



Town of Summerville Council Meeting
Thursday, January 9, 2020 - 6:00 p.m.
Summerville Municipal Complex – 200 South Main Street

AGENDA

- 1. Call to Order**
- 2. Invocation and Pledge of Allegiance**
- 3. Presentation by the Board of Sweet Tea Half Marathon**
- 4. Presentation by the Town of Summerville Beautification Committee**
- 5. Approval of Minutes of Previous Meetings**
 - a. Special Called Town Council Meeting, December 13, 2019
- 6. Approval of Council Committee Reports**
 - a. Parks and Recreation Committee – Monday, January 6, 2020
 - b. Planning and Development Committee – Monday, January 6, 2020
 - c. Public Safety Committee – Monday, January 6, 2020
 - d. Public Works Committee – Monday, January 6, 2020
 - e. Finance Committee – Monday, January 6, 2020
- 7. Public Comment – *For items on the January 9, 2020 Town Council meeting agenda only***
- 8. Petitions: N/A**
- 9. Pending Bills and Resolutions:**
 - a. Second and final reading of an ordinance to rezone TMS# 145-02-11-003, located on E. Carolina Ave., approximately 4.65 acres, and owned by Dr. Thomas M. Leland from GR-2, Single-Family Residential, to N-B, Neighborhood Business (Council District 3). The Planning Commission held a public hearing and made a recommendation for approval at their meeting on November 18, 2019. The Planning and Development committee made a recommendation for approval at their meeting on December 9, 2019.
 - b. Second and final reading of an ordinance to rezone TMS# 145-02-11-002, located at 208 E. Carolina Ave., approximately 0.61 acres, and owned by Margaret B. and Michael B. Murray from GR-2, Single-Family Residential, to N-B, Neighborhood Business (Council District 3). The Planning Commission held a public hearing and made a recommendation for approval at their meeting on November 18, 2019. The Planning and Development committee made a recommendation for approval at their meeting on December 9, 2019.
 - c. Second and final reading of an ordinance to the Summerville Unified Development Ordinance, Chapter 2, Section 2.5, Mixed-Use District Standards. (Town Council gave first

reading at their meeting on November 14, 2019, and Planning Commission held a public hearing and made a recommendation for approval at their meeting on December 16, 2019.)

10. Introduction of Bills and Resolutions

- a. First reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 2, Section 2.4.2, Neighborhood Mixed-Use (N-MX); Chapter 3, Section 3.3, Table of Permitted Uses, Section 3.4.5.A, Adult Establishment, and 3.6.1.B, Permitted Temporary Uses; Chapter 4, Section 4.3.1, Applicability; Chapter 8, Section 8.3.3.E.2, Other Preservation Areas; Chapter 13, Section 13.1.2, Conformity With Code, Section 13.3.1, General Provisions For All Boards And Commissions, Section 13.4.7.B, Vested Rights And Expiration Of Approvals, Section 13.6.2.B.3, Application Forms And Fees, Section 13.8.1.B, Certificate Of Appropriateness (Minor), Section 13.11.2.D, Planned Unit Development Districts; and Chapter 14, Section 14.1.2, Violations Generally, Section 14.3.2.B.3, Other Remedies And Penalties. (Planning Commission held a public hearing and made a recommendation for approval at their meeting on December 16, 2019. Planning and Development Committee made recommendation to move to full Council for first reading at their meeting on January 6, 2020).

11. Miscellaneous

- a. Ratification of a resolution to maintain a low maintenance planted median on Dorchester Road between Old Trolley and Ladson Road
- b. Discussion of traffic calming measures on West Carolina Avenue
- c. Appointments to citizen committees, commissions, and boards
- d. Appointments of Councilmembers to Standing Committees of Council and election of Committee Chairs
- e. Appointment of Mayor Pro Tem

12. Public Comment (open)

13. Executive Session: legal matter, contractual matter

- a. Legal matter related to condemnation and potential purchase of Woodlands, LLC property
- b. Contractual matter related to 1.18 acres immediately adjacent to the Town-owned property in Oakbrook near the Ashley River.

14. Other Business

- a. Action to be Taken by Council Related to Executive Session

15. Adjourn

Wiley Johnson, Mayor

Council Members:

Bob Jackson, Mayor Pro-Tem

Walter Bailey

Aaron Brown

Christine Czarnik

Kima Garten-Schmidt

William McIntosh



Town Administrator

Colin L. Martin

Town Clerk

Beth Messervy

Town Attorney

G.W. Parker

Town of Summerville
SPECIAL CALLED COUNCIL MEETING MINUTES
December 13, 2019

ATTENDANCE

Present: Mayor Johnson, Councilmembers Christine Czarnik, Walter Bailey, Kima Garten-Schmidt, Aaron Brown, and Bill McIntosh. Councilmember Bob Jackson was absent. A quorum was present. Staff was also present. Public and press were duly notified.

CALL TO ORDER

Mayor Wiley Johnson called the Special Called Council meeting to order at 6:00pm on Friday, December 13, 2019.

APPROVAL OF MINUTES

Mr. McIntosh made a motion, seconded by Mr. Brown, to approve the combined minutes of the Town Council Meeting on November 14, 2019, Special Called Council Meeting on November 22, 2019, Special Called Council Meeting on December 12, 2019, and Town Council meeting on December 12, 2019. The motion carried unanimously, and the minutes were all accepted into record.

APPROVAL OF STANDING COMMITTEE MEETING MINUTES:

Mr. Brown made a motion, seconded by Mr. Bailey, to accept the minutes of the December 9, 2019 Parks and Recreation Committee, Planning and Development Committee, Public Works Committee, and Finance Committee. The motion carried unanimously, and the minutes were accepted into record.

