

**ARTICLE 14**

**GENERAL REGULATIONS**



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CHAPTER 1

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Section 14-101 Flood Damage to Public and Private Property



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Section 14-101 Flood Damage to Public and Private Property

Charleston County Ordinance No. 645, dated April 21, 1987, as amended, and FEMA Flood Regulations, dated June 25, 1987, as amended, are hereby adopted by reference on a permanent basis and declared to be as fully a part of this Code as if set forth herein, with the following exceptions:

- a. All references to "unincorporated areas" shall apply equally to the Town of Kiawah Island.
- b. The responsibilities assigned to the Zoning Administrator in Section 7A shall be the responsibility of the Town of Kiawah Island.



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CHAPTER 2

VACATION TIME SHARING PLANS

Section 14-201 Prohibition of Vacation Time Sharing Plans



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CHAPTER 2

VACATION TIME SHARING PLANS

Section 14-201 Prohibition of Vacation Time Sharing Plans

No lot or other residential unit in the Town may be used for, be subject to, or rendered under any type of "vacation time sharing plan" as defined in Section 27-32-10 of the Code of Laws of South Carolina, 1976, as amended; provided however, this restriction on use shall not include "vacation multiple ownership interest" as defined in Section 27-32-250 of the Code of Laws of South Carolina, 1976, as amended, except that the limit is nine or fewer instead of thirteen or fewer as set forth in Section 27-32-250. Further, pursuant to Section 27-32-190 of the Code of Laws of South Carolina, 1976, as amended, "vacation multiple ownership interests" must comply with registration requirements, copies of any documentation which is to be registered in compliance with that section must be immediately forwarded to Town Council for the Town of Kiawah Island.



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**CHAPTER 3**

**HOSPITALITY CABINETS**

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CHAPTER 3

HOSPITALITY CABINETS

Section 14-301      Definitions

- A. "Alcoholic Beverages" includes alcoholic liquors as defined in Section 61-6-20 of the Code of Laws of South Carolina, and "beer and wine" as defined in Section 61-4-10 of the Code of Laws of South Carolina.
- B. "Legal drinking age" means the age when a person legally may purchase or consume an alcoholic beverage.
- C. "Hospitality cabinet" means a closed container, refrigerated in whole or in part, or non-refrigerated, where access to the interior portion containing alcoholic beverages is restricted by means of a locking device which requires the use of a key, magnetic card, or similar device.
- D. "Qualified facility" means a hotel, inn or motel licensed to sell alcoholic beverages for on-premises consumption, and which contains guestroom accommodations. It includes condominiums owned or managed by an otherwise qualified facility. A qualified facility may also be referred to as the "Licensee."
- E. "Qualified registered guest" means each person of legal drinking age who signs the guest register of a qualified facility or takes equivalent action for the purpose of registering as a guest of the qualified facility.

Section 14-302      Purpose

It is the purpose of this Chapter to allow any qualified facilities licensed to sell alcoholic beverages on its premise to also sell the beverages in sealed containers in individual portions to its qualified registered guests by means of a hospitality cabinet located in the rooms of these guests, if the conditions of this Chapter are met.

Section 14-303      Type and Quantity of Alcoholic Beverages Permitted

The type of alcoholic beverages contained in a hospitality cabinet of a qualified facility is limited to those beverages for which the facility is licensed to sell on its premises. The hospitality cabinet may contain no more than thirty (30) individual portions of alcoholic beverages at one time.

Section 14-304      Construction of Hospitality Cabinets

A hospitality cabinet may be part of another furniture unit or device, refrigerated in whole or in part, or non-refrigerated, from which non-alcoholic beverages or food may be purchased. The portion of the hospitality cabinet or similar device in which alcoholic beverages are stored must be a hospitality cabinet as defined in Section 14-301 of this Chapter.

Section 14-305      Access by Guest

- A. The hours during which guests may have access to a hospitality cabinet are not limited to the hours that the qualified facility is licensed to sell alcoholic beverages.
- B. Access to a hospitality cabinet in a particular guestroom must be provided by furnishing a key, magnetic card or similar device only to a qualified registered guest of legal drinking age registered to stay in the guestroom.
- C. Before providing a key, magnetic card or similar device required to obtain access to the hospitality cabinet in a particular guestroom to the qualified registered guest, the licensee shall verify that the qualified registered guest is of legal drinking age.
- D. A key, magnetic card or similar device required to obtain access to the hospitality cabinet in a particular guest room may be given only to the qualified registered guest if requested by that guest, and only if the guest is not visibly or obviously intoxicated.

Section 14-306      Access by Licensee; Restocking and Replenishing

Those portions of a hospitality cabinet containing alcoholic beverages must remain locked at all times when a guest room is unrented, except for taking inventory or restocking and replenishing the hospitality cabinet. Alcoholic beverages used to

restock or replenish a facility's hospitality cabinet must be kept locked in a separate, secure room or cabinet, except when the hospitality cabinets are restocked and replenished. The hospitality cabinets may be restocked and replenished with alcoholic beverages only during those hours when the beverages may be sold on the premises.

**Section 14-307 Application of Local Hospitality Tax**

The Town of Kiawah Island's Local Hospitality Tax applies to all sales from such hospitality cabinets as an extension of sales of alcoholic beverages from existing licensed qualified facilities.

**Section 14-308 Violations and Penalties**

A person or qualified facility found guilty of violating the provisions of this chapter is punishable by a fine of not less than one hundred (\$100) dollars.

