

CITY OF FOLLY BEACH

Tim Goodwin, Mayor



Folly Beach, SC 29439

www.cityoffollybeach.com

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Chris Bizzell, Council Member
William Farley, Council Member
Billy Grooms, Council Member

Katherine Houghton, Council Member
Skip Fink, Council Member
D.J. Rich, Mayor Pro-Tem

City Council Work Session Meeting 5:00 PM
Tuesday, November 12, 2024

City Hall
21 Center Street
2nd Floor Council Chambers
Folly Beach, SC 29439

1. Work Session Items

- a. Short Term Rental Amendments
- b. **ORDINANCE 029-24:** An Ordinance Amending the Standards of Chapter 161.02 (Definitions. Impervious Surface) To Allow River Rock to Be Considered Pervious for Landscaping and Amending the Standards of Chapter 166.05-03 Single- And Two-Family Design Standards to Allow Up to Two 15' Gravel Driveways to Not Count Towards Impervious Coverage Limits.
- c. **ORDINANCE 031-24:** An Ordinance Amending the Folly Beach Code of Ordinances Section 151.23 (Construction Standards) By Creating a Twenty-Five Foot Setback from The Perpetual Easement Line for Seawalls and A Five-Foot Setback for Revetments.
- d. **RESOLUTION 31-24:** A Resolution by The Folly Beach City Council Authorizing the Payment of Up To \$10,000 For the Purchase of Pickle Ball Nets and Up To \$17,000 For Sound Dampening Materials for The City Tennis & Pickle Ball Courts from The Parks and Recreation and Special Projects Reserve Accounts.

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: November 12th, 2024

Re: Short Term Rental Amendments

Mayor and Council,

The 2023 review of Chapter 117 resulted in several amendments that refined the city's implementation of the short-term rental cap. During the 2024 business license year, additional questions were raised as we continued to apply the ordinance across a wide variety of unique individual situations. The amendments presented during the 2024 review will further refine the language of the code to address operational needs and make the ordinance clearer for staff and the public. There are no major substantive amendments proposed that would alter the function of the cap. However, there are modifications meant to clearly define the application of existing processes and concepts. Other edits will reorder and restate existing information in a more uniform, concise, and direct manner. A summary of the proposed amendments is below.

- Various minor edits to make language clearer without changing the meaning. These include the rearrangement of lists and sections within the code.

§ 117.01 PURPOSE, APPLICABILITY, AND DEFINITIONS.

- Creating Designated Local Agent as definition to tie together various references in the ordinance. The definition also reinforces the notice that the designated local agent may be cited and served notice for violations in place of the owner.
- Requiring executed rental contracts and receipts for payment to establish proof of compliance with the minimum night rental requirement. Specifying that the minimum rental requirement applies only to ISTR licenses and that first time applications are exempt.
- Amending ISTR definition to clarify that units inherited between the date of the referendum and the amendment to allow ISTR through inheritance are also eligible to apply.
- Creating Medical Hardship Investment Short Term Rental Licenses as a separately defined license type. Unlike an ISTR, an MISTR requires additional certification of hardship for annual renewal.

- Amending OSTR to clearly state rules for partially rated structures licensed before or after 2/7/23.
- Creating Rental Rules and General Regulations as a definition to remove excess wording/repetition later in the ordinance.

§ 117.02 SHORT TERM RENTAL BUSINESS LICENSES.

- Incorporating MISTR into the cap and transferability language.
- Eliminating language related to the timeline for establishing a waitlist that is no longer needed.

§ 117.03 LICENSE, REGISTRATION, AND TAX REQUIREMENTS.

- Creating explicit references to both advertising and operating rentals throughout.
- Changing all mixed references to units to “dwelling unit” throughout.
- Amending the requirement for a Certificate of Occupancy to be final CO and eliminate use of temporary Certificates of Occupancy to apply for a license.
- Allowing the relicensing of previously licensed units if they are relocated to another site and maintain the same square footage/bedrooms.
- Clarifying that any unit to be relicensed as a replacement or relocate unit must maintain the license throughout construction, including any renewals if the project extends beyond the business license year.
- Clarifying that failure to timely submit a business license renewal (later than 10 business days after deadline) shall be grounds for revocation.
- Clarifying that all required supporting documentation must be submitted to along with the rental registration permit and prior to the deadline.
- Amending the language to specify that rental registrations permits are nonrefundable to match similar language related to business licenses.
- Amending the “change in registered information” section to clarify that new ownership requires a new permit and new fee (if new license is approved).
- Codifying the requirement to list the parcel identification number on the registration form.
- Codifying the requirement to provide documentation of the current property tax classification with the registration form.
- Relocating the parking space requirements and exemptions to the general requirements for all rentals rather than the list of items to be included on the rental registration form.
- Adding certification that owner is aware that misrepresentation of any of the required information on the rental registration form can be considered grounds for denial of the rental registration permit (and subsequently trigger loss of the license).
- Adding a certification that the owner of an OSTR is aware the unit may not rented more than 72 nights.
- Adding requirement to list total nights rented and provide proof of at least 28 nights.
- Restructuring location of strike language for ease of reading.
- Making failure to timely submit supporting documents a violation of the Chapter.
- Making renting an OSTR for more than 72 nights a violation of the Chapter.

§ 117.04 ADDITIONAL REQUIREMENTS FOR SHORT TERM RENTALS.

- Amending the 25-person limit to reference the property as a whole, not the unit.
- Adding language that the entire septic system must be protected from parking.

Aaron Pope, AICP, ICMA-CM

City Administrator



CITY OF FOLLY BEACH

1st Reading: November 12th, 2024
2nd Reading:

Introduced by: Mayor Goodwin
Date: November 12th, 2024

ORDINANCE 030-24

AN ORDINANCE AMENDING THE FOLLY BEACH CODE OF ORDINANCES CHAPTER 117 (SHORT TERM RENTALS) BY SEPERATELY DEFINING MEDICAL HARDSHIP INVESTMENT RENTAL LICENSE, ESTABLISHING FORMS FOR PROOF TO DEMONSTRATE COMPLIANCE WITH THE MINIMUM NIGHT RENTAL REQUIREMENT, EXPANDING THE ELIGIBILITY FOR INHERITANCE BASED ISTR LICENSES, ALLOWING LICENSED HOMES TO BE RELOCATED WITHOUT LOSING ELIGIBILITY FOR A RENTAL LICENSE, REQUIRING A FINAL CERTIFCATE OF OCCUPANCY BEFORE ISSUANCE OF A LICENSE, MAKING FAILURE TO RENEW A RENTAL LICENSE A VIOLATION ELIGIBLE FOR A STRIKE AGAINST THE LICENSE RATHER THAN REVOCATION, AND AMENDING THE INFORMATION REQUIRED TO APPLY FOR A RENTAL REGISTRATION PERMIT.

The City Council of Folly Beach, South Carolina, duly assembled, hereby ordains that the Folly Beach Code of Ordinance be amended as follows:

NOTE: ~~Deleted material struck through~~, new material shown in red,

§ 117.01 PURPOSE, APPLICABILITY, AND DEFINITIONS.

(A) The purpose of this chapter is to regulate the licensing of dwelling 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 dwelling units within the city.

(B) The following definitions apply:

DESIGNATED LOCAL AGENT. A local agent, identified through application for a rental registration permit, who shall be responsible for advertising or operating a short term rental in compliance with the law. Official notices may be served on the designated local agent and/or the owner, and any notice served on the designated local agent shall be deemed to have been served upon the owner of record. The designated local agent may be cited and served notice for any violation under this ordinance for which the owner may be cited or served.

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.

DWELLING UNIT. A structure, or portion thereof, providing complete living facilities for a single family including a complete kitchen. One structure may contain multiple dwelling units with different property tax classifications.

GOOD STANDING. A license shall be considered in good standing if:

(a) The license has not been denied, revoked, or suspended in the current license year. A license which has been denied, revoked, or suspended in the current license year shall not be renewed except upon successful appeal of the denial, revocation, or suspension.

(b) The license has not expired. A license shall be deemed expired ten business days after the final day of the previous business license year.

(c) The dwelling unit for which the ~~an ISTR~~ license was issued ~~has been~~ was rented for a minimum of 28 nights in the ~~current~~ business license year ~~prior to renewal. Executed rental contracts and receipt of payment shall be required to establish compliance with minimum rental night requirements. The except that the minimum nights rented rental night requirement shall be waived in the event that:~~

1. A natural disaster or other Act of God renders the dwelling unit uninhabitable for a period of more than six months in the current business license year; or

2. Work related to valid building permit, carried out to address life, safety, or health violations documented by the Building Official renders the dwelling unit uninhabitable for a period of more than six months in the current business license year.

3. The dwelling unit to be rented is being licensed for the first time or after a change in ownership and successful application for a new business license.

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.

INVESTMENT SHORT TERM RENTAL BUSINESS LICENSE (ISTR). A license issued for a dwelling unit, to be rented as a short term rental, that:

- (a) Is not the legal residence of the owner; or
- (b) Is not the legal residence of the owner and was inherited **after February 7, 2023** from the person named as **owner** of record on February 7, 2023; ~~or:~~
 - 1. Proof of inheritance shall be shown through a deed of distribution, court order, ~~will~~ or similar document **showing transfer of ownership to the applicant.**
 - 2. Application for an ISTR ~~due to inheritance~~ **for the rental of a dwelling unit inherited after February 7, 2023** must be made within 90 days of transfer of ownership **except that an application for the rental of a dwelling unit inherited between February 7, 2023 and February 20, 2024 may be made at any time prior to May 1, 2025.**
 - ~~— (c) Is owned by the owner of record on February 7, 2023 upon certification that the owner no longer resides on the premises and is housed in a care facility, or requires care at another private location; or is no longer capable of performing at least three activities of daily living.~~
 - ~~— 1. Activities of daily living are defined as personal hygiene tasks (bathing, grooming, oral, nail and hair care); medication management; walking independently; dressing; transferring in and out of bed; and maintaining continence.~~
 - ~~— 2. Certification that an owner can no longer perform activities of daily living shall be provided on a form approved by the city and completed by a licensed medical doctor, doctor of osteopathic medicine, physician assistant, or advanced practice registered nurse.~~
 - ~~— 3. Proof of care shall be through a lease agreement or similar document, or a contract for in-home care.~~
 - ~~— 4. Certification for an ISTR issued due to medical hardship shall be submitted annually.~~
 - ~~— 5. No more than one ISTR may be obtained by any owner through hardship.~~

LEGAL RESIDENCE. A dwelling unit assigned a 4% property tax ratio by the Charleston County Assessor's Office under the requirements of S.C. Code § 12-43-220.

MEDICAL HARSHIP INVESTMENT SHORT TERM RENTAL BUSINESS LICENSE (MISTR). A license issued for a dwelling unit, to be rented as a short term rental, that is owned by the owner of record on February 7, 2023 upon certification that the owner no longer resides on the premises and is housed in a care facility, or requires care at another private location; or is no longer capable of performing at least three activities of daily living.

(a) Activities of daily living are defined as personal hygiene tasks (bathing, grooming, oral, nail and hair care); medication management; walking independently; dressing; transferring in and out of bed; and maintaining continence.

(b) Certification that an owner can no longer perform activities of daily living shall be provided on a form approved by the city and completed by a licensed medical doctor, doctor of osteopathic medicine, physician assistant, or advanced practice registered nurse.

(c) Proof of care shall be through a lease agreement or similar document, or a contract for in-home care.

(d) Certification for an ISTR issued due to medical hardship shall be submitted annually.

(e) No more than one MISTR may be obtained by any owner through medical hardship.

OWNER-OCCUPIED SHORT TERM RENTAL BUSINESS LICENSE (OSTR). A license issued for a dwelling unit to be rented no more than 72 nights annually that:

(a) That is the legal residence of the owner.

(b) That is the legal residence of the owner but given a **partial** 6% property tax rate by Charleston County. ~~and is licensed after February 7, 2023.~~ **The portion of a dwelling unit taxed at a 6% property tax rate which was licensed as a short term rental prior to February 7, 2023 is not subject to the 72 night annual rental limit.**

PROVISIONAL SHORT TERM RENTAL LICENSE (PSTR). A license issued for a dwelling unit to be used as a short-term rental for no more than 90 days to allow compliance with the requirements of the South Carolina Vacation Rental Act, specifically S.C. Code § 27-50-250. A PSTR shall only be issued to the purchaser of an existing short-term rental with ISTR or OSTR license in good standing, is valid only for rental contracts disclosed under the terms of the Act, and shall expire at the end of the last authorized rental period. All rental nights allowed by a PSTR shall count towards the 72 rental nights allowed by an ~~LSTR~~ **OSTR** license should the dwelling become the legal residence of the owner.

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

RENTAL RULES AND GENERAL REGULATIONS. 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.

SHORT TERM RENTALS. A dwelling unit, or any portion thereof, rented for any period less than 30 days and 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***.

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.

TRANSFER OF PROPERTY. An assessable transfer of interest in real estate triggering an appraisal and reassessment for taxation purposes as defined by S.C. Code § 12-37-3150.

(Ord. 19-10, passed 9-28-10; Am Ord. 26-17, passed 1-9-18; Am. Ord. 027-22, passed 9-13-22; Am. Ord. 033-22, passed - -; Am. Ord. 003-23, passed 4-11-23; Am. Ord. 001-24, passed 2-20-24)

§ 117.02 SHORT TERM RENTAL BUSINESS LICENSES.

(A) The city shall issue investment short term rental business licenses, **medical hardship investment short term rental licenses**, owner-occupied short term rental business licenses, and provisional short term rental business licenses.

(B) There will be no limit on the number of **medical hardship investment short term rental licenses**, owner-occupied short term rental business licenses, or provisional short term rental licenses issued.

(C) The maximum number of investment short term rental business licenses issued shall be 800, henceforth referred to as the cap.

(1) No new investment short term rental business licenses shall be issued unless the total number of investment short term rental business licenses are below the cap unless the ISTR license is issued ~~due to hardship or~~ after inheritance as defined in § [117.01](#).

(2) Any investment short term rental business license which remains in good standing may continue to be renewed annually, even if the number of investment short term rental business licenses exceeds the cap.

(3) A wait list will be ~~established as soon as practical and~~ maintained by the city. New licenses shall be offered to applicants according to procedures adopted by City Council.

(D) *Non-transferable.*

(1) Investment short term rental license wait list status terminates upon transfer of property and is non-transferable.

(2) Investment short term rental licenses **and medical hardship 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.

(4) Owner-occupied short term rental business licenses terminate upon loss of 4% property tax assessment status and are non-transferable.

(5) **Medical hardship investment short term rental licenses terminate upon transfer of property, failure to recertify hardship, termination of qualifying lease, or end of qualifying care and are non-transferable.**

(6) Provisional short term rental business licenses terminate 90 days after the date of issuance, or upon the completion of the last eligible rental period if earlier than 90 days and are not transferrable.

(Ord. 033-22, passed - -; Am. Ord. 003-23, passed 4-11-23; Am. Ord. 001-24, passed 2-20-24)

§ 117.03 LICENSE, REGISTRATION, AND TAX REQUIREMENTS.

Any owner ~~wishing to operate~~ advertising or operating a dwelling unit as 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 thereafter by the timely submittal of a form and fee as established by the city, for each residential dwelling unit or portion thereof advertised or offered as a short term rental.

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

(a) A license issued for the rental of an existing residential dwelling unit may be renewed, or a new license issued for the rental of a replacement dwelling unit on the same site, upon issuance of a new final certificate of occupancy and satisfaction of all other requirements for short term rental licenses.

(i.) The replacement dwelling unit must be under the same ownership, contain the same or fewer heated square feet, and contain the same number or fewer bedrooms as the original structure.

(ii.) The license has been maintained in good standing and, if necessary, timely renewed during the entire period of construction beginning with demolition and lasting through issuance of a final certificate of occupancy.

(b) A license issued for the rental of an existing dwelling unit may be renewed, or a new license issued for the rental of the same dwelling unit after relocation, upon issuance of a new final certificate of occupancy and satisfaction of all other requirements for short term rental licenses.

(i.) The relocated dwelling unit must be under the same ownership, contain the same or fewer heated square feet, and contain the same number or fewer bedrooms as the original structure.

(ii.) The license has been maintained in good standing and, if necessary, timely renewed during the entire period of construction beginning with relocation and lasting through issuance of a final certificate of occupancy.

2) A business license for the rental of a dwelling unit shall only be issued to owners of a residential dwelling unit. ~~Lessees of residential dwelling units may not apply for a business license to rent the unit.~~ No business license for the rental of a dwelling unit shall be issued to lessees of a dwelling unit.

(3) A designated **local agent, or other person authorized in writing**, may apply for a short term rental business license on behalf of an owner. An application for a business license submitted by a designated **local agent or other authorized person** 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.

(4) Failure to maintain good standing shall be considered grounds for denial of an application to renew and existing license.

(a) To remain in good standing, an application to renew an existing license must be submitted no later than ten business days after the final day of the previous business license year. **The failure to timely submit an application for the renewal of a short term rental license shall result in denial of the application.**

(b) To remain in good standing, **an ISTR** license must be used for at least 28 nights annually except when affected by natural disaster, Act of God, or critical repairs as defined in § [117.01](#).

(B) *Rental registration permit.* A rental registration permit must be obtained **and** renewed annually **thereafter** by the **timely** 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~~ **An application to renew previously issued** rental registration permits, **along with all documentation required by this Chapter,** ~~application~~ shall be ~~completed~~ **submitted** 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.~~ **An application for a rental registration permit, along with all documentation required by this Chapter, must be submitted within 30 days of the issuance of a new short term rental business license.**

(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. **No refund shall be issued for a rental registration permit should the registered dwelling unit cease to be rented after issuance.**

(3) A rental registration permit shall only be issued to owners of a ~~residential~~ **dwelling** unit. ~~Lessees of residential dwelling units may not apply for a business license to rent the unit.~~ **No rental registration permit shall be issued to lessees of a dwelling unit.**

(4) A designated **local agent, or other person authorized in writing**, may apply for a rental registration permit on behalf of an owner. An application for a rental registration permit submitted by a designated **local agent or other authorized person** 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.~~ It is the duty of the owner to notify the city of changes to the name, address, email address, or phone number of the owner and designated agent listed on the rental registration permit. There shall be no additional fee upon change of registration information except that a new owner of a ~~previously~~ registered dwelling unit, upon ~~successful~~ application for a new ~~short term rental~~ business license, shall re-register the dwelling and pay the appropriate fee within ~~60 days of assuming ownership~~ 30 days of obtaining a license.

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

(a) The street address, ~~Charleston County Parcel Identification Number, and unit number, if applicable,~~ of the ~~rental~~ dwelling unit;

(b) ~~The unit number if applicable~~ A property tax bill or other documentation from Charleston County showing the current property tax classification;

(c) The number of bedrooms in ~~each rental~~ the 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 ~~with at least one on site parking space per bedroom to be rented and the location of the any on site septic system including the tank and drain field.~~ 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 dwelling units located in a multi-family housing development.

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

——— 3. Renewed permits issued to residential dwelling 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 ~~advertised and, if different, the allowable~~ maximum overnight occupancy of ~~each rental~~ the 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, email address, and business address of the owner and ~~designated~~ local agent;

(h) The physical address and email address where the owner and ~~designated~~ 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 **rental rules and general regulations**, 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 **of rental rules and general regulations provided by the city**, 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 applicable city ordinances of **rental rules and general regulations provided by the city**, 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~~ **Certification that the owner is aware that misrepresentation of any required information on the application for a business license or rental registration permit shall be considered grounds for the denial of the application and subsequent revocation of the license or rental registration permit;**

(m) Certification that the owner is aware that short term rental licensees shall be subject to strikes issued against the license when the owner, **designated local** 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~~ **Certification that a dwelling unit licensed as an OSTR may not be rented more than 72 nights annually;**

(p) **Proof of payment of local, county, and state taxes due on short term rental accommodations; and**

(q) The number of nights the unit was rented in the previous business license year. Proof of the 28 night minimum rental requirement shall be established through executed rental contracts and associated receipts for payment.

(r) 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 ~~name a~~ **designated** ~~a responsible local~~ agent who shall be responsible for **advertising and** operating the rental dwelling in compliance with the law. Official notices may be served on the ~~responsible~~ **designated** local agent and/or the owner, and any notice served on the **designated local** 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 **designated local** agent.

(b) Non owner **designated local** 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 **designated local** agent ~~or owner agent~~ shall be required to ~~be able to~~ physically respond to the site **within 60 minutes** 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, **strikes**, and penalties.*

(1) *Violations.* ~~The following are considered~~ **violations** of this chapter. **Citation and conviction associated with any violation listed below shall result in a strike against the short term rental license issued for the rental of a dwelling unit.** ~~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~~ **Advertising a short-term rental without a valid business license, rental registration permit, or accommodations tax account;**

(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) ~~Advertising or~~ 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, or **containing** more than the number of bedrooms, 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~~ **summary of rules and general regulations** 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~~ **submit a new** rental registration permit application, **along with all documentation required by this Chapter,** ~~within 60 days of a change in ownership~~ **30 days of obtaining a new short term rental license, or submit an annual rental registration permit renewal application, along with all documentation required by this Chapter, prior to June 1;**

(n) Failure of the designated **local agent or owner** listed on the rental registration permit **application** 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) ~~Advertising or~~ 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.~~ Renting a dwelling unit licensed as an OSTR for more than 72 nights annually.

(t) Advertising or operating a short term rental that has received three strikes within any twelve-month rolling period.

(2) *Strikes.* A license will be assessed a strike when the owner, designated local 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.

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

2. (a) 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. All strikes issued prior to the date of this section shall not be counted for the purposes of license revocation.~~

(b) No strike shall be issued for the conviction of an offense which occurs beyond the premises of a short term rental.

(c) The city will provide notice of each strike to the registered agent and owner of the property as follows:

(i.) 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.

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

(iii.) Third strike: a description of the violation and resultant conviction and notice of the initiation of procedures to suspend and revoke the license.

(d) Notice of strikes shall be mailed to the physical address provided on the rental registration permit application and emailed to the email address, if any, provided on the rental registration permit application. 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.

~~(2)~~ (3) *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.~~

(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; Am. Ord. 001-24, passed 2-20-24)

§ 117.04 ADDITIONAL REQUIREMENTS FOR SHORT TERM RENTALS.

(A) All owners and/or **designated local** 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 **rules and general** 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 **unit**, certifying the number of persons intended to occupy the dwelling **unit**.

(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 **local** 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 **rental** rules and **general** 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~~ **Individual rooms located in any** dwelling unit **may not be advertised or used for short term rental** ~~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 e~~**Events held on the premises of a short term rental any property on which a dwelling unit licensed for short term rental is located** 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 **and other prepaid food providers** are allowed ~~at events on the premises of short term rentals~~ **provided no money is exchanged on site. All vendors must have a valid Folly Beach Business License; and**

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

~~—(1)~~ **(4) May not exceed 25 people. The limit of 25 people applies regardless of the number of short term rental dwelling units on the property; and**

~~—(2)~~ **(5) May not include outdoor amplified music, including bands, deejays, music broadcast through speakers and electronic musical instruments.**

~~—(3)~~ **(6) These requirements do not apply to events hosted by the owner of the property for which provided that 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 property.**

(E) 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 dwelling units located in a multi-family housing development.

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

3. Renewed permits issued to dwelling 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.

(F) All parts of any septic system including the tank and the drain field must be protected from parking.

(Ord. 26-17, passed 1-9-18; Am. Ord. 027-22, passed 9-13-22)

Section 2

Effective Date

This ordinance shall be effective upon its enactment by Town Council for the City of Folly Beach. However, the following provisions will be applied retroactively:

- a. This ordinance clarifies that the untimely submittal of a rental registration form or rental registration fee will be deemed a strike under Section 117.03(D) rather than an immediately revocable offense. Any violations for the untimely submittal of a rental registration form or rental registration fee prior to the Effective Date of this ordinance will be treated as a strike that can result in a citation and will not result in an immediate suspension and revocation.

ADOPTED this ____ day of _____, 2024, at Folly Beach, South Carolina.

Ayes:

Nays:

Abstains:

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

1st Reading: November 12th, 2024
2nd Reading:

Introduced by: Chris Bizzell
Date: November 12th, 2024

ORDINANCE 029-24

AN ORDINANCE AMENDING THE STANDARDS OF CHAPTER 161.02 (DEFINITIONS. IMPERVIOUS SURFACE) TO ALLOW RIVER ROCK TO BE CONSIDERED PERVIOUS FOR LANDSCAPING AND AMENDING THE STANDARDS OF CHAPTER 166.05-03 SINGLE- AND TWO-FAMILY DESIGN STANDARDS TO ALLOW UP TO TWO 15' GRAVEL DRIVEWAYS TO NOT COUNT TOWARDS IMPERVIOUS COVERAGE LIMITS.

The City Council of Folly Beach, South Carolina, duly assembled, hereby ordains that Folly Beach Code of Ordinance be amended as follows:

NOTE: ~~Deleted material struck through~~, **new material shown in red**,

§ 161.02 Definitions. Impervious surface.

IMPERVIOUS SURFACE. Buildings, parking areas, driveways, streets, sidewalks, areas of concrete, asphalt, gravel, or other compacted aggregate **such as ROC**, and areas covered by the outdoor storage of goods or materials which do not absorb water. **River rock, lava stone, or other aggregate products with no compactible base used for landscaping or foot paths are considered pervious.**

§ 166.05-03 Single- and Two-Family Design Standards.

(A) *Applicability.* The single- and two-family residential standards shall apply to all single-family and two-family dwellings, subject to the provision of Chapter 168: Nonconformities.

(B) *Time of review.*

(1) Review of proposed development to ensure compliance with the standards of this section shall take place at the time of site plan, § 162.03-06; subdivision, § 162.03-07; planned development master plan, § 162.03-02; or zoning permit, § 162.03-13, review, whichever occurs first.

(2) Single- and two-family uses may be subject to city-imposed conditions relating to the location, configuration, and operational aspects of the use to ensure its compatibility with

surrounding uses, their architectural consistency with the surrounding uses, and their compliance with the city's building codes and all relevant state laws and regulations.

(C) *Design standards.*

(1) *Maximum square footage.* The maximum square footage for a single- or two-family dwelling shall be determined in accordance with the following formula:

Max. Square Footage = (Buildable lot area - 10,500) x 10% + 3,600.

See Figure 166.05, Maximum Square Footage Calculation Examples, for example calculations.

FIGURE 166.05: MAXIMUM SQUARE FOOTAGE CALCULATION EXAMPLES			
Example One	Example Two	Example Three	Example Four
For a lot with a buildable lot area of 7,500 square feet, the maximum square footage for a dwelling is 3,300 square feet: $((7,500 - 10,500) \times 0.1) + 3,600 = 3,300$	For a lot with a buildable lot area of 10,500 square feet, the maximum square footage for a dwelling is 3,600 square feet: $((10,500 - 10,500) \times 0.1) + 3,600 = 3,600$	For a lot with a buildable lot area of 12,500 square feet, the maximum square footage for a dwelling is 3,800 square feet: $((12,500 - 10,500) \times 0.1) + 3,600 = 3,800$	For a lot with a buildable lot area of 19,500 square feet, the maximum square footage for a dwelling is 4,500 square feet: $((19,500 - 10,500) \times 0.1) + 3,600 = 4,500$

(2) *Maximum dwelling size.*

(a) The total heated floor area for a single-family dwelling shall not exceed 4,500 square feet regardless of lot size.

(b) The total heated floor area for a two-family dwelling (or two detached dwellings on a single lot) shall not exceed 4,500 square feet regardless of lot size.

(3) *Maximum height.* The maximum height of a single- or two-family dwelling shall be in accordance with Table 165.01, Dimensional Standards.

(4) *Maximum lot coverage.* Impervious surfaces on lots containing single- or two-family dwellings shall be limited to a maximum of 35% of the lots high ground. For the purposes of this section, decks, porches, patios, pools, and paved areas, and areas covered by gravel shall be considered as impervious. Up to two gravel driveways (as allowed under § 166.06-11(B)) consisting of #57 and #789 granite with no compactible subbase up to 15' wide each providing ingress and egress from a public road to a dwelling may be exempted from this calculation.

(5) *Roof penetrations.* All roof vents, pipes, antennas, satellite dishes, and other roof penetrations and equipment (except chimneys), shall be located on the rear elevations or

otherwise configured to the degree practicable to have a minimal visual impact as seen from the street.

(6) *Shipping containers and the like.* Any shipping container, or other similar modular component, used in the construction of a residential structure shall be finished in a manner typical of residential structures including, at a minimum, painting and the removal of any and all logos, brands, lettering, and advertisements from the exterior surface.

(7) *Kitchens.* Only one complete interior kitchen shall be allowed per dwelling unit.

(Ord. 05-10, passed 3-23-10; Am. Ord. 022-21, passed 9-14-21; Am. Ord. 034-21, passed 12-14-21; Am. Ord. 039-21, passed 5-10-22)

§ 166.06-11 Driveways.

(A) For the purpose of this section, **DRIVEWAY** is defined as the area of a property used for ingress and egress and parking.

(B) Ordinarily, the portion of a driveway that crosses the right-of-way shall not be wider than 15 feet, and no property can have more than one driveway per street frontage. The maximum number of driveways allowed is two. Exceptions to the width and number of driveways can be granted by the city for good cause, but in no case shall any driveway be permitted that is less than 20 feet from another driveway on the same property without the approval of City Council.

(C) All new driveways constructed in the residential zones of the city shall obtain an encroachment permit for the curb cut from SCDOT prior to submittal for approval by the city.

(D) All driveways and parking areas in residential zones shall be constructed of pervious materials **or gravel consisting of #57 and #789 granite with no compactible subbase.** Parking areas underneath the footprints of existing and proposed structures are exempt. City Council or its designee may grant exemptions to this requirement when no option for pervious material exists. **Gravel driveways must include landscaping borders flush with the surface of the driveway.**

(E) No new driveways shall be created from Center Street if the parcel in question has access from another street or alley of adequate size to allow access.

(Ord. 28-12, passed 10-9-12; Am. Ord. 01-13, passed 3-12-13; Am. Ord. 23-14, passed 11-11-14)

RATIFIED this _____ day of _____ 2024, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

1st Reading:
2nd Reading:

Introduced by: Mayor Goodwin
Date: November 12th, 2024

ORDINANCE 031-24

AN ORDINANCE AMENDING THE FOLLY BEACH CODE OF ORDINANCES SECTION 151.23 (CONSTRUCTION STANDARDS) BY CREATING A TWENTY FIVE FOOT SETBACK FROM THE PERPETUAL EASEMENT LINE FOR SEAWALLS AND A FIVE FOOT SETBACK FOR REVETMENTS .

The City Council of Folly Beach, South Carolina, duly assembled, hereby ordains that Folly Beach Code of Ordinance be amended as follows:

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

§ 151.23 CONSTRUCTION STANDARDS FOR BERMS, BULKHEADS, RIPRAP, SEAWALLS, REVETMENTS, AND RETAINING WALLS WITHIN 15 FEET OF THE CRITICAL LINE.

(A) For the purposes of this section, the following definitions shall apply:

BERM. A compacted mound of earth, soil, or sand, which may be used independently or to cover riprap, constructed to protect against flooding.

BULKHEAD. A vertical erosion control device installed on high ground which is adjacent to the marsh front critical line as defined by OCRM.

RETAINING WALL. A vertical erosion control or stabilization device installed on high ground within 15 feet of the OCRM critical line.

REKETMENT. Sloping material installed seaward of a seawall facing the oceanfront baseline as defined by OCRM.

RIPRAP. Sloping material installed in front of a bulkhead on the side of the bulkhead facing the marsh front critical line as defined by OCRM or as the foundation of a berm.

SEAWALL. A vertical erosion control device installed on high ground which is adjacent to the oceanfront baseline as defined by OCRM.

.....

(8) Bulkhead, riprap, seawalls, retaining walls, berms and revetments shall be designed by a certified design professional, registered in the state and shall meet the following minimum standards:

(a) *Bulkhead, retaining walls and seawall requirements.*

1. *Materials.*

i. Reinforced concrete six inches thick designed with adequate reinforcement to achieve a 3,000 psi 28-day strength.

ii. Pressure treated wood three inches by ten inches or three inches by 12 inches tongue and groove, or a double thickness of two inches sheeting with staggered joints is acceptable for walls with a standing height of under four feet.

2. *Depth of embedment.* The depth of embedment of a bulkhead shall be at least equal the height of the wall above the ground. An allowance should be made to account for erosion scour after construction.

3. *Tiebacks.* Tiebacks shall be located at a spacing of eight feet or less and attached to secure anchors capable of withstanding a 2,000- pound pull. Tiebacks may be deleted if a revetment is placed seaward of the bulkhead.

4. *Backfill.* The bulkhead will be backfilled with a compacted clean granular material to provide adequate support. "Clean" shall mean no metal, wood or glass.

5. *Protection from flanking.* Bulkheads will either tie into adjacent bulkheads or will have an adequate return wall meeting the same requirements as the seaward wall.

6. *Seawalls.* No new **or substantially improved** vertical unfaced seawall shall be allowed on the ocean front.

- i. Any new **or substantially improved** vertical seawall surface must be faced with a sloping revetment.
- ii. **Any new or substantially improved vertical seawall surface must maintain a setback of at least 25' from the Perpetual Easement Line except that a new or substantially improved vertical seawall surface located seaward of a habitable structure closer than 25' from the PEL shall be placed as close the structure as is feasible.**

(b) *Revetments.*

1. *Materials.* Broken pavement, blocks or bricks are not acceptable materials for the outer layer of a revetment. However, they may be used for under layers. The outside of a revetment shall consist of at least two layers of armor stones whose pieces shall range in weight from a minimum of ten pounds to a maximum of 250 pounds; at least 60% shall weigh more than 150 pounds.

2. *Construction.* Revetments shall be underlain with a commercial grade porous filter cloth designed for ocean erosion control and approved by the Building Official (i.e. Phillips 66 stock or equal), and placed on a slope no steeper than one vertical to two horizontal.

- i. The toe at the revetment shall extend at least two feet below the existing beach elevation and the ends shall be protected from flanking.
- ii. **In no case shall the toe of the revetment be located closer than 5' from the PEL.**

RATIFIED this ____ day of _____ 2024, 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 &
Council Member Grooms

Date: September 10th, 2024

RESOLUTION 31-24

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AUTHORIZING THE PAYMENT OF UP TO \$10,000 FOR THE PURCHASE OF PICKLE BALL NETS AND UP TO \$17,000 FOR SOUND DAMPENING MATERIALS FOR THE CITY TENNIS & PICKLE BALL COURTS FROM THE PARKS AND RECREATION AND SPECIAL PROJECTS RESERVE ACCOUNTS.

WHEREAS, Council members have identified a need for improvements to the City's tennis and pickle ball court facility; and

WHEREAS, the City currently has \$23,215.87 available in its Parks and Recreation Reserve account; and

WHEREAS, the City currently has \$22,801.50 available in its Special Projects Reserve account; and

WHEREAS, the above Reserve accounts are maintained for these types of purchases.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Folly Beach, South Carolina, authorizes payment of \$23,215.87 from the Parks and Recreation Reserve account and the remainder of the purchase cost is authorized from the Special Projects Reserve not to exceed \$27,000 in total between them for the purchase of pickle ball nets and sound dampening materials for the tennis and pickle ball courts.

RATIFIED this 12th day of November 2024, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor