

## **AGENDA**

### **SPARTANBURG SANITARY SEWER DISTRICT COMMISSION**

#### **REGULAR MEETING**

**MEETING PLACE: 200 Commerce Street**

**Tuesday, August 23, 2022, 2:15 p.m.**

This is a regular meeting of the Spartanburg Sanitary Sewer District Commission. Written notice of the date, time, and place for this meeting, along with the agenda, has been posted in the lobby and on the Spartanburg Water website, and copies have been forwarded to local and nearby news media (including Spartanburg Herald-Journal, The Spartan Weekly, Greenville News, The Greer Citizen, Hometown News, WSPA-TV 7, WYFF-TV 4, WLOS-TV 13, WHNS Fox Carolina, WORD News Radio, WOLT-FM Radio, Tribune Times, and the Times Examiner) at least 24 hours prior to this meeting.

- 1. PRAYER**
- 2. APPROVAL OF MINUTES OF REGULAR MEETING OF JUNE 28, 2022**
- 3. MONTHLY FINANCIAL REPORT**

Management will present a financial summary of SSSD expenditures and revenues for the twelve-month period ending June 30, 2022, and one-month period ending July 31, 2022.

- 4. RECOGNITION – CALEB OWENS – LAKE WARDEN**

On the afternoon of August 14, 2022, Caleb Owens, Lake Warden, responded to a boating incident on Lake Bowen. His quick thinking and response ensured the positive conclusion to a significant injury event.

- 5. NACWA FACILITY PEAK PERFORMANCE AWARDS**

In July 2022, Spartanburg Sanitary Sewer District received eight Peak Performance Awards from the National Association of Clean Water Agencies (NACWA) based on 2021 performance. NACWA'S Peak Performance Awards recognize member agency facilities for outstanding compliance of their National Pollutant Discharge Elimination System (NPDES) permit limits.

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This recognition program consists of three categories – Platinum, Gold, and Silver.

Platinum Awards: Fingerville WWTF (Platinum-10), Clifton-Converse WWTF (Platinum-9), Page Creek WWTF (Platinum-9), Cowpens WWTF (Platinum-8), and Pacolet Mills (Platinum-6). The Platinum-6, Platinum-7, Platinum-8, Platinum-9, and Platinum-10 Awards recognize 100% compliance with NPDES permits for six, seven, eight, nine, and ten years respectively.

Gold Awards: The South Tyger River WWTF achieved Gold status for 2021. Gold Awards recognize facilities that have achieved 100% compliance with their NPDES permit for an entire calendar year.

Silver Awards: A. Manning Lynch WWTF and Lower North Tyger River WWTF achieved Silver Status. Silver Awards recognize facilities that have received no more than five NPDES Permit Violations per calendar year.

The above is provided as information to the Commission.

**6. WASTEWATER TREATMENT STORMWATER POLLUTION PREVENTION PLAN (SWPPP) UPDATE - PROFESSIONAL SERVICES AGREEMENT**

SCDHEC requires Wastewater Treatment Facilities (WWTF) having a design flow of 1.0 MGD or facilities with a pretreatment program to have an updated Storm Water Pollution Prevention Plan (SWPPP). This requirement applies to the following SSSD facilities: Page Creek WWTF, South Tyger WWTF, Lower North Tyger WWTF, Cowpens WWTF, and A. Manning Lynch WWTF. Plans are to be typically updated every 5 years or when the overriding SCDHEC General Storm Water Permit is issued.

The last updates were performed by S&ME in late 2016. Due to their expertise and proven experience in these type plans, management recommends the Commission authorize the approval of a professional services agreement with S&ME for the development of updated plans for a cost not to exceed \$15,000.

Funding will be provided by the SSSD operating budget.

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**7. WASTEWATER TREATMENT SPILL PREVENTION, CONTROLS AND COUNTERMEASURES (SPCC) UPDATE - PROFESSIONAL SERVICES AGREEMENT**

The Environmental Protection Agency (EPA) requires Wastewater Treatment Facilities (WWTF) to comply with Title 40 of the Code of Federal Regulations (40 CFR), Part 12. The intention of the statute is to prevent oil spills to waters of the United States and establishes requirements for owners/operators of these facilities that store petroleum. Facilities that are subject the regulation if:

- Total aboveground storage capacity in excess of 1320 gallons; or,
- Total underground capacity in excess of 42,000 gallons.

The regulation requires that all qualifying facilities have a fully prepared SPCC Plan. Qualifying SSSD Wastewater Treatment Facilities include:

- Page Creek WWTF
- Lower North Tyger River WWTF
- Cowpens WWTF
- A. Manning Lynch WWTF
- Lawson Fork Transfer Station

Previous updates were performed for all facilities in 2017 with the exception of the Lower North Tyger River WWTF, which was updated in 2019. Due to their expertise and proven experience in these type plans, management recommends the Commission authorize the approval of a professional services agreement with S&ME for the development of updated plans for a cost not to exceed \$12,500.

Funding will be provided by the SSSD operating budget.

**8. FAIRFOREST BASIN LARGE LINE CLEANING AND CCTV PROJECT PHASE V - PROJECT SUMMARY**

The contract for the fifth phase the contract cleaning and CCTV/Sonar inspection in the Fairforest Basin was awarded to Hydrostructures, Inc. in November 2021. Hydrostructures mobilized and began the cleaning

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operation in February 2022. By the second week of work, Hydrostructures reported a higher than usual amount of debris and progress was extremely slow. By week 8, Hydrostructures had removed approximately 26 tons of debris having cleaned only 15% of the 10,500 LF of Phase V. This amount exceeded the cumulative amount of debris removed in the previous four phases. Hydrostructures met with Staff to relay concerns about meeting the project schedule and budget.

In order to quantify the remaining debris removal and estimate the anticipated duration, Hydrostructures performed sonar inspection on the remaining approximately 9,000 LF. The results of their sonar inspection indicate approximately 200 tons of debris in the remaining pipeline to be cleaned.

The change in conditions was unforeseen and unexpected as compared to the previous four phases. More robust equipment to remove, handle and dispose of the debris is needed, as well a longer contract period to perform the work. Hydrostructures prepared an opinion of probable cost to complete the job and estimated it would cost approximately \$650,000 to complete the job, almost three times the original project estimate. After meetings with Hydrostructures to discuss their opinion of probable cost, staff evaluated several options and determined the best option for all parties involved was to terminate the contract (PO) with Hydrostructures, compensate Hydrostructures for the work completed at the original unit prices and rebid the remaining line (approximately 9,200 LF) in the next fiscal year as Phase VI of the Fairforest Large Line Cleaning & CCTV project. The contract with Hydrostructures was terminated June 23, 2022. Staff has prepared the scope and RFP for Phase VI and are awaiting funding before advertising for proposals.

The above is provided as information to the Commission.

**9. NOTIFICATION OF ENACTMENT OF EMERGENCY PROCUREMENT –  
LAWSON FORK CREEK INTERCEPTOR 30-INCH REPAIR**

On March 11, 2022, staff was notified that at two locations on the 30-inch elevated portion of the Lawson Fork Creek 30-inch interceptor near Sloan Street in Drayton had deteriorated to a point-of-failure and was leaking wastewater during heavy rainfall events. SSSD staff took immediate

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measures to clean-up the affected area and temporarily patch the pipe to prevent further spillage while assessing the condition of all exposed pipeline. It was determined that approximately 72 LF of 30-inch gravity sewer pipe needed to be replaced.

Due to the need for expedited response, the use of by-pass pumping to maintain sewer service, and limited staffing along with safety concerns associated with replacing elevated pipe, a scope-of-work was drafted for a contractor to complete the repairs. Staff initiated two Emergency Procurement Requests and received approvals to first, purchase materials, and second, retain services from one of the pre-qualified contractors. The scope-of-work included by-pass pumping, cutting out sections of the existing line and replacing with new ductile iron pipe, re-attaching the pipe to concrete piers, replacement of an existing manhole, erosion control and site restoration.

Staff received a quote from two pre-qualified contractors to complete the work.

<b><u>BIDDER</u></b>	<b><u>AMOUNT OF BID</u></b>
Saluda Construction, LLC Greenville, SC	\$76,000
Double R Utilities Gaffney, SC	\$223,860

Saluda Construction, LLC, was the pre-qualified contractor selected based on their availability to begin the project in an expedient manner at a cost of \$76,000.00. The pre-purchased material cost for the pipe and fittings was \$42,254.51. Repairs were completed June 2022.

The above is provided as information to the Commission.

**10. RECEIPT OF BIDS – OAKBROOK PUMP STATION REHABILITATION PROJECT**

Bids were received on July 19, 2022, for the Oakbrook Pump Station Rehabilitation Project. The pump station was originally constructed in 1999 to serve the Oakbrook Subdivision and has reached the end of its useful life and is in need of rehabilitation. The

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station will also be upgraded to provide additional capacity for anticipated growth in the area. In addition to replacing the existing pumps with newer, more efficient units, this project will bring the station into compliance with the current Spartanburg Sanitary Sewer District Standard Specifications.

The bid was advertised publically in the Herald Journal and SCBO as well as on our website. In addition, staff invited all of the 2020-2022 prequalified contractors to submit a bid. Twenty-four contractors were provided the bid documents for the project and four contractors submitted a bid. The bids were as follows:

<b><u>BIDDER</u></b>	<b><u>AMOUNT OF BID</u></b>
T.P. Howard’s Plumbing Co., Inc. Fairview, NC	\$464,000
J.S. Haren Company Athens, TN	\$577,000
M.B. Kahn Construction Co., Inc. Columbia, SC	\$692,686
Turner Murphy Company Inc. Rock Hill, SC	\$982,806

Management recommends awarding the contract to the lowest responsive bidder, T.P. Howard’s Plumbing Co., Inc. of Fairview, NC, for the amount of \$464,000.

This project will be funded by Depreciation Funds.

**11. OWNERSHIP AGREEMENT – HARPER RIDGE**

Duffers Management, LLC, proposes to construct approximately 2,199 linear feet of 8-inch gravity sewer line, a 100 GPM pump station, and 2,184 linear feet of 4-inch force main to provide service to 66 residential lots in the Harper Ridge Subdivision located off of McAbee Road in Roebuck. The sewer line will connect to the existing SSSD infrastructure. The domestic waste will be treated at the A. Manning Lynch Wastewater Treatment Facility. The developer will bear all costs.

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The line will be constructed according to District-approved plans and specifications, with District inspection provided. The owner will provide all necessary right-of-way and easement agreements for this project.

The form of the agreement transferring ownership of the gravity sewer to the District has been reviewed by the District's attorney and executed by Duffers Management, LLC. Under the terms of the resolution adopted by the Commission on May 29, 1990, this agreement has been executed on behalf of the Commission by the Chief Executive Officer.

The above is provided as information to the Commission.

**12. OWNERSHIP AGREEMENT – IRIS MEADOWS SEWER EXTENSION**

Mark III Properties, LLC, proposes to construct approximately 9,070 linear feet of 8-inch gravity sewer line, one 300 GPM pump station, and 6,400 linear feet of 6-inch force main to provide service to 204 residential lots in the Iris Meadows development located off of Gas Plant Road. The sewer line will connect to the existing SSSD infrastructure at the Tyger River Industrial Park North Phase 3 development via a new pump station installed with the Iris Meadows development. The domestic waste will be treated at the Lower North Tyger River Wastewater Treatment Facility. The developer will bear all costs.

The line will be constructed according to District-approved plans and specifications, with District inspection provided. The owner will provide all necessary right-of-way and easement agreements for this project.

The form of the agreement transferring ownership of the gravity sewer to the District has been reviewed by the District's attorney and executed by Mark III Properties, LLC. Under the terms of the resolution adopted by the Commission on May 29, 1990, this agreement has been executed on behalf of the Commission by the Chief Executive Officer.

