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Beulah B. Roberts
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CLARENDON COUNTY, SC

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BEULAH B. ROBERTS
CLERK OF COURT
CLARENDON COUNTY, SC

ORDINANCE # 2016-04

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 July 19, 2016 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 September 12, 2016 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) in conformance with the requirements stated above.

EXHIBIT A

UDC AMENDMENTS AS RECOMMENDED BY THE PC

ARTICLE XIII, BUILDING AND BUILDING REGULATIONS ORDINANCE: **AMEND** as follows:

SECTION 131 TECHNICAL CODES

Section 131.1 Building

(a) International Building Code.

1. Adoption of the International Building Code. Amend to adopt 2015 edition with South Carolina Modifications.

(b) Electrical

1. Adoption of the National Electric Code. Amend to adopt 2014 edition.

(c) Plumbing

1. Adoption of International Plumbing Code. Amend to adopt 2015 edition with South Carolina Modifications.

(d) International Mechanical Code

1. Adoption of International Mechanical Code. Amend to adopt 2015 edition with South Carolina Modifications.

(e) International Fire Code

1. Adoption of International Fire Code. Amend to adopt 2015 edition with South Carolina Modifications.

(f) International Fuel Gas Code

1. Adoption of International Fuel Gas Code. Amend to adopt 2015 edition with South Carolina Modifications.

(g) International Energy Conservation Code

1. Adoption of International Energy Conservation Code. Amend to adopt 2009 edition.

(h) International Residential Code

1. Adoption of International Residential Code. Amend to adopt 2015 edition with South Carolina Modifications.

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 nay part thereof, which is not specifically declared to be invalid or unconstitutional.

EFFECTIVE DATE

This ordinance shall take effect immediately upon adoption.

First Reading: August 8, 2016 Second Reading: September 12, 2016

Third Reading: October 13, 2016 Public Hearing: September 12, 2016

ADOPTED THIS 13th Day of October, 2016

COUNTY OF CLARENDON, SOUTH CAROLINA

Dwight L. Stewart, Jr. Chairman

CLARENDON COUNTY COUNCIL OFFICIAL SEAL STATE OF S.C.

ATTEST:

Dorothy M. Levy, Clerk to Council