

AN ORDINANCE

AN ORDINANCE TO CHANGE THE SIZE OF THE METROPOLITAN SEWER SUBDISTRICT COMMISSION, TO STAGGER THE TERMS OF THE MEMBERS OF SUCH COMMISSION AND TO PROVIDE FOR FILLING VACANCIES OCCURRING ON THE COMMISSION

BE IT ORDAINED BY GREENVILLE COUNTY COUNCIL:

SECTION 1. Findings: The Metropolitan Sewer Subdistrict (the District) is a special purpose district created by Act 687 of the 1969 Acts and Joint Resolutions of the General Assembly of the State of South Carolina, as amended by Act 1842 of the 1972 Acts and Joint Resolutions of the General Assembly of the State of South Carolina (the Enabling Acts). Pursuant to its Enabling Acts the District is governed by a Commission consisting of three members appointed by the Governor for terms of four years based solely upon the recommendation of the Greenville County Council. Since the creation of the District the members of the Commission have been appointed to serve and have served concurrent four year terms. The Enabling Acts empower the District generally to acquire, construct, maintain, operate, improve and extend sewage collector lateral lines and related facilities and equipment for the collection of sewage within the District. The District is situated wholly within the boundaries of Greenville County, South Carolina but covers and includes various areas located in different parts of the County. The governing body of the District has requested the Greenville County Council to change the size of the Metropolitan Sewer Subdistrict Commission from three members to five members, to stagger the terms of the members of such Commission, and to make provision for the filling of vacancies occurring on the Commission. The changes requested by the Commission would provide for broader representation and participation in the government of the District and would serve to insure a greater degree of continuity in the affairs of the District and would thereby improve the effectiveness of its governing body. The Greenville County Council finds that the request of the Metropolitan Sewer Subdistrict should be granted.

SECTION 2. Change of Size of Commission and Provisions for Staggered Terms: The size of the Metropolitan Sewer Subdistrict Commission is hereby changed from three members to five members each of whom shall be a resident of the District and each appointed by the Governor based upon the recommendation of a majority of the Greenville County Council. The first appointment of the Commission following the effective date of this ordinance shall be for a term of two years for two of the appointees and for a term of four years for the three remaining appointees. Thereafter, each commissioner shall be appointed for a term of four years. In all cases persons holding the office of commissioner shall continue until their successors have been appointed and qualified.

SECTION 3. Vacancies: If a vacancy shall occur in the office of a commissioner by reason of death, resignation or otherwise, such vacancy shall

be filled for the remainder of the unexpired term by the appointment of the Governor upon the recommendation of a majority of the Greenville County Council.

SECTION 4. Effective Date: This ordinance shall be effective upon the date of its adoption.

ADOPTED IN REGULAR MEETING ON THE 4th DAY OF May, 1982.

H Michael Jones
Chairman

Frank Ellenburg
County Administrator

ATTEST:

Mary J. Turner
Clerk