



CITY OF BEAUFORT
1911 BOUNDARY STREET
BEAUFORT MUNICIPAL COMPLEX
BEAUFORT, SOUTH CAROLINA 29902
(843) 525-7070
CITY COUNCIL REGULAR MEETING AGENDA
January 26, 2021

STATEMENT OF MEDIA NOTIFICATION

"In accordance with South Carolina Code of Laws, 1976, Section 30-4-80(d), as amended, all local media was duly notified of the time, date, place and agenda of this meeting."

REGULAR MEETING - Electronic Meeting - 7:00 PM

Please note, this meeting will be conducted electronically via Zoom and broadcasted via livestream on Facebook. You can view the meeting live via Facebook at the City's page City Beaufort SC.

I. CALL TO ORDER

- A. Stephen D. Murray III, Mayor

II. INVOCATION AND PLEDGE OF ALLEGIANCE

- A. Phil Cromer, Interim Mayor Pro Tem

III. PROCLAMATIONS/COMMENDATIONS/RECOGNITIONS

- A. Character Education Proclamation - Noah Garcia-Salas, Coosa Elementary School

IV. PRESENTATIONS

- A. COVID-19 Vaccine - Dr. Luke Baxley, Beaufort Memorial Hospital Physician

V. PUBLIC COMMENT

VI. MINUTES

- A. Worksession and Regular Meeting - July 14, 2020
B. Worksession and Special Meeting - July 21, 2020
C. Worksession and Regular Meeting - December 15, 2020

VII. OLD BUSINESS

- A. Ordinance annexing parcels R100-028-00A-0409-0000, 13 Old Jericho Road, R100-028-00A-0410-0000, 17 Old Jericho Road, R100-028-00A-0411-0000, 19 Old Jericho Road, R100-028-00A-0412-0000, Old Jericho Road (Vacant), and R100-028-00A-0413-0000, 25 Old Jericho Road - totaling approximately 4.57 Acres - 2nd Reading
B. Ordinance amending the City of Beaufort's Zoning map to include parcels R100-028-00A-0409-0000, 13 Old Jericho Road, R100-028-00A-0410-0000, 17 Old Jericho Road, R100-028-00A-0411-0000, 19 Old Jericho Road, R100-028-00A-0412-0000, Old Jericho Road (Vacant), and R100-028-00A-0413-0000, 25 Old Jericho Road -

totaling approximately 4.57 Acres - 2nd Reading

VIII. NEW BUSINESS

- A. Request for Co-Sponsorship for use of Henry C. Chambers Waterfront Park from First Scot's Presbyterian Church to host annual Easter Sunrise event on Sunday, April 4, 2021
- B. Request for waiver of Open Container for Alcohol for private wedding reception at Henry C. Chambers Waterfront Park on Saturday, April 10, 2021
- C. Request for Street Closure from the Downtown Merchants Association for First Friday events - June 4, September 3, and November 5, 2021
- D. Request from Downtown Operations and Community Services to host Beaufort Holiday Weekend, December 3-5, 2021 to include Street Closures
- E. Resolution of the City of Beaufort establishing a Task Force for continued planning park development activities in Southside Park

IX. REPORTS

- City Manager's Report
- Mayor Report
- Reports by Council Members

X. ADJOURN



PROCLAMATION

WHEREAS, the character education movement reinforces the social, emotional and ethical development of students; and

WHEREAS, schools, school districts and states are working to instill important core ethical and performance values including caring, honesty, diligence, fairness, fortitude, responsibility, and respect for self and others; and

WHEREAS, character education provides long-term solutions to moral, ethical and academic issues that are of growing concern in our society and our schools; and

WHEREAS, character education teaches students how to be their best selves and how to do their best work; and

WHEREAS, the Eleven Principles of Effective Character Education include: Promoting core ethical and performance values; Teaching students to understand, care about and act upon these core ethical and performance values; Encompassing all aspects of the school culture; Fostering a caring school community; Providing opportunities for moral action; Supporting academic achievement; Developing intrinsic motivation; Including whole-staff involvement; Requiring positive leadership of staff and students; Involving parents and community members; and assess results and strives to improve; and

WHEREAS, the Beaufort County School District's Character Education program was formed to support parents' efforts in developing good character in their children; and

WHEREAS, the purpose of the Character Education program is to integrate good character traits into the total school environment, as well as into the community; and

WHEREAS, each school's counselor identified a list of character words and definitions deemed important regardless of a person's political leanings, race, gender or religious convictions; and

WHEREAS, the words are friendship, kindness, acceptance, courage, tolerance, respect, gratitude, compassion, citizenship, perseverance, honesty, integrity, self-control, forgiveness responsibility and cooperation; and

WHEREAS, Noah Garcia-Salas was selected as the winner by Coosa Elementary School as the student of the month.

NOW, THEREFORE, the City Council of the City of Beaufort, South Carolina, hereby proclaims December 2020 as

NOAH GARCIA-SALAS COOSA ELEMENTARY SCHOOL STUDENT OF THE MONTH

The City of Beaufort thereby pronounces *Compassion* as the word for the month of December and applauds Noah Garcia-Salas, the Beaufort County School District, and Coosa Elementary School for their work and specifically honors Noah Garcia-Salas as Coosa Elementary School student of the month.

IN WITNESS THEREOF, I hereunto set my hand and caused the Seal of the City of Beaufort to be affixed this 26th day of January 2021.

STEPHEN D. MURRAY III, MAYOR

ATTEST:

IVETTE BURGESS, CITY CLERK



City Council Worksession Meeting Minutes – Electronic Meeting

July 14, 2020

I. CALL TO ORDER

5:00PM

Mayor, Billy Keyserling

All members of Council in attendance (Mike McFee, Nan Sutton, Phil Cromer, Stephen Murray and Mayor Keyserling).

II. DISCUSSION ITEMS

A. Mossy Oaks Stormwater Project Update

Neil Pugliese, Project Manager, gave an overview of the project from start to projected completion. He stated that we are still on track for a completion date of December 2020. The work being done on the Spanish Moss Trail will run concurrent through all aspects of the project which has been broken up into four work zones. There will be weekly meeting as the project progresses.

Bill Prokop, City Manager, asked if the weekly meetings would just be with the project team members in which Mr. Pugliese stated yes.

Councilman Murray thanked Neil and his team for all their hard work to date. Councilman Murray asked about the disruption to the Spanish Moss Trail and the residents. How long would it be closed and how the word was going to get out about the closures. Mr. Pugliese stated they would be putting out a notice to the public before each closing on the City's Facebook page after each of the weekly meetings. He also said that there is no way to tell how long the closures might be until they get in there and see what is presented to them.

Mayor Pro Tem, McFee asked if there would be any disruption to accessing the dog park in which Mr. Pugliese replied that there would not.

B. Maskot Ambassador Program - Beaufort Area Hospitality Association

Ashlee Houck, Beaufort Area Hospitality Association Executive Director, presented an overview regarding Phase II of the SAFE Commitment Initiative. The program would provide reusable masks to the Hospitality and Tourism businesses as well as visitors with the SAFE logo on them. This would be to try and create uniformity within the businesses. The masks would be in full support of the current ordinance regarding masking.