PUBLIC COMMENT: (Items on the December 13, 2019 agenda)

Ralph Hayes of West Carolina Avenue spoke in support of additional stop signs on West Carolina Avenue. He stated that the Summerville Police Department's traffic analysis showed

December 13, 2019

Page 2

that 69% of cars on the road were speeding with a 40-45 mile per hour average (speed limit is 25 mph). He asked that Council take this into consideration.

Linda Weber, owner of "This Little Piggy" BBQ restaurant, spoke in favor of DREAM getting additional HTAX money. She and her husband received a lot of help and support from DREAM when they were looking for a location for their restaurant.

Kristine Legrand of West Carolina Avenue spoke in support of additional traffic safety measures on West Carolina Avenue.

Don Friar, owner of "This Little Piggy," spoke in favor of DREAM receiving additional HTAX money. He stated that the Town's HTAX fund has enough in it to accomplish this goal.

Anne Sutton, owner of East Winds on Little Main, spoke in support of DREAM receiving additional HTAX money. She stated that DREAM has helped her business over the past 13 years, and she would like to see the Town continue to support DREAM.

Jim Grate with the Summerville Museum submitted his comments with the Town Clerk for the official record. Mr. Grate stated that he is in support of DREAM receiving the full amount of HTAX funds that they asked for in their application.

PENDING BILLS AND RESOLUTIONS:

Mr. McIntosh made a motion, seconded by Ms. Garten-Schmidt, to approve second and final reading of an ordinance to amend Chapter 10, Elections, Section 10-2 (b) Date of election for mayor and council members, term. The motion carried unanimously.

Ms. Czarnik made a motion, seconded by Mr. McIntosh, to approve on second and final reading of an ordinance to amend Town Code Chapter 2- Administration; Article IV-Officers and Employees; Division 2 – Town Administrator. The motion carried unanimously.

Ms. Garten-Schmidt made a motion, seconded by Mr. Bailey, to approve on second and final reading of an ordinance to authorize the Mayor or Town Administrator to execute a quit-claim deed to Georgann Campbell and John Campbell Jr. for the adjacent and abutting unimproved portion of right-of-way of Phelon Street. The motion carried unanimously.

INTRODUCTION OF BILLS AND RESOLUTIONS:

Mr. Bailey made a motion, seconded by Ms. Czarnik, to approve on first reading of an ordinance to rezone TMS# 145-02-11-003, located on E. Carolina Ave., approximately 4.65 acres, and owned by Dr. Thomas M. Leland from GR-2, Single-Family Residential, to N-B, Neighborhood Business (Council District 3). Some discussion followed. The motion carried unanimously.

December 13, 2019

Page 3

Mr. Bailey made a motion, seconded by Mr. Brown, to approve on first reading of an ordinance to rezone TMS# 145-02-11-002, located at 208 E. Carolina Ave., approximately 0.61 acres, and owned by Margaret B. and Michael B. Murray from GR-2, Single-Family Residential, to N-B, Neighborhood Business (Council District 3). The motion carried unanimously.

MISCELLANEOUS:

Mayor Johnson and Mr. Brown asked staff to present the consideration of acquiring right-of-way from SCDOT for the purpose of executing a quit claim deed on Birch Street. Russ Cornette stated that the property owner would like to extend a 20 foot section down to make more off-street parking in the location. Some discussion followed. Mr. Bailey made a motion, seconded by Ms. Garten-Schmidt, to approve the authorization of staff to acquire the right-of-way. The motion carried unanimously.

Mr. Bailey made a motion, seconded by Mr. Brown, for staff to study traffic calming alternatives on West Carolina Avenue to include the additional stop signs as proposed by staff. Some discussion followed. Ms. Garten-Schmidt made a motion, seconded by Ms. Czarnik, to amend the original motion to proceed with installing stop signs on West Carolina Avenue at Beaufort Street. Some discussion followed. Ms. Garten-Schmidt and Ms. Czarnik withdrew their motion to amend. On the original motion to study the traffic calming measures further, the motion carried 4-2 with Mr. Bailey and Mr. Brown voting in opposition.

Ms. Czarnik made a motion, seconded by Mayor Johnson, to approve the revised appropriations of the Local Hospitality and Accommodations Tax funds that are distributed to approved organizations. Mr. McIntosh made a motion, seconded by Ms. Czarnik, to amend the original motion to add \$9000 to the awarded amount to Flowertown Players and to reduce the amount awarded to the YMCA by \$9000. The motion to amend carried unanimously. Some discussion followed. The original motion as amended carried unanimously.

Mayor Johnson presented his appointments to the citizen committees, commissions, and boards that had terms expiring in December 2019, or had seats to be filled from members leaving early.

Mr. McIntosh made a motion, seconded by Mr. Bailey, to postpone the appointments to the Board of Architectural Review, Board of Zoning Appeals, Planning Commission, Commercial Design Review Board, and Tree Protection Committee until the January regular Council meeting. Some discussion followed. The motion carried 4-2 with Mayor Johnson and Ms. Czarnik voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Brown, to divide the question on appointments to the Bike and Pedestrian Committee, the State ATAX committee, and the Municipal Election Commission. The motion carried. Mr. McIntosh made a motion, seconded by Mr. Brown, to further divide the question to appoint each member of the committees in a separate vote. The motion carried 4-2, with Mayor Johnson and Ms. Czarnik voting in opposition.

