

**AGENDA  
TOWN OF EDISTO BEACH  
MAY 8, 2014  
PUBLIC HEARING  
5:55 P.M.**

**I. Call to Order**

**II. Second Reading of Ordinance 2014-11 to Amend Section 86-3 of the Town's Code to Add the Definition of "Retail Business Establishment" and Amend Section 86-141(b)(2) to Read "Any Retail Business Establishment"**

**III. Public Comment Period**

**IV. Adjournment**

**AGENDA**  
**TOWN OF EDISTO BEACH**  
**May 8, 2014**  
**PUBLIC HEARING**  
**5:55 P.M.**  
**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 Minutes, April 10, 2014
- IV. Proclamations and Presentations**
  - A. Twenty Year Service Award
  - B. Starfish Award
  - C. The Image and Design of Edisto (TIDE) Committee Beautification Award
- V. Old Business**
  - A. Second Reading of Ordinance 2014-06 to Amend 82-139 of the Town's Code related to sewer rates
  - B. Water and Sewer Committee Recommendations
  - C. Solid Waste Management 66-78
  - D. Second Reading of Ordinance 2014-11 Amending Section 86-3 of the Town's Code of Ordinances to Add the Definition of "Retail Business Establishment" and Amend Section 86-141(b)(2) to Read "Any Retail Business Establishment"
- VI. New Business/Appearances**
  - A. Resolution 2014-R12 to Authorize Establishment of Marine Response Team
  - B. Resolution 2014-R13, Opposing Seismic Air-gun Testing in the Atlantic Ocean
  - C. First Reading of Ordinance 2014-14 to Adopt the Budget for Fiscal Year 2014-15
  - D. Special Meeting May 14, 2014 to review Zoning Ordinance Revision
  - E. Special Meeting May 20, 2014, with ACOE and CSE to discuss strategy for nourishment
  - F. Zoning Ordinance Schedule
  - G. Capital Project Sales Tax Update
  - H. Budget Adjustments
  - I. Expenditure Requests
    - a. Bay Creek Park Stage
    - b. Convenience Station Canopy
  - J. Debt Management Policy
  - K. Resolution 2014-R15 to Support Dredging Atlantic Intracoastal Waterway
  - L. Resolution 2014-R16 Supporting the Proposed Myrtle Street Drainage Project
- VII. Planning Commission**
  - A. 141 and 143 Jungle Road-Marie C. Bost and Jerome W. Kizer-Lot Line Abandonment
- VIII. Committee Vacancies**
  - A. Accommodations Tax Board
- IX. Accommodations tax Board**
  - A. The Edisto Beach Music and Shag Fest-Chamber of Commerce-\$5,500
  - B. Bell Property Annual Bond Debt-Town of Edisto Beach-\$50,000
  - C. Highway 174 Litter Removal – Town of Edisto Beach - \$17,700
  - D. Edisto Island Open Land Trust – Tomato Open – \$2,500
- X. Departmental Reports and Committee Updates**
- XI. Public Comment Period**
- XII. Council Time-Work Session Only**
- XIII. Executive Session**
  - Personnel
  - Real Estate
- XIV. Adjournment**

TOWN OF EDISTO BEACH

**AN ORDINANCE TO AMEND SECTION 86-3 OF THE TOWN'S CODE OF ORDINANCES TO ADD THE DEFINITION OF "RETAIL BUSINESS ESTABLISHMENT" AND AMEND SECTION 86-141(b)(2) TO READ "ANY RETAIL BUSINESS ESTABLISHMENT**

WHEREAS, prior to adoption of this ordinance the Amendments were presented to the planning commission and a public hearing was duly held.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Edisto Beach, South Carolina, in council duly assembled, as follows:

Section 86-3 of the Town's Code is amended to add the following definition of "Retail Business Establishment":

**Section 86-3. Definitions.**

*"Retail Business Establishment" shall mean a business located in a building which involves the retail sale or rental of merchandise, provided that open air markets and flea markets shall be specifically excluded from this definition and shall not be deemed or interpreted to be retail business establishments.*

Section 86-141(b)(2) is amended to read as follows:

**Section 86-141. C-3 Commercial District.**

**(b) Permitted Uses**

(2) *Any retail business establishment*

This ordinance shall take effect upon adoption.

\_\_\_\_\_  
Burley L. Lyons, Mayor

First reading: 04/10/2014  
Public Hearing: 05/08/2014  
Adopted: 05/08/2014

ATTEST:

\_\_\_\_\_  
Iris Hill, Administrator

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

**Town of Edisto Beach**

**Resolution to Authorize the Establishment of a Town of Edisto Beach  
Marine Response Team**

**No. 2014-R12**

WHEREAS, the Police Chief and the Fire Chief of Town of Edisto Beach believe that the establishment of Marine Response Team in the Town of Edisto Beach is in the best interests of the town citizens and visitors to the beach and would enhance safety and emergency response; and

WHEREAS, Police Chief and the Fire Chief of Town of Edisto Beach have researched the matter and prepared standard operating procedures for a joint effort between the Police Department and the Fire Department to establish and maintain a Marine Response Team; and

Whereas, Police Chief and the Fire Chief of Town of Edisto Beach have requested that Town Council authorize the establishment of the town Marine Response team.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Edisto Beach, as duly assembled, as follows:

1. The Town of Edisto Beach hereby authorizes the establishment of a Marine Response Team to be organized as joint effort between the Police Department and Fire Department of the town; and
2. The Town Council directs the Police Chief and the Fire Chief to adopt standard operating procedures for the Marine Response Team, to include, but not be limited to, organizational structure, personnel composition, training and certification requirements, and rescue procedures.
3. The Police Chief and the Fire Chief are directed to submit a budget proposal to the Town Council for consideration and approval. No town funds may be utilized for operations of the Marine Response Team unless approved by Town Council.

Adopted by Town Council this 8<sup>th</sup> day of May, 2014.

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Burley L. Lyons, Mayor

ATTEST:

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Iris Hill, Administrator

**Resolution Opposing Seismic Air-gun Testing In The Atlantic Ocean**

**WHEREAS**, the Town of Edisto Beach endeavors to be a good steward of the coastal environment and its resources; and

**WHEREAS**, seismic air-gun testing is being proposed by the Bureau of Ocean Energy Management (BOEM) for the exploration of oil and natural gas off the mid-Atlantic coast; and

**WHEREAS**, tourism is the major economic force in the Town of Edisto Beach and offshore drilling poses a major threat to our coastal economy and natural resources, and should a spill occur, the natural environment that supports our local economy would be severely damaged and the quality of life that both residents and visitors have come to expect would be negatively affected for the foreseeable future; and

**WHEREAS**, the seismic air-guns fire intense blasts of compressed air, one of the loudest manmade sounds in the ocean. The dynamite-like blasts occur every ten seconds, for days to weeks at a time. Seismic air-guns are loud enough to kill small animals like fish eggs and larvae at close ranges and can disrupt the behavior of large animals like dolphins and whales from up to 100 miles away; and

**WHEREAS**, these blasts have been associated with shifting soil resulting in structural damage; and

**WHEREAS**, the Town of Edisto Beach believes that more research should be done to fully understand all impacts of seismic testing and options for mitigating those impacts; and

**WHEREAS**, the proposed seismic air-gun testing will result in serious negative impact to our marine resources, which form the foundation of economic vitality for communities all along the Atlantic Coast.

**NOW, THEREFORE**, be it resolved that The Town Council of the Town of Edisto Beach, South Carolina is opposed to seismic air-gun testing and urges the BOEM to stop this process and focus on ensuring the vitality of vulnerable local economies along the Atlantic Coast as we cannot continue to put our ocean, environment, beaches, marine resources and local economies at risk.

SIGNED, SEALED AND ADOPTED BY Town Council this 8<sup>th</sup> day of May, 2014.

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Burley L. Lyons, Mayor

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Pete Anderson, Council Member

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Jane Darby, Mayor Pro Tempore

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Susan Hornsby, Council Member

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Patti Smyer, Council Member

TOWN OF EDISTO BEACH

ORDINANCE TO ADOPT THE BUDGET FOR FISCAL YEAR 2014-15

To approve the Town of Edisto Beach Budget for the fiscal year 2014/2015 and to impose a tax levy therefore.

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 Town of Edisto Beach fiscal year 2014/2015 budget totaling \$5,425,712 with revenues equaling expenditures, a copy of which is attached hereto and made a part hereof is hereby adopted as the budget to the Town of Edisto Beach.
2. The Town of Edisto Beach fiscal year 2014/2015 property tax levy shall be 20.23 mills.
3. The billing dates, penalty dates and amount of penalty which shall be levied for delinquent taxes shall be as follows:

Taxes are due from the 30th day of September through the 15th day of January. Taxes are delinquent on the 16th day of January with a 3% penalty added, on the 2nd day of February another 7% penalty added, and on the 17th day of March another 5% added.

- 4. Pursuant to the contract for the tax year of 1986, the Town of Edisto Beach appoints the Colleton County Treasurer as its agent for collection of taxes and penalties.
5. Nothing herein shall prohibit the Town Council to authorize the transfer of appropriated funds from line item to line item within the General Fund, Water Fund or Sewer Fund as necessary to achieve the goal of the budget. The Town Administrator may authorize the transfer of appropriated funds not to exceed \$500 within departments as necessary to achieve the goal of the budget.

Burley L. Lyons, Mayor

ATTEST:

Deborah Hargis
Municipal Clerk

First Reading:
Public Hearing:
Final Reading:

Approved as to form: