

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable James R. Barber, III, Circuit Court Judge

Case No. 2013-CP-40-02159

Frieda H. Dortch, Appellant,

v.

City of Columbia Planning & Development Services/Zoning Division, Respondent.

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MAY 02 2014

SC Court of Appeals

APPELLANT'S
DESIGNATION OF MATTER
TO BE INCLUDED IN THE
RECORD ON APPEAL
(Including Certificate of Counsel)

Appellant Frieda H. Dortch designates the following pursuant to Rule 209, SCACR, and its counsel hereby certifies by his signature, that this designation contains no matter which is irrelevant to the appeal:¹

¹ Unless otherwise specified, all designations are without certificates of service, motion cover sheets, or civil cover sheets.

Orders, Decrees, and Decisions

1. Order Dismissing Appeal to Circuit Court on the Basis of Res Judicata, dated Aug. 19, 2013.
2. Form Order Denying Motion to Reconsider, dated Oct. 15, 2013.

Pleadings

None.

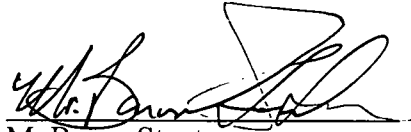
Transcripts

3. Transcript of July 29, 2013 Hearing of City's Motion to Dismiss Circuit Court Appeal of Second BOZA Proceeding, dated Feb. 23, 2014.

Exhibits and Other Materials or Documents

4. Dortch's Appendix to Petition of Appeal (Seeking review by Circuit Court in Case No. 13-CP-40-2159 of decision of Columbia Board of Zoning Appeals in its case numbered 12-081-V), dated Apr. 16, 2013, including:
 - a. BOZA and Zoning Administrator's Order, dated Mar. 12, 2013;
 - b. Amended Application of Dortch for Variance and Appeal (including initial Nov. 14, 2012 application), dated Feb. 8, 2013;
 - c. Testimony of Dortch (affirmed at Feb. 12, 2013 meeting);
 - d. Assessor's Data, dated Feb. 8, 2013;
 - e. Map of block from Richland County GIS, dated Feb. 8, 2013;
 - f. Four-page Agenda and Case Summary by Unknown Author, Made Available to Dortch at Feb. 12, 2013 Meeting, dated Feb. 5, 2013;
 - g. Seventeen-page Agenda and Case Summary (counting various attachments) by Unknown Author, In Possession of Board at Feb. 12, 2013 Meeting, dated Feb. 5, 2013; and
 - h. Minutes of January 8, 2013 (Feb. 12) Meeting of Board (including minutes of Dortch matter) (with no record of adoption, no certification, and no verification as to completeness or accuracy in original, i.e., not omitted in designation), prepared on unknown date.
5. "Copy of the Proceedings" in the Second BOZA Proceeding Feb. 12, 2013 Filed By City, dated Apr. 30, 2013 (Exhibit D to City Motion and Return).
6. Dortch's Petition of Appeal to Circuit Court, dated Apr. 11, 2013.
7. City's Motion to Dismiss Circuit Court Appeal of Second BOZA Proceeding, and Return to Petition, dated Apr. 30, 2013 (with remaining Exhibits A-C).
8. Dortch's Memorandum in Opposition to City's Motion to Dismiss Circuit Court Appeal of Second BOZA proceeding, dated June 14, 2013.
9. City's Memorandum in Support of Motion to Dismiss, dated July 29, 2013 (with all attachments).

10. Proposed Order Granting Motion to Dismiss, Submitted By City, circa Aug. 8, 2013.
11. Proposed Orders Denying Motion to Dismiss, Submitted by Dortch, circa Aug. 13, 2013 (with attached Sept. 17, 2010 letter, check, and receipt).
12. Dortch's Motion to Reconsider Circuit Court's Dismissal of Appeal, dated Sept. 23, 2013.



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Attorney for Appellant
Frieda H. Dortch

Date: April 30, 2014

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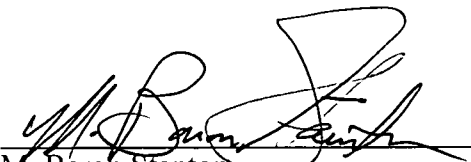
v.

City of Columbia Planning & Development Services/Zoning Division, Respondent.

CERTIFICATE OF SERVICE

I, M. Baron Stanton, do hereby certify that I have, on April 30, 2014, served the foregoing **Appellant's Designation of Matter to be Included in the Record on Appeal** upon the **Respondent** by causing a copy thereof to be mailed with proper postage to the addresses indicated below:

Peter M. Balthazor, Esquire
City of Columbia
P. O. Box 667
Columbia, SC 29202


M. Baron Stanton

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