Session 107 - (1987-1988)

S*0411 (Rat #0733, Act #0626 of 1988) General Bill, By Bryan, R.C. Dennis, Drummond, H.U. Fielding, Giese, J.C. Hayes, Land, Leventis, J.C. Lindsay, J.M. Long, I.E. Lourie, J.A. Martin, P.B. McLeod, T.W. Mitchell, Patterson, T.H. Pope, C.L. Powell, Saleeby, Setzler, H.C. Smith, N.W. Smith, Thomas, J.M. Waddell and Wilson

Similar (H 2634)

A Bill to amend Chapter 3 of Title 5, Code of Laws of South Carolina, 1976, relating to the methods of annexation authorized for municipalities, by adding Section 5-3-300 so as to authorize an additional method of annexation which may be initiated by a petition of twenty-five percent or more of the resident freeholders in an area calling for an election in a proposed area and if approved by a majority of the qualified electors the municipal council shall give public notice that it intends to annex the area, provide that notice of the election must be published in a newspaper of general circulation in the municipality, provide that if a petition is not submitted within thirty days after notice is given an election must be held within a municipality to approve the annexation, provide that the annexation is not effective unless approved by the electors in the municipality when the petition is submitted, provide that any freeholder who owns twenty-five percent or more of the assessed value of real property in the area to be annexed shall receive written notice of the annexation and if he files written objection to the inclusion of his property in the area to be annexed his property must be excluded from the annexation, to provide for the definition of "agricultural real property", to authorize the municipal clerk to require the freeholder to give written authorization to verify farm income and to provide the agriculture stabilization and conservation service farm identification number of the tract and allow verification of this number; by adding Section 5-3-310 so as to provide a procedure and conditions where a municipality annexes part or all of a special purpose district, special taxing district, or assessment district; by adding Section 5-3-311 so as to authorize an annexing municipality and a district to formulate an agreement regarding the annexation of all or part of the district, to provide the conditions of the agreement; by adding Section 5-3-312 so as to provide that the plan formulated under the provisions of this Chapter must seek to balance the equities and interests of the residents and taxpayers of the annexed area and of the area of the district not annexed, to provide factors which must be used in formulating the plan; by adding Section 5-3-313 so as to require the Auditor and Treasurer of the county in which the annexed area is located to take such action as is appropriate to conform with the plan finally established pursuant to the provisions of this Chapter; by adding Section 5-3-314 so as to prohibit the disturbance of the obligation between a district and its general obligation bondholders, holders of county bonds by any plan which is finally established; and by adding Section 5-3-315 so as to authorize any district affected by the proposed annexation to conduct a public hearing within sixty days before the required election, and require the district to give at least fourteen days' notice of the time and place of the public hearing in a newspaper of general circulation within the area proposed to be annexed.-amended title

02/18/87	**Senate**	**Introduced and read first time SJ-561**
02/18/87	**Senate**	**Referred to Committee on Judiciary SJ-562**
04/29/87	**Senate**	**Committee report: Favorable with amendment Judiciary SJ-1564**
04/29/87	**Senate**	**Retaining place on calendar recommitted to Committee on Judiciary SJ-1564**
02/03/88	**Senate**	**Committee report: Majority favorable with amend., minority unfavorable Judiciary SJ-10**
03/30/88	**Senate**	**Amended SJ-20**
03/30/88	**Senate**	**Read second time SJ-35**
03/30/88	**Senate**	**Ordered to third reading with notice of amendments SJ-35**
04/05/88	**Senate**	**Special order SJ-30**
04/19/88	**Senate**	**Debate interrupted SJ-65**
04/20/88	**Senate**	**Amended SJ-42**
04/20/88	**Senate**	**Debate interrupted SJ-48**
04/26/88	**Senate**	**Read third time and sent to House SJ-43**
04/27/88	**House**	**Introduced and read first time HJ-3232**
04/27/88	**House**	**Referred to Committee on Judiciary HJ-3233**
05/11/88	**House**	**Committee report: Favorable Judiciary HJ-3659**
05/17/88	**House**	**Objection by Rep. MD Burriss, OR Phillips, Cork, Humphries, Washington, HJ-3822**
05/17/88	**House**	**Objection by Rep. T Rogers & Ferguson HJ-3822**
05/24/88	**House**	**Special order, set for following consideration of S. 1 (Under H 4308) HJ-3998**
05/30/88	**House**	**Read second time HJ-4308**
05/31/88	**House**	**Special order, set for immediately (Under H 4336) HJ-4426**
05/31/88	**House**	**Read third time and enrolled HJ-4427**
06/02/88		**Ratified R 733**

06/07/88	**Signed By Governor**
06/07/88	**Effective date 06/07/88**
06/07/88	**Act No. 626**
06/17/88	**Copies available**