

ORDINANCE 2017-01

AN ORDINANCE AMENDING THE TOWN OF JAMES ISLAND ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 2013-07: SECTION 153.341 (A) (3) (A) PROHIBITED SIGNS #13. (EXHIBIT A) AND #14. (EXHIBIT B); SECTION 153.093 (F) (5) (A) FOLLY ROAD CORRIDOR OVERLAY DISTRICT SIGNS (EXHIBIT C); AND SECTION 153.341 (B) (1) STANDING SIGNS (EXHIBIT D)

WHEREAS, the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Sections 6-29-310, et seq., 6-29-510 et seq., 6-29-710 et seq. and 6-29-110 et seq., of the Code of Laws of South Carolina, 1976, as amended, authorizes the Town of James Island to enact or amend its zoning and land development regulations to guide development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, and general welfare; and

WHEREAS, the Town of James Island Planning Commission has reviewed the proposed text amendments of the Town of James Island Zoning and Land Development Regulations Ordinance (ZLDR) in accordance with the procedures established in State law and the ZLDR, and has forwarded their recommendations to the Town of James Island Council regarding the proposed text amendments of the ZLDR as set forth in Sections 153.341 and 153.093, as set forth herein; and

WHEREAS, upon receipt of the recommendations of the Planning Commission, Town Council held at least 1 public hearing and after close of the public hearing, Town Council approves the proposed text amendments based on the Approval Criteria of Section 153.042 (F) of the ZLDR;

WHEREAS, the Town Council has determined the proposed text amendment meets the following criteria:

- (1). The proposed amendments correct an error or inconsistency or meet the challenge of a changing condition;

- (2). The proposed amendments are consistent with the adopted Town of James Island Comprehensive Plan and goals as stated in Section 153.005; and
- (3). The proposed amendments are to further the public welfare in any other regard specified by Town Council.

NOW, THEREFORE, be ordained it, by the Town of James Island Council in meeting duly assembled, as follows:

SECTION I. FINDINGS INCORPORATED

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

SECTION II. TEXT AMENDMENTS OF THE ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE

The Town of James Island Zoning and Land Development Regulations Ordinance is hereby amended to include the text amendments of Sections 153.341 and 153.093, are attached hereto as Exhibit "A", Exhibit "B", Exhibit "C" and Exhibit "D" and made a part of this Ordinance by reference.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately following second reading by the Town Council.

ADOPTED and APPROVED in meeting duly assembled this 16th day of February, 2017.

TOWN OF JAMES ISLAND COUNCIL

By: _____
Bill Woolsey
Mayor

ATTEST:

By: _____
Frances Simmons
Town Clerk

Public Hearing: January 19, 2017
First Reading: January 19, 2017
Second Reading: February 16, 2017

Exhibit "A"

§ 153.341 SIGNS.

(A) *General provisions*

(3) *Prohibited signs.*

(a) Except as otherwise permitted by this chapter, the following signs will be prohibited:

1. Flashing signs;
2. Pennants, streamers, and other animated signs;
3. Signs imitating traffic devices (signal);
4. Signs imitating traffic signs;
5. Signs in marshes;
6. Signs in rights-of-way;
7. Snipe signs;
8. Vehicle signs;
9. Roof signs;
10. Banners (except when permitted per division (E) below);
11. Flutter feather banner flags;~~and~~
12. LED message boards.
- 13. Murals or logos painted on or attached to buildings (except when included in signage square footage); and***
14. Inflatables used for advertisement purposes

(b) Note: Campaign signs are not considered snipe signs and are not regulated by this chapter provided they are located outside any right-of-way. However, all campaign signs must be removed within 15 days after the election.

*Proposed additions are indicated by ***bold & italicized*** font

Exhibit “B”

§ 153.341 SIGNS.

(A) *General provisions*

(3) *Prohibited signs.*

(a) Except as otherwise permitted by this chapter, the following signs will be prohibited:

1. Flashing signs;
2. Pennants, streamers, and other animated signs;
3. Signs imitating traffic devices (signal);
4. Signs imitating traffic signs;
5. Signs in marshes;
6. Signs in rights-of-way;
7. Snipe signs;
8. Vehicle signs;
9. Roof signs;
10. Banners (except when permitted per division (E) below);
11. Flutter feather banner flags; ~~and~~
12. LED message boards.
13. Murals or logos painted on or attached to buildings (except when included in signage square footage); and

14. Inflatables used for advertisement purposes

(b) Note: Campaign signs are not considered snipe signs and are not regulated by this chapter provided they are located outside any right-of-way. However, all campaign signs must be removed within 15 days after the election.

*Proposed additions are indicated by ***bold & italicized*** font

Exhibit “C”

§ 153.093 FRC-O, FOLLY ROAD CORRIDOR OVERLAY DISTRICT.

(F) *Development standards and requirements (all areas)*. The following development standards and requirements apply to all parcels within the Folly Road Corridor Overlay District in addition to the requirements described in each of the five areas. All non-single-family detached development applications shall, at the time application is made, provide proof that the following requirements will be met:

(5) *Signs*. In addition to the requirements in § [153.341](#), all free-standing signs shall meet the following requirements:

- ~~(a) All signs shall be monument style;~~
- (b) Maximum six-foot height and 40 square feet in the North/South Village, Neighborhood Preservation, and Conservation Areas;
- (c) Maximum eight-foot height and 50 square feet in the Commercial Core Area;
- (d) Shared shopping center signs shall be allowed with a maximum ten-foot height and 100 square feet;
- (e) Internal illumination shall be allowed for all areas except the Neighborhood Preservation and Conservation Areas which shall utilize external illumination;
- (f) Electronic message board signs shall be prohibited; and
- (g) All legal nonconforming signs located in the Folly Road Corridor Overlay Zoning District shall remain legal nonconforming until removed or replaced.

*The proposed redactions are indicated by ~~strikethrough~~

Exhibit "D"

§ 153.341 SIGNS.

(B) *Standing signs.*

~~(1) All signs shall be monument style.~~

(2) A maximum of one reader board shall be allowed per zoning lot for single or multi-tenant structures containing office, commercial, or industrial uses if attached to permanent, free-standing signs. The area of the reader board shall be included in the site's total sign area allowance.

(3) Maximum six-foot height and 40 square feet in OR, CN, and CT Zoning Districts.

(4) Maximum eight-foot height and 50 square feet in the CC Zoning District.

*The proposed redactions are indicated by ~~strikethrough~~