

**AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, APRIL 2, 2013
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING**

1. Call to Order
2. Invocation and Pledge of Allegiance
3. Roll Call
4. Approval of Minutes
 - a) Regular Meeting March 5, 2013
 - b) Special Meeting March 22, 2013
5. Awards and Recognitions
 - a) Eagle Scout Proclamation- Jacob A. Colson & Bobby R. Thomas
 - b) Resolution 13-R-32, To Recognize Deyja Brown as Player of the Year for Colleton County High School.
6. Appearances & Public Presentations
 - a) Stuart Crosby, DHEC Update regarding recent changes
 - b) Rep. Robert Brown, SC House of Representatives
7. Administrator's Briefing
8. Public Hearing
 - a) Ordinance 13-O-01, Granting Easement No. 890260, Easement No. 890268, Easement No. 890269 and Easement No. 890270 to South Carolina Electric and Gas Across a Portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC; Such Easements are to be Used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto.
9. Old Business
 - a) 3rd Reading Ordinance 13-O-01, Granting Easement No. 890260, Easement No. 890268, Easement No. 890269 and Easement No. 890270 to South Carolina Electric and Gas Across a Portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC; Such Easements are to be Used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto.

10. New Business

- a) Resolution 13-R- 30, To Declare April as Fair Housing Month.
- b) Resolution 13-R-31, To Authorize the Purchase of Equipment and a Vehicle by the Fleet Management Department.
- c) Resolution 13-R-33, To Appoint Member to Board Vacancy.
- d) Resolution 13-R-34, To Remove Member from the Colleton County Memorial Library Board of Trustees.
- e) Resolution 13-R-35, To Authorize Use by the Rice Festival of the Parking Lot Located Along the Washington Street Side of the Garage Area of the Floyd Buckner Building.
- f) Resolution 13-R-36, To Authorize Use by the Christ Temple Church of the DSS Parking Lot Located Across from the Church at 809 Carn Street.
- g) Resolution 13-R-37, To Approve the Victim Assistance Agreement between the Colleton County Sheriff's Office and the Town of Edisto Beach.
- h) Resolution 13-R-38, To Approve a Policy of Non-Discrimination on the Basis of Disability Status and to Designate an ADA Coordinator
- i) 1st Reading By Title Only Ordinance 13-O-03, To Provide for the Levy of Taxes in Colleton County, South Carolina, for the Fiscal Year July 1, 2013 Through June 30, 2014; to Provide for All Other Appropriations Thereof; and to Provide for Other Matters Related Thereto.
- j) 1st Reading Ordinance 13-O-04, To Establish Chapter 9.32-Firearms of the Colleton County Code of Ordinances for Regulating the Discharge of Firearms.

11. Items for Information and Public Record

12. Public Comments (3 minutes per person/max time 20 minutes)

13. Council Time

14. Executive Session

- a) Legal
- b) Personnel
- c) Economic Development

15. Adjournment

16. Informal Meeting of the Whole

PROCLAMATION
COLLETON COUNTY COUNCIL

To All Who Find These Presents:

WHEREAS, The Boy Scouts of America has historical traditions extending back many generations in Colleton County and each member's life contributions become an important part of the community; and

WHEREAS, Attaining the lifetime recognition of Eagle Scout is a rare and unique experience; and

WHEREAS, This is a celebration of life, history, legacy, spirit and tradition of the Boy Scouts; and

WHEREAS, The members of the Colleton County Council on behalf of the citizens of Colleton County wish to recognize and acknowledge the time, effort and dedication required of an Eagle Scout to attain such outstanding accomplishment.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

*The Colleton County Council hereby congratulates **Bobby R. Thomas**, for the perseverance, dedication, and devotion demonstrated by his honorable attainment of the greatly respected award of **Eagle Scout**.*

Adopted at the Regular Meeting of Council on April 2, 2013:

Phillip M. Taylor, Sr., Chairman

County Seal:

Attest: Ruth Mayer, Clerk to Council

*PROCLAMATION
COLLETON COUNTY COUNCIL*

To All Who Find These Presents:

WHEREAS, The Boy Scouts of America has historical traditions extending back many generations in Colleton County and each member's life contributions become an important part of the community; and

WHEREAS, Attaining the lifetime recognition of Eagle Scout is a rare and unique experience; and

WHEREAS, This is a celebration of life, history, legacy, spirit and tradition of the Boy Scouts; and

WHEREAS, The members of the Colleton County Council on behalf of the citizens of Colleton County wish to recognize and acknowledge the time, effort and dedication required of an Eagle Scout to attain such outstanding accomplishment.

*NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL
DULY ASSEMBLED THAT:*

The Colleton County Council hereby congratulates Jacob A. Colson, for the perseverance, dedication, and devotion demonstrated by his honorable attainment of the greatly respected award of Eagle Scout.

Adopted at the Regular Meeting of Council on April 2, 2013:

Phillip M. Taylor, Sr., Chairman

County Seal:

Attest: Ruth Mayer, Clerk to Council

Sponsor(s) : Philip M. Taylor, Sr.
Adopted : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-32

**COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON
COUNTY**

[A Resolution to Recognize Deyja Brown as Player of the Year for Colleton County High School.]

WHEREAS:

1. Deyja Brown was born in Walterboro, SC on September 13, 1995; and
2. She has been playing basketball since age 5, and has been recognized for numerous achievements since then, including becoming one of only four basketball players in school history to score over 1,000 points; and
3. Colleton County Council deems it necessary to recognize Deyja Brown for her achievements as Player of the Year for the Colleton County High School Ladies Basketball team.

**NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY
COUNCIL DULY ASSEMBLED THAT:**

1. Colleton County Council recognizes Deyja Brown for her achievements as Player of the Year for the Colleton County Ladies Basketball team. Her biography is included herein.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Deyja Lakelle Brown was born in Walterboro, SC on September 13, 1995 to the parents of Kenneth Brown and Brenda B. Inabinett.

At the age of five her mother noticed Deyja's love of basketball and by the time she was a middle school 7th grader she was on the Colleton High School Girls Varsity Basketball team.

By her sophomore year Deyja led Colleton High in scoring, block shots and steals while leading her team to three regional championships and four playoff appearances. Along the way she was also named to the South Carolina Coaches Association All Star Team.

Because of her early start Deyja is a fifth year varsity basketball player with one more year to go. Deyja is an unselfish player to its core. She believes in getting all of her team mates involved even if it hurts her overall performance. Deyja is the kind of player who thinks pass first before taking a shot.

In 2013 Deyja averaged 15 points per game with a season high of 25. She averaged 6 rebounds per game with a season high of 13. She averaged 2 assist per game with a season high of 4. In steals she averaged an amazing 6 per game with a season high of 13 to go along with 1 block shot per game with a high of 3. Deyja also lead the Colleton High School Lady Cougars to a second round playoff birth finishing with a record of 21 wins and four loses.

She has a grade point average of 4.3 based on a maximum scale of 5.0, and to go along with all of her accomplishments in 2013 Deyja joined a prestigious group of individuals by becoming the forth basketball player in Colleton High School history to score over 1000 points. For a second straight year Deyja is also a member of the 2013 South Carolina Coaches Association All Star Team.

Deyja had a stellar year of basketball and to top it all off Deyja Lakelle Brown has been voted by the Coaches Association the 2013 Regional 8 Female High School Player of the Year.

Sponsor(s): County Council
First Reading: January 8, 2013
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: February 5, 2013
Public Hearing: April 2, 2013
Third Reading: April 2, 2013
Effective Date: Immediately

I, _____,
Council Clerk, certify that
this Ordinance was advertised
for public hearing on _____.

ORDINANCE NO. 13-O-01

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance Granting Easement No. 890260, Easement No. 890268, Easement No. 890269 and Easement No. 890270 to South Carolina Electric and Gas Across a Portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC; Such Easements are to be Used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto.]

WHEREAS:

Colleton County Council deems it to be in the best interest of the County to grant Easements to South Carolina Electric and Gas across a portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC; such easements are to be used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC.

NOW THEREFORE, BE IT ORDAINED BY COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

- 1) The documents attached and included herein by reference grant Easement No. 890260, Easement No. 890268, Easement No. 890269 and Easement No. 890270 to South Carolina Electric and Gas across a portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC to be used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC.
- 2) The County Administrator is hereby authorized to sign said easements on behalf of the County pending final approval of the document by the County Attorney.
- 3) Said easements shall be recorded in the Office of the Register of Deeds for Colleton County.
- 4) Severability:

If any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, the invalidity does not affect other provisions or

applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable.

5) Conflict:

Provisions in other County Ordinances, Resolutions, policies, or by-laws in conflict with this Ordinance are hereby repealed.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

Approved as to Form
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-30

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Declare April as Fair Housing Month]

WHEREAS:

1. Colleton County Council desires that all its citizens be afforded the opportunity to attain a decent, safe, and sound living environment; and
2. Colleton County Council rejects discrimination on the basis of race, religion, color, sex, national origin, disability, and/or familial status in the sale, rental, or provision of other housing services; and
3. The State of South Carolina enacted the South Carolina Fair Housing Law in 1989; and
4. April is recognized nationally as Fair Housing Month.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

The month of April is hereby designated Fair Housing Month for 2013.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-31

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize the Purchase of Equipment and a Vehicle by the Fleet Management Department.]

WHEREAS:

1. Colleton County Fleet Management has deemed it necessary to replace a Ford F-150 in the Roads and Bridges department due to excess mileage, replace a fork lift in the Solid Waste department due to excess wear and tear and to purchase a motor grader for the Roads and Bridges department to replace a totaled motor grader; and
2. Walterboro Motor Sales has agreed to meet State Contract pricing on the vehicle; and
3. Clark Material Handling Company is the Federal GSA contract holder; and
4. Volvo, Inc. holds the State Contract for motor graders; and
5. Funding for these purchases is provided in the FY13 Capital budget.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The purchase of the following vehicles and equipment in accordance with County specifications is hereby authorized:
 - a. Roads and Bridges: one 2013 Ford F-250 truck in the amount of \$22,879 from Walterboro Motor Sales;
 - b. Solid Waste: one Clark Fork Lift in the amount of \$25,000 from Clark Material Handling Company;
 - c. Roads & Bridges Department: one Volvo Motor Grader in the amount of \$181,573.65 from Volvo, Inc.;
2. The County Administrator is hereby authorized to execute on behalf of the County any paperwork necessary to complete the purchases.
3. Funding for these purchases shall be taken from the FY13 Capital Budget.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

OPPOSED:

COUNCIL VOTE:

Sponsor(s) : County Council
Adopted: : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-33

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Appoint Member to Board Vacancy.)

WHEREAS:

1. Colleton County Recreation Commission has one vacancy; and
Applicants: Janice C. Wright
2. The County Council is the appointing authority for Boards.

**NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL
DULY ASSEMBLED THAT:**

The Colleton County Council hereby appoints the following:

Colleton County Recreation Commission: Janice C. Wright

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

Sponsor(s) : County Council
Adopted: : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-34

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Remove Member From The Colleton County Memorial Library Board of Trustees.)

WHEREAS:

1. In accordance to Chapter 2.28, section 2.28.020 "E" of the Code of Ordinances Any member of any board or commission may be removed at any time by vote of county council if such member has been absent without excuse for more than three consecutive regular meetings or for more than 50 percent of the regular meetings for the preceding year.
2. Notification has been received from the Colleton County Memorial Library for the removal of Travis Godley from the Board of Trustees and request to advertise for the vacancy.
3. The County Council is the appointing authority for Boards.

**NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL
DULY ASSEMBLED THAT:**

1. Mr. Travis Godley is hereby removed from the Colleton County Memorial Library Board of Trustees.
2. The Council Clerk is authorized to advertise for the vacancy.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

Sponsor(s) : County Council
Adopted : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-35

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Use by the Rice Festival of the Parking Lot Located Along the Washington Street Side of the Garage Area of the Floyd Buckner Building.]

WHEREAS:

1. The Rice Festival Committee has requested use of the Parking Lot located along the Washington Street side of the garage area of the Floyd Buckner Building for a special dance for teenagers on the Saturday afternoon (April 27th) of Rice Festival Weekend; and
2. The dance would be held from 4:00 to 6:00 pm, and they would need access to electrical service; and
3. Council deems it to be in the best interest of County to allow this use.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Use of the parking lot located along the Washington Street side of the garage area of the Floyd Buckner Building by the Rice Festival on Saturday, April 27th for a dance for teenagers is hereby authorized.
2. The County Administrator is directed to arrange the needed power source for the event.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-36

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Use by the Christ Temple Church of the DSS Parking Lot Located Across from the Church at 809 Carn Street.]

WHEREAS:

1. The Christ Temple Church has requested use of the DSS Parking Lot located across the street from the church at 809 Carn Street for extra parking for their Sunday church services; and
2. Services will only be held on Sundays and will not conflict with existing hours of operation; and
3. Council deems it to be in the best interest of County to allow this use.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Use of the DSS Parking Lot located across the street from the church at 809 Carn Street for extra parking for their Sunday church services by the Christ Temple Church for extra parking during Sunday church services is hereby authorized.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : March 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-37

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve the Victim Assistance Agreement between the Colleton County Sheriff's Office and the Town of Edisto Beach.]

WHEREAS:

- (1) South Carolina State Law mandates that the Colleton County Sheriff's Office provides Victim Assistance to the Town of Edisto Beach; and
- (2) The Sheriff's Office has reviewed the Victim Assistance Agreement with the Town of Edisto Beach and recommends that Council approve the Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

- (1) The Victim Assistance Agreement with the Town of Edisto Beach (attached and included herein by reference) is hereby approved:
- (2) The County Administrator is hereby authorized to sign said agreement on behalf of Colleton County.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED

Sponsor(s) : County Council
Adopted : April 2, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-38

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve a Policy of Non-Discrimination on the Basis of Disability Status and to Designate an ADA Coordinator.]

WHEREAS:

1. Colleton County rejects discrimination on the basis of disability in the admission or access to, or the treatment or employment in, all its programs or activities; and
2. For effecting compliance with the nondiscrimination requirements contained in the U.S. Department of Housing and Urban Development's (HUD) regulations implementing Section 504, a coordinator is designated annually by the Council.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

- 1) Colleton County Council does hereby approve a policy of non-discrimination on the basis of disability status in the admission or access to, or the treatment or employment in, all its programs or activities.
- 2) A statement of such policy (attached and included herein by reference) with specific mention of federally assisted programs or activities shall be publicly disbursed.
- 3) Further, the name and contact information of the 2013 County compliance coordinator, Ms. Deadgrea Sadler, shall be included in said statement.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

**POLICY OF NONDISCRIMINATION ON THE BASIS
OF
DISABILITY STATUS**

The Colleton County Council does not discriminate on the basis of disability in the admission or access to, or the treatment or employment in, its federally assisted programs or activities.

Ms. Deadgrea Sadler
PO Box 157
Walterboro, SC 29488
(843) 549-5221
E-Mail: dsadler@colletoncounty.org
TDD: 843-549-7144

has been designated to coordinate compliance with the nondiscrimination requirements contained in the U.S. Department of Housing and Urban Development's (HUD) regulations implementing Section 504 (24CFR Part 8, dated June 2, 1988).

Sponsor(s)	: County Council	
First Reading	: April 2, 2013	
Committee Referral	: N/A	I, Ruth Mayer,
Committee Consideration Date	: N/A	Council Clerk, certify that this
Committee Recommendation	: N/A	Ordinance was advertised for
Second Reading	: May 7, 2013	Public Hearing on
Public Hearing	: June 4, 2013	
Third Reading	: June 4, 2013	
Effective Date	: July 1, 2013	

ORDINANCE NO. 13-O-03

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Provide for the Levy of Taxes in Colleton County, South Carolina, for the Fiscal Year July 1, 2013 Through June 30, 2014; to Provide for All Other Appropriations Thereof; and to Provide for Other Matters Related Thereto.]

Sponsor(s): County Council
First Reading: April 2, 2013
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: May 7, 2013
Public Hearing: June 4, 2013
Third Reading: June 4, 2013
Effective Date: Immediately

I, _____,
Council Clerk, certify that
this Ordinance was advertised
for public hearing on _____.

ORDINANCE NO. 13-O-04

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Establish Chapter 9.32-Firearms of the Colleton County Code of Ordinances for Regulating the Discharge of Firearms.]

WHEREAS:

1. Colleton County Council, South Carolina desires to promote public safety in the County; and prevent harm to its citizens by regulating the discharge of firearms in residential and commercial areas of the unincorporated portions of Colleton County; and
2. SC Code Title 16, Crimes and Offenses Chapter 23, Article 7, Section 23-31-520 Local Regulations, gives the power to any county, municipality, or political subdivision of South Carolina to regulate the careless or negligent discharge or public brandishment of firearms, nor does it prevent the regulation of public brandishment of firearms during the times of or a demonstrated potential for insurrection, invasions, riots, or natural disasters; and
3. This Ordinance does not give any county, municipality, or political subdivision the power to confiscate a firearm or ammunition unless incident to an arrest.

NOW THEREFORE, BE IT ORDAINED BY COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Chapter 9.32-Firearms is hereby established as follows:

9.32.010-Definitions

For the Purpose of this Chapter, the following definitions apply:

Firearm means any device designed, made, or adapted to expel a projectile through a barrel by using the energy generated by an explosion or burning substance, or any device readily convertible to that use. And firearms further defined in South Carolina Code Section 16- 23-

10 and 23-31-310 as pistols, handguns, shotguns, and rifles.

Subdivision means a subdivision of real property, platted and filed of record as provided in with more than 5 consecutive lots of 3 acres or less for the intent of or use of residential home development.

Commercial Lot means portion of a platted, recorded property which is less than 25 acres in size which provides for commercial, retail, or office use.

9.32.020-Unlawful Discharge of Firearms Designated

The discharge of firearms is hereby prohibited in Colleton County in a subdivision which is located in the unincorporated area of the County. Should a subdivision be partly located within a municipality, then the prohibition provided herein shall apply only to that portion of the subdivision which is outside the incorporated limits of said municipality.

9.32.030-Violation-Penalty

A person commits an offense if the person intentionally or knowingly discharges a firearm on a subdivision lot in a subdivision in the unincorporated area of Colleton County. A person found guilty of a violation under section 9.32.020 shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than \$500.00 and/or imprisoned not more than 30 days.

9.32.040-Exemptions

It is a defense to prosecution under this ordinance if the person discharging the firearm is a law enforcement officer, on duty, acting in his official capacity. It is a defense to prosecution under this ordinance if the person discharging the firearm is acting in self-defense, defense of a third party, or in defense of a person's property.

2. Severability:

If any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable.

3. Conflict:

Provisions in other County Ordinances, Resolutions, policies, or by-laws in conflict with this Ordinance are hereby repealed.

ATTEST:

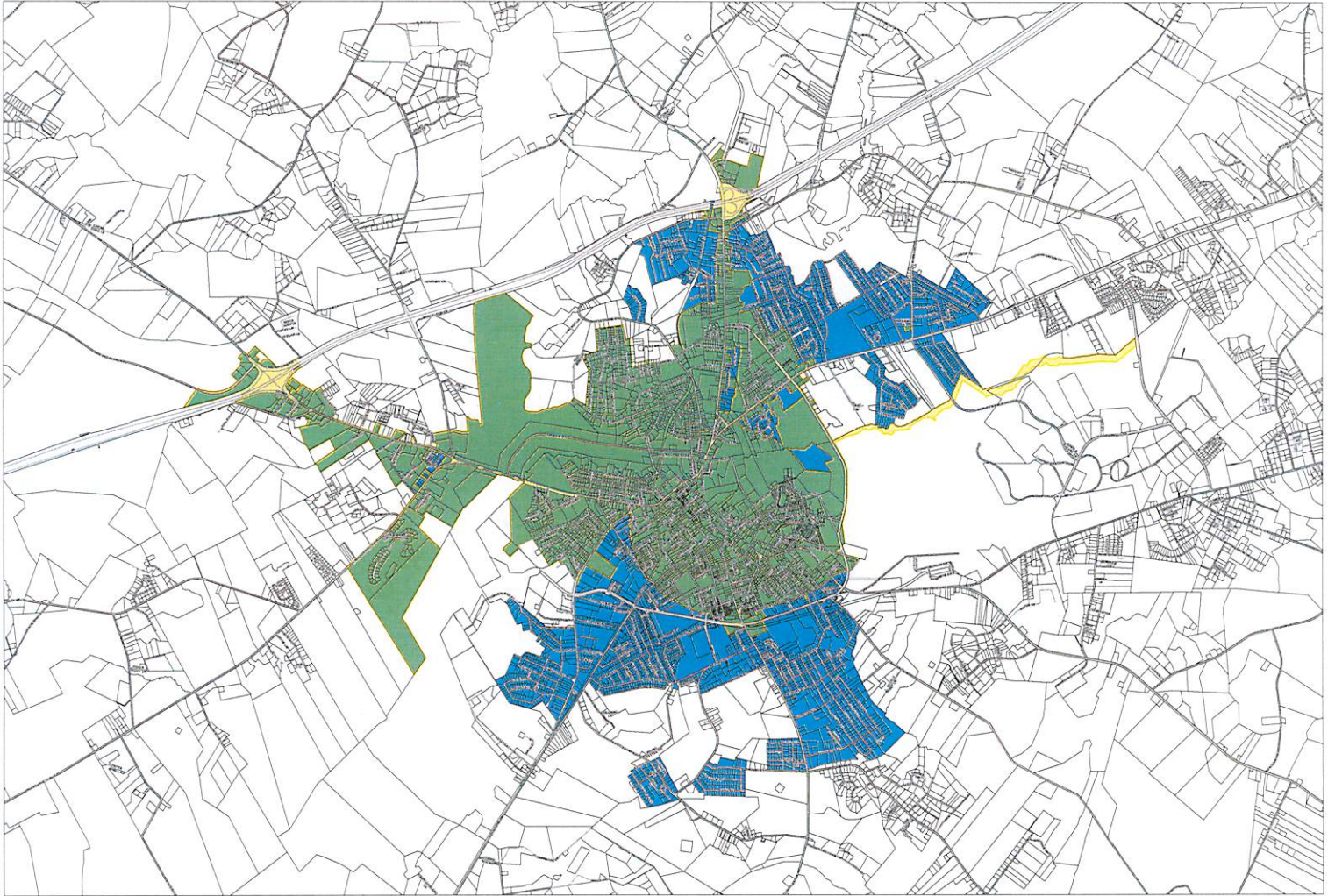
SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

Approved as to Form
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:



Colleton County Sheriff's Department
No Discharge of Firearms Zone

Map: January, February, 2013

Legend

- Road Centerlines
- Tax Parcel Boundaries

-  City of Walterboro
-  Overlay of Both
-  Discharge of Fire Arms Prohibited

1 inch = 1,200 feet



© 2013 Colleton County Sheriff's Department