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**13. OWNERSHIP AGREEMENT – PARK 290 PHASE 1 SEWER PROJECT**

COI Spartanburg Industrial, LLC, proposes to construct approximately 4,542 linear feet of 12-inch gravity sewer line to provide service to four commercial lots in the Park 290 Phase 1 project located on Highway 221 near I-26. The sewer line will connect to the existing SSSD infrastructure. The domestic waste will be treated at the Lower North Tyger River Wastewater Treatment Facility. SSSD will participate in the off-site sewer construction cost in accordance with the Sewer Extension Policy adopted December 17, 1996. The line will be constructed according to District-approved plans and specifications, with District inspection provided. The owner will provide all necessary right-of-way and easement agreements for this project.

The form of the agreement transferring ownership of the gravity sewer to the District has been reviewed by the District's attorney and executed by COI Spartanburg Industrial, LLC. Under the terms of the resolution adopted by the Commission on May 29, 1990, this agreement has been executed on behalf of the Commission by the Chief Executive Officer.

The above is provided as information to the Commission.

**14. OWNERSHIP AGREEMENT – SHOALLY BROOK PHASE 2**

ECS Development, LLC, proposes to construct approximately 2,142 linear feet of 8-inch gravity sewer line to provide service to 50 residential lots in the Shoally Brook Phase 2 Subdivision located off of Sandifer Road in Boiling Springs. The sewer line will connect to the existing SSSD infrastructure. The domestic waste will be treated at the A. Manning Lynch Wastewater Treatment Facility. The developer will bear all costs.

The line will be constructed according to District-approved plans and specifications, with District inspection provided. The owner will provide all necessary right-of-way and easement agreements for this project.

The form of the agreement transferring ownership of the gravity sewer to the District has been reviewed by the District's attorney and executed by ECS Development, LLC. Under the terms of the resolution adopted by the Commission on May 29, 1990, this agreement has been executed on behalf of the Commission by the Chief Executive Officer.



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**15. REQUEST FOR ANNEXATION – DUKE ENERGY CAROLINAS, LLC**

Duke Energy Carolinas, LLC, has requested annexation of approximately 9.99 acres of property located off of Mount Pleasant Road, near Gossett Road in Spartanburg. The property is adjacent to the District boundaries and can be annexed by Commission under authority granted in its enabling legislation.

Management recommends the Commission approve the annexation request, adopt a resolution giving 90 days' notice to sub-districts, and annex the property effective November 21, 2022.

**Resolution of Annexation  
Adopted by Spartanburg Sanitary Sewer District Commission  
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WHEREAS, Duke Energy, owner of a 9.99-acre tract, more or less, adjacent to the existing Sewer District boundary line, and located off of Mount Pleasant Road and formerly part of parcel 3-08-00-054.04 and more particularly shown on the site location map attached hereto as exhibit "A" has petitioned for annexation of this area comprising the aforementioned tract to the Spartanburg Sanitary Sewer District ("the District"); and

WHEREAS, the petition of the property owner has been accepted by the Commission, the District's governing body (the "Commission"), after finding (a) that the petition was submitted by the property owner of an area in Spartanburg County on a petition form provided by the District, (b) that the petition was signed by the property owner within such area proposed to be annexed, (c) that there was attached to the petition a map made on a scale as required by the District, made by a registered licensed surveyor showing, in detail the boundary of the area proposed to be annexed and that all other requirements of the applicable law have been met, and

WHEREAS, the Commission, after having given due consideration to all relevant matters pertaining to the proposed annexation of such area as required by the District's enabling legislation, has determined that such an area should be annexed to the District, and

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WHEREAS, in reaching its decision to annex such area, the Commission has taken into consideration the additional waste contributed to the system by such area and present and future expansion of interceptor lines and disposal facilities needed to accommodate and service such area, and it has determined that such consideration does not indicate a probable need for expansion to take care of the sewage needs of such area, and,

WHEREAS, the Commission finds that it should now give written notice of ninety (90) days to the governing body of each of the sub-districts of the District.

NOW, THEREFORE, BE IT RESOLVED that the Commission hereby confirms and ratifies the determinations and findings set out hereinabove, and

BE IT FURTHER RESOLVED that the aforesaid petition be, and it hereby is, accepted by the Commission, and

BE IT FURTHER RESOLVED that the area owned by the aforesaid property owner shown on the map attached to the petition, be annexed to the District effective at the expiration of the ninety (90) days written notice to be given to the governing body of each sub-district of the District, and

BE IT FURTHER RESOLVED that the Commission will give written notice of ninety (90) days to the governing body of each of the sub-districts of the District of the acceptance of the aforesaid petition and of the decision of the Commission to annex the property shown on the above-described map.

BE IT FURTHER RESOLVED that when the annexation becomes effective notice of such annexation shall be given to the Spartanburg County Treasurer, the Spartanburg County Auditor and the Spartanburg County Health Officer.

**16. REQUEST FOR ANNEXATION – WILLIAM P. HOPE**

William P. Hope has requested annexation of approximately 9.671 acres of property located off of Hope Road on parcel 6-11-00-093.01. The property

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is adjacent to the District boundaries and can be annexed by Commission under authority granted in its enabling legislation.

Management recommends the Commission approve the annexation request, adopt a resolution giving 90 days' notice to sub-districts, and annex the property effective November 21, 2022.

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WHEREAS, William P. Hope, owner of a 9.671-acre tract, more or less, adjacent to the existing Sewer District boundary line, and located off of Hope Road on parcel 6-11-00-093.01 and more particularly shown on the site location map attached hereto as exhibit "A" has petitioned for annexation of this area comprising the aforementioned tract to the Spartanburg Sanitary Sewer District ("the District"); and

WHEREAS, the petition of the property owner has been accepted by the Commission, the District's governing body (the "Commission"), after finding (a) that the petition was submitted by the property owner of an area in Spartanburg County on a petition form provided by the District, (b) that the petition was signed by the property owner within such area proposed to be annexed, (c) that there was attached to the petition a map made on a scale as required by the District, made by a registered licensed surveyor showing, in detail the boundary of the area proposed to be annexed and that all other requirements of the applicable law have been met, and

WHEREAS, the Commission, after having given due consideration to all relevant matters pertaining to the proposed annexation of such area as required by the District's enabling legislation, has determined that such an area should be annexed to the District, and

WHEREAS, in reaching its decision to annex such area, the Commission has taken into consideration the additional waste contributed to the system by such area and present and future expansion of interceptor lines and disposal facilities needed to accommodate and service such area, and it has determined that such consideration does not indicate a probable need for expansion to take care of the sewage needs of such area, and,

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WHEREAS, the Commission finds that it should now give written notice of ninety (90) days to the governing body of each of the sub-districts of the District.

NOW, THEREFORE, BE IT RESOLVED that the Commission hereby confirms and ratifies the determinations and findings set out hereinabove, and

BE IT FURTHER RESOLVED that the aforesaid petition be, and it hereby is, accepted by the Commission, and

BE IT FURTHER RESOLVED that the area owned by the aforesaid property owner shown on the map attached to the petition, be annexed to the District effective at the expiration of the ninety (90) days written notice to be given to the governing body of each sub-district of the District, and

BE IT FURTHER RESOLVED that the Commission will give written notice of ninety (90) days to the governing body of each of the sub-districts of the District of the acceptance of the aforesaid petition and of the decision of the Commission to annex the property shown on the above-described map.

BE IT FURTHER RESOLVED that when the annexation becomes effective notice of such annexation shall be given to the Spartanburg County Treasurer, the Spartanburg County Auditor and the Spartanburg County Health Officer.

**17. REQUEST FOR ANNEXATION – WILLIAM P. HOPE AND MEREDITH H. CALDWELL**

William P. Hope and Meredith H. Caldwell has requested annexation of approximately 9.561 acres of property located off of Hope Road on parcel 6-11-00-093.00. The property is adjacent to the District boundaries and can be annexed by Commission under authority granted in its enabling legislation.

Management recommends the Commission approve the annexation request, adopt a resolution giving 90 days' notice to sub-districts, and annex the property effective November 21, 2022.

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WHEREAS, William P. Hope and Meredith H. Caldwell owners of a 9.561-acre tract, more or less, adjacent to the existing Sewer District boundary line, and located off of Hope Road on parcel 6-11-00-093.00 and more particularly shown on the site location map attached hereto as exhibit "A" has petitioned for annexation of this area comprising the aforementioned tract to the Spartanburg Sanitary Sewer District ("the District"); and

WHEREAS, the petition of the property owner has been accepted by the Commission, the District's governing body (the "Commission"), after finding (a) that the petition was submitted by the property owner of an area in Spartanburg County on a petition form provided by the District, (b) that the petition was signed by the property owner within such area proposed to be annexed, (c) that there was attached to the petition a map made on a scale as required by the District, made by a registered licensed surveyor showing, in detail the boundary of the area proposed to be annexed and that all other requirements of the applicable law have been met, and

WHEREAS, the Commission, after having given due consideration to all relevant matters pertaining to the proposed annexation of such area as required by the District's enabling legislation, has determined that such an area should be annexed to the District, and

WHEREAS, in reaching its decision to annex such area, the Commission has taken into consideration the additional waste contributed to the system by such area and present and future expansion of interceptor lines and disposal facilities needed to accommodate and service such area, and it has determined that such consideration does not indicate a probable need for expansion to take care of the sewage needs of such area, and,

WHEREAS, the Commission finds that it should now give written notice of ninety (90) days to the governing body of each of the sub-districts of the District.

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NOW, THEREFORE, BE IT RESOLVED that the Commission hereby confirms and ratifies the determinations and findings set out hereinabove, and

BE IT FURTHER RESOLVED that the aforesaid petition be, and it hereby is, accepted by the Commission, and

BE IT FURTHER RESOLVED that the area owned by the aforesaid property owner shown on the map attached to the petition, be annexed to the District effective at the expiration of the ninety (90) days written notice to be given to the governing body of each sub-district of the District, and

BE IT FURTHER RESOLVED that the Commission will give written notice of ninety (90) days to the governing body of each of the sub-districts of the District of the acceptance of the aforesaid petition and of the decision of the Commission to annex the property shown on the above-described map.

BE IT FURTHER RESOLVED that when the annexation becomes effective notice of such annexation shall be given to the Spartanburg County Treasurer, the Spartanburg County Auditor and the Spartanburg County Health Officer.

**18. REQUEST FOR ANNEXATION – CELIA DIANNE NODINE**

Celia Dianne Nodine has requested annexation of approximately 11.4 acres of property located off of Hope Road on parcel 6-11-00-092.01. The property is adjacent to the District boundaries and can be annexed by Commission under authority granted in its enabling legislation.

Management recommends the Commission approve the annexation request, adopt a resolution giving 90 days' notice to sub-districts, and annex the property effective November 21, 2022.

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WHEREAS, Celia Dianne Nodine, owner of a 11.4-acre tract, more or less, adjacent to the existing Sewer District boundary line, and located off of Hope Road on parcel 6-11-00-092.01 and more particularly shown on the site location map attached hereto as exhibit "A" has petitioned for annexation of this area comprising the aforementioned tract to the Spartanburg Sanitary Sewer District ("the District"); and

WHEREAS, the petition of the property owner has been accepted by the Commission, the District's governing body (the "Commission"), after finding (a) that the petition was submitted by the property owner of an area in Spartanburg County on a petition form provided by the District, (b) that the petition was signed by the property owner within such area proposed to be annexed, (c) that there was attached to the petition a map made on a scale as required by the District, made by a registered licensed surveyor showing, in detail the boundary of the area proposed to be annexed and that all other requirements of the applicable law have been met, and

WHEREAS, the Commission, after having given due consideration to all relevant matters pertaining to the proposed annexation of such area as required by the District's enabling legislation, has determined that such an area should be annexed to the District, and

WHEREAS, in reaching its decision to annex such area, the Commission has taken into consideration the additional waste contributed to the system by such area and present and future expansion of interceptor lines and disposal facilities needed to accommodate and service such area, and it has determined that such consideration does not indicate a probable need for expansion to take care of the sewage needs of such area, and,

WHEREAS, the Commission finds that it should now give written notice of ninety (90) days to the governing body of each of the sub-districts of the District.

