

AN ORDINANCE

No. 4344

TO AMEND ORDINANCE NO. 1949, AS AMEMDED, CREATING THE BROOKFIELD SPECIAL TAX DISTRICT, TO AMEND THE PURPOSES OF THE DISTRICT, TO AUTHORIZE A SPECIAL ONE-TIME ASSESSMENT, AND TO AUTHORIZE A MAXIMUM UNIFORM SERVICE CHARGE.

WHEREAS, in August 2009, a petition was presented by residents of the Brookfield Special Tax District to Greenville County Council seeking a popular referendum to amend the purposes of the Brookfield Special Tax District, to levy a special one-time assessment of sixty-five (\$65.00) dollars, and to levy an annual maximum uniform service charge not to exceed fifty (\$50.00) (the "Petition");

WHEREAS, pursuant to S.C. Code Ann. § 4-9-30(5)(a)(i), finding that the Petition was signed by at least fifteen (15%) percent of the electors within the District, County Council approved Resolution No. 1349 certifying the Petition and directing the Greenville County Election Commission to place the following three referendum questions on the November 3, 2009 general election ballots of those electors residing within the District:

"(1) Should the purposes of the Brookfield Special Tax District be amended as follows:

- (a) to maintain and improve the Brookfield Community Recreation Facilities and the lands surrounding them, specifically including the pool, club house and tennis courts;
- (b) to provide for traffic safety by installing and maintaining street lights;
- (c) to control litter and other health hazards along the public rights of way within the District;
- (d) to maintain and promote improvements, entrances and exits and rights of way within the District.

(2) Should the Ordinances creating the Brookfield Special Tax District be amended to authorize the levy of a one time special assessment of Sixty-Five and 00/100 (\$65.00) Dollars on all real property within the boundaries of the District to repair, improve and upgrade the Brookfield Community Recreation Facilities, specifically the pool and tennis courts?

(3) Should the Ordinances creating the Brookfield Special Tax District be amended to authorize the levy of a maximum uniform service charge not to exceed Fifty and 00/100 (\$50.00) Dollars annually on all real property within the boundaries of the District to provide sufficient annual revenue to maintain and promote the Brookfield Community Recreation Facilities?

Yes

No ; and

WHEREAS, the questions presented in the November 3, 2009 special referendum of the electors of the Brookfield Special Tax District passed favorably with approximately 85.11 percent of the electors who voted in the special referendum voting in favor of the questions and approximately 14.89 percent of the electors who voted in the special referendum voting against the questions.

NOW THEREFORE, BE IT ORDAINED BY THE GREENVILLE COUNTY COUNCIL:

Section 1. Purposes of District. Section 3 of Ordinance No. 1949 creating the Brookfield Special Tax District and setting for its purposes is hereby amended to read as follows:

- (a) to maintain and improve the Brookfield Community Recreation Facilities and the lands surrounding them, specifically including the pool, club house and tennis courts;
- (b) to provide for traffic safety by installing and maintaining street lights;
- (c) to control litter and other health hazards along the public rights of way within the District;
- (d) to maintain and promote improvements, entrances and exits and rights of way within the District.

Section 2. Levy and Collection of One-Time Special Assessment. Section 6 of Ordinance No. 1949 creating the Brookfield Special Tax District shall have the following added to state as follows:


The Auditor and Tax Collector of Greenville County are hereby directed to levy and collect a one-time special assessment of Sixty-Five and 00/100 (\$65.00) Dollars on all real property within the boundaries of the District to repair, improve and upgrade the Brookfield Community Recreation Facilities, specifically the pool and tennis courts.

Section 3. Levy and Collection of a Maximum Uniform Service Charge. Section 7 of Ordinance No. 1949 creating the Brookfield Special Tax District shall have the following added to state as follows:

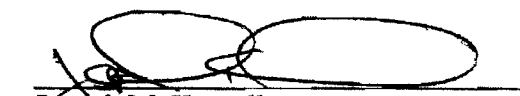
The Auditor and Tax Collector of Greenville County are hereby directed to levy and collect a maximum uniform service charge not to exceed Fifty and 00/100 (\$50.00) Dollars annually on all real property within the boundaries of the District to provide sufficient annual revenue to maintain and promote the Brookfield Community Recreation Facilities.

Section 4. Effective Date. This Ordinance shall take effect upon its adoption.

DONE IN REGULAR MEETING THIS 16th DAY OF MARCH, 2010.

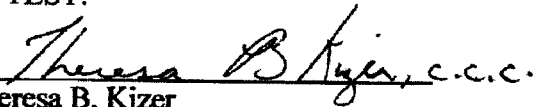


Herman G. Kirven, Jr. Chairman
Greenville County Council



Joseph M. Kernell
County Administrator

ATTEST:



Theresa B. Kizer
Clerk of Council