

December 3, 2009  
Charleston, SC

A special meeting of County Council of Charleston County was held on the 3<sup>rd</sup> day of December, 2009, in Council Chambers, Second Floor, Lonnie Hamilton, III Public Services Building, 4045 Bridge View Drive, Charleston, South Carolina.

Present at the meeting were the following members of Council: Teddie E. Pryor, Sr., Chairman, who presided: Colleen Condon; Henry E. Darby; Curtis B. Inabinett; Joe McKeown; A. Victor Rawl, J. Elliott Summey; and Dickie Schweers. Council Member Paul R. Thurmond was absent.

Also present were: Allen O'Neal, County Administrator; County Attorney Joe Dawson and Dan Pennick, Director of the Zoning and Planning Department.

The Clerk reported that in compliance with the Freedom of Information Act, notice of meetings and agendas were furnished to all news media and persons requesting notification.

**Comprehensive  
Plan  
Amendments  
Ordinance  
1<sup>st</sup> Reading**

A report was read from the Planning/Public Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator and Dan Pennick, Director of Zoning and Planning, regarding proposed Comprehensive Plan Amendments of both Text and Maps.

Committee recommends that Council approve the following amendments which are intended to address Planned Developments in the Comprehensive Plan and recognize them as a planning tool:

- Describing what Planned Developments are;
- Including Planned Developments in the density tables;
- Including incentives for Planned Developments to include mixed use development, conserve significant amounts of open space and agricultural lands, and provide affordable housing
- Clarifying the process for Planned Developments that propose wastewater treatment systems; and
- Including previously approved Planned Developments (82 currently in the unincorporated County) on the Future Land Use Map and associated maps (Plan maps 3.1.4 through 3.1.10).

Mr. Summey moved approval of Committee recommendation, seconded by Ms. Condon, and carried.

An Ordinance approving amendments to the Charleston County Comprehensive Plan was given first reading by title only.

**AN ORDINANCE**

**APPROVING THE AMENDMENT OF THE CHARLESTON COUNTY COMPREHENSIVE PLAN (TEXT AND MAPS) PROVISIONS (1) TABLE 3.1.1, FUTURE LAND USE RESIDENTIAL DENSITIES TO INCLUDE PLANNED DEVELOPMNETS; (2) SECTION 3.1.7 FUTURE LAND USE RECOMMENDATIONS, TO DESCRIBE PLANNED DEVELOPMENTS AND TO PROVIDE THEIR UTILIZATION TO ACCOMPLISH THE STRATEGIES CONTAINED IN THE COMPREHENSIVE PLAN; (3) SECTION 3.1.8, RURAL GUIDELINE 3, TO CLARIFY THE USE OF CONSERVATION DESIGN TO ACCOMPLISH THE STRATEGIES CONTAINED IN THE COMPREHENSIVE PLAN; (4) SECTION 3.1.8, RURAL GUIDELINE 20 AND SECTION 3.9.4 PRIORITY INVESTMENT, IMPLEMENTATION AND COORDINATING STRATEGY 5, TO CLARIFY THE PROCESS FOR WASTEWATER TREATMENT SYSTEMS THAT ARE APPROVED AS COMPONENTS OF PLANNED DEVELOPMENTS; AND (5) MAPS 3.1.4 THROUGH 3.1.10 TO INDICATE PREVIOUSLY APPROVED PLANNED DEVELOPMENTS.**

The Ordinance in its entirety will appear in the minutes of Charleston County Council at the time of third reading.

**Kiawah River  
Plantation  
Development  
Agreement  
Ordinance 1<sup>st</sup>  
Reading**

A report was read from the Planning/Public Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator and Dan Pennick, Director of Zoning and Planning, regarding the proposed Kiawah River Plantation Development.

Committee recommends that Council:

1. Approve the request to change from the Single Family Residential 4 (R-4) District/Agricultural Preservation (AG8) District to the Planned Development (PD-343) District in conjunction with a Development Agreement.
2. Allow amendments to the proposed Ordinance prior to third reading.

Mr. Summey moved approval of Committee recommendations, seconded by Mr. Pryor, and carried.

An Ordinance approving the Kiawah River Plantation Development Agreement was given first reading by title only.

**AN ORDINANCE**

**APPROVING THE KIAWAH RIVER PLANTATION, JOHNS ISLAND, SOUTH CAROLINA DEVELOPMENT AGREEMENT BY AND AMONG KIAWAH RIVER PLANTATION, L.P.; OCEAN BLULEVARD PROPERITIES, L.P. AND CHARLESTON COUNTY, SOUTH CAROLINA.**

The Ordinance in its entirety will appear in the minutes of Charleston County Council at the time of third reading.

December 3, 2009

**ZPD 9-09-5364**  
**3883 Betsy**  
**Kerrison**  
**Parkway**  
**2501 Mullet**  
**Hall Road**  
**Ordinance 1<sup>st</sup>**  
**Reading**

A report was read from the Planning/Public Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator and Dan Pennick, Director of Zoning and Planning, regarding the request in Case ZPD 9—9-5364 to rezone property located at 3883 Betsy Kerrison Parkway and 2501 Mullet Hall Road.

Committee recommends that Council approve the requested change, with the recommended Staff conditions.

Mr. Summey moved approval of Committee recommendations, seconded by Mr. Pryor, and carried.

An Ordinance rezoning property located at 3883 Betsy Kerrison Parkway and 2501 Mullet Hall Road was given first reading by title only.

### **AN ORDINANCE**

**REZONING 1,427.81 ACRES OF A PROPERTY LOCATED AT 3883 BETSY KERRISON PARKWAY AND 12501 MULLET HALL ROAD, JOHNS ISLAND, SOUTH CAROLINA, PARCEL IDENTIFICATION NUMBER 212-00-00-001 FROM SINGLE FAMILY RESIDENTIAL 4 ZONING DISTRICT (R-4) AGRICULTURAL PRESERVATION ZONING DISTRICT (AG-8) TO PLANNED DEVELOPMENT ZONING DISTRICT (PD) IN CONJUNCTION WITH THE KIAWAH RIVER PLANTATION, JOHNS ISLAND, SOUTH CAROLINA DEVELOPMENT AGREEMENT BY AND AMONG KIAWAH RIVER PLANTATION, L.P.; OCEAN BOULEVARD PROPERTIES, L.P.; AND CHARLESTON COUNTY, SOUTH CAROLINA.**

The Ordinance in its entirety will appear in the Minutes of Charleston County Council at the time of third reading.

**County**  
**Holidays**  
**Policy**  
**Request to**  
**Amend**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Christine Martino Lambert, Interim Human Resources Director, regarding the need to amend the Charleston County Government Personnel Procedure 6.13 regarding holidays. It was stated that the current policy states "At the Governor's discretion, December 24 may also be declared a holiday." It was shown that on June 2, 2009, the Governor signed a bill "TO AMEND SECTION 53-5-10 AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO LEGAL HOLIDAYS, SO AS TO INCLUDE THE TWENTY FOURTH DAY OF DECEMBER AS A LEGAL HOLIDAY; AND TO REPEAL SECTION 53-5-20 RELATING TO CHRISTMAS EVE DECLARED AS A HOLIDAY FOR STATE EMPLOYEES."

Committee recommends that Council approve December 24 as a County holiday and to observe Christmas Eve, Christmas Day, and the day after Christmas on the same days as the State for 2009.

Mr. Summey moved approval of Committee recommendation, seconded by Ms. Condon, and carried.

December 3, 2009

There being no further business to come before the Body, the Chairman declared the meeting to be adjourned.

Beverly T. Craven  
Clerk of Council