

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 Enlarged Metropolitan Boundaries shall include those additional areas not currently within the Metropolitan Boundaries that are located within the “Suburban,” “Traditional,” and “Urban” Character Areas (including all “Protected Open Space” within the Suburban, Traditional, and Urban Character Areas) on the Future Land Use Map (the “**2019 Future Land Use Map**”), included in and adopted as a part of the Greenville County 2019 Comprehensive Plan – Plan Greenville County (the “**2019 Comprehensive Plan**”). Notwithstanding the foregoing, the Enlarged Metropolitan Boundaries do not include parcels north of Locust Hill Road/Highway 290, except for the following parcels, as identified by their respective Greenville County tax map numbers: (i) parcels T016000100200, T019000208500, T020020103500, T020020103501, 0632010103100, 0632010103101, and 0632010103702, which are parcels that Metropolitan now serves following the acquisition of other sewer collection systems, but which are currently not included in the Metropolitan Boundaries; and (ii) parcels T021000100400 and T021000100402, which are parcels where the owners thereof have petitioned to be annexed into the Metropolitan Boundaries. For the sake of clarity and the avoidance of doubt, if any portion of any parcel is included within the areas to be included in the enlargement of the Metropolitan Boundaries, as described in this subsection, the entirety of such parcel shall be included in the Enlarged Metropolitan Boundaries. A map that reflects the description set forth above is attached to the Petition as **Attachment 2**. If additional areas delineated as “Suburban,” “Traditional,” or “Urban” Character Areas are added to the 2019 Future Land Use Map through updates to the 2019 Comprehensive Plan, or future-adopted comprehensive plans, then Greenville County Council intends that such parcels be added to Metropolitan’s boundaries by subsequent action of County Council.

(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 the provision wastewater collection service and infrastructure where appropriate within growth and development areas that are identified on the 2019 Future Land Use Map, included in and adopted by the County Council as a part of the 2019 Comprehensive Plan, as “Suburban,” “Traditional,” and “Urban” Character Areas and certain parcels that are presently served by or that have requested service from Metropolitan.

(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, November 5, 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 15th day of October 2024.

GREENVILLE COUNTY, SOUTH CAROLINA

(SEAL)

Chairman of County Council

County Administrator

Attest:

Clerk to County Council

EXHIBIT A

Petition

PETITION OF METROPOLITAN SEWER SUBDISTRICT COMMISSION TO THE COUNTY COUNCIL OF GREENVILLE COUNTY, SOUTH CAROLINA PURSUANT TO TITLE 6, CHAPTER 11, ARTICLE 3 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED.

1. 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***"). Metropolitan's boundaries are wholly located within Greenville County, South Carolina (the "***County***"), and are shown on a map attached to this petition (this "***Petition***") at **Attachment 1** (the "***Metropolitan Boundaries***").

2. 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.

3. The Metropolitan Sewer Subdistrict Commission (the "***Metropolitan Commission***") desires that the County Council of Greenville County (the "***County Council***") take action to enlarge the boundaries of Metropolitan to include those additional areas identified as "Metropolitan Boundary Expansion," as shown on the map attached to this Petition at **Attachment 2** (the "***Enlarged Metropolitan Boundaries***").

4. By resolution adopted on August 19, 2024 (the "***Resolution***"), the Metropolitan Commission approved the execution and delivery of this Petition requesting that the County Council take action to effect such enlargement of the Metropolitan Boundaries. The Metropolitan Commission further requests that the enlargement of the Metropolitan Boundaries, as requested hereby, be made effective as of the third reading and enactment of an ordinance of County Council effecting the same.

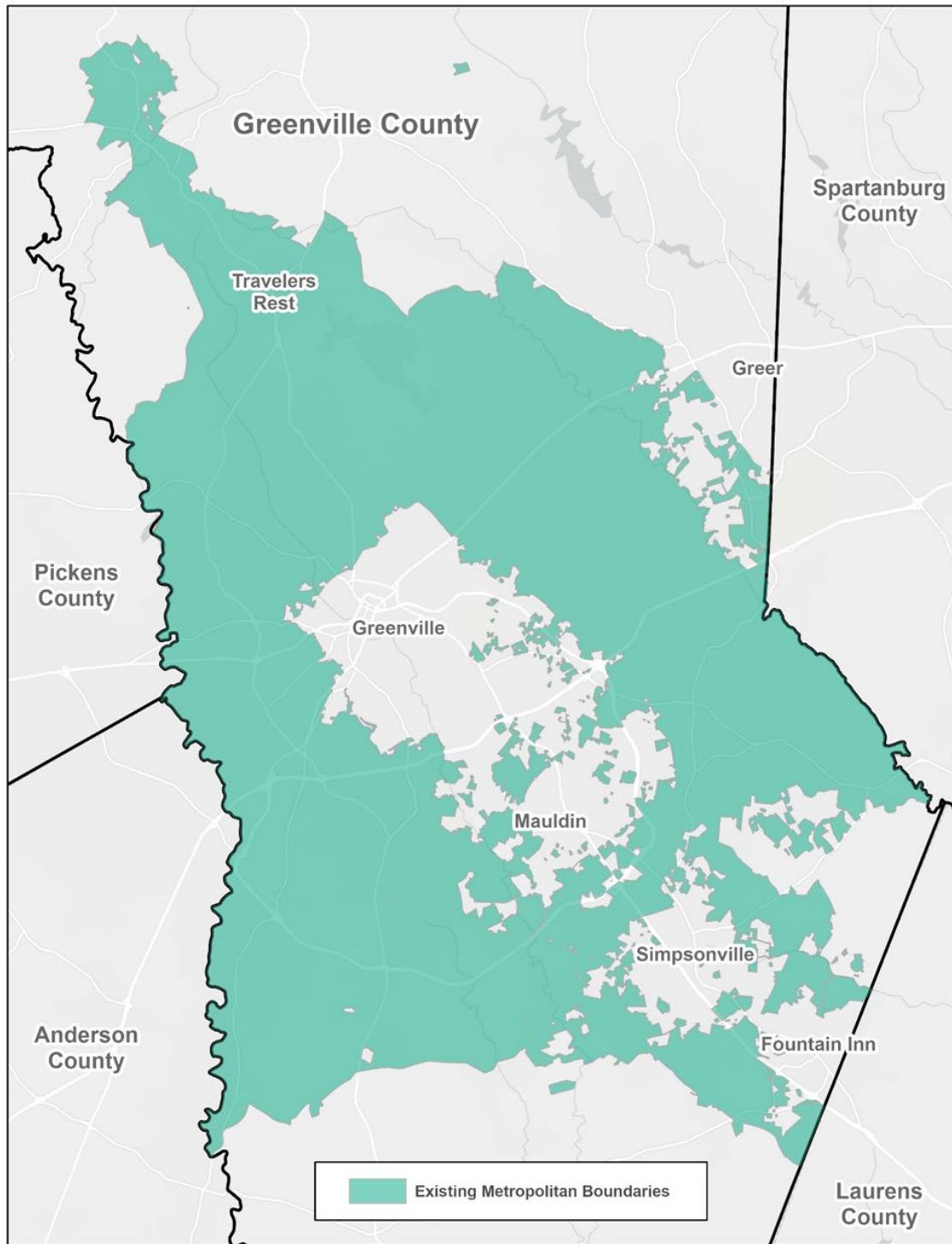
WHEREFORE, pursuant to the SPD Boundary Laws and the Resolution the Commission hereby petitions and respectfully requests that the County Council order a public hearing to be held upon the question of the enlargement of the Metropolitan Boundaries, as described herein, and take such action as is necessary to effect such enlargement.

**METROPOLITAN SEWER SUBDISTRICT,
SOUTH CAROLINA**


Chairman of the Commission

ATTACHMENT 1 TO PETITION

Map of Existing Metropolitan Boundaries



ATTACHMENT 2 TO PETITION

Map of Enlarged Metropolitan Boundaries

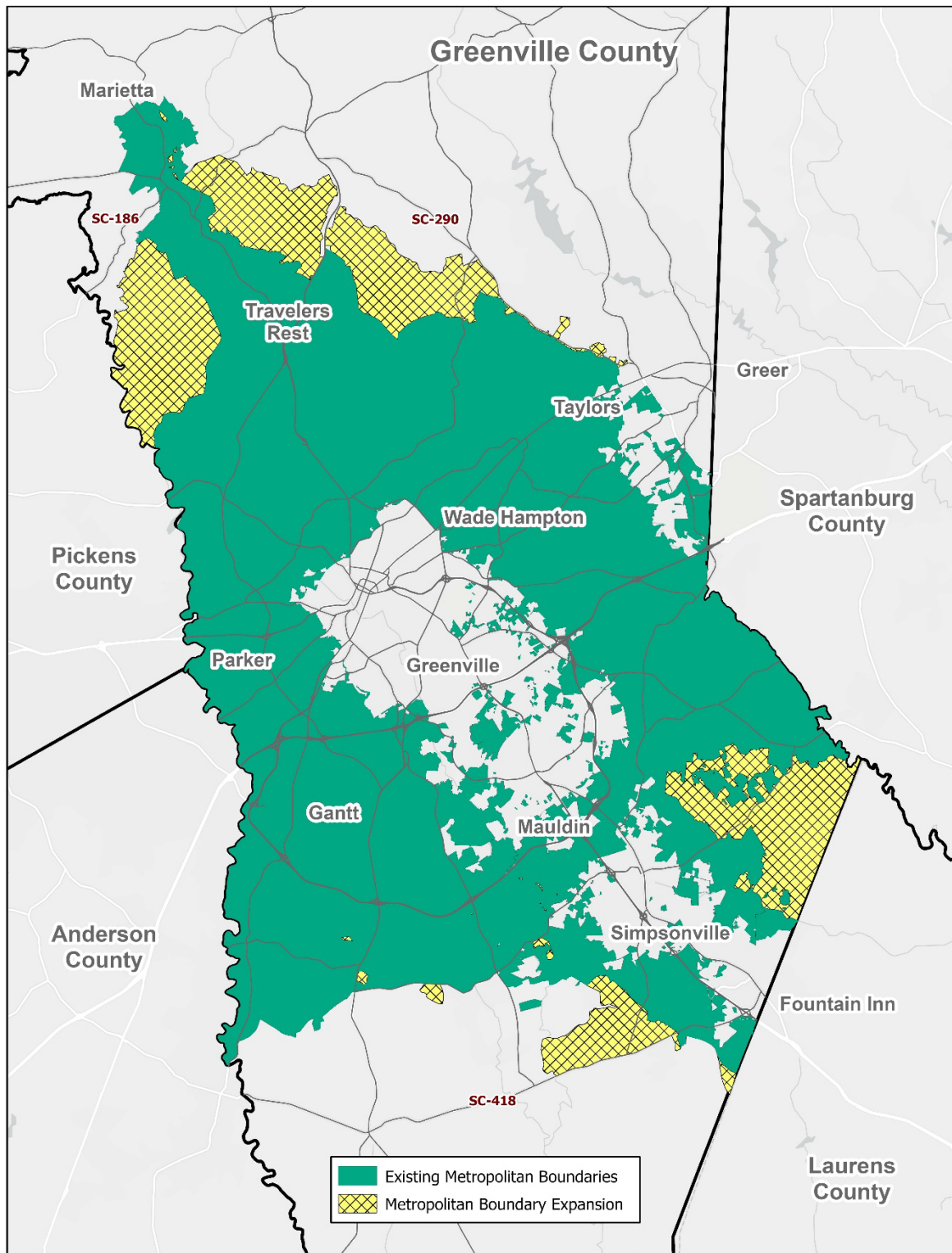


EXHIBIT B

Form of Notice of Public Hearing

NOTICE OF PUBLIC HEARING

By resolution adopted October 15, 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, November 5, 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, as of the Effective Date, the Metropolitan Boundaries will be enlarged to include those additional areas not currently within the Metropolitan Boundaries that are located within the “Suburban,” “Traditional,” and “Urban” Character Areas (including all “Protected Open Space” within the Suburban, Traditional, and Urban Character Areas) on the Future Land Use Map (the “**2019 Future Land Use Map**”), included in and adopted as a part of the Greenville County 2019 Comprehensive Plan – Plan Greenville County (the “**2019 Comprehensive Plan**”). Notwithstanding the foregoing, the proposed Enlarged Metropolitan

Boundaries do not include parcels north of Locust Hill Road/Highway 290, except for the following parcels, as identified by their respective Greenville County tax map numbers: (i) parcels T016000100200, T019000208500, T020020103500, T020020103501, 0632010103100, 0632010103101, and 0632010103702, which are parcels that Metropolitan now serves following the acquisition of other sewer collection systems, but which are currently not included in the Metropolitan Boundaries; and (ii) parcels T021000100400 and T021000100402, which are parcels where the owners thereof have petitioned to be annexed into the Metropolitan Boundaries. For the sake of clarity and the avoidance of doubt, if any portion of any parcel is included within the areas to be included in the enlargement of the Metropolitan Boundaries, as described above, the entirety of such parcel shall be included in the Enlarged Metropolitan Boundaries.

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 the provision wastewater collection service and infrastructure where appropriate within growth and development areas that are identified on the 2019 Future Land Use Map, included in and adopted by the County Council as a part of the 2019 Comprehensive Plan, as “Suburban,” “Traditional,” and “Urban” Character Areas and certain parcels that are presently served by or that have requested service from Metropolitan.

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 (October 18, 2024, October 25, 2024, and November 1, 2024) in The Greenville News, with the first publication occurring at least 16 days prior to the date of the Public Hearing.