means a private outdoor gathering on a public street which involves the closure of a street and may include live or taped music and the distribution of food and beverages.

*Event* means any festival, concert or other announced public gathering upon any public street, right-of-way or property of the city.

*Filming* means any filming of movies, commercials, documentaries and other motion pictures, video projects, or commercial photographs upon any public street, right-of-way or property of the city.

*Open event* means any event which primarily promotes, entertainment, arts, dining, athletic competition, political activity and is generally advertised as open to the public at large without the necessity to enter by prior invitation or purchase of a ticket; events are presumed to be open events.

*Parade* means any parade, march, foot race, bicycle race, ceremony, pageant or procession of any kind moving upon any public street or sidewalk of the city which does not comply with normal traffic regulations.

*Performance* means any public presentation, exhibition, fireworks display or appearance upon any public street, right-of-way, plaza or property of the city.



*Picketing* and *pickets* include demonstrating and demonstrators, and other related First Amendment activity.

*Private event* means a wedding, commitment ceremony, fundraiser, block party in a residential neighborhood, and filming event; social activities requiring limited admission for sponsors or invited guests may be treated as private events; events requiring paid admission or tickets may be treated as private events; events involving a state, national, or international official who has special security details may be treated as a private event for the limited purpose of assuring security.

*Street performance* means acting, singing, playing one or more musical instruments, dancing, miming, juggling, unicycling, stilt walking, doing magic tricks, reciting, imitating statues, and engaging in similar acts of entertainment when done on a city-owned or -controlled sidewalk, plaza, park, or similar public space.

*Street performer* means someone who engages in street performances.

**Sec. 70-152. - Permit required; exceptions.**

- (a) No person shall engage or participate in, aid, form or start any parade, event, block party, performance or filming unless a permit is obtained from the city manager.
- (b) This section shall not apply to the following:
  - (1) Funeral processions supervised by a licensed mortuary.
  - (2) Picketing as allowed by city ordinance.
- (c) Picketing permits are addressed in section 70-160.

**Sec. 70-153. – Application for permit.**

- (a) *Generally.* A person seeking the issuance of a parade, event, block party, performance or filming permit shall file an application with the city manager. The city manager may authorize a city official to enforce this section. Upon receipt of the application, the city official shall notify the appropriate staff members, who will make a recommendation to the city manager as expeditiously as possible.
- (b) *Filing period; processing fee.* An application for any permit required by this section shall be made to the city official, accompanied by a nonrefundable processing fee in accordance with the schedule of permit fees as fixed from time to time by the city manager. The application shall be filed not less than 15 days before the date on which the parade, event, block party, performance or filming is to be conducted. An application for a major event held for two or more consecutive days shall be filed not less than 60 days before the first date of the proposed activity. However, where good cause is shown, the city manager or his designee shall have the authority to consider any application which is filed less than 15 days before the date sought.

- (c) *Contents.* The application shall be signed by the applicant, and shall include but not be limited to the following:
- (1) The name, address and telephone number of the individual submitting the application on behalf of the person, group, or organization seeking to conduct such parade, event, block party, performance or filming;
  - (2) The name, address and telephone number of the headquarters of the organization, and of the authorized and responsible head of such organization;
  - (3) The date when the proposed parade, event, block party, performance or filming is to be conducted;
  - (4) The route to be traveled, the starting point and the termination point, or the area sought to be used or closed off for the parade, event, block party, performance or filming;
  - (5) The approximate number of persons, animals and vehicles participating, and the types of animals and a description of the vehicles;
  - (6) The time when the parade, event, block party, performance or filming will start and terminate;
  - (7) The location, by streets, of any assembly area and the time of such assembly for parades; or the location of such street, plaza, park, or other public area where persons will gather for an event, ceremony, or performance for events other than parades;
  - (8) Provisions for sanitation facilities, crowd, noise and traffic control, security and parking as pertinent for the event;
  - (9) A description of food and beverages to be sold or distributed, and if beverages containing alcohol are to be sold, then evidence of a state permit, if needed, having been issued or applied for, and a limitation of such beverages to beer and wine; and
  - (10) The individuals or entity that will benefit, if revenue is anticipated to be generated by the activity.

**Sec. 70-154. – Issuance of permit; conditions.**

- (a) *Criteria for issuance.* The city manager shall issue a permit for a proposed parade, event, block party, performance or filming unless he finds that:
- (1) The conduct of the parade, event, block party, performance or filming will substantially interrupt the safe and orderly movement of other traffic contiguous to its route;

- (2) The conduct of the parade, event, block party, performance or filming will require the diversion of so great a number of police officers of the city to properly police the line of movement and of contiguous areas that adequate police protection cannot be provided to the remainder of the city;
- (3) The concentration of persons, animals, equipment or vehicles at assembly points or other areas will substantially interfere with adequate fire and police protection of, or ambulance service to, areas near such areas, or will hinder the movement of firefighting equipment;
- (4) The conduct of the parade, event, block party, performance or filming is reasonably likely to result in violence to persons or property, causing serious harm to the public;
- (5) The parade, event, block party or performance is to be held for the primary purpose of advertising a product, goods or services, and is designed to be held primarily for profit; provided, however, this subsection shall not apply with respect to (i) public space improved as part of an economic development project where the applicant (or its successor in interest) made a significant capital improvement in furtherance of said improvements or (ii) public space immediately adjacent to an economic development project which directly promotes tourism where the applicant (or its successor in interest) made a substantial capital investment in said project. The exception provided for in this subsection is at all times subject to the requirements that the use of eligible public space for special events is not of such a frequency that the public space loses its public character and the terms and conditions of the development agreement between the applicant (or its successor in interest) and the city governs said use;
- (6) The route has been requested recurringly in the past year and is too disruptive to residents or businesses;
- (7) Any proposed use of public property, right-of-way or facilities will unduly interfere with the normal use of the property, right-of-way or facility by the city or the general public. Consideration shall be given to the number of people expected to be in attendance, the primary purpose of the space, other previously permitted events nearby or in the same space and occurring close in time to the proposed time. The appropriateness of the size of space requested for the type of activity proposed will be assessed so that limited space will not be expected to hold a large number of people or large space is not set aside for a limited number of people; or
- (8) The concentration of persons within the parade, event, block party, performance or filming presents a public health hazard based upon guidance from public health authorities.

- (b) *Liability insurance.* The city manager may require proof of public liability insurance in an amount equal to the city's liability under the Government Tort Claims Act of the state, and require the execution of a hold harmless agreement to indemnify the city in the event it is held liable for any injuries or damage as a result of the event.
- (c) *Notification of city agencies of issuance of permit.* Upon issuance of a permit, a copy shall be sent to the fire chief, the traffic engineer, the chief of police, the parks and recreation director, economic development, and any other department affected.
- (d) *Compliance with other laws.* The granting of any permit required by this article shall not eliminate:
  - (1) Requirements for any business license or any other permits which may be prescribed by any other federal, state or local statutes, ordinances, rules or regulations;
  - (2) Compliance with any other applicable federal, state or local statutes, ordinances, rules or regulations; or
  - (3) Compliance with regulations regarding the concentration of persons, animals, equipment or vehicles at assembly points or other areas which substantially damages planting or landscaping on public or private property. Adequate cleanup and sanitation must be provided.
- (e) *Private events.* Private events will be exempted from the requirement that the activity be open to the public at large, but may be restricted to those who have paid for admission, been invited, or otherwise secured admission from the permittee, or the permittee's authorized agent.
- (f) *Open events.* Open events must be open to all persons desiring to attend and conducting themselves without undue disturbance of the event's purpose.
- (g) The city manager is authorized to develop rules and regulations in order to further the purposes of this article; including this [section 70-154](#).

**Sec. 70-155. – Notice of action on application.**

The city manager shall act upon the application for a permit required by this article as expeditiously as possible, notifying the applicant by mail of the decision. If the application is disapproved, the reasons therefor shall be set out in writing.

**Sec. 70-156. – Approval of permit under alternative date, time, route or conditions.**

The city manager, in denying an application for a permit under this article, shall be empowered to authorize the conduct of the parade, event, block party, performance or filming on a date, at a time, or over a route and under different conditions from that requested by the

applicant.

**Sec. 70-157. - Duties of permittee.**

- (a) *Generally.* A permittee under this article shall comply with all permit directions and conditions.
- (b) *Display or carrying of permit.* The applicant, individual, or any representative of the organization shall display the permit or carry it upon his person during the parade, event, performance or filming.
- (c) *Special event vendor's permits.* No event which features businesses or organizations providing goods or services for compensation shall be issued an event permit, unless the permittee under this article shall obtain for each such business or organization a special event vendor's permit from the city in accord with such measures as the city manager shall prescribe. Each permittee must designate an individual who will be responsible for identifying all vendors and for collecting on behalf of the city all fees as provided in this section. The special event vendor's permit shall be valid for no longer than the duration of the permitted event, up to a maximum period of two months. The fee charged for the special event vendor's permit shall be in accord with any fee schedule which may be adopted and amended from time to time by council.
- (d) *Display of signs.* Where the event takes place on public property, including on right-of-way, the permittee must post signs indicating the open carrying of firearms is prohibited at the event in accordance with S.C. Code Ann. § 23-31-250.

**Sec. 70-158. - Public conduct.**

- (a) *Interference.* No person shall unreasonably hamper, obstruct, impede or interfere with any parade, event, performance or filming, or with any person, vehicle or animal participating or used in the event.
- (b) *Driving through parade or event.* No driver of any vehicle shall drive between the vehicles or persons comprising a parade when such vehicles are in motion and are conspicuously designated as a parade, nor shall any driver drive around or through any event or a properly designated or barricaded area.
- (c) *Parking on parade route or event location.* The city manager shall have the authority to prohibit or restrict the parking of vehicles along a street or area properly designated or posted for a parade, event, performance or filming, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof.
- (d) *Glass containers.* No glass bottle, containers or cans may be sold or distributed on the public right-of-way, and no patron may carry a glass bottle, container or can on the public right-of-way during a parade, event, performance or filming. It shall be unlawful for any vendor to sell beverages in glass containers for off-premises consumption at parades or events.

- (e) *Open carry of firearms on public property during events.* The open carrying of a firearm on public property, including the right-of-way, is prohibited during any activity permitted under section 70-134 and in the area designated for that activity in accordance with S.C. Code Ann. § 23-31-250.

**Sec. 70-159. – Payment of costs of services and equipment provided by city.**

The city manager may impose reasonable fees and requirements upon the applicant as are necessary to cover the cost of public services and equipment provided by the city for the event. The applicant or sponsor shall be responsible for cleanup after an event. A bond may be required.

**Sec. 70-160. Picketing.**

- (a) *Conduct of picketing; penalty.* For purposes of this section, *picketing* means an organized effort to express publicly a point of view at a given place with signs, oral statements, or the like in a systematic manner, which involves walking or standing in the same area for a prolonged period of time. Peaceful picketing in the furtherance of a lawful purpose shall be allowed in the city, provided the picketing is done under the following conditions:
  - (1) Picketing may be conducted only on the sidewalks, on the grounds of a city-controlled park or plaza, or in other city-owned areas or rights-of-way normally used or reserved for pedestrian movement, and may not be conducted on the portion of a street used primarily for vehicular traffic.
  - (2) Such picketers must have applied for and been issued a permit as required under subsection 70-160(b).
  - (3) Such picketers may carry written or printed signs (which such term shall be interpreted to include flags), provided the signs do not interfere with the free use of the sidewalk or rights-of-way by other pedestrians. Such signs, with reasonable use, shall be deemed to comply if they are composed of paper, cardboard, poster board, cloth, vinyl, or similarly non-rigid material; do not exceed 1/32 inches in thickness; do not exceed 20 inches by 30 inches or 600 square inches in the case of signs composed of paper, cardboard, poster board, or similar material; and do not exceed four feet by six feet in the case of signs composed of cloth, vinyl, or a similar material. Signs exceeding these dimensions are presumed threats to safety.
  - (4) Such picketers on sidewalks or on right-of-way normally used or reserved for pedestrian movement must march or stand single file and not congregate so as to block any sidewalk, driveway, or business entrance. All laws pertaining to the orderly flow of pedestrians must be obeyed.
  - (5) For public safety reasons, the following are prohibited in the immediate proximity of pickets, and due notice shall be included in every picketing permit that these restrictions apply:

- (i) Open flames and combustible solids;
- (ii) Sticks, poles, selfie sticks, or other similar elongated solid objects capable of inflicting bodily harm as a striking or stabbing object, excluding commercially available corrugated cardboard tubing as the supporting article for signs, flags, and the like;
- (iii) Backpacks, satchels, bags, coolers, or similar personally carried containers exceeding six inches by eight inches by three inches, except when said container is completely clear and see through;
- (iv) Pursuant to S.C. Code Ann. § 23-31-520, any concealable weapon or the open carry of any firearm;
- (v) Any mechanical or handmade contrivance that launches any projectile of solid, liquid, or gaseous composition, including aerosols/pressurized canisters;
- (vi) Any stabbing, cutting, slicing, or striking blade, whether of metal or other solid composition;
- (vii) Any striking object, such as a bat, stick, brass knuckles, martial arts weapons, implement handles and the like, which would inflict bodily injury;
- (viii) Any facial mask, headgear, or cloth worn over any portion of the face which prevents facial identification of a person 14 years of age or older;
- (ix) Any carried object that resembles or serves the purpose of a shield;
- (x) Any armor or defensive covering that resembles or serves the purpose of defensive body armor;
- (xi) Carried signage exceeding the size restrictions set forth in subsection 70-160(a)(3); and
- (xii) Bicycles, automobiles, and mopeds.

This subsection shall not apply to law enforcement officers while in the discharge of their duties.

- (6) The organizer of a picket, or the person designated in the permit as the one who will carry the permit shall be responsible for posting conspicuous signage at the picketing location informing participants that the open carry of firearms is prohibited for the duration of the picket.

(7) Picketing done contrary to this section shall be unlawful. Police or city personnel may confiscate any of the items listed in subsection 70-160(e)(f) if a picket participant refuses to remove the prohibited item from the picketing site, with the exception of firearms in accordance with S.C. Code Ann. § 23-31-520. A firearm or ammunition may be seized or confiscated pursuant to a lawful arrest.

(b) Picketing permit.

- (1) No permit is required for picketing by a group of less than ten individuals on a sidewalk, or by a group of less than 25 individuals on the grounds of a city-controlled park or plaza, or in other city-owned areas or rights-of-way normally used or reserved for pedestrian movement.
- (2) A permit application must be submitted to the city manager or his designee in a form approved by the city manager and in accordance with the time limits and guidelines established in Table 70-160.1. The city manager shall make the picketing permit application form available online, and at multiple locations throughout the city, including city hall and the law enforcement center. The permit application shall include the following information:
  - (i) The name, address, and contact telephone number of the organizer of the picket;
  - (ii) The name, address, and contact telephone number of the person who will carry permit if different from the organizer;
  - (iii) The specific location where the picket is to take place;
  - (iv) The date and time the picket will begin and end; and
  - (v) The anticipated number of participants and the basis on which this estimate is made.
- (3) Upon application in accordance with subsection 70-160(b), the city manager or his designee shall immediately issue a permit at no charge. If an application is submitted for the same date, time, and location as an application for which a permit has already been issued, a permit shall be issued for a location as close as reasonably possible to the location set forth in the application; permits issued are subject to amendment in order to conform with this provision. Notwithstanding the foregoing, a picketing permit shall not be issued for the two hours preceding or the two hours following the time period for which a picketing permit has been issued for the same date and location; permits issued are subject to amendment in order to conform with this provision. The permit shall contain all information stated in the application. The organizer of a picket, or the person designated in the application as the one who will carry the permit, shall be responsible for maintaining the permit and shall present it when so requested by a law enforcement officer or other city official. A person or entity hosting a picket under this section must post signs at the picket indicating that open carrying of firearms is not allowed at the picket. The City reserves the right to



post additional signs indicating the open carrying of firearms is prohibited at the picket.

- (4) Spontaneous pickets which are occasioned by news or affairs coming into public knowledge less than 48 hours prior to such picket may be conducted in the plaza in front of city hall and the organizer(s) will be deemed to have applied for picketing permit under this subsection, and a permit shall be issued at no charge as soon as possible. In the event the plaza area cannot safely accommodate the number of persons assembled, a shift commander or supervisor of the police department of the city shall direct the picketers to a suitable alternate location. For the avoidance of doubt, the requirement to post signs as set forth in subsection 70-160 applies to spontaneous pickets.
- (c) *Interference with pickets.* It shall be unlawful for any person to interfere physically with such pickets in the use of the sidewalk or address profane, indecent, abusive or threatening language to or at such pickets or others to breach the peace.
  - (d) *Crowd dispersal.* A shift commander or supervisor of the police department of the city may, in the event of the assemblage of persons in such numbers as to tend to intimidate picketers pursuing their lawful objective through numbers alone or through use of inflammatory words or threatening gestures that are ordinarily used to intimidate people, direct the dispersal of persons so assembled, and any police officer may arrest any person who fails to leave the place of assemblage when so directed by the police.
  - (e) *Restrictions.* Persons engaging in picketing activity cannot do so inside an area designated as an event area for which a permit has been granted to another individual or group under this article, if the picketing behavior has the effect of interfering with, hampering, hindering, or getting in the way of those participating in the permitted event in accordance with its purposes or with the general public making use of the space for its ordinary and customary purposes. Whenever any police officer or municipal employee charged with monitoring or supervising event activity determines the picketing behavior is interfering with, hampering, hindering, or getting the way of others as provided in this section, then the officer or employee may direct the picketers to relocate to other public space in reasonable proximity where such conduct can continue, if lawful, so long as the picketing does not interfere with, hamper, hinder, or get in the way of persons participating in the event for its intended purposes or of members of the general public making use of the public space for its ordinary and customary purposes.

**Table 70-160.1. – Picketing Table.**

An organizer of a picket that the organizer knows or should reasonably know will be by a group of a size set forth in this table shall give at least the corresponding minimum advance notice of intent to picket set forth in this table to the city manager or his designee in order for a permit to be issued.

<b>Group Size</b>	<b>Place for Picket</b>	<b>Minimum Advance Notice Required</b>
11-50	Sidewalk	3 hours
25-50	Any public place allowed under subsection 70-160(a) except sidewalks	3 hours
51-100	Any public place allowed under subsection 70-160(a)	48 hours
101-200	Any public place allowed under subsection 70-160(a)	72 hours
201-400	Any public place allowed under subsection 70-160(a)	5 calendar days
Greater than 400	Any public place allowed under subsection 70-160(a)	7 calendar days

**Sec. 70-161 – 70-173. – Reserved.**

Date: October 11, 2021

Agenda Item No: B-1

City of Anderson  
Council Agenda

Title/Description: New Business

**Request:** Consideration of paving resolutions to Anderson County, the Anderson County Transportation Committee, and the South Carolina Department of Transportation

---

**Executive Summary:**

**Background:** On an annual basis, the City Council submits repaving priority resolutions to the Anderson County Council, the Anderson County Transportation Committee (ACTC), and the South Carolina Department of Transportation (SCDOT). The City anticipates that the resolutions provide direction for these agencies when they develop paving plans/lists. In addition, the ACTC requires paving priority resolutions from local governments to accompany funding requests.

This year, the staff continued its process of maintaining paving lists by grading both state and local streets inside the City to establish a tiered priority system. Evaluations were based on SCDOT’s weighted ranking system -- pavement condition (50%), average daily traffic (20%), economic/ community impact (10%), and population affected (20%). Attached in the Resolutions are the top streets listed in a tiered order of need. The staff maintains a database of streets where conditions warrant evaluation, which includes over 200 local streets and approximately 90 state-maintained streets. However, it is only necessary to submit the top ranked streets for funding consideration on an annual basis.

**Benefit:** To provide Anderson County, the ACTC, and the SCDOT direction regarding the best interest of City residents who pay local and state taxes.

**Funding:** N/A

**Recommendation:** N/A

---

**Action Requested:**

\_\_\_\_\_ Ordinance 1<sup>st</sup> Reading

\_\_\_\_\_ Information Only

\_\_\_\_\_ Ordinance 2<sup>nd</sup> Reading

\_\_\_\_\_ General Approval

\_\_\_\_\_ X Resolutions

\_\_\_\_\_ Referral

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ANDERSON, SOUTH CAROLINA RECOMMENDING TO ANDERSON COUNTY THE REPAVING OF CERTAIN STREETS OR PORTIONS OF STREETS WITHIN THE CORPORATE LIMITS.

WHEREAS, the City of Anderson is a municipality within Anderson County, and

WHEREAS, the City of Anderson is dependent upon Anderson County, the South Carolina Department of Transportation, and the Anderson County Transportation Committee for the maintenance of streets and roadways within the corporate limits, and

WHEREAS, City of Anderson taxpayers are also Anderson County taxpayers, and

WHEREAS, Anderson County has the authority to allocate funds to repave streets or portions of streets, and

WHEREAS, in an effort to be equitable, the City has evaluated the street improvement needs and based upon this evaluation, the following streets have been identified for repaving.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ANDERSON THAT:

1. The streets being requested for repaving by Anderson County are attached.
2. The criteria used to evaluate the street improvement needs have been applied to each of the streets listed above and such criteria consists of pavement condition (50%), average daily traffic (20%), economic/ community impact (10%), and population affected (20%).
3. This resolution shall take immediately upon its adoption by the Mayor and Council and shall be forwarded to the Anderson County for consideration.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ANDERSON, SOUTH CAROLINA RECOMMENDING TO THE ANDERSON COUNTY TRANSPORTATION COMMITTEE (ACTC) THE REPAVING OF CERTAIN STREETS OR PORTIONS OF STREETS WITHIN THE CORPORATE LIMITS.

WHEREAS, the City of Anderson is a municipality within Anderson County, and

WHEREAS, the City of Anderson is dependent upon Anderson County, the South Carolina Department of Transportation, and the Anderson County Transportation Committee for the maintenance of streets and roadways within the corporate limits, and

WHEREAS, City of Anderson taxpayers are also State of South Carolina taxpayers, and

WHEREAS, the Anderson County Transportation Committee (ACTC) has the authority to allocate funds to repave streets or portions of streets, and

WHEREAS, in an effort to be equitable, the City has evaluated the street improvement needs and based upon this evaluation, several streets have been identified for repaving.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ANDERSON THAT:

1. The streets being requested for repaving by the Anderson County Transportation Committee (ACTC) are listed in the two attachments:
2. The criteria used to evaluate the street improvement needs have been applied to each of the streets listed above and such criteria consists of pavement condition (50%), average daily traffic (20%), economic/ community impact (10%), and population affected (20%).
3. This resolution shall take immediately upon its adoption by the Mayor and Council and shall be forwarded to the Anderson County Transportation Committee for consideration.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ANDERSON, SOUTH CAROLINA RECOMMENDING TO THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION (SCDOT) THE REPAVING OF CERTAIN STREETS OR PORTIONS OF STREETS WITHIN THE CORPORATE LIMITS.

WHEREAS, the City of Anderson is a municipality within Anderson County, and

WHEREAS, the City of Anderson is dependent upon Anderson County, the South Carolina Department of Transportation, and the Anderson County Transportation Committee for the maintenance of streets and roadways within the corporate limits, and

WHEREAS, City of Anderson taxpayers are also State of South Carolina taxpayers, and

WHEREAS, the South Carolina Department of Transportation (SCDOT) has the authority to allocate funds to repave streets or portions of streets, and

WHEREAS, in an effort to be equitable, the City has evaluated the street improvement needs and based upon this evaluation, the following streets have been identified for repaving.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF ANDERSON THAT:

1. The streets being requested for repaving by the South Carolina Department of Transportation (SCDOT) are listed in order of need on the attachment:
2. The criteria used to evaluate the street improvement needs have been applied to each of the streets listed above and such criteria consists of pavement condition (50%), average daily traffic (20%), economic/ community impact (10%), and population affected (20%).
3. This resolution shall take immediately upon its adoption by the Mayor and Council and shall be forwarded to the South Carolina Department of Transportation (SCDOT) for consideration.