



Town of James Island, Regular Town Council Meeting
September 17, 7:00 PM; 1122 Dills Bluff Road, James Island, SC 29412

AMENDED SEPTEMBER 16, 2026

*HIGHLIGHTED ITEM ADDED

**Watch Live and Meeting Recordings: <https://www.jamesislandsc.us/livestream-town-meetings>
Watch Archived Recordings on the Town's YouTube Channel: <https://www.youtube.com/channel/UCm9sFR-ivmaAT3wyHdAYZqw>

Notice of this meeting was published and posted in accordance with the Freedom of Information Act and the requirements of the Town of James Island.

The Town encourages the public to provide comments prior to its Town Council meeting. Residents wishing to address the Council will be limited to three (3) minutes and must sign in to speak. Comments may also be sent ahead of the meeting by emailing to: info@jamesislandsc.us, mail to P.O. Box 12240, Charleston, SC 29422, or placed inside the drop box outside of Town Hall at 1122 Dills Bluff Rd.

- 1) Opening Exercises: (Councilman Mullinax)
- 2) Public Comment:
- 3) Consent Agenda:
 - a) Minutes: Town Council Meeting, August 20, 2026
- 4) Information Reports:
 - a) Mayor's Report
 - b) Finance Report
 - c) Island Sheriff's Patrol Report
 - d) Public Works Report
 - e) Code Enforcement Report
- 5) Requests for Consideration by Staff:
- 6) Requests for Consideration by Council:
 - Recommend Award of Waites Speed Humps (Asphalt Concepts, LLC)
 - *Petition Requesting Installation of Speed Humps on Fort Sumter Drive
 - Request to Use Council Chambers: Watercolor Ladies (Sept. 2026-May 2027)
 - Request to Use Council Chambers: Knitting Class (Jan.-Jun 2027)

- Request to Use Council Chambers: Linus Blanket Group (2027)
- Request to Meeting Space: AA Women's Meeting

7) Committee Reports

- a) Land Use Committee:
- b) James Island Pride/Making our Island Beautiful
- c) Children's Committee
- d) Neighborhood Council
- e) History Committee
- f) Rethink Folly Road
- g) Drainage Committee
- h) Business Development Committee
- i) Trees Advisory Committee
- j) James Island Intergovernmental Council
- k) Accommodations Tax Committee
- l) James Island Arts Council
- m) Parks and Gardens Council

8) Proclamations and Resolutions:

- Proclamation in Memory of Eugene Frazier Sr.

9) Ordinances up for First Reading:

- First Reading: Ordinance #2026-12: An Ordinance Amending the Town of James Island Town Regulations Concerning Livability #2012-09: Noise Offenses
- First Reading: Ordinance #2026-13: Amending Ordinance #2026-05 Adopting the FY 2026-2027 Budget for the Town of James Island, SC to Ratify, Confirm, and Establish the Property Tax Millage Rate of 16.0 Mills for FY 2026-2027

10) Ordinances up for Second/Final Reading:

11) Old Business:

12) New Business:

13) Executive Session: The Town Council may enter an Executive Session in accordance with Code of Laws of South Carolina Section 30-4-70 (A) (2): for the receipt of legal advice regarding litigation matters regarding KT Properties, LLC vs. Town of James Island and contractual matters, including potential change in terms to contracts with existing service providers and proposed terms in request for municipal consent from the South Carolina Department of Transportation. Upon returning to open session the Council may act on matters discussed in the Executive Session.

14) Return to Regular Session:

15) Announcements/Closing Comments:

16) Adjournment:

Petition for Traffic-Calming Measures on Fort Sumter Drive

James Island, South Carolina

To: Town of James Island Council

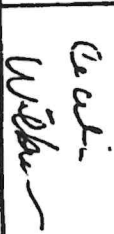
We, the undersigned residents and community members, respectfully request that the Town of James Island implement speed humps and other appropriate traffic-calming measures on Fort Sumter Drive between Harbor View Road and Dills Bluff Road. Fort Sumter Drive has become a high-traffic cut-through street, frequently used by drivers attempting to bypass congestion in other major thoroughfares on the island. As a result, our neighborhood experiences chronic speeding, dangerous acceleration into curves, and failure to stop fully at stop signs.

We request the Town:

1. Install speed humps along Fort Sumter Drive.
2. Conduct a formal traffic study evaluating speed and volume.
3. Assess the need for complementary signage and pedestrian improvement measures.

Signed:

Name	Address	E:mail	Telephone	Signature
Erica Diggs	781 Fort Sumter Dr.	ejanowicz13@gmail.com	540 797 4661	Erica Diggs
Kaitlyn Hippke	780 Fort Sumter Dr	kaitlynhippke@gmail.com	410 913 1793	Kaitlyn Hippke

Name	Address	e-mail	telephone	signature
Jeffery Lin Lingen	1149 Harbor view rd Charleston, SC 29412	jefflingen@ gmail.com	774-230-5605	
Whitney Windham	774 Ft. Sumter Dr. 29412	whitneyku@ aol.com	843-475-5440	
Leeelia	784 Ft. Sumter Dr., 29412	le.k.wil.sm:7 3mail.com	912 660 8592	
Willeiser				
Tony Morelli	790 Fort Sumter 29412	tonemelli5@ att.net	843-514-0818	
David Yurko	756 Fort Sumter dr	Davidyurko@yahoo.com	3013357848	
Courtney Yurko	756 Fort Sumter dr	Drcourtneyyurko@gmail.com	3362550261	
Kimber Morenoles	734 Fort Sumter Dr. 29412	kimbermorenoles @gmail.com	843- 607-6710	
Frank Morenoles	734 Fort Sumter Dr	frankmorenoles @gmail.com	843- 608-0158	
DAVID TOMBLIN	716 Fort Sumter Dr	DAVIDTOMBLIN @COMCAST.net	843- 412-2991	
Nicole Tagala	749 Ft. Sumter Dr	Ntagala@gmail.com	843-819-6922	
Paul Tagala	743 Sumter Dr	Ntagala@gmail.com	843-819-6922	
John Tagala	750 Ft. Sumter Dr	JohnTagala@gmail.com	843-870-3689	

Name	Address	e mail	telephone	Signature
Alyssa Drake	764 Fort Sumter Dr.	Alyssa Drake @gmail.com	513-319-9496	Alyssa Drake
GAERET MILLIKEN	762 FT. SUMTER DR	MILLIKEN@corc.org	843-406-9616	Gaeret Milliken
HAROLD MOORE	744 Ft Sumter Dr.	KMSadler@gmail.com	843-259-0892	Harold Moore
Lindsey Burn	717 Ft Sumter Dr	lindseyburn@gmail.com	843 452 5539	Lindsey Burn
Lisa Geiger	739 Fort Sumter	lgeiger13@gmail.com	843-469-0581	Lisa Geiger
Nathan Geiger	729 Fort Sumter Dr.	ns.geiger@yahoo.com	843-801-5422	Nathan Geiger
Krystal Geiger	729 Fort Sumter Dr.		623-217-6537	Krystal Geiger
Catherine Berchom Lakey	770 Fort Sumter Dr	boomer18@gmail.com	843-834-1160	Catherine Berchom Lakey
Mary Grant	735 Fort Sumter Dr.	margrant1968@gmail.com	843-814-2829	Mary Grant
LISA CURTIS	708 Ft Sumter Dr.	LISACURTIS@bellSouth.net	843-601-3335	Lisa Curtis
Johna Pringle	722 Ft Sumter Dr	johnapringle@gmail.com	843 870 3723	Johna Pringle

ORDINANCE NO. 2026-12

**AN ORDINANCE TO AMEND CHAPTER 90 OF THE TOWN OF JAMES ISLAND
CODE OF ORDINANCES CONCERNING NOISE OFFENSES**

WHEREAS, Section 5-7-30 of the South Carolina Code of Laws authorizes municipalities to enact ordinances concerning law enforcement, health, order, security, general welfare, convenience, the preservation of health, peace, order, and good government, and the abatement of nuisances; and

WHEREAS, the Town Council finds that excessive, unnecessary, or unreasonable noise may disturb the peace and quiet enjoyment of property and adversely affect the health, safety, and welfare of persons within the Town; and

WHEREAS, the Town Council desires to revise the Town's noise regulations to establish clearer and more objective standards, including reasonable hours for noise-producing construction and defined procedures for temporary exceptions and emergency work; and

WHEREAS, the Town Council further intends that the Town's noise regulations be administered in a content-neutral and consistent manner while preserving reasonable opportunities for lawful construction and other activities; and

WHEREAS, the Town Council has reviewed the revised provisions of Chapter 90 attached to this ordinance as Exhibit A and finds that their adoption serves the public health, safety, peace, order, convenience, and general welfare of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF JAMES ISLAND, SOUTH CAROLINA, IN COUNCIL DULY ASSEMBLED:

SECTION 1. Findings.

The recitals set forth above are incorporated herein by reference and made a part of this Ordinance.

SECTION 2. Adoption of Revised Noise Provisions.

Chapter 90 of the Town of James Island Code of Ordinances is amended as set forth in Exhibit A, which is attached to and incorporated into this ordinance by reference.

SECTION 3. Codification and Clerical Corrections.

The Town Clerk is authorized to correct any typographical, formatting, numbering, capitalization, punctuation, and cross-reference errors and to make other nonsubstantive changes necessary to incorporate "Exhibit A" into the Code of Ordinances, provided that no such correction or change alters the substantive meaning of this ordinance.

SECTION 4. Repealer.

All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of the conflict. Except as expressly amended by this ordinance, all remaining provisions of the Town Code shall remain in full force and effect.

SECTION 5. Severability.

If any section, subsection, paragraph, sentence, clause, phrase, or application of this ordinance or Exhibit A is held invalid or unenforceable by a court of competent jurisdiction, the remaining provisions and applications shall remain in full force and effect.

SECTION 6. Effective Date.

This ordinance shall take effect upon adoption following second reading.

**ADOPTED IN COUNCIL ASSEMBLED THIS ____ DAY OF _____,
2026.**

TOWN OF JAMES ISLAND, SOUTH CAROLINA

Brook Lyon,
Mayor

ATTEST:

Frances Simmons
Town Clerk

First Reading: September 17, 2026

Second Reading: October 16, 2026.

Ordinance #2026-12 - Exhibit A

NOISE OFFENSES

§ 90.30 DEFINITION.

For ~~the purpose~~purposes of this subchapter, the following ~~definition shall~~definitions apply unless the context clearly indicates ~~or requires~~otherwise.

CONSTRUCTION. ~~The on-site erection, fabrication, installation, alteration, repair, renovation, maintenance, demolition, or removal of a different meaning building, structure, facility, utility, roadway, or other improvement, together with associated site work, including land clearing, excavation, grading, paving, landscaping, blasting, material delivery, loading or unloading, and the operation of construction vehicles, tools, or equipment~~

~~—As used below,~~EMERGENCY WORK. Work reasonably necessary to restore essential utility service, protect persons or property from an imminent threat, remedy an unsafe condition, or prevent imminent and substantial property damage. Emergency work does not include work made urgent solely by scheduling, contractual deadlines, avoidable delay, or economic considerations.

NOISE-PRODUCING CONSTRUCTION. Construction that produces sound plainly audible at or beyond the boundary of the property on which the construction occurs. For construction within a multifamily building, the term includes construction producing sound plainly audible within another dwelling unit or within a common area not under the control of the sound source.

PLAINLY AUDIBLE ~~means any sound that can be detected. Clearly perceptible~~ by a person of ordinary sensibilities using ~~his or her~~unaided hearing facilities. ~~Sound that is merely faint or barely perceptible is not plainly audible. An enforcement officer need not identify the words, musical composition, or precise nature of the sound.~~

Formatted: First Paragraph

TOWN HOLIDAY. A day on which Town offices are closed pursuant to the holiday schedule adopted or approved by the Town.

(Ord. 2012-09, passed 9-20-2012; amended by Ord. 2026- , passed - -2026)

Formatted: First Paragraph

§ 90.31 NOISE; AMPLIFIED SOUND FROM VEHICLES.

It shall be unlawful for any person to play, operate, or cause to be played or operated, any radio or other vehicular music or sound amplification or reproduction equipment in such a manner as to be plainly audible at a distance of 50 feet in any direction from the vehicle or plainly audible within the residential dwelling of another. The detection of the rhythmic bass component of the music or sound is sufficient to constitute a plainly audible sound.

Prohibitions contained in this section shall not be applicable to emergency or public safety vehicles for sound emitted during job-related operation.

(Ord. 2012-09, passed 9-20-2012)

§ 90.32 NOISE; AMPLIFIED SOUND IN GENERAL.

It shall be unlawful for any person to play, operate, or cause to be played or operated, any radio or other music or sound amplification or reproduction equipment upon real property in such a manner as to be plainly audible within any residential dwelling of another. The detection of the rhythmic bass component of the music or sound is sufficient to constitute a plainly audible sound.

(Ord. 2012-09, passed 9-20-2012)

§ 90.33 EXCESSIVE, UNNECESSARY OR UNREASONABLE NOISE.

(A)–Any General prohibition. It is unlawful for a person to make, continue, cause, permit, or allow excessive, unnecessary, or unreasonable sound-noise within the Town that is plainly audible as set forth in §§ 90.31 and 90.32 of this code which endangers or injures the safety or health of humans or animals, or annoys or disturbs a reasonable person of normal ordinary sensibilities is prohibited or endangers or injures the health, safety, or welfare of persons or animals.

–(B)– Factors. In determining whether sound violates subsection (A), relevant factors may include, but are not limited to:

- (1) The volume and intensity of the sound;
- (2) The duration of the sound;
- (3) The time of day or night;
- (4) Whether the sound is recurrent, intermittent, or constant;
- (5) The proximity of the sound to residences or sleeping facilities;
- (6) The character and zoning of the area in which the sound occurs;
- (7) The level and character of background sound; and
- (8) Whether reasonable measures to reduce the sound were used.

(C) Content-neutral determination. A determination under this section shall be made without regard to the content of any message conveyed by the sound, the identity or viewpoint of the person responsible for the sound, or the identity or viewpoint of any complainant.

(D) Exemptions from subsection (A). The following ~~shall be~~ sounds are exempt from the prohibition contained in division (A), ~~supra~~ subsection (A), subject to the limitations stated in this section:

Formatted: First Paragraph

—(1)—Church bells or other ~~activities of~~ sound customarily associated with organized religious services.

—(2)—Any siren, whistle, or bell lawfully used by emergency vehicles, or any other alarm ~~systems~~ system used in ~~any~~ an emergency situation, provided, ~~however~~, that ~~a~~ a burglar alarm ~~that does not terminating~~ terminate within 15 minutes after ~~being activated~~ shall be activation is unlawful.

—(3)—Warning devices required by state or federal ~~regulations~~ law or regulation.

—(4)—Farming equipment or farming activity.

—(5)—Timber harvesting and milling during daylight hours.

—(6)—~~Noise from domestic~~ (6) Domestic power equipment, including, ~~but not limited to~~, chain saws, sanders, grinders, lawn and garden tools ~~or~~ and similar devices, operated during daylight hours.

—(7)—~~Noise generated by any construction, demolition equipment, or mineral extraction (including crushing, screening, or segregating) operated during daytime hours as per local, state, or federal law or regulation, or as otherwise provided for by permit or variance, whichever is more restrictive.~~

—(7) Noise-producing construction conducted in compliance with subsection (E).

(8)—Emergency ~~maintenance, construction or repair~~ work.

Formatted: First Paragraph

—(9)—Noise created by ~~any~~ a government-sponsored ~~event~~ event or ~~by a~~ by a privately organized sports, recreation, or athletic ~~events~~ event.

—(10)—~~Emergency~~ Noise reasonably resulting from an emergency or extraordinary ~~situations~~ situation.

—(11)—~~A business may use an~~ An outside sound system used by a business to notify patrons waiting to pick up an order, obtain a table, or ~~to be able to~~ participate in the activities of the business, provided that ~~such~~ the sound does not ~~create an~~ constitute excessive, unnecessary, or unreasonable noise under subsection (A).

—(12)—Noise from ~~any~~ an idling ~~vehicles~~ vehicle at a commercial establishment ~~in the process of~~ while loading or unloading merchandise for the establishment, or while waiting for the opportunity to do so.

(E) Construction noise.

(1) Except as authorized by subsection (F) or (G), no person shall perform, cause, direct, knowingly permit, or knowingly allow noise-producing construction:

(a) Before 7:00 a.m. or after 7:00 p.m. Monday through Friday;

(b) Before 9:00 a.m. or after 5:00 p.m. on Saturday; or

(c) At any time on Sunday or a Town holiday.

(2) A person having authority to control construction activity who, after actual notice of a violation, knowingly allows the activity to continue is responsible for the violation.

(3) A building permit, zoning permit, land-disturbance permit, business license, or other ordinary Town approval does not authorize construction during hours prohibited by this subsection.

(4) Nothing in this section authorizes conduct prohibited by any other applicable law. If another applicable law establishes a more restrictive construction-noise limitation, the more restrictive limitation controls.

(F) Temporary construction-noise exception.

(1) The Mayor, or the Mayor's written designee, may issue a written, temporary exception from subsection (E) only upon determining that:

(a) The work cannot reasonably be performed during permitted hours because of public safety, traffic control, interruption or restoration of utility service, an unusual technical requirement that cannot reasonably be accommodated during permitted hours, or another extraordinary and unavoidable circumstance;

(b) The applicant has proposed reasonable measures to minimize noise;

(c) The duration and geographic scope of the exception are no greater than reasonably necessary; and

(d) The anticipated public benefit outweighs the temporary noise impact on surrounding properties.

(2) The written authorization must state its effective dates, permitted hours, location, authorized activities, required noise-reduction measures, and any requirement for notice to adjoining occupants.

(3) The Mayor or designee may modify, suspend, or revoke an authorization for noncompliance with its conditions or when necessary to protect public health or safety.

(G) Emergency work. The hours in subsection (E) do not apply to emergency work. The person responsible for emergency work occurring during otherwise prohibited hours shall notify the Town as soon as reasonably practicable and shall use reasonable measures to minimize noise consistent with addressing the emergency.

(H) Enforcement.

(1) A violation may be established by the personal observation of a law enforcement officer or code enforcement officer. A complaint from another person is not an element of the offense.

(2) Each calendar day on which a violation occurs constitutes a separate offense. Multiple observations of substantially continuous conduct during the same calendar day constitute one offense unless the prohibited conduct resumes after the person responsible has received notice of the earlier violation.

Formatted: First Paragraph

(Ord. 2012-09, passed 9-20-2012; amended by Ord. 2026- , passed - -2026)

§ 90.34 NOISE; PRIVATE ACTION.

In addition to the right of the town to bring an enforcement action for violations of this subchapter, any individual who is specifically damaged by any violation of this subchapter related to noise may, in addition to other remedies, institute an appropriate civil action or other proceeding in the magistrate court or circuit court to abate or prevent the nuisance.

(Ord. 2012-09, passed 9-20-2012)

§ 90.99 PENALTY.

Any person who violates the provisions of this chapter shall be guilty of a misdemeanor and, upon conviction, shall be subject to a fine of not more than \$500 or not more than 30 days in jail, or both.

(Ord. 2012-09, passed 9-20-2012)