



CITY COUNCIL MEETING

MONDAY, NOVEMBER 16, 2020 | 7:00 PM

City Council will meet at 7:00 p.m. in Mauldin City Hall Council Chambers, 5 East Butler Road

Please note that members of the public may attend this meeting in-person but are encouraged to participate remotely through Zoom. Please visit the City's website at <https://cityofmauldin.org/your-government/meeting-minutes-agendas/> to access the meeting via audio and videoconferencing.

AGENDA

- 1. Call to Order** Mayor Terry Merritt
 - a. Invocation
 - b. Pledge of Allegiance
 - c. Welcome

- 2. Proclamations and Presentations**
 - a. Certificate of Recognition for Maggie Mauldin
 - b. Small Business Proclamation
 - c. Introduction of Local Small Businesses
 - d. Audit Presentation

- 3. Reading and Approval of Minutes** Mayor Terry Merritt
 - a. City Council Meeting –October 19, 2020

- 4. Public Comment**

- 5. Report from City Administrator** Brandon Madden

- 6. Reports from Standing Committees**
 - a. Finance and Policy (Chairperson Reynolds)
 - b. Public Safety (Chairperson King)
 - c. Public Works (Chairperson Kraeling)
 - d. Economic Planning and Development (Chairperson Matney)
 - e. Building Codes (Chairperson Kuzniar)
 - f. Recreation (Chairperson Black)

- 7. Unfinished Business Ordinances- None**

- 8. New Business**
Ordinances
 - a. An ordinance to provide for the annexation of a portion of real property owned by Jan and Ronald Rigsby, and located at 237 Greenbriar Drive by one hundred percent petition method; and to establish a zoning classification of R-10, Residential, for said property Councilor Kuzniar

 - b. An ordinance to establish the standards for the placement of small wireless facilities in covered areas in the City of Mauldin, South Carolina; and for other purposes Councilor Kuzniar

Standing Committee Items

- c. Project Pickle Councilor Matney
- d. FY2021 Road Paving List Councilor Kraeling
- e. Motion to enter into Executive Session to Consider Contractual Matter related to Construction Administration Services as allowed by State Statute Section 30-4-70 (a)(2) Councilor Kraeling
- f. Possible action on items discussed in executive session

Committee of the Whole Items

- 9. Public Comment** Mayor Terry Merritt
- 10. Council requests** Mayor Terry Merritt
- 11. Adjournment** Mayor Terry Merritt



PROCLAMATION

Whereas, the government of Mauldin, South Carolina celebrates our local small businesses and the contributions they make to our local economy and community; according to the United States Small Business Administration, there are 30.7 million small businesses in the United States, they represent 99.7% of all firms with paid employees in the United States, are responsible for 64.9% of net new jobs created from 2000 to 2018; and

Whereas, small businesses employ 47.3% of the employees in the private sector in the United States, 62% of U.S. small businesses reported that they need to see consumer spending return to pre-COVID levels by the end of 2020 in order to stay in business, 65% of U.S. small business owners said it would be most helpful to their business to have their “regulars” return and start making purchases again, and three-quarters of U.S. consumers are currently looking for ways to Shop Small® and support their community; and

Whereas, 96% of consumers who shopped on Small Business Saturday® agree that shopping at small, independently-owned businesses supports their commitment to making purchases that have a positive social, economic, and environmental impact and 97% of consumers who shopped on Small Business Saturday agree that small businesses are essential to their community; and

Whereas, 95% of consumers who shopped on Small Business Saturday reported the day makes them want to shop or eat at small, independently-owned businesses all year long, not just during the holiday season; and

Whereas, the City of Mauldin supports our local businesses that create jobs, boost our local economy, and preserve our communities; and

Whereas, advocacy groups, as well as public and private organizations, across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

Now, Therefore, I, Terry Merritt, Mayor of the City of Mauldin, South Carolina, do hereby proclaim, November 28, 2020, as:

SMALL BUSINESS SATURDAY

And urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

Terry Merritt, Mayor



**Minutes
City Council Meeting
October 19, 2020
7:00 p.m.**

Meeting Location: Mauldin City Hall

Members present: Mayor Terry Merritt, Council members Taft Matney, Carol King, Jason Kraeling, Dale Black, Michael Reynolds, and Diane Kuzniar. City Administrator Brandon Madden and City Attorney John Duggan were also present.

1. Call to Order

Mayor Terry Merritt

- d. Invocation- Councilman Reynolds
- e. Pledge of Allegiance- Councilman Reynolds
- f. Welcome- Mayor Merritt

2. Proclamations and Presentations

- b. K9 Paco Proclamation- Mayor Merritt read K9 Paco's proclamation
- c. Red Ribbon Proclamation- Mayor Merritt read the Red Ribbon proclamation

3. Reading and Approval of Minutes

Mayor Terry Merritt

- a. City Council Meeting –September21, 2020

Action: Councilman Black made a motion to approve the minutes with Councilwoman King seconding. Mayor Merritt made a correction of a typo on page 8 of the minutes.

Vote: With the change in the minutes, the vote was unanimous (7-0).

4. Public Comment- None

5. Report from City Administrator- None

Brandon Madden

Reports from Standing Committees

- a. Finance and Policy (Chairperson Reynolds)- Chairman Reynolds mentioned the three items coming up for consideration on the Council agenda tonight.
- b. Public Safety (Chairperson King)
- c. Public Works (Chairperson Kraeling)
- d. Economic Planning and Development (Chairperson Matney)
- e. Building Codes (Chairperson Kuzniar)

f. Recreation (Chairperson Black)

7. Unfinished Business Ordinances – None

8. New Business

Standing Committee Items

a. Amendment to the Purchasing Policy

The City of Mauldin purchasing policy was adopted in December 2007 and has had subsequent revisions in 2016, 2017 and 2019. Currently, the policy mandates that purchases greater than \$25,000 follow a formal Bid procedure. As part of that procedure, advertisement is required. The policy states that, “All purchases...shall be publicly advertised at least once in a newspaper of general circulation in the city at least five (5) calendar days prior to the date established for receipt...” Additionally, the policy eliminates this requirement for professional services.

Additionally, City Ordinance Sec. 2-304. - Award to lowest bidder; advertising; when required., states that, “Newspaper notices, when required by the procedures manual, shall include a general description of the articles or services to be purchased, and shall state where specifications may be secured and the time and place for opening the bid.”

Newspapers have been a critical part of the American news landscape, but they have been hit hard as more and more Americans consume news digitally. Since the year 2000, newspaper readership has declined 51% (2019 - *Pew Research Center*).

However effective this publication requirement was, it is now less than half as effective. The advent of the information age has allowed for goods and services to be searched nationwide and prices to be obtained instantly. The ultimate goal of obtaining exactly what is budgeted for, at the lowest price, can be accomplished instantly on a computer.

Action: Chairman Reynolds made a motion to approve the purchasing policy change. Councilwoman King seconded the motion.

Vote: The vote was unanimous (7-0).

b. Amendment to the Vehicle Policy

This amendment would add a gas card section to the vehicle policy. The current City gas card program is administered by way of custom and practice. The current custom and practices for the program have been updated and formalized into a policy that is incorporated into the City's current vehicle use policy.

This will allow for a formal document that can be shared with and reviewed by all gas card users to make sure they are using the cards properly. Also, this will allow for the implementation of measures to improve the current internal controls and prevent misuse of the gas cards.

Action: Chairman Reynolds made a motion to approve the vehicle policy change. Councilwoman Kuzniar seconded the motion.

Vote: The vote was unanimous (7-0).

c. 206 Libby Lane Demolition

During the historic flooding event in 2015, multiple structures along Libby Lane that were located in the FEMA (Federal Emergency Management Authority) flood zone sustained significant flood damage. Following the event, the City engaged hazard mitigation consultant Jeff Ward & Associates to manage the purchase and demolition of those properties through a FEMA hazard mitigation grant program.

During the original scope of work in 2017, 206 Libby Lane was not able to be purchased and demolished. Subsequently and prior to the closing of the grant program, FEMA announced additional funds that would allow the city to purchase and demolish the site.

No new funding is being requested. The matching funds needed total \$20,000. \$29,237 is available in

the FY2021 budget for this available for this project.

Action: Councilman Reynolds made a motion to demolish 206 Libby Lane. City Administrator Madden noted a typo on the Council agenda that reflects 26 Libby Lane. The property to be demolished is 206 Libby Lane. Councilwoman King seconded the motion.

Vote: The vote was unanimous (7-0).

d. Discussion on Boards and Commission Appointment Procedure

Chairwoman Kuzniar opened this item up for discussion. Councilman Matney said it bothers him that some applicants say if they are not appointed to the Planning Commission, they will apply for the Zoning Board as second choice. The Zoning Board is a quasi-judicial arm of the City, a powerful governmental entity and should be treated with the dignity it deserves. In the future, he would like the commission and board applications to be separate.

Councilman Matney said he would also like to have the opportunity to talk to the candidates to gauge their interest and qualifications. He would like them to come to the Council meetings. The City's future is being decided by these boards and commissions. He appreciates the discussion tonight so that an actionable item can be brought to committee.

Councilwoman King said looking at this application process is overdue. It is beneficial for committee members to conduct an interview and also allow the candidates to be aware of what they are applying for. Councilman Reynolds said restrictions on qualifications also limits the pool of candidates and he would like an approach that helps us seek out people to serve. Mayor Merritt added that these boards do take an amount of understanding of the future of the City and the development process. As Mr. Matney pointed out, the ZBOA is a quasi-judicial body and an important board. He likes what Mr. Dyrhaug has presented.

No action was needed on this item.

e. Extension of Agreement with SC Dept of Corrections

This extends our current contract so if we are able to utilize inmates again after COVID, we will have the contract in place.

Action: Chairman Kraeling made a motion to extend our agreement with DOC. Councilwoman King seconded the motion.

Vote: The vote was unanimous (7-0).

f. Lighting Agreement with Laurens Electric

Residents on Basswood Drive have complained about not having sufficient lighting. Laurens Electric performed a lighting survey and they indicated there are some dark areas. The City will pay an additional \$13.84 per month for the new lighting. The property owners where the streetlight will be installed have been notified.

Action: Chairman Kraeling made a motion to accept the Laurens Electric agreement with Councilwoman King seconding.

Councilman Black said there is a place for a term in the contract. What should the time period be, 10 years, 20 years? He said he doesn't remember discussing this on our other lights and that there must not be a timeframe for them. Mr. Madden said the City will be responsible for the bill payments unless an HOA takes them over and this agreement will last as long as the payments are made.

Councilwoman Kuzniar asked if we are a member of Laurens Electric Cooperative. Mr. Madden said he believes so. There is an extra \$5.00 charge if the City is not.

Action: Chairman Kraeling amended his motion to add that staff be allowed to negotiate an appropriate time frame for the lighting. Councilman Black seconded the motion to amend.

Vote: The vote on the amendment was unanimous (7-0). The vote on the motion as amended was unanimous (7-0).

g. West Butler Road Traffic Signal Agreement

Action: Chairman Matney made a motion that upon final approval by legal counsel, we approve the contract with Fore Properties, LLC for the traffic signal agreement. Councilwoman Kuzniar seconded the motion.

Chairman Matney said the developer is applying for funding assistance from the County and the City will not fund the project. The City is acting as an escrow agent through the County Transportation Committee.

Vote: The vote was unanimous (7-0).

h. Agreement for Improvements to Old Laurens Road (Pages Councilor Matney)

Action: Chairman Matney made a motion contingent on approval of legal counsel, that Council accept the agreement with Access 100 for the improvements to Old Laurens Road. Councilman Kraeling seconded the motion.

Chairman Matney said Access 100 is developing property within the City. There is a part of Old Laurens Road that needs to be repaired. This is similar to the above agreement where the City will not fund the project and will act as an escrow agent through the County Transportation Committee.

Vote: The vote was unanimous (7-0).

Action: Councilman Matney made a motion to consider items 8 i through 8l informally. Councilman Reynolds seconded the motion.

Vote: The vote was unanimous (7-0).

Committee of the Whole Items

i. Project Crustacean

Action: Councilman Matney made a motion to enter into an agreement to allow Pop's Cabin Creamery to lease the Gosnell Cabin. Councilman Kraeling seconded the motion.

Vote: The vote was unanimous (7-0).

j. Contractual Matter- Centerpoint

Action: Councilman Matney made a motion to approve an agreement with Centerpoint Land, LLC to retain qualified personnel to conduct inspections, acceptance testing and project material certification in conformance with South Carolina Department of Transportation's Quality Acceptance Sampling and Testing Guide for the construction of the Pedestrian Bridge. Councilman Kraeling seconded the motion.

Councilman Reynolds added there would be no financial impact to the City.

Vote: The vote was unanimous (7-0).

k. Motion to enter into Executive Session to Consider a Contractual Matter Related to Diversity and Inclusion Training as allowed by State Statute Section 30-4-70 (a) (2)

Action: Councilman Matney made a motion to go into executive session as stated above. Councilwoman King seconded the motion.

Vote: The vote was unanimous (7-0).

l. Possible action on items discussed in executive session

Mayor Merritt reconvened the meeting. Councilman Matney reported no decisions were made and no action taken in executive session.

Action: Councilman Reynolds made a motion to authorize the Mayor to sign a contract with Sharp Brain Consulting for diversity and inclusion training. Councilman Matney seconded the motion.

Councilman Reynolds said there is a funding source already for this done through a budget amendment at the last council meeting.

Vote: The vote was unanimous (7-0).

9. Public Comment

Mayor Terry Merritt

- a. Clarence Thornton: I am Minister Clarence Thornton from Greenville, South Carolina. I am here to talk about Mr. Black still needing to step down. I am going to read from my Bible. We all tend to want to quote the Bible. Proverbs 6:16 says these six things do the Lord hate. There are six things the Lord hates, seven that are detestable to him: a proud look, a lying tongue, hands that shed innocent blood, a heart that devises wicked imaginations, feet that are quick to rush into mischief, a false witness who pours out lies and person who stirs up discord. These are six things the Lord hates- an abomination.

When you make comments that the NAACP is a terrorist group- they haven't been a terrorist group to anybody. They have not gone into a church and killed anybody. You can't name an incident in which they have killed anyone, and it is really appalling that someone would make a comment and say something like that. Jesus said in John 8:36, no liar would get into the kingdom of Heaven. Matthew 12:36, every word you say will be judged. What goes in a man's mouth defines a man. Not what goes in, but what comes out. Those words came out of your mouth.

We know Western Carolina expelled 5 people because of racist comments. Kyle Larson got suspended from NASCAR for racist words. My question is if it wasn't racism, why were you on a racist site making racist comments? Also, you talked about our President. He is making racism more prominent in this country. Lindsay Graham is talking about the good old days of segregation. All these people grew up in segregated times. All of the people who came out in support lived in segregated times. Yes, we do have a problem in America, with the last vestiges of segregation trying to rear its evil head again.

NAACP, Karl Allen, Black Lives Matter, black, white, red people of all color from the community and the neighborhood. Martin Luther King said injustice anywhere affects justice everywhere. Why is this important? Mauldin is an annex of Greenville, so it not only affects the City of Mauldin, but also Greenville County. I met Tywanza Sanders, she is the mother of the son that died trying to protect her in Emmanuel 9. We had a Black Lives Matter event downtown and she came. It would behoove this Council to sit down and talk to her. Ask her about the Confederate flag. A person came in that had a Confederate belief and you will understand how important this is. She talked about how her son died to save her and another child's life.

The NAACP doesn't carry the Confederate flag, but yet you compare them to the Confederates. Racist people take good organizations and castigate their character. They use fear to make people hate the NAACP. Those actions are severe. It is a reflection on Greenville County. You annex with Greenville. It is a reflection. They will try to minimize things and say let's go back to business as usual. Well, Emmett Till was murdered because someone told a lie. Let's go with Andy and Christian Cooper, he could have been killed because a woman got on the phone and said a black man is trying to kill me. He was trying to tell her, ma'am, you need to have your dog on a leash. John 8:6, who the Son set free is free indeed. God delivered black Americans from slavery and people are trying to push black people into slavery. 200,000 people are dead because some people think it is ok to put black people back into slavery or go back to the good

old days as Lindsay Graham would say. Thank you.

- b. Joel Ann Chandler: I am Joel Ann Chandler, 125 Bridges Road. I am the owner of the Open-Air Market on the corner of East Butler Road and Corn Road. Recently I received a letter from DOT talking about a new project. I had a meeting with them a couple of weeks ago. Basically, what they want to do is take away my entrance and up to 20 feet of my parking lot, which would close the market down. This is for a second turn lane from Bridges Road. They just spent several million dollars improving the intersection. Bridges Road has a right turn lane, a left turn lane, a center lane, and a bike lane. The market has been in business for close to 40 years. We are an essential business to thousands of people. The market started from nothing. We have been running a tractor trailer since 1999. I am in Columbia twice a week loading the tractor trailer with produce. We have many elderly, disabled people, mothers with young children who will have no access to the market and cannot walk long distances. They should not be penalized. We are open every day except Christmas Day at least until 8:00 p.m.

I buy everything I can from SC farmers, and we have numerous local vendors in the market. If there is anyone here that hasn't been to the market, I invite you to come out and take a tour of the place any time. Normally the parking lot is full. Not having the access will shut the place down. I hope DOT takes into consideration this market and like I said, if there was an essential business, a lot of times the produce is picked in the morning and available to customers that afternoon. We cater to our customers. They are very important to us whether they buy a piece of bubble gum or a tractor trailer load. They are very important to us. We have people from every nationality and people who have been coming since the market opened. We also have new people come in every day. It puts a lot of money in the economy and help keep people healthier. We have local honey, which is good for allergies, elderberry syrup which is good for the immune system. We support numerous local business, and we have hot boiled peanuts. What would a Clemson or Carolina game be without hot boiled peanuts? We deliver pine needles. This has been an asset, especially right now when people can't get out. People are getting pine needles delivered so they can work in their yards. With all of this uncertainty, we need constants we can count on. We can always count on God to be there for us, and to have the market to shop at to get whatever they need. It doesn't need to be shut down to put another turn lane on Butler Road.

10 Council requests

Councilman Matney said he was at the market last week with a County Council member and asked Ms. Chandler to provide the diagram from DOT. This is appalling. DOT has already taken a large part of her property and now they are coming after her again. This is not the plan that Council previously approved. He is asking that Council urge DOT to work with our County Council representatives and Legislative Delegation members to find a solution that doesn't affect her property. This is an unneeded turn lane. DOT already had a bite at the apple, and they should be stopped from getting another bite. Not just for her, but individual property rights.

Joel Ann Chandler: Let me add that East Butler is not going to be widened all the way down, just past my property. We should help small businesses and do everything we can, not try to destroy them.

Mayor Merritt said he had some preliminary schematics and would have them available if any citizen would like to look at them.

Councilman Reynolds thanked the Mayor and Mr. Putnam for vetting several consultants for the diversity and inclusion training. He appreciates the efforts. Councilman Reynolds also said he appreciates the citizens helping us navigate through the process.

There is an election coming up and Councilman Reynolds encouraged everyone to go out and vote.

11. Adjournment- Mayor Merritt adjourned the meeting at 8:30 p.m.

Respectfully Submitted,

**Cindy Miller
Municipal Clerk**

CITY COUNCIL AGENDA ITEM

MEETING DATE: November 16, 2020

AGENDA ITEM: 8a

TO: City Council

FROM: Business & Development Services Director, David C. Dyrhaug

SUBJECT: Annexation of Rigsby Property at Greenbriar Drive
*** **FIRST READING** ***

OWNER(S):	Jan and Ronald Rigsby
APPLICANT:	Doug Hunt, RP&L, LLC
TAX MAP NUMBER(S):	Part of 0573.02-01-001.00
LOCATION:	At Greenbriar Drive (part of 237 Greenbriar Drive)
CURRENT ZONING:	R-S (County)
REQUESTED ZONING:	R-10, Residential
SIZE OF PROPERTY:	Approx. 0.87 acres
CONTIGUITY:	This tract is directly adjacent to property owned by Don Turner that was annexed into the City of Mauldin on Nov. 19, 2018

REQUEST

The City of Mauldin has received a signed petition requesting the annexation of a tract of land pursuant to South Carolina Code of Laws Section 5-3-150. This petition includes approximately 0.87 acres owned by Jan and Ronald Rigsby, and is located at 237 Greenbriar Drive.

The applicant, RP&L LLC, has requested that this tract be zoned R-10, Residential, upon annexation into the City of Mauldin. The applicant also has the adjacent tract of approximately 20 acres under contract and is planning to develop a single-family residential neighborhood on that tract. The annexation of this subject property containing 0.87 acres will aid in the design and layout of that prospective neighborhood.

HISTORY/BACKGROUND

Although the front portion of this property has a home on it, the back portion of this property which is the subject of this annexation is currently undeveloped. This tract is adjacent to a larger tract of land already in the City of Mauldin (approximately 20 acres) on which the applicant plans to develop a single-family

neighborhood consisting of approximately 78 homes. Homes in this neighborhood are expected to sell in the mid-\$200,000 range.

UTILITIES AND SERVICES

Water and electric utilities are available at this tract. The applicant has purchased an easement for sewer and has worked out an arrangement with ReWa to extend sewer to this tract. This tract is currently located in the Mauldin Fire Service Area and will continue to be served by the Mauldin Fire Department upon annexation.

PLANNING AND ZONING

About the R-10 District

The R-10 zoning designation is a medium density residential district intended to provide single-family living and also encourage diverse functioning neighborhoods that may include various types of residential development with the purpose of providing a balanced and attractive residential area.

R-10 zoning allows a minimum 10,000-square foot lot (comparable density of 4.4 units per acre)[†]

[†] Cluster development standards permit a density up to 5.0 units per acre in exchange for certain neighborhood design provisions.

Comprehensive Plan Analysis

The Future Land Use Map for this tract calls for low-density residential consisting of single family homes in this area. The Future Land Use Map also depicts a neighborhood center in the vicinity of this tract. Neighborhood centers are typically associated with office and light commercial uses. The applicants plans to develop single-family homes are compatible with the Comprehensive Plan and would be an appropriate project adjacent to a future neighborhood center.

Surrounding Development/Zoning

These properties are surrounded by the following zoning and land uses:

Direction	Zoning District(s)	Existing Use(s)
North	R-S (County)	Rural residential development
South	R-10 (City)	Undeveloped (future neighborhood planned)
East	R-10 (City)	Undeveloped (future neighborhood planned)
West	R-10 (City)	Undeveloped (future neighborhood planned)

TIMELINE

On October 22, 2020, staff received the signed petition for the annexation of this tract.

On November 2, 2020, the Building Codes Committee forwarded this annexation to the City Council with a recommendation of approval.

FISCAL IMPACT

The annexation of this tract is not expected to result in any fiscal impact to the City except as far as it aids the design and layout of a prospective single-family neighborhood. The analysis for the prospective neighborhood overall (including 78 homes at a minimum price-point of \$250,000) depicts a positive fiscal benefit to the City (\$77,419 in approximate revenue vs. \$74,683 in approximate cost).

RECOMMENDATION

Consideration this annexation on first reading.

ATTACHMENTS

Annexation Ordinance (maps and petitions attached therein)

ORDINANCE _____ -

AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF A PORTION OF REAL PROPERTY OWNED BY JAN AND RONALD RIGSBY, AND LOCATED AT 237 GREENBRIAR DRIVE (TAX MAP PARCEL: 0573.02-01-001.00) BY ONE HUNDRED PERCENT PETITION METHOD; AND TO ESTABLISH A ZONING CLASSIFICATION OF R-10, RESIDENTIAL, FOR SAID PROPERTY

WHEREAS, Jan and Ronald Rigsby, are the sole owners of record title of a parcel of portion of a parcel of real property containing approximately 0.87 acres, more or less, located at 237 Greenbriar Drive, which property is contiguous to the City of Mauldin and is more particularly illustrated in Exhibit 1 attached hereto; and,

WHEREAS, an Annexation Petition, attached hereto as Exhibit 2, has been filed with the City of Mauldin by Jan and Ronald Rigsby, requesting that the aforementioned property be annexed into the City of Mauldin; and,

WHEREAS, the property to be annexed is contiguous to the City of Mauldin, and is more particularly depicted in Exhibit 1 attached hereto; and,

WHEREAS, Jan and Ronald Rigsby, constitute one hundred (100%) percent of freeholders owning one hundred (100%) of the real property depicted in Exhibit 1 attached hereto; and,

WHEREAS, the proposed zoning of R-10, Residential, is compatible with the surrounding property uses in the area; and,

WHEREAS, the Mayor and Council conclude that the annexation is in the best interest of the property owner and the City;

NOW, THEREFORE, be it ordained by the Mayor and Council of the City of Mauldin that:

1. ANNEXATION: The portion of real property owned by Jan and Ronald Rigsby, and more particularly depicted in the map attached hereto marked as Exhibit 1, is hereby annexed into the corporate city limits of the City of Mauldin effective immediately upon second reading of this ordinance.

2. ZONING ASSIGNMENT: The above referenced property owned is hereby zoned R-10, Residential.

Terry Merritt, Mayor

ATTEST:

Cindy Miller, Municipal Clerk

First Reading: _____

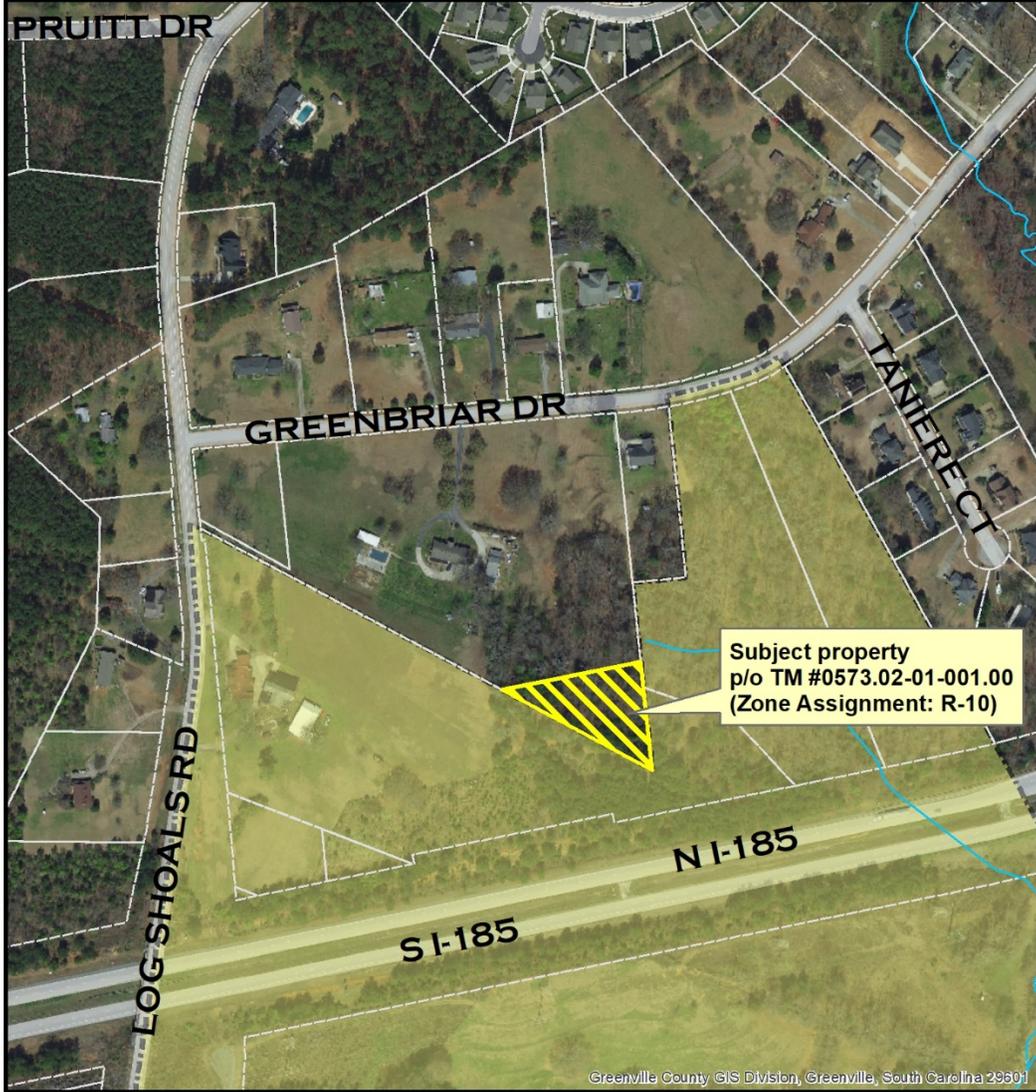
Second Reading: _____

Approved as to Form:

City Attorney

EXHIBIT 1 – ANNEXATION MAP

Rigsby Property Annexation at 237 Greenbriar Drive



Legend

-  Subject Property
-  Mauldin City Limits



Created on October 27, 2020

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EXHIBIT 2 – PETITION

PETITION FOR ANNEXATION OF A PORTION OF REAL PROPERTY OWNED BY JAN AND RONALD RIGSBY, AND LOCATED AT 237 GREENBRIAR DRIVE INTO THE CITY OF MAULDIN BY ONE HUNDRED PERCENT (100%) METHOD

Petitioners, Jan and Ronald Rigsby, are the sole owners [freeholder owning one hundred (100%) percent of the assessed value of real property in the area proposed to be annexed] of a portion of a parcel of real property in Greenville County containing approximately 0.87 acres, more particularly described in the property description attached hereto marked as Exhibit A, and the Property Map attached hereto marked as Exhibit B.

Petitioners hereby petition to annex a portion of their property consisting of 0.87 acres, which is contiguous to the City of Mauldin, into the corporate limits of the City of Mauldin. Petitioners also hereby petition to assign their property the zoning classification of R-10, Residential, as depicted in Exhibit C attached hereto, on the Official Zoning Map of the City of Mauldin.

This Petition is submitted to the City of Mauldin pursuant to the provisions of S.C. Code §5-3-150(3) authorizing the City Council to annex an area by the one hundred percent (100%) method.

This Petition is dated this 22nd day of October, 2020 before the first signature below is attached.

The Petitioners request that the portion of the tract described above and shown on the attached Exhibit A be annexed into the corporate city limits of the City of Mauldin and assign the tracts the zoning classification of R-10, Residential, as depicted in Exhibit C attached hereto.

October 22, 2020
Date

By: Jan S. Rigsby
Jan S. Rigsby, Owner

By: Ronald K. Rigsby
Ronald K. Rigsby, Owner

Jan S. Rigsby
Witness
Jan S. Rigsby
Witness

EXHIBIT A

PROPERTY DESCRIPTION

All that certain piece, parcel or lot of land in Greenville County, South Carolina, on Greenbriar Drive, being shown and designated as 0.87 acres on a Survey for RP & L, LLC, prepared by 3D Land Surveying on 10/19/2020.

part of TAX MAP #0573.02-01-001.00

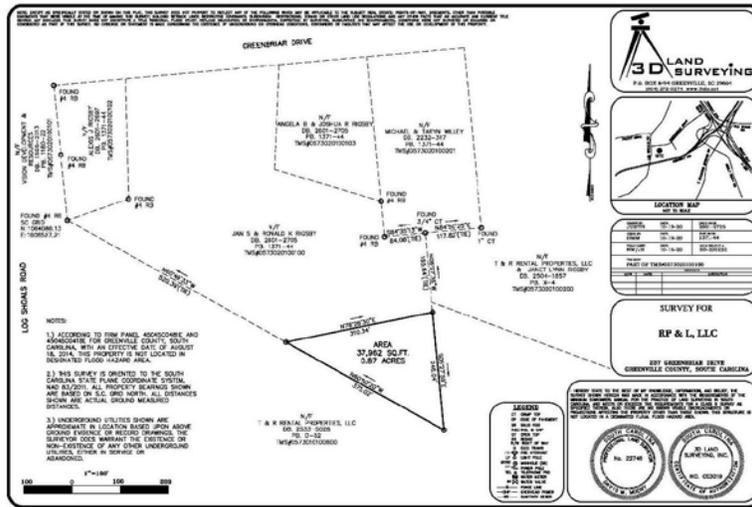


EXHIBIT B

PROPERTY MAP



Legend

-  Subject Property
-  Mauldin City Limits




0 300 Feet

Created on October 19, 2020

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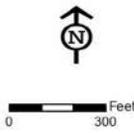
EXHIBIT C

ZONING MAP



Legend

 Subject Property



Created on October 19, 2020

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CITY COUNCIL AGENDA ITEM

MEETING DATE: November 16, 2020

AGENDA ITEM: 8b

TO: City Council

FROM: Business & Development Services Director, David C. Dyrhaug

SUBJECT: Small Cell Wireless Facilities Ordinance
*** **FIRST READING** ***

BACKGROUND – OCTOBER 5 BUILDING CODES COMMITTEE MEETING

At its October 5 meeting, the Building Codes Committee reviewed an updated draft ordinance that would permit the installation of small cell wireless facilities within the public right-of-way. That draft ordinance had been updated to incorporate comments from AT&T and also had been reviewed by the City Attorney.

Just a little more than a week ahead of that Committee meeting, the S.C. General Assembly passed the Small Wireless Facilities Deployment Act. At that time the Committee suggested for staff to evaluate the draft ordinance for compliance with the State Act and to make any necessary adjustments to ensure compliance.

SUMMARY OF THE MAULDIN DRAFT ORDINANCE

The Mauldin draft ordinance has since been revised for compliance with the State Act and has been again reviewed by the City Attorney, AT&T, and Verizon Wireless. The new revised ordinance meets their approval and can be summarized as follows.

To help encourage wireless infrastructure investment within the City of Mauldin in a context-sensitive manner, this ordinance regulates and permits the installation of small wireless facilities in the public right-of-way within the City. Features of this ordinance include:

1. **Background information.** A summary of the background of the FCC order to accelerate wireless broadband deployment and the S.C Small Wireless Facility Deployment Act.
2. **Permit required.** A permit will be required for the placement, modification, or replacement of any new small wireless facility within the City. A provider can apply for up to 30 facilities in a single application.
3. **Permit fee.** A permit fee shall accompany each permit application for a small wireless facility. The fee differs for small wireless facilities collocated on existing poles (\$100 each for first 5 facilities/\$50 each additional), small wireless facilities collocated on modified or replacement poles (\$150 per pole); and small wireless facilities collocated on new poles (\$250).

4. **Annual right-of-way fee.** An annual fee is levied for the use of the right-of-way (\$100 per year for each small wireless facility collocated on any existing or replacement pole and \$200 per year for each small wireless facility collocated on any new pole).
5. **Review timeframes.** The City follows the “shot clock” deadlines provided by the S.C. Wireless Facility Deployment Act.
6. **Design standards.** This ordinance provides design standards for the collocation of small wireless facilities on existing poles, for the installation of new poles or replacement poles, and for the installation of accessory equipment. The City may require the additional use of reasonable stealth and concealment treatments, low profile equipment and control boxes, and screening to avoid significant negative impacts.

REQUEST

Consider approval of the ordinance on first reading.

TIMELINE

On January 7, 2020, the Building Codes Committee forwarded this matter to City Council for consideration. The Building Codes Committee also requested the City Attorney’s legal opinion on this ordinance by the City Council meeting.

On January 21, 2020, the City Council sent this matter back to Committee to allow sufficient time to review the Attorney’s revisions to the proposed ordinance.

On February 10, 2020, the Building Codes Committee reviewed the Attorney’s revisions. Representatives from AT&T attended this meeting and commented about the draft ordinance requesting significant revisions.

On May 4, 2020, the Building Codes Committee reviewed possible directions to consider for the draft ordinance.

On June 12, 2020, the City Council conducted a workshop with representatives from AT&T and Verizon who were able to present information about their planned expansion within the City of Mauldin.

On September 14, 2020, the Building Codes Committee reviewed an updated draft ordinance and received comments from AT&T.

On September 24, the S.C. General Assembly passed the Small Wireless Facilities Deployment Act.

On October 5, 2020, the Building Codes Committee reviewed a newly updated draft ordinance and suggested that the draft ordinance be updated, as necessary, to comply with the S.C. Small Wireless Facilities Deployment Act.

On November 2, 2020, the Building Codes Committee forwarded a revised draft ordinance to City Council with a recommendation of approval.

ATTACHMENTS

Revised draft ordinance

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH THE STANDARDS FOR THE PLACEMENT OF SMALL WIRELESS FACILITIES IN COVERED AREAS IN THE CITY OF MAULDIN, SOUTH CAROLINA; AND FOR OTHER PURPOSES.

WHEREAS, the South Carolina General Assembly passed the South Carolina Small Wireless Facilities Deployment Act on September 24, 2020; and

WHEREAS, the South Carolina Small Wireless Facilities Deployment Act provides that an “Authority,” which is defined to include a municipality, may adopt an enactment that adopts compliant provisions as set forth therein; and

WHEREAS, the City of Mauldin (“City”) encourages wireless infrastructure investment and wishes to provide a fair and predictable process for the deployment of Small Wireless Facilities while managing Public Rights-of-Way in a manner that promotes the interests of the public health, safety and welfare; and,

WHEREAS, the City recognizes that Small Wireless Facilities including facilities commonly referred to as small cell and distributed antenna systems are critical to delivering wireless access to advanced technology, broadband, and 9-1-1 services to residences, businesses, and schools within the City; and,

WHEREAS, the City recognizes that Small Wireless Facilities together with high capacity transport medium such as fiber optic cabling may be effectively deployed in Public Rights-of-Way; and,

WHEREAS, this Ordinance is intended to grant municipal consent to use of Rights-of-Way and establish a standard application process to streamline the issuance of necessary permits in a manner that is not a barrier to competition, and does not unnecessarily delay the implementation and installation of Small Wireless Facilities,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MAULDIN, SOUTH CAROLINA, that the Code of Ordinances City of Mauldin, South Carolina, is hereby amended to add Chapter 44 entitled “SMALL WIRELESS FACILITIES WITHIN THE RIGHT-OF-WAY,” to read as follows:

44-1. Background.

A. Technology

The next wave of communications technology consisting of 5G technology utilizes higher frequencies with the capability to accommodate significantly higher data needs than current 4G/LTE technologies. The physical limits of the higher frequencies require

that the transmitters be installed with much closer spacing than associated with existing 4G/LTE technology.

B. FCC Order

Relating to the expansion of broadband services, on September 26, 2018, the Federal Communications Commission (FCC) adopted a Declaratory Ruling and Third Report and Order, FCC 18-133, titled “Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment” (the Order). In this document, the FCC issues guidance and adopts rules to streamline the wireless infrastructure siting review process to facilitate the deployment of next-generation wireless facilities. Specifically, in the Declaratory Ruling, the Commission identifies specific fee levels for the deployment of small wireless facilities. In the Order, the Commission addresses the “shot clocks” governing the review of wireless infrastructure deployments and establishes two new shot clocks for small wireless facilities.

Among other things, the Order (as modified by the Ninth Circuit on appeal) provides that municipal aesthetic requirements will not be preempted if they are reasonable and published in advance. The Order also prohibits local government requirements (including aesthetic requirements) that materially inhibit wireless providers from filling coverage gaps, densifying their networks, introducing new service, or otherwise improving service capabilities.

C. S.C. Small Wireless Facility Deployment Act

On September 24, 2020, the South Carolina General Assembly passed a bill, titled the “South Carolina Small Wireless Facilities Deployment Act” (the Act). In passing this bill, the General Assembly noted, among other findings, that the Act supersedes and preempts any enactment by an authority such as a municipality that contradicts, expands, contracts, or otherwise modifies the provisions of the Act with respect to the regulation of the placement of small wireless facilities and of support structures and poles for small wireless facilities in the right-of-way; provided, however, the Act does not limit any authority from enacting and enforcing provisions granted by the Act and that are compliant with the Act.

44-2. Intent and Applicability.

A. Intent

The intent of this ordinance is to facilitate and accommodate the deployment of small wireless facilities within the public rights-of-way within the City of Mauldin consistent with the findings expressed in the “South Carolina Small Wireless Facilities Deployment Act.” Further, it is the intent of this ordinance to establish appropriate and reasonable procedures, fees, and standards for the consideration, permitting, siting, construction, installation, collocation, modification, operation, regulation, and removal of small wireless facilities in the public rights-of-way within the City of Mauldin. These

procedures, fees, and standards are intended to comply with, and not conflict with or preempt, all existing and applicable state and federal laws, including the “South Carolina Small Wireless Facilities Deployment Act,” and FCC rules and regulations.

B. Applicability

- (1) *Consent to use of right-of-way.* Subject to applicable state and federal law and approval of an application under this ordinance, an operator may locate and/or collocate a small wireless facility and construct, maintain, modify, operate, or replace poles in, along, across, upon, and under public rights-of-way within the City of Mauldin. In accord with Article VIII, Section 15 of the State Constitution and related municipal code and ordinance provisions, the City consents to the use of public rights-of-way by permit holders acting in compliance with this ordinance.
- (2) *Permit required.* No wireless services provider or similar applicant shall locate or collocate any small wireless facility in the right-of-way or install, construct, modify, or replace a pole for collocation of a small wireless facility in the right-of-way within the City of Mauldin without first filing an application and obtaining a permit therefore from the City, except as otherwise expressly exempted herein.
- (3) *General standards.* Except to the extent set forth in this ordinance or to the extent necessary to comply with applicable state or federal law, nothing in this ordinance shall preclude the City from applying generally acceptable health, safety, and welfare standards when acting on an application for a permit for a small wireless facility and associated poles in the right-of-way within the City of Mauldin.
- (4) *Applicable only to locations within the right-of-way.* The provisions of this ordinance shall apply only to activities of a wireless provider within the right-of-way to deploy small wireless facilities and associated poles.
- (5) *Exemptions.* The City will not require a permit or any other approval or charge fees or rates for the following activities of a wireless provider within the right-of-way:
 - (a) Routine maintenance;
 - (b) The replacement of small wireless facilities with small wireless facilities that are substantially similar or the same size or smaller; or
 - (c) The installation, placement, maintenance, operation, or replacement of micro wireless facilities that are suspended on cables that are suspended between poles or support structures in compliance with applicable codes.

Notwithstanding these exemptions, the City may require that an applicant apply for and receive a permit for work that requires excavation or closure of sidewalks or vehicular lanes within the right-of-way prior to performing the activities.

44-3. Definitions.

Antenna means communication equipment that transmits or receives electromagnetic radio frequency signals used in the provision of wireless services and similar equipment used for the transmission or reception of surface waves.

Applicable codes means uniform building, energy, electrical, plumbing, mechanical, gas, and fire codes in Title 6, Chapter 9, of the South Carolina Code of Laws, local amendments to those codes authorized by state law, and local codes or ordinances which impose requirements defined in this ordinance including objective design and concealment standards to regulate location, context, material, color, stealth, and concealment standards on a uniform and nondiscriminatory basis.

Applicant means any person that submits an application to the City and is a wireless services provider or a wireless infrastructure provider.

Application means a request submitted by an applicant to the City for a permit to collocate small wireless facilities or to approve the installation, modification, or replacement of a pole.

City shall mean the City of Mauldin.

City-owned pole means a pole owned, managed, or operated by or on behalf of the City.

Collocate or ***collocation*** means to install, mount, maintain, modify, operate, or replace small wireless facilities on, under, within, or adjacent to a support structure or pole.

Decorative pole means a pole that is specially designed and placed for aesthetic purposes.

FCC means the Federal Communications Commission of the United States.

Micro wireless facility means a small wireless facility that meets the following qualifications: is not larger in dimension than 24 inches in length, 15 inches in width, and 12 inches in height; and any exterior antenna that is no longer than 11 inches.

Permit means a written authorization, in electronic or hard copy format, required to be issued by the City to initiate, continue, or complete the collocation of a small wireless facility or the installation, modification, or replacement of a pole upon which a small wireless facility is to be collocated.

Person means an individual, corporation, limited liability company, partnership, association, trust, or other entity or organization.

Pole means a vertical pole such as a utility, lighting, traffic, or similar pole made of wood, concrete, metal, or other material that is lawfully located or to be located within a right-of-way including, but not limited to, a replacement pole and a City-owned pole. A “pole” shall not include a support structure or electric transmission structure.

Right-of-way means that area on, below, or above a public roadway, highway, street, sidewalk, alley, or similar property dedicated to, managed or controlled by the City of Mauldin, Greenville County, or the State of South Carolina.

Small wireless facility means equipment at a fixed location that enables wireless services at higher transmission speeds but lower ranges between user equipment and a communications network. “Small” refers to the small coverage area, not the physical size of the equipment. This equipment includes radio transceivers, surface wave couplers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration.

Support structure means a building, billboard, or any other structure in the right-of-way to which a small wireless facility is or may be installed. A “support structure” shall not include an electric transmission structure or pole.

Technically feasible means that by virtue of engineering or spectrum usage the proposed placement for a small wireless facility, or its design, concealment measures, or site location can be implemented without a material reduction in the functionality of the small wireless facility.

Wireless infrastructure provider means any person, including a person authorized to provide telecommunications services in the State, acting to build or install wireless communication transmission equipment, wireless facilities or support structures, but that is not a wireless services provider.

Wireless provider means a wireless infrastructure provider or a wireless services provider.

Wireless services mean any services using licensed or unlicensed spectrum, including the use of Wi-Fi, whether at a fixed location or mobile, delivered to the public using small wireless facilities.

Wireless services provider means a person who provides wireless services.

Wireline backhaul facility means an above-ground or underground wireline facility used to transport communications between a small wireless facility network interface device and a network or another small wireless network interface device.

44-4. Procedures.

A. Application

- (1) ***Application required.*** In accordance with federal and state law and City Code, an applicant, provider, or operator must apply to the City to deploy any small wireless facility and associated pole, except as otherwise provided in this ordinance. Applicants shall first duly file a written application with the City, on a form—paper or electronic—as required by the City and in accordance with the requirements in this ordinance.

- (2) *Proprietary or confidential information.* The applicant may designate portions of its application materials that it reasonably believes contain proprietary or confidential information as “proprietary” or “confidential” by clearly marking each page or section of such materials accordingly, and the City shall endeavor to protect materials so designated from public disclosure to the fullest extent permitted by state law.
- (3) *Application materials.* Unless otherwise required by state or federal law, all applicants shall submit to the City the materials and information outlined below for the application to be considered complete:
- (a) The applicant’s name, address, telephone number, and e-mail address, including emergency contact information for the applicant;
 - (b) The names, addresses, telephone numbers, and e-mail addresses of all consultants, if any, acting on behalf of the applicant with respect to the filing of the application;
 - (c) A general description of the proposed work and the purposes and intent of the proposed facility;
 - (d) Detailed construction drawings regarding the proposed use of the right-of-way;
 - (e) A structural report performed by a duly licensed engineer in South Carolina evidencing that the pole or support structure will structurally support the collocation, or that the pole or support structure may and will be modified to meet structural requirements, in accordance with applicable codes;
 - (f) For any new aboveground facilities, visual depictions or representations if such are not included in the construction drawings;
 - (g) Information indicating the approximate horizontal and vertical locations, relative to the boundaries of the right-of-way, of the proposed small wireless facility;
 - (h) For any installation of a new pole or replacement pole, certification that the wireless provider has determined after diligent investigation that it is unable to collocate the small wireless facility on an existing pole or support structure;
 - (i) For any collocation on an existing pole or support structure, certification that the wireless provider has permission from the owner of the pole;
 - (j) For any applicant that is not a wireless services provider, attestation that a wireless services provider has requested in writing that the applicant collocate the small wireless facilities or install, modify, or replace the pole at the requested location;

(k) Documentation that the wireless services provider is licensed by the FCC or otherwise authorized to provide wireless services within the geographic jurisdiction of the City; and

(l) Any additional information reasonably necessary to demonstrate compliance with the provisions of this ordinance.

B. Consolidated Application for Multiple Small Wireless Facilities

(1) *Consolidated application allowed.* Any applicant seeking to collocate multiple small wireless facilities within the City may file, at the applicant's discretion, a single consolidated application for up to 30 requests, provided that such a consolidated application shall be for a geographic area no more than two miles in diameter and the small wireless facilities are all substantially the same type.

(2) *Consolidated application review.* The City will separately address small wireless facilities for which incomplete information has been received or which are denied and it will grant a single permit for any and all sites in a single application that it does not deny subject to the requirements of this ordinance.

(3) *Cumulative fees.* In the case of a consolidated application, the fees shall be cumulative.

C. Fees and Costs

(1) *Application fee.* Unless otherwise provided by law, including without limitation S.C. Code § 58-9-2230, all applications for permits pursuant to this Ordinance shall be accompanied by an application fee as follows:

(a) For small wireless facilities collocated on existing poles or support structures, \$100.00 each for the first 5 small wireless facilities in the same application and \$50.00 each for each additional small wireless facility in the same application;

(b) For small wireless facilities collocated on modified or replacement poles, \$150.00 for each pole, which fee covers both the modification or replacement of the pole and the collocation of associated wireless facilities on the pole; and

(c) For small wireless facilities collocated on new poles, \$250.00 for each pole, which fee covers both the installation of the new pole and collocation of associated wireless facilities on the new pole.

(2) *Annual rate for occupancy and use of the right-of-way.* The annual rate for the occupancy and use of the right-of-way shall be \$100.00 per year for each small wireless facility collocated on any existing or replacement pole, including any City-owned pole; or \$200.00 per year for each small wireless facility collocated

on a new pole, other than a replacement pole, which rate shall cover the new pole and the small wireless facility collocated on it.

- (3) *Make-ready expenses for attachments to City-owned poles.* The applicant shall reimburse the City for expenses for any reasonable make-ready work. The City shall provide a good faith estimate for any make-ready work necessary to enable the pole to support the requested small wireless facility, including pole replacement if necessary, within 60 days after a receipt of a complete application. Make-ready work including any pole replacement shall be completed within 60 days of written acceptance of the good faith estimate by the applicant. The City may require the replacement of the City-owned pole if it determines that the collocation would make the pole structurally unsound.
- (4) *Lawful fees and taxes.* In addition to the applicable fees as specified above, every permit shall include as a condition the applicant's agreement to pay such lawful franchise fees, business license taxes, administrative fees and consent fees as are permitted under applicable ad valorem taxes, service fees, sales taxes, or other taxes and fees as may now or hereafter be lawfully imposed on other businesses within the City.
- (5) *Tax liabilities and assessments not applicable.* Placement of a small wireless facility in the public rights-of-way or attachment of any portion of a small wireless facility to a pole or support structure and any fees associated therewith shall not subject the City to any state or local tax liabilities or assessments.

