

THE TOWN OF

VAN WYCK

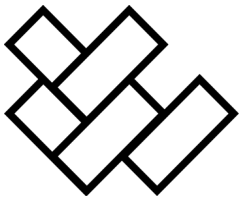
SOUTH CAROLINA

Town Council Meeting Minutes Wednesday, December 20, 2023

Approved by Town Council January 2, 2024

Prepared by:
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VAN WYCK

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**Town Council
Special Meeting
December 20, 2023
7:00PM**
townofvanwyck.net

Minutes of Meeting

Physical Meeting Location: Van Wyck Community Center, 5036 Old Hickory Road, Van Wyck, SC. The meeting was also available via teleconference. Call-in details were provided on the meeting agenda and were distributed in advance of the meeting.

Mayor Sean Corcoran, Council Members Loyd Fox, Stuart Graham, were all physically present at the Community Center. A quorum was present.

Public Notice of this meeting was posted on the town website and social media platforms, the bulletin board of the Van Wyck Community Center, the Van Wyck Post Office and published in the Lancaster News.

Call to Order

Mayor Corcoran called the meeting to order at approximately 7:00 p.m.

Welcome and Recognition/Pledge of Allegiance and Invocation

Mayor Corcoran welcomed everyone to the meeting and led the Pledge of Allegiance to the American Flag.

Approval of Agenda

Stuart Graham made the motion to approve the current agenda for December 20, 2023. It was seconded by Loyd Fox. Council approved the agenda by unanimous vote of 3-0.

Approval of Minutes

N/A

Proclamations

N/A

Public Comments

No citizens in attendance.

Finance Report

N/A

Committee Reports

N/A

Policy/Action Agenda

Ord 2023-12 An ordinance Amending The Business License Ordinance Of The Town of Van Wyck To Update The Class Schedule As Required By Act 176 of 2020. Second reading.

Stuart Graham made the motion to adopt. It was seconded by Loyd Fox. Council passed the motion by a unanimous vote of 3-0.

Upcoming Meetings and Events

N/A

New Business/ Announcements

RFP2023-02 Parking Lot RFP Amendment 1-bidding period closed today

Adjournment

Stuart Graham made the motion to adjourn. Seconded by Loyd Fox. Council agreed to adjourn by unanimous vote of 3-0. The meeting adjourned at approximately 6:06 p.m.

State of South Carolina)
County of Lancaster)
Town of Van Wyck)

Ordinance No. 2023-12

AN ORDINANCE AMENDING THE BUSINESS LICENSE ORDINANCE OF THE TOWN OF VAN WYCK OF TO UPDATE THE CLASS SCHEDULE AS REQUIRED BY ACT 176 OF 2020.

WHEREAS, the Town of Van Wyck (the "Municipality") is authorized by S.C. Code Section 5-7-30 and Title 6, Chapter 1, Article 3 to impose a business license tax on gross income;

WHEREAS, by Act No. 176 of 2020, known as the South Carolina Business License Tax Standardization Act and codified at S.C. Code Sections 6-1-400 to -420 (the "Standardization Act"), the South Carolina General Assembly imposed additional requirements and conditions on the administration of business license taxes;

WHEREAS, the Standardization Act requires that by December thirty-first of every odd year, each municipality levying a business license tax must adopt, by ordinance, the latest Standardized Business License Class Schedule as recommended by the Municipal Association of South Carolina (the "Association") and adopted by the Director of the Revenue and Fiscal Affairs Office;

WHEREAS, following the enactment of the Standardization Act, the Municipality enacted Ordinance No. 2023-04 on May 1, 2023, in order to comply with the requirements of the Standardization Act (the "Current Business License Ordinance");

WHEREAS, the Town of Van Wyck Council of the Municipality (the "Council") now wishes to amend the Current Business License Ordinance to adopt the latest Standardized Business License Class Schedule, as required by the Standardization Act, and to make other minor amendments as recommended by the Association;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Van Wyck as follows:

SECTION 1. Amendments to Appendix A. Appendix A to the Current Business License Ordinance, the "Business License Rate Schedule," is hereby amended as follows:

- (a) Class 8.3 is hereby amended by deleting the NAICS Codes and replacing them with NAICS 517111, 517112, 517122 – Telephone Companies.
- (b) Class 8.6 is hereby amended and restated in its entirety to read as follows: "**8.6 NAICS Code Varies – Billiard or Pool Tables**. A business that offers the use of billiard or pool tables shall be subject to business license taxation under its natural class for all gross income of the business excluding the gross income attributable to the billiard or pool tables. In addition, the billiard or pool tables shall require their own separate business licenses pursuant to SC Code § 12-21-2746 and shall be subject to a license tax of \$5.00 per table measuring less than 3½ feet wide and 7 feet long, and \$12.50 per table longer than that."

SECTION 2. Amendments to Appendix B. Appendix B to the Current Business License Ordinance, the "Business License Class Schedule," is hereby amended and restated as set forth on the attached Exhibit A.

SECTION 3. Repealer, Effective Date. All ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be effective with respect to the business license year beginning on May 1, 2024.

ENACTED IN REGULAR MEETING, this 20th day of December 2023.

Sean Corcoran, Mayor

ATTEST:

Cristina Laviolette, Municipal Clerk

First reading: December 4, 2023

Final reading: December 20, 2023

**Exhibit A: Amendment to Classes 1 – 8 in Appendix B of the
Current Business License Ordinance**

APPENDIX B

Classes 1 – 8: Business License Class Schedule by NAICS Codes

NAICS Sector/Subsector	Industry Sector	Class
11	Agriculture, forestry, hunting and fishing	1
21	Mining	2
22	Utilities	1
31 - 33	Manufacturing	3
42	Wholesale trade	1
44 - 45	Retail trade	1
48 - 49	Transportation and warehousing	1
51	Information	4
52	Finance and insurance	7
53	Real estate and rental and leasing	7
54	Professional, scientific, and technical services	5
55	Management of companies	7
56	Administrative and support and waste management and remediation services	3
61	Educational services	3
62	Health care and social assistance	4
71	Arts, entertainment, and recreation	3
721	Accommodation	1
722	Food services and drinking places	2
81	Other services	4
Class 8	Subclasses	
23	Construction	8.1
482	Rail Transportation	8.2
517111	Wired Telecommunications Carriers	8.3
517112	Wireless Telecommunications Carriers (except Satellite)	8.3
517122	Agents for Wireless Telecommunications Services	8.3
5241	Insurance Carriers	8.4
5242	Insurance Brokers for non-admitted Insurance Carriers	8.4
713120	Amusement Parks and Arcades	8.51
713290	Nonpayout Amusement Machines	8.52
713990	All Other Amusement and Recreational Industries (pool tables)	8.6

2023 Class Schedule is based on a three-year average (2017 - 2019) of IRS statistical data.