

Ordinance 2015-07

AN ORDINANCE FOR THE TOWN OF KIAWAH ISLAND TO AMEND ARTICLE 9 CHAPTER 4, PERMITS, LICENSES AND FEES, SECTIONS 9.182, 9.183, and 9.185.

WHEREAS, the Kiawah Island Planning Commission has recommended amendments to the referred sections, and;

WHEREAS, these sections involve an increase in the threshold amounts of contracts before various permits are required, and;

NOW, THEREFORE, BE IT ORDERED AND ORDAINED, by the Council of the Town of Kiawah Island, South Carolina and it is ordained by the authority of said Council.

SECTION 1 PURPOSE

The purpose of this Ordinance is to amend Article 9, Chapter 4, Permits, Licenses and Fees, Sections 9.182, 9.183, and 9.185.

SECTION 2 ORDINANCE

Article 9, Chapter 4, Permits, Licenses and Fees, Sections 9.182, 9.183, and 9.185 shall be replaced with the following:

Sec. 9.182 Trade Permit

Contractors who are required by Section 40-59-30 of the South Carolina Code of Laws to obtain a specialty contractor's license from the South Carolina Residential Builders Commission shall also be subject to obtaining a trade permit prior to engaging or offering to engage in the business of construction trades on the properties known as the Town of Kiawah Island. Trade permits are required for each project with a construction cost of One Thousand (\$1,000.00) dollars and shall be posted in a conspicuous place and shall be protected from the weather.

Sec. 9.183 Work Exempt from Permit

Exemptions from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. Trade Permits shall not be required for the following:

Building:

- (13) Projects where the total cost of construction including material and labor is less than One Thousand (1,000.00) dollars.

Electrical:

Repairs and maintenance: Minor repair work that is less than One Thousand (1000) dollars in construction cost, including the replacement of lamps or the connection of approved portable electrical equipment to approved permanently installed receptacles.

Sec. 9.185 Repairs

Application or notice to the building official is not required when the construction cost of the project is less than One Thousand (1000) dollars for ordinary repairs to structures, replacement of lamps or the connection of approved portable electrical equipment to approved permanently installed receptacles. Such repairs shall not include the cutting away of any wall, partition or portion thereof, the removal or cutting of any structural beam or load-bearing support, or the removal or change of any required means of egress, or rearrangement of parts of a structure affecting the egress requirements; nor shall ordinary repairs include addition to, alteration of, replacement or relocation of any standpipe, water supply, sewer, drainage, drain leader, gas, soil, waste, vent or similar piping, electric wiring or mechanical or other work affecting public health or general safety.

SECTION 3 SEVERABILITY

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

SECTION 4 EFFECTIVE DATE AND DURATION

This Ordinance shall be effective upon second reading approval. PASSED, APPROVED, AND ADOPTED BY COUNCIL FOR THE TOWN OF KIAWAH ISLAND ON THIS 7th DAY OF JUNE, 2015.


Charles R. Lipuma, Mayor


Petra Reynolds, Town Clerk

First Reading Approval: June 2, 2015

Second Reading Approval: July 7, 2015