

- (7) The grantee shall bear all costs of furnishing flagging protection, warning devices and inspection services, as well as the costs of restoring the affected area to its original condition.

(b) Fees, charges or water rents.

- (1) In consideration for the granting of such easements by the County, the grantee shall pay to the County such fees, charges, or portions of fees and water rents as shall be from time to time established by the County Council.
- (2) Initial fees, charges, water rents or portions thereof shall be those as are in force and effect at the time the easement is granted and shall be remitted to the County Finance Department on a monthly basis.
- (3) Prior to any increase in fees, charges or water rents, at least thirty (30) days' notice prior to the effective date shall be given to those grantees so affected.
- (4) Any grantee affected by any such increase may request a hearing by County Council or its duly authorized representative, provided such hearing is requested in writing within twenty (20) days of the giving of notice as required in subsection (b)(3) of this Section.
- (5) Such request for hearing shall stay the implementation of such increase for an additional fifteen (15) days beyond the thirty-day notice period, but thereafter such increase shall go into effect and so continue until such time as changed by County Council, general law, or a court of competent jurisdiction.
- (6) Such increase as is collected subsequent to such request for hearing shall be placed in escrow pending a ruling by County Council. In the event of a reduction of the increase, such difference shall be refunded to the grantee.
- (7) Only that increase collected from a grantee that has requested a hearing shall be so escrowed. Increases collected from grantees that do not request a hearing will not be escrowed.
- (8) In the event County Council, after hearing, refuses to reduce the increase, the funds so escrowed shall immediately revert to the general fund or such other fund as has been designated by County Council.
- (9) In the event the hearing provided for in subsection (b) (4) of this Section is held by the duly authorized representative of County Council, the representative shall report his/her findings and recommendations to County Council within ten (10) working days thereafter.
- (10) The failure of County Council to affirmatively reduce the increase by the second meeting after a receipt of such report shall constitute a ratification of its previous action establishing such increase.

Sec. 1-35. Adoption not to constitute waiver.

(a) The adoption of this chapter shall not be deemed an acceptance of liability nor a waiver of the doctrine of sovereign immunity.

(b) The adoption of this chapter shall not be deemed a waiver of the release clause contained in the standard easement and right-of-way deed.

SECTION II. 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 III. Conflicting Ordinances Repealed. This ordinance replaces ordinance number 75 in its entirety, and all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall go into effect upon its adoption by the Fairfield County Council.

ADOPTED THIS 25th DAY OF April, 2011 BY ORDER OF
THE FAIRFIELD COUNTY COUNCIL.


David L. Ferguson, Chairman

ATTEST:


Shryll M. Brown, Clerk to Council

**Attachment A
Fairfield County
Road Priority List**

Type	List	Road Name	District	Location	Length	Total Points
D/G	*	Taylor Lane, 2	1	SC 34 to Smyrne Rd Kershaw Co	0.85	154
D/G	*	Macedonia Church Rd	1	US 21 to Dead end	1.55	53
D/G		Ashley Oaks Road	1	US 21 to Dead end	0.50	50
D/G	*	Ridgehill Road	1	Boney Rd to Dead end	0.50	50
D/G	*	Bell Oaks Road	1	End of pavement off Longtown Rd to Dead end	0.95	45
D/G		Angle Drive, 1	1	US 21 to Dead end	0.15	40
D/G	*	Brachen Drive	1	Old 21 Rd to Dead end	0.40	40
D/G	*	Brantley Avenue	1	Smallwood Rd to Cul de sac	0.25	40
D/G		Regatta Drive	1	Bellfield Rd to Dead end	0.20	40
D/G		South Cub Lane	1	Centerville Rd to Richland Co Line	1.00	40
D/G	*	Dixie Drive	1	Bellfield Rd to Dead end	0.21	39
D/G		East Broad Street	1	SC 34 to Dead end	0.20	35
D/G	*	Cedar Rock Road	1	Boney Rd to Cul de sac	0.50	30
D/G	*	Derrick Lane	1	Boney Rd to Dead end	0.35	30
D/G	*	Harrison/Johnson Road	1	Longtown Rd to Longtown Rd	0.40	30
D/G	*	Lodge Road	1	Longtown Rd to Dead end	0.60	30
D/G	*	Phoenix Drive	1	Centerville Rd to Dead end	0.30	30
D/G	*	Rice Fields Road	1	Longtown Rd to Dead end	0.90	30
D/G		Shagbark Road	1	Smallwood Rd to Dead end	1.05	30
D/G	*	Smith Lane	1	US 21 to Dead end	0.25	30
D/G	*	Stone Ridge Road	1	Action Lane to Dead end	0.80	30
D/G	*	Thorntree Lane	1	Bellfield Rd to Dead end	0.25	30
D/G		Valencia Road, 1	1	Hope Rd to Pavement (S-40-420)	1.70	30
D/G	*	Taylor Lane, 1	1	SC 34 to SC 34	0.80	28
D/G	*	Wood Duck Road	1	Park Rd to Ballfield Rd	0.90	28
D/G	*	Flint Hill Road	1	White Oak Church Rd to Pavement (State)	2.90	25
D/G		Bellfield Road Spur, 1	1	Bellfield Rd to Dead end	0.23	25
D/G	*	Blue Sky Lane	1	Park Rd to Dead end	0.26	25
D/G	*	Branham Lane	1	Centerville Rd to Dead end	0.10	25
D/G		Cherry Hill Road	1	Park Rd to Dead end	0.18	25
D/G		Deer Valley Drive	1	Longtown Rd to Dead end	0.28	25
D/G	*	Harmony Circle	1	Mood Harrison Rd to Mood Harrison Rd	0.50	25
D/G		Ridge Top Lane	1	Blink Bonnie Rd to Dead end	0.23	25
D/G		Robertson Drive	1	Bellfield Rd to Dead end	0.18	25
D/G	*	Hope Road	1	US 21 to Pavement (State Rd 20-424)	3.70	22
D/G		Auxiliary Lane	1	Carolina Dr to Dead end	0.08	20
D/G	*	Frisco Lane	1	SC 34 to Dead End	0.08	20
D/G		Inspiration Drive	1	Bellfield Rd to Dead end	0.30	20
D/G	*	Langley Circle	1	Centerville Rd to Centerville Rd	0.28	20
D/G		Love Lane	1	Old Belton Rd to Old Belton Rd	0.15	20
D/G		Murphy Trail	1	Centerville Rd to Dead end	0.50	20
D/G	*	Pleasant Hill Court	1	Pleasant Hill Lane (State) to Dead end	0.30	20
D/G		Reese Lane	1	Smallwood Rd to Dead end	0.30	20
D/G		Angle Drive, 2	1	Catawba Rd to Catawba Rd	0.32	15
D/G		Canty Circle	1	Park Rd to Park Rd	0.09	15
D/G	*	Deck Drive	1	Bellfield Rd to Dead end	0.06	15
D/G		Dover Drive	1	Smallwood Rd to Dead end	0.37	15
D/G	*	Freedom Lane	1	Bellfield Rd to Dead end	0.22	15
D/G	*	Hawk Lane	1	US 21 to Dead end	0.10	15
D/G	*	Old Belton Road	1	Longtown Rd to Dead end	1.25	15
D/G		Serenity Lane	1	Flint Hill Rd to Dead end	0.12	15
D/G		Veterans Drive	1	Longtown Rd to Dead end - VFW Post	0.10	15
D/G		Adventure Lane	1	US 21 to Dead end	0.20	10
D/G		Branch Lane	1	Longtown Rd to Dead end	0.05	10
D/G	*	Branham Trail	1	Branham Rd to Dead end	0.17	10
D/G		Broach Lane	1	US 21 to Dead end	0.15	10
D/G		Brymer Lane	1	E Broad St to Dead end	0.12	10
D/G	*	Butler Drive	1	Park Rd to Dead end	0.15	10
D	*	Diamond Lane	1	Bell Field Rd to Longtown Rd	0.45	10
D/G	*	Outback Drive	1	Longtown Rd to Dead end	0.12	10
D/G		Pine Hill Road	1	Longtown Rd to Cul de sac	0.63	10

**Attachment A
Fairfield County
Road Priority List**

Type	List	Road Name	District	Location	Length	Total Points
D/G		Scarlet Lane	1	US-21 to Dead end	0.06	10
D/G		Tupelo Road	1	Shagbark Rd to Dead end	0.17	10
D/G		Water Leaf Drive	1	Old 21 Rd to Dead end	0.35	10
D/G		Action Lane	1	Macedonia Church Rd to Stone Ridge Rd	0.06	5
D/G	*	Autumn Drive	1	SC 34 to Dead end	0.15	5
D/G		Bellfield Road Spur, 2	1	Bellfield Rd to Dead end	0.55	5
D/G	*	Blazing Star Circle	1	Old 21 Rd to Dead end	0.40	5
D/G	*	Dew Drop Drive	1	Wood Duck Rd to Dead end	0.34	5
D	*	Mt. Hope Road	1	Rt. 34 to East Peach Rd	1.90	5
D/G		Pace Lane	1	Wood Duck Rd to Dead end	0.10	5
D/G		Rush Lane	1	Smallwood Rd to Dead end - Gate	0.20	5
D/G		Thistle Drive	1	Old 21 Rd to Dead end (Gate)	0.75	5
D/G		Valencia Road, 2	1	State Rd (s-40-420) to State Frontage Rd	1.40	5
D		Old 21 Road, 1	1	US 21 to Hope Rd	1.23	0
D/G	*	Cottonwood Road	1	Blink Bonnie Rd to Dead end	0.45	0
D/G	*	Elbow Circle	1	SC 34 to Dead end	0.40	0
D/G	*	Longridge Road	1	Longtown Rd to Camp Longridge	0.25	0
D		Short Road	1	Bell Oaks Rd to Dead end	0.10	0
D/G		Spinner Drive	1	Old 21 Rd to Dead end	0.70	0
District Total					40.34	

**Attachment A
Fairfield County
Road Priority List**

Type	List	Road Name	District	Location	Length	Total Points
D/G	*	Shangri-La-Drive	2	Wateree Rd to Dead end	2.30	165
D/G	*	Great North Road	2	River Rd to Cul de sac	2.80	137
D		Colonels Circle	2	Antiock Cemetary Rd to Cul de sac	0.07	98
D	*	Antioch Church Road	2	Old Windmill Rd to River Rd	1.75	88
D/G	*	Gibson End Road	2	Catawba Road to US-21	1.10	83
D/G	*	Colonel Creek Drive	2	River Rd to Dead end	0.55	80
D/G		Timberlane Circle	2	Shangri-La-Drive to Timberlane Dr-pavement	2.10	74
D/G	*	Dovewood Road	2	Wateree River Rd to Waters Edge (North & South)	0.60	68
D	*	Taylor's Creek Road	2	Wateree River Rd to Cul-de-sac - Boat Landing	0.60	68
D/G	*	Smalls Chapel Road	2	Smalltown Rd to SC-200	1.75	60
D/G	*	Quarry Road	2	Raintree Rd to US 21	0.50	55
D/G		Wateree Creek Valley	2	Wateree Rd to Dead end	0.89	50
D/G		Rion Circle	2	Wateree Estates Rd to Cul de sac	0.25	45
D/G	*	Morninglow Drive	2	South Waters Edge to Dead end	0.30	43
D/G	*	Hidden Circle Lane	2	Rolling Hills Rd to Cul de sac	0.36	40
D/G	*	Windemere Drive	2	Dovewood Rd to Dead end	0.40	40
D/G	*	Against The Wind	2	Longtown Rd to Longtown Rd	0.37	35
D/G	*	Honeysuckle Lane	2	SC 200 to Robinson Ave	0.25	35
D/G	*	South Waters Edge Road	2	Dovewood Rd to Dead end	0.40	35
D/G		Pedal Drive	2	Peary Ridge Road to Dead end	0.08	30
D/G	*	Pineneedle Lane, 1	2	SC 34 to Dead end	0.24	30
D/G		Skylark Drive	2	Smalltown Rd to Dead end	0.10	30
D/G	*	Flint Hill Road	2	White Oak Church Rd to Pavement (State)	2.90	25
D/G	*	Goat Hill Road	2	Rockbridge Rd to Island Rd	0.75	25
D/G	*	Goldcrest Drive	2	Old Douglas Rd to Dead end	0.48	25
D/G	*	Island Road	2	Rockbridge Rd to Dead end	0.90	25
D/G	*	King Drive	2	Old Harden Rd to Dead end	0.30	25
D/G	*	Lakeshore Road	2	Water Creek Valley to Dead end	0.35	25
D/G	*	Meadow Lou Lane	2	SC 34 to Dead end	0.42	25
D/G		Point Lane	2	Molly Circle to Dead end	0.10	25
D/G		Village Lane Drive	2	Catawba Rd to US-21	0.28	25
D/G	*	Wild Dogwood Road	2	Wateree Estates Rd to Dead end	0.50	25
D/G		Wrangler Drive	2	Peay Ridge Road to Dead end	0.45	25
D/G	*	Windward Lane	2	Kingfisher Dr to Dead end	0.07	23
D/G	*	Cedar Point Road	2	Wateree Rd to Dead End @ pavement driveway	0.25	22
D/G	*	Blue Bird Lane	2	Wateree Creek Valley to Dead end	0.08	20
D/G	*	Cammack Road	2	SC 34 to Old Douglas Rd	1.64	20
D/G	*	Duck Cove Lane	2	Pinehurst Dr to Dead end	0.10	20
D/G	*	Flat Rock Lane	2	Rolling Hills Rd to Dead end	0.05	20
D/G	*	Little Point Lane	2	Rickbridge Rd to Dead end	0.22	20
D/G		Longview Lane	2	Rolling Hills Rd to Dead end	0.04	20
D/G	*	North Waters Edge	2	Dovewood Rd to Dead end	0.12	20
D/G	*	Pineneedle Lane, 2	2	Smallwood Rd to Cul de sac	0.10	20
D/G		Pinetop Road	2	SC 34 to Dead end	0.20	20
D/G	*	Rainbow Cove Road	2	Rock Point Circle to Dead end	0.10	20
D/G	*	Old Turner Road	2	Old Airport Rd to Old Douglas Rd	1.25	15
D/G	*	Celtic Lane	2	Jackson Creek Rd to Dead end	0.20	15
D/G		Collins Lane	2	US-321 to Dead end	0.05	15
D/G	*	Debutary Road, 2	2	Catawba Rd to Dead end-bridge out	1.60	15
D/G		Green Acres Road	2	Deer Run Rd to Dead end	0.07	15
D/G	*	Hideaway Point	2	Rolling Hills Rd to Dead end	0.05	15
D/G		Kodiak Drive	2	US 21 to Durham Place Rd	0.20	15
D/G	*	Lazy Lane	2	King Fisher Dr to Dead end	0.10	15
D/G		Nascar Drive	2	Ramsey Rd to Dead end	0.18	15
D/G		Pelly Road	2	Wild Dogwood Rd to Wateree Estates Rd	0.15	15
D/G	*	Rabbit Run	2	Old Chester Rd to Dead end	0.25	15
D/G		Sacred Lane	2	Durham Place Rd to Dead end	0.06	15
D/G		Stork Lane	2	Smalltown Rd to Dead end	0.05	15
D/G		Swallow Lane	2	Smalltown Rd to Dead end	0.05	15
D/G		Venice Drive	2	Old Airport Rd to Dead end	0.20	15
D/G		Orlando Lane	2	Timberlane Circle to Dead end	0.05	13
D/G	*	Caughman Lane	2	SC-200 to Dead end	0.45	10

