



City of Charleston
South Carolina

John Tecklenberg
Mayor

Daniel Riccio
Director

Department of Livability and Tourism

TOURISM COMMISSION
ROUTES, PARKING AND TOURISM RULES COMMITTEE

A meeting of the Tourism Commission Routes, Parking and Tourism Rules Committee will be held on Thursday, June 13, 2019 at 4:00pm, at 75 Calhoun Street, Suite 3400.

1. Call to order
2. Moment of Silence
3. Public Input
4. Items for Discussion (Action may or may not be taken on any of the below items):
 - a) Review of proposed changes to Chapter 29 of the Code of the City of Charleston related to procedures of accident reporting for touring vehicles.
 - b) Review of proposed changes to Chapter 29 of the Code of the City of Charleston to update requirements for the introduction of new animals (touring stock), and bi-annual inspections.
 - c) Review of proposed changes to Chapter 29 of the Code of the City of Charleston to update language and requirements for carriages applying for a certificate of appropriateness.
 - d) Review of proposed changes to Chapter 29 of the Code of the City of Charleston pertaining to adding a new section regarding carriage tours during weather emergencies or other emergency conditions.
 - e) Review of proposed changes to Chapter 29 of the Code of the City of Charleston related to the definition of private passenger automobile for touring.
 - f) Review of proposed changes to Chapter 29 of the Code of the City of Charleston related to insurance requirements for private passenger automobiles used for touring.
5. Adjournment

PROPOSED

AN ORDINANCE TO AMEND CHAPTER 29, ARTICLE V1, SEC. 29-240 OF THE CODE OF THE CITY OF CHARLESTON PERTAINING TO THE PROCEDURE OF ACCIDENT REPORTING.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 29, Article V, Sec. 29-240 of the Code of the City of Charleston is hereby amended so that hereafter said Sections shall read as follows (amendatory language in **bold and double underlined** and a ~~strike through~~ for a deletion):

Sec. 29-240. Report of accident required

The driver of a vehicle, or licensed tour guide, governed by the tourism ordinances, involved in any accident/occurrence resulting in injury to or death of any person/animal and/or property damage shall **immediately notify emergency services, once it is safe to do so. Following notification to emergency services, the driver, or a representative of the company involved in the accident shall immediately notify the Department of Livability and Tourism and shall** within twenty-four (24) hours of such accident/occurrence make written report thereof to the ~~D~~irector of **Livability and T**ourism. Further, all carriage operators must maintain current liability insurance information on their carriages at all times. The information must include the name of the insurance carrier, the policy number, and the contact telephone number of the insurance carrier.

Section 2. This Ordinance shall become effective upon ratification.

Ratified in City Council this _____ day of

_____ in the Year of Our Lord, 2019,

and in the _____th Year of the Independence of
the United States of America

John Tecklenberg, Mayor

ATTEST:

Clerk of Council

PROPOSED

AN ORDINANCE TO AMEND CHAPTER 29, ARTICLE V, SEC. 29-212 (e) (1) (f) OF THE CODE OF THE CITY OF CHARLESTON TO UPDATE THE REQUIRMENTS FOR THE INTRODUCTION OF TOURING STOCK, AND BI-ANNUAL INSPECTIONS.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Section 29-212 (e) (1)(f) of the Code of the City of Charleston is hereby amended so that hereafter said Section shall read as follows (amendatory language in **bold and double underlined** and a ~~striketrough~~ for a deletion):

f. At introduction into the touring stock then bi-annually thereafter, the animal shall have had a physical inspection completed by and a certificate of serviceability for carriage work signed by a licensed equine veterinarian. ~~with the results thereof.~~ **The results of the physical inspections shall be provided along with written documentation from a certified scale verifying the weight of the animal** to the City of Charleston Department of Livability and Tourism and made available for inspection on site;

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_____ in the Year of Our Lord, 2019,
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John Tecklenberg Mayor

ATTEST:

Clerk of Council

PROPOSED

AN ORDINANCE TO AMEND CHAPTER 29, ARTICLE V, SEC. 29-220 OF THE CODE OF THE CITY OF CHARLESTON TO UPDATE THE LANGUAGE AND PROCESS RELATED TO THE CERTIFICATE OF APPROPRIATENESS APPLICATION AND INSPECTION TO ADD THE REQUIREMENT OF A CERTIFIED VEHICLE WEIGHT AND TO REMOVE REFERENCES TO THE MANAGER OF ARTS AND HISTORY/TOURISM COMMISSIONS.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 29, Article V, Sec. 29-220 (a) of the Code of the City of Charleston is hereby amended so that hereafter said Sections shall read as follows (amendatory language in **bold and double underlined** and a ~~strikethrough~~ for a deletion):

- (a) An applicant for a certificate of appropriateness shall provide the **Department of Livability and Tourism** and ~~manager of arts and history/tourism commissions~~ with the following:
- (1) Adequate identification of the applicant and animal-drawn vehicle and proof of ownership;
 - (2) Material setting forth the characteristics of the vehicle including its dimensions, weight, passenger capacity, maker, year built;
 - (3) An applicant must provide written documentation from a certified scale verifying the weight of the animal-drawn vehicle.**
 - ~~(3)~~ (4) Color photographs not less than eight (8) inches by ten (10) inches of all four (4) sides of the vehicle or, in the discretion of the **Department of Livability and Tourism** ~~manager of arts and history/tourism commissions~~, sketches of a similar make and model and samples of colors proposed for use on the vehicle;
 - (4) (5) Adequate proof of liability insurance with at least the amount required by the South Carolina Financial Responsibility Act and also **medical payments** or PIP ~~coverage~~ in an amount **of \$5000.** ~~manager of arts and history/tourism commissions~~;
 - ~~(5)~~ (6) A fee as set forth by city council;
 - ~~(6)~~ (7) After approval but prior to the issuance, a current city business license.
 - (8) Any modifications to the animal-drawn vehicle that change the dimensions, weight, passenger capacity or other characteristics must be submitted to the Department of Livability and Tourism and shall be either approved or rejected by the Tourism Commission.**
- (b) Upon receipt of the information set forth in subsection (a)(1)—(4) and (6), **the Department of Livability and Tourism** ~~the manager of arts and history/tourism commissions~~ shall submit the application to the tourism commission for the commission's determination as to whether the application should be approved. In acting upon and evaluating any application,

the tourism commission shall consider the design standards as set forth in section 29-207 of this chapter as well as the proposed color of the vehicle.

- (c) Nothing herein shall be construed so as to prohibit the Department of Livability & Tourism ~~manager of arts and history/tourism commissions~~ or the commission from requiring visual inspection of the vehicle.

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_____ in the Year of Our Lord, 2019,
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John Tecklenberg Mayor

ATTEST:

Clerk of Council

PROPOSED

AN ORDINANCE TO AMEND CHAPTER 29, ARTICLE V OF THE CODE OF THE CITY OF CHARLESTON BY ADDING THERETO A NEW SECTION PERTAINING TO OPERATION OF CARRIAGE TOURS DURING WEATHER EMERGENCIES OR OTHER EMERGENCY CONDITIONS.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 29 of the Code of the City of Charleston is hereby amended by adding thereto a new Section 29-213 to Article V pertaining to the operation of carriage tours during weather emergencies or other emergency conditions, which shall read as follows:

Sec. 29-213- Emergency Procedures. The Department of Livability and Tourism has the authority to temporarily stop issuing medallions and to temporarily prohibit new tours including commercial tours if it is determined by the Department of Livability and Tourism that a weather emergency or other emergency condition(s) exist which presents a substantial risk of injury to horses or carriage passengers. This will not be construed as creating different heat restrictions than those set forth in 29-212.

Section 2. This Ordinance shall become effective upon ratification.

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_____ in the Year of Our Lord, 2019,
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John Tecklenberg Mayor

ATTEST:

Clerk of Council

PROPOSED

AN ORDINANCE TO AMEND CHAPTER 29, ARTICLE I, SEC. 29-2 OF THE CODE OF THE CITY OF CHARLESTON TO UPDATE THE DEFINITION OF PRIVATE PASSENGER AUTOMOBILE.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Section 29-212 (e) (1)(f) of the Code of the City of Charleston is hereby amended so that hereafter said Section shall read as follows (amendatory language in **bold and double underlined** and a ~~strikethrough~~ for a deletion):

Private passenger automobile shall mean a standard family passenger automobile, **designed to hold no more than 8 persons** including, ~~a station wagon~~ **a sedan, cross-over, SUV, and or mini-van**; used for the purpose of touring, and shall not include a van, panel truck or other vehicle. **Private passenger automobile shall not include full-sized vans, buses of any type, panel trucks, limousines, motorcycles with or without passenger compartments, tricycles whether motorized or not, golf carts, low speed vehicles , motor homes, home-made vehicles, custom-made vehicles or standard family passenger automobiles that have been substantially modified from their original design, excepting modification of a standard family passenger vehicle for handicapped use is allowed. A taxi cab cannot be used as a private passenger automobile for touring purposes. A vehicle in service of a Transportation Network Company (also known as a ride-share company including Uber and Lyft) as defined by S.C. Code § 58-23-1610 cannot be used as a private passenger automobile for touring while actively engaged in transport of riders for the Transportation Network Company.**

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John Tecklenberg Mayor

ATTEST:

Clerk of Council

PROPOSED

AN ORDINANCE TO AMEND CHAPTER 29, ARTICLE IV, SEC. 29-96 OF THE CODE OF THE CITY OF CHARLESTON TO UPDATE LANGUAGE REGARDING INSURANCE REQUIRMENTS FOR PRIVATE PASSENGER AUTOMOBILE TOURS

BE IT ORDAINED BY THE MAYOR AND COUNCILEMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Section 29-96 of Chapter 29 of the Code of the City of Charleston is hereby amended so that hereafter said Sections shall read as follows (amendatory language in **bold and double underlined** and a ~~strikethrough~~ for a deletion):

Section 2. 29-96 Insurance required.

Private passenger automobiles used in conducting tours for hire must carry liability insurance **of at least the amounts required by the Financial Responsibility Act of South Carolina and also shall carry** with medical payments **(Med Pay) or Personal Injury Protection (PIP)** coverage in **an** amounts ~~required from time to time by the commission~~ **of at least \$5000 per accident**. Such policies shall contain no exclusion of coverage while operating vehicles for hire.

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