

ORDINANCE NO. 2013-1

**AN ORDINANCE TO LEASE PROPERTY OF THE CITY LOCATED AT 1170 RUSSELL STREET IN THE CITY OF ORANGEBURG TO PALMETTO DEVELOPMENT GROUP**

**WHEREAS**, the City owns the below described property consisting of a vacant building and wishes to utilize same in furtherance of its downtown revitalization, and

**WHEREAS**, because of its vacancy the building located on the below described property is in need of substantial repairs and renovations, and

**WHEREAS**, Palmetto Development Group has agreed to lease said property and make substantial repairs and renovations to said building with funds contributed to it by both the City of Orangeburg and County of Orangeburg.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL DULY ASSEMBLED**, that John H. Yow, City Administrator is hereby authorized to execute on behalf of the City a lease of the below described property to Palmetto Development Group for a period of six (6) months, and with the consent of the City Administrator the option to extend said lease for an additional six (6) months. As consideration and a condition of said lease Palmetto Development Group shall agree to make repairs and renovations to the building located on the premises in an amount of at least \$65,000.00 as itemized on its Phase I Renovation Budget of November 29, 2012, shall include provisions which would require the City's approval and inspection of repairs and renovations, and all improvements upon expiration of the lease shall remain the property of the City. (A copy of said lease is attached hereto as Exhibit A)

**Description of Premises:**

All that certain piece, parcel or lot of land, with all improvements thereon, situate, lying and being on the South side of Russell Street, in the City and County of Orangeburg, State of South Carolina, fronting on said Russell Street, forty-three (43) feet, eleven (11) inches, and running back and measuring on the respective sidelines, one hundred seventy-eight (178) feet, eight (8) inches, and measuring on the rear line forty-three (43) feet, five (5) inches, and bounded as follows: On the North by Russell Street; on the East by property now or formerly of Mrs. Emma C. Dantzler; on the South by property now or formerly of William W. Wannamaker (Orange Cotton Mills); and on the West by property of J.W. Smoak.

This lot also includes a party wall on each side, one-half(½) of the wall on Eastern side with the building formerly belonging to Mrs. E. C. Dantzler, and one-half (½) of the wall on the Western side with building of J.W. Smoak.

TMS# 0173-13-35-005.000

**DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 19<sup>th</sup> DAY OF March, 2013**



Mayor

[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]

Members of Council

ATTEST

[Signature]  
City Clerk



**AN ORDINANCE TO AMEND SECTION 2-3.1, CHAPTER II, OF THE  
CODE OF ORDINANCES FOR THE CITY OF ORANGEBURG, FOR THE  
PURPOSE OF ESTABLISHING SIX (6) MUNICIPAL COUNCIL DISTRICTS**

**WHEREAS**, the City of Orangeburg has heretofore elected its council members pursuant to six (6) municipal districts designated as Districts 1 through 6 on a map thereof dated November 6, 2001, and

**WHEREAS**, because of the 2010 census said districts are required to be altered for the purpose of compliance with federal and state constitutional, statutory, and case law requirements.

**NOW, THEREFORE, BE IT ORDAINED** by the Council duly assembled, that Section 2-1.3, Chapter II, of the Code of Ordinances, City of Orangeburg, State of South Carolina, is hereby amended and after amendment shall read as follows:

"Section 2-1.3. Municipal District Lines for Election of Council Members. The city does hereby establish six (6) municipal districts which are designated as Districts 1 through 6 on a map thereof designated as City of Orangeburg Plan 1 dated December 18, 2011, and made a part hereof by reference; said map being filed in the Clerk's office for the City of Orangeburg. For all regular and special elections for the offices of council members of the City of Orangeburg, a candidate for said office shall be a resident and qualified elector of the district from which the candidate seeks office and each elected council member shall continue to be a resident and qualified elector of that particular district during the entire term of office."

**DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 2<sup>nd</sup> DAY OF April, 2013.**



Mayor

Sam G. Mims  
Charles B. Samuels  
Chris Jones  
Richard F. Stroman

Members of Council

ATTEST:

Shane  
Assist. City Clerk



ORDINANCE No. 2013 – 3

AN ORDINANCE ADOPTING AMENDED INDUSTRIAL GAS RATES FOR THE  
DEPARTMENT OF PUBLIC UTILITIES OF THE CITY OF ORANGEBURG,  
DELETING GAS RATE CODE 3F - PROPANE PEAKING SERVICE,  
AND CORRECTING A TYPOGRAPHICAL  
ERROR IN EXISTING GAS RATE CODE 3N

WHEREAS, industrial natural gas rates of the Department of Public Utilities have not been increased since the year 2009, and

WHEREAS, it is necessary because of additional government regulations to amend industrial gas rates to offset additional operational costs incurred because of said regulations, and

WHEREAS, there is no longer a need for Gas Rate 3F - Propane Peaking Service.

NOW THEREFORE BE IT ORDAINED BY ORANGEBURG CITY COUNCIL DULY ASSEMBLED, that Industrial Gas Rate Codes 3D - Interruptible Service, 3E - Contract Demand Service and 3G - Gas Transportation Service are hereby amended effective as of June 1, 2013 and after amended said rates shall read as set forth in Exhibits A, B, and C attached hereto and made a part hereof by reference.

BE IT FURTHER ORDAINED that Gas Rate 3F - Propane Peaking Service is deleted in its entirety and a typographical error in Gas Rate Code 3N - Medium General Service - Special Project, Section titled "Distribution Charge" is hereby corrected and after correction said section shall read as follows:

"Distribution Charge:  
Current Code 3B Distribution Charge  
PLUS  
\$0.375 per therm delivered Distribution Surcharge"

DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 16<sup>th</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
Mayor  
*David Hane*  
\_\_\_\_\_  
*L. Zimmerman Keith*  
\_\_\_\_\_  
*Charles E. Hane*  
\_\_\_\_\_  
*Richard F. Hane*  
\_\_\_\_\_  
*Charles E. Hane*  
\_\_\_\_\_  
*Shirley P. Hane*  
\_\_\_\_\_  
Members of Council

ATTEST:  
*Cornelia Johnson*  
\_\_\_\_\_  
City Clerk



## Exhibit "A"

### Gas Rate – Code 3D

### Interruptible Service

Department of Public Utilities - Orangeburg, South Carolina

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#### Applicable:

As a convenience to Customers who do not desire to transport gas, this Rate Schedule is applicable to any Customer having requirements in excess of 1,000 dekatherms per month and who elects to take service hereunder. Customers served hereunder must have adequate standby facilities to meet requirements in the event of service interruption or curtailment, or takes Contract Service under the Department's Contract Demand Sales Rate Schedule (Rate Code 3E). Service under this Rate Schedule is not available to any Customer who transports gas under the Department's Gas Transportation Rate Schedule (Rate Code 3G). Service hereunder is interruptible and may be interrupted or curtailed by the Department at any time. In order to receive service hereunder, Customer must execute a service agreement and provide and pay for the cost of suitable communication equipment and power source (including any ongoing monthly charges) for Department installed flow computer and other metering equipment.

#### Monthly Rate:

Customer will pay monthly for service based on separately applied charges for Interruptible Gas Supply, Distribution, and Customer Service components. The monthly rate charged by the Department is intended to equal the rate Customer would pay if Customer contracted directly for interruptible upstream capacity from Carolina Gas Transmission (CGT) and Southern Natural Gas (SNG) plus Department's cost of gas.

#### Supply Charge:

Customer will pay monthly for all interruptible gas consumed by Customer based on the sum of:

1. The price paid by the Department for its system gas supply, as adjusted for losses, plus
2. The rate charged per Dth by CGT for interruptible transportation service pursuant to CGT's Rate Schedule IT Zone 1, plus fuel and variable cost, as adjusted for losses, plus
3. The rate charged per Dth by SNG for interruptible transportation service pursuant to SNG's Rate Schedule IT Zone 1 to Zone 3, plus fuel and variable cost, as adjusted for losses, plus
4. \$0.05 per Dth delivered.

#### Distribution Charge:

\$0.95 per dekatherm delivered

#### Service Charge:

\$250.00 per bill - In the event the Customer pays a Customer Service Charge pursuant to the Department's Contract Demand Service Gas Sales Rate Schedule (Rate Code 3E), this charge will be waived.

#### Scheduling:

Customer is responsible for scheduling deliveries with the Department (or the Department's agent) five days before the beginning of each billing month. Should Customer fail to schedule deliveries, the Department will assign a scheduled quantity equal to the quantity previously scheduled by Customer.

**Balancing:**

Customer is responsible for balancing actual deliveries with scheduled quantities on a monthly basis. To the extent Customer's failure to balance actual deliveries with scheduled quantities contributes to any penalty or additional cost to the Department, Customer shall reimburse Department for such additional cost.

**Competitive Pricing Provision:**

In the event the Customer can demonstrate that the Customer's as-fired price of alternative fuel is less than the level of the charges determined as set forth above, the Department, at its sole discretion may reduce the Interruptible Gas Supply Charge to a level, which when added to the Department's Distribution Charge, is not less than the as-fired cost of the Customer's alternative fuel. In no event will the Department reduce the Interruptible Gas Supply Charge to a level less than the Department's out-of-pocket cost of gas.

In the event that the Customer's as-fired price of alternative fuel is less than the level of the charges determined as set forth above, with the Interruptible Gas Supply Charge reduced to its minimum, the Department, at its sole discretion may reduce its Distribution Charge. In no event will the Department reduce its Distribution Charge below \$0.05 per dekatherm.

**Unauthorized Deliveries:**

The Department retains the right to discontinue interruptible service on one-hour's notice for as long as necessary to protect economic deliveries to its firm customers. During periods of interruption or curtailment, all deliveries to the Customer in excess of any Contract Demand that the Customer may have for Contract Demand Service will be considered unauthorized. Unauthorized deliveries will be subject to (in addition to all other charges) a \$25.00 per dekatherm penalty plus any penalty or other charges incurred by the Department attributable to Customer's failure to limit deliveries to authorized levels. The above Competitive Pricing Provision will not apply to unauthorized deliveries.

**Note: "General Terms and Conditions" in effect apply to above.**

**Effective: June 1, 2013**

## Exhibit "B"

### Gas Rate – Code 3E

### Contract Demand Service

Department of Public Utilities - Orangeburg, South Carolina

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#### Applicable:

This rate schedule is applicable to any Customer who has entered into a Service Agreement that specifies a Contract Demand for the purchase of gas under this Rate Schedule. Service under this Rate Schedule is dependent upon the Department successfully securing the rights to any additional capacity which the Department in its sole opinion, determines is required in order to serve the Customer and continue economic service to existing firm service customers. Service under this rate schedule is first through the meter. All quantities of natural gas delivered to the Customer on any day in excess of Contract Demand are considered interruptible. At Customer's option, such interruptible deliveries will be supplied by the Department pursuant to the terms and conditions of the Department's Interruptible Service Gas Sales Rate Schedule (Code 3D) or Gas Transportation Service Rate Schedule (Code 3G). All deliveries in excess of Contract Demand must be scheduled by Customer. In order to receive service hereunder, Customer must provide and pay for the cost of suitable communication equipment and power source (including any ongoing monthly charges) of Department installed flow computer and other metering equipment.

#### Monthly Rate:

Customer will pay monthly for service based on separately applied charges for Contract Demand Gas Supply – Demand, Contract Demand Gas Supply – Commodity, Distribution, and Customer Service components. The monthly rate charged by the Department is intended to equal the rate Customer would pay if Customer contracted directly for firm upstream transportation capacity from Carolina Gas Transmission Corporation (CGT) and Southern Natural Gas (SNG) plus Department's cost of gas.

#### Contract Demand Gas Supply – Demand Charge:

Customer will pay monthly for each dekatherm of Contract Demand, the Department's Contract Demand Gas Supply – Demand Charge. The Department's Contract Demand Gas Supply – Demand Charge is the maximum rate (as adjusted for losses) related to demand and/or reservation charges associated with the delivery of gas to the Department transported pursuant to CGT's FT Firm Transportation Service Rate Schedule for Zone 1 and SNG's Firm Transportation Service Rate Schedule Zone 1 to Zone 3, as adjusted for losses. Costs include all demand related costs associated with the transportation of such gas by CGT and SNG.

#### Contract Demand Gas Supply – Commodity Charge:

Customer will pay monthly for each dekatherm delivered, the Department's Contract Demand Gas Supply – Commodity Charge. The Department's Contract Demand Gas Supply – Commodity Charge is the sum of:

1. The price paid by the Department for its system gas supply, as adjusted for losses, plus
2. The commodity rate charged per Dth by Carolina Gas Transmission (CGT) for firm transportation service pursuant to CGT's Rate Schedule FT Zone 1, plus fuel and variable cost, as adjusted for losses, plus
3. The rate charged per Dth by Southern Natural Gas (SNG) for firm transportation service pursuant to SNG's Rate Schedule FT Zone 1 to Zone 3, plus fuel and variable cost, as adjusted for losses, plus
4. \$0.05 per Dth delivered.

**Distribution Charge:**

Demand Charge: \$3.00 per dekatherm of Contract Demand  
Commodity Charge: \$0.95 per dekatherm delivered

**Customer Service Charge:**

\$250.00 per bill

**Minimum:**

The monthly minimum charge is the Contract Demand Gas Supply – Demand Charge plus the Distribution Demand Charge plus the Customer Service Charge.

**Deliveries in Excess of Contract Demand:**

Daily deliveries in excess of the Customer's Contract Demand are considered Interruptible Sales delivered to Customer pursuant to the Department's Interruptible Service Gas Sales Rate Schedule (Rate Code 3D) or transportation gas delivered to Customer pursuant to the Department's Gas Transportation Service Rate Schedule (Rate Code 3G). Customer shall designate in its service agreement for Contract Demand Service whether Customer will purchase or transport volumes in excess of Contract Demand. Customer will be billed monthly for daily deliveries in excess of Contract Demand on the basis of the rate charges and terms and conditions set forth in either the Department's Interruptible Service Gas Sales Rate Schedule (Rate Code 3D) or Department's Gas Transportation Service Rate Schedule (Rate Code 3G).

**Note: "General Terms and Conditions" in effect apply to above.**

**Effective: June 1, 2013**

## Exhibit "C"

### Gas Rate – Code 3G

### Gas Transportation Service

Department of Public Utilities - Orangeburg, South Carolina

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#### Applicable:

This rate schedule is applicable to any consumer who has entered into a Service Agreement with the Department for the transportation of natural gas through the Department's gas distribution system. Customer is responsible for the delivery of gas to the Department for transportation service hereunder. Service under this Rate Schedule is not available to any Customer who takes service under the Department's Interruptible Service Gas Sales Rate Schedule (Code 3D). The Department is under no obligation to deliver to Customer on any day, quantities of natural gas in excess of receipts by the Department of gas for Customer's account. In order to receive service hereunder, the Customer must provide and pay for the cost of suitable communication equipment and power source (including any ongoing monthly charges) of Department installed flow computer and other metering equipment.

#### Monthly Rate:

The Customer will pay monthly for service hereunder based on separately applied charges for Distribution and Customer Service components. In addition to these charges, the Customer will pay for any gas delivered to the Customer in excess of Receipts and will reimburse the Department for any costs attributable to the Customer's actions or inactions with regard to the Customer's purchase of gas and/or transportation of gas upstream of the Department, including but not limited to, the Customer's failure to balance daily receipts and deliveries and the Customer's failure to properly schedule receipts and deliveries.

#### Distribution Charge:

\$0.95 per dekatherm

#### Customer Service Charge:

\$250.00 per bill

#### Minimum:

The monthly minimum charge will be the Customer Service Charge.

#### Receipts:

As used herein, the term Receipts represents the volume of gas received for the account of the Department for redelivery to the Customer, less losses. Receipts in excess of the quantity of gas scheduled by Customer for delivery will be considered interruptible transportation gas.

#### Deliveries:

As used herein, Deliveries represent the volume of gas delivered by the Department to the Customer subject to this Rate Schedule. Deliveries to the customer on any day will be equal to the lesser of the quantity of gas received by the Department for the Customer's account or the metered quantity of gas delivered to the Customer. Metered deliveries on any day in excess of receipts will be used to offset any excess in receipts during the same billing month. Daily receipts by the Department in excess of metered deliveries to the Customer will be used to offset any deficiency in receipts during the same billing month, except, excess receipts may not be used to offset any deficiency which



occurred on any day that the Department's system is in curtailment. On any day when the Department's system is in curtailment, excess metered deliveries over receipts will be considered sold to Customer as unauthorized overrun gas pursuant to the Department's Interruptible Service Gas Sales Rate Schedule (Rate Code 3D).

**Balancing:**

The Customer is required to balance receipts and deliveries on a daily basis. For each billing month, any excess in receipts over metered deliveries to the customer will be purchased by the Department at 95% of the Department's average unit cost of its lowest cost supply (including associated transportation charges as adjusted for losses). Any deficiency in receipts will be purchased by the Customer at 105% of the greater of the Interruptible Gas Supply Charge or the Department's out-of-pocket cost associated with the Customer's deficiency. In addition, the Customer will pay any penalty incurred by the Department attributable to the Customer's failure to balance receipts and deliveries.

**Scheduling:**

The Customer is responsible for the scheduling of receipts and deliveries with the Department (or the Department's agent) and with any other party that requires scheduling. The Customer must schedule receipts and deliveries with the Department 30 minutes in advance of the deadline established by CGT.

**Service Character:**

Transportation service hereunder is considered firm up to the lesser of the quantity of gas scheduled by Customer for delivery that day or the quantity of gas received that day by the Department for Customer's account. Quantities of gas received by the Department in excess of the firm quantity shall be considered as interruptible transportation gas. The Department however, reserves the right to interrupt, curtail, or suspend deliveries and/or receipts under this Rate Schedule if in the sole opinion of the Department such interruption, curtailment, or suspension is required in order to protect economic service to the Department's firm sales customers.

Service hereunder is limited to the delivery to the Customer, by the Department, of gas received by the Department for the account of Customer. Customer assumes all responsibility in connection with the purchase of gas and the delivery of gas to the Department. The Department provides no guarantee or warranty regarding the service provided by any entity upstream of the Department.

**Note:** "General Terms and Conditions" in effect apply to above.

**Effective: June 1, 2013**

**Applicable:**

To any non-domestic and/or commercial or industrial customer having requirements of less than 4,000 therms per month served from a Special Project. A Special Project is a system expansion project specifically designated as a Special Project by Resolution of City Council and each Special Project will be treated as a separate and distinct Special Project.

**Term:**

This rate shall apply to all bills dated from the commencement date of the Special Project from which the customer is served until expiration date of the Special Project. The commencement date of the Special Project will be the date the first customer connects to the Special Project. The expiration date of the Special Project will occur one month after the cumulative net revenues from the Special Project exceed the initial project cost or ten years after the commencement date, whichever is less. After the expiration date of the Special Project, customers served from that Special Project under this rate will then be served under Gas Rate 3B.

**Monthly Rate:**

Customer will pay monthly for service based on separately applied charges for System Gas Supply, Distribution, Customer Service, and Weather Normalization components.

**Supply Charge:**

Customer will pay a monthly charge for system gas supply based on total deliveries to Customer.

**Distribution Charge:**

Current Code 3B Distribution Charge

PLUS

\$0.375 per therm delivered Distribution Surcharge

**Service Charge:**

Current Code 3B Service Charge

PLUS

\$8.00 per meter per month Service Surcharge

**Weather Normalization Charge:**

A Weather Normalization Charge will be assessed during the months of October through April to adjust for fluctuations in consumption due to colder or warmer than normal weather.

**Note: “General Terms and Conditions” in effect apply to above.**

**Effective: December 1, 2012**

**AN ORDINANCE TO AMEND SECTION 2-1.2, CHAPTER II, OF THE CODE OF ORDINANCES FOR THE CITY OF ORANGEBURG, FOR THE PURPOSE OF PROVIDING FOR THE ELECTION PROCEDURE FOR MAYOR AND COUNCIL MEMBERS IN COMPLIANCE WITH STATE STATUTORY LAW**

**WHEREAS**, the present Section 2-1.2, Chapter II, of the Code of Ordinances of the City of Orangeburg provides for different election timelines than those as required by state law and thus necessitating the amendment herein.

**NOW, THEREFORE, BE IT ORDAINED** by the Council duly assembled, that Section 2-1.2, Chapter II, of the Code of Ordinances, City of Orangeburg, State of South Carolina, titled "Election Procedure for Mayor and Council Members." is hereby amended and after amendment shall read as follows:

"Section 2-1.2 **ELECTION PROCEDURE FOR MAYOR AND COUNCIL MEMBERS.** For all regular and special elections for the offices of mayor and council members of the City of Orangeburg nominating petitions for officers shall be filed with the Municipal Election Commission at least seventy-five (75) days prior to the date for the election and shall bear the signatures of not less than five (5%) percent of the qualified registered electors of the municipality for the office of mayor and five (5%) percent of the qualified registered electors of each respective council district for the office of council member. The Orangeburg County Election Commission in accordance with an existing intergovernmental agreement shall certify the nominees not later than sixty (60) days prior to the election. All general elections shall be held on the second Tuesday of the month of September of each election year. No political party affiliation shall be placed on any ballot for any candidate."

**DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 21<sup>st</sup> DAY OF May, 2013.**



Mayor

[Signature]

[Signature]  
[Signature]

[Signature]

[Signature]

[Signature]

Members of Council

[Signature]

ATTEST:

[Signature]  
City Clerk



**ORDINANCE NO. 2013-5**

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF ORANGEBURG, CHAPTER XXIV, SECTION 24-6.1 (c) (6.) FOR THE PURPOSE OF PERMITTING EXISTING PAWN SHOPS TO RELOCATE IN THE OVERLAY DISTRICT**

- WHEREAS,** the City of Orangeburg adopted its Zoning Ordinance for the purposes as set forth in Section 24-3 of said Ordinance; and,
- WHEREAS,** proper notice of the public hearing for the within proposed amendment has been duly published and posted; and,
- WHEREAS,** the City Council of the City of Orangeburg has reviewed the proposed amendment and accepts the recommendation of the Planning Commission to amend the Zoning Ordinance, Chapter XXIV, Section 24-6.4 ( c), Permitted Uses, (6.); and,
- WHEREAS,** City Council finds that it is in the best interest of the City to adopt said recommended amendment.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA,** in Council duly assembled, and by the authority of same that the Zoning Ordinance of the City of Orangeburg, Chapter XXIV, Zoning, Section 24-6.4 (c), Permitted Uses, (6.), Pawn shops is hereby amended and after amendment same shall read as follows:

6. Pawn shops, with the exception of existing pawn shops located within the Design "Overlay" District and relocating within the Design "Overlay" District;

**DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 4<sup>th</sup> DAY OF JUNE, 2013.**



*Lucy Min*  
Mayor

*James Haire*

*Andrea P. Knotts*

*Charles B. Brundage*

*L. J. Zimmerman*

*Chris [unclear]*

*Richard T. Stum*  
Members of Council

ATTEST: *Carrie [unclear]*  
City Clerk



ORDINANCE NO. 2013-6

ORDINANCE TO AMEND SECTION 24-4.1, DISTRICT BOUNDARIES AND MAPS OF THE CODE OF ORDINANCES OF THE CITY OF ORANGEBURG AND THE ZONING MAP OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, PROPERTY BELONGING TO CLAFLIN UNIVERSITY AT TAX MAP # 0173-10-14-001.000

WHEREAS, Claflin University, owner of a parcel on Goff Avenue, pursuant to Section 24-12.1(b) (a) of the Zoning Ordinance of the City of Orangeburg, South Carolina, has petitioned for an amendment of said Ordinance and Map changing from "A-2, Multi-Unit Residential District to O-I, Office Institutional Residential District, TMP #0172-06-07-001.000; and,

WHEREAS, proper notice of the Public Hearing for proposed zoning map amendment has been duly published in accordance with Section 24-12.5 and the property has been duly posted in accordance with Section 24-12.6 of said Zoning Ordinance; and,

WHEREAS, the City Council of the City of Orangeburg has reviewed said petition and the recommendation of the Planning Commission and finds that it is in the best interest of the City of Orangeburg to grant the petition; and,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Orangeburg, State of South Carolina, in Council duly assembled and by the authority of same that the Zoning Map of the City of Orangeburg is hereby amended by changing the classification of the below described property from "A-2, Multi-Unit Residential District, to O-I, Office Institutional Residential District property at TMP# 0172-06-07-001.000.

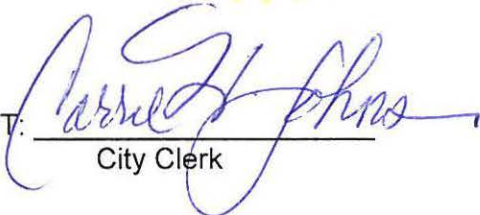
BE IT FURTHER ORDAINED that this amendment shall be effective as of the date of this Ordinance and the Zoning Administrator is hereby directed to amend the Zoning Map of the City of Orangeburg to reflect the above within seven (7) days of the adoption of this Ordinance.

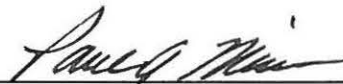


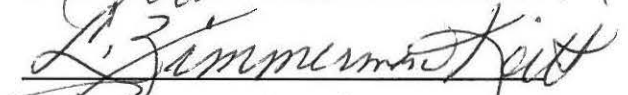
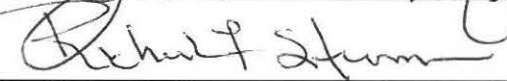
Description of property:

Subject Property:  
All that certain piece, parcel or lot of land, with the building thereon, situate, lying and being in the City of Orangeburg, County of Orangeburg, State of South Carolina, and being known as Lot 10 on a certain plat made by Wm. Mellichamp, Surveyor, dated April 27, 1888, recorded in the office of the RMC for Orangeburg County in Deed Book 26 at page 712, and bounded as follows: On the North by Lot 12 on said plat, measuring thereon Two Hundred Seventeen feet five inches (217.5"); on the Southwest by Lot 8, measuring thereon Two Hundred Fourteen feet four inches (214.4"); on the Northwest by Goff Avenue, measuring thereon Eighty (80) feet; and on the Southeast by lands formerly of Claflin College, measuring thereon Eighty ( 80) feet. Tax Map # 0173-10-14-001

DONE AND RATIFIED BY THE CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA THIS 6th DAY OF AUGUST, 2013.



ATTEST:   
City Clerk

  
Mayor  
  
  
  
  
  
Members of Council





## ORDINANCE NO. 2013-7

AN ORDINANCE AMENDING THE BUDGET FOR THE CITY OF ORANGEBURG, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013

THE CITY COUNCIL OF THE CITY OF ORANGEBURG HEREBY ORDAINS AND RATIFIES:

**Section 1.** That the Budget of the City of Orangeburg for the Fiscal Year beginning October 1, 2012 and ending September 30, 2013, designated as Ordinance No. 2012-13, shall be and hereby is amended so to levy a tax to cover the period from the first day of January 2012 to the thirty-first day of December 2012, both inclusive, for the sums and in the manner hereinafter mentioned and shall be levied, collected and paid into the Treasury of the City of Orangeburg, South Carolina, for the use and service thereof; i.e., a tax of ninety (90) mills 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 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, 2012 and ending September 30, 2013 shall remain in full force and effect.

**Section 3.** That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Adopted by the Council of the City of Orangeburg on this 3<sup>rd</sup> day of September, 2013, at which a quorum was present and voting.



ATTEST:

Carrie H. Johnson  
CITY CLERK

Lance Miller  
MAYOR  
Glenn Haire  
Daphne P. Morris  
Charles D. Brumfield  
L. Zimmerman  
Keith  
Paul J. [unclear]  
Richard A. [unclear]  
MEMBERS OF COUNCIL





ORDINANCE NO. 2013-8

**AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF ORANGEBURG, SOUTH CAROLINA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014**

**BE IT ORDAINED** by the 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, 2013-September 30, 2014, 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, 2013 to the thirty-first day of December, 2013, 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 90 mils 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 the City of Orangeburg, South Carolina, from the first day of November, 2013, until the fifteenth day of January 2014, 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, 2014, a penalty of fifteen (15) percent shall be added on all unpaid taxes. The City Clerk and Treasurer shall on March 17, 2014, place all delinquent properties in execution in accordance with and adding an additional execution cost of \$60.00 to \$90.00 based on costs to City, Section 6-1-10, as amended, of the Code of Ordinances of the City of Orangeburg, South Carolina.

**SECTION 6.** If for any reason, any sentence, clause or 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 3rd DAY OF September 2013.**



Laura M. Hays  
MAYOR  
Brian Hays  
Sandra P. Kuttis  
Charles B. Brumfield  
L. Zimmerman  
Richard A. Sturges  
MEMBERS OF COUNCIL

ATTEST:

Carrie W. Johnson  
CITY CLERK



ORDINANCE No. 2013-9

AN ORDINANCE  
TO ADOPT A BUDGET FOR THE OPERATION OF  
THE DEPARTMENT OF PUBLIC UTILITIES OF THE  
CITY OF ORANGEBURG, STATE OF SOUTH CAROLINA  
FOR THE FISCAL YEAR  
OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014

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 of the City of Orangeburg for the fiscal year October 1, 2013 through September 30, 2014.

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 3<sup>rd</sup> day of Sept, 2013.



Paul G. Miller  
Mayor

L. Zimmerman Keith

Richard A. Stume

Charles B. Bowwell  
Andrea P. Kuytes

\_\_\_\_\_  
Members of Council

ATTEST:  
Carrie H. Johns  
City Clerk



**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF ORANGEBURG, CHAPTER XXIV, ARTICLE V, TABLE I, SECTOR 71, ARTS, ENTERTAINMENT AND RECREATION, AND ARTICLE X, SECTION 24-10.7, DEVELOPMENT STANDARDS FOR CONDITIONAL USES LISTED BY TABLE I, TO PERMIT INDOOR SHOOTING RANGES AS CONDITIONAL USES.**

**WHEREAS**, the City of Orangeburg adopted its Zoning Ordinance for the purposes as set forth in Section 24-3 of said Ordinance; and

**WHEREAS**, proper notice of the public hearing for the within proposed amendment has been duly published, posted and held; and

**WHEREAS**, City Council of the City of Orangeburg has reviewed the proposed amendment and recommendation of the Planning Commission and finds that the within amendment is in the best interest of the City.

**NOW, THEREFORE, BE IT ORDAINED** by City Council of the City of Orangeburg, State of South Carolina, in Council duly assembled, and by the authority of same that the Zoning Ordinance of the City of Orangeburg, Chapter XXIV, Article V, Table I, Sector 71, Arts, Entertainment and Recreation is amended by adding to said Table and Sector under “Amusement and Recreation Industries” the following:

|                       |        |   |   |   |   |   |   |   |   |  |
|-----------------------|--------|---|---|---|---|---|---|---|---|--|
| Indoor Shooting Range | 713990 | N | N | N | N | C | N | N | N |  |
|-----------------------|--------|---|---|---|---|---|---|---|---|--|

**BE IT FURTHER ORDAINED** that Article X, Section 24-10.7, titled Development Standards for Conditional Uses Listed By Table I, is amended by adding “Indoor Shooting Range” to the list of conditional uses and a new subsection “z” which shall read as follows:

- “z. Indoor Shooting Ranges.
1. An indoor shooting range not located in a free standing building shall be separated from the remainder of the building in which it is located by a wall or walls which meet all criteria listed in Item (6) below.
  2. The presence or consumption of alcoholic beverages is not permitted in the shooting range or in any building in which a shooting range is located.
  3. At all times the range is in use trained safety officers must be present in ratios that meet or exceed the standards in item (6) below.
  4. No one under the age of 12 years of age shall be admitted to the indoor shooting range. No one under the age of 18 years of age shall be admitted to the indoor shooting range unless accompanied and supervised by an adult.
  5. The shooting range building shall be constructed to provide acoustical treatment for sound attenuation to prevent sound from traveling beyond the property lines of the subject property.
  6. The shooting range must meet or exceed, the guidelines and recommendations for design, construction, operation and management of Indoor Shooting and Training Facilities established by Occupational Safety and Health Administration (OSHA), Environment Protection Agency (EPA), National Institute for Occupational Safety and Health (NIOSH), The National Rifle Association (NRA), and the National Shooting Sports Foundation (NSSF), in addition to all other City building codes and all State of South Carolina codes and regulations.



7. Before operational, a licensed architect shall certify to the City under seal that the shooting range has been inspected and as constructed meets or exceeds the requirements, criteria and recommendations of Items (1), (5) and (6) above.

DONE AND RATIFIED by Council duly assembled this 1<sup>st</sup> day of October, 2013.



Michael C. Brittle  
Mayor

James Hain  
Dynda P. Kuster  
Charles B. Barnard  
Richard A. Stum  
L. Zimmerman Keitt  
Chris D. J...  
Members of Council

ATTEST: [Signature]  
City Clerk

**AN ORDINANCE TO ADOPT NATIONALLY RECOGNIZED CODES AND  
STANDARDS PURSUANT TO SOUTH CAROLINA CODE § 6-9-10 AND § 6-9-60 AND  
TO REPEAL SECTIONS 13-5.2, 13-5.3 AND 13-5.4 OF THE CODE OF ORDINANCES  
OF THE CITY OF ORANGEBURG.**

**WHEREAS**, it is the desire of the City of Orangeburg to adopt building codes, in order to be more responsive to the needs of the public;

**WHEREAS**, the adoption of building codes relating to public safety, health and general welfare, is in the best interests of the citizens of the City of Orangeburg; and

**WHEREAS**, heating and ventilating contractors are no longer required to secure a permit from the Department of Public Utilities or file a bond with the City Clerk.

**NOW, THEREFORE, BE IT ORDAINED** by City Council, in session duly assembled, that Sections 13-5.2, 13-5.3 and 13-5.4 of the City Code of Ordinances are repealed in their entirety and the City Code is amended, to adopt and incorporate by reference, as if fully set out in this Ordinance, the documents stipulated hereinbelow, for use and enforcement within the jurisdiction of the City of Orangeburg and its fire district. The building codes shall be known and referred to collectively as the "Building Codes".

**BUILDING CODES ADOPTED**

- (A) The International Building Code, 2012 Edition, as published by the International Code Council, Inc., and as duly adopted by the South Carolina Building Code Council, with Appendix H.

Section 101.1. of said code is amended by inserting "City of Orangeburg".

Section 1612.3. of said code is amended by inserting "City of Orangeburg" and "July 16, 1980".

Section 3412.2. of said code is amended by inserting "January 1, 2005".

- (B) The International Mechanical Code, 2012 Edition, as published by the International Code Council, Inc., and as duly adopted by the South Carolina Building Code Council.

Section 101.1. of said code is amended by inserting "City of Orangeburg".

Section 106.5.2. of said code is amended by inserting "See City Code, Chapter VII, License Schedule and City Code §13.8".

Section 106.5.3. of said code is amended by inserting "0%".

Section 108.4. of said code is amended by inserting "misdemeanor", "\$500.00", and "30 days".

Section 108.5. of said code is amended by inserting "\$100.00" and "\$500.00".

- (C) The International Property Maintenance Code, 2012 Edition, as published by the International Code Council, Inc.

Section 101.1. of said code is amended by inserting "City of Orangeburg".

Section 103.5. of said code is amended by inserting "See City Code, Chapter VII, License Schedule and City Code §13.8".

Section 112.4 of said code is amended by inserting "\$100.00" and "500.00".

Section 302.4 of said code is amended by inserting "10 inches in height"

Section 304.14. of said code is amended by inserting "April 1 to October 31".

Section 602.3. of said code is amended by inserting "October 1 to April 30".

Section 602.4. of said code is amended by inserting "October 1 to April 30".

- (D) The International Fire Code, 2012 Edition, as published by the International Code Council, Inc., and as duly adopted by the South Carolina Building Code Council.

Section 101.1 of said code is amended by inserting "City of Orangeburg".

Section 109.4. of said code is amended by inserting "misdemeanor", "\$500.00", and "30 days".

Section 111.4 of said code is amended by inserting "\$100.00" and "\$500.00."

- (E) ICC A 117.1 -2009, Accessible and Usable Buildings and Facilities.

- (F) The National Electrical Code, 2011 Edition, and its Annex H as published by the National Fire Protection Association and as duly adopted by the South Carolina Building Code Council.

Annex H shall be amended as follows:

Section 80.13(13) is amended by inserting "two (2) business days".

Section 80.15(A), ( C) and (D) are amended by substituting "Building Board of Appeals of the City of Orangeburg" as created under section 13-10 of the Code of Ordinances for the City of Orangeburg for "Electrical Board" and its membership shall have such terms and be paid such compensation as stated in said Section 13-10.

Section 80.19 (F), (3) is amended by inserting "two (2) business days".

Section 80.23 (B), (3) is amended and after amendment shall read as follows:  
"Any person, firm, or corporation who shall willfully violate any of the applicable provisions of this article shall be guilty of a misdemeanor and, upon conviction thereof be punished by a fine of not more than \$500.00 or by imprisonment not exceeding 30 days. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

Section 80.25 ( C) shall be amended by inserting "two (2) business days".

Section 80.27 (A) is amended by inserting "City of Orangeburg".

Section 80.27 (B), (3) is amended by inserting "the State of South Carolina".

Section 80.27 (B), (4) is amended by inserting "one (1)" and "two (2)".

Section 80.29 is amended by inserting "City of Orangeburg".

Section 80.35 is amended by inserting "one (1)".

- (G) The International Fuel Gas Code, 2012 Edition, as published by the International Code Council, Inc., and as duly adopted by the South Carolina Building Code Council.

Section 101.1. of said code is amended by inserting "City of Orangeburg".

Section 106.6.2. of said code is amended by inserting "See City Code, Chapter VII, License Schedule and City Code §13.8".



Section 106.6.3. of said code is amended by inserting "0%" and "0%".

Section 108.4. of said code is amended by inserting "misdemeanor", "\$500.00", and "30 days".

Section 108.5. of said code is amended by inserting "\$100.00" and "\$500.00".

- (H) The International Plumbing Code, 2012 Edition, as published by the International Code Council, Inc., and as duly adopted by the South Carolina Building Code Council.

Section 101.1. of said code is amended by inserting "City of Orangeburg".

Section 106.6.2. of said code is amended by inserting "See City Code, Chapter VII, License Schedule and City Code § 3-18".

Section 106.6.3 of said code is amended by inserting "0%" and "0%".

Section 108.4 of said code is amended by inserting "misdemeanor", "\$500.00", and "30 days".

Section 108.5 of said code is amended by inserting "\$100.00" and "\$500.00".

Section 305.6.1 of said code is amended by inserting "6 inches" and "6 inches".

Section 904.1 of said code is amended by inserting "6 inches".

- (I) The International Existing Building Code, 2012 Edition, as published by the International Code Council, Inc.

Section 101.1. of said code is amended by inserting "City of Orangeburg".

Section 1401.2 of said code is amended by inserting "January 1, 2005".

- (J) The International Residential Code, 2012 Edition, as published by the International Code Council, and as duly adopted by the South Carolina Building Code Council, with Appendix H.

Section R 101.1 of said code is amended by inserting "City of Orangeburg".

Table 12301.2 (1) of said code is amended by inserting "Attachment 1".

Section P2603.6.1 of said code is amended by inserting "6 inches" and "6 inches".

## **101 APPLICABILITY**

This ordinance shall apply to all areas within the City of Orangeburg, excluding any parcels of land owned by the State of South Carolina or the Federal Government and any buildings or structures located thereon.

## **102 FINANCIAL INTEREST**

No person employed as a building official, deputy building official, chief building inspector, building inspector, plan reviewer or in any position within the Department of Building Safety, may have direct or indirect financial interest in the furnishing of labor, material or appliances for the construction, alteration or maintenance of a building, structure, service system or in the preparation of plans, specifications or any other construction related service.

## **103 CONFLICT OF INTEREST**

No employee of the Department of Building Safety may perform inspections or consultation, for any form of compensation, other than as required in the performance of his/her duties in an official capacity for the City of Orangeburg.

#### 104 DELETION

Any provision of said building codes setting forth the qualifications, removal, dismissal, duties, responsibilities of, and administrative procedures for the building official, deputy building officials, chief inspectors, other inspectors and assistants are deleted and are not adopted.

#### 105 REPEAL

Any previous editions of said codes and appendices, resources and annexes to said codes previously adopted by Council are hereby repealed, any reference to any specific code in any code section, including sections 13-1, 13-5.1, 13-6.1, 13-9.1, 13-11, 13-12.1, 13-13.1, 13-14.1, 13-15 is hereby amended to designate the above editions of said codes, and all other code sections, ordinances or portions thereof in conflict herewith are hereby repealed.

DONE AND RATIFIED by Council duly assembled this 15 day of Oct, 2013.



Michael C. Butler  
Mayor

James H. Haire  
Dandrea P. Roberts

Charles B. Randall Jr.

James H. Haire

David D. Haire

Jackie F. Sturman  
Members of Council

ATTEST: Heather Scott  
City Clerk

**AN ORDINANCE AMENDING SECTION 5-29, TITLED “ WEAPONS AND  
FIREARMS” OF THE CODE OF ORDINANCES FOR THE CITY OF ORANGEBURG,  
STATE OF SOUTH CAROLINA**

**WHEREAS**, the State of South Carolina statutory law now permits the possession of permitted concealed weapons, and

**WHEREAS**, the City has amended its zoning ordinance to permit “shooting ranges”, and

**WHEREAS**, because of the above it is necessary that the City’s present Code of Ordinances addressing concealed weapons and the discharge of firearms be revised.

**NOW, THEREFORE, BE IT ORDAINED** by Council duly assembled that Code Section 5-29.1, titled “Concealed Weapons Prohibited” and Code Section 5-29.2, titled “Discharge of Firearms” are amended and after amendment shall read as follows:

“5-29.1 **CONCEALED WEAPONS PROHIBITED**. Except as provided in South Carolina Code 1976, §16-23-20, no person without valid authority from a proper government agency shall carry on or about his person any firearm containing ammunition, or any pistol, whether concealed or not and whether or not containing ammunition.”

“5-29.2 **DISCHARGE OF FIREARMS**. No person, except in cases of urgent necessity, exercising the right of defense of person or property, or in the performance of a lawful duty, shall discharge or cause to be discharged any gun, pistol, parlor rifle or other firearm of any kind. Nothing contained herein shall be construed to be applied to:

- a. Gunsmiths in the usual and normal conduct of such business when duly licensed by the City of Orangeburg, but only upon written permission of the Director of Public Safety who shall first be satisfied that adequate public safeguards will be maintained and noise levels will be minimum and compatible with the use or uses of property in the same vicinity;
- b. Theatrical, sporting events, or like performances, military funerals, or military or similar displays where written permission is first obtained from the Director of Public Safety;
- c. Authorized law officials in the official discharge of their duties;
- d. Indoor shooting ranges that are operated in accordance with law on lands within the City that are zoned to permit such use.”

**BE IT FURTHER ORDAINED** that said Section 5-29, titled “Weapons and Firearms” is amended by adding a new section 5-29.4 which shall read as follows:

“5-29.4 **CONFISCATION**. Any person convicted of the violation of the provisions of this section shall in addition to any other penalties provided by law have the weapon involved in such violation confiscated to be disposed of by the Director of Public Safety as provided by law. However, if any person other than the convicted person has an interest in the weapon, that person must be given the opportunity to come forward and show, if he can, why the weapon should not be forfeited and disposed of as provided for by law.”



DONE AND RATIFIED by Council duly assembled this 3<sup>rd</sup> day of Dec., 2013.

