

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF MCCORMICK )

FILED  
GWENDOLYN D. CHILES  
ORDINANCE 18-08  
2019 SEP - 5 PM 12:04

CLERK OF COURT  
MCCORMICK COUNTY, SC

**AN ORDINANCE CREATING A SPECIAL TAX DISTRICT FOR FIRE PROTECTION IN THE MODOC FIRE DISTRICT**

**WHEREAS**, at the meeting of McCormick County Council held on June 19, 2018 a petition was submitted to McCormick County Council requesting that a special tax district for fire protection for the Modoc Fire District be created; and

**WHEREAS**, McCormick County Council found that the submitted petition had been signed by fifteen percent (15%) or more of the electors in the proposed special tax district and certified that fact to the McCormick County Election Commission and further certified that the submitted petition met the requirements of South Carolina Code Section 4-9-30 (5)(a)(i); and

**WHEREAS**, a special election concerning the creation of a special tax district in for fire protection in the Modoc Fire District was held on April 23, 2019; and

**WHEREAS**, the McCormick County Election Commission has certified to McCormick County Council that the creation of the special tax district for fire protection for the Modoc Fire District was approved by a majority of the electors voting in the special election held on April 23, 2019; and

**WHEREAS**, in accordance with South Carolina Law, McCormick County does hereby establish a Special Tax District for Fire Protection for the Modoc Fire District to be governed by a Special Tax Commission as set out herein.

**NOW, THEREFORE, BE IT ORDAINED** by the County Council of McCormick County, South Carolina, that there is hereby created a Special Tax district for Fire Protection in the Modoc Fire District; subject to the following terms and conditions:

1. The Modoc Special Tax District for Fire Protection is created for the Modoc Fire District as shown on the map thereof on file with the McCormick County Administration Office and as shown on the McCormick County GIS website.
2. The Modoc Special Tax District for Fire Protection shall be governed by a Special Tax Commission composed of five members who shall be appointed by McCormick County Council and shall hold office for term of four (4) years, on a staggered basis; until their successors have been appointed and qualified. McCormick County Council shall designate two (2) Commissioners to serve an initial term of two (2) years and three (3) Commissioners to serve an initial four (4) years term. Thereafter, all Commissioners are to serve for a term of 4 years.

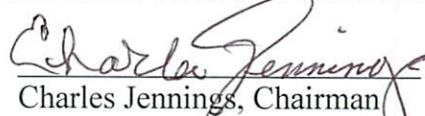
3. The five (5) Commissioners appointed by McCormick County Council must be electors who reside within the Tax District. To the extent possible, Commissioners shall be chosen from throughout the geographic area of the Tax District.
4. The Commission shall be known as the "Modoc Special Tax Commission for Fire Protection". The members of said Commission shall elect their Chairperson, who shall hold office for a term of one year or until a successor has been selected.
5. The Commission shall have the power to negotiate all lawful contracts concerning the providing of fire protection for the District and shall generally look after the business affairs of the District relating to such services. Any contract which requires the expenditure of funds will not be effective until approved by McCormick County Council and included in the budget for the tax district as submitted to and approved by McCormick County Council.
6. The Commission shall submit a yearly budget for approval by McCormick County Council. McCormick County Council shall determine and set the levy for taxes imposed in the tax district. The annual tax levy imposed for the tax district shall not exceed 24.5 mills. McCormick County Council shall have the authority to revise and/or approve such portions of the budget as it deems necessary and appropriate.

This Ordinance shall become effective upon adoption after three (3) readings and any required public hearing.


**APPROVED AND ADOPTED this 28<sup>th</sup> day of August 2019.**

**MCCORMICK COUNTY COUNCIL**

By:

  
Charles Jennings, Chairman

**ATTEST:**

  
Crystal B. Barnes, Clerk to Council

1st Reading:	May 21, 2019
2nd Reading:	June 18, 2019
Public Hearing:	August 20, 2019
3rd Reading:	August 28, 2019