

Red=Deletions

Blue=Additions

Black=Unchanged from Second Reading

Amendment 3: Endangered Species

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Section 1. Amend various sections of the County Land Development Regulations to update requirements.

Several sections of the County Land Development Regulations (LDR) are hereby amended as follows:

A. Amend LDR Subsection Section 3.3.4 I “Plan Requirements” as follows:

“I. The location of watercourses, live streams, marshes, known wetlands, floodplains and floodways, wooded areas, water impoundments, ~~known~~ endangered or threatened species, ~~sensitive wildlife~~ habitat **of endangered or threatened species**, existing cemeteries and burial grounds, houses, barns, garages or storage sheds on site and any other significant features on the land proposed for approval. Additionally, the following requirements are part of the plan:

- The location of any ~~significant archeological, architectural or~~ historic sites, cemeteries ~~or resources~~, which merit protection on site.
- Protective measures shall be listed on the plan in a narrative form with ownership and location identified in the notes. These measures shall be in accordance with ~~the requirements set forth by the County of Greenville and any historical preservation requirements as it relates to historic sites and cemeteries~~ **the laws, ordinances, and regulations of the County of Greenville, State of South Carolina, or Federal Government.**
- Existing cemeteries shall be deeded as a separate lot in the subdivision and shall be accessed by a minimum twenty (20) foot wide private or public easement. Major subdivisions shall provide access with a minimum twenty (20) foot wide right-of-way (road construction is not required). Cemeteries shall be fenced in a manner to protect the cemetery and control access. **Lots where cemeteries are located are not subject to the provisions of Section 22.3.2.**

B. Amend LDR Subsection Section 3.4.11 E. (5) “Plat Requirements” to add the following:

“5. All obvious and apparent rights of way, watercourses, floodplains present, ~~known~~ endangered or threatened species, ~~sensitive wildlife~~ habitat **of endangered or threatened species**, utilities, roadways, cemeteries and burial grounds, historic structures present, and

other such improvements shall be located ~~and in~~ undeveloped areas. ~~Protective measures specified in this ordinance~~ will be required, and easements provided. Unless specific instructions are made requiring the digging up of or uncovering of buried utilities, the location of the utilities shall reflect the marked locations as indicated by an underground utility locator service or the respective utility provider.”

- C. Amend LDR Section 3.5.4 Plan Requirements (Minor Subdivisions) to add the following subsection:

“R. ~~Known~~ Endangered Species, ~~sensitive wildlife~~ habitat for endangered or threatened species.”

Section 2. Adding definitions to the County Land Development Regulations.

Amend Article 2 of the LDR to add the following definitions:

Endangered Species - An endangered species is identified as endangered by the U.S. Fish & Wildlife and Fisheries Service ~~an animal or plant that is considered at risk of extinction. A species can be listed as endangered at the state and federal level. On the federal level, the endangered species list is managed under the Endangered Species Act by the U.S. Wildlife and Fisheries Department.~~

Threatened Species - A threatened species is any species that is identified as threatened by the U.S. Fish & Wildlife and Fisheries Service ~~likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range.~~

Endangered Species Act - The Endangered Species Act (ESA) was enacted by Congress in 1973. Under the ESA, the U.S. Fish & Wildlife Fisheries Service ~~federal government~~ has the responsibility to protect endangered species (species that are likely to become extinct throughout all or a large portion of their range), threatened species (species that are likely to become endangered in the near future), and critical habitat (areas vital to the survival of endangered or threatened species).

Historic Site - Historic site ~~or heritage site~~ is an official location designated by a federal or state government as a historic site where pieces of archeological, architectural, political, military, cultural, or social history have been preserved due to their cultural heritage value. For the purposes of this ordinance, a site is considered a Historic Site if it is properly listed on the National Register of Historic Places by the U.S. Department of Interior ~~where pieces of political, military, cultural, or social history have been preserved due to their cultural heritage value. A historic site may be any building, landscape, site or structure that is of local, regional, or national significance.~~

Cemetery - A cemetery is a spatially defined area where the remains of dead people are buried or otherwise interred. The term cemetery implies that the land is specifically designated as a burial ground. Cemeteries can be privately, publicly or family owned. A cemetery also can be a Historic

Site. ~~They can be historically designated.”~~