NOW, THEREFORE, BE IT RESOLVED that the Commission hereby confirms and ratifies the determinations and findings set out hereinabove, and

BE IT FURTHER RESOLVED that the aforesaid petition be, and it hereby is, accepted by the Commission, and

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BE IT FURTHER RESOLVED that the area owned by the aforesaid property owner shown on the map attached to the petition, be annexed to the District effective at the expiration of the ninety (90) days written notice to be given to the governing body of each sub-district of the District, and

BE IT FURTHER RESOLVED that the Commission will give written notice of ninety (90) days to the governing body of each of the sub-districts of the District of the acceptance of the aforesaid petition and of the decision of the Commission to annex the property shown on the above-described map.

BE IT FURTHER RESOLVED that when the annexation becomes effective notice of such annexation shall be given to the Spartanburg County Treasurer, the Spartanburg County Auditor and the Spartanburg County Health Officer.

**19. REQUEST FOR ANNEXATION – JIMMY L. HINDMAN AND CELIA DIANNE NODINE**

Jimmy L. Hindman and Celia Dianne Nodine have requested annexation of approximately 30.114 acres of property located off of Hope Road on parcel 6-11-00-092.00. The property is adjacent to the District boundaries and can be annexed by Commission under authority granted in its enabling legislation.

Management recommends the Commission approve the annexation request, adopt a resolution giving 90 days' notice to sub-districts, and annex the property effective November 21, 2022.

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WHEREAS, Jimmy L. Hindman and Celia Dianne Nodine, owners of a 30.114-acre tract, more or less, adjacent to the existing Sewer District boundary line, and located off of Hope Road on parcel 6-11-00-092.00 and more particularly shown on the site location map attached hereto as exhibit "A" has petitioned for annexation of this area comprising the aforementioned tract to the Spartanburg Sanitary Sewer District ("the District"); and



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WHEREAS, the petition of the property owner has been accepted by the Commission, the District's governing body (the "Commission"), after finding (a) that the petition was submitted by the property owner of an area in Spartanburg County on a petition form provided by the District, (b) that the petition was signed by the property owner within such area proposed to be annexed, (c) that there was attached to the petition a map made on a scale as required by the District, made by a registered licensed surveyor showing, in detail the boundary of the area proposed to be annexed and that all other requirements of the applicable law have been met, and

WHEREAS, the Commission, after having given due consideration to all relevant matters pertaining to the proposed annexation of such area as required by the District's enabling legislation, has determined that such an area should be annexed to the District, and

WHEREAS, in reaching its decision to annex such area, the Commission has taken into consideration the additional waste contributed to the system by such area and present and future expansion of interceptor lines and disposal facilities needed to accommodate and service such area, and it has determined that such consideration does not indicate a probable need for expansion to take care of the sewage needs of such area, and,

WHEREAS, the Commission finds that it should now give written notice of ninety (90) days to the governing body of each of the sub-districts of the District.

NOW, THEREFORE, BE IT RESOLVED that the Commission hereby confirms and ratifies the determinations and findings set out hereinabove, and

BE IT FURTHER RESOLVED that the aforesaid petition be, and it hereby is, accepted by the Commission, and

BE IT FURTHER RESOLVED that the area owned by the aforesaid property owner shown on the map attached to the petition, be annexed to the District effective at the expiration of the ninety (90) days written notice to be given to the governing body of each sub-district of the District, and

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BE IT FURTHER RESOLVED that the Commission will give written notice of ninety (90) days to the governing body of each of the sub-districts of the District of the acceptance of the aforesaid petition and of the decision of the Commission to annex the property shown on the above-described map.

BE IT FURTHER RESOLVED that when the annexation becomes effective notice of such annexation shall be given to the Spartanburg County Treasurer, the Spartanburg County Auditor and the Spartanburg County Health Officer.

NEGOTIATIONS AND MISCELLANEOUS ADMINISTRATIVE MATTERS