TOWN OF SEABROOK ISLAND

Board of Zoning Appeals Meeting January 21, 2021 – 2:30 PM

Virtual Meeting (Zoom)
Watch Live Stream (YouTube)



[Pages 3–4]

Consistent with recommendations from the U.S. Centers for Disease Control and Prevention related to "social distancing," this meeting will be conducted virtually via Zoom.

Participate in the Virtual Public Hearing: Individuals who wish to participate in the virtual Public Hearing via Zoom may access the meeting as follows:

- Instructions for Joining & Participating in the Virtual Public Hearing
- To join by computer, tablet or mobile device: Click here to access Zoom Meeting
- To join by phone: Call (646) 558-8656 *Please note that long distance rates may apply*
- Meeting ID: 894 0063 4207 Passcode: 888171

Submit a Written Comment: Individuals who wish to submit a comment in advance of the Public Hearing may do so in writing by 12:00 pm on the day of the meeting using one of the following options:

- Online: Variance #171 | Variance #172
- Email: jcronin@townofseabrookisland.org
- Mail or Hand Deliver: 2001 Seabrook Island Road, Seabrook Island, SC 29455

Watch Live Stream Video: The meeting will be live streamed on the town's YouTube channel beginning at 2:30 pm:

• Watch Live: <u>Live Stream Video (YouTube)</u>

AGENDA

CALL TO ORDER

APPROVAL OF MINUTES

1. Board of Zoning Appeals Meeting: January 7, 2021

PUBLIC HEARING ITEMS

1. Variance # 171 [Pages 5–69]

APPLICANT: Robert & Cheryl Schuldt (Owners), Ron Welch (Applicant)

ADDRESS: 2730 Gnarled Pine

TAX MAP NUMBER: 147-08-00-080

ZONING DISTRICT: SR Single-Family Residential

CODE SECTION: 7.60.20.30 / 7.60.60 – 25-foot rear yard setback required for

residential structures

PURPOSE: To reduce the required rear yard setback from 25 feet to

approximately 19.5 feet to allow for construction of a

screened porch addition

2. Variance # 172 [Pages 70–161]

APPLICANT: Ashton Holloway (Owner)
ADDRESS: 3016 Seabrook Village Drive

TAX MAP NUMBER: 147-00-00-059

ZONING DISTRICT: MF Multi-Family Residential

CODE SECTION: 6.80 (Village at Seabrook PUD, as amended by Ord. 2020-01) –

30-foot front yard setback required from both street frontages

on corner lots

PURPOSE: To reduce the required front yard setback on the secondary

street frontage from 30 feet to twenty 20 feet to allow for

construction of a detached single-family home

ITEMS FOR INFORMATION / DISCUSSION

There are no Items for Information / Discussion

ADJOURN

TOWN OF SEABROOK ISLAND

Board of Zoning Appeals Meeting January 7, 2021 – 2:30 PM

Virtual Meeting Hosted via Zoom Live Streamed on YouTube



MINUTES

Present: Walter Sewell (Chair), John Fox (Vice Chair), Bob Leggett, Janet Gorski, Tom Pinckney,

Joe Cronin (Zoning Administrator)

Absent: None

Guests: None

Chairman Sewell called the meeting of the Board of Zoning Appeals to order at 2:35 PM. Zoning Administrator Cronin confirmed that the requirements of the Freedom of Information Act were fulfilled, and the meeting was properly posted.

Chairman Sewell then welcomed Mr. Tom Pinckney to the Board of Zoning Appeals. Mr. Pinckney was appointed by council to fill the position formerly held by Ms. Ava Kleinman.

ELECTION OF CHAIR & VICE CHAIR FOR 2020

Chairman Sewell opened the floor for nominations for the position of chair. Ms. Gorski nominated Walter Sewell to serve as chair for 2021. Mr. Fox seconded the nomination. There being no further nominations, Chairman Sewell called for a vote on the nomination. The motion to elect Mr. Sewell as chair was **APPROVED** by a vote of 5-0.

Chairman Sewell then opened the floor for nominations for the position of vice chair. Chairman Sewell nominated John Fox to serve as vice chair for 2021. Ms. Gorski seconded the nomination. There being no further nominations, Chairman Sewell called for a vote on the nomination. The motion to elect Mr. Fox as vice chair was **APPROVED** by a vote of 5-0.

APPOINTMENT OF SECRETARY FOR 2019

Chairman Sewell nominated Zoning Administrator Cronin to serve as Secretary to the Board for 2021. Mr. Leggett seconded the nomination. There being no further nominations, Chairman Sewell called for a vote on the nomination. The motion to appoint Zoning Administrator Cronin as secretary was **APPROVED** by a vote of 5-0.

APPROVAL OF MINUTES

1. Board of Zoning Appeals Meeting: November 2, 2020: Ms. Gorski noted a typo on page 9 ("district" should be "distract.") Ms. Gorski made a motion to approve the minutes from the November 2, 2020, meeting as corrected. Mr. Fox seconded the motion. The motion was APPROVED by a vote of 4-0. Mr. Pinckney abstained from voting because he was not a member of the Board at that time.

PENDING VARIANCE REQUESTS

Zoning Administrator Cronin distributed copies of the following variance applications to members of the Board and provided a brief overview of each request:

- <u>Variance #171 (2730 Gnarled Pine)</u>: Request to allow a proposed screened porch addition to encroach approximately 5.5 feet into the required 25-foot rear yard setback.
- Variance #172 (3016 Seabrook Village Drive): Request to allow a new single-family home to encroach up to 10 feet into the required 30-foot front yard setback. A brief discussion took place regarding "cul-de-sacs," which is not a defined term in the DSO.

Zoning Administrator Cronin noted that the public hearing for each of these variances would be held "virtually" due to the ongoing COVID-19 pandemic. He stated that the Board will be able to receive verbal comments via the Zoom platform, similar to a traditional public hearing. In addition, the town will continue to accept written comments in advance of the meeting via the following options:

- **ONLINE**: www.townofseabrookisland.org
- **EMAIL**: jcronin@townofseabrookisland.org
- MAIL: Town of Seabrook Island, 2001 Seabrook Island Road, Seabrook Island, SC 29455

Zoning Administrator Cronin added that all written comments would be read into the public record during the hearing on January 21st.

ITEMS FOR INFORMATION / DISCUSSION

There were no Items for Information / Discussion.

Chairman Sewell noted that the next meeting was scheduled for Thursday, January 21, 2021, at 2:30 PM. He requested that members make arrangements to visit each location prior to the next meeting. He also encouraged members to wear a mask when interacting with others during the site visits.

There being no further business, Ms. Gorski made a motion to adjourn the meeting. Mr. Leggett seconded the motion. The motion to adjourn the meeting was **APPROVED** by a vote of 5-0 and the meeting was adjourned at 3:03 PM.

Minutes Approved:

Joseph M. Cronin
Zoning Administrator



MEMORANDUM

TO: Town of Seabrook Island Board of Zoning Appeals Members

FROM: Joseph M. Cronin, Town Administrator/Zoning Administrator

SUBJECT: Variance Application # 171 – 2730 Gnarled Pine

MEETING DATE: January 21, 2021

Variance Application #166				
Applicants:	Robert and Cheryl Schuldt (Owners), Ron Welch (Applicant)			
Location:	2730 Gnarled Pine			
Tax Map Number:	147-08-00-080			
Zoning District:	SR Single-Family Residential			
Code Section(s):	§ 7.60.20.30 / § 7.60.60 – 25-foot rear yard setback required for			
	residential structures			
Purpose:	To reduce the required rear yard setback from 25 feet to approximately			
	19.5 feet to allow for construction of a screened porch addition			

Overview

The Town has received a variance application from Robert and Cheryl Schuldt, the owners of Charleston County Tax Map # 147-08-00-080, as well as their contractor, Ron Welch (collectively, the "Applicants"). The Applicants are requesting a reduction in the 25-foot rear yard setback requirement to allow for construction of a screened porch addition at the rear of an existing single-family residence located at 2730 Gnarled Pine (Block 9, Lot 14).

According to Charleston County tax records, the existing home was built after the incorporation of the town (1994) and, therefore, was built under the town's zoning requirements. Mr. and Mrs. Schuldt purchased the property in April 2017.

The DSO requires a minimum rear yard setback of 25 feet from the rear property line for all structures other than open decks, including a screened porch. At its closest point, the proposed porch will be located approximately 19.5 feet from the rear property line.

Code Reference:

- a. § 7.60.20.30. Minimum Rear Yard Setback. Twenty-five (25) feet.
- b. § 7.60.60. Open Space Lots—Rear Setback. On lake, lagoon, or golf course lots the minimum rear lot setback of the residential structure must be twenty-five (25) feet. Open decks may extend into the setback, but may not be less than fifteen (15) feet from the rear lot line.

The property is currently zoned SR Single-Family Residential, and a single-family residence is a permitted use by-right.

The existing home complies with the 30-foot front yard setback, 15-foot side yard setback on both sides, and 25-foot rear yard setback for the principal dwelling. The existing deck conforms to the 15-foot setback requirement for open decks; however, based on the survey of existing conditions, the steps and walkway coming off the rear deck appear to be non-conforming.

In order to allow for construction of the proposed screened porch, the Applicants are requesting the following variance from the requirements of the DSO:

ТҮРЕ	REQUIRED PER DSO	VARIANCE (REQUESTED)	
Rear Yard Setback	25 feet (§ 7.60.20.30 & § 7.60.60)	Reduce the rear yard setback requirement from 25 feet to approximately 19.5 feet (5.5-foot encroachment)	

In their application, the Applicants are requesting relief from the rear yard setback requirement for the following reasons:

- a) The existing home was constructed under different setback requirements than exist today; Staff Note: The town's 25-foot rear yard setback requirement is the same today as it was when the home was constructed, and the enclosed portion of the existing structure currently conforms to that requirement.
- b) The Applicants were unaware of the 25-foot setback requirement due to a labeling error on their survey;
- c) The neighboring property at 2740 has an enclosed back porch that that is assumed to sit over the setback line;

Staff Note: 2740 Gnarled Pine appears to encroach 1-2 feet into the required 25-foot rear yard setback. It should be noted that 2740 Gnarled Pine was completed prior to the town's incorporation and, therefore, was built under Charleston County's setback requirements.

d) Strict application of the rear yard setback requirement would prohibit the Applicants from constructing a screened porch and enjoying their property; and

Staff Note: The existing residence is located approximately 40 feet from the left side property line, leaving ample space for a screened porch that meets the 25-foot rear yard setback requirement; however, interior considerations may exist which were not addressed in the variance application.

e) The property to the rear of the Applicants' property is owned by the Seabrook Island Club (golf course) and the proposed porch will be located more than 60 feet away from playing grounds of the golf course. The proposed porch will not extend any closer to the rear property line than the existing deck, and the porch will not affect the views of the golf course from neighboring properties.

Staff Comments

As a matter of practice, the town's Zoning Administrator does not typically provide a recommendation in favor of, or in opposition to, a variance application. In our opinion, these requests are best left to the Board of Zoning Appeals following a thorough review of the relevant facts, including the receipt of testimony from interested parties during the required public hearing.

In granting a variance, state law permits the Board of Zoning Appeals to attach such conditions as the Board may consider advisable to protect established property values in the surrounding area or to promote the public health, safety, or general welfare.

Should the Board vote to approve the variance request, staff would recommend in favor of attaching the following conditions:

- The approved variance shall apply to the building layout as shown on the site-specific plan prepared by the Applicants and reviewed by the Board on January 21, 2021. Any modification to this site-specific plan prior to the issuance of a zoning permit, with the exception of minor corrections and/or modifications which conform to the requirements of the town's DSO, shall require further review and approval by the Board of Zoning Appeals prior to permitting.
- The Applicants shall prepare and submit to the Zoning Administrator an as-built survey
 prior to the issuance of a Certificate of Occupancy (or within 30 days of passing the final
 inspection if no Certificate of Occupancy is required). The as-built survey shall be
 prepared and stamped by a professional land surveyor who is qualified to perform such
 services in the State of South Carolina.
- The variance shall expire on January 21, 2023 (two years from the date of approval) if the Applicants fail to obtain a building permit on or before that date.

Respectfully submitted,

Joseph M. Cronin

Town Administrator/Zoning Administrator

Criteria for Review

Pursuant to Section 6-29-800(A)(2) of the SC Code of Laws, the Board of Zoning Appeals has the power to hear and decide appeals for variance from the requirements of the zoning ordinance when strict application of the provisions of the ordinance would result in unnecessary hardship. A variance may be granted in an individual case of unnecessary hardship if the board makes and explains in writing the following findings:

- (a) there are **extraordinary and exceptional conditions** pertaining to the particular piece of property;
- (b) these conditions do not generally apply to other property in the vicinity;
- (c) because of these conditions, the application of the ordinance to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
- (d) the authorization of a variance **will not be of substantial detriment** to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance.

The board may not grant a variance, the effect of which would be to allow the establishment of a use not otherwise permitted in a zoning district, to extend physically a nonconforming use of land or to change the zoning district boundaries shown on the official zoning map. The fact that property may be utilized more profitably, if a variance is granted, may not be considered grounds for a variance. Other requirements may be prescribed by the zoning ordinance.

In granting a variance, the board may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the board may consider advisable to protect established property values in the surrounding area or to promote the public health, safety, or general welfare.

Attachments

The following supplemental items have been attached for review:

Application & Property Information			
1	Variance Application	p. 10-16	
2	Existing Conditions	p. 17-18	
3	Site Plan & Architectural Drawings	p. 19-24	
4	Subdivision Plat (1974)	p. 25-26	
5	Property Photos p. 27-33		
6	Zoning Map	p. 34-35	
7	Aerial Image	p. 36-37	
8	FEMA Base Flood Elevations	p. 38-39	
9	Title to Real Estate	p. 40-45	
10	Property Information Card	p. 46-50	
11	Public Hearing Notice – Letter to Neighboring Property Owners	p. 51-53	
12	Public Hearing Notice – List of Neighboring Property Owners	p. 54-55	
13	Public Hearing Notice – U.S.P.S. Certified Mail Receipts	p. 56-57	
14	Public Hearing Notice – Post and Courier Legal Ad	p. 58-59	
15	Public Hearing Notice – Property Posting	p. 60-61	

Other Information		
16	SIPOA Approval (10-05-2020)	p. 62-64
17	Zoning Denial Letter (10-13-2020)	p. 65-67

Writt	Written Correspondence Regarding the Proposed Variance Request		
18a	Letter from Jeffrey Noel (01-08-2020)	p. 68-69	



Variance Application

Geabrook Island

TOWN OF SEABROOK ISLAND

2001 Seabrook Island Road Seabrook Island, SC 29455 (843) 768-9121

APPLICATION FOR VARIANCE

Board of Zoning Appeals

Any applicant seeking a variance from the zoning requirements of the Town of Seabrook Island's Development Standards Ordinance (hereafter, the "DSO") must submit a written application, along with a \$150.00 application fee and all required supplemental information. Applications must be typed or written legibly in ink. Please attach an additional sheet of paper if more space is needed. If you need assistance filling out this application form, please contact the Zoning Administrator by phone at (843) 768-9121 or by email at jcronin@townofseabrookisland.org.

1. PROPERTY INFORMATI	ON			
	on n regarding the property which is subj	act to the verience		
Property Address			request.	
Tax Map Number	2730 GNARLED PIN		1 1 - 4	111
	147-08-00-080 Blo	CK 7	Lot	14
Lot Size (Square Feet)	22,8/4		1 1 4	1 1.
	an OCRM critical line? (eg. Marsh or B		Yes	
is this property subject to	private restrictions or covenants? (eg.	SIPUA or regime)	Yes	No
2. APPLICANT(S)				
Please provide information	n regarding the individual(s) who is (ar	e) submitting the va	ariance reque	st.
Applicant Name(s)	RON WELCH		•	
Applicant Address	1881-A ANDIELL BLUIF	E BLVD . XI	4NS 154	ann sc
Applicant Phone Number	843 847 1903	. = 1/0-1		
Applicant Email Address	RONA WIELCH O GMAI	2. com		
If the Applicant is NOT and	owner of the property, what			
is the relationship to the P	roperty Owner(s)?	MACTOR		
3. PROPERTY OWNER(S)				
	NOT the property owner(s), please pro	ovide information fo	r the propert	y owner(s).
Owner Name(s)	ROBERT & CHERYL	SCHULTT		
Owner Mailing Address				
Owner Phone Number	847 251 3483			
Owner Email Address	CSHULDTO CS MIENIA			
	uired if the Applicant(s) is(are) NOT a			
appoint the above named	Applicant(s) as my (our) agent(s) to re	present me (us) in t	his application	n,
	1 V Ve J. C. C.		Date	110/6020
Owner Signature(s)	205001		Date	1 1 . 1
	Challes		Date	11/16/30
4. CERTIFICATION				
Under penalty of perjury,	I (we) hereby certify that the informa	ation contained in t	his applicatio	n, including al
	true and accurate to the best of my (o			,
	Rom Weld		Date	11/10/0
Applicant Signature(s)	vanven			11/16/20
			Date	
	OFFICE USE ONLY	,		
Date Filed:	Variance Application #:	Hearing	Data	

5. VARIANCE REQUEST

A. Please provide a brief description of the proposed scope of work:

B. In order to complete the proposed scope of work, the Applicant(s) is (are) requesting a variance from the following requirement(s) of the town's DSO:

1) DSO Section Reference(s):

2) DSO Requirement(s):

SEE ATTACHED

C. The application of the zoning requirements of the town's DSO will result in unnecessary hardship, and the standards for a variance set by State Law and the DSO are met by the following facts:

1) There are extraordinary and exceptional conditions pertaining to this particular piece of property as follows:

SEE ATTACHEN

2) These conditions do not generally apply to other property in the vicinity as shown by:

SEE ATTACHED

3) Because of these conditions, the application of the zoning requirements to this particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property as follows:

SEE ATTACHEN

4) The authorization of the variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance for the following reasons:

SEE ATTACHEN

6. APPLICATION MATERIALS

supplemental materials listed below. An application is not considered "complete" until all required documentation has been received by the Zoning Administrator. Below is a checklist of the required materials: **Completed & Signed Variance Application Form (Paper Required; PDF Optional)** Please submit one *completed* paper application. All signatures must be original. \$150.00 Application Fee The application fee may be paid by cash or check only. As-Built Survey / Survey of Existing Conditions (Paper Required; PDF Optional) All applications must be accompanied by an as-built survey which accurately illustrates the existing conditions on the property, including setback measurements for all structures. **Proposed Site Plan (Paper & PDF Required)** Required for all new structures and/or exterior modifications which will change the footprint of one or more existing structures. For lots abutting a marsh or beachfront jurisdictional line, the location of the critical line must be certified by OCRM within the previous five (5) years. Scaled Architectural Drawings: (Paper & PDF Required) Required for all new structures and/or exterior modifications to existing structures. Architectural drawings must show, at a minimum: A detailed floor plan or plan view; and Front, side and rear elevations, as appropriate. Letter of Approval from Property Owners Association and/or Regime: (Paper Required; PDF Optional) Required for all properties which are subject to private restrictions and/or covenants. If approval is pending, please attach a Letter of Acknowledgement from the POA and/or Regime. Letters of support, petitions, photographs, and any other documentation which an Applicant feels may support his or her request may be attached but are not required. (Paper & Digital Files Optional)

In addition to the completed Variance Application Form, all requests for variance must be accompanied by the

CRITERIA FOR REVIEW

Pursuant to Section 6-29-800(A)(2) of the SC Code of Laws, the Board of Zoning Appeals has the power to hear and decide appeals for variance from the requirements of the zoning ordinance when strict application of the provisions of the ordinance would result in **unnecessary hardship**. A variance may be granted in an individual case of unnecessary hardship if the board makes and explains in writing the following findings:

- (a) there are extraordinary and exceptional conditions pertaining to the particular piece of property;
- (b) these conditions do not generally apply to other property in the vicinity;
- (c) because of these conditions, the application of the ordinance to the particular piece of property would **effectively prohibit or unreasonably restrict** the utilization of the property; and
- (d) the authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance.

The board may not grant a variance, the effect of which would be to allow the establishment of a use not otherwise permitted in a zoning district, to extend physically a nonconforming use of land or to change the zoning district boundaries shown on the official zoning map. The fact that property may be utilized more profitably, if a variance is granted, may not be considered grounds for a variance. Other requirements may be prescribed by the zoning ordinance.

In granting a variance, the board may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the board may consider advisable to protect established property values in the surrounding area or to promote the public health, safety, or general welfare.

Town of Seabrook Island **Board of Zoning Appeals** 2001 Seabrook Island Road Seabrook Island, SC 29455

RE: Notice Of Appeal (Pursuant to § 19.40 of the DSO) 2730-Gnarled Pine Charleston County Tax ID 147-08-00-080

Date: 11/13/2020

Dear Board,

I am writing on behalf of my clients, Robert and Cheryl Schuldt (owners), requesting appeal of the denial of zoning permit for construction of a screened porch at the rear of an existing residence located at: 2730 Gnarled Pine (Charleston County Tax ID 147-08-00-080).

The request for a zoning permit for the above referenced property has been **<u>DENIED</u>** for the following reasons:

- The proposed addition will encroach approximately 5.4 feet into the required 25-foot rear yard setback.
- Note: The property survey incorrectly shows a 15-foot rear yard setback. The minimum rear yard setback requirement is 25 feet. On lots abutting open space (such as a golf course) open decks may be located 15 feet from the property line; however, all other structures must be set back at least 25 feet from the rear property line.

DSO Code References:

- § 7.60.20.30. Single Family Setbacks (Rear). Twenty-five (25) feet.
- § 7.60.60. Open Space Lots Rear Setback. On lake, lagoon, or golf course lots the minimum rear lot setback of the residential structure must be twenty-five (25) feet. Open decks may extend into the setback, but may not be less than fifteen (15) feet from the rear lot line.

Please review owner Cheryl Scheldt's appeal as follows:

It appears our current deck was built with the original house under different set back codes. We are not looking to expand any deeper toward the golf course, but rather lengthen it to have an enclosed screened in section to enjoy eating outside without insects (no-see-ums, mosquitoes, etc.).

With existing setbacks, we'd never be able to have a screened in deck of any kind, this is the best place to add it without any further encroachment to setbacks with direct neighbors and we will have 60+ feet before the playing grounds of the golf course. It will enhance the look of the house from the view of the golf course.

- Our proposed screened deck doesn't extend any further than our open deck —it aligns 100%. However, it is the furthest distance from the golf course as our lot is a bit of a "triangle" shape in the backyard with the furthest point of the triangle from where we are hoping to have the enclosed deck.
- Our direct neighbors at 2740 Gnarled Pine have an enclosed back porch that sits
 extremely close to the golf course. I'm guessing it's well over the setback, as it
 appears to be close to the actual playing greens of the golf course. Our back
 yard has 60+ feet from where we are proposing the enclosed porch would end,
 with additional feet before the greens.
- There will not be any detriment to the adjacent properties or the public good or the character of Seabrook Island. A variance in the case of this property is the only real way to continue to honor the character of the property and not to deter other from owning adjacent properties. The impact on the property is at the rear of the property and does not impair the golf course or the enjoyment to the golfers. This would still be 60+ feet away from the currently maintained area of the golf course.

We are quite shocked that it appears we have this large back yard property that we maintain, yet with the setbacks given, we don't have the options to use it even for an extended covered deck. I wonder if someone could come look at the property so we can show how this area is truly the furthest from the golf course greens.

Licensed Contractor, Ron Welch submits the following on behalf of owners as follows:

- The screened porch design was based on assumption that the rear setback was
 15' as shown on recent survey (attached)
- Survey does not show 25' setback line
- Approval would not be detrimental to the neighboring homeowners, as it does not affect view of the golf course.
- As new owners, my clients should be allowed to enjoy their back yard insect free.
- There appears to be ample buffer from the rear line to the groomed are of the golf course.

We respectfully request that you consider the appeal and allow the screen porch to be constructed as originally submitted.

Respectfully,

Ron Welch/Ron Welch Contracting, LLC.

843.847.1903 /ronawelch@gmail.com

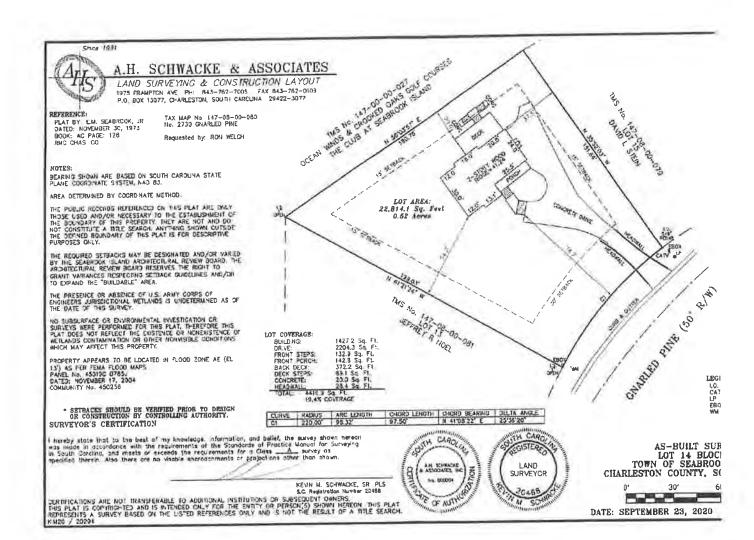
On behalf of:

Robert and Cheryl Schuldt

Rom Well

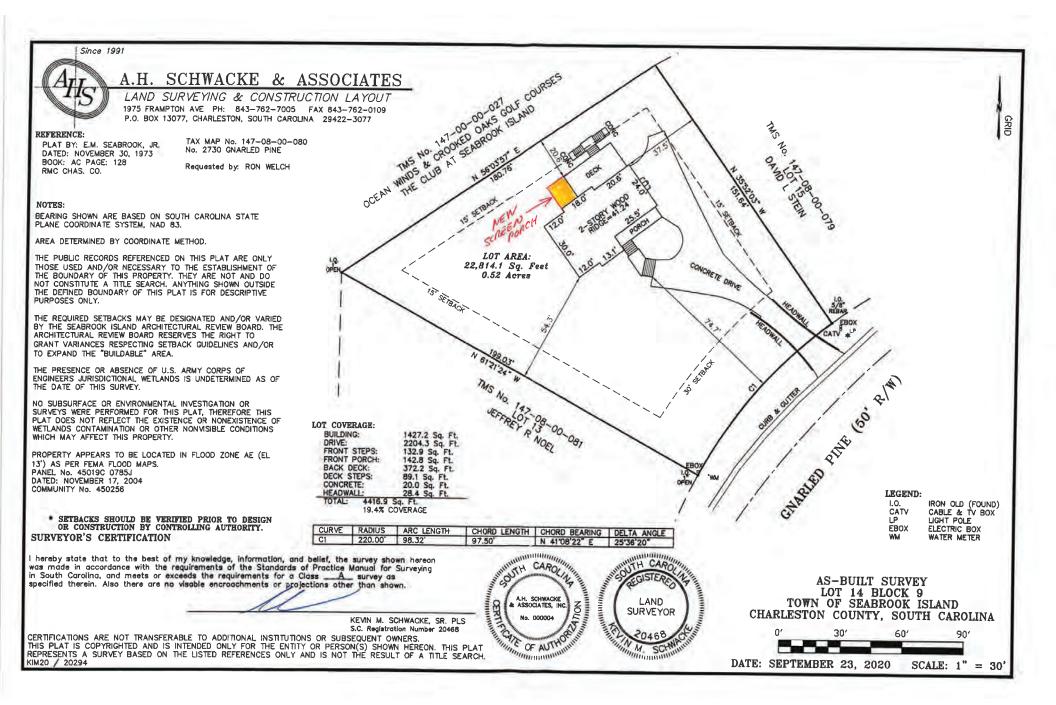


Existing Conditions

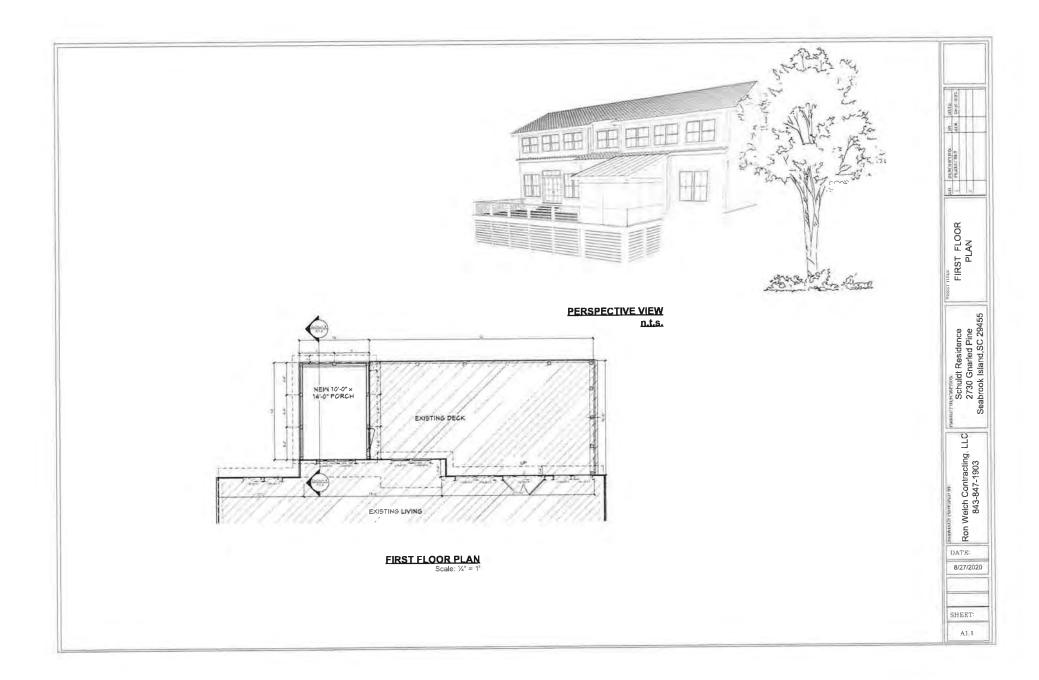


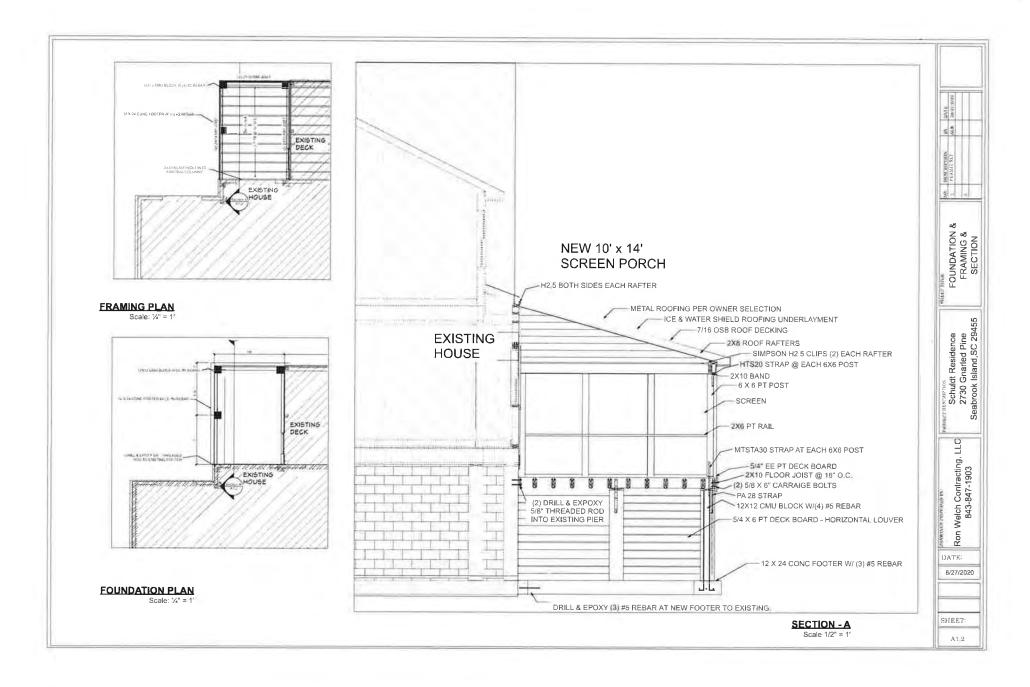


Site Plan & Architectural Drawings





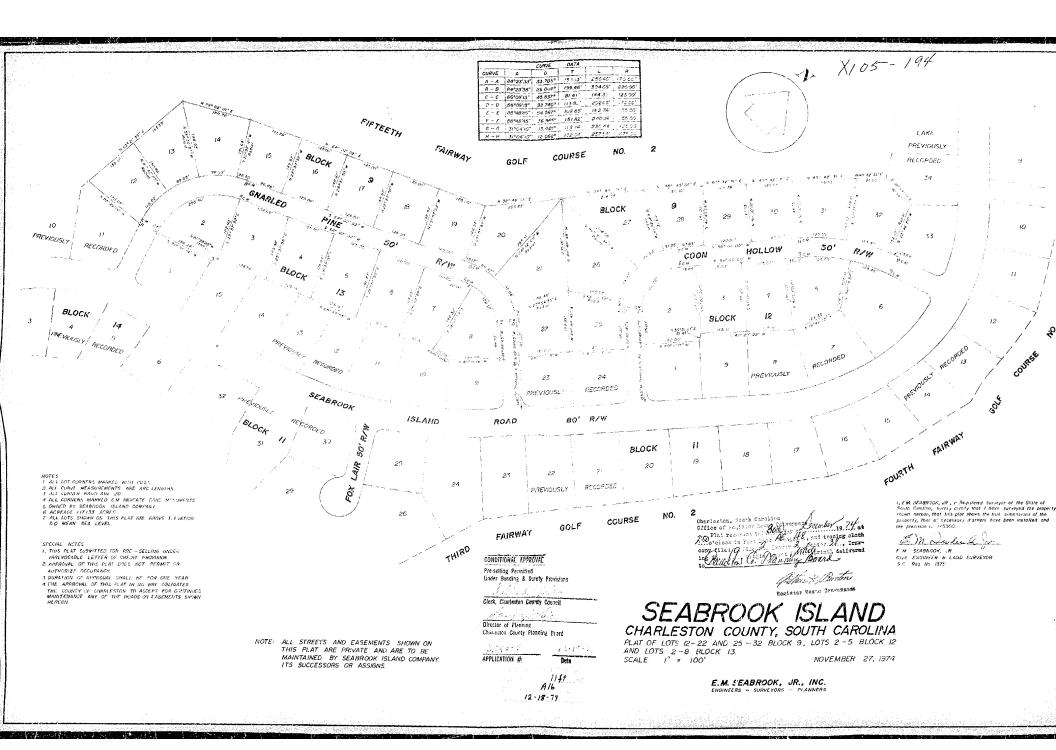








Subdivision Plat (1974)





Property Photos















Zoning Map





Aerial Image



2730 Gnarled Pine

#

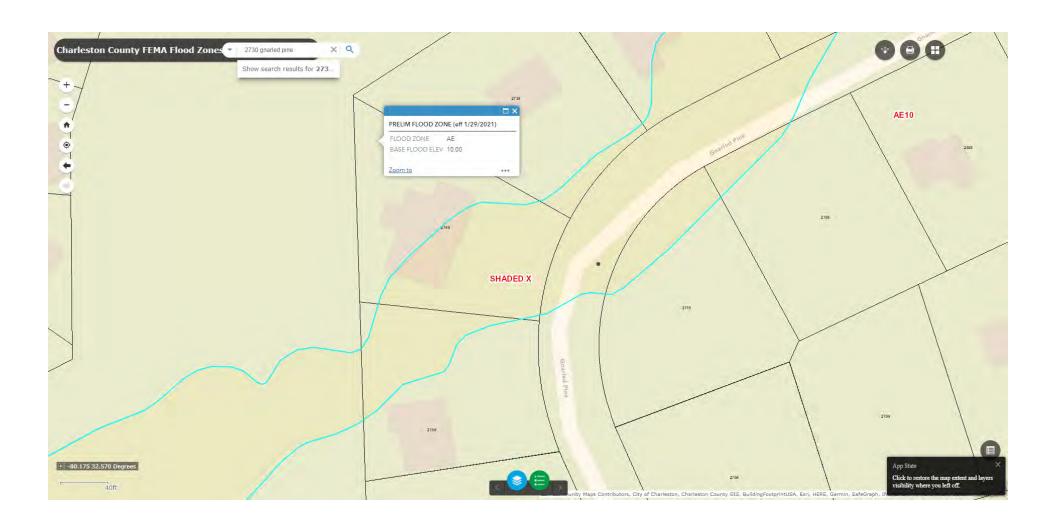


Note: The Charleston County makes every effort possible to produce the most accurate information. The layers contained in the map service are for information purposes only. The Charleston County makes no warranty, express or implied, nor any guaranty as to the content, sequence, accuracy, timeliness or completeness of any of the information provided. The County explicitly disclaims all representations and warranties. The reader agrees to hold harmless the Charleston County for any cause of action and costs associated with any causes of action which may arise as a consequence of the County providing this information.

Author: Charleston County SC Date: 1/12/2021



FEMA Base Flood Elevation





Title to Real Estate

PREPARED BY: Buist, Byars & Taylor, LLC 130 Gardener's Circle PMB# 138 Johns Island, SC 29455 File No. 3081.0001



STATE OF SOUTH CAROLINA)	
)	TITLE TO REAL ESTATE
COUNTY OF CHARLESTON)	

KNOW ALL MEN BY THESE PRESENTS, that Mark J. Schindler and Cynthia B. Schindler ("Grantor"), in the State aforesaid, for/and in consideration of the sum of SIX HUNDRED SIXTY SIX THOUSAND THREE HUNDRED AND 00/100 DOLLARS (\$666,300.00), to us in hand paid at and before the sealing of these Presents by Robert F. Schuldt, II and Cheryl L. Schuldt, in the State aforesaid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said Robert F. Schuldt II and Cheryl L. Schuldt as joint tenants with right of survivorship and not as tenants in common, the following described property, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE FOR LEGAL DESCRIPTION.

TMS Number: 147-08-00-080

Address of Grantee(s):

1117 Ashland Ave Wilmette, IL 60091

This is the same property conveyed to Grantor by deed from John Miechkowski and Tiara M. Chovance, recorded October 12, 2012 in Book 0284, page 384, Charleston County Recording Office.

TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said Robert F. Schuldt II and Cheryl L. Schuldt as joint tenants with right of survivorship and not as tenants in common, their heirs and assigns, forever.

AND subject to the exceptions set forth above, Grantor do bind myself/ourselves and our heirs, executors, and administrators, to warrant and forever defend, all and singular, the premises before mentioned unto the said **Robert F. Schuldt**, **II and Cheryl L. Schuldt**, their heirs and assigns, against us and our heirs, and all persons whomsoever lawfully claiming, or to claim the same or any part thereof.

BUIST, BYARS & TAYLOR, LLC 130 GARDENER'S CIRCLE PMB# 138 JOHN'S ISLAND, SC 29455 3081.0001

WITNESS our hand and seal this 2\ day of April, in the year of our Lord Two Thousand Seventeen and in the Two Hundred and Forty-First year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF: Schindler ynthia B. Schindler

STATE OF South Carolina COUNTY OF HOUTY

The foregoing instrument was acknowledged before me by Mark J. Schindler and Cynthia B. Schindler, this 31 day of April, 2017.