Mayor Keyserling stated that he feels this program should have been presented earlier. To date, he said that enough money was collected to provide 7,000 masks to 25 businesses, and that the demand for masks at the present time are no longer needed like they were in the beginning.

Councilwoman Sutton, Mayor Pro Tem McFee and Councilman Cromer agreed that funds should not be spent for the making of these masks.

Councilman Murray asked if the masks were going to be made regardless if the City allocates funds. Ms. Houck stated that they have already ordered 1,000.

C. Proposal for consideration to amend the Beaufort Code of Ordinance, Chapter 11, Article C Section 7-11026 (b) to include Golf carts

Rhonda Carey, Downtown Operations, gave an overview of the ordinance and is asking that Council include golf carts under the types of vehicles that is specific to vans and buses at this time. Research was done with the help of Deputy Chief Dale McDorman regarding laws in South Carolina that pertain to golf carts. Through this research it was determined that golf carts can be legally used in this capacity.

Bill Reynolds, owner of Beaufort Tours, along with David and Emma Duffy, owners of Emma's Earth Shop, spoke regarding how they would be including these in their existing tours, noting that no new tours would be added. All carts will be electric.

Councilwoman Sutton asked if this would be a temporary change to the ordinance or permanent. Mrs. Carey stated that this would be a permanent change. She also inquired to Bill Prokop, City Manager, if this change could be granted on a temporary basis. He feels that this should be done on a permanent basis as they are not adding to the program, just replacing the mode of transportation.

Mayor Keyserling thanked everyone and stated that council would like to move forward with this and will get it on an upcoming agenda.

D. Cultural District Advisory Board Composition

Rhonda Carey, Downtown Operations Tour Vehicle Coordinator, stated that she and Bonnie Hargrove are co-chairing the Cultural District Advisory Board. They are bringing forth a recommendation to add Tabernacle Baptist Church. The church is 150 years old and has lots of history and can possibly be another museum.

Mayor Keyserling asked if they are referring to Reverend Hodges the individual, or the church itself being appointed. Ms. Hargrove answered that it is an entity like the Santa Elena Museum.

Councilman Murray inquired how the at-large seat is decided if the organization appoints the participant. Ms. Hargrove said that would be up to Council. They only bring the recommendation.

Councilman Murray asked if any of the other churches had been approached about participating. Mrs. Carey stated that one of the guidelines was that they had to be open to the public on a regular basis and most of the other churches are not.

E. Mask Ordinance Update

Bill Prokop, City Manager, gave an update on mask violations. Between July 4 through July 9, 2020, 47 verbal warnings were issued which included 1 to a business. He stated that today alone, July 14, 2020 that 67 verbal warning were issued. All these warnings went to individuals inside public buildings. Codes Enforcement has also gone to 2 box stores where most of the warnings were issued after numerous citizen complaints were received.

III. EXECUTIVE SESSION

Motion to go into Executive Session was made by Councilman Cromer and seconded by Mayor Pro Tem, McFee.

A. Pursuant to Title 30, Chapter 4, Section (70) (a) (1) of the South Carolina Code of Law: Discussion regarding appointments to City Boards and Commissions.

B. Pursuant to Title 30, Chapter 4, Section (70) (a) (2) of the South Carolina Code of Law: Receipt of Legal Advice and Proposed Sale/Purchase of Property.

No actions from Executive Session.

IV. ADJOURN

6:20 PM

Disclaimer: All City Council Worksession and Regular Meeting minutes are recorded. Live stream can be found on the City's website at www.cityofbeaufort.org (Agenda Section). Audio recordings are available upon request by contacting the City Clerk, Ivette Burgess at 843-525-7018 or by email at iburgess@cityofbeaufort.org.



City Council Regular Meeting Meeting Minutes – Electronic Meeting

July 14, 2020

I. CALL TO ORDER

7:20PM

Mayor, Billy Keyserling

All members of Council in attendance (Mike McFee, Nan Sutton, Phil Cromer, Stephen Murray, and Mayor Keyserling).

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Pro Tem, Mike McFee

III. PROCLAMATIONS/COMMENDATIONS/RECOGNITIONS

A. Proclamation proclaiming July 25 - August 1, 2020 as Gullah/Geechee Nation Appreciation Week

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Cromer.

The proclamation was read by Mayor Pro Tem, McFee.

Approval was unanimous.

IV. PUBLIC COMMENT

No public comment.

V. PUBLIC HEARING

A. Text Amendment 2.6.2.C.1 Residential Building Height Above Grade in T4 Zones

David Prichard, Community and Economic Development Director, gave an overview of the proposed text amendment.

Cynthia Jenkins, Historic Beaufort Foundation Executive Director, stated that HBF is opposed to this request as they are surprised that this request passed the Metropolitan Planning Commission.

Jessie White, Coastal Conservation League South Coast Office Director, submitted a letter of opposition on behalf of CCL. *Letter included in minutes.*

B. Zoning of 14 FC Carter (R100 029 000 045 0000)

David Prichard, Community and Economic Development Director, stated this Public Hearing is being postponed due to discrepancies from the applicant in identifying parcels.

Tabled until further notice. All in favor.

VI. OLD BUSINESS

- A. Ordinance annexing parcels R100 024 000 0410 0000 and R100 024 000 0449 0000 into the corporate limits of the City of Beaufort, SC (Commerce Park 27.82 Acres) - 2nd Reading

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Murray.

Ordinance approval was unanimous.

- B. Ordinance amending the City of Beaufort Zoning Map to include parcels R100 024 0410 0000 and R100 024 000 0449 0000 to be zoned as Light Industrial (LI) - 2nd Reading

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Murray.

Ordinance approval was unanimous.

- C. 2020 Series Ordinance - 2nd Reading

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Murray.

Ordinance approval was unanimous.

- D. 2020 Master Bond Ordinance - 2nd Reading

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Cromer.

Ordinance approval was unanimous.

VII. NEW BUSINESS

- A. City Council Summer Schedule

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Cromer.

The Summer schedule being proposed would have July 21, 2020 as the last meeting and Council would reconvene on September 8, 2020.

Bill Prokop, City Manager, stated that he would like to propose that on the evening of July 21, 2020 add a Special Meeting to execute any business that needs to be done before Council goes on summer break. He also stated that an additional Special Meeting may be called on August 4, 2020 to act on the ongoing Mask Ordinance that is expiring.

Approval of Summer Schedule was unanimous.

- B. Appointments and Re-appointments to City Boards and Commissions

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Cromer.

Jane Sidewell, Matthew McAlhaney, and Ed Binot were appointed to the Tourism Development Advisory Committee (TDAC) for 3-year terms. Jonathan Sullivan was re-appointed to TDAC for an additional 3-year term.

- C. Authorization to allow City Manager to enter into contract for Storm Panels

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilwoman Sutton.

Kathy Todd, Finance Director, gave an overview of the Request for Proposals (RFP) process, RFP 2020-117. The storm panels are for the Arsenal and Carnegie buildings and will help protect the buildings against wind and storm damage.

Approval to allow contract was unanimous.

D. Approval to allow acceptance of Hurricane Irma Grant for Carnegie Library Window Restoration project

Motion to approve was made by Mayor Pro Tem, McFee and seconded by Councilman Cromer.

Approval was unanimous.

VIII. REPORTS

City Manager's Report

City Manager thanked Linda Roper and Deborah Johnson for submitting a very comprehensive grant application for the Carnegie windows restoration project. The Mossy Oaks Stormwater Drainage project will be underway within the next 7-10 days. COVID-19 continues to rise in our area with a 10% increase over the last month. Please continue to follow all precautionary measures. Mr. Prokop also thanked Mayor Keyserling for his determination in providing masks to the City and other Cities and Towns throughout the state.

Mayor's Report

Mayor Keyserling announces he will not be seeking re-election for Mayor.

Councilwoman Sutton

Nothing to report.

Councilman Cromer

Nothing to report.

Mayor Pro Tem, McFee

Mayor Pro Tem advised that the September 24, 2020 of the Northern Regional Implementation Plan meeting has been cancelled by the County.

Councilman Murray

Nothing to report.

IX. ADJOURN

8:27PM

Motion to adjourn was made by Councilman Cromer and seconded by Mayor Pro Tem, McFee.

All in favor.

Disclaimer: All City Council Worksession and Regular Meeting minutes are recorded. Live stream can be found on the City's website at www.cityofbeaufort.org (Agenda section). Audio recordings are available upon request by contacting the City Clerk, Ivette Burgess at 843-525-7018 or by email at iburgess@cityofbeaufort.org.



City Council Worksession Meeting Minutes – Electronic Meeting

July 21, 2020

I. CALL TO ORDER

5:00PM

Mayor, Billy Keyserling

All members of Council in attendance (Mike McFee, Nan Sutton, Stephen Murray, and Mayor Keyserling) except Phil Cromer. Councilman Cromer was absent.

II. DISCUSSION ITEMS

A. City of Beaufort 2020-2022 Strategic Plan - DRAFT

Bill Prokop, City Manager, stated that this plan is based on the key focused areas that were discussed at the Council Retreat. The key focus areas of this strategic plan are: Economic Development and Innovation, a Safe and Vibrant City, Growth and Natural Resources and Organizational Excellence. This plan will also align with the City's budget.

Reece Bertholf, Fire Chief and Assistant City Manager, gave an overview of the draft plan. He stated that this plan spans all City departments, City Council and our citizens and is a great map for what we are currently doing and what we plan on doing moving forward. He concluded by sharing the implementation plan, which includes the objective, timeline, resources needed, status and measure of success.

Councilman Murray said that he appreciates the work that staff has put into this document. This is a guidebook for where we are going. He would like to see the metrics and measures when staff has completed them.

Councilwoman Sutton said that the document is easier to look at now and she appreciates all the hard work that went into it.

Reece Bertholf advised Council that when they receive the implementation charts, you will see an origin statement for each of the initiatives. Those origin statements are tying everything that we are doing back to where it came from, whether it was something in Economic Development, Master Plan, Council Retreat etc.

B. Plan for Improved Transparent Policing

Dale McDorman, Deputy Police Chief, shared what the Police Department has been working on to make more data available to the public. A monthly warnings report is being created. This report would be broken into demographics to include gender, race, and age. The other report being created is a monthly citations report. It will look identical to the monthly warnings report, however this report will show actual tickets written. In addition, they will begin publishing on the City's website a media report. The media report is a snapshot of the last 24 hour calls for service. Currently the media gets this report daily. The media report includes the where, what, when and the how. The last report that the Police department is working on is an actual monthly calls for service report.

Deputy Chief McDorman continued by stating the Beaufort Police department do not do choke holds. Beaufort Police department banned choke holds at least 15 years ago. Shooting into moving vehicles was also banned at the same time. The department does de-escalation training and we also have in place duty to intervene.

Dominque Tuttle, citizen (Zoom Participant Link), stated that stats look great, but this whole issue is about accountability. How do we know when the body camaras are on or off? What are the regulations and different protocols?

Deputy Chief McDorman stated that all the patrol vehicles have dash cameras, which are activated when the blue lights come on in the vehicle. Department policy states that anytime a police officer has any interaction with members of the public, the body camera must be on. Body cameras come with issues. If a physical altercation occurs, they can come off. Battery life is an issue as well. Body camera footage is reviewed by the Patrol Lieutenant on a random basis. If an officer does not turn their camera on or turns it off before the interaction is done, the office will face disciplinary action. All body camera footage is kept for 30 days. This is a department policy.

Council thanked Deputy Chief and the Police Department for working on this transparency in such a short period of time.

III. EXECUTIVE SESSION

A. Pursuant to Title 30, Chapter 4, Section (70) (a) (2) of the South Carolina Code of Law: Discussion regarding Proposed Sale/Purchase of Property.

Motion to go into Executive Session was made by Mayor Pro Tem, McFee and seconded by Councilman Murray.

All in favor.

IV. ADJOURN

5:49 PM

Disclaimer: All City Council Worksession and Regular Meeting minutes are recorded. Live stream can be found on the City's website at www.cityofbeaufort.org (Agenda Section). Audio recordings are available upon request by contacting the City Clerk, Ivette Burgess at 843-525-7018 or by email at iburgess@cityofbeaufort.org.



CITY OF BEAUFORT
DEPARTMENT REQUEST FOR CITY COUNCIL AGENDA ITEM

TO: CITY COUNCIL **DATE:** 1/19/2021
FROM: Josh K. Tiller on behalf of owner Randy Mikals
AGENDA ITEM TITLE: Ordinance annexing parcels R100-028-00A-0409-0000, 13 Old Jericho Road, R100-028-00A-0410-0000, 17 Old Jericho Road, R100-028-00A-0411-0000, 19 Old Jericho Road, R100-028-00A-0412-0000, Old Jericho Road (Vacant), and R100-028-00A-0413-0000, 25 Old Jericho Road - totaling approximately 4.57 Acres - 2nd Reading
MEETING DATE: 1/26/2021
DEPARTMENT: Community and Economic Development

BACKGROUND INFORMATION:

Subject Parcels:

R100-028-00A-0409-0000, 13 Old Jericho Road,
R100-028-00A-0410-0000, 17 Old Jericho Road,
R100-028-00A-0411-0000, 19 Old Jericho Road,
R100-028-00A-0412-0000, Old Jericho Road (Vacant), and
R100-028-00A-0413-0000, 25 Old Jericho Road
- totaling approximately 4.57 Acres

The annexation is in accordance with SC Code of Law Section 5-3-150 (3). The parcels are within the Growth Boundary and contiguous to the city boundary. The applicant's plan for annexation is an extension of the Malvern Commercial subdivision.

PLACED ON AGENDA FOR: Action

REMARKS:

- The MPC is scheduled to make a recommendation, January 11, 2021

ATTACHMENTS:

Description	Type	Upload Date
Application	Backup Material	1/6/2021
Ordinance	Backup Material	1/22/2021
Map	Backup Material	1/6/2021

TO THE MEMBERS OF)
CITY COUNCIL) PETITION OF ANNEXATION
CITY OF BEAUFORT, SOUTH CAROLINA)

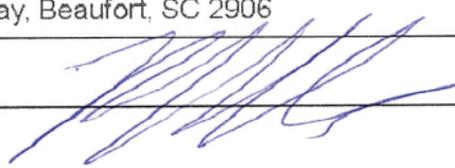
We, the undersigned freeholders, pursuant to Section 5-3-150(3), South Carolina Code of Laws, 1976, as amended, do pray that your Honorable Body accept the petition and annex the enclosed described area, and enact an Ordinance declaring the area annexed to the City of Beaufort with full City privileges accorded to, and responsibilities required of, the said residents thereof and the lands and properties and businesses erected therein, subject only to the conditions, provisions, and limitations hereinafter set forth. The said annexation shall be upon terms, limitations, provisions, and conditions as follows:

The City of Beaufort shall furnish and render as promptly as practical to said area, its residents and properties, all of privileges, benefits, rights and services now and hereinafter to be accorded the citizens within the corporate limits of the City of Beaufort in every particular under its charter and general special laws of South Carolina applicable to the City of Beaufort, and subject to the existing ordinances of the City.

The petitioning area to be annexed is described as follows:

See attached Narrative and Malvern Center Zoning/Annexation Exhibit

Plat of area to be annexed and list of freeholders are attached hereto.

Name (print)	Address	Signature	Date of Signature
Mr. Randy Mikals	2966 Trask Parkway, Beaufort, SC 2906		11.18.2020
LPT Real Estate LLC			

ORDINANCE

ANNEXING PARCELS R100 028 00A 0409 0000 (13 Old Jericho Rd), R100 028 00A 0410 0000 (17 Old Jericho Rd), R100 028 00A 0411 0000 (19 Old Jericho Rd), R100 028 00A 0412 0000 (*Vacant* Old Jericho Rd), AND R100 028 00A 0413 0000 (25 Old Jericho Rd) INTO THE CORPORATE LIMITS OF THE CITY OF BEAUFORT, SOUTH CAROLINA

WHEREAS, an annexation petition for parcels R100 028 00A 0409 0000 (13 Old Jericho Rd), R100 028 00A 0410 0000 (17 Old Jericho Rd), R100 028 00A 0411 0000 (19 Old Jericho Rd), R100 028 00A 0412 0000 (*Vacant* Old Jericho Rd), and R100 028 00A 0413 0000 (25 Old Jericho Rd) located in Beaufort County have been presented to the City Council; and

WHEREAS, the property is within the Northern Regional Plan growth boundary; and

WHEREAS, the property is contiguous to the boundaries of the City of Beaufort, South Carolina; and

WHEREAS, the petition sets forth that this proposed annexation is requested pursuant to § 5-03-150 of the *Code of Laws of South Carolina, 1976*, as amended and contains the signatures of all freeholders of the property to be annexed; and

WHEREAS, the Metropolitan Planning Commission, on January 11, 2021, recommended approval of the annexation; and

WHEREAS, the petition contains a description of the parcel of land to be annexed.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Beaufort, South Carolina, duly assembled and by authority of same, that the described area is annexed into the City of Beaufort, South Carolina:

The petitioning area to be annexed includes all that certain piece, parcels, or tracts of land, together with improvements thereon, situate, lying, and being in Beaufort County, South Carolina, as follows:

- Approximately 4.57 acres shown in Attachment A.

This ordinance shall become effective immediately upon adoption.

(SEAL)

Attest:

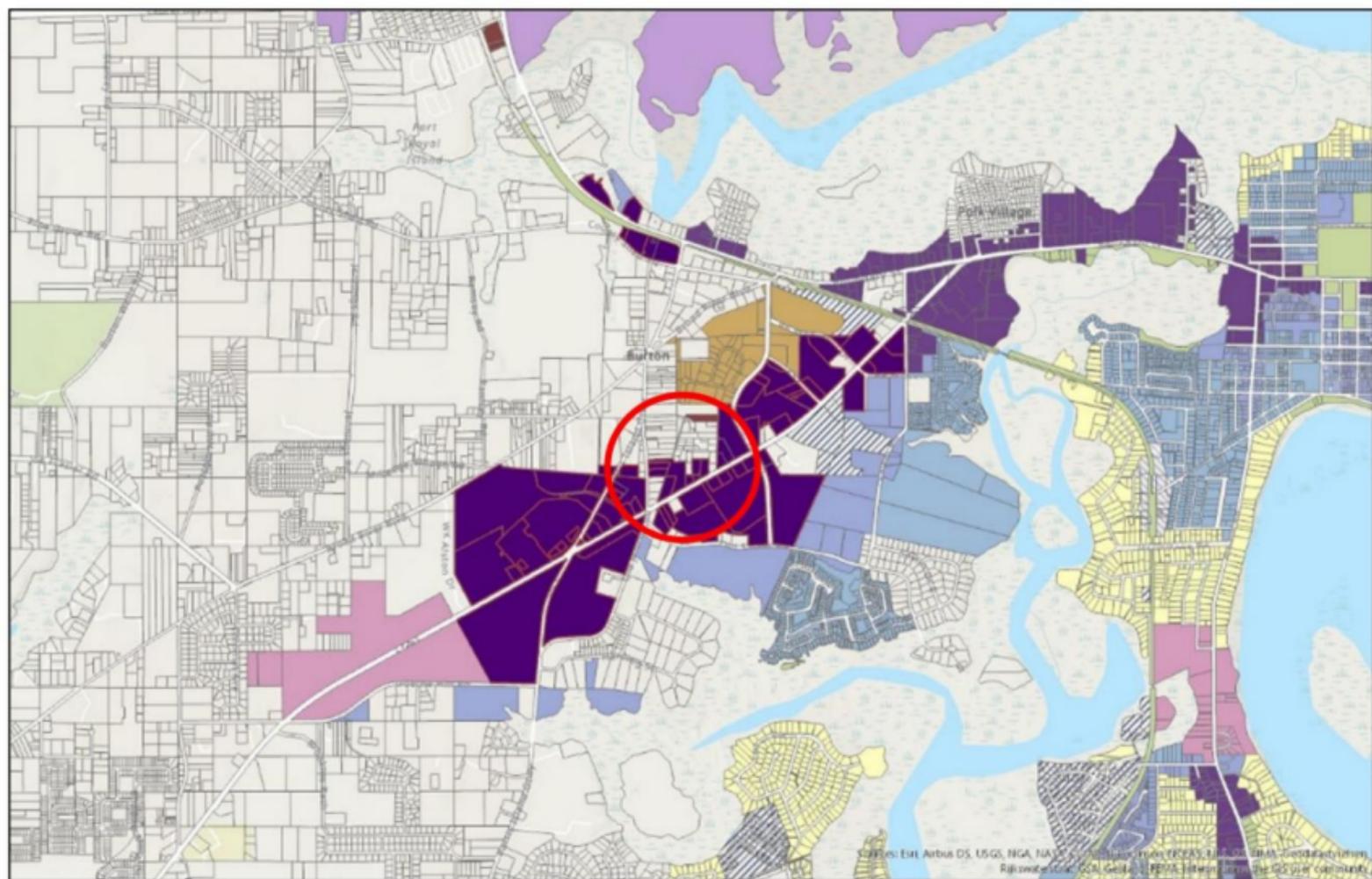
STEPHEN D. MURRAY III, MAYOR

IVETTE BURGESS, CITY CLERK

1st Reading _____

2nd Reading & Adoption _____

Reviewed by: _____
WILLIAM B. HARVEY, III, CITY ATTORNEY





CITY OF BEAUFORT
DEPARTMENT REQUEST FOR CITY COUNCIL AGENDA ITEM

TO: CITY COUNCIL **DATE:** 1/19/2021
FROM: Josh K. Tiller on behalf of owner Randy Mikals
AGENDA ITEM TITLE: Ordinance amending the City of Beaufort's Zoning map to include parcels R100-028-00A-0409-0000, 13 Old Jericho Road, R100-028-00A-0410-0000, 17 Old Jericho Road, R100-028-00A-0411-0000, 19 Old Jericho Road, R100-028-00A-0412-0000, Old Jericho Road (Vacant), and R100-028-00A-0413-0000, 25 Old Jericho Road - totaling approximately 4.57 Acres - 2nd Reading
MEETING DATE: 1/26/2021
DEPARTMENT: Community and Economic Development

BACKGROUND INFORMATION:

Subject Parcels:

R100-028-00A-0409-0000 (13 Old Jericho Road)
R100-028-00A-0410-0000 (17 Old Jericho Road)
R100-028-00A-0411-0000 (19 Old Jericho Road)
R100-028-00A-0412-0000 (Vacant Old Jericho Road), and
R100-028-00A-0413-0000 (25 Old Jericho Road)
- totaling approximately 4.57 Acres

Applicant Request: To designate the parcels upon annexation into the city as T5-UC/RMX.

Current Zoning (County): All parcels are currently zoned C5RCMU Regional Center Mixed Use

Adjacent City Zoning: T5-UC/RMX

Current Land Use: All parcels are currently vacant and have historically been occupied for residential purposes

Future Land Use: The Vision Beaufort|2020 Comprehensive Plan designates these parcels as within the Corridor Mixed-Use (G-3B) Framework Zone. The G-3 sector is intended to apply along high capacity regional thoroughfares at major transportation nodes, or along portions of highly-traveled corridors, and the corridor mixed-use (G-3B) designation is intended for a mixture of regional-serving commercial, residential, and institutional destinations.

PLACED ON AGENDA FOR: Action

REMARKS:

Public hearing notices:

- On November 24, 2020, a classified ad was published in the Beaufort Gazette;
- On November 24, 2020, a classified ad was published in the Island Packet;
- On December 2, 2020, post cards were sent to adjacent property owners within 200 feet of the subject properties; and
- On December 2, 2020, Notice of Public Hearing signs were posted on the subject properties.
- On December 15, 2020, the public hearing was held.

Metropolitan Planning Commission

- On January 11, 2021, the MPC is scheduled to make a recommendation.

ATTACHMENTS:

Description	Type	Upload Date
Application	Backup Material	1/6/2021
Ordinance	Backup Material	1/22/2021
Map	Backup Material	1/6/2021



REZONING APPLICATION (EXCEPT FOR PUDS)

Community & Economic Development Department
1911 Boundary Street, Beaufort, South Carolina, 29902
p. (843) 525-7011 / f. (843) 986-5606
www.cityofbeaufort.org

Application Fee: \$250 +
\$10 for each additional lot
Receipt #

OFFICE USE ONLY: Date Filed: Application #: Zoning District:

Submittal Requirements: You must attach a boundary map prepared by a registered land surveyor of the tract, plot, or properties, in question, and all other adjoining lots of properties under the same ownership. 12 copies of all application materials are required.

Pursuant to Section 6-29-1145 of the South Carolina Code of Laws, is this tract or parcel restricted by any recorded covenant that is contrary to, conflicts with, or prohibits the activity described in this application? [] Yes [X] No

Applicant, Owner and Property Information

Property Address: See attached Malvern Center Zoning/Annexation Exhibit and Narrative

Property Identification Number (Tax Map & Parcel Number): See attached Malvern Center Narrative/Exhibits

Applicant Name: Josh K. Tiller, PLA, ASLA

Applicant Address: 181 Bluffton Road, STE F203, Bluffton, SC 29910

Applicant E-mail: josh@jktiller.com Applicant Phone Number: 843-815-4800

Property Owner (if other than the Applicant): Mr. Randy Mikals

Property Owner Address: 2966 Trask Parkway, Beaufort, SC 29906

Have any previous applications been made for a map amendment affecting these same premises? [] YES [X] NO
If yes, give action(s) taken:

Present zone classification: Beaufort County: Regional Center Mixed-Use (C5RCMU)

Requested zone classification: T5-UC/RMX

Total area of property: Combined Acreage: 4.572 AC

Existing land use: Regional Center Mixed-Use (C5RCMU)- Beaufort County

Desired land use: T5UC/RMX

Reasons for requesting rezoning: See attached narrative

Applicant's Signature: [Signature] Date: 11/18/2020
NOTE: If the applicant is not the property owner, the property owner must sign below.

Property Owner's Signature: [Signature] Date: 11.18.2020

O R D I N A N C E

AMENDING THE CITY OF BEAUFORT'S ZONING MAP TO INCLUDE PARCELS R100 028 00A 0409 0000 (13 Old Jericho Rd), R100 028 00A 0410 0000 (17 Old Jericho Rd), R100 028 00A 0411 0000 (19 Old Jericho Rd), R100 028 00A 0412 0000 (*Vacant* Old Jericho Rd), AND R100 028 00A 0413 0000 (25 Old Jericho Rd) TO BE ZONED AS T5-UC/RMX

WHEREAS, the State of South Carolina has conferred to the City of Beaufort the power to enact ordinances “in relation to roads, streets, markets, law enforcement, health, and order in the municipality or respecting any subject which appears to it necessary and proper for the security, general welfare, and convenience of the municipality or for preserving health, peace, order, and good government in it . . .” as set forth in *Code of Laws of South Carolina*, Section 5-7-20; and

WHEREAS, the City of Beaufort adopted the *Beaufort Code* by reference on June 27, 2017, as set forth in section 5-6001 of the *Code of Ordinances Beaufort, South Carolina*; and

WHEREAS, the amendment of the zoning map is “for the general purpose of guiding development in accordance with existing and future needs and promoting the public health, safety, morals, convenience, order, appearance, prosperity, and general welfare” in accordance with *Code of Laws of South Carolina*, Section 6-29-710; and

WHEREAS, an annexation petition for parcels R100 028 00A 0409 0000 (13 Old Jericho Rd), R100 028 00A 0410 0000 (17 Old Jericho Rd), R100 028 00A 0411 0000 (19 Old Jericho Rd), R100 028 00A 0412 0000 (*Vacant* Old Jericho Rd), AND R100 028 00A 0413 0000 (25 Old Jericho Rd) located in Beaufort County has been presented to the City Council; and

WHEREAS, the zoning map amendment is compatible and in accordance with the vision and goals of the City of Beaufort; and

WHEREAS, this vision and these goals were established through a democratic process and with public input and public participation; and

WHEREAS, these goals were recorded in the form of a comprehensive plan for all to see and reference; and

