

## Project Updates

### *SE-136 Dyar Rd*

(Dyars Rd Bridge - 1910 - 1915 - 1916)

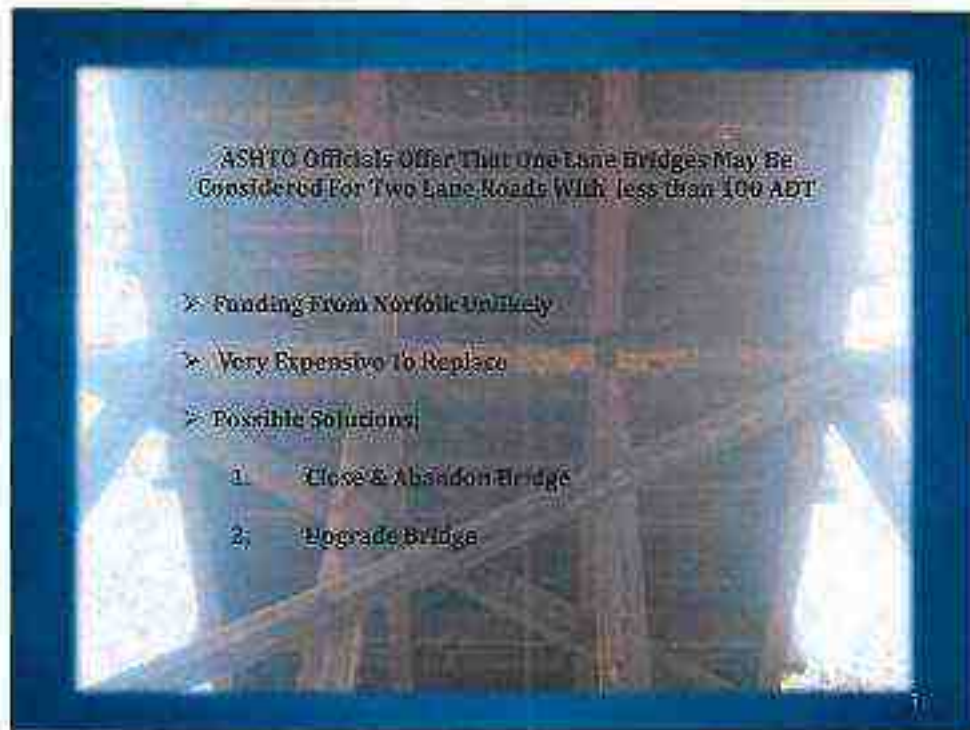
#### *Attributes Of The Road Include:*

- Little To No Shoulder
- 400+ Average Trips Per Day at Bridge
- One Lane Bridge Owned By Norfolk Southern Railroad Classified As Structurally Obsolete, Weight Restricted!





Intoxicated Driver; Warden Bad Patrol



## Discussion

### *TU-37 Cobb Bridge Rd*

- Weight Restriction Posted as "2 Tons Per Axle 3 Tons Gross"  
AD1 = 483*
- Since 2006 SCDOT Bridge Inspection Report Has Noted That  
"Paint System is Poor"*
- 2012 Deficiency Report Stated  
"To Clean & Paint All Steel Members"*
- Definition of Steel Members: Any/All Steel on Bridge*

### TU-37 Cobb Bridge Right-of-Way Denied



TU-37 Cobb Bridge Rd



*TU-37 Cobb Bridge Rd*



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*TU-37 Cobb Bridge Rd*

Options include:

- Replace Existing Bridge With New Bridge  
\$1,600,000
- Remove Existing Bridge and Permanently Close The Crossing  
\$273,000
- Paint The Existing Bridge  
\$500,000



# Discussion

## *In-House Paving Status:*

### *Completed Roads:*

CE-130 Argo Rd



### *In Planning Stage:*

CE-127 Lynx Ln

CE-180 RC Dr

SE-471 East Capewood Ave

SE-490 Dobson Cove Dr

### *Next Roads On List:*

CE-6 Brown Farm Rd

SE-175 Alexander Rd

SE-427 Cobb

SE-239 Rainbow Rd

WA-149 Coneross Farm Rd

CE-132 Turner Rd

PU-9 Brushy Mt Rd

SE-545 Kelley Ridge Rd

### *Possibility:*

PU-45 Miller Rd

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## Possible Action

- Add Miller Road (PU-45) to In-House Paving List.
- Need Transportation Committee and County Council Authorization.

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## Current Priority Bridges & Culverts

*CH-29 Land Bridge Rd  
Grant Money Working  
Through Federal  
Process  
Value \$516,000*



*SF- Mouldin Mill Rd  
TBD*

*TU- Camp Rd  
TBD*

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## CH-29 Land Bridge Rd



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*SE-56 Mauldin Mill Rd*



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*TU-7 Camp Rd*



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## Possible Action

- Add Megee Road (WH-2) Culvert to Priority List.
- Need Transportation Committee and County Council Authorization.

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## *Official County Road Maintenance Map*

- Why Update The Ordinance?
  - Form Of Government Changed.
  - Keep Up With Technology Advances.

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## Possible Action

- Handout Draft Ordinance
  
- Ordinance Forwarded to Full County Council for Consideration:

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## *Official County Road Maintenance Map*

- What Changed?
  - GIS to Maintain Map (instead of Supervisor)
  - County Council approve adding or deleting roads from County maintenance (Consistent with other section on the Code)
  - County Roads annexed by Cities become City maintenance responsibilities (Clarifies responsibilities)

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## *Sounds Easy Enough, Right?*



*We Did The Best We Could!*

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## *Here Is What We Found Out!*



- Multiple Data Bases
- Inconsistent Data Records
- Dangerous Road Naming Duplicates

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## *How Do We Fix It?*

- **Create One Database**
- **Eliminate Duplicates**
- **Assign Responsibilities and Accountabilities**
- **Develop Data Bridges and Interfaces**

*Work Together!!!*

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## *Working Together*

- **Decided A Group Problem Needed A Group Solution!**
- **The Road Backbone Project Started.**
- **Taskforce includes: Sheriff, Communications, Dispatch, Fire, Rescue, 911, Addressing, GIS, IT, Assessor, Administration, Community Development, Building Codes, Planning Department, Planning Commission, Finance, and Roads & Bridges Department.**
- **Each of the Departments or Commission listed above uses road information and needs reliable and maintained information.**

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## *Roads Backbone Project Goals*

### *Establish:*

- A Clear Definition Of County Maintained Roadways
- Data Quality Standards and Controls
- Uses GIS Road Centerline Data System As The Backbone For Other Systems
- Create Data Bridges Or Interfaces That Allow GIS Data To Interact With Existing Software

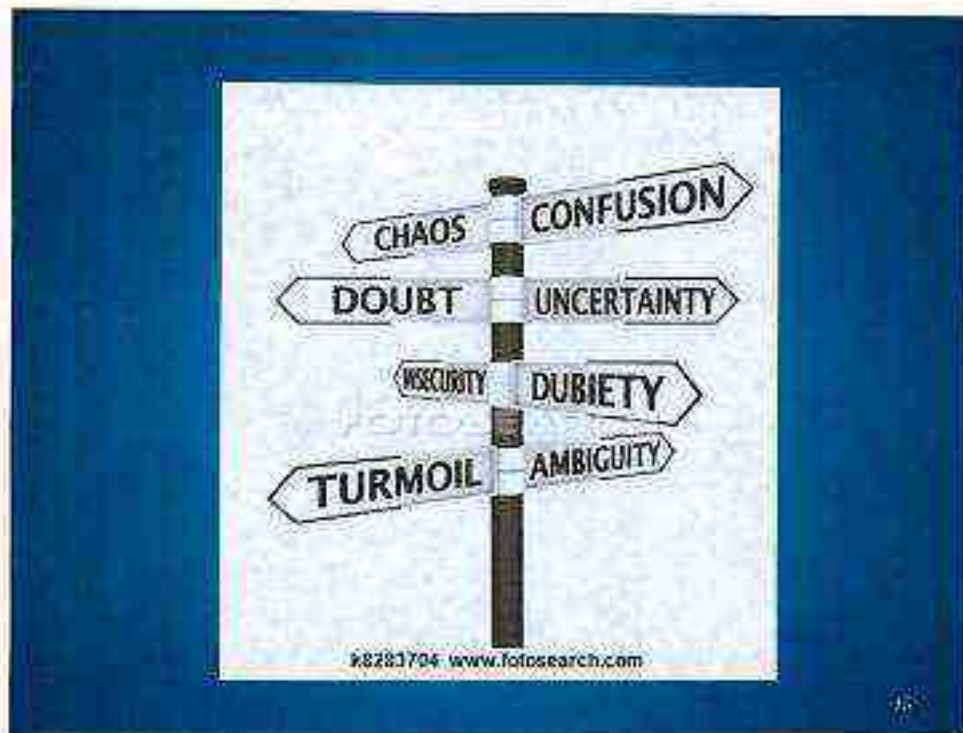
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## *Roads Backbone Project Goals*

### *Identified Departmental Challenges:*

- Change and streamline processes in order to correctly and consistently use and maintain data.
- Compose a plan to fix street naming, addressing and other hindrances related to responding to emergencies.

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## Some Current Database Issues:

- **Phonetic Names:** Alley; All; Cane; Kane.
- **Many Named Unnecessarily:** Could Be Addressed From The Main Route.
- **Same or Similar Sounding Street Names:** Citizens Often Don't Know Road Numbers; Or Even Nearest City.
- **No Standard Methods To Communicate Changes, Updates, Corrections, Additions, Deletions, Etc.**
- **Spelling errors, suffix and prefix errors (N or North; Road or Lane):**

## Still Lots to Do.

- Get an Official Map of County Maintained Roads finalized and verified in GIS.
- Sheriff, Fire, and Rescue Departments to Provide a List of Street Names to be changed.
- Change the Street Names and Fix Addressing Issues.

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**This is not The End!  
This is just the Beginning!**

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## Next Meeting April 9, 2013

- Road Ordinance Amendments
- Encroachment Permit Process



Roads Bridges Special Projects  
July 1, 2012 - January 31, 2013

Roads and Bridges					Solid Waste					
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	
7/2/12-10/16/12	Inspecting for paving contracts	3	303	60	7/6/2012	Moved grinder	2	1.5	1.5	
7/2/2012	Hauled tri-axle to Carolina International	1	3	3	7/13/2012	Moved bushhog to Five Forks	1	2	2	
7/10/12-10/22/12	Argo Rd	10	1110	744	7/25/2012	Moved bushhog from Five Forks to Solid Waste	1	2	2	
7/12/12-11/5/12	Old Flat Shoals Rd	20	2582	1729	8/14/12-8/15/12	Landfill-scraped road	1	7	7	
7/18/2012	Picked up two pick-ups from Anderson that were being repaired	2	2.5	2.5	9/11/2012	Moved bushhog to Five Forks	1	2	2	
7/25/2012	Hauled motor grader to Motor Pool	3	4	4	9/26/2012	Moved bushhog from Five Forks to Solid Waste	1	2	2	
8/1/2012	Argo Rd-One Lane Closure	4	8	7.5	10/22/12-10/24/12	Landfill-working ditches	1	14	14	
8/7/2012	Hauled motor grader to Motor Pool	3	4	4	10/25/12-10/30/2012	Move Loader to Motor Pool & back to Landfill	1	3	3	
8/9/2012	Hauled tri-axled to Motor Pool	4	2	1.5	12/5/2012	Backhoe work at Solid Waste	1	4	4	
8/30/12-9/19/12	W Branch Ave Catch Basin Repair	5	200	60	12/15/2013	Moved Lull to Solid Waste	1	2	2	
9/11/12-10/17/12	Lake Pointe East Dr-Tree removal and landscaping	9	956	200	1/18/2013	Amarie Cv-stablize road for environmental contractor	5	10	6	
9/26/12-9/28/12	Palmetto Ave Retaining Wall	5	150	93	1/24/2013	Moved Lull from RQ to Merf	1	2	2	
10/9/12-10/12/12	Jocassee Lake Rd-culvert replacement	7	80	64	7/24/12-1/9/13	Traffic Counters-installing, mointering & downloading	1	14	3	
10/23/2012	Green South - took John Deere tractor	1	2	1.5		Total	18	65.5	50.5	
10/23/2012	Picked up poles from BREC	1	1.5	1.5		<b>Winter Weather Events</b>				
10/25/2012	Auger holes at Hwy 76 Sand Storage	1	5	5		<b>Date</b>	<b>Job Description</b>	<b>Number of Staff</b>	<b>Staff Hours</b>	<b>Equipment Hours</b>
10/30/2012	NC to pick up trailer from Kaufman	1	8	8	1/17/2013	Rain, winds and freezing roadways	10	59.5	48	
11/5/2012	Moved Lull from Rock Quarry to Hwy 76 Sand Storage	2	2	2	1/25/2013	Ice Event	19	186	160	
11/5/2012	Hwy 76 Sand Storage-leveled with skid steer	2	2	2		Total		245.5	208	
11/13/2012	Pelzer to pick up trees for Bryant Rd @ Hollie Dr	1	3	3						

Roads Bridges Special Projects  
July 1, 2012 - January 31, 2013

Roads and Bridges (con't)					Rock Quarry				
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours
11/20/2012	Green South	2	2.5	2					
11/26/2012-11/29/12	Sand Storage (Hwy 76)	5	160	107	10/17/2012	Mowing access road	1	0.5	0.5
11/27/2012-11/30/12	Clearing off Poor Farm Cemetary and fencing it in	6	150	45	10/31/2012	Pick up loader bucket from Rock Quarry	1	3	6
12/4/2012	Nectarine Cir-culvert replacement	2	20	16	11/1/2012	Take loader bucket to Spartanburg	1	7	7
12/5/2012	Nectarine Cir-patch over culvert	5	5	2	11/8/2012	Auger holes for storage shed	1	2	2
12/5/2012	Took tri-axle to Carolina Inter.	1	3	3	11/20/2012	Take crusher to Atlanta	1	8	8
1/2/2013	GreenSouth-pick up tractor	2	2.5	2.5	12/4/2012	Pick up loader bucket to Spartanburg	1	8	8
1/11/2013	Poor Farm-sign (Arbor)	5	16	2	12/20/2012	Atlanta to pick up crusher	1	8	8
1/22/2013	E Humbert St - paved	5	40	24		Total		88.5	73.5
1/24/2013	Pick up mower from GreenSouth	1	2.5	2.5					
	Total		5,829	3201.5					
Proposed Seneca Library Site					Pine Street				
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours
					7/11/2012	Take down trees	8	72	45
					11/13/2012	Gravel parking lot	4	40	15
7/15/12	Mowed the site	2	6	4	11/14/2012	Gravel parking lot	5	10	4
	Total		6	4		Total		122	64
Airport					Oconee Focus				
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours
7/9/2012-7/10/12	Erosion control issue	5	90	28	7/24/2012	Clean up rocks off side of Hwy 11 from Fowler Rd to Winstead Rd	2	6	6
11/16/2012	Bucket truck-antenna on beacon	1	1	1	1/23/2013	Haul boulders from Hwy 28 in Mtn Rest to Rock Quarry	9	54	36
	Total		91	29		Total		60	42

Roads Bridge Special Projects  
July 1, 2012 - January 31, 2013

Facilities Maintenance					Echo Hills				
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours
8/7/2012	Bucket truck for light poles	1	2	2	7/26/2012	Fix gate at Hwy 11 end	3	12	5
9/10/2012	Probation Office-removing dangerous trees	5	50	20	10/3/2012-10/4/12	Barn clean up	6	61	45
	Total		52	22		Total		73	66
GIS					Motor Pool				
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours
10/9/2012	Verifying county roads for mapping	1	5	0	7/30/2012	Trimming trees on Solid Waste side	2	1	1
10/10/2012	Verifying county roads for mapping	1	1.5	0		Total		1	1
	Total		6.5	0					
PRT					Blackjack Fire Station				
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours
10/11/2012-10/16/2012	South Cove-Taking down trees	8	125	50	10/15/2012	Hydroseeding	4	16	12
10/17/2012	South Cove-inspecting asphalt contractor	1	8	1		Total		16	12
11/14/2012	Chau Ram-waterline	2	16	12					
High Falls					Holly Springs Fire Station				
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours
11/20/2012	High Falls - hauling rock	2	4	4	6/26/2012	Sprayed herbicide	1	6	6
12/5/2012-12/6/12	Chau Ram-Final grading around house	4	48	22	10/24/2012	Hydroseeding	4	12	9
12/17/2012	High Falls-hauled screenings	1	2	2	12/18/2012	Welding base for flasher	5	4	0
	Total		203	91	12/19/2012	Setting mount for flasher	5	20	2
						Total		18	15

Roads Branch Special Projects  
 July 1, 2012 - January 31, 2013

Emergency Services					Hwy 59-Heritage Fair Grounds					
Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	Date	Job Description	Number of Staff	Staff Hours	Equipment Hours	
8/13/2012	Camp-spraying herbicide	1	2	2	9/28/2012	Slopemow	1	3	3	
	Total		2	2	10/1/2012	Gravel hauled for road	1	2	2	
	<b>Sheriff's Dept</b>				10/4/2012	Water truck	1	1	1	
1/10/2013	Scraping Firing Range parking lot	1	1	1		Total		6	6	
	Total		1	1		<b>Animal Shelter</b>				
	<b>Brown Building</b>					<b>Date</b>	<b>Job Description</b>	<b>Number of Staff</b>	<b>Staff Hours</b>	<b>Equipment Hours</b>
1/24/2013	Hauling and placing topsoil in flower bed	5	10	6	8/8/2012	Animal Shelter-made signs	1	1.5	1.5	
	Total		10	6	11/9/2012	Burying horse at old animal shelter	1	3	3	
	<b>LEC</b>				1/4/2013	Animal Shelter-moved 301.05	2	4	4	
1/24/2013	Fixing parking lot washes	3	3	1	1/8/2013-1/23/13	Animal Shelter (Arbor)	5	180	91	
	Total		3	1		Total		188.5	99.5	
<b>Total Staff Hours</b>									7,087	
<b>Percent of Hours worked on Special Projects</b>									23%	
<b>Pending Special Projects</b>										
<ul style="list-style-type: none"> <li>• Lynx LivRC Dr and E Capewood/Dobson Cove Engineering Completed</li> <li>• Land Bridge Replacement - Working with US Forest and NRCS</li> <li>• Pointe West - Construction in progress</li> <li>• Stone Pond Subdivision - on hold</li> <li>• Master Road Information System-working to get policy approved</li> <li>• Working with Parks to complete signage initiative</li> <li>• Striping Contract - Out for bid</li> <li>• Working with Soil and Water to improve Camp Rd and Bunky Kelley</li> <li>• Working to get R/W for Mauldin Mill Rd Culvert replacement</li> <li>• Camp Rd Crushing and Screening - developing bid material</li> </ul>										



**Sec. 26-11. - Identify roads in the county road system.**

(a)

*Purpose.* The purpose of this section is to establish the criteria, method and means of identification of all roads making up and comprising the Oconee County Road System and to discontinue from the county's road system those streets, roads and highways found by the county to be useless and unnecessary for the convenience and necessity of the general public. Nothing herein shall be deemed to amend Ordinance 82-7, relating to the acceptance of newly-constructed roads into the road system of the county, nor Ordinance 82-14 entitled "Ordinance Establishing Acceptance of Roads in Subdivisions", and relating to the acceptance of roads running in subdivisions located within the county.

(b)

*Oconee County road map.* The administrator of Oconee County shall maintain in his office a map of the county and such other records as may be deemed necessary or convenient showing the location and number of each roadway within the county which is a part of the county road and highway system. He shall, as to policy established by Oconee County Council, make such additions and deletions upon such map as may be necessary to keep the map current as evidence of the existence of a county road or highway. Where practical, written rights-of-way shall be obtained on roads and highways maintained by the county. Provided, however, recognizing that many roadways presently a part of the county road systems have been acquired by prescriptive right or use, written easements or deeds of right-of-way shall not be necessary to conclusively establish the existence of a county road. All newly-constructed county roads, including subdivision roads, shall become a part of the county road and highway system only when granted by written instrument, either by deed or dedication on plats of subdivisions duly filed in the office of the clerk of court which are formally accepted by the administrator of Oconee County.

(c)

*Findings of fact.* Oconee County Council, by this section, declares the following findings of fact:

(1)

That an attempt has and will continue to be made to identify all roadways located in Oconee County which are useful and necessary for the traveling public;

(2)

Such roadways have been maintained by Oconee County since January 1, 1981.

(3)

That there exist many roadways which were formerly maintained by the county, upon which maintenance is no longer required by reason of disuse or which were maintained by the county under circumstances contrary to the statutory law of this state.

(d)

*Official roads; discontinuance of all other roads.* Based upon the continuing findings of fact of this council set out by subsection (c) hereof, the road and highway system of Oconee County shall include only the following roads:

(1)

Those unpaved roads or highways maintained by county equipment as duly authorized by the administrator since January 1, 1981, and thereafter, or

(2)

Those roadways, streets or highways accepted into the road system since January 1, 1981, by reason of the provisions of the Ordinance of Oconee County pertaining to non-subdivision roads including newly-constructed roads and subdivision roads.

(3)

All paved or asphalted roads running in and through the county other than roads and highways of the state and federal highway systems; provided, however, any portion of a paved road which has been barricaded or blocked because of the construction of Lakes Keowee, Hartwell or Jocassee shall not be considered part of the county road system from the point of the blockade and shall not be maintained by the county.

Notwithstanding any other provision of this section and upon recommendation of the administrator and/or county council, on a case-by-case, specific basis, any road which has not been maintained since January 1, 1981, and which has not been accepted by Oconee County under present ordinances pertaining to non-subdivision roads including newly-constructed roads and subdivision roads, may be declared by Oconee County to be a part of its road system.

(e)

*Status of abandoned state highways.* Notwithstanding the provisions of § 57-5-120 of the Code of Laws of South Carolina (1976), as amended, any section of the state highway system so abandoned outside the limits of any municipality located in Oconee County shall not become a part of the Oconee County Road System unless specifically accepted by the county as a county road or highway and the abandonment of such road or highway by the State of South Carolina shall be prima facie evidence that the same is useless and not necessary or convenient for use by the public of Oconee County. By appropriate action, however, Oconee County may accept and incorporate any such abandoned roadway into its road system.

(Ord. No. 83-7, §§ I—V, 8-16-1983)

OCONEE COUNTY, SOUTH CAROLINA  
ORDINANCE NUMBER 2013 - \_\_\_\_\_

AN ORDINANCE TO AMEND SECTION 26-11, ENTITLED *IDENTIFY ROADS IN THE COUNTY ROAD SYSTEM*, OF DIVISION 1, ENTITLED *UNIFIED ROAD STANDARDS FOR THE UNINCORPORATED AREAS OF OCONEE COUNTY*, OF CHAPTER 26, ENTITLED *ROADS AND BRIDGES*, OF THE OCONEE COUNTY CODE OF ORDINANCES; AMEND THE OFFICIAL OCONEE COUNTY ROAD MAP INCORPORATED THEREIN; AND OTHER MATTERS RELATED THERETO.

WHEREAS, Oconee County, South Carolina (the "County"), a body politic and corporate and a political subdivision of the State of South Carolina (the "State"), acting by and through its governing body, the Oconee County Council (the "County Council"), has previously adopted multiple ordinances for the effective, efficient governance of the County, which, subsequent to adoption, are codified in the Oconee County Code of Ordinances (the "Code of Ordinances"), as amended, from time to time; and

WHEREAS, in accordance with Section 57-17-10 of the Code of Laws of South Carolina, 1976, as amended (the "Code"), the governing body of a county shall have control and supervision of all roads designated county roads contained therein; and

WHEREAS, Section 26-6, entitled *Acceptance Of Roads Into County Road System*, of the Code of Ordinances, contains provisions, procedures, and standards for any road intended for future acceptance into the official County road system (the "County Road System"); and

WHEREAS, Section 26-11, entitled *Identify Roads In The County Road System*, of Division 1, entitled *Unified Road Standards For The Unincorporated Areas Of Oconee County*, of Chapter 26, entitled *Roads And Bridges*, of the Code of Ordinances, contains terms, provisions, procedures for identifying which roads in the County are County roads, and the County map (the "County Map") applicable to identifying such roads in the County Road System; and

WHEREAS, from time to time, provisions of the Code of Ordinances need to be amended, to update such provisions, to clarify guidelines and procedures and rules applicable to County government, to keep the Code of Ordinances in concert and accord with State and County law and regulations and to meet the changing needs of the County; and

WHEREAS, there is a need to amend the procedures, County Map, and law of the County, to keep the Code of Ordinances in concert and accord with State and County law and regulations and to meet the changing needs of the County, with regard to the County Road System; and

**WHEREAS**, there is a need to amend, specifically, Section 26-11, entitled *Identify Roads In The County Road System*, of Division 1, entitled *Unified Road Standards For The Unincorporated Areas Of Oconee County*, of Chapter 26, entitled *Roads And Bridges*, of the Code of Ordinances, and the County Map incorporated therein, to reflect current policies and procedures of the County with regard to the County Road System:

**NOW, THEREFORE**, it is hereby ordained by the Oconee County Council, in meeting duly assembled that:

1. The statements of fact and policy from the preamble of this ordinance are hereby adopted, as findings of fact, by the County Council, in their entirety, and are hereby adopted by reference, as part of the ordaining language of this ordinance as fully as if set forth verbatim herein.
2. The entire content of the current Section 26-11, entitled *Identify Roads In The County Road System*, of Division 1, entitled *Unified Road Standards For The Unincorporated Areas Of Oconee County*, of Chapter 26, entitled *Roads And Bridges*, of the Code of Ordinances, is hereby revoked, stricken, rewritten, and replaced in its entirety with the rewritten Section 26-11 set forth in Exhibit A, which is hereby incorporated herein as fully as if set forth verbatim, herein.
3. The County Map previously adopted by Section 26-11, entitled *Identify Roads In The County Road System*, of Division 1, entitled *Unified Road Standards For The Unincorporated Areas Of Oconee County*, of Chapter 26, entitled *Roads And Bridges*, of the Code of Ordinances, is hereby revoked, stricken, rewritten and redrawn, and replaced in its entirety with the rewritten and redrawn County Map as set forth in Exhibit B, which is hereby incorporated herein as fully as if set forth verbatim, herein.
4. Should any part or provision of this Ordinance be deemed unconstitutional or unenforceable by any court of competent jurisdiction, such determination shall not affect the rest and remainder of this Ordinance, all of which is hereby deemed separable.
5. All ordinances, orders, resolutions, and actions of the County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded. However, nothing contained herein, or in Exhibit A or Exhibit B hereto, shall cancel, void, or revoke, or shall be interpreted as cancelling, voiding, or revoking in any regard any prior County acts, actions, or decisions of the County or the County Council, in any regard, except as explicitly and specifically stated herein.
6. All other terms, provisions, and parts of the Code of Ordinances not amended hereby, directly or by implication, shall remain in full force and effect.

7. This Ordinance shall take effect and be in full force and effect from and after the third reading and the public hearing and enactment by the County Council in accordance with the Code of Ordinances.

Ordained in meeting, duly assembled, this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

ATTEST:

\_\_\_\_\_  
Elizabeth Hulse,  
Clerk to Oconee County Council

\_\_\_\_\_  
Joel Thrift,  
Chairman, Oconee County Council

First Reading: \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Public Hearing: \_\_\_\_\_  
Third Reading: \_\_\_\_\_

DRAFT

## EXHIBIT A

[Place the revised text of Section 26-11 here.]

### **Sec. 26-11. - Identify Roads In The County Road System.**

(a) *Purpose.* The purpose of this Section is to establish the criteria, method and means of identification of all roads making up and comprising the Oconee County (the "County") road and highway system (the "County Road System") and to discontinue from the County Road System those streets, roads and highways found by the County to be useless and unnecessary for the convenience and necessity of the general public. Nothing herein shall be deemed to amend, alter, or revoke, in any regard Section 26-6 of the Oconee County Code of Ordinances (the "Code of Ordinances"), relating to the acceptance of roads into the County Road System, nor any other Section of Chapter 26 of the Code of Ordinances, except as explicitly addressed herein.

(b) *Oconee County road map.* The County department that currently maintains the Geographic Information System (the "GIS") of the County shall maintain in its office a map of the County and such other records as may be deemed necessary or convenient showing the location and number of each roadway within the County which is a part of the County Road System (the "County Map"). On the direction of the Oconee County Council, in accordance with policy established by the Oconee County Council and actions of the Oconee County Council, the Public Works Director shall request the County department that maintains the GIS to make such additions and deletions of road and highway sections upon such County Map, as may be necessary to keep such County Map current as conclusive evidence of the existence of a County road or highway. The Public Works Director shall review such additions and deletions of road and highway sections, made through the GIS, to such County Map for accuracy and shall inform the County Administrator that such County Map has been updated appropriately. At such time, the County Administrator shall inform the County Council that such County Map has been updated as directed by County Council. Where practical, written rights-of-way shall be obtained on roads and highways maintained by the County. Provided, however, recognizing that many roadways presently a part of the County Road System have been acquired by prescriptive right or use, written easements or deeds of right-of-way shall not be necessary to conclusively establish the existence of a County road. All newly-constructed County roads, including subdivision roads, shall become a part of the County Road System only in accordance with Section 26-6, hereof, and only when granted by written instrument, either by deed or dedication on plats of subdivisions duly filed in the office of the Clerk of Court which are formally accepted by the Administrator of the County, pursuant to policy established by the Oconee County Council.

Notwithstanding any other provision of this Section, it shall not be necessary to notify the Oconee County Council when merely the name of an existing County road or highway section, which is currently included in the County Road System, as evidenced by the inclusion of the road or highway section in the County Map, is changed on the County Map in accordance with existing County policy and procedures, to keep such County Map current.

(c) *Findings of fact.* The Oconee County Council, by this Section, declares the following findings of fact:

- (1) An attempt has been made and will continue to be made to identify all roadways located in the County which are useful and necessary for the traveling public and have been designated and treated by the County as County roads; and
- (2) Such roadways have been maintained by the County since at least January 1, 1981 or have been dedicated to and accepted by the County in accordance with then-current County policies as County roads; and
- (3) There exist many roadways which were formed, maintained by the County, upon which maintenance is no longer required by reason of disuse or which were maintained by the County under circumstances possibly contrary to the statutory law of this state, none of which have ever been accepted by the County as County roads or designated as such in accordance with then-current County policies.

(d) *Official roads; discontinuance of all other roads as Oconee County roads.* Based upon the continuing findings of fact of the Oconee County Council set out by subsection (c) hereof, the official road and highway system of Oconee County shall include only the following roads as Oconee County roads:

- (1) Those unpaved roads or highways continuously maintained by County equipment as duly authorized by the Administrator (or his/her predecessor) of the County since January 1, 1981, and thereafter, and treated as and called County roads; and
- (2) Those roadways, streets or highways accepted into the County Road System since January 1, 1981, by reason of and in accordance with the provisions of the Code of Ordinances pertaining to non-subdivision roads, including newly-constructed roads, and subdivision roads; and
- (3) All paved or asphalted roads running in and through the County other than roads and highways of the state and federal highway systems, and roads designated on the County records as "private roads", upon receipt of evidence satisfactory to the County Administrator and Public Works Director that such road(s) are, in fact, public roads of the County, including, without limitation, through proof of dedication to public use and acceptance by the County, or by proof of continuous use and maintenance as public roads by the County for the period of time as statutorily required by Section 15-67-210, *et. seq.*, of the Code of Laws of South Carolina, 1976, or successor legislation, as amended, to establish adverse possession, or other good and sufficient proof; provided, however, any portion of a paved road which has been barricaded or blocked because of the construction of Lakes Keowee, Hartwell or Jocassee shall not be considered part of the County Road System from the point of the blockade and shall not be maintained by the County. Upon the identification of any such "orphaned" sections of roads which were previously County roads, actions shall be initiated by the County pursuant to Section 57-9-10, *et. seq.*, of the Code of Laws of South Carolina, 1976, as amended, to make such



orphaned parts be judicially closed and abandoned and title thereto vested as dedicated by the courts.

Notwithstanding any other provision of this Section and upon recommendation of the Administrator or the Oconee County Council, on a case-by-case, specific basis, and only for good and sufficient cause shown, of record, any other road may be declared by the Oconee County Council to be a part of the County Road System.

No other roads are part of the County Road System, nor shall they be part of the County Road System without dedication to public use and acceptance by the County in strict accord with the Code of Ordinances. Only roads that are part of the County Road System in accordance with this Section shall be reflected on the County Map as County roads.

(e) *Status of abandoned state highways and roads within municipalities.* Notwithstanding the provisions of Section 57-5-120 of the Code of Laws of South Carolina, 1976, as amended, any section of the state highway system so abandoned outside the limits of any municipality located in the County shall not become a part of the County Road System unless specifically accepted by the County as a County road or highway and the abandonment of such road or highway by the state of South Carolina shall be prima facie evidence that the same is useless and not necessary or convenient for use by the public of the County. By appropriate action, however, the County may accept and incorporate any such abandoned roadway into its County Road System, at the Oconee County Council's sole discretion, and in accordance with this Chapter.

In the event a County municipality's boundaries are expanded, through annexation or other such action, and such expanded boundaries then encompass or include any part of a road that has previously been maintained by the County and incorporated as a County road into the County Road System, as evidenced by such road's inclusion in the County Map, the municipality whose expanded boundaries then encompass such road portion shall be solely and exclusively responsible for all maintenance, of whatever kind, of such road portion in accordance with Section 5-27-110 *et. seq.*, of the Code of Laws of South Carolina, 1976, as amended. Such road portion, only (not the remainder of the road which is not annexed), shall be removed from the County Road System and the County Map, in accordance with the guidelines and procedures set forth in this Chapter, and such road portion shall henceforth be a road of that municipality and shall no longer be a County road.

EXHIBIT B

[Place Official Msp here.]

DRAFT

## OCONEE COUNTY ROADS AND BRIDGES DEPARTMENT

### ENCROACHMENT PERMIT POLICY

#### I. GENERALLY

1.1 It shall be unlawful for any utility, business, entity or individual to excavate within, encroach upon, or in any other way alter a County-maintained road, easement or right-of-way, except in accordance with Oconee County Code of Ordinances Section 26-7 (the "Section") and these policies.

1.2 Any utility, business, entity or individual desiring to excavate within, encroach upon, or in any other way alter a County-maintained road, easement or right-of-way shall notify the Oconee County Roads and Bridges Department - Engineering Department ("Engineering Department") of the proposed activity by submitting an application for an Encroachment Permit ("Permit"). A Permit ensures that all activities will be performed in accordance with applicable design and construction standards, that anyone working within the County-maintained road, easement or right-of-way shall have sufficient insurance necessary to safeguard the public interest, that facilities will be properly located within the right-of-way to prevent obstruction of and damage to existing facilities and public and private property, and that any activity will be performed in accordance with applicable Federal, State and local law and these policies.

1.3 A copy of an issued Permit shall be maintained by the applicant/permittee and kept at the work site at all times during the permitted activity, except for Annual Blanket Permit holders, which are only required to notify the Engineering Department of work recently performed. Failure to obtain a Permit or failure to comply with the terms of a Permit shall result in a civil penalty of \$500/day. Failure to comply with and honor a civil penalty shall constitute a violation of the Code and shall be punishable pursuant to Section 1-7 of this Code. Upon issuance of a civil penalty, all activity at the work site must immediately stop until the penalty has been paid in full and a Permit has been issued, or the applicant/permittee complies with the terms of the existing Permit. Failure to stop the activity at the work site after issuance of a civil penalty constitutes a separate offense under the Code.

1.4 If a bond is required by the Code or hereunder, a surety bond, cash bond, or Irrevocable Letter of Credit from an accredited lending institution must be posted with Oconee County prior to issuance of the permit and will be held for a period of 18 months after all repairs or excavation have been completed. The cash/bond is refundable after such 18 months period, upon a final inspection to ensure work is completed to the satisfaction of the county.

#### II. ENCROACHMENT PERMITS ("PERMITS")

2.1 Permits must be obtained at least forty-eight (48) hours prior to initiating any activity within any County-maintained road, easement or right-of-way. Permit application forms and a schedule of required fees and security, as amended periodically by County Council, shall be available for review upon request from the Oconee County Roads and Bridges Engineering Department, located at 15022 Wells Highway, Seneca SC (864-886-1072). The initial permit application forms and schedule of fees, as approved by County Council, is attached hereto, and hereby incorporated herein by reference.

2.2 The applicant/permittee should be familiar with the proposed activity within the County-maintained road, right-of-way, or easement, or secure the assistance of a qualified contractor to represent the applicant/permittee, and should be prepared to discuss the proposed activity with the Engineering Department at the time of application. The applicant/permittee shall be required to submit a sketch or drawing with each Permit application. Depending upon the complexity of the proposed activity, and the sole determination of the County engineer, three sets of detailed engineering plans may be required to provide sufficient information regarding the horizontal and vertical placement of the proposed facilities, such as the area of placement, proximity to existing facilities, safety measures needed to safeguard the public, and methods of protection of public and private facilities from damage during and after construction.

2.3 Except as noted below, licensed, insured, and bonded contractors or utility companies shall be required to perform all activities within the County-maintained road, right-of-way, or easement. The issuance of Permits to individuals shall be restricted to situations where the nature of the encroachment is such that a licensed, insured, and bonded contractor is not required to ensure and protect the integrity of the roadway and the safety of the public, and to situations involving the installation of driveways (where the use of licensed, insured, and bonded contractors may be required, but the Permit will nevertheless be issued to individual owners of property involved). However, permits shall not be issued to individuals without the use of a licensed, insured, and bonded contractor if the proposed activity requires compaction of fill, erosion protection measures, or other activities that would place at risk the integrity and stability of the County-maintained road right-of-way, in any event.

2.4 A contractor or utility company acting as an authorized agent for an applicant/permittee may secure a Permit, upon sufficient proof of such Agency, or authority. However, by signing the application, the agent as well as the

applicant/permittee accepts all responsibility for all activity associated with the Permit and both must sign the application.

2.5 Permits shall be valid for a period of time not to exceed ninety (90) days from the date of issuance, unless pre-approved for a longer period of time by the Engineering Department. A Permit may be extended for an additional reasonable period of time, upon good cause shown, as determined by the Engineering Department. Applicants/Permittees or their agents working under an expired Permit shall be subject to the same penalties as an individual or entity working without or failing to comply with the terms of a Permit.

2.6 The applicant/permittee ("applicant" becomes "permittee" upon approval of permit), or any agent or employee of the applicant/permittee, shall obtain all necessary information related to the existence and location of all existing surface and underground facilities. To the fullest extent of the law, the applicant/permittee shall hold harmless and indemnify the County, its successors and assigns, officers, council members, agents and employees from and against any and all claims, losses, expenses (including reasonable attorney's fees), demands or judgments which result from or arise out of damage to other facilities and/or adjacent private property while working in the County-maintained road, right-of-way, or easement.

2.7 Upon completion of the permitted activity, the applicant/permittee shall restore the County maintained road, right-of-way, or easement to its original condition, pre-construction, ensuring that all repairs conform to the requirements contained in the current edition of the SCDOT Standard Specifications for Highway Construction Manual, the permit, these policies, and the Code. Eighteen months after completion of the permitted activity, security funds held by the County, if any, shall be returned to the applicant/permittee, provided the County Engineer or County Inspector, upon final inspection, approves the repair. If the County Engineer deems the repair to be unacceptable, the County Engineer or County Inspector shall notify the applicant/permittee of the unacceptable nature of the repair and provide the applicant thirty (30) days to correct such deficiency before permanently retaining the security to properly repair and restore the County-maintained road, right-of-way, or easement to its original condition. Once the County-maintained road, right-of-way, or easement has been properly repaired, excess security funds held by the County, if any, shall be returned to the applicant/permittee. The Engineering Department reserves the right to correct or have problems corrected in the case of any encroachment on a county road, easement, or right-of-way, and charge all associated costs (including but not limited to labor, materials, equipment, supervisory, and administrative) to the applicant/permittee or its security deposit.

2.8 The Engineering Department may refuse to issue a Permit if any monies are due and outstanding from the applicant/permittee or for inadequate past performance on the part of the applicant/permittee that was not corrected after notice from the County.

2.9 For Homeowner or Commercial driveway, or Driveway Culverts and Aprons abutting any County road, right-of-way, or easement, any driveway must have an approved encroachment permit from the county before any work takes place. There is an inspection fee that is for one pre-work inspection and one final inspection. If the owner has not properly identified the location at the time of the first inspection, there will be an additional fee for a return pre-work inspection. All driveway aprons along county maintained roads, installed by Oconee County, shall be billed to the owner at 2.5 times the cost of the materials, in accordance with the Code. Any relocation of utilities, landscaping or other appurtenances shall be the responsibility of the property owner and the respective utility company.

2.10 All fees hereunder are to be paid at the Oconee County Roads and Bridges Department, 15022 Wells Highway, Seneca SC 29678. Phone 864-886-1072.

### III MISCELLANEOUS

3.1 All permitted activity in the County-maintained road, right-of-way, or easement shall be performed in accordance with appropriate Federal, State, and local standards, the permit, these policies, and the Code.

3.2 All permitted activity hereunder shall be performed to the satisfaction of the County Engineer or County Inspector or designee. Permits may not be issued or shall be revoked for activity that is not performed in accordance with sound engineering and construction principles or otherwise in compliance with law, all as determined by the Engineering Department.

3.3 Except in emergency circumstances, all activity in the public roads, right-of-way, or easements shall be performed during daylight hours, sunrise to sunset, unless otherwise specified in the Permit.

3.4 Except in the event of an emergency, the Engineering Department shall be notified at least forty-eight (48) hours in advance of the start of the activity. Should the County Engineer or County Inspector find work in progress prior to notification by the applicant/permittee and/or the Permit is not posted onsite during construction, work will be stopped until all permit and regulatory requirements have been met.

3.5 As required by law the applicant/permittee must contact the Palmetto Utility Protection Service (PUPS) at 1-888-721-7877 at least three (3) business days before any type of excavation activity commences. The PUPS number must be noted on the Permit.

3.6 All activities within the County-maintained road, right-of-way, or easement shall be conducted in a manner that causes minimal inconvenience to adjacent property owners and the traveling public. Reasonable access to driveways, houses, and buildings adjacent to the site shall be maintained at all times unless previously arranged in writing with the affected party. Any temporary approaches to crossings or intersecting highways shall be pre-approved by the Engineering Department and kept in good condition. All business establishments or homes within 300 feet of the site shall be notified by applicant/permittee or agent at least twenty-four (24) hours in advance of any activity and shall have access during construction at all times. Any trees, shrubbery, or landscaping damaged by the applicant/permittee during the activity shall be replaced as directed by the County Engineer or County Inspector if owned by the County or by the owner if on private property.

3.7 No debris, spoils, or stockpiling of materials shall be allowed unless specifically authorized in a Permit. Under no circumstances shall material stockpiles be left in the street or on shoulders of the County-maintained road, right-of-way, or easement overnight.

3.8 Excavations shall be limited to a maximum of one thousand linear feet (1000') of open trench before backfill operations must begin. If any excavation cannot be backfilled immediately, the applicant/permittee shall securely and adequately cover the excavation and maintain proper barricades and lights as required, from the time of the opening of the excavation until the excavation is surfaced and opened for travel. The County Engineer or County Inspector may require additional barricading to maintain public safety.

3.9 All concrete forms shall be inspected for consistency with the applicable permit and these regulations by the County Engineer or County Inspector twenty-four (24) hours prior to pouring.

3.10 Traffic controls within any Permit site shall conform to the Manual of Uniform Traffic Control Devices (MUTCD), Latest Edition.

3.11 If it should ever become necessary to move or relocate a facility permitted hereunder, or any part thereof, on account of change in location of the roadway, widening of the roadway, or for any other sufficient reason, such moving or relocation shall be done, on reasonable demand of the Engineering Department, at the sole expense of the owner of the facility. If and when the facility contemplated herein shall be moved or relocated, either on the reasonable demand of the Engineering Department or at the option of the owner, all work in connection with the construction, maintenance, moving or relocation of the facility contemplated herein shall be done by and at the expense of the owner, and the roadway and facilities shall be restored to their original condition at the expense of the owner. An additional encroachment permit shall be required for any relocation of such facilities, but the County Engineer may waive otherwise applicable fees if such relocation is at County request.

3.12 If significant damage to the asphalt surface of a County-maintained public road occurs or is anticipated to occur as a result of a permitted activity, the County Engineer or County Inspector has the right, as a condition of the Permit, to require the applicant/permittee to resurface, not spotrepair, the entire affected road surface within or adjacent to the permitted site. A separate bond in the amount of 125 percent (125%) of the contract cost of resurfacing shall be posted prior to construction.

3.13 In the event of an emergency, an individual or entity may act without a permit, but shall notify the County Engineer or County Inspector within twenty-four (24) hours of the emergency response, or as soon thereafter as reasonably practicable. The individual or entity shall then obtain a Permit from the Engineering Department within forty-eight (48) hours of the emergency response or will be subject to a civil penalty not to exceed \$500. Failure to comply with and honor a civil penalty shall constitute a violation of this Code and such violation shall be punishable in accordance with Section 1-7 of this Code. If the County will not issue a permit for such work, all work performed must be removed and the site returned to the pre-work conditions within thirty (30) days after notice from the County that a permit will not be issued. Failure to do so constitutes a violation of these policies and will be handled in the same manner as performing work without a permit, and shall result in the same penalty(ies). The Engineering Department reserves the right to correct or have problems corrected in the case of any improper encroachment (those violating the terms of Chapter 26 of the Code or this policy or an encroachment permit) on a county road, easement, or right-of-way, and charge all associated costs (including but not limited to labor, materials, equipment, supervisory, reasonable attorney fees and administrative) to the violator.

3.14 Activities typically considered illegal and prohibited from encroachment permit approval within the County road easement and/or road right-of-way may include, but are not limited to the following:

- Unsafe or poorly maintained driveway aprons. Such improper aprons may be removed by the County.
- Concrete driveways, aprons and sidewalks.
- Planting of trees and shrubs and other landscaping including fencing, walls, lighting, plantings, and irrigation.
- Landscaped islands and/or medians.

- Privately owned utility (water, sewer, communication, etc.), except for lines crossing the road at 90 degrees.
- Speed humps/bumps.
- Basketball goals (portable or otherwise).
- Unauthorized road markings, paintings, or signage.
- Direct discharge of stormwater on to road surface.

3.15 For the purpose of this Policy and the Encroachment Permit Application Form, the following terms are defined.

**Applicant.** The person or authorized agent that has the clear, legal responsibility to abide by the conditions and provisions of an approved application.

**Authorized Agent.** An Authorized Agent is someone for whom clear, legal authority to act on applicant's behalf has been given and is available for review.

**Permittee.** The applicant shall become the permittee upon County approval of Encroachment Permit Application Form and payment of necessary fees and bonds.

**Property Owner.** The property owner of record that is immediately adjacent to or contained within the County road right-of-way or easement in which an encroachment is desired.

**Public Utility.** A public utility is municipal or privately owned and operated business in whose services are essential to the general public (examples include but are not limited to sanitary sewer, electricity, stormwater, drinking water, communication, and natural gas).

#### IV. PUBLIC UTILITY ANNUAL BLANKET PERMITS

4.1 Public utility companies may apply for an Annual Blanket Permit with the Engineering Department, allowing an unlimited number of permits for all activities that do not disturb the road surface of a County-maintained public road. However, public utility companies shall provide the Engineering Department a weekly report detailing activities performed such as the location of the activity and the type of work performed. Plans are not required for routine maintenance and service connections. It is the intention of this Annual Blanket Permit to cover emergency repairs, routine maintenance, and service connections that do not involve disturbing the road surface.

4.2 Public utility companies that do not desire to apply for an Annual Blanket Permit shall apply for a separate permit for each activity within a County-maintained road right-of-way together with applicable fees and/or security.

4.3 Regardless of whether a utility company has obtained an Annual Blanket Permit, separate Permits are required for new or replacement line installations, new or relocated service poles, and any activity disturbing the asphalt surface of a County-maintained public road.

4.4 Annual Blanket Permits are valid from July 1 until June 30 (the County's fiscal year). No prorated fees are accepted.

#### V. FEE SCHEDULES

##### 5.1 Permit Fees

General Permit Fee: \$60.00

Permit Extension Fee: \$10.00

Blanket Permit Fee: \$1,000.00

Re-inspection Fee: \$60.00

Pavement Removed: \$250.00 Permit Fee + \$10.00/sf of pavement removed

Longitudinal Work in R/W: General Permit Fee + 30.10/linear foot

##### 5.2 Required Bonds

Pavement Cut, Pavement Removed: Permit Fee x 10

Longitudinal Work in R/W: Longitudinal Work Permit Fee x 50

Bonds may be in the form of a Surety Bond, Cash Bond or Irrevocable Letter of Credit. Bond will be waived for an adjacent homeowner who is doing less than 100 linear feet of work or at the discretion of the County Engineer.

#### VI. APPLICATION FORM (Attached)

STATE OF SOUTH CAROLINA  
COUNTY OF OCONEE  
ORDINANCE NO. 2011-XX

**AN ORDINANCE TO AMEND CHAPTER 26 OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, AS TO THE AMENDMENT OF SECTION 26-2 - PRIVATE ROAD STANDARDS AND REGULATIONS, THE AMENDMENT OF SECTION 26-7(E) ENCROACHMENTS, AND THE ESTABLISHMENT OF FUNDING AND FEES POLICY RELATING TO ENCROACHMENT POLICIES OF OCONEE COUNTY; AND OTHER MATTERS RELATED THERETO**

WHEREAS, Oconee County, South Carolina (the "County"), a body politic and corporate and a political subdivision of the State of South Carolina, acting by and through its County Council (the "County Council"), is authorized by Section 4-9-30, South Carolina Code, 1976, as amended (the "Code"), among other sources, to provide for a system of public works, including roads and bridges, of the County, and to assess property and levy ad valorem property taxes and uniform service charges for functions and operations to the County, including, but not limited to, appropriations for such general public works, including roads; and,

WHEREAS, Oconee County Council has heretofore, by and through Chapter 26 ("Roads and Bridges") of the Oconee County Code of Ordinances (the "County Code"), provided for certain policies, procedures, fees, and other funding pertaining to the roads and bridges portion of the public works program of Oconee County; and,

WHEREAS, Oconee County Council deems it necessary and proper to amend certain sections of the Oconee County Code of Ordinances from time to time to modify County policies and procedures to comport with changed and changing needs, or simply to reflect existing practical applications of policies and procedures; and,

WHEREAS, it has come to the attention of Oconee County Council that certain revisions need to be made in Chapter 26 of the County Code, to meet the needs of the County as to the safety of the public utilizing Oconee County roads and bridges, to assure that the necessary provision of Oconee County roads and bridges, including the regulation of private roads, encroachment, and construction, provide for the proper health and safety of the Oconee County public, are funded by those benefitting from such roads, encroachment, or inspection, and are consistent with other Oconee County policies and procedures, already codified; and,

WHEREAS, the County Engineer and the Roads and Bridges Department of the County have recommended several changes to Chapter 26 of the Oconee County Code of Ordinances, so as to: amend the private road construction and inspection procedures; to remove the County from all involvement with private roads except that necessitated, tangentially, through other County involvement, such as the regulation of subdivisions, and establish policies for the County to limit its involvement with and in private roads; revise the Oconee County encroachment permit policy and procedures, including, without limitation, by adopting and approving

encroachment policies to be followed by the County, and a fees schedule to pay for the encroachment program of the County; and, provide for the funding for such policies and procedures. Oconee County Council has reviewed the needs, in each instance, has determined that such needs are legitimate and serve the public purposes and best interests of Oconee County, and has determined to modify the respective sections of Chapter 26 of the Oconee County Code of Ordinances as requested, and to affirm and preserve all other provisions of the Oconee County Code of Ordinances not specifically or by implication amended hereby.

**NOW, THEREFORE,** it is hereby ordained by the Oconee County Council, in meeting duly assembled, that:

1. The foregoing findings of fact, recommendations, and conclusions are hereby adopted, as findings of fact, supporting this ordinance, in their entirety.
2. Chapter 26 of the Oconee County Code of Ordinances is hereby modified and amended as follows, and in the following details, only:

A. Section 26-2 of the County Code is hereby amended to read as follows:

Sec. 26-2. - Private road standards and regulations.

**OCONEE COUNTY SHALL HAVE NO RESPONSIBILITY FOR NOR CONTROL OF THE DESIGN, ENGINEERING, CONSTRUCTION, INSPECTION OR MAINTENANCE OF PRIVATE DRIVEWAYS, DRIVES AND ROADS IN OCONEE COUNTY AND SHALL ONLY BE INVOLVED WITH PRIVATE DRIVEWAYS, DRIVES AND ROADS TO ENFORCE THESE REGULATIONS AND TO THE EXTENT REQUIRED FOR THE COUNTY TO CARRY OUT ITS OTHER DUTIES AND FUNCTIONS, SUCH AS APPROVING THE SUBDIVISION OF PROPERTY.**

(a)

Private driveways. Private driveways shall serve no more than three residential dwellings, and shall be maintained by the property owner(s). No design standards shall apply to private driveways, but driveways must comply with applicable building and fire codes.

(b)

Private drives. All private drives existing and in use at the time of adoption of these regulations, as well as those private drives under construction prior to the time of adoption, shall be exempted from the standards contained in this section. This exemption shall also extend to those private drives approved by the planning department prior to the time of adoption. All other private drives shall:

(1)

Serve no more than ten lots or dwellings;

(2)

Have a minimum road right-of-way of 50 feet, or an appropriately executed private roadway easement as defined by these regulations;

(3)

Have an appropriate encroachment permit from either the county or the South Carolina Department of Transportation;



- (4) Have a minimum driving surface width of 20 feet constructed of no less than five inches of compacted crushed stone or gravel base; a minimum height clearance of 13½ feet, and appropriate documentation from a professional engineer licensed by the State of South Carolina certifying the maximum weight limit of any bridge or culvert located along the drive. All bridges and any culvert over which a private drive crosses a perennial stream must include appropriate signage (located at each end of the bridge) displaying the structure's weight limits;
- (5) Be maintained by an individual, association of property owners, or commonly held by the property owners fronting the private drive;
- (6) Comply with all current fire regulations and codes;
- (7) Shall serve no more than ten dwellings, and shall connect to another road, either public or private, on one end only. In the event proposed construction and/or development will result in an existing private drive serving 11 or more dwellings, the existing drive shall be upgraded so as to meet the standards put forth in these regulations for private roads;
- (8) Parcel boundaries may extend to centerline of the road, with the appropriate road right-of-way shown on all plats and deeds;
- (9) Be named in accordance with adopted E-911 Addressing regulations and procedures;
- (10) Allow at least 100 feet of sight distance for each ten miles per hour of the posted speed limit where the private drive intersects a public road. The sight distance shall be measured from a seeing height of 3½, offset 15 feet from edge of road, to an object 4½ feet in height above the grade of the public road, as stated in SCDOT's 1996 Access and Roadside Management Manual. If the proposed drive does not meet the sight distance requirement, a waiver must be signed by the individual(s) constructing the private drive stating that the property owner(s) is liable and responsible for any accidents, injuries, problems, and property damage resulting from improper sight distance;
- (11) Meet all applicable stormwater management and sediment control regulations;
- (12) Be approved in writing by planning commission or designated staff prior to submission of plat(s) to the Register of Deeds for recording. The following shall be prominently printed on the plat(s):  
"THE ROAD RIGHT-OF-WAY SHOWN ON THIS PLAT SHALL BE PRIVATE DRIVES NOT OWNED, MAINTAINED OR SUPERVISED"

BY OCONEE COUNTY, AND WERE NOT CONSTRUCTED PURSUANT TO ANY PLAN FOR FUTURE ACCEPTANCE BY OCONEE COUNTY. ROAD RIGHT-OF-WAYS SHOWN UPON THE PLAT SHALL NOT BE ACCEPTED FOR MAINTENANCE BY OCONEE COUNTY AT ANY TIME IN THE FUTURE UNLESS CONSTRUCTED IN ACCORDANCE WITH ALL ADOPTED OCONEE COUNTY REGULATIONS. MAINTENANCE OF THE RIGHT-OF-WAY SHALL BE THE RESPONSIBILITY OF \_\_\_\_\_."

(13)

Signage shall comply with the manual for uniform traffic control devices.

(c)

Private roads. Private roads shall provide vehicular access and road frontage to developments, or sections of developments, containing more than ten dwellings. All private, nondedicated roads shall be prominently indicated as such on plats prior to subdivision approval. Maintenance arrangements for such roads must be noted in writing on subdivision plat submittals and must be subsequently recorded. The development served by a private road shall have direct access into a public road, and no such private road shall be laid out so as to serve property outside the development. All private roads shall:

(1)

Serve a minimum of 11 lots;

(2)

Have a minimum road right-of-way width of 50 feet;

(3)

Be designed in accordance with the regulations set forth in Section 26-3(e) of these regulations;

(4)

Be constructed in accordance with the regulations set forth in section 26-3(f) of these regulations;

(5)

Be maintained by an association of property owners or the developer and be designated on all plats and recorded in appropriate deed covenants and restrictions, or an appropriately executed private roadway easement as defined by these regulations;

(6)

Parcel boundaries may extend to the centerline of the road, with the appropriate right-of-way designated on all plats and deeds;

(7)

Be legally certified for compliance by a surveyor/engineer licensed by the State of South Carolina;

(8)

Be named in accordance with adopted E-911 Addressing regulations;

(9)

Meet all stormwater management and sediment control regulations;

(10)

Be properly approved in writing by planning director prior to submission of plat(s) to the Register of Deeds for recording. The following shall be prominently printed on the plat(s):

"THE ROAD RIGHT-OF-WAY SHOWN ON THIS PLAT SHALL BE PRIVATE ROADS, NOT OWNED, MAINTAINED OR SUPERVISED BY OCONEE COUNTY AND NOT CONSTRUCTED PURSUANT TO ANY PLAN FOR FUTURE ACCEPTANCE BY OCONEE COUNTY. ROAD RIGHT-OF-WAY SHOWN UPON THE PLAT SHALL NOT BE ACCEPTED FOR MAINTENANCE BY OCONEE COUNTY AT ANY TIME IN THE FUTURE UNLESS CONSTRUCTED IN ACCORDANCE WITH ALL OCONEE COUNTY REGULATIONS. MAINTENANCE OF THE RIGHT-OF-WAY SHALL BE THE RESPONSIBILITY OF THE \_\_\_\_\_"

(11)

Have installed signs that control the traffic flow in a safe manner as specified by standards in the Manual for Uniform Traffic Control Devices.

With the exception of the requirements put forth in this section, all private roads shall meet the requirements for all public roads as defined by this article.

B. Section 26-7(e) of the County Code is hereby amended to read as follows:

(e) *Encroachment.*

(1) All persons desiring to excavate within, encroach upon, or in any way alter a county maintained road and/or right-of-way, shall notify the county engineer and submit to the county road department an application for an encroachment permit, together with the required fees and security as determined and established periodically by county council. Notice will be given by the applicant to the County at least 48 hours prior to initiating such work, and only after receiving an approved permit from the county. A schedule of required fees and securities shall be available for review from the county road department. No person may excavate within, encroach upon, or in any way alter a county maintained road or right-of-way without the written approval, in advance, by approved permit, of the county engineer. In determining whether to approve any such request, and issue a permit, the county engineer will consider all factors, including the needs of the applicant, as well as the needs of the county, including, without limitation, good engineering standards, the need to maintain county rights-of-way and keep them open, the convenience of the traveling public, the applicant's compliance with previous permits, including temporary permits, and policies of the County, and other similar professional considerations, including, without limitation, the provisions of the encroachment permit policy (Encroachment Permit Policy) which is maintained by the Oconee County

Road and Bridges Department and approved by County Council from time to time and is included herein by reference. The county engineer may impose restrictions on any granted approval and permit under this section, consistent with such professional considerations, including, without limitation, up to and including temporary suspension or permanent revocation of such permit, for failure to comply with the permit terms or these policies.

Oconee County Council shall, from time to time, approve the County's Encroachment Permit Policy, including, without limitation, the policy itself, as well as the Encroachment Permit Application Form, and the schedule of fees for the application of the policy. The initial Encroachment Permit Policy, Encroachment Permit Application Form, and Fee Schedule are attached as exhibits to this Ordinance, and are hereby approved. The County, acting by and through the County Council, may revise the policy, application form, or fees, as it desires, in the future by simple resolution of County Council, and may include the fees schedule in the schedule of departmental fees that is contained in a proviso in the annual County Budget Ordinance.

(2) Upon completing the permitted activity, the applicant shall restore the county maintained road and/or right-of-way to its original condition (except for any permanent alteration approved by county permit, and through a county-granted right-of-way or easement), insuring that all repairs conform to the requirements contained in the SCDOT standard specifications for highway construction and the Encroachment Permit Policy. Eighteen months after the permitted activity is satisfactorily completed, the security shall be returned to the applicant provided the county engineer, upon final inspection, approves the repair. If the county engineer deems the repair to be unacceptable, the security shall be retained by the county and used to properly repair and restore the road and/or right-of-way to its original condition. Once the road and/or right-of-way has been properly repaired, any excess security will be returned to the applicant, it being understood that, in one form or another, all costs of encroachment upon, or any alteration of a county maintained road or right-of-way shall be borne by the applicant.

(3) Driveway aprons and mailbox turnouts abutting county maintained roads are encroachments, subject to the provisions of this section, and will be the responsibility of the property owner, as to construction and maintenance, subject to the provisions of Section 26-7(b), and subject to the caveat that if the county constructs or manages a road project, driveway aprons and mailbox turnouts may be part of the project, subject to the terms of such Section 26-7(b).

(4) Violation of the Encroachment Permit Policy is a violation of this Code and is punishable by civil fine of \$500/day/violation. Each and every day of a continuing violation shall be deemed a new and separate offense. Failure to pay any civil fine levied hereunder shall constitute a violation of this Code and shall be punished in accordance with Section 1-7, hereof.

