

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Shirley C. Robinson, Administrative Law Judge

Case No. 2011-ALJ-07-0556-CC

RECEIVED

AUG 26 2013

SC Court of Appeals

Grand Bees Development, LLC, Respondent,

vs.

South Carolina Department of Health and Environmental Control
and County of Charleston, Appellants.

**RESPONDENT'S DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

Respondent Grand Bees Development, LLC designates the following matter to
be included in the Record on Appeal:

1. Notice of Appeal dated May 24, 2013 and filed May 29, 2013.
2. Order Denying Respondents Motion for Reconsideration Filed May 8, 2013.
3. Notice of Motion and Motion for Reconsideration of Respondent County of Charleston dated March 29, 2013.
4. Final Order and Decision of the Honorable Shirley C. Robinson dated and filed March 19, 2013.
5. Transcript of Hearing before the Honorable Shirley C. Robinson dated March 20, 2012.
6. Charleston County's Permit Application, as amended. (Tr. Ex. 1)

7. Deed for Grand Bees' Property. (Tr. Ex. 2)
8. 2005 Planned Unit Development Ordinance. (Tr. Ex. 3)
9. Draft DHEC Permit. (Tr. Ex. 4)
10. Public Notice/Hearing Materials. (Tr. Ex. 5)
11. Permit, as issued, September 2011. (Tr. Ex. 6)
12. South Carolina Department of Environmental Control Consistency Memorandum (2009). (Tr. Ex. 7)
13. South Carolina Department of Environmental Control Consistency Memorandum (2011). (Tr. Ex. 8)
14. Certified Copy of Charleston County Code of Ordinances No. 864, Chapter 10, Article II, Solid Waste Disposal Ordinance No. 180, Section 10-22; Adopted March 5, 1974. (Tr. Ex. 9)
15. Charleston County Zoning and Land Development Regulations, Chapter Nine (Tr. Ex. 10)
16. Reduced size Grand Bees property approved site plan (color). (Tr. Ex. 11)
17. Reduced size Grand Bees property site plan with one thousand (1,000) foot measurements from landfill fill area boundary (color). (Tr. Ex. 12)
18. Reduced size aerial photograph from 2001 contained in Permit Application. (Tr. Ex. 13)
19. Reduced size color aerial photograph from 2008. (Tr. Ex. 14)
20. Reduced size color aerial photograph from 2012. (Tr. Ex. 15)
21. Reduced size color John S. Lester, P.E. survey with updated color photographs (color). (Tr. Ex. 17)

22. Reduced size color John S. Lester, P.E. cross-section survey with one thousand (1,000) foot measurements from landfill fill area boundary (color). (Tr. Ex. 18)
23. Reduced size color computer generated sketch-ups. (Tr. Ex. 19)
24. Reduced size color computer generated sketch-ups. (Tr. Ex. 20)
25. Reduced size color computer generated sketch-ups. (Tr. Ex. 21)
26. Reduced size color computer generated sketch-ups. (Tr. Ex. 22)
27. Reduced size color computer generated sketch-ups. (Tr. Ex. 23)
28. Reduced size color computer generated sketch-ups. (Tr. Ex. 24)
29. Reduced size comparison diagram of Landfill heights to objects (Tr. Ex. 25)
30. Respondent Grand Bees' Trial Brief before ALJ.

I certify that this Designation of Matter contains no matter which is irrelevant to this appeal.

[SIGNATURE APPEARS ON NEXT PAGE]

Respectfully Submitted,

BY: *G. Trenholm Walker*

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Charleston, South Carolina

Aug 20, 2013

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Docket No. 2011-ALJ-07-0556-CC
Appellate Case No. 2013-001141

SC Court of Appeals

Grand Bees Development, LLC, Respondent,

v.

South Carolina Department of Health and Environmental Control and
County of Charleston

Of Whom,

County of Charleston is Appellant.

PROOF OF SERVICE

I, Nancy Jane Dennis, an employee of Pratt-Thomas Walker, P.A., hereby certify that I have served this 21st day of August 2013, a copy of the Respondent's Initial Brief and Designation of Matter to counsel of record by placing the same in the United States mail, first-class postage pre-paid, to:

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