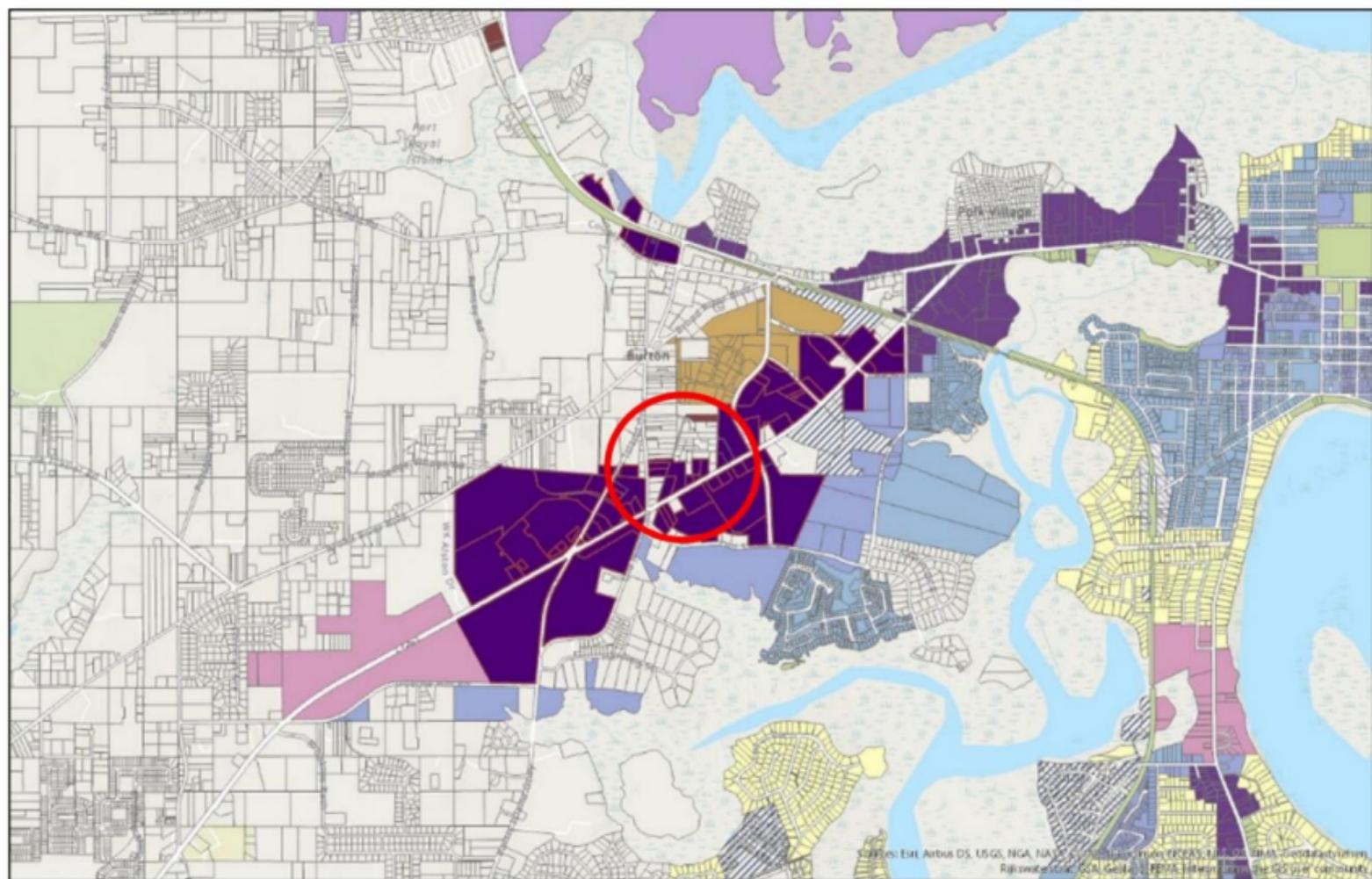
WHEREAS, the comprehensive plan was created through the leadership of the planning commission, responsible for determining a specific plan for the future of the city; and

WHEREAS, the city council of the City of Beaufort adopted the comprehensive plan (and Civic Master Plan) by ordinance; and

WHEREAS, a zoning of T5-UC is consistent and compatible with adjacent zoning; and

WHEREAS, any future development of the property will be able to take advantage of existing infrastructure; and

WHEREAS, the Metropolitan Planning Commission, on January 11, 2021, recommended approval of the zoning designation of T5-UC; and





CITY OF BEAUFORT
DEPARTMENT REQUEST FOR CITY COUNCIL AGENDA ITEM

TO: CITY COUNCIL **DATE:** 1/20/2021
FROM: Linda Roper, Downtown Operations Director
AGENDA ITEM TITLE: Request for Co-Sponsorship for use of Henry C. Chambers Waterfront Park from First Scot's Presbyterian Church to host annual Easter Sunrise event on Sunday, April 4, 2021
MEETING DATE: 1/26/2021
DEPARTMENT: Downtown Operations

BACKGROUND INFORMATION:

PLACED ON AGENDA FOR: Action

REMARKS:

ATTACHMENTS:

Description	Type	Upload Date
Request Letter	Backup Material	1/20/2021



FIRST SCOTS
PRESBYTERIAN CHURCH
Of Beaufort
PCA

City of Beaufort
1901 Boundary Street
Beaufort, SC 29902

January 13, 2021

To Whom It May Concern:

First African Baptist Church and First Scots Presbyterian Church are proud to host the annual Community Easter Sunrise Service again this year, Sunday, April 4, 2021, in the historic Henry C. Chambers Waterfront Park. This event will last from 7:00 – 8:30 AM and will include singing, prayer, and a message. The event is free-of-charge and open to the public. Nothing will be available for purchase during the event.

This year we once again humbly request, as we have since 2014, co-sponsorship by the Beaufort City Council in order to help offset the cost. We sincerely appreciate your support in the past for this special community event. We are happy to answer any questions you may have. Thank you for your city leadership for our community.

Sincerely,

Alex D. Mark

Pastor, First Scots Presbyterian Church



CITY OF BEAUFORT
Waterfront Park Rental Reservation Application
Downtown Operations & Community Services Department 500
Carteret St Ste. B2 Beaufort, SC 29902

Phone: 843-379-7063

Fax: 843-986-5606

Name of Event: <u>Annual Easter Sunrise Service</u>	Date(s) of Event: <u>April 4, 2021</u> Setup start/end time: <u>6:00 AM - 7:00 AM</u> Actual event start/end time: <u>7:00 - 8:00 AM</u> Take down start/end time: <u>8:00 - 9:00 AM</u>
Organization/Individual Name: <u>First Scots Presbyterian Church of Beaufort</u>	Address: <u>335 Sams Point Rd.</u> <u>Beaufort, SC, 29907</u> Telephone: <u>843-379-0134</u> Email: <u>caroletingram@yahoo.com</u> <u>frontdesk@firstscotsbeaufort.org</u>

- Completed application must be received and approved by the Events Coordinator.
- All reservations require the applicable refundable security deposit be remitted upon approval of application in order to secure the requested date(s).
- Deposits are refundable provided the venue is returned in the same condition it was received.

Please mail completed application to:

City of Beaufort, Attn: Rhonda Carey 500 Carteret St. Beaufort, SC 29902,

or scan and email to rcarey@cityofbeaufort.org.

All events must abide and are governed by the City's Special/Private Events Policy. Organizers will receive a copy of the policy for review. To discuss specifics of the policy, contact the Events Coordinator at 843-379-7063.

Is event open to the public? YES

Will admission be charged, or donation required? No

Will alcoholic beverages be sold? No Served? No

Will food be sold? No Served? No

Will there be any retail sales? No

Number of people expected to attend: 250

Areas of the Waterfront Park can be reserved/rented for 4, 6, or 12 hour blocks of time. Please factor time for set up and take down of the event into your chosen block of time. Blocks of time **cannot** be reserved or rented in pro rated increments. **NO exceptions will be made to this policy.**

Security Deposit is due upon approval of application

Fee payment due no less than 30 days prior to event.

Fill out by circling venue area(s) and pricing in blocks of time required for your event. Please indicate need for electrical hookup.

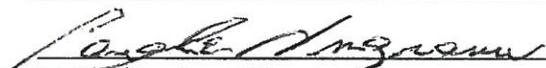
WATERFRONT PARK RENTAL RATES FOR PRIVATE EVENTS			
Park Area	<u>4 HR Block</u>	<u>6 HR Block</u>	<u>12 HR Block</u>
Craft Market Lawn	\$ 200.00	\$ 400.00	
Contemplative Garden	\$ 200.00	\$ 400.00	
Pavilion	<u>\$ 350.00</u>	\$ 500.00	
Green 1	<u>\$ 300.00</u>	\$ 500.00	
Green 2	\$ 450.00	\$ 750.00	
Electric Fee	<u>\$ 50.00</u>	\$ 75.00	
Entire Park			\$2,200.00
Refundable Security Deposit	\$ 500.00	\$ 800.00	\$1,100.00

See this link <http://www.cityofbeaufort.org/group-events-business-license.aspx> to obtain a group business license application for vendors.

Did you know?

BEAUFORT PRIDE OF PLACE is a community involvement initiative that helps improve and develop quality of life throughout the city. Individuals, organizations, and visitors can get involved by donating money, equipment or time to assist the City with neighborhood improvement projects, youth programs, upgrading infrastructure and beautifying parks.

If you or your organization are interested in learning more about the program, volunteering or making a monetary or in-kind donation, please contact the City Manager's office @ 843-525-7070 or visit, <http://www.cityofbeaufort.org/270/Beaufort-Pride-of-Place> THANK YOU!



 Lessee/Applicant Signature

1-18-2021

 Date

-----This section for City use-----

 _ Events Coordinator - Rhonda Carey

 Date Application Received

Deposit Paid: _____ Fees Paid: _____ Deposit to be Refunded: _____

REQUEST FOR CO-SPONSORSHIP

Henry C. Chambers Waterfront Park

Name of Event Community Easter Sunrise Service

Date of Event: 4/4/2021

Contact person: Carole Ingram

Telephone: 843.941.8333

Please check all that apply.

	Yes	No
<i>Are you a "For Profit" entity?</i>		** ✓
<i>Is this a fund raising event?</i>		✓
<i>Is this event open to the public?</i>	✓	
<i>Is there a required fee / donation to attend this event?</i>		✓
<i>Are you requesting more than two (2) park areas for this event?</i>		✓
<i>Will there be any type of "sales" for this event?</i>		✓
<i>Will this event require more than four (4) hours (includes setup & take down)?</i>		✓
<i>Will alcohol be sold / served?</i>		✓

**If you answered "no" to the first question, what is your non-profit status? (501 (C) (3), (4) or (6))? _____

Request for waivers/co-sponsorship of events must be approved by City Council prior to the event.

Events Coordinator Recommendation: Approved: _____ Denied: _____

Explanation: _____

Forward for Council Deliberation: _____
Date of Council Meeting

Council: Approved: _____ Denied: _____

Explanation: _____



CITY OF BEAUFORT
DEPARTMENT REQUEST FOR CITY COUNCIL AGENDA ITEM

TO: CITY COUNCIL **DATE:** 1/20/2021
FROM: Linda Roper, Downtown Operations Director
AGENDA ITEM TITLE: Request for waiver of Open Container for Alcohol for private wedding reception at Henry C. Chambers Waterfront Park on Saturday, April 10, 2021
MEETING DATE: 1/26/2021
DEPARTMENT: Downtown Operations

BACKGROUND INFORMATION:

PLACED ON AGENDA FOR: Action

REMARKS:

ATTACHMENTS:

Description	Type	Upload Date
Request Memo	Backup Material	1/20/2021



CITY OF BEAUFORT

MEMORANDUM

TO: Reece Bertholf, Assistant City Manager
City Council

FROM: Linda Roper, Dir. Downtown Operations & Community Service 

DATE: January 20, 2021

SUBJECT: Request for waiver of City's ordinance for open container for alcoholic beverages for the Kyra Palange wedding reception April 10, 2021

On behalf of the Kyra Palange, we are requesting the City's open container for alcoholic beverages ordinance be waived so guests can be served beer, wine, and champagne during her wedding reception. The event will take place at the pavilion at Henry C. Chambers Waterfront park on Saturday April 10, 2021 from 6:00 PM-10:00 PM. No alcoholic beverages will be sold as they are being served as part of the catered function. brunch.

The event organizers have acknowledged that their contracted bar service provider will monitor the distribution of alcoholic beverages to individuals and will ensure that no alcoholic beverages are served to minors and those who are not of legal drinking age. The client will contract city of Beaufort Police department for support services during the event.

The request is being made with the understanding and agreement that if approved, the City reserves the right to modify or rescind or modify the terms of the request and or approval as they deem necessary due to the on-going Covid-19 pandemic.

ldr



CITY OF BEAUFORT
DEPARTMENT REQUEST FOR CITY COUNCIL AGENDA ITEM

TO: CITY COUNCIL **DATE:** 1/20/2021
FROM: Linda Roper, Downtown Operations Director
AGENDA ITEM TITLE: Request for Street Closure from the Downtown Merchants Association for First Friday events - June 4, September 3, and November 5, 2021
MEETING DATE: 1/26/2021
DEPARTMENT: Downtown Operations

BACKGROUND INFORMATION:

PLACED ON AGENDA FOR: Action

REMARKS:

ATTACHMENTS:

Description	Type	Upload Date
Request	Backup Material	1/22/2021



CITY OF BEAUFORT

MEMORANDUM

TO: Reece Bertholf, Assistant City Manager
City Council

FROM: Linda Roper, Dir. Downtown Operations & Community Service

DATE: January 22, 2021

SUBJECT: Request for Street Closures for First Friday Events - June 4, September 3, November 5, 2021

On behalf of the Downtown Beaufort Merchants Association, we request permission to close a portion of the streets detailed below, on the first Fridays in the Months of June, September, and November. The closures would allow for set-up and removal of entertainment activities for themed First *Friday* events on Bay street and along both West and Scott streets up to the point of closure.

The details of the closing beginning at 4:00 PM – 8:30 PM includes:

- Bay Street from Charles to Carteret, and West Street and Scott Streets from Port Republic to Bay St.

Additionally, we are requesting the City Co-sponsor this event by providing at no cost, Police, Fire and Public Works services needed to provide a safe and successful event. Coordination of required notification and requests with other agencies such as SC DOT, Beaufort Country Sheriff's Department and US Coast Guard will be handled by the appropriate City staff and departments.

The request is being made with the understanding and agreement that if approved, the City reserves the right to modify or rescind or modify the terms of the request and or approval as they deem necessary due to the on-going Covid-19 pandemic.

ldr



CITY OF BEAUFORT
DEPARTMENT REQUEST FOR CITY COUNCIL AGENDA ITEM

TO: CITY COUNCIL **DATE:** 1/20/2021
FROM: Linda Roper, Downtown Operations Director
AGENDA ITEM TITLE: Request from Downtown Operations and Community Services to host Beaufort Holiday Weekend, December 3-5, 2021 to include Street Closures
MEETING DATE: 1/26/2021
DEPARTMENT: Downtown Operations

BACKGROUND INFORMATION:

PLACED ON AGENDA FOR: Action

REMARKS:

ATTACHMENTS:

Description	Type	Upload Date
Request Memo	Backup Material	1/20/2021



CITY OF BEAUFORT

MEMORANDUM

TO: Reece Bertholf, Assistant City Manager
City Council

FROM: Linda Roper, Dir. Downtown Operations & Community Service 

DATE: January 20, 2021

SUBJECT: Request to host 2021 Holiday Weekend Events, street closures, and related permissions

We are requesting approval and permission for street closures for activities during the annual Beaufort Holiday Weekend, December 3– 5, 2021. during the hours of 6 PM until 9 PM and to close several street sections in the Core Commercial Area from 4:30 PM to 11:00 PM to accommodate the set up and tear down of the activities.

A Night on the Town, Friday, December 3, 2021 – 6:00 PM until 9:00 PM

This event includes extended shopping hours during an evening open house at the downtown shops; entertainment; seasonal foods served from non-profit booths on the street; a visit from Santa and the City of Beaufort tree lighting ceremony.

Several street sections in the Core Commercial Area will need to be closed during the hours of 4:30 PM to 10:30 PM to accommodate the setup and tear down of the activities.

The details of the closings include:

- Charles Street Extension at the traffic light from 8:00 AM Friday the 3rd until 12 noon Saturday the 4th, to allow for stage set up and removal.
- Bay Street from Carteret Street to Charles (allowing First Citizens Bank customer's drive through and bank access and exiting right only onto Bay Street for West bound traffic towards Charles Street)
- Bay Street from Charles Street to Newcastle Street at 5:30 PM (after Wells Fargo Bank closes)
- Port Republic Street from Scotts Street to Charles Street

- West Street from Bay Street through the Port Republic Street intersection
- Scott Street from Bay Street to Port Republic Street
- Scott Street block the parking lot beside Wells Fargo Advisors to keep the vehicles from exiting on to Scott Street.

Additional requests include:

- A waiver of the open container ordinance to allow consumption of wine and beer given away by the participating businesses.
- Permission for placement of portable toilets to be placed on Scott and West Streets for the event

Light up the Night Boat Parade, Saturday, December 4, 2021 - 5:30 PM until 8:30 PM

This event is presented by the America’s Boating Club of Beaufort and the City in the Henry C. Chambers Park. Decorated boats parade in front of the seawall and compete for prizes for the best in show.

Request for approval includes:

- Use of Henry C. Chambers Park from 4:00 – 9 PM
- Approval to use the inside dock of the Day Dock for staging of non-motorized boats who will participate in the parade.

Christmas Parade, Sunday, December 5, 2021- 3:00 PM until 5:00 PM

This parade is presented by Beaufort Lion’s Club and the City and is always well attended. It includes numerous decorated floats, bands, community groups and the fire trucks with Santa celebrating the season.

Request of approval include:

- Approval of parade or Public Assembly Permit with waiver of the application fee for the standard downtown parade route. With line up on Adventure, Greene, and side street with the parade to follow Boundary to Carteret to Bay Street to Bladen Street, concluding at its beginning point on Adventure Street. The Streets will re-open once all parade units and vehicles pass and on Adventure Street once the staging areas are clear.
- Permission to have portable toilets placed in and around parade staging/line up area.

The request is being made with the understanding and agreement that if approved, the City reserves the right to modify or rescind or modify the terms of the request and or approval as they deem necessary due to the on-going Covid-19 pandemic.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEAUFORT, SOUTH CAROLINA, ESTABLISHING A TASK FORCE FOR PLANNING CONTINUED PARK DEVELOPMENT ACTIVITIES IN SOUTHSIDE PARK.

WHEREAS, The City Council of Beaufort established a Southside Park Planning Advisory Committee on January 27, 2004; and

WHEREAS, on July 27, 2004 recommendations for the dynamic development of Southside Park were completed and consisted of Multi-Purpose Trails, Playground, Dog Park, Open Grassy Areas, Picnic Areas, Constructed Wetlands, Maintenance Facility/Community Room, Interactive Fountain, and Restrooms and Drinking Fountains; and

WHEREAS, work on planning for Southside Park has been informed by a conceptual master plan dated March 15, 2002 and an updated conceptual master plan dated August 23, 2007; and

WHEREAS, the dog park, restrooms, and walking trail have all come to fruition and are currently in use and maintained; and

WHEREAS, the 2020-2022 City of Beaufort Strategic Plan, Objective 5: “Provide accessible public facilities and spaces” initiative 5.3 “Update the Southside Park plan” was adopted by City Council on September 22, 2020; and

WHEREAS, City Council solicited applications for membership to comprise a Southside Park Task Force in January of 2021.

NOW THEREFORE, BE IT RESOLVED by the City Council of Beaufort, South Carolina, that the Southside Park Task force is formed and:

1. The following citizens have been notified and are hereby appointed to serve as voting members of the Southside Park Task Force:

Elizabeth O’Brien
Jessica Chemsak
Brenda Litchfield
Alice Howard
Ronald Ball
Kristen Marshall Mattson

Tamara Volk-Pace
Gwen Speller
Neil Irvin
Brantley Wilson
Bryan Thierry

2. Is supported by Councilman Neil Lipsitz who shall serve as the liaison to Beaufort City Council.
3. Is supported by the Director of Downtown Operations and Community Services Linda Roper who shall serve as liaison to the City Manager.
4. Is supported by Kathleen Williams (Communications Director), Dave Frazier (Planner), and Adam Wellins (Parks Supervisor).
5. Is charged with electing a chair of the task force during the first meeting and following Robert’s Rules of Order when conducting meetings.

6. Is charged with reviewing past master plans and providing an updated plan for the remaining build out of the park, including a priority project list.
7. Is Charged with seeking public input and incorporating this feedback into the new plan, through in person or electronic means.
8. Is charged with completing their work in 90 days and presenting their report to city council at the April 27, 2021 Worksession, at 5pm.
9. Is charged with presenting their plan to Council for adoption of by resolution on May 11, 2021, at 7 pm in the regularly scheduled meeting of City Council.

IN WITNESS THEREOF, I hereunto set my hand and caused the Seal of the City of Beaufort to be affixed this 26 day of January 2021.

STEPHEN D. MURRAY III, MAYOR

ATTEST:

IVETTE BURGESS, CITY CLERK