**Attachment A
Fairfield County
Road Priority List**

Type	List	Road Name	District	Location	Length	Total Points
D/G		Century Drive	2	Molly Creek Rd to Dead end	0.05	10
D/G	*	Funderburk Trail	2	US-21 to Dead end	0.13	10
D/G	*	Hazel Road	2	Durham Place Rd to Dead end	0.15	10
D/G		Holly Place Court	2	Pelly Rd to Cul de sac	0.09	10
D/G		McFadden Lane	2	Longtown Rd to Dead end	0.15	10
D/G		Poetic Drive	2	SC 34 to Dead end	0.40	10
D/G		Runic Circle	2	Waterree Estates Rd to Waterree Estates Rd	0.09	10
D/G	*	Smooth Rock Point	2	Rockbridge Rd to Dead end	0.22	10
D/G		Softwood Lane	2	Jackson Creek Rd to Dead end	0.22	10
D/G		Tallow Road	2	Goat Hill Rd to Cul de sac	0.36	10
D/G		Teal Lane	2	Ramsey Rd to Dead end	0.06	10
D/G		Trinity Drive	2	End of pavement to Dead end	0.07	10
D/G		Wild Dogwood Lane	2	Wild Dogwood Rd to Dead end	0.12	10
D/G	*	Rattlesnake Road	2	Rockbridge Rd to Dead end	0.45	8
D		Alder Road	2	US 21 to Roller Coaster Rd	0.15	5
D/G		Barber Trail	2	Durham Place Rd to Dead end	0.10	5
D/G		Clemmer Road	2	Waterree Rd to Dead end	0.19	5
D/G	*	Great North Road Spur	2	Great North Road to Dead end	0.18	5
D/G	*	Hickory Nut Lane	2	Westshore Dr to Dead end	0.04	5
D/G	*	Inlet View Road	2	Waterree Creek Valley to Dead end	0.07	5
D/G		Roller Coaster Road	2	Durham Place Rd to US 21	0.30	5
D/G		Saints Drive	2	Timberlane Circle to Dead end	0.08	5
D/G	*	White Oak Church Road	2	Waterree Estates Rd to Beginning of pavement (State)	3.40	5
D/G	*	Old Airport Road	2	end of pavement to Jackson Creek Rd	1.20	0
D/G		Catawba Road	2	End of pavement to Cul de sac	0.35	0
D/G	*	Debutary Road, 1	2	Waterree Rd to Dead end-bridge out	2.15	0
D/G		Doe Run Lane	2	Molly Creek Circle to Boat ramp	0.10	0
D	*	Indian Hook Road	2	River Rd to Dead end	2.15	0
D	*	Ladds Ferry Road	2	Shangri-La-Rd to Waterree Rd	0.60	0
D	*	Old Brick Store Road	2	Longtown Rd to River Rd	3.30	0
D/G		Persimmon Fork Road	2	Syrup Mill Rd to Richland Co Line (Muller Rd)	0.50	0
D/G		Pine Ridge Lane	2	Jackson Creek Rd to Dead end @ Church	0.21	0
D	*	Rochelle Creek Road	2	Longtown Rd to Dead end	3.90	0
D/G		Waterree River Road Connector	2	Waterree Rd to River Rd	0.20	0
D/G	*	White Pine Road	2	Morninglow Drive to Dead end	0.30	0
District Total					55.15	