

WHEREAS, the County desires for DES to continue conducting the inspections and issuing the permits required by the Act within the boundaries of the County, making the Erosion and Sediment Control Ordinance obsolete; and

WHEREAS, for these reasons, the County Council, by and through this ordinance, desires to and does repeal Chapter 24, Soil Erosion and Sedimentation Control, of the County Code, including the Erosion and Sediment Control Ordinance, in its entirety.

NOW, THEREFORE, BE IT ORDAINED, by the County Council of Saluda County, the governing body of Saluda County, as follows:

Section 1. Findings of Fact. The findings of fact set forth in the above “WHEREAS” clauses are incorporated by reference as if restated verbatim.

Section 2. Repeal. Chapter 24, Soil Erosion and Sedimentation Control, of the Code of Ordinances of Saluda County, South Carolina, including the Erosion and Sediment Control Ordinance codified within, is repealed in its entirety. The South Carolina Department of Environmental Services oversees all land disturbing activities conducted inside the boundaries of Saluda County and performs the inspections and issues the permits at issue in the Erosion and Sediment Control Ordinance, making it obsolete.

Section 3. Recodification and Reindexing. The County Council Chairman and County Administrator are hereby authorized and directed to take such action as may be necessary to codify this amendment to the Code and are further authorized to make such revisions to the lettering, numbering, formatting, or other non-substantive changes to the chapters, sections, subsections, or clauses comprising this amendment to the Code as may be necessary to provide for the codification thereof.

Section 4. If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held or determined to be invalid, such decision shall not affect the validity of the remaining portions of it.

Section 5. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed to the extent of the conflict or inconsistency. This Ordinance shall take effect immediately upon its enactment by the County Council following three readings and a public hearing.

DONE, RATIFIED, AND ADOPTED THIS _____ DAY OF _____, 2025.

SALUDA COUNTY COUNCIL

James L. Moore, Chairman

ATTEST:

Regina H. Turner, Clerk to Council

First Reading: September 8, 2025

Second Reading:

Public Hearing:

Third Reading: