

Decision Paper

Written by: Sabrina Morris

August 14, 2018

1. **SUBJECT:** Public Hearing on the amendment of the Land Use Element of the Town of Surfside Beach's Comprehensive Plan recommended by the Planning Commission by resolution. Specifically the creating of an Entertainment District.
2. **PURPOSE:** When the Town's Comprehensive Plan was approved by council the Future Land Use portion of the plan did not include an Entertainment District as a future land use. SC Code §6-29-530 requires that amendments to the Town's Comprehensive Plan first be reviewed and recommended by resolution from the Planning Commission and after recommendation, town council hold a Public Hearing regarding the recommended amendment.

3. FACTS:

- a. The Comprehensive Planning Enabling Act of SC requires certain procedures for amending the comprehensive plan.
 - i. Planning Commission must approve a resolution to Town Council recommending the amendment to the comprehensive plan.
 - ii. Town Council must hold a public hearing regarding the proposed amendment.
 - iii. Notice must be published in the local paper at least 30 days in advance of the hearing. (Public Notice was advertised in the Myrtle Beach Herald on June 29, 2018).
- b. The public hearing is **only to create an Entertainment District Use on the Future Land Use Map** found within the Town's Comprehensive Plan.
- c. This approval to add the Entertainment District Zoning Classification **does not** mean the properties outlined are automatically rezoned to the Future Land Use.
- d. The planning commission must send to town council a proposed Entertainment District with proposed requirements, allowances, area etc. after the planning commission holds a public hearing on the issue. (A public hearing has been scheduled for the Planning Commission on August 27, 2018)
- e. Council will then review the planning commission recommendations and make the decision to approve/amend or deny. If the council approves or amends the ordinance, two (2) reading of the ordinance is required before it becomes law.

4. ATTACHED INFORMATION:

- Copy of Public Hearing Notice
- Map highlighting proposed Entertainment Zoning District on the Future Land Use Map
- *Planning Commission Meeting held August 13, 2018. Resolution will be presented at the meeting.

5. RECOMMENDATION:

Receive Public Input on the proposed change to the Future Land Use map to include an Entertainment District.

Muskie Beach Herald

6/29/18



NOTICE OF PUBLIC HEARING

Town Council Town of the Town of Surfside Beach will hold a public hearing at 6:00 PM on Tuesday, August 14, 2018 in the Council Chambers of the Surfside Beach Town Hall located at 115 US Highway 17 N, Surfside Beach, SC on the amendment of the Land Use Element of the comprehensive plan recommended by the planning commission for adoption by council pursuant to SC Code §6-29-530.

Copies of the documents to be considered are available for public inspection in the Planning, Building and Zoning Department located at 829 Pine Drive Surfside Beach, SC 29575.



State of South Carolina)
County of Horry)
Town of Surfside Beach)

Resolution # 18-192

To Support Horry County 2018 Solid Waste Management Plan

STATE OF SOUTH CAROLINA
COUNTY OF HORRY

WHEREAS, the South Carolina Solid Waste Policy and Management Act of 1991 (the Act) established a policy promoting reduction, re-use, and recycling of solid waste before landfilling or incineration and;

WHEREAS, the Act established the following goals:

- Encourage research by state agencies and state-supported educational institutions and private entities into the reduction of solid waste generated;
- Encourage a regional approach to solid waste management;
- Reduce the amount of solid waste received at municipal solid waste landfills and incinerators by 40 percent, calculated by weight. No more than 50 percent of this goal may be met by removal of yard trash, land clearing debris, white goods, construction and demolition debris, and waste tires from the municipal solid waste stream;
- Continue to set new and revised goals every three years;
- Recycle at least 40 percent, calculated by weight, of the total waste stream generated. No more than 40 percent of this goal may be met by removal of yard trash and land-clearing debris from the waste stream. Waste reduction from incineration may not account for more than 50 percent of a solid waste landfill's effort toward the 40 percent reduction goal;
- That each county or regions make every effort to meet, individually, the state's solid waste reduction and recycling goals. And that each county or region, and municipalities located therein, will be eligible for specific bonus grants.

and,

WHEREAS, pursuant to the Act, each county or region must prepare a solid waste management plan and submit to the South Carolina Department of Health and Environmental Control.

WHEREAS, the Act requires that each county create a Solid Waste Advisory Council to render advice on the preparation of the local solid waste management plan and on methods of implementing the plan; and

WHEREAS, the Horry County Solid Waste Authority Council was duly established pursuant to the Act and has performed the duties and carried out its responsibilities as required; and

WHEREAS, the Act requires that each county or region must ensure that all local governments participate in the preparation and implementation of the plan; and

WHEREAS, the Horry County Solid Waste Authority, Inc., working in concert with the Horry County Solid Waste Advisory Council, has updated the 2015 Horry County Solid Waste Management Plan; and

WHEREAS, pursuant to the Act, sufficient and adequate opportunity has been afforded the county and local municipalities to participate in the preparation of updating plan; and

WHEREAS, the county and local municipalities join in the efforts of the Horry County Solid Waste Authority and the Solid Waste Advisory Council in updating the 2015 Horry County Solid Waste Management Plan; **now, therefore**,

BE IT RESOLVED that the Surfside Beach Town Council endorses the 2018 Horry County Solid Waste Management Plan as created by the Horry County Solid Waste Authority, Inc., with advice from the Horry County Solid Waste Advisory Council, and

BE IT FURTHER RESOLVED, that the updated 2018 Horry County Solid Waste Management Plan incorporate this Resolution as part and parcel thereof.

APPROVED THIS 26TH day of July 2018.

Proclamation

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town to be affixed this _____ day of _____ of the year of our Lord two thousand eighteen.

Signed _____ SEAL Attest _____

BE IT FURTHER RESOLVED, that the updated 2018 Horry County Solid Waste Management Plan incorporate this Resolution as part and parcel thereof. APPROVED THIS 14TH day of August 2018.

BE IT SO RESOLVED, this 14th day of August 2018.

Robert F. Childs, III, Mayor

David Pellegrino, Mayor Pro Tempore

Debbie Scoles, Town Council

Mark L. Johnson, Town Council

Ron Ott, Town Council

Bruce Dietrich, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk



State of South Carolina)
 County of Horry)
 Town of Surfside Beach)

Resolution # 18-193

To Support a Proclamation for Constitution Week

STATE OF SOUTH CAROLINA
 COUNTY OF HORRY

PROCLAMATION FOR CONSTITUTION WEEK

Proclamation

WHEREAS: September 17, 2018, marks the two hundred thirty-first anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE I, Robert F. Childs, III by virtue of the authority vested in me as Mayor of the Town of Surfside in the County of Horry do hereby proclaim the week of September 17 through 23 as

CONSTITUTION WEEK

AND ask our citizens to reaffirm the ideals of the Framers of the constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town to be affixed this _____ day of _____ of the year of our Lord two thousand eighteen.

Signed _____ SEAL Attest _____

BE IT FURTHER RESOLVED, that the updated 2018 Horry County Solid Waste Management Plan incorporate this Resolution as part and parcel thereof. **APPROVED THIS 14TH** day of August 2018.

BE IT SO RESOLVED, this 14th day of August 2018.

 Robert F. Childs, III, Mayor

 David Pellegrino, Mayor Pro Tempore

 Debbie Scoles, Town Council

 Mark L. Johnson, Town Council

 Ron Ott, Town Council

 Bruce Dietrich, Town Council

 Randle M. Stevens, Town Council

Attest:

 Debra E. Herrmann, CMC, Town Clerk

Decision Paper

Written by: Sabrina Morris

August 14, 2018

1. **SUBJECT:** First Reading of an ordinance to amend the Future Land Use plan within the Town's Comprehensive Plan to include a new Entertainment District (C4) designation.

Section 6-29-520(b) of the S Code of Laws requires any amendment to the Comprehensive Plan must be by resolution of the planning commission, carried by the affirmative votes of at least a majority of the entire membership. A copy of the recommended amendment must be transmitted to the town council.

Town Council held a public hearing on the amendment of the Land Use Element of the Town of Surfside Beach's Comprehensive Plan as required by SC Code §6-29-530 tonight after receiving recommendations from the Planning Commission by resolution.

2. **PURPOSE:** Establish a new zoning designation on the Future Land Use Map to be known as the Entertainment District (C4)

3. **FACTS:**

- a. This ordinance will **only create an Entertainment Zoning District on the Future Land Use Map** found within the Town's Comprehensive Plan.
- b. This ordinance **does not** mean the properties outlined are automatically rezoned to the Entertainment District. Any rezoning of properties must go through the procedures outlined in the town's zoning ordinance.
- c. This ordinance, once approved by two reading of council will allow staff to add the Entertainment District proposed area to the Future Land Use Map.

4. **RECOMMENDATION:**

Approve 1st reading of the amendment to the Future Land Use Map found within the Town's Comprehensive Plan as recommended by the Planning Commission.

given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon approval at second reading by the Town Council of the Town of Surfside Beach, South Carolina

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this _____ day of _____ 2018.

Robert F. Childs, III, Mayor

Ron Ott, Town Council

Debbie Scoles, Town Council

Mark L. Johnson, Town Council

David L. Pellegrino, Mayor Pro Tempore

Bruce Dietrich, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

#18-0874
Title Only

Decision Paper

Written by: Sabrina Morris

August 14, 2018

1. **SUBJECT:** First Reading of ordinance 18-0874 to amend Chapter 17 of the Town's Code of Ordinances to include language where necessary to establish a new zoning district to be known as the Entertainment District (C4).
2. **PURPOSE:** To establish a new zoning district to be known as the Entertainment District. This district will surround the pier area.
3. **FACTS:**
 - a. The pier, damaged by a hurricane, will be rebuilt in the near future.
 - b. Council wishes for the pier area to thrive through development of various businesses that attract tourism and commerce.
 - c. The town wishes to promote the area as a destination location.
 - d. Properties surrounding the pier should promote economic growth and be composed of certain commercial uses that complement the pier and surrounding area.
 - e. The proposed Entertainment District would prohibit the use of residential construction and promote commercial businesses since this is prime location for certain commercial establishments.
 - f. The concentration of entertainment uses creates a definable sense of place that can act as an enormous draw for people, both locals and tourists. Restaurants and cafes attract more people when clustered in a definable area rather than on their own.

4. RECOMMENDATION:

Approve 1st reading by "Title Only". Second reading will include all pertinent information and a recommendation by the planning commission to the council and citizens prior to second reading.

Decision Paper

Written by: Sabrina Morris

August 14, 2018

1. **SUBJECT:** First Reading of ordinance #18-0876 to rezone certain properties from Amusement District (C3) to the Entertainment District (C4). (See attached map)
2. **PURPOSE:** To rezone properties around the pier area. To guide and promote the future land use in the area by promoting certain commercial uses and preventing the encroachment of residential into the central location of the pier.
3. **FACTS:**
 - 1) The planning commission and town council have been working to establish an Entertainment District surrounding the pier for several months now.
 - 2) With the rebuilding of the pier, the town felt it was the right time to promote the area as a destination place and encourage economic development in the area.
 - 3) All properties affected by the proposed rezoning have been notified as required by SC law and invited to speak at a public hearing held by the planning commission.
 - 4) Properties within 150 ft. of the proposed rezoned area were notified and invited to speak at the same public hearing.
 - 5) Properties were posted in advance of the public hearing as required by SC law.

4. RECOMMENDATION:

Approve 1st reading of the ordinance to rezone certain properties, shown on attached map from Amusement District (C3) to Entertainment District (C4). Second reading will include recommendations from the planning commission to the council and citizens prior to second reading.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon approval at second reading by the Town Council of the Town of Surfside Beach, South Carolina

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this _____ day of _____ 2018.

Robert F. Childs, III, Mayor

Ron Ott, Town Council

Debbie Scoles, Town Council

Mark L. Johnson, Town Council

David Pellegrino, Town Council

Bruce Dietrich, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Legend

- Town Boundary
- Parcels
- Flood Zones
- Roads
- Pavement
- Buildings
- Ponds

- ### Zoning
- C1
 - C2
 - C3
 - MP
 - PD
 - R1
 - R2
 - R3

SHEET D4

TOWN OF SURFSIDE BEACH TOWN MAP

HORRY COUNTY SOUTH CAROLINA

SCALE 1" = 200'

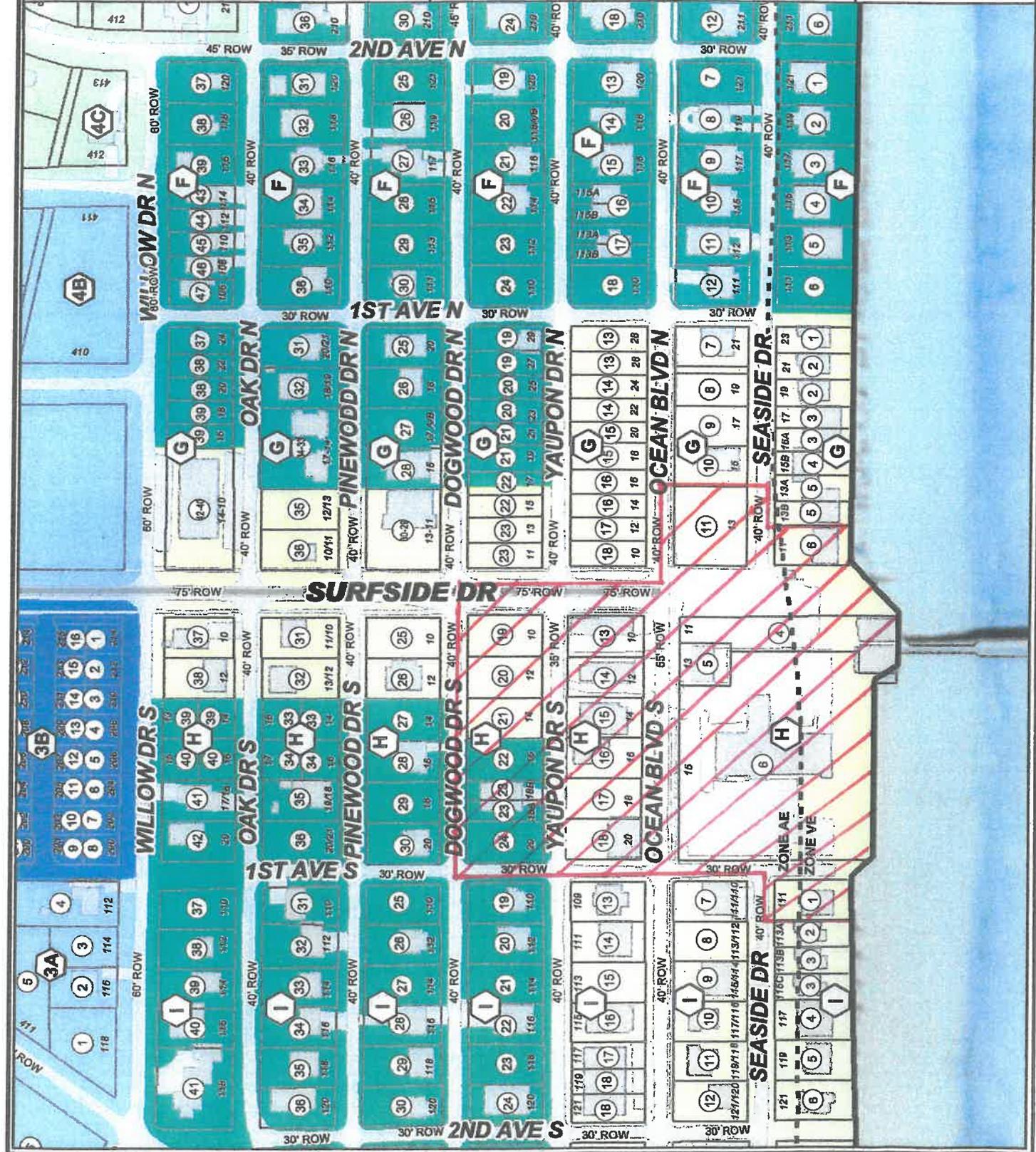


Prepared For:



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Prepared By:



#11D

Decision Paper

Meeting Date August 14, 2018

Written By: Debra Herrmann, Town Clerk

1. **SUBJECT:** Associate Judge/Clerk of Court Renewal Appointment

2. **FACTS:**

(a) Under §14-25-15(A) South Carolina Court Administration requires that each municipal judge must be appointed by the council to serve a term set by the council of not less than two years, but not more than four years.

(b) §14-25-15(B) requires that the council notify South Carolina Court Administration of any persons appointed or reappointed as municipal judges.

(c) Rule 509 in the Certification of Magistrates and Municipal Judges states in paragraph (b) "For purposes of this Rule, ministerial magistrates and municipal ministerial records are considered magistrates and municipal judges, and are subject to certification and recertification requirements.

(d) Town Council appointed an associate judge/clerk of court and an associate judge/assistant clerk of court at the July 20, 2016 regular Town Council Meeting.

(e) One full time position was eliminated in the FY2018-2019 Municipal Budget.

4. **ACTION:**

Based on the statutes and Rule 509, Town Council is respectfully requested to approve by motion appointment of Valerie Riley as Associate Judge/Clerk of Court for a four year term ending August 14, 2022, and to direct the town clerk to notify the South Carolina Court Administration.