

March 10, 2015
Charleston, SC

A meeting of County Council of Charleston County was held on the 10th day of March, 2015, in the Beverly T. Craven Council Chambers, Second Floor of the Lonnie Hamilton, III Public Services Building, located at 4045 Bridge View Drive, Charleston, South Carolina.

Present at the meeting were the following members of Council: J. Elliott Summey, Chairman, who presided; Colleen T. Condon; Anna Johnson; Teddie E. Pryor, Sr.; Joseph K. Qualey; A. Victor Rawl; Herbert R. Sass, III; and Dickie Schweers. Council Member Henry Darby was absent.

Also present were County Administrator Kurt Taylor and County Attorney Joseph Dawson.

Rabbi Michael Davies gave the invocation. Ms. Condon led in the pledge to the flag.

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.

Ms. Condon moved approval of the minutes of February 19 and 26, 2015. The motion was seconded by Mr. Sass, and carried.

Ms. Condon moved approval of recognitions and resolutions. The motion was seconded by Mr. Sass, and carried.

Chairman Summey recognized Rabbi Michael Davies of Congregation Dor Tikvah, Holocaust survivors Joe Engel and Diny K. Adkins, as well as other members of the Jewish community and asked them to come forward to lead a candlelight ceremony in honor of Holocaust Remembrance and receive a resolution proclaiming Days of Remembrance in memory of the victims of the Holocaust, and in honor of the survivors, as well as the rescuers and liberators.

The resolution was read into the record:

A RESOLUTION OF CHARLESTON COUNTY COUNCIL

PROCLAIMING THE DAYS OF REMEMBRANCE IN MEMORY OF THE VICTIMS OF THE HOLOCAUST

WHEREAS, the Holocaust was the state-sponsored, systematic persecution and annihilation of European Jewry by Nazi Germany and its collaborators between 1933 and 1945. Jews were the primary victims – six million of whom were murdered; Gypsies, the handicapped, and Poles were also targeted for destruction or decimation for racial, ethnic, or national reasons. Millions more, including homosexuals, Jehovah's

Minutes of
February
19 & 26,
2015

Holocaust
Remembrance
Resolution

Witnesses, Soviet prisoners of war and political dissidents, also suffered grievous oppression and death under Nazi tyranny; **and**

WHEREAS, the history of the Holocaust offers an opportunity to reflect on the moral responsibilities of individuals, societies, and governments; **and**

WHEREAS, we the people of the County of Charleston should always remember the terrible events of the Holocaust and remain vigilant against hatred, persecution, and tyranny; **and**

WHEREAS, we the people of Charleston County should actively rededicate ourselves to the principles of individual freedom in a just society; **and**

WHEREAS, the Days of Remembrance have been set aside for the people of Charleston County to remember the victims of the Holocaust as well as to reflect on the need for respect of all peoples; **and**

WHEREAS, pursuant to an Act of Congress (Public Law 96-388, October 7, 1980) the United States Holocaust Memorial Council designates the Days of Remembrance of the Victims of the Holocaust to be Sunday, April 12 through Sunday, April 19 including the Day of Remembrance known as Yom HaShoah, Thursday, April 16.

NOW, THEREFORE BE IT RESOLVED, Charleston County Council does hereby proclaim the week of Sunday, April 12 through Monday, April 20 as Days of Remembrance in memory of the victims of the Holocaust, and in honor of the survivors, as well as the rescuers and liberators, and further proclaim that we, as citizens of Charleston County, SC, should promote human dignity and confront hate whenever and wherever it occurs and encourages its citizens to join the community in remembering the victims during the Community-wide Yom HaShoah program, Sunday April 19, at 3:00 p.m. at Marion Square in Charleston.

CHARLESTON COUNTY COUNCIL

J. Elliott Summey, Chairman
March 10, 2015

The Chairman asked Council Member Johnson to assist in recognizing Sister Tyese Miller. Ms. Johnson presented Sister Miller with a resolution recognizing her contributions to the Juvenile Arbitration Program.

The resolution was read into the record:

**Sister Tyese
Miller
Resolution**

**A RESOLUTION
OF CHARLESTON COUNTY COUNCIL
HONORING SISTER TYESE MILLER**

“Seize the opportunity to honor the too-often neglected accomplishments of black Americans in every area of endeavor throughout our history.” – President Gerald R. Ford

WHEREAS, Sister Tyese Miller was born in Brooklyn, NY, and moved to Charleston at the age of 10, was educated at CA Brown High School where she graduated in 1974, is the wife of Theodore Miller and mother to three children – a daughter, Demetria, a son, Edward, and a son, Billy, who was a homicide victim in 1998; **and,**

WHEREAS, Sister Miller has always had a heart for volunteering with juveniles, working with the SC Department of Juvenile Justice from 1989 until 2001, and was awarded the Outstanding Volunteer of the Year Award from the Department of Juvenile Justice in 2000; **and,**

WHEREAS, Sister Miller currently volunteers with the Ninth Circuit Solicitor's Office Juvenile Arbitration Program, a program she was instrumental in bringing to Charleston County, serving as one of the original ten arbitrators in 2001, under the leadership of the late Ralph Hoisington; **and,**

WHEREAS, Sister Miller has proven herself not only an asset to the program, but an asset to the community as she is stern yet compassionate to the juveniles in the program and has been assigned over 300 cases with over 70% of her cases completing the program; **and,**

WHEREAS, Sister Miller is very active in her church, Payne Church, on James Island; has volunteered on various boards including those for Crossroads Runaway Shelter, the Ninth Judicial Circuit's Governor's Youth Council, and the Village Coordinating Council.

NOW THEREFORE BE IT RESOLVED, in meeting duly assembled, that **Charleston County Council** does hereby recognize the contributions of **Sister Tyese Miller** to the citizens of Charleston County and the State of South Carolina as she seeks to help others along the way so her living will not be in vain.

CHARLESTON COUNTY COUNCIL

J. Elliott Summey, Chairman
March 10, 2015

An ordinance approving the West Charleston Business Center Planned Development Amendment was given third reading by title only.

**West
Charleston
Business
Center PD
Amendment**

**AN ORDINANCE
REZONING THE WEST CHARLESTON BUSINESS CENTER PLANNED
DEVELOPMENT (PD-24A)**

Ordinance
3rd Reading

WHEREAS, the property located at 1941 Savage Road, identified as Tax Map Parcel Number 351-02-00-057, is currently zoned West Charleston Business Center Planned Development Zoning District (PD-24A); and

WHEREAS, the applicant requests the parcel be rezoned to West Charleston Business Center Planned Development Zoning District (PD-24B) to allow flexibility for tenants while sustaining the intention of the original approved plan; and

WHEREAS, the applicant submitted a complete application for PD Development Plan approval pursuant to Article 4.23 of the Charleston County Zoning and Land Development Regulations (ZLDR); and

WHEREAS, the Charleston County Planning Commission reviewed the proposed PD Development Plan and adopted a resolution, by majority vote of the entire membership recommending that County Council approve with conditions the proposed development plan based on the Approval Criteria of Section 4.23.9.E.9 of the ZLDR; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, Charleston County Council (County Council) held at least one public hearing, and after close of the public hearing, County Council approved with conditions the proposed PD Development Plan based on the Approval Criteria of Section 4.23.9.E.9 of Article 4.23 of the ZLDR;

WHEREAS, County Council has determined the PD Development Plan meets the following criteria:

- A. The PD Development Plan complies with the standards contained in Article 4.23 of the ZLDR;
- B. The development is consistent with the intent of the Charleston County Comprehensive Plan and other adopted policy documents;
- C. The County and other agencies will be able to provide necessary public services, facilities, and programs to serve the development proposed, at the time the property is developed.

