

**AMENDED AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, JANUARY 3, 2017
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING**

1. Call to Order (County Attorney)
2. Invocation and Pledge of Allegiance
3. Roll Call (County Attorney)
4. Post 2016 Election & Formative Actions:
 - a) Seating of Chairman-Joseph Flowers (In accordance to Ordinance11-O-02)
 - b) Seating of Vice-Chairman-Gene Whetsell (In accordance to Ordinance11-O-02)
 - c) Chairman's Appointment of Standing Committees
 - d) Confirmation of Council Members to LCOG (Flowers, Robinson, Whetsell)
 - e) Chairman's Designation of Three Members of Council to LCAA Board
 - f) Election of one member of Council to Airport Commission
5. Approval of Minutes
 - a) Regular Meeting December 6, 2016
 - b) Special Meeting December 16, 2016
6. Administrator's Briefing
7. Public Hearing
 - a) Ordinance 16-O-12, Authorizing the Acquisition of Certain Property by Colleton County, South Carolina by Lease-Purchase Financing in the Amount Of Not Exceeding \$2,000,000; the Execution and Delivery of Certain Instruments, Including a Lease-Purchase Agreement by Colleton County; and Other Matters Relating Thereto
 - b) Ordinance 16-O-13, To Authorize Colleton County to join with the City of Walterboro and The Walterboro-Colleton County Airport Commission to Convey by Quit Claim Deed unto Sealcraft Corporation, as the Grantee, all of its rights, titles and interests, including but not limited to any and all reversionary interest, in an to the 5.00 acre, more or less, tract of land, situate in Colleton County, South Carolina, and being located in the Industrial Area at 418 Wellston Circle, Walterboro, SC 29488, and being designated as Colleton County TMS No. 132-00-00-019, and now owned by Sealcraft Corporation
 - c) Ordinance 16-O-14, Authorizing the County of Colleton to join with the Walterboro-Colleton County Airport Commission and the City of Walterboro in Approving a Commercial Ground Lease for Lowcountry Aviation Company, LLC (Project C)

8. Old Business

- a) 2nd Reading Ordinance 16-O-15, to Amend the Agreement for Development for Joint County Industrial Park Executed by Colleton County on December 12, 2007 by and among Colleton County, South Carolina and Hampton County, South Carolina, Providing for the Development of a Multi-County Industrial Park, so as to Include Additional Property in that Portion of the Park Geographically Located in Colleton County, South Carolina and Other Matters Related Thereto.
- b) 3rd Reading Ordinance 16-O-12, Authorizing the Acquisition of Certain Property by Colleton County, South Carolina by Lease-Purchase Financing in the Amount Of Not Exceeding \$2,000,000; the Execution and Delivery of Certain Instruments, Including a Lease-Purchase Agreement by Colleton County; and Other Matters Relating Thereto
- c) 3rd Reading Ordinance 16-O-13, To Authorize Colleton County to join with the City of Walterboro and The Walterboro-Colleton County Airport Commission to Convey by Quit Claim Deed unto Sealcraft Corporation, as the Grantee, all of its rights, titles and interests, including but not limited to any and all reversionary interest, in an to the 5.00 acre, more or less, tract of land, situate in Colleton County, South Carolina, and being located in the Industrial Area at 418 Wellston Circle, Walterboro, SC 29488, and being designated as Colleton County TMS No. 132-00-00-019, and now owned by Sealcraft Corporation
- d) 3rd Reading Ordinance 16-O-14, Authorizing the County of Colleton to join with the Walterboro-Colleton County Airport Commission and the City of Walterboro in Approving a Commercial Ground Lease for Lowcountry Aviation Company, LLC (Project C)

9. New Business

- a) 1st Reading Ordinance 17-O-01, To Amend Title 14-Land Management, Section 14.08-3.020(A)(7) – Accessory Structures and Uses, of the Colleton County Code of Ordinances to Address Residential Handicap Access Ramps.
- b) 1st Reading Ordinance 17-O-02, to Amend Title 14-Land Management, Article 14.08-2 - Zoning District Regulations and Article 14.08-3 – Conditional Uses of the Colleton County Code of Ordinances to Address Campers, RVs and Park Model Trailers as Living Accommodations.
- c) Resolution 17-R-01, To Remove Member From The Colleton County Memorial Library Board of Trustees.
- d) Resolution 17-R-02, To Approve Acceptance of a Grant from Coastal Electric Cooperative in the amount of \$132,750.00 for Industrial Infrastructure Development.

- e) Resolution 17-R-03, To Authorize the Purchase of Equipment by the Capital Projects and Purchasing Department.
 - f) Resolution 17-R-04, To Accept State Lottery Funds to be received by the Library in Fiscal Year 2016-2017.
 - g) Resolution 17-R-05, To Authorize Acceptance and Budgeting of Grant Funding for FY 2016-2017.
 - h) Resolution 17-R-06, To Declare Surplus Various Vehicles and Equipment and to Authorize Their Sale in Accordance with County Policy.
 - i) Resolution 17-R-07, To Approve Purchase and Installation of a Generac Generator and Transfer Switch for the Old Jail Building.
 - j) Resolution 17-R-08, To Authorize the Council Clerk to Advertise for Board Vacancies.
 - k) Resolution 17-R-09, To Approve a Memorandum of Understanding And Agreement between Colleton County and the City of Walterboro to provide Temporary Building Inspection Services
- 10. Items for Information and Public Record
 - 11. Public Comments (3 minutes per person/max time 20 min.)
 - 12. Council Time
 - 13. Executive Session
 - a) Contractual – Law Enforcement Center
 - 14. Adjournment
 - 15. Informal Meeting of the Whole

Sponsor(s)	: County Council	
First Reading	: December 16, 2016	I, _____
Committee Referral	: N/A	Council Clerk, certify that this
Committee Consideration Date	: N/A	Ordinance was advertised for
Committee Recommendation	: N/A	Public Hearing on _____.
Second Reading	: January 3, 2017	
Public Hearing	: February 7, 2017	
Third Reading	: February 7, 2017	
Effective Date	: Immediately	

ORDINANCE NO. 16-O-15

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Amend the Agreement for Development for Joint County Industrial Park Executed by Colleton County on December 12, 2007 by and among Colleton County, South Carolina and Hampton County, South Carolina, Providing for the Development of a Multi-County Industrial Park, so as to Include Additional Property in that Portion of the Park Geographically Located in Colleton County, South Carolina and Other Matters Related Thereto.]

WHEREAS, Colleton County entered into an Agreement for Development for Joint County Industrial Park executed by Colleton County on December 12, 2007 with Hampton County (the “Agreement”); and

WHEREAS, pursuant to Section 3(A) of the Agreement, the boundaries of the Park created therein may be enlarged pursuant to an ordinance of the county council of the county in which property to be added is located and an ordinance of the county council of the other county; and

WHEREAS, JGBR Walterboro Corp. (the “Company”) is investing through the acquisition, construction, and/or renovation of land, buildings, improvements, and/or personal property (the “Project”) on land described in Exhibit A attached hereto, which is located in Colleton County (the “Property”); and

WHEREAS, the Property is not located in any multi-county industrial and business park; and

WHEREAS, the Company has requested Colleton County and Hampton County include the Property in the Agreement in order to allow an enhanced jobs tax credit and to facilitate the granting of a special source revenue credit; and

WHEREAS, the Company has requested that the Property be included in the Agreement for the longer of 30 years or the term of the Fee Agreement between Colleton County and JGBR Walterboro Corp. dated as of _____, 201__; and

WHEREAS, Colleton County benefits from having the Project located in one park in order to avoid confusion in the administration of multiple Park Agreements and has therefore agreed to

include the Property in the joint industrial and business park created by the Agreement (the "Park").

NOW, THEREFORE, be it ordained by the Colleton County Council that:

1. The Agreement is hereby and shall be amended to include the Property in Park III for the longer of 30 years or the term of the Fee Agreement, and the County Administrator or Chairman of the Colleton County Council are hereby authorized to execute and deliver any desired amendments to the Agreement necessary to accomplish the within amendments and enlargement.

2. This Ordinance shall amend, to the extent necessary, any other ordinances or resolutions of the Colleton County Council pertaining to the Park.

3. This Ordinance shall be effective after third and final reading thereof.

Approved and adopted on this _____ day of _____, 201__.

COLLETON COUNTY, SOUTH CAROLINA

Signature: _____

Name: _____

Title: Chairman of County Council

ATTEST:

Signature: _____

Name: _____

Title: Clerk to County Council

First Reading: _____, 201__

Second Reading: _____, 201__

Public Hearing: _____, 201__

Third Reading: _____, 201__

Sponsor(s) : County Council
First Reading : November 1, 2016
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Second Reading : December 6, 2016
Public Hearing : January 3, 2017
Third Reading : January 3, 2017
Effective Date : Immediately

I, _____,
Council Clerk, certify that this
Ordinance was advertised for
Public Hearing on _____.

ORDINANCE NO. 16-O-12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[Authorizing the Acquisition of Certain Property by Colleton County, South Carolina by Lease-Purchase Financing in the Amount Of Not Exceeding \$2,000,000; the Execution and Delivery of Certain Instruments, Including a Lease-Purchase Agreement by Colleton County; and Other Matters Relating Thereto.]

WHEREAS, Colleton County, South Carolina, a body politic and corporate and a political subdivision organized and existing under the laws of the State of South Carolina (the “County”), acting by its governing body, the County Council of Colleton County (“County Council”), is authorized to enact ordinances in relation to health and order in Colleton County or respecting any subject as appears to County Council necessary and proper for the security, general welfare, and convenience of Colleton County or for preserving health, peace, order, and good government in Colleton County; and

WHEREAS, the County is authorized to acquire and lease personal property (excluding any real property and permanent improvements thereon) (the “Property”) by means of lease-purchase financing which does not count against the limitation set forth in Article X, Section 14, paragraph 7(a) of the South Carolina Constitution and Section 11-27-110 of the Code of Law of South Carolina 1976, as amended; and

WHEREAS, County Council have determined that it is in the best interest of the County to acquire certain vehicles and equipment to be financed by means of a lease-purchase arrangement or lease-purchase agreements pursuant to which all lease payments are made with respect to all Property so financed and secured by a security interest in such Property so financed; and

WHEREAS, County Council intend that Property to be so financed thereunder will be identified and approved in the County budget ordinance or by separate resolution duly enacted by County Council; and

WHEREAS, County Council intend that the specific terms of such lease-purchase financing arrangement, including the principal amount to be financed, interest rate, term, and other financing terms, and the selection of the financial institution or institutions providing the financing, will be approved by the County Administrator, subject to the parameters set forth herein, without further action of County Council; and

WHEREAS, the terms of the lease-purchase financing arrangement are to be set forth in a lease purchase agreement (the "Lease Purchase Agreement"), as approved by the County Administrator upon the advice of counsel.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF COLLETON COUNTY, SOUTH CAROLINA,

Section 1. The lease purchase of the Property set forth in Schedule A attached hereto by the County pursuant to the terms set forth in the Lease Purchase Agreement is hereby approved. The County Administrator is hereby authorized and directed to execute and deliver the Lease Purchase Agreement, in form and substance satisfactory to him upon the advice of counsel, his execution being conclusive evidence of his approval.

Section 2. The consummation of all transactions contemplated by the Lease Purchase Agreement are hereby approved.

Section 3. All property which may be acquired by the County pursuant to the Lease Purchase Agreement, or designated by the County as subject to the Lease Purchase Agreement, in addition to the Property set forth in Schedule A shall be identified and approved by the County Council in the County budget ordinance or by separate ordinance or resolution. The County Administrator is hereby authorized to approve, on behalf of the County, the specific terms of financing any particular Property, including the principal amount to be financed, interest rates, term, and other financing terms, and the selection of the financing institution or institutions providing the financing, as he deems in the best interest of Colleton County Government.

Section 4. The Chairman, the County Administrator, and all other appropriate officials and employees of the County are hereby authorized to execute, deliver, and receive any other agreements and documents as may be required by the County in order to carry out, give effect to, and consummate the transactions contemplated by the Lease Purchase Agreement and the Purchase Contract.

Section 5. The County Administrator is hereby authorized to issue Purchase Orders for the order of equipment with an over 90 day lead time, as provided by Schedule A, with purchase resolutions to be approved at a later date.

Section 7. This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

Section 8. This Ordinance shall become effective immediately upon approval after third reading by County Council.

Section 9. The provisions of this Ordinance are hereby declared to be severable and if any section, phrase, or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, that declaration shall not affect the validity of the remainder of the sections, phrases, and provisions hereof.

Section 8. All ordinances, resolutions, and parts thereof in conflict herewith are, to the extent of the conflict, hereby repealed.

Attest:

Signed:

Clerk to Council

Joseph F. Flowers, Chairman

Approved as to Form
Sean P. Thornton, County Attorney

Council Vote:
Opposed:

Sponsor(s) : County Council
 First Reading : November 1, 2016
 Committee Referral : N/A
 Committee Consideration Date : N/A
 Committee Recommendation : N/A
 Second Reading : December 6, 2016
 Public Hearing : January 3, 2016
 Third Reading : January 3, 2016
 Effective Date : Immediately

I, _____,
 Council Clerk, certify that this
 Ordinance was advertised for
 Public Hearing on _____.

ORDINANCE NO. 16-O-13

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Authorize Colleton County to join with the City of Walterboro and The Walterboro-Colleton County Airport Commission to Convey by Quit Claim Deed unto Sealcraft Corporation, as the Grantee, all of its rights, titles and interests, including but not limited to any and all reversionary interest, in an to the 5.00 acre, more or less, tract of land, situate in Colleton County, South Carolina, and being located in the Industrial Area at 418 Wellston Circle, Walterboro, SC 29488, and being designated as Colleton County TMS No. 132-00-00-019, and now owned by Sealcraft Corporation.]

WHEREAS:

1. The below described property was conveyed by the Walterboro-Colleton County Airport Commission, The Town of Walterboro and the County of Colleton to Southern Realty and Construction Company, Inc. by deed dated September 27, 1972 and recorded September 29, 1972 in Book 167 at page 158 in the Office of the Clerk of Court for Colleton County, South Carolina; and
2. That deed contained certain conditions, restrictions and a reversionary clause that stated in part if the grantee, it successors and assigns, should fail to use the property conveyed herein for industrial purposes on a regular basis the land would revert back to the grantors, their successors or assigns, provided the grantors met certain conditions; and
3. SealCraft Corporation, A South Carolina Corporation has requested that the Walterboro-Colleton County Airport Commission, The City of Walterboro and the County of Colleton convey to SealCraft Corporation, A South Carolina Corporation by quit claim deed for a consideration of Five and 00/100 (\$5.00) Dollars all of its right, title and interest, including but not limited to any and all reversionary interests, in and to the below described Five (5.00) acre, more or less tract, now owned by SealCraft Corporation, A South Carolina Corporation; and
4. The Walterboro-Colleton County Airport Commission is in agreement with the execution and recording of the within Quit Claim Deed with respect to the below described property unto and in favor of SealCraft Corporation, A South Carolina Corporation under the terms as stated above and has requested that the City of Walterboro and the County of Colleton join in and transfer and convey for a consideration of Five and 00/100 (\$5.00) Dollars to SealCraft Corporation, A South Carolina Corporation all by its resolution adopted at a meeting held on _____; and
5. City Council of the City of Walterboro acting on said request approved the execution of this deed on behalf of the City by Ordinance adopted _____; and

NOW THEREFORE BE IT ORDAINED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The County of Colleton joins with the City of Walterboro and the Walterboro-Colleton County Airport Commission in conveying to SealCraft Corporation, by way of quit-claim deed, for a consideration of Five and no/100 Dollars (\$5.00) the following described property:

All that certain piece, parcel or tract of land, with the buildings and improvements thereon, situate, lying and being in the Industrial Area, a portion of the Old Walterboro Air Field, in the County of Colleton, State of South Carolina, containing five (5) acres, more or less, and which is more particularly described on a plat by W. Gene Whetsell, R.L.S. 3131, dated July 20, 1972, and recorded in the Office of the Clerk of Court for Colleton County in Plat Book 14, at Page 54, said plat being incorporated herein as part of this description, and said tract of land being a semicircle in shape and being bounded now and formerly as follows: On the Northeast by lands of Walterboro Colleton Airport Commission and on all other sides by a road as shown on said plat referred to above as Wellston Circle which separates this tract from other lands of Walterboro Colleton Airport Commission.

TMS No.: 132-00-00-019

Property Address: 418 Wellston Circle, Walterboro, SC 29488

2. The Chairman and Clerk of Colleton County Council be, and they are, hereby authorized, empowered and directed on behalf of the County of Colleton to execute and deliver said Deed, and to execute such other documents as may be necessary or desirable in connection with the Conveyance of the property.
3. Conflict: All provisions in other County Ordinances in conflict with this Ordinance are hereby repealed.
4. Severability: If any provisions of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

SIGNED:

Ruth Mayer, Clerk to Council

Joseph F. Flowers, Chairman

Approved as to Form
Sean P. Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s)	: County Council	
First Reading	: December 6, 2016	I, _____
Committee Referral	: N/A	Council Clerk, certify that this
Committee Consideration Date	: N/A	Ordinance was advertised for
Committee Recommendation	: N/A	Public Hearing on _____.
Second Reading	: December 16, 2016	
Public Hearing	: January 3, 2017	
Third Reading	: January 3, 2017	
Effective Date	: Immediately	

ORDINANCE NO. 16-O-14

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance Authorizing the County of Colleton to join with the Walterboro-Colleton County Airport Commission and the City of Walterboro in Approving a Commercial Ground Lease for Lowcountry Aviation Company, LLC (Project C).]

WHEREAS:

1. Lowcountry Aviation Company, LLC (Project C) has identified a parcel consisting of approximately 5.85 acres, more or less, located on a property owned by the County of Colleton and the City of Walterboro and managed by the Walterboro-Colleton Airport commission; and
2. Lowcountry Aviation Company, LLC (Project C) when completed will be investing \$3,270,000 more or less, in buildings, infrastructure, new machinery and equipment; and
3. Lowcountry Aviation Company, LLC (Project C) is anticipated to employ approximately 127 full-time employees upon the completion of the project; and
4. The leased premises is to be used for the business purpose of aircraft management, aircraft maintenance/repair/overhaul including electronic/avionics components, aircraft modifications and upgrades, engineering design, aircraft paint, charter airline services, flight training and simulation, aircraft brokerage, aircraft rentals, aircraft on ground services and aircraft storage fees.

NOW THEREFORE BE IT ORDAINED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The County of Colleton joins with the City of Walterboro and the Walterboro-Colleton County Airport Commission in approving the commercial ground lease for Lowcountry Aviation Company, LLC (Project C). Execution of the ground lease by the County of Colleton is subject to approval by the Federal Aviation Authority (FAA).

2. Conflict: All provisions in other County Ordinances in conflict with this Ordinance are hereby repealed.
3. Severability: If any provisions of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

SIGNED:

Ruth Mayer, Clerk to Council

Joseph F. Flowers, Chairman

Approved as to Form
Sean P. Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s): County Council
 First Reading: January 3, 2017
 Committee Referral: N/A
 Committee Consideration Date: N/A
 Committee Recommendation: N/A
 Second Reading: February 7, 2017
 Public Hearing: March 7, 2017
 Third Reading: March 7, 2017
 Effective Date: Immediately

I, _____,
 Council Clerk, certify that
 this Ordinance was advertised
 for public hearing on _____.

ORDINANCE 17-O-01

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Amend Title 14-Land Management, Section 14.08-3.020(A)(7) – Accessory Structures and Uses, of the Colleton County Code of Ordinances to Address Residential Handicap Access Ramps.]

WHEREAS:

- Over the last few decades, the County has seen a growth in the percentage of citizens aged 65 years and older. This expansion in the elderly population sets up the need to respond appropriately with changes in the zoning code. The need to accommodate the mobility issues among the elderly is one that can be easily understood and addressed. Staff believes that the standards for setbacks should be relaxed to address this issue; and
- After review of the above issue, amendments to Title 14-Land Management of the Colleton County Code of Ordinances, Article 14.08-3. Conditional Uses, Section 14.08-3.020 (A)(7) were unanimously approved by the Planning Commission.

NOW, THEREFORE, BE IT ORDAINED BY COLLETON COUNTY COUNCIL, DULY ASSEMBLED THAT:

- Title 14-Land Management of the Colleton County Code of Ordinances, Chapter 14.08-Zoning, Article 14.08-3 Conditional Uses is hereby amended as follows:**

14.08-3.020 Conditional Use Regulations

For purposes of this Section, the following shall be added:

14.08-3.020 (A)(7) Table

Accessory Use/Structure	Allowed Location	Allowable Encroachment	Required Setback	Other
Handicap Access Ramps	All yards	All yard setbacks	3 feet from property line	Single-family; mobile homes

- All provisions of other County Ordinances in conflict with this Ordinance are hereby repealed.
- If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can

be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

By: _____
Joseph F. Flowers, Chairman of County Council

ATTEST:

APPROVED AS TO FORM:

By: _____
Ruth Mayer, Clerk to County Council

By: _____
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s): County Council
First Reading: January 3, 2017
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: February 7, 2017
Public Hearing: March 7, 2017
Third Reading: March 7, 2017
Effective Date: Immediately

I, _____,
Council Clerk, certify that
this Ordinance was advertised
for public hearing on _____.

ORDINANCE 17-O-02

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Amend Title 14-Land Management, Article 14.08-2 - Zoning District Regulations and Article 14.08-3 – Conditional Uses of the Colleton County Code of Ordinances to Address Campers, RVs and Park Model Trailers as Living Accommodations.]

WHEREAS:

1. Since 2007, the yearly number of campers and RVs permitted in the County has doubled. This trend has remained consistent through 2016. Based on interaction with applicants, this increased need for housing has arisen from citizens suffering from loss of income, medical issues, domestic abuse concerns, general homelessness, displacement of individuals from adjoining jurisdictions as well as the expansion of traditional users such as hunters and recreational campers; and
2. A complicating factor has been the request for power to serve these units. State environmental controls mandate approved waste systems for even temporary stays where power is sought. Cases of abuse have also increased where power was provided and unpermitted construction resulted. All of these issues together warranted revisiting their placement and use in the County. The Planning Commission concluded that provisions should be made to allow these uses but with limits. The net effect of these changes allows for RVs, Campers and Park Model Trailers as long and short term housing because of the widespread and diverse needs facing the County; and
3. After review of the above issue, amendments to Title 14-Land Management of the Colleton County Code of Ordinances, Article 14.08-2 – Zoning District Regulations and Article 14.08-3 - Conditional Uses were unanimously approved by the Planning Commission.

NOW, THEREFORE, BE IT ORDAINED BY COLLETON COUNTY COUNCIL, DULY ASSEMBLED THAT:

1. **Title 14-Land Management of the Colleton County Code of Ordinances, Chapter 14-08-Zoning, Article 14-08-2 Zoning District Regulations** is hereby amended as follows:

For the purposes of this section, the following shall be repealed:

14.08-2.030 - Resource Conservation – 1 (RC-1); B.2 Conditional Uses; j. Park Model Trailers (on individual lots)

For the purposes of this section, the following shall be added:

14.08-2.030 Resource Conservation-1 (RC-1); B.3 Special Exceptions; h. Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots)

14.08-2.080 Community Commercial (CC); B.3 Special Exceptions; g. Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots)

For the purposes of this section, the following shall be amended:

14.08-2.040 Rural Conservation-2 (RC-2); B.2 Conditional Uses; k. Park Model Trailers (on individual lots) to k. Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots)

14.08-2.050 Rural Development-1 (RD-1); B.2 Conditional Uses; o. Park Model Trailers (on individual lots) to o. Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots).

14.08-2.060 Rural Development-2 (RD-2); B.2 Conditional Uses; m. Park Model Trailers (on individual lots) to m. Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots).

14.08-2.100 Urban Development-1 (UD-1); B.2 Conditional Uses; s. Park Model Trailers (on individual lots) to s. Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots).

14.08-2.110 Urban Development-2 (UD-2); B.2 Conditional Uses; t. Park Model Trailers (on individual lots) to t. Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots).

2. Title 14-Land Management of the Colleton County Code of Ordinances, Chapter 14.08-Zoning, Article 14.08-3 Conditional Uses is hereby amended as follows:

For the purposes of this section, the following shall be repealed:

14.08-3.020-Conditional uses; HH Temporary Uses; (3) Recreational Vehicles or campers used as temporary living accommodations

For the purposes of this section, the following shall be amended:

14.08—3.020 Conditional Use Regulations A.7 to add:

Accessory Use/Structure	Allowed Location	Allowable Encroachment	Required Setback	Other
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Park Model Trailers, Campers, RVs as Temp Housing	Side and Rear	Side and Rear	5 feet	Less than 1 year, Road Ready, 1 Unit per Lot, DHEC approved Wastewater Treatment, 100 Amp Service, Restrictive Covenants apply, No rental income and ZBA review greater than 1 year stays
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14.08—3.020 Conditional Use Regulations; Y. Park Model Trailers (on individual Lots) to Park Model Trailers, Campers and RVs as Living Accommodations (on individual lots)

1. All units must retain their axles, wheels and towing hitch and remain road-ready. Units are not to have a permanent foundation.
 2. Only one camper, park model trailer or camper is permitted as a principle use and comply with all district setbacks and buffers.
 3. Units may not be renter-occupied for income generation.
 4. Units must demonstrate compliance with all applicable restrictive covenants.
 5. No park model trailer, camper or RV may be permitted as a principle use on an individual lot of record within the unincorporated portion of Edisto Island.
 6. Units will comply with provisions of the County’s Floodplain Ordinance such that units located in a floodway must comply with completion of a hydrologic study where the unit’s placement exceeds more than 10 days per stay.
 7. No more than 100 amp electrical service is to be provided on-site.
 8. The provision of electrical service will only be provided where the site has an SCDHEC approved wastewater treatment system.
 9. Units may not have any structurally attached additions, including but not limited to, porches, decks, platforms, steps, stairs, landings, supports or related elements.
 10. Any unit located on site more than 6 months must be underskirted.
 11. Units located within the Urban Development-1 district shall have a minimum of one 1 acre lot size.
 12. Units as temporary housing during construction or reconstruction of an active permitted one-site residence is allowed in all zoning districts for one year, unless prohibited by restrictive covenants, and may be granted an additional 6 months extension upon review of the Board of Zoning Appeals. They are considered Temporary Uses and must comply with the above conditions except the provisions of underskirting and placement of units on Edisto Island.
3. All provisions of other County Ordinances in conflict with this Ordinance are hereby repealed.
 4. If any provision of this Ordinance or the application thereof to any person or circumstance is held

invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

By: _____
Joseph F. Flowers, Chairman of County Council

ATTEST:

APPROVED AS TO FORM:

By: _____
Ruth Mayer, Clerk to County Council

By: _____
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted: : January 3, 2017
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-01

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Remove Member From The Colleton County Memorial Library Board of Trustees.)

WHEREAS:

1. In accordance to Chapter 2.28, section 2.28.020 "E" of the Code of Ordinances Any member of any board or commission may be removed at any time by vote of county council if such member has been absent without excuse for more than three consecutive regular meetings or for more than 50 percent of the regular meetings for the preceding year.
2. Notification has been received from the Colleton County Memorial Library for the removal of Dorothy Smoak from the Board of Trustees and request to advertise for the vacancy.
3. The County Council is the appointing authority for Boards.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Ms. Dorothy Smoak is hereby removed from the Colleton County Memorial Library Board of Trustees.
2. The Council Clerk is authorized to advertise for the vacancy.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 3, 2017
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-02

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve Acceptance of a Grant from Coastal Electric Cooperative in the amount of \$132,750.00 for Industrial Infrastructure Development.]

WHEREAS:

1. The County Budget Ordinance requires a Resolution to record all non-budgeted revenues and non-budgeted grant revenues; and
2. The County is in receipt of \$132,750.00 from Coastal Electric Cooperative to be used for the construction of infrastructure and or qualifying projects within the Colleton County Commerce Center, for road work and site work for the spec building owned and controlled by County government, and other projects owned by the County all of which must qualify under the South Carolina Rural Development Act (Act Number 462 of 1996, as amended) and other applicable state laws.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby authorizes the designation of appropriate general ledger accounts to record revenue and expenditures as follows:

Colleton County Industrial Development Fund 140; \$132,750.00 in revenues from Coastal Electric Cooperative to be used for the construction of infrastructure and or qualifying projects within the Colleton County Commerce Center, for road work and site work for the spec building owned and controlled by County government, and other projects owned by the County all of which must qualify under the South Carolina Rural Development Act (Act Number 462 of 1996, as amended) and other applicable state laws.

2. The Count Council Chairman is hereby authorized to execute the Contract (copy attached and included herein by reference) agreeing to receipt and accepting the terms of the \$132,750.00 grant from Coastal Electric Cooperative.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 3, 2017
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-03

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize the Purchase of Equipment by the Capital Projects and Purchasing Department.]

WHEREAS:

1. The 2016-2017 Colleton County Capital Equipment Plan designates a tractor with backhoe implement for the operation of the Colleton County Facilities Management department; and
2. The Capital Projects & Purchasing Department requests approval to purchase the tractor and implements from the State Contract holder, John Deere of Hampton, SC in the amount of \$47,241.42.
3. Funding for this purchase is available in the 2015-2016 Capital Lease Purchase.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The purchase of a tractor and implements in accordance with County purchasing specifications is hereby authorized:
2. The County Administrator is hereby authorized to execute on behalf of the County any paperwork necessary to complete these purchases.
3. Funding for these purchases shall be taken from the 2015-2016 Lease Purchase.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 3, 2017
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-04

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Accept State Lottery Funds to be received by the Library in Fiscal Year 2016-2017.]

WHEREAS:

1. The County Budget Ordinance requires a Resolution to record all non-budgeted revenues; and
2. The Colleton County Memorial Library has received State Lottery funding in the amount of \$36,956.52 for FY 2016-2017.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The funding received from the State Lottery is to be budgeted in Colleton County Memorial Library – Fund 122 Budget for FY 2017 as follows:

<u>Revenue</u>		
State Lottery Funds	122-000-334-52-0000-3052	<u>\$36,956.52</u>
<u>Expenditures</u>		
Books & Periodicals	122-450-455-52-6400-3052	\$ 2,000.00
Electronic Resources	122-450-455-52-6403-3052	4,000.00
Minor Equip. & Furniture	122-450-455-52-6120-3052	30,956.52
	Total Expenditures:	<u>\$36,956.52</u>

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 3, 2017
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-05

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Acceptance and Budgeting of Grant Funding for FY 2016-2017.]

WHEREAS:

1. The County Budget Ordinance requires a Resolution to record all non-budgeted revenues and non-budgeted grant revenues; and
2. The Colleton County Economic Development department is considered the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY 17 received from SCANA related to Project C.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby authorizes the designation of appropriate general ledger accounts to record revenues and expenditures in the following fund for the grants and unbudgeted revenues for FY17 as listed:
 - a. Fund 142 – Infrastructure and Industrial Development Fund; SCANA Services, Inc.; \$250,000; Project C.
2. The above listed OPR (Office of Primary Responsibility) is responsible for preparing any external reports related to said funds, complying with grant terms and conditions, coordinating reimbursement requests with the Finance Department in addition to being the responsible parties for providing copies of external reports to the Finance Office, grant auditors, and to external auditors at the end of FY17 as requested for this grant/non-budgeted revenue received.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
 Adopted : January 3, 2017
 Committee Referral : N/A
 Committee Consideration Date : N/A
 Committee Recommendation : N/A

RESOLUTION NO. 17-R-06

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Declare Surplus Various Vehicles and Equipment and to Authorize Their Sale in Accordance with County Policy.]

WHEREAS:

1. Fleet Management has evaluated various equipment, and deemed it to be no longer suitable for County operations; and
2. The Technology department has evaluated various computer equipment, and deemed it to be no longer suitable for County operation; and
3. It is recommended that Council declare said vehicles and equipment surplus and authorize its sale through GovDeals or for trade in on upgraded equipment.

NOW, THEREFORE, BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The following vehicles and equipment submitted by the Fleet Management Department are hereby declared surplus to the needs of the County.

Year	Make	Model	VIN	Description
	Liftmoore	2700 AR	n/a	Truck Lift/Crane
2014				Rear passenger seats and front console for Tahoe
2007	Chevrolet	Trail Blazer	1GNES13M072223746	SUV
2011	Ford	Crown Vic	2FABP7BVXBX185223	Wrecked - Parts Car
2011	Ford	Crown Vic	2FABP7BV6BX185218	Wrecked - Parts Car
1996	Ford	E-Series Van	1FBJS31H2THB47743	Van
2004	Ford	F350	1FDWF36515EB79250	XL Super Duty with work body
2004	Volvo	G710B	X073111X	Motor Grader
2004	Haulmark	TS7x14DT2	16HPB14265G067654	Cargo Trailer
2001	Ford	Crown Vic	2FAFP71W21X180074	Cruiser
			n/a	10 Solid Waste Trash Compactors

2. Said vehicles and equipment shall be placed for sale on GovDeals or for trade in on upgraded equipment.

ATTEST:

SIGNED:

 Ruth Mayer, Council Clerk

 Joseph F. Flowers, Chairman

COUNCIL VOTE:
 OPPOSED

Sponsor(s) : County Council
Adopted : January 3, 2016
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-07

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve Purchase and Installation of a Generac Generator and Transfer Switch for the Old Jail Building.]

WHEREAS:

1. Generac was named as a sole source supplier on March 1, 2016 by Resolution 16-R-28. The sole source was awarded for a term of five (5) years; and
2. H & H Electrical Services, LLC is the only local approved Generac installer of the unit; and
3. The Capital Projects & Purchasing Department requests approval to purchase a Generac Generator and transfer switch for the Old Jail Building for a total cost of \$34,786.34; and
4. The Capital Projects & Purchasing Department requests approval to authorize H & H Electrical Services, LLC to install the generator and transfer switch at the Old Jail Building for a total cost of \$26,600; and
5. Funding for this expenditure is provided by a FEMA grant accepted by Council by Resolution 16-R-69 as well as the 2017 Capital Lease Purchase funding.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The purchase a Generac Generator and transfer switch for a total cost of \$34,786.34 is hereby approved.
2. The installation of said generator and transfer switch by H & H Electrical Services, LLC at a cost of \$26,600 is hereby authorized.
3. The County Administrator is hereby authorized to execute on behalf of the County any paperwork necessary for the purchases.
4. Funding for the cost of the above generator and transfer switch purchase and installation is provided by FEMA grant funding as accepted by Resolution 16-R-69 and the 2017 Capital Lease Purchase.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 3, 2017
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-08

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Authorize the Council Clerk to Advertise for Board Vacancies.)

WHEREAS:

1. Keep Colleton Beautiful has three vacancies; and
2. Colleton County Commission of Alcohol & Drug Abuse has one vacancy; and
3. Colleton County Board of Disabilities & Special Needs has one vacancy; and
4. Board of Adjustments & Appeals (Building Dept.) has three vacancies(one Heating/Air Conditioning, one Plumbing, one general citizenry); and
5. Colleton County Recreation Commission has three vacancies; and
6. The County Council is the appointing authority for Boards.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

- 1) The Council Clerk is hereby directed to advertise for the vacancies.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 3, 2017
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 17-R-09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve a Memorandum of Understanding And Agreement between Colleton County and the City of Walterboro to provide Temporary Building Inspection Services]

WHEREAS, it is the desire of the jurisdictions to partner in the provision of required building code inspection and plan review of residential and commercial buildings for the City of Walterboro for the purpose of providing code compliance for construction; and

WHEREAS, the City of Walterboro and Colleton County recognizes the positive influence this agreement will have on the quality of life for residents of City of Walterboro, and desire to provide essential services through inspections and plan review; and

WHEREAS, the City of Walterboro agrees to reimburse Colleton County for the cost of inspections and plan review.

NOW, THEREFORE, BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The approval of the above referenced agreement for Building Inspection services with the City of Walterboro is hereby authorized.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:

OPPOSED: