

AGENDA  
COUNTY COUNCIL OF BEAUFORT COUNTY  
Monday, March 29, 2010  
Large Meeting Room  
Hilton Head Island Branch Library  
11 Beach City Road, Hilton Head Island

Citizens may participate in the public comment periods and public hearings from a telecast site in Council Chambers of the Administration Building, Government Center, 100 Ribaut Road, Beaufort.

- 4:00 p.m.**
1. CALL TO ORDER
  2. PLEDGE OF ALLEGIANCE
  3. INVOCATION
  4. REVIEW OF MINUTES – [March 15, 2010](#)
  5. COMMENDATION – THE HERITAGE CLASSIC FOUNDATION  
Mr. Simon Fraser, Chairman, Heritage Classic Foundation Board  
Mr. Steve Wilmot, Tournament Director
  6. [FAIR HOUSING RESOLUTION](#)
  7. PUBLIC COMMENT

CONSENT AGENDA  
Items 8 through 21

8. BURTON FIRE DISTRICT REQUEST TO USE FIRE IMPACT FEES TOWARDS THE ACQUISITION OF A NEW FIRE TRUCK ([Backup](#))
  - Finance Committee discussion and recommendation to approve occurred March 15, 2010 / Vote 7:0
  - Request: Withdrawal of \$295,000 from fire impact fees to apply towards the purchase of a new fire truck at a cost of \$595,407. A new fire truck was included in the District long-range plan.

Over



9. CONSTRUCTION OF PLANTATION BUSINESS PARK FRONTAGE ROADS ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Contract award: Cleland Site Prep, Inc., Ridgeland, South Carolina
  - Contract amount: \$1,017,385.72
  - Funding source: #33402-54504 (1% Road Sales Tax Program)
  
10. PAULKIE ISLAND DIRT ROAD IMPROVEMENT ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Contract award: REA Contracting LLC, Beaufort, South Carolina
  - Contract amount: \$523,990.40
  - Funding source: CTC and TAG Funds
  
11. COURTHOUSE SECURITY SYSTEM IMPROVEMENTS ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Contract award: Technology Solutions, Charleston, South Carolina to supply and install additional equipment in the courthouse security systems
  - Contract amount: \$94,046.18
  - Contract award: Patterson Construction, Beaufort, South Carolina for architectural improvements
  - Contract amount: \$24,954.60
  - Funding source: FY 02 CIP #11432-54426 Courthouse; FY 02 CIP 11432-56000 General Contingency
  
12. COMPACT UNIT STORAGE SHELVING FOR THE COUNTY LIBRARY ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Contract award: Patterson Pope, Charleston, South Carolina
  - Contract amount: \$83,341.31
  - Funding source: Public Library Foundation, #64204-54100 Library Federal Stimulus Funds and #64070-54100 General Funds
  
13. BEAUFORT COUNTY AIRPORT AT LADY'S ISLAND FUEL TRUCK LEASE AGREEMENT ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Contract leasing: Easter Aviation Fuels
  - Contract amount: Leasing of two trucks for a total of \$1,500 per month

14. HILTON HEAD ISLAND AIRPORT RUNWAY 21 TREE OBSTRUCTION REMOVAL DESIGN PROFESSIONAL SERVICES ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Contract award: Wilbur Smith Associates
  - Contract amount: \$179,188
  - Funds generated: FAA grant (95% pending), State grant (2.5% pending), and the Airport Enterprise Fund (2.5%). The local matching share of \$4,500.
15. WORK ORDER SOFTWARE FOR PUBLIC WORKS ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Contract award: Tracker Software Corporation Corp., Snowmass Village, Colorado
  - Contract amount: \$66,700
  - Funding source: #15060-54112 (Data Processing Software)
16. SC AERONAUTICS COMMISSION PROJECT NO. 10-001 (HILTON HEAD ISLAND AIRPORT) ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Grant Offer: \$65,125 (SC Aeronautics matching 2.5% share)
  - Projects: Runway safety area drainage improvements and construction of a new Aircraft rescue and Firefighting facility, as well as design services for clearing Runway 3 tree obstructions for meet a 34:1 slope and avigation easement legal expenses.
17. SC AERONAUTICS COMMISSION PROJECT NO. 10-002 (BEAUFORT COUNTY AIRPORT AT LADY'S ISLAND) ([Backup](#))
  - Public Facilities Committee discussion and recommendation to approve occurred March 23, 2010 / Vote 6:0
  - Grant Offer: \$26,644 (SC Aeronautics matching 2.5% share)
  - Projects: Runway and taxiway overlay, airfield electrical improvements, and Runway 7 Phase II tree obstruction removal projects.
18. AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE, ARTICLE XV, SECTION 106-3176(2). SIGNAGE REQUIREMENTS FOR CORRIDOR OVERLAY DISTRICT (ADDS SCHOOL AND HOUSE OF WORSHIP SIGNS AS ALLOWABLE CHANGEABLE SIGNS) ([Backup](#))
  - Consideration of second reading to occur March 29, 2010
  - Public hearing to occur Monday, April 12, 2010, beginning at 4:00 p.m. in Council Chambers of the Administration, 100 Ribaut Road, Beaufort
  - First reading approval occurred March 15, 2010 / Vote 10:0

- Natural Resources Committee discussion and recommendation to approve occurred March 1, 2010 / Vote 7:0

19. AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE, APPENDIX I, DIVISION 5, SECTION 5.8.E (SIGNAGE – SPECIAL CONDITIONS) (ALLOWS ADDITIONAL SIGNS FOR SINGLE OCCUPANCY BUILDINGS DESIGNED WITH A MULTIPLE STOREFRONT FACADE IN LADY’S ISLAND VILLAGE CENTER) ([Backup](#))

- Consideration of second reading to occur March 29, 2010
- Public hearing to occur Monday, April 12, 2010, beginning at 4:00 p.m. in Council Chambers of the Administration, 100 Ribaut Road, Beaufort
- First reading approval occurred March 15, 2010 / Vote 10:0
- Natural Resources Committee discussion and recommendation to approve occurred March 1, 2010 / Vote 7:0

20. TEXT AMENDMENTS TO CHAPTER 14, ARTICLE II, ANIMAL CONTROL ORDINANCE (Rewrite of Ordinance) ([Backup](#))

- Consideration of second reading to occur March 29, 2010
- Public hearing to occur Monday, April 12, 2010, beginning at 4:00 p.m. in Council Chambers of the Administration, 100 Ribaut Road, Beaufort
- First reading approval occurred March 15, 2010 / Vote 10:0
- Public Safety Committee discussion and recommendation to approve occurred March 1, 2010 / Vote 7:0

21. AN ORDINANCE TO AMEND CHAPTER 18 OF ARTICLE III (BUSINESS AND PROFESSIONAL LICENSE) ([Backup](#))

- Consideration of first reading approval to occur March 29, 2010
- Finance Committee discussion and recommendation to approve occurred March 22, 2010 / Vote 6:0

22. [COMMITTEE REPORTS](#)

23. PUBLIC COMMENT

24. ADJOURNMENT

County TV Rebroadcast	
Wednesday	11:00 p.m.
Friday	9:00 a.m.
Saturday	12:00 p.m.
Sunday	6:30 a.m.

Cable Casting of County Council Meetings <i>The County Channel</i>	
Charter Cable	CH 20
Comcast	CH 2
Hargray Cable	CH 252
Hargray Video on Demand	600
Time Warner Hilton Head Cable	CH 66
Time Warner Sun City Cable	CH 63

Official Proceedings  
County Council of Beaufort County  
March 15, 2010

The electronic and print media were duly notified in accordance with the State Freedom of Information Act.

The regularly scheduled meeting of the County Council of Beaufort County was held at 4:00 p.m. on Monday, March 15, 2010, in Council Chambers of the Administration Building, 100 Ribaut Road, Beaufort, South Carolina.

**ATTENDANCE**

Chairman Weston Newton, Vice Chairman D. Paul Sommerville and members Steven Baer, Gerald Dawson, Brian Flewelling, Herbert Glaze, William McBride, Stu Rodman, Gerald Stewart and Laura Von Harten were present. Rick Caporale was absent.

**PLEDGE OF ALLEGIANCE**

The Chairman led those present in the Pledge of Allegiance to the Flag.

**INVOCATION**

Councilman William McBride gave the Invocation.

**ANNOUNCEMENT / 2010 CENSUS QUESTIONNAIRES**

The Chairman announced the Beaufort County Complete Count Committee (appointed by County Council) reminds everyone the 2010 Census questionnaires will start arriving at your home address in mid-March. Participating in the 2010 Census helps all of us. It insures we receive proper funding and representation. By law all private information is kept private and secure. So please participate. It's our future. It is 10 questions, takes 10 minutes and secures our fair share of state and federal funding for 10 years!

**REVIEW OF PROCEEDINGS OF THE REGULAR MEETING HELD FEBRUARY 22, 2010**

It was moved by Mr. Baer, seconded by Mr. Stewart, that Council approves the minutes of the regular meeting held February 22, 2010. The vote was: FOR – Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSTAIN – Mr. Newton. ABSENT – Mr. Caporale. The motion passed.

## **PROCLAMATION**

The Chairman proclaimed March 2010 as Disabilities Awareness Month and encouraged our citizens to recognize the many contributions made by people with disabilities in their communities, and to work together to promote increased opportunities for people with disabilities. Ms. Liz Santagati, Board Chairman and members Ms. Beverly Smith-Dore, Mr. Jim Mathews and Mr. Jonathan Brown accepted the proclamation.

## **PUBLIC COMMENT**

The Chairman recognized Mr. Jim Bequette, member of the Board of Education, who said he attended the Finance Committee where the business license ordinance was discussed. He found a conflict between pages 3 and 7 concerning the \$500 fine. In 2002 he, along with several other individuals, did an assessment on business license tax enforcement after it had been in effect two full years. The assessment occurred in August, long after the renewal period and found only 18% compliance, non-scientific. A year later a member of the Finance Oversight Committee did a 100% sampling of Sheraton Park and found only 48% compliance. In 2006, some members did a sample of unincorporated Lady's Island and found 36% compliance of the trucks going in and out of Dataw Island. After calling the Business License Office, Mr. Bequette found the company doing SCDOT tree trimming was not licensed. Using the 2006 sampling, Mr. Bequette selected ten companies that did not have a business license and found five did not have a license four years later. One of the five may be legitimate because they are no longer in business. One of the companies is a realty company with a New York City telephone number. There does not seem to be an awareness of County employees, who drive the roads, to pay attention to who has licenses. Enforcement is needed as well as the \$500 penalty.

## **COUNTY ADMINISTRATOR'S REPORT**

### **Three-Week Progress Report**

Mr. Gary Kubic, County Administrator, circulated copies of his Three-Week Progress Report, which summarized his activities from February 22, 2010 through March 12, 2010.

### **Presentation / Department of Social Services**

Mr. Keith Davis, Director of the Department of Social Services, announced his resignation effective April 2, 2010. Mr. Ronald Smith will serve as interim director. Mr. Benjamin Gillens will represent DSS during the disaster training event in Emmitsburg, Maryland.

The Food Stamp Program was renamed by Congress and is now the Supplemental Nutrition Assistance Program (SNAP Program). DSS has seen a 50% participation increase in SNPA statewide. Beaufort County has seen an increase, especially in the Bluffton area. Since June 2008 State DSS had a \$48.4 million budget cut, plus the loss in federal matching dollars. Most DSS programs are funded with federal dollars. When state dollars are cut \$1 we lose \$2 of

federal dollars. In September 2009, DSS was notified it was no longer eligible to apply for Temporary Assistance for Needy Families (TANF) Block Grant funds in the amount of \$16.2 million. DSS was also notified of the state-imposed hiring freeze and the elimination of vacant positions. A second reduction in force (RIF) is planned July 2010 to address an additional 15% cut in State DSS budget and additional loss in federal matching dollars.

SC DSS plans for addressing the challenge of meeting the need of South Carolina citizens in spite of these budget cuts include: working smarter, cancellation of state contract, universal caseload, pooling staff resources by reducing and/or eliminating satellite offices in most counties.

When recruiting people to serve on the Social Services Board, Mr. Davis encouraged Council to consider six principles: everyone desires respect, everyone needs to be heard, everyone has strengths, judgment can wait, partners share power and partnership is a process.

### **Bond Sale Results / \$48,755 Million General Obligation Bond Anticipation Notes Refinancing 2010**

Mr. David Starkey, Chief Financial Officer, informed Council during the prior year there was a \$48.755 million bond anticipation note (BAN) one-year borrowing, which included \$20 million of referendum Rural and Critical Lands borrowing and \$28.755 million of general obligation bond borrowing.

The process of borrowing started with Council approving a set list of items to fund, coordinating that list with the County's bond counsel (McNair Law Firm, PA) and the County's financial advisory (Ross Sinclair & Associates, LLC), interviewing with rating agencies (Standard & Poor's and Moody's), bidding and closing.

The initial \$48,755 million BAN, Series 2009 was considered a one-year borrowing. Major items to fund included: \$20 million Rural and Critical Lands (part of referendum), \$10 million new law enforcement center / detention center, \$8 million radio upgrade, \$3.4 million parks (Buckwalter and Burton Wells), \$2.3 million St. Helena Library, \$1 million land acquisition for law enforcement center and \$1 million Disabilities and Special Needs Adult Day Care Building. The initial AB had nine bidders. JP Morgan Securities, Inc. was the winning bidder of the one-year borrowing. Net interest cost was 0.642% which includes a \$540,205 bond premium at a 1.75% interest rate.

To refinance the \$48.755 million BAN, the County, in conjunction with its financial advisor, determined it was best to split the borrowing between General Obligation Bonds and Build America Bonds (the latter stimulus-related dollars) in order to get the best rates possible. Moody's and Standard & Poor's (S&P) kept the County's bond ratings at Aa2 and AA+, respectively. Those ratings are third from the top. Beaufort County was one of a few counties to remain stable. A lot of counties have been downgraded from Moody's and S&P due to the poor economy and the effect it had on many local governments. Needless to say, \$24,205,000 was

refinanced into General Obligation Bonds and \$24,550,000 was refinanced into Build America Bonds.

As to the \$24,205,000 General Obligation Bonds, there were eight bidders. Morgan Keegan & Co., Inc. was the winning bidder. The net interest cost was 2.41%, with a \$2,913,639 bond premium with interest rates from 2% to 5% ranging from 2001 to 2020. Another way these bonds were financed, in conjunction with the County financial advisor basically determined the GO bonds would be paid off first and the Build America Bonds would be paid off after that. That gave the County the best and most favorable interest rates. Other bids ranged from 2.41% to 2.62% net interest cost with premiums ranging from \$2,913,639 to \$6,852.

Regarding the \$24,550,000 Build America Bonds, there were four bidders. MBO Capital Markets GKST, Inc. was the winning bidder. The net interest cost was 3.31%. There were no bond premiums. The federal government discourages premiums to be handed out for these types of bonds. The interest rates between 2020 and 2029 are 3.01% to 3.66%. Other bids ranged from 3.31% to 3.59% net interest costs.

What was purchased? The County's return on investment includes: More efficiency with technology investment; Safety increased with law enforcement, emergency management and detention center investment; Prevention of overdevelopment with rural and critical land investment; Investment in citizens of Beaufort County with investments in libraries and parks. All of which is funded by low interest rates.

Mr. Kubic noted having nine bidders involved in this process is not something that just occurs. It comes through a great deal of effort. It speaks well of the overall economic condition of our County. Most people do not realize that Council is the Board of Directors for in excess of \$200 million in a variety of functions. It is not always general fund. It comes in a variety of forms and functions, but all of it has a bottom line. On the comprehensive plan if you want to see that in cash and investments, it is there. Our reporting capabilities and things we have done over the last ten years — from a \$4 million reserve to a \$24 million reserve and how we distribute that money in providing essential services — Council should be commended for that. Keep in mind, despite a horrendous economy, we made a \$1 million contribution into the reserve last year which means that we spent \$1 million less than we brought in and put it into the bank account.

Mr. Stewart asked for a progress report on library impact fees. Mr. Kubic replied the objective of the March 10 meeting with Beaufort City Manager Scott Dadson was to introduce the topic to have Mr. Dadson and his administrators aware the County is interested in developing a pathway to at least discuss with the two Councils, about that topic.

### **Disabilities and Special Needs Adult Day Care Center Ground Breaking**

Mr. Kubic said the process a new Disabilities and Special Needs Adult Day Care Center began when he started here in 2004. He suggested at that time we, perhaps, visit the possibility of building a new facility for DSN and basically moving them out of a smaller area into an area that would better serve our clients. Mr. Kubic is happy to bring forward to Council today that on



February 24 at 9:00 a.m. Beaufort County took a giant step forward in serving our special needs citizens in our County. We broke ground for a new 10-acre campus to house DSN Day Care Program, as well as administrative officers. The \$6 million complex includes three buildings totaling a little more than 25,000 square feet. We received a grant from State DSN for \$800,000 and a second grant from the federal government of \$500,000 toward that effort. The rest was graciously Council's decision through CIP funds. Council viewed a short excerpt of video of the ground breaking.

### **2010 Annual Planning Meeting**

Mr. Newton remarked on March 11 Council concluded its final day of a three-day retreat identifying its policy agenda for 2010, which consists of five topic priority items and five high priority items, as well as management targets both top and high priority.

Policy Agenda 2010 Targets for Action Top priority items: Complete the Airport Master Plan for the Hilton Head Island Airport, Rural and Critical Lands Program future bond direction and referendum, establishment of a Water-Quality Office, Countywide Form Based Code and County services review and prioritization.

High priority items: BMP Manual Update with regard to the stormwater ordinance modifications, a strategy and consideration with regard to a potential spec building at the Beaufort Commerce Park, reviewing alternative County revenues and fees update, analyzing and understanding the state budget regard the Mental Health and Disability and Special Needs Program and the Solid Waste Disposal and Recycling Program and strategy.

Management Agenda 2010 Target for Action Top Priority: County campus buildings renovations, proceeding with St. Helena Island Library, Smart Decline Contingency Plan and Financial Planning and Reporting.

Management Agenda 2010 Target for Action High Priority: Transportation Model update, refining and reviewing our financial policies, establishing a compliance officer for Small and Minority-Owned Business Program, proceeding with the Transfer of Development Rights Program, proceeding with the Daufuskie Island Plan and review of Emergency Medical Services.

Mr. Baer attended three days of the retreat and Council spent about 400 person hours at that retreat very carefully crafting the words of our top ten items, management objectives, etc. He was upset on Saturday morning when he read in *The Island Packet* the list of outputs. He was upset with one of them and sent an email to Council about it. He thought it was an error in the newspaper. However, Mr. Baer just heard Mr. Newton's paraphrasing of the total list again and that error cropped in again. He does not want to be specific, and will talk off line to the Chairman about it, but it is very important when the facilitator puts together the list that he pay attention to the words written on the easel charts because they were very carefully designed to constrain certain projects and get certain outputs before other outputs and before we spend a lot of money on them. It is very important the facilitator be instructed to use the words Council agreed to in the three days.

### **Point of Personal Privilege**

Mr. Newton said he spoke to a couple of Council members who were in attendance at the Lowcountry Council of Governments (LCOG) meeting within the past couple of weeks. Mr. Newton understands at that meeting there were certain suggestions made in the Sembler discussion about continued discussions with Beaufort County including discussions with Mr. Newton and comments made by him with regard to the multi-county business park (this matter was tabled by Council.) Without getting into differences of opinion, Mr. Newton has obviously stated how he feels about the Sembler project and the challenges he believes it brings to bear on the citizens of Beaufort County, but he wants to be absolutely crystal clear as to his activities. Mr. Kubic and he met with the Mayor and Manager of the City of Hardeeville on one occasion. At that time this Council entertaining the multi-county business park, specifically to share that while the multi-county business park was being considered by committee and being advanced to County Council, there was a reinstating concern with regard to S.C. Highway 170 impacts and with regard with environmental impacts both of which led to County Council tabling the multi-county business park. Mr. Newton was troubled too, at the suggestion, that perhaps Beaufort County was more involved in discussions. He asserted that the Priority Investment Act is a failure in terms of communication between our governmental entities on that project and he will continue to do so. He wanted to clarify there were not ongoing discussions on his part and wanted to make sure Council, as well as anybody else who is involved and participates in LCOG, was fully apprised of that rather than hearing certain suggestions about ongoing discussion.

### **Investigations of County Employees of Constitutional Officers Not Subject to County Administration Purview**

Mr. Gary Kubic, County Administrator, said his comments purposefully will be limited because the two referenced areas of ongoing reviews are being investigated as we speak. The first investigation involves the Clerk of Court Office. The review insofar as audits involves two processes. The first is complete and resulted in the necessity without a judgment to review a second more extensive area that is going to involve a little bit of time. We are carefully going through those accounts, one by one.

The second investigation involves the Treasurer's Office. One employee has been arrested. At present we have both Elliott Davis, conducting their responsibility as our external auditors, as well as a second forensic team, comprised primarily of four individuals, who are conducting various tests for both compliance procedures and wrongful enterprises if those are revealed as well. Mr. Kubic has been involved in several briefings and is monitoring the progress of each. Both investigations are being conducting under the auspicious of the Solicitor and as he deems fit the investigation takes certain pathways and he will advise all of us as to when the reviews will be concluded and the results of those reviews.

Mr. Newton inquired of the funding source to pay for these audits. Mr. Kubic replied the County asked for the State Insurance Fund so their attorneys and representatives were in our offices last week where we discussed the surety aspect of the bonds that are included in both offices. The

second source we have requested the state, since both officers are, in part, under some jurisdiction of a state authority. The third source could be the proceeds of the County general fund. The fourth could be administrative funds established within the normal conductivity or processes of each office where a derivative portion of a transaction is held for administration costs incurred by those two governmental units. Staff identified a five-source capability. What is important in some of these reviews is that there are separate accounts established for separate reasons and they involve residents of Beaufort County so they have to be checked and we are doing that.

Mr. Newton said collectively Council believes public creditability and confidence is tantamount to moving this County forward. At the third and final day of the 2010 annual planning meeting, Council confirmed breaches of the public's trust are totally unacceptable. It under minds our ability to be able to do the people's business. While these employees do not report to the County Administrator, these are two instances of employees not in direct authority of the County Administrator. County Council believes it was important to go on the record, and its expectation is, to the extent of County Administrator's office has any input whatsoever, that the individuals involved and the circumstances should be prosecuted to the fullest extent – criminally or civilly. These breaches of public trust challenge our ability to move this government forward. We stand united in saying that they are totally unacceptable and should be dealt with appropriately.

Mr. McBride remarked the employees in question with the missing funds do not answer/report to the County Administrator and are not under his jurisdiction. Is that correct? Mr. Kubic agreed in the affirmative. Mr. McBride said some people think County Council is responsible. He wants to make it clear these individuals are under the purview of other elected official, not County Council.

Mr. Rodman echoed the comments that a lot of people in the county are confused about whom the employees work for. He encouraged the County Administrator, as he goes forward, if there are differences he might want to suggest to the state and ought to consider legislatively. Mr. Rodman finds some of the ways we do things in South Carolina financially are a little archaic and perhaps there are some recommendations, conceptually, we may want to pass along to our Legislative Delegation for consideration. Sometimes this split responsibility may slip too far.

Mr. Kubic replied in other states where he worked the regulatory statutes are a little stronger than they are here in South Carolina. It is point well made. He talked about it with staff and spoke about it with certain members of the State Assembly and Solicitor. Mr. Kubic fully intends to reiterate some of his findings, observations and comments to state authorities as well, particularly, about audits and what is required to be reviewed in those audits as a matter of routine. Once you establish that routine you just keep building upon it. We really do not have a sound basis. He looks forward to carrying those forward to Council, review, acceptance and moving it forward to where it needs to go.

Ms. Von Harten inquired about changing the form of government. Mr. Kubic said that is not part of these audits. However, it is always interesting to look at things like that. As Mr. McBride said, sometimes the taxpayer does not understand or distinguish the difference between

departments or elected officeholders. Therefore, it becomes even more imperative that Mr. Kubic's staff, administration, the employees who report to him, become more involved with the community and more aware of what they do. Performance is the measure of what we try to achieve from our administration. We want to carry that message across the board because when one writes their check to the Treasurer for taxes it is one amount with a lot of different components within that bill.

### **DEPUTY COUNTY ADMINISTRATOR'S REPORT**

Mr. Bryan Hill, Deputy County Administrator, circulated copies of his Three-Week Progress Report, which summarized his activities from February 22, 2010 through March 12, 2010. Regarding the upcoming budget cycle, the Finance Team prepared a short presentation regarding the current budget schedule, the assumptions staff gleaned from the three-day annual planning meeting, as well as what Chairman Newton has provided us. Personnel requests were due March 5 and 31 new positions were requested. The five-year budget submission was due March 12. Finance Committee meetings are scheduled March through April. The ultimate goal is to be two months ahead of the curve. First reading is March 10, second reading is March 24 and third and final reading is June 14. This leaves two weeks for a follow up third reading, if needed, from other entities. Mr. Hill feels the County is pushing the envelope and plans to work with the fire districts, school district and other entities.

Discussion items: millage increase, i.e., debt versus operations; employee salaries, merit/cost of living, benefits; projected increase; and employer provided benefits – group health [projected increase of \$433 per employee (not what the employee pays)], dental (preliminary discussions 9% increase), workers compensation, employer pension contribution for law enforcement (.5% increase) and fuel and utilities (2.5% to 5% increase).

New initiatives/future plans: Administration/courthouse renovations, investigated lease options with Beaufort City as it relates to the Arthur Horne Building, Sheriff's Office on Hilton Head Island (mid island), Human Services building renovations, development of the St. Helena Island Library, Lady's Island community park concept (including 2015 CIP), Burton Wells Phase 3, Bluffton Oyster Factory, Coroner office facility development, economic development (land purchase), solid waste facility development, external funding discussions, vehicle replacement programs, Ferry service partnerships, technology upgrades, funding environmental initiatives.

Mr. Kubic tasked Mr. Starkey and Mr. Hill with holding a capital projects workshop with Finance Committee and Council sometime during April.

Mr. Rodman said Council identified at the retreat state cutbacks in the human services areas that Council may have to address. He asked Mr. Hill to add that item to the list.

Mr. Newton inquired of budget guidance coming forward from Council to staff at the April meeting of the Finance Committee. Mr. Rodman replied the last two years held on the line on tax increases and that should be our going-in goal. But, we know we have certain approved

items in the debt area that may require a tax increase. We want to be more reactive to what staff is saying.

Mr. Sommerville understands the new bond issue will require a millage increase on the debt side. Mr. Hill replied in the affirmative.

Mr. Baer thinks Council owes staff three cases that ought to be studied in the budget review process – standing still millage case, maximum under the cap millage case and then something in between. Anytime Council reviews the forward-looking plans, they must include both capital and expense because in many of these projects, capital can be managed, especially through grants, but the expense will kill us. Two of the items that came out of the retreat were services and fees. We have to include opportunities for new revenue sources. Mr. Baer is going to make his annual pitch once again to see if we can capture \$300,000 to \$500,000 per year out of the Hilton Head Island Airport by charging landing fees for large aircraft (not small private plans), charging parking fees for general aviation and a couple of other very modest things that amount to about one minute of operations time which would produce enough money to fund shortfalls in DSS and a couple of other programs.

Mr. Stewart referred to the state millage cap. It is his understanding the CIP is zero and growth is pretty close to it. There is not going to be much spread from where we are to where in the cap it going to step in. The sooner we hear something on that it will help a little bit as well.

Mr. Newton underscored two items: Council held the line for two years and Council returned \$1 million to fund balance and did not lay off any employees. Effectively, we have had no reduction in service. That is certainly a tribute your staff's good work. The problem is staff has now set the pace. In an era where most local governments have to enter into furloughs, reduction in force and layoffs, Beaufort County government has been very fortunate, through staff's hard work and sharpened pencils, not replacing employees as well as a operating a more efficient government. We are still deep in this recession. He suspects County government will be again with a no operational increase, and perhaps even looking at having to take up the slack in some areas where the state has unfortunately passed their cuts on to the least of these. Now we may have to prioritize the service we deliver in a way we have not done so in the past to make sure folks are not falling through the cracks yet recognizing the budget challenges and difficulties we all have.

**RE-ROOFING FOR THE COUNTY MAIN BRANCH LIBRARY AND HUMAN SERVICES BUILDING**

This item comes before Council under the Consent Agenda. It was discussed and approved at the February 23, 2010 Public Safety Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council awards a contract to CEI Group, LLC in the amount of \$225,500 to re-roof the Beaufort County Main Branch Library and Human Services Building. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr.

Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

### **ENGINEERING DESIGN SERVICES FOR BOUNDARY STREET STREETSCAPE**

This item comes before Council under the Consent Agenda. It was discussed and approved at the February 23, 2010 Public Safety Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council awards a contract to Thomas & Hutton Engineering Co. for \$550,000 for engineering design services for Boundary Street Streetscape. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

### **C. C. HAIGH BOAT LANDING IMPROVEMENTS**

Ms. Von Harten questioned the timing of these improvements. The Chairman replied he raised this very question during the agenda review meeting because of the timing of the year and closing this boat landing. However, there were assurances made Mr. Kubic and others that this could be accomplished expeditiously, finished prior to the summer and be confirmed prior to moving forward with the contract.

Mr. McFee, Deputy Director-Public Safety, said the contract completion date is June 1, 2010 which is the contractor's expedited date at no additional cost to the County. As you know, there are few times in Beaufort County when it is a good time to close a boat ramp. There is a penalty if the contractor fails to complete the performance date.

Mr. Rodman said given the proximity to the Memorial Day weekend and the importance of that, it seems Council ought to consider awarding this contract subject to the contractor finishing it for Memorial Day weekend. If the contractor cannot do it then, maybe we ought to hold off on it. Mr. Rodman would be surprised if the contractor cannot complete the project.

Mr. McFee remarked we can discuss a phased approach where the ramp portion is completed prior to that weekend and then the subsequent dockage work, piles and floating dock, take place afterwards. There is no floating dock there now on the landing side.

Mr. Newton's concern is that the ramp is closed for ten weeks and there is nowhere else to put a boat it. All Joy is overcrowded. Bluffton Oyster Factory is overcrowded. In terms of Mackay Creek and Calibogue Sound on this side of U.S. Highway 278 there is not another place.

### **Main motion.**

It was moved by Mr. Flewelling, seconded by Mr. Glaze, that Council awards a contract to Alpha Construction Company in the amount of \$275,555 to improve the C.C. Haigh Boat Landing.

**Motion to amend by addition.**

It was moved by Mr. Flewelling, seconded by Mr. Glaze, that Council amends the motion to approve the contract subject to the Deputy Director-Public Safety negotiating a phasing so that this ramp will not be closed for ten weeks and that the work on that ramp gets done first and foremost of the activity in phasing before the dockage work, piles and floating dock. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

Mr. Newton said it is unacceptable to have this boat landing closed for ten weeks without another alternative. It underscores the fact that we do not have enough boat landings in the southern portion of the County.

**Vote on the amended motion, which is now the main motion, and includes the motion to amend by addition.**

Council awards of a contract to Alpha Construction Company in the amount of \$275,555 to improve the C.C. Haigh Boat Landing subject to the Deputy Director-Public Safety negotiating a phasing so that this ramp will not be closed for ten weeks and that the work on that ramp gets done first and foremost of the activity in phasing before the dockage work, piles and floating dock. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

**HILTON HEAD ISLAND AIRPORT PARKING CONCESSION**

This item comes before Council under the Consent Agenda. It was discussed and approved at the February 23, 2010 Public Safety Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council awards a contract to Republic Parking System to manage the public parking concession at the Hilton Head Island Airport. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

**SOLE SOURCE CONTRACT FOR DESIGN SERVICES FOR COURTHOUSE, ADMINISTRATION BUILDING AND DETENTION CENTER REHABILITATION**

Mr. Rodman supports the contract award, but has one concern and that is the courtyard area which is common to all three buildings and the disposition of Arthur Horne Building, which is on the CIP list. He is concerned about designing for two of the buildings, including the courtyard, and the fact this design should include what the courtyard is going to look like with what will happen where the Arthur Horne Building is. It is very logical to incorporate the Arthur

Horne Building in this contract. Would waiting two or three weeks to understand what we are going to do with the Arthur Horne Building harm us in any way?

Mr. Hill, Deputy County Administrator, replied Glick Boehm Architecture are going to do complete rendered of our entire complex, with and / or without the Arthur Horne Building. The County is in discussion with the City of Beaufort about leasing space. What we are going to do with the Arthur Horne Building is not an amendment to the contract.

It was moved by Mr. Glaze, as Public Facilities Committee Chairman (no second required), that Council awards a sole source contract award to Glick Boehm Architecture (GBA) for \$725,000 for design services for the Courthouse, the Administration Building and the Detention Center Rehabilitation. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

### **PROFESSIONAL SERVICES FOR SOLID WASTE TRANSFER STATION FATAL FLAW ANALYSIS**

This item comes before Council under the Consent Agenda. It was discussed and approved at the February 23, 2010 Public Safety Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council awards a contract to R.W. Beck, Inc. in the amount of \$79,800 for solid waste consulting services to conduct a solid waste transfer station fatal flaw analysis for up to three sites, as well as to update the results of the previous R.W. Beck study. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

### **SIGNATURE FLIGHT SUPPORT HANGAR PROPOSAL**

Mr. Baer said Council is being asked to approve a contract which puts the taxpayer at a disadvantage. First, Signature has done nothing wrong. They are acting in their own best financial interests. Coin Toss has done nothing wrong. In fact, Mr. Caporale and I wrote a memo to Mr. Kubic on November 18, 2009 that we should rent the land to them immediately at a fair rate. (A full copy of our November 18, 2009 memo is also contained in the Public Facilities Committee Minutes of February 23, 2010.) But someone has to look out for the County taxpayers' interests in this deal. Who is that? The land is valuable - likely one of the last hangar suitable parcels available at this airport. The rent we are stuck with in our initial contract severely undervalues it.

Signature realizes this. They will get the land from the County taxpayers for 12.48 cents per square foot per year. Then Signature will immediately turn around and rent it to Coin Toss for 26 cents per square foot per year - More than a 100% markup. We are stuck with this via a very bad contract. But Signature has not lived up to its side of that contract. It is trying to make us a land



bank - renting the land piecemeal only when needed to make a profit for itself, instead of taking it in 1.5 acre parcels as the contract clearly states. That deprives the County of revenue.

As Mr. Caporale and I wrote to Mr. Kubic in our November 18, 2009 letter: Instead of exercising its option on the full 3 acres per 3.1.6, (via options on 2 parcels of 1.5 acres each) and paying the County accordingly, Signature is trying to lease land ala-carte from the County as it needs it, and then sublease it at a profit to itself. This has deprived the County from receiving a cumulative \$61,000 through 2009, plus an additional \$14,000 in 2010 and years thereafter, and as much as \$22,000 in the last year (2028) of the lease. By taking only a small amount of the 1.5 acres, Signature may also be preventing the County from using the rest of the land for our best purposes.

The contract has renewal clauses to 2028 in Signature's favor, not the County's. The County's opportunity to renegotiate is 2028, not 2018 as some thought. So we are stuck with this bad deal for a very long time.

If Signature does not want to live up to all of its obligations in this contract, we should go out to bid for other users - such as a direct lease to Coin Toss. Mr. Andres stated on February 23, 2010, that as a publicly funded airport we would have to put out an open RFP process. That is exactly the point: (i) Why would we want to condone use of a third party like Signature to get around the spirit of a County or State rule requiring open bidding? (ii) This is public land. Why would we not want to get the public the best price for it, especially since we know it is a valuable parcel? (iii) Signature (via its transfer of the CACI contract) is already the beneficiary of a long term management contract for the County hangars provided by an unknown process. The 25% fee on rents in that contract is the primary reason our County hangars continue to lose money and require a taxpayer subsidy. (iv) Signature also has other long term contracts that appear disadvantageous to the County. We have asked these be reviewed. They have refused. I want to repeat that Signature has done nothing wrong - they are just acting in their own best interests. (v) But why would we want to now interpret this one opening in the contract in Signature's favor? Or to condone another such long term deal without a competitive process? It makes no sense.

Beaufort County was officially notified of the Signature - Coin Toss deal on January 6, 2009, over 14 months ago. Since then, due diligence was done by the airport administration on the issues that concerned them and the FAA. There was more than enough time during that period to also include the public's interest. Why was that interest ignored? Warning of this issue came up months ago in Airports Board discussions and minutes -- again the public's interest was ignored. The issue came up again in our November 18, 2009 letter to Mr. Kubic - ignored again. There still is ample time to use a proper public procedure without causing inordinate delay. Tonight, are we going to ignore the public's interest again?

In conclusion someone needs to look out for the financial interests of the taxpayers of Beaufort County. Who is doing that? It is not the airport administration. This Council is the last resort. The initial long term contracts were signed at a time when there was much less transparency in the airport processes. We are stuck with most of them. They contribute to the losses at this airport that must be made up by the general taxpayer. But in this instance we have the

opportunity to break away from one part of a bad contract. We have the responsibility to do a much better job protecting the public interest by negotiating a better deal for the taxpayer. We ought to seize that opportunity.

Mr. Sommerville said the duration of lease tracks the duration of our lease with Signature which expires in 2018 with a ten-year option which they may or may not be able to exercise. Assuming they can, this will be an 18-year lease. Assuming that they cannot, it would be an eight-year lease. Coin Toss is actually Mr. Don Ryan, who is the CEO of CareCore one of our best contributors in terms of economic development. Mr. Sommerville appreciates the fact that Mr. Ryan is willing to base his aircraft here given the fact that we have 10.5% aircraft tax. There is a lot to be gained here for Beaufort County by approving this contract. There is a lot to be lost by not approving this. Mr. Sommerville will enthusiastically support it.

Mr. Rodman stated a contract is a contract. If there is a portion of the contract that is not being addressed, that if useful for discussion.

Mr. Ladson Howell, Staff Attorney, has reviewed the contract thoroughly and is thoroughly familiar with the contract. He does not know if there is any part of the contract that had not been addressed.

Mr. Baer replied paragraph 3.1.6.1 says “Beginning in 2004 . . . Signature has the right to lease a site of 1.5 acres.” It does not say piecemeal. It does not say a square foot at a time. It says 1.5 acres and that is the heart of it. If they want it, lease all 1.5 acres and give us the full revenue. If they don’t want it, let us immediately lease it ourselves to Mr. Ryan to go out for public bid to get the most money for it. They have not lived up to the contract.

Mr. Rodman said he understands under the contract they should lease 1.5 acres. How much money is involved?

Mr. Bear replied probably another \$5,000 or \$6,000 a year. It is not a lot, but it is something. There is the question of back rent. A member of the Airports Board has suggested that we consider back rent – make them lease it the date of the option – subject to negotiation and legal review.

Mr. Rodman said that may be another question for the Staff Attorney.

Ms. Von Harten remarked sometimes there is just a reason for turning something over and that is so it can get done. Especially when there is not that much money involved.

Mr. Newton asked Mr. Howell if this was a proper exercise of the option. Mr. Howell replied Council has the ability to approve this contract under the option theory of the old contract with Signature.

Mr. Newton remarked the Airports Board favorable supports this proposal. Mr. Baer alluded to the fact that Council has know about this contract since January 2009. Mr. Ryan and his

company's contribution to the County and suggestions that there are other ways of doing it, if we cannot figure out a way to do something over the course of 12 months, then government is becoming more of an obstacle than it should be in terms of serving, ultimately the taxpayers.

Mr. Baer said it has been known for 14 months during which time the Airports management did due diligence for certain issues they were interested in. They were aware of this problem and they did not do due diligence on this problem. Secondly, Mr. Ryan's plane is hangared already in a Signature hangar so it is not going to be out in the hail. In November 2001, Mr. Caporale and he wrote a letter to Mr. Kubic in favor of immediately renting or providing an option under a suitable contract to Mr. Ryan. This matter could have concluded in the November. It is nothing we did that slows this thing down. Someone has to look out for the interest of the taxpayer of Beaufort County. He cannot figure out who that is. Council is the last resort here.

Mr. Stewart pointed out this issue was discussed in committee. We had the same comments in committee. We listened to them. We voted in committee to move it forward. The taxes we will gain having this here in Beaufort County far outweigh what we are talking about here. He understands the principle and we should adhere to it.

The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. OPPOSED – Mr. Baer. ABSENT – Mr. Caporale. The motion passed.

**AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE, ARTICLE XV, SECTION 106-3176(2). SIGNAGE REQUIREMENTS FOR CORRIDOR OVERLAY DISTRICT (ADDS SCHOOL AND HOUSE OF WORSHIP SIGNS AS ALLOWABLE CHANGEABLE SIGNS)**

This item comes before Council under the Consent Agenda. It was discussed and approved at the March 1, 2010 Natural Resources Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council approves on first reading a text amendment to the Zoning and Development Standards Ordinance (ZDSO), Appendix I, Division 5, Section 5.8.e (signage – special conditions) (allows additional signs for single occupancy buildings designed with a multiple storefront façade in Lady's Island Village Center). The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

**AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE, APPENDIX I, DIVISION 5, SECTION 5.8.E (SIGNAGE – SPECIAL CONDITIONS) (ALLOWS ADDITIONAL SIGNS FOR SINGLE OCCUPANCY BUILDINGS DESIGNED WITH A MULTIPLE STOREFRONT FACADE IN LADY'S ISLAND VILLAGE CENTER)**

This item comes before Council under the Consent Agenda. It was discussed and approved at the March 1, 2010 Natural Resources Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council approves on first reading text amendments to the Zoning and Development Standards Ordinance (ZDSO), Article XV, Section 106-3176(2) Signage Requirements for Corridor Overlay District (add School and House of Worship Signs as Allowable Changeable Signs). The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

### **PRIORITIZATION OF 2010 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECTS**

This item comes before Council under the Consent Agenda. It was discussed and approved at the March 1, 2010 Community Services Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council approves the prioritization of 2010 Community Development Block Grant Program Projects as follows: infrastructure, community facilities, housing and economic development. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

### **TEXT AMENDMENTS TO CHAPTER 14, ARTICLE II, ANIMAL CONTROL ORDINANCE (Rewrite of Ordinance)**

This item comes before Council under the Consent Agenda. It was discussed and approved at the March 15, 2010 Public Safety Committee meeting.

It was moved by Mr. Stewart, seconded by Mr. Baer, that Council approves on first reading text amendments to Chapter 14, Article II, Animal Control Ordinance (rewrite of ordinance). The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

### **PUBLIC HEARINGS**

### **TEXT AMENDMENT TO THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE (ZDSO), ARTICLE XIII, SEC. 106-2729. STREET DESIGN STANDARDS (TO ESTABLISH CONSTRUCTION STANDARDS FOR UNPAVED ROADS AND TO PERMIT ACCEPTANCE OF UNPAVED ROADS BY THE COUNTY FOR MAINTENANCE OR OWNERSHIP FOR AFFORDABLE HOUSING DEVELOPMENTS WHEN APPROVED BY COUNTY COUNCIL)**

The Chairman opened a public hearing at 6:04 p.m. for the purpose of receiving information from the public regarding a text amendment to the Zoning and Development Standards Ordinance (ZDSO), Article XIII, Sec. 106-2729. Street Design Standards (to establish construction standards for unpaved roads and to permit acceptance of unpaved roads by the county for maintenance or ownership for affordable housing developments when approved by County Council). After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:50 p.m.

It was moved by Mr. Sommerville, as Natural Resources Committee Chairman (no second required), that Council approves on third and final reading a text amendment to the Zoning and Development Standards Ordinance (ZDSO), Article III, Section 106-2729. Street Design Standards (to establish construction standards for unpaved roads and to permit acceptance of unpaved roads by the county for maintenance or ownership for affordable housing when approved by County Council). The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale. The motion passed.

**TEXT AMENDMENTS TO THE BEAUFORT COUNTY ZONING AND DEVELOPMENT STANDARDS ORDINANCE (ZDSO) THAT REPLACES ALL THE COMMUNITY OPTIONS WITH A TRADITIONAL NEIGHBORHOOD DEVELOPMENT OPTION: ARTICLE V, DIVISION 1, TABLE 106-1098 USE TABLE; ARTICLE VI, DIVISION 2, TABLE 106-1526 OPEN SPACE AND DENSITY STANDARDS; ARTICLE VI, DIVISION 3, TABLE 106-1556 LOT AND BUILDING STANDARDS; ARTICLE VI, DIVISION 4, TABLE 106-1617 BUFFERYARD AND LANDSCAPING STANDARDS; ARTICLE XI, DIVISIONS 1 AND 2**

The Chairman opened a public hearing at 6:06 p.m. for the purpose of receiving information from the public regarding text amendments to the Beaufort County Zoning and Development Standards Ordinance (ZDSO) that replaces all the community options with a Traditional Neighborhood Development Option: Article V, Division 1, Table 106-1098 Use Table; Article VI, Division 2, Table 106-1526 Open Space and Density Standards; Article VI, Division 3, Table 106-1556 Lot and Building Standards; Article VI, Division 4, Table 106-1617 Bufferyard and Landscaping Standards; Article XI, Divisions 1 and 2.

Mr. Jim Bequette, representing the School Capital Construction Fee Committee, said somebody referred to him the December 30 supposed fiscal analysis, prepared by the Planning Department, that it only dealt with schools and indicated the school would receive more than \$6,000 development fee within 10 years. Looking at it and one of the statements, Mr. Bequette said he knew it was completely wrong. Eventually he established a meeting with the Planning Department to find out how they arrived at this. When he was talking to the administrative assistant to the Planning Department, Mr. Bequette said to her he wanted to make sure the person who developed the numbers was at the meeting. She replied, “Oh that is the developer.” That developer has 105 acres on the front burner in this switch to traditional neighborhood development. Mr. Bequette met with employees of the Planning Department, who had a little troubling explaining it, but he did get them to admit they used not only debt service millage, but

operations millage to show it was going to get more than \$6,000. You cannot use the operations millage which is around 90 mills and debt service is around 25 mills. They should not have used more than 25 mills. Staff did admit they had help from that developer. It seems to him the Planning Department could have gone to Mr. Starkey, Chief Financial Officer, who is well aware of school funding millage. They could have discussed it with Councilmen Rodman or Sommerville who worked with Mr. Bequette on the \$6,000 school capital construction fees or they could have come to the Board of Education. Mr. Bequette cannot figure out why the Planning Department would go to a consultant, who is involved with this very development change rather than Council or the Board of Education. County Council needs to get some answers as to why the developer is a consultant that led to the development of this document which is totally incorrect and false.

Mr. Reed Armstrong, representing the Beaufort Office of the Coastal Conservation League, who expresses support for this proposed traditional neighborhood district TND option to replace the community option in the Zoning and Development Standards Ordinance. Council received a letter from Mr. Garrett Budds, Executive Director, detailing our reasons for this support. Highlights of some of the major points in that argument: the City of Beaufort and the Town of Port Royal have endorsed the proposal. The option encourages development of walkable communities adjacent to existing public amenities and infrastructure. It follows the intent of the Northern Regional Plan which calls for new development to be in the form of mixed use neighborhoods. It represents what will be called for in any iteration of the form based code which we are moving toward. Finally, traditional neighborhoods represent the sustainable alternative to our typical sprawl pattern of growth.

Mr. George Wilson, a member of the Board of Education and a member of the School Capital Construction Fees Committee, is a little confused. We all talk about losing control. For many years we talked about the municipalities expanding their growth. They were annexing land and putting in higher density. Many people in this community did not like it. He was not a member of the Board of Education at that time, but saw where it was going to affect his taxes because with more density there are more students going to school. We look now at this structure and what concerns him is we are still again looking at density. County Council loses its effectiveness in being able to control development fees and impact fees. It is bad for this County. County Council gives up control.

After calling twice more for public comment and receiving none, the Chairman declared the hearing closed at 6:15 p.m.

Mr. Sommerville, as Natural Resources Committee Chairman, said this proposed text amendments is one of those contentious issues hotly debated for several months at this Council, Committee and at the staff level as well. A summary of it is this. We have had what is called a Planned Community Option on the Zoning and Development Standards books for at least ten years. Unfortunately the Planned Community Option never worked for a lot of different reasons. It is written in a way that was unclear. It was just unworkable. It was appealed to the Zoning Board of Appeals by a particular developer who tried to make it work and could not make it work. The Zoning Board of Appeals looked at it, deemed it unworkable; it did not make any

sense. The Zoning Board of Appeals ordered / instructed the Planning staff to rewrite it in a way that it was workable. The Planning staff has done that and the result of that is the TND. That is the history of how it came about. It only affects an area in Burton where there is Urban and Suburban zoning. It is a small area of the County. It is a forerunner to form based code and this is sort of an interim step to form based code. Regarding the comments from the Board of Education members, nobody is more interested in obtaining school fees than Mr. Sommerville. He does not believe the TND, Council is going to vote on, is going to have a negative impact of our ability to collect school fees. That is an honest difference of opinion. He does intend to support the text amendment.

Mr. Flewelling inquired of vacancies in Shanklin Elementary, Broad River Elementary, Battery Creek High School, Robert Smalls Middle School and the new high school. Mr. Wilson replied there are vacancies / empty seats in all these schools.

Mr. Baer voted against this text amendment twice before and was hoping to hear something different that would cause him to change his mind. But he said he will vote against it again. Just briefly summarizing, Mr. Baer loves TND. He tried to move into a TND. He looked at TNDs all over the Southeast. They are great things. This is the right thing in the wrong place. Exactly like Okatie Village. He said, “Cute development; get into a car to go somewhere. You may walk to your neighbor, but you have to get into the car to go to the mall, etc.” TNDs need to be built immediately adjacent to or within our large municipalities like, Bluffton or Beaufort or, perhaps Hilton Head Island. At the last Council meeting we gave a homework assignment to the people pushing this. The specific homework assignment was check with the Board of Education. Mr. Baer hoped they would come back with new calculations, but does not see that. They went to the Board of Education with some numbers that the developer who is going to benefit from this conjured up. He has not heard anything to change his mind. It is unfortunate. He will continue to vote against this.

Mr. Stewart said it is interesting to hear the comments of Mr. Bequette. In discussions, at least those he was a party to, with the Planning Department he did have some questions about the numbers and concerns. Other than the initial presentation, he does not think the numbers have been looked at again or used in the discussion. Most of us, or least some of us, were aware there was difficulty with the numbers. He has not heard anything about a development having helped arrive at those numbers. He is also concerned about the fact that we are looking at two different things here. We are looking at TND and looking at that as the transition to form base code. Although he is very much in favor of form based code, he thinks Council rushed into this TND activity. In the form based code we are going to have extensive time to think about it, discuss it, get much more information, hire consultants to work on it and help develop it, etc. In the TND we are just trying to put a Band-aid on. It seems to him we are doing this in a neighborhood that does not really want this to happen, the Burton area. We are also talking about a specific developer and to solve a problem for a developer who could not or would not function under the PUD and providing the School development fees we are asking for. Mr. Stewart is having a lot of difficulty with this. He has gone along with it on the first two readings, but is not confident he is going to vote for it this evening. He has heard nothing to the contrary to make him feel good about this. He is concerned if we were to vote it down that would have some kind of a

negative impact on form based code, which he does not want it to do. At the same time, he does not see these necessarily should be tied together. These are two independent issues. He is still not convinced the TND under these circumstances is the right thing to be doing.

Mr. Glaze said Burton has been identified as a growth area. When looking at the 10-year CIP, Phase III of the Burton Wells Regional Park includes a new branch library. Mr. Glaze will vote against the motion tonight. It is the wrong thing and the wrong time.

Mr. Flewelling remarked contrary to what has been said, one half of the districts marked for TND are located within his District, which is also Burton. The majority of his constituents support TNDs. The reason for it is there are already vacancies in the schools there. We have talked about this being built in a vacuum. It is not. They are designed to be around schools, shopping and to serve as a locus for development. You want tighter development around existing schools and existing commercial space. This would be a jump-start for development in our area, which is already suffering from high unemployment. The City of Beaufort and Town of Port Royal recommend approval. All of these properties, all of these ten properties marked for TND, are within the growth areas already identified by the Northern Regional Plan. This is a precursor for form based code. This is exactly the kind of thing we will get with form based code. When that comes back, you are likely to see as a recommendation in form based code. If we deny it here that is the same kind of thing they are going to recommend for that same particular area. Whether we do it now or later, it does not matter. Mr. Flewelling recommends approval. He, too, represents Burton. It affects his district as well – five in Mr. Glaze's district and five in his.

Mr. Dawson voted against this text amendment twice before. He is having a hard time determining how to vote tonight. He said it bothers him because he serves as a member on the Northern Regional Plan Steering Committee. Yes, Mr. Glaze's and Mr. Flewelling's districts are designated the growth area for the municipalities. However, the growth area for the most part is under Urban and Suburban zoning designation. To change that now from urban and suburban to TND doubles the density; that is why he has a problem. If we let the municipalities have those designated areas under the current zoning, Urban and suburban, he can live with that. He does not see the need to double the density by changing it to TNDs. He is going to vote against it again tonight. It is not the right thing to do.

Ms. Von Harten said we hear the word, "smart growth" used a lot and TND is the step in the right direction. She said she cannot wait to get to form based codes. She will be happy when we get to that day. This is an interim measure. We need people in our towns and our cities. Those are our population centers. That is where we should give options to move. We do not want them to move out into rural areas and create sprawl. This is the antidote for sprawl. It may not be the perfect location. It is not something that is going to last forever because hopefully within the next five to ten years, at the latest, have form based code. This is not going to be forever.

Mr. Glaze was born and reared in Burton. Districts 8 and 9 are separated by S.C. Highway 170, a four-lane road. District 9 consists of Picket Fences and many multi-family developments which are coming toward District 8 which has Habersham and Cherokee Farms. The residents of



District 8 are being impacted and have spoken with regard to what they want in that area. The proposed TND doubles the density. Where is the traffic analysis? The TND will infuse more traffic on Joe Frazier Road, a two-lane road.

Mr. Sommerville noted density with TND is not more, it is actually less.

Mr. Rodman said the TND spans two different Council districts and each of the Councilmen has a different opinion on it. It seems the primary argument is these areas fall within the growth boundaries. The growth boundaries are the areas to become part of the municipalities and the density will increase if and when they are annexed. Mr. Rodman said Council already agreed those are areas where the density should increase. He will support the motion. Relative to the open capacity at the schools, it varies by schools north of the Broad River. On average across the northern portion of the county there is roughly one-third to one-quarter open seats. Lastly, relative to the development fee, Mr. Rodman is still laboring under the assumption that we have an agreement to come back at some point in time and revisit that issue because time has passed and referendums have been passed and we need to revisit that particular item.

Mr. McBride added growth boundaries were not something set by Council or the Northern Regional Plan Steering Committee. They were set by the municipalities.

Mr. Newton said he believes this is an example of regional planning. Whether Council picked those growth boundaries beyond the municipalities our collective effort is trying to address, to prevent sprawl and to reduce the impact of sprawl in a sustainable way. In fact, we all recognize that in an expressed desire to move forward with a transect-oriented form based code. Given those parameters, TNDs are a step in that direction. He will support the motion.

Mr. Stewart is all for growth in the municipalities in the City of Beaufort and where we should have the higher densities. However, there is ample room right now for growth in the City in the areas where the municipalities have the control. He does not see any need to rush into this because there just is not that much going on right now. He does not see other than the one development discussed whether we do this today or a year from now or two years from now that this is going to make any real difference. He is also not convinced that as we go forward and start figuring out where the transects are, understanding where and how we are going to move forward with form based if it will be clear how those areas we are talking about this evening will look or in what growth pattern they will fit into. Again, we are looking at this is a piecemeal fashion as opposed to the big picture. He sees no reason to rush into it. We have ample time when we go forward to look at form based code. There is plenty of room for infill and growth currently based upon the growth pattern and the amount of growth we see. He is opposed sprawl. A piecemeal approach is not the solution and the way Council should go. He will vote against the motion.

Mr. Baer remarked Mr. Stewart is correct, we do not know where transects will wind up under form based code. This transect may not be as dense as in an inner city transect. By rushing into this now, we may actually be putting a TND version of transect in exactly the wrong place. There is no need to rush into it. Density belongs in cities. If you take the density and put it

outside the cities, even if it is in the so called “wider growth zone,” you are sucking the life or the potential life from the cities. That is a mistake. This is premature. Council should not be rushing into it. We should wait to see where the form based code takes this particular area.

Mr. Rodman acknowledged the municipalities put forward the growth boundaries, but Council did incorporate them in the Comprehensive Plan. If they are not satisfactory, then we should go back on revisit those.

Mr. Newton mentioned this only applies in the Urban and Suburban areas. In keeping with the designation of growth boundaries we have already designated these areas as our denser areas under our current zoning. We perhaps seem to get lost in that discussion and being fearful of increased density. This is just shifting a different kind of approach with the TND.

The vote was: FOR – Mr. Flewelling, Mr. Newton, Mr. Rodman, Mr. Sommerville and Ms. Von Harten. OPPOSED – Mr. Baer, Mr. Dawson, Mr. Glaze, Mr. McBride and Mr. Stewart. ABSENT – Mr. Caporale. The motion failed for lack of a majority.

**TEXT AMENDMENT TO THE BEAUFORT COUNTY COMPREHENSIVE PLAN, POPULATION AND DEMOGRAPHICS, CHAPTER 2 (REPLACES IN-KIND)**

This matter is before Council for a public hearing only.

The Chairman opened a public hearing at 6:44 p.m. for the purpose of receiving information from the public regarding a text amendment to the Beaufort County Comprehensive Plan, Population and Demographics, Chapter 2 (replaces in-kind). After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:45 p.m.

The Chairman passed the gavel to the Vice Chairman in order to review committee reports.

**COMMITTEE REPORTS**

**Natural Resources Committee**

**Zoning Board of Appeals**

Mr. Sommerville, as Natural Resources Committee Chairman, nominated Mr. Chester Williams, representing the at large position in southern Beaufort County, for reappointment to serve as a member of the Zoning Board of Appeals.

**Public Safety Committee**

**Land Acquisition / Beaufort Commerce Park from Lowcountry Economic Network Development**

**Main motion.**

It was moved by Mr. Stewart, as Public Safety Committee Chairman (no second required), that Council authorizes the County Administrator to enter into negotiations to acquire the Lowcountry Economic Network's development property at the Beaufort Commerce Park at the best negotiated price. Concurrently, to encourage the Beaufort County Administration to seek help from various utilities in developing spec buildings and to ask the Lowcountry Economic Network to go forward with the RFP process for spec buildings.

Mr. Stewart reported since the March 1 Public Safety Committee meeting there were discussions with the bank. Those doing the negotiations advise they would like to see, and the Lowcountry Economic Network fully agrees and the executive committee concurs, instead of having the County Administrator seek the best negotiated price we would like to have him negotiate a price up \$1.5 million.

**Motion to amend by substitution.**

It was moved by Mr. Stewart, seconded by Mr. Flewelling, to amend the motion by asking the County Administrator to enter into negotiations with the Lowcountry Economic Network to potentially acquire their property (Beaufort Commerce Park) for an amount up to, but not in excess of \$1.5 million and to return to Council for final approval.

Mr. Baer said this issue was discussed at the March 1 Public Safety Committee meeting. At that meeting both Mr. Rodman and he had the same comments. Before we go forward with this we wanted to see a business plan. We wanted to see how much it would cost. How it impacted our taxation. How we would raise the money. How we would recover the money. Mr. Baer thought over the weekend he would have had that business plan to read. We did not. He supports the proposal going forward as long as it is agreed the permission we are giving the County Administrator is really to gather input data for a business plan, to understand what the price might be. It is not a commitment to buy the property, or movement forward on it until we have a business plan understood and approved. The business plan will show the impact on taxes and county finances of how we are going to finance it.

Mr. Stewart explained the land was purchased in March 2006. It was purchased by the Network at that time for a little more than \$2.9 million. The current loan balance is approximately \$2.4 million. The pay down of interest and principle has been accomplished through the sale of land and through proceeds coming from the sale of assets of the property over that period of time. It is currently appraised at a value of \$3.75 million. Council is asking to negotiate a price of \$1.5 million, which is a significant reduction in what the current loan value is outstanding and significantly below the \$3.75million value, which was the appraised value the bank used in renegotiating its loan with the Network. The reason for this coming forward is very simply because of the economic times, the situation with banks lending money for this type of deal. They have at the end of the loan period to renegotiate. The banks significantly changed the terms of the loan making it very onerous and virtually impossible for the Network to go forward

beyond the next couple of months. We feel this is valuable land. We think it is something that is very important to the County for economic development. We think it is a very good situation and purchase opportunity for the County. There is a possibility of using some of the needs the County has as well as for the economic development activities, etc.

Mr. Rodman reminded everyone the appraisal on all of our houses is a certain number, just like the appraisal on this land was. None of us in Beaufort County can sell our homes or property for the appraised value.

The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale and Mr. Rodman. The motion passed.

Mr. Newton remarked on the items discussed during the 2010 annual planning meeting — solid waste and the potential of this site, or the opportunity for this county to develop a transfer station. That being said, it is not a bottomless pit. One of his fundamental inquiries was and remains, “Where does the money come from?” It is \$1.5 million. Does it mean St. Helena Library does not move forward? Does it mean Burton Wells Regional Park Phase III does not move forward? Do we take it from the reserve fund? Does it mean we bump something off the CIP list? Does it mean we increase taxes in addition to the increase the voters passed with the Rural and Critical Lands Program borrowing?

Mr. Kubic stated it is his understanding the goal today from the Public Safety Committee was to give him the authorization to go affect a potential purchase and then come back to Council with that report. Everything Mr. Newton suggested about millage increase, etc. is part of that same process. Obviously short of saying we are going to take the \$1.5 million from the reserve fund, which is available, there would not be any subsequent change other than the reserve moving from where it is to something less by \$1.5 million. To answer the question about a millage increase, it may not require a millage increase. Council can make an allowance for it in the general fund without raising taxes to the sacrifice of some other unit equivalent amount to the cash purchase of the property. Council can take it from the general fund. Council can take it from a reallocation of the current CIP. Council can include it is a future CIP which increases principal and interest assuming that it is not the only project on a CIP list. It is a combination of all of the above. Obviously, if we maintain the *status quo* you have to have a way to raise revenue.

Mr. Newton noted we are not a bottomless pit. When we take on the additional expenditures like this it has ramifications. Either it is less money in the reserve, increased taxes, or contemplated projects get delayed or postponed to a subsequent date.

Ms. Von Harten inquired about the deadline. Mr. Stewart replied mid May to June is when the Network will no longer have money in the funds coming the sale of lands or assets of the Park to continue with the process under the current banking situation.

**Vote on the amended motion, which is now the main motion and includes the motion to amend by substitution.**

Council authorizes the County Administrator to enter into negotiations with the Lowcountry Economic Network to potentially acquire their property (Beaufort Commerce Park) for an amount up to, but not in excess of, \$1.5 million and to return to Council for final approval. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale and Mr. Rodman. The motion passed.

The Vice Chairman passed the gavel back to Chairman in order to continue the meeting.

**PUBLIC COMMENT**

There were no requests to speak during public comment.

**CALL FOR EXECUTIVE SESSION**

It was moved by Mr. Sommerville, seconded by Mr. Stewart, that Council goes immediately in executive session for the purpose of receiving information regarding a current status of litigation and a briefing regarding investigative proceedings with regard to allegations of criminal misconduct in two offices of elected officials. The vote was: FOR - Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Caporale and Mr. Rodman. The motion passed.

**EXECUTIVE SESSION**

**ADJOURNMENT**

Council adjourned at 7:55 p.m.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

ATTEST: \_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

Ratified:

**FAIR HOUSING RESOLUTION**

**WHEREAS**, April 11, 2010 marks the 42<sup>nd</sup> anniversary of the passage of the U.S. Fair Housing Law, Title VIII of the Civil Rights Act of 1968, as amended, and the State of South Carolina enacted the South Carolina Fair Housing Law in 1989, that both support the policy of Fair Housing without regard to race, color, creed, national origin, sex, familial status, and handicap, and encourages fair housing opportunities for all citizens; and

**WHEREAS**, the County Council of Beaufort County is committed to addressing discrimination in our community, to support programs that will educate the public about the right to equal housing opportunities, and to plan partnership efforts with other organizations to help assure every citizen of their right to fair housing; and

**WHEREAS**, the County Council of Beaufort County rejects discrimination on the basis of race, religion, color, sex, national origin, disability, and/or familial status in the sale, rental, or provision of other housing services; and

**WHEREAS**, the County Council of Beaufort County desires that all its citizens be afforded the opportunity to attain decent, safe, and sound living environment;

**NOW, THEREFORE, BE IT RESOLVED**, that County Council of Beaufort County does hereby designate April 2010 as Fair Housing Month and, the County Council of Beaufort County recognize the policy supporting Fair Housing in encouraging all citizens to endorse Fair Housing opportunities for all not only during Fair Housing month but throughout the year.

Adopted this 29<sup>th</sup> day of March, 2010.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

ATTEST:

\_\_\_\_\_  
Clerk to Council

**HARRY G. ROUNTREE  
FIRE CHIEF**



**WORK (843) 521-5539  
FAX (843) 521-5540**

**36 BURTON HILL RD.  
BEAUFORT, SOUTH CAROLINA 29906**

1 March 2010

Mr. Bryan Hill  
Deputy Administrator, Beaufort County Finance  
PO Drawer 1228  
Beaufort, SC 29901-1228

Dear Mr. Hill,

On behalf of the Burton Fire District, I would like to request the withdrawal of \$295,000.00 from our Impact Fee fund.

These funds will be used toward the purchase of a new fire truck. This truck was included in our long range plan. Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary R. Bright".

Gary R. Bright, Chairman  
Burton FD Commission

**Spartan Fire and Emergency Apparatus, Inc.**




QUOTATION   
 ESTIMATE

319 Southport Road • Roebuck, S.C. 29376  
 Office: 864-582-2376 • Fax: 864-582-2377 • Email: spartanfire@spartanfire.com

Customer: **Burton Fire District**  
 36 Burton Hill Road  
 Beaufort, SC 29906

Date of Proposal:  
 F.O.B.:  
 Estimated Delivery:  
 Payment Terms:  
 Salesman:

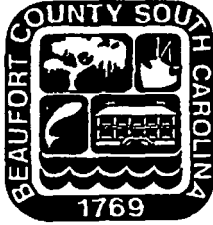
January 28, 2010  
 Burton F.D.  
 6.5 - 7.5 Months  
 Net payment at pick-up  
  
 Robby Ferr

Item	Qty.	Description	Price	Amount
1	1	<b>Pierce Quantum Cab and Chassis with Detroit Series 60 470 HP Diesel Engine, Allison EVS 4000 Heavy Duty Transmission, Hale QMAX 1500 GPM Pump, Top Mount Pump Panel, Husky 12 Foam System, UPF 1000 Gallon Poly Booster Tank, built in accordance to NFPA 1901/2009 Edition and as per Proposal Specifications.</b>		\$495,181.00
2	1	<b>Miscellaneous Loose Equipment as per Section 7 of Proposal</b>		\$99,926.00
3	1	<b>S.C. Sales Tax</b>		\$300.00
		<b>Delivery, Preparation and Training Charges Included</b>		

**TOTAL COST** \$585,407.00

**THIS QUOTATION EXPIRES AFTER (30) THIRTY DAYS**





COUNTY COUNCIL OF BEAUFORT COUNTY  
BEAUFORT COUNTY ENGINEERING DIVISION  
Building 3, 102 Industrial Village Road  
Post Office Drawer 1228, Beaufort, SC 29901-1228  
Phone: (843) 470-2625 Fax: (843) 470-2630

TO: Councilman Herbert N. Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
David Starkey, Chief Financial Officer  
Robert McFee, Director of Engineering and Infrastructure

FROM: Bob Klink, County Engineer

SUBJ: IFB 2913/100355 Plantation Business Park Frontage Roads

DATE: March 15, 2010

**BACKGROUND.** On February 11, 2010, Beaufort County issued an invitation for bids to perform construction of the above mentioned project. The project consists of constructing two sections of new 22 feet wide roads between Westbury Park Way and Plantation Park Drive, and between Plantation Park Drive and Simmonsville Road in Bluffton. The scope of the contract consists of furnishing all materials, labor, and equipment for the complete construction of these new roads at a total length of 0.459 miles. The engineer's estimate was \$ 1,036,080.34 and the following firms responded, providing qualifications and corresponding bids:

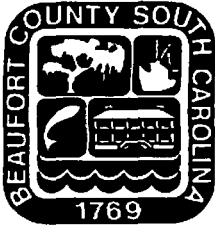
Cleland Site Prep, Inc., 2894 Argent Blvd., Ridgeland, SC	\$ 1,017,385.72
Sanders Bros. Const. Co., Inc., 1990 Harley St., N Charleston SC	\$ 1,047,819.36
J.R. Wilson Const. , 4985 Savannah Hwy., Hampton, SC	\$ 1,116,704.84
J.S. Const. Svcs., 388 Browns Cove Road, Ridgeland, SC	\$ 1,163,432.75
APAC, Southeast, 47 Telfair Place, Savannah GA	\$ 1,557,773.93
REA Contracting, LLC, 42 Jeter Road, Beaufort SC	\$ 1,673,080.49

Cleland Site Prep., Inc. was the certified low bidder and met all Beaufort County Small and Minority Business participation provisions. An analysis of their bid prices reviewed and there is no apparent cause for rejecting their bid. This project will be funded from the 1% Road Sales Tax Program Account # 33402-54504.

**RECOMMENDATION.** The Public Facilities Committee approve and recommend to County Council approval of a contract award to Cleland Site Prep, Inc, in the amount of \$ 1,017,385.72 for the construction of the Plantation Business Park Frontage Roads.

Attachments: 1) Bid Tabulation  
2) Location Maps  
3) SMBE Documentation





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BEAUFORT COUNTY ENGINEERING DIVISION  
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Post Office Drawer 1228, Beaufort, SC 29901-1228  
Phone: (843) 470-2625 Fax: (843) 470-2630

TO: Councilman Herbert Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
Bryan Hill, Deputy Administrator  
David Starkey, Chief Financial Officer  
Robert McFee, Director of Engineering & Infrastructure

FROM: Bob Klink, County Engineer

SUBJ: **Contract #39 – Dirt Road Reconstruction for Paulkie Island Rd., Mark Ave., Harvey's Bend, Frame Rd, Wesley Ave., Hugh Ave., Suzanne Rd and Habersham Rd  
IFB #2906/100252**

DATE: March 16, 2010

**BACKGROUND.** On 2/26/10, Beaufort County received six bids for the above referenced project. The Engineering Division reviewed the bid proposals submitted. A tabulation of the bids is attached, with the total as follows:

<u>Contractor</u>	<u>Bid Total</u>
1. REA Contracting 42 Jeter Road Beaufort, SC	\$ 523,990.40
2. J.R. Wilson Construction CO., Inc 4985 Savannah Hwy Hampton, SC	\$ 573,814.69
3. Cleland Site Prep, Inc 2894 Argent Blvd Ridgeland, SC	\$ 621,950.20
4. Griffin Contracting Inc. 122 Pipemaker's Circle Savannah, GA	\$ 642,868.96
5. Sanders Brothers Construction Co., Inc. 1990 Harley Street N. Charleston, SC	\$ 694,146.70
6. P.B.G. of South Carolina, Inc. 1000 S. Gorgnard Drive Sumter, SC	\$ 771,993.40
Engineers Estimate	\$ 537,521.50

REA Contracting, LLC, submitted the lowest bid. An analysis of their bid prices was reviewed and there is no apparent cause for rejecting their bid. We also reviewed this bidder's proposal and have determined that they made a "Good Faith Effort" and in compliance with respect to Beaufort County's requirements regarding the Small & Minority Business Subcontractor Ordinance. Based on this analysis, the Engineering Division recommends award of this contract to REA Contracting LLC, for \$523,990.40.

The reconstruction of the County dirt roads in this contract will be funded with BCTC/TAG Funds from the following accounts:

Road Name	Account Number	Construction Bid Total
Paulkie Island Road	3322C-54717	\$202,787.40
Frame Avenue	3322C-54718	\$94,225.30
Harvey's Bend	3322C-54719	\$41,176.35
Mark Avenue	3322C-54720	\$30,441.25
Habersham Avenue	3322C-54721	\$39,033.80
Wesley Avenue	3322C-54722	\$55,688.95
Suzanne Avenue	3322C-54723	\$33,624.50
Hugh Avenue	3322C-54724	\$27,012.85
<b>Total</b>		<b>\$523,990.40</b>

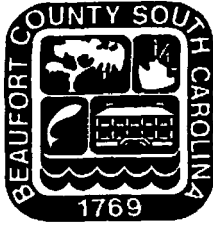
**RECOMMENDATION.** The Public Services Committee approves and recommend to County Council the award of Contract #39 to REA Contracting LLC, for the construction and paving of Paulkie Island Rd., Mark Ave., Harvey's Bend, Frame Rd, Wesley Ave., Hugh Ave., Suzanne Rd and Habersham Rd. in the amount of \$523,990.40

REK/JF/mjh

- Attachments: 1) Bid Tabulation  
 2) Location Maps  
 3) SMB Documents

cc: Eddie Bellamy  
 Dave Thomas

contract/39.rds/PSCapp



COUNTY COUNCIL OF BEAUFORT COUNTY  
BEAUFORT COUNTY ENGINEERING DIVISION

Building 3, 102 Industrial Village Road  
Post Office Drawer 1228, Beaufort, SC 29901-1228  
Phone: (843) 470-2625 Fax: (843) 470-2630

TO: Councilman Herbert N Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
Bryan Hill, Deputy County Administrator  
David Starkey, Chief Financial Officer  
Robert McFee, Director of Engineering & Infrastructure

FROM: Bob Klink, County Engineer

SUBJ: Courthouse Security System Improvements IFB # 2909/100362

DATE: March 16, 2010

**BACKGROUND.** On March 16, 2010, Beaufort County accepted bids for Beaufort County Courthouse Security System Improvements. This project includes the installation of additional cameras, additional magnetic door locks, additional card readers, and other miscellaneous components.

The County received one bid for this project from Technology Solutions of Charleston (TSC) in the amount of \$94,046.18

TSC's bid was reviewed and found to be reasonable and is in compliance with the County's SMBE Ordinance. TSC will be self performing all work. There is no apparent cause for rejecting their bid.

The County also received a proposal from Patterson Construction thru the indefinite delivery (IDC) contract to perform architectural improvements to accommodate the additional improvements to the security system in the courthouse in the amount of \$24,954.60. The engineer's estimate for this project \$130,000.

The following funding source for these projects is requested.

<u>Account</u>	<u>Acct Balance</u>	<u>Funds Requested</u>
FY02 CIP Account #11432-54426 Courthouse	\$ 46,751	\$ 46,751
FY 02 CIP Account #11432-56000 General Contingency	\$ 94,182	\$ 73,116
Total		\$ 119,867

**RECOMMENDATION.** The Public Facilities Committee approve and recommend to County Council the award of a construction contract to Technology Solutions of Charleston (TSC) in the amount of \$94,046.18 to supply and install additional equipment in the courthouse security system and a contract in the amount of \$24,954.60 to Patterson Construction Company for the architectural improvements utilizing the funding sources listed above.

REK/DC/mjh

- Attachments:
- 1) Bid Certification
  - 2) Patterson Construction Proposal
  - 3) SMB Documents

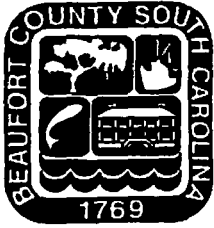
cc: Mark Roseneau  
Dave Thomas

# COURTHOUSE SECURITY SYSTEM IMPROVEMENTS

IFB #2909/100362

*Opened March 16, 2010 at 3:00 p.m.*

	Vendor	Location	Total
1	Technology Solutions of Charleston (TCS)	4973 Rivers Ave., Bldg. 300, N. Charleston, SC	\$94,046.18
	Certified By: <u>D. J. CD</u>	Date: <u>3/16/10</u>	



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BEAUFORT COUNTY ENGINEERING DIVISION

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Phone: (843) 470-2625 Fax: (843) 470-2630

TO: Councilman Herbert N Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
Bryan Hill, Deputy County Administrator  
David Starkey, Chief Financial Officer  
Robert McFee, Director of Engineering & Infrastructure

FROM: Bob Klink, County Engineer

SUBJ: Compact Storage Shelving Unit

DATE: March 10, 2010

**BACKGROUND.** In the spring of 2009, Beaufort County Council approved a contract to renovate the second floor of the Beaufort County Main Branch Library on Scott Street to create a space to house the Beaufort District Collection. The project budget would not support the purchase of the compact storage shelving unit at that time. Since the completion of the renovations, the Public Library Foundation of Beaufort County has raised \$37,717 for the purchase of the Compact Storage Shelving Units.

Patterson Pope submitted a proposal to provide all parts, materials and labor for the turn key installation of a compact storage shelving unit in the amount of \$83,341.31.

An analysis of their proposal was conducted by the Engineering Division and by the Library Director. The proposed price of \$83,341.31 was found to be fair and reasonable. Additionally, the price was found to be in compliance with the Proposer's current contract agreement with the State of South Carolina.

In addition to the \$37,717 raised by the Public Library Foundation of Beaufort County, the project will be funded by \$21,000 from Account # 64204-54100 Library Federal Stimulus Funds SFSF with the remaining \$24,624.31 from the general funds Account #64070-54100.

**RECOMMENDATION.** The Public Facilities Committee approve and recommend to County Council the purchase of the Compact Storage Shelving Unit in the amount of \$83,341.31 from Patterson Pope under the terms and conditions of their South Carolina State Contract utilizing the funding sources listed above.

REK/DC/mjh

Attachment: Patterson Pope Proposal

cc: Wlodek Zaryczny  
Dave Thomas

CIP/PFC items/Compact Storage Shelving

Award Recommendation for County Council March 29, 2010

PROJECT:	Compact Storage Shelving Units for the County Main Library Scott Street, Beaufort, SC
NUMBER OF BIDS/PROPOSALS RECEIVED	1
	Patterson Pope, Charleston, SC \$83,341.31
	Patterson Pope is on the SC state contract list
BIDDER/PROPOSER RECOMMENDED:	Patterson Pope, Charleston, SC
BID OFFER:	\$83,341.31
FUNDING SOURCE:	Library Federal Stimulus Funds \$21,000
	Library General Fund - Capital Equipment \$24,624.31
	Public Library Foundation of Beaufort County \$37,717
COMMENTS:	Award approval at Public Facilities Committee Meeting on March 23, 2010





County Council of Beaufort County  
Hilton Head Island Airport – [www.hiltonheadairport.com](http://www.hiltonheadairport.com)  
Beaufort County Airport – [www.beaufortcoairport.com](http://www.beaufortcoairport.com)  
Post Office Box 23739 – 120 Beach City Road  
Hilton Head Island, South Carolina 29925-3739  
Phone: (843) 689-5400 - Fax: (843) 689-5411

TO: Councilman Herbert Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
David Starkey, Chief Financial Officer  
Lad Howell, County Attorney  
Rob McFee, Director, Engineering and Infrastructure Division

FROM: Paul Andres, Director of Airports PA

SUBJ: Beaufort County Airport at Lady's Island Fuel Truck Lease Agreement

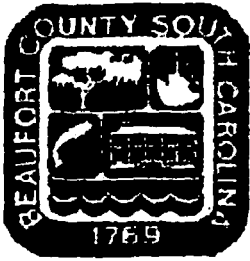
DATE: March 12, 2010

**BACKGROUND.** The existing fuel trucks at the Lady's Island Airport are old and experiencing mechanical problems that are extremely expensive to repair. Replacement parts are essentially no longer available. Under our existing fuel supplier agreement with Eastern Aviation Fuels, we can lease two fuel trucks for a total of \$1,500.00 per month. The initial term of the agreement would be for three years and can be extended longer. Under this arrangement, the airport would be responsible for handling routine preventative maintenance and Eastern Aviation Fuels for handling any major mechanical repairs. Funding to pay for leasing these trucks has been included in the airport's operating budget. The existing fuel trucks would be sold with the proceeds remaining with the airport. A copy of the proposed lease agreement is attached for your information. The Airports Board favorably endorses this proposal. This lease will be funded from Acct. #13570-51140 Equip. Rental.

**RECOMMENDATION.** That the Public Facilities Committee approve and recommend to County Council approval of leasing two fuel trucks from Eastern Aviation Fuels for a total of \$1,500.00 per month for the Beaufort County Airport at Lady's Island.

PAA/paa

Attachment: Lady's Island Airport Proposed Fuel Truck Lease Agreement



County Council of Beaufort County  
Hilton Head Island Airport – [www.hiltonheadairport.com](http://www.hiltonheadairport.com)  
Beaufort County Airport – [www.beaufortcoairport.com](http://www.beaufortcoairport.com)  
Post Office Box 23739 – 120 Beach City Road  
Hilton Head Island, South Carolina 29925-3739  
Phone: (843) 689-5400 - Fax: (843) 689-5411

TO: Councilman Herbert Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
David Starkey, Chief Financial Officer *DS*  
Rob McFee, Director, Engineering and Infrastructure Division *Rob McFee*

FROM: Paul Andres, Director of Airports *PA*

SUBJ: **Hilton Head Island Airport Runway 21 Tree Obstruction Removal  
Professional Services**

DATE: February 16, 2010

**BACKGROUND.** Over 2,400 tree obstructions have been identified that need to be removed in the approach zone to Runway 21 at the Hilton Head Island Airport. Wilbur Smith Associates is currently under contract to provide professional engineering services in support of Beaufort County airport projects. Attached is the proposed scope of work for professional design services necessary to address these tree obstructions. Funding for this project will come from an FAA Grant (95% Pending), State Grant (2.5% Pending), and the Airport Enterprise Fund (2.5%). The local matching share is \$4,500.00. Work on this project will not commence until the FAA has issued a Finding of No Significant Impact (FONSI) on the associated Environmental Assessment (EA) Study and provides a letter of intent to fund. The FAA's final determination regarding the EA is anticipated shortly. In order to meet FAA grant funding deadlines, approval to proceed with this project design contract is needed in advance. The Airports Board favorably endorses this project. This project will be funded from Account #13480-54285.

**RECOMMENDATION.** That the Public Facilities Committee approve and recommend to County Council approval of a contract in the amount of \$179,188.00 to Wilbur Smith Associates to provide professional design services for the Runway 21 Tree Obstruction Removal project at the Hilton Head Island Airport subject to FAA approval of the associated Environmental Assessment Study and commitment to fund.

PAA/paa

Attachment: Wilbur Smith Associates Task Order # 01-2010



**COUNTY COUNCIL OF BEAUFORT COUNTY  
PURCHASING DEPARTMENT**

Building 2, 102 Industrial Village Road  
Post Office Drawer 1228, Beaufort, SC 29901-1228  
Phone: (843) 470-2735 Fax: (843) 470-2738

TO: Councilman Herbert N. Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
Bryan Hill, Deputy County Administrator  
David Starkey, Chief Financial Officer  
Robert McFee, Director of Engineering and Infrastructure  
Eddie Bellamy, Public Works Director

FROM: Dave Thomas, CPPO, Purchasing Director

SUBJ: RFP 1209/101030 Work Order Software for Public Works

DATE: March 16, 2010

**BACKGROUND:** Beaufort County issued Request for Proposals (RFP) to firms capable of providing a comprehensive Work Order System for the County's Public Works Department. The system is a turnkey solution that provides software that will reside on county owned existing technology and network infrastructure. The scope of services will cover work order applications software, installation, maintenance support, and onsite training. The evaluation committee consisted of Eddie Bellamy, Director Public Works, Mark Roseneau, Director of Facility Management, Doug Baker, Public Works, Cynthia Martin, Storm Water Utilities, Ezekiel Miller, Storm Water Utilities Superintendent, and Heather Spaeth, MIS. The evaluation committee interviewed the top two firms and selected Tracker Software Corporation as the number one ranked firm.

**FINAL EVALUATION RANKING:**

- 1 Tracker Software Corp, Snowmas Village, CO
- 2 CarteGraph Systems, Inc., Dubuque, Iowa
- 3 GBA Master Series, Inc., Overland Park, KS
- 4 Maintenance Connection, Davis, CA
- 5 VUEWorks, Inc, Concord, NH
- 6 Tyler Technologies, Inc., Falmouth, Maine
- 7 Elation Technologies, LLC, Tampa, FL
- 8 MaintStar Inc, Irvine, CA

**FUNDING:** Account # 15060-54112 (Data Processing Software), balance \$66,700.00

**RECOMMENDATION:** The Public Facilities Committee approve and recommend to County Council approval of a contract award to Tracker Software Corporation, the top ranked firm, in the amount of \$66,700.00 for work order application software, installation, maintenance, and support services.

cc: Richard HineLine, Elizabeth Smith, Doug Baker, Ted Anderson



County Council of Beaufort County  
Hilton Head Island Airport – [www.hiltonheadairport.com](http://www.hiltonheadairport.com)  
Beaufort County Airport – [www.beaufortcoairport.com](http://www.beaufortcoairport.com)  
Post Office Box 23739 – 120 Beach City Road  
Hilton Head Island, South Carolina 29925-3739  
Phone: (843) 689-5400 - Fax: (843) 689-5411

TO: Councilman Herbert Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
David Starkey, Chief Financial Officer  
Rob McFee, Director, Engineering and Infrastructure Division  
Robert Klink, County Engineer

FROM: Paul Andres, Director of Airports *PA*

SUBJ: **South Carolina Aeronautics Commission Project No. 10-001 Grant Offer**

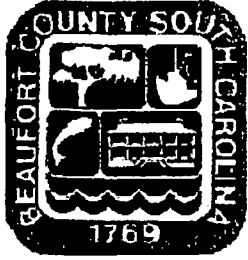
DATE: March 5, 2010

**BACKGROUND.** The South Carolina Aeronautics Commission has made a grant offer to Beaufort County for the Hilton Head Island Airport in the amount of \$65,125.00 which represents their matching 2.5% share for construction services for runway safety area drainage improvements and construction of a new Aircraft Rescue and Firefighting facility, as well as design services for clearing Runway 3 tree obstructions to meet a 34:1 slope and aviation easement legal expenses. A copy of the grant offer is attached for your information.

**RECOMMENDATION.** That the Public Facilities Committee approve and recommend to County Council acceptance of a grant offer in the amount of \$65,125.00 for the projects listed above at the Hilton Head Island Airport.

PAA/paa

Attachment: SCAC Project No. 10-001 Grant Offer



County Council of Beaufort County  
Hilton Head Island Airport – [www.hiltonheadairport.com](http://www.hiltonheadairport.com)  
Beaufort County Airport – [www.beaufortcoairport.com](http://www.beaufortcoairport.com)  
Post Office Box 23739 – 120 Beach City Road  
Hilton Head Island, South Carolina 29925-3739  
Phone: (843) 689-5400 - Fax: (843) 689-5411

TO: Councilman Herbert Glaze, Chairman, Public Facilities Committee

VIA: Gary Kubic, County Administrator  
David Starkey, Chief Financial Officer  
Rob McFee, Director, Engineering and Infrastructure Division  
Robert Klink, County Engineer

FROM: Paul Andres, Director of Airports *PA*

SUBJ: **South Carolina Aeronautics Commission Project No. 10-002 Grant Offer**

DATE: March 5, 2010

**BACKGROUND.** The South Carolina Aeronautics Commission has made a grant offer to Beaufort County for the Beaufort County Airport on Lady's Island in the amount of \$26,644.00 which represents their matching 2.5% share for the runway and taxiway overlay, airfield electrical improvements, and Runway 7 Phase II tree obstruction removal projects. A copy of the grant offer is attached for your information.

**RECOMMENDATION.** That the Public Facilities Committee approve and recommend to County Council acceptance of a grant offer in the amount of \$26,644.00 for the projects listed above at the Beaufort County Airport on Lady's Island.

PAA/paa

Attachment: SCAC Project No. 10-002 Grant Offer

2010 /

AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE, APPENDIX I, DIVISION 5, SECTION 5.8.E (SIGNAGE – SPECIAL CONDITIONS) (ALLOWS ADDITIONAL SIGNS FOR SINGLE OCCUPANCY BUILDINGS DESIGNED WITH A MULTIPLE STOREFRONT FACADE IN LADY’S ISLAND VILLAGE CENTER).

Whereas, Standards that are underscored shall be added text and Standards ~~lined through~~ shall be deleted text.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2010.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

\_\_\_\_\_  
Ladson F. Howell, Staff Attorney

ATTEST:

\_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

First Reading: March 15, 2010

Second Reading:

Public Hearing:

Third and Final Reading:

(Amending 99/12)

2010 /

AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE, ARTICLE XV, SECTION 106-3176(2). SIGNAGE REQUIREMENTS FOR CORRIDOR OVERLAY DISTRICT (ADDS SCHOOL AND HOUSE OF WORSHIP SIGNS AS ALLOWABLE CHANGEABLE SIGNS).

Whereas, Standards that are underscored shall be added text and Standards ~~lined through~~ shall be deleted text.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2010.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

\_\_\_\_\_  
Ladson F. Howell, Staff Attorney

ATTEST:

\_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

First Reading: March 15, 2010

Second Reading:

Public Hearing:

Third and Final Reading:

(Amending 99/12)

**Sec. 106-3176. Signage requirements for corridor overlay district.**

The following standards for signage for the corridor overlay district are in addition to those prescribed in this article and shall be reviewed and require approval by the ZDA:

- (1) *Sign placement.* Any freestanding sign must be no closer than ten feet from the highway right-of-way.
- (2) *Sign design and materials.* Sign design and materials shall be as follows:
  - a. Signage, including overall design, materials, colors and illumination must be compatible with the overall design of the main building. Details of the sign, such as typeface and layout, shall be subject to minimal review only to prevent obtrusive designs.
  - b. An integrated sign system shall be required for all new commercial and residential subdivisions and land developments. These systems shall be reviewed for materials, colors, shapes, sizes, compatibility with architecture and establishment of unity of design for the proposed development. In addition, the following standards shall apply:
    1. Pole signs are permitted; however, no pole shall be higher than four feet from the ground to the base of the sign. The overall height of any pole sign shall not exceed ten feet, measured from the ground.
    2. Political and temporary signs are exempt from this article and shall subscribe to the requirements of this article.
    3. Any graphic accent color (i.e., black, dark blue, grays and other dark or strong colors) may be used for graphic accents only. Corporate logos shall be reviewed on a case-by-case basis.
    4. Changeable copy signs that are permitted must be displayed on a single sign.

Not permitted are changeable copy signs, except for school signs, house of worship signs, gasoline price signs, directory signs listing more than one tenant, and signs advertising restaurant food specials, films and live entertainment which change on a regular basis. These items shall be included in the overall maximum allowed square footage of the sign.



Section 106, Appendix I, Division 5, Section 5.8.E

E. *Signage.* Signage, including overall design, materials, colors and illumination must be compatible with the overall design of the main building. Details of the sign, such as typeface and layout, shall be subject to minimal review only to prevent obtrusive designs.

1. *Types of signage:* All businesses and other uses in this district may choose to use only one of the two following permanent types of signs: wall signs and projecting signs. One portable sandwich board sign with a maximum height of 48 inches and maximum width of 30 inches is also permitted per business.
2. *Maximum size of signage:* Wall signs are limited to 40 square feet in area. Projecting signs are limited to 32 square feet in area and may project no more than six feet outward from the wall.
3. *Illumination of signage:* Lighting for signs shall be of a moderate intensity and designed and arranged to minimize glare and reflection. Internally illuminated outdoor signs are not permitted. One interior neon sign is permitted per business. Neon signs are limited to 16 square feet. All other types of internally illuminated interior signs are prohibited.
4. *Special considerations:*
  - (a) a. Interior Lots. All businesses and other uses located on interior lots and having less than 50 feet of street frontage may utilize a ground sign not exceeding eight feet in overall height with a maximum allowable area of 40 square feet.
  - (b) b. Interior lots with multiple tenants or an interior complex may erect one 80-square foot freestanding ground sign, which may be used as an identification sign, directory listing or combination thereof. Individual businesses within a complex may not have separate freestanding signs along Highway 21, Highway 802 or along a High Visibility Site. The multiple listing sign or directory sign may be off-premises provided that it is placed within the complex.
  - c. When single occupancy buildings are required by the Corridor Review Board to present a façade of multiple store fronts to eliminate long and unarticulated walls in an effort to meet the village center architecture guidelines the following shall be applied:
    - (1) In addition to a wall sign or projecting signs as allowed under subsection E (1) & (2), one 10 square foot wall sign shall be allowed per store front with the following exceptions:

- (a) The 10 square foot sign may not be placed on the same wall as the 40 square foot wall sign or on the same walls where projecting signs are placed.
- (b) The number of additional wall signs shall not exceed 3 – 10 square foot signs per single occupancy buildings.
- (2) The additional signs shall advertise only special services offered by the business such as, but not limited to, repairs, rentals, garden supplies, etc. (service sign verbiage to be approved by the Corridor Review Board Administrator).
- (3) To ensure the sign design complements the building architecture, the sign size (length and width) shall be designed to fit the space in which they are placed. This requirement could mean the square footage may be less than 10 square feet per store front. The Corridor Review Board Administrator shall review and approve this requirement.
- (4) A single occupancy building may have 1 - 18 square foot interior neon sign for the entire building or 1- 6 square foot interior neon sign per store front not to exceed 3 interior neon signs.
5. *Replacement of nonconforming signs:* Businesses and other uses along High Visibility Sites, not presently built within the Build-to Zone, may replace nonconforming pole signs with a ground sign that does not exceed eight feet in overall height and has a maximum allowable area of 40 square feet.
6. *Gasoline service stations and cinemas:* Gasoline service stations and cinemas may utilize one 80-square foot sign to accommodate a change out copy panel. These signs are subject to the corridor review board approval.
7. *Height bonus:* Signs surrounded by a permanent raised planter may be built to a height of ten feet. The landscaped area surrounding the sign shall be equal to the square footage of the sign and must be maintained with approved landscaping.

AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND  
CHAPTER 14, ARTICLE II, ANIMAL CONTROL ORDINANCE.

**ARTICLE II. ANIMAL CONTROL**

**Sec. 14.26 Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Animal* means any live, vertebrate creature, domestic or wild.

*Animal control director* means any person so appointed by the county administrator.

*Animal control officer* means any person designated by the county administrator and/or commissioned to perform such duties under the laws of the county and the state.

*Animal shelter* means any facility so designated by the county council.

*Confined* means kept in an enclosure designed to restrain an animal from leaving the owner's premises; a fully fenced pen or kennel.

*Dangerous animal* means any animal which the owner knows or reasonably should know has a propensity, tendency or disposition to attack unprovoked, cause injury, or otherwise endanger the safety of human beings or domestic animals; an animal which makes an unprovoked attack that causes bodily injury to a human being and the attack takes place other than the place where the animal is confined; or an animal that commits unprovoked attacks any place other than the place where the animal is confined and those acts cause a person to reasonably believe that the animal will attack and cause bodily injury to a human being. A dog will be considered a dangerous animal if it is used as a weapon in the commission of a crime.

~~*Licensing authority* means any participating veterinary hospital or animal shelter.~~

*Owner* means any person owning, keeping or harboring one or more animals. An animal shall be deemed to be harbored if it is fed or sheltered for three consecutive days or more (S.C. Code 1976, § 47-5-20).

*Pet* means any animal kept for pleasure rather than utility.

*Public nuisance* means any animal which:

- (1) Molests passersby or passing vehicles;
- (2) Attacks other animals;
- (3) Trespasses on school grounds;
- (4) Is repeatedly at large;
- (5) Damages private or public property; or
- (6) Barks, whines, howls, screeches or crows in an excessive, continuous or untimely fashion.
- (7) Causes harm to the public's health, safety or well being.

*Restraint* means an animal secured by a leash or lead, under the control of a responsible person within the boundaries of the owner's property or any public property.

*Running at large* means a pet or domestic animal which is off the property or premises of the owner and which is not under the physical control of owner by means of a leash or confinement.

*Veterinary hospital* means any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis and treatment of diseases and injuries of animals.

*Wild animal* means any warm-blooded animal such as a monkey (subhuman primate), raccoon, opossum, squirrel, rat, leopard, panther, tiger, lion, lynx, or other warm-blooded animal which can normally be found in the wild state.

(Code 1982, § 4-6)

**Cross references:** Definitions generally, § 1-2.

#### **Sec. 14-27. Sterilization and microchip identification.**

- (a) *Sterilization.* No impounded pet may be redeemed without (a) first having been surgically sterilized and a fee paid therefore, which fee shall not exceed the fee charged by the shelter for the sterilization of animals prior to adoption, or (b) paying a redemption fee of Two Hundred Dollars (\$200) to redeem the pet intact. If an intact pet comes to be impounded for a second or subsequent time in a calendar year, the intact redemption fee shall be One Thousand Dollars (\$1,000). These provisions shall apply to pets whose owners' residence is within Beaufort County.

Sterilization under this section may not take place sooner than after the fifth (5th) working day following the pet's placement in the custody of the shelter, or when the owner appears at the shelter to redeem the animal, whichever is sooner.

If the owner declines to pay the intact redemption fee, such owner may arrange for the pet to be sterilized by a veterinarian of the owner's choosing, and the owner must pay all costs of such sterilization. If an owner chooses this method, the shelter shall transport the animal to the veterinarian for sterilization, unless the

veterinarian or his/her designee transports the pet to the veterinary facility. The owner may retrieve the pet from the veterinarian's office following sterilization. The owner must provide proof of sterilization to the shelter.

The shelter must give written notice of the policies and options regarding redemption and sterilization set forth herein to owners seeking to redeem their pets.

(b) *Microchip identification and fee.* When a dog or cat is adopted from the county animal shelter, the animal shelter may implant a microchip in the dog or cat identifying the owner and all other information as provided by law. The county animal shelter shall charge a fee for implantation of a microchip in an amount recommended by the County Administrator.

(c) *Fee for redemption of a microchipped animal.* A microchipped animal returned to the county animal shelter may be reclaimed by the owner upon the owner's payment to the county animal shelter of a redemption fee. A redemption fee shall be in the amount recommended by the County Administrator.

#### **Sec. 14-28. Restraint of animals by owners.**

- (a) *Running at large.* It shall be unlawful for any owner or custodian of any dog, cat, or other animal to permit the dog, cat, or other animal to run at large at any time upon any street or highway or other property within the county (S.C. Code 1976 § 47-7-110).
- (b) *Control of animals generally.* No owner shall fail to exercise proper care and control of his animals to prevent them from becoming a public nuisance.
- (c) *Female dogs and cats in heat.* Every female dog and cat in heat shall be confined in a building or veterinary hospital in such a manner that such female dog or cat cannot come into contact with another animal except for planned breeding.

#### **Sec. 14-29. Impoundment.**

- (a) *Seizure of animals running at large generally.* Any dog, cat, dangerous animal, or other animal running at large may be seized by an animal control officer and transported to the county animal shelter and there confined in a humane manner for a period of not less than five (5) working days and may thereafter be disposed of in a humane manner if not claimed by the owner.
- (b) *Disposition of animals at large.* When an animal is found running at large and its ownership is known to an animal control officer, such animal need not be impounded but can be returned to the owner, and the officer may cite the owner of such animal to appear before a county magistrate to answer to charges of violation of this Article. Upon the seizure of any animal found running at large with a

rabies tag, the county animal shelter and control will screen the rabies records and attempt to notify the owner or custodian by written notice and/or telephone that the animal is being held by a shelter for disposition (S.C. Code 1976, § 47-3-540).

All animals will be scanned for microchip identification.

- (c) *Disposition of unclaimed animals.* Animals not claimed by their owners after notification or attempted notification or before the expiration of five (5) working days, shall become the property of a county animal shelter and control and may be placed for adoption or euthanized at the discretion of the director of the county animal shelter and control.
- (d) *Records of impounded animals.* It shall be the duty of the director of the county animal shelter and control or other persons designated by the county council to keep accurate and detailed records of seizures and dispositions of all animals coming into their custody and to file this report with the county administrator or his designee each month. Any reports prepared by a designee shall also be filed with the director of the county animal shelter and control.
- (e) *Abandoned animals.* When determined that an animal has been left unattended for a period of twenty-four (24) hours or longer, it will be considered abandoned. The animal control officers may enter the property for the purpose of removing the animal. The animal will then be taken to the animal shelter and confined there for a period five (5) working days. It is unlawful to abandon an animal.
- (f) *Diseased animals.* Any diseased animal presented to a county animal shelter and control whose condition endangers the health of other animals in the shelter or any severely injured animal may be euthanized immediately, notwithstanding the five (5) working day holding period, as specified in subsections (a) and (c) of this section.
- (g) *Shelter space allocations.* At any time the number of animals presented to the county animal shelter and control for holding exceeds the holding space available, the animal shelter director shall ration the available spaces among the municipal, county and military animal control officers and the general public.

(Code 1982, § 4-9)

#### **Sec. 14-30. Redemption of impounded animals.**

- (a) *Procedure.* The owner shall be entitled to resume possession of any impounded animal upon proof of ownership and payment of impoundment fees as set forth in this section.
- (b) *Failure to redeem within holding period.* The owner of an animal impounded and not redeemed within the required holding period shall be responsible for any costs incidental to impoundment in the amount set forth in this section.

- (c) *Payment of fees.* Any impounded animal may be redeemed as provided in this section upon payment of the fees by the owner to the county animal shelter and control.
- (d) *Redemption fees.* The redemption fee shall be One Hundred Dollars (\$100) for the first twenty-four (24) hours of confinement for the first impoundment; the redemption fee for the second impoundment will be Two Hundred Fifty Dollars (\$250), and the redemption fee for the third impoundment and each subsequent offense will be Five Hundred Dollars (\$500). The Director of the Animal Shelter has discretion to reduce or waive fees.
- (e) *Boarding fee.* A boarding fee not to exceed Twenty-Five Dollars (\$25) a day will be imposed following the first twenty-four (24) hours.
- (f) *Posting of fees.* All fees shall be published and posted in a prominent place within the county animal shelter and control.
- (g) *Proof of rabies.* In order to redeem an impounded animal from the county animal shelter and control, a current and valid rabies certificate must be presented at the time of redemption or obtained from a licensed veterinarian within three (3) business days and provided to the county animal shelter. Proof of the rabies vaccination certificate must be presented or obtained at the time of the redemption.

(Code 1982 § 4-10)

**Sec. 14-31. Adoption fees and sterilization.**

- (a) *Adoption fee established.* Animal adoption fees shall be established by the administrator and the director of the county animal shelter and control.
- (b) *Sterilization.* Animals adopted from the county animal shelter and control will be sterilized prior to going into the adopted home. Sterilization fees shall be collected by the county animal shelter and control at the time of adoption.
- (c) *Authority to refuse adoption.* The county animal shelter and control director or designee shall have the authority to refuse adoption of an animal to any person deemed unable to provide proper shelter, confinement, medical care and food or to any person who has a past history of inhumane treatment of or neglect to animals. Any person seeking adoption of an animal more frequently than ninety (90) days shall be subject to refusal of adoption. Any person who has been refused adoption of an animal may appeal his case to the deputy administrator for community services.

(Code 1982, § 4-11)

**Sec. 14-32. Cruelty.**

- (a) *Animals care generally.* No owner shall fail to provide his animals with sufficient, good and wholesome food and water at all times; proper shelter and protection from the weather; a clean and sanitary environment; veterinary care when needed to prevent suffering; and humane care and treatment. Failure to comply with the animal control officer's instructions or directions will result in the animal control officer impounding the animals pending the ruling of the court.
- (b) *Mistreatment.* No person shall beat, cruelly ill-treat, torment, overload, overwork or otherwise abuse an animal or cause, instigate or permit any fight or other combat between animals or animals and humans.
- (c) *Cropping or dubbing of ears, tails, comb, wattles, spurs or earlobes.* No person shall crop or dub an animal's ears or tail or wattle or comb, except a licensed veterinarian who is qualified to perform such an operation.
- (d) *Giving away for commercial purpose.* No person shall give away any live animal, fish, reptile, or bird as a prize for or as an inducement to enter any contest, game, or other competition or as an inducement to enter a place of amusement or offer such vertebrate as an incentive to enter into any business agreement whereby the offer was for the purpose of attracting trade.
- (e) *Striking with motor vehicle.* Any person, as the operator of a vehicle, who strikes a dog or cat should, if reasonably possible, report the accident to the owner, and should call 911 and ask that the animal control division be notified of the time and place of the accident.
- (f) *Poisoning.* No person shall expose any known poisonous substance, whether mixed with food or not, in such a manner as to endanger any animal.
- (g) *Leaving unattended.* No person shall leave an animal unattended for more than twenty-four (24) hours. This shall constitute abandonment. After a twenty-four (24) hour period, if no contact has been made with an owner, the animal control officer will pick up the animal and transport it to the animal shelter.
- (h) *Locking in vehicle.* It shall be illegal for any person to leave an animal unattended in a vehicle. The animal control officer assisted by another law enforcement officer will remove the animal when the officer's opinions are that the animal is in distress.
- (i) *Denial of shelter.* No person shall fail to provide shelter or deny shelter for any animal, fish, bird, fowl or reptile of any kind in any manner without shading same from the sun, any direct light, heat or cold and providing adequate ventilation for their use.



- (j) *Denial of treatment.* No person shall fail to provide humane treatment or deny humane treatment for any disease, sick or injured animal.

(Code 1982, § 4-12)

**Sec. 14-33. Rabies control.**

- (a) *State law adopted.* The provisions of S.C. Code 1976, § 47-5-10 et seq. are adopted by this Article.
- (b) *Duty to report animal bites.* It shall be the duty of every physician or other practitioner to report to the county public health department or an authorized agent the names and addresses of persons treated for bites inflicted by animals, together with such information as will be helpful in rabies control. Any person bitten by an animal must report the bite to the county health department within twenty-four (24) hours of the incident.
- (c) *Sheriff's office to report animal bites.* It shall be the duty of the Sheriff's department to forward a copy of each report involving an animal bite to the county health department within twenty-four (24) hours of receipt of such report.
- (d) *Uninoculated animals biting humans.* If an uninoculated animal has bitten a person, the animal will be seized and the county health department contacted for necessary forms for processing. After authority is given by DEHEC following a waiting period, the animal will be euthanized at the county animal shelter and taken to a consenting veterinarian, who will remove the head. Once the head is removed, the county health department will pick up and ship the head to the authorities for examination.
- (e) *Inoculated animals biting humans.* When an animal that has been inoculated against rabies is involved in an incident where a person is bitten, the owner of the animal must take the animal to a licensed veterinarian for examination. The owner must also notify the county health department within twenty-four (24) hours of the incident. The county health department will direct the owner to quarantine the animal for ten (10) days at the owner's residence or at a veterinary clinic as the department may determine. Subsequent to the ten (10) days' quarantine, the animal will again be examined by a licensed veterinarian and the results of the examination furnished by the owner to the county health department. If a bite is considered severe by the medical director, the director may process such animal for a determination of rabies contamination as he determines necessary, whether or not the animal has been vaccinated.
- (f) *Uninoculated animal not considered property.* Animals that have not been inoculated against rabies shall not be held to be property in any of the courts of the county.

- (g) *Inoculation of dogs and cats required.* All dogs and cats three (3) months of age or more are required to be inoculated against rabies. A rabies tag issued at the time of rabies inoculation shall be attached to a collar or harness and worn by the animal at all times.

(Code 1982, § 4-16)

**Sec. 14-34. Management of Feral Cat Colonies.**

**Definitions:**

*Animal* means any live, vertebrate creature, domestic or wild.

*Caregiver* means any person who provides food, water or shelter to or otherwise cares for a feral cat colony.

*Caregiver Manager* means any person in charge of a caregiver program.

*Eartipping* means straight-line cutting of the tip of the left ear of a cat while the cat is anesthetized.

*Feral cat* means a cat which currently exists in a wild or untamed state.

*Feral cat colony* means a group of cats that congregates. Although not every cat in a colony may be feral, any non-feral cats that routinely congregate with a colony shall be deemed to be a part of it.

*Nuisance* means disturbing the peace by (a) habitually or continually howling, crying or screaming, or (b) the habitual and significant destruction of property against the wishes of the owner of the property.

*Suitable shelter* means shelter that provides protection from rain, sun and other elements and is adequate to protect the health of the cat.

*TNR* means Trap, Neuter and Return.

*TNA Program* means a program pursuant to which cats are trapped, neutered or spayed, vaccinated against rabies, eartipped or tattooed and returned to the current location of the managed colony.

(a) *Feral cat colonies.*

- (1) Feral cat colonies shall be permitted and caregivers shall be entitled to maintain them in accordance with the terms and conditions of this Section.

- (2) **Caregiver Requirements:** It shall be the duty of the caregiver to:
- (a) **Report bi-annually to the county animal control on the following:**
    - (1) **Number of colonies in the county if the caretaker maintains more than one colony.**
    - (2) **Providing the county animal control with descriptions of each cat in the colony and copies of documents evidencing that the cats have been vaccinated and spayed/neutered.**
  - (b) **Help to resolve any complaints over the conduct of a colony or a cat within a colony.**
  - (c) **Maintain records on the size and location of the colonies as well as the vaccination and spay/neuter records of cats in the colonies.**
  - (d) **Mandatory vaccination of the colony population for rabies and making reasonable efforts to update the 5-way or equivalent vaccinations on cats that can be recaptured.**
  - (e) **Mandatory spaying/neutering of all cats within the colony by a licensed veterinarian. In facilitating the spaying/neutering of cats, caregivers shall be presumed to have acted in good faith in concluding that cats routinely congregating within the colony are feral.**
  - (f) **Providing food, water and suitable shelter for colony cats.**
  - (g) **Observe the colony cats daily and keeping a record of any illnesses or unusual behavior noticed in any colony cats.**
  - (h) **Obtaining proper medical attention to any colony cat who appears to require it.**
  - (i) **Obtaining written approval of the owner of any property, on which the colony resides, or to which the Caregiver requires access, to provide colony care.**
  - (j) **In the event that kittens are born to a colony cat, the caregiver shall remove the kittens from the colony after they have been weaned and be responsible for the placement of the kittens in homes or foster homes for the purpose of subsequent permanent placement.**
  - (k) **Caregivers shall make reasonable efforts to find permanent inside homes for colony cats who exhibit the potential for acclimating to such a placement.**

- (1) Caregiver shall make reasonable effort to maintain the colony as to prevent the colony from running at large beyond the confines of the designated area. (S.C. Code 1976 § 47-7-110)
- (b) *Ordinance enforcement.* Nothing shall interfere with the animal control officer's ability to:
  - (1) Seize/remove a cat from a colony that is creating a nuisance as defined above if the caregiver has failed to cure the nuisance within a reasonable timeframe.
  - (2) Seize/remove a feral cat colony when the caregiver fails to comply with the requirements of this section.

#### **Sec. 14-35. Regulation of Dangerous Animals.**

##### **Definition:**

*Dangerous animal* means any animal which the owner knows or reasonably should know has a propensity, tendency or disposition to attack unprovoked, cause injury, or otherwise endanger the safety of human beings or domestic animals; an animal which makes an unprovoked attack that causes bodily injury to a human being and the attack takes place other than the place where the animal is confined; or an animal that commits unprovoked attacks any place other than the place where the animal is confined and those acts cause a person to reasonably believe that the animal will attack and cause bodily injury to a human being. A dog will be considered a dangerous animal if it is used as a weapon in the commission of a crime.

- (a) *Confinement.* Every dangerous animal, as determined by the animal control officer, magistrate or licensing authority, shall be confined by the owner within a building or secure enclosure and shall be securely muzzled or caged whenever off the premises of its owner (S.C. Code 1976, § 47-3-720).
  - (1) All dangerous animals shall be securely confined within an occupied house or residence or in a securely enclosed and locked pen or kennel, except when leashed as provided in this section. Such pen, kennel or structure must have secure sides and a secure top attached to the sides.
  - (2) All pens or other structures designed, constructed or used to confine dangerous animals must be locked with a key or combination lock when such animals are within the structure. Such structure must have a secure bottom, floor or foundation attached to the sides of the pen, or the sides of the pen must be embedded in the ground no less than two (2) feet so as to prevent digging under the walls by the confined animal.

- (3) All structures erected to house dangerous animals must be adequately lighted and ventilated and kept in a clean and sanitary condition. No dangerous animal may be kept on a porch, patio or in any part of a house or structure that would allow the animal to exit such building on its own volition.
- (4) No person shall permit a dangerous animal to go outside its kennel or pen unless such animal is securely leashed and muzzled with a leash no longer than six (6) feet in length. No person shall permit a dangerous animal to be kept on a chain, rope or other type of leash outside its kennel or pen unless both the animal and the leash are under the actual physical control of a person eighteen (18) years of age or older.
- (5) Such animals may not be leashed to inanimate objects such as trees, posts, buildings, or any other object or structure.

(b) *Declaring an animal dangerous.*

- (1) An animal control officer, in his or her discretion, observes that a particular animal is a dangerous animal as defined in this Article, may declare such animal a dangerous animal by delivering a written notice of declaration to the owner. The notice shall include a description of the animal and the basis for the declaration of dangerousness. The notice shall be served upon any adult residing at the premises where the animal is located or may be posted on the premises if no adult is present.
- (2) The person owning, keeping, sheltering or harboring the animal in question must comply with the requirements as designated in this section within seventy-two (72) hours of the receipt of the animal control officer's declaration.
- (3) Any animal that is alleged to be dangerous and that is under impoundment or quarantine at the animal shelter shall not be released to the owner, until such time that the owner is capable of confining the animal to his/her property in accordance with this section.
- (4) All dangerous animals shall have an identification microchip implant placed under the animal's skin once the animal has been declared dangerous. The owner shall pay the actual fee charged by the shelter or the licensed veterinarian who performed the microchip identification procedure.

**Sec. 14-36. Enforcement.**

- (a) *Duties.* The division of animal control shall be charged with the responsibility of:
- (1) Cooperating with the health officers of various state government units and assisting in the enforcement of laws of the state with regard to the control of animals, and especially with regard to the vaccination of dogs and cats against rabies.
  - (2) Investigating all complaints with regard to animals covered by this Article.
  - (3) Enforcing within the unincorporated areas of the county and municipalities, all of the state laws, ordinances enacted by the county and contracts entered into the county for the care, control and custody of animals covered by this Article.
- (b) *Entering the premises.* The animal control officer shall patrol the properties of the county, public and private, for the purpose of checking animals for the following:
- (1) Rabies.
  - (2) Inhumane treatment and the health of animals.
  - (3) Boarding.
- (c) *Interference with officers.* No person shall interfere with or hinder an animal control officer or any such agent of the county in the performance of such officer's duty or seek to release animals in the custody of the animal control officer or any such agent of the county.
- (d) *Penalties.* Any person who violates the provisions of this Article shall be guilty of a misdemeanor and upon conviction, shall be subject to a fine up to Five Hundred Dollars (\$500) or thirty (30) days in jail. Each day's violation of any provision of this Article shall constitute a separate offense.

**Cross reference:** Health and sanitation, ch. 46.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2010.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

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Ladson F. Howell, Staff Attorney

ATTEST:

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Suzanne M. Rainey, Clerk to Council

First Reading: March 15, 2010

Second Reading:

Public Hearing:

Third and Final Reading:

**AN ORDINANCE OF THE COUNTY COUNCIL OF BEAUFORT COUNTY**

**ORDINANCE NO.**

**PROPOSED ORDINANCE NO.**

**AN ORDINANCE TO AMEND CHAPTER 18 OF ARTICLE III (BUSINESS AND PROFESSIONAL LICENSE), OF THE COUNTY CODE OF THE COUNTY COUNCIL OF BEAUFORT COUNTY, BEAUFORT, SOUTH CAROLINA AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.**

WHEREAS, on November 22, 1999 the County Council adopted Article III Chapter 18 establishing the "Business License Ordinance"; and

WHEREAS, the ordinance contains various deficiencies and; and

WHEREAS, this amendment is offered to correct deficiencies;

**NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNTY COUNCIL FOR BEAUFORT COUNTY, SOUTH CAROLINA, AND IT IS HEREBY ORDERED AND ORDAINED BY AND UNDER AUTHORITY OF SAID COUNTY COUNCIL, AS FOLLOWS:**

**NOTE: Underlined and bold-face typed portions indicate additions to the county code. ~~Stricken~~ portions indicate deletions to the county code.**

**ARTICLE III. BUSINESS AND PROFESSIONAL LICENSES**

**Sec. 18-46. Purpose.**

The business license levied by this article is for the purpose of providing such regulation as may be required by the business subject thereto and for the purpose of raising revenue to provide ad valorem tax relief. ~~The net revenues of the business license program shall be used to reduce the county property tax levy effective in fiscal year 2000-2001.~~ **Each license shall be issued for one (1) calendar year beginning on January 1<sup>st</sup> and shall expire on December 31<sup>st</sup>; this time period shall be considered a 'license year.' The provisions of this ordinance and the rates herein shall remain in effect from year to year as amended by Beaufort County Council.**

(Ord. No. 99-36, § III, 11-22-1999)

**Sec. 18-47. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Business* means a calling, occupation, profession or activity engaged in with the object of gain, benefit or advantage, either directly or indirectly. ~~A charitable organization shall be deemed a business unless the entire proceeds of its operation are devoted to charitable purposes.~~ In addition to the above-described activities constituting doing of business in the county, an individual shall be deemed to be in



business if that individual owns and rents five two (2) or more residential rental units (or partial interest therein) within the county, excluding the municipalities therein. This applies to both short-term and long-term rentals.

**Charitable Purpose** means benevolent, philanthropic, patriotic, or eleemosynary purpose which does not result in personal gain to a sponsor, organizer, officer, director, trustee or person with ultimate control of the organization. Charitable Organization shall be deemed a business subject to a license tax unless the entire net proceeds of its operation, after necessary expenses, are devoted to charitable purposes. Compensation in any form to a sponsor, organizer, officer, director, trustee or person with ultimate control of the organization shall not be deemed a necessary operating expense.

*Classification* means that division of businesses by major groups subject to the same license rate, as determined by a calculated index of ability to pay based on national averages, benefits, equalization of tax burden, relationship of services, or other basis deemed appropriate by county council.

**County** means the County of Beaufort, South Carolina.

*Gross receipts* means the total revenue of a business, received or accrued, for one calendar or fiscal year collected or to be collected by reason of the conduct of the businesses within the county, excepting therefrom income from business done wholly within outside of the unincorporated area of the county and fully reported to a municipality or other county, on which a license tax is paid to some other municipality or a county and fully reported to the county. Gross income from interstate commerce shall not be included in the gross income for every business subject to a business license fee. The term "gross receipts" means the value proceeding or accruing from the sale of tangible business personal property, including merchandise and commodities of any kind and character and all receipts, by the reason of any business engaged in, including interest, dividends, discounts, rentals of real estate or royalties, without deduction on the account of the cost of the property sold, the cost of the materials used, labor or service cost, interest paid, or any other expenses whatsoever and without any deductions on account of losses. Gross income for business license purposes, may be verified by inspection of returns filed with the Internal Revenue Service, the South Carolina Department of Revenue, the South Carolina Insurance Commission, or other government agency. In case of brokers or agents, gross income means commissions received or retained, unless otherwise specified. Gross income for insurance companies means gross premiums collected. Gross income for business license tax purposes shall include the value of bartered goods and/or trade-in merchandise, conform to the gross income reported to the Internal Revenue Service, the South Carolina Department of Revenue and taxation, or the South Carolina state Insurance Commission. In the case of brokers or agents, gross income shall mean gross commissions retained. Gross receipts for insurance companies shall mean gross premiums collected.

**Licenseing inspector Official** means the county employee, or other individuals, designated by the County Administrator to perform the duties set forth in this article.

*Person* means any individual, firm, partnership, LLP, LLC, cooperative nonprofit membership, corporation, joint venture, association, estate, trust, business trust, receiver, syndicate, holding company or other group or combination acting as a unit, in the singular or plural, and the agent or employee having charge or control of a business in the absence of the principals. ~~A governmental entity is not a person as defined in this section.~~

*Wholesaler* means a business where the product the business sells is to be resold (retailed); where the supplier is truly a wholesaler, a business license is not required, however if a warehouse or place of business is maintained in the county. Suppliers to grocery stores, retailers, etc., do not have to obtain a business license. Further, if the product is used as raw material or as components in a manufactured product, a business license is not required. However or if a product is sold to an end user,

its ultimate customer, a business license is required. Therefore, paper goods distributors who sell supplies to hotels and building supply distributors who sell to contractors or owners for buildings under construction are required to obtain a business license. Such distributors' customers are the end users of the products.

(Ord. No. 99-36, § II, 11-22-1999)

**Cross references:** Definitions generally, § 1-2.

#### **Sec. 18-48. Administration.**

The ~~Licenseing inspector~~ **Official** shall administer the provisions of this article, collect license fees, issue licenses, make or initiate investigations and audits to ensure compliance, initiate denial or revocation procedures, report violators to **Code Enforcement** ~~the County Council~~, produce forms, make reasonable regulations relating to the administration of this article, and perform such other duties as may be assigned by the ~~County~~ **Administrator**.

~~With regard to the administration of this article as it pertains to license fees from insurance companies and brokers for nonadmitted insurance companies, the State Association of Counties is designated as the exclusive agent of the county and is empowered to utilize all procedures and actions authorized by ordinance or state law.~~

(Ord. No. 99-36, § IX, 11-22-1999)

#### **Sec. 18-49. Violations.**

Any persons violating any provision of this article shall be **deemed guilty of an offense and subject to a fine of up to \$500.00 or imprisonment for not more than thirty (30) days or both, upon conviction.** ~~punishment under section 1-6, upon conviction.~~ Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent **taxes**, penalties and costs provided for in this article.

