

**Council Members**

District 1: John Thomas  
District 2: Bob Anderson  
District 3: Everett Carolina  
District 4: Lillie Jean Johnson, *Vice Chair*  
District 5: Raymond L. Newton  
District 6: Steve Goggans  
District 7: Louis R. Morant, *Chairman*

**County Administrator**

Angela Christian

**Clerk to Council**

Theresa E. Floyd

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**June 22, 2021**

**5:30 PM**

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**GEORGETOWN COUNTY COUNCIL  
Howard Auditorium, 1610 Hawkins Street,  
Georgetown, SC**

**AGENDA**

- 1. INVOCATION**
- 2. PLEDGE OF ALLEGIANCE**
- 3. APPROVAL OF AGENDA**
- 4. PUBLIC COMMENT**
- 5. APPROVAL OF MINUTES**
  - 5.a Regular Council Meeting - May 25, 2021**
- 6. CONSENT AGENDA**
  - 6.a Procurement #21-036, User Fee Road Construction-Ibis Ave., Royal Pine Dr., and Simone Ct.**
  - 6.b Procurement #21-032, Runway 5-23 Rehabilitation at Georgetown County Airport (GGE)**
  - 6.c Woodstock Property Acquisition**
- 7. PUBLIC HEARINGS**
- 8. APPOINTMENTS TO BOARDS AND COMMISSIONS**
  - 8.a Airport Commission**
- 9. RESOLUTIONS / PROCLAMATIONS**
  - 9.a Proclamation No. 21-17 - To Recognize Dr. Gerald Harmon upon his installment as the 176th President of the American Medical Association.**
  - 9.b Proclamation No. 21-18 - In celebration of "Gullah/Geechee Nation Appreciation Week"**
  - 9.c Resolution No. 21-19 - Recognizing July 2021 as "Parks &**

**Recreation Month" in Georgetown County**

**10. THIRD READING OF ORDINANCES**

**10.a Ordinance No. 21-16 - An Ordinance to Make Appropriations for Ordinary County Purposes for Georgetown County for the Fiscal Year Beginning July 1, 2021, and Ending June 30, 2022; To Provide for the Expenditure Thereof; and To Provide for Revenues for the Payment Thereof.**

**10.b Ordinance No. 21-19 - An Ordinance to Amend the FY21 Operating Budget of Georgetown County**

**11. SECOND READING OF ORDINANCES**

**12. FIRST READING OF ORDINANCES**

**12.a Ordinance No. 21-20 - To rezone two parcels (TMS #04-0416-016-00-00 and TMS #04-0416-025-00-00) located on Grate Avenue from 10,000 Square Feet Residential (MR-10) to Forest Agriculture (FA).**

**12.b Ordinance No. 21-21 - To rezone 2 parcels located on Highway 17 Bypass at its intersection with Coquina Avenue (TMS #41-0119-032-02-02 & TMS #41-0119-0320-02-03) from General Commercial (GC) to a Flexible Design District (FDD) to allow for a brewery and associated recreational amenities.**

**13. COUNCIL BRIEFING AND COMMITTEE REPORTS**

**14. BIDS**

**14.a RFQu #21-011, Architectural Design Services: New Georgetown County Detention Center**

**15. REPORTS TO COUNCIL**

**15.a Nonprofit Spotlight -- Neighbor to Neighbor**

**15.b City of Georgetown MOU for Economic Development**

**16. DEFERRED OR PREVIOUSLY SUSPENDED ISSUES**

**16.a Ordinance No. 20-59 - An Ordinance to revise the Rules of Procedure as previously adopted by Georgetown County Council.**

**17. LEGAL BRIEFING / EXECUTIVE SESSION**

**18. OPEN SESSION**

**19. ADJOURNMENT**

**Item Number:** 5.a  
**Meeting Date:** 6/22/2021  
**Item Type:** APPROVAL OF MINUTES

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** County Council

**ISSUE UNDERCONSIDERATION:**  
Regular Council Meeting - May 25, 2021

**CURRENT STATUS:**  
Pending

**POINTS TO CONSIDER:**  
n/a

**FINANCIAL IMPACT:**  
n/a

**OPTIONS:**  
1. Approval of minutes as submitted.  
2. Offer amendments.

**STAFF RECOMMENDATIONS:**  
Adoption of meeting minutes.

**ATTORNEY REVIEW:**

**ATTACHMENTS:**

Description	Type
▣ DRAFT - 052521 Minutes	Backup Material

Georgetown County Council held a Regular Council Meeting on Tuesday, May 25, 2021, at 5:30 PM in the Howard Auditorium, 1610 Hawkins Street, Georgetown, South Carolina.

Present:        Bob Anderson                Louis R. Morant  
                  Everett Carolina           Raymond Newton  
                  Steve Goggans                John W. Thomas  
                  Lillie Jean Johnson

Staff:            Angela Christian            Theresa E. Floyd  
                  Jackie Broach-Akers        H. Thomas Morgan, Jr.

Other staff members, members of the public, and representatives of the media were also present. In accordance with the Freedom of Information Act, a copy of the agenda was sent to newspapers, television, and radio stations, citizens of the County, Department Heads, and posted on the bulletin board in the historic Courthouse.

Chairman Louis R. Morant called the meeting to order at 5:33 pm. Councilmember Everett Carolina gave an invocation, and all joined in the pledge of allegiance.

**APPROVAL OF AGENDA:**

Councilmember Bob Anderson moved for approval of the meeting agenda, including recommendations to move the following reports forward on the agenda to the start of the meeting: Item 15a, Nonprofit spotlight; and Item 10b, Third Reading of Ordinance No. 21-18 to amend the Georgetown Memorial Hospital Weehaw Campus Planned Development, TMS No. 02-1009-018-02-03, to allow for multi-family as a permitted use. Councilmember Everett Carolina offered a second. There was no discussion on the motion.

In Favor:        Bob Anderson                Louis R. Morant  
                  Everett Carolina            Raymond L. Newton  
                  Steve Goggans                John W. Thomas  
                  Lillie Jean Johnson

**PUBLIC COMMENTS:**

Marla Hamby

Ms. Hamby asked County Council to consider holding a “town hall” meeting. The three minutes allotted during Council meetings is not enough time for individuals to express concerns and ask questions. She voiced safety concerns on behalf of residents living on Petigru and Parkersville Roads. Increased traffic in the area has increased the need for sidewalks. Additionally, she suggested a sales tax referendum to acquire land to give for affordable housing needs. Lastly, she said the County should not spend any more money on recreation, bike paths, libraries, or consultants until every road (including orphan roads), pot hole, and flooding issue has been corrected, and every household has water and sewer.

Mitchell Gunter

Mr. Gunter stated that according to county ordinance that construction must begin within two years on properties rezoned to planned developments. If construction does not start within two years, the Planning Commission shall review the matter, and return the property to its original zoning classification. Now that we are aware that the hospital is not going to build on the Weehaw Campus, shouldn't we return the property to its original zoning classification of Forest & Agriculture?



David Ellison

Mr. Ellison stated that he is a retired officer of the US Air Force living in the Wedgefield Community. He stated that Georgetown County does not have a housing issue, but rather issues pertaining to jobs, public policy, and leadership. He said low housing projects are not successful, and we (as a society) must stop depending on the government for everything. Mr. Ellison stated that we are our brother's keeper, not the government.

Jacque Williams

Ms. Williams stated that she was extremely disheartened by the outcome of Council's vote (Ordinance No. 21-18). She has heard people say "we want to keep our community as it is", which is predominately white. This is both racism and classism. County Council's vote on this issue has upheld the core values of what this country was built on, and over turned all efforts that have gone into turning the tide for diversity and inclusion. She said actions like this cause her to fear for her children's future.

Wesley Gibson

Mr. Gibson, speaking on behalf of *Citizens for Progress*, stated that he was also disheartened by the outcome of County Council's vote (Ordinance No. 21-18). The outcry has been for jobs, jobs, jobs, yet people don't have a place to live when they get here. County Council has done a disservice to this community. Additionally, Mr. Gibson voiced concern regarding a racial video someone has circulated attacking the NAACP, as well as an attack on the integrity of the Council Chairman and his wife.

Ebony Hughes

Ms. Hughes stated that she was speaking on behalf of herself, and speaking up for educators. This county does have an affordable housing problem, and we need to come up with a plan. Ms. Hughes provided various statistics, and noted that the western portion of the County was where the most critical housing needs exist. Carver's Bay, Plantersville, Pleasant Hill, and Browns Ferry have all lost good teachers over the years due to the area's lack of affordable housing.

Marilyn Hemingway

Ms. Hemingway referred to racist video that is being circulated. She said it is not going to prevent her from speaking out. She said she has been threatened before, and this type of thing is what black people face every day. Ms. Hemingway stated that County Council's vote was shameful (Ordinance No. 21-18). Individuals on Council have deliberately worked against those of color, and should try treating people with respect.

Donald Gilliard

Mr. Gilliard said the issue of the development on Wedgefield Road and Highway 701 (Ordinance No. 21-18) was important. That tract was important, and it was controversial for one reason. It was controversial because the people living in the area felt like others who were "below them" wanted to live there too. Mr. Gilliard said he was insulted to see certain council members vote against this matter. He said a statement would be made during the next election at the voting polls. The voters want a Council representative who will vote with them on issues of importance in the future.

Michael Wheeler

Mr. Wheeler thanked County Council for doing the "right thing" in denying the proposed development on Wedgefield Road and Highway 701 (Ordinance No. 21-18). On a separate matter, he asked County Council to review the current hours of operation for the county's recycling centers. He can't get there

during the day, and the centers are not open when he gets home from work. He asked County Council to make the convenience centers accessible to everyone.

**MINUTES:**

Regular Council Session – May 11, 2021

Councilmember Steve Goggans moved for approval of the minutes of County Council’s meeting on May 11, 2021. Councilmember Raymond Newton seconded the motion. Chairman Louis Morant called for discussion on the motion, and none occurred.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

**CONSENT AGENDA**

*Three procurement matters were included on the Consent Agenda, and therefore approved by virtue of the agenda approval process:*

*Contract #20-046, Task Order #4 for Murrells Inlet Dredging Master Plan & ODMDS Permitting – County Council approved Task Order #4 with GEL Engineering LLC in the amount of \$298,600.00.*

*Procurement #21-024, Marshwalk Repair & Replacement - County Council awarded a Construction Contract to Associates Roofing & Construction, Inc. in the amount of \$239,017.00 for Marshwalk repairs.*

*Procurement #21-025, Containers for Big Dam Swamp Recycling Center – County Council awarded a Purchase Order to Rudco South, LLC in the amount of \$99,444.00 plus applicable taxes in a total of \$105,410.64*

**PUBLIC HEARINGS:**

Ordinance No. 21-16

County Council held a public hearing on Ordinance No. 21-16, an Ordinance to Make Appropriations for Ordinary County Purposes for Georgetown County for the Fiscal Year Beginning July 1, 2021, and Ending June 30, 2022; To Provide for the Expenditure Thereof; and To Provide for Revenues for the Payment Thereof. There were no public comments pertaining to Ordinance No. 21-16, and Chairman Morant ordered the public hearing closed.

Ordinance No. 21-19

A public hearing was held on Ordinance No. 21-19, an Ordinance to Amend the FY21 Operating Budget of Georgetown County. No individual came forward to speak for, or against, Ordinance No. 21-19. Chairman Morant closed the public hearing.

**BOARDS AND COMMISSIONS:**

Accommodations Tax Advisory Board

Councilmember Lillie Jean Johnson moved for the reappointment of Mr. Theodore Russell to the Accommodations Tax Advisory Committee. Councilmember Raymond Newton seconded the motion. Chairman Morant called for discussion, and there was none.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Building Code Appeals Board

Councilmember Steve Goggans moved for the reappointment of Mr. Thomas Krowka to the Building Code Appeals Board. Councilmember Raymond Newton seconded the motion. Chairman Morant called for discussion, and there was none.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Disabilities & Special Needs Board

Councilmember Lillie Jean Johnson nominated Ms. Willie B. Thomas for reappointment to the Disabilities & Special Needs Board. Councilmember Everett Carolina seconded the motion. Chairman Morant called for discussion, and there was none.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Chairman Louis Morant moved to nominate Mr. John Bazemore, Jr. for appointment to the Disabilities & Special Needs Board. Councilmember Steve Goggans seconded the motion. Chairman Morant called for discussion, and there was none.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Zoning Board of Appeals

Councilmember Steve Goggans moved for the reappointment of Mr. Christopher Olds to the Zoning Board of Appeals. Councilmember Lillie Jean Johnson seconded the motion. Chairman Morant called for discussion, and there was none.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

**RESOLUTIONS / PROCLAMATIONS:**

Resolution No. 21-15

Councilmember Everett Carolina moved to adopt Resolution No. 21-15, a Resolution Authorizing the County Administrator and County Council to Execute a Community Development Block Grant Mitigation

(CDBG-MIT) Subrecipient Agreement between Georgetown County and the South Carolina Recovery Office to Fund an Infrastructure Improvement Project (Mingo Pond) that Will Mitigate the Impact of Future Disasters. Councilmember Bob Anderson offered a second on the motion. Upon a call for discussion from Chairman Morant, there was none.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Resolution No. 21-16

A motion was made by Councilman Raymond Newton, and seconded by Councilmember Bob Anderson for the adoption of Resolution No. 21-16, in Support of Maintaining Public Access to Essential Waterways and Marshlands, Specifically Those Located in Proximity to North Inlet. Chairman Morant called for discussion on the motion, and none occurred.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

**ORDINANCES-Third Reading**

*(This report was presented earlier during the meeting)*

Ordinance No. 21-18

Prior to discussion on this matter, Chairman Louis Morant made a statement to address questions that have been raised regarding this issue. He said at the previous Council meeting it was his belief that he did not have a conflict of interest. This was based on his review of the SC Ethics Act and consultation with legal counsel. Since that time, more questions have been raised prompting him to speak with the SC Ethics Commission and request an informal opinion. In order to avoid the appearance of impropriety, that Chairman stated that he was giving notice to County Council of a potential conflict in his participating in discussion and/or voting on Ordinance No. 21-18. In keeping with State Ethics Commission guidelines, he has filed a written statement with the Clerk to Council regarding his recusal on this matter. Chairman Morant asked the Vice Chair to preside over this portion of the meeting, and left the Council dais.

Vice Chairman Lillie Jean Johnson presided over this portion of the meeting. Following a report from Planning Director, Holly Richardson, Councilmember Steve Goggans moved for third reading approval of Ordinance No. 21-18, an Ordinance to amend the Georgetown Memorial Hospital Weehaw Campus Planned Development, TMS No. 02-1009-018-02-03, to allow for multi-family as a permitted use. Councilmember John Thomas seconded the motion. Vice Chairman Johnson called for discussion on the motion.

Councilmember Steve Goggans stated that it has been rare in his experience that Council would overturn a unanimous recommendation from its advisory body, the Planning Commission, and planning staff. He noted that County Council's vote on this matter pertains to land use, and is not to make statements on social engineering. Additionally, he questioned whether all had a good understanding of what constitutes affordable housing. It is not low income housing. The County's Economic Development Director has said County must have available housing in order to support job development. The federal government has put incentives in place for this sort of development, and County Council is sending a terrible message to

the housing community, industry community, and the development community about our intentions for Georgetown County. Councilmember Everett Carolina said the issue before County Council today is whether to add multifamily as a permissible use to this planned development, and the site is currently only approved for a hospital and associated medical uses. He said the proposal is Plan A, however, he believed the County should be a partner in coming up with Plan B, and Plan C for affordable multifamily housing. There is a possibility that this is not the ideal location for this particular project at this time. The concept of Opportunity Zones were created to facilitate economic growth in distressed areas and help persistent poverty. Opportunity Zones are low income census tracts nominated by state governors and certified by the US Department of Treasury. Tracts retain this designation for ten years. They are designed to attract not only residential development, but commercial and industrial development which translates into more jobs. Georgetown County needs jobs that will allow residents to invest in their own homes. Councilmember Carolina said he is an advocate for home ownership, and believes individuals would rather put money into and build equity in an investment. The Weehaw Tract will maintain its Opportunity Zone classification for 10 years. The County can revisit this after many concerns such as traffic, environmental and wetland issues, and conservation easement issues are addressed and clarified.

Councilmember Bob Anderson stated that he has consistently pushed to develop the western portion of Georgetown County. Initially this appeared to be very simple proposal, but eventually became more complicated. If housing is going to be occupied by people who cannot afford all of the rent, then it is not “affordable”. He said each member of County Council has taken an oath to support our citizens, and uphold both the US Constitution and the SC Constitution. With that in mind, he is hopeful that this can still be a “win-win” situation for all involved. Councilmember Newton stated that it had been an honor to work with Councilmember Anderson and Councilmember Carolina on one of Georgetown County’s most serious problems, affordable housing. He said countless hours were spent working on this, not on how to defeat the Weehaw Plan, but on how to develop a plan that benefits all residents of Georgetown County. He said they look forward to working with all members of County Council, the County Administrator, Economic Development, and other staff to come up with creative ideas and solutions on how Georgetown County can move forward in facing these challenges in years to come.

In Favor:        Steve Goggans            John W. Thomas  
                     Lillie Jean Johnson

Opposed:        Bob Anderson            Raymond Newton  
                     Everett Carolina

Absent:            Louis R. Morant

Vice Chairman Johnson stated that the motion did not receive the 4 votes required, and failed for lack of a majority. Chairman Louis Morant returned to the dais.

#### Ordinance No. 21-17

County Planning and Code Enforcement Director, Holly Richardson, provided an updated report on Ordinance No. 21-17. She outlined proposed changes that have been incorporated into the ordinance based on County Council’s discussion during second reading consideration.

A motion was made by Councilmember Bob Anderson, and seconded by Councilmember Raymond Newton, for approval of Ordinance No. 21-17, an Ordinance to amend Article IV, General Provisions of the Zoning Ordinance to add Section 426 dealing with lighting requirements for residential developments

along waterways along with the incorporation of amended language as proposed by staff. Chairman Morant called for discussion.

Councilmember Steve Goggans stated that he had concerns with the definition of “bodies of water”, and preferred not to remove “canals”. He said that lighting on canals can create an issue for property owners on the opposite side. Councilmember Bob Anderson disagreed, stating that the intent of the ordinance was not to control every “water hole”.

Councilmember Steve Goggans moved for a second amendment of Ordinance No. 21-17 to reinstate “canals” in the definition of waterways, and in other areas of the ordinance as appropriate. Councilmember John Thomas offered a second. Chairman Morant called for further discussion.

In Favor:	Everett Carolina	Louis R. Morant
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Opposed:	Bob Anderson	Raymond Newton
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Chairman Morant called for the vote on the first amendment (revised language as proposed by planning staff subsequent to second reading, with reference to “canals” as previously reinserted).

In Favor:	Everett Carolina	Louis R. Morant
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Opposed:	Bob Anderson	Raymond Newton
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Councilmember Steve Goggans moved for third and final reading of Ordinance No. 21-17, an Ordinance to amend Article IV, General Provisions of the Zoning Ordinance to add Section 426 dealing with lighting requirements for residential developments along waterways (with previous amendments included). The motion was seconded by Councilmember John Thomas. No further discussion occurred.

In Favor:	Everett Carolina	Louis R. Morant
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

Opposed:	Bob Anderson	Raymond Newton
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### **ORDINANCES-Second Reading:**

#### Ordinance No. 21-07

Ordinance No. 21-07, an Ordinance to Repeal, Replace, and/or Establish Certain Fees Payable to the Georgetown County Coroner’s Office, and Set Guidelines for the same was withdrawn from consideration. No action was required of County Council.

#### Ordinance No. 21-16

County Finance Director, Karis Langston, presented a report on the County’s proposed FY2022 annual budget, and outlined millage changes. The proposed budget includes a proviso which has been added to include additional revenues and allow for the renewal and issuance of three reoccurring contracts. Other

details pertaining to the budget document are outlined in the Executive Summary provided to Council members.

Councilmember Raymond Newton moved for second reading approval of Ordinance No. 21-16, an Ordinance to Make Appropriations for Ordinary County Purposes for Georgetown County for the Fiscal Year Beginning July 1, 2021, and Ending June 30, 2022; To Provide for the Expenditure Thereof; and To Provide for Revenues for the Payment Thereof. Councilmember Bob Anderson offered a second on the motion. Chairman Morant called for discussion.

Councilmember Bob Anderson moved to amend Ordinance No. 21-16 to incorporate text, as the ordinance was introduced by title only. Councilmember Raymond Newton offered a second on the amendment. There was no discussion on the amendment.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

The vote on the main motion was as follows:

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

**ORDINANCES-First Reading:**

No reports.

**BIDS:**

No reports.

**REPORTS TO COUNCIL:**

Nonprofit Spotlight – Healthy Learners

*(This report we presented earlier during the meeting)*

In accordance with Georgetown County and the Bunnelle Foundation's partnership to spotlight local nonprofits during each County Council meeting, Dr. Aixa Rodriguez Mariani, Program Manager, made a presentation on behalf of *Healthy Learners*. She also introduced Student Services Coordinator, Marlethia Green. *Healthy Learners* is a non-profit organization devoted to removing or addressing barriers (such as health issues, vision problems etc.) that can keep children from learning, and supports healthy learning through the provision of love and compassion.

FY2022 MOU with Chamber of Commerce / Annual Tourism/Marketing Budget FY22

Following a report from Georgetown County Chamber of Commerce President, Beth Stedman, and Director of Tourism Development, Mark Stevens, a motion was made by Councilmember Lillie Jean Johnson to approve a Memorandum of Understanding with the Chamber of Commerce (FY22) as the County's designated agency for the promotion of tourism, as well as the proposed FY22 Annual Tourism Marketing Budget. Councilmember Raymond Newton offered a second on the motion. Upon a call for discussion from Chairman Morant, there was none.

In Favor:	Bob Anderson	Louis R. Morant
	Everett Carolina	Raymond L. Newton
	Steve Goggans	John W. Thomas
	Lillie Jean Johnson	

**DEFERRED OR PREVIOUSLY SUSPENDED ISSUES**

Ordinance No. 20-59 - An Ordinance to revise the Rules of Procedure as previously adopted by Georgetown County Council.

Ordinance No. 21-19 - An Ordinance to Amend the FY21 Operating Budget of Georgetown County.

**EXECUTIVE SESSION:**

No reports.

Being no further business to discuss, Chairman Louis Morant called for a motion to adjourn the meeting. Councilmember Lillie Jean Johnson so moved, and the meeting was adjourned at 7:10 pm.

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Date

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Clerk to Council



Item Number: 6.a  
Meeting Date: 6/22/2021  
Item Type: CONSENT AGENDA

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Purchasing

**ISSUE UNDERCONSIDERATION:**

Procurement #21-036, User Fee Road Construction-Ibis Ave., Royal Pine Dr., and Simone Ct.

**CURRENT STATUS:**

The County has worked with Davis & Floyd, Inc. engineers for the construction drawings for re-grading, placing base course, and paving of three (3) county roadways in Georgetown, Ibis Ave., Royal Pine Dr., and Simone Ct. Work will consist of approximately 0.75 miles of total roadway paving. Work will include excavation, clearing and grubbing, asphalt, and storm drainage.

**POINTS TO CONSIDER:**

This solicitation was advertised in a newspaper of general circulation in Georgetown County, posted on the County website and the SC Business Opportunities Publication (SCBO), and directly sent to all known offerors. There were two (2) responses received:

- 1) Coastal Asphalt, LLC @ \$808,156.36; and
- 2) Green Wave Contracting, Inc. @ \$807,860.20.

Both are resident bidders per the County's local vendor preference.

**FINANCIAL IMPACT:**

This procurement is fully funded in GL Account # 066.906-50702, Road Improvement Fund. Road Paving & Graveling-Infrastructure up to \$1,100,000.

**OPTIONS:**

- 1) Award a Construction Contract to Green Wave Contracting, Inc. at \$807,860.20.
- 2) Deny the request for award.

**STAFF RECOMMENDATIONS:**

The two (2) bids received were reviewed by the Public Services Department and Public Works Division. Green Wave Contracting, Inc. submitted the lowest bid at \$807,860.20. Green Wave Contracting has satisfactorily performed work of this nature in the past. They are a reputable company and capable of this type of work. Based on the aforementioned, staff recommends award to the low bidder, Green Wave Contracting, Inc.

**ATTORNEY REVIEW:**

No

**ATTACHMENTS:**


Description	Type
<input type="checkbox"/> Recommendation from Mr. Ray Funnye, Director of Public Services	Cover Memo



**Georgetown County**  
**Department of Public Services**  
*Innovative Leadership & Teamwork!*



## **Memorandum**

To: Nancy Silver, Purchasing Officer  
From: Ray C. Funnye, Director of Public Services   
Date: 6/10/2021  
RE: Bid #21-036: User Fee Comprehensive Engineered Roadway Improvements – Ibis Ave. & Royal Pines Dr./Simone Ct.

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In May 2021, Georgetown County issued an Invitation for Bid for User Fee Comprehensive Engineered Roadway Improvements, Ibis Avenue & Royal Pines Drive/Simone Court.

A total of two (2) bids were received. Both bidders submitted complete bid packages responding to all items. Staff reviewed the bids and confirmed their accuracy. The lowest bid was from Green Wave Contracting, Inc. of Georgetown, SC which included a \$40,000 Utility Allowance and base bid amounts of \$407,987.72 for Ibis Ave and \$359,872.48 for Royal Pines Dr/Simone Ct, for a total of **\$807,860.20.**

Green Wave Contracting has satisfactorily performed work of this nature for Georgetown County for many years. Green Wave Contracting is a reputable company from this region that is capable of this type of work.

Based on the above, I recommend Green Wave Contracting, Inc. of Georgetown, SC be awarded Bid #21-036 for a total amount of **\$807,860.20.**

**Administration**

108 Screven Street • PO Drawer 421270 • Georgetown, SC 29440  
Phone: 843-545-3325 • Fax: 843-545-3648 • email: rcfunnye@gtcounty.org

Item Number: 6.b  
Meeting Date: 6/22/2021  
Item Type: CONSENT AGENDA

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Purchasing

**ISSUE UNDERCONSIDERATION:**

Procurement #21-032, Runway 5-23 Rehabilitation at Georgetown County Airport (GGE)

**CURRENT STATUS:**

The County has worked with Talbert & Bright, Inc. engineers for the construction drawings for rehabilitation of 6,006 feet of Runway 5-23 at the Georgetown County Airport. Work includes erosion control, bituminous profile milling, crack cleaning and sealing, shoulder grading, bituminous (P-401), marking, lighting modifications, grooving, sodding, seeding, and mulching.

**POINTS TO CONSIDER:**

This solicitation was advertised in a newspaper of general circulation in Georgetown County, posted on the County website and the SC Business Opportunities Publication (SCBO), and directly sent to all known offerors. There were three (3) responses received:

- 1) Coastal Asphalt, LLC @ \$4,231,165.00;
- 2) Boggs Contracting @ \$3,929,600.00; and
- 3) Palmetto Corp of Conway @ \$3,446,935.00.

**FINANCIAL IMPACT:**

Pending grant award, this procurement will be fully funded by an FAA AIP Grant.

**OPTIONS:**

- 1) Award a Construction Contract to Palmetto Corp of Conway at \$3,446,935.00.
- 2) Deny the request for award.

**STAFF RECOMMENDATIONS:**

The three (3) bids received were reviewed by the Airport Manager and our airport engineers, Talbert & Bright, Inc. Palmetto Corp of Conway submitted the lowest bid at \$3,446,935.00 and are a reputable company capable of this type of work. Based on the aforementioned, staff recommends award to the low bidder, Palmetto Corp of Conway.

**ATTORNEY REVIEW:**

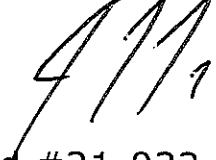
No

**ATTACHMENTS:**

Description	Type
▣ Recommendation from Mr. James Taylor, Airport Manager	Cover Memo

## **Memorandum**

To: Nancy Silver, Purchasing Officer  
From: James Taylor, Airport Manager  
Date: 06/11/2021  
RE: Recommendation for Procurement: Bid #21-032,  
Runway 5/23 Resurfacing Project



---

On April 15, 2021, Georgetown County received three (3) qualified bids for the procurement of contractor services to resurface Runway 5/23 at the Georgetown County Airport. The bidders were: Boggs Contracting, Coastal Asphalt, and Palmetto Corp of Conway.

Palmetto Corp of Conway provided the necessary product and service at the lowest pricing. This vendor has been awarded airport projects in the past and they provided quality performance.

Based upon the information, I recommend bid # 21-032, Runway 5/23 Resurfacing Project for the Georgetown County Airport, be awarded to Palmetto Corp of Conway in the amount of \$3,446,935.00. Also please note, when we originally bid this project, our local match (\$251,654) was the funding amount we requested. This project is now covered 100% by an FAA AIP Grant and no local matching funds will be necessary.

**Item Number:** 6.c  
**Meeting Date:** 6/22/2021  
**Item Type:** CONSENT AGENDA

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Economic Development

**ISSUE UNDERCONSIDERATION:**

In February of 2020 we entered into a contract to acquire 130 acres along Woodstock Road, south of 3V Sigma and adjacent to our larger Pennyroyal property. In hearing the communities concerns during the rezoning, we opted to locate the primary entrance to the future park on Woodstock Road. We expect that the intersection of Woodstock and Pennyroyal will have a traffic signal as the park develops and this would help calm the traffic through that area. This property also provides us more flexibility with bringing in the rail spur to the park.

At the same time we entered into the contract, we began the Site Readiness Grant application process through the South Carolina Power Team. We planned on using their funds to acquire the site and funds from Fund 059 to begin to construct the needed Phase 1 infrastructure. We received a conditional grant award from the SC Power Team on 6/15 for \$1.4M, but we still need to finalize a cooperation agreement with Santee Electric Cooperative and the Georgetown County Water & Sewer District.

Due the timing of the contract to purchase and the final details that need to be completed for grant funding, we recommend that we move ahead with the purchase of the property and use a portion of our infrastructure investment to acquire the property and use the grant funds solely for infrastructure investment.

**CURRENT STATUS:**

All due diligence and master planning has been completed and we are ready to proceed with Phase 1 of the infrastructure investment.

**POINTS TO CONSIDER:**

**FINANCIAL IMPACT:**

The property purchase is \$1M and Phase 1 infrastructure investment is an additional \$3.1M for a total of \$4.1M. The SC Power Team Grant is \$1.4M and we are required to commit the balance of the funds needed to complete the Phase 1 improvements.

\$1.7M was appropriated in the current year's budget in Fund 059 and there is sufficient existing funds on hand in fund 059 to cover our commitment for the acquisition and phase 1 improvements.

Also important to note that we are pursuing additional grant funds. We have applied for an additional \$1M in grants offered by the South Carolina Department of Commerce and NESAC.

**OPTIONS:**

approve or deny

**STAFF RECOMMENDATIONS:**

approve

**ATTORNEY REVIEW:**

Yes

**Item Number:** 8.a  
**Meeting Date:** 6/22/2021  
**Item Type:** APPOINTMENTS TO BOARDS AND COMMISSIONS

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** County Council

**ISSUE UNDERCONSIDERATION:**

Airport Commission

**CURRENT STATUS:**

Pending

**POINTS TO CONSIDER:**

Councilmember Steve Goggans has nominated Dr. Jerry Crosby for re-appointment to the Georgetown County Airport Commission (representing Council District 6).

If re-appointed, Dr. Crosby's term of service will expire on March 15, 2025.

**FINANCIAL IMPACT:**

n/a

**OPTIONS:**

1. Ratify the re-appointment of Dr. Jerry Crosby to the Airport Commission representing Council District 6.
2. Do not ratify.

**STAFF RECOMMENDATIONS:**

Recommendation to ratify the re-appointment of Dr. Jerry Crosby to an additional term of service on the Georgetown County Airport Commission, representing Council District 6.

**ATTORNEY REVIEW:**

**Item Number:** 9.b  
**Meeting Date:** 6/22/2021  
**Item Type:** RESOLUTIONS / PROCLAMATIONS

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** County Council

**ISSUE UNDERCONSIDERATION:**

Proclamation No. 21-18 - In celebration of "Gullah/Geechee Nation Appreciation Week"

**CURRENT STATUS:**

Pending adoption.

**POINTS TO CONSIDER:**

Gullah/Geechee people are descendants of enslaved Africans from various ethnic groups of west and central Africa brought to the US and forced to work on the plantations of coastal South Carolina, Georgia, North Carolina, and Florida. Gullah/Geechee people have retained many aspects of their African heritage.

In 2006, US Congress enacted the "Gullah Geechee Cultural Heritage Corridor Act" for the preservation of historic sites, including those in the lowcountry, relating to Gullah culture.

Proclamation No. 21-18 recognizes and celebrates the importance of the Gullah/Geechee culture, as well as the history and legacy of the Gullah/Geechee culture in Georgetown County.

"Gullah/Geechee Nation Celebration Week" will launch the week of July 31st. The theme for this year's celebration is "Celebrating Gullah Geechee Land & Living Heritage".

**FINANCIAL IMPACT:**

n/a

**OPTIONS:**

1. Adopt Proclamation No. 21-18 in recognition and celebration of "Gullah/Geechee Nation Appreciation Week".
2. Do not adopt Proclamation No. 21-18.

**STAFF RECOMMENDATIONS:**

Recommendation for the adoption of Proclamation No. 21-18 in recognition and celebration of "Gullah/Geechee Nation Celebration Week".

**ATTORNEY REVIEW:**

**ATTACHMENTS:**



	Description	Type
▣	Proclamation No. 21-18 Gullah Geechee Appreciation	Resolution Letter

# Proclamation 21-18

STATE OF SOUTH CAROLINA            )  
  )  
COUNTY OF GEORGETOWN            )           **Celebrating Gullah/Geechee  
Nation Appreciation Week**

**Whereas**, in the 18<sup>th</sup> Century, Georgetown was the third oldest city in South Carolina, and the surrounding area (Georgetown County), was the locale of some of the richest plantations in the south; and

**Whereas**, prosperity for plantation owners was a result of multiple West African ethnic groups brought to the United States, and enslaved for the purpose of cultivating cash crops on the plantations of coastal South Carolina, Georgia, North Carolina and Florida; and

**Whereas**, through intermingling of many backgrounds, and different dialects, the people began developing their own unique culture, language, traditions, cuisine, music and more derived from their African roots;

**Whereas**, descendants of these enslaved Africans, are known as Gullah/Geechee, one of the oldest cultural groups still thriving as our southern heritage; developed through hardship and the adversity of slavery, this resilient group of people is worthy of celebrating; and

**Whereas**, increasing recognition of the Gullah/Geechee cultural legacy can be attributed to individuals such as Queen Quet, founder of an organization whose mission is to preserve and protect Gullah/Geechee culture; including work with Congressman James Clyburn on several successful initiatives such as the United States Congressional Gullah Geechee Cultural Heritage Act; and

**Whereas**, recognizing the Gullah/Geechee culture, and celebrating this rich heritage, is a crucial part of preserving it throughout future generations;

**Now, Therefore, Be it Proclaimed**, the Georgetown County Council does hereby join in the celebration of 2021 Gullah/Geechee Nation Appreciation Week, the theme for this year's celebration "Celebrating Gullah Geechee Land & Living Heritage", will be launched on Saturday, July 31<sup>st</sup>;

**Furthermore**, Georgetown County Council encourages the citizens of Georgetown County to participate in activities to celebrate, and increase knowledge and appreciation of this rich culture.

**So Shall It Be**, this 22nd day of June, 2021.

---

Louis R. Morant, Chairman  
Georgetown County Council

ATTEST:

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Theresa E. Floyd, Clerk to Council

**Item Number:** 9.c  
**Meeting Date:** 6/22/2021  
**Item Type:** RESOLUTIONS / PROCLAMATIONS

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Recreation & Community Services

**ISSUE UNDERCONSIDERATION:**

Resolution No. 21-19 - To Recognize July as Parks and Recreation Month in Georgetown County.

**CURRENT STATUS:**

The U.S. House of Representatives has designated July as National Parks & Recreation Month.

**POINTS TO CONSIDER:**

Parks and Recreation programs and facilities are integral parts of communities throughout our county, state and county.

**FINANCIAL IMPACT:**

None

**OPTIONS:**

1. Approve resolution recognizing July, 2021 as Parks & Recreation Month in Georgetown County.
2. Reject resolution.

**STAFF RECOMMENDATIONS:**

Approve resolution recognizing July, 2021 as Parks & Recreation Month in Georgetown County.

**ATTORNEY REVIEW:**

No

**ATTACHMENTS:**

Description	Type
2021 Georgetown County Parks & Recreation Month Resolution	Resolution Letter

State of South Carolina )  
 )  
County of Georgetown )

Resolution #2021-19

WHEREAS parks and recreation programs are an integral part of communities throughout this country, including Georgetown County; and

WHEREAS our parks and recreation are vitally important to establishing and maintaining the quality of life in our communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region; and

WHEREAS parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally or physically disabled, and also improve the mental and emotional health of all citizens; and

WHEREAS parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS parks and recreation areas are fundamental to the environmental well-being of our community; and

WHEREAS parks and natural recreation areas improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, provide vegetative buffers to development, and produce habitat for wildlife; and

WHEREAS our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and

WHEREAS the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS Georgetown County recognizes the benefits derived from parks and recreation resources

NOW THEREFORE, BE IT RESOLVED BY Georgetown County that July, 2021 is recognized as Park and Recreation Month in the County of Georgetown.

By: \_\_\_\_\_  
Clerk to County Council  
Georgetown County

By: \_\_\_\_\_  
Chairman, County Council  
Georgetown County

**Item Number:** 10.a  
**Meeting Date:** 6/22/2021  
**Item Type:** THIRD READING OF ORDINANCES

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Finance

**ISSUE UNDERCONSIDERATION:**

Ordinance 21-16 - An Ordinance to Make Appropriations for Ordinary County Purposes for Georgetown County for the Fiscal Year Beginning July 1, 2021, and Ending June 30, 2022; To Provide for the Expenditure Thereof; and To Provide for Revenues for the Payment Thereof.

**CURRENT STATUS:**

Ordinance No. 21-16 is being presented for third and final reading.

**POINTS TO CONSIDER:**

The proposed FY21/22 budget is balanced as presented.

**FINANCIAL IMPACT:**

As disclosed in the attached Ordinance.

**OPTIONS:**

1. Approval of Ordinance No. 21-16.
2. Reject Ordinance No. 21-16.

**STAFF RECOMMENDATIONS:**

Approve Third Reading of Ordinance No. 21-16

*NOTE: A motion to amend will be required at third reading to incorporate revised text as proposed.*

**ATTORNEY REVIEW:**

**ATTACHMENTS:**

Description	Type
▣ Ordinance No. 21-16 Annual Budget - Third Reading	Ordinance
▣ Budget Provisio - Final	Backup Material

STATE OF SOUTH CAROLINA )  
)  
COUNTY OF GEORGETOWN )

ORDINANCE #21-16

AN ORDINANCE TO MAKE APPROPRIATIONS FOR ORDINARY COUNTY PURPOSES FOR GEORGETOWN COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022; TO PROVIDE FOR THE EXPENDITURE THEREOF; AND TO PROVIDE FOR REVENUES FOR THE PAYMENT THEREOF.

Section 1: The following sums of money are hereby appropriated for the purposes herein set forth for Georgetown County for the period beginning July 1, 2021, and ending June 30, 2022:

	<u>Appropriations</u>
General Government Fund	\$ 33,178,000
County Fire (District #1) Fund	3,644,000
Midway Fire (District #2) Fund	4,720,000
Victims Services Fund	393,000
Higher Education Fund	712,000
Bureau on Aging Services Fund	997,000
Clerk of Court IV-D Unit Cost Fund	163,000
Clerk of Court IV-D Incentive Fund	42,000
State Accommodations Tax Fund	1,432,000
Economic Development Fund	369,000
Economic Development Multi-County Marketing Fund	52,000
Airport Improvements Fund	4,000
Special Economic Development Fund	365,000
Law Enforcement Fund	16,619,000
Road Improvement Fund	3,213,000
Choppee Regional Center Fund	48,000
Local Accommodations & Hospitality Tax Fund	225,000
Murrells Inlet Revitalization Fund	265,000
County Sunday Sales	51,000
Emergency Telephone System Fund	980,000
Bike the Neck Fund	6,000
Debt Service Fund – Capital Leases	1,694,000
Debt Service Fund - Bonds	7,206,000
Capital Equipment Replacement Fund	2,902,000
Environmental Services Fund	8,424,000
Stormwater Management Fund	<u>2,930,000</u>
Total Appropriations	<u>\$ 90,634,000</u>

Section 2: The Auditor is hereby authorized to levy upon all taxable property in Georgetown County, and the Treasurer is hereby empowered to collect:

- a. a tax of **30.1 mills** for the County General Government Fund
- b. a tax of **19.8 mills** for the County Law Enforcement Fund
- c. a tax of **2.7 mills** for the County Environmental Services Fund
- d. a tax of **2.9 mills** for the County Debt Service (Capital Leases) Fund.
- e. a tax of **7.5 mills** for the County Debt Service (Bonds) Fund.
- f. a tax of **0.5 mills** for the County Economic Development Fund.
- g. a tax of **1.2 mills** for the County Higher Education Fund

- Section 3: There is hereby levied a tax of **32.1 mills** for those areas within the Georgetown County Fire District #1.
- Section 4: There is hereby levied a tax of **13.4 mills** for those areas within the Midway Fire District.
- Section 5: There is hereby levied a tax of **3.5 mills** for Solid Waste Recycling & Collection for all those areas of Georgetown County not within the corporate boundaries of the City of Georgetown and the Town of Andrews.
- Section 6: The Georgetown County Treasurer shall not pay any funds in excess of those herein appropriated and collected from any items without express approval by County Council.
- Section 7: The County Administrator shall administer the detailed line-item departmental budgets as compiled in the Annual Budget Document and shall authorize the transfer of appropriate funds within and between departments of an individual fund as necessary to achieve the goals of the budget. All supplemental appropriations at the individual fund level and transfers of appropriations between individual funds shall be authorized by County Council.
- Section 8: The Georgetown County Budget Fiscal Year 2021-2022 incorporates as part of the ordinance, the following provisos, service, and user fee schedules, which are attached and enacted as part of this ordinance, and the Georgetown County Administrator is hereby authorized to execute whatever documents or instruments necessary to effectuate the intent and expenditure of the provisos, service, and user fees as appropriated by this Budget Ordinance.
- Section 9: Should any article, section, or provision of this ordinance be, for any reason, held void or invalid, it shall not affect the validity of any other article, section, or provision hereof which is not itself void or invalid.
- Section 10: This Ordinance # 21-16 shall be effective upon adoption.

DONE IN REGULAR MEETING THIS 22<sup>nd</sup> DAY OF JUNE, 2021

\_\_\_\_\_  
Louis R. Morant, Chairman  
Georgetown County Council

ATTEST:

\_\_\_\_\_  
Theresa E. Floyd, Clerk to Council

This Ordinance # 21-16, has been reviewed by me and is hereby approved as to form and legality.

\_\_\_\_\_  
H. Thomas Morgan, Jr.  
Georgetown County Attorney

First Reading: April 13, 2021

Second Reading: May 25, 2021

Third Reading: June 22, 2021

## **PROVISOS**

### **Airport Land Leases or Licenses**

For ground leases for private hangars on undeveloped land; described as land lease-only to lease the dirt directly under the building plus 2' on three sides. These **private rates for undeveloped land should be .21 cents per square foot annually.**

For ground leases for private hangars on developed land; described as the land lease-only to lease the dirt directly under the building plus 2' on three sides. These **private rates for developed land should be .35 cents per square foot annually.**

For ground leases for private "developers" who wish to construct hangars and make them available to the public for rent as a commercial business: **.35 cents per square foot plus 5% of their monthly gross hangar rental.**

### **Coroner Fees**

Cremation Permit Fee of \$25 per occurrence.

Autopsy Report Fee of \$100 per report.

One copy will be provided to legal next of kin at no charge.

### **Planning/Zoning Fee**

Flood Zone Review Fee of \$75 will be imposed on all building permits issued for property located within a flood zone.

### **Georgetown County Proviso for Expenditure of Funds for Recurring Costs and Expenditures**

Georgetown County Council hereby appropriates \$1,108,101 as general funds to fund and satisfy the following recurring costs and expenditures of the County:

- (1) \$115,818 is allocated to the recurring cost of the County's annual maintenance contract for Motorola Solutions.
- (2) \$698,283 is allocated to the recurring cost of the County's annual inmate health care services with Mediko Inc.
- (3) \$294,000 is allocated to the recurring cost of the County's annual inmate meal services with Trinity Services Group.

Unexpended funds shall be carried forward for the purpose of fulfilling the County's recurring costs and expenditures.



## **Georgetown County Proviso for Expenditure of Funds from America Rescue Plan Funding**

Per the rules, regulations, and guidelines set forth in the America Rescue Plan Act of 2021, Georgetown County Council hereby appropriates up to \$2.75 million dollars of the funds allocated to Georgetown County for the purpose of compensating County employees during the period of May 18, 2020 through June 7, 2021.

**Item Number:** 10.b  
**Meeting Date:** 6/22/2021  
**Item Type:** THIRD READING OF ORDINANCES

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Finance

**ISSUE UNDERCONSIDERATION:**

Ordinance No. 21-19 - An Ordinance to Amend the FY21 Operating Budget of Georgetown County

**CURRENT STATUS:**

Pending

**POINTS TO CONSIDER:**

Ordinance No. 21-19 amends the current operating budget to appropriate funding for ongoing projects from the prior fiscal year and unforeseen costs previously approved by County Council as detailed within the body of the proposed ordinance.

**FINANCIAL IMPACT:**

**OPTIONS:**

1. Adopt Ordinance No. 21-19
2. Do not adopt Ordinance No. 21-19.

**STAFF RECOMMENDATIONS:**

Adoption of Ordinance No. 21-19

*NOTE: Ordinance No. 21-19 has been revised subsequent to 2nd reading and will require a motion to amend to incorporate proposed changes.*

**ATTORNEY REVIEW:**

**ATTACHMENTS:**

Description	Type
▣ Ordinance No. 21-19 - Budget Amendment (updated for 3rd)	Cover Memo

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

ORDINANCE # 21-19

**AN ORDINANCE TO AMEND THE 2020/2021 BUDGET ORDINANCE ADOPTED BY  
GEORGETOWN COUNTY COUNCIL**

- Section 1: Appropriations in the General Fund are increased by \$193,400 to provide funding for the new Land Records Program for the Register of Deeds. Funding will come from fiscal year 20/21 lease financing proceeds. This procurement was approved by County Council at the April 27, 2021, Council meeting.
- Section 2: Appropriations in the County Fire District I are increased by \$150,000 to provide for unanticipated costs associated with over-time pay due to departmental vacancies and health claim costs in excess of contributions. Funding will come from fund balance of the General Fund
- Section 3: Appropriations in the Murrells Inlet Revitalization Fund are increased by \$145,000 to provide funding emergency repairs to the Murrells Inlet Marsh Walk and Beach walkovers. Funding will come from fund balance in the Murrells Inlet Revitalization Fund. This was approved by County Council at the April 13, 2021, Council meeting.
- Section 4: Appropriations in the Environmental Services Fund, Landfill Department are increased by \$1,000,000 to provide funding for the ongoing Old Landfill Corrective Measures projects not completed at close of fiscal year 2020.
- Section 5: This Ordinance No. 21-19 shall be effective upon final approval and adoption by Georgetown County Council.

DONE IN REGULAR MEETING THIS 22nd DAY OF JUNE, 2021.

\_\_\_\_\_(Seal)  
Louis R. Morant, Chairman  
Georgetown County Council

ATTEST:

\_\_\_\_\_(Seal)  
Theresa E. Floyd, Clerk to Council

This Ordinance No. 21-19 has been reviewed by me and is hereby approved as to form and legality.

\_\_\_\_\_  
H. Thomas Morgan, Jr.  
Georgetown County Attorney

(Seal)

First Reading: April 27, 2021

Second Reading: May 11, 2021

Third Reading: June 22, 2021

**Item Number:** 12.a  
**Meeting Date:** 6/22/2021  
**Item Type:** FIRST READING OF ORDINANCES

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Planning / Zoning

**ISSUE UNDERCONSIDERATION:**

Ordinance No. 21-20 - To rezone two parcels (TMS #04-0416-016-00-00 and TMS #04-0416-025-00-00) located on Grate Avenue from 10,000 Square Feet Residential (MR-10) to Forest Agriculture (FA).

A request from Dan Stacy of Oxner and Stacy, acting as agent for Todd Stephenson of Total Tree Care to rezone 2 parcels totaling 3.66 acres located on Grate Avenue from 10,000 Square Feet Residential (MR-10) to Forest Agriculture (FA).

**CURRENT STATUS:**

The property is currently zoned 10,000 Square Feet Residential (MR-10) and is vacant.

**POINTS TO CONSIDER:**

1. The two parcels are located off of Grate avenue just south of the landfill. The owner proposes to downzone the property from MR-10 to FA in order to utilize the property for his tree care service. The two parcels meet the minimum lot area requirement for the FA zoning district which is one acre.
2. Landscaping services are a permitted use in the FA district.
3. Surrounding tracts to the north are zoned Forest Agriculture. Tracts to the west are both Forest Agriculture and 10,000 Square Feet Residential (MR-10). Tracts to the south are 10,000 Square Feet Residential (MR-10) and tracts to the east are General Residential (GR). A Georgetown County landfill is located just north of the property proposed for rezoning. In addition, a cell tower is located adjacent to the property to the west.
4. A single family dwelling is located to the east of this property; therefore, a level 3 buffer will be required along the eastern side of this tract. Since other surrounding residential tracts are vacant, a buffer will not be required adjacent to these parcels.
5. The property does not touch Grate Avenue. There is a non-exclusive easement agreement that was recorded in 2019 in Deed Book 3595, page 182. This easement agreement grants access to both of the parcels proposed for rezoning. See the attached easement agreement. It is our understanding from Public Works that the improvements on this road have begun and should be completed within the next 30 days.
6. The FLU map designates this property and the adjacent property as medium density. Forest Agriculture fits under the low-density designation.
7. Staff does not consider this as spot zoning as property to the north is zoned Forest Agriculture. This would be considered a down zoning in terms of density designation on the Future Land Use map. The

surrounding area currently contains commercial/public uses in addition to residential. A landscaping business would be in keeping with these adjacent uses.

8. The Planning Commission held a public hearing at their May 20th meeting. No one but the applicant's agent came forward to speak. The PC recommended approval of the rezoning request with a vote of 6-0.

**FINANCIAL IMPACT:**

Not Applicable

**OPTIONS:**

1. Approve as recommended by PC.
2. Deny Request.
3. Defer Action.
4. Remand to PC for further study.

**STAFF RECOMMENDATIONS:**

Approve as recommended by PC

**ATTORNEY REVIEW:**

Yes

**ATTACHMENTS:**

Description		Type
<input type="checkbox"/>	Ordinance No. 21-20 Total Tree Care Rezoning to FA	Ordinance
<input type="checkbox"/>	Location Map	Cover Memo
<input type="checkbox"/>	Zoning Map	Cover Memo
<input type="checkbox"/>	FLU Map	Cover Memo
<input type="checkbox"/>	Aerial Map	Cover Memo
<input type="checkbox"/>	Application and Attachments	Cover Memo
<input type="checkbox"/>	Plat	Cover Memo

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

**ORDINANCE NO. 21-20**

**AN ORDINANCE TO AMEND THE ZONING MAP OF GEORGETOWN COUNTY REGARDING TMS NUMBERS 04-0416-016-00-00 AND 04-0416-025-00-00 LOCATED ON GRATE AVENUE IN PAWLEYS ISLAND FROM 10,000 SQUARE FEET RESIDENTIAL (MR-10) TO FOREST AGRICULTURE (FA).**

**BE IT ORDAINED BY THE COUNTY COUNCIL MEMBERS OF GEORGETOWN COUNTY, SOUTH CAROLINA, IN COUNTY COUNCIL ASSEMBLED TO AMEND THE ZONING MAP OF GEORGETOWN COUNTY, SPECIFICALLY TMS NUMBERS 04-0416-016-00-00 AND 04-0416-025-00-00 LOCATED ON GRATE AVENUE IN PAWLEYS ISLAND FROM 10,000 SQUARE FEET RESIDENTIAL (MR-10) TO FOREST AGRICULTURE (FA) AS REFLECTED ON THE ATTACHED MAP.**

**DONE, RATIFIED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021.**

\_\_\_\_\_  
Louis R. Morant (SEAL)  
Chairman, Georgetown County Council

ATTEST:

\_\_\_\_\_  
Theresa E. Floyd  
Clerk to Council

This Ordinance, No. 21-20, has been reviewed by me and is hereby approved as to form and legality.

\_\_\_\_\_  
H. Thomas Morgan, Jr.  
Georgetown County Attorney

First Reading: June 22, 2021

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_





Total Tree Care  
Property Location  
REZ 3-21-27263

## Legend

### Streets

<all other values>

### MaintainedBy

County

Private

State

Total Tree Care

Lot Lines

Railroads

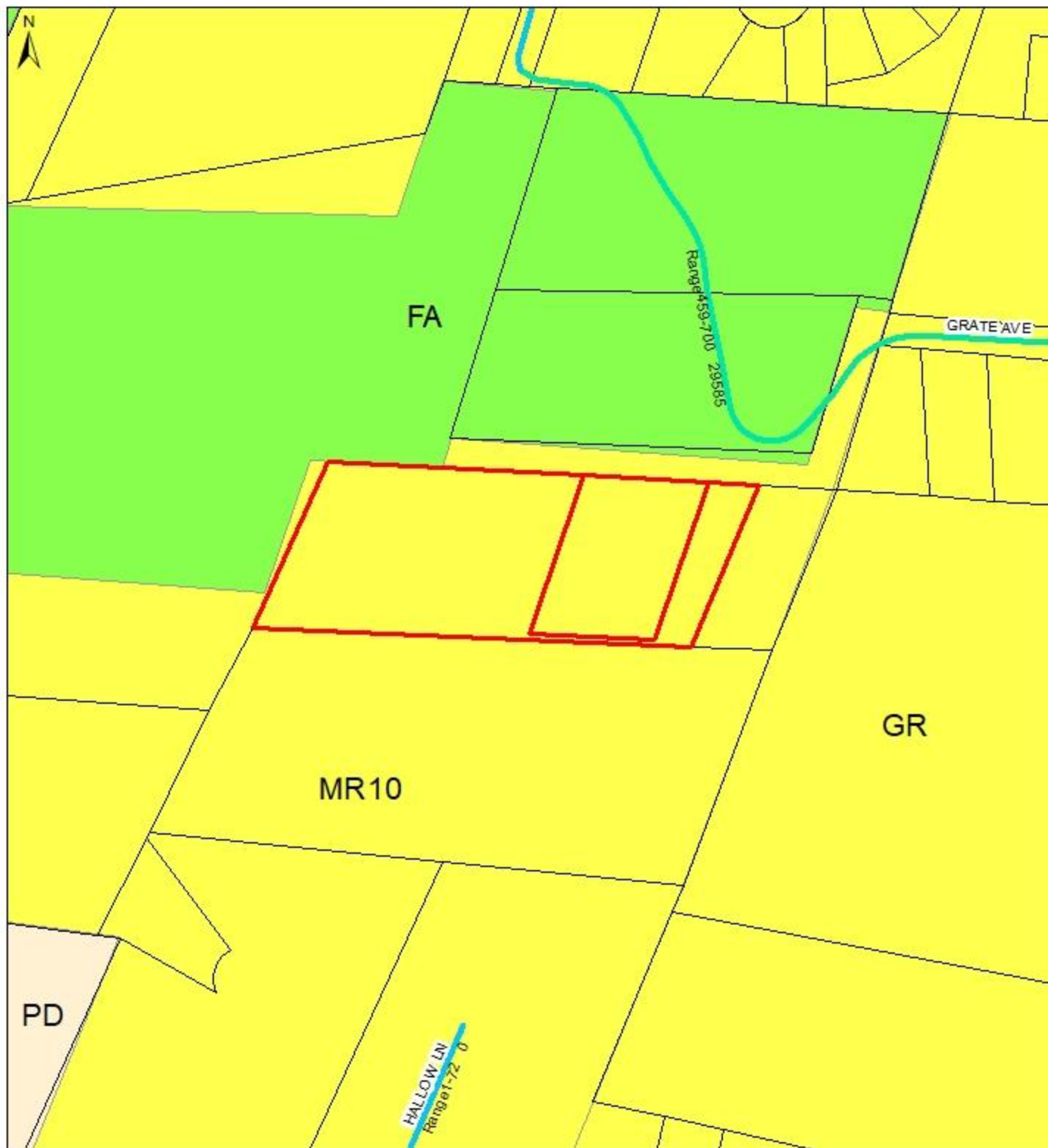
Landmarks

Municipalities

0 70 140 280 420 560 Feet

DISCLAIMER: This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.

# Total Tree Care Property Zoning REZ 3-21-27263



## Legend

### Streets

all other values

### Maintained By

County

Private

State

Total Tree Care

Lot Lines

Railroads

Landmarks

### Zoning

#### DISTRICT

CITY OF GEORGETOWN

CP

FA

FA/C

FA/R

GC

GR

GRR

HE

LI

MHP

MR10

NC

OC

PA

PQ

RI

RI/2AC

RI10

RI1AC

RQ

RI/4AC

RS

RE

RC

RG

RH

RS

RVC

VR10

Municipalities

0 70 140 280 420 560 Feet

**DISCLAIMER:** This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.

# Total Tree Care Property FLU REZ 3-21-27263

## Legend

### Streets

<all other values>

### MaintainedBy

County

Private

State

Total Tree Care

Lot Lines

Railroads

Landmarks

### Future Landuse

#### FUTURE\_LAN

CITY OF GEORGETOWN

COMMERCIAL

CONSERVATION PRESERVATION

EASEMENT

HIGH DENSITY RESIDENTIAL

INDUSTRIAL

LOW DENSITY RESIDENTIAL

MEDIUM DENSITY RESIDENTIAL

POND

PRIVATE RECREATIONAL

PUBLIC RECREATIONAL

PUBLIC/SEMI-PUBLIC

TOWN OF ANDREWS

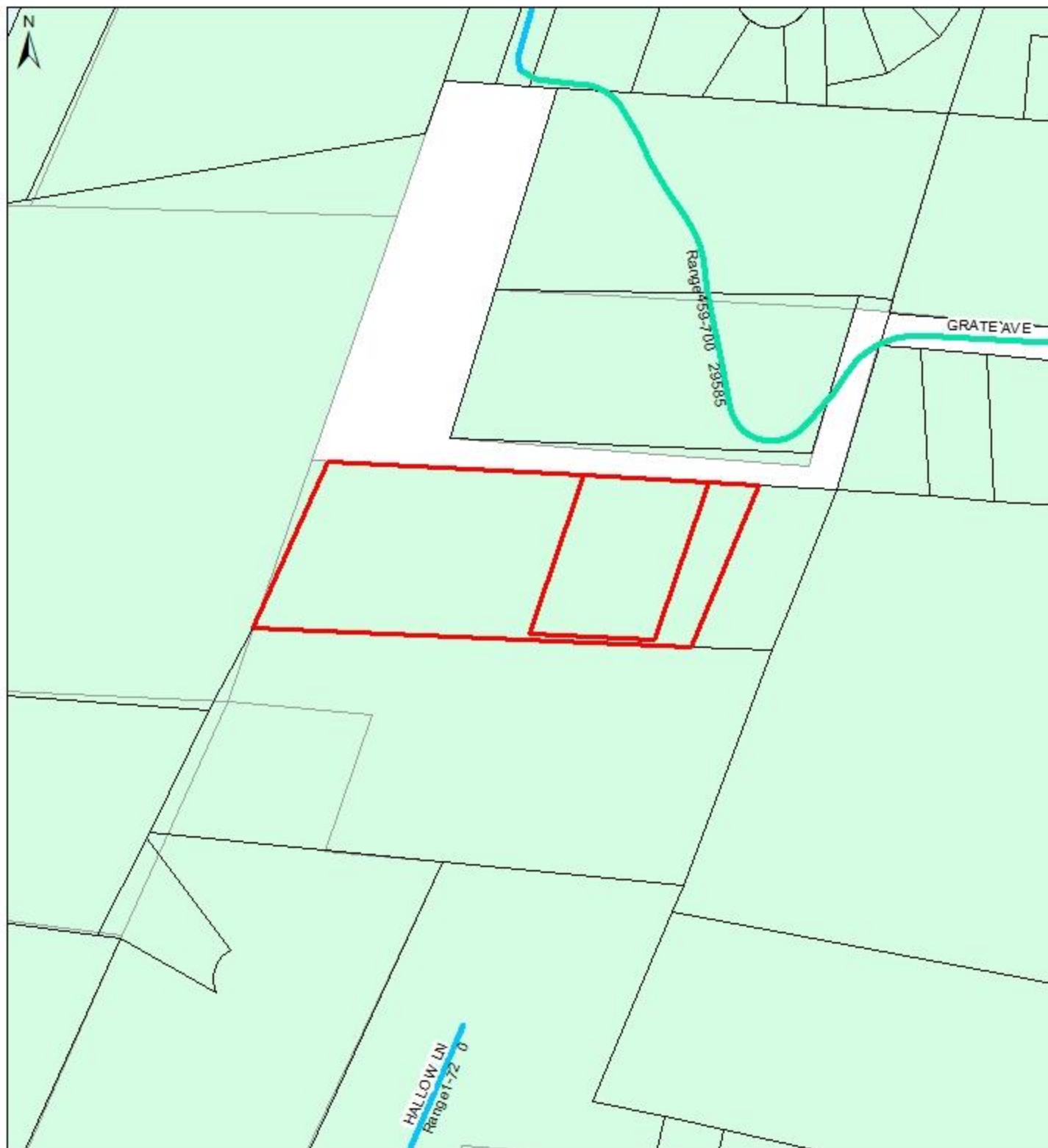
TOWN OF PI

TRANSITIONAL

Municipalities

0 70 140 280 420 560 Feet

**DISCLAIMER:** This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.







Total Tree Care  
Property Aerial  
REZ 3-21-27263

**Legend**

**Streets**

— <all other values>

**MaintainedBy**

County

Private

State

Total Tree Care

Lot Lines

Railroads

Landmarks

**Imagery2017Med**

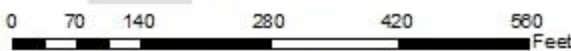
**RGB**

Red: Band\_1

Green: Band\_2

Blue: Band\_3

Municipalities



DISCLAIMER: This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.





129 Screven St. Suite 222  
Post Office Drawer 421270  
Georgetown, S. C. 29440  
Phone: 843-545-3158  
Fax: 843-545-3299

## PROPOSED ZONING AMENDMENT

COMPLETED APPLICATIONS FOR ZONING AMENDMENTS MUST BE SUBMITTED ALONG WITH THE REQUIRED FEE, AT LEAST FORTY-FIVE (45) DAYS PRIOR TO A PLANNING COMMISSION MEETING.

### THE APPLICANT IS REQUESTING: (Indicate one)

- ( ) A change in the Zoning Map.  
(x) A change in the Zoning Text.

### The following information must be provided for either request:

Property Information that you are requesting the change to:

Tax Map (TMS) Number: 04-0416-016-00-00 and 04-0416-025-00-00

Street Address: 626 Grate Avenue

City / State / Zip Code: Pawleys Island, SC 29585

Lot Dimensions/ Lot Area: 3.66

Plat Book / Page: \_\_\_\_\_

Current Zoning Classification: MR-10

Proposed Zoning Classification: FA

**Property Owner of Record:**

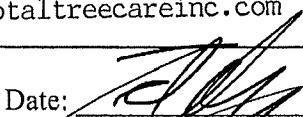
Name: Total Tree Care, Inc. - Todd Stephenson

Address: P.O. Box 3664

City/ State/ Zip Code: Pawleys Island, SC 29585

Telephone/Fax Numbers: 843-651-8733

E-mail: wecare@totaltreecareinc.com

Signature of Owner / Date:  2/19/21

I have appointed the individual or firm listed below as my representative in conjunction with this matter related to the rezoning request.

**Agent of Owner:**

Name: Daniel W. Stacy, Jr. / Oxner & Stacy law Firm, LLC

Address: 90 Wall Street / Unit B

City / State / Zip Code: Pawleys Island, SC 29585

Telephone/Fax: 843-235-6747 / 843-235-6650

E-mail: dstacy@oxnerandstacy.com

Signature of Agent/ Date: \_\_\_\_\_

Signature of Property Owner: \_\_\_\_\_

**Contact Information:**

Name: Daniel W. Stacy, Jr. / Oxner & Stacy law Firm, LLC

Address: 90 Wall Street / Unit B, Pawleys Island SC 29585

Phone / E-mail: 843-235-6747 / dstacy@oxnerandstacy.com

**Property Owner of Record:**

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E-mail: wecare@totaltreecareinc.com

Signature of Owner / Date: \_\_\_\_\_

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**Agent of Owner:**

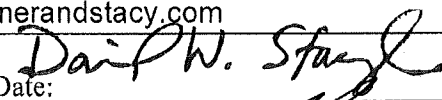
Name: Daniel W. Stacy, Jr. / Oxner & Stacy law Firm, LLC


Address: 90 Wall Street / Unit B

City / State / Zip Code: Pawleys Island, SC 29585

Telephone/Fax: 843-235-6747 / 843-235-6650

E-mail: dstacy@oxnerandstacy.com

Signature of Agent/ Date:  2/19/2021

Signature of Property Owner: 

**Contact Information:**

Name: Daniel W. Stacy, Jr. / Oxner & Stacy law Firm, LLC

Address: 90 Wall Street / Unit B, Pawleys Island SC 29585

Phone / E-mail: 843-235-6747 / dstacy@oxnerandstacy.com

**Please provide the following information.**

1. Please submit 12 copies of the site plan or plat (size: 11 x 17 or 24 x 26, as needed)
2. Please explain the rezoning request for this property.

Applicant desires to down-zone the property to accomodate its

intended use.

**Please provide the following information for a Zoning Text Amendment.**

1. Indicate the section of the Zoning Ordinance that you are proposing to be changed:

---

---

2. Indicate the reasons for the proposed changes:

---

---

**Fee required for all applications at the time of submittal:**

Rezoning Applications	\$250.00
Text Amendments	\$250.00

**Adjacent Property Owners Information required:**

1. The person requesting the amendment to the Zoning Map or Zoning Text must submit to the Planning office, at the time of application submittal, stamped envelopes for each resident within **Four Hundred Feet (400)** of the subject property. The following return address must appear on the



envelope: "Georgetown County Planning Commission, 129 Screven St. Suite 222, Georgetown, SC 29440."

2. A list of all persons (and related Tax Map Numbers) to whom envelopes are addressed must also accompany the application.

It is understood by the undersigned that while this application will be carefully reviewed and considered, the burden of proving the need for the proposed amendment rests with the applicant.

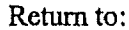
Please submit this **completed application** and appropriate **fee** to Georgetown County Planning Division at 129 Screven St. Suite 222, Georgetown, S. C. 29440. If you need additional assistance, please call our office at 843-545-3158.

**Site visits to the property, by County employees, are essential to process this application. The owner\applicant as listed above, hereby authorize County employees to visit and photograph this site as part of the application process.**

**A sign is going to be placed on your property informing residents of an upcoming meeting concerning this particular property. This sign belongs to Georgetown County and will be picked up from your property within five (5) days of the hearing.**

**All information contained in this application is public record and is available to the general public.**

**Please submit a PDF version of your plans if available. You may e-mail them to [csargent@georgetowncountysc.org](mailto:csargent@georgetowncountysc.org) or include with your application.**



## PAWLEY'S ISLAND

**NON-EXCLUSIVE EASEMENT AGREEMENT - PAGE 1 OF 9**

The property is further identified upon the Georgetown County's tax records by Tax/Map No. 04-0416-16.00.00 and is shown on the Easement Plat referenced below and attached as Exhibit "B."

R.3. Attached hereto and incorporated herein as Exhibit "C" is the Easement Plat of Nonexclusive Ingress/Egress Easement 1.16 AC. +/-on the Lands of SBA Towers II, LLC prepared for Total Tree Care, Inc." dated January 28, 2019 and prepared by G3 Surveying (hereinafter the "Easement Plat"). The Nonexclusive Ingress/Egress Easement described therein is a portion of the property owned by the Grantor. The Easement area shown on the Plat shall be referred to as the "Servient Tract."

R.4. Grantee desires a non-exclusive perpetual easement on, over and across the Nonexclusive Ingress/Egress Easement as shown on the Easement Plat and Grantor has agreed to grant Grantee such an easement.

NOW THEREFORE, in consideration of the mutual benefits to be realized by such joint use, the mutual agreements set forth herein, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the parties hereto do hereby agree as follows:

1. Recitals. The above Recitals are incorporated herein as though repeated verbatim herein.

2. Grant of Easement by SBA Towers II, LLC. Grantor does hereby give, grant, convey and assign to Grantee, and Grantees successors, successors-in-title, and assigns, and the agents, employees, contractors, tenants, invitees, business invitees or licensees of the Grantee, a non-exclusive perpetual and assignable easement appurtenant the Dominant Tract, over, upon and across the portion of the Servient Tract shown as the "Non-exclusive Ingress/Egress Easement 1.16 AC +/-"on the Easement Plat shown on Exhibit "B" attached hereto (hereinafter the "Easement"). The reference to Easement Plat shall be equivalent to setting forth *in extenso* the boundaries, metes, courses or distances of such Easement delineated or shown on the plat pursuant to S.C. Code Ann. § 30-5-250. The Easement shall be for the benefit of the Dominant Tract and any improvements now or hereinafter constructed thereon; and this grant of easement shall specifically include the right at all times for the installation and maintenance of utilities (both underground and over ground), improvements or construction of a road for ingress and egress for motor vehicles, and ingress and egress, on foot or motor vehicle, including trucks, all in connection with the construction, operation, maintenance of improvements upon the Dominant Tract, now or in the future, by the Grantee or Grantees agents, employees, contractors, tenants, invitees, business invitees or licensees and each of the privies in contract or estate, provided, however, that any such use of the Easement by Grantee, its agents, employees, contractors, tenants, invitees, business invitees or licensees, shall not interfere with the use of the Servient Tract by Grantor, or its agents, employees, contractors, tenants, invitees, business invitees or licensees."

3. Easement to Run with the Land. The within grant of easement shall run with the land and shall be binding on and shall inure to the benefit of the Parties hereto, and their respective heirs, successors, or assigns forever.

4. Private Use. Nothing contained in this Agreement shall ever be deemed to create a gift or dedication of all or any portion of the Easement to the general public or for any public use or public purpose whatsoever, it being the intention of Grantor and Grantee that this Agreement will be strictly limited to and for the purposes expressed herein. Nothing contained herein, express or implied, shall confer upon any person or entity, other than Grantor and Grantee and their respective successors and assigns, any rights or remedies under or by reason of this Agreement.

5. Installation of Utilities and Road Construction or Improvements within the Easement. The Grantee shall give the Grantor notice prior to the installation of utilities within the Easement area, or construction or improvements of a road within the Easement so as not to interfere with the use of the Easement Area by the Grantor during construction or installation. With prior notice to the Grantor, the Grantee shall have the right to resolve any encroachments within the Easement area as necessary for the intended use of the Easement

6. Indemnification. Other than claims and liability that may be covered by liability insurance, each party, their successors or assigns, hereby agree to indemnify and hold harmless (including reasonable attorney's fees and costs) the other party for any and all liability, claims, demands, causes of action, lawsuits or other actions damages or liability, relating from personal injury loss and/or damage, or property damage to the party or the parties guests, invitees, business invitees or licensees in any way arising out of or as a result of any use of the Easement area.

7. Miscellaneous.

- a. This Agreement may be executed in any number of counterparts, each of which shall be an original, and all of such counterparts together shall be deemed to constitute one original agreement.
- b. This Agreement, and any amendment, modification or revision thereto, shall be recorded in the office of the Register of Deeds for Georgetown County, South Carolina.
- c. This Agreement shall be governed by and enforced in accordance with the laws of the State of South Carolina.

TO HAVE AND TO HOLD said Easement together with, all and singular, all rights, privileges and hereditaments thereto in anywise belonging, unto Grantor and Grantee and their respective heirs, successors, successors in title and assigns forever?

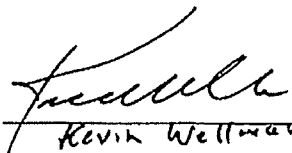
Grantor, for itself and its successors and assigns, hereby covenant with Grantee, its successors and assigns, that Grantor is lawfully seized in fee simple of the Servient Tract and

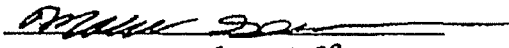
has full power, authority and the right to convey the Easement herein granted; and that Grantor will forever warrant and defend the Easement herein granted, and the title thereto, against the lawful claims of all persons whomsoever.

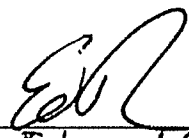
IN WITNESS WHEREOF, the signatures and hand and seal of the Grantor and Grantee herein have hereunto been set this 23rd day of July, 2019, and the 30th day of August, 2019.

SIGNED, SEALED and DELIVERED  
in the presence of:

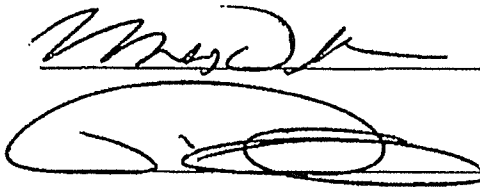
GRANTOR:  
SBA Towers II, Inc.


  
Kevin Wellman

  
Mark Severe

  
(L.S.)  
By: Edward G. Roach  
Its: Vice President and Associate General Counsel

GRANTEE:  
Total Tree Care, Inc.



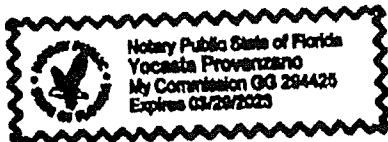
  
(L.S.)  
By: Todd Stephenson  
Its: President

STATE OF Florida  
COUNTY OF Palm Beach

ACKNOWLEDGEMENT

I, the undersigned Notary Public, do hereby certify that SBA Towers II, Inc., by Edward G. Roach, its VP and Associate General Counsel personally appeared before me this 23<sup>rd</sup> day of July, 2019 and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 23<sup>rd</sup> day of July, 2019.



[Signature]  
Notary Public for ~~South Carolina~~  
Florida

Notary Print Name: Yocasta Provenzano

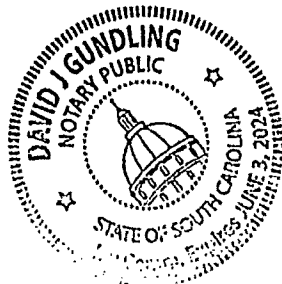
My Commission Expires: 03/29/2023

STATE OF SOUTH CAROLINA )  
COUNTY OF GEORGETOWN )

ACKNOWLEDGEMENT

I, the undersigned Notary Public, do hereby certify that Total Tree Care, Inc., by Todd Stephenson, its President, personally appeared before me this 30 day of August, 2019 and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 30 day of August, 2019.



[Signature]  
Notary Public for South Carolina

Notary Print Name: David J. Gundling

My Commission Expires: 6-3-2024

**Exhibit "A"**

All that certain piece, parcel or tract of land, situate, lying and being in the State of South Carolina, the County of Georgetown, in Tax District No. 4, containing 16.23 acres, more or less, as shown on a map thereof made by J. Luckey Sanders, RLS, dated November 27, 1987. Said property is irregular in shape and butts and bounds, according to said map, as follows: North by lands now or formerly of V. C. Haselden, nor or formerly of Gussie Dennison, nor or formerly of Carolina Dennison; East by lands of the County of Georgetown, lands now or formerly of Titus Washington, now or formerly of Ben Edwards, now or formerly of Ringel; South by lands now or formerly of Grant Cohen and now or formerly of McElveen, and lands of County of Georgetown. All of which will more fully and at large appear by reference to said map hereby made a part and parcel hereof.

Georgetown County TMS#: 04-0416-009

**Exhibit "B"**

**Tract 1:**

**All that certain piece, parcel or lot of land situate, lying and being in Tax District Number 4, County of Georgetown, State of South Carolina, and shown as containing 2.66 acres, more or less, on a plat prepared for Bank of New York, as Trustee by Powers and Associates, Surveyors, Inc., dated April 4, 2005, and recorded in the office of the RMC for Georgetown County, South Carolina, of even date herewith.**

**The above-referenced plat was recorded on June 27, 2005 in Plat Slide 548 at page 4, records of Register of Deeds for Georgetown County.**

**Georgetown County TMS#: 04-416-16**

**Tract 2:**

**That parcel, lot or tract of land, together with improvements thereon, situate, lying and being North by 50' access road; South by lands now or formerly of Marguerite A. Assey and Josephine A. Wirth; East by lands now or formerly of Ben Edwards and lands now or formerly of Marguerite A. Assey and Josephine A. Wirth; West by lands now or formerly of Marguerite A. Assey and Josephine A. Wirth. Consisting of a lot measuring 184.96x245.56x184.58x184.59, more or less.**

**Georgetown County TMS#: 04-0416-25**



Instrument  
201900009235

Book Page  
3595 189

**Exhibit "B"**  
**Easement Plat**  
(attached)

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

**AFFIDAVIT**

**PERSONALLY** appeared before me the undersigned, who being duly sworn, deposes and says:

1. I have read the information on this affidavit and I understand such information.
2. An Easement to the property described above in Georgetown County, South Carolina, was transferred by Grantor to Grantee on the date set forth above.
3. Check one of the following: The deed is:
  - a. \_\_\_\_\_ subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth.
  - b. \_\_\_\_\_ subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner or owner of the entity, or is a transfer to a trust or as a distribution to a trust beneficiary.
  - c.   X   exempt from the deed recording fee because (See information section of affidavit); consideration is less than \$100.00.  
(If exempt, please skip items 4-7 and go to item 8 of this affidavit);

If exempt under exemption #14 as described in the information section of this affidavit, did the agent and principal relationship exist at the time of the original sale and was the purpose of this relationship to purchase the realty? Check Yes \_\_\_\_\_ or No \_\_\_\_\_.

4. Check one of the following if either item 3(a) or item 3(b) above has been checked (See Information section of this affidavit):
  - a. \_\_\_\_\_ The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of \$0.00.
  - b. \_\_\_\_\_ The fee is computed on the fair market value of the realty which is \$\_\_\_\_\_.
  - c. \_\_\_\_\_ The fee is computed on the fair market value of the realty as established for property tax purposes which is \_\_\_\_\_.
5. Check Yes \_\_\_\_\_ or No   X   to the following: A lien or encumbrance existed on the land, tenement, or realty before the transfer and remained on the land, tenement or realty after the transfer. If "Yes" the amount of the outstanding balance of this lien or encumbrance is: \_\_\_\_\_.

6. The deed recording fee is computed as follows:

- |    |  |    |      |
|----|--|----|------|
| a. | Place the amount listed in tem 4 above here:   | \$ | 0.00 |
| b. | Place the amount listed in item 5 above here:<br>If no amount is listed, place zero here). | \$ | 0.00 |
| c. | Subtract line 6(b) from Line 6(a) and place result here:                                   | \$ | 0.00 |

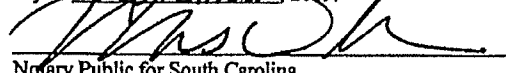
7. The deed recording fee due is based on the amount listed on Line 6(c) above and the deed recording fee due is: \$0.00.

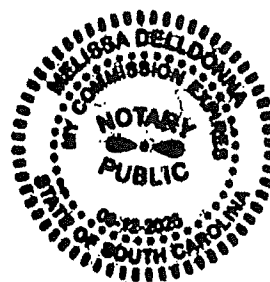
8. As required by Code Section 12-24-70, I state that I am responsible person who was connected with the transaction as: Attorney for Grantee.

9. I further understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

  
David J. Gundling, Esq.

SWORN to before me this   3    
day of   September  , 2019.

  
(L.S.)  
Notary Public for South Carolina  
My Commission Expires:   8-12-2025  



ENY  
Sheet 195052  
Belamy Law

201900009235 EXEMPT  
Filed for Record in  
GEORGETOWN SC  
HARLENE MCCONNELL, REGISTER OF DEEDS  
09-16-2019 At 09:41:32 am.  
EASEMENT 25.00  
STATE TAX .00  
COUNTY TAX .00  
Book 3595 Page 182 - 192

Harlene McConnell





### **NOTICE OF PUBLIC HEARING**

The Planning Commission will consider a request from Dan Stacy, as agent for Todd Stephenson of Total Tree Care, to rezone 2 parcels located on Grate Avenue from 10,000 Square Feet Residential (MR-10) to Forest and Agriculture (FA). TMS 04-0416-016-00 and 04-0416-025-00-00. Case Number REZ 3-21-27263.

The Planning Commission will be reviewing this request on **Thursday, May 20, 2021 at 5:30 p.m. in the Howard Auditorium at 1610 Hawkins Street in Georgetown, South Carolina.**

If you wish to make public comments on this request, you are invited to attend this meeting. If you cannot attend and wish to comment please submit written comment to:

*Georgetown County Planning Commission*

*PO Box 421270*

*Georgetown, South Carolina 29440*

*Telephone (843) 545-3158*

*Fax (843) 545-3299*

*E-mail: [tcoleman@gtcounty.org](mailto:tcoleman@gtcounty.org)*



- 4 IRON PIPE (TOLAND)
- 4 IRON REBAR (TOLAND)
- 0 IRON REBAR (SET)
- 00 ELECTRIC BOX
- 00 CABLE BOX
- 00 TELEPHONE BOX
- 00 POWER POLE
- A WATER VALVE MAISON
- 00 WATER METER
- 00 WATER VALVE
- BLDG BLACK OAK
- LD LIVE OAK
- LAO LAUREL OAK
- CLM CLEFT OAK

[illegible]

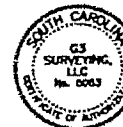
- (1) T1 MAP INVENTORY PRACTICE: 04-018-018-00-00, 04-018-020-00-00
- (2) ACCORDING TO FLRA, MAP NO. 4500006, PAGE 378 E, REVEALED JANUARY 2, 1998
- (3) IT IS BY AGREEMENT THAT THE PROPERTY SHOWN ON THIS PLAN IS LOCATED IN THE UNDEVELOPED ZONE
- (4) ALL DEVIANCES AND COORDINATES SHOWN ON THIS SURVEY ARE BASED ON SOUTH CALIFORNIA STATE PLANE COORDINATE SYSTEM (NAD83)
- (5) THIS SURVEY IS VALID ONLY IF THE POINT OF SALE HAS THE ORIGINAL COMMISSION AND ENDORSEMENT SEAL OF THE LAND SURVEYOR
- (6) A TITLE SEARCH HAS NOT BEEN PERFORMED BY G3 SURVEYING, LLC AT THE TIME OF THIS SURVEY
- (7) THE PROPERTY LOCATED HEREON IS SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD
- (8) DEED INSTRUMENT: D.L.B. PG. 323 & D.L.B. PG. 321
- (9) SUBSURFACE AND ENVIRONMENTAL CONDITIONS WERE NOT EXAMINED OR CONSIDERED AN ELEMENT OF THIS SURVEY, NO STATEMENT IS MADE REGARDING THE EXISTENCE OR NON-EXISTENCE OF UNDERGROUND OBSTRUCTIONS THAT MAY AFFECT THE USE OF THE PROPERTY
- (10) THERE ARE NO HORIZONTAL CONTROL MONUMENTS ON THE UNITED STATES FOR STATE AGENCY SURVEY SYSTEMS LOCATED WITHIN 3000 FEET OF THE SUBJECT PROPERTY

103. CURRENTLY, FRANKIE, KRITO

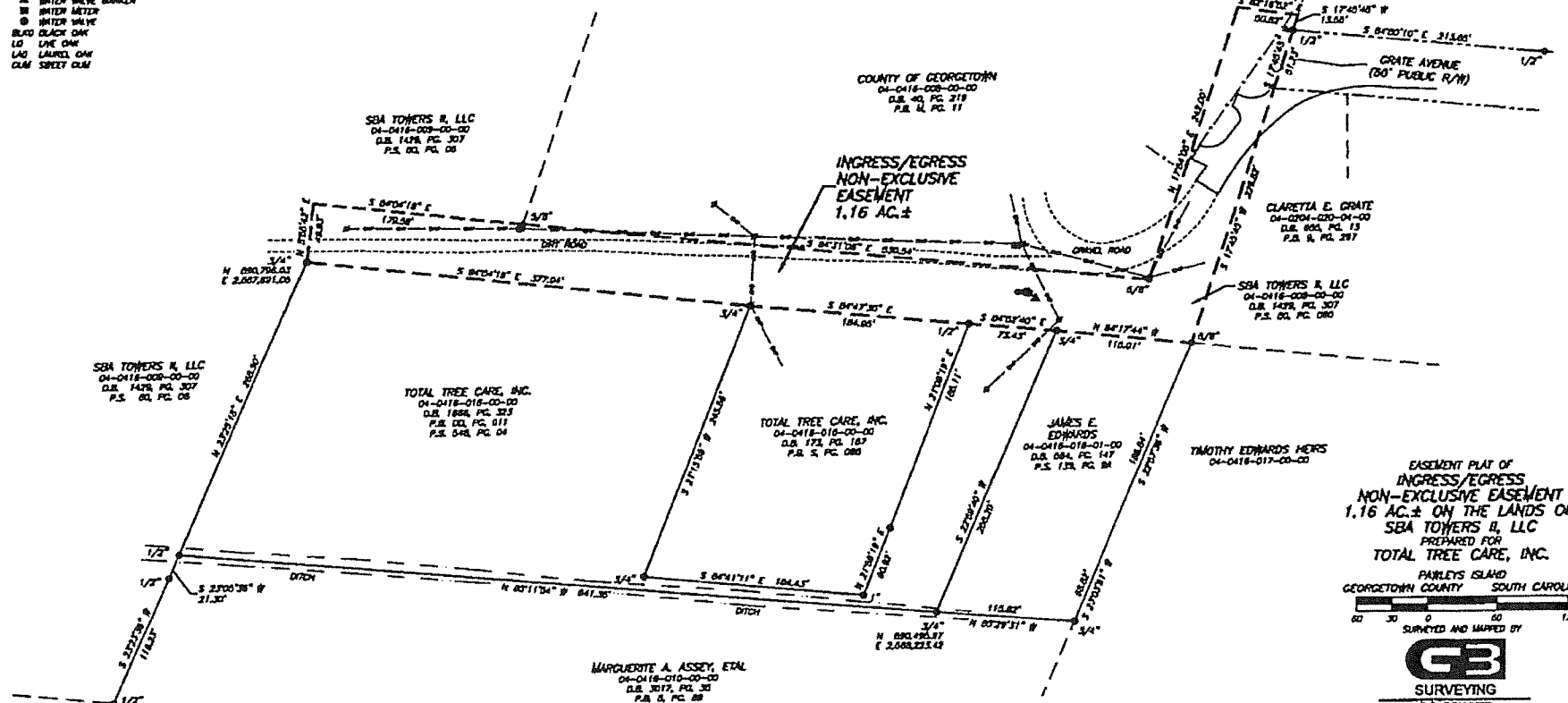


I HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND TO THE BEST OF MY BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS "A" SURVEY AS SPECIFIED THEREIN.

KENNETH R. GRAYFORD  
SOUTH CAROLINA PROFESSIONAL LAND SURVEYOR  
LICENSE NO. 31227



NOTE:  
THIS IS NOT A SUBDIVISION. THIS 50' HIGH-EXCLUSIVE EASEMENT  
IS BEING CONVEYED TO TOTAL TREE CARE, INC.



EASEMENT PLAT OF  
INGRESS/EGRESS  
NON-EXCLUSIVE EASEMENT  
1.16 AC.± ON THE LANDS OF  
SBA TOWERS II, LLC  
PREPARED BY  
TOTAL TREE CARE, INC.

PARKLEY ISLAND  
GEORGETOWN COUNTY SOUTH CAROLINA

SURVEYED AND MAPPED BY

**GB**



**SURVEYING**

P.O. BOX 2685

PAWLEYS ISLAND, SC 29585  
PHONE: 843.385.8740

SCALE  $\frac{1" = 80'$  DRAWN BY  $\frac{FD}{FD}$

FILE \_\_\_\_\_  
FIELD DATE 1/29/19  
CLAY DATE 1/29/19

FILE INFO #1570004 - (Date day/Month/Year)

THIS PLAN AND ALL REPRODUCIBLE COPIES OF THIS PLAN ARE THE PROPERTY OF G3 SURVEYING, LLC. REPRODUCTION OF THIS PLAN IS NOT PERMITTED WITHOUT WRITTEN CONSENT OF G3 SURVEYING, LLC UNLESS THIS PLAN IS A MATTER OF PUBLIC RECORD. ALTERATIONS TO THIS DOCUMENT ARE NOT PERMITTED.

**Item Number:** 12.b  
**Meeting Date:** 6/22/2021  
**Item Type:** FIRST READING OF ORDINANCES

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Planning / Zoning

**ISSUE UNDERCONSIDERATION:**

Ordinance No. 21-21 - To rezone 2 parcels located on Highway 17 Bypass at its intersection with Coquina Avenue (TMS #41-0119-032-02-02 & TMS #41-0119-0320-02-03) from General Commercial (GC) to a Flexible Design District (FDD) to allow for a brewery and associated recreational amenities.