3. All other parts and provisions of the Oconee County Code of Ordinances not amended hereby, either explicitly or by implication, remain in full force and effect.

4. Should any part or provision of this Ordinance be deemed unconstitutional or unenforceable by any court of competent jurisdiction, such determination shall not affect the rest and remainder of this Ordinance, all of which is hereby deemed separable.

5. All ordinances, orders, resolutions, and actions of Oconee County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded.

6. This Ordinance shall take effect and be in full force and effect from and after third reading and enactment by Oconee County Council.

ORDAINED in meeting, duly assembled, this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

ATTEST:

\_\_\_\_\_  
Elizabeth Hulse,  
Clerk to Oconee County Council

\_\_\_\_\_  
Joel Thrift,  
Chairman, Oconee County Council

First Reading: \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Third Reading: \_\_\_\_\_  
Public Hearing: \_\_\_\_\_



**OCONEE COUNTY ROADS AND BRIDGES DEPARTMENT**  
**15022 WELLS HIGHWAY**  
**SENECA SC 29678**  
**864-886-1072**

**ENCROACHMENT PERMIT APPLICATION**

PERMIT # \_\_\_\_\_

EXP. DATE: \_\_\_\_\_

<input type="checkbox"/> Home Owner	<input type="checkbox"/> Contractor	PIUPS # _____	
<input type="checkbox"/> DMV Installation Requested	<input type="checkbox"/> Utility	License fees are required by law, call 1-800-721-7877 at least 3 business days before any type of installation.	
Applicant Name: _____			
Company Name: _____		Contractor License # _____	
Address: _____	City: _____	Zip: _____	Phone: _____
PROPERTY OWNER Name: _____			
Address: _____	City: _____	Zip: _____	Phone: _____
Work Location Address of Work Site: _____			ROAD NUMBER: _____
Nearest Intersecting Road: _____			
DESCRIPTION OF WORK TO BE DONE: _____			
ESTIMATED START DATE: _____		ESTIMATED FINISH DATE: _____	
<p align="center"><b>PERMIT REQUIREMENTS</b> Permittee shall comply with each of the following conditions and terms.          (Applicant becomes Permittee upon permit approval)</p>			
➤ Notify the County Inspector if there are any changes to the approved permit.			PERMIT FEE: _____
➤ Notify the County Road Office (864-886-1072) at least 65 hours before work begins.			
➤ Keep a copy of this permit and approved plans at the work site at all times.			BOUND: _____
➤ Notify County Inspector upon completion of activity for final inspection.			DATE: _____

**APPLICANT CERTIFICATION**

1. Pursuant to provisions of Statutes of the State of Georgia, Section 1576, and Oconee County Ordinance Section 25-7, the undersigned applicant hereby notifies OCONEE COUNTY ROADS AND BRIDGES DEPARTMENT, OCR&B of the applicant's desire to construct or install and maintain a public service utility line, as described herein, within the limits of existing right-of-way, along or over the County existing or roadways, described herein.
2. Description of location. (Attach a sketch indicating roadway location, width, shoulder width, sidewalk and curb and gutter location, signal and drainage structure, earth work, right-of-way width, and location of the proposed utility work with respect to the roadway centerline (CRCL) or adjacent existing road on the County grade. Utility companies are required to submit three (3) sets of plans of drawings.)
3. The undersigned applicant hereby requests the OCR&B to identify any objections or requirements of compliance of the work described herein. It is expressly understood that the work, if and when constructed, shall be installed in accordance with the established standards and code book series. The applicant agrees to comply with the OCR&B's "A Policy for Assumed Right-of-Way" and "Standard Specifications for Highway Construction" (make a part hereof by reference) and all general provisions on the system's manual and special provisions below attached hereto during the installation, operation and maintenance of said work or utility facilities within the OCR&B's Right-of-Way. The applicant hereby authorizes, and agrees to assume responsibility for the OCR&B's right-of-way to have in connection with its work or utility to persons, or damage to property including the roadway, that may be caused by the construction, maintenance, use, moving or removal, of the physical apparatuses contemplated herein and agrees to indemnify the OCR&B for any liability incurred or injury or damage sustained by third parties, present or future, subsequent to said apparatuses.
4. Attach copy of license, insurance and bonds to verify capability to perform work.
5. If applicable, attach document to verify liability as agent.

APPLICANT SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

**PROPERTY OWNER OR PUBLIC UTILITY AUTHORIZED AGENT CERTIFICATION**

- I Certify to the best of my knowledge, information and belief that:
1. The applicant is capable and understands the terms and agreements of this permit.
  2. The applicant is authorized to perform the work as requested on the application.
  3. The proposed encroachment is not contrary or conflicting with any recorded covenants.
  4. The work is to be performed in compliance with all other applicable Federal, State, and Local laws and regulations, as well as the provisions of this permit.

PROPERTY OWNER  
 OR AUTHORIZED AGENT SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

**OCONEE COUNTY ROADS AND BRIDGES**

**ENCROACHMENT PERMIT APPLICATION**

<b>FEES</b>	<b>Permit fees (non-refundable)</b>	<b>Bonds (if required)</b>	<b>Permit Conditions</b>
<input type="checkbox"/>	Residential / Commercial \$60.00	<input type="checkbox"/> Road Cut	<input type="checkbox"/> Traffic Control (see 3 on back)
<input type="checkbox"/>	D/W Installation Requested 2.5 x Materials	Pavement Cut Permit	
<input type="checkbox"/>	Pavement Cut Fee- Contractor Only \$250.00 +\$10.00 /sf	Fee x 10 = _____	<input type="checkbox"/> Commercial / Utility (must provide 3 sets of Engineering Drawings)
<input type="checkbox"/>	Permit Extension \$10.00		
<input type="checkbox"/>	Re-Inspection Fee \$60.00	<input type="checkbox"/> New Installation	<input type="checkbox"/> Residential (drawing or sketch)
<input type="checkbox"/>	Longitudinal work in ROW \$60.00 +\$0.10 / lf	Longitudinal Permit	
<input type="checkbox"/>	Bore Beneath Pavement \$60.00 +\$0.10 / lf	Fee x 50 = _____	

**OCONEE COUNTY Roads and Bridges Department Approval**

In compliance with your request and subject to all provisions, terms, conditions and restrictions stated in the application, general provisions on the reverse hereof, and special provisions below or attached hereto, the OCR&B approves the request. This permit shall become null and void unless the work contemplated herein shall have been completed prior to:

Date: \_\_\_\_\_

SPECIAL PROVISIONS: \_\_\_\_\_

**Permit Specialist Review and Verification of Completeness of Form and Compliance of Encroachment Permit Policy.**

Approval  
Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Manager/ Engineer: \_\_\_\_\_

Date: \_\_\_\_\_

<b>FOR COUNTY INSPECTOR'S USE ONLY</b>	<b>DATE</b>	<b>ACCEPT</b>	<b>ADDITIONAL INSPECTOR COMMENTS:</b>
Application Received			
Initial Inspection			
Pre-Construction Inspection			
In-Progress Inspection			
Final Inspection			
Additional Inspections			

**GENERAL PROVISIONS**

1. **NOTICE PRIOR TO STARTING WORK:** Before starting the work within the limits of the roadway right-of-way, the Oconee County Roads and Bridges Department shall be notified 48 hours in advance so that we may be present when the work is underway and this permit is subject to further restrictions.
2. **PERMIT SUBJECT TO INSPECTION:** This permit shall be kept at the site of the work at all times while said work is underway and must be shown to any representative of the County or law enforcement officer.
3. **PROTECTION OF ROADWAY TRAFFIC:** Adequate provisions shall be made for the protection of the roadway traffic at all times. Necessary barriers, barricades, warning signs and flagmen shall be provided by and at the expense of the Permittee and shall be in accordance with the MUTCD, Latest Edition. No road will be closed except in emergency situations. No county road closure shall be made without Oconee County Roads and Bridges Department approval and proper community notification. The work shall be planned and carried out so that there will be the least possible interference to the roadway traffic. The Permittee agrees to observe all rules and regulations of the SCDOT and Oconee County while working on the work contemplated herein and take all other precautions that circumstances warrant.
4. **STANDARDS OF CONSTRUCTION:** All work shall conform to recognized standards of construction and shall be performed in a workmanlike manner. Appropriate provisions shall be made for maintaining the proper drainage of the roadway. All work shall be subject to the supervision and satisfaction of the Oconee County Roads and Bridges Department.
5. **FUTURE MOVING OF PHYSICAL APPURTENANCES:** It is the option of the Oconee County Roads and Bridges Department, it should ever become necessary to move or remove the physical appurtenances, or any portion thereof contemplated herein, an account of change in location of the roadway, widening of the roadway, or for any other sufficient reason. Such moving or removing shall be done on the same or a different date as the Roads and Bridges Department or at the expense of the Permittee.
6. **RESTORATION OF ROADWAY FACILITIES UPON MOVING OR REMOVING OF PHYSICAL APPURTENANCES:** If, and when, the physical appurtenances contemplated herein shall be moved or removed, either on the record of the Roads and Bridges Department or at the option of the Permittee, the roadway and facilities shall immediately be restored to their original condition at the expense of the Permittee.
7. **COSTS:** All work in connection with the construction, maintenance, moving or removing of the physical appurtenances contemplated herein shall be done by and at the expense of the Permittee.
8. **Definition of Important Terms** are included in Section 26-7 of the Oconee County Code of Ordinances and are incorporated herein by reference.
9. **PERMISSION OF ADJUTING PROPERTY OWNERS:** It is a fact that this permit does not in any way grant or release any rights lawfully possessed by the abutting property owners. The Permittee shall secure any such rights necessary to avoid abutting property owners.
10. **WORK PERFORMANCE:**
  - (a) Utility Poles shall be placed at the distance from the centerline of the roadway as specifically stipulated herein and in the permit.
  - (b) All crossings over the roadway shall be constructed in accordance with Specifications for Overhead Crossings of Light and Power Transmission Lines and Telegraphs and Telephone Lines over each other and over Highway Right-of-Way in South Carolina, as approved by the Public Service Commission of South Carolina and effective as of date of this permit.
  - (c) Service and other small diameter pipes shall be placed, drilled, or otherwise located underground (no power lines on any surface) and shall not be disturbed and repaired. The section under the roadway pavement and within a distance of two (2) feet on either side shall be continuous without joints.
  - (d) No pavement shall be cut unless specifically authorized herein.
  - (e) No excavation shall be more than three feet to the edge of pavement unless specifically authorized herein, nor shall be cut open overnight without proper barricades and lights. Excavations shall be limited to a maximum one thousand (1000) linear feet of open trench before backfill operations must begin.
  - (f) Utility round facilities will be at minimum depths as defined in the Utility Accommodations Manual for the Permittee, as follows:
    - (1) Bury underground - 4 feet minimum for handlines or flaglines (residential) - 3 feet minimum for other lines.
    - (2) Bury under other surfaces - 30 inches minimum for power and communication lines and 3 feet for all other facilities. Shall cover depths may be approved in writing prior to installation if adequate protection is provided.
  - (g) Work shall be performed in accordance with the SCDOT's Latest Editions of "A Policy for Accommodating Utilities on Highway Right-of-Way", and "Standard Specifications for Highway Construction".

