

AN ORDINANCE

TO AMEND ORDINANCE NO. 4289 CREATING THE AUTUMN HILLS SPECIAL TAX DISTRICT SO AS TO AMEND THE PURPOSES OF THE DISTRICT, TO CONVERT THE DISTRICT TO AN ADMINISTRATIVE DIVISION OF THE COUNTY, TO REDUCE THE UNIFORM SERVICE CHARGE, AND OTHER MATTERS RELATED THERETO.

WHEREAS, the Autumn Hills Special Tax District (the “District”) was created by the adoption of Ordinance No. 4289 on June 2, 2009 for the purposes of providing for the health, safety, and welfare of its citizens by annually levying a uniform service charge to fund the costs of street lighting and maintaining and improving the entrances, exist, common areas, and right-of-ways within the District;

WHEREAS, since the time of the District’s creation, the District has been governed by the Autumn Hills Special Tax District Commission (the “Commission”) which consists of three (3) members appointed by Greenville County Council;

WHEREAS, the Commission has requested that the purposes of the District be amended so as to provide that the sole purpose for which the District is created is to provide street lighting and that the uniform service charge be reduced to an amount sufficient to fund the purpose of the District; and

WHEREAS, the Commission further requests that the District be converted from a commission governed special tax district to a special tax district that is operated as an administrative division of the County.

NOW, THEREFORE, BE IT ORDAINED BY GREENVILLE COUNTY COUNCIL:

Section 1. Amendment to District Purpose. Section 3 of Ordinance No. 4289 is hereby amended as follows:

Section 3. Purpose. The purpose and function of the Autumn Hills Special Tax District herein established shall be as follows:

To provide for the health, safety, and welfare of its citizens by funding the cost of street lighting within the district ~~and funding the cost of maintaining and improving the entrances, exist, common areas, and right-of-ways within the district.~~

Section 2. Conversion to Administrative Division of the County. Section 4 of Ordinance No. 4289 shall be amended in its entirety and replaced with the following provision:

Section 4. Administrative Division of Greenville County. The Autumn Hills Special Tax District shall be operated as an administrative division of Greenville County.

Section 3. Reduction in Uniform Service Charge. Section 5 of Ordinance No. 4289 shall be amended as follows:

Section 5. Uniform Service Charge. The Auditor and Tax Collector of Greenville County are hereby directed to assess and collect a uniform service charge of not more than ~~one hundred five dollars (\$105.00)~~ fifty dollars (\$50.00) annually on all real property within the special tax district. All monies collected from this uniform service charge shall be credited to the district.

Section 4. Tax District Funds. Greenville County Council hereby directs the Commission to deliver all District funds to the Greenville County Treasurer no later than fifteen (15) days after the effective date of this Ordinance. Obligations incurred in furtherance of the former purposes of the District prior to the effective date of this Ordinance may be eligible for payment from District funds subject to the approval of the County Administrator.

Section 5. Severability. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section 6. Effective Date. This Ordinance shall take effect upon its adoption.

DONE IN REGULAR MEETING THIS ____ DAY OF _____, 2014.

GREENVILLE COUNTY COUNCIL

Bob Taylor, Chairman
Greenville County Council

ATTEST:

Theresa B. Kizer
Clerk to Council

Joseph M. Kernell
County Administrator