A request from Dan Stacy as agent for Josh Quigley to rezone 2 parcels located on Highway 17 Bypass at its intersection with Coquina Avenue from General Commercial (GC) to a Flexible Design District (FDD) to allow for a brewery and associated recreational amenities. TMS 41-0119-032-02-02 and 41-0119-032-02-03. Case Number RZPD 3-21-27300.

**CURRENT STATUS:**

The subject property contains 3.23 acres on two parcels and is currently undeveloped. The site contains a number of large oak trees. The northern most tract contains a 50' power easement along the rear property line.

**POINTS TO CONSIDER:**

1. The property under consideration is located near the southeast corner of Highway 17 and Wachesaw Road in Murrells Inlet. The tract continues south to Coquina Avenue and east to Little Tony Avenue. The property at the corner of Highway 17 and Wachesaw Road is not part of this rezoning request. Both parcels under review are currently zoned GC. They exceed the minimum acreage requirement for the FDD which is two acres.
2. The property is bordered by vacant tracts to the north and south, commercial uses to the west and a single family residential home to the east. The surrounding zoning is GC to the north, south and east. There is a medical office PD located across Highway 17 from the tract.
3. The proposed plan is for a restaurant and entertainment venue to include a brewery, restaurant areas and similar recreation amenities. The proposed square footage is shown as follows:

Use	SF
Brewery facility (including restaurant)	5260 SF (heated) 2400 SF (unheated)
Pavilion facility	3500 SF (approx.)
Repurposed containers	2215 SF (approx.)
<b>Total</b>	<b>13,375 SF (approx.)</b>

4. The proposed list of permitted uses includes the following: restaurant operations and a microbrewery for both on-premises consumption and sale to third parties, repurposed shipping containers for rotating dining opportunities, as well as artisan/craftsman retail, a pavilion area for events, accessory uses, temporary vendors and uses generally compatible with GC zoning.

5. The plan shows a 90 foot setback off Highway 17, a 10 foot side yard setback and a 15 foot rear yard setback. Building separations are 20 feet, except for the repurposed containers which will maintain a 10 foot separation. The maximum height will comply with the Zoning Ordinance limit of 35 feet.

6. The plan will comply with parking standards found in the Zoning Ordinance. Parking calculations based on the ordinance are listed below:

Use	SF	# spaces
Indoor restaurant	3362	34
Outdoor restaurant	2400	16
Theater/indoor stadium	3500	70
Retail (containers)	2215	11
Brewery (warehouse)	1898	1
<b>Total</b>	<b>13,375</b>	<b>132</b>

Using the shared parking chart provided in Section 1102.3 of the ordinance, 130 spaces would be required. The plan shows a total of 135 parking spaces which exceeds the minimum requirement. All parking spaces are shown as pervious gravel. The aisles will be asphalt. A loading area is shown just south of the brewery.

This site significantly exceeds the GC pervious/impervious requirement of 30% pervious/70% impervious. The attached plan shows a ratio of 61% pervious and 39% impervious.

The project has approximately 1.33 acres of open space (not including pervious parking.)

7. In addition to the uses listed above, the applicant proposes allowing temporary vendors/food trucks on the site intermittently. Traditional GC zoning only allows one vendor per parcel.

8. The applicant shows five access points into the development. The first access is on Highway 17 at the northern most point of the property. The entrance includes an easement to the adjacent property at the corner of Wachesaw and 17. This access is shown as an entry only to accommodate the narrow space between two grand live oak trees and will be a right in, right out only due to the median along Highway 17. The encroachment for this access exits onto the existing Highway 17 turn lane for Wachesaw Road. SCDOT has already approved this encroachment.

An additional access is shown onto Little Tony Avenue which approaches the property at the northeast corner. Little Tony is a two lane, asphalt state road which connects to Wachesaw Road and the stoplight at the corner.

Three access points are shown on Coquina Avenue. Section 1103.303 of the Zoning Ordinance allows for two access points on an adjoining street if the property contains at least

Ordinance allows for two access points on an adjoining street if the property contains at least 500 feet of frontage. This tract has just over 300 feet of frontage on Coquina Avenue. Further, access management standards require at least 125 feet of separation on unclassified roadways. These drives as shown do not meet this requirement. A County encroachment permit will be required for curb cuts on Coquina Avenue. According to Public Works, 300 feet of separation are required for curb cuts on this right of way.

Access will be provided to the adjacent vacant commercial property to the north via Little Tony Avenue and the proposed easement access to Highway 17.

9. This project is located within the Waccamaw Neck Commercial Corridor Overlay Zone. A complete review will be conducted by staff prior to the issuance of a building permit. The following items are addressed in the narrative as requested exceptions to the current requirements:

- a. Section 2100.411 requires a building separation of 20 feet for structures in the Overlay. The applicant proposes a 10 feet separation for container structures to allow more flexibility in placement in order to protect more of the natural features of the site.
- b. Section 2100.6012 requires a 6/12 pitched roof for main roof features. Flat roofs are allowed if they are less than 50% of the total roof structure and are not seen from Highway 17. The pitched roof requirement is on a building by building basis. The applicant proposes an exception to allow for the repurposed containers while maintaining a 51% pitched roof requirement for the site as a whole. Attached drawings show the existing tree canopy in relation to the proposed flat roof structures.
- c. Section 2100.604 requires a color palette of earth tones, secondary colors and white or cream tones. Darker colors can be used to accent. Trim, etc. must be white or of a contrasting color as shown on the approved color chart. The applicant requests the use of "darker, more saturated, earth tone" colors for exterior facades and trim to blend in with the existing natural features.

10. The applicant met with the Utilities Coordinating Committee on May 5, 2021. No outstanding utility issues were discussed.

11. The applicant submitted a letter to the Stormwater Department stating their plan to use stormwater exfiltration and, if necessary, a stormwater chamber detention system to meet County requirements. Additional pervious areas will be included if more detention is needed. Stormwater provided the attached letter acknowledging the receipt of the initial stormwater information.

12. The FDD requires landscaping at a rate of 1.5 times that required elsewhere in the Zoning Ordinance (Section 631.6), so 15% of the parking area must be landscaped areas, including both landscape islands and perimeter areas. The narrative should be amended to indicate compliance with this section.

Parking along the rear of the site does not contain sufficient landscape islands to comply with Section 1203.2 of the Buffer Ordinance.

No buffer areas are shown. The site abuts single family residential to the east fronting on Coquina Avenue.

13. The applicant provided a tree survey along with the site plan. The tract contains five grand trees: a 36" live oak, a 39" nonlar, a 39" live oak, a 66" live oak and a 72" live oak. All five grand



tree, a 30" live oak, a 30" poplar, a 30" live oak, a 30" live oak and a 12" live oak. All five grand trees are shown to be saved with very minimal disturbance within their canopies. Additionally, no protected tree over 24" DBH is proposed for removal.

14. Signage has not been addressed.

15. The Future Land Use map designates this property as commercial.

16. The Traffic Impact Analysis ordinance requires a traffic study for any development proposed for rezoning that generates over 500 trips per day. Based on this unique mix of uses, staff asked the traffic engineer to do a letter report addressing the following: a trip generation study for the proposed mix of uses and a site access analysis of the five entrances shown on the site plan.

The attached letter report indicates a trip generation of 556 ADT's for a weekday. This is based on the following three uses: general light industrial (brewery), drinking place (restaurant uses) and public park (pavilion area). The study shows a weekday PM peak of 66 trips and a Saturday peak of 90 trips.

The site access analysis indicates that the proposed driveways along Coquina do not satisfy minimum spacing requirements and the location of the proposed right-in entry only on Highway 17 conflicts with the existing taper of the northbound right-turn lane of the 17/Wachesaw Road intersection.

17. The intent of the FDD is to "provide opportunities to create more desirable environments for single or mixed use developments through the application of flexible and diversified land development standards under a comprehensive review process." Section 613.114 of the ordinance requires a narrative from the applicant addressing how the project better impacts the natural and human environment than a more typical commercial district. The provided narrative states "The owner can utilize more pervious surfaces, preserve the majority of the significant trees, and maintain a much more natural feel in keeping with the spirit of the Murrells Inlet fishing village. By using a flexible design district, the project can actually utilize less of the land in a more efficient way and create a unique entertainment and hospitality venue, and also allows a great venue for smaller artisans to bring locally-sourced products to the market."

18. Conclusions:

- The commercial designation on the Future Land Use map supports the proposed change to a commercial FDD.
- The site plan, as proposed, allows for the retention of all grand trees on the site and over 50 additional protected trees. The tree plan as shown indicates the retention of 16 trees per acre or 245" DBH per acre.
- The traffic generation is minimal for a commercial site of over 3 acres.
- Site accesses as shown do not meet minimum standards for curb cut separation.
- Exceptions to the WNCCO Zone are rare and should be based on unique features of the site.
- Pervious/impervious ratios, open space requirements and parking lot minimums are exceeded in the proposed development plan.

An approval for the proposed rezoning from GC to FDD should include the following conditions:

1. Approvals from County Stormwater, OCRM, GCWSD, Murrells Inlet/Garden City Fire and Santee Cooper.

2. Approval of the Traffic Analysis Letter Report.
3. All signage shall meet the requirements of the Waccamaw Neck Commercial Corridor Overlay Zone and Article X of the Zoning Ordinance.
4. Reduction of the number of curb cuts on Coquina Avenue, conditional on approval of an encroachment permit from Public Works. Final approval from SCDOT for the Little Tony Avenue encroachment.
5. All vendors shall obtain a vendor permit prior to operating on the site. Each vendor will be responsible for ensuring that adequate parking is available for their use.
6. A final tree plan and landscape plan will be reviewed and approved by Staff prior to land disturbance. Landscaping will be provided at 1.5 times the Zoning Ordinance requirement. A level 3 buffer or fence will be provided adjacent to TMS parcel 41-0119-032-02-00.
7. Amendment to the narrative stating that the “uses generally compatible with GC zoning” will be defined as being compatible with restaurant and entertainment venue uses.
8. All structures will comply with the requirements of the WNCCO Zone with exceptions as noted in the narrative.

19. The Planning Commission held a public hearing at their May 20th meeting. No one but the applicant came forward to speak. After some discussion regarding the utility easement, a phasing plan, dumpster locations and design elements of the buildings, the PC recommended approval of the rezoning request with conditions with a vote of 6-0.

#### **FINANCIAL IMPACT:**

Not Applicable

#### **OPTIONS:**

1. Approve as recommended by PC
2. Deny Request
3. Defer action
4. pprove an amended request
5. Remand to PC for further study

#### **STAFF RECOMMENDATIONS:**

Approve as recommended by PC

#### **ATTORNEY REVIEW:**

Yes

#### **ATTACHMENTS:**

Description	Type
<input type="checkbox"/> Ordinance No. 21-21 Coquina Brewery FDD	Ordinance
<input type="checkbox"/> Application and Attachments	Backup Material
<input type="checkbox"/> Conceptual Plans	Backup Material
<input type="checkbox"/> Location Map	Backup Material
<input type="checkbox"/> Zoning Map	Backup Material
<input type="checkbox"/> F I I I Map	Backup Material

- ▣ TLO map
- ▣ Aerial Map

Backup material  
Backup Material

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

**ORDINANCE NO. 21-21**

**AN ORDINANCE TO REZONE TWO PARCELS OF LAND LOCATED ON HIGHWAY 17 BYPASS AT ITS INTERSECTION WITH COQUINA AVENUE IN MURRELLS INLET FROM GENERAL COMMERCIAL (GC) TO THE COQUINA BREWERY FLEXIBLE DESIGN DISTRICT (FDD)**

**BE IT ORDAINED BY THE COUNTY COUNCIL MEMBERS OF GEORGETOWN COUNTY, SOUTH CAROLINA, IN COUNTY COUNCIL ASSEMBLED THAT TWO PARCELS OF LAND ON HIGHWAY 17 BYPASS AT ITS INTERSECTION WITH COQUINA AVENUE IN MURRELLS INLET, FURTHER IDENTIFIED AS TAX PARCELS 41-0119-032-02-02 AND 41-0119-032-02-03, BE REZONED FROM GENERAL COMMERCIAL (GC) TO THE COQUINA BREWERY FLEXIBLE DESIGN DISTRICT AS OUTLINED ON THE SITE PLAN DATED MAY 13, 2021 AND THE ATTACHED PROJECT NARRATIVE WITH THE FOLLOWING STIPULATIONS:**

- Approvals from County Stormwater, OCRM, GCWSD, Murrells Inlet/Garden City Fire and Santee Cooper
- Approval of the Traffic Analysis Letter Report
- All signage shall meet the requirements of the Waccamaw Neck Commercial Corridor Overlay Zone and Article X of the Zoning Ordinance
- Reduction of the number of curb cuts on Conquina Avenue, conditional on approval of an encroachment permit from Public Works.
- Approval from SCDOT for the Little Tony Avenue encroachment
- All vendors shall obtain a vendor permit prior to operating on the site. Each vendor will be responsible for ensuring that adequate parking is available for their use.
- A final tree plan and landscape plan will be reviewed and approved by Staff prior to land disturbance. Landscaping will be provided at 1.5 times the Zoning Ordinance requirement. A level 3 buffer or fence will be provided adjacent to TMS parcel 41-0119-032-02-00.
- Amendment to the narrative stating that the “uses generally compatible with GC zoning” will be defined as being compatible with restaurant and entertainment venue uses.
- All structures will comply with the requirements of the WNCCO Zone with the exceptions as noted in the attached narrative.

**DONE, RATIFIED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021.**

\_\_\_\_\_(SEAL)  
Louis R. Morant  
Chairman, Georgetown County Council

ATTEST:

\_\_\_\_\_  
Theresa E. Floyd  
Clerk to Council

This Ordinance, No. 21-21, has been reviewed by me and is hereby approved as to form and legality.

\_\_\_\_\_  
H. Thomas Morgan, Jr.  
Georgetown County Attorney

First Reading:        June 22, 2021

Second Reading:     \_\_\_\_\_

Third Reading:       \_\_\_\_\_



129 Screven St. Suite 222  
Post Office Drawer 421270  
Georgetown, S. C. 29440  
Phone: 843-545-3158  
Fax: 843-545-3299

**APPLICATION FOR REZONING TO A PLANNED  
DEVELOPMENT**

COMPLETED APPLICATIONS MUST BE SUBMITTED ALONG WITH THE  
REQUIRED FEE, AT LEAST FORTY-FIVE (45) DAYS PRIOR TO A PLANNING  
COMMISSION MEETING.

Name of Proposed Development:

Coghina

Check one:

- ( ) Industrial PD, ten (10) acre minimum.
- ☒ Medical Center, shopping center, commercial, residential, and mixed use  
developments, two (2) acre minimum.

**Conceptual Plan requirements include the following:**

Please submit 12 copies (7 large: 24 x 26 and 5 small: 11 x 17).

- Scaled Site Plan:  
Location map, owners names, location of structures, types of uses, total acreage,  
lot sizes, traffic patterns, screening and buffering borders, building heights,  
density, layout of sidewalks and parking areas, open spaces labeled and title  
block.
- Environmental Plan:  
Contours, drainage plan, flood prone areas, marsh area or wetlands and any other  
principle geographic features.
- Water and Sewer Plan:  
Shall meet the requirements of the Georgetown County Water and Sewer District  
extension policy.
- Utilities Plan:

Layout and easements for other utilities.

- Type of development with text describing the requirements and amenities proposed.

Upon approval of the conceptual plan by County Council, the zoning map will be changed accordingly.

**Final Plan requirements include the following:**

- Scaled Detailed Site Plan:  
Includes everything submitted on the concept plan plus phase of development with timetable, ingress and egress lanes, setbacks, lot sizes, street names, type of pavement, exact dimensions of structures, public access and open space, density, final layout of sidewalks and pathways and title block.
- Environmental Plan:  
Includes everything submitted on the concept plan plus dumpster location and erosion control methods.
- Water and Sewer Plan:  
Includes everything submitted on the concept plan plus the sign-off on the plans.
- Utilities Plan:  
Includes everything submitted on the concept plan.
- Exterior Appearance:  
Need to submit elevations of the proposed buildings.
- Soil, trees, and other information required by staff.

**Property Information:**

TMS Number: 41-0119-032-02-02 & 41-0119-032-02-03

Street Address: Intersection of US Highway 17 By-Pass & Coquina Avenue

City / State / Zip Code: Murrells Inlet, SC 29576

Lot / Block / Number: 4.71 Acres +/-

Current Zoning Classification: GC

Existing Use: \_\_\_\_\_

Proposed Use: Flexible Design District

Number of Acres: \_\_\_\_\_ Net Density \_\_\_\_\_

**Property Owner of Record:**

Name: DQ Properties, LLC

Address: 257 Willbrook Boulevard

City/ State/ Zip Code: Pawleys Island, SC 29585

Telephone/Fax: 843-997-1606

E-Mail: joshqbrewer@aol.com

Signature of Owner / Date: \_\_\_\_\_

Contact Information: Name: Joshua Quigley Phone 843-997-1606

I have appointed the individual or firm listed below as my representative in conjunction with this matter related to the Planning Commission of proposed new construction or improvements to the structures on my property.

**Agent of Owner:**

Name: Daniel W. Stacy, Jr. / Oxner & Stacy law Firm, LLC

Address: 90 Wall Street / Unit B

City / State / Zip Code: Pawleys Island, SC 29585

Telephone/Fax: 843-235-6747 / 843-235-6650

E-Mail: dstacy@oxnerandstacy.com

Signature of Agent/ Date: 

Signature of Owner /Date:  3/1/21

**Contact Information:**

Name: Daniel W. Stacy, Jr. / Oxner & Stacy law Firm, LLC

Address: 90 Wall Street / Unit B, Pawleys Island SC 29585

Phone / E-mail: 843-235-6747 / dstacy@oxnerandstacy.com

**Fee Schedule: Planned Developments.**



Residential	\$1,000.00 + \$10.00/acre over req. min. 2 acres
Industrial	\$1,000.00 + \$25.00/acre over req. min. 10 acres
Commercial	\$1,000.00 + \$25.00/acre over req. min. 2 acres
Mixed Use	\$1,000.00 + \$10.00/acre Residential & \$25.00/acre Commercial
Major Changes	\$250.00 + \$25.00/acre Commercial & \$10.00/acre Residential
Minor Change	\$100.00

**Adjacent Property Owners Information required:**

1. The person requesting the amendment to the Zoning Map or Zoning Text must submit to the Planning office, at the time of application submittal, stamped envelopes addressed with name of each resident within **Four Hundred Feet (400)** of the subject property. The following return address must appear on the envelope: **“Georgetown County Planning Commission, 129 Screven St. Suite 222, Georgetown, SC 29440.”**
2. A list of all persons (and related Tax Map Numbers) to whom envelopes were addressed to must also accompany the application.

It is understood by the undersigned that while this application will be carefully reviewed and considered, the burden of proving the need for the proposed amendment rests with the applicant.

Please submit this **completed application** and appropriate **fee** to Georgetown County Planning Division at 129 Screven St, Suite 222 Georgetown, S. C. 29440. If you need any additional assistance, please call our office at 843-545-3158.

**Site visits to the property, by County employees, are essential to process this application. The owner\applicant as listed above, hereby authorize County employees to visit and photograph this site as part of the application process.**

**A sign is going to be placed on your property informing residents of an upcoming meeting concerning this particular property. This sign belongs to Georgetown County and will be picked up from your property within five (5) days of the hearing.**

**All information contained in this application is public record and is available to the general public.**

## PROJECT NARRATIVE

### CoQUINA BREWPARK

#### 1. GENERAL

The CoQuina Brewery Recreational Park will be located in historic Murrells Inlet on U.S. Highway 17 Bypass on a parcel located near the intersection of Wachesaw and U.S. Highway 17 Bypass. The purpose of the proposed project is to create a restaurant and entertainment project and will occupy 3.5 acres. It will include a brewery brewing beer for sale and on-the-premises consumption, restaurant areas and similar recreational amenities open to the public. The existing zoning of the subject tract is General Commercial. The existing tract is undeveloped. The proposed primary use under the proposed flexible design district is listed below.

##### Permitted Uses

- a. Restaurant operations and a microbrewery brewing beer for on-premises consumption and sale to third parties.
- b. Revamped and repurposed shipping containers for the purposes of rotating dining opportunities with different types of offerings. Similar re-purposed shipping containers will also be available to artisans and craftspeople for sale and/or demonstration of goods and services.
- c. A permanent pavilion area for community events, festivals and use for the restaurant and entertainment operation
- d. Accessory uses that are related to any permitted use above, and on-site signage.
- e. Other structures and uses generally compatible with General Commercial zoning.
- f. Temporary vendors (artisans and food) from time to time.

##### Accessory Uses

- a. Restroom facilities
- b. Utility buildings to house plant or support services.

#### 2. SITE DESCRIPTION

The site contains approximately 3.23 acres and contains many majestic oak trees. The proposed plan will preserve the existing specimen/legacy live oak trees, and has been

designed to minimize impact to other trees on the site to the greatest degree possible through the use of repurposed container structures.

### 3. **DEVELOPMENT STANDARDS**

The flexible design district will have setback buffers around the exterior perimeter of the total site as follows:

Setbacks:	Front	=	90'	(Along U.S. Highway 17)
	Side	=	10'	
	Rear	=	15'	

Minimum Building Separation = 20 ft. for permanent structures, and 10 ft. for container structures to facilitate low-impact placement of these elements in keeping with the natural aesthetics of the property. Additionally, these flat-roofed container structures will be exempt from roof pitch requirements so long as the total roof square footage of the development is in accordance with the 51% pitched roof requirement of the current design standards. And, that the available colors for exterior facades and trim colors be expanded to allow for darker, more saturated “earth tone” colors to blend in with the existing natural features. Maximum Building Height in compliance with existing Georgetown County ordinances.

### 4. **DENSITY**

The proposed density of the Flexible Design District is as follows:

Brewery Facility	5,260 heated and 2,400 unheated square feet
Pavilion Facility	3,500± square feet
Repurposed Containers	2,215± square feet

### 5. **PARKING STANDARDS**

The project will comply with current Georgetown County parking standards emphasizing pervious parking services where possible.

### 6. **MAINTENANCE RESPONSIBILITIES**

All parking areas, driveways, open space, privacy fences, site lighting, landscaping and building shall be privately owned and maintained by the Applicant.

### 7. **INGRESS/EGRESS/ACCESS**

Ingress and egress to the site will be by entrance on U.S. Highway 17 Bypass, an entrance at the end of Little Tony Avenue, and entrances on CoQuiina Drive. Internal driveways will typically be 24' in width. All driveways and parking areas will be private. Sidewalks will be provided to connect building entrances in accordance with ADA standards as necessary.

8. **OPEN SPACE/BUFFERS**

Passive Open Space 1.88 - 2.03± acres; proposed area to be utilized for development 1.2 – 1.4± acres.

9. **IMPACT TO PUBLIC FACILITIES**

U.S. Highway 17 is an existing 4 lane road with connections. The existing road has adequate capacity to serve the Flexible Design District and existing additional utilities are in place to serve the site.

10. **STORMWATER MANAGEMENT**

The proposed development will be served by stormwater management and complies with Georgetown County guidelines.

11. **LANDSCAPING**

The project will maintain the majority of the live oaks working under, in and around their canopies without disturbing them. The balance of the landscaping requirements shall be in material compliance with the Waccamaw Neck Overlay Zone worked out with staff and applicant.

12. **FUTURE DEVELOPMENT**

Any additional vertical improvements Applicant desires to develop on the site will be in compliance with all then-current Georgetown County ordinances and regulations, but will be approved by Staff, including facades and appearance.

13. **FLEXIBLE DESIGN DISTRICT**

The project is introduced as a flexible design district version of an existing Georgetown district (GC, for example) as the offerings on-site will change from time to time, and may evolve over time. The cluster of units is not totally encompassed by an existing code class, and the owner desires the flexibility to work with staff as potential offerings and uses present themselves with this district classification. The owner can utilize more pervious surfaces, preserve the majority of the significant trees, and maintain a much more natural fee in keeping with the spirit of the Murrells Inlet fishing village. By using a flexible design district, the project can actually utilize less of the land in a more efficient way and create a unique entertainment and hospitality venue, and also allows a great venue for smaller artisans to bring locally-sourced products to the market.



**Georgetown County**  
**Department of Public Serv**  
*Innovative Leadership & Team*



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May 11, 2021

Holly Richardson  
Planning, Building, and Zoning Director  
Georgetown County

Via Email: [hrichardson@gtcounty.org](mailto:hrichardson@gtcounty.org)

Re: Georgetown County Planned Development Letter of Coordination (LOC):  
Coquina Brew Pub

Dear Mrs. Richardson:

The referenced project has submitted a conceptual plan to the Georgetown County Stormwater Division. The accompanying letter from the engineer proposes several options to manage the stormwater runoff from this project. The design engineers stated that their intent is to meet the minimum requirements of the Georgetown County Stormwater Management Ordinance, 2014-44. Please submit this LOC to the Planning Department in preparation for the upcoming Planning Commission Meeting.

The Georgetown County Stormwater Division will conduct a full review of a complete submittal for a Georgetown County Land Disturbance Permit following Planning/Zoning approval. Land disturbing activities shall not commence until the Georgetown County Land Disturbance Permit is issued at the on site SWPPP pre-construction meeting.

If we can be of further service, please let us know.

Sincerely,

*Tracy D. Jones*

Tracy D. Jones, P.E.  
Stormwater Division Manager  
Stormwater Division  
Department of Public Services  
Georgetown County

Cc. Applicant: James M. Wooten, P.E. via email: [jmw@ddcinc.com](mailto:jmw@ddcinc.com)

**Administration**

108 Screven Street • PO Drawer 421270 • Georgetown, SC 29440  
Phone: 843-545-3325 • Fax: 843-545-3648 • email: [rcfunnye@gtcountysc.org](mailto:rcfunnye@gtcountysc.org)



### **NOTICE OF PUBLIC HEARING**

The Planning Commission will consider a request from Dan Stacy, as agent for Josh Quigley, to rezone 2 parcels located on Highway 17 Bypass at its intersection with Coquina Avenue from General Commercial (GC) to a Flexible Design District (FDD) to allow for a brewery and associated recreational amenities. TMS 41-0119-032-02-02 and 41-0119-032-02-03. Case Number RZPD 3-21-27300.

The Planning Commission will be reviewing this request on **Thursday, May 20, 2021 at 5:30 p.m. in the Howard Auditorium at 1610 Hawkins Street in Georgetown, South Carolina.**

If you wish to make public comments on this request, you are invited to attend this meeting. If you cannot attend and wish to comment please submit written comment to:

*Georgetown County Planning Commission*

*PO Box 421270*

*Georgetown, South Carolina 29440*

*Telephone (843) 545-3158*

*Fax (843) 545-3299*

*E-mail: [tcoleman@gtcounty.org](mailto:tcoleman@gtcounty.org)*



To: Mike Wooten  
DDC Engineers, Inc.  
File: 171002416

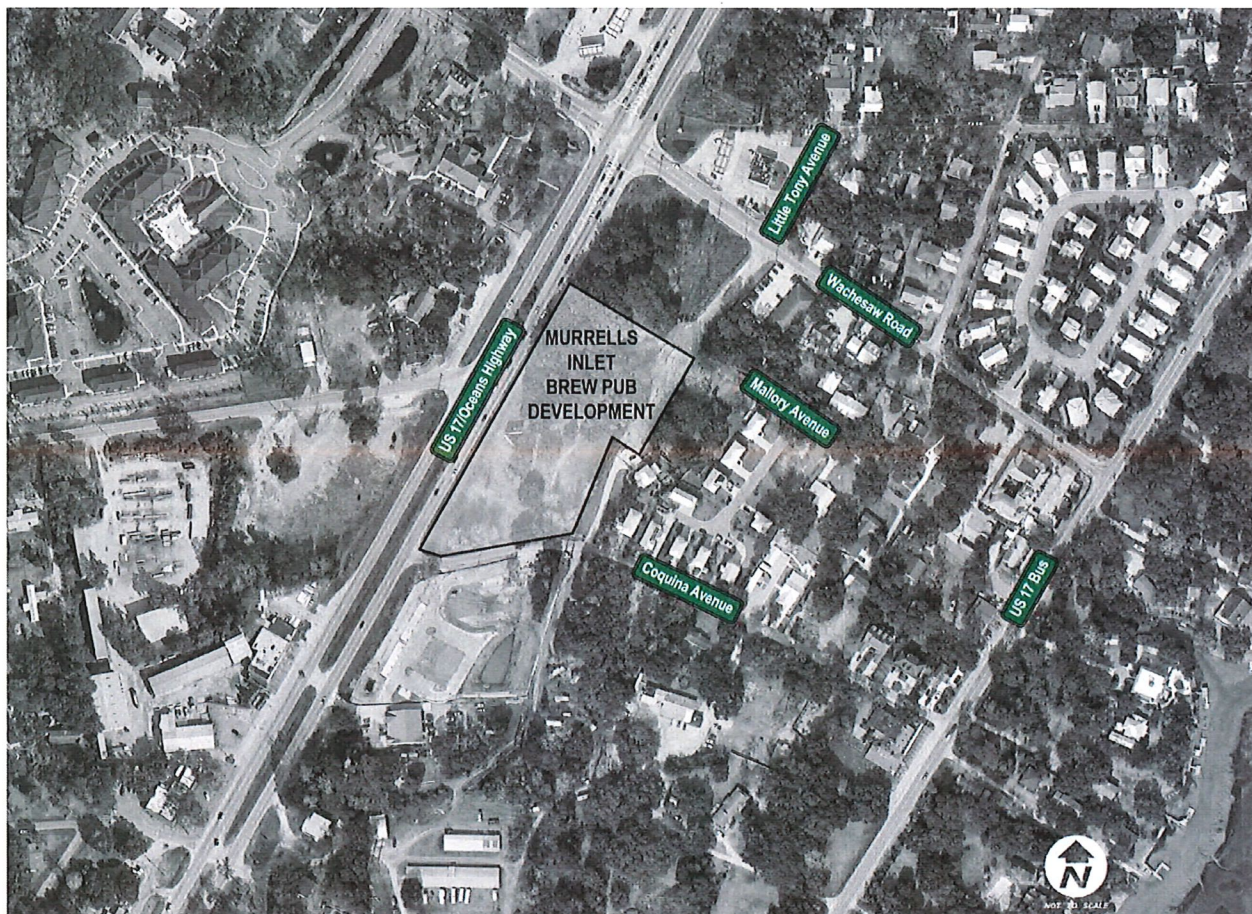
From: Stuart Day  
Stantec Consulting Services Inc.  
Date: May 14, 2021

**Reference: Murrells Inlet Brew Pub – Trip Generation Due Diligence**

**Introduction**

The purpose of this memorandum is to document a traffic due diligence study for the proposed Murrells Inlet Brew Pub development located along US 17/Ocean Highway just south of Wachesaw Road in Georgetown County, South Carolina. The development will consist of an approximately 7,000 square-foot brewery with covered outdoor seating and an approximately 3,500 square-foot pavilion area. The development will utilize one full access driveway along Mallory Avenue that will align opposite to Little Tony Avenue, a right-in entry only access via an existing easement along US 17/Oceans Highway, and a full access driveway, a right-in only driveway, and a right-out only driveway along Coquina Avenue. The site plan and location of the driveways is shown in **Attachment A**. The location of the project site is shown in **Figure 1**. This memorandum summarizes the procedures and findings of the study.

**Figure 1 – Project Location Map**



Reference: Murrells Inlet Brew Pub – Trip Generation Due Diligence

## Existing Conditions

US 17/Ocean Highway is a four-lane principal arterial that primarily serves residential and commercial land uses. The 2019 Average Annual Daily Traffic (AADT) was 39,100 vehicles per day (vpd) and the posted speed limit is 45 miles per hour (mph).

Wachesaw Road is a two-lane major collector that primarily serves residential and commercial land uses. The 2019 AADT was 6,300 vpd.

Mallory Avenue is a two-lane local street that primarily serves residential and commercial land uses.

Coquina Avenue is a two-lane local street that primarily serves residential and commercial land uses.

Little Tony Avenue is a two-lane local street that primarily serves residential and commercial land uses.

## Proposed Land Uses

The proposed development will consist of an approximately 7,000 square-foot brewery with covered outdoor seating and an approximately 3,500 square-foot pavilion area. The site is currently vacant.

## Trip Generation Analysis

The trip generation potential for the development was estimated using information contained in ITE's *Trip Generation Manual*, 10<sup>th</sup> Edition reference. Since 'brewery' is not a listed land use in the ITE's *Trip Generation Manual*, Stantec coordinated with Georgetown County to estimate the number of trips based on similar types of land uses. The estimates utilized land use codes (LUC) 110 – General Light Industrial, LUC 925 – Drinking Place, and LUC 411 – Public Park and were developed for the weekday daily, the weekday AM peak hour of the adjacent street, the weekday PM peak hour of the adjacent street, and Saturday peak hour of generator time periods.

ITE's *Trip Generation Manual*, 10<sup>th</sup> Edition does not provide estimates for weekday daily and the weekday AM peak hour of the adjacent street for the drinking place land use. As a result, the daily trips for the drinking place were estimated by utilizing ITE's daily hourly distribution percentages for a Fast Casual Restaurant. No AM peak hour trips were assumed to be generated by the drinking place.

The daily trips for the drinking place were estimated by assuming the total number of trips (entering and exiting) from the weekday PM peak hour estimate to be equal to the maximum value of the average daily distribution percentage of entering and exiting traffic during PM peak hours. In this case, the estimated total 65 trips were assumed to be equal to 11.9% of the daily trips to/from the drinking place leading to the determination of 546 daily trips. These trips were then equally split as entering and exiting trips. Worksheets for the trip generation estimates are provided in **Attachment B**.

Due to the nature of the development, internal capture and pass-by traffic were not considered in the trip generation estimates. The trip generation estimates for the site are shown in **Table 1**.



Reference: Murrells Inlet Brew Pub – Trip Generation Due Diligence

**Table 1 – Proposed Trip Generation**

Land Use	ITE Edition	ITE LUC	Scale	Daily	Weekday AM Peak Hour		Weekday PM Peak Hour		Saturday Peak Hour of Generator	
					Enter	Exit	Enter	Exit	Enter	Exit
General Light Industrial	10 <sup>th</sup>	110	1,900 SF	10	1	0	0	1	0	1
Drinking Place	10 <sup>th</sup>	925	5,750 SF	546	NA	NA	43	22	61	28
Public Park	10 <sup>th</sup>	411	0.08 Acres	0	0	0	0	0	0	0
<b>New, External Trips:</b>				<b>556</b>	<b>1</b>	<b>0</b>	<b>43</b>	<b>23</b>	<b>61</b>	<b>29</b>

Based on the trip generation results for the Murrells Inlet Brew Pub development, it is expected that the proposed development will generate 556 new daily trips, 66 new trips during the weekday PM peak hour, and 90 new trips during the Saturday peak hour of generator.

### Driveway Spacing Review

Access to the development is proposed to be provided through one full access driveway along Mallory Avenue that will align opposite to Little Tony Avenue, a right-in entry only access via an existing easement along US 17/Oceans Highway, and a full access driveway, a right-in only driveway, and a right-out only driveway along Coquina Avenue.

A review of the driveway spacing of the proposed driveways was completed based on information contained in SCDOT's *Access & Roadside Management Standards (ARMS)* manual (2008).

Based upon the speed limit, an assumed AADT of <2000 vehicles per day (vpd), and the driveway spacing criteria of ARMS, a minimum spacing of 75 feet is required along Mallory Ave. The proposed driveway along Mallory Drive is located approximately 100 feet west of an existing residential driveway and aligns opposite to the Little Tony Avenue, thus satisfying the spacing criteria.

Based upon the speed limit, an assumed AADT of <2000 vpd, and the driveway spacing criteria of ARMS, a minimum spacing of 75 feet is required along Coquina Avenue for both full access and right-in/right-out driveways. The proposed full access driveway along Coquina Avenue is located approximately 80 feet east of the intersection of US 17/Oceans Highway & Coquina Avenue, which satisfies the spacing criteria; and approximately 30 feet west of the proposed right-out only driveway along Coquina Avenue, which is 40% of the spacing requirement.

The proposed right-out only driveway along Coquina Avenue is located approximately 120 feet west of the proposed right-in only driveway along Coquina Avenue and approximately 30 feet east of the proposed full access driveway along Coquina Avenue, which is 40% of the spacing requirement.

The proposed right-in only driveway along Coquina Avenue is located approximately 120 feet east of the proposed right-out only driveway along Coquina Avenue and approximately 50 feet west of a residential driveway along Coquina Avenue, which is 66% of the spacing requirement.

May 14, 2021

Mike Wooten

Page 4 of 4

Reference: Murrells Inlet Brew Pub – Trip Generation Due Diligence

Based upon the speed limit, AADT and the driveway spacing criteria of *ARMS*, a minimum spacing of 150 feet is required for a right-in/right-out access along US 17/Oceans Highway. The proposed right-in entry only access via an existing easement along US 17/Oceans Highway is located approximately 250 feet south of the intersection of US 17/Oceans Highway & Wachesaw Road and approximately 250 feet north of the intersection of US 17/Oceans Highway & Wesley Road, thus satisfying the spacing criteria. However, it should be noted that the location of the proposed right-in entry only access via the easement conflicts with the existing taper of the northbound right-turn lane of the US 17/Oceans Highway & Wachesaw Road intersection.

## Conclusions

A traffic due diligence study for the Murrells Inlet Brew Pub development in Georgetown County, South Carolina was conducted. The proposed development will consist of an approximately 7,000 square-foot brewery with covered outdoor seating and an approximately 3,500 square-foot pavilion area. The development will utilize one full access driveway along Mallory Avenue that will align opposite to Little Tony Avenue, a right-in entry only access via an existing easement along US 17/Oceans Highway, and a full access driveway, a right-in only driveway, and a right-out only driveway along Coquina Avenue. The findings of the study indicate that the estimated project traffic along US 17/Oceans Highway, Coquina Avenue and Wachesaw Road is expected to generate 556 new daily trips, 66 new trips during the weekday PM peak hour, and 90 new trips during the Saturday peak hour of generator.

A review of the driveway spacing indicates that while the proposed full access driveway along Mallory Avenue fulfills the spacing criteria, proposed locations of the driveways along Coquina Avenue do not satisfy the SCDOT driveway spacing requirement. Additionally, it should be noted that the proposed right-in entry only access via an existing easement along US 17/Oceans Highway conflicts with the existing taper of the northbound right-turn lane of the US 17/Oceans Highway & Wachesaw Road intersection.

If you have any questions regarding the analysis, please do not be hesitant to contact me.

Regards,

**Stantec Consulting Services, Inc.**

## **Stuart Day, PE, PTOE**

Senior Associate

4969 Centre Pointe Drive, Suite 200

North Charleston, SC 29418

Phone: (843) -740-6335

Stuart.day@stantec.com

Attachments:

A. Murrells Inlet Brew Pub Site Plan

B. Trip Generation Estimate Sheets

# TRIP GENERATION ESTIMATES

## Murrells Inlet Brew Pub

Weekday																					
TRIP GENERATION CHARACTERISTICS						DIRECT. DISTRIB.		GROSS TRIPS			INTERNAL CAPTURE TRIPS				PASS-BY CAPTURE TRIPS				NEW EXTERNAL TRIPS		
Land Use	Ed.	LUC	Scale	Unit	Equation/Rate	In	Out	In	Out	Total	%	In	Out	Trips	%	In	Out	Trips	In	Out	Total
General Light	10th	110	1.90	KSF	T = 4.96 (X)	50%	50%	5	5	10	0%	0	0	0	0%	0	0	0	5	5	10
Industrial	10th	925	5.75	KSF	NA*	50%	50%	273	273	546	0%	0	0	0	0%	0	0	0	273	273	546
Drinking Place	10th	411	0.08	Acres	T = 0.78 (X)	50%	50%	0	0	0	0%	0	0	0	0%	0	0	0	0	0	0
Public Park	10th	411	0.08	Acres	T = 0.78 (X)	50%	50%	0	0	0	0%	0	0	0	0%	0	0	0	0	0	0
Total:						278	278	278	556	0%	0	0	0	0	0%	0	0	0	278	278	556

\* - Estimated based on Weekday PM Peak Hour Trips and Hourly Distribution of a Fast Casual Restaurant

Weekday AM Peak Hour																					
TRIP GENERATION CHARACTERISTICS						DIRECT, DISTRIB.		GROSS TRIPS				INTERNAL CAPTURE TRIPS				PASS-BY CAPTURE TRIPS				NEW EXTERNAL TRIPS	
Land Use	Ed.	LUC	Scale	Unit	Equation/Rate	In	Out	In	Out	Total	%	In	Out	Trips	%	In	Out	Trips	In	Out	Total
General Light Industrial Drinking Place Public Park	10th	110	1.90	KSF	T = 0.70 (X)	88%	12%	1	0	1	0%	0	0	0	0%	0	0	0	1	0	1
	10th	925	5.75	KSF	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
	10th	411	0.08	Acres	T = 0.02 (X)	59%	41%	0	0	0	0%	0	0	0	0%	0	0	0	0	0	0
Total:						1	0	1	0	1	0%	0	0	0	0%	0	0	0	1	0	1

Weekday PM Peak Hour																					
TRIP GENERATION CHARACTERISTICS						DIRECT. DISTRIB.		GROSS TRIPS			INTERNAL CAPTURE TRIPS				PASS-BY CAPTURE TRIPS				NEW EXTERNAL TRIPS		
Land Use	Ed.	LUC	Scale	Unit	Equation/Rate	In	Out	In	Out	Total	%	In	Out	Trips	%	In	Out	Trips	In	Out	Total
General Light	10th	110	1.90	KSF	T = 0.63 (X)	13%	87%	0	1	1	0%	0	0	0	0%	0	0	0	0	1	1
Industrial	10th	925	5.75	KSF	T = 11.36 (X)	66%	34%	43	22	65	0%	0	0	0	0%	0	0	0	43	22	65
Drinking Place	10th	411	0.08	Acres	T = 0.11 (X)	55%	45%	0	0	0	0%	0	0	0	0%	0	0	0	0	0	0
Public Park	10th	411	0.08	Acres	T = 0.11 (X)	55%	45%	0	0	0	0%	0	0	0	0%	0	0	0	0	0	0
Total:						43	23	66	0%	0	0	0	0%	0	0	0	43	23	66		

Saturday Peak Hour of Generator																					
TRIP GENERATION CHARACTERISTICS						DIRECT. DISTRIB.		GROSS TRIPS			INTERNAL CAPTURE TRIPS				PASS-BY CAPTURE TRIPS				NEW EXTERNAL TRIPS		
Land Use	Ed.	LUC	Scale	Unit	Equation/Rate	In	Out	In	Out	Total	%	In	Out	Trips	%	In	Out	Trips	In	Out	Total
General Light	10th	110	1.90	KSF	T = 0.41 (X)	47%	53%	0	1	1	0%	0	0	0	0%	0	0	0	0	1	1
Industrial	10th	925	5.75	KSF	T = 15.53 (X)	68%	32%	61	28	89	0%	0	0	0	0%	0	0	0	61	28	89
Drinking Place	10th	411	0.08	Acres	T = 0.28 (X)	55%	45%	0	0	0	0%	0	0	0	0%	0	0	0	0	0	0
Public Park	10th	411	0.08	Acres	T = 0.28 (X)	55%	45%	0	0	0	0%	0	0	0	0%	0	0	0	0	0	0
Total:						61	29	90	0%	0	0	0	0	0	0%	0	0	0	61	29	90

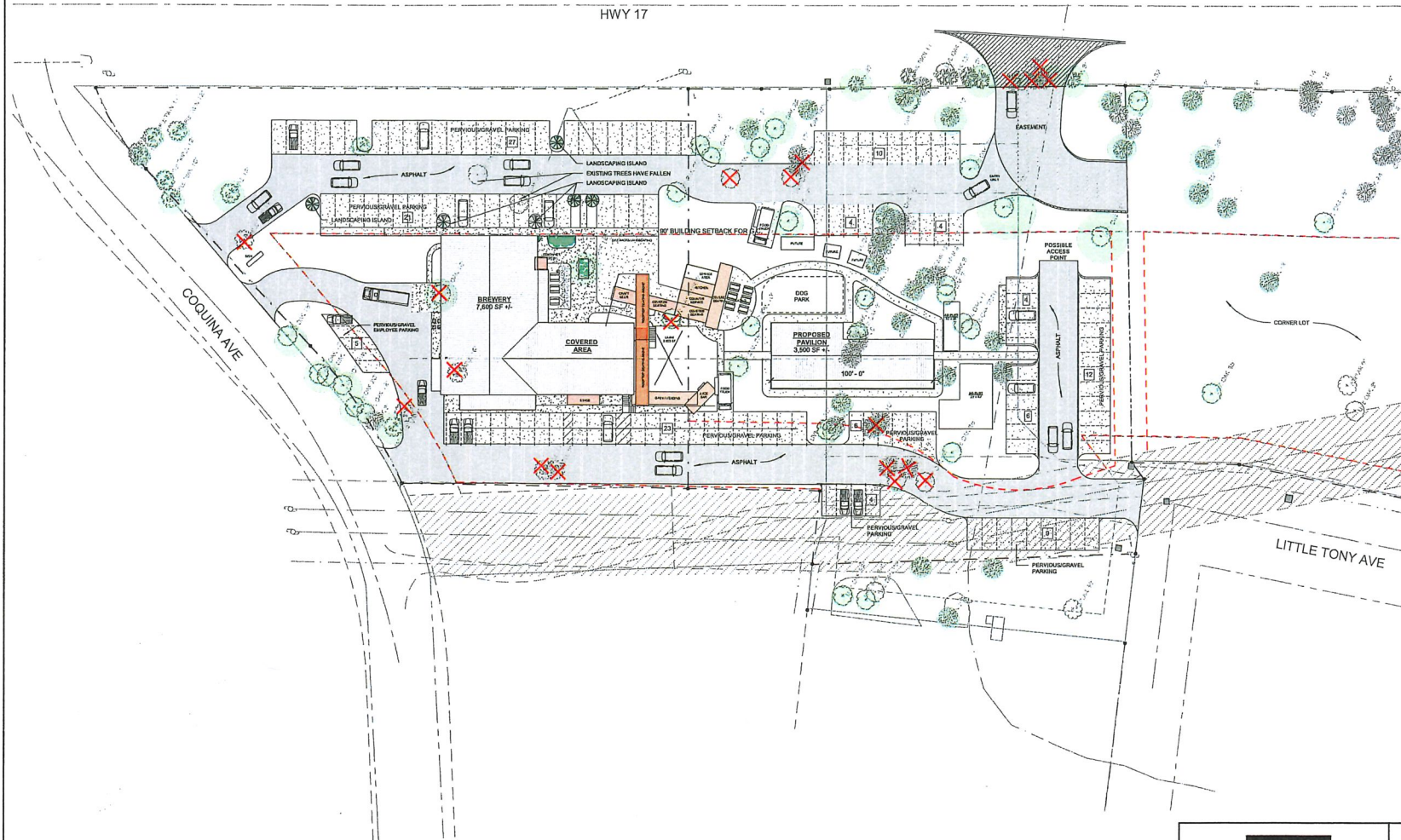
# TRIP GENERATION ESTIMATES

## Murrells Inlet Brew Pub

### Drinking Place - Estimated Daily Trips (Based on Fast Casual Restaurant)

Time	Percentage of 24-Hour Traffic			Daily
	Entering	Exiting	Average	Total
12-1 AM	0.1	0.3	0.2	1
1-2 AM	0.0	0.1	0.1	0
2-3 AM	0.0	0.0	0.0	0
3-4 AM	0.1	0.1	0.1	1
4-5 AM	0.0	0.0	0.0	0
5-6 AM	0.3	0.2	0.3	1
6-7 AM	0.2	0.2	0.2	1
7-8 AM	0.4	0.1	0.3	1
8-9 AM	0.9	0.3	0.6	3
9-10 AM	0.8	0.7	0.8	4
10-11 AM	1.1	0.9	1.0	5
11-12 PM	14.2	8.6	11.4	62
12-1 PM	12.7	15.1	13.9	76
1-2 PM	8.0	10.2	9.1	50
2-3 PM	6.5	7.0	6.8	37
3-4 PM	5.8	5.7	5.8	31
4-5 PM	8.4	7.3	7.9	43
5-6 PM	12.0	10.0	11.0	60
6-7 PM	11.3	12.5	11.9	65
7-8 PM	8.3	10.1	9.2	50
8-9 PM	5.1	5.7	5.4	29
9-10 PM	3.1	3.4	3.3	18
10-11 PM	0.7	1.2	1.0	5
11-12 AM	0.0	0.3	0.2	1
Total -				546





PARKING NOTE:  
APPROX. 135 PARKING SPACES PROVIDED  
APPROX. 130 PARKING SPACES REQUIRED



WHITNEY NEWMAN  
ARCHITECTS  
2 WOODBOURNE LN  
PAWLEYS ISLAND, SC 29585

803.316.2581

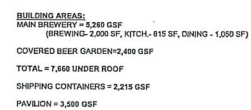
CoQuina BREWERY

CONCEPTUAL SITE PLAN  
[SCHEMATIC DESIGN]

DATE 5/13/21

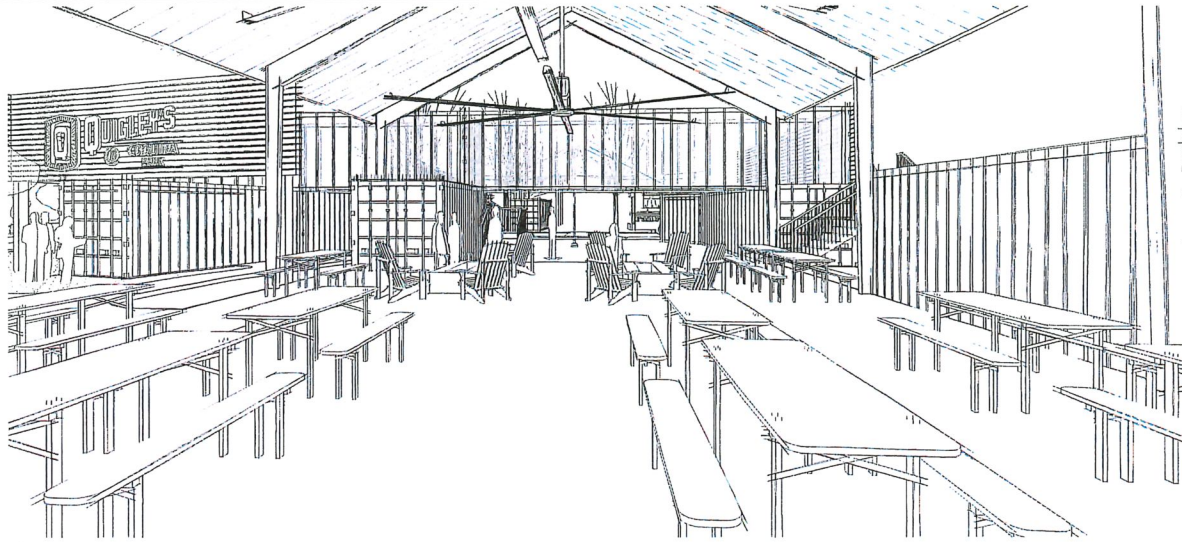
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A100

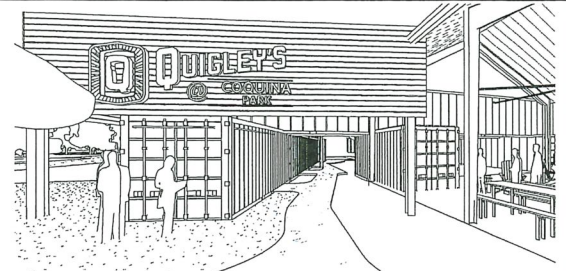


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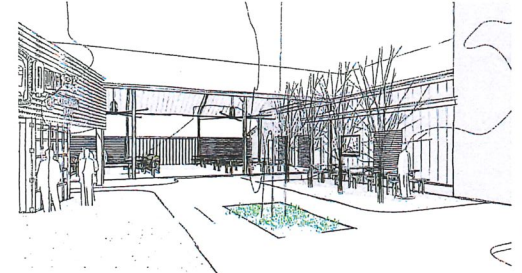




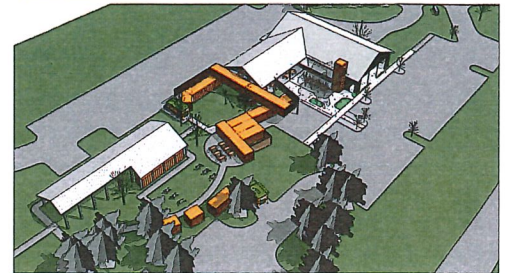
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SCALE: 1/8"



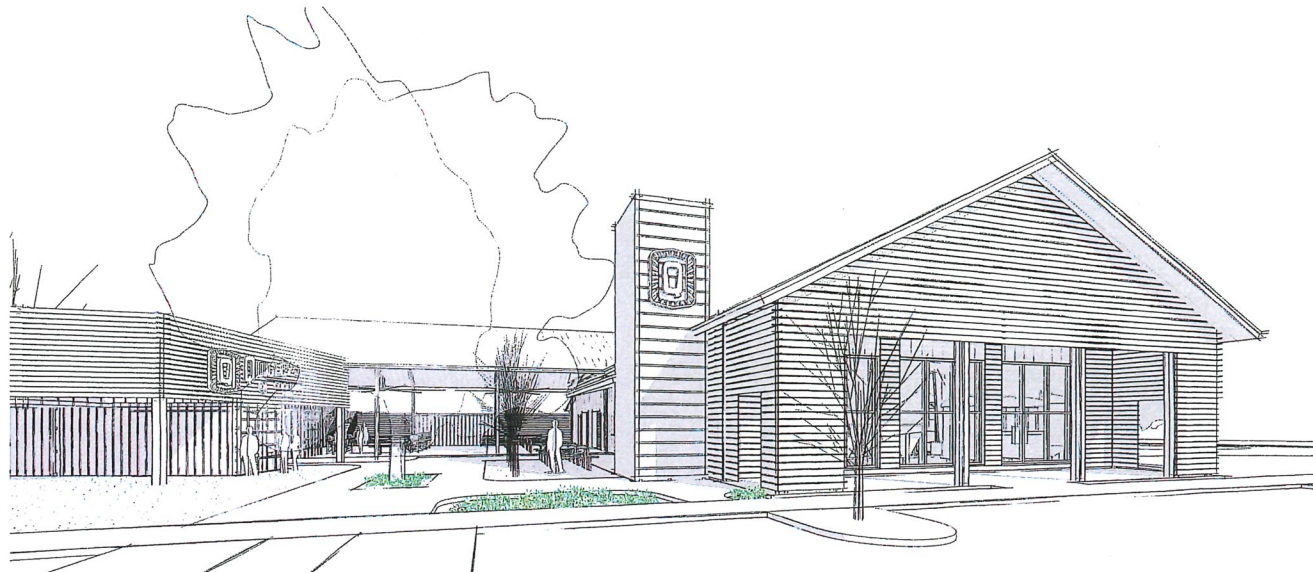
3 BEER CONTAINER/VENDOR ALLEY  
SCALE: 1/8"



4 COURTYARD APPROACH  
SCALE: 1/8"



5 BIRDS EYE  
SCALE: 1/8"



1 HWY 17 ENTRANCE  
SCALE: 1/8"



WHITNEY NEWMAN  
ARCHITECTS  
2 WOODBOURNE LN  
PAWLEY'S ISLAND, SC 29585  
803.316.2581

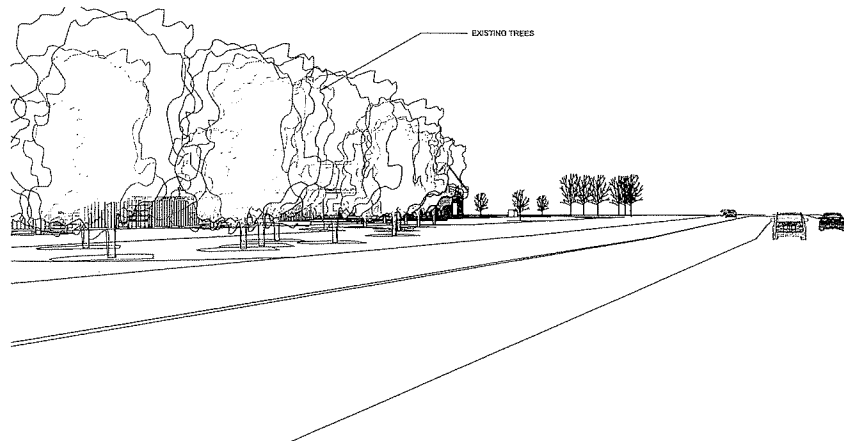
CoQuina BREWERY

3D VIEWS  
[SCHEMATIC DESIGN]

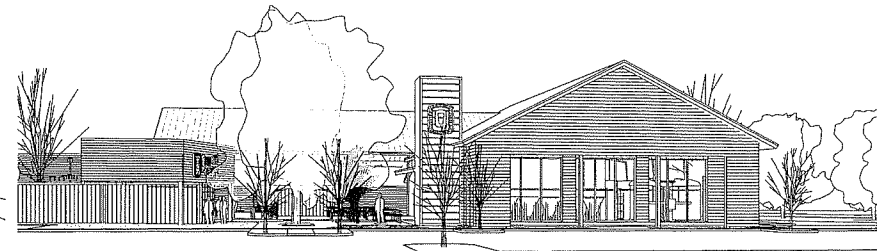
DATE 5/12/21

SCALE

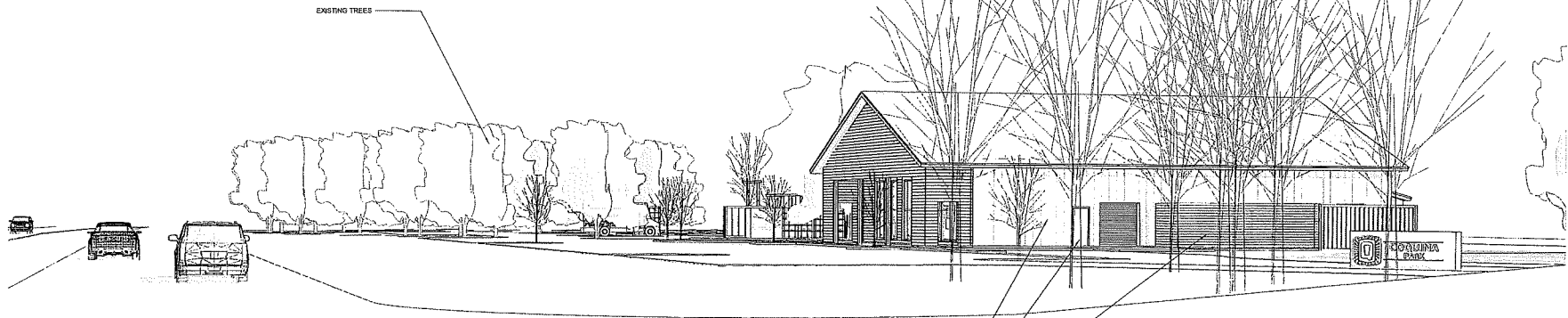
A901



2 HWY 17 SOUTHBOUND  
A903 SCALE:



3 HWY 17 FRONT VIEW  
A903 SCALE:



1 HWY 17 NORTHBOUND @ COQUINA AVE  
A903 SCALE

PROPOSED  
LANDSCAPING / SCREENING  
EXISTING TREES  
SLAT WALL SCREENING



WHITNEY NEWMAN  
ARCHITECTS  
2 WOODBOURNE LN  
PAWLEYS ISLAND, SC 29585  
803.316.2581

CoQuina BREWERY

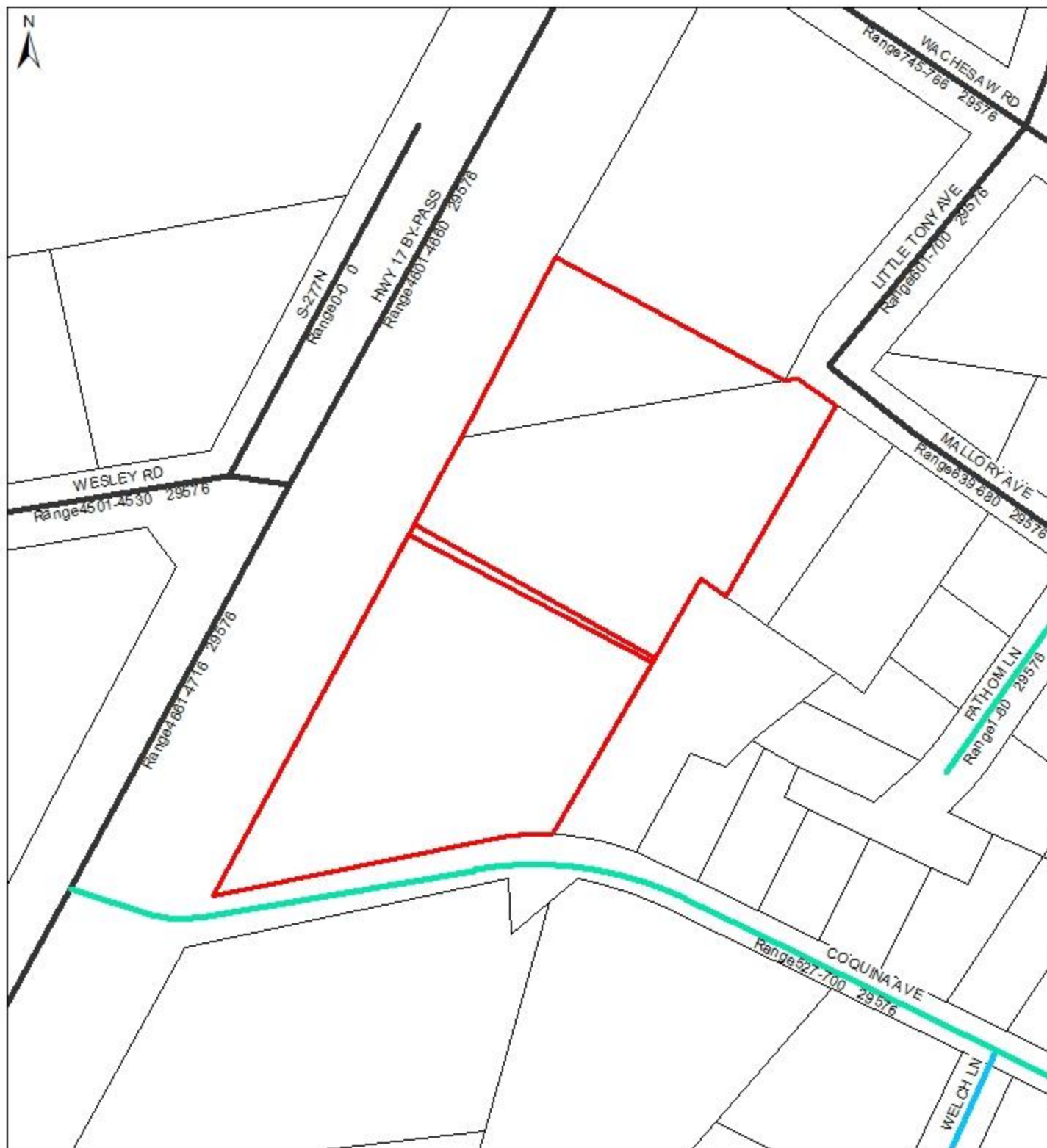
HWY VIEWS  
[SCHEMATIC DESIGN]

DATE 5/12/21

SCALE

A903





# CoQuina Brewery & Entertainment Property Location RZPD 3-21-27300

## Legend

### Streets

<all other values>

### MaintainedBy

County

Private

State

CoQuina Brewery & Entertainment

Lot Lines

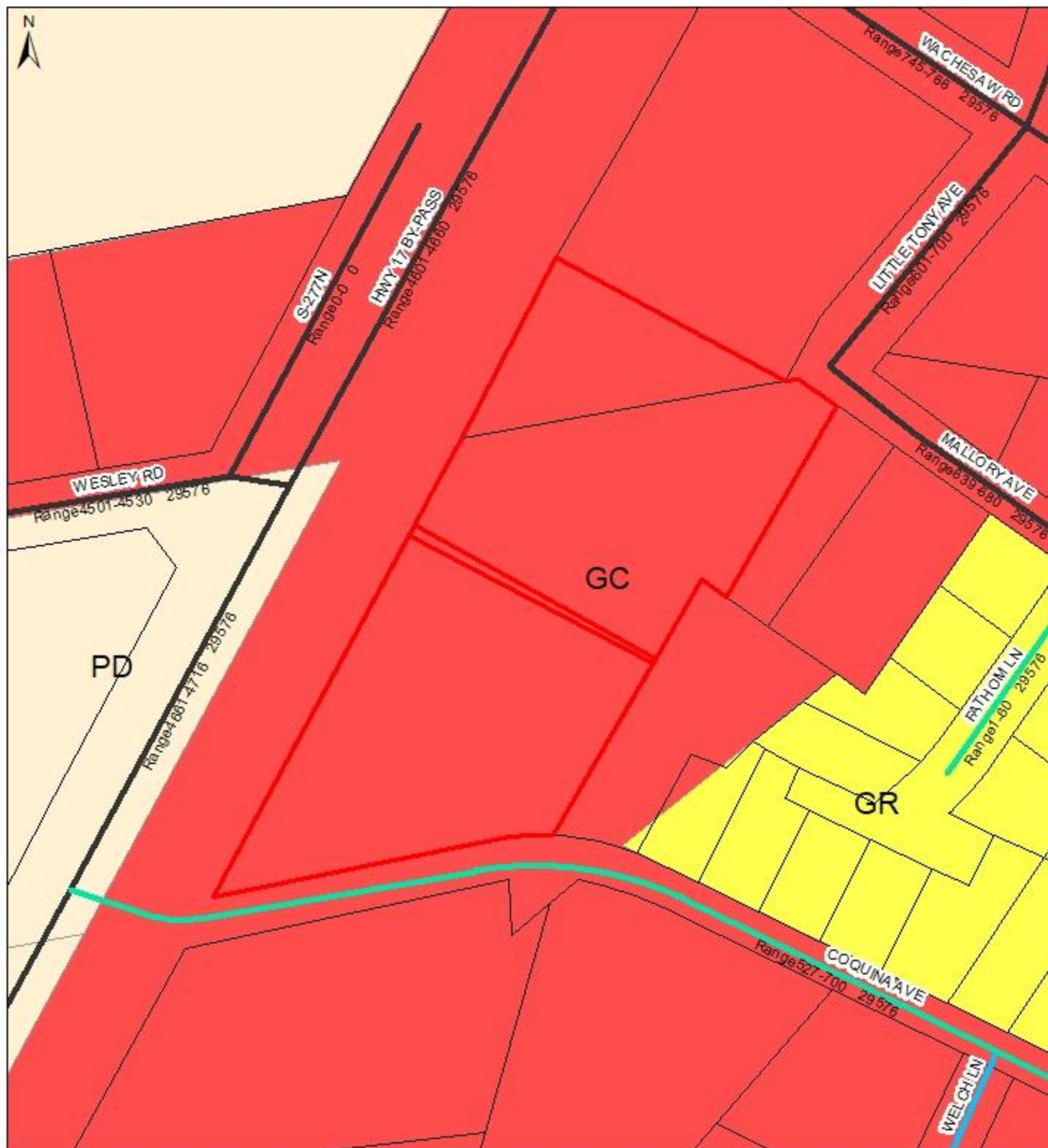
Railroads

Landmarks

Municipalities

0 40 80 160 240 320 Feet

DISCLAIMER: This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.



# CoQuina Brewery & Entertainment Property Zoning RZPD 3-21-27300

## Legend

### Streets

all other values

### MaintainedBy

County

Private

State

CoQuina Brewery & Entertainment

Lot Lines

Railroads

Landmarks

### Zoning

#### DISTRICT

CITY OF GEORGETOWN

CP

FA

FA/C

FA/R

GC

GR

GR/R

HI

LI

MHP

MR10

NC

OC

PA

PQ

RI

RI/2AC

RI10

RI1AC

RI2

RI2AC

RS

RS

RC

RG

RI

RS

RVC

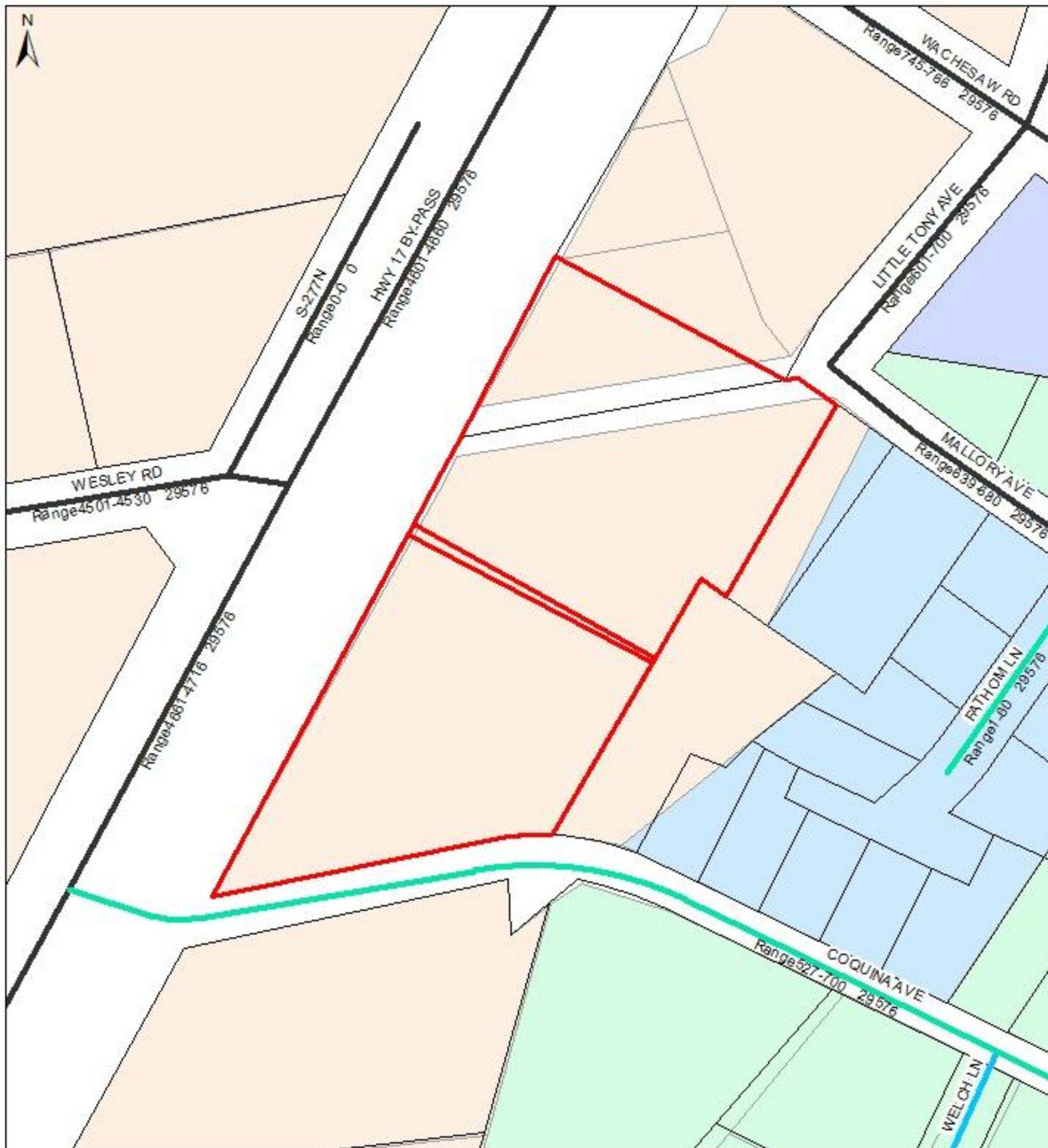
VR10

Municipalities

0 40 80 160 240 320 Feet

**DISCLAIMER:** This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.





# CoQuina Brewery & Entertainment Property FLU RZPD 3-21-27300

## Legend

### Streets

<all other values>

### MaintainedBy

County

Private

State

CoQuina Brewery & Entertainment

Lot Lines

Railroads

Landmarks

### Future Landuse

#### FUTURE\_LAN

CITY OF GEORGETOWN

COMMERCIAL

CONSERVATION PRESERVATION

EASEMENT

HIGH DENSITY RESIDENTIAL

INDUSTRIAL

LOW DENSITY RESIDENTIAL

MEDIUM DENSITY RESIDENTIAL

POND

PRIVATE RECREATIONAL

PUBLIC RECREATIONAL

PUBLIC/SEMI-PUBLIC

TOWN OF ANDREWS

TOWN OF PI

TRANSITIONAL

Municipalities

0 40 80 160 240 320 Feet

**DISCLAIMER:** This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.





# CoQuina Brewery & Entertainment Property Aerial RZPD 3-21-27300

## Legend

### Streets

<all other values>

### MaintainedBy

County

Private

State

CoQuina Brewery & Entertainment

Lot Lines

Railroads

Landmarks

### Imagery2017Med

### RGB

Red: Band\_1

Green: Band\_2

Blue: Band\_3

Municipalities

0 40 80 160 240 320 Feet

DISCLAIMER: This map is a graphic representation of data obtained from various sources. All efforts have been made to warrant the accuracy of this map. However, Georgetown County disclaims all responsibility and liability for the use of this map.



Item Number: 14.a  
Meeting Date: 6/22/2021  
Item Type: BIDS

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Purchasing

**ISSUE UNDERCONSIDERATION:**

RFQu #21-011, Architectural Design Services: New Georgetown County Detention Center

**CURRENT STATUS:**

Currently, Georgetown County's aging jail facility has a rated capacity of 212 inmates and is often overcrowded with an inability to properly classify its inmate population. In 2016, a Detention Center Needs Assessment was conducted RMF Engineering and resulted in a recommendation for a new facility to be constructed of approximately 326 beds with "core" areas sized for approximately 500 beds. The new Detention Center facility will be built at a new location, to be determined, and the current Detention Center will be demolished by Others.

**POINTS TO CONSIDER:**

This solicitation was advertised in a newspaper of general circulation in Georgetown County, posted on the SC Business Opportunities Publication (SCBO) and the County websites, and directly emailed to all known offerors. There were three (3) responses received:

- 1) HOK Architects, Inc.;
- 2) Moseley Architects; and
- 3) Studio 8 Design, LLC.

Presentations/interviews were then conducted with all three (3) firms and final ranking was determined.

**FINANCIAL IMPACT:**

Total estimated costs for these Architectural/Engineering services are \$2,695,000.00. These services will be paid for by a bond secured by the County.

**OPTIONS:**

- 1) Award a professional services agreement to Moseley Architects at the recommendation of the evaluation committee.
- 2) Deny the award.

**STAFF RECOMMENDATIONS:**

The Evaluation Committee, approved by the County Administrator, reviewed all proposals submitted. The committee members conducted presentations/interviews with all three (3) firms. After the interview process, scoring was finalized and negotiations were conducted. The evaluation committee recommends award to the highest ranked offeror, Moseley Architects.

**ATTORNEY REVIEW:**

No

**ATTACHMENTS:**

Description	Type
📎 Recommendation from Sheriff Carter Weaver	Cover Memo



## GEORGETOWN COUNTY SHERIFF'S OFFICE

430 NORTH FRASER STREET  
GEORGETOWN, SOUTH CAROLINA 29440  
PHONE: 843-546-5102 FAX: 843-546-2752

**CARTER  
WEAVER**  
SHERIFF

### Memorandum

To: Nancy Silver, Purchasing

From: Sheriff Carter Weaver 

Date: June 15, 2021

Re: RFQu #21-011 Architectural Design Services: New Georgetown County Detention Center

A Detention Center Needs Assessment was conducted by RMF Engineering and resulted in a recommendation for a new facility due to the current capacity of 212 inmates at the existing location with overcrowding and the inability to classify the existing inmate population.

The evaluation committee which approved by the County Administrator reviewed all proposals submitted. There were three proposals submitted, HOK Architects Inc.; Moseley Architects; and Studio 8 Design, LLC. After conducting interviews, the evaluation committee scored and finalized all proposals. The proposal that was graded highest by the members was Moseley Architects.

Based on the above, I recommend we award Moseley Architects, RFQu #21-011 Architectural Design Services: New Georgetown County Detention Center.



**Item Number:** 15.a  
**Meeting Date:** 6/22/2021  
**Item Type:** REPORTS TO COUNCIL

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Public Information

**ISSUE UNDERCONSIDERATION:**

Georgetown County and the Frances P. Bunnelle Foundation are partnering to spotlight a local nonprofit at each County Council meeting.

**CURRENT STATUS:**

This week's featured nonprofit is Neighbor to Neighbor. Joe Kunkel, Executive Director, will present.

**POINTS TO CONSIDER:**

Neighbor to Neighbor provides those in need with volunteer transportation to medical appointments, grocery shopping, pharmacy visits and other errands, social service appointments, beauty/barber shop appointments, and other life-sustaining or life-enhancing appointments or events.

**FINANCIAL IMPACT:**

N/A

**OPTIONS:**

This item is presented for information only.

**STAFF RECOMMENDATIONS:**

This item is presented for information only.

**ATTORNEY REVIEW:**

No



**Item Number:** 15.b  
**Meeting Date:** 6/22/2021  
**Item Type:** REPORTS TO COUNCIL

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** Economic Development

**ISSUE UNDERCONSIDERATION:**

The City of Georgetown has requested an extension to the MOU we executed last year to assist with retail and commercial development and to serve as point of contact for the Main Street Program operated through the South Carolina Municipal Association.

We have made tremendous progress in 2020 in promoting several key areas in Georgetown that are prime for commercial development and we would like the opportunity to continue in this work.

**CURRENT STATUS:**

**POINTS TO CONSIDER:**

**FINANCIAL IMPACT:**

The scope of work is in line with what Administrator Christian has asked our department to do. With the exception of the \$1,200 investment in the Main Street Program, there have been no additional financial commitments brought on by this work.

**OPTIONS:**

approve or deny

**STAFF RECOMMENDATIONS:**

Recommendation to approve the extension of an existing MOU with the City of Georgetown (pertaining to Economic Development) through June 30, 2022.

**ATTORNEY REVIEW:**

Yes

**Item Number:** 16.a  
**Meeting Date:** 6/22/2021  
**Item Type:** DEFERRED OR PREVIOUSLY SUSPENDED ISSUES

**AGENDA REQUEST FORM**  
GEORGETOWN COUNTY COUNCIL



**DEPARTMENT:** County Administrator

**ISSUE UNDERCONSIDERATION:**

Ordinance No. 20-59 - An Ordinance to revise the Rules of Procedure as previously adopted by Georgetown County Council

**CURRENT STATUS:**

Pending adoption.

**POINTS TO CONSIDER:**

In 1999, Georgetown County Council adopted *Rules of Procedure* pertaining to all meetings and proceedings. Georgetown County Council desires to conduct the public's business in a forthright manner that can be clearly understood by everyone involved.

Ordinance No. 20-59 includes proposed amendments and revisions to update *Rules of Procedure* which shall govern the conduct of meetings of council and other matters provided therein.

**FINANCIAL IMPACT:**

n/a

**OPTIONS:**

1. Adopt Ordinance No. 20-59
2. Do not adopt Ordinance No. 20-59.

**STAFF RECOMMENDATIONS:**

*Deferred pending further review.*

**ATTORNEY REVIEW:**

**ATTACHMENTS:**

Description	Type
<input type="checkbox"/> Ordinance No 20-59 Rules of Procedure	Backup Material
<input type="checkbox"/> Ordinance No 20-59 Rules of Procedure w EDITS	Backup Material

STATE OF SOUTH CAROLINA       )  
  )  
COUNTY OF GEORGETOWN       )

**AN ORDINANCE TO ADOPT RULES OF PROCEDURE FOR THE GEORGETOWN COUNTY COUNCIL**

**WHEREAS**, Georgetown County Council finds it necessary to conduct the public’s business in a forthright manner that can be clearly understood by everyone involved and being so desires to adopt the following rules of procedure; AND

**NOW, THEREFORE**, Georgetown County Council shall adopt and utilize the following rules of procedure to govern the conduct of meetings of council and other matters provided therein:

**ARTICLE ONE**  
**RULES**

- 1-1. The following set of rules shall be in effect upon adoption by the Georgetown County Council (hereinafter “Council”). These rules shall pertain to all meetings and proceedings. Items not covered in these rules shall be decided in accordance with the South Carolina Association of Counties *Model Rules of Parliamentary Procedure, 3rd Edition* (hereinafter “*Model Rules*”). Any question of parliamentary procedure that cannot first be concluded from these adopted rules and then second from the *Model Rules*, will be decided utilizing the latest edition of *Robert’s Rules of Order*.
- 1-2. All committees of Council or advisory boards and commissions shall adopt and enforce rules of procedure and decorum consistent with the rules of Council.

**ARTICLE TWO**  
**OFFICERS**

- 2-1. **CHAIRPERSON:** At the first meeting of the Council in January following each general election, the Council shall select one of its members to serve as Chairperson for a two year term. The Chairperson shall preside at all meetings of the Council and may execute on behalf of Council all official instruments or documents unless otherwise directed by a majority vote of Council. The Chairperson shall preserve order and decorum at all meetings, and shall state every question coming before Council, announce the decision of the Council, and decide questions of order. Any Council member may appeal the decision of the Chairperson on a question of order, and two thirds of those members present shall conclusively determine such question of order.

2-2. **VICE-CHAIRPERSON:** At the first meeting of the Council in January following the general election, the Council shall select one of its members to serve as Vice-Chairperson for a two year term. In the event that the Chairperson is absent or unable to serve, the Vice-Chairperson shall serve as Chairperson. In the event that the office of Chairperson is vacated, the Vice-Chairperson shall succeed to that office and another member shall be elected by Council to serve as Vice-Chairperson. When the Chairperson is absent from a regular or special meeting of the Council, or unavailable at the time execution on behalf of the Council is necessary, the Vice-Chairperson may execute on behalf of the Council all official instruments or documents unless otherwise directed by a majority vote of Council.

2-3. **COUNTY ADMINISTRATOR:** The Council, via a contract agreement, shall employ an Administrator, not a member of the Council, who shall be the Chief Administrative Officer of the County Government and shall be responsible for the administration of all the departments of the County Government which the Council has the authority to control. The County Administrator shall be apolitical, refraining from participation in the election of the members of the employing Council and from partisan political activities which would impair performance as a professional administrator. The Administrator shall be employed with regard to executive and administrative qualifications only, and need not be a resident of the County at the time of employment. The term of the employment shall be for a definite term or at the pleasure of the Council. Before the Administrator may be removed from the position, the Council shall deliver to the Administrator a written statement of the reasons for the proposed removal including notice of the Administrator's right to a public hearing at a public meeting of the Council. Within five (5) days after delivery of the notice of removal, the Administrator may file with the Council a written request for a public hearing. This hearing shall be held by Council not earlier than twenty (20) days nor later than thirty (30) days after the request is filed. The Administrator may also file with the Council a written reply not later than five (5) days before the hearing. The removal of the Administrator shall not be effective until after the decision of the Council following the public hearing if one is held.

2-3.1 **POWERS AND DUTIES:** The power and duties of the Administrator shall include, but not be limited to, the following:

- a. To serve as the Chief Administrative and Executive Officer of the County Government;
- b. To execute the policies, directives and legislative actions of the Council;
- c. To direct and coordinate operational agencies and administrative activities of the County Government;
- d. To supervise expenditure of appropriated funds;

- e. To prepare annual, monthly, and other reports for Council on finances and administrative activities of the County;
- f. To be responsible for the administration of the County personnel policies including salary and classification plans approved by the Council;
- g. To be responsible for the employment and discharge of personnel in those departments in which the employment authority is vested in the County Council. This authority shall not extend to any personnel employed in departments or agencies under the direction of an elected official nor to personnel appointed by the Council.
- h. To prepare annual operating and capital improvement budgets and submit them to the Council at such time as the Council determines, including with the submission a statement describing the important features of the proposed budget such as all sources of anticipated revenue and the amount of tax revenue required to meet the financial requirements of the County. The Administrator shall offer a certification stating that, in the Administrator's opinion, the proposed budget does not exceed anticipated revenues for the period concerned and he/she shall assure that there is full compliance.
- i. To execute on behalf of the Council official instruments or documents, including the power to contract and bind the County;
- j. To take all actions to provide for the County's compliance with applicable laws and regulations, and to maintain the physical properties of the County in good and safe state of repair and condition; and
- k. To perform such duties as may be required by the Council or authorized under the Council-Administrator form of government found in the South Carolina Code of Laws, as amended.

2-3.2 **NO AUTHORITY OVER ELECTED OFFICIALS:** With the exception of organizational and administrative policies established by the Council, the County Administrator shall exercise no direct authority over any elected official of the County whose offices were created by the Constitution or by the general law of the state.

2-3.3 **COUNCIL TO DEAL WITH EMPLOYEES THROUGH ADMINISTRATOR:** Except for the purposes of official Council approved inquiries and investigations in accordance with South Carolina Code of Laws Ann. § 4-9-660, the Council shall deal with County directors and employees who are subject to the supervision of the County Administrator solely through the Administrator, and neither the Council nor its individual members shall give orders or instructions directly to any such officers or employees.

- 2-3.4 **ABSENCE OR DISABILITY:** During the extended absence or disability of the Administrator, the Council shall designate another person to serve as acting Administrator.
- 2-3.5 **THE RELATIONSHIP TO COUNCIL:** The Administrator shall maintain high standards of integrity and confidence and adhere to the highest ethical and moral principles in the execution of duties. It shall be the Administrator's duty to continue to keep abreast of advances and developments in County Government administration. When the Council has established a policy in reference to any matter the County Administrator is directed to execute and administer that policy without further action by Council. In the event that any policies established by Council shall need changes or further definition it shall be the duty of the County Administrator to recommend to County Council in writing the proposed changes or definitions. It shall be the duty of the County Administrator to promulgate, implement and execute administrative policies for the management of operational functions of county government, and to propose necessary legislative and public policies for adoption by Council in order that such policies shall be executed without further action by Council.
- 2-3.6 **ACTIVITY REPORT:** The County Administrator is authorized and directed to develop and require submission of activity reports from all departments and agencies at such intervals and in such form as the County Administrator shall determine.
- 2-3.7 **OUTSIDE EMPLOYMENT:** The County Administrator will devote his/her full time to the administration of the County Government. Outside employment is prohibited unless approved by a majority vote of the members of Council and may be reflected in the Administrator's employment contract.
- 2-4. **CLERK:** The Council shall appoint a Clerk for an indefinite term. The Clerk shall record all proceedings of the Council and keep a journal of the proceedings which shall be open to public inspection; deliver copies of the minutes of each Council meeting to all members of Council prior to the next regular meeting; keep a register of all Ordinances and Resolutions, assigning them a number and arranging them in order of introduction, and shall assist in their indexing and codification; attest the signature of the Chairperson, Vice-Chairperson or County Administrator on official instruments or documents. During the disability or extended absence of the Clerk, the Council may designate an acting Clerk.
- 2-4.1 **PERMANENT RECORD OF PROCEEDINGS:** Minutes of all Council meetings and work sessions shall be taken in summary form. All Council member

votes shall be recorded in the minutes. The recordings of all Council meetings shall be permanently maintained for a minimum of five (5) years from the date of the meeting. Minutes of Council meetings will be transcribed verbatim only when requested by a Council member for a particular meeting or a portion of a meeting.

- 2-5. **COUNTY ATTORNEY:** The Council shall establish the position of County Attorney who shall provide general counsel to the County Administrator and Council. The County Administrator shall hire and supervise the County Attorney.

The County Attorney shall prepare or review all drafts of ordinances or resolutions as authorized by Council or the County Administrator for legal sufficiency, advise Council and the County Administrator on legal matters, and provide such other legal assistance to county departments and agencies as the County Administrator may authorize.

The County Attorney shall attend all regular meetings of Council and shall attend all special meetings of Council upon the request of the County Administrator. The County Attorney is not required to attend Committee meetings unless requested to do so by the County Administrator. The County Attorney shall refrain from participation in the election of the members of Georgetown County Council or other Georgetown County elected officials.

### **ARTICLE THREE**

#### **MEETINGS**

- 3-1. **MEETING ATTENDANCE:** The Council shall convene its regular meeting for the transaction of official business in the Georgetown County Council Chambers, unless otherwise specified by Council, with each member of Council generally making every effort to attend. If, however, for any reason a member of Council cannot attend any scheduled public meeting, he/she should notify the Clerk to Council prior to the beginning of the meeting to notify the Council and the public of the reason for the absence.

3-2. **MEETINGS, REGULAR**

- 3-2.1 Regular meetings of Council shall be held in accordance with a schedule prescribed by Council and made public at the beginning of each calendar year. The Council may vary the schedule upon concurrence of a majority.
- 3-2.2 Requests for agenda matters and supporting materials shall be provided to the County Administrator no later than 12:00 p.m. seven (7) days prior to the regular meeting date. Upon approval of the Chairperson, the agenda is set by the County Administrator no later than Friday of the week

preceding the regular Council meeting. Publication of the agenda shall be on Friday prior to the regular meeting or as soon as practicable thereafter, and, pursuant to the South Carolina Freedom of Information Act (as amended) the agenda is posted online and available upon request no later than twenty four (24) hours before the meeting.

3-3. **MEETINGS, SPECIAL**

- 3-3.1 The Chairperson or the majority of the members of Council may call special meetings of the Council.
- 3-3.2 All Council members shall be given written notice of a special meeting that specifies the subject matter to be discussed.
- 3-3.3 Twenty four (24) hours' notice must be given for a special meeting and the agenda is posted online no later than twenty four (24) hours before the meeting.

3-4. **MEETINGS, EMERGENCY**

- 3-4.1 The Chairperson, or in his/her absence the Vice-Chairperson, may call an emergency meeting.
- 3-4.2 An emergency meeting notice must be supported by a subject matter found in the South Carolina Code of Laws as constituting an emergency.
- 3-4.3 Only the items specified as constituting the emergency shall be considered at the emergency meeting.
- 3-4.4 Notice to all the Council of an emergency meeting will be by telephone, email, or other means as soon as practicable by no less than two (2) hours before the meeting.

3-5. **MEETINGS, BRIEFINGS, AND WORK SESSIONS**

- 3-5.1 The Chairperson may call a Briefing Meeting or Work Session or such meeting may be scheduled at a regular Council meeting.
- 3-5.2 All Council members shall be given written notice of a Briefing or Work Session Meeting that specifies the subject matter to be discussed at least two (2) days before the meeting. The agenda shall be posted online no later than twenty four (24) hours before the meeting.



- 3-5.3 The primary purpose of a Briefing or Work Session meeting shall be to present in-depth information and to provide an opportunity for the Council to raise questions for the purpose of making more informed decisions on complex issues that would take undue time at a regular meeting.

3-6. **MEETINGS, PUBLIC HEARING**

- 3-6.1 The Council shall hold public hearings for those matters required by law and may hold public hearings for any purpose the Council deems appropriate. Public hearings shall be held before final action is taken to:
- a. Adopt annual operational and capital improvement budgets;
  - b. Make appropriations, including supplemental appropriations;
  - c. Adopt building, housing, electrical, plumbing, gas, and other regulatory codes involving penalties;
  - d. Adopt zoning and subdivision regulations;
  - e. Levy taxes; and
  - f. Sell, lease or contract to sell or lease real property owned by the County.
- 3-6.2 Such public hearings shall be advertised as required by law. If there is no applicable law, public hearings shall be advertised in a newspaper of general circulation in the community at least fifteen (15) days prior to such hearing with notices and agenda posted online no later than twenty four (24) hours before the hearing.
- 3-6.3 A public hearing is understood to be a forum for people interested in the subject matter to present information to the Council for their consideration as they deliberate an issue. It is not a forum for opponents and proponents to debate their differences nor is it a forum for debate or argument between members of Council and opponents or proponents, or each other.
- 3-6.4 Each speaker shall be limited to three (3) minutes.
- 3-6.5 The presiding officer may terminate a presentation that is covering the same information covered by a previous speaker. Such speakers shall be encouraged to simply state their agreement with a previous speaker and bring new information to the subject.
- 3-6.6 In addition to verbal presentation, written material may be submitted to the Council for their consideration but the receipt and handout of written material shall not cause the flow of the meeting to stop.

3-6.7 The public hearing will be limited to a total of thirty (30) minutes for formal presentations.

3-7. **EXECUTIVE SESSION**

3-7.1 The Council may hold an executive session only for a purpose permitted by the South Carolina Freedom of Information Act, as amended. These purposes are defined in the South Carolina Code of Laws and are generally are limited to:

- a. Discussion of employment, appointment, compensation, promotion, demotion, discipline or release of an employee, or a person regulated by a public body, or the appointment of a person to a public body.
- b. Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against said agency of a claim.
- c. Discussion regarding the development of security personnel or devices.
- d. Investigative proceedings regarding allegations of criminal misconduct.
- e. Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of an industry or other business in the area served.

3-7.2 To hold an executive session, a motion must be made stating the specific purpose of the executive session or referring to the published agenda wherein the specific purpose is listed, seconded, and adopted to go onto executive session.

3-7.3 No vote shall be taken in executive session.

3-8. **ELECTRONIC MEETINGS**

3-8.1 Upon authorization and vote, and in accordance with the South Carolina Freedom of Information Act (also referred herein as “the Act”), Council and all Georgetown County Boards and Commissions (collectively referred to throughout as “the Governing Body”) conduct public meetings exclusively in electronic form, provided the medium for such meeting, whether telephonic, broadcast video, computer-based, or other electronic media,

or any combination of these, and the conduct of the electronic meeting, allows for the following standards and practices to be met:

(a) At the beginning of any electronic meeting, the presiding officer shall poll the members of the Governing Body to confirm attendance, and any member of the Governing Body attending by way of electronic media shall be considered present for the purposes of constituting a quorum.

(b) Throughout the duration of the electronic meeting, all members of the Governing Body, as well as any officials or staff required to speak at such meeting, must have the capability to be heard at all times by any other member of the governing body and by the general public.

(c) Any vote of the Governing Body must be conducted by individual voice vote of the members of the Governing Body, who shall verbally indicate their vote on any matter by stating “yay” or “nay.” All individual votes shall be recorded by the clerk, secretary, or presiding officers, as appropriate.

(d) Meetings shall be recorded or minutes kept in the same manner as an in-person meeting as required by the Act; provided, however, any digital broadcast of the meeting is not required to be kept as a record by the Governing Body.

(e) All members of the governing body, officials, staff, and presenters should identify themselves and be recognized prior to speaking. Members of the Governing Body shall comply with the rules of the Governing Body as they relate to procedural matters in order to preserve order and allow for the effectiveness of electronic meetings.

(f) Electronic executive sessions shall be permitted in accordance with the provisions of the Act and the Governing Body shall properly announce its reason for going into any executive session in conformance with Section 30-4-70 of the Act. Upon the entry into any electronic executive session, meeting minutes need not be kept and the electronic meeting utilized for such executive session may be held by (i) a separate telephonic, broadcast video, computer-based, or other electronic media, or any combination of these wherein the public shall not be permitted to participate, or (ii) on the initial telephonic, broadcast video, computer-based, or other electronic media, or any combination of these, with the implementation of necessary participation or listening restrictions, provided that in either instance all members of the Governing Body must have the capability to be heard at all times.

(g) With respect to any electronic meeting, any public comment periods provided for by local ordinance, resolution, policy, or bylaws are hereby suspended. In lieu of public comment periods, members of the public may submit their written public comments via email to the Clerk to Council – [tfloyd@gtcounty.org](mailto:tfloyd@gtcounty.org) - which shall be distributed to the members of the Governing Body.

(h) With respect to public hearings required by the South Carolina Code of Laws, said public hearings shall be conducted electronically as provided herein. All public comments made during such hearing shall be submitted in writing to the Clerk to Council via either:

- 1) U.S. Mail addressed to:  
Clerk to Council  
Georgetown County Council  
716 Prince Street  
Georgetown, South Carolina 29440
- 2) Email addressed to [tfloyd@gtcounty.org](mailto:tfloyd@gtcounty.org)

All comments must be received one (1) hour prior to the scheduled hearing. The comments shall be distributed to the members of the Governing Body prior to the public hearing and read into the record at the time of the public hearing. The comments shall be limited to three hundred (300) words or less. In the event more than ten (10) comments are received, the Chairperson is authorized to paraphrase the reading of the comments into the record in order to optimize time efficiency of the public hearing.

#### **ARTICLE FOUR** **QUORUM**

- 4-1. **QUORUM:** A majority of the seven members of the Council shall constitute a quorum to begin a meeting for the transaction of official business.

#### **ARTICLE FIVE** **PUBLISHED AGENDA**

- 5-1 **PUBLISHED AGENDA:** For all regularly scheduled meetings, the Council shall address itself to an established, published agenda. The Council shall approve the published agenda, including the Consent Agenda and the Executive Session agenda.

Once an agenda for a regular, special, called or rescheduled meeting is posted, no items may be added to the agenda without an additional 24-hour notice to the

public. The notice must be made in the same manner as the original posting.

After a meeting begins, an action item which is not a final action and for which public comment has been or will be received at a publicly noticed meeting, may be added to the agenda by a two-thirds vote of the members present and voting.

After a meeting begins, an action item which is a final action or for which there will be no opportunity for public comment, may be added to the agenda by

- a two-thirds vote of the members present and voting, and
- a finding that an emergency or exigent circumstance exists (an exigent circumstance would be considered an urgent or time-sensitive issue).

5-1.1 A public comment period may be the first item of business on the agenda and shall be limited to thirty (30) minutes. Each speaker will be limited to no more than three (3) minutes. If there are more than ten speakers, time allotted will be reduced to allow all speakers signed in to present within the 30 minute period. No speaker may yield his/her allotted time to another speaker. Members of the public who wish to address Council during the public input period shall sign up with the Clerk of Council before the meeting is called to order by the presiding officer. Preference as to the order of the speakers shall be given to those who have notified the Clerk in advance of the meeting of their desire to speak. When there are several members of the public present to address the same issue, one spokesperson shall be chosen on behalf of the group and the presiding officer has the authority to enforce this provision. A public comment period is not required under the South Carolina Code of Laws, rather it is authorized by Council as a means for the citizenry to speak to their representatives in a public setting. Consequently, no person shall be allowed to indulge in personalities, use language personally offensive, charge deliberate misrepresentation, or use language tending to hold a member of Council, a member of the County staff, or a member of the public up to contempt or ridicule.

5-1.2 Any Council member desiring to place an item on the agenda shall notify the Chairperson. The Chairperson shall notify the Clerk no later than 12:00 p.m. 7 days prior to the regular meeting. This provision shall include the names and applications of appointees to various county boards and commissions.

5-1.3 The consent agenda may consist of items that are more than likely not to be controversial as well as any ordinance proposed for first reading. Any Council member may request that an item be placed on the consent agenda, and any member may request that an item be removed therefrom. Any ordinance may be read in at first reading by title only.

**ARTICLE SIX**  
**DECORUM AND DEBATE**

- 6-1. When a measure is before the Council for consideration, the presiding officer shall recognize the appropriate individual to present the case.
- 6-2. When two (2) or more members wish to speak, the presiding officer shall decide and recognize such members in turn.
- 6-3. No member of Council shall interrupt another while speaking, except to make a point of order or make a point of personal privilege.
- 6-4. The presiding officer shall not be obligated to recognize any Council member for a second comment on a subject or amendment until every Council member wishing to speak has been allowed a first comment.
- 6-5. No member shall speak more than five (5) minutes on any subject or amendment. Such member may use his/her time in any combination, in separate speech or comments totaling five (5) minutes. Council members shall also have the right to yield a portion of their time to another member.
- 6-6. Any member wishing to speak more than five (5) minutes on any question or any amendment to the question shall be accorded the privilege without objection or upon motion supported by two-thirds of the Council members present.
- 6-7. The Council may agree to limit debate on any item of business before it. That agreement may be formalized by a majority vote of the Council.
- 6-8. The presiding officer shall not entertain any dilatory motions.
- 6-9. No Council member shall be permitted to indulge in personalities, use language personally offensive, arraign motives of members, charge deliberate misrepresentation, or use other language tending to hold a member of Council or the public up to contempt or ridicule.
- 6-10. If a member is speaking or otherwise transgressing the rules of the Council, the presiding officer shall, or any Council member may, call him or her to order. In such case, he or she shall immediately be silent unless permitted to explain. The Council shall, if appealed to, decide the case without debate. If the decision is in favor of the member called to order, he/she shall be at liberty to proceed, but otherwise shall remain silent.

- 6-11. Any member found in violation of the rules of Council by a majority vote of Council may be censured.

## **ARTICLE SEVEN**

### **VOTING**

- 7-1. A member may cast his/her vote in person or by any electronic means if a member is unable to attend in person. No members of the County Council, or a committee, shall be allowed under any circumstances to vote by proxy at any Council or Committee meeting.
- 7-2. Any member may request a roll call vote at any time.
- 7-3. No member shall vote on any question where his/her private interest in the matter presents a conflict of interest (according to the South Carolina State Ethics Act). Members shall declare their conflict of interest in an issue and refrain from participating in the discussion or the vote on the issue. The meeting minutes shall reflect any conflict of interest declaration.

## **ARTICLE EIGHT**

### **COUNCIL DECISIONS**

- 8-1. The members of Council have the responsibility to establish policy, make Council decisions, and adopt ordinances which in the majority view will be in the best interest of Georgetown County and all its citizens. Council members thus have an obligation to expect differences of opinion and to respect the views of each individual member of Council. At the same time, individual members should recognize that when the Council has made a decision, the issue has been decided whether or not they were in the majority or the minority.

## **ARTICLE NINE**

### **ORDINANCES AND RESOLUTIONS**

- 9-1. **ORDINANCES AND RESOLUTIONS IN GENERAL:** The Council shall take legislative action by Ordinance. Executive action shall be taken by Resolution.
- 9-2. **READINGS:** With the exception of emergency ordinances, all ordinances shall be read at three public meetings of Council on three separate days with an interval of not less than seven days between the second and third reading. A verbatim reading of an ordinance shall not be required unless such reading is requested by a member.
- 9-3. **FIRST READING:** An ordinance may be introduced for first reading by title only at any meeting of Council. No debate or amendment shall be in order unless a

member makes a motion to invoke the pending ordinance doctrine for a zoning ordinance matter. The ordinance may be referred by the Chairperson to an appropriate committee or to the Council as a whole.

- 9-4. **SECOND READING:** Reports on a proposed ordinance shall be presented at the next regular meeting after the first reading. Prior to second reading, a draft of the text of the ordinance shall be delivered to every member. After the proposed ordinance has been read, amendments shall be in order, but shall not be considered unless they are germane to the proposed ordinance. Any member of the Council may require that amendments be in writing. After all amendments and privileged motions, if any, are disposed of, the question shall be, shall the ordinance receive second reading.
- 9-5. **THIRD READING:** After the ordinance has been given second reading, and if a public hearing has been held if required by law or action of Council, it shall be given third reading at a subsequent public meeting and amendments may be offered on third reading the same as on second reading. After all amendments and privileged motions, if any are disposed of, the question shall be passage of the ordinance.
- 9-6. **VOTES REQUIRED FOR PASSAGE:** With the exception of those items requiring a 2/3<sup>rd</sup> majority or alternate majority type for approval as found in State law, no ordinance or amendment shall be adopted unless at least a majority of the members present shall have voted for its passage on second and third readings. The repeal or amendment of ordinances shall follow the same procedure set forth for adoption.
- 9-7. **EMERGENCY ORDINANCES:** To meet public emergencies, affecting life, health, safety of the property of the people, Council may adopt emergency ordinances, but such ordinances shall not levy taxes, grant, renew, or extend a franchise or impose or change a service rate. Every emergency ordinance shall be designated as such and shall contain declaration that an emergency exists and shall describe the emergency. An emergency ordinance is effective immediately upon its enactment without regard to any reading, public hearing, publication requirement, or public notice. Such ordinances shall expire automatically as of the 61<sup>st</sup> day of the following enactment.
- 9-8. **CODIFICATION:** All ordinances enacting general law shall be compiled, indexed, codified, and made available online. Further, all ordinances, regardless of type, shall be kept by the Clerk and maintained in a permanent record of all ordinances adopted. Nothing herein prevents any requirement of this section from being satisfied by electronic means.



- 9-9. **EFFECTIVE DATE OF ORDINANCES:** Ordinances shall take effect on the day the ordinance is given third reading unless another date is specified in the ordinance.
- 9-10. **RESOLUTIONS:** A resolution shall require only one reading for its adoption, and may be adopted at either a regular or special meeting by a majority vote of the members present at the meeting.
- 9-11. **STANDARD CODES OR TECHNICAL REGULATIONS:** The Council may adopt any standard code or technical regulation by reference.

## **ARTICLE TEN** **COMMITTEES**

- 10-1. **APPOINTMENTS TO STANDING COMMITTEES:** All members of Council shall be appointed to serve on at least one of the Council standing committees. Standing committee appointments shall be made by the Chairperson no later than the second regular meeting of Council in January following each general election and the Chairperson shall also designate the respective Chairperson of each committee. Members of the standing committees shall serve until the next general election of Council, unless they are removed by their consent or cease to be member of Council. Each standing committee shall consist of not less than three members.
- 10-2. **STANDING COMMITTEES:** Standing committees of the Council shall be as follows:
- 10-2.1 An Administration and Finance Committee which shall consist of not less than three members of the County Council.
  - 10-2.2 A Health, Education, and Leisure Committee which shall consist of not less than three members of the County Council.
  - 10-2.3 A Justice and Safety Committee which shall consist of not less than three members of the County Council.
  - 10-2.4 A Public Works Committee which shall consist of not less than three members of the County Council.
  - 10-2.5 Ad-Hoc Committees: Upon the authorization of Council, their Chairperson may appoint ad-hoc committees composed of Council members, a combination of council members and citizens, or citizen members only to study and advise council on a specific issue. Such committees shall function for a specific time periods and shall be dissolved at the end of the time period or when their business is finished, whichever is the earliest. The time period for

existence of such committees may be extended for a time certain by action of the Council.

- 10-2.6      Committee Meetings and Reports: Committee meetings shall be held on the call of the Chairperson of the committee upon two days' notice of such meeting to each committee member, unless all of the members of the committee waive such notice and agree upon an earlier time for such meeting but no earlier than 24 hours before the scheduled start of the meeting. A quorum for each committee shall consist of a majority of its members. The Chairperson of a standing committee shall report upon the activities of the committee at a regular council meeting, and a time for such reports shall be deemed to be included in every agenda when the subject matter of the report has previously been referred to the committee. Each committee shall function as an advisory committee to the County Administrator when the Administrator so requests and to the County Council. Each committee shall investigate, gather information, make inquiries, and study the issues under its jurisdiction with a purpose of keeping the Council fully informed. Committees may make reports to the Council with recommendations for action by the Council. Action taken by any committee shall not be construed as action taken by the Council until the subject matter of the committee's action has been presented at a regular or special meeting of the Council and acted upon by the Council in accordance with these rules.
- 10-2.7      Recall of Referred Matters: Any matter which has been referred to a committee may be recalled by an affirmative vote of the majority of the members of Council in attendance of a Council meeting.

## **ARTICLE ELEVEN**

### **PARLIAMENTARY PROCEDURE**

- 11-1      **CHAIRPERSON TO VOTE:** The Chairperson shall vote in all cases except where a personal conflict exists.
- 11-2      **PRIVILEGE OF COUNCILMEMBERS:** A Council member shall have the privilege of having an abstract of the member's statement on any subject under consideration by the Council member entered in the minutes.
- 11-3      **STATEMENT ON BEHALF OF COUNCIL:** No Council member shall make or issue any statement which purports to speak on behalf of the entire Council or the Council as a body at any time unless the issue is question has been duly adopted by the Council. The Chairperson shall thereupon be the official spokesman for

Council unless the Chairperson has recommended and the Council has approved another person to serve as the spokesman on a particular issue.

- 11-4 **WHEN MOTIONS ARE DEBATABLE:** All motions, except motions to adjourn, to recess, to lay on the table, and questions of order or privilege, shall be debatable. No motion shall be debated until it has been stated by the Chairperson. All questions of order shall be decided by the Chairperson without debate, subject to an appeal to the Council.
- 11-5 **MOTIONS TO RECONSIDER:** A motion to reconsider any action taken by the Council may be made only on the day such action was taken or at the next regular meeting of Council. Such motion must be made by a Council member voting on the prevailing side, but may be seconded by any other Council member, and may be made at any time.
- 11-6 **MOTIONS THAT INTERRUPT A SPEAKER:** Only the following motions shall be permitted to interrupt a speaker:
- 11-6.1 A question of order. This question is to the effect that the rules of Council are not being adhered to. It is not debatable and does not require a second.
- 11-6.2 A question of privilege. This question relates to the rights and privileges of a member of the Council, i.e., charges made against the official character of a member; that the member has not been furnished with pertinent information available to other members of Council; that the member did not hear or understand a statement presented to Council, etc. It does not require a second.
- 11-6.3 A motion to adjourn. This motion is not debatable but does require a second.
- 11-7. **MOTIONS THAT CANNOT INTERRUPT A SPEAKER BUT MAY INTERRUPT THE PROCEEDINGS:** The following motions cannot interrupt a speaker without the speaker's consent but may interrupt the proceedings and shall be received during debate:
- 11-7.1 A motion to lay on the table. The motion removes the subject from consideration until the Council votes to again consider the subject. It is not debatable but does require a second. Any item remaining on the table at the adjournment of the regular meeting following the meeting where the motion to lay on the table was approved shall be permanently removed from Council consideration.

- 11-7.2 A motion for the previous/to call the question. This motion is to the effect that the debate now cease, and the Council immediately proceed to vote on the pending question. It is not debatable but does require a second.
- 11-7.3 A motion to adjourn debate to a subsequent meeting. The effect of this motion is to postpone the subject to the time specified in the motion and until which time it cannot be taken up except by majority vote of the Council. It is debatable and does require a second.
- 11-7.4 A motion to commit or recommit. The effect of this motion is to refer the subject to a committee. It is debatable and requires a second.
- 11-7.5 A motion to amend. This motion is debatable and requires a second.

The above motions have precedence in the order listed.

**11.8 MOTIONS THAT DO NOT REQUIRE A SECOND:** The following motions do not require a second.

- 11.8-1 Inquiries of any kind.
- 11.8-2 Leave to withdraw a motion.
- 11.8-3 Nominations.
- 11.8-4 Point of order.
- 11.8-5 Question of privilege.

## **ARTICLE TWELVE**

### **DOCUMENTS**

- 12-1. **DOCUMENTS OF THE COUNTY:** All documents, files, correspondence, reports, records, and other written, printed or electronic material or information pertaining to the business of Georgetown County or to any of its departments or personnel, prepared, received or used by the County Administrator or any other County official or employee in the course of County employment shall be the property of Georgetown County. No such material or information shall be removed from the custody of Georgetown County at any time. Individuals seeking

to obtain information related hereto shall may be able to do so in accordance with the South Carolina Freedom of Information Act, as amended.

- 12-2. **PERSONNEL FILES:** Personnel files are confidential information and shall be available to Council members only as a part of an official inquiry or investigation authorized by Council.

**ARTICLE THIRTEEN**  
**SEAL**

- 13-1. **SEAL OF THE COUNTY OR COUNCIL:** The seal of Georgetown County or the Georgetown County Council shall not be required upon execution or attestation of any document.

**ARTICLE FOURTEEN**  
**SUSPENSION OF RULES**

- 14-1. **SUSPENSION OF RULES:** Any of these rules may be suspended except those which are matters of State law, upon an affirmative vote of a majority of the members of the Council.

**ARTICLE FIFTEEN**  
**AMENDMENT OF RULES**

- 15-1. **AMENDMENT OF RULES:** Amendment of these ruled shall be by ordinance.

ANY PREVIOUSLY ADOPTED RULES OF PROCEDURE BY GEORGETOWN COUNTY COUNCIL UNDER  
ORD. 99-30 ARE HEREBY REPEALED AND REPLACED WITH THIS ORDINANCE.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2021 by a vote of Georgetown County Council.

\_\_\_\_\_  
Chairperson

ATTEST:

\_\_\_\_\_  
Theresa E. Floyd, Clerk

This ordinance is approved as to form and content.

---

H. Thomas Morgan, Jr., Esq.  
Interim Georgetown County Attorney

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

# AN ORDINANCE TO ADOPT RULES OF PROCEDURE FOR THE GEORGETOWN COUNTY COUNCIL

**WHEREAS**, Georgetown County Council finds it necessary to conduct the public's business in a forthright manner that can be clearly understood by everyone involved and being so desires to adopt the following rules of procedure; **AND**

**NOW, THEREFORE,** Georgetown County Council shall adopt and utilize the following rules of procedure to govern the conduct of meetings of council and other matters provided therein:

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## ARTICLE ONE

## RULES

- 1-1. The following set of rules shall be in effect upon adoption by the Georgetown County Council (hereinafter “Council”). These rules shall pertain to all meetings and proceedings. ~~These rules shall take precedence over other rules of Council.~~ Items not ~~specifically~~ covered in these rules shall be decided in accordance with the South Carolina Association of Counties *Model Rules of Parliamentary Procedure, 3rd-2<sup>nd</sup> Edition* (hereinafter “Model Rules”). Any question of parliamentary procedure that cannot first be concluded from these adopted rules and then second from the Model Rules, will be decided utilizing the latest edition of Robert’s Rules of Order.
- 1-2. All committees of Council or advisory boards and commissions shall adopt and enforce rules of procedure and decorum consistent with the rules of Council.

## ARTICLE TWO

## OFFICERS

- 2-1. **CHAIRPERSON:** At the first meeting of the Council in January following each general election, the Council shall select one of its members to serve as Chairperson for a two year term. The Chairperson shall preside at all meetings of the Council and may execute on behalf of Council all official instruments or documents unless otherwise directed by a majority vote of Council. The Chairperson shall preserve order and decorum at all meetings, and shall state every question coming before Council, announce the decision of the Council, and

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decide questions of order. Any Council member may appeal the decision of the Chairperson on a question of order, and two thirds of those members present shall conclusively determine such question of order.

- 2-2. **VICE-CHAIRPERSON:** At the first meeting of the Council in January following the general election, the Council shall select one of its members to serve as Vice-Chairperson for a two year term. In the event that the Chairperson is absent or unable to serve, the Vice-Chairperson shall serve as Chairperson. In the event that the office of Chairperson is vacated, the Vice-Chairperson shall succeed to that office and another member shall be elected by Council to serve as Vice-Chairperson. When the Chairperson is absent from a regular or special meeting of the Council, or unavailable at the time execution on behalf of the Council is necessary, the Vice-Chairperson may execute on behalf of the Council all official instruments or documents unless otherwise directed by a majority vote of Council.

- 2-3. **COUNTY ADMINISTRATOR:** The Council, via a contract agreement, shall employ an Administrator, not a member of the Council, who shall be the Chief Administrative Officer of the County Government and shall be responsible for the administration of all the departments of the County Government which the Council has the authority to control. The County Administrator shall be apolitical, refraining from participation in the election of the members of the employing Council and from partisan political activities which would impair performance as a professional administrator. The Administrator shall be employed with regard to executive and administrative qualifications only, and need not be a resident of the County at the time of employment. The term of the employment shall be for a definite term, or at the pleasure of the Council. Before the Administrator may be removed from the position-office, the Council shall deliver to the Administrator a written statement of the reasons for the proposed removal, including and notice of the Administrator's right to a public hearing at a public meeting of the Council. Within five (5) days after delivery of the notice of removal, the Administrator may file with the Council a written request for a public hearing. This hearing shall be held by Council not earlier than twenty (20) days nor later than thirty (30) days after the request is filed. The Administrator may also file with the Council a written reply not later than five (5) days before the hearing. The removal of the Administrator shall not be effective until after the decision of the Council following the public hearing if one is held.

- 2-3.1 **POWERS AND DUTIES:** —The power and duties of the Administrator shall include, but not be limited to, the following:

a. To serve as the Chief Administrative and Executive Officer of the County Government;

a. \_\_\_\_\_

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- b. To execute the policies, directives and legislative actions of the Council;
- c. To direct and coordinate operational agencies and administrative activities of the County Government;
- d. To supervise expenditure of appropriated funds;
- e. To prepare annual, monthly, and other reports for Council on finances and administrative activities of the County;
- e. To be responsible for the administration of the County personnel policies including salary and classification plans approved by the Council;
- f. To be responsible for the employment and discharge of personnel in those departments in which the employment authority is vested in the County Council. This authority shall not extend to any personnel employed in departments or agencies under the direction of an elected official nor to personnel appointed by the Council.
- g. To prepare annual operating and capital improvement budgets and submit them to the Council at such time as the Council determines, including with the submission a statement describing the important features of the proposed budget such as all sources of anticipated revenue and the amount of tax revenue required to meet the financial requirements of the County. The Administrator shall ~~offer~~affix a certification stating that, in the Administrator's opinion, the proposed budget does not exceed anticipated revenues for the period concerned and he/she shall assure that there is full compliance.
- h. To execute on behalf of the Council official instruments or documents, including the power to contract and bind the County;
- i. To take all actions to provide for the County's compliance with applicable laws and regulations, and to maintain the physical properties of the County in good and safe state of repair and condition; and
- j. To perform such duties as may be required by the Council or authorized under the Council-Administrator form of government found in the South Carolina Code of Laws, as amended.

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- 2-3.2 **NO AUTHORITY OVER ELECTED OFFICIALS:** With the exception of organizational and administrative policies established by the Council, the County Administrator shall exercise no direct authority over any elected official of the County whose offices were created by the Constitution or by the general law of the state.
- 2-3.3 **COUNCIL TO DEAL WITH EMPLOYEES THROUGH ADMINISTRATOR:** Except for the purposes of official Council approved inquiries and investigations in accordance with South Carolina Code of Laws Ann. § 4-9-660, the Council shall deal with County directors officers and employees who are subject to the supervision of the County Administrator solely through the Administrator, and neither the Council nor its individual members shall give orders or instructions directly to any such officers or employees.
- 2-3.4 **ABSENCE OR DISABILITY:** During the extended absence or disability of the Administrator, the Council shall designate another person to serve as acting Administrator.
- 2-3.5 **THE RELATIONSHIP TO COUNCIL:** ~~—~~ The Administrator shall maintain high standards of integrity and confidence and adhere to the highest ethical and moral principles in the execution of duties. It shall be the Administrator's duty to continue to keep abreast of advances and developments in County Government administration. When the Council has established a policy in reference to any matter the County Administrator is directed to execute and administer supervise that policy without further action by Council. In the event that any policies established by Council shall need changes or further definition it shall be the duty of the County Administrator to recommend to County Council in writing the proposed changes or definitions. It shall be the duty of the County Administrator to promulgate, implement and execute administrative policies for the management of operational functions of county government, and to propose necessary legislative and public policies for adoption by Council in order that such policies shall be executed without further action by Council.
- 2-3.6 **ACTIVITY REPORT:** The County Administrator is authorized and directed to develop and require submission of activity reports from all departments and agencies at such intervals and in such form as the County Administrator shall determine.
- 2.37 **OUTSIDE EMPLOYMENT:** The County Administrator will devote his/her full time to the administration of the County Government. Outside employment is prohibited unless approved by a majority vote of the

members of Council and may be reflected in the Administrator's employment contract.

- 2-4. **CLERK:** The Council shall appoint a Clerk for an indefinite term. The Clerk shall record all proceedings of the Council and keep a journal of the proceedings which shall be open to public inspection; deliver copies of the minutes of each Council meeting to all members of Council prior to the next regular meeting; keep a register of all Ordinances and Resolutions, assigning them a number and arranging them in order of introduction, and shall assist in their indexing and codification; attest the signature of the Chairperson, Vice-Chairperson or County Administrator on official instruments or documents. During the disability or extended absence of the Clerk, the Council may designate an acting Clerk.

- 2-4.1 **PERMANENT RECORD OF PROCEEDINGS:** Minutes of all Council meetings and work sessions shall be taken in summary form. All Council members votes shall be recorded in the minutes. The recordingstapes of all Council meetings shall be permanently maintained by the Clerk for a minimum of five (5) years from the date of the meeting. Minutes of Council meetings will be transcribed verbatim only when requested by a Council member for a particular meeting or a portion of a meeting.

- 2-5. **COUNTY ATTORNEY:** The Council shall retain-establish the position of a County Attorney who shall provide general counsel to the County Administrator and Council. and serve at the pleasure of County Council. The County Administrator shall hire and supervise the County Attorney on behalf of County Council.

The County Attorney shall prepare or review all drafts of ordinances or resolutions as authorized by Council or the County Administrator for legal sufficiency, advise Council and the County Administrator on legal matters, and provide such other legal assistance to county departments and agencies as the County Administrator may authorize.

The County Attorney shall attend all regular meetings of Council and shall attend all special meetings of Council upon the request of the County Administrator. The County Attorney is not required to attend Committee meetings unless requested to do so by the County Administrator. The County Attorney shall refrain from participation in the election of the members of Georgetown County Council or other Georgetown County elected officials.

## ARTICLE THREE

### MEETINGS

3-1. **MEETING ATTENDANCE:** The Council shall convene its regular meeting for the transaction of official business in the Georgetown County Council Chambers, unless otherwise specified by Council, with each member of Council generally making every effort to attend. If, however, for any reason a member of Council cannot attend any scheduled public meeting, he/she should notify the Clerk to Council prior to the beginning of the meeting to notify the Council and the public of the reason for the absence.

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### 3-2. **MEETINGS, REGULAR**

3-2.1 Regular meetings of Council shall be held in accordance with a schedule prescribed by Council and made public at the beginning of each calendar year. The Council may vary the schedule upon concurrence of a majority.

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3-2.2 Requests for agenda matters and supporting materials shall be provided to the County Administrator no later than 12:00 o'clock p.m. sevenon Thursday, (7)12 days prior to the regular meeting date. Upon approval of the Chairperson, the agenda is set by the County Administrator, upon approval of the Chairperson, no later than Friday Tuesday of the week preceding the regular Council meeting. Publication of the agenda shall be on FridayThursday prior to the regular meeting or as soon as practicable thereafter, and, pursuant to the South Carolina Freedom of Information Act (as amended) the agenda is posted online the bulletin board of the Courthouse and the County Administrative Office Building and available upon request no later than twenty four (24) hours before the meeting.

### 3-3. **MEETINGS, SPECIAL**

3-3.1 The Chairperson or the majority of the members of Council may call special meetings of the Council.

3-3.2 All Council members shall be given written notice of a special meeting that specifies the subject matter to be discussed.

3-3.3 Twenty four (24) hours' notice must be given for a special meeting and the agenda is -posted online the bulletin board of the Courthouse and the County Administrative Office Building no later than twenty four (24) hours before the meeting.

### 3-4. **MEETINGS, EMERGENCY**

3-4.1 The Chairperson, or in his/her absence the Vice-Chairperson, may call an emergency meeting.

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3-4.2 An emergency meeting notice must be supported by a subject matter found in the South Carolina Code of Laws as constituting an emergency.  
~~documentation of the emergency.~~

3-4.3 Only the items specified as constituting the emergency shall be considered at the emergency meeting.

3-4.4 Notice to all the Council of an emergency meeting ~~will~~ may be by telephone, email, or other means as soon as practicable by no less than  
~~not less than two~~four (24) hours before the meeting.

### 3-5. MEETINGS, BRIEFINGS, AND WORK SESSIONS

3-5.1 The Chairperson may call a Briefing Meeting or Work Session or such meeting may be scheduled at a regular Council meeting.

3-5.2 All Council members shall be given written notice of a Briefing or Work Session Meeting that specifies the subject matter to be discussed at least two (2) ~~working~~ days before the meeting. The agenda shall be posted online the bulletin board of the Courthouse and the County Administrative Office Building, no later than twenty four (24) hours before the meeting.

3-5.3 The primary purpose of a Briefing or Work Session meeting shall be to present in-depth information and to provide an opportunity for the Council to raise questions for the purpose of making more informed decisions on complex issues that would take undue time at a regular meeting.

### 3-6. MEETINGS, PUBLIC HEARING

3-6.1 The Council shall hold public hearings for those matters required by law and may hold public hearings for any purpose the Council deems appropriate. Public hearings shall be held before final action is taken to:

~~a.~~ Adopt annual operational and capital improvement budgets;

~~a.~~

~~b.~~ Make appropriations, including supplemental appropriations;

~~b.~~

~~c.~~ Adopt building, housing, electrical, plumbing, gas, and other regulatory codes involving penalties;

~~c.~~

~~d.~~ Adopt zoning and subdivision regulations;

~~d.~~

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~~e. Levy taxes; and~~

~~e.~~

f. Sell, lease or contract to sell or lease real property owned by the County.

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3-6.2 Such public hearings shall be advertised as required by law. If there is no applicable law, public hearings shall be advertised in a newspaper of general circulation in the community at least fifteen (15) days prior to such hearing with notices and agenda posted online the bulletin board of the County Courthouse and the County Administrative Building no later than twenty four (24) hours before the hearing.

3-6.3 A public hearing is understood to be a forum for people interested in the subject matter to present information to the Council for their consideration as they deliberate an issue. It is not a forum for opponents and proponents to debate their differences nor is it a forum for debate or argument between members of Council and opponents or proponents, or each other.

3-6.4 Each speaker shall be limited to threefive (35) minutes. unless the Chairperson authorizes one (1) extension of three (3) minutes.

3-6.5 The presiding officer may terminate a presentation that is covering the same information covered by a previous speaker. Such speakers shall be encouraged to simply state their agreement with a previous speaker and bring new information to the subject.

3-6.6 In addition to verbal presentation, written material may be submitted to the Council for their consideration but the receipt and handout of written material shall not cause the flow of the meeting to stop.

3-6.7 ~~Proponents and opponents will each~~The public hearing will be limited to a total of thirty (30) minutes for formal presentations. ~~on any agenda item. Notwithstanding the time limitation in Section 3-6.4, the proponents or opponents may opt to devote their entire time allocation to one or more speakers with the total time of all speakers not exceeding thirty (30) minutes. The presiding chairperson shall determine if this approach will be used by either side prior to recognizing the first speaker.~~  
3-6.7

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### 3-7. EXECUTIVE SESSION

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3-7.1 The Council may hold an executive session only for a purpose permitted by the South Carolina Freedom of Information Act, as amended, from time to time.

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These purposes are defined in the South Carolina Code of Laws and are generally are limited to:

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a. Discussion of employment, appointment, compensation, promotion, demotion, discipline or release of an employee, or a person regulated by a public body, or the appointment of a person to a public body.

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a. Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal of advice, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against said agency of a claim.

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b. Discussion regarding the development of security personnel or devices.

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c. Investigative proceedings regarding allegations of criminal misconduct.

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d. Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of an industry or other business in the area served.

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3-7.2 To hold an executive session, a motion must be made stating the specific purpose of the executive session or referring to the published agenda wherein the specific purpose is listed, seconded, and adopted to go onto executive session for a permitted purpose.

3-7.3 No vote shall be taken in executive session.

### 3-8. ELECTRONIC MEETINGS

3-8.1 Upon authorization and vote, and in accordance with the South Carolina Freedom of Information Act (also referred herein as "the Act"), Council and all Georgetown County Boards and Commissions (collectively referred to throughout as "the Governing Body") conduct public meetings exclusively in electronic form, provided the medium for such meeting, whether telephonic, broadcast video, computer-based, or other electronic media,

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or any combination of these, and the conduct of the electronic meeting, allows for the following standards and practices to be met:

(a) At the beginning of any electronic meeting, the presiding officer shall poll the members of the Governing Body to confirm attendance, and any member of the Governing Body attending by way of electronic media shall be considered present for the purposes of constituting a quorum.

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(b) Throughout the duration of the electronic meeting, all members of the Governing Body, as well as any officials or staff required to speak at such meeting, must have the capability to be heard at all times by any other member of the governing body and by the general public.

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(c) Any vote of the Governing Body must be conducted by individual voice vote of the members of the Governing Body, who shall verbally indicate their vote on any matter by stating "yay" or "nay." All individual votes shall be recorded by the clerk, secretary, or presiding officers, as appropriate.

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(d) Meetings shall be recorded or minutes kept in the same manner as an in-person meeting as required by the Act; provided, however, any digital broadcast of the meeting is not required to be kept as a record by the Governing Body.

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(e) All members of the governing body, officials, staff, and presenters should identify themselves and be recognized prior to speaking. Members of the Governing Body shall comply with the rules of the Governing Body as they relate to procedural matters in order to preserve order and allow for the effectiveness of electronic meetings.

(f) Electronic executive sessions shall be permitted in accordance with the provisions of the Act and the Governing Body shall properly announce its reason for going into any executive session in conformance with Section 30-4-70 of the Act. Upon the entry into any electronic executive session, meeting minutes need not be kept and the electronic meeting utilized for such executive session may be held by (i) a separate telephonic, broadcast video, computer-based, or other electronic media, or any combination of these wherein the public shall not be permitted to participate, or (ii) on the initial telephonic, broadcast video, computer-based, or other electronic media, or any combination of these, with the implementation of necessary participation or listening restrictions, provided that in either instance all members of the Governing Body must have the capability to be heard at all times.

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(g) With respect to any electronic meeting, any public comment periods provided for by local ordinance, resolution, policy, or bylaws are hereby suspended. In lieu of public comment periods, members of the public may submit their written public comments via email to the Clerk to Council – [tfloyd@gtcounty.org](mailto:tfloyd@gtcounty.org) - which shall be distributed to the members of the Governing Body.

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(h) With respect to public hearings required by the South Carolina Code of Laws, said public hearings shall be conducted electronically as provided herein. All public comments made during such hearing shall be submitted in writing to the Clerk to Council via either:

1) U.S. Mail addressed to:

Clerk to Council

Georgetown County Council

716 Prince Street

Georgetown, South Carolina 29440

2) Email addressed to [tfloyd@gtcounty.org](mailto:tfloyd@gtcounty.org)

All comments must be received one (1) hour prior to the scheduled hearing. The comments shall be distributed to the members of the Governing Body prior to the public hearing and read into the record at the time of the public hearing. The comments shall be limited to three hundred (300) words or less. In the event more than ten (10) comments are received, the Chairperson is authorized to paraphrase the reading of the comments into the record in order to optimize time efficiency of the public hearing.

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#### ARTICLE FOUR

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##### QUORUM

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- 4-1. **QUORUM:** A majority of the seven members of the Council shall constitute a quorum to begin a meeting for the transaction of official business.

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#### ARTICLE FIVE

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##### ~~PUBLISHED AGENDA~~ORDER OF BUSINESS

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- 5-1 **~~PUBLISHED AGENDA~~ORDER OF BUSINESS:** For all regularly scheduled meetings, the Council shall address itself to an established, published agenda. The Council shall approve the published agenda, including the Consent Agenda and the

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Executive Session agenda. ~~Once the agenda is published, requests to change the agenda will only be granted upon a majority vote of Council.~~

~~Once an agenda for a regular, special, called or rescheduled meeting is posted, no items may be added to the agenda without an additional 24-hour notice to the public. The notice must be made in the same manner as the original posting.~~

~~After a meeting begins, an action item which is not a final action and for which public comment has been or will be received at a publicly noticed meeting, may be added to the agenda by a two-thirds vote of the members present and voting.~~

~~After a meeting begins, an action item which is a final action or for which there will be no opportunity for public comment, may be added to the agenda by~~

- ~~▪ a two-thirds vote of the members present and voting, and~~
- ~~▪ a finding that an emergency or exigent circumstance exists (an exigent circumstance would be considered an urgent or time-sensitive issue).~~

The order of business shall be:

- Invocation
- Pledge of Allegiance
- Public Comment Period
- Approval of the Agenda (including the Consent Agenda and Executive Session Agenda)
- Approval of Minutes
- Consent Agenda
- Public Hearings
- Appointments to Boards and Commissions
- Resolutions
- Third Reading of Ordinances
- Second Reading of Ordinance
- Introduction of Ordinances
- Council Briefing & Committee Reports
- Reports to Council
- Legal Briefing
- Executive Session
- Adjourn

5-1.1 ~~A~~ The public comment period ~~may shall~~ be the first item of business on the agenda and shall be limited to thirty (30) minutes. Each speaker will be limited to no more than ~~threefive~~ (35) minutes. If there are more than ~~tensix~~ speakers, time allotted will be reduced to allow all speakers ~~signed in~~ to present within the 30 minute period. No speaker may yield his/her allotted time to another speaker. Members of the public who wish to

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address Council during the public input period ~~shall~~should sign up with the Clerk of Council before the meeting is called to order by the presiding officer. Preference as to the order of the speakers shall be given to those who have notified the Clerk in advance of the meeting of their desire to speak. When there are several members of the public present to address the same issue, ~~it is recommended that~~ one spokesperson shall be chosen on behalf of the group and the presiding officer has the authority to enforce this provision. A public comment period is not required under the South Carolina Code of Laws, rather it is authorized by Council as a means for the citizenry to speak to their representatives in a public setting. Consequently, No person shall be allowed to indulge in personalities, use language personally offensive, charge deliberate misrepresentation, or use language tending to hold a member of Council, a member of the County staff, or a member of the public up to contempt or ridicule.

5-1.2 Any Council member desiring to place an item on the agenda shall notify the ~~Chairman~~Chairperson. Clerk. The Chairman shall notify the Clerk no later than 12:00 ~~e'clock~~ p.m. ~~on Thursday, 12-7~~ days prior to the regular meeting. This provision shall include the names and applications of appointees to various county boards and commissions.

5-1.3 The consent agenda may consist of items that are more than likely not likely to to be controversial as well as any ordinance proposed for first reading. Any Council member may request that an item be placed on the consent agenda, and any member may request that an item be removed therefrom. Any ordinance may be read in at first reading by title only.

## ARTICLE SIX

### DECORUM AND DEBATE

- 6-1. When a measure is before the Council for consideration, the presiding officer shall recognize the appropriate individual to present the case.
- 6-2. When two (2) or more members wish to speak, the presiding officer shall decide and recognize such members in turn.
- 6-3. No member of Council shall interrupt another while speaking, except to make a point of order or make a point of personal privilege.
- 6-4. The presiding officer shall not be obligated to recognize any Council member for a second comment on a subject or amendment until every Council member wishing to speak has been allowed a first comment.

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- 6-5. No member shall speak more than five (5) minutes on any subject or amendment. Such member may use his/her time in any combination, in separate speech or comments totaling five (5) minutes. Council members shall also have the right to yield a portion of their time to another member.
- 6-6. Any member wishing to speak more than five (5) minutes on any question or any amendment to the question shall be accorded the privilege without objection or upon motion supported by two-thirds of the Council members present.
- 6-7. The Council may agree to limit debate on any item of business before it. That agreement may be formalized by a majority vote of the Council.
- 6-8. The presiding officer shall not entertain any dilatory motions.
- 6-9. No Council member shall be permitted to indulge in personalities, use language personally offensive, arraign motives of members, charge deliberate misrepresentation, or use other language tending to hold a member of Council or the public up to contempt or ridicule.
- 6-10. If a member is speaking or otherwise transgressing the rules of the Council, the presiding officer shall, or any Council member may, call him or her to order. In such case, he or she shall immediately be silent unless permitted to explain. The Council shall, if appealed to, decide the case without debate. If the decision is in favor of the member called to order, he/she shall be at liberty to proceed, but otherwise shall remain silent.
- 6-11. Any member found in violation of the rules of Council by a majority vote of Council may be censured.

## ARTICLE SEVEN

### VOTING

- ~~7-1~~ 7-1. A member ~~may must be present cast his/her vote in person or by any electronic means if a member is unable to attend in person. to cast his/her vote.~~ No members of the County Council, or a committee, shall be allowed under any circumstances to vote by proxy at any Council or Committee meeting.
- ~~7-2~~ 7-2. Any member may request a roll call vote at any time.
- ~~7-3~~ 7-3. No member shall vote on any question where his/her private interest in the matter presents a conflict of interest (according to the South Carolina State

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Ethics Act). Members shall declare their conflict of interest in an issue and refrain from participating in the discussion or the vote on the issue. The meeting minutes shall reflect any conflict of interest declaration.

## ARTICLE EIGHT

### COUNCIL DECISIONS

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- 8-1. The members of Council have the responsibility to establish policy, make Council decisions, and adopt ordinances which in the majority view will be in the best interest of Georgetown County and all its citizens. Council members thus have an obligation to expect differences of opinion and to respect the views of each individual member of Council. At the same time, individual members should recognize that when the Council has made a decision, the issue has been decided whether or not they were in the majority or the minority.

## ARTICLE NINE

### ORDINANCES AND RESOLUTIONS

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- 9-1. **ORDINANCES AND RESOLUTIONS IN GENERAL:** The Council shall take legislative action by Ordinance. Executive action shall be taken by Resolution. ~~All Ordinances and/or Resolutions that require funding for the following and/or subsequent years shall contain an impact statement of costs and funding options stated in dollars and millage based upon the current millage value.~~
- 9-2. **READINGS:** With the exception of emergency ordinances, all ordinances shall be read at three public meetings of Council on three separate days with an interval of not less than seven days between the second and third reading. A verbatim reading of an ordinance shall not be required unless such reading is requested by a member.
- 9-3. **FIRST READING:** An ordinance may be introduced for first reading by title only at any meeting of Council. ~~by title only. No vote shall be taken and a~~ No debate or amendment shall be in order unless a member makes a motion to invoke the pending ordinance doctrine for a zoning ordinance matter. The ordinance may be referred by the Chairperson to an appropriate committee or to the Council as a whole.

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- 9-4. **SECOND READING:** Reports on a proposed ordinance shall be presented at the next regular meeting after the first reading. Prior to second reading, a draft of the text of the ordinance shall be delivered to every member. After the proposed ordinance has been read, amendments shall be in order, but shall not be considered unless they are germane to the proposed ordinance. Any member of the Council may require that amendments be in writing. After all amendments and privileged motions, if any, are disposed of, the question shall be, "shall the ordinance receive second reading."
- 9-5. **THIRD READING:** After the ordinance has been given second reading, and if a public hearing has been held if required by law or action of Council, it shall be given third reading ~~at a~~ a subsequent public meeting and amendments may be offered on third reading the same as on second reading. After all amendments and privileged motions, if any are disposed of, the question shall be passage of the ordinance.
- 9-6. **VOTES REQUIRED FOR PASSAGE:** ~~With the exception of those items requiring a 2/3<sup>rd</sup> majority or alternate majority type for approval as found in State law, No~~ ordinance or amendment shall be adopted unless at least a majority of the members present shall have voted for its passage on second and third readings. The repeal or amendment of ordinances shall follow the same procedure set forth for adoption.
- 9-7. **EMERGENCY ORDINANCES:** To meet public emergencies, affecting life, health, safety of the property of the people, Council may adopt emergency ordinances, but such ordinances shall not levy taxes, grant, renew, or extend a franchise or impose or change a service rate. Every emergency ordinance shall be designated as such and shall contain declaration that an emergency exists and shall describe the emergency. An emergency ordinance is effective immediately upon its enactment without regard to any reading, public hearing, publication requirement, or public notice. Such ordinances shall expire automatically as of the 61<sup>st</sup> day of the following enactment.
- 9-8. **CODIFICATION:** All ordinances enacting general law shall be compiled, indexed, codified, ~~published by title and made available online. to public inspection at the office of the Clerk of Council. Further, all ordinances, regardless of type, shall be kept by the~~ the Clerk and shall maintained in a permanent record of all ordinances adopted. Nothing herein prevents any requirement of this section from being satisfied by electronic means. and shall furnish a copy to the Clerk of Court for filing in that office.
- 9-9. **EFFECTIVE DATE OF ORDINANCES:** Ordinances shall take effect on the day the ordinance is given third reading unless another date is specified in the ordinance.

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- 9-10. **RESOLUTIONS:** A resolution shall require only one reading for its adoption, and may be adopted at either a regular or special meeting by a majority vote of the members present at the meeting.
- 9-11. **STANDARD CODES OR TECHNICAL REGULATIONS:** The Council may adopt any standard code or technical regulation by reference. *Copies of any adopted code to technical regulation shall be made available by the Clerk for distribution or for purchase at a reasonable price.*

## ARTICLE TEN

### COMMITTEES

~~10-1~~ **10-1. APPOINTMENTS TO STANDING COMMITTEES:** All members of Council shall be appointed to serve on at least one of the Council standing committees. Standing committee appointments shall be made by the Chairperson no later than the second regular meeting of Council in January following each general election and the Chairperson shall also designate the respective Chairperson of each committee. Members of the standing committees shall serve until the next general election of Council, unless they are removed by their consent or cease to be member of Council. Each standing committee shall consist of not less than three members.

~~10-2~~ **10-2. STANDING COMMITTEES:** Standing committees of the Council shall be as follows:

~~10-2.1~~ **10-2.1** — An Administration and Finance Committee which shall consist of not

~~10-2.2~~ **10-2.2** consist of not less than three members of the County Council.

~~10-2.3~~ **10-2.2** — A Health, Education, and Leisure Committee which shall consist of —  
~~shall consist of~~ not less than three members of the County Council.

~~10-2.4~~ **10-2.3** — A Justice and Safety Committee which shall consist of  
not less than three members of the County Council.

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~~10-2.4~~ ~~10-2.4~~ A Public Works Committee which shall consist of not less than three members of the County Council.

~~10-2.5~~ ~~10-2.5~~ ~~ADHOC COMMITTEES~~Ad-Hoc Committees; Upon the authorization

of Council, their Chairperson may appoint ad-hoc committees composed of Council members, a combination of council members and citizens, or citizen members only to study and advise council on a specific issue. Such committees shall function for a specific time periods and shall be dissolved at the end of the time period or when their business is finished, whichever is the earliest. The time period for existence of such committees may be extended for a time certain by action of the Council.

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~~10-2.6~~ ~~10-2.6~~ ~~COMMITTEES MEETINGS AND REPORTS~~Committee Meetings and Reports:

Committee meetings shall be held on the call of the Chairperson of the committee upon two days' notice of such meeting to each committee member, unless all of the members of the committee waive such notice and agree upon an earlier time for such meeting but no earlier than 24 hours before the scheduled start of the meeting. A quorum for each committee shall consist of a majority of its members. The Chairperson of a standing committee shall report upon the activities of the committee at a each regular council meeting, and a time for such reports shall be deemed to be included in every agenda when the subject matter of the report has previously been referred to the committee. Each committee shall function as an advisory committee to the County Administrator when the Administrator so requests and to the County Council. Each committee shall investigate, gather information, make inquiries, and study the issues under its jurisdiction with a purpose of keeping the Council fully informed. Committees may make reports to the Council with recommendations for action by the Council. Action taken by any committee shall not be construed as action taken by the Council until the subject matter of the committee's action has been presented at a regular or special meeting of the Council and acted upon by the Council in accordance with these rules.

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~~10-2.7~~ ~~10-2.7~~ ~~RECALL OF REFERRED MATTERS~~Recall of Referred Matters; Any matter

which has been referred to a committee may be recalled by an affirmative vote of the majority of the members of Council in attendance of a Council meeting.

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## ARTICLE ELEVEN

### PARLIAMENTARY PROCEDURE

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- 11-1 **CHAIRPERSON TO VOTE:** The Chairperson shall vote in all cases except where a personal conflict exists.
- 11-2 **PRIVILEGE OF COUNCILMEMBERS:** A Council member shall have the privilege of having an abstract of the member's statement on any subject under consideration by the Council member entered in the minutes.
- 11-3 **STATEMENT ON BEHALF OF COUNCIL:** —No Council member shall make or issue any statement which purports to speak on behalf of the entire Council or the Council as a body at any time unless the issue is question has been duly adopted by the Council. The Chairperson shall thereupon be the official spokesman for Council unless the Chairperson has recommended and the Council has approved another person to serve as the spokesman on a particular issue.
- 11-4 **WHEN MOTIONS ARE DEBATABLE:** All motions, except motions to adjourn, to recess, to lay on the table, and questions of order or privilege, shall be debatable. No motion shall be debated until it has been stated by the Chairperson. All questions of order shall be decided by the Chairperson without debate, subject to an appeal to the Council.
- 11-5 **MOTIONS TO RECONSIDER:** A motion to reconsider any action taken by the Council may be made only on the day such action was taken or at the next regular meeting of Council. Such motion must be made by a Council member voting on the prevailing side, but may be seconded by any other Council member, and may be made at any time.
- 11-6 **MOTIONS THAT INTERRUPT A SPEAKER:** Only the following motions shall be permitted to interrupt a speaker:
- 11-6.1 A question of order. This question is to the effect that the rules of Council are not being adhered to. It is not debatable and does not require a second.
- 11-6.2 A question of privilege. This question relates to the rights and privileges of a member of the Council, i.e., charges made against the official character of a member; that the member has not been furnished with pertinent information available to other members

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of Council; that the member did not hear or understand a statement presented to Council, etc. It does not require a second.

11-6.3 A motion to adjourn. This motion is not debatable but does require a second.

11-7. **MOTIONS THAT CANNOT INTERRUPT A SPEAKER BUT MAY INTERRUPT THE PROCEEDINGS:** The following motions cannot interrupt a speaker without the speaker's consent but may interrupt the proceedings and shall be received during debate:

~~11-7.1~~ 11-7.1 A motion to lay on the table. The motion removes the subject from consideration until the Council votes to again consider the subject. It is not debatable but does require a second. Any item remaining on the table at the adjournment of the regular meeting following the meeting where the motion to lay on the table was approved shall be permanently removed from Council consideration.

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11-7.2 A motion for the previous/to call the question. This motion is to the effect that the debate now cease, and the Council immediately proceed to vote on the pending question. It is not debatable but does require a second.

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11-7.3 A motion to adjourn debate to a subsequent meeting. The effect of this motion is to postpone the subject to the time specified in the motion and until which time it cannot be taken up except by majority vote of the Council. It is debatable and does require a second.

11-7.4 A motion to commit or recommit. The effect of this motion is to refer the subject to a committee. It is debatable and requires a second.

11-7.5 A motion to amend. This motion is debatable and requires a second.

The above motions have precedence in the order listed.

~~12-8.~~ 11.8 **MOTIONS THAT DO NOT REQUIRE A SECOND:** The following motions do not require a second.

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~~12-8-1~~ 11.8-1 Inquiries of any kind.

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~~12.8-2~~ 11.8-2 Leave to withdraw a motion.

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~~12.8-3~~ 11.8-3 Nominations.

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~~12.8-4~~ 11.8-4 Point of order.

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~~12.8-5~~ 11.8-5 Question of privilege.

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## ARTICLE TWELVE

### DOCUMENTS

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12-1. **DOCUMENTS OF THE COUNTY:** All documents, files, correspondence, reports, records, and other written, ~~or~~ printed or electronic material or information pertaining to the business of Georgetown County or to any of its departments or personnel, prepared, received or used by the County Administrator or any other County official or employee in the course of County employment shall be the property of Georgetown County. No such material or information shall be removed from the custody of Georgetown County at any time. Individuals seeking to obtain information related hereto shall may be able to do so in accordance with the South Carolina Freedom of Information Act, as amended.

12-2. **PERSONNEL FILES:** Personnel files are confidential information and shall be available to Council members only as a part of an official inquiry or investigation authorized by Council.

## ARTICLE THIRTEEN

### SEAL

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13-1. **SEAL OF THE COUNTY OR COUNCIL:** The seal of Georgetown County or the Georgetown County Council shall not be required upon execution or attestation of any document.

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## ARTICLE FOURTEEN

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**SUSPENSION OF RULES**

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- 14-1. **SUSPENSION OF RULES:** Any of these rules may be suspended except those which are matters of State law, upon an affirmative vote of a majority of the members of the Council.

**ARTICLE FIFTEEN**

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**AMENDMENT OF RULES**

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- 15-1. **AMENDMENT OF RULES:** Amendment of these ruled shall be by ordinance.

ANY PREVIOUSLY ADOPTED RULES OF PROCEDURE BY GEORGETOWN COUNTY COUNCIL UNDER ORD. 99-30 ARE HEREBY REPEALED AND REPLACED WITH THIS ORDINANCE.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2021 by a vote of Georgetown County Council.

ChairmanChairperson

ATTEST:

\_\_\_\_\_  
Theresa E. Floyd, Clerk

This ordinance is approved as to form and content.

\_\_\_\_\_  
H. Thomas Morgan, Jr., Esq.  
Interim Georgetown County Attorney

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