

BOILING SPRINGS FIRE DISTRICT

5020 PELHAM ROAD

GREENVILLE, SOUTH CAROLINA 29615

Ph: (864) 288-5037

Fax: (864) 284-6146

June 15, 2022

Mr. John Hansley
Deputy County Administrator
Greenville County Square
301 University Ridge, Suite 2400
Greenville, SC 29601

Dear Mr. Hansley:

Boiling Springs Fire District respectfully requests that the Greenville County Council, per its authority under State Law [Section 6-1-320(A)], adopt a resolution authorizing the District to maintain its current millage of 27.5 mills for operations and maintenance, to meet the operational needs of the District for fiscal year 2022-2023.

The proposed budget for fiscal year 2022-2023 calls for revenues of \$5,278,890 and expenditures of \$5,632,078. There is an increase in the operating budget from fiscal year 2021-2022 to 2022-2023, due primarily to increased fuel and healthcare costs, inflation, and other government mandated costs.

Enclosed is a Resolution from the Commission approving the millage request, along with a copy of our Enabling Act. We very much appreciate your assistance in this matter.

Sincerely,



Tonja M. Faulkenberry
Chair

Enclosures

A RESOLUTION

A RESOLUTION FOR PURPOSES OF APPROVING AN INCREASE TO THE MILLAGE LIMITATION ESTABLISHED FOR THE BOILING SPRINGS FIRE DISTRICT AND TO REQUEST GREENVILLE COUNTY COUNCIL'S APPROVAL OF THE INCREASE OF THE MILLAGE LIMITATION.

WHEREAS, the Boiling Springs Fire District is a special purpose district, located wholly within the County of Greenville; and

WHEREAS, the Boiling Springs Fire District was created by Act No. 916 of 1970 by the South Carolina General Assembly, which established the Boiling Springs Board of Fire Control as the governing body for the Boiling Springs Fire District; and

WHEREAS, the Boiling Springs Board of Fire Control is an appointed body authorized pursuant to Act No. 916 of 1970 to annually levy, for operations and maintenance, ad valorem property tax millage not exceeding twenty (20) mills; and


WHEREAS, according to the provisions contained in S.C. Code Ann. §§ 6-11-271 and 6-11-275, as amended, special purpose districts totally located within a county, which were in existence prior to March 7, 1973, and which have the statutory authority to annually levy taxes for operations and maintenance are authorized to modify their respective millage limitations provided the increase is first approved by the governing body of the district and by the governing body of the county in which the district is located, by resolutions duly adopted.

NOW, THEREFORE, BE IT RESOLVED that the Boiling Springs Board of Fire Control approved maintaining the previous year's millage of 27.5 mills for operation and maintenance, which is 7.5 mills over the statutory millage limit of 20 mills.

BE IT FURTHER RESOLVED, that the Boiling Springs Board of Fire Control requests that Greenville County Council approve, by resolution, the modification to the millage limitation authorized by law.

BE IT FURTHER RESOLVED, that the millage increase authorized by this resolution and effectuated pursuant to the provisions of S.C. Code Ann. §§6-11-271 and 6-11-275, as amended, is effective only for the fiscal year 2022-2023.

DONE IN THIS MEETING THIS THE 14th DAY OF JUNE, 2022.



Tonja M. Faulkenberry; Chair
Boiling Springs Board of Fire Control

(R954, H2368)

An Act To Create The Boiling Springs Fire District In Greenville County; To Provide For A Board Of Fire Control For The District; To Prescribe The Powers, Duties And Membership Of The Board; To Provide For Tax Levies; And To Provide Penalties For Certain Violations.

Whereas, a majority of the freeholders in the proposed Boiling Springs Fire District has executed a petition requesting the General Assembly to create a fire district for that area; and

Whereas, the need for fire protection in this area of Greenville County has now become necessary. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby created the Boiling Springs Fire District in Greenville County, which shall include the following area :

That area as delineated on a plat prepared by the Greenville County Planning Commission entitled "Proposed Boiling Springs Fire District" and recorded in the office of the Register of Mesne Conveyance for Greenville County in Plat Book 4-D at page 287.

SECTION 2. There is hereby established a board of fire control for the district, composed of five members appointed by the Governor upon the recommendation of a majority of the Greenville County Council. Terms of office shall be for four years and until successors are appointed and qualify. *Provided*, however, that of those first appointed two shall serve a term of two years, two shall serve a term of three years and one shall serve a term of four years, the respective terms of office being designated by the Governor in his appointments. The members of the board shall serve without pay and shall file annually a report with the Greenville County Council, not later than the first of November of each year, showing all activities and disbursements made by the board during the year.

SECTION 3. The board shall have the following duties and responsibilities :

(a) To buy such fire-fighting equipment as the board deems necessary for the purpose of controlling fires within the money allocated or made available to the board for such purposes.

(b) To select the sites or places within the area where the fire-fighting equipment shall be kept.

(c) To provide and select the drivers and other volunteer firemen to man such equipment who shall serve without compensation.

(d) To procure and supervise the training of the volunteer fireman selected to insure that the equipment shall be utilized for the best interest of the area.

(e) To be responsible for the upkeep, maintenance and repairs of the trucks and other fire-fighting equipment and to that end shall, as often as is deemed necessary, inspect such equipment.

(f) To promulgate such rules and regulations as it may deem proper and necessary to insure that the equipment is being used to best advantage of the area.

(g) To construct, if necessary, buildings to house the equipment authorized herein.

(h) To borrow not exceeding twenty thousand dollars on such terms and for such a period as to the fire control board may seem most beneficial for the fire district in anticipation of taxes. The indebtedness shall be evidenced by a note issued by the members of the board and the county treasurer. The full faith and taxing power of the Boiling Springs Fire District is hereby irrevocably pledged for the payment of the indebtedness.

SECTION 4. The Auditor and Treasurer of Greenville County are hereby directed to levy and collect a tax of not more than twenty mills, to be determined by the board of fire control, upon all taxable property of the district for the purpose of defraying the expenses incurred by the board. All monies collected from this levy shall be credited to the fire district.

SECTION 5. The fire chief or equivalent official of the truck company to which the equipment is assigned shall have complete supervision over its use and operation and it shall be his responsibility to insure that the equipment is readily available for use at all times.

SECTION 6. All members of the truck company of the district may direct and control traffic at the scene of any fire in the area of the county and enforce the laws of this State relating to the following of fire apparatus, the crossing of fire hose and interfering with firemen in the discharge of their duties in connection with a fire in a like manner as provided for the enforcement of such laws by peace officers.

SECTION 7. It is unlawful to interfere with a member of a fire department in the discharge of his duties in the district or to inter-

tere with any fire apparatus used by the fire department in the district, and any person so offending shall be subject to a fine of not exceeding one hundred dollars or imprisonment for not exceeding thirty days.

SECTION 8. This act shall take effect upon approval by the Governor.

In the Senate House the 4th day of March

In the Year of Our Lord One Thousand Nine Hundred and Seventy.

JOHN C. WEST,
President of the Senate.

SOLOMON BLATT,
Speaker of the House of Representatives.

Approved the 6th day of March, 1970.

ROBERT E. MCNAIR,
Governor.