

Ricky Waring, Mayor

Town Administrator

Council Members:

Bob Jackson

Walter Bailey

Aaron Brown

Terry Jenkins

Kima Garten-Schmidt

William McIntosh



Town Clerk
Beth Messervy

Town Attorney
G.W. Parker

Town of Summerville
SPECIAL CALLED COUNCIL MEETING
June 30, 2021

CALL TO ORDER

Mayor Ricky Waring called the Special Called Council meeting to order at 3:00pm on Wednesday, June 30, 2021. The meeting was held in Council Chambers on the third floor of the annex building at 200 South Main Street.

ATTENDANCE

Present: Mayor Waring, Councilmembers Terry Jenkins, Bill McIntosh, Aaron Brown, Bob Jackson, Walter Bailey, and Kima Garten-Schmidt. A quorum was met. Staff was also present. Public and press were duly notified.

UDO ORDINANCE AMENDMENTS

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 3 – Use Provisions, Section 3.3 – Table of Permitted Uses, and Section 3.6.1 – Permitted Temporary Uses, Item G – Mobile Food / Retail Vending. Mr. McIntosh explained that this was the “second first reading” of this ordinance as explained by Town Attorney GW Parker that Council did not have the changes in ordinance format at the previous first reading, and that some of the changes that Council made at the previous first reading were not clear. The motion carried unanimously.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 1 – Purpose and Applicability, Section 1.5 – Scope of Authority, and Section 1.9 – Transitional Provisions. Mr. Jackson stated that he would be voting “nay” on all of the remaining UDO amendments because he has not had a chance to read through the proposed changes. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 2 – Districts, Section 2.3 – General Lot and Building Provisions, Section 2.5 – Mixed-Use District Standards, Section 2.7 – Conventional District Standards, and Section 2.10 – Planned Development Districts. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 3 – Use Provisions, Section 3.3 – Table of Permitted Uses, Section 3.4 – Conditional Use Provisions, Section 3.5 – Accessory Uses and Structures, and Section 3.6 – Temporary Uses. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 4 – Site and Building Design Guidelines, Section 4.2 – Design Guidelines, Section 4.3 – Residential Building Design Guidelines, Section 4.4 – Mixed-Use Building Design Guidelines, Section 4.5 – Suburban Commercial Building Design Guidelines, and Section 4.6 – Industrial Building Design Guidelines, and 4.7 – Civic / Institutional Building Design Guidelines. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 5 – Subdivision and Infrastructure Standards, Section 5.2 – Applicability and Administration, Section 5.3 – Required Improvements and Coordination for All Development, Section 5.4 – Land Suitability, Section 5.6 – Street Classification and Design, Section 5.7 – Street Construction Standards, Section 5.8 – Access and Connectivity, Section 5.9 – Traffic Impact Analysis, Section 5.10 – Easements and Dedications, and Section 5.11 – Surveying, Inspections and Warranties. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 6 – Parks and Open Space, Section 6.2 – Dedication and Conservation Requirements, Section 6.3 – Payment in Lieu of Dedication and Conservation Credit for Parks and Greenway Connections, Section 6.4 – Park Standards, Section 6.5 – Open Space Standards, and Section 6.6 – Ownership and Maintenance. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 7 – Parking and Driveways, Section 7.1 – Purpose and Intent, Section 7.2 – Applicability, Section 7.3 – Vehicle Parking Location, Section 7.4 – Required Parking, Section 7.5 – Bicycle Parking

Standards, Section 7.6 – Parking Lot Design Standards, and Section 7.7 – Driveways and Off-Street Parking Access. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 8 – Tree Preservation, Landscaping and Screening, Section 8.2 – Applicability, Section 8.3 – Tree Protection, Section 8.5 – Parking Area Landscaping, Section 8.6 – Screening/Buffers, Section 8.7 – Installation and Maintenance Standards, and Section 8.8 – Administration. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 9 – Lighting, Section 9.2 – Applicability, and Section 9.3 – Design Standards. The motion carried 6-0. Mr. Jackson did not voice a vote or raise his hand for the vote. Mr. Jackson later stated in writing that he intended to vote in opposition of this motion.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 10 – Signs, Section 10.3 – Residential Signs, Section 10.4 – Mixed-Use, Commercial, and Industrial Signage, Section 10.5 – Changeable Copy Signs, Section 10.6 – Sign Illumination, Section 10.7 – Temporary Signs, Section 10.8 – Signs That Do Not Require a Permit, Section 10.9 – Prohibited Signs, and Section 10.10 – Administration. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 12 – Nonconformities, Section 12.3 – General Provisions and Procedures, Section 12.4 – Nonconforming Uses, Section 12.5 – Nonconforming Structures, Section 12.6 – Nonconforming Uses, and Section 12.9 – Nonconforming Sites. The motion carried 6-1, with Mr. Jackson voting in opposition.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 13 – Administration and Procedures, Section 13.2 – Administrative Officials and Agencies, Section 13.3 – Boards and Commissions, Section 13.5 – Application Requirements, Section 13.7 – Administrative Permits, Section 13.8 – Design Review, Section 13.9 – Land Development and Subdivision, Section 13.10 – Adjustments and Appeals, and Section 13.11 – Amendments and Other Legislative Actions. The motion carried 6-1, with Mr. Jackson voting in opposition.


Mr. McIntosh made a motion, seconded by Mr. Jenkins, to give first reading of an ordinance to amend the Summerville Unified Development Ordinance, Chapter 14 – Violations and Enforcements, and Section 14.2 – Enforcement. Mr. Jackson stated that he did not agree

with the way that the amendments were being presented. He stated that disassembling the UDO is not going to help people feel safe and secure when they are coming into the Town. Mr. Bailey stated that these amendments are in lieu of repealing and replacing the entire UDO. He stated that the first reading is preserving the UDO structure, but making changes, and he expects more changes to be made at second reading. Mr. McIntosh stated that the thought behind repealing and replacing the UDO at first reading in March was that the UDO was too big and too heavy-handed in government control. He stated that Council invited staff and the public to tell Council what they felt should be saved from the UDO, but that that did not happen. Mr. McIntosh stated that this is a huge step in the right direction for the Town. Mr. Brown stated that the UDO is too restrictive, especially in his District. He felt that we needed to change it because it is going back to the original way you could do what you want to do because of private property rights. The motion carried unanimously. Mayor Waring stated that he disagrees with Mr. Jackson and believes that the proposed amendments to the UDO support personal property rights. Mayor Waring stated that Council will be back and forth with staff on the amendments. He also stated that hopefully the majority of Council knows that they are doing for the better of the Town. The motion carried unanimously. Mr. Jackson later stated in writing that he intended to vote in opposition of this motion.

ADJOURN

Mr. McIntosh made a motion, seconded by Mr. Jackson, to adjourn the meeting. The motion carried unanimously, and the meeting adjourned at 3:23pm.

Respectfully submitted:


Beth Messervy, Town Clerk

APPROVED:



Ricky Waring, Mayor