



PUBLIC HEARINGS

- 1. TO RECEIVE COMMENTS ON ORDINANCE 23-12 TO DESIGNATE ALLOCATIONS FOR FUNDING THROUGH THE CORONAVIRUS STATE AND LOCAL RECOVERY FUNDS.**
- 2. TO RECEIVE COMMENTS ON ORDINANCE 23-13 TO DIRECT REMAINING CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS TO THE TOWN'S GENERAL FUND.**

TOWN COUNCIL MEETING – WILL FOLLOW THE PUBLIC HEARINGS

July 18th, 2023 @ 7:00pm

Irmo Municipal Building – 7300 Woodrow Street, Irmo, South Carolina

Live streaming will be available from our YouTube channel at:

<https://www.youtube.com/c/TownofIrmo>

AGENDA

- I. Call to Order
- II. Pledge of Allegiance
- III. Invocation
- IV. Reading of Minutes – June 27th, 2023
- V. Report of Standing
 - A. Administrative Briefing
 - B. New In-Town Businesses
 - Balmer & Associates, Inc. – 7001 St. Andrews Road Suite B-2
 - Gennea Healthcare Solutions – 7801 St. Andrews Road Suite A-2
 - Healing Kneads – 7520 Irmo Drive
 - Lawyer Lisa, LLC. – 7511 St. Andrews Road – Suite 3
 - VaKaye Massage – 7522 Irmo Drive



VI. Amendments to the Agenda

VII. Consideration of Communication

A. Recognition of Jackie's Tailoring & Alterations as the July 2023 Small Business of the Month.

B. Community Connections:

1. Back-to School Bash – July 29th
2. Irmo Strong Community Back to School Kick-Off – August 1st
3. National Night Out – August 1st
4. Lexington Medical Irmo Okra Strut – September 29th & 30th

VIII. Presentation by Citizens (Agenda Items IX and X only)

IX. **UNFINISHED BUSINESS**

A. **SECOND AND FINAL READING of ORDINANCE 23-12** to designate allocations for funding through the Coronavirus State and Local Recovery Funds (Staff). This ordinance will allocate \$1,496,243 in CSLRF to specific projects.

B. **SECOND AND FINAL READING of ORDINANCE 23-13** to direct the remaining Coronavirus State and Local Fiscal Recovery Funds to the Town's General Fund (Staff). This ordinance will redirect funds from the Downtown District Project, Court Project, and Grant Award Project to the Town's General Fund.

C. **SECOND AND FINAL READING of ORDINANCE 23-14** to amend multiple sections of the municipal code as well as Appendix A for the purpose of removing specific fee amounts (Staff). This will remove the fees from the code and establish a master fee schedule with fees updated annually.

D. **SECOND AND FINAL READING of ORDINANCE 23-15** to amend Appendix A – Zoning and Land Development, Section 2-2, Table 1 – Schedule of Permitted, Conditional, and Special Exception Uses and the creation of Section 2-3.18 – Special Exceptions for Car Wash Facilities (Planning Commission). This will require planned developments of Car Wash Facilities to obtain a Special Exception through the Zoning Board of Appeals.



- E. **SECOND AND FINAL READING of ORDINANCE 23-16** to amend Appendix A – Zoning and Land Development, Section 2-2, Table 1 – Schedule of Permitted, Conditional, and Special Exception Uses and an amendment to Section 4-1.4 – Determination of Buffer Area Requirements (Planning Commission). This ordinance will shift mini warehouses and self-storage units to the Light Manufacturing (LM) District and require planned developments of mini warehouses and self-storage units to obtain a Special Exception through the Zoning Board of Appeals.
- F. **SECOND AND FINAL READING of ORDINANCE 23-17** to amend Chapter 2-Administration, Division 2-Meetings of the Irmo Municipal Code (Waldman). This ordinance will allow council members to participate electronically in council or committee meetings.

X. **NEW BUSINESS**

- A. **FIRST READING of ORDINANCE 23-18** to adopt an updated Comprehensive Plan for the Town of Irmo (Planning Commission). This will finalize our 5-year review with updates to the existing plan.
- B. **FIRST READING of ORDINANCE 23-19** to amend Chapter 10 – Businesses by updating the Rate Class Schedule as required by Act 176 of 2020 (Staff). This will update the Business License Rate Class Schedule as recommended by MASC and required by state law.
- C. Approval of Resolution 23-04 to ratify budget amendments for FY22/23 totaling \$606,177 (Staff).
- D. Appointment to the Central Midlands Council of Governments (Staff).

XI. Presentation by Citizens

XII. Discussion

- A. Discussion on citizens hiring goats to trim vegetation on their property (Mayor).

XIII. Executive Session – Council may act on items discussed in executive session after returning from the executive session.

XIV. Adjournment

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the Town of Irmo will not discriminate against qualified individuals with disabilities based on



disability in its services, programs, or activities. If you need accommodations to attend the meeting, please contact the Town Administrator or Municipal Clerk for assistance at (803)781-7050, M-F between the hours of 8:30 – 5:00 (closed most Federal and State Holidays).

STATE OF SOUTH CAROLINA)

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ORDINANCE NO. 23-12

TOWN OF IRMO)

**AN ORDINANCE DESIGNATING ALLOCATIONS FOR FUNDING THROUGH THE
CORONAVIRUS STATE AND LOCAL RECOVERY FUNDS (CSLRF).**

WHEREAS, Congress adopted the American Rescue Plan Act (ARPA) of 2021, which included \$65 million in Coronavirus State and Local Fiscal Recovery Funds (SLFRF) to provide support to state and local governments; and

WHEREAS, the Town of Irmo has received \$5,056,297.44 through ARPA and the SLFRF with \$2,528,148.72 received as of October 2021 and the remaining \$2,528,148.72 received as of December 2022; and

WHEREAS, the Final Rule by the U.S Treasury allows for recipients of the SLFRF to elect to use a “standard allowance” instead of calculating actual lost revenue with total ARPA allocations of \$10 million or less to replace lost public sector revenue; and

WHEREAS, the Irmo Town Council agrees to elect the “standard allowance” to calculate the lost revenue for the Town of Irmo that will be used on government services; and

WHEREAS, the SLFRF program for replacing lost revenue provides flexibility to meet local needs and may be used to pay for government services including construction of roads and other infrastructure, provision of public safety and other services, and health and educational service; and

WHEREAS, the Council desires to maximize the public benefit and to adhere to the public purpose for any allocations of funds, with the attention to projects that will have a lasting effect on services provided by the Town of Irmo; and

WHEREAS, the Council hereby designates the following direct allocations and amounts of project funding for the Town through the ARPA fund:

1. *Premium Pay to Essential Personnel* \$79,340

The Town of Irmo has distributed Premium Pay to town employees as previously approved by Town Council on 11/15/2022.

2. *Police Projects and Upgrades* \$95,000

The Police Department has demonstrated the need to continue improvements with software, hardware, and office space reconfiguration with facility upgrades.

3. *Administrative Projects and Upgrades* \$70,000

The Town Administrative Staff has demonstrated the need to upgrade their capabilities in preserving, scanning, and archiving council and other town records in accordance with standard practices and record retention regulations. Other projects include upgrades to computers and other IT components.

4. *Irmo Community Park Playground Project* \$185,000

Projects include the rehabilitation of the two (2) playgrounds.

5. *Rawls Creek Park* \$700,000

Projects include construction of dog parks, bathroom facilities, lighting, signage, and fencing.

6. *Municipal Building Upgrades* \$40,000

Projects include paint and furniture upgrades, audio upgrades, and repairs to the a/c units.

7. *Public Works Upgrades* \$326,903

The Public Works Department has demonstrated the need to replace aging equipment. Projects include replacing riding mowers, bucket truck, woodchipper, and tank sprayer.

Total ARPA Funds allocated for these listed projects: \$1,496,243

BE IT ORDERED AND ORDAINED, BY THE TOWN OF IRMO, SOUTH CAROLINA, IN COUNCIL DULY AND LAWFULLY ASSEMBLED AND BY THE AUTHORITY THEREOF.

PASSED AND ADOPTED this ____ day of _____ 2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

1st Reading – June 27, 2023

2nd Reading – July 18, 2023

Public Hearing – July 18, 2023

STATE OF SOUTH CAROLINA)

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ORDINANCE NO. 23-13

TOWN OF IRMO)

AN ORDINANCE DIRECTING THE REMAINING FUNDS FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS (SLFRF) TO THE TOWN OF IRMO GERNERAL FUND.

WHEREAS, Congress adopted the American Rescue Plan Act (ARPA) of 2021, which included \$65 million in Coronavirus State and Local Fiscal Recovery Funds (SLFRF) to provide support to state and local governments; and

WHEREAS, the Town of Irmo has received \$5,056,297.44 through ARPA and the SLFRF with \$2,528,148.72 received as of October 2021 and the remaining \$2,528,148.72 received as of December 2022; and

WHEREAS, the Final Rule by the U.S Treasury allows for recipients of the SLFRF to elect to use a “standard allowance” instead of calculating actual lost revenue with total ARPA allocations of \$10 million or less to replace lost public sector revenue; and

WHEREAS, the Irmo Town Council agrees to elect the “standard allowance” to calculate the lost revenue for the Town of Irmo that will be used on government services; and

WHEREAS, the SLFRF program for replacing lost revenue provides flexibility to meet local needs and may be used to pay for government services including construction of roads and other infrastructure, provision of public safety and other services, and health and educational service; and

WHEREAS, the Irmo Town Council passed Ordinance 22-05 that designated ARPA Funds be directed to specific projects that have not been executed or came in under budget; and

WHEREAS, specifically Ordinance 22-05 directed \$800,000 to a Downtown District concept that has been abandoned thus leaving \$717,239 in remaining funds; and

WHEREAS, specifically Ordinance 22-05 directed \$57,000 to a Court System Upgrade that has come in under budget thus leaving \$36,435 in remaining funds; and

WHEREAS, specifically Ordinance 22-05 directed \$500,000 towards Grant Awards that have not all been spent thus leaving \$136,875 in remaining funds; and

WHEREAS, these specific funds, along with any remaining ARPA Funds not directed by Ordinance or approvals, and any ARPA Funds directed by ordinance for projects that have come in under budget, are hereby directed to the Town of Irmo’s General Fund; and

WHEREAS, the Town of Irmo has now designated and obligated the use of all of the ARPA Funds received to date and before the deadlines set by the U.S. Treasury; and

BE IT ORDERED AND ORDAINED, BY THE TOWN OF IRMO, SOUTH CAROLINA, IN COUNCIL DULY AND LAWFULLY ASSEMBLED AND BY THE AUTHORITY THEREOF. PASSED AND ADOPTED this ____day of _____2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

1st Reading – June 27, 2023

2nd Reading – July 18, 2023

Public Hearing – July 18, 2023

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 23 – 14

**AN ORDINANCE TO AMEND MULTIPLE SECTIONS OF THE MUNICIPAL CODE OF
ORDINANCE AS WELL AS APPENDIX A – ZONING AND LAND DEVELOPMENT FOR
THE PURPOSE OF REMOVING SPECIFIC FEE AMOUNTS**

WHEREAS, the Town of Irmo desires to strengthen its Municipal Code of Ordinance and incorporated Code of Zoning and Land Development Regulation, amending said Code to address noted errors, omissions, vague language, and add appropriate standards; and

WHEREAS, the following text amendments to the Town of Irmo Code of Zoning and Land Development Regulations has been proposed through collaboration with the Planning Commission; and

WHEREAS, the Planning Commission, at their June 12, 2023 meeting, voted to recommend approval of this amendment, as attached.

NOW, THEREFORE, BE IT ORDAINED and ordered by the Mayor and Town Council of the Town of Irmo, South Carolina, in Council duly assembled on this 18th day of July, 2023, that the Town of Irmo Code of Zoning and Land Development Regulations is hereby amended.

PASSED AND ADOPTED this 18th day of July, 2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

1st Reading: June 27, 2023

2nd Reading: July 18, 2023

ORDINANCE 23 – 14

Changes to the Municipal Code of Ordinance and Appendix A, Code of Zoning and Land Development Regulations

Sec. 1-12. - Master Fee Schedule

As of July 18, 2023, all known references to specific fees located in this Ordinance (other than fees assessed by Law Enforcement) were removed and placed in a Master Fee Schedule separately adopted by Council. Wherever any conflict exists between the Master Fee Schedule and any fees erroneously remaining in this Code, the Master Fee Schedule shall take precedence.

Sec. 8-58. - Application and fee.

Applications for appeal shall be obtained from the building official or town hall. Applications shall be filed within 30 calendar days after the decision is rendered by the building official. A fee set by Council, found in the Master Fee Schedule, shall accompany the application for appeal. The appeal shall be in a form acceptable to the building official. An appeal or application may be withdrawn by written notice to the town administrator, building official or board secretary prior to action by the CBAA.

Sec. 11-2. - License required.

No owner shall operate any residential rental unit unless that owner holds a current rental license issued by the Town of Irmo for the residential rental unit named therein. Licenses are not transferable from any owner to another. The license year shall begin on January 1 and end on December 31. The required license fee may be paid beginning January 1 and must be renewed by April 15 each year. Renewals of licenses after April 15 will be assessed a late penalty fee as set by Council and reflected in the Master Fee Schedule. Each residential unit must have a separate license.

Sec. 11-10. - License fee.

- (a) Effective January 1, 2021 the annual license fee shall be \$150.00 per dwelling. The fee will increase to \$250.00 per dwelling, effective January 1, 2022. As of July 18, 2023 the fee shall be set by Council and listed in the Town's Master Fee Schedule. All registration fees are due before April 15th of each calendar year and failure to register by the deadline will result in a penalty as set by Council.

Sec. 14-104. - Fee schedule.

- (a) The sediment control and drainage plan shall be accompanied by a nonrefundable fee as set by Council and reflected in the Master Fee Schedule.

Sec. 28-6. - Unimproved street policy.

- (a) A request for closing, acquiring or otherwise utilizing a municipal street right-of-way shall be submitted in writing, together with a processing fee, set by Council, to the town administrator. The fee is shown in the Master Fee Schedule. The administrator shall transfer the request to the planning commission for study and recommendation to town council for final action on the request.

ORDINANCE 23 – 14

Appendix A, Sec. 2-3.14 Special exception for wireless communication (cell) towers and permit requirements for co-location of antenna on existing towers.

- (6) Permit requirements for the erection or placement of a tower or antenna shall be accompanied by the following:
 - a. Processing fee as set by town council and reflected in the Master Fee Schedule

Appendix A, Sec. 2-3.14(1) Permit Requirement for Co-location

Co-location of antenna on existing towers do not require a special exception. Permit application for the co-location of an antenna on an existing tower shall be accompanied by the following:

- a. Processing fee as set by town council and reflected in the Master Fee Schedule

Appendix A, Sec. 2-4 Temporary Uses

G.4. Food trucks and trailers. Food trucks at special events shall comply with the conditional uses for mobile food services (vendors, food trucks) regulations of this appendix. Only three food trucks and/or trailers will be allowed at each SE and must be invited by the event host and included on the event permit. There is a separate permit fee, as set by Town Council and reflected in the Master Fee Schedule, charged to each food truck and/or trailer.

Appendix A, Sec. 4-6.13(3) Replacement of Trees Removed

All trees removed on public property shall be replaced within two years after removal. If the site where the tree was removed is not suitable for replanting, a tree shall be planted in a suitable location as close as possible to the removal location. If there is no suitable location close to the removal location, then a tree shall be planted in a planned planting location in the vicinity. The town may, at its discretion, assess a replacement fee as set by Council per tree for each tree removed to the individual, group, or agency requesting the removal. Saif fee may be found in the Master Fee Schedule.

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 23 – 15

**AN ORDINANCE TO AMEND APPENDIX A – ZONING AND LAND DEVELOPMENT;
SECTION 2-2; TABLE 1; SCHEDULE OF PERMITTED, CONDITIONAL, AND SPECIAL
EXCEPTION USES AND OFF-STREET PARKING REQUIREMENTS BY ZONING
DISTRICT; AND THE CREATION OF SEC. 2-3.18 SPECIAL EXCEPTIONS FOR CAR
WASH FACILITIES**

WHEREAS, the Town of Irmo desires to strengthen its Code of Zoning and Land Development Regulation, amending said Code to address noted errors, omissions, vague language, and add appropriate standards; and

WHEREAS, the following text amendment to the Town of Irmo Code of Zoning and Land Development Regulations has been proposed through collaboration with the Planning Commission; and

WHEREAS, the Planning Commission, at their June 12, 2023 meeting, voted to recommend approval of this amendment, as attached.

NOW, THEREFORE, BE IT ORDAINED and ordered by the Mayor and Town Council of the Town of Irmo, South Carolina, in Council duly assembled on this 18th day of July, 2023, that the Town of Irmo Code of Zoning and Land Development Regulations is hereby amended.

PASSED AND ADOPTED this 18th day of July, 2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

1st Reading: June 27, 2023

2nd Reading: July 18, 2023

ORDINANCE 23 – 15

Article 2 Primary Zone District Regulations

Table 1

Schedule of Permitted, Conditional, and Special Exception Uses and Off-Street Parking Requirements by Zoning District

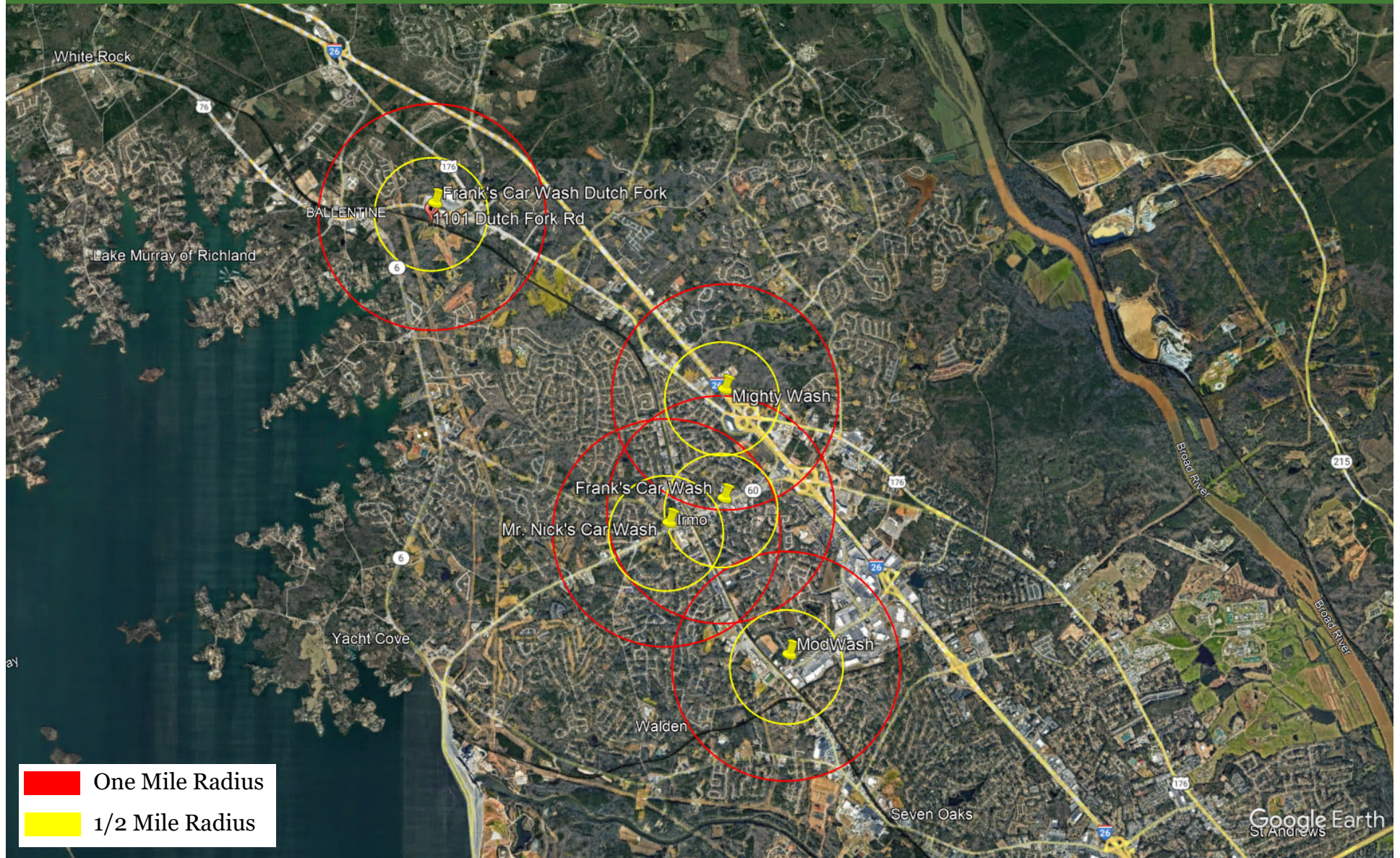
Use	NAICS Code	RS	RG	CO	CN	CG	LM	FA	Parking Standards
Carwashes	811192					P SE	P SE		Refer to special exceptions

2-3.18 Special Exceptions for Car Wash Facilities

- A. The Zoning Board of Appeals shall approve all buffer landscaping on the exterior lot lines of any such proposed facilities.
- B. The Zoning Board of Appeals shall approve all exterior building materials, colors, and appearance for any and all structures located within such proposed facilities.
- C. The Zoning Board of Appeals is to pay special attention to the “General Rules for Special Exceptions,” as outlined in this Ordinance, as regards subsection E, the “concentration or proliferation” clause.
- D. Such approvals are only required for separate car wash facilities. Car washes as an accessory use to a gas station are permitted by right.

Town of Irmo

Standalone Car Wash Locations



STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 23 – 16

**AN ORDINANCE TO AMEND APPENDIX A – ZONING AND LAND DEVELOPMENT;
SECTION 2-2; TABLE 1; SCHEDULE OF PERMITTED, CONDITIONAL, AND SPECIAL
EXCEPTION USES AND OFF-STREET PARKING REQUIREMENTS BY ZONING
DISTRICT; AND AN AMENDMENT TO SECTION 4-1.4 DETERMINATION OF BUFFER
AREA REQUIREMENTS**

WHEREAS, the Town of Irmo desires to strengthen its Code of Zoning and Land Development Regulation, amending said Code to address noted errors, omissions, vague language, and add appropriate standards; and

WHEREAS, the following text amendment to the Town of Irmo Code of Zoning and Land Development Regulations has been proposed through collaboration with the Planning Commission; and

WHEREAS, the Planning Commission, at their June 12, 2023 meeting, voted to recommend approval of this amendment, as attached.

NOW, THEREFORE, BE IT ORDAINED and ordered by the Mayor and Town Council of the Town of Irmo, South Carolina, in Council duly assembled on this 18th day of July, 2023, that the Town of Irmo Code of Zoning and Land Development Regulations is hereby amended.

PASSED AND ADOPTED this 18th day of July, 2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

1st Reading: June 27, 2023

2nd Reading: July 18, 2023

ORDINANCE 23 – 16

Article 2 Primary Zone District Regulations

Table 1

Schedule of Permitted, Conditional, and Special Exception Uses and Off-Street Parking Requirements by Zoning District

Use	NAICS Code	RS	RG	CO	CN	CG	LM	FA	Parking Standards
Leasers of mini warehouses and self-storage units	53113						SE		Refer to special exceptions

4-1.4 Determination of Buffer Area Requirements

- D. Type D buffer area required. Wherever a new or fifty percent enlargement of an existing industrial, warehouse, mini-warehouse, outdoor storage, or other similar use is proposed for a site or lot adjoining any zoning district other than LM, Light Manufacturing, with no intervening public or private street or right-of-way of 18 feet or greater, a type D buffer area shall be provided along the boundary of the adjoining district's property line.

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 23 – 17

AN ORDINANCE TO AMEND CHAPTER 2 - ADMINISTRATION, DIVISION 2 - MEETINGS, OF THE TOWN OF IRMO CODE OF MUNICIPAL ORDINANCE

WHEREAS, the Town of Irmo desires to strengthen its Municipal Code of Ordinance, amending said Code to address noted errors, omissions, vague language, and add appropriate standards; and

WHEREAS, Council wishes to amend the Code of Municipal Ordinance as attached;

NOW, THEREFORE, BE IT ORDAINED and ordered by the Mayor and Town Council of the Town of Irmo, South Carolina, in Council duly assembled on this 18th day of July, 2023, that the Town of Irmo Code of Municipal Ordinance is hereby amended.

PASSED AND ADOPTED this 18th day of July, 2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

1st Reading: June 27, 2023

2nd Reading: July 18, 2023

ORDINANCE 23 – 17

Changes to the Municipal Code of Ordinance

Sec. 2-64. - Rules of Order and Order of Proceedings

- (b)(2) Approval of the agenda; (amendments to the agenda of a regular scheduled meeting may be considered with the approval of a majority of council members present — subject to any applicable state laws)
- (b)(3) Reading of minutes of previous meetings and workshops, and their consideration and approval;
- (b)(7) Unfinished business to include second reading of ordinances;
- (c) If it is desired to transact business out of its order, it shall be necessary to suspend the rules by a vote of a majority of the council members present. A motion to suspend the rules may be made at any time during the meeting.

Sec. 2-66. - Voting requirements

(Add subsections B, C, and D as follows:)

- b. Council members are considered “present” at Council Meetings or Workshops if they participate either by being physically present or attending electronically. In-person, physical attendance is expected to be the norm.
- c. Council members may participate electronically in council or committee meetings or workshops and possess the same authority as members who are physically present at the meeting, provided that all of the following conditions are met:
 - (1) A quorum of the council members are physically present at the meeting place and remain physically present throughout the meeting;
 - (2) The presiding officer is physically present at the meeting;
 - (3) Council members, attending in person and by electronic means, and persons in attendance at the council meeting can hear any and all comments made at the meeting; and,
 - (4) All comments, motions and votes of the member(s) attending electronically are recorded in the minutes of the meeting.
- d. Electronic participation shall be limited to situations that prevent physical attendance at meetings and not used as the primary method of meeting attendance.

Sec. 2-68. - Agenda and order of proceedings for special meetings.

- a. Matters to be considered by the council at a special meeting, except a called emergency meeting, shall be placed on a written agenda prepared by the municipal clerk and publicly posted a minimum of 24 hours in advance. Amendments to the agenda of any special meeting may be considered with a two-thirds vote of members present. The agenda of the special meeting will be:
 - 1. Call to order;
 - 2. Approval of the Agenda;
 - 3. Presentation by citizens (agenda item only);
 - 4. New business;
 - 5. Presentation by citizens;
 - 6. Executive session (if needed);
 - 7. Adjournment.
- b. If it is desired to transact business out of its order, it shall be necessary to suspend the rules

ORDINANCE 23 – 17

by a vote of a majority of the council members present. A motion to suspend the rules may be made at any time during the meeting.

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 23 – 18

AN ORDINANCE TO ADOPT A COMPREHENSIVE PLAN FOR THE TOWN OF IRMO

WHEREAS, the General Assembly of South Carolina enacted in 1994 an amendment to the Code of Laws of South Carolina by adding Chapter 29 to Title 6, “South Carolina Local Government Comprehensive Planning Enabling Act of 1994,” and repealing all previously enacted planning Acts and Codes; and

WHEREAS, the 1994 Enabling Act has since been amended, most recently in September, 2020; and

WHEREAS, the Enabling Act requires that the local governing body develop and maintain a planning process which will result in the systematic preparation and continued reevaluation and updating of those elements considered critical, necessary, and desirable to guide the development and redevelopment of its area of jurisdiction; and

WHEREAS, the planning process shall include the development of a Comprehensive Plan, which is to be used as a guide to the orderly development of the Town and the application of zoning and development regulations; and

WHEREAS, the Planning Commission of Town of Irmo, at their regular meeting on the 10th day of July, 2023, passed a resolution by majority recommending the adoption of the Comprehensive Plan to the Town Council; and

WHEREAS, the Town duly advertised and the Council conducted a public hearing the 15th day of August, 2023 on said Comprehensive Plan;

NOW, THEREFORE, BE IT ORDAINED and ordered by the Mayor and Town Council of the Town of Irmo, South Carolina, in Council duly assembled on this 15th day of August, 2023, that the Town of Irmo Comprehensive Plan is hereby adopted by ordinance.

PASSED AND ADOPTED this 15th day of August, 2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

Planning Commission: July 10, 2023

1st Reading: July 18, 2023

2nd Reading: August 15, 2023

**AN ORDINANCE AMENDING THE BUSINESS LICENSE ORDINANCE OF THE
TOWN OF IRMO TO UPDATE THE CLASS SCHEDULE AS REQUIRED BY ACT 176
OF 2020.**

WHEREAS, the Town of Irmo (the “Municipality”) is authorized by S.C. Code Section 5-7-30 and Title 6, Chapter 1, Article 3 to impose a business license tax on gross income;

WHEREAS, by Act No. 176 of 2020, known as the South Carolina Business License Tax Standardization Act and codified at S.C. Code Sections 6-1-400 to -420 (the “Standardization Act”), the South Carolina General Assembly imposed additional requirements and conditions on the administration of business license taxes;

WHEREAS, the Standardization Act requires that by December thirty-first of every odd year, each municipality levying a business license tax must adopt, by ordinance, the latest Standardized Business License Class Schedule as recommended by the Municipal Association of South Carolina (the “Association”) and adopted by the Director of the Revenue and Fiscal Affairs Office;

WHEREAS, following the enactment of the Standardization Act, the Municipality enacted Ordinance No. 21-11 on September 21, 2021, in order to comply with the requirements of the Standardization Act (the “Current Business License Ordinance”);

WHEREAS, the Town Council of the Municipality (the “Council”) now wishes to amend the Current Business License Ordinance to adopt the latest Standardized Business License Class Schedule, as required by the Standardization Act, and to make other minor amendments as recommended by the Association;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Irmo, as follows:

SECTION 1. Amendments to Appendix A. Appendix A to the Current Business License Ordinance, the “Business License Rate Schedule,” is hereby amended as follows:

- (a) Class 8.3 is hereby amended by deleting the NAICS Codes and replacing them with NAICS 517111, 517112, 517122 – Telephone Companies.
- (b) Class 8.6 is hereby amended and restated in its entirety to read as follows: “**8.6 NAICS Code Varies – Billiard or Pool Tables**. A business that offers the use of billiard or pool tables shall be subject to business license taxation under its natural class for all gross income of the business excluding the gross income attributable to the billiard or pool tables. In addition, the billiard or pool tables shall require their own separate business licenses pursuant to SC Code § 12-21-2746 and shall be subject to a license tax of \$5.00 per table measuring less than 3½ feet wide and 7 feet long, and \$12.50 per table longer than that.”
- (c) The NAICS codes corresponding to Classes 9.41 and 9.42 have been eliminated.

Businesses that were previously classified into 9.41 or 9.42 shall be required to apply and pay for a business license in their natural class.

SECTION 2. Amendments to Appendix B. Appendix B to the Current Business License Ordinance, the “Business License Class Schedule,” is hereby amended as follows:

- (a) Classes 1 through 8 in Appendix B to the Current Business License Ordinance, the “Business License Class Schedule,” are hereby amended and restated as set forth on the attached Exhibit A.
- (b) Class 9 in Appendix B to the Current Business License Ordinance, the “Business License Class Schedule,” shall remain in full force and effect as set forth in the Current Business License Ordinance.
- (c) The NAICS codes corresponding to Classes 9.41 and 9.42 have been eliminated. Businesses that were previously classified into 9.41 or 9.42 shall be required to apply and pay for a business license in their natural class.

SECTION 3. Repealer, Effective Date. All ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be effective with respect to the business license year beginning on May 1, 2024.

PASSED AND ADOPTED this 15th day of August, 2023.

Barry A. Walker, Sr., *Mayor*

ATTEST:

Renee Caviness, *Municipal Clerk*

1st Reading: July 18, 2023

2nd Reading: August 15, 2023

**Exhibit A: Amendment to Classes 1 – 8 in Appendix B of the
Current Business License Ordinance**

APPENDIX B

Classes 1 – 8: Business License Class Schedule by NAICS Codes

NAICS Sector/Subsector	Industry Sector	Class
11	Agriculture, forestry, hunting and fishing	1
21	Mining	2
22	Utilities	1
31 - 33	Manufacturing	3
42	Wholesale trade	1
44 - 45	Retail trade	1
48 - 49	Transportation and warehousing	1
51	Information	4
52	Finance and insurance	7
53	Real estate and rental and leasing	7
54	Professional, scientific, and technical services	5
55	Management of companies	7
56	Administrative and support and waste management and remediation services	3
61	Educational services	3
62	Health care and social assistance	4
71	Arts, entertainment, and recreation	3
721	Accommodation	1
722	Food services and drinking places	2
81	Other services	4
Class 8	Subclasses	
23	Construction	8.1
482	Rail Transportation	8.2
517111	Wired Telecommunications Carriers	8.3
517112	Wireless Telecommunications Carriers (except Satellite)	8.3
517122	Agents for Wireless Telecommunications Services	8.3
5241	Insurance Carriers	8.4
5242	Insurance Brokers for non-admitted Insurance Carriers	8.4
713120	Amusement Parks and Arcades	8.51
713290	Nonpayout Amusement Machines	8.52
713990	All Other Amusement and Recreational Industries (pool tables)	8.6

2023 Class Schedule is based on a three-year average (2017 - 2019) of IRS statistical data.

STATE OF SOUTH CAROLINA)**RESOLUTION 23-04****TOWN OF IRMO)**

WHEREAS, the Town of Irmo Budget Ordinance provides for automatic amendments to the budget by vote of Council: and

WHEREAS, votes of Council have triggered automatic amendments requiring increasing line items or adding line items as follows:

Account Name	Line Item	Increase Expenses
Christmas Bonus - Administration	5020-50115	\$ 9,000.00
FICA/Medicare - Administration	5020-50120	\$ 745.50
Christmas Bonus - Court	5030-50115	\$ 4,500.00
FICA/Medicare - Court	5030-50120	\$ 372.75
Christmas Bonus - PS	5040-50115	\$ 13,500.00
FICA/Medicare - PS	5040-50120	\$ 1,118.25
Christmas Bonus - PD	5060-50115	\$ 43,500.00
FICA/Medicare - PD	5060-50120	\$ 3,603.25
Professional Fees - Irmo Judge	5030-50400	\$ 1,500.00
Professional Fees - Town Attorney	5050-50400	\$ 1,500.00
Maintenance/Repair-Parks	5050-50700	\$ 124,768.00
Municipal Building-Maint/Rep	5050-50710	\$ 13,033.00
Rawls Creek - Pard Grant	5050-50833	\$ 146,000.00
Rawls Creek - Pard Grant	5050-50833	\$ 148,136.00
H-Tax Expense Distribution	5050-50855	\$ 34,900.00
Miscellaneous Contractual	5050-50410	\$ 20,000.00
Traffic Cams	5060-50820	\$ 40,000.00
Total Amendments		<u>\$ 606,176.75</u>

AND: WHEREAS, these amendments yield the following amended budget for FY 22/23:

EXPENDITURES**I. GENERAL FUND**

A. Operating / Capital Expenses:	Original	Amended	Total Amended Budget
Legislative Department	\$ 56,837		\$ 56,837
Administrative Department	\$ 786,595	\$ 9,746	\$ 796,341
Court Department	\$ 335,103	\$ 6,373	\$ 341,475
Public Works Department	\$ 820,423	\$ 14,618	\$ 835,042
Non-Departmental	\$ 1,262,133	\$ 488,337	\$ 1,750,470
Public Safety	\$ 3,601,698	\$ 87,103	\$ 3,688,801
Sanitation	\$ 1,295,000		\$ 1,295,000
Confiscated Funds	\$ 5,000		\$ 5,000

SUBTOTAL OF ALL OPERATING GENERAL FUND EXPENDITURES	\$ 8,162,789	\$ 606,177	\$ 8,768,966
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SUBTOTAL OF ALL OPERATING GENERAL FUND EXPENDITURES	\$ 8,162,789	\$ 606,177	\$ 8,768,966
I. PROPRIETARY FUND			
A. Okra Strut:	<u>\$ 143,500</u>	<u></u>	<u>\$ 143,500</u>
TOTAL EXPENDITURES OF ALL FUNDS	<u>\$ 8,306,289</u>	<u>\$ 606,177</u>	<u>\$ 8,912,466</u>

REVENUES

I. GENERAL FUND	Original	Amended	Amended Budget
A. Operating Revenues:	\$ 6,777,789		\$ 6,777,789
B. Sanitation Collections	\$ 1,385,000		\$ 1,385,000
B. Appropriation for undesignated	<u>\$ -</u>	<u>\$ 606,177</u>	<u>\$ 606,177</u>
SUBTOTAL OF ALL OPERATING GENERAL FUND REVENUES	\$ 8,162,789	\$ 606,177	\$ 8,768,966
I. PROPRIETARY FUND			
A. Okra Strut:	<u>\$ 143,500</u>	<u></u>	<u>\$ 143,500</u>
TOTAL REVENUE OF ALL FUNDS	<u>\$ 8,306,289</u>	<u>\$ 606,177</u>	<u>\$ 8,912,466</u>

THEN, THEREFORE, these amendments and the amended budget are hereby ratified this 18th day of July 2023

Barry A. Walker, Sr., Mayor

ATTEST:

Renee Caviness, Municipal Clerk