



TOWN OF SURFSIDE BEACH  
115 US Highway 17 North, Surfside Beach, SC 29575  
Web: [www.surfsidebeach.org](http://www.surfsidebeach.org)  
☎ (843) 913-6111 ☎ (843) 238-5432

**TOWN COUNCIL REGULAR MEETING**  
**COUNCIL CHAMBERS**  
**TUESDAY, APRIL 23, 2013 ♦ 6:30 P.M.**

**A G E N D A**

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Pastor John Schafer, LC3  
Low Country Community Church
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL**
  - A. Special Meeting, April 1, 2013
  - B. Regular Meeting April 9, 2013
5. **PUBLIC COMMENTS** – 3-minutes per speaker
6. **COMMUNICATIONS**
  - A. Proclamation #13-83 Peace Officers Memorial Day
  - B. Department Reports
    - i. Finance
    - ii. Recreation
    - iii. Public Works
  - C. Administrator's Report
    - i. Update on Current Events
    - ii. Consensus Items - Parking Committee Recommendations
      - a. Pier Parking Lot one way in and one way out
      - b. Lower speed limit on Ocean Boulevard from 30 mph to 25 mph
7. **BUSINESS**
  - A. Second Reading Ordinance #13-0742, amend Chapter 17, Article IX, §17-905, ¶(d) to Establish Completion Timeline, and to add §17-914, Violation Enforcement, Director Morris
  - B. Second Reading Ordinance #13-0743, amend Chapter 17, Article IV, §17-395 and §17-420, Parking in C-3 Amusement Commercial District, Director Morris
  - C. Resolution #13-132 In Support of the Marketplace Fairness Act (S336 and HR 684)

7. **BUSINESS, continued**
  - D. Resolution #13-133 In Opposition To Reduction or Elimination of the Tax Exemption On Municipal Bond Interest
  - E. Historical Board Request for Small Purchases, Administrator Fellner
  - F. Senior Citizens Committee Recommendation – using Town Logo – expenditures for printing and paper, Administrator Fellner
  - G. Committee Resignation – Recreation/Special Events Committee, member Lynne Parker resigned 04/17/2013 (May be deferred until after Executive Session.)
  
8. **DISCUSSION** – Any matters of concern or information to be discussed by Town Council.
  - A. Organizational Wellness Assessment, Mayor Samples
  - B. Drug Paraphernalia, Mayor Pro Tempore Mabry and Councilmember Kohlmann
  - C. Article VII, Landscaping & Tree Protection, Councilmember Kohlmann
  - D. Dog Park Sign and Resolution, Councilmember Stevens
  
9. **PUBLIC COMMENTS** – 5-minutes per speaker
  
10. **COUNCIL COMMENTS**
  
11. **EXECUTIVE SESSION** - Pursuant to FOIA §30-4-70(a)(1) to discuss the appointment of a person to a public body and Pursuant to Town Code of Ordinances and Town Code §2-61(f) to consider vacancy on the Recreation/Special Events Committee.
  
12. **ADJOURNMENT**

## **Town Residents Hazardous Household Waste and Unwanted Electronics Drop**

**Friday - Sunday, April 26, 27, and 28, from 9 a.m. to 1 p.m. - Public Works at 740 Sandy Lane, will be accepting** paints, pesticides, herbicides, solvents, gasoline mixtures, aerosols, batteries, corrosive materials, cleaning products, fluorescent bulbs, computers, fax machines, monitors, televisions, DVD players, printers, stereos, VCR players. **Items NOT accepted:** medical waste, explosives, radioactive materials, large appliances (refrigerators and air conditioners.)



**SURFSIDE BEACH TOWN COUNCIL  
SPECIAL COUNCIL MEETING MINUTES  
APRIL 1, 2013 ♦ 6:30 P.M.  
TOWN COUNCIL CHAMBERS**

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1. **CALL TO ORDER.**

Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Dodge, Kohlmann, Johnson, Smith and Stevens were in attendance. A quorum was present. Others present: Administrator Fellner, Interim Police Chief Keziah, and Town Clerk Herrmann.