(Ord. No. 99-36, § XVII(b), 11-22-1999)

#### **Sec. 18-50. License required.**

Every person engaged or intending to engage in any calling, business, occupation or profession **whether listed in the rate classification index or not, shall register the business and make application for a business license and will be required to pay an annual** ~~in sections 18-65-18-68, in whole or in part, within the limits of the county, including the municipalities therein, is required to pay an annual~~ license fee and obtain a business license as provided in this article. **A new business shall be required to have a business license prior to operation within the county.**

(Ord. No. 99-36, § I, 11-22-1999)

#### **Sec. 18-51. License fee.**

**(a)** The required license fee shall be paid for each business subject to this article according to the applicable rate classification on or before May 31 in each year, **except for those businesses in Rate Class 8 for which a different due date is specified.**

**(b)** A separate license shall be required for each place of business and for each classification of business conducted at one place. **If gross income cannot be separated for classifications at one location, the license fee shall be computed on the combined gross income for the classification requiring the highest rate.**

~~(c) However, multiple businesses consolidated under one federal identification number may choose to file for one license covering all businesses, and the license fee shall be computed on the combined gross income for the classification requiring the highest rate. A license fee based on gross income shall be computed on the gross income for the preceding calendar or fiscal year, and on a 12-month projected income based on the monthly average for a business in operation for less than one year. The fee for a new business shall be computed on the estimated probable gross income stated in the license application for the balance of the calendar year. No refund shall be made for a business that is discontinued, annexed into a municipality or has rendered an over payment of a prior year license fee.~~

(Ord. No. 99-36, § IV, 11-22-1999)

#### **Sec. 18-52. Effective date.**

~~For persons not in business for a full tax year ending December 31, 1999, the gross revenues required to be prorated shall be estimated in the same manner as provided in section 18-51, provided, however, the pro rata license fee due for calendar year 2000 by each business shall not be lower than the stated annual minimum fee for the business's category. The business license tax shall be implemented on an annual basis for calendar year 2000 and all subsequent years. The required due date for the payment of all fees and the display of license for calendar year 2000 shall be May 31, 2000. In all subsequent years the due date shall be as specified in section 18-53.~~

(Ord. No. 99-36, § XVIII(b), 11-22-1999)

#### **Sec. 18-53. Registration required.**

(a) The owner, agent or legal representative of every business subject to this article, whether listed in the classification index or not, shall register the business and make application for a business license on or before May 31 of each year, except that a new business shall be required to have a business license prior to operation within the county. A license for a bar must be issued in the name of the individual who has been issued a State ABC license and will have actual control and management of the business.

(b) Application shall be on a form provided by the license inspector License Official which shall contain the social security number and/or the federal identification number, the South Carolina Retail License Number (if applicable), the business name as reported on the state income tax return, and all other information about the applicant and the business deemed necessary to carry out the purposes of this article by the licensing inspector Official. Applicants may be required to submit copies of state and federal income tax returns reflecting gross income figures.

(c) The applicant shall certify under oath that the information given in the application is true, that the gross income is accurately reported, or estimated for a new business, without any unauthorized deductions, and that all assessments and personal property taxes on business property due and payable to the county have been paid.

~~(d) With regard to registration of insurance companies and brokers for nonadmitted insurance companies, the state association of counties is designated as the exclusive agent of the county and is empowered to utilize all procedures and actions authorized by ordinance or state law. Insurance agents and brokers shall report the name of each insurance company for which a policy was issued and the total premiums collected for each company for each type of insurance coverage on a form approved by the License Official. An insurance agent not employed by an insurance company, or employed by more than one company, shall be licensed as a broker~~

**(e) ~~(b)~~** Every business, which either acts as an agent, broker or representative for any other person or has contractual arrangements with persons who are acting as independent contractors for it shall supply the following information: name, address, telephone number and estimated payments or premiums due to that person. Such information shall be supplied upon the request of the License Official ~~inspector~~ and shall be a condition precedent to obtaining the license required under this article.

**(f) ~~(e)~~** Elimination of commercial waste. On the business license application form, each business shall fully disclose its method of solid waste handling and shall present proof of such solid waste disposal before a license is granted.

(Ord. No. 99-36\_§ V, 11-22-1999)

**(g) No business license shall be issued until the applicant first submits documents necessary to establish compliance with Beaufort County Zoning Ordinance, Building Code, and other regulatory codes as adopted by Beaufort County Council.**

**(h) Any person desiring to peddle goods anywhere in unincorporated Beaufort County must first meet all regulations pursuant to the provisions of Section 40-41-10, S.C. Code of Laws of 1976 and are also subject to being in compliance with the zoning and building codes.**

**(i) Miscellaneous Sales – (Antique Malls, Flea Markets or Leased Space Sales) any person leasing space for the sale of merchandise from an established business shall be required to have a business license, whether or not the sales are made through a central cash register. Futhermore, it shall be the responsibility of the leasor of the spaces to advise the business license office of persons leasing space.**

#### **Sec. 18-54. Deductions and exemptions.**

No deductions from gross income shall be made, except ~~from~~ income from business done wholly **outside of the county jurisdiction on which a license tax is paid to another county or [within a municipality on which a license tax is paid to some other municipality or other jurisdiction,** or income which cannot be taxed pursuant to state law. The applicant shall have the burden to establish the right to a deduction by satisfactory records and proof. No person shall be exempt from the requirements of this article by reason of the lack of an established place of business within the county, unless exempted by state or federal law. The **License inspector Official** shall determine the appropriate classification and licensing for each business. No person shall be exempt from this article by reason of the payment of any other tax, unless exempted by state law, and no person shall be relieved of the liability for the payment of any other tax by reason of the application of this article.

(Ord. No. 99-36, § VI, 11-22-1999)

#### **Sec. 18-55. False application unlawful.**

It shall be unlawful for any person subject to the provisions of this article to make a false application for a business license, or to give or file, or direct the giving or filing, of any false information with respect to the license or fee required by this article.

(Ord. No. 99-36, § VII, 11-22-1999)

#### **Sec. 18-56. Display and transfer.**

**(a)** All persons shall display the license issued to them under this article on the original form provided by the **License Official,** ~~inspector~~ in a conspicuous place, in the business establishment, at the address shown on the license. A transient or nonresident shall carry the license upon his person or in a vehicle used in the business readily available for inspection by any authorized agent of the county.

**(b)** A change of address must be reported to the **License Official** ~~license inspector~~ within ten **(10)** days after removal of the business to a new location, and the license will be valid at the new address upon

written notification of the License Official inspector and compliance with zoning and building codes. Failure to obtain the approval of the License Official inspector for a change of address shall invalidate the license and subject the licensee to prosecution for doing business without a license. A business license shall not be transferable, and a transfer of ownership shall be considered a termination of the old business and the establishment of a new business requiring a new business license, based on old business income. ~~prorated for the balance of the calendar year.~~

(Ord. No. 99-36, § VIII, 11-22-1999)

### **Sec. 18-57. Inspections and audits.**

**(a)** For the purpose of enforcing the provisions of this article the License Official inspector or other authorized agent of the county is empowered to enter upon the premises of any person subject to this article to make inspections and examine and audit books and records. It shall be unlawful for any person to fail or refuse to make available the necessary books and records, during normal business hours with 24 hours' prior written notice. If an audit or inspection reveals that false information has been filed by the licensee, the costs of the audit shall be added to the correct license fee and late penalties in addition to other penalties provided in this article. Each day of failure to pay the proper amount of license fee shall constitute a separate offense.

**(b)** The License Official inspector may make systematic **and random** inspections of all businesses within the county to insure compliance with this article. Records of inspections and audits shall not be deemed public records. The License Official inspector shall not release the reported gross income of any person by name without permission of the licensee, provided that statistics compiled by classifications may be made public. ~~With regard to inspections and audits of insurance companies and brokers for nonadmitted insurance companies, the State Association of Counties is designated as the exclusive agent of the county and is empowered to utilize all procedures and actions authorized by ordinance or state law.~~

**(c)** The License Official, upon approval of the County Administrator, may disclose gross income of licenses to the Internal Revenue Service, South Carolina Department of Revenue, Beaufort County Tax Appraiser, Beaufort County Business License/User Fee Board of Appeals and other County and Municipal Business License Offices for the purpose of assisting tax assessments, tax collections and enforcement of the business license. Such disclosures shall be for internal, confidential and official use by these governmental agencies and shall not be deemed public records.

(Ord. No. 99-36, § X, 11-22-1999)

### **Sec. 18-58. Assessments.**

**(a)** When any person shall have failed to obtain a business license or to furnish the information required by this article or the License Official inspector, the License Official inspector shall proceed to examine the records of the business or any other available records as may be appropriate and to conduct investigations and statistical surveys as he/she may deem appropriate to assess a license tax and penalties as provided in this article.

**(b)** A notice of assessment shall be served by certified mail and any application for adjustment of the assessment may be made to the License Official inspector within five **(5)** days after the notice is mailed or the assessment will become final. The License Official inspector shall establish by regulation the procedure for hearing an application for adjustment of assessment and issuing a notice of final assessment.

**(c)** A final assessment may be appealed to the Business License/User Fee Board of Appeals ~~county council~~ only by payment in full of the assessment under protest within five days and the filing of

written notice of appeal within ten days after payment pursuant to the provisions of this article relating to appeals to the Business License/User Fee Board of Appeals county council. ~~With regard to assessments of insurance companies and brokers for nonadmitted insurance companies, the state association of counties is designated as the exclusive agent of the county and is empowered to utilize all procedures and actions authorized by ordinance or state law.~~

(Ord. No. 99-36, § XI, 11-22-1999)

#### **Sec. 18-59. Delinquent license fees.**

For nonpayment of all or any part of the correct license fee under this article, the License Official ~~inspector~~ shall levy and collect a late penalty of \$500.00 plus five percent of the unpaid fee for each month or portion thereof after the due date until paid, ~~plus the cost of collection. Penalties shall be waived in the absence of reasonable cause.~~ If any license fee shall remain unpaid for 60 days after its due date, the License Official ~~inspector~~ shall issue an execution which shall constitute a lien upon the property of the licensee for the tax, penalties and cost of collection, and shall proceed to collect in the same manner as prescribed by law for the collection of other taxes. Upon identification of a delinquent account the Director of Business License or his/her designee has the authority to establish payment plans, revenue procedures, and reduce or waive penalties based upon the revenue procedures as adopted with this amendment. ~~make a report to the county attorney for appropriate action. Partial payment may be accepted by the License Official inspector to toll imposition of penalties on the portion paid, provided, however, no business license shall be issued or renewed until the full amount of the tax due, with penalties, has been paid.~~

(Ord. No. 99-36, § XII, 11-22-1999; Ord. No. 2001-17, 6-11-2001)

#### **Sec. 18-60. Notices.**

The License Official ~~inspector~~ may but shall not be required to serve or mail written notices that license fees under this article are due, but he shall publish a notice of the due date in a newspaper of general circulation within the county three times prior to the due date in each year. With regard to providing notice to insurance companies and brokers for nonadmitted insurance companies that license fees are due, the South Carolina State Association of Counties is designated as the exclusive agent of the county and is empowered to utilize all procedures and actions authorized by ordinance or state law. Failure to receive notice shall not constitute a defense to prosecution for failure to pay the tax due or grounds for waiver of penalties.

(Ord. No. 99-36, § XIII, 11-22-1999)

#### **Sec. 18-61. Denial of license.**

The License Official ~~inspector~~ shall deny a license under this article to an applicant when the application is incomplete, contains a misrepresentation, false or misleading statement, evasion or suppression of a material fact, does not comply with all other applicable county ordinances, or when the activity for which a license is sought is unlawful or constitutes a public nuisance. A decision of the License Official ~~inspector~~ shall be subject to appeal to the Business License/User Fee Board of Appeals county council as provided in this article. Denial shall be written with reasons stated.

(Ord. No. 99-36, § XIV, 11-22-1999)

#### **Sec. 18-62. Suspension or revocation of license.**

When the License Official ~~inspector~~ determines that:

- (1) A license has been mistakenly or improperly issued or issued contrary to law;
- (2) A licensee has breached any condition upon which his the license was issued or has failed to comply with the provisions of this article;

- (3) A licensee has obtained a license through a fraud, misrepresentation, a false or misleading statement, evasion or suppression of a material fact on the license application;
- (4) A licensee has been convicted of an offense under a law or ordinance regulating business, a crime involving moral turpitude, or an unlawful sale of merchandise or prohibited goods;
- (5) A licensee has engaged in an unlawful activity or nuisance related to the business; or
- (6) The business is not in compliance with all other applicable county ordinances;

The License Official ~~inspector~~ shall give written notice to the licensee or the person in control of the business within the county by personal service or certified mail that the license is suspended pending a hearing before the Business License/User Fee Board of Appeals ~~county council~~ for the purpose of determining whether the license should be revoked. The notice shall state the time and place at which the hearing is to be held, which shall be ~~at a regular or special council meeting~~ within 30 days from the date of service of the notice. The notice shall contain a brief statement of the reasons for suspension and proposed revocation and a copy of the applicable provisions of this article.

(Ord. No. 99-36, § XV, 11-22-1999)

### **Sec. 18-63. Appeals to County Council.**

(a) Any person aggrieved by a final assessment, charge backs from an audit or a denial of a business license under this article by the License Official ~~inspector~~ may appeal the decision to the Business License/User Fee Board of Appeals ~~county council~~ by written request stating the reasons therefor filed with the License Official ~~inspector~~ within ten (10) days after the payment of the assessment under protest or notice of denial is received.

(b) An appeal or a hearing on revocation shall be held by the Business License/User Fee Board of Appeals ~~county council~~ within 30 days after receipt of a request for appeal or service of notice of suspension at a ~~regular or special~~ meeting of which the applicant or licensee has been given written notice. At the hearing all parties shall have the right to be represented by counsel, to present testimony and evidence and to cross examine witnesses. The proceedings shall be recorded and transcribed at the expense of the party so requesting. The rules of evidence and procedure prescribed by the board ~~county council~~ shall govern the hearing. The board ~~county council~~ shall by majority vote of members present, render a written decision based on findings of fact and the application of the standards in this article which shall be served upon all parties or their representatives. The decision of the board shall be final unless appealed to County Council a court of competent jurisdiction within ten days after service of the Board's decision. County Council shall review the record and without further hearing affirm, modify, or deny the appeal. The decision of Council shall be final unless appealed to a court of competent jurisdiction within ten (10) days after service of County Council's decision.

(c) No person shall be subject to prosecution for doing business without a license until the expiration of ten (10) days after written notice of denial or revocation which is not appealed or until after final judgment of a circuit court upholding denial or revocation.

(Ord. No. 99-36, § XVI, 11-22-1999)

### **Sec. 18-64. Confidentiality.**

Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for any official or employee to divulge or make known in any manner the amount of income or any particulars set forth or disclosed in any report or return required under this article. Nothing in this section shall be construed to prevent the identification of particular reports or returns.

(Ord. No. 99-36, § XVII(a), 11-22-1999)

**Sec. 18-65. Classification rates and schedules.**

(a) The license fee for each class of business shall be computed in accordance with the rates set forth in sections 18-66–18-68 and with the Standard Industrial Classification (SIC) Manual 1987 and the North American Industrial Classification System (NAICS), except that, in cases of conflict between the provisions of the SIC and this Code, the provisions of this Code shall prevail.

(b) Unless otherwise specifically provided, all rates shall be doubled for businesses and itinerants having no fixed place of business within the county and triple for businesses located out of state.

(Ord. No. 99-36, § XIX, 11-22-1999)

**Sec. 18-66. Class 8 rates.**

Each SIC number designates a separate subclassification. The businesses in this section are treated as separate and individual subclasses due to provisions of state law, regulatory requirements, service burdens, tax equalization considerations, etc., which are deemed to be sufficient to require individually determined rates. Nonresident rates do not apply except where indicated.

*15, 16, 17 Contractors, construction, all types.* See the rate schedule in section 18-68.

(1) For nonresident contractors, the total fee for the full amount of the contract shall be paid prior to issuing a building permit or commencement of work and shall entitle the contractor to complete the job without regard to the normal license expiration date. An amended report shall be filed for each new job and the appropriate additional license fee per \$1,000 of the contract amount shall be paid prior to commencement of new work. Only one base fee shall be paid in a calendar year. A trailer at the construction site, a home office or structure in which the contractor resides is not a permanent place of business under this article.

(2) No contractor shall be issued a business license until all state and county qualification examinations and trade license requirements have been met. Each contractor shall post a sign in plain view on each job identifying the contractor with the job. In addition, each contractor shall furnish the License Official with a list of all sub-contractors furnishing labor or materials for each project.

(3) Subcontractors shall be licensed on the same basis as general, prime or manager for the same job, and no deductions shall be made by a general or prime contractor or manager for value of work performed by subcontractors. General or prime contractors will be responsible and will pay for the business license of any sub-contractor doing work on the project if the sub-contractor is found to be operating without a county business license.

(4) No contractor shall be issued a business license until all performance and indemnity bonds required by the county building code have been filed and approved. Zoning permits must be obtained when required by the county zoning ordinance codified in Chapter 106.

~~(5) Each prime contractor shall file with the License Official inspector a list of subcontractors furnishing labor or materials for each project.~~

40 *Railroad companies.* See S.C. Code 1976, § 12-23-210.

41 *Passenger transportation.* (4) On gross income, rate class 7 plus each vehicle per year, \$25.00.

~~(2)~~ (5) Permission to use streets required. It shall be unlawful for any person to construct, install, maintain, or operate in, on, above or under any street or public place under control of the county any line, pipe, cable, pole, structure or facility for utilities, communications, cablevision or other purposes without a consent agreement or franchise agreement issued by the County Council by ordinance which prescribes the term, fees and conditions for use.



~~(3)~~ **(6)** Consent, franchise, or business license fee required. The annual fee for use of streets or public places authorized by a consent agreement or franchise agreement shall be set by the ordinance approving the agreement and shall be based on gross revenues derived from activities in the county, the length of lines installed in streets and public places, or other formula deemed appropriate by county council. No consent fee or franchise fee shall be construed to be in lieu of a business license fee based on gross revenue unless specifically provided by ordinance. Credits for business license fees paid may be applied to fees set by ordinance granting consent or a franchise when specifically authorized by the ordinance.

**481** *Telephone companies not using public streets under franchise or consent.* Establishments providing local or long distance telephone communications as described in Standard Industrial Classification (SIC) group 481 and North American Industrial Classification System (NAICS) 5733, including voice and data communications; radio telephone services; cellular telephone services; paging and beeper services; leasing lines, fiber optic cables, microwave or satellite facilities; selling access and reselling use of facilities or methods to others, shall pay an annual business license fee of 0.3 percent of gross receipts from all communications activities conducted in the county and for communications services billed to customers located in the county on which a business license tax has not been paid to another municipality.

**4841** *Television, cable or pay.* Basic fee, consent or franchise.

**491–493** *Electrical and gas companies.* Consent or franchise.

**55** *Automotive, motor vehicle dealers and farm machinery, retail* See the rate schedule in section 18-68.

(1) One sales lot not more than 400 feet from the main showroom may be operated under this license provided that proceeds from sales at the lot are included in gross receipts at the main office when both are operated under the same name and ownership.

(2) Gross receipts from this classification shall include full sales price without deduction for trade-ins.

(3) Dealer transfers shall not be included in gross receipts.

**5999** *Promoter/coordinator of arts and crafts shows.* See the rate schedule in section 18-68.

~~(1) This shall be a special license issued only for special arts and crafts events sanctioned as such by the County Council and shall be valid solely for the time period and the specific location stated thereon. This special license must be applied for and obtained before commencement of the event for which it is to be used.~~

~~(2) It is the responsibility of the special events promoter or coordinator to ensure that all participating vendors are included in this special arts and crafts license.~~

~~(3) Each participating vendor must be the creator of the art or craft which is to be sold. This includes any person who desires to engage in the business of offering for public sale flower arrangements or any handcrafted items produced in the home. Goods purchased for sale or resale cannot be vended on this special license. Inspection shall be made on site during the sale.~~

~~(4) Other merchants and vendors at such special events, not qualifying for this special license under arts and crafts, shall be required to obtain a regular business license.~~

~~(5) Merchants and vendors now operating under valid licenses shall be allowed to operate under those licenses, incorporating such gross sales in the annual gross sales to be reported on the succeeding year's application.~~

<b>5999</b>	<b><u>Promoter/Coordinator of Arts and Crafts Shows</u></b>		<b><u>Base Rate/ Fee</u></b>	<b><u>Incremental Rate per Thousand</u></b>
	<b><u>First</u></b>	<b><u>\$5,000.00</u></b>	<b><u>\$50.00</u></b>	
	<b><u>Over</u></b>	<b><u>5,000.00</u></b>		<b><u>\$0.49</u></b>
	<b><u>Plus, for each participating vendor</u></b>		<b><u>Class rates apply</u></b>	
<b><u>This shall be a special license issued only for special arts and crafts events sanctioned as such and be valid solely for the time period and the specific location stated thereon. This special license must be applied for and obtained before commencement of the event for which it is to be used.</u></b>				
<b><u>It is the responsibility of the special events promoter or coordinator to ensure that all participating vendors are included in this special arts and crafts license.</u></b>				
<b><u>Each participating vendor must be the creator of the art or craft which is to be sold. This includes any person who desires to engage in the business of offering for public sale flower arrangements or any hand-crafted item produced in the home. Goods purchased for sale or resale cannot be vended on this special license.</u></b>				
<b><u>Inspections may be made on site during the sale.</u></b>				
<b><u>Other merchants and vendors at such special events, not qualifying for this special license under arts and crafts, shall be required to obtain a regular business license.</u></b>				
<b><u>Merchants and vendors now operating under valid licenses shall be allowed to operate on those licenses, incorporating such gross sales in the annual gross receipts to be reported on the succeeding year's application.</u></b>				

63 *Insurance companies.*

(1) On gross premiums collected through offices or agents located in the county, wherever the risk is located in the county, or collected on policies written on property or risks located in the county, wherever the premiums are collected.

(2) Gross premiums shall include new and renewal business without deductions for any dividend, credit, return premiums or deposit.

(3) Solicitation for insurance, receiving or transmitting an application or policy, examination of a risk, collection or transmitting of a premium, adjusting a claim, delivering a benefit, or doing any act in connection with a policy or claim shall constitute doing business within the county whether or not an office is maintained therein. A premium collected on property or a risk located within the county shall be deemed to have been collected within the county.

631-632 *Life, health and accident insurance.* The rate is 0.75 percent of gross premiums. Declining rates shall not apply.

633-635 *Fire and casualty insurance.* The rate is two percent of gross premiums. Declining rates shall not apply.

636 *Title insurance.* The rate is two percent of gross premiums. Declining rates shall not apply.

**6411 Brokers for fire and casualty insurers.** The rate is two percent of gross premiums. Declining rates shall not apply. Nonadmitted: On gross premiums collected on policies of companies not licensed in the state, the broker shall collect and remit annually to the state association of counties, with a copy of the report required by the insurance commission showing the location of the risks insured. (Premiums for nonadmitted business are not included in broker's gross commissions for other business.)

Notwithstanding any other provision of this article, license taxes for insurance companies and brokers for nonadmitted insurers shall be payable on or before May 31 in each year without penalty. Pursuant to the S.C. Code 1976, § 5-7-300, the agreement with the state association of counties on file with the clerk for collection of current and delinquent license taxes from insurers and brokers is approved.

**7993 Amusement machines, (coin-operated (except gambling))**

(1) Music machines, juke boxes, kiddie rides video games, pin tables with levers and other amusement machines with or without free play licensed pursuant to S.C. Code 1976, § 12-21-2720(A)(1) and (A)(2), Type I and Type II:

- a. Operator of machine (S.C. Code 1976, § 12-21-2746), \$12.50 per machine  
(12-21-2746) Plus \$12.50 business license  
(For operation of all machines, not on gross income).
- b. **Distributor selling or leasing machines**  
(Not licensed by the state as an operator pursuant to S.C. Code 1976, § 12-21-2728, see schedule in section 18-68 (nonresident rates apply).

**7993 Amusement machines, coin operated non-payout**

**Amusement machines of the non-payout type or in-line pin game licensed by SC Department of Revenue pursuant to S.C. Code 12-21-2720(A)(3) Type III**

- a. Operator of nonpayout machines \$180 per machine  
(owner of business)  
(12-21-2720(B)) plus \$12.50 business license

~~(2) b. Video poker and amusement machines license pursuant to S.C. Code 1976, § 12-21-2720(A)(3), see section 10-26 et seq. Distributor selling or leasing machines, not licensed by the state as an operator pursuant to S.C. Code 1976, § 12-21-2728, see schedule in section 18-68 (Ord. No. 99-36, § XIX, 11-22-1999) [Nonresident rates apply ]~~

**7993 Billiard, Pool Tables, Football Table, Bowling Lane Table**

Measuring 3 ½ x 7 ft long \$5.00

Tables longer than 3 ½ x 7ft \$12.50

**And Gross income of all business where located, the following rates apply:**

First \$5,000.00 Gross Income \$43.75  
Over \$5,000.00 \$0.38/thousand

**Sec. 18-67. Rate classification index.**

The rate classification index for businesses licensed pursuant to this article shall be as follows:  
TABLE INSET:

SIC	Rate Class 1 Business Group
47	Travel agencies
53	General merchandise stores
54	Food stores
553--554	Automotive supply stores and gasoline service stations
56	Apparel and accessory stores
58	Eating places (
86	Membership organizations

TABLE INSET:

SIC	Rate Class 2 Business Group
01	Agricultural production, crops
02	Agricultural production, animals
20	Food and kindred products
22	Textile mill products
23	Apparel and other finished products from fabrics and similar materials
25	Furniture and fixtures
30	Rubber and miscellaneous plastic products
31	Leather and leather products
32	Stone, clay, glass and concrete products
33	Primary metal industries
34	Fabricated and metal products (except machinery and transportation equipment)
37	Transportation equipment
39	Miscellaneous manufacturing industries
50	Wholesale trade, durable goods

51	Wholesale trade, nondurable goods
52	Building materials, hardware, garden supply and mobile home dealers
57	Furniture, home furnishings and equipment stores
70	Hotels, rooming houses, camps and other lodging

TABLE INSET:

SIC	Rate Class 3 Business Group
07	Agricultural service
24	Lumber and wood products (except furniture)
26	Paper and allied products
29	Petroleum refining and related industries
36	Electrical and electronic machinery, equipment and supplies
42	Motor freight transportation and warehousing
44	Water transportation
45	Transportation by air
59	Miscellaneous retail (except vending machines, peddlers and pawnbrokers)
61	Credit agencies other than banks
75	Automotive repair, services and garages
78	Motion pictures
79	Amusement and recreation services (except motion pictures, amusement machines and carnivals)
89	Miscellaneous services

TABLE INSET:

SIC	Rate Class 4 Business Group
27	Printing, publishing and allied products
28	Chemicals and allied products
35	Machinery, except electrical
48	Communication (except telephone)
76	Miscellaneous repair services

TABLE INSET:

SIC	Rate Class 5 Business Group
09	Fishing, hunting and trapping
14	Mining -- Minerals
38	Measuring, analyzing and controlling instruments; photographic, medical and optical goods; watches and clocks
41	Local and suburban transit and interurban highway passenger transportation
62	Security and commodity brokers, dealers -- Exchanges and services
73	Business services

TABLE INSET:

SIC	Rate Class 6 Business Group
49	Sanitary services
72	Personal services

TABLE INSET:

SIC	Rate Class 7 Business Group
08	Forestry
10	Mining -- Metals
21	Tobacco manufacture
46	Pipelines (except natural gas)
64	Insurance agents, brokers and service
65	Real estate
67	Holding and other investment offices
80	Health services
81	Legal services
82	Educational services
83	Social services
87	Engineering, accounting, research, management and related services

TABLE INSET:

SIC	Rate Class 8
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	Business Group
15, 16, 17	Contractors, construction, all types
40	Railroad companies
4121	Taxicabs
481	Telephone communication
491--493	Electric and gas services
55	Automotive and motor vehicle dealers and farm machinery, retail (except auto supply store 553 and gasoline service stations 554)
5093	Junk and scrap dealers
5813	Drinking places (alcoholic beverages – License must be issued in the name of the individual who has been issued a State ABC license and will have actual control and management of the business)
5932	Pawnbrokers
5962	Vending machines (automatic merchandising)
5963	Peddlers, itinerant
63	Insurance companies
6411	Brokers for nonadmitted insurers
7993	Amusement machines, coin-operated
7999	Billiard or pool tables, all types
7999	Carnivals and circuses

(Ord. No. 99-36, § XIX, 11-22-1999)

**Sec. 18-68. Rate schedule.**

The fee schedule for businesses licensed pursuant to this article shall be as follows **except where non-resident rates apply:**

**TABLE INSET:**

Business Class	Gross Revenue \$0--\$5,000 Minimum Fee	Rate per 1,000 or Fraction Thereof Over \$5,000 in Gross Revenue
Class 1	\$37.50	\$0.27
Class 2	43.75	0.38
Class 3	50.00	0.49
Class 4	56.25	0.60

Class 5	62.50	0.71
Class 6	68.75	0.82
Class 7	75.00	0.93
Class 8	43.75	0.38

(Ord. No. 99-36, 11-22-1999; Ord. No. 2006/30, 12-11-2006)

**ALPHABETICAL BUSINESS CLASSIFICATION INDEX**

**This index is not intended to be a complete listing of all types of businesses. It is an aid in finding classifications by common name and reference to the Standard Industrial Classification manual group number. All businesses not exempt by law which are in the major groups listed under each rate class are subject to a license tax whether found in the alphabetical index or not. The License Official shall determine the proper classification of a business not listed.**

**TABLE INSET:**

<u>NAME</u>	<u>SIC</u>	<u>CLASS</u>
<u>Abattoirs</u>	<u>2011</u>	<u>2</u>
<u>Abstract land title or warranty companies</u>	<u>6541</u>	<u>7</u>
<u>Accounting and bookkeeping services</u>	<u>8721</u>	<u>7</u>
<u>Acupuncture – (except medical doctor)</u>	<u>8049</u>	<u>7</u>
<u>Administrative office</u>	<u>7389</u>	<u>5</u>
<u>Advertising agencies or agents</u>	<u>7311</u>	<u>5</u>
<u>Advertising novelties, signs, placards, etc.</u>	<u>7319</u>	<u>5</u>
<u>Air conditioning</u>		
— <u>Contractor</u>	<u>1711</u>	<u>8</u>
— <u>Service and repair</u>	<u>7623</u>	<u>4</u>
<u>Aircraft</u>		
— <u>Retail</u>	<u>5599</u>	<u>8</u>
— <u>Supplies - wholesale</u>	<u>5088</u>	<u>2</u>
— <u>Service and repair</u>	<u>4581</u>	<u>3</u>
<u>Airport limousine service</u>	<u>4111</u>	<u>5</u>
<u>Alterations, clothing</u>	<u>7219</u>	<u>6</u>
<u>Ambulance service</u>	<u>4119</u>	<u>5</u>
<u>Amusement and recreation services</u>	<u>7999</u>	<u>3</u>
<u>Amusement machines, coin operated</u>	<u>7993</u>	<u>8</u>
<u>Amusement parks</u>	<u>7996</u>	<u>3</u>



<u>Animal hospital</u>	<u>0742</u>	<u>3</u>
<u>Answering service</u>	<u>7399</u>	<u>5</u>
<u>Antenna - installation--except household</u>	<u>1799</u>	<u>8</u>
<u>    Sales - household</u>	<u>5731</u>	<u>2</u>
<u>    System - satellite, master</u>	<u>4841</u>	<u>4</u>
<u>Antiques - retail</u>	<u>5932</u>	<u>3</u>
<u>Apartment complexes or buildings rental</u>	<u>6513</u>	<u>7</u>
<u>Appliances household - repair</u>	<u>7629</u>	<u>4</u>
<u>    Retail</u>	<u>5722</u>	<u>2</u>
<u>Appraisers, real estate</u>	<u>6531</u>	<u>7</u>
<u>Architects</u>	<u>8712</u>	<u>7</u>
<u>Armature rewinding shops</u>	<u>7694</u>	<u>4</u>
<u>Armored car services</u>	<u>7381</u>	<u>5</u>
<u>Art glass, dealers in</u>	<u>5999</u>	<u>3</u>
<u>Artificial flowers, dealers in</u>	<u>5999</u>	<u>3</u>
<u>Artists</u>		
<u>    Portrait</u>	<u>8999</u>	<u>3</u>
<u>    Commercial</u>	<u>7336</u>	<u>5</u>
<u>    Studios</u>	<u>8999</u>	<u>3</u>
<u>    Supplies, retail</u>	<u>5999</u>	<u>3</u>
<u>Assignment, purchasers of accounts, factors</u>	<u>6153</u>	<u>3</u>
<u>Astrologers</u>	<u>Prohibited</u>	
<u>Athletic arena</u>	<u>7941</u>	<u>3</u>
<u>Athletic clubs</u>		
<u>    Admission charged</u>	<u>7991</u>	<u>3</u>
<u>    Membership</u>	<u>7997</u>	<u>3</u>
<u>Attorneys</u>	<u>8111</u>	<u>7</u>
<u>Auction houses</u>	<u>5999</u>	<u>3</u>
<u>Auctioneers - Regulated by state law</u>		
<u>Automatic sprinklers - installation</u>	<u>1711</u>	<u>8</u>
<u>Automobile</u>		

<u>—</u>	<u>Accessories - retail</u>	<u>5531</u>	<u>1</u>
<u>—</u>	<u>Automatic car wash</u>	<u>7542</u>	<u>3</u>
<u>—</u>	<u>Body, paint and trim shop</u>	<u>7532</u>	<u>3</u>
<u>—</u>	<u>Club, membership</u>	<u>8699</u>	<u>1</u>
<u>—</u>	<u>Dealers new or used - retail</u>	<u>5511</u>	<u>8</u>
<u>—</u>	<u>Detailers</u>	<u>7542</u>	<u>3</u>
<u>—</u>	<u>Leasing - long term</u>	<u>7515</u>	<u>3</u>
<u>—</u>	<u>Manufacturing</u>	<u>3711</u>	<u>2</u>
<u>—</u>	<u>Parts - new - wholesale</u>	<u>5013</u>	<u>2</u>
<u>—</u>	<u>Parts - new - retail</u>	<u>5531</u>	<u>1</u>
<u>—</u>	<u>Parts - used-wholesale/retail</u>	<u>5015</u>	<u>2</u>
<u>—</u>	<u>Rental</u>	<u>7514</u>	<u>3</u>
<u>—</u>	<u>Repairs and service</u>	<u>7538</u>	<u>3</u>
<u>—</u>	<u>Salvage or scrap</u>	<u>5093</u>	<u>2</u>
<u>—</u>	<u>Service station</u>	<u>5541</u>	<u>1</u>
<u>—</u>	<u>Tires, recapping</u>	<u>7534</u>	<u>3</u>
<u>—</u>	<u>Tires - wholesale</u>	<u>5014</u>	<u>2</u>
<u>—</u>	<u>Tires - retail</u>	<u>5531</u>	<u>1</u>
<u>—</u>	<u>Towing service</u>	<u>7549</u>	<u>3</u>
<u>Awning and tent</u>			
<u>—</u>	<u>Makers</u>	<u>2394</u>	<u>2</u>
<u>—</u>	<u>Rentals</u>	<u>7359</u>	<u>5</u>
<u>—</u>	<u>Repair</u>	<u>7699</u>	<u>4</u>
<u>B</u>			
<u>Bags, bagging and ties, dealers in</u>		<u>5113</u>	<u>2</u>
<u>Bail bondsman</u>		<u>7389</u>	<u>5</u>
<u>Bakery</u>			
<u>—</u>	<u>Retail</u>	<u>5461</u>	<u>1</u>
<u>—</u>	<u>Wholesale</u>	<u>5149</u>	<u>2</u>
<u>Ballroom, leased or rented</u>		<u>7911</u>	<u>3</u>
<u>Barber</u>			

—	<u>Schools</u>	<u>7241</u>	<u>6</u>
—	<u>Shops</u>	<u>7241</u>	<u>6</u>
—	<u>Supplies - wholesale</u>	<u>5087</u>	<u>2</u>
<u>Barrel and drum makers and dealers</u>		<u>5085</u>	<u>2</u>
<u>Bars - drinking places</u>		<u>5813</u>	<u>8</u>
<u>Baskets, boxes, crates, bags, etc. dealers</u>		<u>5113</u>	<u>2</u>
<u>Bath houses</u>		<u>7999</u>	<u>3</u>
<u>Bath, turkish, sauna or vapor</u>		<u>7299</u>	<u>6</u>
<u>Batteries</u>			
—	<u>Manufacture</u>	<u>3692</u>	<u>3</u>
—	<u>Vehicle - retail or wholesale</u>	<u>5531</u>	<u>1</u>
<u>Bearings - wholesale</u>		<u>5085</u>	<u>2</u>
<u>Beauty</u>			
—	<u>Schools</u>	<u>7231</u>	<u>6</u>
—	<u>Shops</u>	<u>7231</u>	<u>6</u>
—	<u>Supplies - wholesale</u>	<u>5087</u>	<u>2</u>
<u>Bed and breakfast inns</u>		<u>7011</u>	<u>2</u>
<u>Beeper service, radio pager</u>		<u>4812</u>	<u>8</u>
<u>Belting - wholesale</u>		<u>5085</u>	<u>2</u>
<u>Beverage coolers - wholesale</u>		<u>5087</u>	<u>2</u>
<u>Bicycle</u>			
—	<u>Retail</u>	<u>5941</u>	<u>3</u>
—	<u>Rental</u>	<u>7999</u>	<u>3</u>
—	<u>Repair</u>	<u>7699</u>	<u>4</u>
—	<u>Supplies - wholesale</u>	<u>5091</u>	<u>2</u>
<u>Bill distributors, handbills</u>		<u>7319</u>	<u>5</u>
<u>Billboards, erection and lease</u>		<u>7312</u>	<u>5</u>
<u>Billiard or pool hall</u>		<u>7999</u>	<u>8</u>
<u>Bingo</u>		<u>7999</u>	<u>3</u>
<u>Blacksmith</u>		<u>7699</u>	<u>4</u>
<u>Blood bank</u>		<u>8099</u>	<u>7</u>

<u>Blueprinting</u>	<u>7334</u>	<u>5</u>
<u>Boarding house</u>	<u>7021</u>	<u>2</u>
<u>Boats - sightseeing operation</u>	<u>4489</u>	<u>3</u>
<u>Supplies and accessories - wholesale</u>	<u>5091</u>	<u>2</u>
<u>Supplies and accessories - retail</u>	<u>5551</u>	<u>8</u>
<u>Boat yards, storage, repair and rental</u>	<u>4499</u>	<u>3</u>
<u>Boiler</u>		
<u>Installation</u>	<u>1711</u>	<u>8</u>
<u>Repair</u>	<u>7699</u>	<u>4</u>
<u>Wholesale</u>	<u>5074</u>	<u>2</u>
<u>Bolts and screws - wholesale</u>	<u>5072</u>	<u>2</u>
<u>Bondsman</u>	<u>7389</u>	<u>5</u>
<u>Book publisher</u>	<u>2731</u>	<u>4</u>
<u>Book store - retail</u>	<u>5942</u>	<u>3</u>
<u>Bookbinder</u>	<u>3555</u>	<u>4</u>
<u>Booking Agent, films</u>	<u>7829</u>	<u>3</u>
<u>Bootblack, bootblack stand</u>	<u>7251</u>	<u>6</u>
<u>Bottlers</u>		
<u>Flavored milk</u>	<u>2087</u>	<u>2</u>
<u>Soft drinks</u>	<u>2086</u>	<u>2</u>
<u>Supplies - wholesale</u>	<u>5085</u>	<u>2</u>
<u>Bowling</u>		
<u>Apparel and accessories</u>	<u>5699</u>	<u>1</u>
<u>Lane equipment and supplies</u>	<u>5941</u>	<u>3</u>
<u>Lanes and centers</u>	<u>7933</u>	<u>3</u>
<u>Box, manufacturing</u>	<u>2653</u>	<u>3</u>
<u>Boxing or wrestling matches</u>	<u>7941</u>	<u>3</u>
<u>Brick, agents for</u>	<u>5211</u>	<u>2</u>
<u>Brokers. See heading under type of broker</u>		
<u>Building construction - general contractors</u>	<u>1541</u>	<u>8</u>
<u>Building materials and supplies:</u>		

<u>  </u>	<u>Brick and stone</u>		
<u>  </u>	<u>Wholesale</u>	<u>5032</u>	<u>2</u>
<u>  </u>	<u>Construction materials</u>		
<u>  </u>	<u>Retail</u>	<u>5211</u>	<u>2</u>
<u>  </u>	<u>Wholesale</u>	<u>5039</u>	<u>2</u>
<u>  </u>	<u>Roofing, siding &amp; insulation - wholesale</u>	<u>5033</u>	<u>2</u>
<u>Burglar alarms - installation only</u>		<u>1731</u>	<u>8</u>
<u>  </u>	<u>Sale and installation</u>	<u>7382</u>	<u>5</u>
<u>Bus, charter</u>		<u>4141</u>	<u>5</u>
<u>Bus and motor coach company</u>		<u>Franchise / NA</u>	
<u>Bus terminal</u>		<u>4173</u>	<u>5</u>
<u>Business broker, selling businesses</u>		<u>7389</u>	<u>5</u>
<u>Business college</u>		<u>8244</u>	<u>7</u>
<u>Business consultant</u>		<u>8748</u>	<u>7</u>
<u>Business forms, manufacturing</u>		<u>2759</u>	<u>4</u>
<u>Business forms - retail</u>		<u>5943</u>	<u>3</u>
<u>Business services, not elsewhere classified</u>		<u>7389</u>	<u>5</u>
<u>C</u>			
<u>Cablevision</u>		<u>4841</u>	<u>Franchise</u>
<u>Cabaret</u>		<u>5813</u>	<u>8</u>
<u>Cabinets</u>			
<u>  </u>	<u>Custom order</u>	<u>5712</u>	<u>2</u>
<u>  </u>	<u>Manufacturing</u>	<u>2434</u>	<u>3</u>
<u>Cafeteria</u>		<u>5812</u>	<u>1</u>
<u>Camera and photo supplies</u>			
<u>  </u>	<u>Repair shop</u>	<u>7699</u>	<u>4</u>
<u>  </u>	<u>Retail</u>	<u>5946</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5043</u>	<u>2</u>
<u>Candy</u>			
<u>  </u>	<u>Retail</u>	<u>5441</u>	<u>1</u>
<u>  </u>	<u>Wholesale</u>	<u>5145</u>	<u>2</u>

<u>Canvasser</u>	<u>5963</u>	<u>8</u>
<u>Car Rental - short term</u>	<u>7514</u>	<u>3</u>
<u>Car wash</u>	<u>7542</u>	<u>3</u>
<u>Carnival</u>	<u>7999</u>	<u>8</u>
<u>Carpenter</u>	<u>1751</u>	<u>8</u>
<u>Carpet</u>		
<u>  Cleaning</u>	<u>7217</u>	<u>6</u>
<u>  Installation</u>	<u>1752</u>	<u>8</u>
<u>  Retail</u>	<u>5713</u>	<u>2</u>
<u>  Wholesale</u>	<u>5023</u>	<u>2</u>
<u>Carriage, horse drawn for hire</u>	<u>4789</u>	<u>1</u>
<u>Cater</u>	<u>5812</u>	<u>1</u>
<u>Cement manufacture (chemical adhesives)</u>	<u>2891</u>	<u>4</u>
<u>Cement products (see Concrete)</u>		
<u>Cemetery</u>		
<u>  Agent or sales of sites</u>	<u>6553</u>	<u>7</u>
<u>  Caretaker</u>	<u>0782</u>	<u>3</u>
<u>Charcoal, producers</u>	<u>2861</u>	<u>4</u>
<u>Chauffeur and limousine tour services</u>	<u>4119</u>	<u>5</u>
<u>Cheese, manufacturer or processor</u>	<u>2022</u>	<u>2</u>
<u>Chemical and allied products, manufacture</u>	<u>2819</u>	<u>4</u>
<u>Chimney cleaner</u>	<u>7349</u>	<u>5</u>
<u>Chiropractor</u>	<u>8041</u>	<u>7</u>
<u>Christmas tree sales</u>	<u>5241</u>	<u>2</u>
<u>Cigarettes, cigars, tobacco</u>		
<u>  Manufacture</u>	<u>21</u>	<u>7</u>
<u>  Retail</u>	<u>5993</u>	<u>3</u>
<u>  Wholesale</u>	<u>5194</u>	<u>2</u>
<u>Circus</u>	<u>7999</u>	<u>8</u>
<u>Claim adjustment agent or agency</u>	<u>6411</u>	<u>7</u>
<u>Clay, stone and glass products, manufacture</u>	<u>3200</u>	<u>2</u>

<u>Clipping service, press</u>		<u>8999</u>	<u>3</u>
<u>Clothing</u>			
<u>--</u>	<u>Retail</u>	<u>5651</u>	<u>1</u>
<u>--</u>	<u>Secondhand dealer</u>	<u>5932</u>	<u>3</u>
<u>--</u>	<u>Wholesale</u>	<u>5130</u>	<u>2</u>
<u>Coal, wood or coke</u>			
<u>--</u>	<u>Retail</u>	<u>5989</u>	<u>3</u>
<u>--</u>	<u>Wholesale</u>	<u>5052</u>	<u>2</u>
<u>Coffee or tea store - retail</u>		<u>5499</u>	<u>1</u>
<u>Coffee roasters and wholesale coffee dealers</u>		<u>5149</u>	<u>2</u>
<u>Coin shop - retail</u>		<u>5999</u>	<u>3</u>
<u>Cold storage warehouse</u>		<u>4222</u>	<u>3</u>
<u>Collection and claim agency</u>		<u>7322</u>	<u>5</u>
<u>Compact disks music-retail</u>		<u>5735</u>	<u>2</u>
<u>Computer</u>			
<u>--</u>	<u>Consultant</u>	<u>7379</u>	<u>5</u>
<u>--</u>	<u>Internet provider</u>	<u>7375</u>	<u>5</u>
<u>--</u>	<u>Operator Training</u>	<u>8243</u>	<u>7</u>
<u>--</u>	<u>Repairs</u>	<u>7378</u>	<u>4</u>
<u>--</u>	<u>Service (not repairs)</u>	<u>7371-7379</u>	<u>5</u>
<u>--</u>	<u>Stores-retail</u>	<u>5734</u>	<u>2</u>
<u>--</u>			
<u>Concession stands</u>		<u>5963</u>	<u>8</u>
<u>Concrete</u>			
<u>--</u>	<u>Manufacture (paving)</u>	<u>2951</u>	<u>3</u>
<u>--</u>	<u>Manufacture, ready-mixed, wholesale</u>	<u>3273</u>	<u>2</u>
	<u>Manufacture, dry ready-mix, wholesale</u>	<u>3272</u>	<u>2</u>
<u>--</u>	<u>Mixtures and products-retail</u>	<u>5211</u>	<u>2</u>
<u>--</u>	<u>Wholesale</u>	<u>5032</u>	<u>2</u>
<u>Consultant, business</u>		<u>8748</u>	<u>7</u>
<u>Contractors, construction - all types</u>		<u>15,16,17</u>	<u>8</u>

<u>—</u>	<u>Carpentry</u>	<u>1751</u>	
<u>—</u>	<u>Commercial and industrial building</u>	<u>154</u>	
<u>—</u>	<u>Concrete</u>	<u>1771</u>	
	<u>Drywall</u>	<u>1742</u>	
<u>—</u>	<u>Electrical</u>	<u>1731</u>	
<u>—</u>	<u>Flooring</u>	<u>1752</u>	
<u>—</u>	<u>General contractors, residential &amp; commercial</u>	<u>15</u>	
<u>—</u>	<u>Grading/excavating</u>	<u>1794</u>	
<u>—</u>	<u>Heavy construction other than residential</u>	<u>16</u>	
<u>—</u>	<u>Masonry</u>	<u>1741</u>	
<u>—</u>	<u>Painting &amp; paper hanging</u>	<u>1721</u>	
<u>—</u>	<u>Plastering, dry wall, acoustical, &amp; insulation</u>	<u>1742</u>	
<u>—</u>	<u>Plumbing, heating &amp; air-conditioning</u>	<u>1711</u>	
<u>—</u>	<u>Residential building</u>	<u>152</u>	
<u>—</u>	<u>Roofing, siding &amp; sheet metal</u>	<u>1761</u>	
<u>—</u>	<u>Signs, erecting</u>	<u>1799</u>	
<u>—</u>	<u>Special trade contractors</u>	<u>17</u>	
<u>—</u>	<u>Tile, terrazzo, marble</u>	<u>1743</u>	
	<u>Convalescent home</u>	<u>8052</u>	<u>7</u>
	<u>Convenience store – primarily gasoline and limited food-retail</u>	<u>5541</u>	<u>1</u>
	<u>Convention promoter or decorator</u>	<u>7389</u>	<u>5</u>
	<u>Cosmetics</u>		
<u>—</u>	<u>Manufacture</u>	<u>2844</u>	<u>4</u>
<u>—</u>	<u>Retail</u>	<u>5999</u>	<u>3</u>
<u>—</u>	<u>Wholesale</u>	<u>5122</u>	<u>2</u>
	<u>Cotton brokers</u>	<u>6221</u>	<u>5</u>
	<u>Cotton presses and warehouses</u>	<u>4221</u>	<u>3</u>
	<u>Cotton mill</u>	<u>2211</u>	<u>2</u>
	<u>Courier Services</u>	<u>4215</u>	<u>3</u>
	<u>Court reporting services</u>	<u>7338</u>	<u>2</u>
	<u>Cracker manufacture</u>	<u>2051</u>	<u>2</u>



<u>Craft shops</u>	<u>5945</u>	<u>3</u>
<u>Crafters (peddlers)</u>	<u>5963</u>	<u>8</u>
<u>Credit reporting agency</u>	<u>7323</u>	<u>5</u>
<u>D</u>		
<u>Dairy</u>		
<u>Products – retail</u>	<u>5451</u>	<u>1</u>
<u>Products – wholesale</u>	<u>5143</u>	<u>2</u>
<u>Supplies – wholesale</u>	<u>5084</u>	<u>2</u>
<u>Dance hall</u>	<u>7911</u>	<u>3</u>
<u>Dancing school</u>	<u>7911</u>	<u>3</u>
<u>Data processing</u>		
<u>Service</u>	<u>7379</u>	<u>5</u>
<u>Systems, supplies and equipment</u>	<u>7372</u>	<u>5</u>
<u>Day care</u>		
<u>Adult and handicapped</u>	<u>8322</u>	<u>7</u>
<u>Child</u>	<u>8351</u>	<u>7</u>
<u>Decorator, interior</u>	<u>7389</u>	<u>5</u>
<u>Delicatessen</u>	<u>5411</u>	<u>1</u>
<u>Delivery service</u>		
<u>Local trucking without storage</u>	<u>4212</u>	<u>3</u>
<u>Messenger/courier (except air)</u>	<u>4215</u>	<u>3</u>
<u>Dental equipment and supplies – wholesale</u>	<u>5086</u>	<u>2</u>
<u>Dental laboratory</u>	<u>8072</u>	<u>7</u>
<u>Dentist</u>	<u>8021</u>	<u>7</u>
<u>Department store</u>	<u>5311</u>	<u>1</u>
<u>Design of machinery</u>	<u>8712</u>	<u>7</u>
<u>Detective service</u>	<u>7381</u>	<u>5</u>
<u>Diaper service</u>	<u>7219</u>	<u>6</u>
<u>Directory – telephone – distribution</u>	<u>7389</u>	<u>5</u>
<u>Dog kennel or grooming</u>	<u>0752</u>	<u>3</u>
<u>Dressmaker for retail trade</u>	<u>5699</u>	<u>1</u>

<u>Drinking place – alcoholic</u>	<u>5813</u>	<u>8</u>
<u>Driver training school</u>	<u>8299</u>	<u>7</u>
<u>Drugs – store</u>		
– <u>Retail</u>	<u>5912</u>	<u>3</u>
– <u>Wholesale</u>	<u>5122</u>	<u>2</u>
<u>Dry cleaning</u>		
– <u>Coin operated</u>	<u>7215</u>	<u>6</u>
– <u>Retail or agents</u>	<u>7212</u>	<u>6</u>
– <u>Wholesale</u>	<u>7219</u>	<u>6</u>
<u>Dry goods</u>		
– <u>Retail</u>	<u>5399</u>	<u>1</u>
– <u>Wholesale</u>	<u>5131</u>	<u>2</u>
<u>Dyeing and finishing textiles</u>	<u>2269</u>	<u>2</u>
<u>E</u>		
<u>Eating places</u>	<u>5812</u>	<u>1</u>
<u>Electric appliances and supplies</u>		
– <u>Repair</u>	<u>7629</u>	<u>4</u>
– <u>Retail</u>	<u>5722</u>	<u>2</u>
– <u>Wholesale</u>	<u>5064</u>	<u>2</u>
<u>Electric Power Company</u>	<u>4900</u>	<u>8</u>
<u>Electrical Contractor</u>	<u>1731</u>	<u>8</u>
<u>Electrical machinery - manufacture</u>	<u>3600</u>	<u>3</u>
<u>Electronics, consumer - retail</u>	<u>5731</u>	<u>2</u>
<u>Elevator dealer - wholesale</u>	<u>5084</u>	<u>2</u>
<u>Elevator maintenance</u>	<u>7699</u>	<u>4</u>
<u>Employment agency</u>	<u>7361</u>	<u>5</u>
<u>Engineering services</u>	<u>8711</u>	<u>7</u>
<u>Engraving, metal</u>	<u>3479</u>	<u>2</u>
<u>Entertainment</u>	<u>7929</u>	<u>3</u>
<u>Equipment rental - construction</u>	<u>7353</u>	<u>5</u>
<u>Escort service</u>	<u>7299</u>	<u>6</u>

<u>Explosives - wholesale</u>		<u>5169</u>	<u>2</u>
<u>Exterminators</u>		<u>7342</u>	<u>5</u>
<u>Excavation work</u>		<u>1794</u>	<u>8</u>
<u>F</u>			
<u>Fabrics - retail</u>		<u>5949</u>	<u>3</u>
<u>Factors</u>		<u>6153</u>	<u>3</u>
<u>Farm and industrial machinery - wholesale</u>		<u>5080</u>	<u>2</u>
<u>Farm machinery - retail</u>		<u>5599</u>	<u>8</u>
<u>Fertilizer</u>			
<u>—</u>	<u>Manufacture</u>	<u>2874</u>	<u>4</u>
<u>—</u>	<u>Retail</u>	<u>5261</u>	<u>2</u>
<u>—</u>	<u>Wholesale</u>	<u>5191</u>	<u>2</u>
<u>Field warehousing</u>		<u>7389</u>	<u>5</u>
<u>Film</u>			
<u>—</u>	<u>Developers for general public</u>	<u>7384</u>	<u>5</u>
<u>—</u>	<u>Developers for movies and TV</u>	<u>7819</u>	<u>3</u>
<u>—</u>	<u>Distributor</u>	<u>7822</u>	<u>3</u>
<u>Finance company</u>		<u>6141</u>	<u>3</u>
<u>Fire and security services</u>		<u>7382</u>	<u>5</u>
<u>Fireworks</u>			
<u>—</u>	<u>Retail + \$50.00 State License Required +</u>	<u>5999</u>	<u>3</u>
<u>—</u>	<u>Wholesale</u>	<u>5092</u>	<u>2</u>
<u>Fish and seafood</u>			
<u>—</u>	<u>Retail</u>	<u>5421</u>	<u>1</u>
<u>—</u>	<u>Wholesale</u>	<u>5146</u>	<u>2</u>
<u>Fisheries</u>		<u>0912</u>	<u>5</u>
<u>Fishermen's equipment - retail</u>		<u>5941</u>	<u>3</u>
<u>Fixtures and furniture - manufacture</u>		<u>2500</u>	<u>2</u>
<u>Flea market operator</u>		<u>7389</u>	<u>5</u>
<u>Floor covering</u>			
<u>—</u>	<u>Contractor</u>	<u>1752</u>	<u>8</u>

<u>  </u>	<u>Retail</u>	<u>5713</u>	<u>2</u>
<u>  </u>	<u>Wholesale</u>	<u>5023</u>	<u>2</u>
<u>Florist</u>			
<u>  </u>	<u>Retail</u>	<u>5992</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5193</u>	<u>2</u>
<u>Flour - wholesale</u>		<u>5149</u>	<u>2</u>
<u>Flowers, real or artificial</u>			
<u>  </u>	<u>Retail</u>	<u>5992</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5193</u>	<u>2</u>
<u>Food</u>			
<u>  </u>	<u>Broker</u>	<u>5141</u>	<u>2</u>
<u>  </u>	<u>Retail, not consumed on premises</u>	<u>5411</u>	<u>1</u>
<u>  </u>	<u>Wholesale</u>	<u>5141</u>	<u>2</u>
<u>Food service equipment - sale and installation</u>		<u>1799</u>	<u>8</u>
<u>Fortune telling</u>		<u>Prohibited</u>	
<u>Foundry</u>		<u>3300</u>	<u>2</u>
<u>Freight forwarder</u>		<u>4731</u>	<u>1</u>
<u>Fruit and produce</u>			
<u>  </u>	<u>Harvesting by machine</u>	<u>0722</u>	<u>3</u>
<u>  </u>	<u>Retail</u>	<u>5431</u>	<u>1</u>
<u>  </u>	<u>Wholesale</u>	<u>5148</u>	<u>2</u>
<u>Fuel oil</u>			
<u>  </u>	<u>Retail</u>	<u>5983</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5172</u>	<u>2</u>
<u>Funeral home, mortician, crematory</u>		<u>7261</u>	<u>6</u>
<u>Fur, clothing - retail</u>		<u>5632</u>	<u>1</u>
<u>Furnace</u>			
<u>  </u>	<u>Retail</u>	<u>5075</u>	<u>2</u>
<u>  </u>	<u>Wholesale</u>	<u>5075</u>	<u>2</u>
<u>  </u>	<u>Heating contractor</u>	<u>1711</u>	<u>8</u>
<u>Furniture</u>			

<u>  </u>	<u>Repair, refinishing, upholstery</u>	<u>7641</u>	<u>4</u>
<u>  </u>	<u>Retail</u>	<u>5712</u>	<u>2</u>
<u>  </u>	<u>Secondhand</u>	<u>5932</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5021</u>	<u>2</u>
<u>  </u>	<u>Manufacture</u>	<u>2500</u>	<u>2</u>
<u>G</u>			
<u>Garage, auto repairs</u>		<u>7538</u>	<u>3</u>
<u>Garbage service, collection and disposal</u>		<u>4953</u>	<u>6</u>
<u>Garbage, collection with disposal</u>		<u>4212</u>	<u>3</u>
<u>Garment pressing, alteration</u>		<u>7212</u>	<u>6</u>
<u>Gas</u>			
<u>  </u>	<u>Liquefied petroleum and equipment</u>	<u>5984</u>	<u>3</u>
<u>  </u>	<u>Natural gas company</u>	<u>4900</u>	<u>8</u>
<u>Gasoline - Service station</u>			
<u>  </u>	<u>Retail</u>	<u>5541</u>	<u>1</u>
<u>  </u>	<u>Wholesale</u>	<u>5172</u>	<u>2</u>
<u>Gift shop</u>		<u>5947</u>	<u>3</u>
<u>Glass</u>			
<u>  </u>	<u>Motor vehicles sale and installation</u>	<u>7536</u>	<u>3</u>
<u>  </u>	<u>Products, manufacture</u>	<u>3200</u>	<u>2</u>
<u>  </u>	<u>Retail</u>	<u>5231</u>	<u>2</u>
<u>Golf</u>			
<u>  </u>	<u>Courses (including miniature)</u>	<u>7992</u>	<u>3</u>
<u>  </u>	<u>Sporting goods-retail</u>	<u>5941</u>	<u>3</u>
<u>Grain</u>			
<u>  </u>	<u>Broker (Commodity)</u>	<u>6221</u>	<u>5</u>
<u>  </u>	<u>Dealer - wholesale or retail</u>	<u>5153</u>	<u>2</u>
<u>  </u>	<u>Elevator</u>	<u>4221</u>	<u>3</u>
<u>Gravel</u>			
<u>  </u>	<u>Retail</u>	<u>5211</u>	<u>2</u>
<u>  </u>	<u>Wholesale</u>	<u>5032</u>	<u>2</u>

<u>Greeting Cards - retail</u>		<u>5947</u>	<u>3</u>
<u>Grocers</u>			
<u>—</u>	<u>Retail</u>	<u>5411</u>	<u>1</u>
<u>—</u>	<u>Wholesale</u>	<u>5141</u>	<u>2</u>
<u>Guards, security</u>		<u>7381</u>	<u>5</u>
<u>Guns</u>			
<u>—</u>	<u>Retail or dealer</u>	<u>5941</u>	<u>3</u>
<u>—</u>	<u>Wholesale</u>	<u>5091</u>	<u>2</u>
<u>Gunsmith</u>		<u>7699</u>	<u>4</u>
<u>H</u>			
<u>Hair grooming</u>		<u>7231-7241</u>	<u>6</u>
<u>Hardware</u>			
<u>—</u>	<u>Retail</u>	<u>5251</u>	<u>2</u>
<u>—</u>	<u>Wholesale</u>	<u>5072</u>	<u>2</u>
<u>Hats</u>			
<u>Hats, retail</u>		<u>5611</u>	<u>1</u>
<u>Hats, wholesale</u>		<u>5136</u>	<u>2</u>
<u>Hazardous waste storage, disposal or transportation</u>		<u>4953</u>	<u>6</u>
<u>Health</u>			
<u>—</u>	<u>Club</u>	<u>7991</u>	<u>3</u>
<u>—</u>	<u>Food store</u>	<u>5499</u>	<u>1</u>
<u>—</u>	<u>Health services, HMO</u>	<u>8010</u>	<u>7</u>
<u>—</u>	<u>Health services, medical service plans (insurance)</u>	<u>6324</u>	<u>8</u>
<u>—</u>	<u>Home health care services</u>	<u>8082</u>	<u>7</u>
<u>Hearing aids – retail</u>		<u>5999</u>	<u>3</u>
<u>Heating contractor</u>		<u>1711</u>	<u>8</u>
<u>Hemstitching and pleating</u>		<u>7219</u>	<u>6</u>
<u>Hi-fi and stereo, retail</u>		<u>5731</u>	<u>2</u>
<u>Hobby shop</u>		<u>5945</u>	<u>3</u>
<u>Holding companies</u>		<u>6700</u>	<u>7</u>
<u>Home repairs (certification required)</u>		<u>1521</u>	<u>8</u>

<u>Horticulturist</u>		<u>0781</u>	<u>3</u>
<u>Hose, industrial - wholesale</u>		<u>5085</u>	<u>2</u>
<u>Hosiery</u>			
--	<u>Mill</u>	<u>2200</u>	<u>2</u>
--	<u>Retail</u>	<u>5632</u>	<u>1</u>
--	<u>Wholesale</u>	<u>5137</u>	<u>2</u>
<u>Hospital</u>			
--	<u>Animal</u>	<u>0742</u>	<u>3</u>
--	<u>General medical and surgical</u>	<u>8062</u>	<u>7</u>
--	<u>Psychiatric</u>	<u>8063</u>	<u>7</u>
--	<u>Specialty</u>	<u>8069</u>	<u>7</u>
<u>Hotel</u>		<u>7011</u>	<u>2</u>
<u>Hotel supplies, wholesale</u>		<u>5046</u>	<u>2</u>
<u>House mover, wrecker</u>		<u>1799</u>	<u>8</u>
<u>I</u>			
<u>Ice - dealer</u>			
--	<u>Retail</u>	<u>5999</u>	<u>3</u>
--	<u>Manufacture</u>	<u>2097</u>	<u>2</u>
<u>Ice cream</u>			
--	<u>Manufacture</u>	<u>2024</u>	<u>2</u>
--	<u>Retail dairy products</u>	<u>5451</u>	<u>1</u>
--	<u>Shop or stand</u>	<u>5812</u>	<u>1</u>
--	<u>Wholesale</u>	<u>5143</u>	<u>2</u>
<u>Industrial chemicals - wholesale</u>		<u>5169</u>	<u>2</u>
<u>Industrial and farm machinery and equipment</u>		<u>5080</u>	<u>2</u>
<u>Inn, food and lodging</u>		<u>7011</u>	<u>2</u>
<u>Insulation contractor</u>		<u>1742</u>	<u>8</u>
<u>Insurance - adjuster</u>		<u>6411</u>	<u>7</u>
--	<u>Agent, broker (see 8 for non-admitted), solicitor</u>	<u>6411</u>	<u>7</u>
--	<u>Broker for non-admitted insurer</u>	<u>6411</u>	<u>8</u>
--	<u>Company, fire and casualty</u>	<u>633--635</u>	<u>8</u>

<u>  </u>	<u>Company, life and health</u>	<u>631-632</u>	<u>8</u>
<u>  </u>	<u>Company, title and others not elsewhere classified</u>	<u>636-639</u>	<u>8</u>
<u>  </u>	<u>Consultant or engineer</u>	<u>6411</u>	<u>7</u>
<u>Interior decorator</u>		<u>7389</u>	<u>5</u>
<u>Internet</u>			
<u>  </u>	<u>Provider, information retrieval</u>	<u>7375</u>	<u>5</u>
<u>  </u>	<u>E-Mail (electronic mail service only)</u>	<u>4822</u>	<u>4</u>
<u>Investment counselor</u>		<u>6282</u>	<u>5</u>
<u>Investment firm, general brokerage</u>		<u>6211</u>	<u>5</u>
<u>Iron and steel, semi-finished items - wholesale</u>		<u>5051</u>	<u>2</u>
<u>J</u>			
<u>Janitor or housekeeping service</u>		<u>7349</u>	<u>5</u>
<u>Janitor supplies - wholesale</u>		<u>5087</u>	<u>2</u>
<u>Jewelry</u>			
<u>  </u>	<u>Repair</u>	<u>7631</u>	<u>4</u>
<u>  </u>	<u>Retail</u>	<u>5944</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5094</u>	<u>2</u>
<u>Junk dealer - wholesale</u>		<u>5093</u>	<u>8</u>
<u>K</u>			
<u>Karate school</u>		<u>7999</u>	<u>3</u>
<u>Kennel</u>		<u>0752</u>	<u>3</u>
<u>Kerosene &amp; fuel oil, heating</u>			
<u>  </u>	<u>Retail</u>	<u>5983</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5172</u>	<u>2</u>
<u>Kindergarten</u>		<u>8211</u>	<u>7</u>
<u>Kitchen designers and contractors</u>		<u>1521</u>	<u>8</u>
<u>Knitting mill - textile manufacture</u>		<u>2253</u>	<u>2</u>
<u>L</u>			
<u>Laboratory, testing, commercial</u>		<u>8734</u>	<u>7</u>
<u>Lamps</u>			
<u>  </u>	<u>Retail</u>	<u>5719</u>	<u>2</u>



<u>  </u>	<u>Wholesale</u>	<u>5023</u>	<u>2</u>
<u>Land title or abstract company</u>		<u>6361</u>	<u>1</u>
<u>Landfill, solid waste</u>		<u>4953</u>	<u>6</u>
<u>Landscape service</u>		<u>0781</u>	<u>3</u>
<u>Lapidary</u>			
<u>  </u>	<u>Retail shop</u>	<u>5999</u>	<u>3</u>
<u>  </u>	<u>Supplies and equipment - wholesale</u>	<u>5085</u>	<u>2</u>
<u>Laundries</u>		<u>7215</u>	<u>6</u>
<u>Laundry agent or pickup station</u>		<u>7211</u>	<u>6</u>
<u>Lawn care service</u>		<u>0782</u>	<u>3</u>
<u>Lawnmowers</u>			
<u>  </u>	<u>Repair</u>	<u>7699</u>	<u>4</u>
<u>  </u>	<u>Retail</u>	<u>5261</u>	<u>2</u>
<u>  </u>	<u>Wholesale</u>	<u>5083</u>	<u>2</u>
<u>Leased equipment, not otherwise listed</u>		<u>7359</u>	<u>5</u>
<u>Leasing company, vehicles, and non-expendable equipment</u>		<u>7510</u>	<u>3</u>
<u>Leather goods - retail</u>		<u>5948</u>	<u>3</u>
<u>Leather and products, manufacture</u>		<u>3111</u>	<u>2</u>
<u>Legal services, attorney</u>		<u>8111</u>	<u>7</u>
<u>Libraries, lending and depositories in stores</u>		<u>8231</u>	<u>7</u>
<u>Limousine service</u>		<u>4111</u>	<u>5</u>
<u>Linen service</u>		<u>7213</u>	<u>6</u>
<u>Livestock dealer and services</u>		<u>0751</u>	<u>3</u>
<u>Locker rental, cold storage of food</u>		<u>4222</u>	<u>3</u>
<u>Locksmith</u>		<u>7699</u>	<u>4</u>
<u>Lodging and roominghouses</u>		<u>7021</u>	<u>2</u>
<u>Luggage - retail</u>		<u>5948</u>	<u>3</u>
<u>Lumber</u>			
<u>  </u>	<u>Manufacture</u>	<u>2400</u>	<u>3</u>
<u>  </u>	<u>Retail</u>	<u>5211</u>	<u>2</u>
<u>M</u>			

<u>Machine shop</u>	<u>3599</u>	<u>4</u>
<u>Magazine, sales or subscriptions, door-to-door</u>	<u>5963</u>	<u>8</u>
<u>Mail order business</u>	<u>5961</u>	<u>3</u>
<u>Management consultant</u>	<u>8742</u>	<u>7</u>
<u>Manicurist</u>	<u>7231</u>	<u>6</u>
<u>Manufactured home (See mobile home)</u>		
<u>Manufacturing</u>		
<u>  Apparel</u>	<u>2300</u>	<u>2</u>
<u>  Chemicals and allied products</u>	<u>2800</u>	<u>4</u>
<u>  Clay, stone and glass products</u>	<u>3200</u>	<u>2</u>
<u>  Computer equipment</u>	<u>3500</u>	<u>4</u>
<u>  Electrical machinery, equipment, supplies</u>	<u>3600</u>	<u>3</u>
<u>  Furniture and fixtures</u>	<u>2500</u>	<u>2</u>
<u>  Leather and leather products</u>	<u>3100</u>	<u>2</u>
<u>  Lumber</u>	<u>2400</u>	<u>3</u>
<u>  Machinery - industrial, commercial, computer</u>	<u>3500</u>	<u>4</u>
<u>  Medicine</u>	<u>2833</u>	<u>4</u>
<u>  Metals, primary</u>	<u>3300</u>	<u>2</u>
<u>  Metal products</u>	<u>3400</u>	<u>2</u>
<u>  Miscellaneous manufacturing (not listed)</u>	<u>3900</u>	<u>2</u>
<u>  Paper and allied products</u>	<u>2600</u>	<u>3</u>
<u>  Petroleum refining and related</u>	<u>2900</u>	<u>3</u>
<u>  Rubber and miscellaneous products</u>	<u>3000</u>	<u>2</u>
<u>  Soap</u>	<u>2841</u>	<u>4</u>
<u>  Textile mill products</u>	<u>2200</u>	<u>2</u>
<u>  Tobacco products</u>	<u>2100</u>	<u>7</u>
<u>  Transportation equipment</u>	<u>3700</u>	<u>2</u>
<u>  Manufacturing not otherwise listed</u>	<u>3900</u>	<u>2</u>
<u>Marble, building - cut and shape</u>	<u>3281</u>	<u>2</u>
<u>Marble, granite and other stone yards</u>	<u>5032</u>	<u>2</u>
<u>Marina</u>	<u>4493</u>	<u>3</u>

<u>Massage</u>		<u>7299</u>	<u>6</u>
<u>Mattress</u>			
<u>--</u>	<u>Manufacture</u>	<u>2515</u>	<u>2</u>
<u>--</u>	<u>Retail</u>	<u>5712</u>	<u>2</u>
<u>Meat processing</u>		<u>2013</u>	<u>2</u>
<u>Meat</u>			
<u>--</u>	<u>Retail market</u>	<u>5421</u>	<u>1</u>
<u>--</u>	<u>Wholesale</u>	<u>5147</u>	<u>2</u>
<u>Medical and health services</u>		<u>8000</u>	<u>7</u>
<u>Medical, dental, hospital equipment and supplies - wholesale</u>		<u>5047</u>	<u>2</u>
<u>Medicine - manufacture</u>		<u>2833</u>	<u>4</u>
<u>Men's and boys wearing apparel - retail</u>		<u>5611</u>	<u>1</u>
<u>Messenger service</u>		<u>4215</u>	<u>3</u>
<u>Metal jobber - wholesale</u>		<u>5051</u>	<u>2</u>
<u>Metal products, manufacture</u>		<u>3400</u>	<u>2</u>
<u>Milk</u>			
<u>--</u>	<u>Retail</u>	<u>5451</u>	<u>1</u>
<u>--</u>	<u>Wholesale</u>	<u>5143</u>	<u>2</u>
<u>Millinery</u>			
<u>--</u>	<u>Retail</u>	<u>5632</u>	<u>1</u>
<u>--</u>	<u>Wholesale</u>	<u>5137</u>	<u>2</u>
<u>Mining</u>			
<u>--</u>	<u>Metals</u>	<u>1000</u>	<u>7</u>
<u>--</u>	<u>Minerals</u>	<u>1400</u>	<u>5</u>
<u>Miscellaneous business services, not listed</u>		<u>8999</u>	<u>3</u>
<u>Mobile home</u>			
<u>--</u>	<u>Sites, rental</u>	<u>6515</u>	<u>7</u>
<u>--</u>	<u>Repairs</u>	<u>7699</u>	<u>4</u>
<u>--</u>	<u>Retail</u>	<u>5271</u>	<u>2</u>
<u>Money lender - industrial loans, finance company (not banks)</u>		<u>6141</u>	<u>3</u>
<u>Monuments - retail</u>		<u>5999</u>	<u>3</u>

<u>Mortgage broker</u>	<u>6163</u>	<u>3</u>
<u>Motel</u>	<u>7011</u>	<u>2</u>
<u>Motion picture</u>		
<u>— Film agent</u>	<u>7829</u>	<u>3</u>
<u>— Operator</u>	<u>7832</u>	<u>3</u>
<u>— Supply house</u>	<u>5043</u>	<u>2</u>
<u>— Theater and drive-in</u>	<u>7833</u>	<u>3</u>
<u>Motor freight line</u>	<u>4231</u>	<u>3</u>
<u>Motor vehicle driver training school</u>	<u>8299</u>	<u>7</u>
<u>Motorcycles</u>		
<u>— Dealer or agent</u>	<u>5571</u>	<u>8</u>
<u>— Parts and accessories</u>	<u>5531</u>	<u>1</u>
<u>— Rental</u>	<u>7999</u>	<u>3</u>
<u>— Repairs</u>	<u>7699</u>	<u>4</u>
<u>Motor vehicle dealer - retail</u>	<u>551-552</u>	<u>8</u>
<u>Motors, outboard - retail</u>	<u>5551</u>	<u>8</u>
<u>Movers, trucking and storage</u>	<u>4214</u>	<u>3</u>
<u>Multigraphing or photocopying</u>	<u>7334</u>	<u>5</u>
<u>Music - sheet music and musical instruments</u>		
<u>— Retail</u>	<u>5736</u>	<u>2</u>
<u>— School</u>	<u>8299</u>	<u>7</u>
<u>— Tapes &amp; compact disks - retail</u>	<u>5735</u>	<u>2</u>
<u>— Teachers &amp; educational services</u>	<u>8299</u>	<u>7</u>
<u>— Wire transmitted, systems</u>	<u>7389</u>	<u>5</u>
<u>Musicians - entertainers</u>	<u>7929</u>	<u>3</u>
<u>N</u>		
<u>Natorium or swimming pool</u>	<u>7999</u>	<u>3</u>
<u>Neckwear - retail</u>	<u>5611</u>	<u>1</u>
<u>News syndicate</u>	<u>7383</u>	<u>5</u>
<u>Newspaper</u>		
<u>— Advertising</u>	<u>7311</u>	<u>5</u>

—	<u>Publishing</u>	<u>2711</u>	<u>4</u>
—	<u>Retail</u>	<u>5994</u>	<u>3</u>
—	<u>Wholesale</u>	<u>5192</u>	<u>2</u>
<u>Newsstand</u>		<u>5994</u>	<u>3</u>
<u>Nightclub</u>		<u>5813</u>	<u>8</u>
<u>Notions, novelties</u>			
—	<u>Retail</u>	<u>5947</u>	<u>3</u>
<u>Nursery, day</u>		<u>8351</u>	<u>7</u>
<u>Nursery or horticulturist</u>		<u>5261</u>	<u>2</u>
<u>Nurses registry</u>		<u>7361</u>	<u>5</u>
<u>Nursing home</u>			
—	<u>Skilled care</u>	<u>8051</u>	<u>7</u>
—	<u>Intermediate care</u>	<u>8052</u>	<u>7</u>
—	<u>Assisted living with health care</u>	<u>8053</u>	<u>7</u>
<u>O</u>			
<u>Office building, rental</u>		<u>6531</u>	<u>7</u>
<u>Office building, rental agent</u>		<u>6531</u>	<u>7</u>
<u>Office furniture</u>			
—	<u>Rental</u>	<u>7359</u>	<u>5</u>
—	<u>Retail</u>	<u>5999</u>	<u>3</u>
—	<u>Wholesale</u>	<u>5021</u>	<u>2</u>
<u>Office machines</u>			
—	<u>Rental</u>	<u>7359</u>	<u>5</u>
—	<u>Retail</u>	<u>5999</u>	<u>3</u>
—	<u>Service and repair</u>	<u>7629</u>	<u>4</u>
—	<u>Wholesale</u>	<u>5044</u>	<u>2</u>
<u>Office supplies</u>			
—	<u>Retail</u>	<u>5999</u>	<u>3</u>
—	<u>Wholesale</u>	<u>5112</u>	<u>2</u>
<u>Oil, fuel only</u>			
—	<u>Retail</u>	<u>5983</u>	<u>3</u>

<u>  </u>	<u>Wholesale</u>	<u>5172</u>	<u>2</u>
<u>Ophthalmic goods - wholesale</u>		<u>5048</u>	<u>2</u>
<u>Optical goods</u>			
<u>  </u>	<u>Retail</u>	<u>5995</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5048</u>	<u>2</u>
<u>Optometrist</u>		<u>8042</u>	<u>7</u>
<u>Osteopathic, physicians and clinics</u>		<u>8031</u>	<u>7</u>
<u>P</u>			
<u>Packing house, cold storage</u>		<u>4222</u>	<u>3</u>
<u>Paging service, electronic</u>		<u>4812</u>	<u>8</u>
<u>Paint</u>			
<u>  </u>	<u>Manufacture</u>	<u>2851</u>	<u>4</u>
<u>  </u>	<u>Retail</u>	<u>5231</u>	<u>2</u>
<u>  </u>	<u>Wholesale</u>	<u>5198</u>	<u>2</u>
	<u>Contractor/wallpaper hangers</u>	<u>1721</u>	<u>8</u>
<u>Paper and allied products</u>			
<u>  </u>	<u>Manufacture</u>	<u>2621</u>	<u>3</u>
<u>  </u>	<u>Retail</u>	<u>5943</u>	<u>3</u>
<u>  </u>	<u>Wholesale</u>	<u>5113</u>	<u>2</u>
<u>Parcel delivery company</u>		<u>4215</u>	<u>3</u>
<u>Parking lots and garages</u>		<u>7521</u>	<u>3</u>
<u>Parking spaces, trailer park</u>		<u>6515</u>	<u>7</u>
<u>Party shop</u>		<u>5411</u>	<u>1</u>
<u>Pawnbrokers, (South Carolina Certificate of Authority and Precious Metals Permit required)</u>		<u>5932</u>	<u>8</u>
<u>Peanut and popcorn stands</u>		<u>5441</u>	<u>1</u>
<u>Peddlers, all types</u>		<u>5963</u>	<u>8</u>
<u>Personal holding company</u>		<u>6719</u>	<u>7</u>
<u>Personal services, miscellaneous</u>		<u>7299</u>	<u>6</u>
<u>Personnel supply services</u>		<u>7361</u>	<u>5</u>
<u>Personnel, management consultants</u>		<u>8742</u>	<u>7</u>

<u>Pest control - exterminators</u>	<u>7342</u>	<u>5</u>
<u>Pet</u>		
<u>  Grooming, kennel, boarding, training</u>	<u>0752</u>	<u>3</u>
<u>  Shop</u>	<u>5999</u>	<u>3</u>
<u>Pharmacy</u>	<u>5912</u>	<u>3</u>
<u>Photocopying</u>	<u>7334</u>	<u>5</u>
<u>Photograph developing and retouching</u>	<u>7384</u>	<u>5</u>
<u>Photographer</u>		
<u>  Commercial</u>	<u>7335</u>	<u>5</u>
<u>  Portraits</u>	<u>7221</u>	<u>6</u>
<u>Photo supply store - retail</u>	<u>5946</u>	<u>3</u>
<u>Physical fitness center</u>	<u>7991</u>	<u>3</u>
<u>Physician</u>	<u>8011</u>	<u>7</u>
<u>Piano tuner</u>	<u>7699</u>	<u>4</u>
<u>Pianos - retail</u>	<u>5736</u>	<u>2</u>
<u>Pictures or picture frames - retail</u>	<u>5999</u>	<u>3</u>
<u>Plating, silver etc.</u>	<u>3471</u>	<u>2</u>
<u>Plumbing</u>		
<u>  Contractor</u>	<u>1711</u>	<u>8</u>
<u>  Supplies and equipment</u>		
<u>    Retail</u>	<u>5211</u>	<u>2</u>
<u>    Wholesale</u>	<u>5074</u>	<u>2</u>
<u>Pool cleaning</u>	<u>7349</u>	<u>5</u>
<u>Polygraph service</u>	<u>7381</u>	<u>5</u>
<u>Printing or duplicating, all types</u>	<u>2700</u>	<u>4</u>
<u>Produce - retail and wholesale</u>	<u>5141</u>	<u>2</u>
<u>Promoters, sports and entertainment</u>	<u>7941</u>	<u>3</u>
<u>Protective services, security</u>	<u>7381</u>	<u>5</u>
<u>Public relations</u>	<u>8743</u>	<u>7</u>
<u>Publisher</u>	<u>2731</u>	<u>4</u>
<u>Pulpwood yards, wholesale</u>	<u>5099</u>	<u>2</u>

<u>Pumps</u>			
—	<u>Retail</u>	<u>5999</u>	<u>3</u>
—	<u>Wholesale</u>	<u>5084</u>	<u>2</u>
<u>R</u>			
<u>Radiator repairs</u>		<u>7539</u>	<u>3</u>
<u>Radio and TV</u>			
—	<u>Retail</u>	<u>5731</u>	<u>2</u>
—	<u>Rental or lease</u>	<u>7359</u>	<u>5</u>
—	<u>Repairs</u>	<u>7622</u>	<u>4</u>
—	<u>Stations</u>	<u>4832</u>	<u>4</u>
—	<u>Supplies, parts, wholesale</u>	<u>5065</u>	<u>2</u>
<u>Railroad company</u>		<u>4000</u>	<u>8</u>
<u>Real estate</u>			
—	<u>Operator, lessors with more than one dwelling unit</u>	<u>651</u>	<u>7</u>
—	<u>Agent broker, realtor, manager</u>	<u>6531</u>	<u>7</u>
—	<u>Developer, subdivider</u>	<u>6552</u>	<u>7</u>
<u>Recreation center</u>		<u>7999</u>	<u>3</u>
<u>Recreation vehicle dealer - retail</u>		<u>5561</u>	<u>8</u>
<u>Refrigerators</u>			
—	<u>Retail</u>	<u>5722</u>	<u>2</u>
—	<u>Wholesale</u>	<u>5064</u>	<u>2</u>
<u>Rehabilitation house, after care</u>		<u>8081</u>	<u>7</u>
<u>Rental property income (more than one dwelling unit)</u>		<u>6514</u>	<u>7</u>
<u>Rental service, miscellaneous, not listed</u>		<u>7359</u>	<u>5</u>
<u>Repair services, miscellaneous</u>		<u>7699</u>	<u>4</u>
<u>Reporter, stenographer, fee or commission</u>		<u>7338</u>	<u>5</u>
<u>Repossession service</u>		<u>7389</u>	<u>5</u>
<u>Representative, business</u>		<u>7389</u>	<u>5</u>
<u>Residential care - home</u>		<u>8361</u>	<u>7</u>
<u>Restaurant (without alcohol)</u>		<u>5812</u>	<u>1</u>
<u>Retail trade</u>			



—	<u>Apparel and accessories</u>	<u>5699</u>	<u>1</u>
—	<u>Building materials, hardware, farm equipment, etc.</u>	<u>5200</u>	<u>2</u>
—	<u>Food</u>	<u>5411</u>	<u>1</u>
—	<u>Furniture, home equipment</u>	<u>5712</u>	<u>2</u>
—	<u>General merchandise</u>	<u>5399</u>	<u>1</u>
—	<u>Miscellaneous, not listed</u>	<u>5999</u>	<u>3</u>
<u>Retirement center</u>		<u>8361</u>	<u>7</u>
<u>Riding school, academy</u>		<u>7999</u>	<u>3</u>
<u>Roofing</u>			
—	<u>Contractor</u>	<u>1761</u>	<u>8</u>
—	<u>Manufacture</u>	<u>2952</u>	<u>3</u>
—	<u>Retail</u>	<u>5211</u>	<u>2</u>
—	<u>Wholesale</u>	<u>5033</u>	<u>2</u>
<u>Rooming house</u>		<u>7021</u>	<u>2</u>
<u>Rubber – related products – manufacture</u>		<u>3069</u>	<u>2</u>
—	<u>Stamps – manufacture</u>	<u>3999</u>	<u>2</u>
—	<u>Stamps – retail</u>	<u>5999</u>	<u>3</u>
<u>Rug cleaning</u>		<u>7217</u>	<u>6</u>
<u>Rugs and carpets – retail</u>		<u>5713</u>	<u>2</u>
<u>S</u>			
<u>Safes – dealer or agent</u>		<u>5044</u>	<u>2</u>
<u>Sales, door-to-door or by telephone</u>		<u>5963</u>	<u>8</u>
<u>Sales engineer</u>		<u>7389</u>	<u>5</u>
<u>Sales office. See heading under product</u>			
<u>Sales promotion</u>		<u>7389</u>	<u>5</u>
<u>Sand</u>			
—	<u>Retail</u>	<u>5211</u>	<u>2</u>
—	<u>Wholesale</u>	<u>5032</u>	<u>2</u>
<u>Sandwiches</u>			
—	<u>Manufacture and wholesale</u>	<u>5149</u>	<u>2</u>
—	<u>Retail</u>	<u>5812</u>	<u>1</u>

<u>Sanitarium</u>	<u>8051</u>	<u>7</u>
<u>Satellite antenna - sales and installation - household</u>	<u>5731</u>	<u>2</u>
<u>Satellite master antenna systems - services</u>	<u>4841</u>	<u>4</u>
<u>Sausage factory</u>	<u>2013</u>	<u>2</u>
<u>Saw mill, planing mill</u>	<u>2421</u>	<u>3</u>
<u>Saws - wholesale</u>	<u>5072</u>	<u>2</u>
<u>Scales</u>		
-- <u>Retail</u>	<u>5999</u>	<u>3</u>
-- <u>Wholesale</u>	<u>5046</u>	<u>2</u>
<u>School</u>		
-- <u>Acting</u>	<u>8299</u>	<u>7</u>
-- <u>Dance</u>	<u>7911</u>	<u>3</u>
-- <u>Educational or vocational</u>	<u>8200</u>	<u>7</u>
-- <u>Supplies and books - retail</u>	<u>5943</u>	<u>3</u>
-- <u>Supplies and desks - wholesale</u>	<u>5021</u>	<u>2</u>
<u>Scrap Yards - wholesale</u>	<u>5093</u>	<u>8</u>
<u>Screens, doors, windows</u>		
-- <u>Manufacture</u>	<u>2431</u>	<u>3</u>
-- <u>Retail</u>	<u>5211</u>	<u>2</u>
-- <u>Wholesale</u>	<u>5051</u>	<u>2</u>
<u>Secondhand goods, all types</u>	<u>5932</u>	<u>3</u>
<u>Secretarial service</u>	<u>7338</u>	<u>5</u>
<u>Security and guard services</u>	<u>7381</u>	<u>5</u>
<u>Seeds - retail</u>	<u>5261</u>	<u>2</u>
<u>Sewer pipe - wholesale</u>	<u>5032</u>	<u>2</u>
<u>Sewing machines</u>		
-- <u>Manufacture</u>	<u>3634</u>	<u>3</u>
-- <u>Retail</u>	<u>5722</u>	<u>2</u>
-- <u>Wholesale</u>	<u>5064</u>	<u>2</u>
<u>Shipyards</u>	<u>3731</u>	<u>2</u>
<u>Shirts, manufacture</u>	<u>2326</u>	<u>2</u>

<u>Shoes</u>			
<u>—</u>	<u>Repair</u>	<u>7251</u>	<u>6</u>
<u>—</u>	<u>Retail</u>	<u>5661</u>	<u>1</u>
<u>—</u>	<u>Wholesale</u>	<u>5139</u>	<u>2</u>
<u>Shooting gallery</u>		<u>7999</u>	<u>3</u>
<u>Shopping centers leasing</u>		<u>6512</u>	<u>1</u>
<u>Shopping service for individuals</u>		<u>7299</u>	<u>6</u>
<u>Shuffleboards</u>		<u>7999</u>	<u>3</u>
<u>Sightseeing buses</u>		<u>4141</u>	<u>5</u>
<u>Sign painter</u>		<u>7389</u>	<u>5</u>
<u>Signs, erecting</u>		<u>1799</u>	<u>8</u>
<u>Silver and gold dealers – retail</u>		<u>5944</u>	<u>3</u>
<u>Skating rink – ice or rollerskate</u>		<u>7999</u>	<u>3</u>
<u>Soap</u>			
<u>—</u>	<u>Manufacture</u>	<u>2841</u>	<u>4</u>
<u>—</u>	<u>Wholesale</u>	<u>5122</u>	<u>2</u>
<u>Soda fountain</u>		<u>5812</u>	<u>1</u>
<u>Soda fountain supplies – wholesale</u>		<u>5145</u>	<u>2</u>
<u>Soda water – wholesale</u>		<u>5145</u>	<u>2</u>
<u>Soft drinks – wholesale</u>		<u>5145</u>	<u>2</u>
<u>Soft drink stands – retail</u>		<u>5812</u>	<u>1</u>
<u>Solicitor (see peddler)</u>		<u>5963</u>	<u>8</u>
<u>Spa – health club</u>		<u>7991</u>	<u>3</u>
<u>Sporting goods</u>			
<u>—</u>	<u>Retail</u>	<u>5941</u>	<u>3</u>
<u>—</u>	<u>Wholesale</u>	<u>5091</u>	<u>2</u>
<u>Stable, feed, boarding or sales</u>		<u>7999</u>	<u>3</u>
<u>Stamp shop – retail (philatelist)</u>		<u>5999</u>	<u>3</u>
<u>Stationery, including books</u>		<u>5943</u>	<u>3</u>
<u>Statuary – retail</u>		<u>5999</u>	<u>3</u>
<u>Steam, heating and cooling contractor</u>		<u>1711</u>	<u>8</u>

<u>Stenographer, fee or commission</u>	<u>7338</u>	<u>5</u>
<u>Stevedoring</u>	<u>4491</u>	<u>3</u>
<u>Stock broker or dealer</u>	<u>6211</u>	<u>5</u>
<u>Stone, clay, glass products – manufacture</u>	<u>3299</u>	<u>2</u>
<u>Stoves</u>		
– <u>Repair</u>	<u>7699</u>	<u>4</u>
– <u>Retail</u>	<u>5722</u>	<u>2</u>
– <u>Wholesale</u>	<u>5064</u>	<u>2</u>
– <u>Manufacture</u>	<u>3631</u>	<u>3</u>
<u>Sugar – wholesale</u>	<u>5149</u>	<u>2</u>
<u>Surgical instruments – wholesale</u>	<u>5047</u>	<u>2</u>
<u>Surveyor</u>	<u>8713</u>	<u>7</u>
<u>Sweeping service, road, bridges, etc...</u>	<u>4959</u>	<u>6</u>
<u>Swimming pool contractor</u>	<u>1799</u>	<u>8</u>
<u>T</u>		
<u>Tailor, custom - retail</u>	<u>5699</u>	<u>1</u>
<u>Tailor shop - repair</u>	<u>7219</u>	<u>6</u>
<u>Talent agent</u>	<u>7399</u>	<u>5</u>
<u>Tanning salon</u>	<u>7299</u>	<u>6</u>
<u>Tape recorders - retail</u>	<u>5731</u>	<u>2</u>
<u>Tapes, music - retail</u>	<u>5735</u>	<u>2</u>
<u>Tavern</u>	<u>5813</u>	<u>8</u>
<u>Tax service</u>	<u>7291</u>	<u>6</u>
<u>Taxi cab</u>	<u>4121</u>	<u>7</u>
<u>Taxidermist</u>	<u>7699</u>	<u>4</u>
<u>Tea, coffee - retail</u>	<u>5499</u>	<u>1</u>
<u>Telegraph or signal company agent</u>	<u>4822</u>	<u>4</u>
<u>Telephone</u>		
– <u>Answering service</u>	<u>7389</u>	<u>5</u>
– <u>Beeper service, radio pager</u>	<u>4812</u>	<u>8</u>
– <u>Billing services</u>	<u>7389</u>	<u>5</u>

—	<u>Communication services (based on gross receipts</u>		
—	<u>billed to customers within the county)</u>	<u>4811</u>	<u>8</u>
—	<u>Company</u>	<u>481</u>	<u>8</u>
—	<u>Directories, distribution</u>	<u>7389</u>	<u>5</u>
—	<u>Equipment leasing</u>	<u>7359</u>	<u>5</u>
—	<u>Equipment sales - retail</u>	<u>5999</u>	<u>3</u>
—	<u>Installation</u>	<u>1731</u>	<u>8</u>
—	<u>Maintenance</u>	<u>7629</u>	<u>4</u>
—	<u>Paging service, electronic</u>	<u>4812</u>	<u>8</u>
—	<u>Pay phones, public</u>	<u>7389</u>	<u>5</u>
—	<u>Solicitation service</u>	<u>7389</u>	<u>5</u>
<u>Television</u>			
—	<u>Broadcast station</u>	<u>4833</u>	<u>4</u>
—	<u>Closed circuit system</u>	<u>4841</u>	<u>4</u>
—	<u>CATV</u>	<u>Franchise</u>	
<u>Pay TV</u>		<u>Franchise</u>	
<u>Television and VCR</u>			
—	<u>Rent or lease</u>	<u>7359</u>	<u>5</u>
—	<u>Repair</u>	<u>7622</u>	<u>4</u>
—	<u>Tape rental</u>	<u>7841</u>	<u>3</u>
<u>Temporary employment agency</u>		<u>7363</u>	<u>5</u>
<u>Tents</u>			
—	<u>Manufacture</u>	<u>2394</u>	<u>2</u>
—	<u>Repair</u>	<u>7699</u>	<u>4</u>
—	<u>Retail</u>	<u>5999</u>	<u>3</u>
<u>Textile Mill, fiber, fabric or goods production, dyeing, finishing, printing</u>		<u>2200</u>	<u>2</u>
<u>Theater</u>			
—	<u>Motion picture</u>	<u>7832</u>	<u>3</u>
—	<u>Stage</u>	<u>7922</u>	<u>3</u>
<u>Theatrical or night club act, agent</u>		<u>7922</u>	<u>3</u>

<u>Ticket agent, bureau</u>	<u>7922</u>	<u>3</u>
<u>Tile</u>		
<u>  Contractor</u>	<u>1743</u>	<u>8</u>
<u>  Manufacture</u>	<u>3253</u>	<u>2</u>
<u>  Retail</u>	<u>5211</u>	<u>2</u>
<u>  Wholesale</u>	<u>5032</u>	<u>2</u>
<u>Tin and metal shop, repair only</u>	<u>7699</u>	<u>4</u>
<u>Tires, recapping</u>	<u>7534</u>	<u>3</u>
<u>Tobacco products</u>		
<u>  Manufacture</u>	<u>21</u>	<u>7</u>
<u>  Retail</u>	<u>5993</u>	<u>3</u>
<u>  Wholesale</u>	<u>5194</u>	<u>2</u>
<u>Tour buses</u>	<u>4141</u>	<u>5</u>
<u>Tourist guides</u>	<u>7999</u>	<u>3</u>
<u>Towel service and rental - uniforms, rags, etc.</u>	<u>7213</u>	<u>6</u>
<u>Toys</u>		
<u>  Retail</u>	<u>5945</u>	<u>3</u>
<u>  Wholesale</u>	<u>5092</u>	<u>2</u>
<u>Tractors. See industrial and farm machinery</u>		
<u>Trade shows</u>		
<u>  Promoters</u>	<u>7389</u>	<u>5</u>
<u>  Sales (see peddlers)</u>	<u>5963</u>	<u>8</u>
<u>Trading stamps, dealers or companies</u>	<u>7389</u>	<u>5</u>
<u>Trailer parks</u>	<u>6515</u>	<u>7</u>
<u>Transportation - Equipment - manufacture</u>	<u>3799</u>	<u>2</u>
<u>  Freight agent, broker</u>	<u>4731</u>	<u>1</u>
<u>  Mobile unit handicapped, nursing care</u>	<u>4119</u>	<u>5</u>
<u>Travel - agency, bureau - domestic and foreign</u>	<u>4724</u>	<u>1</u>
<u>  Ticket office not operated by transportation company</u>	<u>4729</u>	<u>1</u>
<u>  Tour operator</u>	<u>4725</u>	<u>1</u>
<u>Tree trimming, arborist</u>	<u>0783</u>	<u>3</u>

<u>Trophy shop</u>	<u>5999</u>	<u>3</u>
<u>Truck and auto rental or leasing</u>	<u>7513</u>	<u>3</u>
<u>Trucking or hauling, local (without storage)</u>	<u>4212</u>	<u>3</u>
<u>Trusses, dealers</u>	<u>5999</u>	<u>3</u>
<u>Tuxedo rental</u>	<u>7299</u>	<u>6</u>
<u>Typesetting</u>	<u>2791</u>	<u>4</u>
<u>Typewriters and office machines</u>		
<u>    Retail</u>	<u>5999</u>	<u>3</u>
<u>    Wholesale</u>	<u>5044</u>	<u>2</u>
<u>Typing service</u>	<u>7338</u>	<u>5</u>
<u>U</u>		
<u>Uniform rental</u>	<u>7299</u>	<u>6</u>
<u>Uniform supply service</u>	<u>7213</u>	<u>6</u>
<u>Upholstery shop</u>	<u>7641</u>	<u>4</u>
<u>V</u>		
<u>Vacuum cleaners</u>		
<u>    Retail</u>	<u>5722</u>	<u>2</u>
<u>    Wholesale</u>	<u>5064</u>	<u>2</u>
<u>Variety store</u>	<u>5331</u>	<u>1</u>
<u>Vehicles. See heading under type</u>		
<u>Vending machines</u>		
<u>    Sale of products</u>	<u>5962</u>	<u>8</u>
<u>    Wholesale</u>	<u>5046</u>	<u>2</u>
<u>Veterinarian</u>	<u>0742</u>	<u>3</u>
<u>Video poker, coin-operated machines</u>	<u>7993</u>	<u>8</u>
<u>Video tape</u>		
<u>    Rental</u>	<u>7841</u>	<u>3</u>
<u>    Sales - retail</u>	<u>5735</u>	<u>2</u>
<u>Vinyl siding - installation</u>	<u>1761</u>	<u>8</u>
<u>W</u>		
<u>Wall paper</u>		

<u>  </u>	<u>Retail</u>	<u>5231</u>	<u>2</u>
<u>  </u>	<u>Wholesale</u>	<u>5198</u>	<u>2</u>
<u>Warehouse and storage</u>		<u>4225</u>	<u>3</u>
<u>Washing cars</u>		<u>7542</u>	<u>3</u>
<u>Washing machines - retail</u>		<u>5722</u>	<u>2</u>
<u>Waste paper and rags - wholesale</u>		<u>5093</u>	<u>2</u>
<u>Watchmaker - repairs</u>		<u>7631</u>	<u>4</u>
<u>Water or steam hose - wholesale</u>		<u>5085</u>	<u>2</u>
<u>Water transportation services</u>		<u>4400</u>	<u>3</u>
<u>Waterbeds retail</u>		<u>5712</u>	<u>2</u>
<u>Weather stripping</u>			
<u>  </u>	<u>Installation</u>	<u>1799</u>	<u>8</u>
<u>  </u>	<u>Retail</u>	<u>5211</u>	<u>2</u>
<u>Weight control - reducing facilities</u>		<u>7991</u>	<u>2</u>
<u>Welding shop</u>		<u>7692</u>	<u>4</u>
<u>Welding supplies - wholesale</u>		<u>5085</u>	<u>2</u>
<u>Wholesalers - not otherwise listed:</u>			
<u>  </u>	<u>Durable goods</u>	<u>5099</u>	<u>2</u>
<u>  </u>	<u>Nondurable goods</u>	<u>5199</u>	<u>2</u>
<u>Wigs</u>			
<u>  </u>	<u>Retail</u>	<u>5699</u>	<u>1</u>
<u>  </u>	<u>Wholesale</u>	<u>5199</u>	<u>2</u>
<u>Window cleaning service</u>		<u>7349</u>	<u>5</u>
<u>Women's wearing apparel, retail</u>		<u>5611</u>	<u>1</u>
<u>Wood sawyer, sawing wood by machinery</u>		<u>2421</u>	<u>3</u>
<u>Woodenware - retail</u>		<u>5999</u>	<u>3</u>
<u>Woolen mill</u>		<u>2282-4</u>	<u>2</u>
<u>Wrecker, towing service</u>		<u>7549</u>	<u>3</u>
<u>Wrecking buildings</u>		<u>1795</u>	<u>8</u>
<u>X</u>			
<u>X-ray laboratories</u>		<u>8071</u>	<u>7</u>



<u>X-ray machines – wholesale</u>		<u>5047</u>	<u>2</u>
<u>Y</u>			
<u>Yacht basins – operation</u>		<u>4493</u>	<u>3</u>
<u>Yacht clubs</u>		<u>7997</u>	<u>3</u>
<u>Yacht sales</u>		<u>5551</u>	<u>8</u>
<u>Yard cleaning</u>		<u>0782</u>	<u>3</u>
<u>Yard goods</u>			
<u>–</u>	<u>Retail</u>	<u>5949</u>	<u>3</u>
<u>–</u>	<u>Wholesale</u>	<u>5131</u>	<u>2</u>
<u>Yarn</u>			
<u>–</u>	<u>Manufacture</u>	<u>2281</u>	<u>2</u>
<u>–</u>	<u>Retail</u>	<u>5949</u>	<u>3</u>
<u>Yogurt</u>			
<u>–</u>	<u>Manufacture</u>	<u>2024</u>	<u>2</u>
<u>–</u>	<u>Retail shop, stand</u>	<u>5812</u>	<u>1</u>
<u>–</u>	<u>Wholesale</u>	<u>5143</u>	<u>2</u>

**Sec. 18-69. Lawful employment.****(1) Definitions.**

(a) When used in this section, the following words, terms and phrases shall have the meanings ascribed to them herein and shall be construed so as to be consistent with state and federal law, including federal immigration law;

1. *Business* and *business entity* shall have the same meaning as provided in Beaufort County Ordinance [Code] section 18-47.
2. *County* means the County of Beaufort, South Carolina.
3. *Employee* shall have the same meaning as in 8 C.F.R. § 274a.1(f).
4. *Employment* shall have the same meaning as in 8 C.F.R. § 274a.1(h).
5. *Independent contractor* shall have the same meaning as in 8 C.F.R. § 274a.1(j).
6. *Licensee* means both applicants for and current holders of Beaufort County business licenses.
7. *Unauthorized alien* shall have the same meaning as 8 U.S.C. § 1324(h)(3). The county shall not conclude that a person is an unauthorized alien unless and until an authorized representative of the county has verified with the federal government, pursuant to United States Code Title 8, subsection 1373(c), the person's authorization to work.

**(2) Information, education and assistance.****(a) Employment of unauthorized aliens is unlawful.**

1. Pursuant to 8 U.S.C. § 1324a, it is unlawful for a person or other entity to recruit, hire, or continue to hire any person who is an unauthorized alien for employment in the United States.
2. Every business or person that applies for a business license to engage in any type of work in the county shall attest under penalty of perjury, on a form designated by the county, that the licensee does not knowingly utilize the services of, engage or hire any person who is an unauthorized alien.
3. Upon request, the county will provide a business license applicant or licensee with information pertaining to the requirements of federal law regarding the unlawful employment of unauthorized aliens and unfair immigration-related employment practices.

**(b) Unlawful discrimination.**

1. The Federal Immigration and Nationality Act, as amended, and Title VII of the Civil Rights Act of 1964, as amended, the South Carolina Human Affairs Law, as amended, the South Carolina Unfair Trade Practices Act, as amended, among other federal and state laws and regulations prohibit employment discrimination.
2. Employers must treat all employees uniformly when completing employment eligibility verification documents. Employers may not set different employment eligibility verification standards for different groups of employees.
3. An allegation of discrimination may be filed by an individual who believes he or she is the victim of employment discrimination by contacting the appropriate state and federal agencies. The Beaufort County Business License Department provides a list of state and federal agencies authorized to accept and investigate complaints alleging employment discrimination.

**(3) Enforcement.**

(a) *[Business license division to enforce.]* The County of Beaufort Business License Division shall enforce the requirements of this section.

**(b) Investigation.**

1. An investigation will commence if an inspection or audit performed pursuant to Beaufort County Ordinance [Code] section 18-57 shows that the licensee does not meet the documentation requirements contained in 8 U.S.C. § 1324a for persons employed in Beaufort County. However, pursuant to the notice requirements provided by federal law, licensees shall be allowed three days to produce employment verification documents required under 8 C.F.R. § 274a(b)(2)(ii).
2. If the licensee fails to produce the required documentation to the business license division, the business licensing division will commence an enforcement action against the licensee.

3. If upon production and review of the required documentation, the business license division obtains verification information pursuant to 8 U.S.C. § 1373 evidencing the licensee's employment of an unauthorized alien, the business license division will notify the licensee.

(c) *Notice.*

1. Upon the commencement of an enforcement action, the business license division shall provide the licensee with written notice of the findings and notice of further action including, but not limited to possible suspension of the licensee's business license under Beaufort County Ordinance [Code] section 18-62.

2. Notice shall be sent to the licensee by United States mail.

(d) *Additional information.*

1. Upon receipt of notice of the enforcement action, the licensee may submit to the business license division any additional documentation to support that the alleged unauthorized alien is authorized to work in the United States.

2. Licensee shall file all additional documentation with the division within 15 business days from the date of notice, unless an extension up to 45 working days is requested and granted. During this period, the licensee's business license shall remain unaltered.

(e) *Suspension of license.*

1. If upon the expiration of the period referred to in subsection (3)(d)2., the licensee fails to provide additional documentation or if the License Official ~~inspector~~ finds the additional documentation does not meet the requirements of 8 U.S.C. § 1324a, the licensee shall be subject to license suspension as provided in Beaufort County Ordinance [Code] section 18-62.

2. However, the licensee's license shall not be subject to suspension or revocation if licensee produces evidence of compliance with the safe harbor provision under 8 U.S.C. § 1324a(a)(3).

(f) *Appeal.* Appeal of the business license division's findings and the suspension of a license is available as provided under Beaufort County Ordinance [Code] section 18-63.

(4) *Applicability and effective date.*

(a) This section shall become effective on January 1, 2008.

(b) The business license division is authorized to adopt guidelines, policies and procedures to implement this section.

(Ord. No. 2006/31, §§ 2–5, 12-27-2006)

**Exemptions in the business license ordinance for income from business in interstate commerce are hereby repealed. Properly apportioned gross income from interstate commerce shall be included in the gross income for every business subject to a business license tax.**

**Section 18-70 Applicability and Effective Date.**

**A. This Ordinance shall become effective on**

**B. The Business License Department is authorized to adopt guidelines, policies and procedures to implement this Ordinance.**

**Section 18-71 Severability.**

**If any part of the Ordinance is held by a court of competent jurisdiction be unconstitutional, illegal, or invalid for any reason, it shall be construed to have been the legislative intent of the County Council of Beaufort County, South Carolina, to pass this Ordinance without such unconstitutional, illegal or invalid provision, and the remainder of this Ordinance shall be deemed and held to be constitutional, lawful and valid as if such portion had not been included. If this Ordinance or any provision thereof is held by a court of competent jurisdiction to be inapplicable to any person,**

**group of persons, property, kind of property, circumstances, or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.**

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2009.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

\_\_\_\_\_  
Ladson F. Howell, Staff Attorney

ATTEST:

\_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

First Reading:  
Second Reading:  
Public Hearing:  
Third and Final Reading

**Committee Reports**  
**March 29, 2010**

**A. REPORTING COMMITTEES**

**1. Community Services**

- ① Minutes provided April 12 from the March 22 meeting.
- ② Alcohol and Drug Abuse Board

<i>Nominate</i>	<i>Name</i>	<i>Position / Area / Expertise</i>	<i>Reappoint / Appoint</i>	<i>Votes Required</i>
03.29.10	John Coaxum	At Large	Reappoint	10 of 11
03.29.10	Fran Kenny	At Large	Appoint	6 of 11
03.29.10	Charles Hammel	At Large	Appoint	6 of 11

③ Beaufort/Jasper EOC

<i>Nominate</i>	<i>Name</i>	<i>Position / Area / Expertise</i>	<i>Reappoint / Appoint</i>	<i>Votes Required</i>
03.29.10	Thelma Lewis	At Large	Reappoint	8 of 11

④ Library Board

<i>Nominate</i>	<i>Name</i>	<i>Position / Area / Expertise</i>	<i>Reappoint / Appoint</i>	<i>Votes Required</i>
03.29.10	Dan Huff	Council District 11	Reappoint	8 of 11

⑤ Parks and Leisure Services

<i>Nominate</i>	<i>Name</i>	<i>Position / Area / Expertise</i>	<i>Reappoint / Appoint</i>	<i>Votes Required</i>
03.29.10	Tom Ertter	At-Large*	Appoint	6 of 11
03.29.10	Robert Anderson	Southern Beaufort County	Reappoint	8 of 11

\*One member shall serve at large. This member shall rotate between northern and southern Beaufort County when a vacancy occurs (Code of Ordinances, Section 90-32)

**2. Finance**

- ① Minutes provided April 12 from the March 15 and March 22 meeting. (See main agenda items #8 and #21)
- ② Accommodations 2% Tax Funding

**3. Natural Resources**

- ① Zoning Board of Appeals

<i>Nominated</i>	<i>Name</i>	<i>Position / Area / Expertise</i>	<i>Reappoint / Appoint</i>	<i>Votes Required</i>
03.15.10	Chester Williams	At Large, Southern Beaufort County	Reappoint	10 of 11

**4. Public Facilities**

- ① Minutes provided April 12 from the March 23 meeting. (See main agenda items #9 through #17)
- ② Airports Board

<i>Nominated</i>	<i>Name</i>	<i>Position / Area / Expertise</i>	<i>Reappoint / Appoint</i>	<i>Votes Required</i>
03.15.10	Derek Gilbert	Bft. Regional Chamber Board of Directors	Appoint	6of 11

## **B. COMMITTEE MEETINGS**

### **1. Community Services**

*William McBride, Chairman*

*Gerald Dawson, Vice Chairman*

➔ Next Meeting Joint Initiative Committee – Tuesday, April 6 at 4:00 p.m., Ex. Conference Room

➔ Next Meeting – Monday, April 19 at 4:00 p.m., Building 2, Beaufort Industrial Village

### **2. Finance**

*Stu Rodman, Chairman*

*William McBride, Vice Chairman*

➔ Next Meeting – Monday, April 12 at 2:00 p.m., Executive Conference Room

➔ Next Meeting – Monday, April 19 at 2:00 p.m., Building 2, Beaufort Industrial Village

➔ Next Meeting – Monday, April 26 at 2:00 p.m., Executive Conference Room

### **3. Natural Resources**

*Paul Sommerville, Chairman*

*Jerry Stewart, Vice Chairman*

➔ Next Meeting – Monday, April 5 at 2:00 p.m.

### **4. Public Facilities**

*Herbert Glaze, Chairman*

*Steven Baer, Vice Chairman*

➔ Next Meeting – Tuesday, April 27 at 4:30 p.m.

### **5. Public Safety**

*Jerry Stewart, Chairman*

*Brian Flewelling, Vice Chairman*

➔ Next Meeting – April 5 at 4:00 p.m.

### **6. Transportation Advisory Group**

*Weston Newton, Chairman*

*Stu Rodman, Vice Chairman*

## 2010 Accommodations (2% State) Tax Recommendations

Organization	Event / Project	2008 Funding	Amount Requested	Board Recommended	Notes	Council District	Finance Recommended
The Heritage Library Foundation	Ft. Mitchel Civil War Sesquicentennial Refurbishment	Did not apply	\$ 20,000	\$ -		2	\$ -
Keep Beaufort County Beautiful	Clean Waterways Project	\$ 1,400	\$ 2,800	N/S		All	N/S
Friends of Hunting Island	Fabrication / Installation Nature Center Signs and Bike Racks	\$ 15,000	\$ 4,130	\$ 1,500	Signage	All	\$ 1,500
Gullah Festival	The Original Gullah Festival	Applied, no show	\$ 25,000	N/S		All	N/S
Art League of Hilton Head Island, Society of Bluffton Artist & Beaufort Art Association	Beaufort County Art Associations Co-Op Tourism Advertising	\$ 4,000	\$ 6,000	N/S		1, 2, 3, 4, 10	N/S
Hilton Head Symphony Orchestra	Four Concerts / Two in Beaufort; Two in Bluffton	\$ 2,500	\$ 11,400	\$ 2,500	Ads	1, 2, 3	\$ 2,500
Black Chamber of Commerce	Tourism Marketing	\$ 15,000	\$ 75,000	\$ 40,000	Magazine+	5, 6, 7, 8, 9, 11	\$ 40,000
Penn Center	28th Annual Heritage Days Festival	\$ 5,000	\$ 25,000	\$ 15,000	Ads	5	\$ 15,000
Hilton Head Island Concours d' Elegance	Hilton Head Island Concours d' Elegance and Motoring Festival	\$ 10,000	\$ 15,000	\$ 13,000	Atl/August a	All	\$ 13,000
Coastal Discovery Museum	Cultural and Eco-Tourism Support	\$ 12,000	\$ 17,500	\$ 10,000		1, 2, 3	\$ 10,000
Hilton Head Choral Society	October 2010 Festival Invitational Concert in Bluffton	Did not apply	\$ 3,000	\$ -		1, 2, 3	\$ -
Daufuskie Island Foundation	Daufuskie Day	\$ 2,500	\$ 10,000	\$ 3,500	Atl/Clt+Web	4	\$ 3,500
Bluffton Historical Preservation Society	Town of Bluffton Welcome Center / Heyward House Historic Center	\$ 26,000	\$ 25,000	\$ 15,000		4	\$ 15,000
Arts Council of Beaufort County	National Arts Marketing Campaign	\$ 5,000	\$ 25,000	\$ 10,000	ArtsNews	11	\$ 10,000
Port Royal Old Village Association	7th Annual 2010 Soft Shell Crab Festival and Oktoberfest	\$ 6,000	\$ 15,000	\$ -	Showed up 1 hour late	11	\$ -

Organization	Event / Project	2008 Funding	Amount Requested	Amount Recommended	Notes	Council District	Amount Recommended
Main Street Beaufort, USA	Tourism Advertising Campaign, 2009 / 2010	\$ 15,000	\$ 46,071	\$ 17,000	Print	11	\$ 17,000
Historic Beaufort Foundation	Beaufort Volunteer Artillery History Exhibit at Verdier House Museum	\$ 2,000	\$ 8,000	\$ 3,600	Exhibit cases	11	\$ 3,600
Lowcountry Resort & Tourism Commission & Lowcountry Visitors Center and Museum	Promotion of Beaufort County and the Lowcountry	\$ 18,000	\$ 32,000	\$ 16,000	Revisit	All	\$ 16,000
Historic Bluffton Arts & Seafood Festival	Historic Bluffton Arts & Seafood Festival	Did not apply	\$ 5,000	\$ 3,000	Destinations	4	\$ 3,000
Hilton Head Island / Bluffton Chamber of Commerce	Bluffton and Daufuskie Island Destination Brand Marketing	\$ 25,000	\$ 67,000	\$ 50,000	DI branding + web	1, 2, 3, 4, 10	\$ 25,000
Lowcountry Estuarium	County Participation Sustaining only Public Aquarium south of Charleston	\$ 5,000	\$ 20,000	N/S		11	N/S
Beaufort County Open Land Trust	"The Green"	Did not apply	\$ 7,500	N/S		All	N/S
Exchange Club of Beaufort / Child Abuse Prev. Assoc.	Ghost Tours	Did not apply	\$ 3,000	\$ 2,000		11	\$ 2,000
Beaufort Regional Chamber of Commerce / Visitor and Convention Bureau	Beaufort Regional Chamber of Commerce Destination Marketing	\$ 35,000	\$ 50,000	\$ 40,000	Remaining ad spend	5, 6, 7, 8, 9, 11	\$ 20,000
Beaufort Regional Chamber of Commerce / Visitor and Convention Bureau	Beaufort Regional Chamber of Commerce Visitor Center	\$ 25,000	\$ 40,000	\$ 30,000		5, 6, 7, 8, 9, 11	\$ 15,000
Arts Center of Coastal Carolina	Tourism Marketing of the Unincorporated areas of Beaufort County	\$ 11,000	\$ 20,000	\$ 17,000		1, 2, 3	\$ 17,000

**Total**

**\$ 240,400    \$ 578,401    \$289,100**

- 1 - Caporale
- 2 - Baer
- 3 - Rodman
- 4 - Newton
- 5 - McBride
- 6 - Dawson
- 7 - Sommerville
- 8 - Glaze
- 9 - Flewelling
- 10 - Stewart
- 11 - Von Harten

**\$229,100**



Finance Committee Recommendation to Council  
March 29, 2010

Organization	Requested	Last Year	Recommend	Percentage of Request
The Heritage Library Foundation	\$ 20,000	*	\$ -	0.0%
Keep Beaufort County Beautiful **	\$ 2,800	\$ 1,400	\$ -	0.0%
Friends of Hunting Island	\$ 4,130	\$ 15,000	\$ 1,500	36.3%
Gullah Festival **	\$ 25,000	**	\$ -	0.0%
Art League of Hilton Head Island/Society of Bluffton Artist/Bft Art Assoc. **	\$ 6,000	\$ 4,000	\$ -	0.0%
Hilton Head Symphony Orchestra	\$ 11,400	\$ 2,500	\$ 2,500	21.9%
Black Chamber of Commerce	\$ 75,000	\$ 15,000	\$ 40,000	53.3%
Penn Center	\$ 25,000	\$ 5,000	\$ 15,000	60.0%
Hilton Head Island Concours d' Elegance	\$ 15,000	\$ 10,000	\$ 13,000	86.7%
Coastal Discovery Museum	\$ 17,500	\$ 12,000	\$ 10,000	57.1%
Hilton Head Choral Society	\$ 3,000	*	\$ -	0.0%
Daufuskie Island Foundation	\$ 10,000	\$ 2,500	\$ 3,500	35.0%
Bluffton Historical Preservation Society	\$ 25,000	\$ 26,000	\$ 15,000	60.0%
Arts Council of Beaufort County	\$ 25,000	\$ 5,000	\$ 10,000	40.0%
Port Royal Old Village Association	\$ 15,000	\$ 6,000	\$ -	0.0%
Main Street Beaufort, USA	\$ 46,071	\$ 15,000	\$ 17,000	36.9%
Historic Beaufort Foundation	\$ 8,000	\$ 2,000	\$ 3,600	45.0%
Lowcountry Resort/Tourism Commission/Lowcountry Visitors Center and Museum	\$ 32,000	\$ 18,000	\$ 16,000	50.0%
Historic Bluffton Arts & Seafood Festival	\$ 5,000	*	\$ 3,000	60.0%
Hilton Head Island / Bluffton Chamber of Commerce	\$ 67,000	\$ 25,000	\$ 25,000	37.3%
Lowcountry Estuarium **	\$ 20,000	\$ 5,000	\$ -	0.0%
Beaufort County Open Land Trust **	\$ 7,500	*	\$ -	0.0%
Exchange Club of Beaufort / Child Abuse Prev. Assoc.	\$ 3,000	*	\$ 2,000	66.7%
Beaufort Regional Chamber of Commerce - Marketing	\$ 50,000	\$ 35,000	\$ 20,000	40.0%
Beaufort Regional Chamber of Commerce - Visitor Center	\$ 40,000	\$ 25,000	\$ 15,000	37.5%
Arts Center of Coastal Carolina	\$ 20,000	\$ 11,000	\$ 17,000	85.0%
	<b>\$578,401</b>	<b>\$240,400</b>	<b>\$229,100</b>	<b>39.6%</b>

\*Did Not Apply

\*\*Applied, No Show