

STATE OF SOUTH CAROLINA)
)
COUNTY OF EDGEFIELD)

ORDINANCE NO: 23-24-001

**AN ORDINANCE TO AMEND SECTIONS 24-286 OF THE EDGEFIELD COUNTY
CODE OF ORDINANCES
PLANNING COMMISSION TERMS**

WHEREAS, for administrative purposes, a uniform date will ensure that reappointments are not overlooked; and,

WHEREAS, it is in the best interest of the citizens of Edgefield County that the membership of the Commission terms starts on a uniform date with appointments in line with the elections of new members of the County Council;

NOW THEREFORE BE IT ENACTED BY THE EDGEFIELD COUNTY COUNCIL THAT:

1, Section 24-286 (c)1 is amended to read as follows;

(c) Established; composition.

1. The County Planning Commission shall be comprised of seven members, with two members being appointed to serve at large and one member being appointed to serve from each of the five County Council districts. Members shall serve two-year staggered terms without regard to term limitations. Terms for the two at-large appointees shall begin on March 31 in even-numbered years. Terms for council district appointees shall begin on March 31 in odd-numbered years. All members shall be eligible to succeed themselves, subject to the appointive powers of the County Council.
2. Under pending ordinance doctrine, this ordinance will be effective after advertisement for the public hearing.

Edgefield County Council

Dean Campbell, Chair

ATTEST:

Aretha Eubanks, Clerk to Council

First Reading: _____

Second Reading: _____

Third Reading: _____

Public Hearing: _____

Sec. 24-286. County planning commission.

- (a) *Reestablishment of planning commission.* The Edgefield County Planning Commission is hereby reestablished under the provisions of the S.C. Code 1976, § 6-29-320.
- (b) *Powers and duties of the planning commission.*
 - (1) The planning commission shall have the powers and duties provided in S.C. Code 1976, § 6-29-310 et seq.; and
 - (2) To grant specified variances, where the power to grant such variances is explicitly stated within this chapter.
- (c) *Established; composition.*
 - (1) The county planning commission shall be comprised of seven members, with two members being appointed to serve at-large and one member being appointed to serve from each of the five county council districts. Members shall serve two-year, staggered terms without regard to term limitations. Terms for the two at-large appointees shall begin on March 31 in ~~odd-even~~-numbered years. Terms for council district appointees shall begin on March 31 in ~~even-odd~~-numbered years. All members shall be eligible to succeed themselves, subject to the appointive powers of the county council.
 - (2) To the extent possible, membership should be representative of the racial and gender composition of the county, and represent a broad cross section of the interests and concerns of the county. No member shall be the holder of an elected public office in the county.
 - (3) Members shall serve until their successors are appointed and qualified.
- (d) *Removal of members.* Members of the planning commission may be removed at any time by the county council for cause. The existence of cause shall be discussed by the council in executive session as permitted by the Freedom of Information Act, S.C. Code 1976, § 30-4-70(a)(1), and the determination of removal shall be by vote in public session declaring a vacancy in the position without a statement of cause. Any fact which, in the discretion of the council, is deemed to adversely affect the public interest, including lack of attendance at meetings, may constitute cause.
- (e) *Bylaws and procedures.* The county planning commission shall adhere to the provisions set forth in S.C. Code 1976, title 6, ch. 29 with respect to its bylaws, procedures, and other activities.

(Code 1999, § 152.150; Ord. No. 99-00-380, § 9.1, 4-4-2000; Ord. No. 00-01-386, 10-3-2000; Ord. No. 01-02-413, 11-5-2002; Ord. No. 12-13-660, § 54, 4-2-2013)

State law reference(s)—Local planning commissions, S.C. Code 1976, § 6-29-310 et seq.