

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION ORDERING A PUBLIC HEARING ON THE QUESTION OF THE ENLARGEMENT OF THE TERRITORY OF THE METROPOLITAN SEWER SUBDISTRICT AND OTHER MATTERS RELATING THERETO.**

**NOW THEREFORE, BE IT RESOLVED**, by the County Council of Greenville County (the “*County Council*”), the governing body of Greenville County, South Carolina (“*Greenville County*”), in meeting duly assembled:

**Section 1 Findings.** The County Council makes the following findings of fact in connection with the adoption of this resolution (this “*Resolution*”):

(a) Pursuant to the provisions of Title 6, Chapter 11, Article 3 (the “*SPD Boundary Laws*”) of the Code of Laws of South Carolina 1976, as amended, and specifically, Sections 6-11-420 and 430 of the SPD Boundary Laws, special purpose districts may petition the county council of a county in which the district is located requesting that the county council take action to enlarge, diminish, or consolidate such special purpose district. Upon the receipt of such a petition, the county council shall order a public hearing to be held for the purpose of making a determination as to whether and to what extent such special purpose district shall be enlarged, diminished, or consolidated.

(b) Metropolitan Sewer Subdistrict, South Carolina (“*Metropolitan*”) is a special purpose district created pursuant to Act No. 687 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina for the year 1969, as amended (the “*Enabling Act*”). The current boundaries of Metropolitan (the “*Metropolitan Boundaries*”) within the County are shown on the map included at **Attachment 1** to the hereinafter-defined Petition, which is attached hereto at **Exhibit A**.

(c) The County has received a petition of the Metropolitan Sewer Subdistrict Commission, which is attached to this Resolution at **Exhibit A** (the “*Petition*”), requesting that the County Council take proper action to enlarge the Metropolitan Boundaries to include those additional areas as the “Metropolitan Boundary Expansion,” as shown on the map attached to the Petition at **Attachment 2** (the “*Enlarged Metropolitan Boundaries*”). Metropolitan requests that the enlargement of the Metropolitan Boundaries in accordance with the Petition be made effective as of third reading and enactment of an ordinance of the County Council effecting such enlargement (the “*Effective Date*”).

(d) Being minded to consider the enlargement of the Metropolitan Boundaries, the County Council has determined to order a public hearing on such question.

**Section 2 Nature and Effects of Proposed Action.**

(a) *Nature of Changes to Metropolitan.* If the proposed action is taken, as of the Effective Date, the Metropolitan Boundaries will be enlarged to include those additional areas identified and shown as the “Metropolitan Boundary Expansion” on the map attached to the Petition at **Attachment 2** to the Petition, which is attached to this Resolution as **Exhibit A**. The composition of the Metropolitan Sewer Subdistrict Commission and the services provided by Metropolitan will not be affected or changed by the proposed action.

(b) *Description of the Boundaries of Metropolitan, as Enlarged.* If the proposed action is taken, as of the Effective Date, the Metropolitan Boundaries shall be enlarged to include those additional areas identified as the “Metropolitan Boundary Expansion” on the map attached to the Petition at **Attachment 2** to the Petition.

(c) *Functions to be Performed by Metropolitan.* If the proposed action is taken, as of the Effective Date Metropolitan will be authorized to provide customers with wastewater collection service within the area of the Enlarged Metropolitan Boundaries.

(d) *Reasons for the Proposed Change.* The proposed action is necessary to allow for wastewater collection service where appropriate within areas that are identified in the Future Land Use Map, included in and adopted as a part of the Greenville County 2019 Comprehensive Plan – Plan Greenville County, as “Suburban Edge” and areas that are immediately adjacent to the land included within this future land use designation.

(e) *Proposed Improvements and Funding.* There are no improvements that are anticipated to be required as a consequence of the enlargement of the Metropolitan Boundaries as requested in the Petition. Metropolitan funds wastewater collection services through rates and charges that are billed to connected customers that receive such services rather than through property taxes; therefore, only those customers that are connected to Metropolitan’s wastewater collection system will be billed for such services.

(f) *Issuance of Bonds.* No bonds are proposed to be issued in connection with or as a consequence of the enlargement of the Metropolitan Boundaries.

**Section 3 Order for Public Hearing.** Pursuant to Section 6-11-430 of the SPD Boundary Laws, the County Council hereby orders a public hearing (the “**Public Hearing**”) to be held on the question of the enlargement of the Metropolitan Boundaries. The Public Hearing shall be held during a regular meeting of Greenville County Council in the Council Chambers at 301 University Ridge, Greenville, South Carolina, on Tuesday, October 1, 2024, at 6:00 p.m. (or as soon thereafter as other hearings are concluded). The notices of the Public Hearing, the form of which is attached to this Resolution at **Exhibit B** (the “**Notice of Public Hearing**”), shall provide instructions for those who wish to participate in the Public Hearing. The Notice of Public Hearing shall be published once a week for three successive weeks in a newspaper of general circulation in the County. The first publication of the Notice of Public Hearing shall not

be less than sixteen days prior to the hearing date. The Public Hearing shall be conducted publicly at the time and place above stated and both proponents and opponents of the proposed action shall be given a full opportunity to be heard in person or by counsel. Following the Public Hearing, the County Council shall determine by ordinance whether the Metropolitan Boundaries shall be enlarged as requested pursuant to the Petition.

**Section 4 Further Action.** The Chairman of County Council, the County Administrator of the County, the County Attorney of the County (the “*County Attorney*”), and the Clerk to County Council (the “*Clerk*”) are hereby authorized, empowered, and directed to take all necessary action to provide for the holding of the Public Hearing in accordance with the applicable provisions of South Carolina law. The Clerk, with the advice of the County Attorney, is further authorized to approve of changes to the form of the Notice of Public Hearing as are necessary to comply with South Carolina law, including those of the South Carolina Freedom of Information Act, and any applicable County procedures.

Done in meeting duly assembled this 3rd day of September 2024.

**GREENVILLE COUNTY, SOUTH CAROLINA**

(SEAL)

\_\_\_\_\_  
Chairman of County Council

\_\_\_\_\_  
County Administrator

Attest:

\_\_\_\_\_  
Deputy Clerk to County Council

**EXHIBIT A**

**Petition**

## EXHIBIT B

### Form of Notice of Public Hearing

#### NOTICE OF PUBLIC HEARING

By resolution adopted September 3, 2024, 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 (the “*Ordinance*”) authorizing the enlargement of the boundaries of Metropolitan Sewer Subdistrict, South Carolina (“*Metropolitan*”). 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, South Carolina, on Tuesday, October 1, 2024, at 6:00 p.m. (or as soon thereafter as other hearings are concluded). Anyone wishing to speak during this Public Hearing will need to 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 by ordinance whether to take the proposed action.**

**2. *Nature of Changes to Metropolitan.*** If the proposed action is taken, as of the third reading and enactment of the Ordinance, the current boundaries of Metropolitan (the “*Metropolitan Boundaries*”) will be enlarged. Maps showing the current Metropolitan Boundaries and the proposed area to be included within the enlarged metropolitan boundaries, as identified and shown on such map as the “*Metropolitan Boundary Expansion*,” (the “*Enlarged Metropolitan Boundaries*”) have been placed on file with the Clerk to County Council (the “*Clerk*”) and are available for review at the County’s offices during normal business hours. The composition of the Metropolitan Sewer Subdistrict Commission and the services provided by Metropolitan will not be affected or changed by the proposed action.

**3. *Description of the Boundaries of Metropolitan, as Enlarged.*** If the proposed action is taken, the existing Metropolitan Boundaries will be enlarged to include the following additional areas: (i) territory west of the City of Travelers Rest extending west from the current Metropolitan Boundaries to the County border and northwest to South Carolina Highway 186; (ii) territory northeast of the City of Travelers Rest, extending northeast of the current Metropolitan Boundaries to include an area bounded by Hart Cut Road, Parnell Bridge Road, Edwards Road, Goodwin Bridge Road, South Carolina Highway 414, US Highway 25, and South Carolina Highway 290; (iii) territory south of the southern border of the Metropolitan

Boundaries and the boundaries of the City of Fountain Inn, bounded to the west and southeast by the borders of the County, and further bounded by South Carolina Highway 8, South Carolina Highway 418, Fairview Road; (iv) territory east of the Cities of Mauldin, Simpsonville, and Fountain Inn, to include those areas extending to the southeastern border of the County; and (v) certain small areas that are entirely surrounded by, but that are excluded from, the Metropolitan Boundaries, which are those areas shown on a map placed on file with the Clerk and available for review at the County’s offices during normal business hours.

4. *Functions to be Performed by Metropolitan.* If the proposed action is taken, as of the Effective Date Metropolitan will be authorized to provide customers with wastewater collection service within the Enlarged Metropolitan Boundaries.

5. *Reasons for the Proposed Change.* The proposed action is necessary to allow for wastewater collection service where appropriate within areas that are identified in the Future Land Use Map, included in and adopted as a part of the Greenville County 2019 Comprehensive Plan – Plan Greenville County, as “Suburban Edge” and areas that are immediately adjacent to the land included within this future land use designation.

6. *Proposed Improvements and Funding.* There are no improvements that are anticipated to be required as a consequence of the enlargement of the Metropolitan Boundaries in accordance with the Petition. Metropolitan funds wastewater collection services through rates and charges that are billed to connected customers that receive such services rather than through property taxes; therefore, only those customers that are connected to Metropolitan’s wastewater collection system will be billed for such services.

7. *Issuance of Bonds.* No bonds are proposed to be issued in connection with or as a consequence of the enlargement of the Metropolitan Boundaries.

## COUNTY COUNCIL OF GREENVILLE COUNTY

### *Publication Instructions:*

*To be published once per week for three successive weeks (September 13, 2024, September 20, 2024, and September 27, 2024) in The Greenville Journal, with the first publication occurring at least 16 days prior to the date of the Public Hearing.*