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*Beulah N. Roberts*

CLERK OF COURT  
CLARENDON COUNTY, SC

BEULAH G. ROBERTS  
CLERK OF COURT  
CLARENDON COUNTY, SC  
2013 JUN 18 PM 2:13

**ORDINANCE # 2013-03**

**AN ORDINANCE OF THE COUNTY COUNCIL OF CLARENDON, SOUTH CAROLINA TO AMEND THE COUNTY'S UNIFIED DEVELOPMENT CODE.**

WHEREAS, Article VIII of the South Carolina Constitution and Section 4-9-30 of the Code of Laws of South Carolina (the Home Rule Act) gives Clarendon County broad authority to provide a variety of services and functions within its jurisdiction, including but not limited to, utility planning, programming and construction, transportation planning, programming and construction, land use planning and regulation, economic development planning and programming, and similar activities and services; and,

WHEREAS, Title 6, Chapter 29, et seq., Code of Laws of South Carolina (SCCL), the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, hereinafter referred to as Section 6-29, provides the statutory enabling authority for Clarendon County to engage in planning and regulation of development within its jurisdiction; and,

WHEREAS, the County Council adopted a Comprehensive Plan (Ordinance 2008-12) on January 12, 2009, pursuant to the requirements of Section 6-29-310, et seq., SCCL; and,

WHEREAS, the Planning Commission (PC) is the designated local planning commission pursuant to the requirements of Section 6-29-310, et seq., SCCL; and,

WHEREAS, Section 6-29-710 SCCL and Sections 91 (maps) and 92 (text) of the Clarendon County Unified Development Code (UDC) provide the authority and process for Clarendon County to prepare, periodically amend and enforce land use regulations that are consistent with and implement the latest version of the adopted Comprehensive Plan; and,

WHEREAS, the Clarendon County Planning Commission (PC) reviewed the proposed text amendments on March 19, 2013 and made findings of fact that the proposed amendments conform to the requirements of the Comprehensive Plan and recommended the County Council adopt this Ordinance; and,

WHEREAS, the County Council conducted a public hearing on May 13, 2013 as required by Section 91 (maps) and 92 (text) of the UDC to consider the PC recommendation and comments from the interested public and subsequently voted to adopt this Ordinance,

**NOW THEREFORE, BE IT ORDAINED** that the UDC of Clarendon County, South Carolina is hereby amended as described in Exhibit A (Building and Building Regulations) and B (Flood Damage Prevention Ordinance) in conformance with the requirements stated above.



**SEVERABILITY**

Should any section or provision of this ordinance be declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of the Ordinance as a whole, or any part thereof, which is not specifically declared to be invalid or unconstitutional.

**EFFECTIVE DATE**

Exhibit A and B of this ordinance shall take effect per the effective date stated in the amendments.

First Reading: April 8, 2013

Second Reading: May 13, 2013

Third Reading: June 10, 2013

Public Hearing: May 13, 2013

**ADOPTED THIS 10<sup>th</sup> Day of June, 2013**

**COUNTY OF CLARENDON, SOUTH CAROLINA**

Dwight Stewart, Chairman

ATTEST:

Dorothy Levy, Clerk to Council