NOW, THEREFORE, be ordained it by Charleston County Council, in meeting duly assembled, finds as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. REZONING OF PROPERTY

A. Charleston County Council rezones the property located at 1941 Savage Road, identified as Tax Map Parcel Numbers 351-02-00-057, from West Charleston Business Center Planned Development Zoning District (PD-24A) to West Charleston Business Center Planned Development Zoning District (PD-24B); and

B. The PD Development Plan submitted by the applicant and identified as the "Planned Development District Guidelines for West Charleston Business Center, Charleston County, South Carolina," dated November 8, 2014,

including the changes thereto as Exhibit "A" and made part of this Ordinance by reference, approved by County Council as Planned Development 24B or PD-24B, is incorporated herein by reference, and shall constitute the PD Development Plan for the parcel identified above; and

C. Any and all development of PD-24B must comply with the PD Development Plan, ZLDR, and all other applicable ordinances, rules, regulations, and laws; and

D. The zoning map for Tax Map Parcel Number 351-02-00-057 is amended to PD-24B in accordance with Section 4.23.10 of Article 4.23 of the ZLDR.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval of County Council following third reading.

ADOPTED and APPROVED in meeting duly assembled this 10th day of March, 2015.

CHARLESTON COUNTY COUNCIL

By: _____
J. Elliott Summey
Chairman

ATTEST:

By: _____
Beverly T. Craven
Clerk of Charleston County Council

First Reading: February 3, 2015
Second Reading: February 26, 2015
Third Reading: March 10, 2015

EXHIBIT "A"
PLANNING AND PUBLIC WORKS COMMITTEE
RECOMMENDED CHANGES AND CONDITIONS TO PD-24B
APPROVED BY CHARLESTON COUNTY COUNCIL

1. Page 1, Section II, Land Use: Change the proposed phrase "...and office/service uses for multi-purpose area in the rear such as warehousing and limited manufacturing" to read: "...and office/service uses that have accessory enclosed multi-purpose uses such as warehousing and light manufacturing".
2. Pages 2 – 4, Section V, Signage: Delete all existing and proposed language regarding signage and replace with the following: "All signs shall comply with the requirements of ZLDR Art. 9.11, with the following exceptions:
 - a. Directory signs less than ten square feet in area shall be allowed and will be limited to names of establishments and building numbers and/or locations; and
 - b. Permitted signs existing on the site at the time of approval of this amendment (add approval date here) shall be allowed to remain and letter/number/color changes to such signs shall be allowed.
3. Page 2, Section IV, Off Street Parking: Add the following sentence: "Existing and future uses on the property shall comply with the current parking requirements contained in the *Zoning and Land Development Regulations Ordinance* (ZLDR)."
4. The applicant will coordinate with County staff through the site plan review process to improve the landscaping on the perimeter of the subject property. Staff and the property owner subsequently agreed to the following landscape additions:
 - a. Dwarf buford bushes will be planted along the Savage Road side of the property where no bushes currently exist to provide additional buffer for adjacent residences. These bushes will be planted in October 2015 to aid in irrigation.
 - b. 15 palm trees will be installed along the Paul Cantrell Boulevard side of the property upon approval of the PD.

The Chairman called for a roll call vote on second reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- absent
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye

Schweers
Summey

- aye
- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the ordinance to have received third reading approval.

An ordinance approving a rezoning request for the Berkeley Electric Co-op Communication Tower was given third reading by title only.

**ZPD-11-14-
19668, 1509
Main Road**

Ordinance
3rd Reading

AN ORDINANCE

REZONING THE REAL PROPERTY LOCATED AT 1509 MAIN ROAD FROM THE RURAL RESIDENTIAL (RR-3) ZONING DISTRICT TO PLANNED DEVELOPMENT ZONING DISTRICT (PD-151 BERKELEY ELECTRIC COOPERATIVE (BEC)).

WHEREAS, the property located at 1509 Main Road, identified as Tax Map Parcel Number 280-00-00-081, is currently zoned Rural Residential (RR-3) Zoning District; and

WHEREAS, the applicant requests the parcel be rezoned to Berkeley Electric Cooperative (BEC) Planned Development (PD-151) to allow for the replacement of an existing guy tower and to provide improved communications within BEC's system; and

WHEREAS, the applicant has submitted a complete application for PD Development Plan approval pursuant to Article 4.23 of the Charleston County Zoning and Land Development Regulations (ZLDR); and

WHEREAS, the Charleston County Planning Commission has reviewed the proposed PD Development Plan and adopted a resolution, by majority vote of the entire membership, and recommended that Charleston County Council (County Council) approve with conditions the proposed development plan based on the Approval Criteria of Section 4.23.9.E.9 of the ZLDR; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, County Council held at least one public hearing, and after close of the public hearing, County Council approved with conditions the proposed PD Development Plan based on the Approval Criteria of Section 4.23.9.E.9 of Article 4.23 of the ZLDR;

WHEREAS, County Council has determined the PD Development Plan meets the following criteria:

- A. The PD Development Plan complies with the standards contained in Article 4.23 of the ZLDR;
- B. The development is consistent with the intent of the Charleston

County Comprehensive Plan and other adopted policy documents;
and

- C. The County and other agencies will be able to provide necessary public services, facilities, and programs to serve the development proposed, at the time the property is developed.

NOW, THEREFORE, be ordained it by Charleston County Council, in meeting duly assembled, finds as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. REZONING OF PROPERTIES

A. Charleston County Council rezones the property located at 1509 Main Road, identified as Tax Map Parcel Number 280-00-00-081, from Rural Residential (RR-3) Zoning District to Berkley Electric Cooperative (BEC) Planned Development Zoning District (PD-151); and

B. The PD Development Plan submitted by the applicant and identified as the "Planned Development District Guidelines for Berkley Electric Cooperative (PD-151), Charleston County, South Carolina," dated November 11, 2014, including the changes attached thereto as Exhibit "A" and made part of this Ordinance by reference, duly approved by County Council as Planned Development 151 or PD-151, is incorporated herein by reference and shall constitute the PD Development Plan for the parcel identified above; and

C. Any and all development of PD-151 must comply with the PD Development Plan, ZLDR, and all other applicable ordinances, rules, regulations, and laws; and

D. The zoning map for Tax Map Parcel Number 280-00-00-081 is amended to PD-151 in accordance with Section 4.23.10 of Article 4.23 of the ZLDR.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval of County Council following third reading.

ADOPTED and APPROVED in meeting duly assembled this 10th day of March, 2015.

CHARLESTON COUNTY COUNCIL

By:

J. Elliott Summey
Chairman

ATTEST:

By: _____
Beverly T. Craven
Clerk of Charleston County Council

First Reading: February 3, 2015
Second Reading: February 26, 2015
Third Reading: March 10, 2015

EXHIBIT "A"
PLANNING AND PUBLIC WORKS COMMITTEE
RECOMMENDED CHANGES AND CONDITIONS TO PD-151
APPROVED BY CHARLESTON COUNTY COUNCIL

1. A Fall Zone letter must be submitted as part of the Site Plan Review application.
2. In Section X. Screening and Buffering, add the following sentence (in bold, italic): "... along Main Road shall be 50', a reduction from the required 75' per the Zoning and Land Development Regulations Ordinance (ZLDR). ***The 50-foot right-of-way buffer shall contain the amount of plant material required in the 75-foot Main Road buffer (buffer type S5).***"

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- absent
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the ordinance to have received third reading approval.

**Folly Road
Corridor
Overlay
Zoning
District
Amendments**

A) Request to
Amend
B) Ordinance
3rd Reading

Mr. Schweers moved to amend the Folly Road Corridor Overlay Zoning District Ordinance by correcting a coding error for Tax Parcel #424-090-00-161 by changing it from the CC zoning district to the OR zoning district. The motion was seconded by Ms. Johnson, and carried.

The amended ordinance approving the proposed amendments to the Folly Road Corridor Overlay Zoning District was given third reading by title only.

AN ORDINANCE

AMENDING THE CHARLESTON COUNTY ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202, AS AMENDED: CHAPTER 5, OVERLAY AND SPECIAL PURPOSE ZONING DISTRICTS.

WHEREAS, the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Section 6-29-310 et seq., of the South Carolina Code of Laws, 1976, as amended, authorizes the County of Charleston to enact or amend its zoning and land development regulations to guide development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, and general welfare; and

WHEREAS, the Charleston County Planning Commission has reviewed the proposed amendments of the text of various chapters of the Charleston County Zoning and Land Development Regulations Ordinance (ZLDR) in accordance with the procedures established in South Carolina law and the ZLDR and has recommended that the Charleston County Council (County Council) adopt the proposed amendments of the text of the ZLDR as set forth herein; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, County Council held at least one public hearing, and after close of the public hearing, County Council approved the proposed text amendments based on the Approval Criteria of Section 3.3.6 of Article 3.3 of the ZLDR; and

WHEREAS, County Council has determined the proposed text amendments meet the following criteria:

- A. The proposed amendment corrects an error or inconsistency or meets the challenge of a changing condition; and
- B. The proposed amendment is consistent with the adopted Charleston County Comprehensive Plan and goals as stated in Article 1.5; and
- C. The proposed amendment is to further the public welfare in any other regard specified by County Council.

NOW, THEREFORE, be ordained it by the Charleston County Council of Charleston, in meeting duly assembled, as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. AMENDMENTS OF THE TEXT OF THE ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE

The Charleston County Zoning and Land Development Regulations Ordinance is hereby amended to include the text amendments attached hereto as Exhibit "A" and made part of this Ordinance by reference.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately following third reading by County Council.

ADOPTED and APPROVED in meeting duly assembled this 10th day of March, 2015.

CHARLESTON COUNTY COUNCIL

By:

J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: February 3, 2015
Second Reading February 26, 2015
Third Reading: March 10, 2015

EXHIBIT “A”

**AMENDING THE CHARLESTON COUNTY ZONING AND LAND
DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202,
AS AMENDED: CHAPTER 5, OVERLAY AND SPECIAL
PURPOSE ZONING DISTRICTS. ARTICLE 5.6 FRC-O,
FOLLY ROAD CORRIDOR OVERLAY ZONING DISTRICT**

**§5.6.7 NORTH VILLAGE AREA
(City of Charleston and Charleston County)**

The North Village Area extends from Crosscreek/Tatum Street to Oakpoint Road (Ellis Creek area) as illustrated on the FRC-O map entitled “North Village Area.” Parcels in this area are within the jurisdiction of the City of Charleston and unincorporated Charleston County. This area currently consists of mixed medium and low intensity commercial uses such as shopping centers, professional offices, and vehicle services. Higher intensity residential uses, such as apartment complexes, also exist in this Area. This Area is intended to have commercial uses that are less intense than those found in the Commercial Core Area, particularly along the north side of Central Park Road and west side of Folly Road. This Area is not intended for large scale commercial development such as big box stores or mega-shopping centers. Future development in this area is to be a mix of medium to lower intensity commercial, office, and residential uses with increased buffers along Folly Road for more intensive commercial uses. The following regulations apply in addition to the requirements of Section 5.6.6 of this Article to unincorporated parcels along Folly Road as indicated on the map titled “North Village Area”:

A. Permitted uses

Permitted uses shall include those uses allowed in the zoning district that corresponds with the “OR,” “OG,” “CN,” and “CC” future land use designation as shown on the overlay zoning district map and as described in Table 6.1.1, Use Table.

B. Prohibited uses

Auto Dealers (New and Used), Billboards, Indoor/Outdoor Shooting Ranges, Liquor, Hotels or Motels (greater than ten rooms), and Tattoo parlors shall be prohibited in this Area.

C. Uses Requiring Special Exception

Vehicle Storage, Boat/RV Storage, Bar or Lounge, Consumer Vehicle Repair, Fast Food Restaurant, Gasoline Service Stations (with or without convenience stores), Indoor Recreation and Entertainment, and Consumer Vehicle Repair uses shall require Special Exception approval in compliance with the procedures contained in this Ordinance.

D. Buffers

1. A minimum 25-foot vegetated right-of-way buffer shall be required

for parcels along Folly Road with a future land use designation of CC, CN and OG;

2. A minimum 15-foot vegetated right of way buffer shall be required for parcels along Folly Road with a future land use designation of OR;
3. Properties with a future land use designation of CC, CN and OG shall be required to have a minimum 20-foot rear vegetated buffer adjacent to residential uses;
4. Properties with a future land use designation of OR shall be required to have a minimum 15-foot vegetated rear buffer adjacent to residential uses; and
5. Where appropriate, fencing may be required to screen adjacent or surrounding residential uses. When a minimum 6-foot high opaque fence or wall is utilized, the Planning Director may reduce the land use buffer by up to one-half ($\frac{1}{2}$) its required depth when deemed appropriate; however, no required vegetated buffer shall be less than 10 feet in depth.

**§5.6.10 NEIGHBORHOOD PRESERVATION AREA
(Charleston County and City of Charleston)**

The Neighborhood Preservation Area extends from Rafael Lane to Battery Island Drive as illustrated on the FRC-O map entitled "Neighborhood Preservation Area." This area consists primarily of low-intensity residential uses with some commercial development primarily along the northwest area of Folly Road. This portion of the overlay zoning district is intended to provide an appropriate transition from the more intense commercial development in the North Village, Commercial Core, and South Village Areas before entering the Conservation Area and the City of Folly Beach. The following regulations apply in addition to the requirements of Section 5.6.6 of this Article to unincorporated parcels along Folly Road as indicated on the map titled "Neighborhood Preservation Area":

A. Permitted uses

Permitted uses shall include those uses allowed in the zoning district that corresponds with the "CN" and "CC" future land use designation as shown on the overlay zoning district map and as described in Table 6.1.1, Use Table, provided, however that hotel and motel uses shall be allowed with a maximum of ten (10) guest rooms.

B. Prohibited uses

Auto Dealers (New and Used), Vehicle Storage, Boat/RV Storage,

Billboards, Shooting Ranges, Fast Food Restaurant, Gasoline Service Stations (with or without convenience stores), Indoor Recreation and Entertainment, Consumer Vehicle Repair, and Tattoo parlors shall be prohibited in this Area.

C. Uses Requiring Special Exception in the Commercial Area

Liquor, Beer, or Wine Sales (as defined in this Ordinance), and Bar or Lounge uses shall require Special Exception approval in compliance with the procedures contained in this Ordinance.

D. Building Size

No single building structure shall exceed 5,000 square feet in size.

E. Buffers

1. A minimum of a 25-foot vegetated right-of-way buffer shall be required along Folly Road in the commercial area. This buffer may be reduced to 15 feet when there is no parking or vehicular use area between buildings and right-of-way.
2. A minimum of a 20-foot vegetated rear buffer shall be required adjacent to residential uses.
3. Fencing may be required to screen adjacent or surrounding residential uses. When a minimum 6 foot high opaque fence or wall is utilized, the Planning Director may reduce the land use buffer by up to one-half (1/2) its required depth when deemed appropriate; however, no required vegetated buffer shall be less than 10 feet in depth.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- absent
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the ordinance to have received third reading approval, as amended.

An ordinance approving the proposed amendments to the Multiple Use Overlay Zoning District and Table 6.1-1, Use Table, was given third reading by title only.

Multiple Use
Overlay
Zoning
District
Amendments

Ordinance
3rd Reading

**AN ORDINANCE
AMENDING THE CHARLESTON COUNTY ZONING AND LAND DEVELOPMENT
REGULATIONS ORDINANCE, NUMBER 1202, AS AMENDED: CHAPTER 5,
OVERLAY AND SPECIAL PURPOSE ZONING DISTRICTS AND CHAPTER 6, USE
REGULATIONS.**

WHEREAS, the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Section 6-29-310 et seq., of the South Carolina Code of Laws, 1976, as amended, authorizes the County of Charleston to enact or amend its zoning and land development regulations to guide development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, and general welfare; and

WHEREAS, the Charleston County Planning Commission has reviewed the proposed amendments of the text of various chapters of the Charleston County Zoning and Land Development Regulations Ordinance (ZLDR) in accordance with the procedures established in South Carolina law and the ZLDR and has recommended that the Charleston County Council (County Council) adopt the proposed amendments of the text of the ZLDR as set forth herein; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, County Council held at least one public hearing, and after close of the public hearing, County Council approved the proposed text amendments based on the Approval Criteria of Section 3.3.6 of Article 3.3 of the ZLDR; and

WHEREAS, County Council has determined the proposed text amendments meet the following criteria:

- A. The proposed amendment corrects an error or inconsistency or meets the challenge of a changing condition; and
- B. The proposed amendment is consistent with the adopted Charleston County Comprehensive Plan and goals as stated in Article 1.5; and
- C. The proposed amendment is to further the public welfare in any other regard specified by County Council.

NOW, THEREFORE, be ordained it by the Charleston County Council of Charleston, in meeting duly assembled, as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

**SECTION II. AMENDMENTS OF THE TEXT OF THE ZONING AND LAND
DEVELOPMENT REGULATIONS ORDINANCE**

The Charleston County Zoning and Land Development Regulations Ordinance is hereby amended to include the text amendments attached hereto as Exhibit "A" and made part of this Ordinance by reference.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately following third reading by County Council.

ADOPTED and APPROVED in meeting duly assembled this 10th day of March, 2015.

CHARLESTON COUNTY COUNCIL

By:

J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: February 3, 2015
Second Reading February 26, 2015
Third Reading: March 10, 2015

EXHIBIT "A"

AMENDING THE CHARLESTON COUNTY ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202, AS AMENDED: CHAPTER 5, OVERLAY AND SPECIAL PURPOSE ZONING DISTRICTS AND CHAPTER 6, USE REGULATIONS.

ARTICLE 5.8, MULTIPLE-USE OVERLAY ZONING DISTRICT

§5.8.5 DEVELOPMENT REQUIREMENTS

B. Residential Development Requirements

1. A minimum of sixty percent (60%) of the buildable area square footage of the project site must be dedicated to residential uses and meet density, intensity and dimensional standards of the Mixed Style Residential (M-12) zoning district unless otherwise stated in this Ordinance.
2. All residential housing types shall be allowed including single family (detached and attached) and multifamily; however, Manufactured Housing Units are prohibited. The applicant shall provide a breakdown of the types of proposed residential uses within the development that demonstrates all development requirements of this Ordinance have been met.
3. In addition to the residential uses stated above, uses allowed in the sixty percent (60%) area shall include those uses as allowed in Chapter 6, Table 6.1-1, in the M-12 Zoning District. All allowed uses must also meet any applicable Special Exception approvals and Conditions.
4. There shall be a maximum of 14,000 gross square feet building footprint for a single building; otherwise, this use shall fall under the Special Exception procedures of this Ordinance.
5. Building Height shall not exceed 55 feet for multifamily development and 35 feet for single family detached residential development.

ARTICLE 6.1, USE TABLE

TABLE 6.1-1		ZONING DISTRICTS																		Con ditio n	
		R M	A G 1 5	A G 1 0	A G 8	A G R	R R 3	S 3	R 4	M 8	M 1 2	M H S	M H P	O R	O G	C N	C R	C T	C C		I
	Pre- school or Educat ional Nurser y		C	C	C	C	C	S	S	S	S	S		S	S	A	A	A	A	A	§ 6.4.2 9
	School , Primar y		S	S	S	A	A	A	A	A	A	S		A	A	A	A	A	A	A	
	School , Secon		S	S	S	A	A	A	A	A	A	S		A	A	A	A	A	A	A	

dary																				
Colleg e or Univer sity Facility		S	S	S	S	S	S	S	S	S	S			S	S	S	S	S	A	A
Busine ss or Trade School		S	S	S	S	S								S	S	S	S	S	A	A
Person al Improv ement Educat ion, includ ing Fine Arts School s or Automo bile Driving School s			S	S	S	S								S	S	C	C	A	A	A
																				§ 6.4.2 6

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- absent
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the ordinance to have received third reading approval.

An ordinance approving the amendments to Table 6.1-1, Use Table and Article 6.7, Special Events Use was given third reading by title only.

Special
Event Uses
Amendments

Ordinance
3rd Reading

**AN ORDINANCE
AMENDING THE CHARLESTON COUNTY ZONING AND LAND
DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202, AS
AMENDED: CHAPTER 6, USE REGULATIONS.**

WHEREAS, the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Section 6-29-310 et seq., of the South Carolina Code of Laws, 1976, as amended, authorizes the County of Charleston to enact or amend its zoning and land development regulations to guide development in accordance with existing and future needs and in order to protect, promote and

improve the public health, safety, and general welfare; and

WHEREAS, the Charleston County Planning Commission has reviewed the proposed amendments of the text of various chapters of the Charleston County Zoning and Land Development Regulations Ordinance (ZLDR) in accordance with the procedures established in South Carolina law and the ZLDR and has recommended that the Charleston County Council (County Council) adopt the proposed amendments of the text of the ZLDR as set forth herein; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, County Council held at least one public hearing, and after close of the public hearing, County Council approved the proposed text amendments based on the Approval Criteria of Section 3.3.6 of Article 3.3 of the ZLDR; and

WHEREAS, County Council has determined the proposed text amendments meet the following criteria:

- A. The proposed amendment corrects an error or inconsistency or meets the challenge of a changing condition; and
- B. The proposed amendment is consistent with the adopted Charleston County Comprehensive Plan and goals as stated in Article 1.5; and
- C. The proposed amendment is to further the public welfare in any other regard specified by County Council.

NOW, THEREFORE, be ordained it by the Charleston County Council of Charleston, in meeting duly assembled, as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. AMENDMENTS OF THE TEXT OF THE ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE

The Charleston County Zoning and Land Development Regulations Ordinance is hereby amended to include the text amendments attached hereto as Exhibit "A" and made part of this Ordinance by reference.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately following third reading by County Council.
ADOPTED and APPROVED in meeting duly assembled this 10th day of March, 2015.

CHARLESTON COUNTY COUNCIL

By:

J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: February 3, 2015
Second Reading February 26, 2015
Third Reading: March 10, 2015

EXHIBIT "A"

**AMENDING THE CHARLESTON COUNTY ZONING AND LAND
DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202,
AS AMENDED: CHAPTER 6, USE REGULATIONS.**

ARTICLE 6.1, USE TABLE

TABLE 6.1-1		ZONING DISTRICTS																		Condition
		RM	AG 15	AG 10	AG 8	AGR	RR3	S3	R4	M8	M 12	MHS	MHP	OR	OG	CN	CR	CT	CC	
AGRICULTURAL USES																				
	Special Events (Residential & Agricultural)	S	S	S	S	S	S	S	S											Art. 6.7

§6.7.5 INDOOR SPECIAL EVENTS

A Zoning Permit shall not be required when hosting an indoor special event in legally established businesses in commercial and industrial zoning districts and public facilities or civic facilities such as:

hotels/motels, convention centers; social lodge; assembly halls; religious facilities; fairgrounds; federal, state, and county parks, and similar facilities legally established and authorized to hold special events.

§6.7.6 SPECIAL EVENTS IN RESIDENTIAL AND AGRICULTURAL ZONING DISTRICTS

A Special Events use may be established as a principal use on any parcel in the RM, AG-15, AG-10, AG-8, AGR, RR-3, S-3, and R-4 Zoning Districts subject to Special Exception approval and the following standards:

A. Application

1. Compliance with the Site Plan Review requirements, Article 3.7, of this Ordinance. All applications must be signed by the property owner or designated agent.
2. Letters of coordination from the following agencies shall be submitted during Site Plan Review: S.C. Department of Health and Environmental Control (SCDHEC), Charleston County Sheriff's Department, the Charleston County Building Inspections Department, Charleston County Emergency Medical Services (EMS), the appropriate Fire Service provider for the subject property, and a designated solid waste collection/disposal company or a letter indicating a private method of waste collection/disposal.

B. Requirements

Special event sites shall comply with the following standards:

1. The subject property or properties shall contain a minimum of two (2) combined acres of highland area.
2. All structures shall comply with the requirements of this Ordinance including but not limited to the density, intensity and dimensional standards and accessory structure requirements.
3. All parking shall be contained on the subject property or on an adjacent parcel. A recorded, parking agreement shall be required, if temporary off-street parking is provided on a parcel other than the subject property. At no time shall associated event parking be allowed in a public or private right-of-way.

4. One on-premise sign, which identifies the subject property, shall be allowed in accordance with Table 9.11.5 of this Ordinance. Off-premises signs are not allowed.
5. The maximum occupancy of an individual permanent structure shall comply with the occupancy standards of the Charleston County Building Code.
6. All events shall adhere to the Charleston County Noise Regulations and any other applicable Charleston County ordinances.
7. In residential zoning districts, any existing or proposed structure shall retain a residential character.
8. Special events on properties with less than five (5) acres of highland and located in the RM, AGR, RR-3, S-3, or R-4 zoning districts shall be limited to the following types of special events: weddings, receptions, recitals, art exhibits, book readings, wine/food tasting events, and executive retreats. The Zoning/Planning Director shall be authorized to determine whether a proposed event not listed above is substantially similar to the aforementioned approved types of special events.

C. Special Exception Approval Criteria

§3.6.5A, Special Exception Approval Criteria, shall not be used for Special Events use requests. Special Events use requests may be approved only if the Board of Zoning Appeals finds that the proposed use:

1. Will not adversely affect the general welfare or character of the immediate community;
2. Does not hinder or endanger vehicular traffic and pedestrian movement on adjacent roads;
3. Includes adequate provisions for items such as: setbacks and buffering (including fences and/or landscaping) to protect adjacent properties from the possible adverse influence of the proposed use, such as noise, vibration, dust glare, odor, traffic congestion and similar factors;
4. Where applicable, will be developed in a way that will preserve and incorporate any important natural features;

5. The setup and disassembly of special events will not be detrimental to the surrounding community; and
6. Includes sufficient safeguards for the use of temporary structures, if applicable.

If the Board of Zoning Appeals (BZA) approves a Special Events use, the BZA may attach to it such conditions regarding the location, character, or other features of the proposed building or structure as the Board may consider advisable to protect established property values in the surrounding area or to promote the public health, safety, or general welfare. Additionally, the Board of Zoning Appeals may require additional conditions of approval including, but not limited to: event days and hours, the number of events per calendar year, limitations on outdoor activities, parking, buffers, and use and location of temporary structures.

If the proposed use is approved by the BZA, the Zoning/Planning Department shall provide written notification to the agencies listed in §6.7.4A2.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- absent
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the ordinance to have received third reading approval.

An ordinance granting an easement to SCE&G at the Hubner property was given third reading by title only.

**SCE&G
EASEMENT
REQUEST/
Hubner**

Ordinance
3rd Reading

**AN ORDINANCE
APPROVING AND AUTHORIZING THE GRANT OF AN EASEMENT
TO SCE&G ON A PORTION OF COUNTY PROPERTY, IDENTIFIED AS TAX MAP
SEQUENCE NUMBER 537-00-00-062, LOCATED AT 355 WANDO PLACE DRIVE,
MT. PLEASANT, SOUTH CAROLINA**

WHEREAS, SCE&G has requested the grant of an easement of fifteen (15) feet by one thousand forty (1,040) feet across a portion of Charleston County's real property identified by parcel identification number 537-00-00-062, located at 355 Wand Place Drive, in Mt. Pleasant, South Carolina, for SCE&G to add, relocate, and remove equipment to accommodate an expansion of Hubner Manufacturing; and

WHEREAS, SCE&G will pay for all costs associated with the easement including Sixty-Seven Thousand Two Hundred (\$67,200) Dollars for the easement; and

WHEREAS, SCE&G will be responsible for any damages to County property during installation of the lines; and,

WHEREAS, SCE&G will be responsible for any damages to County equipment caused by outages during installation of the lines; and,

WHEREAS, Charleston County Council finds that granting the easement is an appropriate public use for this property; and

WHEREAS, Charleston County Council also finds that the easement will be a benefit to the County and other businesses in the area, and it consents to SCE&G having an easement across the property owned by the County; and

NOW, THEREFORE, BE IT ORDAINED by County Council of Charleston County, South Carolina, in meeting duly assembled, finds as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. EASEMENT GRANTED; AUTHORITY TO EXECUTE DOCUMENTS

A. Charleston County Council grants an easement of fifteen (15) feet by one thousand forty (1,040) feet across a portion of Charleston County's real property identified by parcel identification number 537-00-00-062, located at 355 Wand Place Drive, in Mt. Pleasant, South Carolina, for SCE&G to add, relocate, and remove equipment to accommodate an expansion of Hubner Manufacturing. SCE&G will be responsible for all costs associated with the easement, including a payment to the County for the easement in the amount of Sixty-Seven Thousand Two Hundred (\$67,200) Dollars, SCE&G will be responsible for any damages to County property during installation of the lines, and SCE&G will be responsible for any damages to County equipment caused by outages during installation. The location of the easement is shown on the attached drawing, which is incorporated by reference as Exhibit A.

B. The Chairman of Council is authorized to execute and deliver all documents and instruments necessary for the grant of this easement.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force

and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval following third reading.

ADOPTED and APPROVED in meeting duly assembled this 10th day of March, 2015.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- absent
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the ordinance to have received third reading approval.

An ordinance approving the Highway 61 Overlay Zoning District was given second reading by title only.

Highway 61
Overlay
Zoning
District

Ordinance
2nd Reading

**AN ORDINANCE
AMENDING THE CHARLESTON COUNTY ZONING AND LAND
DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202,
AS AMENDED: CHAPTER 5, OVERLAY AND SPECIAL
PURPOSE ZONING DISTRICTS.**

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

The Chairman announced that the next item on the agenda was the Consent Agenda.

Mr. Pryor moved approval of the Consent Agenda. Ms. Condon seconded the motion. Mr. Rawl requested that items C and D be separated.

The Chairman called for a vote on the motion to approve items A, B, and E. The motion passed unanimously.

The Chairman called for a vote on the motion to approve items C and D. The motion passed. Mr. Rawl voted against the motion.

Consent Agenda items are as follows:

**2016 Waste
Management
Keep America
Beautiful
Think Green
Grant**

**Request to
Approve**

A report was furnished by the Finance Committee under date of March 10, 2015, that it considered the information furnished by County Administrator Kurt Taylor and Environmental Management Director Art Braswell regarding the 2015 Waste Management Keep America Beautiful/Think Green grant. It was stated that Waste Management is joining forces with Keep America Beautiful to encourage local solutions to showcase environmental stewardship and community improvement efforts. Grant awards will recognize KAB affiliates' and partners most innovative or comprehensive programs and partnerships to improve business areas, neighborhoods or public spaces and to increase recycling or recycling education in their communities.

It was shown that Environmental Management's Greening Schools Program would like to apply for this grant in order to provide funding for student green teams seeking to increase environmental awareness and conservation practices within our schools and communities. In partnership with Charleston County School District's Sustainability Initiative, Environmental Management will assist green teams with pursuing projects aimed to cultivate cultural changes needed to sustain our local environment. Influencing student behavior and encouraging students to pursue such projects will ultimately help develop their sense of responsibility and awareness regarding resource conservation.

Committee recommended that Council approve the Environmental Management's request to apply for and accept, if awarded, the FY 2015 Waste Management/Keep America Beautiful Think Green Grant. No match is required with the understanding that grant awards will have a funding ending date of March 30, 2016 and that no FTEs are required.

**Charleston
County PRC
Bonds Public
Hearing
Resolution**

**Request to
Adopt**

A report was furnished by the Finance Committee under date of March 10, 2015, that it considered the information furnished by County Administrator Kurt Taylor and PRC Bond Counsel Jeremy Cook regarding the need to adopt a resolution calling for a public hearing on the issuance of general obligation bonds by the Charleston County Park and Recreation Commission. It was stated that Charleston County Park and Recreation District is seeking approval from Charleston County Council to issue General Obligation Bonds in an amount not to exceed \$6,000,000. The proceeds from the bonds will be used to defray the costs of improving, expanding and renovating existing and new facilities and of undertaking other capital expenditures identified in the District's capital improvement plan. No increase in millage is being requested in connection with the new bond issue.

It was shown that the Commission's enabling legislation requires Charleston County Council to hold a public hearing to allow the public the opportunity to be heard before Council regarding the debt issuance. Prior to Charleston County Council holding a public hearing regarding the debt issuance, Charleston County's July 20, 1982 Resolution requires the Commission to hold a public hearing in the Charleston County Park and Recreation District to allow the public the opportunity to be heard. The public hearing in the District was held on February 23, 2015 during a regularly scheduled meeting of the Commission. No one from the public spoke at the public hearing.

It was also shown that following the public hearing held by the County Council, County Council will be requested to adopt an ordinance, making a finding to the extent the bonds should be issued and authorizing the Commission to issue the bonds in the principal amount of not exceeding \$6,000,000.

Committee recommended that Council adopt a resolution authorizing the holding of a public hearing allowing Charleston County Park and Recreation District to issue General Obligation Bonds in the principal amount of not exceeding \$6,000,000.

The resolution is as follows:

A RESOLUTION

CALLING FOR A PUBLIC HEARING TO BE HELD UPON THE QUESTION OF THE ISSUANCE OF NOT EXCEEDING \$6,000,000 OF GENERAL OBLIGATION BONDS IN ONE OR MORE SERIES OF CHARLESTON COUNTY PARK AND RECREATION DISTRICT AND TO PROVIDE FOR THE PUBLICATION OF THE NOTICE OF SUCH HEARING.

BE IT RESOLVED, by County Council of Charleston County, which is the governing body of Charleston County ("County Council"):

WHEREAS, County Council is empowered by Act No. 1189 enacted at the 1974 Session of the South Carolina General Assembly, as amended by Act No. 212 of 1975, now codified as Article 5, Chapter 11, Title 6, Code of Laws of South Carolina, 1976 (the "Enabling Act") to authorize the governing body of any special purpose district created prior to March 7, 1973, located within the County to issue general obligation bonds of such district to provide funds to be used in the furtherance of any power or function committed to such special purpose district and in effect on March 7, 1973.

WHEREAS, Charleston County Park and Recreation District (the "District") is a special purpose district created prior to March 7, 1973, (having been created by Act No. 1595 of 1972), located entirely within Charleston County except Dewees Island, Capers Island and Francis Marion National Forest. The District was charged with numerous powers chiefly relating to the responsibility of establishing and operation "county parks, tourist attractions and other facilities of like nature."

WHEREAS, the District has petitioned County Council to authorize the issuance of not exceeding \$6,000,000 of general obligation bonds of the District in one or more series in order to defray the cost of improving, expanding and renovating existing and new facilities of the District and of undertaking other capital expenditures identified in the District's capital improvement plan, as well as costs of issuance (collectively, the "Project") and County Council is now minded to proceed in accordance with the provisions of the Enabling Act with respect to the issuance of such bonds.

WHEREAS, prior to filing said Petition, the District held a public hearing at 5:30 p.m. on Monday, February 23, 2015, at the District Office pursuant to a Resolution adopted by County Council on July 20, 1982, notice of which was published in The Post & Courier on January 30, 2015 and February 6 and 13, 2015.

SECTION 1.

County Council finds that it may be in the interests of the District to raise moneys for the Project and in connection therewith, hereby authorizes the issuance of not exceeding \$6,000,000 of general obligation bonds of the District in one or more series.

SECTION 2.

A public hearing shall be held on the question of the issuance of general obligation bonds of the District in an amount not exceeding \$6,000,000 in one or more series, which hearing will be held at County Council Chambers, County Office Building, 4045 Bridge View Drive, North Charleston, South Carolina, beginning at 6:30 p.m. on April 7, 2015, and the Notice of such hearing attached hereto as Exhibit "A" shall be published once a week for three successive weeks in The Post & Courier, which is a newspaper of general circulation in Charleston County. The first publication shall not be less than 16 days prior to the hearing date.

SECTION 3.

The aforesaid hearing shall be conducted publicly at the time and place above stated and both proponents and opponents of the proposed bond issue shall be given a full opportunity to be heard in person or by counsel.

SECTION 4.

Immediately following the above aforesaid public hearing, County Council will hold a meeting to determine whether and to what extent and under what conditions the proposed bonds should be issued.

SECTION 5.

The Chairman of County Council is hereby authorized and empowered to take all necessary action to provide for the holding of the aforesaid public hearing in accordance with the provisions of the Enabling Act.

DONE AT CHARLESTON, SOUTH CAROLINA, this 10th day of March, 2015.

Chairman, County Council of Charleston
County

ATTEST:

Clerk, County Council of Charleston
County

EXHIBIT "A"

NOTICE OF HEARING ON THE PROPOSED ISSUE OF NOT EXCEEDING \$6,000,000
OF GENERAL OBLIGATION BONDS IN ONE OR MORE SERIES OF CHARLESTON
COUNTY PARK AND RECREATION DISTRICT

County Council of Charleston County (hereinafter called "County Council") which is the governing body of Charleston County (hereinafter called the "County"), has determined that it is in the best interests of the Charleston County Park and Recreation District (hereinafter called the "District") to raise moneys through the issuance of general

obligation bonds in one or more series of the District in the amount of not exceeding \$6,000,000 to defray the cost of improving, expanding and renovating existing and new facilities of the District and of undertaking other capital expenditures identified in the District's capital improvement plan, as well as costs of issuance (collectively, the "Project") and has ordered a public hearing to be held upon the question of the issuance of such bonds, in accordance with the provisions of Act No. 1189 enacted at the 1974 Session of the General Assembly, as amended by Act No. 212 of 1975, now codified as Article 5, Chapter 11, Title 6, Code of Laws of South Carolina, 1976, as amended (hereinafter collectively called the "Enabling Act").

Accordingly, notice is hereby given that a public hearing will be held prior to a scheduled meeting of Charleston County Council, in Council Chambers at the County Office Building, 4045 Bridge View Drive, North Charleston, South Carolina, which public hearing will be held at 6:30 p.m., on the 7th day of April, 2015, on the question of the issuance of not exceeding \$6,000,000 of general obligation bonds in one or more series of the District, the proceeds of which will be expended to defray the cost of the Project.

For the payment of principal and interest of such bonds as they respectively mature and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the District shall be irrevocably pledged and there shall be levied annually a tax without limit on all taxable property in the District sufficient to pay such principal and interest.

The District proposes the issuance of the bonds to provide county parks and tourist attractions for the residents of the District.

The aforesaid hearing shall be conducted publicly and both proponents and opponents of the proposed action shall be given full opportunity to be heard in person or by counsel and following the hearing, County Council shall, by ordinance, make a finding as to whether the consensus of the hearing was in favor of or opposed to the issuance of the proposed bonds and may thereupon authorize the governing body of the District to issue such bonds to the extent and under such conditions as it shall have found necessary.

The District is located entirely within Charleston County except Dewees Island, Capers Island and Francis Marion National Forest. The Enabling Act provides that bonds issued thereunder must be authorized by the governing body of the County wherein the District is located.

COUNTY COUNCIL OF CHARLESTON COUNTY
Publication Dates:

March 13, 2015

March 20, 2015

March 27, 2015

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

I, the undersigned, Clerk of the County Council of Charleston County, South Carolina,
DO HEREBY CERTIFY:

That the foregoing is a true, correct and verbatim copy of a Resolution which was
unanimously adopted by the said County Council at a duly called and regularly held
meeting on March 10, 2015, at which meeting a majority of the members were present
and remained throughout, and the same is now in full force and effect and has not been
modified, amended, repealed or rescinded.

IN WITNESS WHEREOF, I have hereunto set my Hand and the Seal of the County this
10th day of March, 2015.

(SEAL)

Clerk, Charleston County Council

**Sheriff/Law
Enforcement
Assistance/
Florence and
Darlington
Counties**

**Request
Resolutions**

A report was furnished by the Finance Committee under date of March 10, 2015, that it
considered the information furnished by County Administrator Kurt Taylor and Sheriff J.
Al Cannon, Jr. regarding the need to adopt resolutions approving the Law Enforcement
Assistance and Support Agreement between Charleston County Sheriff's Office and
Florence and Darlington County Sheriff's Offices for an operation April through May
2015. It was stated that in accordance with a recent SC Supreme Court decision,
County Council approval is required for a Sheriff's Office approved Law Enforcement
Assistance and Support Agreement to be valid.

Committee recommended that Council adopt resolutions to approve and ratify the Law
Enforcement Assistance and Support Agreements between Charleston County Sheriff's
Office and Florence County Sheriff's Office and Darlington County Sheriff's Office for a
period of April through May 2015.

The resolutions are as follows:

A RESOLUTION

To Approve Law Enforcement Assistance and Support Agreement Between
Charleston County Sheriff's Office and Florence County Sheriff's Office

WHEREAS:

1. A recent South Carolina Supreme Court decision found that for a Sheriff's
Office approved Law Enforcement Assistance and Support Agreement to
be valid, it would have to be approved by the County Council; and
2. The Charleston County Sheriff's Office has entered into a Law
Enforcement Assistance and Support Agreement with Florence County
Sheriff's Office; and
3. Staff recommends that Council approve and ratify the Law Enforcement
Assistance and Support Agreement with Florence County Sheriff's Office.

NOW, THEREFORE, BE IT RESOLVED, in meeting duly assembled, **CHARLESTON COUNTY COUNCIL** does hereby approve the Law Enforcement Assistance and Support Agreement with Florence County Sheriff's Office (attached and included herein by reference).

CHARLESTON COUNTY COUNCIL

J. Elliott Summey, Chairman
March 10, 2015

ATTEST:

Beverly T. Craven, Clerk to Council

A RESOLUTION

To Approve Law Enforcement Assistance and Support Agreement Between
Charleston County Sheriff's Office and Darlington County Sheriff's Office

WHEREAS:

1. A recent South Carolina Supreme Court decision found that for a Sheriff's Office approved Law Enforcement Assistance and Support Agreement to be valid, it would have to be approved by the County Council; and
2. The Charleston County Sheriff's Office has entered into a Law Enforcement Assistance and Support Agreement with Darlington County Sheriff's Office; and
3. Staff recommends that Council approve and ratify the Law Enforcement Assistance and Support Agreement with Darlington County Sheriff's Office.

NOW, THEREFORE, BE IT RESOLVED, in meeting duly assembled, **CHARLESTON COUNTY COUNCIL** does hereby approve the Law Enforcement Assistance and Support Agreement with Darlington County Sheriff's Office (attached and included herein by reference).

CHARLESTON COUNTY COUNCIL

J. Elliott Summey, Chairman
March 10, 2015

ATTEST:

Beverly T. Craven, Clerk to Council

A report was furnished by the Finance Committee under date of March 10, 2015, that it considered the information furnished by County Administrator Kurt Taylor and Sheriff J. Al Cannon, Jr. regarding the need to adopt a resolution approving the Law Enforcement Assistance and Support Agreement between Charleston County Sheriff's Office Marine

**Sheriff/
Marine Patrol
Mutual Aid
Agreement/
City of
Charleston**

**Request
Resolution**

Patrol Unit and the City of Charleston Police Department. It was stated that the Sheriff's Office will assist and support the City of Charleston Police in multi-agency marine public safety in responding to waterborne Homeland Security issues. It was shown that in accordance with a recent SC Supreme Court decision, County Council approval is required for a Sheriff's Office approved Law Enforcement Assistance and Support Agreement to be valid.

Committee recommended that Council adopt a resolution to approve and ratify the Law Enforcement Assistance and Support Agreement between Charleston County Sheriff's Office Marine Patrol Unit and City of Charleston Police Department.

The resolution is as follows:

A RESOLUTION

To Approve Law Enforcement Assistance and Support Agreement Between
Charleston County Sheriff's Office Marine Patrol Unit and City of Charleston Police
Department

WHEREAS:

1. A recent South Carolina Supreme Court decision found that for a Sheriff's Office approved Law Enforcement Assistance and Support Agreement to be valid, it would have to be approved by the County Council; and
2. The Charleston County Sheriff's Office Marine Patrol Unit has entered into a Law Enforcement Assistance and Support Agreement with City of Charleston Police Department; and
3. Staff recommends that Council approve and ratify the Law Enforcement Assistance and Support Agreement with City of Charleston Police Department.

NOW, THEREFORE, BE IT RESOLVED, in meeting duly assembled, **CHARLESTON COUNTY COUNCIL** does hereby approve the Law Enforcement Assistance and Support Agreement with City of Charleston Police Department (attached and included herein by reference).

CHARLESTON COUNTY COUNCIL

J. Elliott Summey, Chairman
March 10, 2015

ATTEST:

Beverly T. Craven, Clerk to Council

A report was furnished by the Finance Committee under date of March 10, 2015, that it considered the information furnished by County Administrator Kurt Taylor and Sheriff J. Al Cannon, Jr. regarding a grant opportunity for the FY 2016 Public Safety Highway Safety Grant. It was stated that the Sheriff's Office is requesting permission to apply for

**FY 2016
Public Safety
Highway
Safety Grant/
Sheriff**

and accept, if awarded, funding from the SC Department of Public Safety's (SCDPS) Office of Highway Safety (OHS) grant to combat drivers driving under the influence (DUI) in Charleston County.

**Request to
Approve**

It was shown that the OHS grant program is a three-year project and this request to apply for and accept, if awarded, funding is for the second year of funding and that the purpose of these funds is to sustain the designated DUI Enforcement Team within the Sheriff's Office. The funds will cover one (1) grant funded FTE, office supplies, radio fees, training, and in-state enforcement mileage costs for a total amount of \$180,975. There is no match requirement under this grant. The grant period is October 1, 2015 through September 30, 2016.

Committee recommended that Council allow the Sheriff's Office to apply for and accept, if awarded, funding for the first year FY'16 Highway Safety Grant Program in the amount of \$75,862 with the understanding that the grant period is October 1, 2015 through September 30, 2016, there is no match requirement under this grant, and it is understood that at the conclusion of the grant period, the County is under no obligation to retain these positions after the grant period has expired.

The Chairman asked if any member of Council wished to bring a matter before the Body.

**Council
Member
Comments**

Mr. Schweers requested that the Sheriff make a presentation at the next Public Safety Committee meeting regarding the benefit to Charleston County taxpayers of law enforcement assistance and support in jurisdictions outside of Charleston County. Chairman Summey stated that he would reach out to the Sheriff to make those arrangements.

Ms. Johnson stated that she would like to formally recognize the volunteers who serve on boards and commissions appointed by County Council and requested that staff look into how this could be done.

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

Kristen L. Salisbury
Deputy Clerk of Council