

**AGENDA**  
**TOWN OF EDISTO BEACH**  
**MARCH 12, 2015**  
**REGULAR TOWN COUNCIL MEETING**  
**6:00 P.M.**

- I. Call to Order**
- II. Invocation and Pledge of Allegiance**
- III. Approval of Minutes**
  - A. Regular Council Meeting Minutes, February 12, 2015
  - B. Town Council Annual Goal Setting Retreat Minutes, February 19, 2015
- IV. Proclamations and Presentations**
  - A. Starfish Award – Town Hall employees that participated in Trick-or-Treat at the Creek
  - B. Beautification Award, Town of Edisto Beach
- V. Old Business**
  - A. Second Reading of Ordinance No. 2015-03, An Ordinance to Terminate the Temporary Moratorium on the Issuance and Approval of Building Permits and Record Plats for the Big Bay Creek and Scott Creek Property Owners sewer line project in the Town of Edisto Beach for (1) New or Additional Connections for Properties Situated Inside the Municipal Boundaries to the Town Sewer System through the Big Bay Creek and Scott Creek Property Owners sewer line project and (2) Additions to Existing Structures that access the Town Sewer System through the Big Bay Creek and Scott Creek Property Owners sewer line project if additional sewer capacity would be required for the addition.
  - B. Agreement between the Town of Edisto Beach and the Army Corps of Engineers for the Preliminary Engineering Design for Beach Stabilization
- VI. New Business/Appearances**
  - A. Causeway Bridge
  - B. Ordinance No. 2015-04 to Amend the FY2014-15 Budget
  - C. Edisto Beach Groin #1 Repair
  - D. FY2015-16 Council Goals and Objectives
  - E. Special Event Application-Marina at Edisto Billfishing Tournament
  - F. Work Authorization No 4 with American Engineering
  - G. Curbside Recycling
  - H. Award of Bid No. 2015-01 Garbage container “Roll-back” services
  - I. Ordinance No. 2015-07 to Amend Sections 66-78(b), 66-78(c), 66-78 (d) and Section 66-9 of the Town’s Code Related to Solid Waste Management
  - J. Resolution No. 2015-R05 opposing Executive Order 11988
  - K. Resolution No. 2015-R06 opposing H 3378 to Amend Section 48-39-130 of the SC Code of Laws
  - L. Waterfront Lift Station Repair
  - M. State Revolving Fund for Edisto Beach Water System Improvement Project
  - N. Special Event Application – 5<sup>th</sup> Annual Edisto Eats Festival and Ultimate Chef Competition
- VII. Committee Vacancies**
  - A. Construction Board of Adjustments and Appeals – 2 vacancies
  - B. The Image and Design of Edisto (TIDE) Committee
- VIII. Planning Commission**
  - A. Edisto Watersports & Tackle, Inc.
  - B. 208 Sea Cloud Circle Lot Line abandonment
- IX. Departmental Reports and Committee Updates**
- X. Public Comment Period**
- XI. Executive Session-Legal Issue**
- XII. Adjournment**

TOWN OF EDISTO BEACH

AN ORDINANCE

An Ordinance to Terminate the Temporary Moratorium on the Issuance and Approval of Building Permits and Record Plats for the Big Bay Creek and Scott Creek Property Owners sewer line project in the Town of Edisto Beach for (1) New or Additional Connections for Properties Situated Inside the Municipal Boundaries to the Town Sewer System through the Big Bay Creek and Scott Creek Property Owners sewer line project and (2) Additions to Existing Structures that access the Town Sewer System through the Big Bay Creek and Scott Creek Property Owners sewer line project if additional sewer capacity would be required for the addition.

WHEREAS, in order to give the Town time to address the sewer system deficiencies and make appropriate and needed studies, repairs and improvements to its infrastructure, the Town Council enacted an Ordinance No. 2014-19 dated September 11, 2014, to establish, for a temporary and limited period of time, a moratorium on the approval of building permits and record plats for (1) new and additional connections to the Town sewer system for properties through tie-in to the Big Bay Creek and Scott Creek Property Owners Sewer Line Project, and (2) additions to existing structures utilizing the Big Bay Creek and Scott Creek Property Owners Sewer Line Project if the additions would effect an increase on the sewer capacity and demand of the sewer system; and

WHEREAS, the Town Council now desires to terminate the temporary moratorium.

NOW, THEREFORE, BE IT RESOLVED, ENACTED AND ORDAINED by the Town Council of the Town of Edisto Beach as follows:

That the temporary moratorium established by Ordinance No. 2014-19 dated September 11, 2014 is hereby terminated and rescinded effective immediately as of adoption of this ordinance.

This Ordinance shall take effect upon approval by Council.

By: \_\_\_\_\_  
Jane Darby, Mayor Pro Tem

First Reading: February 12, 2015  
Adopted: March 12, 2015

ATTEST: \_\_\_\_\_  
Deborah Hargis, Municipal Clerk

Approved as to form: \_\_\_\_\_

**TOWN OF EDISTO BEACH**  
AN ORDINANCE  
TO AMEND THE FY 2014-2015 TOWN BUDGET

WHEREAS on June 12, 2014, Town Council adopted the budget for Fiscal Year 2014-15 totaling \$5,425,712 with revenues equaling expenditures; and

WHEREAS, Town administration has prepared an analysis and comparison of the adopted 2014-2015 Town Budget with current mid-year expenditures and briefed Town Council on the analysis and recommended amendments to the Budget to better conform to actual and proposed expenditures and revenues; and

WHEREAS, it is estimated more revenues will be received than previously estimated resulting in an increase in revenues of \$179,505 offset by an equal amount of expenditures; and

WHEREAS, Town Council believes it is in the best interest of the Town to amend the 2014-2015 Town Budget totaling \$5,589,242 per the recommendations.

BE IT ORDAINED by the governing body of the Town of Edisto Beach, in council duly assembled, and by the authority of the same:

1. The FY 2014-2015 Town of Edisto Beach Budget is hereby amended as set forth in the attached Exhibit A.

This ordinance shall be effect upon adoption.

TOWN OF EDISTO BEACH

By: \_\_\_\_\_  
Jane S. Darby, Mayor Pro Tempore

ATTEST:

\_\_\_\_\_  
Deborah Hargis, Municipal Clerk

First Reading: \_\_\_\_\_  
Final Reading: \_\_\_\_\_

Approved as to form: \_\_\_\_\_

### **Resolution Opposing Executive Order 11988**

**WHEREAS**, on January 30, 2105, the President issued Executive Order 11988 establishing a federal flood risk management standard and process for further soliciting and considering stakeholder input; and

**WHEREAS**, the Executive Order amends a previous Executive Order and is broader than National Flood Insurance Program and Biggert Waters; and

**WHEREAS**, the Executive Order shifts focus from flood protection to risk management; and

**WHEREAS**, the impacts from the Executive Order are tied to a federal investment or a direct allocation of federal funds; and,

**WHEREAS**, these impacts would discourage buying and selling in floodplain areas because it would require building to 500 year standards rather than 100 year flood standards; and,

**WHEREAS**, the Executive Order would require building an additional two feet above the FEMA map base flood elevation for non-critical actions and three feet for critical actions prohibiting two story homes on Edisto Beach if the zoning ordinances remained the same; and,

**WHEREAS**, this Executive Order would result in accessibility issues on Edisto Beach.

**NOW, THEREFORE**, be it resolved that The Town Council of the Town of Edisto Beach, South Carolina opposes Executive Order 11988 establishing a federal flood risk management standard.

SIGNED, SEALED AND ADOPTED BY Town Council this 12<sup>th</sup> day of March, 2015.

\_\_\_\_\_  
Jane S. Darby, Mayor Pro Tempore

\_\_\_\_\_  
Pete Anderson, Council Member

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Susan Hornsby, Council Member

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Patti Smyer, Council Member

**Resolution Opposing South Carolina House Bill 3378**

**WHEREAS**, on January 21, 2105, Representative Herbkersman introduced House Bill 3378 to Amend Section 48-39-130, as amended, Code of Laws of South Carolina, 1976, Relating to Permitting Requirements for Critical Areas, so as to Grant the Department of Health and Environmental Control sole authority in granting emergency orders over a beach or dune critical area and to establish guidelines for the use of sandbags in these areas; to amend Section 48-39-280, relating to the forty-year retreat so as to prohibit the seaward movement of the final baseline for an erosion zone; and to amend Section 48-39-290, as amended, relating to restriction on construction seaward of the baseline, so as to restrict the development of new groins other than terminal groins and to require the documentation of special permit conditions in the deed of conveyance; and

**WHEREAS**, this legislation states under Section 3. (A) (7) existing groins may be reconstructed, repaired, and maintained. New groins may not be permitted by the department with the exception of terminal groins; and

**WHEREAS**, the Town of Edisto Beach is in the process of lengthening groins in 2016; and

**WHEREAS**, lengthening of groins will help stabilize the beachfront; and,

**WHEREAS**, this legislation may prohibit said lengthening that would stabilize the beach.

**NOW, THEREFORE**, be it resolved that The Town Council of the Town of Edisto Beach, South Carolina opposes House Bill 3378 prohibiting new groins that could prevent the extension of the existing groins.

SIGNED, SEALED AND ADOPTED BY Town Council this 12<sup>th</sup> day of March, 2015.

\_\_\_\_\_  
Jane S. Darby, Mayor Pro Tempore

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Pete Anderson, Council Member

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Susan Hornsby, Council Member

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Patti Smyer, Council Member