ASHTON C. JORDAN Notary Public, State of South Carolina

My Commission Express 7/18/2024 (SEAL)

Notary Public for State of South Carolina

My commission expires: 7/18/2024

EXHIBIT A

ALL that certain piece, parcel or lot of lang, with improvements thereon, situate, lying and being on Seabrook Island, Charleston County, South Carolina, and known and designated as LOT 14, BLOCK 9, on a plat by E.M. Seabrook, Jr., CE & LS, dated November 30, 1973, and recorded in the RMC Office for Charleston County, South Carolina in Plat Book AC at Page 128; and as more recently shown on a Plat recorded in Plat Book AE at Page 111, said RMC Office. Said lot having the size, shape, dimensions, buttings and boundings, more or less, as are shown on said plat, which is specifically incorporated herein by reference.

This conveyance is subject to the Restrictions and Protective Covenants dated November 13, 1972, and duly recorded in the RMC Office for Charleston County in Book N100, Page 296; as amended by instrument recorded in Book Y100 at Page 143; and Second Modification thereto dated March 26, 1985 and recorded in Book J144, Page 67; Third Amendment of Protective Covenants dated April 24, 1987 and recorded in the RMC Office for Charleston County in Book J164 at Page 487; Also, Second restated and amended ByLaws dated October 18, 1984 and recorded in Book E141 at Page 267; as amended by instrument dated March 26, 1985 and recorded in the RMC Office for Charleston County in J144, Page 59, and as further amended from time to time.

Said property is subject to all applicable covenants, conditions, restrictions, limitations, obligations and easements of record affecting subject property.

AFFIDAVIT FOR TAXABLE OR EXEMPT TRANSFERS

PERSONALLY appeared before me the undersigned	, who being duly sworn, deposes and says:
1 I have read the information on this Affidavit and 1	understand such information

- 2. The property being transferred is located at 2730 Gnarled Pine, Seabrook Island, SC 29455 bearing Charleston County Tax Map Number 147-08-00-080, was transferred by Mark J. Schindler and Cynthia B. Schindler to Robert F. Schuldt, II and Cheryl L. Schuldt on April 25, 2017.
- 3. Check one of the following: The deed is (a) X subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth. (b) subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as distribution to a trust beneficiary. (c) exempt from the deed recording fee because (See Information section of affidavit): (If exempt, please skip items 4-7, and go to item 8 of this affidavit.) If exempt under exemption #14 as described in the Information section of this affidavit, did the agent and principal relationship exist at the time of the original sale and was the purpose of this relationship to purchase the realty? Check Yes _____ or No ____ 4. Check one of the following if either item 3(a) or item 3(b) above has been checked (See information section of this affidavit.): (a) X The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of \$666,300.00 (b) The fee is computed on the fair market value of the realty which is \$ (c)____ The fee is computed on the fair market value of the realty as established for property tax purposes which is \$ 5. Check YES or NO X to the following: A lien or encumbrance existed on the land, tenement, or realty before the transfer and remained on the land, tenement, or realty after the transfer. (This includes, pursuant to Code Section 12-59-140(E)(6), any lien or encumbrance on realty in possession of a forfeited land commission which may subsequently be waived or reduced after the transfer under a signed contract or agreement between the lien holder and the buyer existing before the transfer.) If "Yes," the amount of the outstanding balance of this lien or encumbrance is: 6. The deed recording fee is computed as follows: (a) Place the amount listed in item 4 above here: 666,300.00 (b) Place the amount listed in item 5 above here: (If no amount is listed, place zero here.) (c) Subtract line 6(b) from Line 6(a) and place result here: 666,300.00 7. The deed recording fee due is based on the amount listed on Line 6(c) above and the deed recording fee due is: __2,466.05___ 8. As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: Legal Representative 9. I understand that a person required to furnish this affidavit who willfully furnishes a lalse or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

Legal Representative

BUIST, BYARS & TAYLOR, LLC

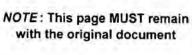
Sworn to before me this do

My Commission Expires:

KRISTIN M. BRADSHAW
Notary Public, South Carolina
My Commission Expires
August 19, 2024

RECORDER'S PAGE

with the original document





BUIST BYARS & TAYLOR, LLC FRESHFIELDS VILLAGE 130 GARDNER'S CR PMB 138 JOHNS ISLAND SC 29455 (BOX)



	Date:	April 27, 2017
	Time:	1:02:32 PM
Book	Page	DocType
0633	575	Deed

MAKER: # of Pages: 5 SCHINDLER MARK J AL Note: Recording Fee \$ 10.00 RECIPIENT: State Fee \$ 1,732.90 SCHULDT ROBERT F II AL County Fee \$ 733.15 Extra Pages \$ Original Book: Original Page: Postage \$ Chattel \$ TOTAL 2,476.05 AUDITOR STAMP HERE DRAWER PID VERIFIED BY ASSESSOR Drawer 5 RECEIVED From RMC REPMKD CLERK ANF Apr 28, 2017 DATE 05/01/2017 Peter J. Tecklenburg Charleston County Auditor





Page





Recorded Date

Original Book

Original Page

Doc Type

13:02:32 Recorded Time



Property Information Card



WELCOME REAL PROPERTY RECORD SEARCH

REAL PROPERTY BILL SEARCH

PERSONAL PROPERTY SEARCH

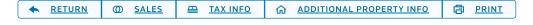
MOTOR VEHICLE SEARCH

CHECKOUT

CONTACT US







Property Information

Current Owner: SCHULDT ROBERT F II SCHULDT CHERYL L 1117 ASHLAND AVE WILMETTE IL 60091

Property ID	1470800080
Physical Address	2730 GNARLED PINE
Property Class	101 - RESID-SFR
Plat Book/Page	1
Neighborhood	111403 AD03 Chateau by the Greens
Deed Acres	0.0000

Legal Description

Subdivision Name -SEABROOK ISLAND Description -LT 14 BLK 9 Description -LT 14 BL

K 9

PlatSuffix AE-48 PolTwp 009

🕰 Sales History

Book	Page	Date	Grantor		Grantee		Туре	Deed	Deed Price
0633	575	4/25/2017	SCHINDLER MA	ARK J	SCHULDT ROBER	RTFII	<u>s</u>	<u>Ge</u>	\$666,300
0284	384	10/3/2012	MIECHKOWSKI	JOHN	SCHINDLER MA	RK J	<u>s</u>	<u>Ge</u>	\$365,000
L511	024	9/30/2004	ROTHWELL MADE	LEINE T	MIECHKOWSKI J	OHN		<u>Ge</u>	\$532,500
D468	264	9/15/2003	ROTHWELL THO	MAS B	ROTHWELL MADEL	EINE T		<u>Ge</u>	\$9
T213	054	5/7/1992	BARON CHARL	ES R	ROTHWELL THOM	//AS B		<u>Ge</u>	\$42,000
C170	759	10/28/1987			BARON CHARLE	ES R		<u>Ge</u>	\$40,000
*	RETUR	N Ø SALES		命 ADDIT	IONAL PROPERTY INFO	PRINT			

PIN: 1470800080

This data is as-of 12-17-2020



The information on this page is for Tax Year 2020 and reflects the status of the property for that tax year. This includes building information, values and information on exemptions, discounts and special assessments. Any changes for Tax Year 2021 will not be displayed until later in 2021.

Value Info

Legal Residence	LR Pct	AgUse	ATI 25Pct Exemption	Assessed Value
N	0	N	N	\$43,300
		Land	Improvement	Total
Market Value		\$119,500	\$602,100	\$721,600
Capped Value *		\$119,500	\$602,100	\$721,600
Taxable/Use Value **		\$119,500	\$602,100	\$721,600

Value History

	2019	2018	2017	2016
Market Value	\$665,000	\$665,000	\$478,500	\$478,500
Capped Value *	\$665,000	\$665,000	\$478,500	\$478,500
Taxable/Use Value **	\$665,000	\$665,000	\$478,500	\$478,500
Assessed Value	\$39,900	\$39,900	\$28,710	\$28,710

^{*} Capped Value: At County-wide reassessments the increase in the value of a property for tax purposes is limited (capped) at no more than 15%.

Dwelling Info

Extension	House	Year	Total Finished	Bedroom	Full Bath	Half Bath	Total
	Type	Built	Living Area	Count	Count	Count	Stories
R01	21 1.5 Stories	1994	2942	3	2	1	2

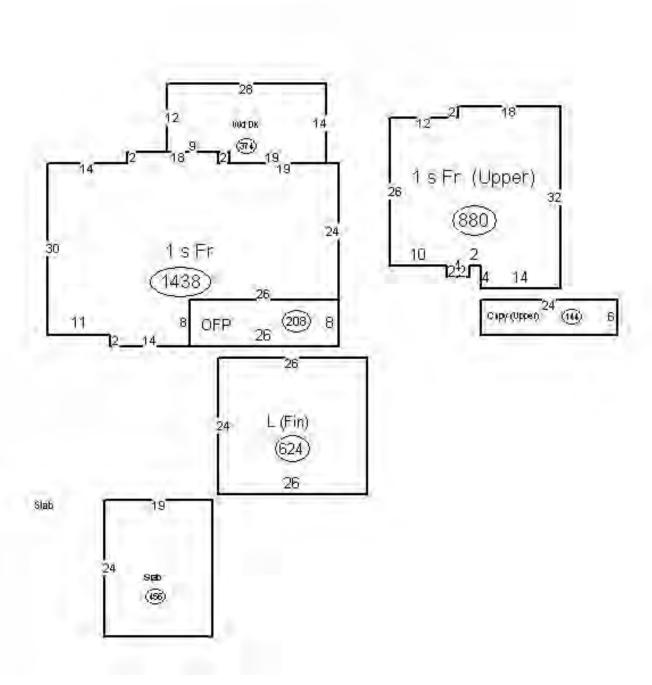
Additional Improvements

No data available

^{**} Taxable/Use Value: The Capped Value and Taxable/Use Value are usually the same. If the property has been approved for Agricultural Use the values will be different.

Sketches

R01



Municipalities

City of Charleston
City of Folly Beach
City of North Charleston
City of Isle of Palms

Additional Resources

Arts & Entertainment CARTA Transit System Sex Offenders
Search
Identity Theft Info
Traffic Cam
49

Social Media



Town of Awendaw
Town of Hollywood
Town of James Island
Town of Kiawah Island
Town of McClellanville
Town of Meggett
Town of Mount Pleasant
Town of Ravenel
Town of Rockville
Town of Seabrook Island

Town of Sullivan's Island

County Library
County Parks
Transportation
Sales Tax
School District
Charleston
Community Guide

Make-A-Wish Car Donation United Way 24hr hotline Visitor Information

Site Translation

Select Language

Powered by Google Translate

E-mail your comments or questions about this site to publicinfo@charlestoncounty.org
Report technical problems with this site to webmaster@charlestoncounty.org

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Public Hearing Notice: Letter to Neighboring Property Owners



PUBLIC HEARING NOTICE

TO: Neighboring Property Owners

FROM: Joseph M. Cronin, Town Administrator/Zoning Administrator

SUBJECT: Variance Request for 2730 Gnarled Pine (Variance #171)

DATE: December 18, 2020

Dear Property Owner,

The purpose of this letter is to notify you that the owners of **2730 GNARLED PINE** have requested a **VARIANCE** from the zoning requirements of the Town's Development Standards Ordinance (DSO). The purpose of the variance request is **TO REDUCE THE REQUIRED REAR YARD SETBACK FROM 25 FEET TO APPROXIMATELY 19.5 FEET TO ALLOW FOR CONSTRUCTION OF A SCREENED PORCH ADDITION AT THE REAR OF THE EXISTING HOME.** A copy of the variance application is enclosed for your information.

The Town's Board of Zoning Appeals has scheduled a **VIRTUAL PUBLIC HEARING**, during which time the Board will receive testimony from any individual who wishes to provide a comment regarding the variance request. This notification is being provided to you pursuant to Section § 19.30.20.30 of the DSO.

PUBLIC HEARING DATE: Thu. January 21, 2021

PUBLIC HEARING TIME: 2:30 PM

PUBLIC HEARING LOCATION: Virtual Meeting via Zoom

Participate in the Virtual Public Hearing: Individuals who wish to participate in the Virtual Public Hearing via Zoom may access the meeting as follows:

- To join by computer, tablet or mobile device:
 https://us02web.zoom.us/j/89400634207?pwd=bDVXY0JBbm15dmRQajhSVk94bFBtZz09
- To join by phone: Call (646) 558-8656 *Please note that long distance rates may apply*
- Meeting ID: 894 0063 4207 Passcode: 888171

Submit a Written Comment: Individuals who wish to submit a comment in advance of the Public Hearing may do so in writing by 12:00 pm on the day of the meeting using one of the following options:

- ONLINE: <u>www.townofseabrookisland.org/variance-171.html</u>
- EMAIL: jcronin@townofseabrookisland.org
- MAIL: Town of Seabrook Island, 2001 Seabrook Island Road, Seabrook Island, SC 29455

The meeting will be live streamed on the town's YouTube channel beginning at 2:30 PM at the following address: https://www.youtube.com/channel/UCIkF87knEApHD1q0kGlaGZg

If you have any questions about the contents of this letter, please feel free to contact me by phone at (843) 768-9121 or by email at <u>jcronin@townofseabrookisland.org</u>.

Sincerely,

Joseph M. Cronin

 $\stackrel{\cdot}{\text{Town Administrator}} \textbf{Zoning Administrator}$



Public Hearing Notice: List of Neighboring Property Owners

Variance Notification List

2730 Gnarled Pine

Property Address	Owner(s) of Record	Mailing Address	City	State	Zip
2720 Gnarled Pine	David & Patricia Stein	2720 Gnarled Pine	Seabrook Island	SC	29455
2710 Gnarled Pine	James & Barbara Kaatz	2710 Gnarled Pine	Seabrook Island	SC	29455
2740 Gnarled Pine	Jeffrey & Kathryn Noel	2740 Gnarled Pine	Seabrook Island	SC	29455
2750 Gnarled Pine	Robert & Katherine Newman	160 Cabell Way	Charlotte	NC	28211
2704 Gnarled Pine	Tina Kingsbury	1109 Lodge Hill Road	Louisville	KY	40223
2715 Gnarled Pine	Christopher & Dorothy Horn	1538 Worthy Court	Belmont	NC	28012
2705 Gnarled Pine	Michelle Diaz-Kotti	166 Timberleaf Drive	Duncan	SC	29334
1005 Crooked Oaks Lane	Lucky Seagull LLC	93 Papelye Street Apt 3H	Brooklyn	NY	11231
1009 Crooked Oaks Lane	Robert & Cynthia Leonard	1009 Crooked Oaks Lane	Seabrook Island	SC	29455
1013 Crooked Oaks Lane	Norvell Office Properties I LLC	1612 Harborview Road	Charleston	SC	29412
1017 Crooked Oaks Lane	Norvell Office Properties I LLC	1612 Harborview Road	Charleston	SC	29412
Golf Course	The Club at Seabrook Island	1002 Landfall Way	Seabrook Island	SC	29455
Property Owners Association	Seabrook Island Property Owners Association	1202 Landfall Way	Seabrook Island	SC	29455
Regime	Not Applicable				





Public Hearing Notice: U.S.P.S. Certified Mail Receipts





Public Hearing Notice: Post & Courier Legal Ad

TOWN OF SEABROOK ISLAND 2001 SEABROOK ISLAND RD JOHNS ISLAND SC 29455 Altn: Fage Allbritton



AFFIDAVIT OF PUBLICATION

The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising clerk of the above indicated newspaper published in the city of Charleston, county and state aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper on the following day(s):

12/21/20 Mon PC 12/21/20 Mon CNW

at a cost of Account# \$240.62

Order#

108294 1913776

P.O. Number:

Subscribed and sworn to before

advertising clerk

NOTARY PUBLIC, SC My commission expires

My Comm. Exp

TOWN OF
SEABROOK ISLAND, SC
NOTICE OF
PUBLIC HEARING
The Town of Seabrook Island
Board of Zoning Appeals will
conduct a Virtual Public
Hearing at 2:30 pm on January 21, 2021. During the meetling, the Board will consider
the following requests for variance from the Development
Standards Ordinance for the
Town of Seabrook Island:

LOCATION:
273U Gnaried Pine
TAX MAP # 147-08-00-080
ZONING DISTRICT: S
Single-Pamily Residential
CODE SECTION: 7.60.20.30 /
7.60.80 25-foot Fear yard setback required for residential
structures
VARIANCE(S) REQUESTED: To reduce the required
rear yard setback from 25
feet to approximately 19.5 feet
to allow for construction of a
screened porch addition
APPLICATION # 172

PPLICANT: shifon Holloway (Owner) OCATION:

AShion Holloway (Owner)
LOCATION:
3016 Seabrook Village Drive
TAX MAP #: 147-00-00-059
ZONING DISTRICT: MF
MUIII-Family Residential
CODE SECTION: 6.80 (Village at Seabrook PUD, as
amended by Ord. 2020-01)
30-foot front yard selback required from both street fronttages on corner lots
VARIANCE(s) REQUESTED: To reduce the required
front yard selback on the secondary street frontage from
30 feet to twenty 20 feet to
allow for construction of a
detached single-family home
Documents relating to the
variance requests may be
viewed on the town's website
at

www.lownof
seabrookisland.org.
Participate in the
Virtual Public Hearing: Individuals who wish to
participate in the Virtual Public Hearing via Zoom may
access the meeting as follows:
- To Join by computer,
tablet or mobile device:
https://usc/web.zoom.us//
89400634207?pwd=bDVXY
0JBbm15dmRQalhSVk94bF
BIZ209
- To Join by phone: Call

• To join by phone: Call (646) 558-8656 *Please note that long distance rates may

that long distance rates may apply*
• Meeting ID: 894 0063 4207
Passcode: 888171
Submit a Written
Comment: Individuals who wish to submit a comment in advance of the Public Hearing may do so in wriling by 12:00 pm on the day of the meeting using one of the following options:
ONLINE: https://

27403 The meeting will be streamed on the town's Yo Tube channel at the follow address: https://www.yo be.com/channel/UCIkF87k

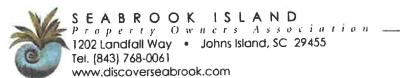


Public Hearing Notice: Property Posting





SIPOA Approval (10-05-2020)



202005640

Application # (for office use only)

Architectural Review • arc@sipoa.org

Request for Exterior Alteration/Maintenan Proposed or Existing Dwelling, Appurtenant Structure,	
☐ Change/Update to Existing Approval ☐ Property is in Regime	
The following is to be completed and signed by the Property Owner. This form must information as outlined in the Review Process for Exterior Alterations to Existing Dwell SIPOA Policies and Procedures §III.A).	lings procedure (see
Construction Location: Application Date: 9//	/20
Block: 09 Lot: 14 TMS #: 147-08-00-0	180
Property Address: 2730 GNARLEN PINE	
Property Owner: ROB & CHERYL SCHULTEONTractor: ROW WISL	(C14
Address: SAME Address: 1881-A ANDEL	LL BLUFF BLVD
JOHNS ISLAN	un sc 29455
Telephone #: 847-251-3483 Telephone #: 843 847-	1903
Email: CSHUL DTO CS MEDIAINC Email: RUNAWOUCHOCM	ALL, COM
Proposed Work & Information Required (check all that apply)	
Deck (site plan & material information) Demolition (completion timetable) Dock Construction (site plan & dock plan) Driveways/Walks (site plan & material) Handicap Access (site plan & description) Lighting (locations & cut sheets of fixtures) Paint (brand name, product #, & color) Patio (site plan & material information) Porch Enclosure (window details) Recreational Equipment Reofing (brand & color) Roofing (brand & color) Roofing (brand & color) Roofing (brand & color) Roofing (brand & color) Sorreened Porch (site plan & material information) Window Replacement Other (describe below	r) an & elevations) material information) lan & description) l. color) an, product, fencing) (window details)
Description: SCREEN PURCY PER PURN SUBMIT	76-77
Estimated Cost of Project: \$ 28,600	RECEIVED
v.2018.0 – December 10, 2018	SEP 01 2020
	e.V

Request for Exterior Alteration Proposed or Existing Dwelling, Appurtenant Structure, or Hardscape, page 2 of 2:

As the Property Owner of the above referenced Property, I hereby request that the SIPOA Architectural Review Staff review this application and any attached drawings for exterior alteration/improvement.

AUTHORIZATION TO ENTER PROPERTY: I/we hereby authorize ARC members and SIPOA and/or ARC agents and employees to enter upon the Property from time to time during the entire course of the Design Review Process.

DESIGNATION OF AGENT: I/we, the Owner(s) of the above referenced property, designate the following individual(s) to act for me/us during the Architectural Review Committee application and/or construction process.

Address: 1881-A ANDELL	BLUFF BLVD
City/State: DUITES ISCANI) S.C. 29455
Telephone#: 843 -847 1903	Email: ROMANELCHOGMITIC.COM
	9/1/20
Property Owner	Date Order
Property Owner's Contractor/Agent	Date
0 10 11	Check #Check #
Katrina Burrell	10/05/2020
Submitted By: 62 an Could Katrura Burrell Approved by Architectural Review Administrator	
Submitted By: 62 an Could Katrura Burrell Approved by Architectural Review Administrator	10/05/2020
KatrinaBurnell	

NOTE: Approval by the Architectural Review Committee (ARC) certifies that the plan meets the ARC requirements regarding appearance and in no way certifies the quality, strength, accuracy, etc., of the building design. All improvements must also comply with the applicable version of the SIPOA ARC Policies and Procedures. Alterations to multi-family dwellings must be approved by the Property Manager prior to requesting ARC approval. Application must be made to the Town & Charleston County for any required permits prior to commencing construction or other activity. The omission of any stipulation or requirement of the Policies and Procedures is not a waiver of said requirement. This approval is valid for 6 months from date of ARC approval.



Zoning Denial Letter (10-13-2020)

Mayor John W. Gregg

Town Council Skip Crane Jeri Finke Pat Fox Barry Goldstein

Town Administrator Joseph M. Cronin



Town Clerk/Treasurer Faye Allbritton

Licensing Specialist Lynda Stearns

> Admin. Assistant Nichole Nettles

Municipal Judge Dennis E. O'Neill

TOWN OF SEABROOK ISLAND

2001 Seabrook Island Road • Seabrook Island, SC 29455 Phone: (843) 768-9121 • Email: info@townofseabrookisland.org

October 13, 2020

Ron Welch Contracting Inc. 1881-A Andell Bluff Boulevard Seabrook Island, SC 29455

RE: 2730 Gnarled Pine

Dear Mr. Welch:

I have reviewed your zoning permit application, submitted on behalf of Robert and Cheryl Schuldt (owners), for construction of a screened porch at the rear of an existing residence located at 2730 Gnarled Pine (Charleston County Tax ID 147-08-00-080).

Your request for a zoning permit for the above referenced property has been **<u>DENIED</u>** for the following reasons:

- The proposed addition will encroach approximately 5.4 feet into the required 25-foot rear yard setback.
- Note: The property survey incorrectly shows a 15-foot rear yard setback. The minimum rear
 yard setback requirement is 25 feet. On lots abutting open space (such as a golf course) open
 decks may be located 15 feet from the property line; however, all other structures must be set
 back at least 25 feet from the rear property line.
- DSO Code References:
 - o § 7.60.20.30. Single Family Setbacks (Rear). Twenty-five (25) feet.
 - § 7.60.60. Open Space Lots Rear Setback. On lake, lagoon, or golf course lots the minimum rear lot setback of the residential structure must be twenty-five (25) feet. Open decks may extend into the setback, but may not be less than fifteen (15) feet from the rear lot line.

Right to Appeal

Any applicant who believes there has been an error in any order, requirement, decision, or determination by the Zoning Administrator in the enforcement of the DSO may submit a Notice of Appeal to the Board of Zoning Appeals, pursuant to § 19.40 of the DSO. Any such appeal must be initiated within 30 days from the date of this letter.

Variance Applications

Any applicant may submit a request for a variance from the requirements of the DSO by filing an Application for Variance to the Board of Zoning Appeals. In instances of unnecessary hardship, the Board of Zoning Appeals may authorize the granting of a variance from the requirements of the DSO upon finding that the request meets each of the following criteria:

- (a) There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, or topography; and
- (b) Such conditions are peculiar to the particular piece of property involved and do not generally apply to other property in the vicinity; and
- (c) Because of these conditions, application of DSO on this particular piece of property would effectively prohibit or unreasonably restrict the utilitization of the property; and
- (d) Relief, if granted, would not cause substantial detriment to adjacent property, the public good or impair the purpose and intent of the DSO or the comprehensive plan

If you or the property owners would like to initiate an appeal or variance request, please contact our office as soon as possible.

If you have any questions or comments about the contents of this letter, please feel free to contact me by phone at (843) 768-9121 or by email at icronin@townofseabrookisland.org.

Respectfully,

Joseph M. Cronin

Town Administrator / Zoning Administrator

Town of Seabrook Island



ATTACHMENT #18a

Letter from Jeffrey Noel (01-08-2021)

Joe Cronin

From: no-reply@weebly.com

Sent: Friday, January 8, 2021 9:12 AM

To: Joe Cronin

Subject: New Form Entry: Public Comments - Variance #171

You've just received a new submission to your Public Comments - Variance #171.

Mark as Spam

Submitted Information:

Name

Jeffrey Noel

Address

2740 Gnarled Pine

Email Address

crab3730@gmail.com

Do you support the approval of Variance #171

Yes - In Favor

Comment

Enjoy the screened in porch! Jeff and Kathy Noel



MEMORANDUM

TO: Town of Seabrook Island Board of Zoning Appeals Members

FROM: Joseph M. Cronin, Town Administrator/Zoning Administrator

SUBJECT: Variance Application # 172 – 3016 Seabrook Village Drive

MEETING DATE: January 21, 2021

Variance Application #1	.66
Applicant:	M. Ashton Holloway (Owner)
Location:	3016 Seabrook Village Drive
Tax Map Number:	147-00-00-059
Zoning District:	MF Multi-Family Residential
Code Section(s):	§ 6.80 (Village at Seabrook PUD, amended by Ord. 2020-01) – 30-foot front yard setback required from both street frontages on corner lots
Purpose:	To reduce the required front yard setback on the secondary street frontage from 30 feet to twenty 20 feet to allow for construction of a detached single-family home

Overview

The Town has received a variance application from M. Ashton Holloway, the owner of Charleston County Tax Map # 147-00-00-059 (hereafter, the "Applicant"). The Applicant is requesting a reduction in the 30-foot secondary front yard setback requirement to allow for construction of a new detached single-family home located at 3016 Seabrook Village Drive (Block 58, Lot B-01). The property, which is currently vacant, was purchased by Mr. Holloway in October 2020.

The Planned Unit Development (PUD) Ordinance for the Village at Seabrook, which was last amended on February 25, 2020 (Ord. 2020-01), requires a minimum front yard setback of 30 from the front property line (20 feet for uncovered steps). Because this is a corner lot wherein one street is <u>not</u> a cul-de-sac, the 30-foot front yard setback would apply to both the Seabrook Village Drive (primary) and Seabrook Island Road (secondary) street frontages. At its closest point, the principal structure will be located approximately 23.5 feet from the front property line. The uncovered steps will be set back more than 20 feet from the street and, therefore, would not require a variance.

Code References:

- a. § 7.60.10.10. Corner Lots. Where a lot abuts two intersecting streets (corner lot) both front setbacks shall be observed. In applying these measurements to a corner lot, the lot shall be deemed to have two (2) front yards and two (2) side yards.
- b. § 6.80.10. Governing Master Plan and Requirements. The Village at Seabrook PUD (Application #1739 as amended) (Exhibit A) is hereby approved and adopted. The

approved amendments to the application which shall constitute the PUD for this property are shown on the map attached as Exhibit B and incorporated herein by reference. The Lake Entry Tract PUD is subject to all of the requirements of the Town Code and DSO; provided, however, all detached residential units within the Village at Seabrook shall be treated as "single-family detached residential units" and, therefore, shall not be subject to the architectural review requirements for multi-family development, as outlined in Section 14 of the DSO, as long as the architectural plans have been reviewed and approved by a duly constituted architectural review board prior to the issuance of a zoning permit by the town. In the event of conflict between this ordinance and the Town Code and/or DSO, the provisions of this ordinance shall prevail. The applicant further agrees that all roads within the PUD as well as the six-acre lake shall be deeded to the Seabrook Island Property Owner's Association.

c. Ord. 2020-01 - Exhibit B: Land Use Summary.

Front Yard Setbacks: The minimum front yard setback shall be 30 feet from the street right-of-way; provided, however:

 For corner lots wherein one street frontage is a cul-de-sac street, the minimum front yard setbacks shall be 30 feet from the cul-de-sac street right-of-way and 20 feet from the intersecting street right-of-way; and

Staff Note: Neither the DSO nor the Village PUD define the term "cul-de-sac." A cul-de-sac is generally defined as a dead-end street with a vehicular turnaround. The American Planning Association's "Planners Dictionary" includes the following examples:

Street, cul-de-sac (See also turning circle)

- A street with a single common ingress and egress and with a turnaround at the end. (Henderson, Nevada)
- A local street having one end open to vehicular traffic and the other end permanently closed with a vehicular turnaround. (Tallmadge, Ohio)
- A local street of relatively short length with one end open to traffic and the other end permanently terminating in a vehicular turnaround. (Trenton Township, Ohio)
- A dead-end street providing at the closed end special enlarged turning and maneuvering space for vehicular traffic as specified in the engineering regulations. (Golden, Colorado)
- A street having one open end and being permanently terminated by a vehicle turnaround. (Mishawaka, Indiana)

Under these definitions, none of the streets within the Village would be considered "true" cul-de-sac streets. However, previous

Zoning Administrators, as well as the original subdivision plat of the Village, identified lots A-01, A-06, A-07, A-14, A-15 and A-20 as corner lots on a cul-de-sac street. To date, only these lots have been eligible for a reduced setback from the secondary street frontage. All other corner lots within the Village (including the subject property) are considered to be located on non cul-de-sac streets and subject to a 30-foot front yard setback from both street frontages.

 Uncovered front steps may extend into a front yard setback, but must be set back at least 20 feet from the street right-of-way.

The property is currently zoned PUD/MF Multi-Family, and a single-family detached residence is a permitted use by-right.

In order to allow for construction of the proposed residence, the Applicant is requesting a variance from the following requirements of the DSO:

ТҮРЕ	REQUIRED PER DSO	VARIANCE (REQUESTED)
Front Yard Setback	30 feet (§ 6.80.10 & Ordinance 2020-01)	Reduce the front yard setback requirement along the secondary street frontage (Seabrook Island Road) from 30 feet to 20 feet (10-foot encroachment)

In his application, the Applicant stated that he is requesting relief from the secondary front yard setback requirement for the following reasons:

- a) Other corner lots on the same side of Seabrook Island Road can take advantage of a reduced 20-foot front yard setback along the secondary street frontage due to those lots being classified as fronting a "cul-de-sac" street;
- b) The Applicant contends that Seabrook Village Drive should be considered a cul-de-sac street because it is closed at one end and, therefore, a reduced 20-foot setback from the secondary street frontage should be allowed;
- c) The Applicant is attempting to maintain consistency with other corner lots on the same side of Seabrook Island Road; and
- d) Strict application of the 30-foot front yard setback requirement from the secondary street frontage will restrict the Applicant's ability to construct a home of similar size and orientation as other homes on Seabrook Island Road.

Staff Comments

As a matter of practice, the town's Zoning Administrator does not typically provide a recommendation in favor of, or in opposition to, a variance application. In our opinion, these

requests are best left to the Board of Zoning Appeals following a thorough review of the relevant facts, including the receipt of testimony from interested parties during the required public hearing.

In granting a variance, state law permits the Board of Zoning Appeals to attach such conditions as the Board may consider advisable to protect established property values in the surrounding area or to promote the public health, safety, or general welfare.

Should the Board vote to approve the variance request, staff would recommend in favor of attaching the following conditions:

- The approved variance shall apply to the building layout as shown on the site-specific plan prepared by the Applicant and reviewed by the Board on January 21, 2021. Any modification to this site-specific plan prior to the issuance of a zoning permit, with the exception of minor corrections and/or modifications which conform to the requirements of the town's DSO, shall require further review and approval by the Board of Zoning Appeals prior to permitting.
- The Applicant shall prepare and submit to the Zoning Administrator an as-built survey
 prior to the issuance of a Certificate of Occupancy (or within 30 days of passing the final
 inspection if no Certificate of Occupancy is required). The as-built survey shall be
 prepared and stamped by a professional land surveyor who is qualified to perform such
 services in the State of South Carolina.
- The variance shall expire on January 21, 2023 (two years from the date of approval) if the Applicant fail to obtain a building permit on or before that date.

Respectfully submitted,

Joseph M. Cronin

Town Administrator/Zoning Administrator

Criteria for Review

Pursuant to Section 6-29-800(A)(2) of the SC Code of Laws, the Board of Zoning Appeals has the power to hear and decide appeals for variance from the requirements of the zoning ordinance when strict application of the provisions of the ordinance would result in unnecessary hardship. A variance may be granted in an individual case of unnecessary hardship if the board makes and explains in writing the following findings:

- (a) there are **extraordinary and exceptional conditions** pertaining to the particular piece of property;
- (b) these conditions do not generally apply to other property in the vicinity;
- (c) because of these conditions, the application of the ordinance to the particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property; and
- (d) the authorization of a variance **will not be of substantial detriment** to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance.

The board may not grant a variance, the effect of which would be to allow the establishment of a use not otherwise permitted in a zoning district, to extend physically a nonconforming use of land or to change the zoning district boundaries shown on the official zoning map. The fact that property may be utilized more profitably, if a variance is granted, may not be considered grounds for a variance. Other requirements may be prescribed by the zoning ordinance.

In granting a variance, the board may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the board may consider advisable to protect established property values in the surrounding area or to promote the public health, safety, or general welfare.

Attachments

The following supplemental items have been attached for review:

Application & Property Information					
1	Variance Application	p. 76-80			
2	Existing Conditions	p. 81-82			
3	Site Plan & Architectural Drawings	p. 83-92			
4	Subdivision Plat (2001)	p. 93-94			
5	Property Photos	p. 95-103			
6	Zoning Map	p. 104-105			
7	Aerial Image	p. 106-107			
8	FEMA Base Flood Elevation	p. 108-109			
9	Title to Real Estate	p. 110-115			
10	Property Information Card	p. 116-119			
11	Public Hearing Notice – Letter to Neighboring Property Owners	p. 120-122			
12	Public Hearing Notice – List of Neighboring Property Owners	p. 123-124			
13	Public Hearing Notice – U.S.P.S. Certified Mail Receipts	p. 125-126			
14	Public Hearing Notice – Post and Courier Legal Ad	p. 127-128			
15	Public Hearing Notice – Property Posting	p. 129-130			

Other Information				
16	Ordinance 2020-01: Village PUD Amendment (02-25-2020)	p. 131-139		
17	Village at Seabrook Corner Lots	p. 140-161		

Writt	Written Correspondence Regarding the Proposed Variance Request		
18	None Received		



Variance Application

TOWN OF SEABROOK ISLAND

Seabrook Seabrook Seab (843

2001 Seabrook Island Road Seabrook Island, SC 29455 (843) 768-9121

APPLICATION FOR VARIANCE

Board of Zoning Appeals

Any applicant seeking a variance from the zoning requirements of the Town of Seabrook Island's Development Standards Ordinance (hereafter, the "DSO") must submit a written application, along with a \$150.00 application fee and all required supplemental information. Applications must be typed or written legibly in ink. Please attach an additional sheet of paper if more space is needed. If you need assistance filling out this application form, please contact the Zoning Administrator by phone at (843) 768-9121 or by email at jcronin@townofseabrookisland.org.

1. PROPERTY INFORMATION	ON						
Please provide information	regarding the property wh	ich is subject t	o the variance r	equest.			
Property Address	3016 Seabrook Village Drive						
Tax Map Number	1470000059	Block		Lot Bi		31	
Lot Size (Square Feet)	0.15						
Is this property subject to a	n OCRM critical line? (eg. N	Marsh or Beach	front Lots)		Yes	V	No
s this property subject to p	private restrictions or cover	nants? (eg. SIPC	OA or regime)	~	Yes		No
2. APPLICANT(S)							
Please provide information	regarding the individual(s)	who is (are) su	bmitting the va	ariance r	request.		
Applicant Name(s)	M. Ashton Holloway						
Applicant Address	101 High Hammock Village,	Seabrook Island	, SC 29455				
Applicant Phone Number -	912 531 6355						
Applicant Email Address	ashtonholloway@hotmail.c	om					
is the relationship to the Pr	wner of the property, what roperty Owner(s)?						
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If the Applicant(s) is (are) Nowner Name(s) Owner Mailing Address Owner Phone Number Owner Email Address Designation of Agent (Requappoint the above named Address Owner Signature(s) 4. CERTIFICATION Under penalty of perjury,	uired if the Applicant(s) is(are) NOT a Pro ent(s) to repres	perty Owner): sent me (us) in t	I (we) he this appl Da	ereby de lication. ete	esigna	te and
Owner Name(s) Owner Mailing Address Owner Phone Number Owner Email Address Designation of Agent (Reg appoint the above named A Owner Signature(s) 4. CERTIFICATION Under penalty of perjury,	uired if the Applicant(s) is(Applicant(s) as my (our) ago .	are) NOT a Pro ent(s) to repres	perty Owner): sent me (us) in t	I (we) he this appl Da Da	ereby de lication. ete	esignat	te and

Date Filed:

Hearing Date:

Variance Application #:

5. VARIANCE REQUEST

A. Please provide a brief description of the proposed scope of work:

Construction on a corner lot of the Village at Seabrook.

Determination of the corner cul-de-sac, secondary front yard set back (20 feet)

Continuance of the community character along the cul-de-sac road.

- B. In order to complete the proposed scope of work, the Applicant(s) is (are) requesting a variance from the following requirement(s) of the town's DSO:
 - 1) DSO Section Reference(s):

6.80 Ordinance #2020-01

2) DSO Requirement(s):

Secondary Front yard set back for corner lot of cul-de-sac

- C. The application of the zoning requirements of the town's DSO will result in unnecessary hardship, and the standards for a variance set by State Law and the DSO are met by the following facts:
 - 1) There are extraordinary and exceptional conditions pertaining to this particular piece of property as follows:

The lot has been mis-classified as a corner lot, and not a cul-de-sac corner lot. Seeking to correct the clasification, via the definition of a cul-de-sac. With the 30 foot Secondary front yard set back, the lot is imited on its ability to contribute community character by the mis-classified cul-de-sac lot.

2) These conditions do not generally apply to other property in the vicinity as shown by:

Other lots that are determined a cul-de-sac along Seabrook Island Road, have a 20 foot secondary front yard setback. Lot B1 meets the qualifications of a cul-de-sac lot, more so than the other lots along Seabrook Island Road. The definition of a Cul-de-sac: "a street, lane, etc., closed at one end", " The turnaround area at the end of a dead-end street or an egress."

3) Because of these conditions, the application of the zoning requirements to this particular piece of property would effectively prohibit or unreasonably restrict the utilization of the property as follows:

We are attempting to keep the same consitancy of the character and frontage of the cul-de-sac corner lots. An inability to address both primary and secondary street frontage at this lot to allow for porches and character along the Seabrook Island Road frontage.

4) The authorization of the variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance for the following reasons:

We are seeking to properly define lot B1 as a cul-de-sac corner lot, by definition a cul-de-sac is a road closed at one end, and the turn around at the end of a dead end road. Seabrook Village drive fits this definition, more so than the "cul-de-sacs" along seabrook island road. It is a road that only has one access. The mis-classified 30 foot secondary setback does not allow for community character within the design, and allowable setbacks of the lot.

6. APPLICATION MATERIALS

In addition to the completed Variance Application Form, all requests for variance must be accompanied by the supplemental materials listed below. An application is not considered "complete" until all required documentation has been received by the Zoning Administrator. Below is a checklist of the required materials:

uocui	heritation has been received by the zonning Administrator. Below is a checklist of the required materials.
\checkmark	Completed & Signed Variance Application Form (Paper Required; PDF Optional)
	 Please submit one completed paper application. All signatures must be original.
$ \checkmark $	\$150.00 Application Fee
<u> </u>	The application fee may be paid by cash or check only.
\checkmark	As-Built Survey / Survey of Existing Conditions (Paper Required; PDF Optional)
_	 All applications must be accompanied by an as-built survey which accurately illustrates the
	existing conditions on the property, including setback measurements for all structures.
	Proposed Site Plan (Paper & PDF Required)
•	 Required for all new structures and/or exterior modifications which will change the footprint of
	one or more existing structures.
	<u> </u>
	• For lots abutting a marsh or beachfront jurisdictional line, the location of the critical line must be
	certified by OCRM within the previous five (5) years.
 √	Scaled Architectural Drawings: (Paper & PDF Required)
	 Required for all new structures and/or exterior modifications to existing structures.
	 Architectural drawings must show, at a minimum:
	 A detailed floor plan or plan view; and
	o Front, side and rear elevations, as appropriate.
	Letter of Approval from Property Owners Association and/or Regime: (Paper Required; PDF Optional)
ш	 Required for all properties which are subject to private restrictions and/or covenants.
	 If approval is pending, please attach a Letter of Acknowledgement from the POA and/or Regime.

CRITERIA FOR REVIEW

support his or her request may be attached but are not required. (Paper & Digital Files Optional)

Letters of support, petitions, photographs, and any other documentation which an Applicant feels may

Pursuant to Section 6-29-800(A)(2) of the SC Code of Laws, the Board of Zoning Appeals has the power to hear and decide appeals for variance from the requirements of the zoning ordinance when strict application of the provisions of the ordinance would result in **unnecessary hardship**. A variance may be granted in an individual case of unnecessary hardship if the board makes and explains in writing the following findings:

- (a) there are extraordinary and exceptional conditions pertaining to the particular piece of property;
- (b) these conditions do not generally apply to other property in the vicinity;
- (c) because of these conditions, the application of the ordinance to the particular piece of property would **effectively prohibit or unreasonably restrict** the utilization of the property; and
- (d) the authorization of a variance will not be of substantial detriment to adjacent property or to the public good, and the character of the district will not be harmed by the granting of the variance.

The board may not grant a variance, the effect of which would be to allow the establishment of a use not otherwise permitted in a zoning district, to extend physically a nonconforming use of land or to change the zoning district boundaries shown on the official zoning map. The fact that property may be utilized more profitably, if a variance is granted, may not be considered grounds for a variance. Other requirements may be prescribed by the zoning ordinance.

In granting a variance, the board may attach to it such conditions regarding the location, character, or other features of the proposed building, structure, or use as the board may consider advisable to protect established property values in the surrounding area or to promote the public health, safety, or general welfare.



12.15.20

RE: 3016 Seabrook Village Drive

Board of Zoning Appeals,

I am seeking to find a variance of the hardship placed upon Lot B1 in the Village at Seabrook. In an effort to remain consistent with the previously set requirements, lot B1 has a secondary side setback (Seabrook Island Road frontage) that does not conform to the benefit of the character of the community.

Cul-de-sac is defined as a road with a dead end, Seabrook Village Drive fits this definition. It has one access, which has a dead end. It is more so a cul-de-sac, than the (2) small "diversions" in the village that are classified as Seabrook Island Road, with a Seabrook Island Road address, which is not a dead end street.

Having Lot B1 as a cul-de-sac corner lot, there is more of a hardship placed on this lot with the current secondary 30' (Seabrook island road frontage). We are attempting to keep the character of the village, with street facing porches at a corner lot, as to keep the porch scale and feel, vs a solid wall with windows, and no porch to soften the hard corner edge lot.

The other cul-de-sac lots on the corners are granted the 20' secondary setback, and trying to keep consistent with the development, we are seeking to have the same standards applied to Lot B1.

Thank you for your time in consideration of the correction of the classification of a cul-de-sac within the Village development.

Sincerely

Ashton Holloway



Existing Conditions

A.H. SCHWACKE & ASSOCIATES

LAND SURVEYING & CONSTRUCTION LAYOUT
1975 FRAMPTON AVE PH: 843-762-7005 FAX 843-762-0109
P.O. BOX 13077, CHARLESTON, SOUTH CAROLINA 29422-3077

REFERENCE:

PLAT BY: G ROBERT GEORGE DATED: NOVEMBER 13, 2001 BOOK: EF PAGES: 245-246 RMC CHAS. CO.

TAX MAP No. 147-00-00-059 No. SEABROOK VILLAGE DRIVE

> LOT AREA: 6,362.0 Sq. Feet 0.15 Acres

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	505.00	54.06	54.03	N 52°43'29" W	6*07'59"
C2	25.00'	38.72'	34.96	S 11'00'58" E	88'43'46"
C3	275.00	55.24	55.15'	S 38'52'07" W	11'30'33"

NOTES:
BEARING SHOWN ARE BASED ON SOUTH
CAROLINA STATE PLANE COORDINATE SYSTEM,
NAD 83

AREA DETERMINED BY COORDINATE METHOD.

ELEVATIONS ARE BASED ON NGVD '29 DATUM.

THE PUBLIC RECORDS REFERENCED ON THIS PLAT ARE ONLY THOSE USED AND/OR NECESSARY TO THE ESTABLISHMENT OF THE BOUNDARY OF THIS PROPERTY. THEY ARE NOT AND DO NOT CONSTITUTE A TITLE SEARCH. ANYTHING SHOWN OUTSIDE THE DEFINED

THE REQUIRED SETBACKS MAY BE DESIGNATED AND/OR VARIED BY THE SEABROOK ISLAND ARCHITECTURAL REVIEW BOARD. THE ARCHITECTURAL REVIEW BOARD RESERVES THE RIGHT TO GRANT VARIANCES RESPECTING SETBACK GUIDELINES AND/OR TO EXPAND THE "BUILDABLE" AREA.

BOUNDARY OF THIS PLAT IS FOR DESCRIPTIVE

THE PRESENCE OR ABSENCE OF U.S. ARMY CORPS OF ENGINEERS JURISDICTIONAL WETLANDS IS UNDETERMINED AS OF THE DATE OF THIS SURVEY.

NO SUBSURFACE OR ENVIRONMENTAL INVESTIGATION OR SURVEYS WERE PERFORMED FOR THIS PLAT, THEREFORE THIS PLAT DOES NOT REFLECT THE EXISTENCE OR NONEXISTENCE OF WETLANDS CONTAMINATION OR OTHER NONVISIBLE CONDITIONS WHICH MAY AFFECT THIS PROPERTY.

PROPERTY APPEARS TO BE LOCATED IN FLOOD ZONE AE (EL 12') AS PER FEMA FLOOD MAPS. PANEL No. 45019C 0785J DATED: NOVEMBER 17, 2004 COMMUNITY No. 450256

* SETBACKS SHOULD BE VERIFIED PRIOR TO DESIGN OR CONSTRUCTION BY CONTROLLING AUTHORITY.

SURVEYOR'S CERTIFICATION

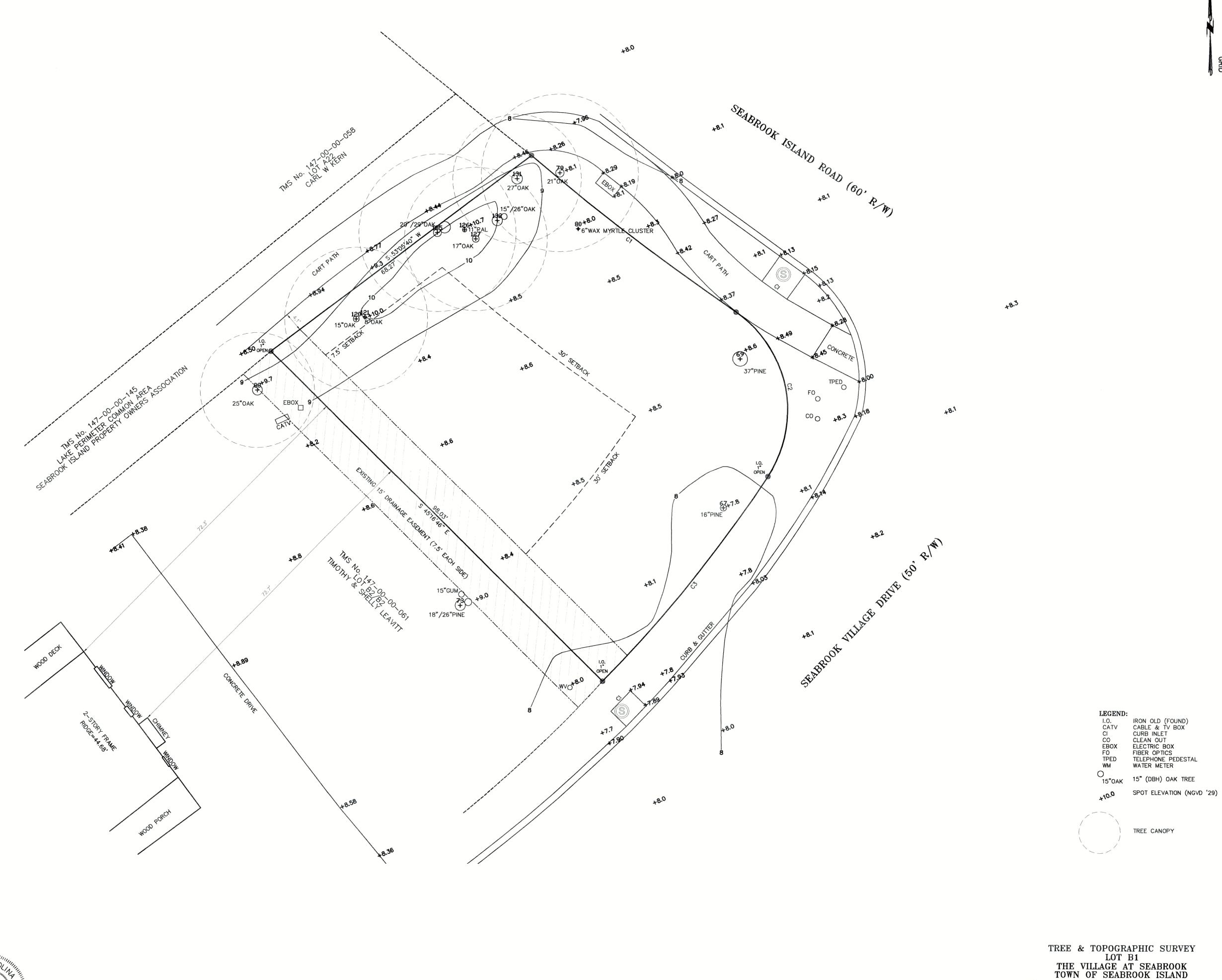
KIM19 / 19259

I hereby state that to the best of my knowledge, information, and belief, the survey shown hereon was made in accordance with the requirements of the Standards of Practice Manual for Surveying in South Carolina, and meets or exceeds the requirements for a Class A survey as specified therein. Also there are no visable encroachments or projections other than shown.

KEVIN M. SCHWACKE, SR. PLS
S.C. Registration Number 20468

CERTIFICATIONS ARE NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS.
THIS PLAT IS COPYRIGHTED AND IS INTENDED ONLY FOR THE ENTITY OR PERSON(S) SHOWN HEREON. THIS PLAT REPRESENTS A SURVEY BASED ON THE LISTED REFERENCES ONLY AND IS NOT THE RESULT OF A TITLE SEARCH.

SR. PLS 20468

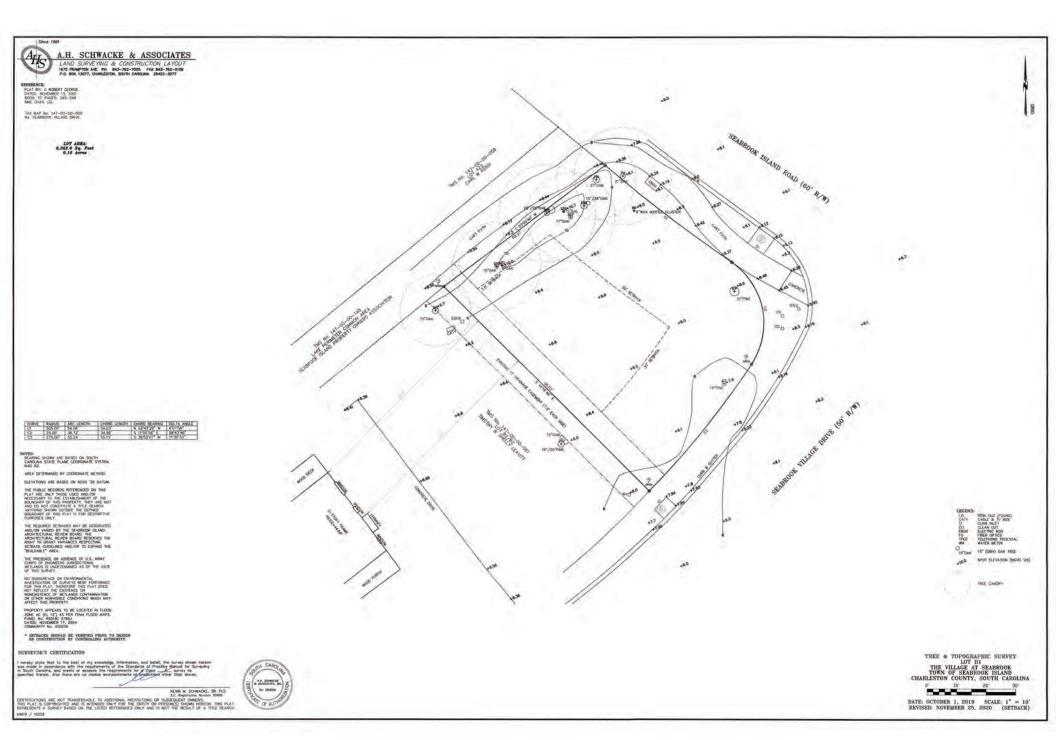


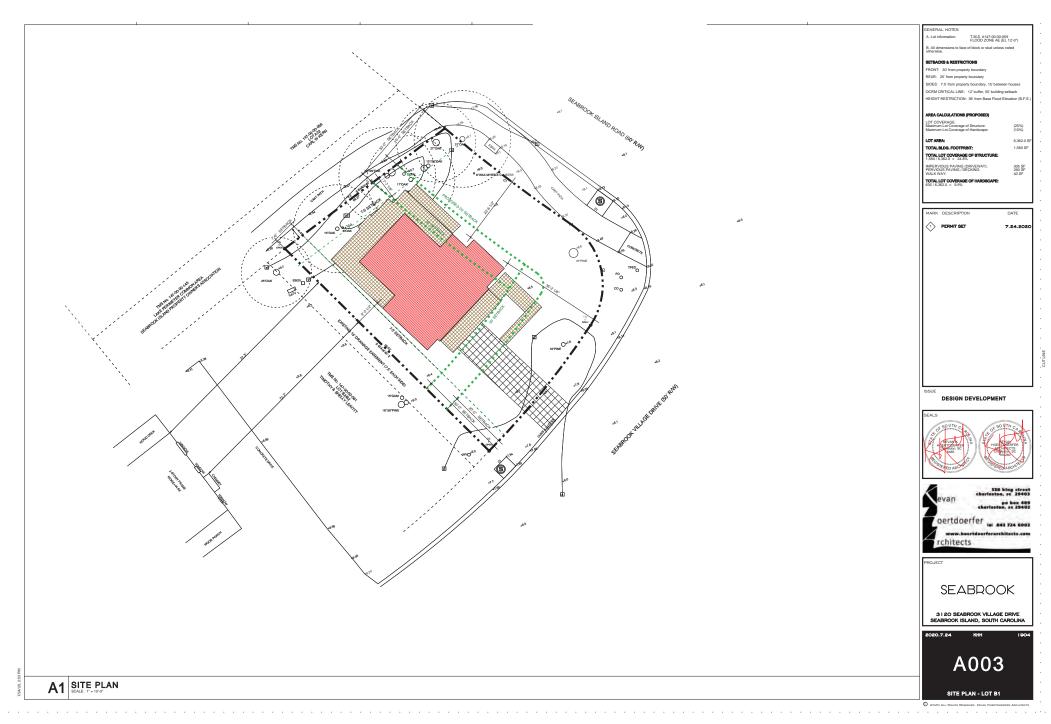
CHARLESTON COUNTY, SOUTH CAROLINA

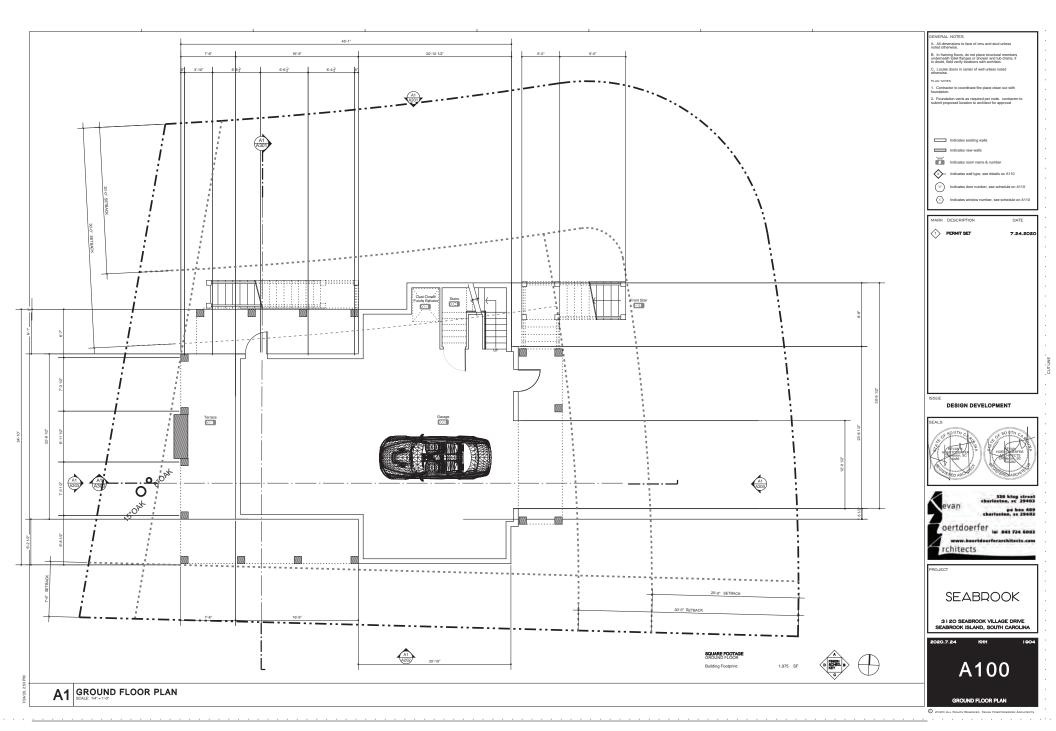
DATE: OCTOBER 1, 2019 SCALE: 1" = 10' REVISED: NOVEMBER 25, 2020 (SETBACK)

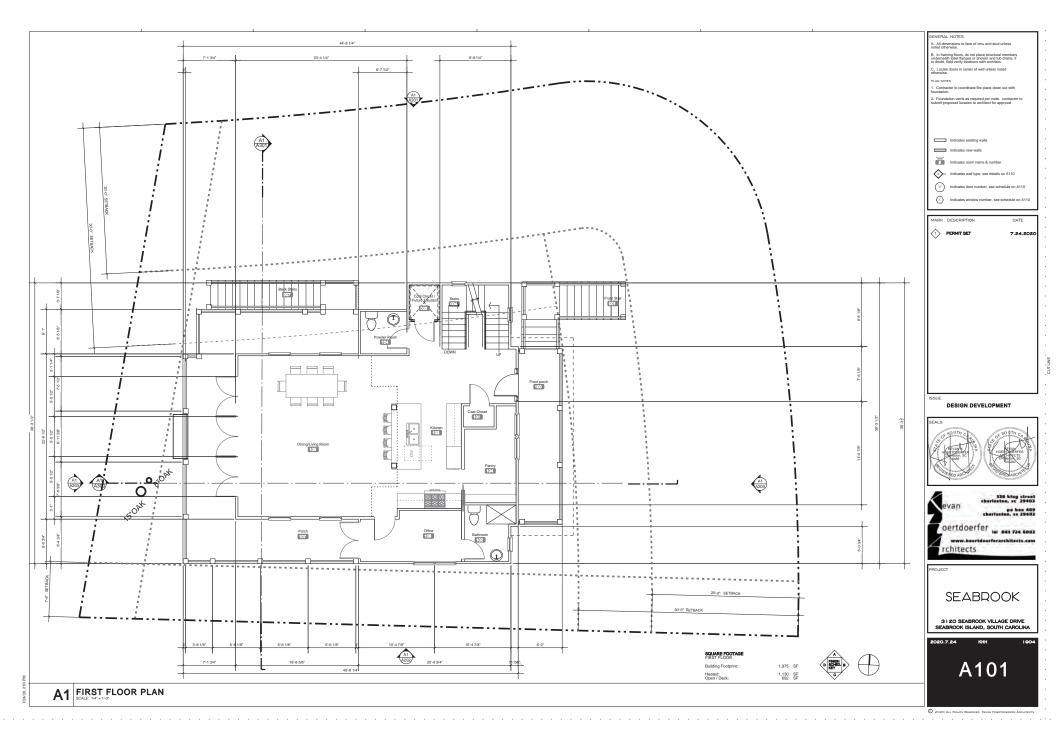


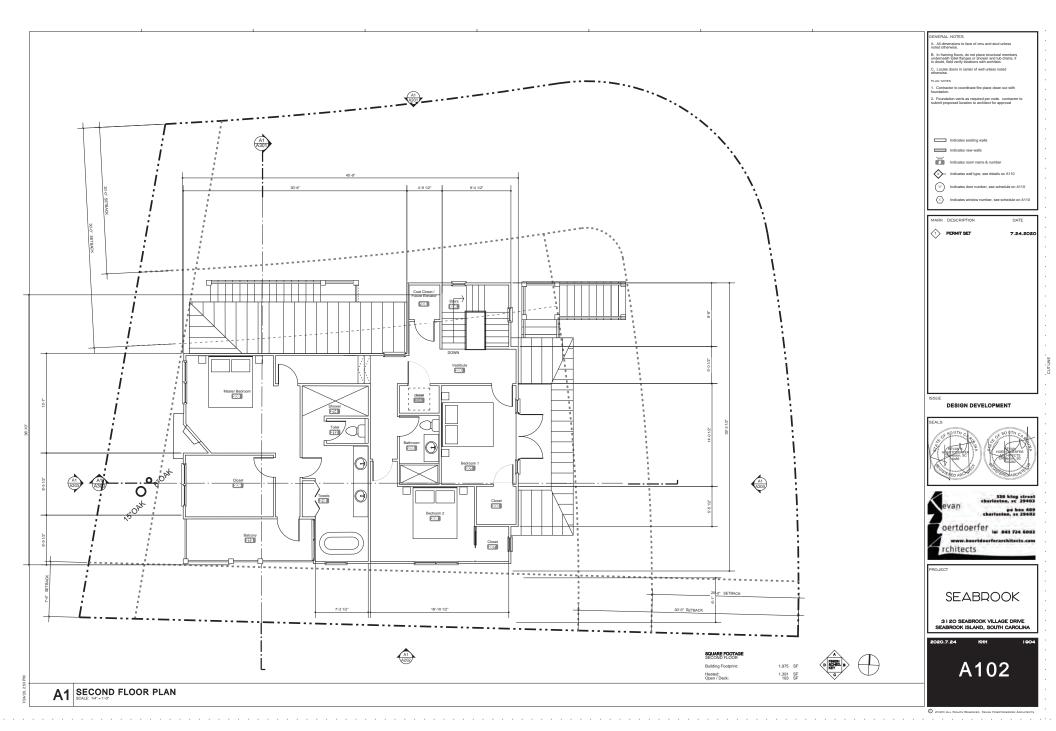
Site Plan & Architectural Drawings





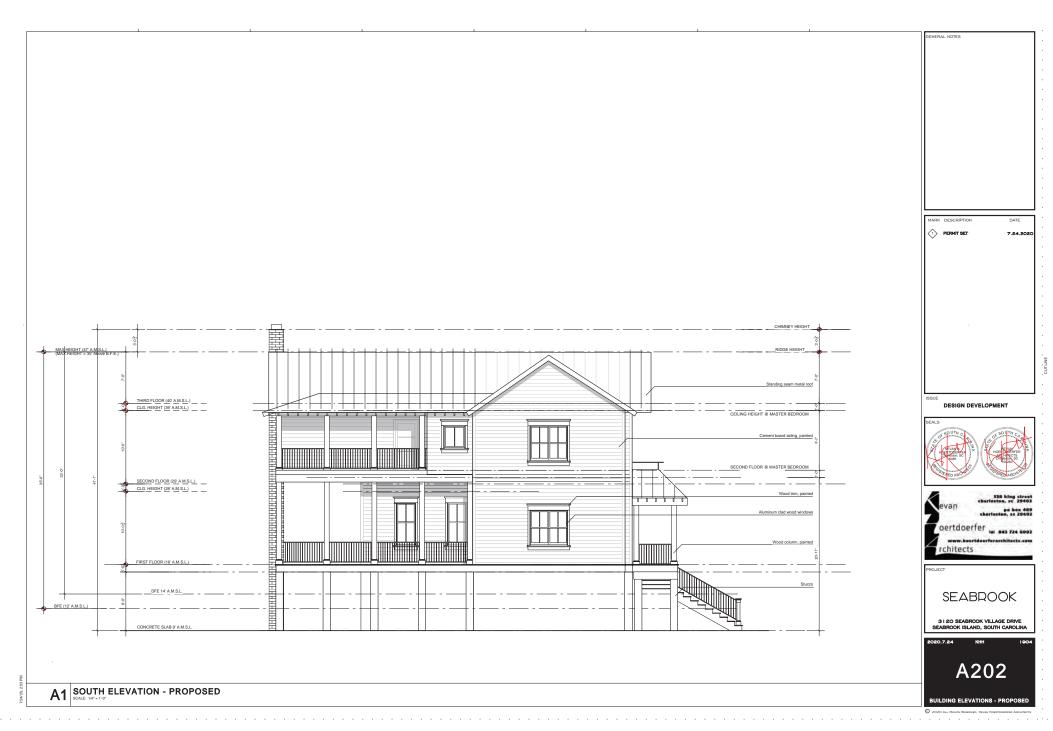








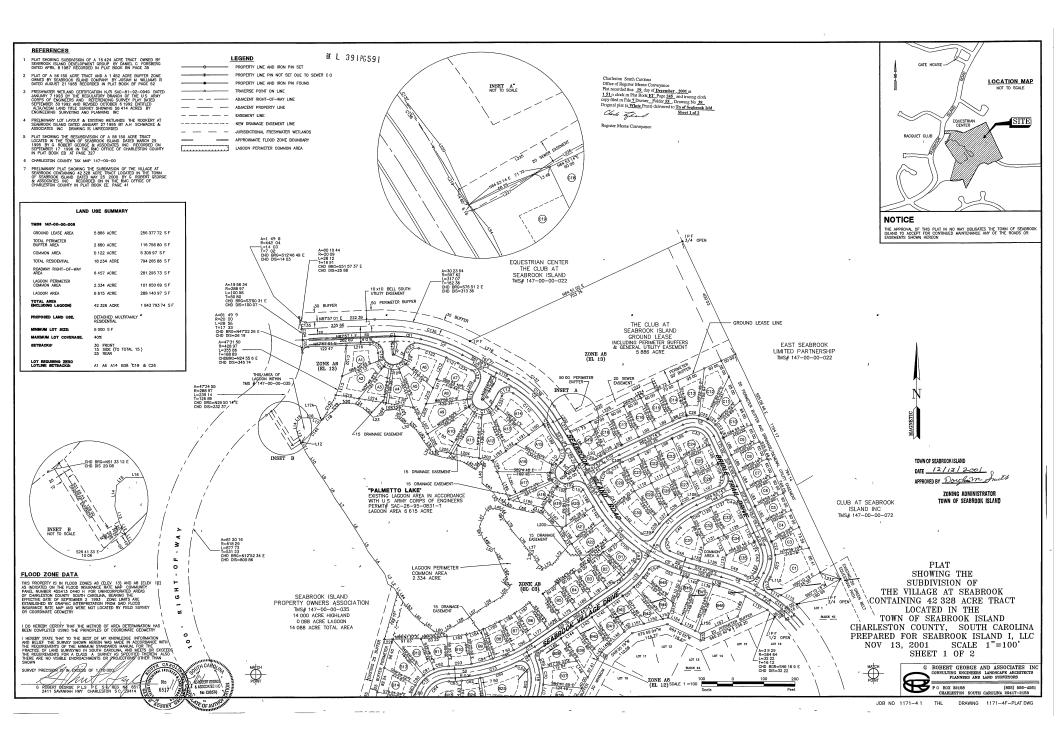








Subdivision Plat (2001)





Property Photos











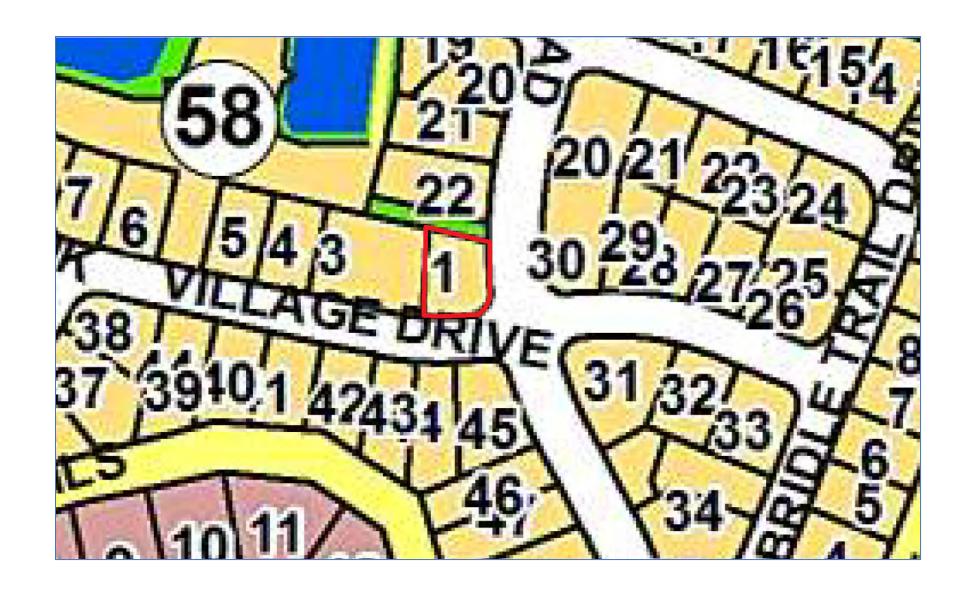








Zoning Map





Aerial Image



3016 Seabrook Village Drive

Parcel ID: 1470000059 ISLAND

OWNER1: HOLLOWAY MORRIS

ASHTON

PLAT BOOK PAGE: EF-245
DEED BOOK PAGE: 0924-277
Jurisdiction: TOWN OF SEABROOK

Note: The Charleston County makes every effort possible to produce the most accurate information. The layers contained in the map service are for information purposes only. The Charleston County makes no warranty, express or implied, nor any guaranty as to the content, sequence, accuracy, timeliness or completeness of any of the information provided. The County explicitly disclaims all representations and warranties. The reader agrees to hold harmless the Charleston County for any cause of action and costs associated with any causes of action which may arise as a consequence of the County providing this information.



Author: Charleston County SC
Date: 1/12/2021

SOUTH CAROLINA



FEMA Base Flood Elevation





Title to Real Estate

PGS: 5

STATE OF SOUTH CAROLINA)	
)	GENERAL WARRANTY DEED
COUNTY OF CHARLESTON)	

KNOW ALL BY THESE PRESENTS THAT, HAROLD T. SEABROOK, hereinafter referred to as the "Grantor", in the State aforesaid, in consideration of the sum of Thirty Two Thousand Five Hundred Dollars and no/100 (\$32,500.00), to Grantor well and truly paid by MORRIS ASHTON HOLLOWAY, hereinafter referred as "Grantee", at and before the sealing and delivery hereof, the receipt of which is hereby acknowledged, have granted, bargained, sold and released, and by these presents do grant, bargain, sell and release unto the said Grantee, all of their interest in and to the following:

DESCRIPTION: For a legal description of the premises being conveyed herein, see Exhibit A, attached hereto and incorporated herein by reference.

ASSESSOR'S TAX MAP REFERENCE: 147-00-059

THIS CONVEYANCE IS MADE SUBJECT TO: All conditions, covenants, easements, restrictions and rights-of-way indicated by instruments, including plats, of record, and to all applicable zoning or other land use regulations or restrictions of any political subdivision in which the subject property is situate.

GRANTEE'S MAILING ADDRESS: For the purposes of this instrument, the Grantee's mailing address is:

101 High Hammock Village, Seabrook Island, SC 29455

TOGETHER WITH all and singular, the rights, members, hereditaments, and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all singular the premises before mentioned unto Grantee, Grantee's successors, heirs and/or assigns forever.

AND Grantor does hereby bind Grantor's and Grantor's successors, heirs and/or assigns to warrant and forever defend all and singular the said premises unto the said Grantee, Grantee's

successors, heirs and/or assigns, against Grantor and Grantor's successors, heirs and/or assigns and against every person whomsoever lawfully claiming, or to claim, the same or any part thereof.

WITNESS the Grantor's hand and seal this Octobe, in the year of our Lord two thousand twenty, and in the two hundred forty-fourth year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED, AND
DELIVERED IN THE PRESENCE OF:

WITNESS HAROLD T. SEABROOK

WITNESS/NOTARY

STATE OF SOUTH CAROLINA)
COUNTY OF CHARLESTON)

ACKNOWLEDGEMENT

I, a Notary Public for the State of South Carolina, do hereby certify that the above-named Grantor/s, personally appeared before me this October \underline{U} , 2020 and acknowledged the due execution of the foregoing instrument.

SWORN to before methis lolo,

Notary Public for the State of South Carolina

My Commission Expires:

JENNIFER S SMITH
Notary Public-State of South Carolina
My Commission Expires
April 18, 2023

EXHIBIT A

ALL that certain piece, parcel or lot of land, situate, lying and being in the Town of Seabrook Island, Charleston County, South Carolina, known and designated as Lot B-l as shown on the plat entitled, "PLAT SHOWING THE SUBDIVISION OF THE VILLAGE AT SEABROOK, CONTAINING 42,328 ACRE TRACT, LOCATED IN THE TOWN OF SEABROOK ISLAND, CHARLESTON COUNTY, SOUTH CAROLINA, PREPARED FOR SEABROOK ISLAND, I, LLC," made by G. Robert Georp;e and Associates, Inc., dated November 13, 2001, and recorded on December 19, 2011 in Plat Book EF at Page 245 and246 in the RMC Office for Charleston County, which said plat is incorporated herein by reference thereto. Said lots have such size, shape, dimensions, buttings and boundings as will by reference to said plat more fully and at large appear.

SUBJECT TO all matters of public record.

BEING the same property conveyed to Harold T. Seabrook by Deed of William L. Watkins, III, July 25, 2018 and recorded on August 2, 2018 in the Charleston County Register of Deeds, Charleston County, South Carolina in Deed Book 0737, Page 745.

TMS 147-00-00-059

AFFIDAVIT Date of Transfer: October <u>6</u>, 2020

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

)

1.	I have read the information on this Affidavit and I understand such information.
2.	The property is being conveyed by Harold T. Seabrook to Morris Ashton Holloway by Deed dated October 2020.
3.	Check one of the following: The deed is:
	 (a)_xx subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth. (b) subject to the deed recording fee as a transfer between a corporation, a partnership or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or
	as a distribution to a trust beneficiary. (c) EXEMPT from the deed recording fee because Exemption # (Explanation, if required If exempt, please skip items 4-6 and go to Item #7 of this affidavit.)
4.	Check one of the following if either item 3(a) or item 3(b) above has been checked.
	fee is computed on the consideration paid or to be paid in money or money's worth in the amount of \$32,500.00 (b) The fee is computed on the fair market value of the realty, which is0.00 The fee is computed on the fair market value of the realty as established for property tax purposes which is0.00
5.	Check YES or NO _xx to the following: A lien or encumbrance existed on the land, tenement or realty before the transfer and remained on the land, tenement or realty after the transfer. If "YES", the amount of the outstanding balance of this lien or encumbrance is 0.00
6.	The DEED Recording Fee is computed as follows:
	(a)\$ 32,500.00 the amount listed in Item #4 above (b)\$0.00 the amount listed on Item #5 above (no amount, please zero) (c)\$ 32,500.00 subtract Line 6(b) from Line 6(a) and place the result here.
7.	As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as Grantor.
8.	I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year or both.
SWOF Octobe	RN to before me this er 2, 2020. SIGNA TURE
	Print name: Harold Dollar Carolina My Commission expires: April 18 2020

RECORDER'S PAGE

NOTE: This page MUST remain with the original document



JENNIFER S SMITH 260 W COLEMAN BLVD

STE B

MT PLEASANT SC 29464



	Date:	October 12, 2020
	Time:	11:26:32 AM
Book	Page	<u>DocType</u>
0924	277	Deed

MAKER:

SEABROOK HAROLD T

Note:

of Pages: 5

Charleston County, SC

RECIPIENT:

HOLLOWAY MORRIS A

Recording Fee \$ 15.00 State Fee \$ 84.50

County Fee \$ Extra Pages \$

35.75

Postage \$

Chattel \$ TOTAL

Original Book:

Original Page:

AUDITOR STAMP HERE

RECEIVED From ROD

Oct 15, 2020

Peter J. Tecklenburg

Charleston County Auditor

PID VERIFIED BY ASSESSOR

RJB REP

DATE

10/16/2020

DRAWER CLERK

Drawer 4 SLW

135.25

Book

Page

10/12/2020 Recorded Date

Original Book

Original Page

Doc Type

11:26:32 Recorded Time



Property Information Card



WELCOME REAL PROPERTY RECORD SEARCH REAL PROPERTY BILL SEARCH

PERSONAL PROPERTY SEARCH

MOTOR VEHICLE SEARCH

CHECKOUT

CONTACT US





Property Information

Current Owner:

HOLLOWAY MORRIS ASHTON 101 HIGH HAMMOCK VILLAGE SEABROOK ISLAND SC 29455

Property ID	147000059
Physical Address	3016 SEABROOK VILLAGE DR
Property Class	905 - VAC-RES-LOT
Plat Book/Page	1
Neighborhood	111413 AD13 The Village at Seabrook
Deed Acres	0.1500

Legal Description

Subdivision Name -THE VILLAGE AT SEABROOK Description -LOT B1 PlatSuffix EF-245 PolTwp 009

Sales History

Book	Page	Date	Grantor		Grantee		Type	Deed	Deed Price
0924	277	10/6/2020	SEABROOK HAR	SEABROOK HAROLD T		HOLLOWAY MORRIS ASHTON		<u>Ge</u>	\$32,500
0737	745	7/27/2018	WATKINS WILLIA	WATKINS WILLIAM L III		SEABROOK HAROLD T		<u>Ge</u>	\$40,000
0624	793	3/17/2017	LEWIS STEVE	LEWIS STEVEN G		WATKINS WILLIAM L III		<u>Ge</u>	\$29,000
0205	760	9/2/2011	WILKES RONAL	WILKES RONALD W		LEWIS STEVEN G		<u>Ge</u>	\$60,000
0115	900	4/5/2010	FIRST CITIZENS BA	FIRST CITIZENS BANK AND		WILKES RONALD W		<u>Ge</u>	\$60,000
0045	099	3/31/2009	DUFFY JOHN	DUFFY JOHN L		FIRST CITIZENS BANK AND		<u>Ge</u>	\$120,000
W565	631	12/12/2005	SEABROOK ISLAN	SEABROOK ISLAND I LLC		DUFFY JOHN L		<u>Ge</u>	\$135,000
F279	061	1/24/1997	NOT SUPPLIE	D	SEABROOK ISLAN	DILLC		<u>Ge</u>	\$0
EE	42	1/1/1900				D		<u>Ma</u>	\$0
*	RETUR	N (0) SAL	ES TAX INFO	偷 ADDI	TIONAL PROPERTY INFO	PRINT			

PIN: 1470000059

This data is as-of 12-17-2020



The information on this page is for Tax Year 2020 and reflects the status of the property for that tax year. This includes building information, values and information on exemptions, discounts and special assessments. Any changes for Tax Year 2021 will not be displayed until later in 2021.

Value Info

Legal Residence	LR Pct	AgUse	ATI 25Pct Exemption	Assessed Value
N	0	N	N	\$2,400
		Land	Improvement	Total
Market Value		\$40,000	\$0	\$40,000
Capped Value *		\$40,000	\$0	\$40,000
Taxable/Use Value **		\$40,000	\$0	\$40,000

Value History

	2019	2018	2017	2016
Market Value	\$40,000	\$40,000	\$59,200	\$59,200
Capped Value *	\$40,000	\$40,000	\$59,200	\$59,200
Taxable/Use Value **	\$40,000	\$40,000	\$59,200	\$59,200
Assessed Value	\$2,400	\$2,400	\$3,550	\$3,550

^{*} Capped Value: At County-wide reassessments the increase in the value of a property for tax purposes is limited (capped) at no more than 15%.

Dwelling Info

No data available

Additional Improvements

No data available

Sketches

No sketches available

^{**} Taxable/Use Value: The Capped Value and Taxable/Use Value are usually the same. If the property has been approved for Agricultural Use the values will be different.

Municipalities

City of Charleston
City of Folly Beach
City of North Charleston
City of Isle of Palms
Town of Awendaw
Town of Hollywood
Town of James Island
Town of Kiawah Island
Town of McClellanville
Town of Mount Pleasant
Town of Ravenel
Town of Rockville

Town of Seabrook Island

Town of Sullivan's Island

Additional Resources

Arts &
Entertainment
CARTA Transit
System
County Library
County Parks
Transportation
Sales Tax
School District
Charleston
Community Guide

Sex Offenders
Search
Identity Theft Info
Traffic Cam
Make-A-Wish Car
Donation
United Way 24hr
hotline
Visitor Information

Social Media



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Coogle Translate

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Public Hearing Notice: Letter to Neighboring Property Owners



PUBLIC HEARING NOTICE

TO: Neighboring Property Owners

FROM: Joseph M. Cronin, Town Administrator/Zoning Administrator

SUBJECT: Variance Request for 3016 Seabrook Village Drive (Variance #172)

DATE: December 18, 2020

Dear Property Owner,

The purpose of this letter is to notify you that the owner of **3016 SEABROOK VILLAGE DRIVE** has requested a **VARIANCE** from the zoning requirements of the Town's Development Standards Ordinance (DSO). The purpose of the variance request is **TO REDUCE THE REQUIRED FRONT YARD SETBACK ON THE SECONDARY STREET FRONTAGE (SEABROOK ISLAND ROAD SIDE) FROM 30 FEET TO TWENTY 20 FEET TO ALLOW FOR CONSTRUCTION OF A DETACHED SINGLE-FAMILY HOME.** A copy of the variance application is enclosed for your information.

The Town's Board of Zoning Appeals has scheduled a **VIRTUAL PUBLIC HEARING**, during which time the Board will receive testimony from any individual who wishes to provide a comment regarding the variance request. This notification is being provided to you pursuant to Section § 19.30.20.30 of the DSO.

PUBLIC HEARING DATE: Thu. January 21, 2021

PUBLIC HEARING TIME: 2:30 PM

PUBLIC HEARING LOCATION: Virtual Meeting via Zoom

Participate in the Virtual Public Hearing: Individuals who wish to participate in the Virtual Public Hearing via Zoom may access the meeting as follows:

- To join by computer, tablet or mobile device: https://us02web.zoom.us/j/89400634207?pwd=bDVXY0JBbm15dmRQajhSVk94bFBtZz09
- To join by phone: Call (646) 558-8656 *Please note that long distance rates may apply*
- Meeting ID: 894 0063 4207 Passcode: 888171

Submit a Written Comment: Individuals who wish to submit a comment in advance of the Public Hearing may do so in writing by 12:00 pm on the day of the meeting using one of the following options:

- **ONLINE**: www.townofseabrookisland.org/variance-172.html
- **EMAIL**: jcronin@townofseabrookisland.org
- MAIL: Town of Seabrook Island, 2001 Seabrook Island Road, Seabrook Island, SC 29455

The meeting will be live streamed on the town's YouTube channel beginning at 2:30 PM at the following address: https://www.youtube.com/channel/UCIkF87knEApHD1q0kGlaGZg

If you have any questions about the contents of this letter, please feel free to contact me by phone at (843) 768-9121 or by email at jcronin@townofseabrookisland.org.

Sincerely,

Joseph M. Cronin

Town Administrator/Zoning Administrator



Public Hearing Notice: List of Neighboring Property Owners

Variance Notification List

3016 Seabrook Village Drive

Property Address	Owner(s) of Record	Mailing Address	City	State	Zip
3020 Seabrook Village Drive	Steffen Fry & Rebecca Post	3361 Rittenhouse Street	Washington	DC	20015
3024 Seabrook Village Drive	Ramon & Nancy Sanchez	3024 Seabrook Village Drive	Seabrook Island	SC	29455
3009 Seabrook Village Drive	Timothy & Maria Tenero	31 Devine Road	Suffield	СТ	6078
3013 Seabrook Village Drive	Thomas & Carol Kilianski	10433 Stream Park Court	Dayton	ОН	45458
2283 Seabrook Island Road	Sea of Love LLC	156 Greycliff Drive	Mooresville	NC	28117
2287 Seabrook Island Road	Terri Wyatt	2307 Iris Lane	New Market	TN	37820
2275 Seabrook Island Road	Carl & Donna Kern	2275 Seabrook Island Road	Seabrook Island	SC	29455
2271 Seabrook Island Road	Howard Mintz Rev Trust / Stephanie Mintz Rev Trust	2271 Seabrook Island Road	Seabrook Island	SC	29455
3014 Seabrook Village Drive	Wade & Karen Ballard	201 Muirfield Drive	Spartanburg	SC	29306
3012 Seabrook Village Drive	Gerald & Jacqueline Singer	3012 Seabrook Village Drive	Seabrook Island	SC	29455
3017 Seabrook Village Drive	Elizabeth Bayer Rev Trust / Douglas Bayer Rev Trust	7912 Jansen Drive	Springfield	VA	22152
3007 Seabrook Village Drive	Lilly Family 2016 Trust / Christine Flaiz	3007 Seabrook Village Drive	Seabrook Island	SC	29455
Property Owners Association	Seabrook Island Property Owners Association	1202 Landfall Way	Seabrook Island	SC	29455
Regime	Village at Seabrook Property Owners Association	3690 Bohicket Road, Ste 1-A	Johns Island	SC	29455





Public Hearing Notice: U.S.P.S. Certified Mail Receipts





Public Hearing Notice: Post & Courier Legal Ad

TOWN OF SEABROOK ISLAND 2001 SEABROOK ISLAND RD JOHNS ISLAND SC 29455 Altn: Fage Allbritton



AFFIDAVIT OF PUBLICATION

The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising clerk of the above indicated newspaper published in the city of Charleston, county and state aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper on the following day(s):

12/21/20 Mon PC 12/21/20 Mon CNW

at a cost of Account# \$240.62

Order#

108294 1913776

P.O. Number:

Subscribed and sworn to before

advertising clerk

NOTARY PUBLIC, SC My commission expires

My Comm. Exp

TOWN OF
SEABROOK ISLAND, SC
NOTICE OF
PUBLIC HEARING
The Town of Seabrook Island
Board of Zoning Appeals will
conduct a Virtual Public
Hearing at 2:30 pm on January 21, 2021. During the meetling, the Board will consider
the following requests for variance from the Development
Standards Ordinance for the
Town of Seabrook Island:

LOCATION:
273U Gnaried Pine
TAX MAP # 147-08-00-080
ZONING DISTRICT: S
Single-Pamily Residential
CODE SECTION: 7.60.20.30 /
7.60.80 25-foot Fear yard setback required for residential
structures
VARIANCE(S) REQUESTED: To reduce the required
rear yard setback from 25
feet to approximately 19.5 feet
to allow for construction of a
screened porch addition
APPLICATION # 172

PPLICANT: shifon Holloway (Owner) OCATION:

AShion Holloway (Owner)
LOCATION:
3016 Seabrook Village Drive
TAX MAP #: 147-00-00-059
ZONING DISTRICT: MF
MUIII-Family Residential
CODE SECTION: 6.80 (VIIläge at Seabrook PUD, as
amended by Ord. 2020-01)
30-foot front yard selback required from both street fronttages on corner lots
VARIANCE(s) REQUESTED: To reduce the required
front yard selback on the secondary street frontage from
30 feet to twenty 20 feet to
allow for construction of a
detached single-family home
Documents relating to the
variance requests may be
viewed on the town's website
at

www.lownof
seabrookisland.org.
Participate in the
Virtual Public Hearing: Individuals who wish to
participate in the Virtual Public Hearing via Zoom may
access the meeting as follows:
- To Join by computer,
tablet or mobile device:
https://usc/web.zoom.us//
89400634207?pwd=bDVXY
0JBbm15dmRQalhSVk94bF
BIZ209
- To Join by phone: Call

• To join by phone: Call (646) 558-8656 Please note that long distance rates may

that long distance rates may apply*
• Meeting ID: 894 0063 4207
Passcode: 888171
Submit a Written
Comment: Individuals who wish to submit a comment in advance of the Public Hearing may do so in wriling by 12:00 pm on the day of the meeting using one of the following options:
ONLINE: https://

27403 The meeting will be streamed on the town's Yo Tube channel at the follow address: https://www.yo be.com/channel/UCIkF87k



Public Hearing Notice: Property Posting





Ordinance 2020-01: Village PUD Amendment (Adopted 02-25-2020)

TOWN OF SEABROOK ISLAND

ORDINANCE NO. 2020-01

ADOPTED FEBRUARY 25, 2020

AN ORDINANCE ADOPTING A SECOND AMENDMENT TO THE PLANNED UNIT DEVELOPMENT FOR THE VILLAGE AT SEABROOK (FORMERLY KNOWN AS "AREA SIX" AND THE "LAKE ENTRY TRACT")

WHEREAS, on February 22, 2000, the Mayor and Council for the Town of Seabrook Island adopted Ordinance 2000-01, entitled "An Ordinance to Adopt a Planned Unit Development Within Area Six (Lake Entry Tract)"; and

WHEREAS, on June 5, 2000, the Mayor and Council for the Town of Seabrook Island adopted Ordinance 2000-08, entitled "An Ordinance to Amend the Planned Unit Development Within Area Six for the Lake Entry Tract (Developed as the Village at Seabrook)"; and

WHEREAS, the Mayor and Council for the Town of Seabrook Island now wish to amend the Planned Unit Development ordinance for Lake Entry Tract, now known as the "Village at Seabrook," so as to modify the setback requirements and other development standards related to the Village at Seabrook; and

WHEREAS, the Mayor and Council for the Town of Seabrook Island believe it is fitting and proper to amend the requirements of the Planned Unit Development for the Village at Seabrook so as to clarify and standardize the requirements for future development; and

WHEREAS, the Mayor and Council for the Town of Seabrook Island advertised and held a public hearing on the proposed amendments during a duly called meeting on February 25, 2020, with public comments duly noted;

NOW, THEREFORE, pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, **BE IT ORDAINED BY THE MAYOR AND COUNCIL FOR THE TOWN OF SEABROOK ISLAND**:

SECTION 1. Purpose

This ordinance is adopted to amend the Planned Unit Development for the Village at Seabrook (formerly known as "Area Six" and the "Lake Entry Tract"), which was established by Ordinance 2000-01 on February 22, 2000, and amended by Ordinance 2000-08 on June 5, 2000.

SECTION 2. PUD Amended

The Village at Seabrook PUD (Application #1739 as amended) (Exhibit A) is hereby approved and adopted. The approved amendments to the application which shall constitute the PUD for this property are shown on the map attached as Exhibit B and incorporated herein by reference; provided, however, the Land Use Summary contained within the attached Exhibit B is hereby amended to read as follows:

LAND USE SUMMARY

TMS #: Formerly known as 147-00-009

Total Area (Including Lake): 42.219 AC

Common Area and Lake:
 Seabrook Island Road:
 Residential:
 Buffers:
 Residual Tract (Ground Lease):

Proposed Land Use: Detached Multi-Family Residential

Minimum Lot Size: 6,000 S.F.

Maximum Lot Coverage: 40%

Setbacks:

• Front Yard Setbacks: The minimum front yard setback shall be 30 feet from the street right-of-way; provided, however:

- For corner lots wherein one street frontage is a cul-de-sac street, the minimum front yard setbacks shall be 30 feet from the cul-de-sac street rightof-way and 20 feet from the intersecting street right-of-way; and
- Uncovered front steps may extend into a front yard setback, but must be set back at least 20 feet from the street right-of-way.
- Side Yard Setbacks: The minimum side yard setback shall be 7.5 feet from all side property lines; provided, however:
 - In instances where an existing structure on a neighboring lot is situated less than 7.5 feet from the shared property line, a larger setback shall be required in order to ensure a minimum separation of at least 15 feet between structures; and
 - Accessory structures, including but not limited to HVAC and generator equipment and associated stands, which were lawfully in existence as of February 25, 2020, may be replaced; provided, no part of the new equipment and/or stand may be situated any closer to the side property line than the equipment and/or stand which it will replace; and provided, the replacement equipment and/or stand is installed no more than ninety (90) days following removal of the equipment and/or stand which it will replace.

- Rear Yard Setbacks: The minimum rear yard setback requirement shall be 25 feet from the rear property line; provided, however:
 - For lots abutting an open space area (lake, lagoon, golf course, trail, etc.), an uncovered deck may encroach no more than 10 feet into the required rear yard setback;
 - For pie-shaped lots that do not have a defined rear property line from which to apply a rear yard setback, the rear yard setback shall be measured from the point where the side property lines intersect at the rear of the property; and
 - Pursuant to Section 7.60.10.10 of the DSO, corner lots are defined to have two front yards and two side yards. Therefore, a rear yard setback shall not be required for any corner lot.

The Lake Entry Tract PUD is subject to all of the requirements of the Town Code and DSO; provided, however, all detached residential units within the Village at Seabrook shall be treated as "single-family detached residential units" and, therefore, shall not be subject to the architectural review requirements for multi-family development, as outlined in Section 14 of the DSO, as long as the architectural plans have been reviewed and approved by a duly constituted architectural review board prior to the issuance of a zoning permit by the town. In the event of conflict between this ordinance and the Town Code and/or DSO, the provisions of this ordinance shall prevail. The applicant further agrees that all roads within the PUD as well as the six-acre lake shall be deeded to the Seabrook Island Property Owner's Association.

SECTION 3. Codification

The Development Standards Ordinance of the Town of Seabrook Island, South Carolina; Article 6, Approved Planned Developments; Section 6.80, The Village at Seabrook, a/k/a Lake Entry Tract, PDD, is hereby amended so as to replace the existing language in Section 6.80 with the language contained in Section 2 of this ordinance.

SECTION 4. Severability.

If any section, subsection, paragraph, clause, or provision of this ordinance shall be deemed to be unconstitutional, unenforceable, or otherwise invalid by the final decision of a court of competent jurisdiction, it shall be construed to have been the legislative intent of Town Council to pass said ordinance without such unconstitutional provision, and the validity of all remaining sections, subsections, paragraphs, clauses, or provisions of said ordinance shall not be affected thereby. If said ordinance, or any provision thereof, is held by the final decision of a court of competent jurisdiction to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

SECTION 5. Conflicting Ordinances Repealed.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 6. Effective Date.

This ordinance shall be effective from and after the date of adoption.

SIGNED AND SEALED this day of <u>February</u>, 2020, having been duly adopted by the Town Council for the Town of Seabrook Island on the 25th day of February, 2020.

First Reading:

January 28, 2020

Public Hearing:

February 25, 2020

Second Reading:

February 25, 2020

TOWN OF SEABROOK ISLAND

John Gregg, Mayor

ATTEST

Faye Allbritton, Town Clerk

TOWN OF SEABROOK ISLAND

ORDINANCE NO. 2020-01

Exhibit A

PUD Application (As Amended)

Town of Seabrook Island - Zoning Permit

Permit Date: 03/27/1997

Permit #, Town:

1739

License #: 0

TMS Number: 147-00-00-009

Thru:

And:

Paid Date: 03/27/1997

App Fee: \$820.00

Cash: No

Check #: 1008

applicant Name: Seabrook Island I L.L.C.

Phone:

Contact Name: Hank Hofford or Dave Savitz

App Address1: 17 Lockwood Dr. The Rice Will

App Address2:

App City: Charleston

St: 50

Zip: 29402

Property Owner: Seabrook Island I.I.C.

Phone: 722-8200

Owner Address1: P.O. Box 1707

Owner Address2:

Owner City: Charleston

St: 50

Zip: 29455

Property Location: Lot:

Block:

Property Address:

56 acre lake entry tract

Purpose: Submittal of a Planned Unit Development for property presently known as the Lake Entry Site. This property is just past the gate on the left leading into the Island.

Vork Value: \$0.00

Const Cost: \$0.00

Flood Elev:

13

Zone: 48

Architectural Review Board:

Comments: Requires Recomendation of Planning Commission and approval of Town Council

The Town Council voted on June 24, 1997 to accept the Planning Commission recommendation that this application be denied because it did not meet sec 9.10.0 **** March 22, 2000, The Town Council voted to approve the

amended PUD which changes the development from a Health Care Facility to a development of 10600 to amend this application for a planned development of a health care facility to a planned multi-family development of 106 units.

This Zoning Permit is valid for six (6) months. The action for which this permit was obtained must be taken within that time period.

If this zoning permit is for issuance of a building permit, such building permit is valid for a period of one (1) year as described in the town code.

Any extentions, alterations, or ammendments must be approved in writing by the Town of Seabrook Island Zoning Administration.

I hereby certify that the above information and any plan or drawing submitted herewith are true and accurate indications of existing or proposed improvements to the above identified property.

Owner/Applicant's Signature Vednesday, January 12, 2000 Zoning Administrator

Vednesday, January 12, 2000

APPROUTE

MARCH

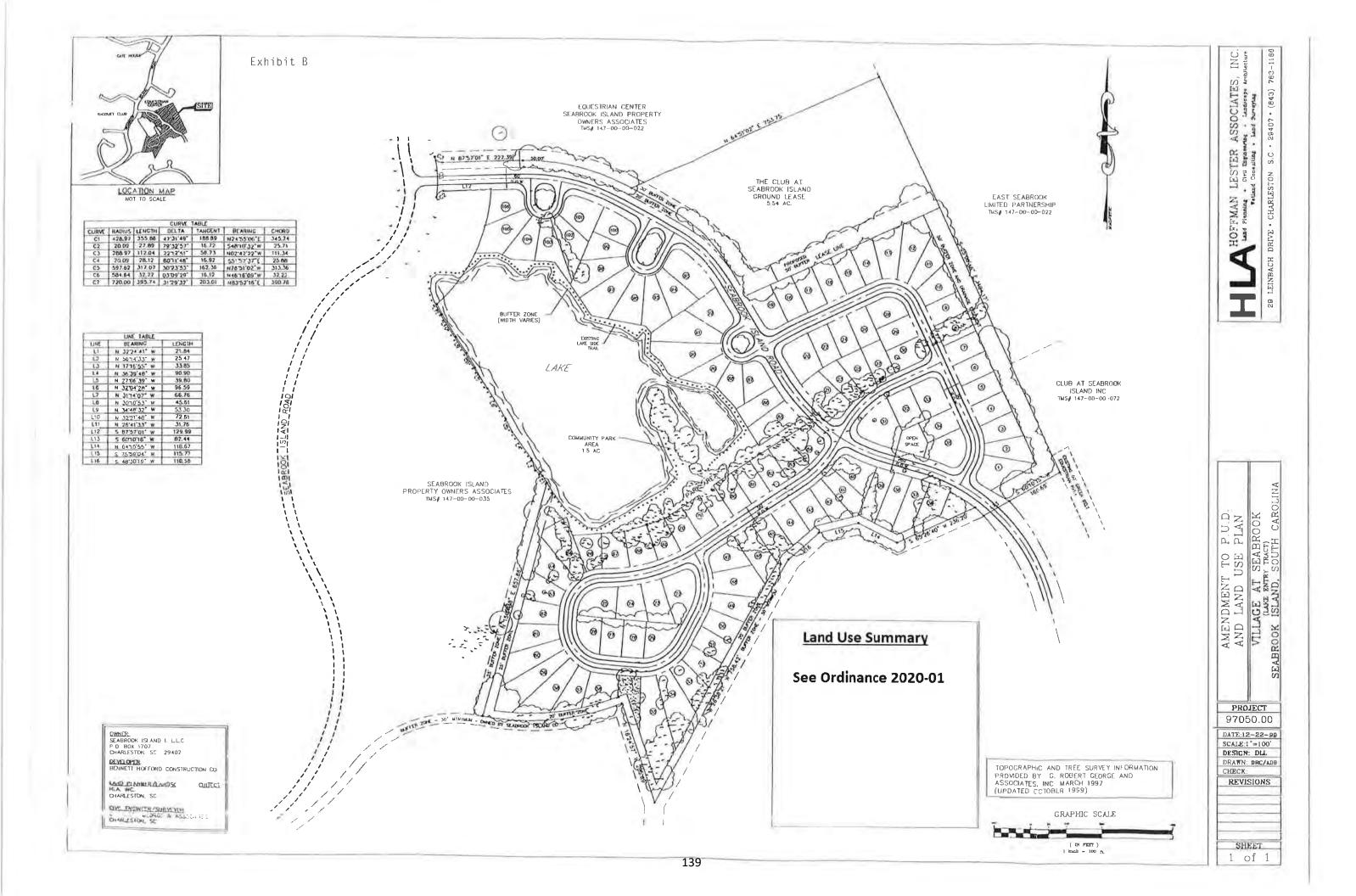
Exhibit "A

TOWN OF SEABROOK ISLAND

ORDINANCE NO. 2020-01

Exhibit B

Village at Seabrook Project Map (As Amended)





Village at Seabrook Corner Lots



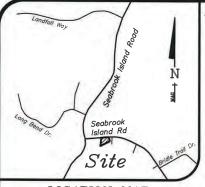
Village at Seabrook

Corner Lot Setbacks

Lots fronting a cul-de-sac street 30' from cul-de-sac street 20' from secondary street

> All other corner lots 30' from both streets

> > mark Built Lot



LOCATION MAP N.T.S.

- ANYTHING SHOWN OUTSIDE THE DEFINED BOUNDARY OF THIS PLAT IS FOR DESCRIPTIVE PURPOSES ONLY.
- 2) AREA DETERMINED BY COORDINATE METHOD.
- 3.) THE BEARINGS SHOWN HEREON ARE MAGNETIC AND AS SUCH ARE SUBJECT TO LOCAL ATTRACTION.
- 4.) THE PRESENCE OR ABSENCE OF U.S. ARMY CORP OF ENGINEERS JURISDICTIONAL WETLANDS IS UNDETERMINED AS OF THE DATE OF THIS SURVEY.
- 5.) THIS PLAT REPRESENTS A SURVEY BASED ON THE LISTED REFERENCES ONLY, AND IS NOT THE RESULT OF A TITLE SEARCH.
- 6.) TREE SPECIES SHOWN HEREON ARE OUR OPINION ONLY AND HAVE NOT BEEN VERIFIED BY A CERTIFIED ARBORIST. PRIOR TO ANY DEVELOPMENT OR TREE REMOVAL TREE SPECIES SHALL BE VERIFIED.
- 7.) THIS PROPERTY IS LOCATED IN FLOOD ZONE AE ELEV. 13, AS PER FEMA MAP COMMUNITY-PANEL No. 450256 0785 J, DATED 11/17/04. IT IS THE OWNERS/BUILDERS RESPONSIBILITY TO VERIFY THIS FLOOD ZONE WITH LOCAL AUTHORITIES PRIOR TO BUILDING.
- 8.) DECLARATION IS MADE TO THOSE PERSONS FOR WHICH THIS PLAT WAS PREPARED. IT IS NOT TRANSFERABLE TO SUBSEQUENT OWNERS THIS DRAWING/PLAT IS AN INSTRUMENT OF SERVICE AND IS THE SOLE PROPERTY OF GEORGE A.Z. JOHNSON, JR., INC. IT SHALL NOT BE REPRODUCED OR USED IN ANY WAY, WHATSOEVER, WITHOUT THE WRITTEN PERMISSION OF F. STEVEN JOHNSON, PLS, SC REG No. 1003B. COPYRIGHT © 2012, F. Steven Johnson
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- 10.) "SURVEY INSPECTIONS" OR "UPDATES" OF THIS MAP ARE PROHIBITED.
- 11.) THESE CERTIFICATIONS ARE NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS.

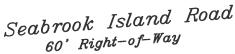
LEGEND:

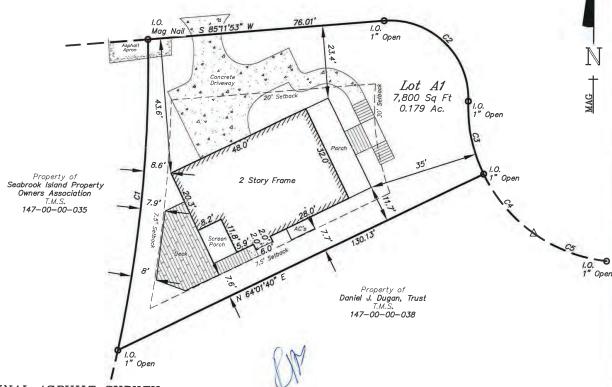
- O 1.0. IRON PIN OLD
- IRON PIN NEW (5/8 REBAR) I.N. ⊡ CONCRETE MONUMENT FOUND
- △ C.P. CALCULATED POINT POWER POLE
- PROPERTY LINE — ADJOINER LINE — SETBACK LINE

REFERENCES:

- 1.) T.M.S. 147-00-00-037
- 2.) PLAT BY G. ROBERT GEORGE DATED NOVEMBER 13, 2001 PLAT BOOK EF PAGE 245, 246 RMC CHARLESTON COUNTY

Curve	Delta	Radius	Arc	Tangent	Chord	Chord Brg.
C1	13°25'39"	428.97	100.53	50.50	100.30	N0543'52"E
C2	96'39'44"	25.00	42.18	28.09	37.35	N46°27'55"W
C3	27°50'38"	50.00	24.30	12.39	24.06	S12°03'03"E
C4	28°57'18"	50.00	25.27	12.91	25.00	S40°27'02"E
C5	28*57'18"	50.00	25.27	12.91	25.00	S69°24'20"E





FINAL ASBUILT SURVEY No. 2191 SEABROOK ISLAND ROAD LOT A1, THE VILLAGE AT SEABROOK TOWN OF SEABROOK ISLAND CHARLESTON COUNTY SOUTH CAROLINA

T.M.S. No. 147-00-00-037

I hereby certify to the owner(s) shown hereon that to the best of my knowledge, information and belief, the survey shown hereon was made in accordance with the Minimum Standards Manual for the Practice of Land Surveying in South Carolina, and meets or exceeds the requirements for a Class A survey as specified therein; also that there are no visible encroachments or projections other than shown.



F. Steven Johnson, RLS S.C. No. 10038 This plat not a valid, true copy unless bearing the raised, embossed seal of the surveyor.



J.N. 23518 FIN F.B. 919 MZJDATE: 6/14/12 SCALE: 1"= 20'

OWNED BY:

DR. RON & VANIA WILKES



GEORGE A.Z. JOHNSON, JR., INC. ENGINEERS · PLANNERS · LAND SURVEYORS

13 SAVANNAH HIGHWAY

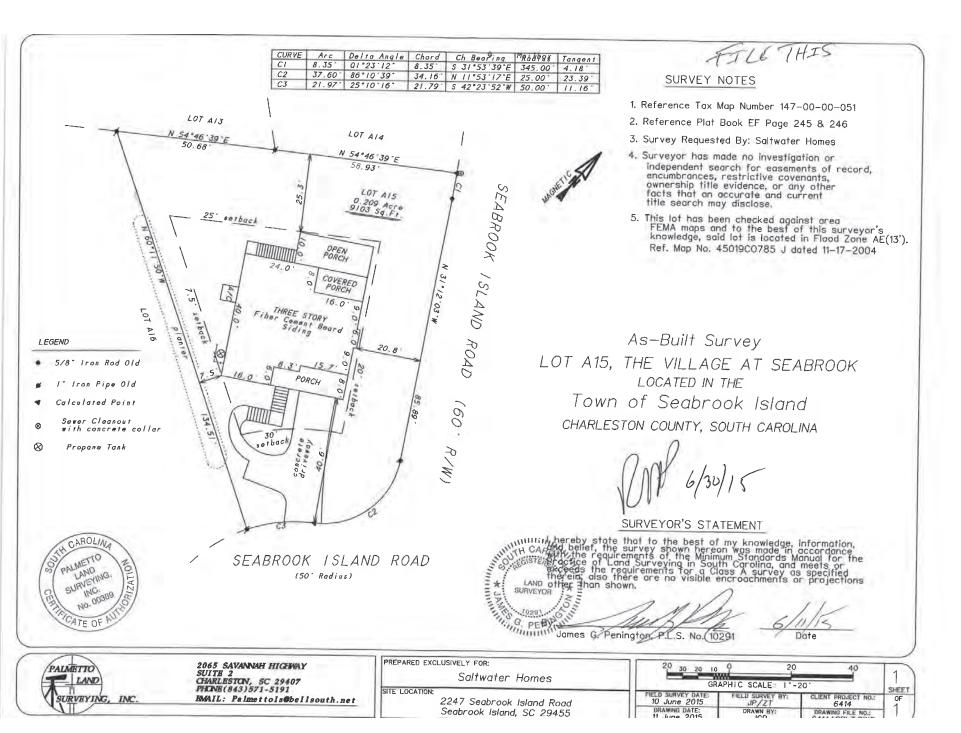
6171 SAVANNAH HIGHWAY

(843) 889—1492 Charleston No. 722—3892 Edisto No. 869—1495

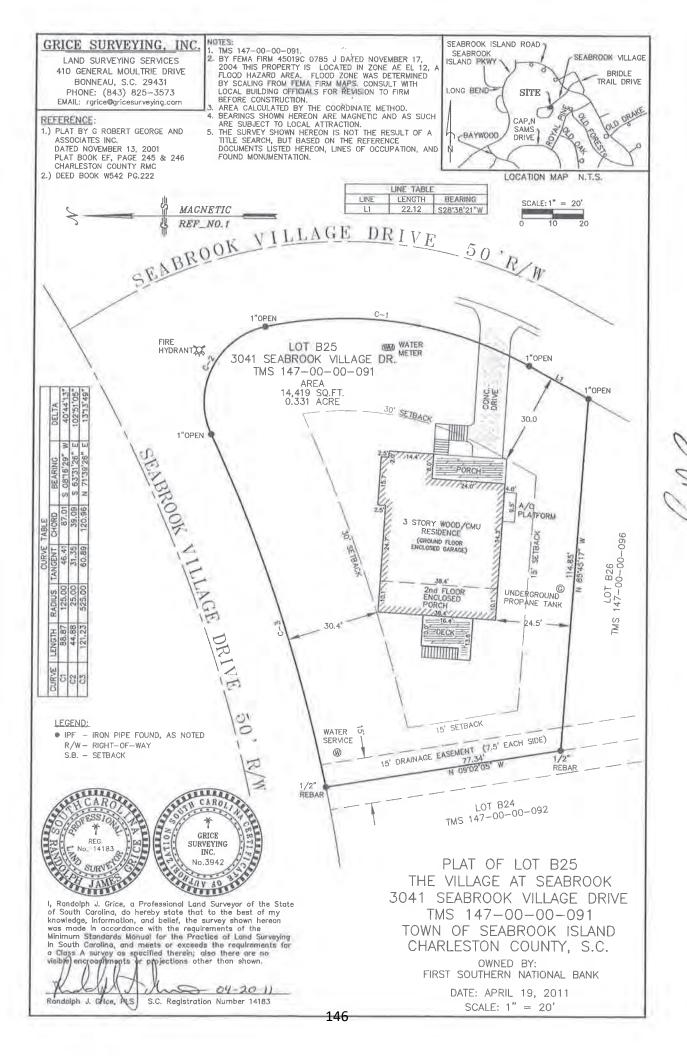
Fox No. (843) 889—1054

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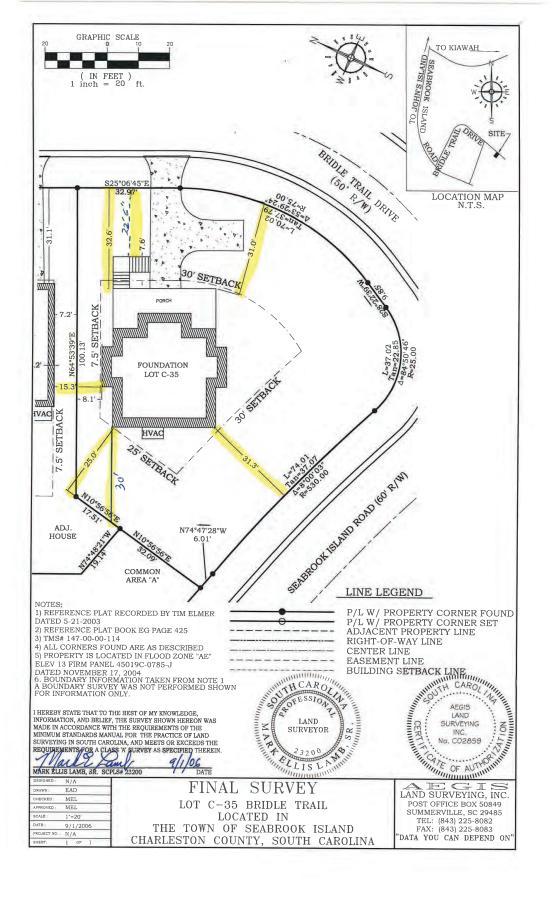


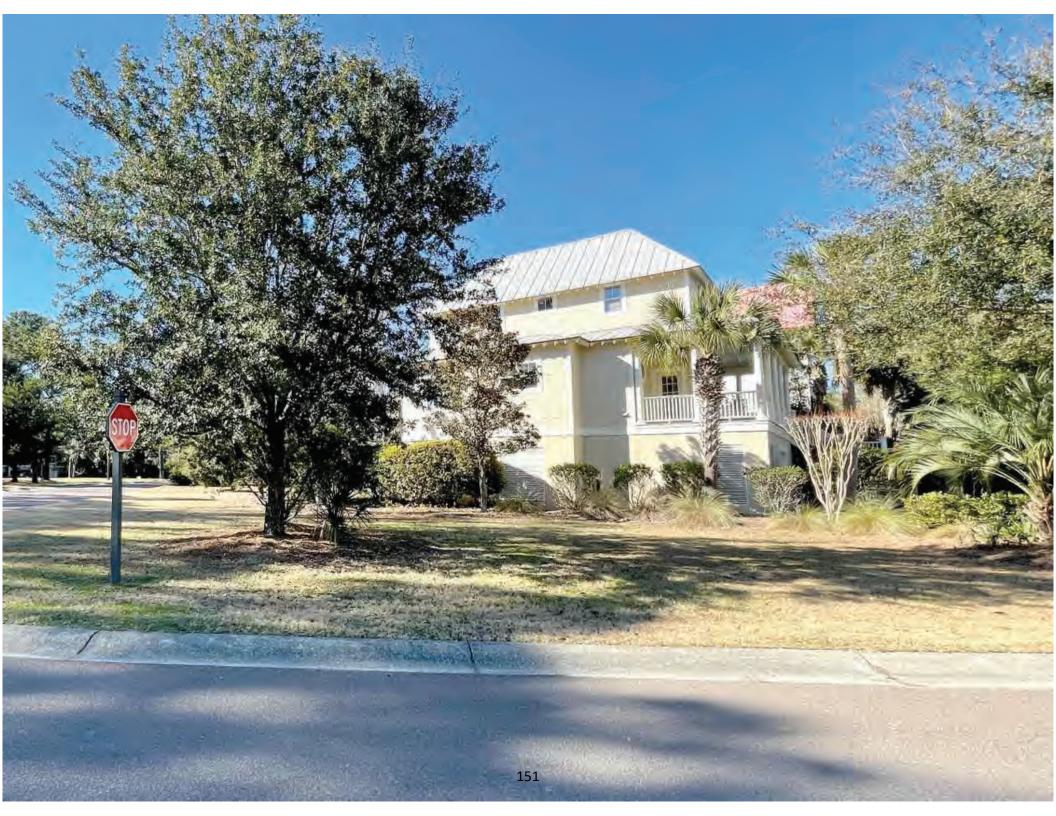


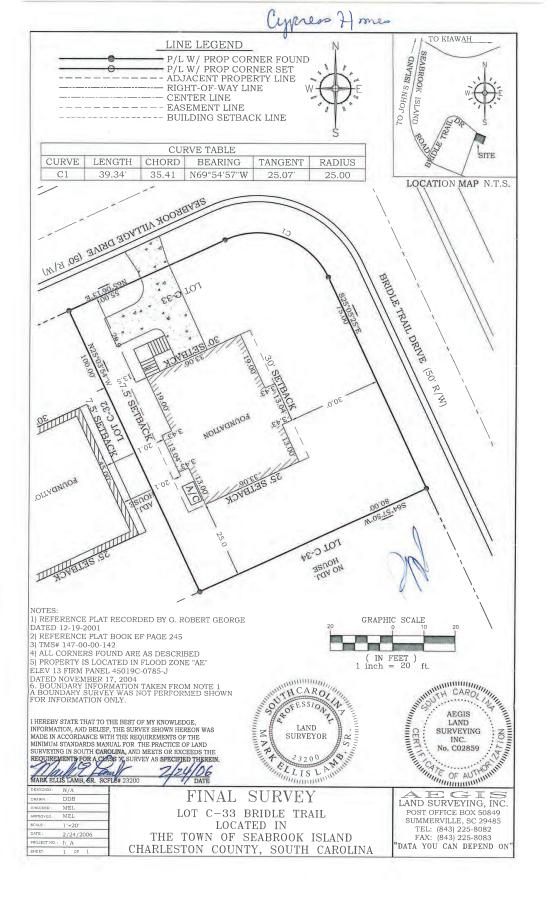














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Feb 01 06 02:07p

Regis

[843] 225-8083