D. Application Review

- (1) *Application completeness.* Within 10 days of receiving an application, the City will determine and notify the applicant in writing whether the application is complete. If an application is incomplete, the City will specifically identify the missing information in writing.
- (2) *Application review.* Absent an arrangement to the contrary between the City and the applicant that is confirmed in writing, the City shall make its final decision to approve or deny the application within 60 days of receipt of a complete application for collocation of small wireless facilities and within 90 days of receipt of a complete application for the installation, modification, or replacement of a pole and the collocation of associated small wireless facilities on the installed, modified, or replaced pole.
- (3) *Failure to act on application.* If the City fails to act on an application within the applicable time period, the applicant may provide the City written notice that the time period for acting has lapsed, and the City shall then have 20 days after receipt of such notice to render its written decision. The application shall be deemed to have been approved by passage of time and operation of law if the City does not render its written decision within the noticed 20 days.

- (4) *Application denial.* If an application is denied, the City will provide in writing its reasons for denying the request, including, if applicable, specific references to any applicable law supporting the denial.
- (5) *Application resubmittal.* Notwithstanding an initial denial, the applicant may cure the deficiencies identified by the City and resubmit the application within 30 days of the denial without paying an additional application fee. The City will approve or deny the revised application within 30 days of resubmission.
- (6) *Failure to act on revised application.* If the City fails to act on a revised application within the 30-day period, the applicant may provide the City written notice that the time for acting has lapsed, and the City shall then have 5 days after receipt of such notice to render its written decision. The revised application shall be deemed to have been approved by passage of time and operation of law if the City does not render its written decision within the noticed 5 days.

E. Effect of Approval

- (1) *Effect of permit.* Approval of an application and issuance of a permit authorizes the applicant to undertake the installation or collocation. Further, this permit authorizes the applicant to operate and maintain the small wireless facilities and any associated pole covered by the permit for a period of no less than 10 years, which can be renewed for equivalent durations so long as the installation or collocation is in compliance with the provisions of this ordinance. A permit does not create a property right or grant any authority whatsoever to the applicant to impinge upon the rights of others who may already have an interest in the covered area. Neither does the approval of the installation, placement, maintenance, or operation of a small wireless facility pursuant to this ordinance constitute an authorization nor affects any authorization a provider may have to provide a communication service or to install, place, maintain, or operate any other communications facility, including a wireline backhaul facility, in a right-of-way.
- (2) *Expiration of permit.* Installation or collocation for which a permit is granted pursuant to this section must be completed within one year of the permit issuance date unless the City and the applicant agree to extend this period. The City and the applicant may agree to extend this period when a delay is caused by the lack of commercial power or by the lack of communications facilities to be provided to the site by an entity that is not an affiliate.

F. Removal

- (1) *Notice of removal.* The applicant or the person that owns or operates the small wireless facility collocated in the right-of-way may remove its small wireless facilities at any time from the right-of-way upon not less than 30 days' prior written notice to the City and may cease paying to the City any applicable rates for such use, as of the date of the actual removal of the small wireless facilities.
- (2) *Restoration of right-of-way.* In the event of such removal, the right-of-way shall be, the extent practicable in the reasonable judgment of the City, restored to its condition prior to the removal. If the applicant fails to return the right-of-way to

its condition prior to the removal within 90 days of the removal, the City may, at its sole discretion, restore the right-of-way to such condition and charge the applicant the City's reasonable, documented cost of removal and restoration, plus a penalty of \$500.00. The City may suspend the ability of the applicant to receive any new permits from the City until the applicant has paid the amount assessed for such restoration plus penalty fees.

- (3) *Removal from City-owned structures.* All City-owned poles shall be returned to an equal or better state, upon removal of small wireless facilities. All mounting hardware and equipment shall be removed from the site. All holes left in the pole shall be neatly sealed from any moisture intrusion and painted to match the pole.

G. Required Removal or Relocation of Facilities

- (1) *Removal or relocation for public project.* Within 90 days following written notice from the City, an applicant shall, at its own expense, protect, support, temporarily or permanently disconnect, remove, relocate, change or alter the position of any small wireless facilities within the right-of-way whenever the City, in its reasonable discretion, has determined that such removal, relocation, change or alteration, is reasonably necessary for the construction, repair, maintenance, or installation of any City improvement in or upon, or the operations of the City in or upon, the rights-of-way.
- (2) *Imminent risk.* If the City determines that a wireless provider's activity in a right-of-way pursuant to this ordinance creates an imminent risk to public safety, the City may provide written notice to the wireless provider and demand that the wireless provider address such risk. If the wireless provider fails to reasonably address the risk within 24 hours of the written notice, the City may take or cause to be taken action to reasonably address such risk and charge the wireless provider the reasonable documented cost of such actions.
- (3) *Emergency removal or relocation of facilities.* The City retains the right to cut or move any small wireless facility or pole located within its rights-of-way as the City, in its reasonable discretion, may determine to be necessary, appropriate, or useful in response to any public health or safety emergency. If circumstances permit, the City shall notify the applicant and provide opportunity to move its own small wireless facilities or pole prior to the City cutting or removing a small wireless facility. Otherwise, the City shall notify the applicant after cutting or removing a wireless facility.

H. Abandonment

- (1) *Abandonment of facilities.* A wireless provider shall notify the City in writing as soon as practicable, but no later than 30 days before its abandonment of a small wireless facility. Following receipt of such notice the City may direct the applicant to remove all or any portion of the small wireless facility if the City, in its sole discretion, determines that such removal will be in the best interest of the public health, safety, and welfare. If the wireless provider fails to remove the abandoned facility within 90 days of such notice, the City may undertake to do so

and recover the actual and reasonable expenses of doing so from the wireless provider, its successors or assigns, plus a penalty of \$500.00. The City may suspend the ability of the wireless provider, its successors, or its assigns, as applicable, to receive any new permits from the City until the amount assessed for such removal costs plus penalty fees has been paid.

- (2) *Abandonment by inaction.* At any point when an applicant fails to pay any required fee, or annual payment to the City, and fails to respond within 60 days to a written inquiry from the City as to whether the applicant intends to continue to operate a small wireless facility, for whatever reason, the small wireless facility shall be deemed abandoned and the City may, at its sole option, remove all or any portion of the small wireless facility, or take other action as authorized by law, including recovery of actual costs incurred in removing the small wireless facility.

I. City-Owned Poles

- (1) *Agreement.* The City, in its proprietary capacity, retains sole and absolute discretion over whether and on what terms it may allow small wireless facilities on its poles. Applicants shall provide a valid and fully executed agreement to use any City-owned pole.
- (2) *Power supply.* Small wireless facilities located on City-owned poles shall not use the same power or communication source providing power and/or communication for the existing facility original to the purposes of the pole. The independent power source must be contained within a separate conduit inside the pole. The applicant shall coordinate, establish, maintain and pay for all power and communication connections with private utilities.
- (3) *Power disconnect.* The City reserves the right to disconnect power to the radio when working on the pole. The applicant shall provide a disconnect so the City has the ability to easily shut off radio signals and power while working on the pole.

J. Failure to Obtain a Permit

- (1) Any failure to file an application and obtain a permit as required herein shall allow the City, at its sole discretion, to restore the right-of-way, to the extent practicable in the reasonable judgment of the City, to its condition prior to the unpermitted collocation or installation and to charge the responsible wireless provider its reasonable, documented cost of restoration, plus a penalty of \$1,000.00. The City may suspend the ability of the wireless provider to receive any new permits from the City until the wireless provider has paid the amount assessed for such restoration costs plus penalty fees.

44-5. Design Standards

A. General Provisions

- (1) *Reasonable aesthetic treatments.* Pursuant to its evaluation of a permit for the installation of a small wireless facility, the City may require, in its discretion, the

additional use of reasonable stealth and concealment treatments, low profile equipment and control boxes, and screening to avoid significant negative impacts on the character and visual aesthetics of the area; provided, however, that an applicant may request a waiver from City Council of any such requirement if the applicant believes the small wireless facility does not warrant stealth or concealment treatment or imposes an excessive expense. Such request for waiver must be made in writing and will be reviewed by the appropriate standing committee of City Council at their next scheduled meeting after a request has been received. The standing committee will consider forwarding the request to City Council for its approval, although the committee is not required to do so.

- (2) *Preferred collocation type.* In order to minimize clutter and congestion of structures within the public right-of-way, applicants shall consider collocating small wireless facilities on existing poles or support structures prior to installing any new poles or similar support structures.
- (3) *Lighting.* Lighting associated with small wireless facilities is prohibited. Any internal lights associated with electronic equipment shall be shielded from public view. This provision shall not prohibit the installation of street lights on poles.
- (4) *Noise.* Noise produced by small wireless facilities shall not exceed 5dBA above ambient sound. Other noise regulations may apply.
- (5) *Labels and signage.*
 - (a) *Owner identification.* A maximum 4-inch by 6-inch plate or label with the Carrier's name, location, identifying information, and emergency telephone number shall be permanently affixed to the small wireless facility equipment enclosure on the side of the enclosure opposite the direction of vehicular traffic of the adjacent roadway. ID labels shall use background colors that match the color of the enclosure to which the label is affixed.
 - (b) *RF warning sticker.* A maximum 4-inch by 6-inch sticker shall be affixed to the small wireless facility on the side of the facility opposite the direction of the adjacent roadway as may be required by government or utility regulations. Stickers shall use background colors that match the color of the facility to which the label is affixed.
 - (c) *Signage.* Signage is prohibited on all small wireless facilities and poles, including stickers, logos, text, and other non-essential graphics and information other than the owner identification unless required by FCC.

B. Collocation on Existing Poles or Support Structures

To the extent technically feasible, small wireless facilities collocated on existing poles or support structures shall be designed and installed as follows:

- (1) *Enclosed shroud.* Antennas shall be completely housed within a shroud, cantenna, or similar enclosure. The enclosure shall generally be cylindrical or curved in shape.

- (2) *Maximum size.* The enclosure shall not exceed 3 cubic feet in volume and shall not exceed a height of 10 feet above the top of the existing pole.
- (3) *Color.* The color of the enclosure shall reasonably blend with the color of the pole or support structure and should match the color where feasible.
- (4) *Top-mounted specifications.* Unless otherwise required by the owner of the pole, the enclosure shall be top mounted to the top of the pole, aligned with the centerline of the pole and flush to the top of the pole.

The circumference of the enclosure should generally match the circumference of the pole. If the circumference of the enclosure differs from the circumference of the pole, the enclosure should be tapered to meet the top of the pole. In no case shall the diameter of the enclosure be wider than 1.75 times the diameter of the top of the pole.

- (5) *Side-mounted specifications.* Where the antenna cannot be placed at the top of the pole, it may be mounted on the side of the pole. The enclosure shall extend perpendicular from the pole and parallel to the adjacent roadway, positioned opposite to the direction of oncoming vehicular traffic in the closest travel lane.

The enclosure shall provide a minimum clearance of 10 feet above the established grade and shall not protrude more than 30 inches beyond the face of the pole to the outermost portion of the enclosure.

The enclosure shall be installed as flush to the pole as possible. Metal flaps or “wings” shall extend from the enclosure to the pole to conceal any gap between the enclosure and the pole. The width of the enclosure should generally match the diameter of the pole to which it is attached. In no case shall the width of the enclosure be wider than 1.75 times the diameter of the pole.



Figure 1 - Example of an antenna enclosure with a curved shape side-mounted to a pole

C. Installation of New Poles or Replacement Poles

New poles to support small wireless facilities should generally be installed only when it is not technically feasible or there is no available opportunity for the applicant to use an existing pole. To the extent technically feasible, new poles and replacement poles shall be designed and installed as follows.

- (1) *Design.* New poles or replacement poles shall be constructed of metal and shall be cylindrical in shape. The design of the pole shall accommodate the installation of accessory equipment inside the pole at its base, or otherwise concealed inside the pole.
- (2) *Maximum height.* New poles or replacement poles shall coordinate with the height of existing poles in the same corridor to the maximum extent practicable. New poles or replacement poles shall not exceed a height more than 10 feet above the height of the tallest existing pole as of September 29, 2020, located within 500 feet of the new pole in the same right-of-way. In the absence of any existing pole in the same right-of-way within 500 feet, the maximum height shall be 40 feet.
- (3) *Maximum diameter.* The diameter of the pole shall be consistent with existing poles in the same corridor.
- (4) *Color.* New poles shall match the color of existing metal poles in the same corridor to the maximum extent practicable. In the absence of existing metal poles, the color shall be a black powder coated finish.
- (5) *Alignment with objects in right-of-way.* New poles shall be located in alignment with existing trees, utility poles, street lights, and similar objects, and should be spaced evenly between these objects.
- (6) *Alignment with adjacent properties and buildings.* New poles should be aligned as close as practicable with adjacent side property lines or with shared wall locations in adjacent multi-tenant buildings. In no case shall a new pole be placed directly in front of an adjacent building entrance or storefront. Special care should be taken to avoid placing new poles in conflict with business signs.
- (7) *Placement.* The placement of new poles shall not obstruct or be hazardous to pedestrians, cyclists, or motorists. New poles shall not be placed in conflict with required intersection sight distance triangles.

Additionally, new poles shall be placed as follows.

- (a) New poles shall be set back at least 20 feet from driveway aprons.
- (b) New poles shall be set back at least 15 feet from any tree to prevent disturbance within the critical root zone of the tree.
- (c) New poles shall be set back at least 2 feet from any sidewalk edge or other walkway.
- (d) New poles shall be set back at least 4 feet from any road pavement edge.
- (e) New poles shall be set back at least 8 feet from any fire hydrant.

- (8) *Decorative pole replacement.* Any new pole installed to replace a decorative pole shall conform to the design aesthetics of the original decorative pole as much as practical and reasonable.

D. Accessory Equipment

- (1) *Preferred installation methods.* Accessory equipment should generally be installed in an underground equipment vault, entirely concealed inside the pole, or placed within a cabinet integrated in the base of the pole.
- (2) *Integrated equipment cabinets.* Equipment cabinets integrated in the base of the pole shall be cylindrical in shape and should match the color of the pole where feasible. The integrated cabinet shall not exceed the diameter of the pole by more than 18 inches, and the transition between the integrated cabinet and the pole shall be tapered.
- (3) *Pole-mounted equipment.* When no other preferred installation method is feasible or less intrusive, accessory equipment may be attached to the exterior of the pole in as unobtrusive a manner as technically feasible and shall incorporate concealment elements. Equipment should be flush-mounted to the pole, with all cabling neat and concealed. The color of the equipment, or the color of any cabinets or similar enclosures in which it is concealed, shall reasonably blend with the color of the pole or support structure and should match the color where feasible.
- (4) *Ground-mounted equipment.* When no other preferred installation method is feasible or less intrusive, including attachment to the exterior of the pole, accessory equipment may be placed in a separate ground-mounted cabinet. Consideration and effort shall be made to conform the equipment cabinet to the aesthetics of ground-mounted equipment within 500 feet of the cabinet, or if there is none, to the general aesthetics of the right-of-way within 500 feet of the cabinet, and to place the cabinet in an appropriately inconspicuous location.

44-6. Severability

In the event any title, subtitle, section, subsection, subdivision, paragraph, subparagraph, item, sentence, clause, phrase, or work of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of this ordinance.

44-7. Effective Date

This ordinance shall be effective upon second reading.

This ordinance shall become effective upon and after its final passage.

Passed on First Reading: _____

Passed on Second Reading _____

CITY OF MAULDIN, SOUTH CAROLINA

BY: _____
Terry Merritt, Mayor

ATTEST:

Cindy Miller, Municipal Clerk

APPROVED AS TO FORM:

John Duggan, City Attorney

CITY COUNCIL AGENDA ITEM

MEETING DATE: November 16, 2020
AGENDA ITEM: 8d

TO: City Council
FROM: City Administrator Brandon Madden
SUBJECT: FY2021 Road Paving List

REQUEST

Approval of the FY2021 Road Paving List.

HISTORY/BACKGROUND

Historically, City Council allocates funding in its annual budget for repaving the roads on the road paving list. The amount of funding allocated by City Council usually averaged \$150K - \$190K. To leverage this funding, the City participates in the Greenville Legislative Delegation Transportation Committee's (GLDTC) Municipal Match Resurfacing Program (MMRP). The program provides a 1:1 match to the funding the City Council allocates which increases the amount of available funding for repaving City owned roads. The challenge is that cost to resurface/repave the roads on the road paving list exceeds the amount of funding allocated by City Council. For example, for FY2020, City Council appropriated \$191,954.41 for participating in the paving program. GLDTC matched the \$191,954.41 for a total of \$383,908.82 that was available for repaving roads. This resulted in only 7 roads being resurfaced and paved based on the total of funding available. Those roads included: Mary Knob Ct., Bel Arbor Ln., Sonoma Dr., Korbel Ct., Brookfield Blvd., Jonagold Ct., and Grassy Ct.

For FY2021, City Council budgeted \$2.7M for the repaving of City owned roads. To develop a more objective road paving list, the City contracted with IMS (Infrastructure Management Services) to perform a pavement condition survey of all City owned roads. The survey provided a network-level pavement condition assessment of paved streets located within the City. IMS collected all data in accordance with the U.S. Army Corps of Engineers data protocols, commonly referred to as ASTM D6433 (PAVER protocols).

Via the assessment, which was completed and provided to the City on October 29, 2020, provides the City with objective data classifying the conditions of the City's road infrastructure, allowing for the improvement of City roads based on need. This means that the worst roads are improved first.

At this time, staff is presenting the road paving list to Council for its consideration.

ANALYSIS or STAFF FINDINGS

Attached is the recommended 5-year paving list for the City's road infrastructure. The list can be reviewed and updated annually. IMS will provide a brief overview of the attached spreadsheet and interactive road viewer, along with a general overview of the process used by IMS to evaluate the roads during the Committee meeting.

Once approved by City Council, the finalized list will be presented to the GLDTC for the upcoming paving year. Subsequently, once GLDTC bids out the paving project, which is slated for January 2021, a municipal match agreement will be presented to City Council for its consideration. The agreement will list the roads that will be paved based on the available funding.

FISCAL IMPACT

City Council allocated \$2.7M for road paving in FY2021. GLDTC will match \$191,954.41. This means that \$2,891,954.41 is available for paving the roads on the City's road paving list.

RECOMMENDATION

Approval of the FY2021 Road Paving List.

ATTACHMENTS

Road Paving List – 5-year plan

Letter from GLDTC

Full assessment

Link to [interactive mapping](#)

Link to live [IMSVue database](#)

City of Mauldin, SC
 Street Inventory and Five Year Rehabilitation Plan By Year

\$847k/Year Rehabilitation Plan



GISID	Agency ID	Street Number	Block Number	Street Prefix	On Street	From Street	To Street	Year of First Rehab	Segment Rehab Results
2892	1860	10			CHARLESTOWN CT	PLANTERS ROW DR	EAST END	1	Selected Yr 1
1154	1080	10			AMBERWOOD LN	WHITSTONE AVE	UNAMED RD	1	Selected Yr 1
1623	1080	20			AMBERWOOD LN	UNAMED RD	ASHMORE BRIDGE RD	1	Selected Yr 1
1559	4920	10			UNAMED RD	SW END	AMBERWOOD LN	1	Selected Yr 1
2160	1160	10			ASHBY PARK LN	SE END	TINSBERRY DR	1	Selected Yr 1
1199	1160	20			ASHBY PARK LN	TINSBERRY DR	E BUTLER RD	1	Selected Yr 1
3050	3050	10			LANSFAIR WAY	SURRYWOOD DR	TINSBERRY DR	1	Selected Yr 1
3049	3050	20			LANSFAIR WAY	TINSBERRY DR	NW END	1	Selected Yr 1
2180	4860	10			TINSBERRY DR	LANSFAIR WAY	ASHBY PARK LN	1	Selected Yr 1
1684	1320	10			BASSWOOD DR	LIBBY LN	LIBBY LN	1	Selected Yr 1
1683	1320	20			BASSWOOD DR	LIBBY LN	SHADECREST DR	1	Selected Yr 1
3130	1750	10			CAMEO CT	LIBBY LN	SE END	1	Selected Yr 1
1682	1780	10			CAPEWOOD CT	WEST END	LIBBY LN	1	Selected Yr 1
2816	3020	10			LANCEWAY DR	OLD MILL RD	QUAKER CT	1	Selected Yr 1
3134	3020	20			LANCEWAY DR	QUAKER CT	WHITNEY CT	1	Selected Yr 1
1680	3020	30			LANCEWAY DR	LIBBY LN	WHITNEY CT	1	Selected Yr 1
2811	3120	10			LIBBY LN	OLD MILL RD	LANCEWAY DR	1	Selected Yr 1
2812	3120	20			LIBBY LN	LANCEWAY DR	BASSWOOD DR	1	Selected Yr 1
2813	3120	30			LIBBY LN	BASSWOOD DR	CAMEO CT	1	Selected Yr 1
2814	3120	40			LIBBY LN	CAMEO CT	CAPEWOOD CT	1	Selected Yr 1
2815	3120	50			LIBBY LN	CAPEWOOD CT	WINSTON CT	1	Selected Yr 1
1104	3120	60			LIBBY LN	WINSTON CT	WINDAGE CT	1	Selected Yr 1
1105	3120	70			LIBBY LN	WINDAGE CT	BASSWOOD DR	1	Selected Yr 1
1679	5120	10			WHITNEY CT	SW END	LANCEWAY DR	1	Selected Yr 1
1681	5190	10			WINDAGE CT	SW END	LIBBY LN	1	Selected Yr 1
2810	5230	10			WINSTON CT	LIBBY LN	NE END	1	Selected Yr 1
2901	2990	10			KNOLLVINE CV	BEL ARBOR LN	SE END	1	Forced Yr 1

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2421	1580	80			BRIDGES RD	HOLLAND RD	WILD RICE DR	1	Selected Yr 1
2476	1580	90			BRIDGES RD	WILD RICE DR	HAWKS PERCH WAY	1	Selected Yr 1
2824	1630	10			BROOKBEND RD	E BUTLER RD	BROOKBEND RD (N)	1	Forced Yr 1
2823	1630	20			BROOKBEND RD	BROOKBEND RD (N)	SPRINGVALE DR	1	Forced Yr 1
3133	1630	30			BROOKBEND RD	SPRINGVALE DR	BLACKGUM CT	1	Forced Yr 1
2822	1630	40			BROOKBEND RD	BLACKGUM CT	BROOKBEND CT	1	Forced Yr 1
2821	1630	50			BROOKBEND RD	BROOKBEND CT	POPLAR LN	1	Forced Yr 1
3136	1630	60			BROOKBEND RD	POPLAR LN	HOLLY LN	1	Forced Yr 1
2820	1630	70			BROOKBEND RD	HOLLY LN	OLD BRIDGES RD	1	Forced Yr 1
2710	1630	80			BROOKBEND RD	OLD BRIDGES RD	BRIDGES RD	1	Forced Yr 1
1677	1640	10			BROOKBEND RD (N)	E BUTLER RD	BROOKBEND RD	1	Selected Yr 1
1034	1660	10			BROOKFIELD OAKS DR	HOLLAND RD	DS@1000N HOLLAND RD	1	Selected Yr 1
1033	1660	20			BROOKFIELD OAKS DR	DS@1000N HOLLAND RD	DS@2000N HOLLAND RD	1	Selected Yr 1
1032	1660	30			BROOKFIELD OAKS DR	DS@2000N HOLLAND RD	BROOKFIELD BLVD	1	Selected Yr 1
2893	1720	10			CADE CT	PLANTERS ROW DR	NW END	1	Selected Yr 1
2902	2060	10			CRESSWELL CT	LAPORT DR	NE END	1	Selected Yr 1
1633	2240	10			EDGEWOOD DR	KNOLLWOOD DR	BRADDOCK DR	1	Selected Yr 1
1334	2240	20			EDGEWOOD DR	BRADDOCK DR	WELLINGTON DR	1	Selected Yr 1
1350	2240	30			EDGEWOOD DR	WELLINGTON DR	DEVON DR	1	Selected Yr 1
2039	2240	40			EDGEWOOD DR	DEVON DR	N MAIN ST	1	Selected Yr 1
1849	2320	10			EUROPEAN PLUM CT	WEST END	WILD RICE DR	1	Selected Yr 1
1891	2880	10			IRISH ROSE CT	WEST END	WILD RICE DR	1	Selected Yr 1
1889	4140	10			RAMBLE ROSE CT	WEST END	WILD RICE DR	1	Selected Yr 1
1890	5150	10			WILD RICE DR	SW END	RAMBLE ROSE CT	1	Selected Yr 1
1852	5150	20			WILD RICE DR	RAMBLE ROSE CT	IRISH ROSE CT	1	Selected Yr 1
1850	5150	30			WILD RICE DR	IRISH ROSE CT	EUROPEAN PLUM CT	1	Selected Yr 1
1848	5150	40			WILD RICE DR	EUROPEAN PLUM CT	BRIDGES RD	1	Selected Yr 1

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1694	2350	10			EVENING WAY	VESPER CIR	N MAIN ST	1	Selected Yr 1
3185	4540	10			SPICEY DR	JONAGOLD CT	SWEETLAND CT	1	Selected Yr 1
2183	4030	10			PINK BLOSSOM CT	HAMBY DR	JONAGOLD CT	1	Selected Yr 1
3184	4030	20			PINK BLOSSOM CT	JONAGOLD CT	GRASSY CT	1	Selected Yr 1
1384	3300	10			MCDOUGALL CT	SW END	OLD MILL RD	1	Selected Yr 1
1624	1130	10			APPLETON LN	SOUTH END	MERLOT CT	2	Selected Yr 2
1625	1130	20			APPLETON LN	MERLOT CT	HELENA WAY	2	Selected Yr 2
1627	1130	30			APPLETON LN	HELENA WAY	PEAR TREE CT	2	Selected Yr 2
1578	1130	40			APPLETON LN	PEAR TREE CT	PEACH GROVE PL	2	Selected Yr 2
3199	2110	10			CROSSBOW WAY	WHITE TAIL CT	FAWN LAKE PL	2	Selected Yr 2
1141	2110	20			CROSSBOW WAY	FAWN LAKE PL	NW END	2	Selected Yr 2
3200	2150	10			DEER CROSS CT	REMINGTON CT	NORTH END	2	Selected Yr 2
1276	2160	10			DEER RIDGE CT	SE END	WHITE TAIL CT	2	Selected Yr 2
2153	2400	10			FAWN LAKE PL	REMINGTON CT	CROSSBOW WAY	2	Selected Yr 2
1029	2540	10			FOWLER CIR	HELENA WAY	DS@1000N HELENA WAY	2	Selected Yr 2
1028	2540	20			FOWLER CIR	DS@1000N HELENA WAY	WHITE TAIL CT	2	Selected Yr 2
1260	2740	10			HELENA WAY	FOWLER CIR	APPLETON LN	2	Selected Yr 2
2237	2980	10			KIWI CT	APPLETON LN	NORTH END	2	Selected Yr 2
2873	3340	10			MERLOT CT	APPLETON LN	EAST END	2	Selected Yr 2
2191	3870	10			PEACH GROVE PL	WHITE TAIL CT	APPLETON LN	2	Selected Yr 2
2124	3890	10			PEAR TREE CT	SW END	APPLETON LN	2	Selected Yr 2
2152	4180	10			REMINGTON CT	SE END	FAWN LAKE PL	2	Selected Yr 2
1246	5090	10			WHITE TAIL CT	SW END	DEER RIDGE CT	2	Selected Yr 2
1278	5090	20			WHITE TAIL CT	DEER RIDGE CT	FOWLER CIR	2	Selected Yr 2
2239	4910	10			TURNFLOW CT	PLANTERS ROW DR	NE END	2	Selected Yr 2
3131	1530	10			BRADDOCK DR	KNOLLWOOD DR	EDGEWOOD DR	2	Selected Yr 2
1106	3000	10			KNOLLWOOD DR	N MAIN ST	DEVON DR	2	Selected Yr 2

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1107	3000	20			KNOLLWOOD DR	DEVON DR	WELLINGTON DR	2	Selected Yr 2
1109	3000	30			KNOLLWOOD DR	WELLINGTON DR	BRADDOCK DR	2	Selected Yr 2
1108	3000	40			KNOLLWOOD DR	BRADDOCK DR	KINGSLEY DR	2	Selected Yr 2
1110	3000	50			KNOLLWOOD DR	KINGSLEY DR	EDGEWOOD DR	2	Selected Yr 2
1111	3000	60			KNOLLWOOD DR	EDGEWOOD DR	LOCKE LN	2	Selected Yr 2
1112	3000	70			KNOLLWOOD DR	LOCKE LN	DEVON DR	2	Selected Yr 2
2829	5030	10			WELLINGTON DR	KNOLLWOOD DR	EDGEWOOD DR	2	Selected Yr 2
1098	1540	10			BRANCHESTER CT	SE END	CHESDEN HALL CT	2	Selected Yr 2
1099	1540	20			BRANCHESTER CT	CHESDEN HALL CT	SURRYWOOD DR	2	Selected Yr 2
1400	1890	10			CHESDEN HALL CT	SW END	BRANCHESTER CT	2	Selected Yr 2
1401	1960	10			COBBLE GLEN CT	SW END	SURRYWOOD DR	2	Selected Yr 2
1402	3910	10			PENNBROOKE LN	BRANCHESTER CT	TANNER RD	2	Selected Yr 2
1066	4690	10			SURRYWOOD DR	BRANCHESTER CT	LANSFAIR WAY	2	Selected Yr 2
1067	4690	20			SURRYWOOD DR	LANSFAIR WAY	COBBLE GLEN CT	2	Selected Yr 2
1065	4690	30			SURRYWOOD DR	COBBLE GLEN CT	DS@260S COBBLE GLEN CT	2	Selected Yr 2
3048	4700	10			SURRYWOOD DR	DS@260S COBBLE GLEN CT	SURRYWOOD DR	2	Selected Yr 2
1308	1700	10			BURNING BUSH LN	CHERRY HILL RD	STONEY CREEK DR	2	Selected Yr 2
1309	1700	20			BURNING BUSH LN	STONEY CREEK DR	PIGEON PT	2	Selected Yr 2
1310	1700	30			BURNING BUSH LN	PIGEON PT	BURNING BUSH RD	2	Selected Yr 2
1312	1710	10			BURNING BUSH RD	BURNING BUSH LN	EAST END	2	Selected Yr 2
1318	3950	10			PIGEON PT	MIDDLE RD	BURNING BUSH LN	2	Selected Yr 2
1315	4640	30			STONEY CREEK DR	MIDDLE RD	BURNING BUSH LN	2	Selected Yr 2
2876	1920	10			CIRCLE DR	BROOKS RD	NEW NEELY FERRY RD	2	Forced Yr 2
2886	1980	10			COLD WATER CT	POPLAR SPRINGS DR	NORTH END	2	Selected Yr 2
1628	4090	10			POPLAR SPRINGS DR	HYDE PARK LN	SHEARBROOK DR	2	Selected Yr 2
1629	4090	20			POPLAR SPRINGS DR	SHEARBROOK DR	COLD WATER CT	2	Selected Yr 2
1630	4090	30			POPLAR SPRINGS DR	COLD WATER CT	FAWN RIDGE WAY	2	Selected Yr 2

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1603	4090	40			POPLAR SPRINGS DR	FAWN RIDGE WAY	HYDE PARK LN	2	Selected Yr 2
1605	4500	10			SHEARBROOK DR	POPLAR SPRINGS DR	LAPORT DR	2	Selected Yr 2
1606	4500	20			SHEARBROOK DR	LAPORT DR	FAWN RIDGE WAY	2	Selected Yr 2
1027	2180	10			DEVON DR	KNOLLWOOD DR	DS@1000E KNOLLWOOD DR	2	Forced Yr 2
1026	2180	20			DEVON DR	DS@1000E KNOLLWOOD DR	DS@2000E KNOLLWOOD DR	2	Forced Yr 2
1025	2180	30			DEVON DR	DS@2000E KNOLLWOOD DR	EDGEWOOD DR	2	Forced Yr 2
1619	2410	10			FAWN RIDGE WAY	POPLAR SPRINGS DR	SHEARBROOK DR	2	Selected Yr 2
1618	2410	20			FAWN RIDGE WAY	SHEARBROOK DR	HYDE PARK LN	2	Selected Yr 2
3137	4120	10			QUAKER CT	LANCEWAY DR	NORTH END	2	Selected Yr 2
2666	4570	10			SPRING WOOD DR	SUMMER WOODS DR	SUMMER WOODS DR	2	Selected Yr 2
2664	4660	10			SUMMER WOODS DR	E BUTLER RD	SPRING WOOD DR	2	Selected Yr 2
2663	4660	20			SUMMER WOODS DR	SPRING WOOD DR	SPRING WOOD DR	2	Selected Yr 2
2665	4660	30			SUMMER WOODS DR	SPRING WOOD DR	E BUTLER RD	2	Selected Yr 2
1021	4780	10			TAYLOR RD	W BUTLER RD	DS@1000N W BUTLER RD	2	Selected Yr 2
1020	4780	20			TAYLOR RD	DS@1000N W BUTLER RD	NORTH END	2	Selected Yr 2
1566	5160	10			WILLOWBROOK LN	ADAMS MILL RD	BROOKS RD	2	Selected Yr 2
1738	1100	10			APPALACHIAN LN	NW END	HILL LN	3	Selected Yr 3
2909	1170	10			ASHLEYBROOK CT	BROOKS RD	BRANDYBROOK LN	3	Selected Yr 3
2910	1170	20			ASHLEYBROOK CT	BRANDYBROOK LN	NW END	3	Selected Yr 3
1560	1550	10			BRANDYBROOK LN	ASHLEYBROOK CT	HOLLIBROOK CT	3	Selected Yr 3
1572	1680	10			BROOKS RD	SHAWN DR	MEADOWBROOK DR	3	Selected Yr 3
1570	1680	20			BROOKS RD	MEADOWBROOK DR	ADAMS MILL RD	3	Selected Yr 3
1568	1680	30			BROOKS RD	ADAMS MILL RD	WILLOWBROOK LN	3	Selected Yr 3
1565	1680	40			BROOKS RD	WILLOWBROOK LN	STONEBROOK TRL	3	Selected Yr 3
1562	1680	50			BROOKS RD	STONEBROOK TRL	ASHLEYBROOK CT	3	Selected Yr 3
2157	1680	60			BROOKS RD	ASHLEYBROOK CT	MULLINAX DR	3	Selected Yr 3
2131	1680	70			BROOKS RD	MULLINAX DR	FAIRLANE DR	3	Selected Yr 3

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2132	1680	80			BROOKS RD	FAIRLANE DR	HOLLIBROOK CT	3	Selected Yr 3
1557	1680	90			BROOKS RD	HOLLIBROOK CT	JODIBROOK CT	3	Selected Yr 3
1240	1680	100			BROOKS RD	JODIBROOK CT	NEW NEELY FERRY RD	3	Selected Yr 3
2259	2810	10			HOLLIBROOK CT	BROOKS RD	BRANDYBROOK LN	3	Selected Yr 3
2672	2810	20			HOLLIBROOK CT	BRANDYBROOK LN	NW END	3	Selected Yr 3
2727	2910	10			JODIBROOK CT	BROOKS RD	NW END	3	Selected Yr 3
2867	2380	10			FARGO ST	BETHEL DR	BARTLETT ST	3	Selected Yr 3
1635	1350	10			BEECHWOOD CT	SOUTH END	SPRINGVALE DR	3	Selected Yr 3
3139	2820	10			HOLLY LN	SPRINGVALE DR	BROOKBEND RD	3	Selected Yr 3
2819	3690	10			OLD BRIDGES RD	WEST END	SPRINGVALE DR	3	Selected Yr 3
2818	3690	20			OLD BRIDGES RD	SPRINGVALE DR	BROOKBEND RD	3	Selected Yr 3
3135	4080	10			POPLAR LN	SPRINGVALE DR	BROOKBEND RD	3	Selected Yr 3
1335	4580	10			SPRINGVALE DR	BEECHWOOD CT	POPLAR LN	3	Selected Yr 3
3138	4580	20			SPRINGVALE DR	POPLAR LN	HOLLY LN	3	Selected Yr 3
2817	4580	30			SPRINGVALE DR	HOLLY LN	OLD BRIDGES RD	3	Selected Yr 3
3142	1380	10			BELLPORT DR	GREENPORT WAY	MANHASSETT CT	3	Selected Yr 3
1159	2460	10			FLANDERS CT	RANCH RD	MONTAUK DR	3	Selected Yr 3
1449	2460	20			FLANDERS CT	MONTAUK DR	NW END	3	Selected Yr 3
1451	2680	10			GREENPORT WAY	MONTAUK DR	TUCKAHOE CT	3	Selected Yr 3
1158	2680	20			GREENPORT WAY	TUCKAHOE CT	MORICHES CT	3	Selected Yr 3
1157	2680	30			GREENPORT WAY	MORICHES CT	SE END	3	Selected Yr 3
3141	3170	10			LYNBROOK CT	MANHASSETT CT	SE END	3	Selected Yr 3
1330	3200	10			MANHASSETT CT	NW END	MONTAUK DR	3	Selected Yr 3
2170	3200	20			MANHASSETT CT	MONTAUK DR	LYNBROOK CT	3	Selected Yr 3
3010	3430	10			MONTAUK DR	FLANDERS CT	PECONIC CT	3	Selected Yr 3
3009	3430	20			MONTAUK DR	PECONIC CT	GREENPORT WAY	3	Selected Yr 3
3143	3430	30			MONTAUK DR	GREENPORT WAY	MANHASSETT CT	3	Selected Yr 3

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 Street Inventory and Five Year Rehabilitation Plan By Year

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GISID	Agency ID	Street Number	Block Number	Street Prefix	On Street	From Street	To Street	Year of First Rehab	Segment Rehab Results
1453	3450	10			MORICHES CT	SOUTH END	GREENPORT WAY	3	Selected Yr 3
1450	3770	10			ORIENT DR	ASHMORE BRIDGE RD	PECONIC CT	3	Selected Yr 3
1277	4170	10			RANCH RD	PAGE LN	GLINDA ANN CT	3	Selected Yr 3
1163	4170	20			RANCH RD	GLINDA ANN CT	FLANDERS CT	3	Selected Yr 3
1160	4170	30			RANCH RD	FLANDERS CT	ASHMORE BRIDGE RD	3	Selected Yr 3
1452	4890	10			TUCKAHOE CT	SOUTH END	GREENPORT WAY	3	Selected Yr 3
3144	5010	10			WATCH HILL CT	GREENPORT WAY	NE END	3	Selected Yr 3
3198	1520	10			BOUNTY CT	MARSH CREEK DR	NORTH END	3	Selected Yr 3
1780	1850	10			CHALLENGER CT	SW END	DISCOVERY WAY	3	Selected Yr 3
1779	2200	10			DISCOVERY WAY	WEST END	CHALLENGER CT	3	Selected Yr 3
2703	2660	10			GREEN ST	MURRAY DR	DISCOVERY WAY	3	Selected Yr 3
1644	1900	10			CHESHIRE RD	SOUTH END	BETHEL DR	3	Selected Yr 3
1626	2000	10			COLOMBARD CT	WEST END	SUTTERS GLEN CT	3	Selected Yr 3
1584	2000	20			COLOMBARD CT	SUTTERS GLEN CT	SONOMA DR	3	Selected Yr 3
2875	4200	10			RIESLING WAY	COLOMBARD CT	NE END	3	Selected Yr 3
1585	4710	10			SUTTERS GLEN CT	SOUTH END	COLOMBARD CT	3	Selected Yr 3
2147	2030	10			CREEK DR	FORRESTER CREEK WAY	FORRESTER CREEK DR	3	Forced Yr 3
1314	4970	10	W		CREEK DR	FORRESTER CREEK WAY	FORRESTER CREEK DR	3	Forced Yr 3
3090	2470	10			FORRESTER CREEK DR	MILLER RD	W CREEK DR	3	Forced Yr 3
3089	2470	20			FORRESTER CREEK DR	W CREEK DR	CREEK DR	3	Forced Yr 3
3088	2470	30			FORRESTER CREEK DR	CREEK DR	SE END	3	Forced Yr 3
1760	4630	10			STETSON CT	WEST END	HILL LN	3	Forced Yr 3
1317	3350	10			MIDDLE RD	STONEY CREEK DR	OAKWOOD CT	3	Selected Yr 3
1319	3350	20			MIDDLE RD	OAKWOOD CT	PIGEON PT	3	Selected Yr 3
1321	3350	30			MIDDLE RD	PIGEON PT	MILLER RD	3	Selected Yr 3
1326	3680	10			OAKWOOD CT	SW END	PINEY GROVE RD	3	Selected Yr 3
1325	3680	20			OAKWOOD CT	PINEY GROVE RD	MIDDLE RD	3	Selected Yr 3

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3104	4020	10			PINEY GROVE RD	OAKWOOD CT	STONEY CREEK DR	3	Selected Yr 3
1373	4020	20			PINEY GROVE RD	STONEY CREEK DR	PINE STRAW WAY	3	Selected Yr 3
1394	4020	30			PINEY GROVE RD	PINE STRAW WAY	CHERRY HILL RD	3	Selected Yr 3
1375	4020	40			PINEY GROVE RD	CHERRY HILL RD	NORTH END	3	Selected Yr 3
1324	4640	10			STONEY CREEK DR	SOUTH END	PINEY GROVE RD	3	Selected Yr 3
1322	4640	20			STONEY CREEK DR	PINEY GROVE RD	MIDDLE RD	3	Selected Yr 3
2858	3460	10			MORISTON RD	ARCHDALE DR	SE END	3	Selected Yr 3
1573	3500	10			MUSCADINE DR	SW END	WATEROAK WAY	3	Selected Yr 3
1571	3500	20			MUSCADINE DR	WATEROAK WAY	SHAWN DR	3	Selected Yr 3
2879	4490	10			SHAWN DR	BROOKS RD	MUSCADINE DR	3	Selected Yr 3
2243	4490	20			SHAWN DR	MUSCADINE DR	WATEROAK WAY	3	Selected Yr 3
2242	4490	30			SHAWN DR	WATEROAK WAY	NW END	3	Selected Yr 3
1617	5020	10			WATEROAK WAY	MUSCADINE DR	SHAWN DR	3	Selected Yr 3
1594	3810	10			OYSTER BAY CT	WEST END	PLANTERS ROW DR	3	Selected Yr 3
1653	4000	60			PINEHURST DR	NEW NEELY FERRY RD	HWY 276	3	Selected Yr 3
1752	4010	10			PINEHURST DR	HWY 276	HWY 276	3	Selected Yr 3
1156	3900	10			PECONIC CT	ORIENT DR	SE END	4	Selected Yr 4
3086	2480	10			FORRESTER CREEK WAY	CREEK DR	SE END	4	Selected Yr 4
3182	4720	10			SWEETLAND CT	PINK BLOSSOM CT	SPICEY DR	4	Selected Yr 4
2197	4720	20			SWEETLAND CT	SPICEY DR	SE END	4	Selected Yr 4
2419	2800	10			HOLLAND RD	BRIDGES RD	LEA GAIL CIR	4	Forced Yr 4
2279	2800	20			HOLLAND RD	LEA GAIL CIR	LEA GAIL CIR	4	Forced Yr 4
2418	2800	30			HOLLAND RD	LEA GAIL CIR	CENTERPOINTE BLVD	4	Forced Yr 4
2414	2800	40			HOLLAND RD	CENTERPOINTE BLVD	CENTERPOINTE BLVD	4	Forced Yr 4
1019	2800	50			HOLLAND RD	CENTERPOINTE BLVD	DS@1000N CENTERPOINTE BLVD	4	Forced Yr 4
1018	2800	60			HOLLAND RD	DS@1000N CENTERPOINTE BLVD	BROOKFIELD OAKS DR	4	Forced Yr 4
1024	2800	70			HOLLAND RD	BROOKFIELD OAKS DR	DS@1000N BROOKFIELD OAKS DR	4	Forced Yr 4

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1023	2800	80			HOLLAND RD	DS@1000N BROOKFIELD OAKS DR	DS@2000N BROOKFIELD OAKS DR	4	Forced Yr 4
1022	2800	90			HOLLAND RD	DS@2000N BROOKFIELD OAKS DR	VERDIN RD	4	Forced Yr 4
2169	2900	10			JENKINS CT	SOUTH END	JENKINS ST	4	Selected Yr 4
1383	3370	10			MIDDLETON LN	DEVONSHIRE RD	WOODRIDGE CIR	4	Selected Yr 4
1382	3370	20			MIDDLETON LN	WOODRIDGE CIR	SWINTON DR	4	Selected Yr 4
3034	3600	10			NEW COMMERCE CT	E BUTLER RD	SE END	4	Selected Yr 4
1645	4440	10			SETTERS CT	SOUTH END	BETHEL DR	4	Selected Yr 4
2891	4510	10			SICKLE CT	PLANTERS ROW DR	EAST END	4	Selected Yr 4
3189	1220	10			ASHWOOD AVE	VINE HILL RD	VINE HILL RD	5	Selected Yr 5
3172	3230	10			MAPLETON DR	FORRESTER DR	GREENTREE RD	5	Selected Yr 5
3174	3230	20			MAPLETON DR	GREENTREE RD	VINE HILL RD	5	Selected Yr 5
3175	3230	30			MAPLETON DR	VINE HILL RD	OLD TRAIL RD	5	Selected Yr 5
3171	3230	40			MAPLETON DR	OLD TRAIL RD	OLD TRAIL RD	5	Selected Yr 5
3192	3740	10			OLD TRAIL RD	MAPLETON DR	VINE HILL RD	5	Selected Yr 5
1145	4950	10			VINE HILL RD	MAPLETON DR	ASHWOOD AVE	5	Selected Yr 5
3169	4950	20			VINE HILL RD	ASHWOOD AVE	ASHWOOD AVE	5	Selected Yr 5
3191	4960	10			VINE HILL RD	LEDGEMONT DR	OLD TRAIL RD	5	Selected Yr 5
3170	4960	20			VINE HILL RD	OLD TRAIL RD	MAPLETON DR	5	Selected Yr 5
1155	1340	10			BAYOU COVE	MARSH CREEK DR	EAST END	5	Non-Crtcl Yr 5
1960	1400	10			BETHEL WAY	GREENAPPLE WAY	BETHEL GREENE CT	5	Selected Yr 5
1959	1400	20			BETHEL WAY	BETHEL GREENE CT	THOMAS LN	5	Selected Yr 5
1963	1400	30			BETHEL WAY	THOMAS LN	GREENAPPLE WAY	5	Selected Yr 5
1955	4810	10			THOMAS LN	SOUTH END	BETHEL WAY	5	Selected Yr 5
2695	1410	10			BETHGLEN CT	TRAILSTREAM DR	NORTH END	5	Selected Yr 5
3300	4460	10			SHADECREST DR	OLD MILL RD	CALIX CT	5	Selected Yr 5
2807	4460	20			SHADECREST DR	CALIX CT	SALADO LN	5	Selected Yr 5
2805	4460	30			SHADECREST DR	SALADO LN	BASSWOOD DR	5	Selected Yr 5

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2806	4460	40			SHADECREST DR	BASSWOOD DR	EAST END	5	Selected Yr 5
1264	2550	10			FOWLER CIR	TRAILSIDE LN	W BUTLER RD	5	Selected Yr 5
2193	4870	10			TRAILSIDE LN	FOWLER CIR	WALKING CT	5	Selected Yr 5
2378	4870	20			TRAILSIDE LN	WALKING CT	NE END	5	Selected Yr 5
2192	5000	10			WALKING CT	TRAILSIDE LN	NORTH END	5	Selected Yr 5
1378	2600	10			GENEVA CT	NW END	INTERNATIONAL CT	5	Selected Yr 5
2194	2620	10			GINGAM CT	MARSH CREEK DR	NE END	5	Selected Yr 5
1587	3110	10			LESLIE CT	SOUTH END	MARSH CREEK DR	5	Selected Yr 5
1085	3240	10			MARSH CREEK DR	ASHMORE BRIDGE RD	SEA OATS INLT	5	Selected Yr 5
1086	3240	20			MARSH CREEK DR	SEA OATS INLT	BAYOU COVE	5	Selected Yr 5
1082	3240	30			MARSH CREEK DR	BAYOU COVE	TIDELAND CT	5	Selected Yr 5
1081	3240	40			MARSH CREEK DR	TIDELAND CT	BOUNTY CT	5	Selected Yr 5
1083	3240	50			MARSH CREEK DR	BOUNTY CT	LESLIE CT	5	Selected Yr 5
1084	3240	60			MARSH CREEK DR	LESLIE CT	BAYOU COVE	5	Selected Yr 5
2283	4410	10			SEA OATS INLT	ASHMORE BRIDGE RD	MARSH CREEK DR	5	Selected Yr 5
2899	4410	20			SEA OATS INLT	MARSH CREEK DR	PLANTERS ROW DR	5	Selected Yr 5
1149	3390	10			MILLPORT CIR (E)	MILLPORT CIR (W)	MILLPORT CIR (W)	5	Selected Yr 5
1148	3400	10			MILLPORT CIR (W)	MILLPORT CIR (E)	MILLPORT CIR (E)	5	Selected Yr 5
1490	4270	10			ROTHWELL DR	MILLPORT CIR	E BUTLER RD	5	Selected Yr 5
1804	4110	10			PURDUE CT	SW END	HILL LN	5	Selected Yr 5
1279	4830	10			TIDELAND CT	SOUTH END	MARSH CREEK DR	5	Selected Yr 5

September 14, 2020

Ruth Sherlock, Chairman
Greenville Legislative Delegation Transportation Committee
301 University Ridge, Suite 2400
Greenville, SC 29601

Dear Chairman Sherlock:

Thank you for your August 10, 2020 letter regarding the \$4,500,000 approved by the Greenville Legislative Delegation Transportation Committee (GLDTC) for the GLDTC Project 574 - Municipal Match Resurfacing Program for fiscal year 2020-2021. As confirmed in your letter, the GLDTC approved a maximum C-Fund match of \$191,954.41 for the City of Mauldin.

The Mauldin City Council (the "City Council") approved contributing \$2,700,000 towards GLDTC Project 574 for fiscal year 2020-2021. The City has contracted with IMS (Infrastructure Management Services) to perform a pavement condition survey of all City owned roads.

IMS has completed the road inventory and is analyzing the collected road data to develop a full assessment. It is expected that the assessment will be completed no later than the end of September 2020. City Council will develop its FY2021 road paving list based on this assessment. Once developed and approved by City Council, the road paving list will be forwarded for inclusion in Project 574. It is expected that the list will be provided in October 2020.

Should you have any questions or concerns regarding this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Brandon Madden', with a stylized flourish at the end.

Brandon Madden
City Administrator

cc: Mauldin City Council (via email only)
Mauldin Finance Director Holly Abercrombie (via email only)
Mauldin Public Works Director Matthew Fleahman (via email only)