

**AN ORDINANCE**

**REZONING THE REAL PROPERTY LOCATED AT 10587 HIGHWAY 78, PARCEL IDENTIFICATION NUMBER 385-06-00-014, FROM THE R-4, SINGLE FAMILY RESIDENTIAL ZONING DISTRICT TO THE CC, COMMUNITY COMMERCIAL ZONING DISTRICT.**

WHEREAS, the property identified as parcel identification number 385-06-00-014 is currently zoned R-4, Single Family Residential District; and

WHEREAS, the current owner of the property or agent thereof requests a rezoning of the property, and a complete application for rezoning the property was submitted to the Charleston County Zoning and Planning Department requesting, among other things, that the parcel be rezoned to the CC, Community Commercial District pursuant to Article 3.4 of the Charleston County Zoning and Land Development Regulations Ordinance (“ZLDR”); and

WHEREAS, the Charleston County Planning Commission reviewed the application for rezoning and adopted a resolution, by majority vote of the entire membership, recommending that the Charleston County Council (“County Council”) approve the application for rezoning based on the procedures established in South Carolina law and the Approval Criteria of Article 3.4 of the ZLDR; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, the County Council held at least one public hearing and after close of the public hearing, County Council has determined the rezoning meets the following criteria of Section 3.4.6 of Article 3.4 of the ZLDR:

- A. The proposed amendment is consistent with the Comprehensive Plan and the stated purposes of this Ordinance;

- B. The proposed amendment will allow development that is compatible with existing uses, recommended density, established dimensional standards, and zoning of nearby properties that will benefit the public good while avoiding an arbitrary change that primarily benefits a singular or solitary interest;
- C. The proposed amendment corrects a zoning map error or inconsistency;
- D. The proposed amendment addresses events, trends, or facts that have significantly changed the character or condition of an area.

NOW, THEREFORE, be ordained it by the Charleston County Council, in meeting duly assembled, finds as follows:

**SECTION I. FINDINGS INCORPORATED**

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

**SECTION II. REZONING OF PROPERTY**

The property identified as parcel identification number 385-06-00-014 is hereby rezoned from the R-4, Single Family Residential 4 Zoning District to the CC, Community Commercial Zoning District. The zoning map of Charleston County is hereby amended to conform to this change. Any development on the site must conform to all requirements of the Charleston County Zoning and Land Development Regulations Ordinance and other applicable laws, rules and regulations.

**SECTION III. SEVERABILITY**

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

**SECTION IV. EFFECTIVE DATE**

This Ordinance shall become effective immediately following third reading by County

Council.

ADOPTED and APPROVED in meeting duly assembled this 21<sup>st</sup> day of August, 2018.

CHARLESTON COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
A. Victor Rawl  
Chairman of Charleston County Council

ATTEST:

By: \_\_\_\_\_  
Kristen L. Salisbury  
Clerk of Charleston County Council

First Reading: June 19, 2018  
Second Reading: July 24, 2018  
Third Reading: August 21, 2018