

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 22 - 09

TEXT AMENDMENT: SECTION 2-4(6) TEMPORARY USES

BE IT ORDERED AND ORDAINED, BY THE TOWN OF IRMO, SOUTH CAROLINA, IN COUNCIL DULY AND LAWFULLY ASSEMBLED AND BY THE AUTHORITY THEREOF

WHEREAS, the Town of Irmo desires to strengthen its Zoning Ordinance and Land Development Regulation and reconcile the associated zoning standards with its Official Zoning Map;

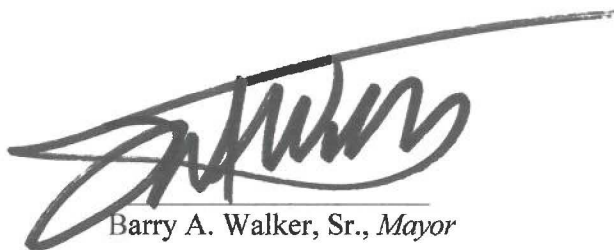
WHEREAS, the change is a text amendment to address noted errors, omissions, vague language, and add appropriate standards;

WHEREAS, the amendment aligns the review and approval process with the standards. Consequently, outlined standards in Section 2-4(6) do not match the Town approval standards, creating interpretation conflicts and challenges;

WHEREAS, the Town and its Planning Commission per *SC Codes § 6-29-760* met the State's zoning procedural standards. Simply, notice was advertised in The New Irmo News 15 days before the public hearing;

WHEREAS, the Planning Commission recommended the adoption of the following zoning amendment to the zoning ordinance on Monday, April 4, 2022.

PASSED AND ADOPTED this 17th day of May 2022.



Barry A. Walker, Sr., Mayor

ATTEST:



Renee Caviness, *Municipal Clerk*

1st Reading: April 19, 2022

2nd Reading: May 17, 2022

Public Hearing: May 17, 2022

AS STATE:

Portable free-standing fireworks stands and dispensaries not to exceed 30 days before a major holiday, i.e. New Year's, Fourth of July; provided such establishments are approved by the fire department. Firework stand operators must obtain and carry at all times a license from the state department of labor, licensing, and regulation (LLR) board of pyrotechnic safety and the approved LLR checklist completed by the town fire marshal.

AS AMENDED:

Portable free-standing fireworks stands and dispensaries not to exceed 14 days before a major holiday, i.e. New Year's, Fourth of July. Firework stands and dispensaries shall have up to 48 hours to remove stands and dispensaries after each holiday/event. Such establishments shall:

- a. Provide a signed, dated permission letter with the property owner's phone or lease. (The letter or lease must specify the date(s) of use and location(s) and include contact number and email address. The letter/lease can provide permission for a calendar year or multiple years. A letter from a business must be on the business letterhead with the signee's name and title.);
- b. Obtain Zoning and Sign Permit (Limited to two (2) advertisement banners or signs no larger than 24 square feet either affixed to stand or freestanding on-premises. Post two "NO SMOKING OR LIGHTING FIREWORKS" signs on stand);
- c. Obtain and maintain a valid Town of Irmo business license;
- d. Obtain inspection and approval from the Fire Marshall;
- e. Provide a certificate of liability insurance: \$1,000,000 minimum per occurrence (commercial general liability insurance covering bodily injury or accidental death and property damage); and,
- f. Firework stand operators must obtain and carry at all times a license from the state department of labor, licensing, and regulation (LLR) board of pyrotechnic safety.
- g. Section 22-105. *Use of Fireworks* shall be visibility posted on firework stands/dispensaries no smaller than 11" x 17" and 28" font or provided to each customer with purchase.

RESOLUTION NO. 07-2022

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WHEREAS, the Town and its Planning Commission per *SC Codes § 6-29-760* met the State's zoning procedural standards. Simply, notice was advertised in The New Irmo News 15 days before the public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission, this resolution was formally adopted by a vote of the Irmo Planning Commission of Irmo, South Carolina on the 4th of April 2022.

Attest:


Makayla Moore, Zoning Clerk


Walter Lindler, Chair