

1974 WL 27518 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 26, 1974

*1 Mr. Gerald C. Poss, Jr.
Local Planner
Appalachian Council of Governments
Drawer 6668
Greenville, South Carolina 29606

Dear Mr. Poss:

We are in receipt of your letter in which you raised certain questions concerning zoning and subdivision regulations in a municipality. Specifically you have inquired whether or not it is necessary for a town to establish a planning commission in order to establish zoning and subdivision regulations.

It is necessary for each municipality to establish a city plan for the future development of the city. See South Carolina Code of Laws, 1962, Section 47-1003. Each municipality has the authority to create zoning regulations by ordinance pursuant to this city plan. See Section 47-1001, et seq. The Local and Regional Planning Programs created by South Carolina Code of Laws, 1962, as amended, Section 14-341, et seq., establishes procedures which a municipality may adopt, at their option, for a formal planning body. It is not necessary for a municipality to adopt these regulations.

Therefore, it would not be necessary for each municipality to establish a formal planning commission in order to establish zoning and subdivision regulations for their city.

Sincerely,

Treva Ashworth
Assistant Attorney General

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