

**STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
April 26, 2016
PC#2016-05**

SUBJECT: [Request For Text Amendments To The Florence County Code Of Ordinances, Chapter 21, NUISANCES, Section 21-4, Voluntary Abatement (c) And (d)].

APPLICANT: Florence County Planning and Building Department

STAFF RECOMMENDATION:
Approve as submitted

Staff Analysis:

The Planning Codes Enforcement Official issues summons and present them directly before the Florence County Magistrate Court for the County Building and Zoning Departments.

The Florence County Nuisance Ordinance requires the County Planning Department to pay a fee to the County Magistrate's office to prepare civil papers and an additional fee to the County Sheriff's office to serve the paperwork.

The Planning Codes Enforcement Division receives approximately 100 complaints annually.

To promote consistent Administrative Procedures within the Planning and Building Department, nuisance violations should be handled in the same manner as building and zoning violations.

Therefore, the Florence County Code of Ordinances, Chapter 21, NUISANCES, Section 21-4, Voluntary Abatement (c) and (d) shall be amended as follows:

Chapter 21 – NUISANCES

ARTICLE I. – IN GENERAL

Sec. 21-4. – Voluntary abatement.

- (c) In the event that the owner or offending occupant:
- (1) Refuses to respond to the notice,
 - (2) Fails to execute the abatement agreement, or
 - (3) Breaches the abatement agreement,

The ~~p~~Planning/~~e~~Codes ~~e~~Enforcement ~~director~~ Official may direct that a summons be issued for a hearing in Florence County Magistrate Court so the owner or offending occupant can show why a penalty petition the chief magistrate for Florence County for a rule to the owner or offending

~~occupant to show cause why actions to abate the nuisance should not be taken by the owner or offending occupant and/or a civil penalty not to exceed \$200.00 per day should not be imposed.~~
~~(d) The sheriff's department will be responsible for serving the initial notice and the show cause documents.~~

FLORENCE COUNTY COUNCIL MEETING:

This item is tentatively scheduled to appear on the agenda on Thursday, May 19, 2016 @ 9:00 a.m. in room 803 of the County Complex, 180 North Irby Street, Florence.