

CITY OF FOLLY BEACH

Chris Bizzell, Mayor



Folly Beach, SC 29439

www.cityoffollybeach.com

(P) 843-588-2447

William Farley, Council Member

Skip Fink, Council Member

Billy Grooms, Council Member

Blair Holladay, Council Member

Katherine Houghton, Mayor Pro Tem

DJ Rich, Council Member

City Council Meeting 7:00 PM

Tuesday, December 13, 2022

Council Chambers

21 Center Street

Folly Beach, SC 29439

- 1. CALL TO ORDER/ROLL CALL**
- 2. INVOCATION & PLEDGE OF ALLEGIANCE**
- 3. MAYOR'S COMMENTS**
- 4. STAFF REPORTS**
 - a. City Sponsored Recreational Yoga Franchise-Aaron Pope.
- 5. APPROVAL OF AGENDA**
- 6. APPROVAL OF MINUTES**
 - a. Minutes 11.8.2022
- 7. PERSONAL APPEARANCES**
 - a. Community Center Special Usage- Paula Hinton.
 - b. Polar Plunge- Kelly Travers.
 - c. Taste of Folly- Kelly Travers.
 - d. Sea and Sand Festival- Kelly Travers.
 - e. Ice Rink-Vince Perna & Kelly Travers.
 - f. Rugby Tournament 2023- Guy Vorster.
 - g. Commercial District Signage-Timothy McKevlin.

8. CITIZENS' COMMENTS

9. COMMISSION, BOARD, COMMITTEE REPORTS

10. OLD BUSINESS

11. NEW BUSINESS

- a. **ORDINANCE 033-22:** An Ordinance Amending the Folly Beach Code of Ordinances Chapter 117 (Short Term Rentals) By Including Language Proposed by Citizen Petition to Define Owner Occupied and Investment Short Term Rental Licenses and Limit the Number of Investment Short Term Rental Licenses to Eight Hundred. **(FIRST READING)**
- b. **ORDINANCE 034-22:** An Ordinance to Extend a Moratorium on The Issuance of New Business Licenses for Short Term Rentals Within the City of Folly Beach Due to Verification of a Citizen Initiative Petition to Establish a Cap on Short Term Rentals.**(FIRST READING)**
- c. **ORDINANCE 035-22:** An Ordinance Rezoning the High Ground of Long Island and The Associated Small Marsh Islands Including Palm Island from Residential Single Family to Marsh Island Residential and Amending the Official Zoning Map to Reflect Said Change in Order to Implement the Goals of the 2020 Comprehensive Plan.**(REMAND TO PLANNING COMMISSION)**
- d. **RESOLUTION 48-22:** A Resolution by The Folly Beach City Council Adopting The 2023 Regular Meeting Calendars for Folly Beach City Council, Planning Commission, Design Review Board, Parks And Recreation Board, And The Official Holiday Calendar.
- e. **RESOLUTION 49-22:** A Resolution by The Folly Beach City Council Authorizing the Administration to Pay Weston and Sampson an Additional \$10,000 For Grant Writing and RFP Development Related to Water Main Replacement and Stormwater Improvement Grant Applications.
- f. **RESOLUTION 50-22:** A Resolution by The Folly Beach City Council Authorizing the Payment Of \$1,200.00 From the Council Discretionary Account to The Folly Beach Exchange Club for Sponsorship of the 2023 Folly Beach Exchange Club/Fab Golf Tournament.

12. COUNCIL COMMENTS

13. ADJOURNMENT

PUBLIC NOTICE

ALL MEDIA WERE NOTIFIED PURSUANT TO STATE LAW

City Council will not vote on matters discussed during Work Sessions or Executive Sessions.

However, matters discussed may be voted on during the evening City Council meeting. In keeping with the Americans with Disabilities Act, persons needing assistance, alternative formats, ASL interpretation, or other accommodation, please contact the Municipal Clerk at 843- 513-1833 during regular business hours at least 24 hours prior to the meeting. Hearing devices are available upon request for those with hearing difficulties.

The City of Folly Beach, in an effort to go green, will no longer have the Ordinances and Resolutions included in the agenda. Citizens interested in having a copy, please see the Municipal Clerk.



City of Folly Beach

Date: December 13th, 2022

Re: City Sponsored Recreational Yoga

Mayor/Council,

Staff proposes that the existing recreational offerings of the City (yoga and soccer camps) be formalized as franchise programs (as allowed by Section 118.04 of the Folly Code). This will achieve several of the City's goals in relation to our recreational offerings:

- 1) It will create a contractual obligation between the City and the provider.
- 2) It will grant formal City approval for commercial activity on public property as required in Chapter 118.
- 3) It will open the vendor selection to a transparent public process.
- 4) It will standardize the start and end dates of the performance period to match our beachfront commercial activities.
- 5) It will create a reporting program to monitor participation and attendance.

Included for your review is a proposed franchise bid document for Yoga in the Folly River Park. The initial term runs through the end of the 2023 business license year with up to four annual extensions. If Council agrees to the proposed terms, the franchise will be advertised for bids prior to 1/1. The goal is to award the franchise in February, begin services in March, and review for possible extension in April of 2024.

Lacey Deeds
Community Coordinator



City of Folly Beach

The City of Folly Beach is seeking bids for a franchise to conduct yoga classes at the Folly River Park. The successful bidder shall be granted the right to conduct commercial yoga classes in the Folly River Park for a 12-month period with the option to renew for up to four additional years upon mutual agreement between the vendor and the City.

The Vendor shall perform the following:

Scope of Work:

The City is seeking quotes from an experienced and well-qualified firm or individual to provide adult yoga classes in the Folly River Park. The Vendor shall serve as a wholly independent contractor. The Vendor's agents and employees are not and shall not be considered employees of the City for any purpose.

Classes:

- Instruction shall cover various yoga styles that include, but are not limited to, Gentle Yoga, Vinyasa Yoga, Yin Yoga, Ashtanga Yoga, Power Yoga, Kundalini Yoga, or other styles as appropriate.
- Classes shall be offered at least once weekly for an initial period beginning March 1, 2023 and ending April 30th, 2024. The maximum number of classes per week shall be three.
- Class length shall be one hour of instruction. The Vendor shall determine curriculum and structure.
- Class size shall be capped at 20 participants.

Vendor Responsibilities:

- Vendor must obtain a City of Folly Beach Business License and pay the agreed upon franchise fee annually.
- The Vendor is responsible for managing any advance class sign ups.
- Vendor must verify participant enrollment. Vendor shall submit rosters and attendance to the Community Coordinator monthly.
- The Vendor is responsible for notifying participants and the City of cancelled classes and changes in scheduled times and days.

Equipment:

- Vendor (or attendees) must provide their own equipment and supplies.
- Vendor is solely responsible for maintenance, set-up, and breakdown of equipment.

Facility:

- Classes are to be held at the Folly River Park. Inclement weather, which cannot be

accommodated under the main shelter, will result in cancelled classes. There is no indoor alternate location.

Class management:

- Classes will be reviewed and evaluated annually by the City. Classes that are routinely cancelled due to low enrollments may be cancelled or adjusted in the best interest of the City and patrons at the discretion of the City.
- The City expects results of Vendor's services to be the enjoyment and increased knowledge, skill, and/or ability of program participants. Vendor has sole control over the manner and means of accomplishing this result; however, the City may monitor Vendor's performance under this contract to ensure these results and that the Vendor is complying with the terms of the contract.

Marketing:

- The City shall promote the Vendor's services on social media (once per month), the Sandspur (once per quarter), and the City's website.
- Vendor must submit complete and accurate class description information to the Community Coordinator for promotional material.

Compensation:

- Vendor shall be allowed to operate a commercial activity in the park and charge market rates to participants.
- Vendor shall report gross income from classes held at the Folly River Park to the City monthly.

Bid Process:

Interested parties may submit proposals to Lacey Deeds (Community Coordinator) prior to January 13th, 2023. Proposals should provide:

- Names and qualifications of instructors.
- An overview of proposed class structure, frequency, and schedule.
- The successful vendor agrees to enter into a contract with the City and obtain liability insurance of least \$1,000,000 naming the City as an additional insured.
- A proposed franchise fee amount paid by the Vendor to the City. The minimum bid amount is \$250 annually.

A recommendation shall be made to City Council at the February 2023 meeting and classes may begin on March 1, 2023.

City Council Meeting 7:00 PM

Tuesday November 8, 2022

Council Chambers
21 Center Street
Folly Beach, SC 29439

1. CALL TO ORDER/ROLL CALL

Councilmember Houghton and Councilmember Farley were not in attendance.

2. INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Goodwin led the invocation. Wiley Ezelle led the Pledge of Allegiance.

3. MAYOR'S COMMENTS

Mayor Goodwin stated that Council and the City have nothing to do with the rumored new petition or the current one that is under review by the county. They are both citizen-driven.

4. STAFF REPORTS

None.

5. APPROVAL OF AGENDA

Councilmember Rich moved for approval. Councilmember Barkers seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes;
Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

6. APPROVAL OF MINUTES

Councilmember Barker moved for approval. Councilmember Rich seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes;
Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

7. PERSONAL APPEARANCES

None

8. CITIZENS' COMMENTS

9. None

10. COMMISSION, BOARD, COMMITTEE REPORTS

None

11. OLD BUSINESS

None

12. NEW BUSINESS

a. Appointments to Boards, Commissions, and Committees

a. Planning Commission- 1 Vacancy (At-Large)

i. Michael McDade

Councilmember Grooms moved for approval. Councilmember Barker seconded.

Councilmember Rich asked what was the time frame for advertising.

Clerk of Council Graham stated that they advertised for over a month.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

- b. **RESOLUTION 41-22:** A Resolution by The Folly Beach City Council Renewing the Contract with Southern Strategy Group for Lobbying and Political Consulting.

Councilmember Rich moved for approval. Councilmember Grooms seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

- c. **RESOLUTION 42-22:** A Resolution by The Folly Beach City Council Awarding a Sole Source Contract to Elko Coastal Consulting Inc. In The Amount Of \$40,000 Annually for A Term of Five Years for Long Term Resilience and Renourishment Planning.

Councilmember Grooms moved for approval. Councilmember Rich seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

- d. **RESOLUTION 43-22:** A Resolution by The Folly Beach City Council Amending the Folly Beach Personnel Handbook.

Councilmember Barker moved for approval. Mayor Goodwin seconded.

Councilmember Rich stated that comp time is important for recruitment and retention.

Councilmember Barker, Yes; Councilmember Grooms, No; Councilmember Ellis, No; Councilmember Rich, No; Mayor Goodwin, Yes.

Motion Fails, 2-3.

- e. **RESOLUTION 44-22:** A Resolution by The Folly Beach City Council Awarding a Contract for A Radio Console to Be Used by Dispatch to Motorola, Inc. In The Amount Of \$168,234.48.

Councilmember Ellis moves for approval. Councilmember Rich seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

- f. **RESOLUTION 45-22:** A Resolution by The Folly Beach City Council Awarding a Sole Source Contract for A Custom Scada Monitoring System to Pro Pump and Controls, Inc in The Amount Of \$80,000 To Be Paid from The Water Fund Unobligated Cash Balance.

Councilmember Ellis moves for approval. Councilmember Grooms seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

- g. **RESOLUTION 46-22:** A Resolution by The Folly Beach City Council Authorizing the Administration to Award a Sole Source Contract for the 2nd East Pedestrian Path Engineering and Permitting in The Amount Of \$35,500 To Davis and Flloyd Engineering.

Councilmember Barker moved for approval. Councilmember Grooms seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

- h. **RESOLUTION 47-22:** A Resolution Awarding \$1000 To the James Island Charter High School Band Backers for Scholarships to Attend Band Camps and Competitions by Recommendation of The Community Promotions Committee.

Councilmember Ellis moved for approval. Councilmember Rich seconded.

Councilmember Barker, Yes; Councilmember Grooms, Yes; Councilmember Ellis, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Passes.

13. COUNCIL COMMENTS

- a. Councilmember Groom thanked Folly Beach staff and the mayor for their support for the Exchange Club Pickleball Tournament.
- b. Councilmember Barker stated that he hoped everyone voted and that everyone will remain civil no matter what the outcome may be. Councilmember Barker thanked all the veterans that have served and reminded everyone that Veterans Day is in a few days.
- c. Councilmember Rich thanked Councilmember Grooms and the Exchange Club for putting on a successful fundraiser. Councilmember Rich said that the Exchange Club will be hosting their Golden Age Dinner on Nov. 17th to acknowledge the widows and widowers on the island during this holiday time.

14. ADJOURNMENT

The Science of Neuroplasticity and Ageless Grace®

21 Simple Tools for Lifelong Comfort and Ease™ - Anti-Aging Exercises That Almost Anyone – of Any Age – Can Do!™

This introductory educational program introduces all ages and all abilities to the 21 Simple Tools for Lifelong Comfort and Ease™ of Ageless Grace®. Each tool addresses a primary factor that causes aging in the body if you “live longer and practice less” — each tool provides many secondary fitness benefits — all 21 tools stimulate and utilize the five areas of the brain — analytical, strategic, kinesthetic learning, memory/recall and creativity and imagination!

Ageless Grace® works by re-opening the neural pathways that were created from the time you were born until approximately the age of 21 years old. Functional and cognitive skills were developed through typical childhood games, sports and activities that are now no longer “practiced” as adults. The 21 Tools of Ageless Grace® re-open those pathways and, equally important, create new ones by practicing functional movements we don’t already know how to do.

Practicing, remembering and learning these simple skills allow positive results to come surprisingly quickly — much like remembering how to ride a bicycle after many years. These aspects of movement practice combine as the process of *neuroplasticity*, (the ability of the brain and nervous system to change structurally and functionally), and are vital to active aging and youthful function.

The movement Tools of Ageless Grace® are organic rather than choreographed, and focus on using the core to stimulate cognitive function and physical function simultaneously. The Tools are practiced using a chair for stability, range of motion and engagement of the core. This allows all ages and abilities of seniors to practice it, as well as baby boomers, young adults, those with weight, joint, diabetes and other challenges, those in wheelchairs or with other physical limitations — and kids absolutely love it! It also provides a great multigenerational program for grandparents, adult children and grandchildren to share.

Ageless Grace® is a profound body of work that provides amazing results in all ages — yet it simple to learn, playful, easy to do - and FUN! It may change the model of aging in America — and the world! - and change the quality of function in your own future.

Presented by the Founder and Creator of Ageless Grace®, Denise Medved, who spent 7 years with a Duke-affiliated hospital and studied with a university graduate department in nursing on gerontology to develop this creative approach to aging. She was an International Nia Technique Trainer for 15 years, has been teaching Nia for 27 years, is a Certified Personal Trainer, tai chi and feng shui instructor, and was in the corporate marketing and PR world for 29 years with Fortune 1000 companies.

Which best describes your event? Select all that apply.

- Other events on the beach (photo shoot, sporting events, fundraisers, etc)

-

Main Contact

Kelly Travers

Owner Name

Soraya McKay

Cell Phone

(843) 814-2155

Organization (if applicable)

Folly Association of Business

Address

PO Box 1816
Folly Beach, South Carolina 29439
United States
[Map It](#)

Emailfab29439@gmail.com**Alternate Contact**

Soraya McKay

Alternate Contact Cell Phone

(843) 452-2812

Event Location

1 Center Street - Tides Beachfront
United States
[Map It](#)

Reservation Date

01/01/2023

Beginning Time (including setup)

08:00 am

End Time (including breakdown)

01:00 pm

Estimated Number of Attendees

1,000

Start Date

01/01/2023

End Date

01/01/2023

Event Name

Polar Plunge

Purpose of Event

Annual run into the Atlantic for the New Year

Description of Event

This event will take place on the beachfront behind the Tides Hotel. The costume contest will take place at 8am and the plunge will take place at 11am. This event is designed to follow the tradition of plunging into the Atlantic to welcome in the New Year. The costume contest will be the Bill Murray look-a-like again this year!

List of vendors

FAB
Tides Hotel
Protection Inc Security

Please describe how your event meets the criteria in Section (B)(1)

The Bill Murray Look-a-like plunge has been a long standing tradition on Folly Beach for the New Year. We will hold the Bill Murray Look-a-Like contest at 10am and the Polar Plunge at 11am [low tide will be at 10am]. We advertise this event in Charleston and surrounding drive markets to help stimulate Folly's economy in the off-season and create a fun event to welcome in the New Year for residents and visitors alike!

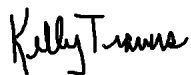
Will inflatables, trampolines, mechanical rides, amusement rides, petting zoos or animals be at the event?

No

Is this event a sporting event?

No

By signing, you agree that you have read and will comply with the rules above and will be available at the phone number listed. You are responsible for complying with all city rules and ordinances.

☐ Reply☐ Reply all☐ Forward

Which best describes your event? Select all that apply.

- Other events on public property (festivals, cultural, music, parades, etc)

-

Main Contact

Kelly Travers

Cell Phone

(843) 814-2155

Organization (if applicable)

Folly Association of Business

Address

PO Box 1816
Folly Beach, South Carolina 29439
United States
[Map It](#)

Email

fab29439@gmail.com

Alternate Contact

Soraya McKay

Alternate Contact Cell Phone

(843) 452-2812

Reservation Date

01/14/2023

Beginning Time (including setup)

06:00 am

End Time (including breakdown)

06:00 pm

Estimated Number of Attendees

3,500

Start Date

01/14/2023

End Date

01/14/2023

Event Name

Taste of Folly
Purpose of Event
Street Closure to celebrate Folly restaurants
Description of Event
Family friendly event to celebrate the restaurants on Folly Beach. Will feature live music across 3 stages, 60 arts, crafts & food vendors, multiple kids areas, and other entertainment. As with previous years, the event will be secured with fencing, all gates manned by security personnel. Admission will be charged to attend. FAB requests a street closure between Huron & Arctic Avenues from 7 am to 6:00 pm. The official event will run from 10 am to 4 pm, the remaining time is for setup, breakdown and cleanup. FAB will secure sufficient security personnel to man the gates and patrol within the festival limits, therefore requests a waiver of all fees associated with FBPS, FBFD and FB Public Works staff. FAB also requests a waiver from any pending noise ordinances as well as a relaxed open container law within the festival limits. All alcohol will be sold & served by existing establishments with the appropriate licenses and insurance and will not be sold or served by FAB. In addition to this FAB plans to run the Taste Passport program for a couple weeks surrounding this street closure event and will run the annual "cocktail competition" on private property on Friday 1.13.23. FAB will get "day of" event insurance through the following firm: Lawton Jackson Associate Agent Insurance Solutions Mt Pleasant Charleston 210 Coleman Blvd., Ste-T, Mt. Pleasant, SC 29464 P 843.375.0200 x-303 F 843-375-0201 lawton@insurancesolutionssc.com
List of vendors
FAB Protection Inc EPI Event Staffing Stage Presence Good Clean Fun Access Porta Johns Jason's Jump Castles
Please describe how your event meets the criteria in Section (B)(1)
The Taste of Folly event will features local vendors, artists, restaurants and businesses. As a wholesome and family friendly event, the event showcases Folly's great restaurant scene as well as our eclectic and relaxed atmosphere, encouraging return visits. As we are now in the slow off season, the event brings additional tourism to the business community between September 10 and April 30, driving increased revenue for the businesses and ultimately the City via taxes.
Will inflatables, trampolines, mechanical rides, amusement rides, petting zoos or animals be at the event?
Yes
Do you plan to serve (at no charge) alcoholic beverages at the event?
No
Do you plan to sell alcoholic beverages of any kind during the event?
No

By signing, you agree that you have read and will comply with the rules above and will be available at the phone number listed. You are responsible for complying with all city rules and ordinances.

Kelly Turner

Which best describes your event? Select all that apply.

- Other events on public property (festivals, cultural, music, parades, etc)

Main Contact

Kelly Travers

Cell Phone

(843) 814-2155

Organization (if applicable)

Folly Association of Business

Address

PO Box 1816
Folly Beach, South Carolina 29439
United States
[Map It](#)

Email

fab29439@gmail.com

Alternate Contact

Soraya McKay

Alternate Contact Cell Phone

(843) 452-2812

Reservation Date

02/25/2023

Beginning Time (including setup)

06:00 am

End Time (including breakdown)

06:00 pm

Estimated Number of Attendees

4,500

Start Date

02/25/2023

End Date

02/25/2023

Event Name

Sea and Sand Festival

Purpose of Event

Boost business for local economy/fundraiser

Description of Event

Annual street festival to celebrate the start of the spring! Will feature live music across three stages, 80 arts, crafts & food vendors, multiple kids areas, and other entertainment. As with previous years, the event will be secured with fencing, all gates manned by security personnel. Admission will be charged to attend. FAB requests a street closure between Huron & Arctic Avenues from 7 am to 6:00 pm. The official event will run from 10 am to 4 pm, the remaining time is for setup, breakdown and cleanup.

FAB will secure sufficient security personnel to man the gates and patrol within the festival limits, therefore requests a waiver of all fees associated with FBPS, FBFD and FB Public Works staff. FAB also requests a waiver from any pending noise ordinances as well as a relaxed open container law within the festival limits. All alcohol will be sold & served by existing establishments with the appropriate licenses and insurance and will not be sold or served by FAB.

In addition to the street festival on Saturday, FAB requests approval for a Sand Castle Competition to take place beach side (in front of Tides) on Sunday, Feb 26th from 9 am to 1 pm. The Sand Castle competition will be free to participate as well as spectate with an anticipated 12 participants.

FAB will get "day of" event insurance through the following firm:

Lawton Jackson

Associate Agent

Insurance Solutions | Mt Pleasant | Charleston

210 Coleman Blvd., Ste-T, Mt. Pleasant, SC 29464

P 843.375.0200 x-303 F 843-375-0201

lawton@insurancesolutionssc.com

List of vendors

FAB

Protection Inc LLC

EPI Event Staffing

Good Clean Fun

Stage Presence

Access Porta Johns

Jason's Jump Castles

Please describe how your event meets the criteria in Section (B)(1)

The Sea & Sand festival is the longest running festival on Folly Beach that features local vendors, artists, restaurants and businesses. As a wholesome and family friendly event, the event showcases Folly's eclectic and relaxed atmosphere, encouraging return visits. As we get ready for the Spring Season, the festival brings additional tourism to the business community between September 10 and April 30, driving increased revenue for the businesses and ultimately the City via taxes.

Will inflatables, trampolines, mechanical rides, amusement rides, petting zoos or animals be at the event?

Yes

Do you plan to serve (at no charge) alcoholic beverages at the event?

No

Do you plan to sell alcoholic beverages of any kind during the event?

No

By signing, you agree that you have read and will comply with the rules above and will be available at the phone number listed. You are responsible for complying with all city rules and ordinances.

Kelly Tran

Which best describes your event? Select all that apply.

- Event on private property (hosted and attended by homeowner or business owner)

Main Contact

Vince Perna

Owner Name

Charleston County Parks

Cell Phone

(843) 425-6414

Email

vperna@dunesproperties.com

Alternate Contact

Kelly Travers

Alternate Contact Cell Phone

(843) 814-2155

Date of Event

Rink will be set up on 12/22, open 12/23,24,25, and broken down on 12/26

Event Location

PO Box 533
United States
[Map It](#)

Beginning Time (including setup)

04:00 pm

End Time (including breakdown)

09:00 pm

Estimated Number of Attendees

400

Event Name

Holiday Skating Rink

Purpose of Event

Tourism

Description of Event

The FB Tourism Committee is hosting a skating rink on the lot across from Bert's owned by Charleston County Parks. Lot will also be decorated for the Holidays. The rink holds 25 people at a time for 30 minute slots, so we anticipate 100 people on the property at a time consistent throughout the time it is available. Rink will be set up on 12/22, open 12/23,24,25, and broken down on 12/26.

List of vendors

none

Are you requesting road closures:

- No

•

By signing, you agree that you have read and will comply with the rules above and will be available at the phone number listed. You are responsible for the accuracy of the information provided.



Kelly Maloney Travers - Christmas Decor for Synthetic Ice Rink (in-creatio

Pricing: \$15,447.60

Early Incentive Pricing: \$14,675.22

Notes:

Powered by CRS Data

Map for Parcel Address: 201 W Arctic Ave Apt 217 Folly Beach, SC 29439 Parcel ID: 328-14-00-262



FOLLYDAY PARK AND RINK RULES AND GUIDELINES

SKATERS AND SPECTATORS ASSUME ALL RISKS AND DANGER OF PERSONAL INJURY ARISING FROM OR RELATED TO ADMISSION TO FOLLYDAY ICE PARK, INCLUDING – BUT NOT LIMITED TO – BEING INJURED BY ICE SKATES, ICE SKATERS, SPECTATORS OR OBJECTS IN AND AROUND THE RINK AND IN THE RINK.

- Follyday Skating Rink is not responsible for accidents. Skaters skate at their own risk.
- Management is not responsible for items stolen or left anywhere in Follyday park.
- No outside food or drink is permitted.
- A maximum of six tickets can be purchased by a single individual.
- We promote clean, fun, friendly and safe behavior for our guests/customers; inconsiderate behavior by guests/customers will not be tolerated.
- We reserve the right to refuse admission to anyone not meeting the standards of good behavior and to evict persons not following the policies of this ice rink or anywhere in Follyday Park.
- Skaters must purchase public session skating tickets, and must affix them available for visible inspection at any time.
- Please change your shoes and skates in the designated area.
- Socks must be worn at all times when using rental skates.
- No food or beverages allowed on ice or on rink sides [including chewing gum].
- No sitting on dasher boards, counters or table tops.
- Skaters must always obey skate guard's orders.
- All Children under 13 must be accompanied by an adult
- All skaters of age 6 and under must be supervised at all times by their parents or guardian.
- While on ice, skaters are not allowed to carry children.
- No one is permitted on ice without skates.
- No stick or puck play allowed on ice.
- No alcoholic beverages are permitted in Follyday park or on the rink.
- No smoking permitted anywhere inside Follyday Park [including the rink].
- No more than two people may skate together.
- While on ice, no talking on cell phones or wearing headphones.
- Hats, combs, tiaras and other hair accessories must be well secured. Rink personnel can ask you to remove any headwear item considered to be a hazard.

- No one is permitted to carry anything in their hands on the ice rink without the expressed approval of management.
- Skating in a manner that endangers or interferes with other skaters' safety or pleasure is prohibited.
- Pass or overtake carefully. Roughness, excessive speeding or weaving through other skaters is prohibited.
- No tag or games of any kind are permitted on or off ice.
- No running, horseplay, or unruly behavior. Throwing snowballs or objects of any kind is prohibited.
- While on ice, skaters must move in directions indicated by rink guards.
- Malicious incidents or destruction must be reported to the management or guards immediately.
- When not on ice, walking while skate wearing is permitted only on rubber surfaces.
- Skaters and spectators must not sit on, lean over, or leave articles on the dasher boards.
- No dogs or pets of any kind permitted on ice.
- Exit must be kept clear at all times.
- Please use caution entering and exiting the ice.

ICE SKATING INSTITUTE'S CODE OF CONDUCT

Skaters understand and agree to all of the following:

Maintain reasonable control of your speed and course at all times.

Read and abide by all posted signs, warnings and cooperate with staff.

Maintain a proper skating distance to lookout and avoid other skaters, objects or conditions on the surface of the rink.

Accept responsibility for knowing the range of your ability, and skate within the limits of that ability.

Do not skate while under the influence of drugs, alcohol or other control impairing substances.

Leave the ice surface during all scheduled breaks.

Refrain from acting in a manner that may cause or contribute to the injury of oneself or any other person.

PLEASE NOTE

- SKATING CONDITIONS MAY NOT ALWAYS BE PERFECT.
- BEWARE OF SOFT SPOTS, ROUGH EDGES, WATER PUDDLES OR OTHER HAZARDS.
- ALWAYS SKATE ACCORDING TO PREVAILING CONDITIONS AND RINK GUARDS ADVICE

Which best describes your event? Select all that apply.

- Other events on the beach (photo shoot, sporting events, fundraisers, etc)

Main Contact

Guy Vorster

Owner Name

Guy Vorster

Cell Phone

(843) 940-0060

Address

708 Donnelly Corner Dr
Awendaw, South Carolina 29429
United States
[Map It](#)

Email

guy.vorster@icloud.com

Event Location

North or South of Folly Beach Pier
United States
[Map It](#)

Reservation Date



Beginning Time (including setup)

10:00 am

End Time (including breakdown)

05:00 pm

Estimated Number of Attendees

200

Start Date

End Date

Event Name

Lowcountry Touch Rugby Fundraiser

Purpose of Event

Fundraiser For New High School Rugby Teams

Description of Event

The goal of the "Lowcountry Touch Rugby Fundraiser" is to raise money to help James Island, Lucy Beckham and Bishop England High Schools (all local high schools around the Charleston area) start new rugby programs in the Winter of 2022. We have volunteer coaches who have agreed to help coach the students which is a great start but the next step is to fund rugby training equipment (balls, tackle shields etc) and rugby uniforms (shirts, socks, shorts) for the newly formed teams and start spreading the word about rugby in the community (currently two high schools already have rugby teams - Wando and Oceanside Collegiate).

In order to both promote the game of rugby in our community and to help these new rugby teams with fundraising (the single biggest challenge when starting any new club sport at high school), we would like to host a 5-a-side touch rugby tournament (non contact) in October (22nd or 23rd) on the beach (dates are flexible though). Touch rugby is a non contact form of the game that is fast paced and very exciting. Beach touch rugby tournaments are actually quite common in the US and are great fun.

We would like to invite rugby players from the surrounding area (Charleston, Columbia, Greenville / Greer, Charlotte, Cape Fear etc) to participate in the tournament and enjoy some time on the beach outside of the tourist season. We would have two areas marked out on the sand (likely 50 yards long by 40 yards wide) so not much space will be taken up by this event.

We would have a day of fun and team building where the different teams all play each other in short matches (non contact similar to ultimate frisbee or flag football) with an eventual winner declared based on their win loss records throughout the day. We would like to make this an annual event where we can eventually invite teams from further away and make a whole weekend out of it because there are so many nice things to do in the Charleston area.

Please describe how your event meets the criteria in Section (B)(1)

Rugby is a global sport played in over 100 countries around the world with a unique culture of respect and humility. For many local residents, they may never have seen this sport being played or even heard about it so this will give them a chance to experience the culture firsthand. They will notice for example that the players will be smiling and happy whether they are winning or losing. They will also notice that after each game the players shake hands and hug each other as a sign of respect.

The participants, their friends and families would spend the entire day at Folly Beach and so would be buying food at local restaurants and visiting local shops. For those from out of town, they may never have been to Folly Beach so this would be a great way for them to see all the amenities on offer for future vacation planning.

Given the event would be held outside the regular tourist season, local shops and restaurants would benefit from additional revenue that they were not expecting.

We would advertise the event heavily on social media, including tagging the city of Folly Beach on our posts and thanking the city for hosting the event to benefit the formation of the new rugby teams in the community.

Will inflatables, trampolines, mechanical rides, amusement rides, petting zoos or animals be at the event?

No

Is this event a sporting event?

Yes

By signing, you agree that you have read and will comply with the rules above and will be available at the phone number listed. You are responsible for complying with all city rules and ordinances.

A handwritten signature or set of initials in black ink, located in the top left corner of a rectangular box.

Touch Rugby Tournament at Folly Beach

Rugby is a global sport played in over 100 countries around the world. Touch rugby is a variant of the game that is non-contact and very fast paced. As part of growing the game at the youth and high school level in the Charleston area and beyond, we would like to host a fun touch rugby tournament on the beach hosted by the town of Folly Beach. We would invite local teams as well as teams from South and North Carolina to attend and have a fun day on the beach.

We would mark out two “fields” on the beach about 200 feet long by 120 feet wide (see image below) and the tournament would consist of teams of 10 players with 5 of them per team playing at any one time.

The tournament dates are flexible based on guidance from the City but most likely dates would be in early November 2023 after the tourist season has subsided and it's a bit cooler. Hosting the tournament around this time could also offer a nice boost to local businesses late in the season. The tournament will be organized by a local non-profit called RugbyCHS (<https://rugbychs.com>) who's mission is to support & promote the growth of new high school rugby teams in the greater Charleston area

We look forward to working with the City of Folly Beach on this proposal going forward.

The RugbyCHS Team



Requested Appearance before Folly Beach City Council

Timothy McKevlin

Brian Eichelman

For McKevlin's Surf Shop

The purpose of our appearance before Council is to illustrate how Ordinance #166.08.-06 is unfair to any large establishment within the City's commercial district. We would like to request that this Ordinance be reviewed.



CITY OF FOLLY BEACH

1st Reading: December 13th, 2022
2nd Reading:

Introduced by: Mayor Goodwin
Date: December 13th, 2022

ORDINANCE 033-22

AN ORDINANCE AMENDING THE FOLLY BEACH CODE OF ORDINANCES CHAPTER 117 (SHORT TERM RENTALS) BY INCLUDING LANGUAGE PROPOSED BY CITIZEN PETITION TO DEFINE OWNER OCCUPIED AND INVESTMENT SHORT TERM RENTAL LICENSES AND LIMIT THE NUMBER OF INVESTMENT SHORT TERM RENTAL LICENSES TO EIGHT HUNDRED

§ 117.01 PURPOSE, APPLICABILITY, AND DEFINITIONS.

(A) The purpose of this chapter is to regulate the use of residential units as short term rentals in order to:

- (1) Protect the integrity of the city's neighborhoods and the quality of life of its citizens;
- (2) Establish a system to track the short term rental inventory in the city;
- (3) To protect the health and safety of occupants of short term rental units;
- (4) To ensure a level playing field for individuals in the short term rental market; and
- (5) To protect the residential character of the residential districts of the city.

(B) The following definitions apply:

DESTINATION CLUBS. Destination or private vacation clubs ("destination clubs") are classified as private and/or exclusive membership organizations or commercial businesses primarily engaged in providing short term overnight accommodations and related services for its club members with non-ownership interest who seek alternative options to standard vacation home rentals. **DESTINATION CLUBS** typically own or lease properties from the owners on a long term basis, provide those properties in a variety of locations to its members on a short term basis, and model a membership access structure where its members purchase membership levels granting access to properties and personalized services. Properties offered by destination clubs to a member for less than 30 days are considered short term rentals whether the destination club is an owner of record or a lessee. All references to "owners" in this chapter apply to destination clubs.

HOUSE EXCHANGE PROGRAMS. The occasional occupancy of a residential occupancy assessed by Charleston County at a 4% property tax rate by someone other than the owner of the residence while the owner is temporarily absent from the residence, and no monetary compensation is paid to the owners for such occupancy. **HOUSE EXCHANGE PROGRAMS** are not short term rentals.

TIME SHARES. "Vacation time sharing plans" as defined in S.C. Code § 27-32-10(9) are not short-term rentals. However, any "vacation time sharing lease plan" as defined in S.C. Code § 27-32-10(8) that is less than three years is considered a short term rental. "Vacation multiple ownership interests" as defined in S.C. Code § 27-32-250(1) are not short term rentals.

INVESTMENT SHORT TERM RENTAL (ISTR) - A dwelling unit licensed for short term rentals, whose owner does not claim the licensed property to be their primary residence.

OWNER-OCCUPIED SHORT TERM RENTAL (OSTR) – A property and/or dwelling unit, in whole or part, licensed for short term rentals whose owner claims the licensed property to be the owner’s primary residence as evidenced by: (a) current S.C. drivers license or S.C. identification card, (b) the address where they are, or may be, enrolled and registered to vote in local, state and federal elections and (c) the physical address used for the purpose of filing local, state and federal income taxes.

RENTAL OCCUPANT. Any person who, in exchange for compensation paid, occupies a dwelling unit for less than 30 days.

SHORT TERM RENTALS. Residential dwellings rented for less than 30 days, used in a manner consistent with the residential character of the dwelling. Tourist accommodations, including hotels, motels, inns, and bed and breakfasts, are not considered **SHORT TERM RENTALS**.
(Ord. 19-10, passed 9-28-10; Am Ord. 26-17, passed 1-9-18; Am. Ord. 027-22, passed 9-13-22)

§ 117.02 SHORT TERM RENTAL BUSINESS LICENSES.

(A) The City is authorized to issue two classes of short term rental business licenses:

- (1) Investment Short Term Rental business license, and
- (2) Owner-Occupied Short Term Rental business license.

(B) Owner Occupied Short Term Rental Business License: There will be no limit on the number of Owner Occupied Short Term Rental business licenses issued.

(C) Investment Short Term Rental CAP.

(1) The maximum number of permitted Investment Short Term Rental business licenses, city wide, shall be no more than 800, henceforth referred to as the CAP.

(a) Upon enactment the CAP shall be set at 800.

(2) No New Investment Short Term Rentals shall be permitted unless the total number of Investment Short Term Rentals is below the CAP.

(a) Exception: After enactment, all existing Investment Short Term Rental business License holders in good standing may continue to renew annually, even if the initial number of Investment Short Term Rentals exceeds the CAP.

(3) Investment Short Term Rental Wait List: If demand for Investment Short Term Rental business licenses exceeds the CAP a wait list will be established and maintained by the City of Folly Beach.

(a) When the number of allowable Investment Short Term Rental business licenses falls below the CAP, a license shall be offered by US Mail to the next qualified applicant on the wait list.

(b) If the applicant fails or neglects to complete an application for an Investment Short Term Rental business license within 45 days after notice is given, the city shall deem the offer to have been rejected and thereupon offer the available business license to the next listed applicant.

(D) Non- transferable.

(1) Investment Short Term Rental wait list status terminates upon transfer of property and is non-transferable.

(2) Investment Short Term Rental business licenses terminate upon transfer of property and are non-transferable.

(3) Owner Occupied Short Term Rental business licenses terminate upon transfer of property and are non- transferable.

§ 117.023 LICENSE, REGISTRATION, AND TAX REQUIREMENTS.

Any owner wishing to operate a short term rental must maintain a current business license, comply with rental registration permit requirements, and make proper payment of local, county, and state taxes.

(A) *Business license.* A business license must be obtained and renewed annually by the submittal of a form and fee as established by the city for each residential dwelling unit or portion thereof offered as a short term rental

(1) No business license shall be issued for the rental of a residential unit which is planned or under construction until a certificate of occupancy is issued for the unit.

(2) A business license shall only be issued to owners of a residential unit. Lessees of residential dwelling units may not apply for a business license to rent the unit.

(3) A designated agent may apply for a short term rental business license on behalf of an owner. An application for a business license submitted by a designated agent must provide the correct taxpayer identification and contact information for the owner including name, address, phone number, email, and any other information as required on the application form.

(B) *Rental registration permit.* A rental registration permit must be obtained and renewed annually by the submittal of a form and fee as established by the city for each residential dwelling unit or portion thereof offered as a short term rental.

(1) *Annual registration.* The rental registration permit application shall be completed prior to June 1 of each year.

(a) No new business license to operate a short term rental shall be issued prior to the approval of a rental registration permit.

(b) Renewals of valid prior year business licenses shall be allowed prior to the approval of a rental registration permit. Failure to complete a rental registration permit application within 30 days of the business license renewal date shall be grounds for revocation of the license.

(2) *Annual fee.* The fee for a rental registration permit shall be set by City Council and shall be reviewed periodically.

(3) A rental registration permit shall only be issued to owners of a residential unit. Lessees of a residential dwelling unit may not apply for a rental registration permit.

(4) A designated agent may apply for a rental registration permit on behalf of an owner. An application for a rental registration permit submitted by a designated agent must provide the correct taxpayer identification and contact information for the owner, including name, address, phone number, email, and any other information as required on the application form.

(5) *Change in registered information.* The owner or designated agent of a rental dwelling already registered with the city shall re-register within 60 days after any change occurs in the registration information. There shall be no additional fee upon change of registration information except that a new owner of a registered dwelling, upon application for a new business license, shall re-register the dwelling and pay the appropriate fee within 60 days of assuming ownership.

(6) *Information required.* Application for rental registration permit shall contain the following information:

(a) The street address of the rental dwelling unit;

(b) The unit number if applicable;

(c) The number of bedrooms in each rental dwelling unit;

(d) The number of parking spaces provided on site as well as a site plan showing the location of all on site parking spaces. One on site parking space must be provided for each bedroom being rented. This requirement shall not apply to:

1. New and renewed permits issued to residential units located in a multi-family housing development.

2. New and renewed permits issued to residential units approved by the city for resident only parking signs in the right-of-way.

3. Renewed permits issued to residential units with a valid business license and rental registration permit before September 13, 2022. Rental registration permits for such properties may be renewed without the required parking until such time as the ownership of the property changes.

(e) The maximum overnight occupancy of each rental dwelling unit, which shall not exceed two persons per bedroom, plus two additional people per rental dwelling unit, except as allowed under an exception under § 164.03-01(C);

(f) The type of wastewater system (septic or sewer). If the property is serviced by a septic system, the owner must certify that the system is protected from parking;

(g) The name, mailing address, business phone number, personal phone number, and business address of the owner and local agent;

(h) The physical address and email address where the owner and local agent will accept notices and orders from the city and acknowledgment that service by U.S. Mail and/or transmission to the provided email addresses will constitute acceptable service of any notice, notice of violation, ordinance summons, or ticket;

(i) Certification that the owner has read applicable city ordinances, including, but not limited to, regulations regarding noise, trash, parking, alcohol on the beach, animals, litter, surfing, dune protection, sea turtles, smoking on the beach, requirements for special events, maximum occupancy, and golf carts;

(j) Certification that a copy of the parking diagram provided to the city for the property as well as a summary of applicable city ordinances, including, but not limited to, regulations regarding noise, trash, parking, alcohol on the beach, animals, litter, surfing, dune protection, sea turtles, smoking on the beach, requirements for special events, maximum occupancy, and golf carts is prominently posted within the residential dwelling unit to be rented;

(k) Certifications that tenants listed on any rental agreement shall receive a copy of the parking diagram provided to the city for the property as well as a summary of applicable city ordinances, including, but not limited to, regulations regarding noise, trash, parking, alcohol on the beach, animals, litter, surfing, dune protection, sea turtles, smoking on the beach, requirements for special events, maximum occupancy, and golf carts is prominently posted within the residential dwelling unit to be rented. The summary of applicable ordinances shall be in a form determined by the city, and made available to all owners of rental property;

(l) Proof of payment from the owner or designated agent for payment of local, county, and state taxes due on short term rental accommodations;

(m) Certification that the owner is aware that short term rental licensees shall be subject to strikes issued against the license when the owner, agent, occupant, or guest has been convicted of any violation of the requirements of this chapter or other city ordinances related to the use of the property as a short term rental, and that three strikes during any rolling twelve-month period can result in suspension, revocation, or non-renewal of the license;

(n) Certification by the owner verifying the presence of smoke alarms, carbon monoxide monitors, fire extinguishers, the number of bedrooms, the number of parking spaces, the provision of trash receptacles, the posting of address and house numbers, and posting of rules and regulations, and, if present, that sprinklers are operational; and

(o) Documentation in the form of Charleston County property records or a certificate of occupancy confirming the number of bedrooms offered for rent.

(7) *Designation of local agent.* The owner of a rental dwelling shall designate a responsible agent who shall be responsible for operating the rental dwelling in compliance with the law. Official notices may be served on the responsible local agent and/or the owner, and any notice served on the agent shall be deemed to have been served upon the owner of record.

(a) Nothing shall prevent the owner of rental property from designating himself or herself as the agent.

(b) Non owner agents must be licensed by the State of South Carolina as an attorney, real estate agent, broker in charge, or property manager. Employees under the direct supervision of attorneys, real estate agents, brokers in charge, or property managers licensed by the State of South Carolina may be designated as local agents.

(c) The agent shall be required to be able to physically respond to the site upon notification from the city within 60 minutes in case of emergency or need by the city for entry into the property.

(8) *More than one owner or ownership by entity.* Where more than one person has an ownership interest in a short term rental, the required information shall be provided for each owner. In those cases in which the owner is not a person, the information required shall be provided for the organization owning the rental dwelling, and for the president, general manager, or other chief executive officer of the organization.

(C) *Taxes.* Owners of short term rentals are subject to local, county, and state taxes, including, but not limited to, sales, use, and accommodations taxes, and are liable for the payment thereof as established by state law and the city code of ordinances.

(D) *Violations and penalties.*

(1) *Violations.* Violations of this chapter include but are not limited to:

(a) Operating a short term rental without complying with the requirements of this chapter and the city code of ordinances;

(b) Advertising a property as being available as a short term rental without first complying with the requirements of this chapter;

(c) Operating a short-term rental without a business license, registration permit, and accommodations tax account;

(d) Advertising a short-term rental without listing the business license number and rental registration permit number;

(e) Operating a short-term rental in such a manner that individual rooms are rented at the same time under separate rental contracts;

(f) Advertising a short term rental as being available for more overnight occupants than have been permitted pursuant to this chapter;

(g) Expanding the allowable occupancy of a short term rental without obtaining a new permit;

(h) Advertising more short term rental units on a property than have been permitted pursuant to this chapter. For example, advertising a single-family dwelling as accommodating multiple short term rentals is not permitted;

(i) Advertising a property as a short term rental or “event house” for events or parties with more than 25 people in attendance;

(j) Offering a short-term rental in any zoning district for fewer than two consecutive nights;

(k) Failure to post the business license number, rental registration permit number, allowable overnight occupancy, and city approved beach rules prominently within a rental unit;

(l) Failure to obtain a rental registration permit within 30 days of renewing a business license, failure to provide accurate information for the registration of rental dwellings, failure to provide information required by the application form;

(m) Failure to complete a new rental registration permit application within 60 days of a change in ownership;

(n) Failure of the designated agent listed on the rental registration permit to respond physically to the site within 60 minutes of notification from the city of an emergency;

(o) Failure to maintain, and provide to the city, any and all information required in § 117.02(A);

(p) Failure to provide tenants listed on any rental agreement information as required under § 117.02(B);

(q) Failure to inspect and repair a failed septic system as required under § 55.07;

(r) Operating a business out of a short term rental or otherwise using a short term rental for non-residential use except for allowable home occupations, e-commerce, and remote work; and

(s) Operating a short term rental that has received three strikes within any twelve-month rolling period.

1. The number strikes shall be reset upon a change of ownership that results in no overlap with prior common ownership.

2. For the purpose of determining the total number of strikes, all convictions stemming from violations occurring within a single rental contract period shall be considered one instance. In no case shall strikes exceed one per rental contract period.

3. All strikes issued prior to the date of this section shall not be counted for the purposes of license revocation.

(2) *Penalties.* No permit may be issued or approved unless the requirements of this chapter, or any ordinance adopted pursuant to it, are complied with. A violation of this chapter may result in the following penalties:

(a) Any person violating any provision of this chapter shall be deemed guilty of a civil offense and shall be subject to a fine of up to \$500 upon conviction. Each day of violation shall be considered a separate offense. Punishment for violations shall not relieve the offender of liability for delinquent taxes, penalties, and costs provided for in this chapter.

(b) Denial, revocation, suspension, or non-renewal of a business license pursuant to §§ 110.14 or 110.15 and in accordance with the appeal procedures set forth in § 110.16.

(c) Revocation, suspension, or non-renewal of the short term rental business license, in accordance with the appeal procedures set forth in § 110.16, for three strikes during a rolling twelve-month period.

1. The license will be assessed a strike when the owner, agent, occupant, or guest of the property has been convicted of any violation of the requirements of this chapter or any other city ordinances related to the use of the property as a short-term rental, including but not limited to noise, trash, parking, litter, dune protection, animals at large, and sea turtle violations and when the registered agent of the property is given notice of the strike as set forth herein.

2. For the purpose of determining the total number of strikes, each strike issued upon conviction shall be considered in effect on the date of the original offense and all convictions related to offenses occurring within a single rental contract period shall be considered one strike. In no case shall strikes exceed one per rental contract period.

3. Strikes will re-set upon the transfer of the property.

4. The city will provide notice of each strike to the registered agent of the property as follows:

A. First strike: a description of the violation and resultant conviction, and a warning that progressive action shall be taken by the city in the case of further violations.

B. Second strike: a description of the violation and resultant conviction, and a warning that the city shall initiate revocation of the rental license in the case of further violations.

C. Third strike: a description of the violation and resultant conviction, and notice of the initiation of license revocation procedures.

(d) Any violation of a noise ordinance that occurs on the property will result in a notice that the owner is strongly encouraged to install noise monitoring.

(Ord. 19-10, passed 9-28-10; Am Ord. 26-17, passed 1-9-18; Am. Ord. 32-19, passed 11-12-19; Am. Ord. 033-21, passed 11-9-21; Am. Ord. 027-22, passed 9-13-22)

§ 117.034 ADDITIONAL REQUIREMENTS FOR SHORT TERM RENTALS.

(A) All owners and/or agents responsible for the leasing of short term rentals shall be required to keep the following for city inspection and copying for a period of one year:

(1) The name, address, and other contact information of each signatory on the rental agreement;

(2) A copy of the city approved rental regulations summary, signed by each signatory of the rental agreement.

(3) A document signed by the owner and/or agent responsible for renting the dwelling, certifying the number of persons intended to occupy the dwelling.

(4) The information required by this section shall be updated by the owner and/or agent for each rental to different tenants or occupants.

(B) The owner and/or agent shall provide the following for each person signing a rental agreement as a responsible party for a short term rental:

(1) The address of the short term rental and emergency contact numbers;

(2) The name and contact information for the owner or designated agent; and

(3) A copy of the parking diagram provided to the city for the property as well as a copy of the city's rules and regulations regarding noise, trash, parking, alcohol on the beach, animals, litter, surfing, dune protection, sea turtles, smoking on the beach, requirements for special events, maximum occupancy, and golf carts.

(C) Each residential dwelling unit may contain only one short term rental. Individual rooms in short term rentals may not be rented under separate contracts at the same time. For example, a single family home or individual multi-family unit may only be rented as a single short term rental under one contract.

(D) Any events held on the premises of a short term rental shall meet the following requirements:

(1) Must follow any applicable special event notification rules established by the city in § 153.05 for events on private property;

(2) Shall be subject to all applicable provisions of the noise regulations in §§ 131.30 through 131.35; and

(3) May not feature mobile food trucks, carts, or other outdoor retailers offering products for sale or in exchange for donations. Caterers are allowed at events on the premises of short term rentals.

(E) All special events held after October 11, 2022, on the premises of a short term rental shall meet the following requirements:

(1) May not exceed 25 people; and

(2) May not include outdoor amplified music, including bands, deejays, music broadcast through speakers and electronic musical instruments.

(3) These requirements do not apply to events hosted by the owner of the property for which the owner is on site for the duration the event, the owner has completed the required special event notification, and for which no compensation has been paid for the event or the use of the house.

RATIFIED this _____ day of _____ 2022, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



City of Folly Beach

Date: December 13th, 2022
RE: Save Folly's Future Petition

Mayor/Council,

The City has received the certified signature count for the ordinance petition submitted by Save Folly's Future. **The threshold of verified signatures was met.**

As required by State law, an ordinance adopting the petition's language is now presented to Council for action. If Council chooses not to adopt the ordinance as presented or otherwise declines to act, the language must be presented to the voters in a special election. The election must occur no sooner than 30 days after the meeting and no later than one year after the meeting. We have notified the County to standby for notice of an election and our desire to schedule the vote as soon as possible. We do not know how soon that can be but hope that it will be within three to six months.

The current moratorium on rental licenses is due to expire in mid-January and any extension/replacement requires two readings. A new ordinance extending the moratorium for an additional three months is included in the packet. Should Council approve first reading of the extended moratorium, it will be scheduled for a second reading at the January meeting. The new language also allows the moratorium to end sooner than the three month period if a vote is scheduled prior to the new end date. *period or until a vote on the matter by the public.* Should the moratorium extension fail first or second reading, licensing will resume until the special election.

Aaron Pope, AICP
City Administrator

PETITION CHECK WORKSHEET		Statement of Purpose If candidate petition, enter name, office, and date of election.		Petition: To Limit Investment Short Term Rental Businesses Licenses to a maximum of 800 within the City of Folly Beach	
Date Petition Submitted		10/13/2022		Signatures on Petition	478
County	Charleston			Signatures Required	370
Part I – Complete this section for all petitions. If using percentage method, report at least the first 500 signatures here and complete Part II for remaining signatures.					
A. Signatures Checked				415	
B. Signatures Rejected by Reason		Signature missing			
		Insufficient information to locate record			
		Not a registered voter			
		Not a resident of district / area		1	
		Inactive voter		1	
		Not the voter's signature		2	
		Duplicate signature			
		TOTAL			
C. Signatures Valid				411	
Part II – Complete this section only if using percentage method (for petitions with more than 500 signatures).					
D. Total Signatures to Which Percentage Method Applied					
E. Signatures Checked					
F. Signatures Rejected by Reason		Signature missing			
		Insufficient information to locate record			
		Not a registered voter			
		Not a resident of district / area			
		Inactive voter			
		Not the voter's signature			
		Duplicate signature			
		TOTAL			
G. Signatures Valid				0	
H. Signatures Valid via Percentage Method = $[(G \div E) \times D]$					
Total Signatures Valid = (C + any total from line H)				411	

Signature of Official

Supervising Petition Check:

Benji Schaff

Date: 11/29/22



CITY OF FOLLY BEACH

1st Reading: December 13th, 2022
2nd Reading:

Introduced by: Mayor Goodwin
Date: December 13th, 2022

ORDINANCE 034-22

AN ORDINANCE TO EXTEND A MORATORIUM ON THE ISSUANCE OF NEW BUSINESS LICENSES FOR SHORT TERM RENTALS WITHIN THE CITY OF FOLLY BEACH DUE TO VERIFICATION OF A CITIZEN INITIATIVE PETITION TO ESTABLISH A CAP ON SHORT TERM RENTALS.

- WHEREAS,** The City has received a citizen petition to limit the number of short-term rental licenses for the rental non primary residences to 800; and
- WHEREAS,** The Charleston County Board of Elections has verified that the petition contains the required number of signatures to trigger Council action; and
- WHEREAS,** The City has issued approximately 1,210 short term rental licenses for the 2022/2023 business license year as of December 9, 2022 with approximately 1,058 of those licenses issued for the rental of non primary residences; and
- WHEREAS,** The City desires to limit further increase in the number of short term rental licenses issued for the rental of non primary residences until the question posed by the petition is settled by vote of Council or general referendum; and
- WHEREAS,** The City approved a moratorium on the issuance of new rental licenses for non primary residences on 10/18/22 that expires on January 11, 2023.

NOW BE IT THEREFORE ORDAINED:

1. The City of Folly Beach imposes a moratorium, to be effective immediately upon ratification of this Ordinance, on the issuance of new business licenses for short term rentals of non primary residences within the City:
 - a. Subject to Section (b) hereof, no application shall be approved for a business license to for any residential dwelling taxed at a 6% property tax rate.
 - b. Subject to the limitations set forth in Section (c) excepted from the provisions of Section 1 (a) are each of the following:
 - i. Renewals of short term rental licenses for properties that were legally licensed as of October 18th, 2022.
 - ii. New licenses resulting from the transfer of ownership of properties that were legally licensed as short term rentals as of October 18th, 2022.
 - iii. New licenses for a short term rental for which an application, deemed sufficient

for approval, has been filed with the City of Folly Beach prior to October 18th, 2022.

- iv. New licenses for properties in Downtown Commercial district for which Final Approval has been granted by the Design Review Board prior to the ratification of this ordinance.
 - c. In order to be excepted from this moratorium under Section 1.(b)(iv), all applications must comply with the following requirements:
 - i. Applications must be deemed sufficient for approval by City staff; and
 - ii. Applications must be for a license to rent:
 - 1. An existing residential unit that is currently available to rent or will be within thirty days of ratification of this Ordinance; or
 - 2. A planned residential unit for which an application for a building permit, sufficient for approval by City staff, has been submitted within thirty days of ratification of this Ordinance and which shall be available to rent within twelve months of the ratification of this Ordinance.
 - 3. A residential unit for which a building permit has been issued within thirty days of ratification of this Ordinance and for which a certificate of occupancy shall be issued and the unit made available to rent within twelve months of the ratification of this Ordinance.
2. This ordinance shall take effect immediately upon adoption and shall expire automatically on April 15th, 2023, or five business days after any special election called to adopt the ordinance proposed by petition, unless earlier repealed.

ADOPTED this 13^h day of December 2022, at Folly Beach, South Carolina.

Ayes: _____

Nays: _____

Abstains: _____

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

1st Reading: December 13th, 2022
2nd Reading:

Introduced by: Mayor Goodwin
Date: December 13th, 2022

ORDINANCE 035-22

AN ORDINANCE REZONING THE HIGH GROUND OF LONG ISLAND AND THE ASSOCIATED SMALL MARSH ISLANDS INCLUDING PALM ISLAND FROM RESIDENTIAL SINGLE FAMILY TO MARSH ISLAND RESIDENTIAL AND AMENDING THE OFFICIAL ZONING MAP TO REFLECT SAID CHANGE IN ORDER TO IMPLEMENT THE GOALS OF THE 2020 COMPREHENSIVE PLAN.

NOTE: Deleted material struck through, new material shown in red for clarity

WHEREAS, The 2015 Comprehensive Plan indicates that the high ground area of marsh islands be zoned to a residential density lower than the existing Residential Single Family; and

WHEREAS, The City created the Marsh Island Zoning Classification for this purpose; and

WHEREAS, This zoning was applied to Black Island in 2019; and

WHEREAS, The City desires to rezone the remaining marsh islands within the City's boundaries.

The City Council of Folly Beach, South Carolina, duly assembled, hereby ordains that the high ground of the following parcels be rezoned to Marsh Island Residential:

TMS 450-00-00-005 (outlying islands of Long Island)

TMS 436-00-00-002, TMS 436-00-00-009, TMS 436-00-00-010, TMS 436-00-00-011, TMS 436-00-00-013 (Long Island)

TMS 436-00-00-008 (Palm Island)

ADOPTED this ____ day of _____, 2022, at Folly Beach, South Carolina.

Ayes: _____

Nays: _____

Abstains: _____

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

Introduced by: Mayor Goodwin
Date: December 13th, 2022

RESOLUTION 48-22

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL ADOPTING THE 2023 REGULAR MEETING CALENDARS FOR FOLLY BEACH CITY COUNCIL, PLANNING COMMISSION, DESIGN REVIEW BOARD, PARKS AND RECREATION BOARD, AND THE OFFICIAL HOLIDAY CALENDAR.

WHEREAS, Pursuant to the Freedom of Information Act, an annual calendar depicting dates of regular meetings for council and all boards and commissions are to be adopted and posted, and;

WHEREAS, Calendars for council and boards and commissions have been prepared with the exemption of the Board of Zoning Appeals, Community Promotion Committee, ATAX Board, and the Utility Advisory Board, due to the fact that meetings are called as needed at the pleasure of the Chair.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Folly Beach, South Carolina, that the regular meeting calendars, which are attached hereto, and incorporated by reference, for City Council, Planning Commission, Design Review Board, Parks and Recreation Board, and the official Holiday Calendar are hereby adopted for the year 2023.

RATIFIED this 13th day of December 2022, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

Date: December 13th, 2022

Re: Holiday and Regular Scheduled Meetings

Mayor/Council

Every year at the last meeting of the year City Council approves the upcoming meeting schedules for City Council and various boards that meet regularly, and the city observed holidays for the new year.

City Holidays

- New Year's Day, January 2nd.
- Martin Luther King Jr. Day, January 16th
- Good Friday, April 7th
- Memorial Day, May 29th
- July 4th
- Labor Day, September 4th
- Thanksgiving, November 23rd
- Day after thanksgiving, November 24th
- Christmas eve & Christmas, December 25th and 26th

City Council Meetings- Every 2nd Tuesday

- January 10th
- February 14th
- March 14th
- April 11th
- May 9th
- June 13th
- July 11th
- August 8th
- September 12th
- October 10th
- November 14th
- December 12th

Planning Commission- Every 1st Monday

- January 9th

- February 6th
- March 6th
- April 3rd
- May 1st
- June 5th
- July 3rd
- August 7th
- September 11th
- October 2nd
- November 6th
- December 4th

Design Review Board- Every 3rd Monday

- January 23rd
- February 20th
- March 20th
- April 17th
- May 15th
- June 19th
- July 17th
- August 21st
- September 18th
- October 16th
- November 20th
- December 18th

Parks and Recreation- Every 4th Tuesday

- January 24th
- February 28th
- March 28th
- April 25th
- May 23rd
- June 27th
- July 25th
- August 22nd
- September 26th
- October 24th
- November 28th
- December 26th



CITY OF FOLLY BEACH

Introduced by: Councilman Farley
Date: December 13th, 2022

RESOLUTION 49-22

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AUTHORIZING THE ADMINISTRATION TO PAY WESTON AND SAMPSON AN ADDITIONAL \$10,000 FOR GRANT WRITING AND RFP DEVELOPMENT RELATED TO WATER MAIN REPLACEMENT AND STORMWATER IMPROVEMENT GRANT APPLICATIONS.

WHEREAS, The City previously hired Weston and Sampson to develop a grant application for HMGP funds for the redundant water main ; and

WHEREAS, Weston and Sampson was hired for additional work for ARPA, SCIIP, and RIA grant applications as well as development of bid solicitations; and

WHEREAS, The work required for the expanded scope totaled an additional \$18,000 of billable hours; and

WHEREAS, Staff and Weston and Sampson have agreed upon an amount of \$10,000 for this work.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Folly Beach, South Carolina, that staff is authorized award an additional \$10,000 to Weston and Sampson for the aforementioned projects to be paid from the Water Capital Fund (Account 3-5-4000)

RATIFIED this 13th day of December 2022 at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

Introduced by: Council Member Rich
Date: December 13th, 2022

RESOLUTION 50-22

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AUTHORIZING THE PAYMENT OF \$1,200.00 FROM THE COUNCIL DISCRETIONARY ACCOUNT TO THE FOLLY BEACH EXCHANGE CLUB FOR SPONSORSHIP OF THE 2023 FOLLY BEACH EXCHANGE CLUB/FAB GOLF TOURNAMENT.

WHEREAS, The Folly Beach Exchange Club's mission is to promote Folly's families and community, and for our country; and

WHEREAS, The Folly Beach Exchange Club and the Folly Association of Business are hosting the 4th annual Folly Beach Exchange Club/FAB Golf Tournament to raise funds for the Folly Beach Exchange Club; and

WHEREAS, Half of the proceeds to from this tournament are donated to local charities and university scholarships for the youth; and

WHEREAS, City Council maintains a budgeted discretionary account (10-5500-3650), which currently has \$5,974.85 budgeted funds available, shall be used for payment.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Folly Beach, South Carolina, authorizes payment of \$1,200 from the Council discretionary account (10-5500-3650) to the Folly Beach Exchange Club for Sponsorship of the 2023 Folly Beach Exchange Club/FAB Golf Tournament.

RATIFIED this 13th day of December 2022, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor