

AN ORDINANCE

**AMENDING THOSE PORTIONS OF CHARLESTON COUNTY CODE SECTION 2-137
DEALING WITH CERTAIN FEES REGARDING PLANNED DEVELOPMENTS**

Section 1.0 Purpose of Amendment, Findings

Charleston County Council finds that the existing fee schedule does not provide suitable flexibility to allow for reduced fees for amendments to the provisions of pre-existing planned developments. Additionally, Council finds that in certain circumstances it may be in the public's interest for Council to waive fees charged by the Planning Department for applicants and Planned Developments which serve a public purpose. Therefore, Council hereby amends a portion of Section 2-137 of the Charleston County Code of Ordinances as set forth below.

Section 2.0 Text Change

1. The portion of Section 2-137 of the County Code of Ordinances entitled "*Planning Department*" subtitled "Zoning" subsection (2) is amended to read as follows:

“(2) Planned Development: New or Complete Revision		
a. Less than 10 acre Application		\$ 300.00 + \$10/acre
b. 10 – 99 acres Application		\$1000.00 + \$15/acre
c. 100 acres or greater Application		\$1500.00 + \$20/acre
d. Amendment to Existing PD Text		\$ 300.00 + \$2/acre
e. Sketch Plan Amendment		\$ 300.00 + \$2/acre

NOTE: Where the applicant for approval of a new PD or a text change to an existing PD is an entity which has as its primary purpose a “public purpose” as defined by South Carolina law, and where the primary purpose of the proposed Planned Development also embodies a “public purpose”, County Council may waive all or a portion of the above fees upon submittal of a request and subsequent approval at a meeting of County Council.”

2. County Council hereby establishes the fees for the above-listed services and authorizes the specified fee amount to be charged by the appropriate department of the county government. All prior ordinances or parts of ordinances in conflict herewith are hereby superseded.

Section 3.0 - Severability; Effective Date

If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

This Ordinance shall become effective upon approval following third reading.