

CITY OF FOLLY BEACH

Tim Goodwin, Mayor



Folly Beach, SC 29439

www.cityoffollybeach.com

843-588-2447

**Chris Bizzell, Council Member
William Farley, Council Member
Billy Grooms, Council Member**

**Katherine Houghton, Council Member
Skip Fink, Council Member
D.J. Rich, Mayor Pro-Tem**

**City Council Meeting 7:00 PM
Tuesday, March 11, 2025**

**Council Chambers
21 Center Street
Folly Beach, SC 29439**

- 1. CALL TO ORDER/ROLL CALL**
- 2. INVOCATION & PLEDGE OF ALLEGIANCE**
 - a. Invocation-Councilmember Fink.

Executive Session 7:00 PM Pursuant To §30-4-70 Of the Freedom of Information Act Legal Advice Related to Contracts: PCI Parking Contract & Legal Advice Related to Abandoned Vessel Litigation-Action to Follow.

- 3. MAYOR'S COMMENTS**
- 4. STAFF REPORTS**
 - a. Stormwater Green Infrastructure Monitoring Grant- Jenna Stephens.
 - b. Planning Commission Recommendation, 112 W. Ashley Ave. Rezoning Request- Jenna Stephens.
 - c. Stormwater Infrastructure Improvements-Eric Lutz.
 - d. Easements Needed For Redundant Water Main-Aaron Pope.
- 5. APPROVAL OF AGENDA**
- 6. APPROVAL OF MINUTES**
 - a. Minutes from February 11th, 2025
- 7. PERSONAL APPEARANCES**
 - a. Request For Metal Shovels Use on The Beach- Phil King.

- b. Request for Day Change-The Folly Art Village & Farmers Market.
- c. Request for Event Approval-The Great Food Truck Race, Joe Burk.
- d. Request for Event Approval, FamCamp-Amy Ray.
- e. Property Use Proposal, 1735 East Ashely-Steve Rawe.
- f. Proposal for The Porgy House-Vince Perna.

8. CITIZENS' COMMENTS

9. COMMISSION, BOARD, COMMITTEE REPORTS

10. OLD BUSINESS

- a. **ORDINANCE 029-24:** An Ordinance Amending the Standards of Chapter 161.02 (Definitions. Impervious Surface) To Allow River Rock to Be Considered Pervious for Landscaping and Amending the Standards of Chapter 166.05-03 Single- And Two-Family Design Standards to Allow Up to Two 15' Gravel Driveways to Not Count Towards Impervious Coverage Limits. **(SECOND READING)**
- b. **ORDINANCE 031-24:** An Ordinance Amending the Folly Beach Code of Ordinances Section 151.23 (Construction Standards) By Creating a Twenty-Five Foot Setback from The Perpetual Easement Line for Seawalls and A Five Foot Setback For Revetments. **(SECOND READING)**

11. NEW BUSINESS

- a. Non-Franchised Commercial Beach Activity Award:
 - Carolina Salt
 - Charleston Surf Company
 - Folly Beach Island Yoga
 - Serenity Tree Yoga
 - Sur Lessons by Wes
 - Waves 4 Women
- b. **ORDINANCE 004-25:** An Ordinance Amending the Official Zoning Map of The City of Folly Beach to Rezone the Property Located At 112 West Ashley Avenue (TMS # 328-14-00-171) From Residential Two Family (RTF) To Island Commercial (IC) And Amending the Official Zoning Map to Reflect Such Change. **(FIRST READING)**
- c. **RESOLUTION 06-25:** A Resolution by The Folly Beach City Council Authorizing the Administration to Enter in A Memorandum of Understanding with Folly Beach Historical Society for The Use of Space in The Folly Beach Community Center.
- d. **RESOLUTION 07-25:** A Resolution by The Folly Beach City Council Authorizing the Use Of \$478.00 Dollars from The Ada Compliance Reserve for Personal Amplifiers.
- e. **RESOLUTION 08-25:** A Resolution by The Folly Beach City Council Awarding W&S Job No. Eng-24-1232 Folly Beach Pump Station #4 Rehabilitation to Bishop and Sons Plumbing & Piping, Inc in The Amount Of \$269,411.00.
- f. **RESOLUTION 09-25:** A Resolution by The Folly Beach City Council Approving An Easement Across TMS 328-10-00-056 And TMS 328-10-00-160 For the Placement of a Redundant Water Main as Well as To Allow Future Repair of And Access to The Water

Main.

- g. **RESOLUTION 10-25:** A Resolution by The Folly Beach City Council Awarding RFP 02-25 Folly Beach Stormwater Infrastructure Improvements to Gulf Stream Construction Company Inc in The Amount Of \$7,403,748.23
- h. **RESOLUTION 11-25:** A Resolution by The Folly Beach City Council Authorizing the Administration to Sign a Release and Settlement Agreement Regarding Citations Related to The City's Abandoned Vessel Ordinances Issued To Dustin Sean Schultie.

12. COUNCIL COMMENTS

13. ADJOURNMENT

PUBLIC NOTICE

ALL MEDIA WERE NOTIFIED PURSUANT TO STATE LAW

City Council will not vote on matters discussed during Work Sessions or Executive Sessions.

However, matters discussed may be voted on during the evening City Council meeting. In keeping with the Americans with Disabilities Act, persons needing assistance, alternative formats, ASL interpretation, or other accommodation, please contact the Municipal Clerk at 843- 513-1833 during regular business hours at least 24 hours prior to the meeting. Hearing devices are available upon request for those with hearing difficulties.

The City of Folly Beach, in an effort to go green, will no longer have the Ordinances and Resolutions included in the agenda. Citizens interested in having a copy, please see the Municipal Clerk.



CITY OF FOLLY BEACH

Date: March 4th, 2025

Re: Stormwater Benefits of a Green Street

Mayor and Council,

As part of the upcoming stormwater infrastructure project on Center Street, our consultant Weston & Sampson has applied for a grant to monitor and inform the public about the benefits of the green infrastructure that will be installed.

The green stormwater infrastructure retrofits on Center Street will include 30 permeable pavement parallel parking spots (over 8,000 square feet) and six bioretention cells to create a green street that ultimately discharges into the Folly River.

The South Carolina Sea Grant has asked for proposals for its “Charting Seas of Change” FY26-27 Biennial Sea Grant RFP. If accepted, this grant proposal would provide an opportunity to not only quantify the retrofits’ water quality and hydrologic benefits, but also to better understand and inform city officials and Folly Beach residents about the best practices associated with designing, constructing, and maintaining Green Street Infrastructure. This proposal would also allow the city to evaluate how well green infrastructure can help mitigate tidal events. The proposal would include hiring a graduate student to install monitoring equipment on Center Street, monitoring and testing the infiltration rates, analyzing the hydrologic and water quality data, and ultimately developing maintenance trainings for Folly Beach staff.

Weston & Sampson has submitted a letter of intent to the South Carolina Sea Grant as part of their RFP and will submit a full proposal in May 2025. Staff will keep you posted on any progress.

Jenna Stephens
Zoning Administrator



CITY OF FOLLY BEACH

Date: March 3rd, 2025

Re: 112 W. Ashley Ave. Rezoning Request

Mayor and Council,

The owner of 112 W. Ashley Avenue has requested to rezone this property from Residential Two Family (RTF) to Island Commercial (IC). The required public hearing was held on March 3, 2025. No one from the public spoke at the hearing. The Planning Commission voted unanimously to not recommend approval of this request. You can find more information on this request in your packet and in the agenda packet for the March 3, 2025 Planning Commission meeting on the city's website.

Jenna Stephens
Zoning Administrator



CITY OF FOLLY BEACH

Date: March 5th, 2025

Re: Stormwater Infrastructure Improvements on Center Street

Mayor and Council,

Staff is seeking approval to award the contract for RFP 02-25 Folly Beach Stormwater Infrastructure Improvements Project-SCIIP Grant # A-23-C072 / S-23-C072, contingent upon RIA review and approval, to Gulf Stream Construction Company Inc. in the amount of \$7,402,715.04. City of Folly Beach procurement policy was followed during this bid process, 5 construction firms requested bid packages, and 2 firms submitted bids. City staff and our consulting engineers at Weston & Sampson have reviewed each of the bid packages and feel that Gulf Stream Construction Company, Inc. is a responsive bidder and the best selection for this project.

The SCIIP grant awarded the city total construction funds of \$7,967,271 for stormwater and utility improvements. This award of \$7,402,715.04 for stormwater construction will leave \$564,556 remaining for upcoming island wide watermain replacements. Please see attached grant funds summary table.

If City Council approves this award, the bid package will next go to RIA for final review and approval in accordance with SCIIP Grant requirements. Upon the City's receipt of the RIA approval of the project, a notice to proceed will be issued to Gulf Stream Construction Company Inc.

Eric Lutz
Director of Public Works

Lee Gessner
Finance Director

March 6, 2025

Eric Lutz
Director of Public Works
City of Folly Beach
21 Center Street
Folly Beach, South Carolina 29439

Re: **Folly Beach Stormwater Infrastructure Improvements Project**
City of Folly Beach RFP No. 02-25; SCIIP Grant No. A-23-C072 / S-23-C072

Dear Mr. Lutz:

On Wednesday, March 5, 2025, at 2:00 PM, bids were received for the above referenced project. Ten (10) contractors requested bid documents and two (2) contractors submitted bids. The remaining contractors did not submit. The bids were opened and read aloud. In order for a bidder to be considered responsive, the bid was required to include the following items:

- Acknowledgement of receipt of all addenda
- Bid Bond and Insurance
- SCIIP Grantee Debarment Certification Form

These requirements were clearly stated in the contract documents and specifically mentioned in the optional pre-bid conference and resulting Addendum 1 to the bid documents, which was distributed to all planholders.

The low bid was submitted by Gulf Stream Construction Company, Inc. of Charleston, South Carolina, in the amount of \$7,402,715.04. This bid included all required items listed above.

The bids have been reviewed and the amounts verified. Therefore, we recommend that a construction contract be awarded to Gulf Stream Construction Company, Inc. of Charleston, South Carolina, based on their bid in the amount of \$7,402,715.04, for the construction of the above referenced project. The Engineer's estimate for this project was \$6,770,762.25.

A certified copy of the bid tabulation is attached.

Respectfully Submitted,

WESTON & SAMPSON ENGINEERS, INC.



Kipling R. Gearhart, PE
Regional Manager

CC: Meghan Moody, PE
Chris Pyman, PE

Bid Tabulation



PROJECT: **Folly Beach Stormwater Infrastructure Improvements Project (RFP 02-25)**

OWNER: **City of Folly Beach**

BID DATE: **Wednesday, March 5, 2025**

3955 Faber Place Drive, Suite 200
North Charleston, SC 29405

BIDDER				Gulf Stream Construction Company, Inc.		Crowder Construction Company	
Acknowledged all Addenda				Yes		Yes	
Bid Bond and Insurance Included				Yes		Yes	
Debarment Certification Included				Yes		Yes	
ITEM NO.	DESCRIPTION	Unit	Quantity	BID UNIT PRICE	BID PRICE	BID UNIT PRICE	BID PRICE
1	Mobilization, Bonds, & Insurance (5%) ¹	LS	1	\$ 368,507.99	\$ 368,507.99	\$ 400,169.69	\$ 400,169.69
2	Project Photography and Video Recordings	LS	1	\$ 53,174.43	\$ 53,174.43	\$ 26,864.93	\$ 26,864.93
3	Construction Survey / Staking	LS	1	\$ 80,976.39	\$ 80,976.39	\$ 50,000.00	\$ 50,000.00
4	SCIIP Construction Project Sign	LS	1	\$ 2,541.31	\$ 2,541.31	\$ 11,468.31	\$ 11,468.31
5	Double Row Silt Fence at Outfalls	LF	200	\$ 25.74	\$ 5,148.00	\$ 2.75	\$ 550.00
6	Double Row Silt Fence at Laydown Area	LF	450	\$ 15.98	\$ 7,191.00	\$ 2.75	\$ 1,237.50
7	Turbidity Curtain	EA	2	\$ 562.80	\$ 1,125.60	\$ 14,554.38	\$ 29,108.76
8	Silt Sack Inlet Protection	EA	40	\$ 224.21	\$ 8,968.40	\$ 125.00	\$ 5,000.00
9	Curb Inlet Filters (Type E) Protection	EA	17	\$ 224.21	\$ 3,811.57	\$ 165.00	\$ 2,805.00
10	Sediment Tube Inlet Protection	EA	1	\$ 204.90	\$ 204.90	\$ 165.00	\$ 165.00
11	Riprap Apron	EA	2	\$ 3,415.33	\$ 6,830.66	\$ 10,452.98	\$ 20,905.96
12	Traffic Control	LS	1	\$ 1,222,057.25	\$ 1,222,057.25	\$ 475,000.00	\$ 475,000.00
13	Drop Inlet (24" x 36") w/ 4' x 4' Box	EA	28	\$ 7,346.32	\$ 205,696.96	\$ 14,285.71	\$ 399,999.88
14	Catch Basin Type 1 w/ 4' x 4' Box	EA	4	\$ 8,586.45	\$ 34,345.80	\$ 13,265.31	\$ 53,061.24
15	Catch Basin Type 1 w/ 4' x 4' Box Extra Depth	VF	2	\$ 1.00	\$ 2.00	\$ 3,061.23	\$ 6,122.46
16	Catch Basin Type 1 w/ 6' x 6' Box	EA	1	\$ 15,570.67	\$ 15,570.67	\$ 20,408.16	\$ 20,408.16
17	Catch Basin Type 1 w/ 6' x 6' Box Extra Depth	VF	2	\$ 1.00	\$ 2.00	\$ 3,061.23	\$ 6,122.46
18	Catch Basin Type 17 w/ 4' x 4' Box	EA	14	\$ 12,420.06	\$ 173,880.84	\$ 15,306.12	\$ 214,285.68
19	Catch Basin Type 17 w/ 4' x 4' Box Extra Depth ⁶	VF	15	\$ 1.00	\$ 15.00	\$ 2,551.02	\$ 38,265.30
20	Catch Basin Type 17 w/ 6' x 6' Box	EA	2	\$ 12,224.09	\$ 24,448.18	\$ 15,306.12	\$ 30,612.24
21	4' Diameter Precast Manhole for <= 24" Pipe	EA	3	\$ 7,199.87	\$ 21,599.61	\$ 10,204.08	\$ 30,612.24
22	5' Diameter Precast Manhole for > 24" Pipe	EA	1	\$ 8,495.05	\$ 8,495.05	\$ 15,714.29	\$ 15,714.29
23	BMP Snouts	EA	11	\$ 3,798.84	\$ 41,787.24	\$ 8,673.47	\$ 95,408.17
24	14" x 23" Elliptical RC Pipe Culvert (RCP) - Class III ²	LF	820	\$ 151.92	\$ 124,574.40	\$ 306.12	\$ 251,018.40
25	18" RC Pipe Culvert (RCP) - Class III ²	LF	2,901	\$ 114.55	\$ 332,309.55	\$ 229.59	\$ 666,040.59
26	24" RC Pipe Culvert (RCP) - Class III ²	LF	1,717	\$ 144.29	\$ 247,745.93	\$ 306.12	\$ 525,608.04
27	30" RC Pipe Culvert (RCP) - Class III ²	LF	201	\$ 189.75	\$ 38,139.75	\$ 382.65	\$ 76,912.65
28	36" RC Pipe Culvert (RCP) - Class III ²	LF	62	\$ 285.72	\$ 17,714.64	\$ 459.18	\$ 28,469.16
29	Outfall Inline Check Valve	EA	3	\$ 12,363.95	\$ 37,091.85	\$ 25,510.20	\$ 76,530.60
30	Utility Conflict Investigation	LS	1	\$ 231,408.18	\$ 231,408.18	\$ 650,000.00	\$ 650,000.00
31	6" Sewer Forcemain Relocation ³	LS	1	\$ 100,781.91	\$ 100,781.91	\$ 200,000.00	\$ 200,000.00
32	Utility Relocation for Gas ⁴ , Water	EA	11	\$ 82,796.35	\$ 910,759.85	\$ 18,973.32	\$ 208,706.52
33	Utility Relocation for Fiber, Telecom	EA	9	\$ 2,500.00	\$ 22,500.00	\$ 2,500.00	\$ 22,500.00
34	Utility Relocation for Electric ⁴	EA	13	\$ 3,925.77	\$ 51,035.01	\$ 15,540.64	\$ 202,028.32
35	Electric Conduit Run, Center Street ⁴	LS	1	\$ 46,529.19	\$ 46,529.19	\$ 104,857.07	\$ 104,857.07
36	Utility Pole Support	EA	18	\$ 2,504.67	\$ 45,084.06	\$ 4,270.38	\$ 76,866.84
37	Street Light Remove, Store, Reset ⁴	LS	1	\$ 63,717.95	\$ 63,717.95	\$ 82,155.72	\$ 82,155.72
38	Street Light Concrete Base ⁴	EA	20	\$ 5,140.67	\$ 102,813.40	\$ 8,608.02	\$ 172,160.40
39	Electric Handhole Installation ⁴	EA	20	\$ 275.00	\$ 5,500.00	\$ 1,446.33	\$ 28,926.60
40	Temporary Lighting ⁴	LS	1	\$ 26,318.59	\$ 26,318.59	\$ 16,087.00	\$ 16,087.00
41	Signs, Poles, & Street Features Remove and Reset	LS	1	\$ 42,045.63	\$ 42,045.63	\$ 40,000.00	\$ 40,000.00
42	Picnic Shelter and Pad Remove and Reset	LS	1	\$ 28,716.32	\$ 28,716.32	\$ 260,813.30	\$ 260,813.30

Bid Tabulation

PROJECT: **Folly Beach Stormwater Infrastructure Improvements Project (RFP 02-25)**

OWNER: **City of Folly Beach**

BID DATE: **Wednesday, March 5, 2025**



3955 Faber Place Drive, Suite 200
North Charleston, SC 29405

BIDDER				Gulf Stream Construction Company, Inc.		Crowder Construction Company	
Acknowledged all Addenda				Yes		Yes	
Bid Bond and Insurance Included				Yes		Yes	
Debarment Certification Included				Yes		Yes	
43	Soil Compaction Testing	LS	1	\$ 62,818.55	\$ 62,818.55	\$ 73,750.00	\$ 73,750.00
44	Urban Rain Garden	EA	6	\$ 18,731.98	\$ 112,391.88	\$ 5,106.00	\$ 30,636.00
45	Urban Rain Garden Plants	LS	1	\$ 10,699.64	\$ 10,699.64	\$ 14,126.00	\$ 14,126.00
46	Center Street Palmetto Trees	EA	61	\$ 918.50	\$ 56,028.50	\$ 415.00	\$ 25,315.00
47	Center Street Palmetto Tree Installation	EA	61	\$ 411.71	\$ 25,114.31	\$ 561.00	\$ 34,221.00
48	Debris Removal and Disposal	LS	1	\$ 551,202.81	\$ 551,202.81	\$ 275,000.00	\$ 275,000.00
49	Existing Drain Abandonment	LF	543	\$ 49.33	\$ 26,786.19	\$ 679.32	\$ 368,870.76
50	Inscribed Brick Remove, Store, Reset	LS	1	\$ 40,900.41	\$ 40,900.41	\$ 19,550.01	\$ 19,550.01
51	Pervious Paver Parking Spaces	SF	8,650	\$ 55.99	\$ 484,313.50	\$ 50.00	\$ 432,500.00
52	Turfstone Paver Parking Spaces	SF	8,300	\$ 25.79	\$ 214,057.00	\$ 19.22	\$ 159,526.00
53	Pavement Mill & Overlay w/ Markings ⁵	SY	10,200	\$ 34.11	\$ 347,922.00	\$ 35.24	\$ 359,448.00
54	Full Depth Pavement Patching ⁵	SY	600	\$ 190.20	\$ 114,120.00	\$ 56.50	\$ 33,900.00
55	Sidewalk Repair	SY	1,900	\$ 132.15	\$ 251,085.00	\$ 157.68	\$ 299,592.00
56	Curb & Gutter	LF	2,800	\$ 53.58	\$ 150,024.00	\$ 77.76	\$ 217,728.00
57	Site Restoration	LS	1	\$ 172,161.56	\$ 172,161.56	\$ 25,662.64	\$ 25,662.64
58	Record Drawings	LS	1	\$ 21,922.63	\$ 21,922.63	\$ 10,000.00	\$ 10,000.00
TOTAL OF ALL UNIT PRICE BID ITEMS (ITEMS 1-58)⁷					\$ 7,402,715.04		\$ 8,003,393.89
Alternate Alignment [Add] or [Deduct]				LS	1		
					\$ (16,266.35)		\$ (30,000.00)
TOTAL PROJECT BID					\$ 7,402,715.04		\$ 8,003,393.89

Certified to be True and Correct

Kipling R. Gearhart, PE, Regional Manager

March 6, 2025

NOTES ON BID ITEMS:

1. Max 5% of all line items 2 - 58.
2. Includes AASHTO M315 Joint (ASTM C443).
3. 6" Sewer Force Main Relocation includes installation of joint restraints to minimum 31 ft upstream and downstream of the relocated section.
4. All Gas and Electric work shall be performed in accordance with Dominion Energy specifications.
5. Pavement mill and overlay and full depth pavement patching include all street striping and marking as shown on plans.
6. Gulf Stream Bid Price for line item 19 was incorrectly entered as \$2.00. The actual Bid Price was corrected to \$15.00.
7. Gulf Stream Total of All Unit Price Bid Items was incorrectly entered as \$7,403,748.23. The actual Total of All Unit Price Bid Items was corrected to \$7,402,715.04.

South Carolina Infrastructure Investment Program Grant #A-23-C072

Purpose: City of Folly Beach Stormwater and Utility Improvements

Oversight: South Carolina Rural Infrastructure Authority, BCDCOG Grant Administration Assistance Contract

Grant Period: April 24,2023 - June 1, 2026

Total Construction Grant Funds Available	\$7,967,271	Grant Non-Construction Funds Available	\$694,429
		Required City Match Non-Construction Funds Available	\$975,171
<u>Obligated to Date:</u>		<u>Obligated to Date:</u>	
None		R33-23 Islandwide Watermains D&E to JMT	\$ 477,700
		R34-23 Stormwater Improvements D&E to W&S	\$655,100
<u>To be Awarded:</u>		<u>To be Awarded:</u>	
Winning bid for Stormwater Construction	\$7,402,715	Future Non-Construction Costs - Islandwide Watermains	\$536,800
Available Funds for Islandwide Watermains	\$564,556		
Construction Grant FundsTotal	<u>\$7,967,271</u>	Matching Non-Construction Funds Total	<u>\$ 1,669,600</u>

City Council Meeting 7:00 PM Tuesday, February 11, 2025

1. CALL TO ORDER/ROLL CALL

Executive Session 7:00 PM

Pursuant To §30-4-70 Of the Freedom of Information Act Legal Advice Related to review settlement offer from AirBnB in relation to ongoing short term rental lawsuit.

Councilmember Grooms moved to go into Executive Session. Councilmember Fink seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;

Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Approved

2. INVOCATION & PLEDGE OF ALLEGIANCE

Councilmember Bizzell led the invocation.

3. MAYOR'S COMMENTS

Mayor Goodwin updated the community on the upcoming Center Street drainage project. He explained that there would be traffic and noise impacts. Mayor Goodwin stated that staff along with the contractor will be holding public information meetings and more information to come.

Mayor Goodwin awarded Employee of the Year to Jason Felan. He explained that he does an outstanding job as the Dispatch Supervisor. We are proud to have him working at Folly Beach.

4. STAFF REPORTS

- a. Aaron Pope, City Administrator. Mr. Pope stated that the 2025 non-franchise awards will take place at the March 11th meeting.
- b. Mr. Pope stated that the staff is requesting council have a special work session to discuss the franchises and review the policy and procedure. More information about the meeting will be announced.
- c. Mr. Pope updated the council on the recent super beachfront land donation. He explained that this program helps keep the beach healthy and this program can be extended to the marsh as well.

5. APPROVAL OF AGENDA

Councilmember Rich moved to approve the agenda. Councilmember Bizzell seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;

Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Approved

6. APPROVAL OF MINUTES

Councilmember Fink moved to approve the minutes from January 14th, 2025. Councilmember Grooms seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;

Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Approved

7. PERSONAL APPEARANCES

- a. Marshall DePass with the Eastern Surf Association. Mr. DePass requested approval for the ESA 2025 ESA Surf Schedule.
Councilmember Rich moved to approve. Councilmember Farley seconded.
Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;
Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes;
Mayor Goodwin, Yes.
All in Favor. Motion Approved
- b. Clark Carter pastor of Folly Beach Baptist Church. Pastor Carter requested approval for National Day of Prayer located at Folly River Park on May 1st.
Councilmember Grooms moved for approval. Councilmember Houghton seconded.
Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;
Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes;
Mayor Goodwin, Yes.
All in Favor. Motion Approved
- c. Ashby Gale, Charleston Fossil Adventures. Mr. Gale requested approval for the 6th Annual Easter Meg Hunt On April 12th.
Councilmember Bizzell asked if this was a free event.
Mr. Gale stated that it was a ticketed event.
Councilmember Rich moved to approve. Councilmember Farley seconded.
Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;
Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes;
Mayor Goodwin, Yes.
All in Favor. Motion Approved
- d. Nicole Elko with the Wahine Classic. Dr. Elko requested event parking passes and vendor approval outside the downtown commercial zone. Wahine Classic July 26 & 27.
Councilmember Rich moved for approval. Councilmember Houghton seconded.
Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;
Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes;
Mayor Goodwin, Yes.
All in Favor. Motion Approved
- e. Colin Carnley with MUSC. Mr. Carnley requested approval for the new Ribbon Run for Pediatric Cancer Walk/Run. Mr. Carnley stated that they will be using the preapproved race route and work with Folly Beach Public Safety on safety concerns.
Councilmember Farley moved for approval. Councilmember Bizzell seconded.
Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;
Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes;
Mayor Goodwin, Yes.
All in Favor. Motion Approved

8. CITIZENS' COMMENTS

Brooke Blosser, Coastal Conservation League. Ms. Blosser expressed support for Ordinance 031-24.

Paula Stubblefield, Chairperson of the Planning Commission. Ms. Stubblefield reviewed the thoughts behind the Planning Commission's recommendations.

Julie Hensley. Ms. Hensley expressed concerns about Ordinance 029-24. She explained that the language resembles a strict HOA and does not understand why the council is involving themselves in this level of detail when staff has the ability to do so.

Elton Culpepper. He asked the council to consider a 10-foot setback for seawalls rather than the proposed 25 foot setback in reference to Ordinance 031-24.

James Lacey opposed Ordinance 031-24.

Matt Napier 1661 E Ashley Ave. Mr. Napier stated his support of Ordinance 031-24. He explained that there needs to be a clear separation between the public beach and private property.

Jerri Blackwood opposed Ordinance 031-24. He explained that the 25-foot set back is a bit excessive.

Amy Armstrong, South Carolina Law Project. Ms. Armstrong stated that Folly Beach has taken the leadership on many important beach management issues. She asked the council to support Ordinance 031-24.

9. COMMISSION, BOARD, COMMITTEE REPORTS

Jenna Stephens, Zoning Administrator, reviewed the Planning Commission recommendations.

ORDINANCE 029-24. Ms. Stephens stated that this ordinance proposes amending the classified decorative rocks as pervious for landscaping and allowing up to two 15-foot-wide gravel driveways without counting toward impervious coverage limits. She said that a community member who is a landscape architect suggested using washed, graded gravel instead of specific granite types. Ms. Stephens stated that the Planning Commission unanimously recommended approval with this revision: replace “#57 and #789 granite with no compactible subbase” with “washed, graded gravel” in §§ 166.05-03(C)(4) and 166.06-11(D).

ORDINANCE 031-24. Ms. Stephens said that this ordinance seeks to establish a 25-foot setback from the perpetual easement line for seawalls and a 5-foot setback for revetments. She stated that the commission voted unanimously to recommend approval and suggested splitting bulkheads and seawalls into separate ordinances.

Workforce Housing. Ms. Stephens stated that the commission had several public meetings gathering public input. She said that the commission’s recommendation is to explore the lease to locals’ program. This would be an incentive program to convert short-term rentals into workforce housing. Lastly, the commission discussed allowing accessory dwelling units ADUs. Ms. Stephens stated that the Planning Commission will continue to meet on this topic.

10. OLD BUSINESS

- a. **ORDINANCE 029-24:** An Ordinance Amending the Standards of Chapter 161.02 (Definitions. Impervious Surface) To Allow River Rock to Be Considered Pervious for Landscaping and Amending the Standards of Chapter 166.05-03 Single- And Two-Family Design Standards to Allow Up to Two 15’ Gravel Driveways to Not Count Towards Impervious Coverage Limits.

Councilmember Rich moved for approval. Councilmember Bizzell seconded.

Councilmember Rich moved to strike the work gavel under 161.02 definitions, 166.05 c(4) 57 & 79 gravel consisting of granite and 166.06 D strike the language gravel consisting of granite. Councilmember Bizzell seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, No; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

Amendment Approved, 6-1.

Councilmember Farley moved to amend the language in 166.06-11 to include a hard apron from the property line to any paved surface and obtain an encroachment permit from the curb cut from the SCDOT prior to submittal for approval. Councilmember Rich seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Amendment Approved.

Councilmember Farley moved to remove the language from 161.02 or other aggregate products.

No second was made. Amendment failed

Councilmember Farley moved to add the language of flush or above the surface of the driveway in 166.06-11 D. Councilmember Houghton seconded.

Councilmember Farley explained this would act as a small retaining wall.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes;

Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Amendment Approved.

Councilmember Farley moved to add additional language to 166.06-11 D to add must be maintained. Councilmember Bizzell seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, No; Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

Amendment Approved.6-1

Ordinance 09-24 as amended.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, No; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

Ordinance As Amended Approved.6-1

- b. **ORDINANCE 031-24:** An Ordinance Amending the Folly Beach Code of Ordinances Section 151.23 (Construction Standards) By Creating a Twenty-Five Foot Setback from The Perpetual Easement Line for Seawalls and A Five Foot Setback For Revetments.

Councilmember Bizzell moved for approval. Councilmember Bizzell seconded.

Mr. Pope reiterated that the Planning Commission's recommendation is to tease out the terms of bulkheads and seawalls. He explained that the staff would come back with a new ordinance at the next meeting making this separation.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Approved

- c. **ORDINANCE 001-25:** An Ordinance Updating References to The South Carolina Department of Health and Environmental Control (SCDHEC) To Reflect the Reorganization of The Department to Create the South Carolina Department of Environmental Services and The South Carolina Department of Public Health.

Councilmember Rich moved for approval. Councilmember Bizzell seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Approved

11. NEW BUSINESS

- a. **PROCLAMATION:** Women in Construction Week 2025.
Mayor Goodwin read a proclamation recognizing women who work in the construction field.
- b. **PROCLAMATION:** Folly Beach American Heart Month 2025.
Mayor Goodwin read a proclamation recognizing February as American Heart Month. He urged everyone to stay active and learn CPR.
- c. **RESOLUTION 04-25:** A Resolution by The Folly Beach City Council Awarding RFP 01-25 Folly Beach Public Safety Replacement Flooring of The Second Floor to Bonitz, Inc Floor Covering in The Amount Of \$42,682.00.

Councilmember Grooms moved for approval. Councilmember Bizzell seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, No; Mayor Goodwin, Yes.

Motion Approved 6-1

- d. **RESOLUTION 05-25:** A Resolution by The Folly Beach City Council Conditionally Authorizing The Administration To Execute A Settlement Agreement Between The City Of Folly Beach And Airbnb, Inc.

Councilmember Rich moved for approval. Councilmember Rich seconded.

Mayor Goodwin moved to whereas to accept an amended fee agreement. Councilmember Rich seconded.

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Approved

Resolution 05-25 As Amended

Councilmember Bizzell, Yes; Councilmember Fink, Yes; Councilmember Houghton, Yes; Councilmember Farley, Yes; Councilmember Grooms, Yes; Councilmember Rich, Yes; Mayor Goodwin, Yes.

All in Favor. Motion Approved

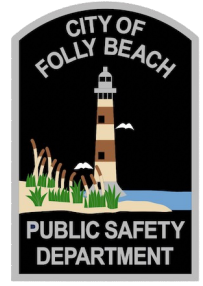
12. COUNCIL COMMENTS

- a. Councilmember Grooms read a statement about Valentine's Day. He urged everyone to reach out to those who may be alone and in need of reminding them that they are valued members of the community. He wished everyone in the community, especially the senior citizens, a Happy Valentine's Day.
- b. Councilmember Farley stated that the next blood drive is Wednesday, March 12th.
- c. Councilmember Houghton recognized Vanessa Oltman for receiving the Volunteer of the Year award from the South Carolina DNR Turtle Conservation. Councilmember Houghton read a quote from Harriet Tubman to honor Black History Month.
- d. Councilmember Bizzell stated that there is new physical programming happening in the Community Center and to sign up on the city website..
- e. Councilmember Rich thanked everyone for participating in the meeting.

13. ADJOURNMENT



City of Folly Beach Department of Public Safety



Chief Andrew Gilreath

Director of Public Safety

Metal Shovel on the Beach

Mayor and Council,

Mr. King recently contacted Mr. Pope and I regarding wanting to use a metal shovel on the beach and not to be bothered by Beach Patrol.

I advised Mr. King that metal shovels are specifically prohibited by ordinance, and that beach patrol was merely advising him of that.

Beach patrol suggested he use a scoop or another device to get around the ordinance, but he did not want to do that.

Upon reviewing the ordinance, it did say that the “city” could provide an exemption. After speaking to Mr. Pope, since that decision was not specifically delegated to me, it would be Council to provide him an exemption.

That said, I cannot, nor should we guarantee, he will never be stopped by beach patrol as how would they know. Perhaps he could be given a copy of his exemption to carry with him should you choose to grant it.

I do not have a strong feeling or recommendation either way, my only concern is potentially others seeing him with that type of shovel and thinking it is ok... but again, it is not an overwhelming concern.

Respectfully,

Chief Andrew Gilreath

FB DPS

Respectfully,



A handwritten signature in black ink, appearing to be 'A Gilreath', with a long horizontal line extending to the right.

Chief Andrew Gilreath

Director of Public Safety

Main Contact	Melissa Dennis
Address	837 E Estates Blvd Charleston, SC 29414
Email Address	thefollyartvillage@outlook.com
Phone	8437083922
Owner Name	Greg Marshall
Date of Event	Recurring event on Thursdays, March 20th through December 18 and island wide special events.
Event Location	The Washout, 41 Center St Folly Beach, SC
Start Time	New Date Wednesdays. Vendors arrive at 3:30/4. Market begins at 5pm • Rain Date of Thursdays
Ending Time (including breakdown)	The weekly market ends at 9pm. Vendors complete breakdown by 10pm.
Purpose of Event	The purpose of the Folly Art Village & Farmers Market is to give local Artisans and farmers an opportunity to showcase and share their talents and goods with the Folly Beach community.
Estimated Number of Attendees	Market attendance varies throughout the year, and we typically have 50-75 patrons across the 4 hour market.
Brief description of Event	The Folly Art Village & Farmers Market is a fun, family friendly event that occurs weekly in the parking lot of The Washout Restaurant. The market gives local artisans and farmers an opportunity to showcase and share their talents and good with the Folly Beach community as well as the tourist that visit Folly Beach. We are requesting an exemption to the mobile vendor ordinance in order to continue our market for its 7th season. We are requesting to host 18 vendors each week. Given that we allow some vendors to rotate on a weekly or monthly basis, we estimate that this will allow

	us to support 30 businesses throughout the market season.
Are you requesting road closures?	No
Please list any vendors involved in your event(ALL VENDORS MUST HAVE BUSINESS LICENSE WITH CITY OF FOLLY BEACH	* we are getting vendors on the lineup now & will provide a list along with license numbers asap

Impact Level	High Impact
Main Contact	Joe Burk
Phone	(213) 725-2004
Driver's License Number	B8825577
State	CA
Organization	Quidnet Media, LLC
Email	joe.burk@criticalshows.com
On Site Contact Name	Joe Burk
On Site Contact Phone Number	(213) 725-2004
Event Name	The Great Food Truck Race
Event Date	3/16/2025 and/or 3/17/2025
Event Location	Folly Beach Near the Fishing Pier, Arctic Ave, Center Street
Beginning Time (Including setup)	8:00am
End Time (including breakdown) ((After 6pm is HIGH IMPACT))	6:00pm
Event Name	The Great Food Truck Race
Description of Event	The Great Food Truck Race is a cooking competition and travel/adventure television show on the Food Network. We would like to film a Folly Beach segment to show off the beautiful beach and landmarks in the city and documenting our Food Truck chefs serving food to the public. We will have 8 food trucks and one camera and audio operator per food truck documenting the activity.

Will there be use of any of the following items (prop firearm(s), blood, general acts of violence)	No
Applicants must show how they plan and will notice the area of filming. Documentation	83Folly Beach Plan.jpg
Specific locations on the Island (Street/Park/Beach)	3/16/2025 from 8am - 12pm We would like to film the open of our episode with our contestants and Host standing on the beach next to the fishing pier. 3/16/2025 from 12pm - 5:30pm We would like our food trucks to be able to serve food to the public in the City of Folly Beach on Center Street and on Arctic Ave. 3/17/2025 9am - 5:30pm We would like to have our food trucks serve food to the public in Folly Beach
Please list any vendors involved in your event (ALL VENDORS MUST HAVE BUSINESS LICENSE WITH CITY OF FOLLY BEACH)	Quidnet Media LLC - We will have 8 food trucks.
Documentation (Insurance, Letters of Approval from Other Party')	7376Food Network - Quidnet Media - Great Food Truck Race S18.pdf
Signature Box	Joe Burk
Date	2/17/2025
Number of crew and staff.	60

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION** IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER

Aon/Albert G. Ruben Insurance Services, Inc.
One Liberty Plaza
165 Broadway, 33rd Floor
New York, NY 10006

Contact Name: James Pedrick / Jesse Brown

Laura Bernhardson

Email: james.pedrick@aon.com / jesse.brown@aon.com / laura.bernhardson@aon.com**Insurer's Affording Coverage****NAIC #****INSURED**

Quidnet Media, LLC
2901 W. Alameda Ave, 7th Floor
Burbank, CA 91505

INSURER A: Berkley National Insurance Company

38911

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. LIMITS SHOWN ARE AS REQUESTED.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY	X		CNA7503824-16	05/01/24	05/01/25	EACH OCCURRENCE	\$1,000,000
	☒ COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$1,000,000
	CLAIMS MADE ☒ OCCUR						PERSONAL & ADV INJURY	\$1,000,000
							GENERAL AGGREGATE	\$2,000,000
							PRODUCTS - COMP/OP AGG	\$1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						MEDICAL EXPENSE	Excluded
	☐ POLICY ☒ PROJECT ☐ LOC							
A	AUTO LIABILITY	X		CNA7503824-16	05/01/24	05/01/25	COMBINED SINGLE LIMIT (Ea accident)	\$1,000,000
	ANY AUTO						BODILY INJURY (Per person)	\$
	OWNED AUTOS ONLY ☐ SCHEDULED AUTOS						BODILY INJURY (Per accident)	\$
	☒ HIRED AUTOS ONLY ☒ NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	\$
A	☒ Umbrella Liab ☒ OCCUR	X		CUA7503825-16	05/01/24	05/01/25	EACH OCCURRENCE	\$10,000,000
	☐ Excess Liab ☐ CLAIMS-MADE						AGGREGATE	\$10,000,000
	☐ DEDUCTIBLE ☐							\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						WC Statutory Limits	Other
A	☐ Y ☒ N	N/A		NOT COVERED HEREUNDER			E.L. Each Accident	\$
							E.L. Disease - EA Employee	\$
							E.L. Disease - Policy Limit	\$
	WORLDWIDE PRODUCTION PACKAGE						LIMIT	DEDUCTIBLE
	MISCELLANEOUS EQUIPMENT						\$3,000,000	\$2,500
	PROPERTY OF OTHERS						\$5,000,000	\$2,500
	PROPS, SETS & WARDROBE						\$3,000,000	\$2,500
A	AUTO PHYSICAL DAMAGE						\$1,000,000	\$2,500

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Discovery Communications – Food Network - Great Food Truck Race S18

Certificate Holder is Additional Insured (by "Blanket" Endorsement) under General/Auto Liability but only with regard to claims arising from the negligence of Named Insured and as required by written contract and only for the above referenced project. Certificate Holder is Loss Payee with regard to Production Package. All coverage is subject to terms and conditions of policies of insurance. This Certificate does not amend, extend or alter the coverage afforded by the policies above.

CERTIFICATE HOLDER**Cancellation**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Aon/Albert G. Ruben Insurance Services, Inc.

Main Contact	Amy Ray
Organization (If applicable)	Folly Beach Civic Club
Address	Community Center
Cell Phone	8432700437
Email	amyjray11@gmail.com
Event Location (Physical Address or Nearest Beach Access)	Folly Beach County Park
Event Date	Saturday, April 26-27
Beginning Time (including setup)	3pm
End time (including breakdown)	4/27, 9am
Estimated Number of Attendees	25 campsites for families, plus daytime only attendees ~ 80 total
Event Name	FamCamp
Event Purpose	A community event hosted by Folly Beach Civic Club to offer a special night of camping on the beach for residents and City employees.
Description of Event	The afternoon begins with family friendly games while tents are being set up, music on the deck (TBD) grilling and pizza delivery for dinner. We grilled in 2023 and it seemed to work and not overwhelm the snack bar. In the evening, campers gather around the fire for s'mores and fireside fun. The campers usually start settling down about 9pm, with lights out at 10p. The following day, we will have donuts and coffee while everyone packs up. Registration will be managed by the Civic Club, with support from the city as needed. Campsites will be limited to 25 total. We will also offer a daytime only version for those who do not want to spend the night.

	This is a cherished Family event that we would love to bring back in 2025. We postponed 2024 due to the renourishment. We have received approval from the County Park and are requesting approval for camping on the beach and use of a propane fire pit on the beach.
Please list any vendors involved in your event(ALL VENDORS MUST HAVE BUSINESS LICENSE WITH CITY OF FOLLY BEACH	none



CITY OF FOLLY BEACH

1st Reading: February 11th, 2025
2nd Reading: March 11th, 2025

Introduced by: Chris Bizzell
Date: November 12th, 2024

ORDINANCE 029-24

AN ORDINANCE AMENDING THE STANDARDS OF CHAPTER 161.02 (DEFINITIONS. IMPERVIOUS SURFACE) TO ALLOW RIVER ROCK TO BE CONSIDERED PERVIOUS FOR LANDSCAPING AND AMENDING THE STANDARDS OF CHAPTER 166.05-03 SINGLE- AND TWO-FAMILY DESIGN STANDARDS TO ALLOW UP TO TWO 15' GRAVEL DRIVEWAYS TO NOT COUNT TOWARDS IMPERVIOUS COVERAGE LIMITS.

The City Council of Folly Beach, South Carolina, duly assembled, hereby ordains that Folly Beach Code of Ordinance be amended as follows:

NOTE: Deleted material struck through, new material shown in red,

§ 161.02 Definitions. Impervious surface.

IMPERVIOUS SURFACE. Buildings, parking areas, driveways, streets, sidewalks, areas of concrete, asphalt, ~~gravel~~, or other compacted aggregate **such as ROC**, and areas covered by the outdoor storage of goods or materials which do not absorb water. **River rock, lava stone, or other aggregate products with no compactible base used for landscaping or foot paths are considered pervious.**

§ 166.05-03 Single- and Two-Family Design Standards.

(A) *Applicability.* The single- and two-family residential standards shall apply to all single-family and two-family dwellings, subject to the provision of Chapter 168: Nonconformities.

(B) *Time of review.*

(1) Review of proposed development to ensure compliance with the standards of this section shall take place at the time of site plan, § 162.03-06; subdivision, § 162.03-07; planned development master plan, § 162.03-02; or zoning permit, § 162.03-13, review, whichever occurs first.

(2) Single- and two-family uses may be subject to city-imposed conditions relating to the location, configuration, and operational aspects of the use to ensure its compatibility with

surrounding uses, their architectural consistency with the surrounding uses, and their compliance with the city's building codes and all relevant state laws and regulations.

(C) *Design standards.*

(1) *Maximum square footage.* The maximum square footage for a single- or two-family dwelling shall be determined in accordance with the following formula:

Max. Square Footage = (Buildable lot area - 10,500) x 10% + 3,600.

See [Figure 166.05](#), Maximum Square Footage Calculation Examples, for example calculations.

FIGURE 166.05: MAXIMUM SQUARE FOOTAGE CALCULATION EXAMPLES			
Example One	Example Two	Example Three	Example Four
For a lot with a buildable lot area of 7,500 square feet, the maximum square footage for a dwelling is 3,300 square feet: $((7,500 - 10,500) \times 0.1) + 3,600 = 3,300$	For a lot with a buildable lot area of 10,500 square feet, the maximum square footage for a dwelling is 3,600 square feet: $((10,500 - 10,500) \times 0.1) + 3,600 = 3,600$	For a lot with a buildable lot area of 12,500 square feet, the maximum square footage for a dwelling is 3,800 square feet: $((12,500 - 10,500) \times 0.1) + 3,600 = 3,800$	For a lot with a buildable lot area of 19,500 square feet, the maximum square footage for a dwelling is 4,500 square feet: $((19,500 - 10,500) \times 0.1) + 3,600 = 4,500$

(2) *Maximum dwelling size.*

(a) The total heated floor area for a single-family dwelling shall not exceed 4,500 square feet regardless of lot size.

(b) The total heated floor area for a two-family dwelling (or two detached dwellings on a single lot) shall not exceed 4,500 square feet regardless of lot size.

(3) *Maximum height.* The maximum height of a single- or two-family dwelling shall be in accordance with [Table 165.01](#), Dimensional Standards.

(4) *Maximum lot coverage.* Impervious surfaces on lots containing single- or two-family dwellings shall be limited to a maximum of 35% of the lots high ground. For the purposes of this section, decks, porches, patios, pools, and paved areas, and areas covered by gravel shall be considered as impervious. Up to two gravel driveways (as allowed under § 166.06-11(B)) with no compactible subbase up to 15' wide each providing ingress and egress from a public road to a dwelling may be exempted from this calculation.

(5) *Roof penetrations.* All roof vents, pipes, antennas, satellite dishes, and other roof penetrations and equipment (except chimneys), shall be located on the rear elevations or otherwise configured to the degree practicable to have a minimal visual impact as seen from the street.

(6) *Shipping containers and the like.* Any shipping container, or other similar modular component, used in the construction of a residential structure shall be finished in a manner typical of residential structures including, at a minimum, painting and the removal of any and all logos, brands, lettering, and advertisements from the exterior surface.

(7) *Kitchens.* Only one complete interior kitchen shall be allowed per dwelling unit.

(Ord. 05-10, passed 3-23-10; Am. Ord. 022-21, passed 9-14-21; Am. Ord. 034-21, passed 12-14-21; Am. Ord. 039-21, passed 5-10-22)

§ 166.06-11 Driveways.

(A) For the purpose of this section, **DRIVEWAY** is defined as the area of a property used for ingress and egress and parking.

(B) Ordinarily, the portion of a driveway that crosses the right-of-way shall not be wider than 15 feet, and no property can have more than one driveway per street frontage. The maximum number of driveways allowed is two. Exceptions to the width and number of driveways can be granted by the city for good cause, but in no case shall any driveway be permitted that is less than 20 feet from another driveway on the same property without the approval of City Council.

(C) All new driveways constructed in the residential zones of the city shall **include a hard apron, no wider than 15', from the property line to the paved surface of the adjacent street. An application for a new driveway must be accompanied by any necessary** ~~obtain an~~ encroachment permit ~~for the curb cut from the~~ SCDOT ~~prior to submittal for approval by the city.~~

(D) All driveways and parking areas in residential zones shall be constructed of pervious materials **with no compactible subbase.** Parking areas underneath the footprints of existing and proposed structures are exempt. City Council or its designee may grant exemptions to this requirement when no option for pervious material exists. **Gravel driveways must include landscaping borders flush or above the surface of the driveway. Any border installed per this section must be maintained to prevent the spread of gravel beyond the footprint of the driveway.**

(E) No new driveways shall be created from Center Street if the parcel in question has access from another street or alley of adequate size to allow access.

(Ord. 28-12, passed 10-9-12; Am. Ord. 01-13, passed 3-12-13; Am. Ord. 23-14, passed 11-11-14)

RATIFIED this _____ day of _____ 2025, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

1st Reading: February 11th, 2025
2nd Reading: March 11th, 2025

Introduced by: Mayor Goodwin
Date: November 12th, 2024

ORDINANCE 031-24

AN ORDINANCE AMENDING THE FOLLY BEACH CODE OF ORDINANCES SECTION 151.23 (CONSTRUCTION STANDARDS) BY CREATING A TWENTY FIVE FOOT SETBACK FROM THE PERPETUAL EASEMENT LINE FOR SEAWALLS AND A FIVE FOOT SETBACK FOR REVETMENTS .

The City Council of Folly Beach, South Carolina, duly assembled, hereby ordains that Folly Beach Code of Ordinance be amended as follows:

NOTE: Deleted material struck through, new material shown in red,

§ 151.23 CONSTRUCTION STANDARDS FOR BERMS, BULKHEADS, RIPRAP, SEAWALLS, REVETMENTS, AND RETAINING WALLS WITHIN 15 FEET OF THE CRITICAL LINE.

(A) For the purposes of this section, the following definitions shall apply:

BERM. A compacted mound of earth, soil, or sand, which may be used independently or to cover riprap, constructed to protect against flooding.

BULKHEAD. A vertical erosion control device installed on high ground which is adjacent to the marsh front critical line as defined by OCRM.

RETAINING WALL. A vertical erosion control or stabilization device installed on high ground within 15 feet of the OCRM critical line.

REVETMENT. Sloping material installed seaward of a seawall facing the oceanfront baseline as defined by OCRM.

RIPRAP. Sloping material installed in front of a bulkhead on the side of the bulkhead facing the marsh front critical line as defined by OCRM or as the foundation of a berm.

SEAWALL. A vertical erosion control device installed on high ground which is adjacent to the oceanfront baseline as defined by OCRM.

.....

(8) Bulkhead, riprap, seawalls, retaining walls, berms and revetments shall be designed by a certified design professional, registered in the state and shall meet the following minimum standards:

(a) *Bulkhead, retaining walls and seawall requirements.*

1. *Materials.*

i. Reinforced concrete six inches thick designed with adequate reinforcement to achieve a 3,000 psi 28-day strength.

ii. Pressure treated wood three inches by ten inches or three inches by 12 inches tongue and groove, or a double thickness of two inches sheeting with staggered joints is acceptable for walls with a standing height of under four feet.

2. *Depth of embedment.* The depth of embedment of a bulkhead shall be at least equal the height of the wall above the ground. An allowance should be made to account for erosion scour after construction.

3. *Tiebacks.* Tiebacks shall be located at a spacing of eight feet or less and attached to secure anchors capable of withstanding a 2,000- pound pull. Tiebacks may be deleted if a revetment is placed seaward of the bulkhead.

4. *Backfill.* The bulkhead will be backfilled with a compacted clean granular material to provide adequate support. "Clean" shall mean no metal, wood or glass.

5. *Protection from flanking.* **New and substantially improved Bulkheads seawalls will either tie into adjacent bulkheads seawalls or will have an adequate return wall meeting the same design requirements as the seaward wall. Return walls must continue landward far enough to prevent flanking after the erosion of the dune system seaward of the wall.**

6. *Seawalls.* No new **or substantially improved** vertical unfaced seawall shall be allowed on the ocean front.

- i. Any new **or substantially improved** vertical seawall surface must be faced with a sloping revetment.
- ii. **Any new or substantially improved vertical seawall surface must maintain a setback of at least 25' from the Perpetual Easement Line except that a new or substantially improved vertical seawall surface located seaward of a habitable structure closer than 25' from the PEL shall be placed as close the structure as is feasible.**

(b) *Revetments.*

1. *Materials.* Broken pavement, blocks or bricks are not acceptable materials for the outer layer of a revetment. However, they may be used for under layers. The outside of a revetment shall consist of at least two layers of armor stones whose pieces shall range in weight from a minimum of ten pounds to a maximum of 250 pounds; at least 60% shall weigh more than 150 pounds.

2. *Construction.* Revetments shall be underlain with a commercial grade porous filter cloth designed for ocean erosion control and approved by the Building Official (i.e. Phillips 66 stock or equal), and placed on a slope no steeper than one vertical to two horizontal.

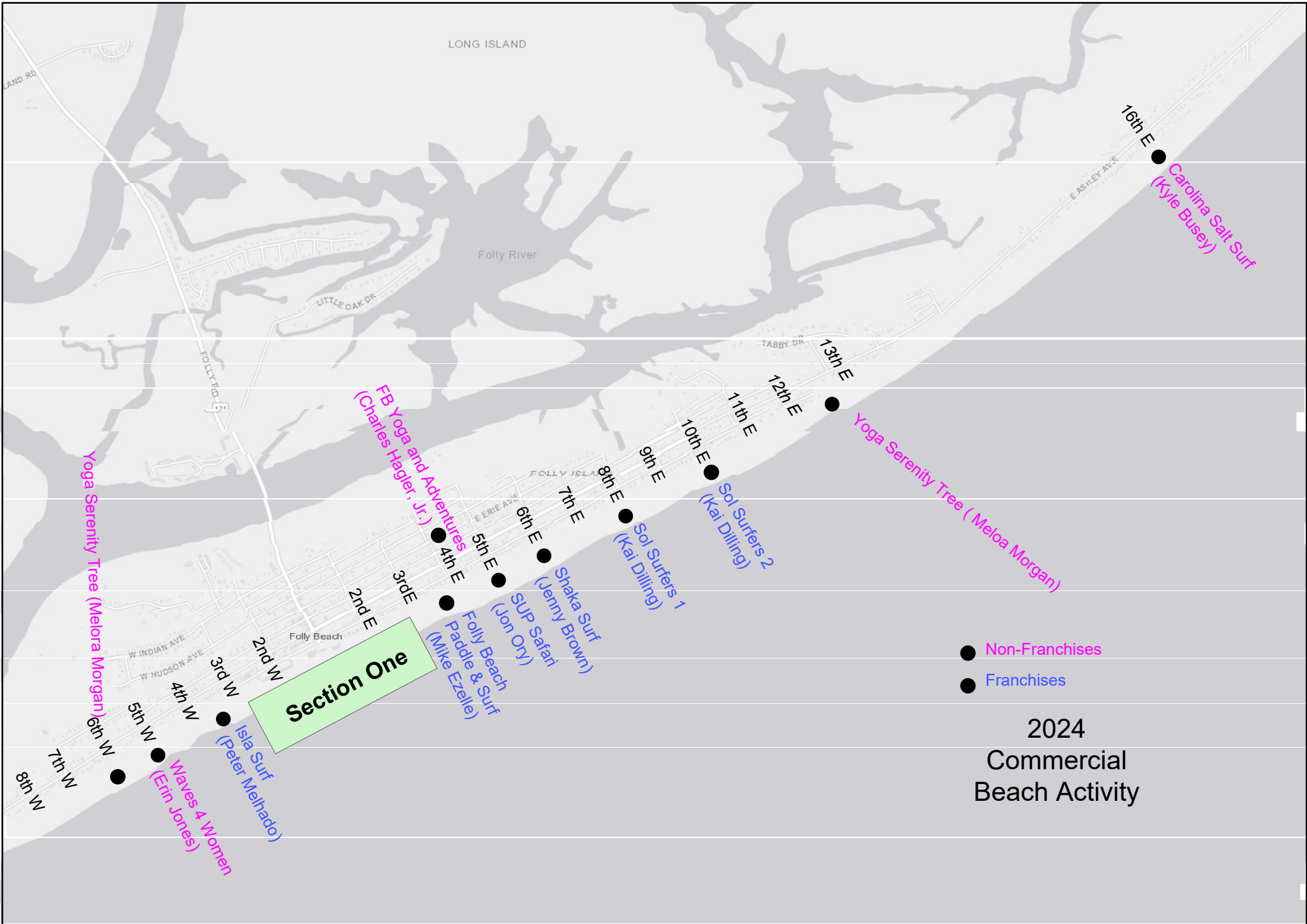
- i. The toe at the revetment shall extend at least two feet below the existing beach elevation and the ends shall be protected from flanking.
- ii. **In no case shall the toe of the revetment be located closer than 5' from the PEL.**

RATIFIED this ____ day of _____ 2025, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



Name of Business	Charleston Surf Company
DBA	Charleston Surf Company
Business address	1934 weeping cypress drive, charleston sc 29412
Mailing address	1934 weeping cypress drive, charleston sc 29412
Contact Name	Shep Davis
Contact Phone Number	8434699229
Email	97shep@gmail.com
Location on the beach or Nearest Walkover	15 East, public bathroom/ handicap parking lot access
Start Date	March 2025
End Date	2030
Business Hours	Sunrise-Sunset
Description of Activity	Charleston Surf Company offers professional surf lessons for all skill levels, focusing on ocean safety, technique, and wave riding. Led by experienced instructors with lifeguarding backgrounds, our private and small-group sessions ensure personalized coaching. We provide all necessary equipment and follow local safety regulations for a fun, safe, and educational experience.
Estimated Number of Attendees (per session)	1-5
What safety measures will be in place (First Aid):	Charleston Surf Company prioritizes safety in all surf lessons by implementing the following measures: Shep Davis, the owner and lead instructor, is a Certified Personal Trainer, EMR (emergency medical responder), CPR, First-Aid, and ocean

	rescue certified. On top of this I plan to use all the below measures for the safety of my clients. Certified Instructors “ Lessons are led by experienced surfers with lifeguarding and first aid/CPR certifications. Pre-Lesson Safety Briefing “ Covers ocean awareness, rip currents, board handling, and emergency procedures. Small Instructor-to-Student Ratio “ Ensures personalized attention and quick response to any issues. Proper Equipment “ Soft-top boards for beginners, well-maintained leashes, and appropriate wetsuits when necessary. Designated Lesson Areas “ Lessons take place in safe, beginner-friendly surf zones away from hazards and crowded areas. Constant Supervision “ Instructors remain in the water with students at all times. Emergency Action Plan “ A clear protocol for handling injuries, rescues, and unexpected conditions. Along with having a EMR bag/ trauma kit on hand at all times!
Any other information that you would like Council to consider	Charleston Surf Company is dedicated to providing a comprehensive, fitness-focused surf school that goes beyond traditional lessons. As a James Island native with 20 years of surfing experience, a professional surfer, certified personal trainer, and former ocean lifeguard with Emergency Medical Responder certification, I have a deep connection to the local waters and a strong commitment to ocean safety and wellness. In addition to teaching proper surfing techniques, my goal is to integrate fitness, mobility, and injury prevention into each lesson, ensuring students build strength, flexibility, and confidence in the water. My experience volunteering with Surfers

	Healing has reinforced my passion for making surfing a transformative and inclusive experience for all. Charleston Surf Company is built on the belief that surfing is more than just a sport—it's a full-body experience that improves physical and mental well-being. I look forward to bringing this unique, wellness-driven approach to the community and appreciate the Council's consideration.
Docs:	2855
Name of Activity	Private and small group surf lessons

Name of Business	The Rite Company
DBA	Folly Beach Island Yoga
Business address	402 East Erie Ave
Mailing address	PO BOX 1321
Contact Name	Charlie Hagler
Contact Phone Number	8433450142
Email	Cwhagler@gmail.com
Location on the beach or Nearest Walkover	4th-5th East
Start Date	Year round availability
End Date	Year round availability
Business Hours	By appointment
Description of Activity	Mostly private yoga sessions with a purpose: family and kids yoga, yoga to raise awareness for people living with disabilities, bachelor/bachelorette groups
Estimated Number of Attendees (per session)	2-20
What safety measures will be in place (First Aid):	Certified EMR, avoiding hottest parts of the day, ensuring clients are hydrating, using sun block. Consideration of EAP for yoga on the beach.
Any other information that you would like Council to consider	We are a very small company with very little impact. We are community members interested in empowering individuals within our community to achieve their goals in yoga and beyond.
Docs:	7377
Name of Activity	Yoga

Name of Business	Serenity Tree Yoga
Business address	6th West <u>and</u> 13th East
Mailing address	1002 Wayfarer Lane
Contact Name	Melora Morgan
Contact Phone Number	8432765015
Email	melora@serenitytreeyoga.com
Location on the beach or Nearest Walkover	6th West and 13th EAST
Start Date	2016
End Date	N/A
Business Hours	A few classes a week
Description of Activity	We offer donation based yoga classes for the community.
Estimated Number of Attendees (per session)	15-30
What safety measures will be in place (First Aid):	I am CPR certified
Any other information that you would like Council to consider	Thank you for the opportunity :)
Docs:	3424
Name of Activity	Yoga

Name of Business	Surf Lessons by Wes
DBA	Surf Lessons by Wes
Business address	2018 Culver Ave, Charleston SC 29407
Mailing address	2018 Culver Ave, Charleston SC 29407
Contact Name	Wesley Lybrand
Contact Phone Number	8433277848
Email	lybrandwes@gmail.com
Location on the beach or Nearest Walkover	8th Block West End
Start Date	4/1/25
End Date	12/1/25
Business Hours	7am to Sunset
Description of Activity	Surf Lessons in mornings and early evenings around sunset. Teaching surf lessons has always been a passion of mine, so that's what I'll be focusing on.
Estimated Number of Attendees (per session)	1 to 3
What safety measures will be in place (First Aid):	I'm CPR certified and always keep a first aid kit in my vehicle and or on the beach. I would make sure to have shade and water available as well and beginner friendly surf equipment.
Any other information that you would like Council to consider	I'm born and raised in Charleston. I've been surfing my whole life. I'm an experienced ex state champion surfer through the eastern surfing association. I owned a surf shop on folly called barrier islands for 7 years and as I said I'm passionate about surfing and truly enjoying teaching and seeing people

	get the thrill of learning how to surf. Thank you for your consideration.
Name of Activity	Surf Lessons

Name of Business	Waves 4 Women
Business address	408 West Hudson Avenue, Folly Beach, SC 29439-1524
Mailing address	P.O. Box 352, Folly Beach SC 29439
Contact Name	Sarah Wetmore Butler
Contact Phone Number	843-530-1100
Email	Sarahelizabethwetmore@gmail.com
Location on the beach or Nearest Walkover	5th West
Start Date	3.11.25 (date of this year's city council meeting)
End Date	3.11.26
Business Hours	8:30 am to 11:30 am
Description of Activity	Waves 4 Women is a nonprofit that has been operating for almost 6 years. Surfing is scientifically proven to improve mental health. Our clinics involve 4 stages: introduction & mental health activities, stretching & yoga, surf instruction, post surfing circle up. Waves 4 Women also regularly participates in other Folly activities such as beach sweeps, yoga and fitness collaborations, festivals and fundraisers.
Estimated Number of Attendees (per session)	10
What safety measures will be in place (First Aid):	Two Waves 4 Women employees - Sarah Butler and Nicole Knudsen - are certified American Cross professional lifeguards with CPR, choking and life saving training. We have an American Red Cross first aid kit, 2 red life saving buoys, whistles, and CPR equipment. In addition to the instructors physically in the water with participants during surf instruction,

	we always have persons posted in knee deep water for water support, keeping eyes on those in the water at all times. Many of our volunteers are also trained in CPR and/or lifeguarding.
Any other information that you would like Council to consider	Waves 4 Women has been given permission by the City of Folly Beach to operate at 5th West for many years and we are incredibly grateful. We have a good relationship with local businesses, and frequently partner with other nonprofits and community organizations. We promote wellness, mental health, physical fitness, community support, positivity, and keeping our beaches clean.
Docs:	9875IMG_2306.jpeg
Name of Activity	Surf therapy clinics and wellness activities

Name of Business	Carolina Salt
DBA	Carolina Salt
Business address	1750 signal point road unit 730 charleston sc 29412
Mailing address	1750 signal point road unit 730 charleston sc 29412
Contact Name	AJ
Contact Phone Number	8434524833
Email	carolinasaltsurflessons@gmail.com
Location on the beach or Nearest Walkover	1673 east ashley ave
Start Date	year round
End Date	year round
Business Hours	9am till noon is when we do lessons but its not every day and sometimes just 9till 1030
Description of Activity	Providing surf lessons to everyone who wants to learn.
Estimated Number of Attendees (per session)	80% of the time about 1-4 and 15% of the time 5-10 and about 5% of the time 10-20
What safety measures will be in place (First Aid):	we give a safety talk and teach how to avoid injury. first aid kit on premises. Instructors are cpr and water rescue certified. cell phone within grasp to call 911.
Any other information that you would like Council to consider	I'd like to take a moment to clear up some common misconceptions about surfers. The Hollywood stereotypes couldn't be further from reality, at least not for us at Carolina Salt. We take immense pride in being a valuable asset to Folly Beach, both as a top-rated surf instruction company and as active stewards of the community. For over a decade, Carolina

	Salt has been attracting visitors to the island, introducing them to the beauty of Folly Beach, and driving business to the local economy. After every lesson, we personally recommend local restaurants, shops, and businesses to our guests, ensuring that their experience extends beyond the waves. Beyond economic impact, we are committed to keeping our beaches clean. Every morning, our team sweeps our section of the beach, picking up trash and maintaining the pristine environment that makes Folly so special. At Carolina Salt, we don't just teach people how to surf-we cultivate a respect for the ocean, support local businesses, and help keep Folly Beach beautiful for residents and visitors alike.
	2940
Name of Activity	surfing instruction



CITY OF FOLLY BEACH

1st Reading: March 11th, 2025
2nd Reading:

Introduced by: Mayor Goodwin
Date: March 11th, 2025

ORDINANCE 004-25

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF FOLLY BEACH TO REZONE THE PROPERTY LOCATED AT 112 WEST ASHLEY AVENUE (TMS # 328-14-00-171) FROM RESIDENTIAL TWO FAMILY (RTF) TO ISLAND COMMERCIAL (IC) AND AMENDING THE OFFICIAL ZONING MAP TO REFLECT SUCH CHANGE.

The City Council of Folly Beach, South Carolina, duly assembled, hereby ordains that Folly Beach Code of Ordinance be amended as follows:

That the Zoning Map of the City of Folly Beach be amended to reflect the rezoning of the following parcel from Residential Two Family to Island Commercial:

TMS # 328-14-00-171.

ADOPTED this _____ day of _____ 2025, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

Introduced by: Mayor Goodwin
Date: March 11th, 2025

RESOLUTION 06-25

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AUTHORIZING THE ADMINISTRATION TO ENTER IN A MEMORANDUM OF UNDERSTANDING WITH FOLLY BEACH HISTORICAL SOCIETY FOR THE USE OF SPACE IN THE FOLLY BEACH COMMUNITY CENTER.

WHEREAS, The Folly Beach City Council has long prioritized the preservation of Folly Beach community history; and

WHEREAS, The former History Committee transitioned from the city to a community driven board of directors; and

WHEREAS, The newly formed Folly Beach History Society has successfully completed the phase two goals of construction of a permanent addition to house and operate from, located at the Folly Beach Community Center; and

WHEREAS, The Historical Society has agreed to be responsible stewards of the leased space and stay true to their mission of preservation of Folly Beach history.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Folly Beach, that the administration is authorized to enter into a Memorandum of Understanding with the Folly Beach Historical Society for the use of space.

RATIFIED this 11th day of March 2025 at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor

STATE OF SOUTH CAROLINA)
) LEASE AGREEMENT
CITY OF FOLLY BEACH)

THIS LEASE AGREEMENT, made and entered into this _____ day of _____, 2025, between THE CITY OF FOLLY BEACH, SOUTH CAROLINA (hereinafter the “City”) and _____ (hereinafter the “Lessee”).

In consideration for the mutual covenants herein stated, the PARTIES do agree:

1. **PROPERTY:** The Lessee will rent the Extension of the Folly Beach Community Center, 55 Center Street, Folly Beach, South Carolina from the City. As seen on attachment.
2. **TERM OF LEASE:** Lessee will have exclusive use of the Property for two years from the date of execution of this Lease Agreement.
3. **TERMINATION:** Either party may terminate this lease without cause with 90 day written notice to the other party. The City may terminate this lease with cause immediately upon written notice to the Lessee. Upon termination of this Lease, Lessee will pay all rent due to the City through and including the date of termination, prorated for any partial month.
4. **NOTICE:** Notice to the parties may be provided at the following addresses or emails:

LESSEE:

Email:

TOWN:

Aaron Pope
City of Folly Beach
P.O. Box 48
Folly Beach, SC 29470
Email: apope@follybeach.gov

5. **RENTAL AMOUNT:** Rent is \$1.00 per year.
6. **USE:** Lessee shall use the Property solely as a History Museum. Any other use without prior approval of the City shall result in immediate termination of the Lease during normal business hours, including weekends.

Lessee agrees that there shall be no smoking and no consumption of alcoholic beverages or drugs within the property.

The City, its designated officials, or police officers have the right to cancel any event and terminate the lease if unapproved or prohibited activities take place. No refund shall be given if the function is cancelled under this provision.

7. **MAINTENANCE:** Lessee will use customary diligence in the care of the Property. Lessee will be responsible for opening, closing, and securing the Property during its use. Lessee will be responsible for leaving the Property clean and in good repair upon departure. If the City notifies Lessee to clean up the property at any time, and the Lessee neglects to do so, the City will charge the Lessee a minimum \$250 clean up fee.

8. **DAMAGE TO OR LOSS OF PROPERTY:** Lessee will not damage, remove or alter the Property or any fixtures or items located on the Property. Any damage to the Property, fixtures, or items located on the Property that occurs while in use by Lessee, including any damages caused by Lessee's employees, agents, invitees, or clients, will be brought to the attention of the City immediately. The City will determine how any damage shall be remediated, and Lessee will be responsible for all costs incurred for any remediation, including repairs and/or replacement of damaged portions of the Property. Any items removed from the Property while under Lessee's control with either be immediately returned to the City or replaced, and Lessee will be charged for the replacement.

9. **NON-ASSIGNABLE:** Lessee agrees not to assign this Lease, nor to sub-let any part of the Property, nor allow any other person to use the Property without first requesting permission from the City.

10. **INDEMNITY AND INSURANCE:** Lessee will indemnify and hold harmless the City, its officials, employees, agents and representatives thereof from all suits, actions, or claims of any kind, including attorney's fees, arising from or related to, in whole or in part, the acts or omissions of lessee, its employees, agents, subcontractors, invitees, clients, or anyone acting on Lessee's behalf. Lessee will obtain and, upon request, provide proof of liability insurance covering those activities in the minimum amount of \$1,000,000. The liability insurance will name the City of Folly Beach as an additional insured.

11. **COMPLIANCE WITH LAW:** Lessee will comply with all state and local laws in the conduct of its business on the Property. Commercial lessees will also purchase and maintain a valid business license from the City. The conduct of any illegal activity on the Property will result in immediate termination of this Lease.

12. **RIGHT OF ACCESS:** The City reserves the right to enter the Property at any time while in use by the Lessee.

THE PARTIES SO AGREE:

THE CITY OF FOLLY BEACH

LESSEE:

DATE: _____

DATE: _____

ADDRESS: _____

PHONE:

EMAIL:



CITY OF FOLLY BEACH

Introduced by: Mayor Goodwin
Date: March 11th, 2025

RESOLUTION 07-25
A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AUTHORIZING THE
USE OF \$478.00 DOLLARS FROM THE ADA COMPLIANCE RESERVE FOR
PERSONAL AMPLIFIERS.

WHEREAS, The City of Folly Beach is committed to ensuring accessibility and compliance with the Americans with Disabilities Act (ADA); and

WHEREAS, The City has a need for equipment that will improve accessibility by providing audio amplification; and

WHEREAS, Funds have been previously allocated and reserved for ADA compliance initiatives.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Folly Beach, South Carolina that the Administration is authorized to purchase two ADA compliant personal amplifier devices for attendees to use during public meetings in the amount of \$478.00 from the 10-6000-6909 ADA Compliance Reserve account.

RATIFIED this 11th day of March 2025, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

Introduced by: Mayor Goodwin
Date: March 11th, 2025

RESOLUTION 08-25

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AWARDING W&S JOB NO. ENG-24-1232 FOLLY BEACH PUMP STATION #4 REHABILITATION TO BISHOP AND SONS PLUMBING & PIPING, INC IN THE AMOUNT OF \$269,411.00.

WHEREAS, The City desires to award a contract for necessary repairs and maintenance to Folly Beach Pump Station #4; and

WHEREAS, Pursuant to the City of Folly Beach Code of Ordinances, in the event there is a need for services or items expected to be at or more than \$20,000, formal bidding procedures were followed with limited exceptions; and

WHEREAS, One bid was received from the following:

Bishop & Sons Plumbing & Piping, Inc. \$269,411.00
(\$112,800.00 Base + \$156,611.00 Alternate A)

WHEREAS, The City Council will also include an additional 10% contingency of above bid to allow for possible project change orders or adjustments as necessary to be approved by city staff; and

WHEREAS, \$95,000.00 was appropriated within the Sewer Capital Account within the 2025 Sewer Fund Budget for these repairs; and

WHEREAS, \$44,400.45 has previously been set aside in previous budgets within a Sewer Reserve-Capital account for projects such these and is available; and

WHEREAS, The city staff and consulting engineer conducted a thorough review of the bid received to obtain what the city would consider to be a fair package of product and service. This includes overall proposal suitability, a clear and organized proposal, price competitiveness, quality, and timeliness of previous work performed. Bidder was further evaluated on their experience, qualifications, and references; and

WHEREAS, The consulting engineer recommended the Base Award and Alternate A as

proposed in bid.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Folly Beach, South Carolina, to award the bid for Pump Station #4 to Bishop and Sons Plumbing & Piping, Inc in the amount of \$269,411.00 for repairs in accordance with bid specifications. The expenditure shall be from 89-5000-4000 Sewer Capital account for \$95,000.00, from 89-5000-6901 Sewer Capital Reserve account for \$44,400.45, and the remaining \$130,010.55 shall come from Sewer Unrestricted Cash account.

RATIFIED this 11th day of March 2025, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

Date: March 11th, 2025

Re: Pump Station #4 Rehabilitation

Mayor and Council,

The Utilities Department would like to recommend the award of a contract for the Sewer Pump Station #4 rehabilitation project, to the low bidder, Bishop and Sons Plumbing & Piping, Inc.

With our engineering consultant, Weston & Sampson, city staff advertised the project via an invitation to bid, W&S Job No. ENG24-1232, in accordance with our procurement procedures. From this invitation, we received one bid. The bid amount from Bishop and Sons Plumbing is \$269,411.00. Both city staff and our consulting engineer recommend the award, and we feel that this is the right direction to go for this pump station rehabilitation.

Pump Station #4 is in dire need of updated piping before we have critical failure of this necessary piece of infrastructure. In the last year alone, we have had to make emergency repairs on two occasions, and both city staff and engineering consultants see this trend continuing if we don't rehabilitate the pump station at this time.

For FY25, we had \$95,000 budgeted for PS#4 rehab but have since discovered that the scope of work for proper rehabilitation is substantially larger. \$44,440.45 has been set aside from previous budgets within the Sewer Reserve-Capital account for reasons such as this. The remaining \$130,010.55 would need to come from the Sewer Unrestricted Cash account.

Failure to maintain our infrastructure will result in eventual critical failure interrupting services on the island and potentially impact on the health and safety of our citizens and visitors.

Phillip Benton
Utilities Director

February 19, 2025

Philip Benton
City of Folly Beach
21 Center Street
Folly Beach, South Carolina, 29439

Re: PS4 Bid

Dear Philip,

On Thursday, February 13, 2025, at 2:00 PM, bids were received for the referenced project. Bid documents were publicly advertised on January 27, 2025 and one contractor submitted a bid. The bids were opened and read aloud. The low bid was submitted by Bishop & Sons Plumbing & Piping, Inc. of Charleston, South Carolina, in the amount of \$112,800.00 for the base bid and an add alternate of \$156,611.00 for a total cost of \$269,411.00 for Alternate A.

The bid has been reviewed and the amounts verified. Bishop & Sons is a known contractor to both the Engineer and the City and submitted a competitive and responsive bid. Therefore, **we recommend that a construction contract be awarded to Bishop & Sons Plumbing & Piping, Inc. of Charleston, South Carolina, for their bid in the amount of \$269,411.00, for the construction of Alternate A of the referenced project.** Should the budget not be sufficient to accommodate this cost, then the base bid of \$112,800.00 is recommended for award.

Respectfully Submitted,



Meghan E. Moody, PE
Sr. Team Leader
Vice President



CITY OF FOLLY BEACH

Introduced by: Mayor Goodwin

Date: March 11th, 2025

RESOLUTION 09-25

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL APPROVING AN EASEMENT ACROSS TMS 328-10-00-056 AND TMS 328-10-00-160 FOR THE PLACEMENT OF A REDUNDANT WATER MAIN AS WELL AS TO ALLOW FUTURE REPAIR OF AND ACCESS TO THE WATER MAIN.

WHEREAS, The City of Folly Beach (the “City”) has partnered with Charleston Water and received federal funding for the construction of a redundant water main; and

WHEREAS, It is necessary to record certain easements, to be held by the City, across various parcels under which the water main will pass; and

WHEREAS, Portions of the water main will pass under TMS 328-10-00-056 and TMS 328-10-00-160; and

WHEREAS, These parcels are owned by the City.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Folly Beach authorizes an easement, to be held by the city, across portions of TMS 328-10-00-056 and 328-10-00-160 to allow placement, repair, and access to redundant water main.

RATIFIED this 11th day of March at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

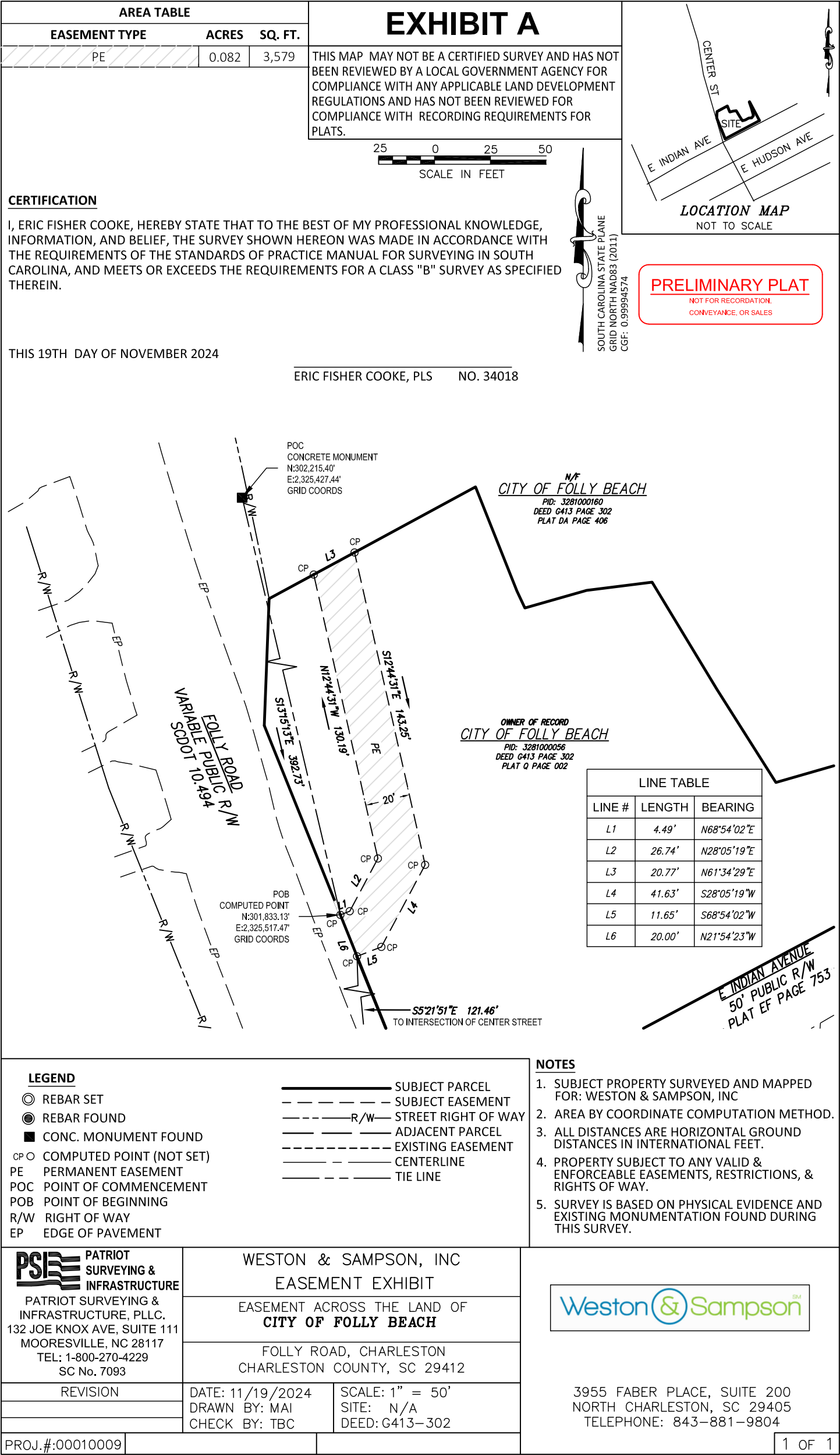
Date: March 11th, 2025

Re: Easements Related to The Construction of The Redundant Water Main.

Mayor and Council,

The redundant water main project will require easements from the city and from the Folly Beach Nature Conservancy. The Folly Beach Nature Conservancy will be meeting soon to approve an easement for the underground pipe to be placed under a marsh parcel between Oak Island and Peas Island. The city also needs to approve easements for the pipe to pass under the Folly River Park and the adjacent marsh. The proposed easements are attached. Parcel 328-10-00-056 is the Folly River Park. Parcel 328-10-00-160 is the marsh between the Park and the Folly River. The easements will be granted by the city to the city and will allow the placement of the pipe as well as any future repairs. Recording of the easements is required to move forward with permitting from state and federal agencies.

Aaron Pope, AICP, ICMA-CM
City Administrator



[illegible]



CITY OF FOLLY BEACH

Introduced by: Mayor Goodwin
Date: March 11th, 2025

RESOLUTION 10-25

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AWARDING RFP 02-25 FOLLY BEACH STORMWATER INFRASTRUCTURE IMPROVEMENTS TO GULF STREAM CONSTRUCTION COMPANY INC IN THE AMOUNT OF \$7,403,748.23

WHEREAS, The City desires to award a contract for improvements to Folly Beach Stormwater Infrastructure; and

WHEREAS, Pursuant to the City of Folly Beach Code of Ordinances, in the event there is a need for services or items expected to be at or more than \$20,000, formal bidding procedures were followed with limited exceptions; and

WHEREAS, Two bids were received from the following:

Gulf Stream Construction Company Inc	\$7,403,748.23
Crowder Construction Company	\$8,003,393.89

WHEREAS, \$2,856,622.00 was appropriated within the Public Works Stormwater Grant Capital account within the 2025 General Fund Budget for this project; and

WHEREAS, The remaining amount required for the project will be budgeted in the same Stormwater Grant Capital account for the subsequent 2026 General Fund Budget; and

WHEREAS, The city staff and consulting engineer conducted a thorough review of the bid received to obtain what the city would consider to be a fair package of product and service. This includes overall proposal suitability, a clear and organized proposal, price competitiveness, quality, and timeliness of previous work performed. Bidder was further evaluated on their experience, qualifications, and references; and

WHEREAS, Council contract award is contingent upon South Carolina Rural Infrastructure Authority final review and approval in compliance with South Carolina Infrastructure Improvement Program Grant requirements.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Folly Beach, South Carolina, to award the bid for RFP 02-25 Folly Beach Stormwater Infrastructure Improvements to Gulf Stream Construction Company in the amount of \$7,403,748.23 for this project in accordance with bid specifications contingent upon South Carolina Rural Infrastructure Authority review and approval. The expenditure shall be from 10-5200-4200 Public Works Stormwater Grant Capital account for \$7,403,748.23 portioned between 2025 and 2026 fiscal years.

RATIFIED this 11th day of March 2025, at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor



CITY OF FOLLY BEACH

Introduced by: Mayor Goodwin

Date: March 11th, 2025

RESOLUTION 11-25

A RESOLUTION BY THE FOLLY BEACH CITY COUNCIL AUTHORIZING THE ADMINISTRATION TO SIGN A RELEASE AND SETTLEMENT AGREEMENT REGARDING CITATIONS RELATED TO THE CITY'S ABANDONED VESSEL ORDINANCES ISSUED TO DUSTIN SEAN SCHULTIE.

WHEREAS, The City of Folly Beach (the "City") has issued multiple citations to Dustin Sean Schultie related to the City's abandoned vessels ordinance; and

WHEREAS, Schultie has challenged the City's action on a variety of grounds and has brought action against the City; and

WHEREAS, The Schultie has agreed to dismiss certain complaints against the City with prejudice in return for the City' dismissing with prejudice any citations issued ; and

WHEREAS, Under the proposed settlement agreement all parties will be responsible for their own legal costs;

WHEREAS, It is the best interest of both parties to resolve this matter without incurring further expense.

NOW, THEREFORE, BE IT RESOLVED that the Administration is hereby authorized to provide written consent to the proposed Release and Dismissal Agreement as attached and included by reference.

RATIFIED this 11th day of March at Folly Beach, South Carolina, in City Council duly assigned.

ATTEST:

Municipal Clerk

Tim Goodwin, Mayor