

Grace on the Ashley Baptist Church  
2014 Bees Ferry Road  
October 11, 2016  
5:00 p.m.

## CITY COUNCIL

### A. Roll Call

### B. Invocation – Councilmember Wilson

### C. Pledge of Allegiance

### D. Presentations and Recognitions

1. Proclamation recognizing Domestic Violence Awareness Month *(To be placed on Councilmembers' desks)*
2. Proclamation recognizing Prescription Drug Awareness Month
3. Presentation of the Polarities-in-Practice Mastery Award to Chief Greg Mullen

### E. Public Hearings

### F. Act on Public Hearing Matters

### G. Approval of City Council Minutes:

1. September 27, 2016

### H. Citizens Participation Period

### I. Petitions and Communications:

### J. Council Committee Reports:

1. **Committee on Traffic and Transportation: (Meeting was held on Tuesday, October 11, 2016 at 4:00 p.m.)**

-- Approve a Resolution to demonstrate support and approval of a temporary carriage route pilot program developed by the several neighborhood associations and the carriage industry.

2. **Committee on Ways and Means:**

(Mayor's Office for Children Youth and Families: Mayor and City Council approval is requested to pursue a grant from the Cooper River Bridge Run Fund in the amount of \$1000 to provide funds for the Youth Volunteer Corps to plan and hold

a Teen Health Summit. No cash match is required. Due to a change in the deadline, this grant had to be submitted on October 7<sup>th</sup>.

(Housing and Community Development: Mayor and City Council are requested to accept a Shelter Plus Care Grant Award from the Department of HUD in the amount of \$59,571. The grant is used to provide rental assistance for persons or head of households who are disabled and formerly homeless. The City of Charleston's Department of Housing and Community Development (HCS) administers the initial grant in the amount of \$285,000 in partnership with the Berkeley, Charleston, Dorchester Mental Health Center and Family Services, now Origin SC. The initial grant was five years. The City of Charleston currently provides the oversight, which includes report preparation, monitoring the grantees and inspecting the homes prior to clients taking possession of the apartment. We do not receive any portion of the administrative funding for our efforts in the grant. Origin SC/Family Services locates the apartments and manages when needed the funding of the individual or head of household. We have attached a flow chart depicting the current partnership structure. In addition, to accepting the grant, we are requesting approval to transfer the grant to Origin SC. The organization is a nonprofit with a great deal of experience managing grants and personal finances for individuals. Origin SC is willing to accept the grant and after securing approval from City Council and the Department of HUD, the organization would have full responsibility for the grant.

(Housing and Community Development: Mayor and City Council are requested to approve a contract between Meadors Architects and the City of Charleston for architectural and design services for the creation of four designs with seven unique site plans that will lend to the construction of seven or more homes on parcels in the Ashleyville community of the City of Charleston. These homes will be sold to first time homebuyers earning eighty (80) percent and below the Area Median Income. The contract amount is \$60,441 for architectural fees plus Reimbursable Expenses in the Not to Exceed amount of \$3,850 for a total of \$64,291 and will be borne by the 2015-16 Home Investment Partnerships Program Grant Account #470010-52206. The bid for services was released in March 2016 with responses reviewed April 2016.

(Parks-Capital Projects: Approval of the Daniel Island Boat Landing Memorandum of Understanding (MOU) between City of Charleston and SC Department of Natural Resources for the development, funding, permitting, construction, operation, and maintenance of a public boat landing on the Wando River. The landing will be constructed on property owned by the City (Governors Park) with the parking area to be constructed within the existing right-of-way of Interstate 526. The City has a preliminary design and permits in place. SCDNR will assist the City with the finalization of the design and any permit modifications, assist with the bidding and construction process. If needed, SCDNR will assist with any major repairs or renovations subject to the availability of funds. SCDNR will arrange funding for the construction (\$800,000 estimate) from SC Water Recreation Resource Funds and USFWA Sport Fish Restoration Boating Access

Grants. The City will own and operate the facility. This agreement will remain in place for 20 years. There is no fiscal impact for this action. Approval of the MOU will allow Parks to coordinate and arrange for funding of the construction with South Carolina Department of Natural Resources.

**K. Bills up for Third Reading:**

1. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 1830 Maybank Highway (James Island) (1.0 acre) (TMS #343-04-00-007) (Council District 11), be zoned Single-Family Residential (SR-1) classification. The property is owned by Maria and Steven Mungo.*

**L. Bills up for Second Reading:**

1. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 403 Wappoo Road (West Ashley) (0.46 acre) (TMS #350-10-00-010) (Council District 5), be rezoned from Single-Family Residential (SR-1) classification to Single and Two-Family Residential (STR) classification. The property is owned by Christopher and Rachel Davis.*
2. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that Clements Ferry Road (Cainhoy) (18.09 acres) (TMS #275-00-00-084) (Council District 1), be rezoned from Conservation (C) classification to Rural Residential (RR-1) classification. The property is owned by Thomas Island LLC.*
3. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 1484 Camp Road (James Island) (7.88 acre) (TMS #425-06-00-089) (Council District 12), be rezoned so as to include it in the School Overlay Zone (S) classification. The property is owned by the Charleston County School District.*
4. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Savannah Highway (West Ashley) (16.01 acres) (TMS #286-00-00-033) (Council District 5), be zoned General Business (GB) classification. The property is owned by Selaf Gateway Village LLC.*
5. *An ordinance to amend provisions of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending Part 17 – Upper Peninsula District pertaining to rooftop uses, mixed uses, parking, and bicycle parking facilities.*
6. *An ordinance to provide for the annexation of property known as 14 Shadowmoss Parkway (0.36 acre) (TMS# 358-07-00-007), West Ashley, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and*

*make it part of District 10.*

7. *An ordinance to provide for the annexation of property known as 7 Arcadian Park (0.25 acre) (TMS# 418-15-00-069), West Ashley, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 3.*
8. *An ordinance to provide for the annexation of property known as 472 Woodland Shores Road (0.30 acre) (TMS# 343-16-00-040), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11.*
9. *An ordinance to provide for the annexation of property known as 336 Folly Road (0.42 acre) (TMS# 424-05-00-029), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11.*
10. *An ordinance to provide for the annexation of property known as 1830 Maybank Highway Extension (1.0 acre) (TMS# 343-04-00-007), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11. The property is owned by Maria and Steven Mungo.*
11. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Maybank Highway at Promenade Vista Street (James Island) (approximately 10.57 acres) (TMS #424-00-00-001) (Council District 6), be rezoned from Gathering Place (GP) classification to Planned Unit Development (PUD) classification. The property is owned by CPC James Island, LLC. **(AS AMENDED)** (DEFERRED)*
12. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 472 Woodland Shores Road (James Island) (0.30 acre) (TMS #343-16-00-040) (Council District 11), be zoned Single-Family Residential (SR-1) classification. The property is owned by Rolina Homes LLC. (DEFERRED FOR PUBLIC HEARING)*
13. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 336 Folly Road (James Island) (0.42 acre) (TMS #424-05-00-029) (Council District 11), be zoned General Business (GB) classification. The property is owned by George Smythe and David Smythe. (DEFERRED FOR PUBLIC HEARING)*
14. *An ordinance to amend Section 54-943(c) of the Code of the City of Charleston (Zoning Ordinance) to modify the vote required of City Council in the event a matter is disapproved by the Planning Commission or when a petition in opposition to a*

*matter signed by owners of twenty percent of the area of lots subject to the matter, or of those immediately adjacent on the sides and rear or directly opposite thereto is presented to Council to sixty (60%) percent of the members of Council present and voting (**Planning Commission recommends disapproval.**) (DEFERRED)*

15. *An ordinance to provide for the annexation of property known as Clements Ferry Road (19.02 acres) (a portion of TMS# 271-00-01-031), Cainhoy, Berkeley County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 1. (DEFERRED)*
16. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that Clements Ferry Road (Cainhoy) (approximately 19.02 acres) (a portion of TMS #271-00-01-031) (Council District 1), be zoned General Business (GB) classification. (DEFERRED)*
17. *An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending Section 54-208.1 Bed and Breakfasts not located within the Old and Historic District, to clarify where Bed and Breakfasts are permitted in areas outside the Old and Historic District. (DEFERRED FOR PUBLIC HEARING)*
18. *An ordinance to amend the Old and Historic District and Old City District Regulations of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) to amend the definition of structure, to provide definitions for height, scale, mass and immediate surroundings, immediate surrounding area and neighborhood, to clarify the authority of the Board of Architectural Review as it pertains to its review of height, scale and mass of new construction to achieve compatibility and proper form and proportion between new structures and those in its immediate surroundings, and to codify certain policy statements for the use in evaluation applications. (DEFERRED FOR PUBLIC HEARING)*

#### **M. Bills up for First Reading**

1. An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending Section 54-220 Accommodations Overlay Zone, by inserting language to preserve Mixed-Use Districts; prohibit the displacement of housing by accommodations and consider the effects of housing units to be altered or replaced on the housing stock and whether requirements to protect the affordability of the housing units should be attached to an accommodations special exception approval; prohibit the displacement or reduction of office space by accommodations to be located within areas on the Peninsula designated "A-1" on the Accommodations Overlay Zoning Map and on streets with office use as a predominant use; prohibit the displacement of more than 25 percent of ground floor, store front retail space by accommodations uses on streets with ground floor, store front retail as a dominant use; prohibit an overconcentration of accommodations units within areas on the Peninsula designated "A-1" on the Accommodations

- Overlay Zoning Map; amend revised Subsection B. 1. (g) by deleting wording regarding pedestrian activity and transit system usage and inserting language regarding the location and design of guest drop off and pick up areas; and amend revised Subsection B. 1. (h) 15 to require additional information on parking and public transit provisions for employees **(AS AMENDED)** *(DEFERRED)*
2. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located off North Westchester Road (West Ashley) (2.225 acres) (TMS #309-15-00-070) (Council District 7), be rezoned from Light Industrial (LI) classification to General Business (GB) classification. *(DEFERRED)*
  3. An ordinance to amend provisions of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending Part 12 – Gathering Place to change district name and specific details within, by amending Article 2, Part 3, Table of Permitted Uses to change district name, by amending Sec. 54-301, Table 3.1: Height, Area and Setback Regulations adding a new row, by amending Sec. 54-201, Base Zoning Districts to change district name, by amending Article 2, Part 11, Sec. 54-268 designation of Design Review District, Review Authority, Scope of Authority and Exemptions to change district name, by amending Article 3, Part 8, Sec. 54-347 landscape buffer requirements to change district name. *(DEFERRED)*
  4. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 61 Cannon Street (Cannonborough-Elliottborough - Peninsula) (0.38 acre) (TMS #460-12-01-008) (Council District 4), be rezoned from Limited Business (LB) classification to Mixed-Use Workforce Housing (MU-1/WH) classification. ***(Planning Commission recommends disapproval; requires ¾ vote of Council.)*** *(DEFERRED)*
  5. An ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 21, Section 115 to provide regulations for the operation of unmanned aerial vehicles. *(DEFERRED)*

**N. Miscellaneous Business:**

1. The next regular meeting of City Council will be October 25, 2016 at 5:00 p.m. at City Hall, 80 Broad Street.



# City of Charleston

JOHN J. TECKLENBURG  
MAYOR

## PROCLAMATION

**WHEREAS;** thousands of Americans rely on prescription painkillers for relief of pain and discomfort, and prescriptions for pain medications can be safe when taken according to the doctor's instructions and monitored carefully; and

**WHEREAS;** for many, however, the reliance on prescription pain medication can easily and unknowingly turn into physical dependence; and

**WHEREAS;** on average, 129 people die in the United States every day from an opioid drug overdose, with 40 percent of those deaths (50 people) being from an overdose of a legally prescribed medication that was purchased with a prescription in a local pharmacy; and

**WHEREAS;** the residents of Charleston County are not immune to this issue, as according to the Charleston County Coroner, there were 58 opioid overdose deaths in Charleston County in 2015; and

**WHEREAS;** this health crisis could be reduced by appropriately managing the legal medications that originate in a hospital or pharmacy.

**NOW, THEREFORE, I,** John J. Tecklenburg, Mayor of the City of Charleston, in conjunction with National Pill Take Back Day on October 22, 2016, do hereby proclaim October 2016 to be:

### **PRESCRIPTION DRUG AWARENESS MONTH**

in the City of Charleston and urge all citizens to recognize the responsibility each of us has to support programs aimed at the prevention of prescription drug abuse.

\_\_\_\_\_  
John J. Tecklenburg, Mayor





**A RESOLUTION**

**TO DEMONSTRATE SUPPORT AND APPROVAL OF A TEMPORARY CARRIAGE ROUTE PILOT PROGRAM DEVELOPED BY SEVERAL NEIGHBORHOOD ASSOCIATIONS AND THE CARRIAGE INDUSTRY.**

WHEREAS, the number of tourists coming to the city in recent years has increased dramatically, and it is in the public interest that sightseeing vehicles, including horse drawn carriages which travel in the old city district and old and historic district of the city be regulated under the police power of the city; and,

WHEREAS, the carriage routes currently being utilized in the City were created and approved by City Council over 33 years ago, in 1983.

WHEREAS, representatives from the carriage impacted neighborhood associations of Charlestowne, Ansonborough, and French Quarter have had a series of meetings with the carriage companies to seek compromises and solutions to address the negative carriage tour impacts on their neighborhoods; and,

WHEREAS, this very serious and deliberative effort of the neighborhood association representatives and the carriage industry representatives has resulted in an agreed upon proposed 60 day pilot program which alters the carriage tour route regulations; and,

WHEREAS, the neighborhood associations and the carriage companies wish to implement their approved route changes on a 60 day trial basis prior to City Council being asked to officially change the ordinance. This will allow everyone to see whether the proposed changes will indeed be an improvement, to assess any negative impacts, and to allow further refinement of the ordinance as necessary; and,

WHEREAS, these changes, if successful, will be implemented by ordinance at the end of the 60 day trial and evaluation period.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHARLESTON, IN COUNCIL ASSEMBLED, THAT THE CITY SUPPORTS AND APPROVES THE TEMPORARY CARRIAGE ROUTE PILOT PROGRAM ATTACHED HERETOFORE AS EXHIBIT A TO COMMENCE

ON MARCH 1, 2017 AND TO TERMINATE ON APRIL 30, 2017 OR WHEN TERMINATED BY THE DIRECTOR OF THE LIVABILITY WHICH EVER OCCURS FIRST.

Ratified in City Council this \_\_\_\_\_ day of \_\_\_\_\_ in the Year of Our Lord, 2016, and in the \_\_\_\_\_th Year of the Independence of the United States of America.

By: \_\_\_\_\_  
John J. Tecklenburg  
Mayor, City of Charleston

ATTEST: \_\_\_\_\_  
Vanessa Turner Maybank  
Clerk of Council

# Exhibit A

## 60-Day Horse Carriage Tour Trial Program

- 1) Zone 5 will have 30 medallions distributed among the five (5) carriage tour companies. Each company will be limited to 120 Zone 5 tours per calendar month. Carriage companies will keep the Zone 5 medallions. A notice of tour slip will be completed and delivered to the City Medallion Gate within 5 minutes of a Zone 5 tour departure to make sure that the medallions are not used more than the number of times allowed. Penalties will be provided for loss or misuse of medallions.
- 2) Zone 4 will be used as a part of a relief valve system. Zone 4 balls will be put in the medallion selection machine on City holidays, the 30 busiest days of the year as determined by the industry, and such other days as the Director of Livability and Tourism deem necessary. An exchange of one Zone 5 medallion for a Zone 4 medallion will be allowed once per day.
- 3) The gatekeeper will alternate between A and B medallions which will provide a different route for exiting the gatekeeper area and entering into the zones. These new A and B routes are set forth on the attached maps that are hereby be incorporated by reference.
- 4) To avoid multiple carriages from being sent out in succession on the same path, the gatekeeper will keep drawing balls until a different zone is drawn, unless all of the balls left are of the same zone.
- 5) In order to accommodate the new A and B routes, it is necessary to remove the prohibition on carriages on Meeting Street and Broad Street during the time period of 4 pm to 6 pm. Carriages will not be going the entire length of these streets, but must be on these streets for short periods to enter the A and B zones.
- 6) The departure time for the last carriage leaving the gate will be 4:15 pm Eastern Standard Time and 5:15 pm in Daylight Savings Time. All tour medallions must be returned to the gate within 75 minutes of receipt.