

ORDINANCE 2025-07

STATE OF SOUTH CAROLINA)
LEXINGTON COUNTY)
TOWN OF SOUTH CONGAREE) **AN ORDINANCE ADOPTING BY REFERENCE THE
LEXINGTON COUNTY STORMWATER MANAGEMENT
ORDINANCE 19-10 AND LAND DEVELOPMENT MANUAL
EXCLUDING FLOOD DAMAGE PREVENTION PORTION
AND OTHER MATTERS RELATED**

WHEREAS, pursuant to South Carolina Code of Law § 5-7-30, a municipality is authorized to enact regulations, resolutions, and ordinances, not inconsistent with the Constitution and general law of the State of South Carolina, including the exercise of powers in relation to roads, streets, markets, law enforcement, health and order in the municipality or respecting any subject which appears necessary and proper for the security, general welfare, and convenience of the municipality or for preserving health, peace, order, and good government in it, including the authority to fix fines and penalties for the violation of municipal ordinances and regulations; and

WHEREAS, the Town of South Congaree (“Town”) is required to participate in the Small Municipal Separate Storm Sewer System (SMS4) and obtain and comply with the South Carolina National Pollutant Discharge Elimination System (NPDES) Phase II General Permit Number SCR030000 issued by the South Carolina Department of Environmental Services; and

WHEREAS, by definition, an SMS4 is a system of conveyances that include, but are not limited to, catch basins, curbs, gutters, ditches, manmade channels, pipes, tunnels, and/or storm drains that discharge into Waters of the State; and

WHEREAS, the City of Cayce, City of West Columbia, County of Lexington, Town of Irmo, Town of Lexington, Town of Pine Ridge, Town of South Congaree, and Town of Springdale are all SMS4’s within Lexington County (“County”) and have formed the collaborative Lexington Countywide Stormwater Consortium (LCSWC); and

WHEREAS, cooperation between the Town and the County will provide consistency towards meeting the requirements of the SMS4 General Permit; and

WHEREAS, allowing the Town the opportunity to partner with the County, creates consistency throughout Lexington County, and among each entity’s Stormwater Management Plan, with reduced costs as a result of this intergovernmental coordination and cooperation; and

WHAEREAS, on December 13, 2016, the Town adopted by reference the Lexington County Stormwater Ordinance 16-04 and the Land Development Manual, excluding the Flood Damage Prevention portion; and

WHEREAS, the Lexington County Council found that certain amendments to the Stormwater Ordinance were necessary and approved the third and final reading of Ordinance 19-10 on September 8, 2020 enacting such amendments; and

WHEREAS, the Town Council of the Town finds and determines that it is necessary and proper for the security, general welfare, and convenience of the Town and for preserving health, peace, order, and good government in the Town to adopt, by reference the Lexington County Stormwater Ordinance 19-10 (“County Stormwater Management Ordinance”), which authorizes the County, in conjunction with the Town, to enforce the County Stormwater Management Ordinance and the Lexington County Land Development Manual, excluding the Flood Damage Prevention portion, within the corporate limits of the Town; and

NOW THEREFORE, BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of South Congaree, South Carolina, in Council duly assembled and by the authority thereof, that:

Section 1. – The County Stormwater Management Ordinance shall be adopted and attached hereto as “**Exhibit A**”.

Section 2. - The County Stormwater Management Ordinance as is currently stated and as may be hereafter amended from time to time, including but not limited to the land development manual but specifically excluding the floodplain management portion, is hereby adopted by the Town and shall hereafter govern the stormwater management in the Town.

If any provision contained in any other Town ordinance is inconsistent with the County Stormwater Management Ordinance, then the County Stormwater Management Ordinance shall control. Nothing herein shall be construed, however, to mean that any Town ordinance or any provision contained in any Town ordinance is repealed by implication.

Section 3. – Amendment of the text of Town Code Title XV: Land Usage

§ 157.100 ADOPTED BY REFERENCE OF LEXINGTON COUNTY STORMWATER MANAGEMENT ORDINANCE

The County Stormwater Management Ordinance, as may be amended from time to time, is hereby adopted as applicable within the Town limits by reference, including the Lexington County Land Development Manual as a supplement. Excluded from this adoption shall be the Flood Damage Prevention portion, which the Town shall continue to maintain and enforce under Town Code Title XV, Chapter 156 Flood Damage Prevention.


The County Stormwater Management Ordinance shall be enforced by the Lexington County Department of Public Works in conjunction with the Town. The County Stormwater Management Ordinance and the Lexington County Land Development Manual shall be published in a separate volume, a copy of which shall be maintained by the Town Clerk and filed as Appendix __ to this Code. In addition, they can be found online at www.lex-co.sc.gov under the Community Development Department fees and ordinances.

Section 4. – Amendment of Town Code Appendix __

§ 157.100 Adoption of Lexington County Stormwater Management Ordinance

ADOPTED BY THE COUNCIL FOR THE TOWN OF SOUTH CONGAREE ON THIS 18th DAY OF November, 2025.

ATTEST:


Cindy Campbell, Mayor



Kelli Ricard, Town Clerk

First Reading: October 21, 2025

Second Reading: November 18, 2025