December 13, 2019

Page 4

Mr. McIntosh made a motion, seconded by Ms. Garten-Schmidt, to appoint Michael Peebles to the Bicycle and Pedestrian Advisory Committee. The motion carried unanimously.

Ms. Garten-Schmidt made a motion, seconded by Ms. Czarnik, to appoint Sandy O'Keefe to the Bicycle and Pedestrian Advisory Committee. The motion carried unanimously.

Ms. Czarnik made a motion, seconded by Ms. Garten-Schmidt, to appoint Ned Shows to the Bicycle and Pedestrian Advisory Committee. The motion carried unanimously.

Mayor Johnson made a motion, seconded by Ms. Czarnik, to appoint Charlie Stoudenmire to the Municipal Election Commission. The motion failed 2-4, with Mayor Johnson and Ms. Czarnik voting in favor of the appointment.

Mr. McIntosh made a motion, seconded by Mr. Brown, to divide the question to appoint members for the State ATAX committee individually. The motion carried 4-2, with Mayor Johnson and Ms. Czarnik voting in opposition.

Mr. McIntosh made a motion, seconded by Ms. Czarnik, to appoint Wilma Burgreen to the State Accommodations Tax Committee. The motion carried unanimously. Mayor Johnson made a motion, seconded by Ms. Czarnik, to appoint Glenn Zingarino to the State ATAX Committee. Some discussion followed. The motion failed 2-4, with Mayor Johnson and Ms. Czarnik voting in favor of the appointment.

PUBLIC COMMENT (OPEN):

Dianne Frankenberger spoke in support of additional stop signs on West Carolina Avenue.

Adrian Kwist stated that the Town should put up temporary speed bumps where the proposed stop signs on West Carolina Avenue would go.

Peter Wallace of West Carolina Avenue agreed with Mr. Kwist's idea of temporary speed bumps. He also stated that Central Avenue at West Richardson needs help. He is in support of the stop signs on West Carolina Avenue.

**Ms. Garten-Schmidt made a motion, seconded by Ms. Czarnik, to put stop signs on West Carolina Avenue at Beaufort Street. Mayor Johnson called Ms. Garten-Schmidt's motion out of order.

Ms. Garten-Schmidt made a motion, seconded by Mr. McIntosh, to reconsider item 8c (stop signs on West Carolina Avenue). The motion carried unanimously. Ms. Garten-Schmidt made a motion, seconded by Ms. Czarnik, to install temporary stop signs on West Carolina at Beaufort Street. Some discussion followed. Ms. Czarnik made a motion, seconded by Ms. Garten-Schmidt, to amend the original motion to include stop signs on West Carolina at West 2nd South

December 13, 2019
Page 5

Street. The motion to amend tied 3-3 and therefore failed with Mayor Johnson, Ms. Czarnik, and Ms. Garten-Schmidt voting in favor.

The original motion to install temporary stop signs on West Carolina at Beaufort Street passed 4-2, with Mr. Bailey and Mr. Brown voting in opposition.

ADJOURN

Ms. Garten-Schmidt made a motion, seconded by Mayor Johnson, to adjourn the meeting. The motion carried 5-1, with Ms. Czarnik voting in opposition, and the meeting adjourned at 8:04pm

Respectfully submitted:

APPROVED:

Beth Messervy, Town Clerk

Bob Jackson, Mayor Pro Tem



TOWN OF SUMMERVILLE PARKS & RECREATION DEPARTMENT
"Creating Sense of Place Through Parks & Play"

TO: Beth Messervy, Town Clerk

CC: Colin Martin, Town Administrator
Russ Cornette, Public Works Director
Tim Orvin, Parks & Recreation Asst. Manager

FROM: Doyle Best, Parks & Recreation Manager

DATE: January 7, 2020

RE: Parks & Recreation Committee Minutes

The Parks & Recreation Committee met on Monday, January 6, 2020 in the Town Council Chambers. All committee members were present. Members of the press were duly notified and present. Chairman Jackson called the meeting to order at 6:01PM.

1) Proposed Purchase of Oakbrook Property

Mr. Best provided committee members with information on a piece of property for sale in the Oakbrook area, adjacent to existing Town-owned property. This property is at a prominent location and could be considered in the master plan process that is already in the works. After some discussion Ms. Garten-Schmidt made a motion (seconded by Mr. Brown) to recommend the item to Town Council for consideration. The motion passed unanimously.

With no questions or comments, Ms. Garten-Schmidt made a motion (seconded by Mr. Brown) to adjourn. Motion passed unanimously and the meeting adjourned at 6:06 PM.

Sincerely,

Doyle Best
Manager, Parks & Recreation

PLANNING AND DEVELOPMENT COMMITTEE

REPORT for

January 6, 2020

5:30 PM

TOWN HALL – Council Chambers
200 S. Main Street, Summerville, SC

The Planning and Development Committee of Town Council met on January 6, 2020 immediately following the Parks and Recreation Committee. The meeting was held in the Council Chambers of Town Hall, 200 S. Main Street, Summerville, SC. Committee members present included Bill McIntosh, Council District 4, Bob Jackson, Council District 6, and Terry Jenkins, Council District 2. Staff members present included Jessi Shuler, AICP, Director of Planning; Michael Lisle, Economic Development Coordinator; and other Town staff.

The meeting was called to at 6:07 PM by Mr. McIntosh. Mr. McIntosh welcomed Mr. Jenkins to the Committee and turned it over to Ms. Shuler.

UDO Amendments:

Ms. Shuler introduced the proposed amendments to the Summerville Unified Development Ordinance, Chapter 2, Section 2.5, Mixed-Use District Standards. She reminded the Committee that these were the amendments that were introduced by Council member Czarnik and received first reading from Council at their November meeting. Planning Commission held a public hearing and recommended approval at their meeting on December 16, 2019. Mr. McIntosh asked if staff had also proposed these changes, and Ms. Shuler stated that staff had not proposed any of these changes. Mr. Jackson made a motion to send it back to Council for second reading, and Mr. Jenkins made the second. The motion passed unanimously.

Ms. Shuler then introduced the proposed amendments to the Summerville Unified Development Ordinance, Chapter 2, Section 2.4.2, Neighborhood Mixed-Use (N-MX); Chapter 3, Section 3.3, Table of Permitted Uses, Section 3.4.5.A, Adult Establishment, and 3.6.1.B, Permitted Temporary Uses; Chapter 4, Section 4.3.1, Applicability; Chapter 8, Section 8.3.3.E.2, Other Preservation Areas; Chapter 13, Section 13.1.2, Conformity With Code, Section 13.3.1, General Provisions For All Boards And Commissions, Section 13.4.7.B, Vested Rights And Expiration Of Approvals, Section 13.6.2.B.3, Application Forms And Fees, Section 13.8.1.B, Certificate Of Appropriateness (Minor), Section 13.11.2.D, Planned Unit Development Districts; and Chapter 14, Section 14.1.2, Violations Generally, Section 14.3.2.B.3, Other Remedies And Penalties. She stated that Council had not reviewed these yet, and Planning Commission held a public hearing and recommended approval at their meeting on December 16, 2019. Ms. Shuler explained that these were minor changes to the UDO to clean up some discrepancies that staff noticed in applying the new ordinance and also to address Council's changes after reviewing Chapters 13 and 14. She noted that staff would most likely be bringing more of these minor changes to Council throughout the next year or so, as is common with a large scale ordinance change. Mr. Jackson made a motion to move the amendments to full Council for first reading, and Mr. Jenkins made the second. The motion passed unanimously.

Annexation Incentive Ordinance:

Ms. Shuler introduced the agenda item, and turned the floor over to Mr. Lisle. Mr. Lisle explained that he simply wanted to introduce this ordinance to Council to receive their initial feedback and was not looking for a vote at this time as it will need to go before the Planning Commission for a public hearing and recommendation. He provided a brief overview of the ordinance requirements and emphasized that this would be a tool to incentivize commercial annexation. Mr. Jenkins asked for clarification on the language regarding "identified gaps," and Mr. Lisle explained that those would be businesses that fill a supply gap identified by the Town's most recent Retail Market Study. Mr. McIntosh stated that he was certainly not opposed to the ordinance, but felt like the Town could do more. Mr. Lisle agreed that this would just be one tool in the toolbox. The Committee members had some further discussion regarding fire service, such as in Nexton. No action was requested on this item and none was taken.

Following no additional business or discussion, the meeting was adjourned at 6:19 PM on a motion by Mr. Jackson, and a second by Mr. Jenkins.

Respectfully submitted,



Jessi Shuler, AICP
Director of Planning

January 7, 2020

TOWN OF SUMMERVILLE
PUBLIC SAFETY COMMITTEE MEETING
MINUTES – JANUARY 6, 2020

The Public Safety Committee of Council met on Monday, January 6, 2020 in Council Chambers of the Town Hall Annex building at 200 South Main Street, Summerville, SC. Present were Councilmembers Bill McIntosh and Walter Bailey, along with Chairman Aaron Brown, Police Chief Jon Rogers, and Fire Chief Richard Waring. Members of the press and public were duly notified. The meeting was called to order at 6:20pm by Chairman Aaron Brown.

Chief Waring presented the 2019 yearly accomplishments, as well as a look at the goals for 2020. Chief Waring also discussed the possibility of a traffic signal on Trolley Road at Station 3. No decision was made by the Committee.

Chief Rogers presented the 2019 yearly accomplishments of the Police Department, including the charity accomplishments and breakdown of calls.

Mr. McIntosh made a motion, seconded by Mr. Bailey to adjourn the meeting. The motion carried unanimously, and the meeting adjourned at 6:39pm.

Respectfully submitted,



Beth Messervy, Town Clerk

Mayor
Wiley Johnson

Council Members:
Bob Jackson, Mayor Pro-Tem
Walter Bailey
Aaron Brown
Christine Czarnik
Kima Garten-Schmidt
William McIntosh



Town Administrator
Colin L. Martin

Town Clerk
Beth Messervy

Town Attorney
G.W. Parker

Town of Summerville

MINUTES -- PUBLIC WORKS COMMITTEE MEETING January 6, 2020

The meeting was called to order at 6:40pm by Chair Kima Garten-Schmidt. Committee members Terry Jenkins and Walter Bailey were also present. Also in attendance was Director of Public Works Russ Cornette, Press and public were duly notified of the meeting.

Mr. Cornette presented updates on the following projects:

- **Road Resurfacing.** A resurfacing contract was bid in November and awarded to Banks Construction. The work began and was completed in December 2019. The roads on the contract compiled 1.6 miles and are all in Summerville Place Subdivision. Staff has developed another list of Town and State Roads that has been submitted to the Dorchester CTC for funding request this month. If the request for funding is approved, staff will be the project with work expected to begin in early spring
- **Bear Island Road.** All permits for the project have been acquired. The Finance Committee approved a requisition for \$6,395,786.33 for Banks Construction in June. Banks Construction mobilized and began clearing operations on July 8. Progress on the project Construction is expected to be completed in September 2020.
- **Maple Street.** Michael Baker, Inc is currently conducting right-of-way acquisition for Maple Street. Right of way agents are contacting property owners pursuing right-of-way acquisition. Final construction documents are being prepared. Project is expected to be ready to bid in early 2020.
- **Shepard Park Drainage.** Final design work is underway for permitting and construction. Permit submittal will be ready to be submitted soon.
- **Parkwood Drive Sidewalk.** All design and permitting work are completed and permits are in hand. The purchased order was approved in October and the contractor is waiting on utilities to relocate a couple boxes. Work is expected to begin by in January.
- **Central Avenue Sidewalk Project.** J. Bragg Consulting, Inc was selected to design and permit the sidewalk project. Surveying work and preliminary design

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work are underway. A conceptual plan is scheduled to be submitted for review in late January.

Some discussion followed regarding flashing lights at the intersection of Laurel Street and Sumter Avenue.

With no further business, the meeting adjourned at 6:45pm.

Respectfully submitted,


Beth Messervy, Town Clerk

**TOWN OF SUMMERVILLE
FINANCE COMMITTEE REPORT
January 6, 2020**

The Finance Committee met on Monday, January 6, 2020 in Council Chambers on the third floor of the Annex building at 200 South Main Street. Present were Mayor Waring and Committee members Bob Jackson, Aaron Brown, Walter Bailey, Kima Garten-Schmidt, Terry Jenkins and Bill McIntosh.. Also present were Town Clerk Beth Messervy and Town Attorney G.W. Parker. Other staff members, members of the press and members of the public were duly notified and also present.

Welcome	Mayor Waring welcomed everyone and called the meeting to order at 6:47pm.
Presentation of Financial Report	Andrew Shelton presented the December 2019 financial report. The report was accepted as information.
Financial Requisitions	<p>Mr. McIntosh made a motion, seconded by Mr. Jackson, to authorize the following financial requisitions for the Police Department:</p> <ol style="list-style-type: none"> i. Authorization to issue a purchase order to Santee Automotive in the amount of \$371,822.00 for the purchase of 14 Dodge Chargers on State Contract. Request from Police Department. Funds to come from budgeted capital funds. ii. Authorization to issue a purchase order to WatchGuard in the amount of \$67,666.80 for 12 in-car cameras on State Contract. Request from Police Department. Funds to come from budgeted capital funds. iii. Authorization to issue a purchase order to West Chatham Warning Devices in the amount of \$87,977.54 for equipment and outfitting of vehicles on State Contract. Request from Police Department. Funds to come from budgeted capital funds. iv. Authorization to issue a purchase order to Butler Chrysler in the amount of \$54,351.00 for 1 Dodge Durango and 1 Dodge Ram Pickup Truck on State Contract. Request from Police Department. Funds to come from budgeted capital funds. v. Authorization to issue a purchase order to Butler Chrysler in the amount of \$25,114.00 for the purchase of 1 Dodge Durango on State Contract. Request from Police Department. Funds to come from Federal Drug Funds. vi. Authorization to issue a purchase order to Motorola in the amount of \$81,021.30 for the purchase of 16 car radios on State Contract.

Request from the Police Department. Funds to come from budgeted capital funds.

The motion carried unanimously.

Mr. Brown made a motion, seconded by Mr. Bailey, to authorize purchase orders for the following financial requisitions for the Fire Department:

- i. Authorization to issue a purchase order to Wescosville Volunteer Fire Relief Association in the amount of \$40,000.00 for the final payment for 12 air packs. The deposit of \$2,000 was put down in November 2019. Request from the Fire Department. Funds to come from budgeted capital funds.
- ii. Authorization to issue a purchase order to Dana Safety Supplies in the amount of \$98,541.20 for the purchase of two 4 X 4 Chevrolet Tahoes, including warning lights and siren installation for the fire department. Funds to come from budgeted capital.
- iii. Authorization to issue a purchase order to Air Clean Specialists in the amount of \$65,752.00 for the purchase of a diesel exhaust removal system for Station 4. Request from the Fire Department. Funds to come from budgeted capital.

The motion carried unanimously.

Mr. Jackson made a motion, seconded by Ms. Garten-Schmidt, to authorize a purchase order to Johnson Controls for the purchase of a new security camera system for the Town of Summerville Parking Garage in the amount of \$47,035.00 for the Administration Department from budgeted funds. Some discussion followed. The motion carried unanimously.

Mr. Jenkins made a motion, seconded by Ms. Garten-Schmidt to approve the following financial requisitions for the Public Works Department:

- i. Authorization to issue a purchase order to Vic Bailey Ford in the amount of \$27,991.00 for the purchase of a Ford F150 4x4 pickup truck on State

Contract. Request from Public Works/Engineering Department. Funds to come from budgeted capital funds – engineering budget.

- ii. Authorization to issue a purchase order to Dick Smith Ford in the amount of \$48,456.00 for a 2020 Ford F250 Super Crew 4x4 Diesel truck with 8 foot utility box from Lee Transport on State Contract. Request from Stormwater Department. Funds to come from budgeted capital funds.
- iii. Authorization to issue a purchase order to Shealy Western Star in the amount of \$157,816.00 for a 2020 Western Star 4700 Heavy Duty Tri-Axle Dump truck. Price includes \$10,000 trade-in on department's existing unit WT 125. Request from Stormwater Department. Funds to come from budgeted capital funds.
- iv. Authorization to issue a purchase order to Ramey Kemp and Associates in the amount of \$35,540.00 for Five Points preliminary intersection design fees. Request from Public Works. Funds to come from 2019 budgeted capital for road improvements, fund 251.
- v. Authorization to issue a purchase order to Ramey Kemp and Associates in the amount of \$29,700.00 for the Bear Island Road traffic signal design fees. Request from Public Works. Funds to come from 2020 budgeted capital for road improvements, fund 251.

