

AN ORDINANCE TO AMEND AN ORDINANCE AS ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG ON THE 1st DAY OF MARCH, 1994, FOR THE PURPOSE OF REGULATING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND, THE SIZE OF BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS, AND THE DENSITY AND DISTRIBUTION OF POPULATION; CREATING DISTRICTS FOR SAID PURPOSES AND ESTABLISHING THE BOUNDARIES THEREOF; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING FOR THE METHOD OF ADMINISTRATION AND AMENDMENT; PROVIDING FOR A BOARD OF ADJUSTMENT; AND PROVIDING FOR THE IMPOSITION OF PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

BE IT ORDAINED by the Mayor and City Council of the City of Orangeburg, in Council assembled, and by authority of same: That portion of the above ordinance entitled "Section 402 District Boundaries and Maps" and the Official Zoning Map of the City of Orangeburg are hereby amended as follows:

To change from "A-2 Multi-unit Residential" to "B-1 General Business" all that certain tract of land situated, lying and being inside the City Limit of Orangeburg, South Carolina and bounded as follows: On the west by Magnolia Street measuring three hundred and ninety (390) feet, more or less; on the northwest by Clafin Avenue measuring one hundred and fifty (150) feet, more or less; on the north by other property of Clafin College measuring three hundred (300) feet, more or less; on the east by other property of Clafin College measuring one hundred and ninety (190) feet, more or less; and on the southeast by property of South Carolina State University measuring four hundred and seventy (470) feet, more or less. Tax map number 192-04-04-001.

PASSED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, THIS THE 21st DAY OF JANUARY, 1997



Martin C. Chestham
MAYOR

[Signature]
[Signature]
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CITY COUNCIL

ATTEST:

Sharon M. Lanning
CITY CLERK

AN ORDINANCE TO AMEND CHAPTER XIII, SECTION 13-1 OF THE CODE OF ORDINANCES, CITY OF ORANGEBURG, SOUTH CAROLINA

BE IT ORDAINED by the mayor and members of council of the City of Orangeburg, in council assembled and by authority of the same, that Chapter XIII, Section 13-1 of the Code of Ordinances, City of Orangeburg be amended to read as follows:

"13-1 BUILDING CODE ADOPTED. For the purpose of regulating the construction, alteration, repair, use and occupancy, location, building or structure, or any appurtenance connected or attached to any building or structure, The Standard Building Code, 1994 Edition, excepting Chapter I, Section 102, entitled "Building Department", as prepared and adopted by the Southern Building Code Congress International, Inc., is hereby adopted by city council and incorporated by reference as a part of this code."

DONE AND RATIFIED in city council of Orangeburg, South Carolina, this 21st day of January, 1997.



Mark C. Cheatham

Mayor

[Signature]

[Signature]

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[Signature]

Members of Council

ATTEST *Sharon M. Lanning*

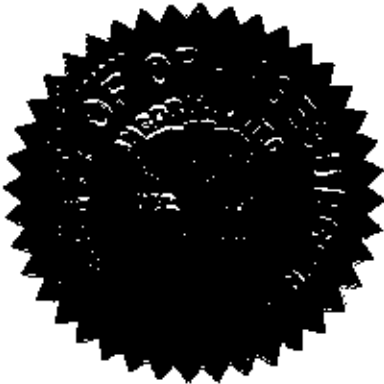
City Clerk

AN ORDINANCE AMENDING SECTION 2-5.2(c) ENTITLED "PURCHASES AND CONTRACTS" OF THE CODE OF ORDINANCES OF THE CITY OF ORANGEBURG FOR THE PURPOSE OF CLARIFYING THE AUTHORITY OF THE CITY ADMINISTRATOR

BE IT ORDAINED by City Council duly assembled that Section 2-5.2(c), Purchases and Contracts, paragraph 1 of the Code of Ordinances of the City of Orangeburg, South Carolina, is hereby amended to read as follows:

"1. In accordance with purchasing procedures adopted by city council, the city administrator shall supervise and contract for the purchase of all materials, services, supplies and equipment for which funds are provided in the budget, except purchases or contracts by or for the Department of Public Utilities."

DONE AND RATIFIED by City Council duly assembled this 4th day of March, 1997.



Martin C. Cheatham
Mayor

Jesse Sheppard
W. Keith Kelly

L. Jimmie Keith

Theresa Miller

James Haire

Members of Council

ATTEST: Sharon M. Lanning
City Clerk

An Ordinance To Adopt The 1993 City of Orangeburg Comprehensive Plan As Being In Compliance With The South Carolina Government Comprehensive Planning Enabling Act of 1994

Whereas, The General Assembly of South Carolina enacted in 1994 an amendment to the Code of Laws of South Carolina by adding Chapter 29 to Title 6, "South Carolina Local Government Comprehensive Planning Enabling Act of 1994", and repealing all previously enacted planning Acts and Codes; and

Whereas, the Enabling Act mandates that all local governments update and modify their planning programs, plans, and regulations to comply with the requirements of said Act on or before May 3, 1999; and

Whereas, the first step in this process involves updating and expanding the City of Orangeburg Comprehensive Plan to include and address not less than the following seven (7) elements, which together form the basis of a Comprehensive Plan: population, housing, natural resources, cultural resources, economic, community facilities and land use; and

Whereas, the City of Orangeburg in 1993 did commission Vismor and Associates to prepare a comprehensive plan for the city and that this plan was previously presented to and endorsed by City Council through resolution on September 7, 1993 containing all seven elements as delineated in the 1994 Act; and

Whereas, The City of Orangeburg Planning Commission on November 9, 1995 did review and restudy this plan and find that it still complied in all material respects with the 1994 Act; and

Whereas, The City of Orangeburg Planning Commission approved said Comprehensive Plan as being in compliance with the 1994 Act on November 9, 1995 and recommended its adoption to City Council; and,

NOW, THEREFORE, BE IT ORDAINED by City Council duly assembled that it does hereby adopt the 1993 City of Orangeburg Comprehensive Plan as the City of Orangeburg Comprehensive Plan for the purposes and uses as set forth in the South Carolina Government Comprehensive Planning Enabling Act of 1994.

PASSED by City Council of the City of Orangeburg, South Carolina this 18th day of March, 1997.



Martin C. Heathman
MAYOR

James H. Haire
Sandra P. Knott

[Signature]
[Signature]

MEMBERS OF COUNCIL

ATTESTED BY:
Sharon A. Lanning
CITY CLERK

AN ORDINANCE TO AMEND AN ORDINANCE AS ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG ON THE 1st DAY OF MARCH, 1994, FOR THE PURPOSE OF REGULATING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND, THE SIZE OF BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS, AND THE DENSITY AND DISTRIBUTION OF POPULATION; CREATING DISTRICTS FOR SAID PURPOSES AND ESTABLISHING THE BOUNDARIES THEREOF; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING FOR THE METHOD OF ADMINISTRATION AND AMENDMENT; PROVIDING FOR A BOARD OF ADJUSTMENT; AND PROVIDING FOR THE IMPOSITION OF PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

BE IT ORDAINED by the Mayor and City Council of the City of Orangeburg, in Council assembled, and by authority of same: That portion of the above ordinance entitled "Section 402 District Boundaries and Maps" and the Official Zoning Map of the City of Orangeburg are hereby amended as follows:

To change from "B-1 General Business" to "O-I Office-Institutional-Apartments" all that certain tract of land situated, lying and being inside the City Limit of Orangeburg, South Carolina and bounded as follows: On the west by Magnolia Street measuring three hundred and ninety (390) feet, more or less; on the northwest by Clafin Avenue measuring one hundred and fifty (150) feet, more or less; on the north by other property of Clafin College measuring three hundred (300) feet, more or less; on the east by other property of Clafin College measuring one hundred and ninety (190) feet, more or less; and on the southeast by property of South Carolina State University measuring four hundred and seventy (470) feet, more or less. Tax map number 192-04-01-001.

To change from "A-2 Multi-unit Residential" to "O-I Office-Institutional-Residential" all that certain tract of land situated, lying and being inside the City Limit of Orangeburg, South Carolina and bounded as follows: On the west by Magnolia Street measuring eight hundred thirty nine and fifty six hundredths (839.56) feet, more or less; on the southeast by other property of Clafin College measuring one hundred fifty (150) feet, more or less; on the south by other property Clafin College measuring three hundred (300) feet, more or less; again on the west by other property of Clafin College measuring one hundred ninety (190) feet, more or less; again on the southeast by property of SCSU measuring two hundred ninety eight and eighty four hundredths (298.84) feet, more or less; on the northeast by property of SCSU measuring forty four and fifty hundredths (44.50) feet, more or less; again on the southeast by property of SCSU measuring three hundred sixty and thirty seven hundredths (360.37) feet, more or less; again on the northeast by property of SCSU measuring ninety nine and eighty three hundredths (99.83) feet, more or less; again on the southeast by property of SCSU measuring four hundred five and seventy seven hundredths (405.77) feet, more or less; again on the northeast by property of SCSU measuring one hundred twelve and eighty three hundredths (112.83) feet, more or less; again on the southeast by property of SCSU measuring sixty three and nine hundredths (63.09) feet, more or less; again on the northeast by property of SCSU measuring one hundred forty eight and twenty nine hundredths (148.29) feet, more or less; again on the southeast by property of SCSU measuring one hundred seven and ten hundredths (107.10) feet, more or less; again on the northeast by property of SCSU measuring three hundred fifty seven and forty one hundredths (357.41) feet, more or less; on the northwest by Goff Avenue measuring one hundred thirty five and zero hundredths (135.00) feet, more or less; on the southwest by property of Miriam McTeer Abernathy measuring two hundred seventeen and forty hundredths (217.40) feet, more or less; on the northwest by properties of Miriam McTeer Abernathy and Marian E. Gregg measuring one hundred seventy and eighteen hundredths (170.18) feet, more or less; again on the northeast by property of Marian E. Gregg measuring two hundred ten and eighty seven hundredths (210.87) feet, more or less; again on the northwest by Goff Avenue measuring two hundred sixty seven and seventy seven hundredths (267.77) feet, more or less and on the north by Goff Avenue measuring two sixty seven and ninety hundredths (267.90) feet, more or less. Tax map number 192-04-01-001.

To change from "A-2 Multi-Unit Residential" to "O-I Office-Institutional-Residential" all that certain tract of land situated, lying and being inside the City Limit of Orangeburg, South Carolina and bounded as follows: On the northeast by properties of Lillie R. Owens, Benjamin W. Wilson, Loretta Burns, S. Lenora Johnson Life Estate, Eddie & Etta White, Eddie White, Jesse Jamison & Talmadge C. Wiggins and Willie B. Owens measuring four hundred twenty (420) feet, more or less; on the

southeast by properties of Darastus L. Glover, Philippine R. Ferguson, Rev. J. Winifred Robinson, Capers G. Robinson Life Estate and Claflin Kennerty measuring three hundred eighty (380) feet, more or less; again on the northeast by property of Darastus L. Glover measuring two hundred thirty four (234) feet, more or less; again on the southeast by Goff Avenue measuring eighty (80) feet, more or less; on the southwest by property of Robert L. Brown and Thelma Dash measuring two hundred thirty one (231) feet, more or less; again on the southeast by properties of Deloris Kirkland Harden, Maude H. Lawrence, Norma Jean Murdaugh, Barbara T. Townsend, Robert L. Brown and Thelma Dash measuring three hundred sixty (360) feet, more or less; again on the northeast by property of Deloris Kirkland Harden measuring two hundred sixteen and three tenths (216.3) feet, more or less; again on the southeast by Goff Avenue measuring two hundred sixty nine (269) feet, more or less; again on the southwest by property of Emilie K. Bythewood measuring one hundred ninety five (195) feet, more or less; again on the southeast by property of Emilie K. Bythewood measuring two hundred twenty five (225) feet, more or less; and on the northwest by Magnolia Street measuring thirteen hundred (1300) feet, more or less. Tax map number 192-04-01-036.

PASSED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, THIS
THE 15th DAY OF APRIL, 1997



Mark C. Hatfield
MAYOR
[Signature]
[Signature]
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CITY COUNCIL

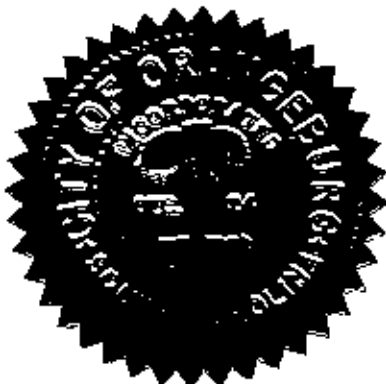
ATTEST:
Sharon A. Lanning
CITY CLERK

AN ORDINANCE TO AMEND CHAPTER XVII, 17-5 OF THE CODE OF ORDINANCES, CITY OF ORANGEBURG, SOUTH CAROLINA, ADOPTED OCTOBER 21, 1969, RELATING TO DISPLAYS OF MERCHANDISE ON STREETS AND SIDEWALKS.

BE IT ORDAINED by the Mayor and Members of Council of the City of Orangeburg, in Council assembled and by authority of the same; that Chapter XVII, Section 17-5 of said Code be amended to read as follows:

It shall be unlawful for any person or business to use the sidewalk or public areas of The City for the purpose of displaying, selling, or buying of any goods, wares, merchandise, and any other article of trade or commerce on the sidewalks of public places of The City. Exceptions to the above shall only be applicable for special events involving any regularly licensed business or person acting by and under the express authority of the City Administrator.

DONE AND RATIFIED in City Council of Orangeburg, South Carolina, this 3rd day of June, 1997.



Martin C. Cheatham
MAYOR

James Hare
Dangela F. Brooks

Paul G. Miller

L. J. Thompson
Robert L. Allen

James L. Kincaid
CITY COUNCIL

ATTEST:

Sharon M. Lanning
CITY CLERK

AN ORDINANCE TO AMEND CHAPTER IX, SECTIONS 9-13.3 AND 9-13.4 OF THE CODE OF ORDINANCES, CITY OF ORANGEBURG, SOUTH CAROLINA, ADOPTED APRIL 21, 1992, RELATING TO TRUCK ROUTES ESTABLISHED AND PROHIBITED TRUCK ROUTES ESTABLISHED.

BE IT ORDAINED by the Mayor and Members of Council of the City of Orangeburg, in Council assembled and by authority of the same; that Chapter IX, Sections 9-13.3 and 9-13.4 of said Code of Ordinances of The City of Orangeburg be amended to read as follows:

SECTION 9-13.3 TRUCK ROUTES ESTABLISHED

There is hereby established by the city designated truck routes which shall consist of the following road segments:

- John C. Calhoun Drive from the Edisto River to the U. S. 21/178 By-pass.
- Riverside Drive from John C. Calhoun Drive to Glover Street.
- Glover Street from Riverside Drive to the Edisto River.
- Stonewall Jackson Street from Glover Street to Boulevard Street.
- U.S. 21/178 By-pass from Boulevard Street to Five Chop Road.
- Whitaker Parkway from John C. Calhoun Drive to Russell Street.
- Chestnut Street from Russell Street to Broughton Street.
- Wingate Street from Columbia Road to St. Matthews Road.
- St. Matthews Road from Chestnut Street to Sims Street.
- Columbia Road from Chestnut Street to Sims Street.
- Sims Street from Columbia Road to St. Matthews Road.

The above described truck routes are further defined on the attached map which is herein referenced and made a part of this section. (See Attachment D).

SECTION 9-13.4 PROHIBITED TRUCK ROUTES ESTABLISHED

All truck traffic, with the exception of emergency and public services/utility vehicles as provided in 9-13.2 b and c, shall be prohibited from using Riverside Drive from Russell Street to Culler Street and the 1500 block of Herron Street to and from Columbia Road. This prohibition shall not apply to a regulated truck, making deliveries to or accepting goods or products for delivery from residences located on the 1500 block of Herron Street. (Attachment D)

DONE AND RATIFIED in City Council of Orangeburg, South Carolina, this 3rd day of June, 1997.



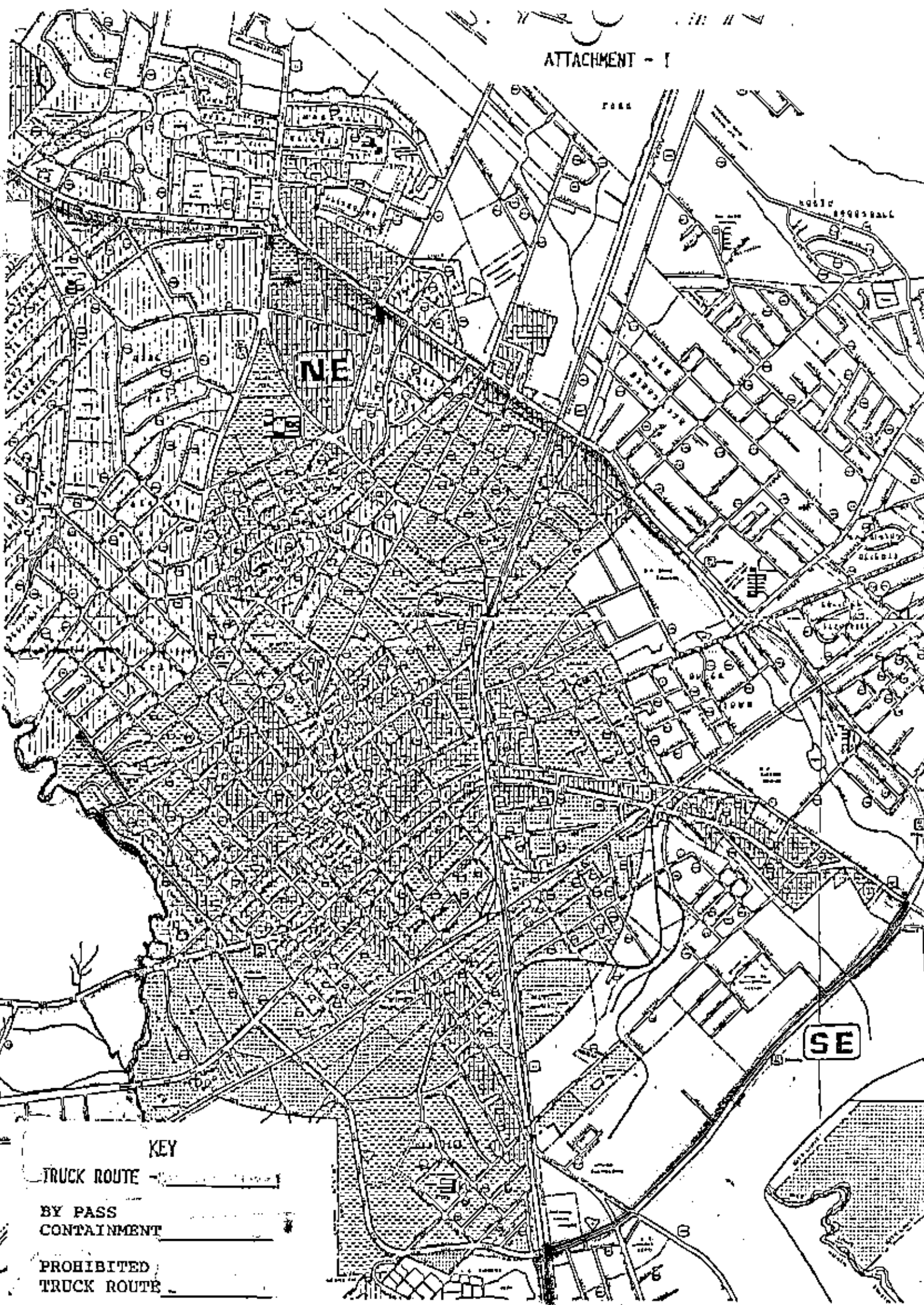
Martine Cheatham
MAYOR

Bob Hair
Sandra P. Anttila
Yvonne Miller
L. J. ...
...
CITY COUNCIL

ATTEST:

Sharon M. Lanning
CITY CLERK

ATTACHMENT - 1



KEY

- TRUCK ROUTE
- BY PASS CONTAINMENT
- PROHIBITED TRUCK ROUTE

**AN ORDINANCE TO ANNEX PROPERTIES OF
SOUTH CAROLINA STATE UNIVERSITY OWNED BY
THE STATE OF SOUTH CAROLINA INTO THE CORPORATE LIMITS
OF THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA AND
TO ZONE SAID PROPERTIES AS "OFFICE-INSTITUTION-APARTMENTS".**

WHEREAS, the City of Orangeburg has received a petition from the South Carolina Budget and Control Board requesting annexation of 87 acres, more or less, owned by the State of South Carolina and being those portions of the campus of South Carolina State University lying and being in the unincorporated areas of the County of Orangeburg, State of South Carolina; and

WHEREAS, requested zoning classification for said proposed annexed property is "Office-Institutional-Apartments", and

WHEREAS, the City Council of the City of Orangeburg has agreed to accept said Petition of Annexation;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council duly assembled and by authority of same that the portion of the campus of South Carolina State University lying and being in the unincorporated areas of the County of Orangeburg, State of South Carolina containing 87 acres, more or less, and being more particularly described on the copy of the Petition for Annexation attached hereto and made a part hereof by reference (said Petition for Annexation being simultaneously accepted) is hereby annexed into the corporate limits of the City of Orangeburg, State of South Carolina as of the date of the adoption of this ordinance.

BE IT FURTHER ORDAINED that upon passage of this ordinance annexing the property described hereinabove, the City Administrator is hereby directed to submit said annexation to the United States Department of Justice for approval.

BE IT FURTHER ORDAINED that upon annexation, the above described property shall be zoned "Office-Institutional-Apartments" and the City Building Official pursuant to Section 24-4.2, Chapter XXIV, Article IV of the Code of Ordinances, is hereby directed to make necessary changes and amendments to the official Zoning Map of the City of Orangeburg to reflect said zoning classification.

PASSED by the City Council of the City of Orangeburg, State of South Carolina,
duly assembled this 3rd day of ~~May~~^{June}, 1997.



Martin C. Cheatham
Mayor

John Haire

Sandra P. Kistner

Tommy M. ...

...

...
Members of Council

ATTEST: Sharon N. Lanning
City Clerk

AN ORDINANCE AMENDING CHAPTER IX, SECTION 9-13.1 AND SECTION 9-13.2 OF THE CODE OF ORDINANCES, CITY OF ORANGEBURG, SOUTH CAROLINA FOR THE PURPOSE OF PROHIBITING THE PARKING OF A REGULATED TRUCK ON PREMISES NOT CONTIGUOUS TO THE SPECIFIED TRUCK ROUTES

BE IT ORDAINED by City Council duly assembled that Chapter IX, Section 9-13.1 entitled "Definitions" is hereby amended by adding the following paragraph which shall read as follows:

"Non-prohibited street shall mean any street not designated as or included within a specified truck route."

BE IT FURTHER ORDAINED that Section 9-13.2 entitled "Application of Regulations" shall be amended by adding a new paragraph "d" which shall read as follows:

"d. No regulated truck not conducting business shall park on any property, public or private, not contiguous to a truck route established hereunder. The finding of a parked regulated truck not being used in the conduct of business on property, public or private, not contiguous to a truck route established hereunder shall constitute prima facie evidence that the owner or operator of said truck violated the provisions of this Code in the placement of said regulated truck on said property."

PASSED by the City Council of the City of Orangeburg, State of South Carolina, duly assembled this 15th day of June, 1997.



Martin Lee Shaw

Mayor

Edward Harris

Dorinda P. Knotts

Paul A. Minig

L. J. [unclear]

[unclear]

[unclear]

Members of Council

ATTEST: *Sharon M. Fanning*

City Clerk

AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF ORANGEBURG, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1997, AND ENDING SEPTEMBER 30, 1998

BE IT ORDAINED by Mayor and Council Members of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

SECTION 1. In accordance with Section 5-7-260 of the 1976 Code of Laws of South Carolina, and Council shall act by Ordinance to adopt budgets, levy taxes, and collect all other income sources available to the City pursuant to public notice.

SECTION 2. That the prepared budget for the fiscal year October 1, 1997--September 30, 1998, and the estimated revenue for payment of same is hereby adopted.

SECTION 3. That a tax to cover the period from the first day of January, 1997 to the thirty-first day of December 1997, both inclusive, for the sums and in the manner hereinafter mentioned, is and shall be levied, collected and paid into the treasury of the City of Orangeburg for the use and service thereof; i.e., a tax of 75 mills be and the same is hereby assessed on each dollar of the assessed value of all real estate and personal property within the City of Orangeburg, South Carolina, except as such which is exempt from taxation by law.

SECTION 4. Tax levied under this Ordinance shall be due and payable at the office of the City Clerk and Treasurer, in the Municipal Building of City of Orangeburg, SC, from the first day of November, 1997, until the fifteenth day of January 1998, from the hours of 8:00 A.M. until 5:00 P.M., Monday through Friday, Saturdays and Sundays excepted.

SECTION 5. On January 16, 1998, a penalty of fifteen (15%) percent shall be added on all unpaid taxes. The City Clerk and Treasurer shall on March 17, 1998, place all delinquent properties in execution by Section 24-11, as amended, of the Code of Ordinance of the City of Orangeburg.

SECTION 6. If for any reason, any sentence, clause of provisions of this Ordinance shall be declared invalid, such shall not affect the remaining provisions thereof.

DONE AND RATIFIED BY THE CITY COUNCIL OF ORANGEBURG, SOUTH CAROLINA, IN COUNCIL ASSEMBLED THIS 2nd DAY OF September 1997.



Monty Sheehan
MAYOR

[Signature]
[Signature]

[Signature]
[Signature]

Members of Council

ATTEST:

Sharon A. Lammery
City Clerk

AN ORDINANCE AMENDING THE BUDGET FOR THE CITY OF ORANGEBURG
FOR THE FISCAL YEAR BEGINNING
OCTOBER 1, 1996 AND ENDING SEPTEMBER 30, 1997

THE CITY COUNCIL OF THE CITY OF ORANGEBURG HEREBY ORDAINS:

SECTION 1. That the Budget of the City of Orangeburg for the fiscal year beginning October 1, 1996 and ending September 30, 1997, designated as Ordinance No. 1996-15, shall be and hereby is, amended so as to show the attached items of expenditures and revenues, both for the General Fund, Airport Fund, Hillcrest Pro Shop Fund and the Hillcrest Golf Course Fund respectively.

SECTION 2. That in all other respects, except as hereby and heretofore amended, the Budget for the City of Orangeburg for the fiscal year beginning October 1, 1996 and ending September 30, 1997, shall remain in full force and effect.

SECTION 3. That this Ordinance shall become effective upon adoption by the Council of the City of Orangeburg.

SECTION 4. That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

ADOPTED by the Council of the City of Orangeburg on this 2nd day of September, 1997, at which a quorum was present and voting.



Monte Heathrow

MAYOR

L. Zimmerman

Gregory K...

...

...

MEMBERS OF COUNCIL

ATTEST:
Sharon M. Lanning

CITY CLERK

BUDGET ADJUSTMENTS FOR FISCAL YEAR 1996-97

ADJUSTMENT	BUDGET AMOUNT	YEAR-END BUDGET PROJECTIONS	DIFFERENCE
General Fund Revenues	\$8,924,383	\$8,878,668	\$ 45,715
General Fund Expenditures	\$8,924,383	\$8,814,244	\$ 110,139
Airport Fund Revenues	\$3,926,356	\$2,512,047	\$1,414,309
Expenses	\$3,926,356	\$2,512,047	\$1,414,309
Hillcrest Pro Shop Fund Revenues	\$ 122,258	\$ 133,363	\$ 11,105
Expenses	\$ 122,258	\$ 126,336	\$ 4,078
Hillcrest Golf Course Fund Revenues	\$ 526,997	\$ 529,393	\$ 2,396
Expenses	\$ 526,997	\$ 529,393	\$ 2,396

AN ORDINANCE TO ADOPT A BUDGET FOR THE OPERATION OF
DEPARTMENT OF PUBLIC UTILITIES FOR THE
CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA
FOR THE FISCAL YEAR
OCTOBER 1, 1997 THROUGH SEPTEMBER 30, 1998

BE IT ORDAINED by City Council duly assembled, that the attached budget consisting of seven (7) pages is hereby adopted as the operating budget for the Department of Public Utilities for the City of Orangeburg for the fiscal year October 1, 1997 through September 30, 1998.

BE IT FURTHER ORDAINED that the Manager of the Department of Public Utilities is authorized to transfer budgeted amounts between line items and/or divisions or between approved capital projects in accordance with the duties and responsibilities of said Manager.

DONE AND RATIFIED by Council duly assembled this 2nd day of September 1997.



Martin C. Shelton

Mayor

Paul Hair

Paul Miller

L. J. ...

James ...

W. ...

Members of Council

ATTEST:

Sharon M. Lanney

City Clerk and Treasurer

DEPARTMENT OF PUBLIC UTILITIES
CITY OF ORANGEBURG
PROJECTED BUDGET
TOTAL PROJECTIONS

	<u>ACTUAL</u> <u>1995-1996</u>	<u>PROJECTED</u> <u>1997 - 1998</u>
<u>OPERATING INCOME:</u>		
Gross Billings	\$ 63,503,001	\$ 62,328,099
Less, Discounts	<u>5,093,742</u>	<u>4,996,817</u>
Net Billings	\$ 58,409,259	\$ 57,331,282
Water and Wastewater Taps	147,683	151,900
Water and Wastewater Impact Fees	244,332	205,000
Counter Service Fees	203,368	350,000
MPX System	4,412	4,813
Miscellaneous Sales & Services	315,278	265,650
Charge Off Accts Collected	<u>54,757</u>	<u>62,500</u>
TOTAL INCOME	\$ 59,379,089	\$ 58,371,145
<u>COST OF SALES:</u>		
Electricity Purchased	\$ 31,897,242	\$ 30,302,380
Natural Gas Purchased	<u>7,751,237</u>	<u>7,468,336</u>
GROSS PROFIT	\$ 19,730,610	\$ 20,600,429
<u>OPERATING EXPENSES:</u>		
Depreciation Expense	\$ 2,703,498	\$ 3,097,234
Operating Expense	3,371,932	3,637,090
Administrative Expense	4,641,135	4,697,213
Bad Debt Expense	<u>176,048</u>	<u>200,000</u>
TOTAL OPERATING EXPENSE	\$ 10,892,613	\$ 11,631,537
OPERATING PROFIT	\$ 8,837,997	\$ 8,968,892
<u>NON-OPERATING REVENUE:</u>		
Interest Earned 1989 Sinking Fund	\$ 12,913	\$ 16,250
Interest Earned Short-Term Investment	<u>833,396</u>	<u>915,000</u>
TOTAL NON-OPERATING REVENUE	\$ 846,309	\$ 931,250
TOTAL OPERATING & NON-OPERATING REVENUE	\$ 9,684,306	\$ 9,900,142
<u>NON-OPERATING EXPENSE:</u>		
Interest 1989 Bond Issue	\$ 241,675	\$ 190,575
Other Interest Expense	<u>78</u>	<u>-</u>
TOTAL NON-OPERATING EXPENSE	\$ 241,753	\$ 190,575
NET PROFIT	\$ 9,442,553	\$ 9,709,567

DEPARTMENT OF PUBLIC UTILITIES
CITY OF ORANGEBURG
PROJECTED BUDGET
ELECTRIC DIVISION

	<u>ACTUAL</u> <u>1995-1996</u>	<u>PROJECTED</u> <u>1997-1998</u>
<u>OPERATING INCOME:</u>		
Gross Billings	\$ 45,393,335	\$ 43,591,185
Less, Discounts	<u>3,641,074</u>	<u>3,491,654</u>
Net Billings	\$ 41,752,261	\$ 40,099,531
Counter Service Fees	149,505	257,285
MPX System	4,412	4,813
Miscellaneous Sales & Services	107,256	115,000
Charge Off Accts Collected	<u>40,263</u>	<u>45,956</u>
TOTAL INCOME	\$ 42,053,697	\$ 40,522,585
<u>COST OF SALES:</u>		
Electricity Purchased	\$ 31,897,242	\$ 30,302,380
GROSS PROFIT	\$ 10,156,455	\$ 10,220,205
<u>OPERATING EXPENSES:</u>		
Depreciation Expense	\$ 1,198,079	\$ 1,269,964
Operating Expense	1,215,592	1,287,650
Administrative Expense	2,184,053	2,118,750
Bad Debt Expense	<u>113,175</u>	<u>128,580</u>
TOTAL OPERATING EXPENSE	\$ 4,710,899	\$ 4,804,944
OPERATING PROFIT	\$ 5,445,556	\$ 5,415,261
<u>NON-OPERATING REVENUE:</u>		
Interest Earned Short-Term Investment	\$ 468,499	\$ 514,412
TOTAL NON-OPERATING REVENUE	\$ 468,499	\$ 514,412
TOTAL OPERATING & NON-OPERATING REVENUE	\$ 5,914,055	\$ 5,929,673
<u>NON-OPERATING EXPENSE:</u>		
Other Interest Expense	\$ 33	\$ -
TOTAL NON-OPERATING EXPENSE	\$ 33	\$ -
NET PROFIT	\$ 5,914,022	\$ 5,929,673

DEPARTMENT OF PUBLIC UTILITIES
CITY OF ORANGEBURG
PROJECTED BUDGET
GAS DIVISION

	<u>ACTUAL</u> <u>1995-1996</u>	<u>PROJECTED</u> <u>1997-1998</u>
<u>OPERATING INCOME:</u>		
Gross Billings	\$ 12,443,178	\$ 12,007,048
Less, Discounts	<u>1,062,003</u>	<u>1,024,201</u>
Net Billings	\$ 11,381,175	\$ 10,982,847
Counter Service Fees	35,847	61,705
Miscellaneous Sales & Services	13,661	15,650
Charge Off Accts Collected	<u>9,648</u>	<u>11,013</u>
TOTAL INCOME	\$ 11,440,331	\$ 11,071,215
<u>COST OF SALES:</u>		
Natural Gas Purchased	\$ 7,751,237	\$ 7,468,336
GROSS PROFIT	\$ 3,689,094	\$ 3,602,879
<u>OPERATING EXPENSES:</u>		
Depreciation Expense	\$ 210,231	\$ 225,000
Operating Expense	235,055	270,100
Administrative Expense	656,716	705,313
Bad Debt Expense	<u>35,726</u>	<u>40,580</u>
TOTAL OPERATING EXPENSE	\$ 1,137,728	\$ 1,240,993
OPERATING PROFIT	\$ 2,551,366	\$ 2,361,886
<u>NON-OPERATING REVENUE:</u>		
Interest Earned Short-Term Investment	<u>\$ 84,628</u>	<u>\$ 92,873</u>
TOTAL NON-OPERATING REVENUE	\$ 84,628	\$ 92,873
TOTAL OPERATING & NON-OPERATING REVENUE	\$ 2,635,994	\$ 2,454,759
<u>NON-OPERATING EXPENSE:</u>		
Other Interest Expense	<u>\$ 12</u>	<u>\$ -</u>
TOTAL NON-OPERATING EXPENSE	\$ 12	\$ -
NET PROFIT	\$ 2,635,982	\$ 2,454,759

DEPARTMENT OF PUBLIC UTILITIES
CITY OF ORANGEBURG
PROJECTED BUDGET
WATER DIVISION

	<u>ACTUAL</u> <u>1995-1996</u>	<u>PROJECTED</u> <u>1997-1998</u>
<u>OPERATING INCOME:</u>		
Gross Billings	\$ 3,403,147	\$ 4,185,871
Less, Discounts	<u>220,727</u>	<u>283,802</u>
Net Billings	\$ 3,182,420	\$ 3,902,069
Water Taps	108,946	110,000
Water Impact Fees	136,168	150,000
Counter Service Fees	10,797	18,585
Miscellaneous Sales & Services	76,015	85,000
Charge Off Accts Collected	<u>2,902</u>	<u>3,313</u>
TOTAL INCOME	\$ 3,517,248	\$ 4,268,967
GROSS PROFIT	\$ 3,517,248	\$ 4,268,967
<u>OPERATING EXPENSES:</u>		
Depreciation Expense	\$ 665,148	\$ 696,410
Operating Expense	1,057,937	1,195,500
Administrative Expense	1,148,253	1,185,650
Bad Debt Expense	<u>17,579</u>	<u>19,980</u>
TOTAL OPERATING EXPENSE	\$ 2,888,917	\$ 3,097,540
OPERATING PROFIT	\$ 628,331	\$ 1,171,427
<u>NON-OPERATING REVENUE:</u>		
Interest Earned 1989 Sinking Fund	\$ 12,913	\$ 16,250
Interest Earned Short-Term Investment	<u>203,562</u>	<u>223,535</u>
TOTAL NON-OPERATING REVENUE	\$ 216,475	\$ 239,785
TOTAL OPERATING & NON-OPERATING REVENUE	\$ 844,806	\$ 1,411,212
<u>NON-OPERATING EXPENSE:</u>		
Interest 1989 Bond Issue	\$ 241,675	\$ 190,575
Other Interest Expense	<u>22</u>	<u>-</u>
TOTAL NON-OPERATING EXPENSE	\$ 241,697	\$ 190,575
NET PROFIT	\$ 603,109	\$ 1,220,637

DEPARTMENT OF PUBLIC UTILITIES
CITY OF ORANGEBURG
PROJECTED BUDGET
WASTEWATER DIVISION

	<u>ACTUAL</u> <u>1995-1996</u>	<u>PROJECTED</u> <u>1997-1998</u>
<u>OPERATING INCOME:</u>		
Gross Billings	\$ 2,263,341	\$ 2,543,995
Less, Discounts	<u>169,938</u>	<u>197,160</u>
Net Billings	\$ 2,093,403	\$ 2,346,835
Wastewater Taps	38,737	41,900
Wastewater Impact Fees	108,164	55,000
Counter Service Fees	7,219	12,425
Miscellaneous Sales & Services	118,346	50,000
Charge Off Accts Collected	<u>1,944</u>	<u>2,218</u>
TOTAL INCOME	\$ 2,367,813	\$ 2,508,378
GROSS PROFIT	\$ 2,367,813	\$ 2,508,378
<u>OPERATING EXPENSES:</u>		
Depreciation Expense	\$ 630,040	\$ 905,860
Operating Expense	863,348	883,840
Administrative Expense	652,113	687,500
Bad Debt Expense	<u>9,568</u>	<u>10,860</u>
TOTAL OPERATING EXPENSE	\$ 2,155,069	\$ 2,488,060
OPERATING PROFIT	\$ 212,744	\$ 20,318
<u>NON-OPERATING REVENUE:</u>		
Interest Earned Short-Term Investment	\$ 76,707	\$ 84,180
TOTAL NON-OPERATING REVENUE	\$ 76,707	\$ 84,180
TOTAL OPERATING & NON-OPERATING REVENUE	\$ 289,451	\$ 104,498
<u>NON-OPERATING EXPENSE:</u>		
Other Interest Expense	\$ 11	\$ -
TOTAL NON-OPERATING EXPENSE	\$ 11	\$ -
NET PROFIT	\$ 289,440	\$ 104,498

DEPARTMENT OF PUBLIC UTILITIES
CITY OF ORANGEBURG
PROJECTED SOURCES OF FUNDING & EXPENDITURES
FISCAL YEAR 1997 - 1998

	<u>1998</u>
<u>OPERATIONS:</u>	
Net Income	\$ 9,709,567
Charges Against Operations Not Requiring Working capital - Depreciation	\$ <u>3,097,234</u>
TOTAL	\$12,806,801
 <u>USE OF WORKING CAPITAL:</u>	
Approved Capital Projects For Fiscal Year Investment - Future Projects	\$ 7,747,210 **
Cash Transfer to City General Fund In Lieu of Taxes	\$ <u>2,963,000</u>
TOTAL	\$12,806,801

** SEE ATTACHMENT FOR BREAKDOWN OF APPROVED CAPITAL PROJECTS

APPROVED CAPITAL IMPROVEMENTS PLANNED
FOR FISCAL YEAR 1997 - 1998

Repairs/Improvements to Warehouse & Inventory System	\$ 400,000
115 KV Cross Town Tie	\$1,370,000
115 KV Distance Relaying	\$ 840,000
Substation #21	\$1,065,000
Fiber Optic System Expansion	\$ 350,000
Voltage Conversion	\$ 262,500
Miscellaneous Construction	\$ 550,000
Natural Gas Service to Rowesville, SC	\$ 550,000
300,000 Gallon Storage Tank - Limestone System	\$ 400,000
12" Ductile Iron Water Main Extension Along Highway 301 to Interstate 26	\$ 200,000
Water Distribution System Cement Lining Rehabilitation	\$ 310,750
24" Ductile Iron Water Main From Water Plant to Existing 12" Line On Riverbank Drive & Rutledge	\$ 439,590
4 Million Gallon Finished Water Reservoir At Water Treatment Plant	\$ 400,000
Whitford Stage Creek - Phase II	\$ 409,370
Infiltration and Inflow Rehabilitation	<u>\$ 200,000</u>
 TOTAL	 \$7,747,210

**AN ORDINANCE TO AMEND CHAPTER 23, UTILITIES
ARTICLE VI - WASTEWATER - SECTION 23-54**

BE IT ORDAINED By the Mayor and Members of Council of the City of Orangeburg, in Council assembled and by authority of the same:

ARTICLE VI - 23-54 PLUMBING CODE

Section 23-54.1. Standard Plumbing Code Adopted by Reference. Amend said section of the Code of Ordinances by deleting the words ... "1991 Edition" ... and substituting in lieu thereof the following: ... "1997 Edition" ...

DONE AND RATIFIED by Council duly assembled this 16th day of September 1997.



Martin C. Cheatham
Mayor

Sharon Haire

Sandra P. Knotts

Laura Min

Jessie Renee

James J. ...

Robert ...
Members of Council

ATTEST:

Sharon M. Lanning
City Clerk and Treasurer

[Signature]

ORDINANCE NO. 1997-14

AN ORDINANCE TO AMEND CHAPTER XXIV, SECTION 24-5.1 OF THE CODE OF ORDINANCES, CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA TO PERMIT BUILDINGS IN OFFICE-INSTITUTIONAL DISTRICTS TO EXCEED THIRTY-FIVE (35') IN HEIGHT

BE IT ORDAINED by City Council duly assembled and by the authority of same that Section 24-5.1 of Chapter XXIV of the Code of Ordinances for the City of Orangeburg, State of South Carolina is hereby amended as follows:

Under District O-I as it relates to the maximum height (ft.) designation, replace "35" with "35(j)" and add footnote (j) in the accompanying notes to Table II as follows:

(j) May exceed thirty-five (35') feet if conditional use granted by the Planning Commission pursuant to Article X of this Chapter XXIV, and said structure or building does not exceed the applicable height restrictions of the (ACD) Airport Compatibility District.

Passed by the City council of the City of Orangeburg, State of South Carolina, duly assembled this 7th day of October, 1997.



Martin E. Cheatham

Mayor

Joseph W. Shoney

Paul A. Min

Sandra P. Knotts

James H. Keith

Charles E. ...

Brian Haire

Members of Council

ATTEST *Sharon M. Lanning*

City Clerk

ORDINANCE NO. 1997-15

AN ORDINANCE TO AMEND AN ORDINANCE AS ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG ON THE 1st DAY OF MARCH, 1994. FOR THE PURPOSE OF REGULATING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND, THE SIZE OF BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS, AND THE DENSITY AND DISTRIBUTION OF POPULATION; CREATING DISTRICTS FOR SAID PURPOSES AND ESTABLISHING THE BOUNDARIES THEREOF; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING FOR THE METHOD OF ADMINISTRATION AND AMENDMENT; PROVIDING FOR A BOARD OF ADJUSTMENT; AND PROVIDING FOR THE IMPOSITION OF PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

BE IT ORDAINED by the Mayor and City Council of the City of Orangeburg, in Council assembled, and by authority of same: The portion of the above ordinance entitled "Section 402 District Boundaries and Maps" and the Official Zoning Map of the City of Orangeburg are hereby amended as follows:

To change from "A-3 Residential Mobilehome District" to "D-1 Industrial District" all that certain tract of land situated, lying and being inside the City Limit of Orangeburg, South Carolina and bounded as follows: On the north by property of Barney Houser measuring two hundred (200) feet, more or less; on the east by property of Barney Houser measuring three hundred thirty (330) feet, more or less; on the south by CSX Railroad measuring three hundred eighty-three (383) feet, more or less, on the west by property of Section 8 Inc., ASC Corp. Measuring two hundred ten (210) feet, more or less; again on the west by Medford St., measuring two hundred eighty-eight (288) feet, more or less. Tax map number 0192-02-14-011.

PASSED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, THIS 21st DAY OF OCTOBER, 1997.



Morton C. Cheatham
MAYOR

James Haire
Sandra R. Knott
Paula King
Joseph S. Sibley
James R. Pherey
CITY COUNCIL

ATTEST
Sharon M. Sammons
CITY CLERK

ORDINANCE NO. 1997-16

AN ORDINANCE TO AMEND CHAPTER VII OF THE CODE OF ORDINANCES FOR THE CITY OF ORANGEBURG, SOUTH CAROLINA AS IT RELATES TO LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS FOR THE PURPOSE OF ESTABLISHING A TWO PERCENT (2%) LOCAL ACCOMMODATIONS TAX FOR ALL RENTALS AND CHARGES FOR ANY ACCOMMODATIONS FURNISHED TO TRANSIENTS FOR A CONSIDERATION.

WHEREAS: In its 1997 legislative session, the General Assembly of the State of South Carolina adopted the Local Accommodations Tax Act with an effective date of July 1, 1997 which is codified as sections 6-1-500 to 6-1-560, Code of Laws of South Carolina 1976 (the act) and;

WHEREAS: In accordance with (the act) local governing bodies are allowed to impose by ordinance, a local accommodations tax to help alleviate the added financial burden on city resources in providing the services needed to support tourism and transient population; and

WHEREAS: The City of Orangeburg finds that a tax of two percent (2%) to be collected by Accommodations businesses in the City, which are businesses who benefit most directly from tourism, would result in collections by the city and would be sufficient to help alleviate the added financial burdens created in providing the services and infrastructure necessary to support and enhance the tourism industry within the City of Orangeburg.

NOW, THEREFORE, IT IS ORDAINED, by the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled and by the authority of the same, that Chapter VII of the City of Orangeburg Code of Ordinances be amended as follows:

Section 7-11.1 Authority

This chapter is enacted pursuant to the authority of Title 5, Code of the State of South Carolina (1976), including, without limitation, S. C. Code Ann. Section 5-7-10 (Supp.1992), and S. C. Code Ann. Section 5-7-30 (Supp. 1992), which provide, in relevant part, that municipalities may adopt all ordinances which appear necessary and proper for the security, general welfare and convenience of the municipality and for the preservation of the general health, peace and order in the municipality and further that municipalities may establish uniform service charges.

Section 7-11.2 Declaration of purpose and intent

This article is enacted to preserve the general health, safety and welfare of the general public within the City of Orangeburg, South Carolina, by creating a uniform tax for the purpose of creating a fund which will be utilized for purposes enumerated in Section 6-1-530 of the State Code of Laws of South Carolina and purposes as may be amended.

Section 7-11.3 Accommodations Tax

A fee equal to two percent (2%) is hereby imposed on a gross proceeds derived from:

The rental or charges for any rooms (excluding meeting and conference rooms), campground spaces, lodgings, or sleeping accommodations furnished to transients by any hotel, inn, tourist court, tourist camp, motel, campground, residence, or any place in which rooms, lodgings, or sleeping accommodations are furnished to transients for a consideration. The gross proceeds derived from the lease or rental of sleeping accommodations supplied to the same person for a period of ninety (90) continuous days are not considered proceeds from transients. This tax imposed by this subsection shall not apply to additional guest charges as that term is defined in South Carolina Code Section 12-36-920(B).

Section 7-10.4 Payment of Tax

(a.) Payment of the tax established herein shall be the liability of the consumer of the services for items described in Section 7-10.3. The tax shall be paid at the time of delivery of the services or items to which the tax applies and shall be collected by the provider or seller of the service, services or items.

(b.) The tax collected by the seller or provider of the services or items as required under Section 7-10.3 shall be remitted to the City of Orangeburg on a monthly basis along with such return or form as may be established by the City of Orangeburg for such purpose. In the event that the monthly tax should calculate to less than twenty dollars (\$20.00) per month, that seller will be permitted to remit the amount due on a semi-annual basis. For any month in which the tax due exceeds twenty dollars (\$20.00), that month's tax and all previous months taxes will be due and payable to the City of Orangeburg under the terms set out in Section 7-10.4(c).

(c.) Taxes and required reports shall be submitted to the City of Orangeburg by the twentieth day of the month and shall cover sales of the previous month. Any taxes not timely remitted shall be subject to a penalty of five percent (5%) of the unpaid tax for each month or portion thereof after the due date until paid. The failure to collect from patrons the tax imposed by this article shall not relieve any establishment subject to this article from making the required remittance.

(d.) Any person violating this article shall be deemed guilty of an offense and shall be subject to punishment under Section 7-2.10 upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent tax, penalties, and costs provided for herein.

Section 7-10.5 Hospitality Tax Account

The revenue account, to be known as the City of Orangeburg Hospitality Tax, shall be established and all revenues received from the hospitality tax shall be deposited into his account. The principal and any accrued interest from this account shall be expended only as permitted in Section 7-10.6 below.

Section 7-10.6 Permitted uses of funds

The City of Orangeburg, South Carolina is hereby authorized to utilize the funds collected from the imposition of the hospitality tax for the purposes enumerated in Section 6-1-730 of the State Code of Laws of South Carolina and as may be amended.

Section 7-10.7 Inspection and Audits

For the purpose of enforcing the provisions of this section the city treasurer or other authorized agent of the city is empowered to enter upon the premises of any person subject to this section to make inspection, examine and/or audit the books and records, and it shall be unlawful for any person to fail or refuse to make available the necessary books and records. In the event that the audit or inspection reveals that false information has been filed by the establishment, the cost of the audit shall be added to the correct tax and late penalties in addition to other penalties provided herein. Each day of failure to pay the proper tax shall constitute a separate offense. The city treasurer shall make systematic inspections of the businesses within the city to insure compliance with the section. Records of inspections and audits shall not be deemed to be public record and shall not be released by the city.

Section 7-10.8 Authorization for use

Authorization to utilize revenues from the hospitality tax account shall be by the annual budget ordinance duly adopted by the City Council of the City of Orangeburg, South Carolina.

Section 7-11.4 Payment of Tax

(a.) Payment of the tax established herein shall be the liability of the consumer of the services for items described in Section 7-11.3. The tax shall be paid at the time of delivery of the services or items to which the fee applies and shall be collected by the provider or seller of the service, services or items.

(b.) The taxes collected by the seller or provider of the services or items as required under Section 7-11.3 shall be remitted to the City of Orangeburg on a monthly basis along with such return or form as may be established by the City of Orangeburg for such purpose. In the event that the monthly tax should calculate to less than twenty dollars (\$20.00) per month, that seller will be permitted to remit the amount due on a semi-annual basis. For any month in which the tax due exceeds twenty dollars (\$20.00), that month's tax and all previous months taxes will be due and payable to the City of Orangeburg under the terms set out in Section 7-11.4(c).

(c.) Taxes and required reports shall be submitted to the City of Orangeburg by the twentieth day of the month and shall cover rentals or charges of the previous month. Any taxes not timely remitted shall be subject to a penalty of five percent (5%) of the unpaid fee for each month or portion thereof after the due date until paid. The failure to collect from patrons the tax imposed by this article shall not relieve any establishment subject to this article from making the required remittance.

(d.) Any person violating this article shall be deemed guilty of an offense and shall be subject to punishment under Section 7-2.10 upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent taxes, penalties, and costs provided for herein.

Section 7-11.5 Accommodations Tax Account

The revenue account, to be known as the City of Orangeburg Accommodations Tax, shall be established and all revenues received from the Accommodations tax shall be deposited into his account. The principal and any accrued interest from this account shall be expended only as permitted in Section 7-11.6 below.

Section 7-11.6 Permitted uses of funds

The City of Orangeburg, South Carolina is hereby authorized to utilize the funds collected from the imposition of the accommodations tax for purposes enumerated in Section 6-1-530 of the State Code of Laws of South Carolina and purposes as may be amended.

Section 7-11.7 Inspection and Audits

For the purpose of enforcing the provisions of this section the city treasurer or other authorized agent of the city is empowered to enter upon the premises of any person subject to this section to make inspection, examine and/or audit the books and records, and it shall be unlawful for any person to fail or refuse to make available the necessary books and records. In the event that the audit or inspection reveals that false information has been filed by the establishment, the cost of the audit shall be added to the correct tax and late penalties in addition to other penalties provided herein. Each day of failure to pay the proper tax shall constitute a separate offense. The city treasurer shall make systematic inspections of the businesses within the city to insure compliance with the section. Records of inspections and audits shall not be deemed to be public record and shall not be released by the city.

Section 7-11.8 Authorization for use

Authorization to utilize revenues from the accommodations tax account shall be by the annual budget ordinance duly adopted by the City Council of the City of Orangeburg, South Carolina.

Section 7-11.9 Severability

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

Section 7-11.10 Effective date

This article shall become effective on February 16, 1998.

PASSED by the City Council of Orangeburg, State of South Carolina, duly assembled this 2nd day of December, 1997.



Martin C. Heatham
Mayor

John D. Haie

Donna P. Krotts

Laura M.

James K. ...

...
Council

ATTEST: Sharon N. Lanning
City Clerk

...

ORDINANCE NO 1997-47

AN ORDINANCE TO AMEND CHAPTER VII OF THE CODE OF ORDINANCES FOR THE CITY OF ORANGEBURG, SOUTH CAROLINA AS IT RELATES TO LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS FOR THE PURPOSE OF ESTABLISHING A TWO PERCENT (2%) LOCAL HOSPITALITY TAX FOR PREPARED FOOD AND BEVERAGES SOLD WITHIN THE CORPORATE LIMITS OF THE CITY OF ORANGEBURG

WHEREAS: In its 1997 legislative session, the General Assembly of the State of South Carolina adopted the Local Hospitality Tax Act with an effective date of July 1, 1997 which is codified as sections 6-1-700 to 6-1-750, Code of Laws of South Carolina 1976 (the act) and;

WHEREAS: In accordance with (the act) local governing bodies are allowed to impose by ordinance, a local hospitality tax to help alleviate the added financial burden on city resources in providing the services and improvements needed to support tourism and transient population and;

WHEREAS: The City of Orangeburg finds that a tax of two percent (2%) to be collected by food and drink service businesses in the City, which are businesses who benefit most directly from tourism, would result in collections by the city and would be sufficient to help alleviate the added financial burdens created in providing the services and infrastructure necessary to support and enhance the tourism industry and transient population within the City of Orangeburg.

NOW, THEREFORE, IT IS ORDAINED, by the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled and by the authority of the same, that Chapter VII of the City of Orangeburg Code of Ordinances be amended as follows:

Section 7-10.1 Authority

This chapter is enacted pursuant to the authority of Title 5, Code of the State of South Carolina (1976), including, without limitation, S. C. Code Ann. Section 5-7-10 (Supp. 1992), and S. C. Code Ann. Section 5-7-30 (Supp. 1992), which provide, in relevant part, that municipalities may adopt all ordinances which appear necessary and proper for the security, general welfare and convenience of the municipality and for the preservation of the general health, peace and order in the municipality and further that municipalities may establish uniform service charges.

Section 7-10.2 Declaration of purpose and intent

This article is enacted to preserve the general health, safety and welfare of the general public within the City of Orangeburg, South Carolina, by creating a uniform tax for the purpose of creating a fund which will be utilized for purposes enumerated in Section 6-1-730 of the State Code of Laws of South Carolina and as may be amended.

Section 7-10.3 Hospitality Tax

A tax equal to two percent (2%) is hereby imposed on a gross proceeds derived from:

The sale of all food and beverages, served by a restaurant, hotel, motel, or other food service facility within the City of Orangeburg. In addition, the tax shall be imposed for all food and beverages prepared or modified by convenience stores or grocery stores within the City of Orangeburg, South Carolina.

Section 7-10.9 Severability

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

Section 7-10.10 Effective date

This article shall become effective on February 16, 1998.

PASSED by the City Council of Orangeburg, State of South Carolina, duly assembled this 21st day of December 1997.



Martin L. Chestnut
Mayor

James O. Haire
Dorothy P. Knott

Paula Min

James H. ...

...

...
Council

ATTEST Sharon N. Lanner
City Clerk

AN ORDINANCE TO AMEND AN ORDINANCE AS ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG ON THE 1st DAY OF MARCH, 1994, FOR THE PURPOSE OF REGULATING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND, THE SIZE OF BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS, AND THE DENSITY AND DISTRIBUTION OF POPULATION; CREATING DISTRICTS FOR SAID PURPOSES AND ESTABLISHING THE BOUNDARIES THEREOF; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING FOR THE METHOD OF ADMINISTRATION AND AMENDMENT; PROVIDING FOR A BOARD OF ADJUSTMENT; AND PROVIDING FOR THE IMPOSITION OF PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

BE IT ORDAINED by the Mayor and City Council of the City of Orangeburg, in Council assembled, and by authority of same: That portion of the above ordinance entitled "Section 402 District Boundaries and Maps" and the Official Zoning Map of the City of Orangeburg are hereby amended as follows:

To change from "A-2 Multi Unit Residential District" to "O-1 Office-Institutional-Residential District" all that certain tract of land situated, lying and being inside the City Limit of Orangeburg, South Carolina and bounded as follows: On the north by property of Southern Methodist College measuring five hundred (500) feet, more or less; on the east by other property of Bessie Hill, Edward Wolfe, Myrtle Wolfe and Russell Wolfe, Jr. measuring six hundred (600) feet, more or less; on the south by other property of Bessie Hill, Edward Wolfe, Myrtle Wolfe and Russell Wolfe, Jr. measuring five hundred (500) feet, more or less; and on the west by Stonewall Jackson St measuring six hundred (600) feet, more or less. Tax map number 0170-11-05-003.

PASSED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, THIS THE 16th DAY OF DECEMBER, 1997



Martin C. Cheatham
MAYOR

George H. ...
James ...
James ...
Sandra L. ...
Ben ...
CITY COUNCIL

ATTEST:
Ann M. Fanning
CITY CLERK