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**Jan 06 2025**

**SC Court of Appeals**

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY  
Court of Common Pleas

The Honorable J. Mark, Hayes, II  
Circuit Court Judge

C.A. No.: 2023-CP-42-01155  
Appellate Case No. 2024-000735

Spartanburg County and Cole Alverson in his Official Capacity as County  
Administrator ..... Respondents,

v.

The Spartanburg County Board of Zoning Appeals, and Adam Washington Ballenger  
Camp #68, Sons of Confederate Veterans, Inc.,

of which The Spartanburg County Board of Zoning Appeals is a Respondent and Adam  
Washington Ballenger Camp #68, Sons of Confederate Veterans, Inc. is the Appellant.

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

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Respondents propose the following be included in the Record on Appeal in addition  
to the matters previously designated:

1. Petition for Appeal to the Circuit Court from Decision of the Spartanburg  
County Board of Zoning Appeals filed in the Spartanburg County Court of  
Common Pleas on March 30, 2023 (including all exhibits).
2. Response to Petitioner’s Petition for Appeal filed in the Spartanburg County  
Court of Common Pleas on May 23, 2023 (including all exhibits).
3. Memorandum in Opposition to Respondents’ Motion to Alter or Amend filed  
in the Spartanburg County Court of Common Pleas on March 25, 2024.

4. Unified Land Management Ordinance for Spartanburg County, South Carolina

As the circuit court orders being appealed from were filed on February 20, 2024 and April 25, 2024 respectively, Respondents would object to the Appellant's proposed inclusion in the Record on Appeal of the following: Affidavit of Hampton Chumley, September 9, 2024; Affidavit of James Crocker, September 16, 2024; and Affidavit of James Crocker, September 16, 2024 (enumerated as numbers 12-14 of the Appellant's Designation of Matter). None of those referenced Affidavits were considered by the circuit court prior to the issuance of the above-referenced orders being appealed from, and are therefore not properly before this Court pursuant to Rules 209 and 210, SCACR.

I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

**HOLCOMBE BOMAR, P.A.**

s/ A. Todd Darwin

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Attorneys for Respondents

January 6, 2025  
Spartanburg, SC