

AN ORDINANCE TO AMEND ORDINANCE NUMBER 1095,
THE CHARLESTON COUNTY COMPREHENSIVE PLAN.

WHEREAS, Charleston County Council (the "County Council") adopted ordinance No. 1095, (the Ordinance) effective April 20, 1999, which enacted a comprehensive land use plan for the county (the Comprehensive Plan) in compliance with the South Carolina Local Government Comprehensive Planning Enabling Act of 1994 (Title 6, Chapter 29 of the Code of Laws of South Carolina 1976, as amended) (the Planning Act); and

WHEREAS, pursuant to the Planning Act and the Ordinance, the County Council directed the Charleston County Planning Commission (the "Planning Commission") to undertake the first periodic review of the plan and make recommendations for any modifications; and

WHEREAS, in response to that direction, the Planning Board received information from public surveys, studies and professional staff analysis, and followed the requirements of the Act and the Ordinance for recommending amendments to the Comprehensive Plan; and

WHEREAS, the County Council is in receipt of the proposed amendments to the Comprehensive Plan; and

WHEREAS, the County Council of Charleston held public hearings on the amendments to the Comprehensive Plan on the 12th day of August and the 4th day of November, 2003, after providing the required notice of the time and place of the hearing and after having published notice of the hearing in a newspaper of general circulation in Charleston County; and

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNTY COUNCIL OF CHARLESTON COUNTY, SOUTH CAROLINA, AND IT IS ORDAINED BY THE AUTHORITY OF SAID COUNCIL:

Section 1. ADOPTION OF COMPREHENSIVE PLAN AMENDMENTS

County Council hereby adopt the amendments to the Comprehensive Plan as shown on the documents attached hereto and incorporated by reference as Exhibit "A".

Section 2. SEVERABILITY

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such

portion had not been included. If said Ordinance, or any provision thereof is held to be inapplicable to any person, group of persons, property, kind of property, circumstance, or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property, or circumstances.

Section 3. EFFECTIVE DATE AND DURATION

This Ordinance shall become effective immediately upon approval at third reading by the County Council.