RESOLUTION #08-16

STATE OF SOUTH CAROLINA)
)
COUNTY OF NEWBERRY)

RESOLUTION CALLING FOR THE FOXBRIAR STD CREATION ELECTION

WHEREAS, the residents of Foxbriar subdivision, located in Newberry County circulated a petition (Attachment A) calling for the creation of the Foxbriar Special Tax District (STD); and

WHEREAS, the Newberry County Voter Registration and Elections Office (Office) has reviewed the submitted petition and finds that the statutory requirement of fifteen (15%) percent of the registered electors residing in the proposed STD has been surpassed and the election should be held; and

WHEREAS, Newberry County Council, in compliance with Section 4-9-30 (5) (a) (i) is authorized to set an election date for determination by the residents as to whether a Special Tax District shall be created; and

WHEREAS, County Council, conferring with the Office set April 12, 2016 as the date for the election to be held and it was held but adequate notice was not provided and must be re-scheduled; and

WHEREAS, the Office will re-advertise the proper time in advance and the Office has suggested June 21, 2016 as the date for the election to be held.

NOW, THEREFORE BE IT RESOLVED THAT NEWBERRY COUNTY COUNCIL CALLS FOR A SPECIAL ELECTION TO BE HELD IN THE CORRESPONDING PRECINCT FOR THE RESIDENTS OF FOXBRIAR ROAD AND FOXBRIAR COURT LOCATED IN THE FOXBRIAR SUBDIVISION FOR ALL ELIGIBLE RESIDENT VOTERS ON JUNE 21, 2016.

AND BE IT FURTHER RESOLVED that the ballot question shall be as follows:

"Shall there be created a Special Tax District in accord with § 4-9-30(5) (a) (i) of the Code of Laws of South Carolina, 1976, as amended. The Proposed Special Tax District shall have such boundaries as are shown on Exhibit A attached hereto and consisting of TMS lots accessed by Foxbriar Road or Foxbriar Court. The Proposed Special Tax District shall be funded through an annual Uniform Service Charge not to exceed One Hundred and Fifty ($150.00) Dollars per TMS parcel for the purpose of funding the maintenance and upkeep of Foxbriar Drive and Foxbriar Court roadways and associated stormwater drainage, which shall be included on real property tax bills. The Proposed Special tax District shall be operated as an administrative division of the County.

_____ *Yes*

_____ *No*

AND BE IT FURTHER RESOLVED, that if the election results are certified in favor of creating the Special Tax District by the Board, County Council shall, through passage of an Ordinance, create the Foxbriar Special Tax District.

AND IT IS SO RESOLVED this 4th day of May, 2016.

NEWBERRY COUNTY COUNCIL

(SEAL)

BY: _____
Henry H. Livingston, III, Chairman

Attest:

_____
Laurie N. Renwick, Clerk to Council