

## NOTICE OF PUBLIC HEARING

The County Council of Greenville County (the “*County Council*”), the governing body of Greenville County, South Carolina (the “*County*”), has determined to consider an ordinance (1) enlarging the boundaries of Metropolitan Sewer Subdistrict (“*Metro*”) to overlap the boundaries for sewer service of Berea Public Service District (“*Berea*”); Gantt Fire, Sewer and Police District (“*Gantt*”); Marietta Water, Fire, Sanitation, and Sewer District (“*Marietta*”); and Wade Hampton Fire and Sewer District (“*Wade Hampton*,” and collectively with Berea, Gantt, and Marietta, the “*Enlargement Districts*”); and (2) amending Ordinance No. 5248 of the County Council, enacted on December 15, 2020 (the “*Consolidation Ordinance*”) to repeal certain provisions thereof to withdraw the Enlargement Districts from the consolidation of such special purpose districts into Metro, while leaving unaffected the consolidation of Parker Sewer and Fire Sub-District (“*Parker*”) and Taylors Fire and Sewer District (“*Taylors*,” and together with Parker, the “*Consolidated Districts*”) into Metro. All such actions are proposed to be taken pursuant to the provisions of Title 6, Chapter 11, Article 3 of the Code of Laws of South Carolina 1976, as amended (the “*SPD Boundary Laws*”). As required by Section 6-11-440 of the SPD Boundary Laws, notice is hereby given of the following:

1. **Public Hearing.** The County Council has ordered that a public hearing be held on the question of the proposed action described above (the “*Public Hearing*”). The Public Hearing shall be held during the regular meeting of Greenville County Council in the Council Chambers at 301 University Ridge, Greenville, SC on Tuesday, May 4, 2021, at 6:00 p.m. (or as soon thereafter as other hearings are concluded). A live-stream of the meeting may be accessed at the following web address: [www.greenvillecounty.org/livestream.aspx](http://www.greenvillecounty.org/livestream.aspx).

Anyone wishing to speak during this Public Hearing will need to email their name, address, email address, telephone number and position (in favor or opposed) to [rmccaskill@greenvillecounty.org](mailto:rmccaskill@greenvillecounty.org) no later than 5:00 p.m. on Monday, May 3, 2021, in order to receive a Zoom invitation to speak at the Public Hearing. You may also register on-site to speak in-person at the Public Hearing during the 30 minutes prior to the start of the meeting. The Public Hearing shall be conducted publicly in the manner above stated and both proponents and opponents of the proposed action shall be given a full opportunity to be heard. Following the Public Hearing, the County Council shall determine whether to take the proposed action.

2. **Nature of Changes to Impacted Special Purpose Districts.** If the proposed action is taken:

(a) (i) the provisions of the Consolidation Ordinance pertaining to the consolidation of the Enlargement Districts into Metro shall be repealed, with the effect that the Enlargement Districts shall not be consolidated into Metro; and (ii) as of the effective date of the Enlargement (the “*Enlargement Effective Date*”), the boundaries of Metro (the “*Metro Boundaries*”) will be enlarged to overlap the boundaries for sewer service of each of the Enlargement Districts; and

(b) the provisions of the Consolidation Ordinance consolidating the Consolidated Districts into Metro (the “*First Amended Consolidation*”) shall remain in full force and effect and the First Amended Consolidation shall be carried out as of the effective date thereof (the “*Consolidation Effective Date*”).

3. Description of the Boundaries of Metro as Reconstituted and Enlarged. If the proposed action is taken:

(a) as of the Enlargement Effective Date, the Metro Boundaries shall be enlarged to overlap those of each of the Enlargement Districts (the “*Enlarged Metro Boundaries*”); and

(b) as of the Consolidation Effective Date, the boundaries of Metro, as reconstituted, shall consist of the combined Enlarged Metro Boundaries and those of the Consolidated Districts (the “*Reconstituted Metro Boundaries*”).

The Enlarged Metro Boundaries and the Reconstituted Metro Boundaries consist of those areas shown on a map placed on file with the Clerk to County Council and available for review at the County’s offices during normal business hours.

4. Functions to be Performed by the Impacted Special Purpose Districts. If the proposed action is taken:

(a) as of the Enlargement Effective Date (i) Metro shall provide Sewer Collection Service within the Enlarged Metro Boundaries, and (ii) the Enlargement Districts shall continue to provide Fire Service, or in the case of Marietta, water service, within their respective boundaries; and

(b) as of the Consolidation Effective Date, (i) Metro shall provide Sewer Collection Service within the Reconstituted Metro Boundaries, and (ii) pursuant to Section 4-19-10 of the South Carolina Code of Laws 1976, as amended, Ordinance No. 5249 of the County Council, as amended, and a resolution of the Metropolitan Sewer Subdistrict Commission, the County will provide Fire Service within the former boundaries of the Consolidated Districts by and through the Parker Fire Service Area and the Taylors Fire Service Area, respectively, and the joint exercise of such powers with Metro.

5. Reasons for the Proposed Change. The County Council finds that the proposed actions will unify the Sewer Collection Systems within the unincorporated area of the County, which the County Council has determined is beneficial for the reasons set forth in Section 1(c) and (d) of the Consolidation Ordinance, and which the County Council has determined may be achieved through Enlargement and the First Amended Consolidation.

6. Proposed Improvements and Funding. There are no improvements that are anticipated to be required to integrate the sewer collection systems of Metro and the Consolidated Districts or that are otherwise required as a consequence of the Enlargement or the First Amended

Consolidation. Substantial improvements are required to address the deficiencies of the sewer collection systems of the Districts, which are estimated to cost \$275 million over a period of twenty years. The cost of these improvements is expected to be paid through a combination of funds on hand, grants and other funds from State and federal sources, and the issuance of revenue bonds.

7. Issuance of Bonds. In order to effect the Enlargement and the First Amended Consolidation it will be necessary for Metro and the County to satisfy all outstanding bonded indebtedness and lease-purchase obligations (together, “*Financings*”) of the Districts. Metro has proposed to issue revenue bonds in an amount necessary to satisfy the Sewer Service-related Financings of the Districts, which are estimated to be outstanding in the amount of \$36 million, and the County has proposed to issue general obligation bonds of the Parker Fire Service Area and Taylors Fire Service Area, respectively, to satisfy the Fire Service-related Financings of the Consolidated Districts which are estimated to be outstanding in the aggregate amount of \$3,621,000. The allocation of the amount of the Financings to be satisfied by Metro or the County may change based upon the purpose for which certain of the Financings were issued and the amount required to satisfy such financings as of the Enlargement Effective Date and the Consolidation Effective Date, respectively.

8. Services Provided. Pursuant to Section 6-11-435 of the SPD Boundary Laws, as of the First Amended Consolidation, Metro is precluded from providing any service in any area of the Reconstituted Metro Boundaries which Metro has not previously provided if such service is provided by an overlapping political subdivision. Accordingly, Metro shall provide Sewer Collection Service within the Reconstituted Metro Boundaries and shall be precluded from providing Fire Service within the entirety of the Reconstituted Metro Boundaries, except within those areas encompassed by the Parker Fire Service Area and the Taylors Fire Service Area, wherein Metro has agreed that the County shall provide Fire Service through such Fire Service Areas pursuant to a joint exercise of power with Metro as authorized by Section 4-19-10(b) of the Code of Laws of South Carolina 1976, as amended.

COUNTY COUNCIL OF GREENVILLE COUNTY