11. The Permittee shall be responsible for obtaining any other approvals or permits necessary or proper for installation.
12. Permittee is responsible for maintaining reasonable access to private driveways during construction.
13. If a driveway upon adjoining a county road is cut or damaged during the process of installing utilities, it is the responsibility of the Permittee to replace such entire upon.
14. There shall be no excavation of soil deeper than two feet of any public utility line or appurtenance facility except with the consent of the owner thereof, or except upon special permission of the Roads and Bridges Department after an opportunity to be heard is given the owner of such line or appurtenance facility.
15. **LICENSED CONTRACTOR REQUIREMENTS:** Licensed and bonded contractors, subcontractors and utility companies shall be required to perform all work within the county right-of-way unless explicitly waived by the Roads and Bridges Department.
16. **CREDITS OF WORK:** If a bond is required, a surety bond, cash bond, or irrevocable letter of Credit from an established lending institution must be posted prior to issuance of the permit and will be held for a period of 18 months after all work hereon has been completed. The conditions is irrevocable after such 18 months waiting period, upon a final inspection to ensure work is completed to the satisfaction of the county.
17. Oconee County Roads and Bridges Department may revoke, amend, change, amend, modify, or terminate this permit or any of the conditions herein enumerated if Permittee fails to comply with any or all of its provisions, requirements and regulations as herein set forth.
18. Except in emergency circumstances, all activity in the public right-of-way shall be performed during daylight hours, sunrise to sunset, unless otherwise approved by the Permit.
19. In accepting this permit, the Permittee agrees that any damage or injury done to the property of the Permittee or any expense incurred by the Permittee through the operation of a contractor shall be at the sole expense of the Permittee.
20. **LIABILITY:** Applicant/Permittee assumes the sole responsibility for the safety and protection of the public and of employees and other persons and assumes liability for any injury or damage resulting as a result of the performance of work under this encroachment permit, whether due to negligence, fault or default of Applicant/Permittee or not. Such liability of Applicant/Permittee under this encroachment permit is absolute and is not dependent upon any question of negligence on the part or on the part of its agents, servants or employees, and neither the approval by the engineer or the chief engineer of the methods of doing the work nor the failure of the engineer or the chief engineer to set attention to improper or inadequate methods or to require a change in methods, nor the neglect of the engineer or the chief engineer to direct the Applicant/Permittee to take any particular precautions or to refrain from doing any particular thing shall excuse the Applicant/Permittee in case of any death, injury to person or damage to property.
21. **INDemnITY AGAINST LIABILITY:** Applicant/Permittee shall indemnify Oconee County, its agents, officials and employees against all injuries, deaths, loss, damages, claims, present claims, suits, liabilities, judgments, costs and expenses that may in any way be caused against Oconee County or further not was caused through negligence or omission of the Applicant/Permittee or Applicant/Permittee's employees or the subcontractor's employees, if any, and the Applicant/Permittee shall, at Applicant/Permittee's own expense, repair, defend, and pay all damages, liabilities and all costs and other expenses arising from or incurred in connection with that activity, and if any judgment shall be rendered against Oconee County in any such action, the Applicant/Permittee shall, at Applicant/Permittee's own expense, satisfy and discharge that judgment. Applicant/Permittee expressly understands and agrees that any performance bond or insurance protection required by this contract, or otherwise provided by Applicant/Permittee, shall in no way limit the responsibility to indemnify, keep and save harmless and defend Oconee County as here provided. Insurance coverage specified herein constitutes the minimum requirements and requirements shall in no way lessen limit the liability of Applicant/Permittee. Applicant/Permittee shall procure and maintain, at its own cost and expense, any additional limits and amounts of insurance, which, in its own judgment, may be necessary for its proper protection in the protection of the work.
22. **REMOVAL:** Oconee County reserves the right, at any time, to cancel the permit should the Applicant/Permittee fail to comply with the terms and conditions under which it was granted. The County reserves the right, at any time, to cancel the permit should the Applicant/Permittee fail to comply with the terms and conditions under which it was granted.
23. Sections 1-22 above represent a subset of the official Oconee County Roads and Bridges Department Encroachment Permit Policy that is included in Oconee County Code of Ordinances: Section 26.

Initials of Applicant



**PRESS RELEASE**  
**March 7, 2013**

**FOR IMMEDIATE RELEASE**

**CONTACT:** Mack Kelly  
Oconee County  
County Engineer  
864-886-1072 (phone)  
864-886-1071 (fax)

**SUBJECT:** Dyar Road (SE-136) Bridge

The Oconee County Council would like public input regarding the future of Dyar Road Bridge, crossing the Norfolk Southern Rail Road.

Roads and Bridges Department staff will collect information from the public from a web based form and a public meeting at the Corinth-Shiloh Fire Station Conference Room, located at 940 Old Clemson Highway, Seneca, SC. The meeting will be:

- Tuesday, March 26, 2013 from 6:00 pm until 7:00 pm.

The web form can be accessed by going to the Oconee County website: [www.oconeesc.com](http://www.oconeesc.com). Comments received by April 3, 2013, will be presented to the Transportation Committee of County Council, scheduled for April 9, 2013.

**PRESS RELEASE**  
**March 7, 2013**

**FOR IMMEDIATE RELEASE**

**CONTACT:** Mack Kelly  
Oconee County  
County Engineer  
864-886-1072 (phone)  
864-886-1071 (fax)

**SUBJECT:** Cobb Bridge Road (TU-37) Bridge

The Oconee County Council would like public input regarding the future of the bridge on Cobb Bridge Road, crossing the Chauga River.

Roads and Bridges Department staff will collect information from the public from a web based form and a public meeting at the Holly Springs Fire Station located at 11095 Long Creek Highway, Westminster, SC. The meeting will be:

- Thursday, March 28, 2013 from 6:00 pm until 7:00 pm.

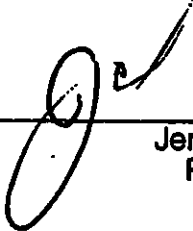
The web form can be accessed by going to the Oconee County website: [www.oconeesc.com](http://www.oconeesc.com). Comments received by April 3, 2013, will be presented to the Transportation Committee of County Council, scheduled for April 9, 2013.

**PUBLISHER'S AFFIDAVIT**


**STATE OF SOUTH CAROLINA  
COUNTY OF OCONEE**

**IN RE:           Oconee County Council and  
                      Committee 2013 Meeting Schedules**

**BEFORE ME** the undersigned, a Notary Public for the State and County above named, this day personally came before me, Jerry Edwards, who being first duly sworn according to law, says that he is the Publisher of THE JOURNAL, a newspaper published Tuesday through Saturday in Seneca, SC and distributed in **Oconee County, Pickens County** and the Pendleton area of **Anderson County** and the notice (of which the annexed is a true copy) was inserted in said paper on January 10, 2013 and the rate charged therefore is not in excess of the regular rates charged private individuals for similar insertions.

  
\_\_\_\_\_  
Jerry Edwards  
Publisher

Subscribed and sworn to before me this  
10th day of January A.D. 2013

  
\_\_\_\_\_  
Jennifer A. White  
Notary Public for South Carolina  
My Commission Expires: 05/18/2014



## Beth Hulse

---

**From:** Beth Hulse  
**Sent:** Friday, February 15, 2013, 9:31 AM  
**To:** Andrew; Beth Hulse; Chad Dorsett; Greenville News (localnews@greenvillenews.com); Kevin LaDonna Becker (ladonna@dailyim.com); Norman Cannada (ncannada@upstatetoday.com); Ray Chandler; Westminster News / Keowee Courier (westnews@bellsouth.net); WGOG (dickmangrum@wgog.com); WSPA TV - Channel 7 (assignmentdesk@wspa.com)  
**Subject:** Transportation Committee Meeting Scheduled

The Oconee County Transportation Committee will meet on Tuesday, February 26, 2013, at 5:30 in Council Chambers to discuss various issues.

**Elizabeth G. Hulse**  
**Clerk to County Council**

Oconee County Administrative Offices  
415 South Pine Street  
Walhalla, SC 29691  
864-718-1023  
864-718-1024 [fax]  
[bhulse@oconeesc.com](mailto:bhulse@oconeesc.com)  
[www.oconeesc.com/council](http://www.oconeesc.com/council)

**CONFIDENTIALITY NOTICE:** This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential, proprietary, and/or privileged information protected by law. If you are not the intended recipient, you may not read, use, copy, or distribute this e-mail message or its attachments. If you believe you have received this e-mail message in error, please contact the sender by reply e-mail or telephone immediately and destroy all copies of the original message.

**Oconee County Council Committees** will meet in 2013 on the following dates/times in Council Chambers, 415 South Pine Street, Walhalla, South Carolina unless otherwise advertised.

**Law Enforcement, Public Safety, Health & Welfare Committee** [at 5:30 p.m.] and the **Transportation Committee** [at 6:30 p.m.] will meet on April 9<sup>th</sup>, July 9<sup>th</sup> and October 8<sup>th</sup>, 2013.

**Real Estate, Facilities & Land Management Committee** [at 5:30 p.m.] and the **Budget, Finance & Administration Committee** [at 6:30 p.m.] will meet on February 12<sup>th</sup>, May 14<sup>th</sup>, August 13<sup>th</sup> and November 12<sup>th</sup>, 2013.

**Planning & Economic Development Committee** [at 5:30 p.m.] will meet on March 12<sup>th</sup>, June 11<sup>th</sup>, September 10<sup>th</sup> and December 10<sup>th</sup>, 2013.

Additional Council meetings, workshops and/or committee meetings may be added throughout the year as needed.

Pursuant to the Freedom of Information Act, notice of each meeting, date, time, place of meeting and agenda will be posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and on the County Council website [[www.oconeesc.com/council](http://www.oconeesc.com/council)].