Michael C. Butler  
Mayor

Brendan Haire

Daniel P. Krutts

Liz Zimmerman Keitt

Richard J. Stroma

Charles B. Connolly Jr.

Charles J. Dyer  
Members of Council

ATTEST: Carroll Johnson  
City Clerk

**AN ORDINANCE AUTHORIZING THE CONVEYANCE TO NORTH EDISTO PROPERTIES, LLC PROPERTY OF THE CITY LOCATED AT THE INTERSECTION OF RUSSELL AND BROUGHTON STREET COMMONLY REFERRED TO AS THE "FIRST CITIZENS BUILDING" IN EXCHANGE FOR PROPERTY LOCATED ON RUSSELL STREET IN THE CITY OF ORANGEBURG OWNED BY MURAL PROPERTIES, LLC AND PROPERTIES LOCATED ON BROUGHTON STREET, WINDSOR STREET AND AMELIA STREET IN THE CITY OF ORANGEBURG OWNED BY R. MICHAEL JOHNSON AND GREG B. CAMPBELL AND THE PAYMENT OF \$75,000.00 TO THE CITY**

**WHEREAS**, dilapidated and unsafe buildings are located on the properties of Mural Properties, LLC and properties of R. Michael Johnson and Greg B. Campbell in the central business district of the City, and

**WHEREAS**, the City and said property owners have agreed to an exchange of properties for the purpose of removal of the said dilapidated and unsafe buildings and the relocation of the corporate offices of Cox Industries, Inc. to the property now owned by the City of Orangeburg known as the "First Citizens Building", and

**WHEREAS**, the removal of said dilapidated and unsafe buildings and the relocation of said corporate headquarters will improve and revitalize the central business district of the City and such is in the best interest of the City and its citizens.

**NOW, THEREFORE, BE IT ORDAINED** by Council duly assembled that John H. Yow, City Administrator is authorized to consummate the exchange of properties by signing a general warranty deed of conveyance of the property owned by the City of Orangeburg and described hereinbelow to North Edisto Properties, LLC upon compliance with the following conditions:

1. The City of Orangeburg will be conveyed by general warranty deed fee simple title to the property of Mural Properties, LLC described hereinbelow and properties of R. Michael Johnson and Greg B. Campbell described hereinbelow;
2. North Edisto Properties, LLC will pay as additional consideration to the City the sum of \$75,000.00;
3. Cox Industries, Inc. and/or North Edisto Properties, LLC will remove the dilapidated and unsafe buildings located on the properties of Mural Properties, LLC and R. Michael Johnson and Greg B. Campbell and restore said properties to their original unimproved condition;
4. Cox Industries, Inc. will agree that upon conveyance of the "First Citizens Building" to North Edisto Properties, LLC that it will relocate its corporate headquarters to said location.

Description of City Property: All that certain piece, parcel or lot of land with buildings and other improvements thereon situate, lying and being in the City of Orangeburg, Consolidated School District 5, County of Orangeburg, State of South Carolina containing .69 acre and being set forth and shown on a plat prepared for First Citizens Bank and Trust Company of South Carolina by Cox and Dinkins, Inc., Engineers and Surveyors, approved by J. Don Rawls, Jr., RLS, dated November 1, 2000 and recorded in the Office of the Register of Deeds for the County of Orangeburg, State of South Carolina in Plat Cabinet C202 at page 1 and having the following boundaries and measurements: Northwest by property now or formerly of Orangeburg Association 232.02 feet; Northeast by the right-of-way of Broughton Street 130.72 feet; Southeast by the right-of-way of Russell Street 232.75 feet; and Southwest by property now or formerly of Orangeburg Association 129.31 feet.

Description of Mural Properties, LLC property: All that certain piece, parcel or lot of land, with improvements thereon, situate, lying and being in the City of Orangeburg, Consolidated School District 5, County of Orangeburg, State of South Carolina, being more particularly shown and delineated on a plat of property of M.T. Siffly Estates and James M. Albergotti dated May 31, 1941, and recorded in the Office of the Register of Deeds for Orangeburg County in Plat Book 380, at page 1, and being bounded and measuring generally on the Northwest by Russell Street for a distance of 40 feet 1 ½ inches; on the Northeast by property now or formerly of J.M. Albergotti for a total distance of 239 feet 3 inches; on the Southeast by St. John Street for a distance of 40 feet 8 inches; and on the Southwest by property now or formerly of W.M. Hughes Estate for a distance of 241 feet 8 inches; all measurements and boundaries being more or less and subject to an accurate current survey.

Description of R. Michael Johnson and Greg B. Campbell: All that certain piece, parcel or tract of land, with any improvements thereon, situate, lying and being in the City of Orangeburg, Consolidated School District 5, County of Orangeburg, State of South Carolina, being shown as Parcel "A" and Parcel "B" on a Plat for Luther Adden, prepared by W.F. Stokes, RLS, dated January 5, 1981 and revised on January 7, 1981 and recorded in the Office of the Register of Deeds for Orangeburg County in Plat Book 50 at page 84 and bounded and measuring as follows: On the Northeast by the right-of-way of Broughton Street, measuring thereon three hundred one and three tenths (301.3) feet; on the Southeast by property now of First-Citizens Bank and Trust Company of South Carolina, measuring thereon two hundred thirty-one and nine-tenths (231.9) feet; again on the Northeast by property of First-Citizens Bank and Trust Company of South Carolina, measuring thereon one hundred twenty-nine and four-tenths (129.4) feet; again on the Southeast by the right-of-way of Russell Street measuring thereon three hundred twenty-four and nine-tenths (324.9) feet; on the Southwest by the right-of-way of Windsor Street, measuring thereon four hundred thirty-three and three-tenths (433.3) feet; and on the Northwest by the right-of-way of Amelia Street, measuring thereon five hundred fifty and nine-tenths (550.9) feet; all measurements being more or less. LESS AND EXCEPT: Two and eighty-seven hundred (2.87) acres, more or less, shown on a Plat for Kimbrell's Investment Co., Inc., dated April 2, 1999 and recorded in the aforesaid Office in Deed Book C-125 at page 10.

DONE AND RATIFIED by Council duly assembled this 3<sup>rd</sup> day of Dec, 2013.

Michael C. Butch  
Mayor

David Hair  
Doreen P. Kuytes

L. Zimmerman Keith  
Richard J. Horne

Charles B. Bannock  
Chris J. [unclear]  
Members of Council

ATTEST:

Camille [unclear]  
City Clerk