

**ARTICLE 3**

**ELECTIONS**



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Chapter 1 Election of Mayor and Council  
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**ELECTIONS**

**CHAPTER 1**

**ELECTION OF MAYOR AND COUNCIL**

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1 Amended by Ordinance 99-3. Effective 4/27/99.



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**ELECTIONS**

**CHAPTER 1**

**ELECTION OF MAYOR AND COUNCIL**

**Section 3-101 Method of Election**

The Mayor and members of Council shall be elected from the Town at large.

**Section 3-102 Qualifications for Office**

The municipal Council of the Town of Kiawah Island shall be composed of a Mayor and four Council members who shall be qualified electors and shall be elected at large for two (2) year terms of office.

**Section 3-103 Terms of Office**

The Mayor and members of Council shall be elected to two (2) year terms of office.

**Section 3-104 Time of Election; Public Notice**

(1) General elections for the offices of Mayor and Council shall be held on the first (1st) Tuesday in December in even-numbered years. Special elections shall be held on a date determined by the Council.

(2) The Council shall give public notice of all municipal elections at least sixty (60) days prior to the date set for the election.

**Section 3-105 Conduct of Elections; Polling Places**

All municipal elections shall be conducted pursuant to the election laws of the State of South Carolina, with the polls open from 7:00 a.m. to 7:00 p.m. The Council shall designate the polling places for the Town of Kiawah Island municipal elections.

**Section 3-106 Municipal Election Commission**

(1) There is established the Town of Kiawah Island Municipal Election Commission composed of three (3) qualified electors who

are elected by the Council. Municipal election commissioners shall serve for a term of six (6) years, provided that the initial appointments shall be made in a manner to provide for staggered terms.

(2) The municipal election commission shall conduct all municipal elections for the Town and shall be vested with all the functions, powers and duties as applicable to municipalities and prescribed by South Carolina law pursuant to Section 7-1-10, *et seq.* of the South Carolina Code of Laws Annotated, 1976, as amended.

**Section 3-107 Nonpartisan Elections; Plurality Method**

(1) All general and special elections for the offices of Mayor and Council members shall be nonpartisan elections using the plurality method to determine election results. No political party affiliation shall be placed on any ballot for any candidate.

(2) Election results shall be determined in accordance with the following rules:

- (a) When more than one person is seeking election to a single office, the candidate who receives the highest number of votes shall be declared elected.
- (b) When more persons are seeking election to two (2) or more offices (constituting a group) than there are offices to be filled, those candidates receiving the highest number of votes, equal in number to the number of offices to be filled, shall be declared elected.

**Section 3-108 Manner of Filing<sup>1</sup>**

By 12:00 noon on the sixtieth (60th) day prior to the date of the holding of the election, or if the sixtieth (60th) day falls on a Sunday, by 12:00 noon on the following Monday, candidates for the office of Mayor or Council must file with the election commission their statements of candidacy. Such statement of candidacy shall be on forms furnished by the municipal election commission and shall be in substantially the following form:

"I \_\_\_\_\_ hereby state that I am a candidate for election to the office of \_\_\_\_\_ in the Town of Kiawah Island general/special election to be held on \_\_\_\_\_. I certify that I am a qualified elector, and a permanent resident of the Town of Kiawah Island, South Carolina.

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<sup>1</sup> Amended by Ordinance 99-3. Effective 4/27/99.

Signed and filed this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Candidate

Candidate's voter registration number:  
\_\_\_\_\_

I, \_\_\_\_\_, a member of the Town of Kiawah Island Municipal Election Commission or an authorized agent of the Commission do hereby certify that the above named person did file the above Statement of Candidacy and pay the required filing fee on this \_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

For the Town of Kiawah Island Municipal Election Commission

By: \_\_\_\_\_ "

**Section 3-109 Filing Fees**

Persons offering as a candidate for election to the office of Mayor or Council member shall pay a filing fee as set by the Council prior to the filing date.

**Section 3-110 Taking Office**

(1) In general elections, each newly elected officer shall take office after certification of the election and before the next regularly scheduled Council meeting. In special elections, the newly elected officers shall take office at the first regular or special meeting of Council following the date of the special election.

(2) The Mayor and Council, before entering upon the duties of their respective offices, shall take the oaths prescribed by the Constitution and by Section 5-15-150 of the South Carolina Code of Laws, 1976, as amended.

(3) If the results of an election are contested, the incumbent who fills that contested office shall hold over until the contest is finally determined.



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**ELECTIONS**

**CHAPTER 2**

**INITIATIVE AND REFERENDUM**

Section	3-201	Authorization (Reserved)
Section	3-202	Repeal of Debt Ordinance (Reserved)
Section	3-303	Special Election Upon Failure to Act (Reserved)