Some discussion followed. The motion carried unanimously.

Discussion of Upcoming Council Agenda Items	Ms. Garten-Schmidt asked that the Sweet Tea Half Marathon check donation presentation be added to the agenda for the January 9, 2020 Council meeting. The item was added by the Town Clerk.
Adjourn	Mr. McIntosh made a motion, seconded by Mr. Jenkins, to adjourn the meeting. The motion carried unanimously, and the meeting adjourned at 7:03pm

Respectfully submitted,


 Beth Messervy
 Town Clerk

ORDINANCE

To Amend the Zoning Map of the Town of Summerville

BE IT ORDAINED, by the Mayor and Town Council of the Town of Summerville in Council assembled that the approximately 0.61 acres owned by Margaret B. and Michael B. Murray located at 208 E. Carolina Avenue and known as Dorchester TMS# 145-02-11-002 be rezoned to the classification of N-B, "Neighborhood Business" from the classification of GR-2, "Single-Family Residential".

The Zoning Map of the Town of Summerville is hereby amended so as to incorporate this change.

Ratified this _____ day of _____, 2020.

William W. Johnson, Mayor

Beth Messervy, Town Clerk

PUBLIC HEARING: November 18, 2019

FIRST READING: _____

SECOND READING: _____

ORDINANCE

To Amend the Zoning Map of the Town of Summerville

BE IT ORDAINED, by the Mayor and Town Council of the Town of Summerville in Council assembled that the approximately 4.65 acres owned by Dr. Thomas M. Leland located on E. Carolina Avenue and known as Dorchester TMS# 145-02-11-003 be rezoned to the classification of N-B, "Neighborhood Business" from the classification of GR-2, "Single-Family Residential".

The Zoning Map of the Town of Summerville is hereby amended so as to incorporate this change.

Ratified this _____ day of _____, 2020.

William W. Johnson, Mayor

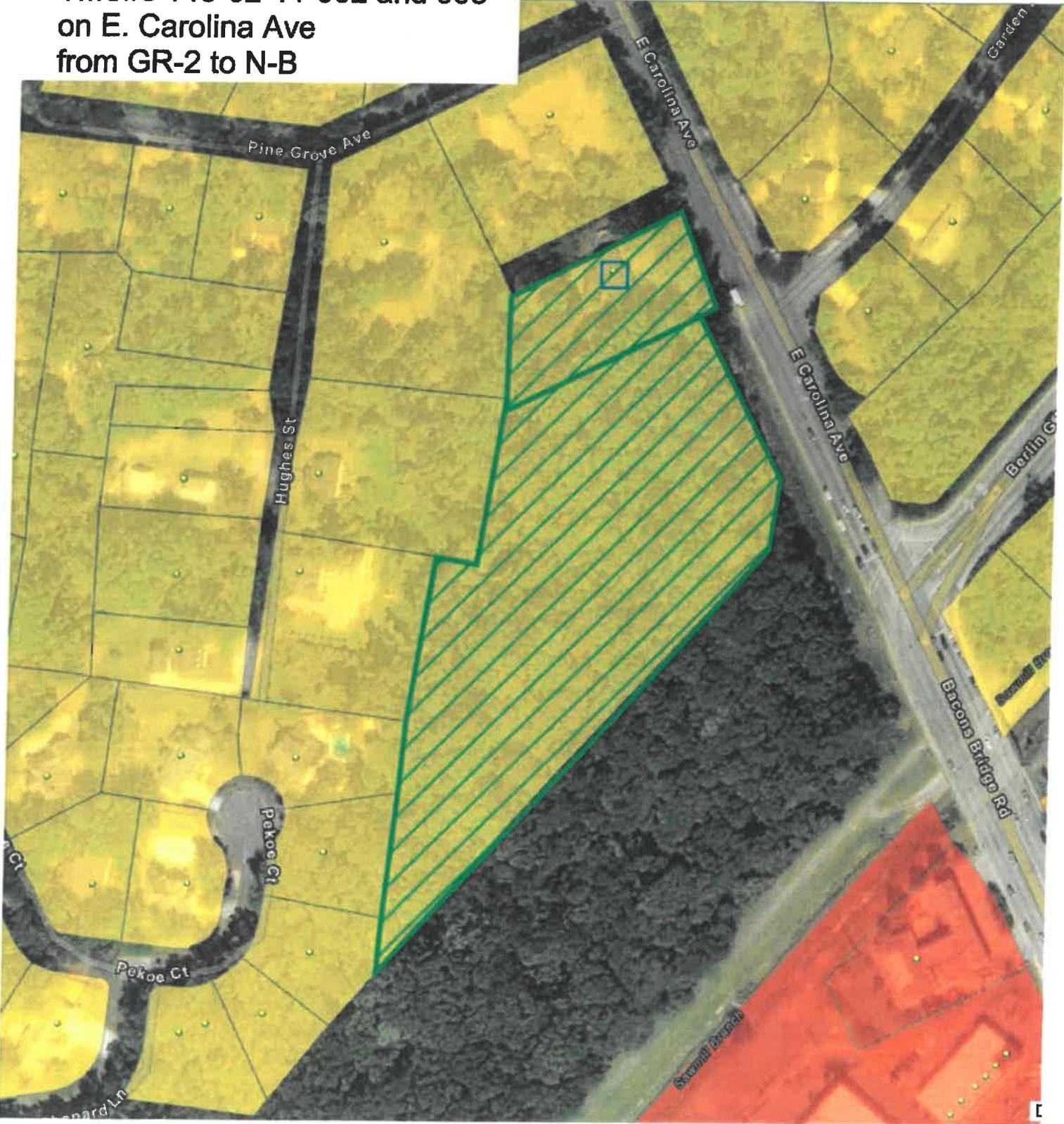
Beth Messervy, Town Clerk

PUBLIC HEARING: November 18, 2019

FIRST READING: _____

SECOND READING: _____

**Proposed Rezoning of
TMS#s 145-02-11-002 and 003
on E. Carolina Ave
from GR-2 to N-B**



AN ORDINANCE

TO AMEND THE SUMMERVILLE UNIFIED DEVELOPMENT ORDINANCE TO PROVIDE FOR CHANGES TO CHAPTER 2, SECTION 2.5, MIXED-USE DISTRICT STANDARDS, OF THE TOWN OF SUMMERVILLE CODE OF ORDINANCES

BE IT ORDAINED by the Mayor and Council members of the Town of Summerville, in Council assembled, that Chapter 2, Section 2.5, Mixed-Use District Standards, of the Summerville Unified Development Ordinance is hereby amended as follows:

2.5 MIXED-USE DISTRICT STANDARDS

DISTRICT	N-R	N-MX	D-MX	UC-MX
<i>Replaces Previous Districts</i>	R-3 / R-5	B-1 / some B-2	CBD/B-3	B-3 (redevelopment areas)
1. DEVELOPMENT				
A. Maximum Density	N/A	N/A	N/A	N/A
B. Required Open Space/Park Space (Note 1)	5%/5%	5%/5%	2% if 5 acres or more	2% if 5 acres or more
C. Perimeter Buffer	None unless adjacent to existing GR-2 & GR-5	None unless adjacent to existing GR-2 & GR-5	None unless adjacent to existing GR-2 & GR-5	None unless adjacent to existing GR-2 & GR-5
2. LOT CONFIGURATION				
A. Lot Size	N/A	N/A	N/A	N/A
B. Maximum Lot Coverage (Note 2)	50% of lot area	80% of lot area	100%	100%
C. Frontage Buildout	N/A	60% min	75% min	N/A
D. Lot Width at Front Setback	15 ft	N/A	N/A	N/A
3. PRIMARY BUILDING PLACEMENT (NOTE 3)				
A. Front Setback	10 ft min	0 ft min	0 ft min	0 ft min
	20 ft max	15 ft max	5 ft max	5 ft max
B. Side Setback - Corner	10 ft min	0 ft min	0 ft min	0 ft min
	No max	10 ft max	15 ft max	15 ft max
C. Side Setback - Interior	0 feet or 10 ft min between detached buildings	0 feet or 10 ft min between detached buildings	5 ft max	5 ft max
D. Rear Setback (Note 4)	20 ft min	5 ft min	5 ft min	5 ft min
E. Rear Setback from Alley (Note 5)	3 ft	0 ft	5 ft	5 ft
F. Attached Garage Setback (from front facade) (Note 4 & 6)	5 ft min behind primary façade (detached homes only - not permitted otherwise)	Attached garages along frontage are prohibited	Attached garages along frontage are prohibited	Attached garages along frontage are prohibited
4. ACCESSORY BUILDING PLACEMENT (NOTE 4)				
A. Side Setback - Corner	5 ft min	3 ft min	2 ft min	2 ft min
B. Side Setback - Interior	5 ft min	5 ft min	0 ft min	0 ft min
C. Rear Setback (Note 4)	5 ft min	5 ft min	3 ft min	3 ft min
D. Rear Setback from Alley (Note 4)	3 ft min	3 ft min	3 ft min	3 ft min
E. Detached Garage Door Setback (from front facade) (Note 6)	15 from centerline of the alley	15 from centerline of the alley	Must be located behind primary building and accessed via alley or side street	

DISTRICT	N-R	N-MX	D-MX	UC-MX
<i>Replaces Previous Districts</i>	R-3 / R-5	B-1 / some B-2	CBD/B-3	B-3 (redevelopment areas)

5. BUILDING HEIGHT				
A. Primary Building Height	36 feet max	40 feet max	55 feet max	55 feet (may be waived through Design Review if site is north of Hwy 78 and does not front Hwy 78)
B. Accessory Building Height (Note 7)	20 feet max	20 feet max	20 feet	30 feet

6. PARKING LOCATION (NOTE 8)				
A. Zone 1 (Front Yard)	Restricted to detached homes only	N/A	N/A	N/A
B. Zone 2 (Side Yard)	✓	✓	N/A	✓
C. Zone 3 (Rear Yard)	✓	✓	✓	✓
D. Unrestricted	N/A	N/A	N/A	N/A

Ratified this _____ day of _____, 2020 A.D.

