

- (A) Provide the County and the Commission with an opportunity to provide time to draft and adopt amendments to the LMO and zoning ordinances.
- (B) Temporarily prevent submission of new development projects that may ultimately be in conflict with the adopted County Comprehensive Plan.
- (C) Continue to provide the development community with predictability by allowing previously approved development proposals to advance through the review and permitting process.

Section 2. Moratorium Imposed.

- (A) As of the date of the passage of this Ordinance, there is hereby imposed a moratorium on the acceptance by the Edgefield Building and Planning Department ("Department") of applications as enumerated in Sections 24-242(1) ~~(a) and (b)~~ of the Edgefield County Code of Ordinances to develop or to alter use of land.
- (B) The duration of this moratorium shall be until Edgefield County adopts a revised Land Management Ordinance or until the expiration of ninety (90) days from enactment of this Ordinance, whichever occurs first. Council, may by Resolution, extend this moratorium for a single additional period of 90 days or until the revised Land Management Ordinance is adopted, whichever occurs first, provided Council finds that the Commission is in good faith preparing to submit a revised LMO during this period to Council. At the end of this period, said moratorium shall automatically expire unless sooner repealed.
- (C) This moratorium shall have no effect upon approvals or permits previously issued or submitted prior to the introduction of this Ordinance or the pending of this Ordinance on the Council agenda. The provisions of this Ordinance shall not affect the issuance of permits or site plan reviews that have received preliminary or final plat approval by the Commission or Department.
- (D) This moratorium shall also operate as a stay on the time period requirements for the reconsideration of any denied permits under Section 24-245 of the Edgefield County Code of Ordinances.
- (E) As of the effective date of this Ordinance, or date outlined in Section 3, below, no application for development or permits may be accepted by the Department, its agents or employees until the termination of the moratorium. Any permit accepted for filing will be deemed in error, null and void and of no effect whatsoever.

Section 3. Vested Rights. The moratorium imposed in Section 2 of this Ordinance shall not apply to any rights that have vested prior to the effective date of this Ordinance.

Section 4. Pending Ordinance. Under the pending ordinance doctrine, this Ordinance shall be effective after advertisement for a public hearing.

Section 5. Severability. To the greatest extent allowed by law, each and every section, paragraph or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid or unconstitutional, the invalidity or unconstitutionality does not affect other provisions or applications of the Ordinance, which can be given effect without the invalid provision or application; and to this end, the provisions of this Ordinance are severable.

Section 6. The preamble to this Ordinance shall be considered to be and is incorporated by reference as if fully set out herein as part of this Ordinance.

Section 7. This Ordinance shall be become effective upon adoption on third reading by Council.

Edgefield County Council

Scott Cooper, Chair

ATTEST:

Tax Potts, Clerk to Council
First Reading: _____
Second Reading: _____
Third Reading: _____