

## AN ORDINANCE

AN ORDINANCE TO CREATE A SPECIAL TAX DISTRICT IN THE DEVENGER POINTE; TO DEFINE THE BOUNDARIES OF THE DISTRICT AND THE PURPOSES FOR WHICH IT IS CREATED; TO ESTABLISH THE DEVENGER POINTE TAX DISTRICT COMMISSION; AND TO IMPOSE A TAX LEVY OF NOT MORE THAN SIX (6) MILLS ANNUALLY ON ALL TAXABLE PROPERTY LOCATED WITHIN THE DISTRICT.

BE IT ORDAINED BY GREENVILLE COUNTY COUNCIL:

Section 1. Findings. Pursuant to Section 4-9-30(5)(a) of the Code of Laws of South Carolina (1976), as amended, a majority of the freeholders in the proposed Devenger Pointe Special Tax District submitted a petition to Greenville County Council requesting that an election be held to determine (1) if a special tax district should be created for certain purposes hereinafter set forth, and (2) if a maximum tax levy of six (6) mills on all property located within the boundaries of the proposed district should be authorized. As a result of the petitions, County Council duly and lawfully called for an election to be held on November 6, 1990, at which time a majority of the electors in the proposed district voting in said election approved the creation of the special tax district and the imposition of the tax levy.

Section 2. Creation of Special Tax District. There is hereby created the Devenger Pointe Special Tax District, the boundaries of which are fully described as follows:

All that piece, parcel or lot of land, situated and being in the County of Greenville, State of Carolina, being known as a portion of the Devenger Pointe:

Lots 1 through 84, Greenville County Tax Map Number  
540.24

Section 3. Purposes. The purposes and functions of the Devenger Pointe Special Tax District herein established shall be as follows:

- (a) to supply security and property protection within the district in the form of streetlights;
- (b) to maintain and promote improvements for the entrance/exit, and rights-of-way within the district;
- (c) to control litter and other health hazards along the public rights-of-way within the district;

Section 4. Creation of Devenger Pointe Tax District Commission. There is hereby created for the Devenger Pointe Special Tax District a governing body to be known as the Devenger Pointe Tax District Commission (hereinafter called the "Commission"), consisting of five (5) members appointed by Greenville County Council. Of the initial appointees, two (2) will serve terms of three (3) years, two (2) will serve terms of two (2) years, and one (1) will serve a term of one (1) year; thereafter, all will serve terms of three (3) years or until their successors are duly appointed and qualify. All members of the Commission shall reside within the geographical boundaries of the special tax district. Vacancies on the Commission shall be filled by County Council for the remainder of the unexpired term.

The Commission shall be responsible for maintaining and operating the Devenger Pointe Special Tax District in accordance with the purposes set forth in Section 3 herein. At its organizational meeting, the Commission shall elect a chairman and such other officers as it deems necessary. The Commission shall adopt its own rules and operating procedures.

Section 5. Tax Levy. The Auditor and Tax Collector of Greenville County are hereby directed to levy and collect a tax of not more than six (6) mills annually on all taxable property within the special tax district. All monies collected from this tax levy shall be credited to the district.

Section 6. Effective Date. This ordinance shall take effect upon its adoption and the tax levy shall be charged for the 1991 tax year.

DONE IN REGULAR MEETING THIS 15th DAY OF January, 1991.

Bob Leach  
Chairman

William J. Poterock  
County Administrator

ATTEST:

Elizabeth M. Haney  
Clerk