Richard Waring, Mayor

Beth Messervy, Town Clerk

PUBLIC HEARING: December 16, 2019

FIRST READING: November 14, 2019

SECOND READING: _____

AN ORDINANCE

TO AMEND THE SUMMERVILLE UNIFIED DEVELOPMENT ORDINANCE TO PROVIDE FOR CHANGES TO CHAPTER 2, SECTION 2.4.2, NEIGHBORHOOD MIXED-USE (N-MX); CHAPTER 3, SECTION 3.3, TABLE OF PERMITTED USES, SECTION 3.4.5.A, ADULT ESTABLISHMENT, AND 3.6.1.B, PERMITTED TEMPORARY USES; CHAPTER 4, SECTION 4.3.1, APPLICABILITY; CHAPTER 8, SECTION 8.3.3.E.2, OTHER PRESERVATION AREAS; AND CHAPTER 13, SECTION 13.1.2, CONFORMITY WITH CODE, SECTION 13.3.1, GENERAL PROVISIONS FOR ALL BOARDS AND COMMISSIONS, SECTION 13.4.7.B, VESTED RIGHTS AND EXPIRATION OF APPROVALS, SECTION 13.6.2.B.3, APPLICATION FORMS AND FEES, SECTION 13.8.1.B, CERTIFICATE OF APPROPRIATENESS (MINOR), SECTION 13.11.2.D, PLANNED UNIT DEVELOPMENT DISTRICTS; AND CHAPTER 14, SECTION 14.3.1, REMEDIES AND PENALTIES, GENERAL, SECTION 14.3.2.B.3, OTHER REMEDIES AND PENALTIES, OF THE TOWN OF SUMMERVILLE CODE OF ORDINANCES

BE IT ORDAINED by the Mayor and Council members of the Town of Summerville, in Council assembled, that Chapter 2, Section 2.4.2, Neighborhood Mixed-Use (N-MX); Chapter 3, Section 3.3, Table of Permitted Uses, Section 3.4.5.A, Adult Establishment, and 3.6.1.B, Permitted Temporary Uses; Chapter 4, Section 4.3.1, Applicability; Chapter 8, Section 8.3.3.E.2, Other Preservation Areas; Chapter 13, Section 13.1.2, Conformity With Code, Section 13.3.1, General Provisions For All Boards And Commissions, Section 13.4.7.B, Vested Rights And Expiration Of Approvals, Section 13.6.2.B.3, Application Forms And Fees, Section 13.8.1.B, Certificate Of Appropriateness (Minor), Section 13.11.2.D, Planned Unit Development Districts; and Chapter 14, Section 14.3.1, Remedies And Penalties, General, Section 14.3.2.B.3, Other Remedies And Penalties, of the Summerville Unified Development Ordinance is hereby amended as follows:

Chapter 2

Section 2.4.2 – Neighborhood Mixed-Use (N-MX)

“limited lodging” will be added between “shops,” and “restaurants.”

Chapter 3

Section 3.3 – Table of Permitted Uses

Under Lodging, **Inn (Up to 24 Rooms)**, the “C” will be changed to “P” for the N-MX, D-MX, and UC-MX Districts; Under Office/Service, **Professional Services**, the “C” will be changed to “P” for both the N-MX and D-MX Districts.

Section 3.4.5.A – Adult Establishment

(G-B) will be deleted and replaced with (H-I).

Section 3.6.1.B – Permitted Temporary Uses

UC-MX will be added to the list of districts in which open lot sale of seasonal natural products is allowed.

Chapter 4

Section 4.3.1 – Applicability

The number of units or lots will be changed to “5” from “3.”

Chapter 8

Section 8.3.3.E.2 – Other Preservation Areas

“Tree Protection Advisory Committee” will be changed to “Tree Protection Board.”

Chapter 13

Section 13.1.2 – Conformity With Code

The following will be added after “void”: “provided that said permit, license, or certificate has not been detrimentally relied upon.”

Section 13.3.1 and 13.3.1.A – General Provisions For All Boards And Commissions

The first sentence will be amended to read as follows: “Unless otherwise noted in this Ordinance or any other adopted law or policy, the following shall apply to all Boards and Commissions delineated in Chapter 13 and their members.”

The first sentence of Letter A will be amended to read as follows: “All Board/Commission members shall be appointed by the Mayor and Town Council with the Mayor and each Council Member making one appointment following the procedures set forth in Town Code Section 2-160.”

Section 13.4.7.B – Vested Rights And Expiration Of Approvals

The following will be deleted from the last sentence of Letter B: “unless an amendment to this ordinance has been adopted that prohibits approval.”

The last sentence under Section 13.4.7.B.5 will be amended to read as follows: “The lapse of more than 180 days shall cause the expiration of the Development Plan approval unless an extension is approved.”

Section 13.6.2.B.3 – Application Forms And Fees

This section will be amended to read as follows: “An applicant who has paid an appropriate fee pursuant to the submission of an application, but who chooses to withdraw such application prior to any staff review or action taken, shall be entitled to a refund of the total amount paid upon written request to the Town.”

Section 13.8.1.B – Certificate Of Appropriateness (Minor)

This last two sentences of this section will be amended to read as follows: “Town Staff shall determine whether the activity is considered a Minor Work. Any appeals of the determination of Town Staff shall be to the BAR.”

Section 13.11.2.D – Planned Unit Development Districts

“Building Elevations (13.5.2.G)” and “Schematic Plan (13.5.2.C)” will be deleted from this section.

Chapter 14

Section 14.3.1 – Remedies And Penalties, General

This section will be amended to read as follows: “Any person violating the UDO shall be guilty of a misdemeanor and, upon conviction, shall be punished as provided in the Town of Summerville Code of Ordinances, Chapter 1, Section 1-8. Each day during which the violation continues is a separate offense also punishable by Section 1-8.”

Section 14.3.2.B.3 – Other Remedies And Penalties

This section will be amended to read as follows: “The permit or development approval was issued in error, provided that it has not been detrimentally relied upon.”

Ratified this _____ day of _____, 2020 A.D.

Richard Waring, Mayor

Beth Messervy, Town Clerk

PUBLIC HEARING: December 16, 2019

FIRST READING: January 9, 2020

SECOND READING: _____