

NEWBERRY COUNTY COUNCIL  
MINUTES  
JANUARY 2, 2019

Newberry County Council met on Wednesday, January 2, 2019, at 7:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, S.C., for a regular scheduled meeting.

**PRESENT:** **Henry H. Livingston, III, Chairman**  
**Kirksey Koon, Vice-Chairman**  
**Steve Stockman, Council Member**  
**Scott Cain, Council Member**  
**Travis Reeder, Council Member**  
**Dr. Harriett Rucker, Council Member**  
**Johnny Mack Scurry, Council Member**  
**Wayne Adams, County Administrator**  
**A.J. Tothacer, County Attorney**  
**Debbie Cromer, Finance Director**  
**Taylor Davenport, Administrative Assistant**  
**Karen Brehmer, Assistant to County Administrator**  
**Susan C. Fellers, Clerk to Council**

**MEDIA:** **Andrew Wigger, Newberry Observer**

The meeting was duly advertised as required by law.

Mr. Livingston welcomed everyone to the meeting.

**Administering of the Oath of Office.**

The Honorable John M. Rucker administered the oath of office to the following Council Members:

Henry H. Livingston, III - District 3  
Johnny Mack Scurry - District 6  
Travis Reeder - District 7

## **County Council Meeting**

Mr. Livingston called the meeting to order at 7:00 p.m.

Mr. Livingston led the invocation followed by the Pledge of Allegiance.

### **Election of Chairman for 2019.**

The meeting was then turned over to County Attorney, A.J. Tothacer, Jr., for the election of the Chairman for 2019.

Mr. Tothacer explained the election procedure and opened the floor for nominations for Council Chairman. Mr. Koon nominated Mr. Livingston for chairman. There being no further nominations, Dr. Rucker moved that nominations come to a close; second by Mr. Reeder. Mr. Tothacer called for the vote for Henry H. Livingston, III as Chairman. Vote was unanimous.

### **2. Election of Vice-Chairman for 2019.**

Mr. Tothacer explained election procedure for Vice-Chairman would be the same as for the Chairman. He then opened the floor for nominations for Council Vice-Chairman. Dr. Rucker nominated Mr. Koon. There being no other nominations, Mr. Reeder moved that nominations come to a close; second by Mr. Cain. Mr. Tothacer called for the vote for Kirksey Koon as Vice-Chairman. Vote was unanimous.

### **3. Additions, Deletions and Adoption of Agenda.**

There being no additions or deletions to the Agenda, Dr. Rucker moved to adopt the agenda as presented; second by Mr. Cain. Vote was unanimous.

### **4. Ordinance #12-23-18: An Ordinance amending and revising Zoning Ordinance #12-24-01, codified in Chapter 153 of the Newberry County Code of Ordinances.**

#### **A. Second Reading**

Mr. Adams stated this is an omnibus zoning revision and listed some of the major items involved.

1. Updates North American Industrial Classification System (NAICS) codes. The ordinance uses these codes to describe which land uses are permitted, not permitted, permitted as conditional uses, or permitted as special exceptions in the various zoning districts.
2. Designates which zoning districts allow mobile food trucks and under what conditions. These would be allowed as a temporary conditional use on private property or for approved special events in the R2, LC, GC and IND districts.
3. Defines and regulates brew pubs. (Limits to 2,000 barrels or 62,000 gallons per year the sale of beer on premises; must be connected to a tavern, public house, hotel, or restaurant).
4. Allows wedding/event venues as a conditional use in the R2 zoning district.
5. Defines and specifies locations and other requirements of shooting ranges, including buffer, screening, and setbacks. (Allowed only by special exception and only in an industrial zoning district).
6. Clarifies setback measurement for principal and accessory structures on lakefront properties on Lake Murray (50 feet from the 360 degree contour line, per 1929 National Geodetic Vertical Datum).
7. Revises the maximum size for monument signs from 20 square feet to 32 square feet, with the largest dimension not to exceed 8 feet.
8. Addresses restrictions for electronic signage/billboards, including location, size, illumination, and transition times for changing messages/displays. (Changing displays for billboards would require static periods of at least 8 seconds with 2-second transition times in between; electronic billboards would be dark between 11 p.m. and sunrise).
9. Rooftop signage. Permitted only on buildings visible from the interstate that are also in an industrial zone. Sign cannot be taller than 30 feet above roofline - total height limitation of 110 feet, total area limitation of 675 square feet.

Motion for second reading by Mr. Reeder; second by Mr. Koon.

Mr. Cain requested a work session due to the many changes to this ordinance. All Council Members concurred with his request, and this item will be discussed at the County Council Retreat on January 26 and 27, 2019.

Third Reading of this Ordinance is not scheduled until February 6, 2019.

There being no further discussion, Mr. Livingston called for the question. Vote was unanimous.

**5. Appointments.**

No appointments.

**6. Public Comments (by those who signed up at the meeting).**

Sophia Abraham requested that the County look at Buzhardt Road to see if anything can be done to improve the condition of the road.

**7. Executive Session (if needed)**

No Executive Session needed.

**8. Comments/Request from County Administrator**

Mr. Adams welcomed Mr. Scurry to Council and welcomed Mr. Livingston and Mr. Reeder back.

**9. Comments/Request from Council Members.**

Mr. Scurry thanked everyone for being here.

All Council Members welcomed Mr. Scurry to County Council,

**10. Future Meetings:**

- A. County Council Meeting 1/16/19 @ 7:00 p.m.
- B. County Council Retreat 1/26/19 & 1/27/19
- C. Public Safety and Courts Committee Meeting 1/28/19 @ 5:00 p.m.

**11. Adjournment.**

There being no further business, Dr. Rucker moved to adjourn.

Meeting adjourned at 7:15 p.m.

**NEWBERRY COUNTY COUNCIL**

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**Henry H. Livingston, III**

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**Susan C. Fellers, Clerk to Council**

**Approved:**