2. **PUBLIC COMMENTS – AGENDA ITEMS**

My name is Ryan Swaim. I'm the general manager of Dunes Realty in Garden City. As I said, I'm Ryan Swaim, Dunes Realty, and we manage 204 properties in Surfside, both houses and condominiums. Without going into the debate on the parking ordinance itself, and I can speak about that for a while, as you might imagine, I, I wanted to try to work out one possible compromise. To manage those 204 properties we employ a large number of people. Some of them drive Dunes Realty vehicles, which are easily recognized as being vendors. Most of them, however, drive their own personal vehicles; their own cars, pickup trucks, et cetera. On any given Saturday we have maintenance people, housekeepers, inspectors, linen delivery people, and bed setup crews all driving up and down the boulevard in Surfside and on the side roads, and last Saturday was our first busy check-in day of the year, and at least one of them was ticketed for parking on the shoulder between the sidewalk and the road. The reason he did so was because he was a, an inspector there to assist two housekeepers. They were parked under the house, and the back car was up to the sidewalk. He couldn't pull in to the driveway without blocking the sidewalk. So he pulled onto the shoulder, and was inside for ten minutes and came back out and found a parking ticket on the car. What I'd like to be able to do, if, if we can't change the ordinance, which I understand is probably not gonna happen, is to have some sort of exception for employees of vacation rental managers. Condominiums allow us to put a placard on dashboard of the car that says this is a Dunes Realty employee or a contractor working for Dunes Realty, and we're hoping that that would help. Dennis McElveen's joined me back here from Garden City Realty. He's one of our friendly competitors, I guess, and has the same concerns, and Mil Servant just got back in town from Surfside Realty. But between the, the five companies essentially, or really six, that manage property in Surfside, five or six hundred properties that need to be taken care of by all these employees on any given Saturday, and any solution that we could have would be greatly appreciated.

My name is Dennis McElveen, and I am with Garden City Realty, and have been employed there since 1977. Thank you, Mr. Mayor and Council, for giving me just a few minutes to share my thoughts. I concur with Ryan and hope that there's something our council can do to help us with our employees who are working diligently to get our properties ready for our vacationers who are coming in and also for our property owners. I own a home in Surfside. I have since the early 80s, and a, it's important to me. I've seen a lot of things happen over the years, and a, you know, our, our tourists and our guests are very important to us and I know that you recognize that. It's one of the things that that keeps us going, and a, helps us thrive. Surfside Beach is a great place, and a, you know, hope, and I'm sure it will continue to be, and a, and I hope our council sees the value in trying to help take care of our guests once they're here. I was talking a few minutes ago, I have been in business a long time, and there's nothing that upsets a guest more than to have a car towed or to be ticketed for something that they really don't know about, and I know that there's a lot of education that we will be trying to undertake to help our guests understand what we're facing here in Surfside, but we would certainly love and hope that you as our councilmembers would, you know, help us accomplish our goals so that our, our guests are, feel appreciated, and a, instead of sometimes maybe not being appreciated. So I appreciate your help, and again for our folks that are trying to work to get these properties ready, you know, we, we have Garden City Realty decals that we can put on the dash or hang from the, a, you know, the mirror or whatever to help identify those, if, if that's a possibility. So, again, thank you for your time.

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57 Ron Ott, 7<sup>th</sup> Avenue North. I think one of the really nicest privilege [sic] that this, that residents of  
58 this town has is to be able to drive your golf cart to the beach and be able to park for free. It, it's, it is a  
59 privilege. What I don't like to do is go there and find no parking and take a paid parking area. If we could  
60 somehow, maybe put out a little more definition on where we can park, maybe even back a little bit right  
61 off the beach, a, and to keep us off these, a, the toll parking, and let the, let the town make the money on  
62 the parking meters without having us in there, and it is a privilege and we appreciate it. Thank you very  
63 much.

64  
65 Gene Maruca, 7<sup>th</sup> Ave. South, and also representing Old Colony Realty. I concur 100-percent  
66 with the two gentlemen that smoke, spoke on the problems we're gonna encounter Saturday. Please  
67 keep in mind the window that we face is very narrow. Checkout is in the vicinity of 10 o'clock; check in is  
68 in the vicinity of 2 o'clock, and there's a lot that has to be done by our staffs in that time. So, whatever the  
69 council can come up with to help would be greatly appreciated and beneficial in the long run. Thank you.

70  
71 Harry Kohlmann, 1610 South Ocean Boulevard. I agree with the real, the Dunes gentleman and  
72 the Garden City and Mr. Maruca. It's not only gonna be Saturdays, though. It's gonna be throughout the  
73 week. You have landscapers. You have pool guys. You have emergency repairs on air conditioners.  
74 You know, there's, there's a lot of service oriented people, so you have to think of a way to, possibly a  
75 town placard or a business placard. It should be only for a limited amount of time, though. It shouldn't be  
76 an all-day thing. It should be, you know, you're going into clean a house, you're going to clean a pool, it's  
77 not going to the beach for four hours, and it should be on a company car. Thank you.

78  
79 Carrie Johnson, 9<sup>th</sup> Avenue South. When it comes to the golf carts, I would like to see decals like  
80 the residents get for your cars to be able to park free also on the golf carts. But I would like to see that  
81 apply to beach accesses, as well, that you can only park in those beach accesses for golf carts if you  
82 have a decal. Let these rental golf carts park at the meters and feed them (\*\*) for good income. Thank  
83 you.

84  
85 **3. BUSINESS.**

86  
87 **A. Town Code of Ordinances Chapter 9, Motor Vehicles and Traffic, Article I.**

88  
89 Mayor Samples introduced the business item and suggested beginning with Section 9-16,  
90 explaining that that section was discussed at the last regular council meeting and deals specifically with  
91 golf cart parking and registration.

92  
93 Mr. Smith moved to suspend the rules to allow discussion. Ms. Mabry seconded. All voted in  
94 favor. **Motion Carried.**

95  
96 Ms. Kohlmann: Good evening, everybody. I would first like to explain a little background on how  
97 we got back to this ordinance in the first place so that y'all can understand. When we had the reading on  
98 this ordinance there was one sentence under the registration stickers that threw it all into a loop, and  
99 none of us caught it at all. Basically, the parking decals, which are the round stickers, which everybody  
100 remembers is they're for parking. The square stickers are registration stickers, and registration stickers  
101 have nothing to do with parking. If you read the newsletter that Mary Ellen Abrams typed so very well, it  
102 was, it was done exactly the way the ordinance was intended to be. Since that mistake was made, I  
103 agreed to do the workshop. However, I think it could've been done much easier by just removing the  
104 sentence that was added to the original ordinance. Now we're at a workshop and I understand now that  
105 there are other things in Article I that needs to be addressed, not just this issue. What I'd like to say is  
106 that now that we're back at it, I almost feel like we're going back like the overlay again, and I would like to  
107 hope that because we're already in the season for the parking that we could do this in a calm, collected  
108 manner, and do what's best for the town, and I don't believe that we're gonna do it all now, because we  
109 don't have our benchmark year, yet, and we really don't know what's gonna happen. I did compile a little  
110 list of things together and ideas, and it doesn't mean that there're gonna work. It doesn't mean anything.  
111 I just want to make sure we all touch upon them. The golf carts at the beach accesses; there's a lot more

112 to just saying well, let's let them park there for free or let's enforce it there. We need to know what can be  
113 enforced, what signs can be done, what staff is capable of doing, because I have heard some people say  
114 we have really overburdened staff very quickly with this whole parking thing. My concern is to get to at  
115 least tonight to know where we stand with the parking and the registration stickers, and they are two  
116 separate stickers. So, we'll start with the ideas, sir? Is that fine with you?

117  
118 Mayor Samples: That is fine. For clarification purposes, I would like to take you back to a  
119 comment you just made...

120  
121 Ms. Kohlmann: Uh, hum.

122  
123 Mayor Samples: ...which was a, there was one sentence...

124  
125 Ms. Kohlmann: Yes, sir.

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127 Mayor Samples: ...can we refer specifically to that language that is in our current ordinance for  
128 the benefit of all of us so that we can all understand what language has led us here.

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130 Ms. Kohlmann: Absolutely. You all have the audience, ordinance in front of you?

131  
132 Mayor Samples: Oh, yes.

133  
134 Ms. Kohlmann: Okay, this is not the incorrect statement, but I want to read it so that you can  
135 understand what, what I'm saying. Under (a), 9-6, under (a) where it says resident and non-resident  
136 residential property owner parking decals, decals issued for full time resident and non-resident residential  
137 property owner vehicles including golf carts, and this was to entitle people to park at metered and pay  
138 station areas whether it be a golf cart or whether it be a vehicle. That was parking decals. Underneath  
139 (b) where there's golf cart registration required and that was registration decals shall be issued for golf  
140 carts, and that went on to say all persons, businesses owning golf carts within the corporate limits and  
141 they were go to the police station and pay a fee, \$2 for residents and non-residents, and this is where the  
142 mistake was put in, under (b) item (1) this is the sentence, you're under registration now, decals shall  
143 allow residents and non-residential property owners to park in golf cart parking and permit only parking  
144 areas in the metered spaces without charge and when space is available. That was not in the original  
145 submission of the ordinance. I believe it was added for a clarification purposes, but it just muddled the  
146 ordinance, and it crosses out the decal for these golf carts.

147  
148 Mayor Samples: Just so I understand, are you saying delete the second sentence or was it are  
149 there changes in that second sentence that got in, or was that...

150  
151 Ms. Kohlmann: That sentence was never submitted to be in the ordinance.

152  
153 Mayor Samples: Okay.

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155 Ms. Kohlmann: It crosses out what we're trying to do with the parking decals.

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157 Mayor Samples: So if we eliminated the second sentence...

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159 Ms. Kohlmann: Right.

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161 Mayor Samples: ...in paragraph (b)(1) we'd all be good with parking.

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163 Mr. Smith: No.

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165 Mayor Samples: Okay.

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167 Ms. Kohlmann: I was just clarifying what happened (\*\*two speaking at once.)



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Mayor Samples: (*\*\*two speaking at once*)...just trying to clarify, just trying to clarify.

Ms. Kohlmann: Just clarifying what took place...

Mayor Samples: Very good.

Ms. Kohlmann: ...now we'll go on to this sheet then. We want to take this one by one?

Mayor Samples: Well, I think I suggested and I still believe that the ordinance in its entirety as the agenda says Chapter 9, Motor Vehicles and Traffic, Article I, which is 9-1 through 9-17 needs to be updated to be consistent with or adjusted for the changes, which this council has approved and implemented. Otherwise, if we only deal with 9-16 we all recognize we still have problems with the ordinance as written, or I think we do.

Mr. Smith: Mr. Mayor, I have some suggestions for updating those, too.

Mayor Samples: Well, good. Then could we go back and take it in an orderly manner; anyone have discussion?

Mr. Smith: I would like to work on 9-16 first, because that's where it deals with the parking decals and the golf cart registration.

Mayor Samples: Let's deal with 9-16, and then we'll get to the rest of the ordinance after that.

Mr. Smith: That's correct.

Mayor Samples: Very good.

Mr. Smith: Mr. Mayor, Ms. Kohlmann sent us some information about how this 9-16 should be rewritten and so I'll just take from here and go over each paragraph, one at a time...

Mayor Samples: Excellent.

Mr. Smith: ...and, and get an idea if we can get a consensus on it. The first paragraph would be dealing with full time residents, vehicles including golf carts, and in this section, when I'm reading the word vehicle that includes the word golf cart. It's very similar to what's currently there for full time residents, the paragraph as it's currently written says residents and non-residents. We think that should be separated, alright. So for full time residents, they're entitled to a decal per vehicle upon verification of vehicle registration in the corporate limits of the town. And then of course, the same follows about placement would be according to staff directions, and the decal would allow you to park free of charge at metered and pay station areas when space is available. The golf carts, likewise, for residents could park free of charge either at the golf cart only designated parking spaces or at metered spaces. In other words, if you're a resident and you've got a round decal sticker, you can park free anywhere. So, I'd like to know if, a, council has any corrections about that paragraph.

Mr. Stevens: If I may, just for a point of clarification, if everybody will take a look at this seal right behind us, Surfside Beach seal, that is exactly what the parking sticker looks like. It's a round seal sticker. I've got three of 'em and that's exactly what they look like. That allows you to park free.

Mayor Samples: Whether you acquired it legitimately or not.

Mr. Smith: We, we expect people to be honest.

222 Mayor Samples: Well, no, I mean I just want to make a point. I under, I think everybody  
223 understands about the, the seal, right? We're all on board. We understand what the seal is. Would you  
224 like to read the ordinance as you propose it to read?  
225

226 Mr. Smith: I'll be glad to. For this section, the word vehicle includes golf carts. Full time resident  
227 vehicles, including golf carts, all persons residing within the corporate limits of the town shall be entitled to  
228 one free decal per vehicle to be issued by the town upon verification that current vehicle registration is  
229 registered in the corporate limits of the town. Such decal will be placed on the vehicle pursuant to the  
230 instructions given by town hall staff when obtaining the decal. The decal shall be valid for the calendar  
231 year in which issued. Said decal will show (1) decal number issued, and (2) year for which decal is valid.  
232 Such decal shall allow the vehicle to park free of charge at metered and pay station areas when space is  
233 available. Such decal shall also allow golf carts to park free of charge in golf cart only designated parking  
234 areas when space is available, and that applies to full time residents.  
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236 Mayor Samples: Excellent. Can I ask a question?  
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238 Mr. Smith: Yes.  
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240 Mayor Samples: The only change that I perceive from a policy standpoint is that you're alluding  
241 to designated golf cart parking spaces.  
242

243 Mr. Smith: Yeah, we wanted to make it clear that this decal would be put on either motor vehicles  
244 or golf carts. The golf cart having this decal could park in the golf cart only areas, even though it has a  
245 decal. We wouldn't want to be excluded from that, so we're just making clear by adding that sentence.  
246

247 Mayor Samples: Which is a new sentence, cause there's no discussion of that in the current  
248 ordinance (*\*\*two speaking at once*) golf cart parking areas. I don't think you'll find that in the current  
249 ordinance.  
250

251 Mr. Smith: You will not.  
252

253 Mayor Samples: Okay, just for clarification purposes, from a policy standpoint we know what  
254 we're talking about, so we can convey it to staff who ultimately will bring back the proposed ordinance.  
255

256 Ms. Mabry: Mr. Mayor, point of information from Mr. Smith, please. Mr. Smith, that means, what  
257 you're saying is that golf carts will only park in golf cart areas?  
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259 Mr. Smith: No, ma'am. Golf carts with a sticker, a parking decal...  
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261 Ms. Mabry: Right.  
262

263 Mr. Smith: ...that parking decal, can park anywhere that's a legal parking space.  
264

265 Ms. Mabry: May I make an amendment, if this is a motion, or...  
266

267 Mayor Samples: Well, this is just a discussion.  
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269 Mr. Smith: Please state what you were concerned about.  
270

271 Ms. Mabry: Because we have legally registered 232 carts in town now, we have a 152 golf cart  
272 legal parking spaces that we could put our golf carts in and not take up any metered or pay stations,  
273 because there's a large number of golf parking areas to accommodate them. I really don't like the idea of  
274 these golf carts going into metered spaces. Those spaces are for our visitors and we have enough  
275 parking, clearly, to put a golf cart.  
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277 (*\*\*Audience speaking out.*)

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Mayor Samples: Order, order! Regular order.

Ms. Kohlmann: I just want to say being that we're a beach town. I think it's really beneficial to us to think about using golf carts. I know that sometimes they're too many of them. I know that all too well. However, with the environment, I think it's an environmentally friendly thing and I think it's really nice to see people on golf carts and it really creates a sense of community, and they stop and talk, and I know we don't like the teenagers on 'em and I agree with that, as well; it's another issue. But I still know plenty of people in town that don't own vehicles. They don't own cars. I have to be clear about that. They use their golf carts to get around town, even as much as to go to Bi-Lo. So, I think that it's really discriminating against, against a lot of people to say because you don't own a car, you can't park in a spot. They have just as much right, and some of the people have six passenger golf carts, and you know, you can have a two seater [sic] car take up the spot all day long, and you could have a six passenger golf cart. I just don't see the difference when it comes to that. That's just my opinion on it.

Mayor Samples: I understand. Just for clarification purposes, cause I know we're talking about golf carts and golf cart parking, but you made the point earlier the change that you're talking about, you're gonna use the word vehicles and from this point on vehicles refers to golf carts, also.

Mr. Smith: Yes.

Mayor Samples: I presume it applies to mopeds, or what have you. I mean some people can't afford automobiles, you're right. For clarification purposes, I want to know the scope of what we're talking about. What we're talking about is motorcycles, mopeds, golf carts, low speed vehicles?

Mr. Smith: Correct.

Mayor Samples: Bicycles?

Mr. Smith: *(laughing)* Bicycles don't usually park at metered spaces.

Mayor Samples: I understand. Again, I'm trying to get my arms around the scope of it. To summarize it, we're talking about free parking for town residents only.

Mr. Smith: That's correct.

Mayor Samples: With respect to that paragraph.

Mr. Smith: This paragraph.

Mayor Samples: Including nonresident property owners?

Mr. Smith: That's a different paragraph.

Mayor Samples: Okay.

Mrs. Mabry: May I make one more comment. Your vehicles that you get the little blue stickers for, they brought in over \$116,000 last year. That was for 212. Actually, I have the exact number, but I'm not gonna give it. So, there was a real value every time you registered your car. You brought value to the town. You didn't take anything away when you got your little blue sticker. Well, now when you put them on every motorized vehicle, you're starting to do a take-back, and when you do a P&L sheet, and you see anything that says we're taking away, then you might want to reconsider at least trying to break even. We already lost money; every time you register your car you pay, your golf cart, you pay \$2. So, you pay \$2 for that. It costs more than that to affix the tag, the little sticker, to get the person to take the picture, to do the admin work. So that's over \$2. So, we're already losing money. All I'm saying is that you should consider not having everything with a motor park on these very valuable metered spaces just



334 because you're a resident. I mean, we're actually going backwards. We're not going backwards with  
335 your vehicles. We've got value from that, but now you're starting to do a take away, and we have a 152  
336 parking spaces for golf carts. Please keep in mind that I'm not saying that you should pay at every  
337 metered space. I'm just saying that I would prefer if you park in the legal golf cart parking areas that we  
338 already have.

339  
340 Mr. Stevens: I've been a full time resident since I moved in my house in December of 2005. This  
341 year I got three of the round stickers. I have yet to park in a paid parking spot, and I've been here since  
342 2005, of December. I've yet to even ever park in a paved parking spot, even though I'm a resident. I got  
343 'em this year just in case it started pouring down rain and I wanted to go to eat at the Surf café. I'd like to  
344 be able to drive my car down there and not have to walk in the rain. So, this is a benefit to the citizens of  
345 this town. They pay the taxes here. They pay, they buy their cars, and I guarantee you and you're not  
346 gonna have a family get all the cars and all the golf carts and travel down to the pier to park. They're  
347 gonna get in one car and they're gonna drive down, and if they go down to eat at the Surf Diner, they're  
348 helping our business in town make money, and if it's parking at a beach access, whether it's 7<sup>th</sup> Avenue  
349 South, or whether it's 14<sup>th</sup> Avenue North, or whether it's 1<sup>st</sup> Avenue North, which I usually park my golf  
350 cart in at the beach access, the golf carts can still park in those beach accesses, and that's where most  
351 people go to park their golf carts. This is not; I don't believe that; the sky is not falling here. This is a  
352 good thing for the people.

353  
354 Mr. Smith: Prior to golf cart registration, golf carts got round decal stickers for parking, and they  
355 could park anywhere. This was prior to registering golf carts, which was about what, three or four years  
356 ago.

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358 Mayor Samples: That's true.

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360 Mr. Smith: So we're not taking away. We're just trying to make it equitable to what it used to be  
361 and eliminate some of the confusion. A parking decal is round. A registration decal is square. Now, the  
362 next paragraph, I'll be glad to over that one, if there're no more comments.

363  
364 Mayor Samples: That's fine by me. Any comments? Okay.

365  
366 Mr. Smith: Okay, the next paragraph nonresident residential property owners, vehicles including  
367 golf carts, and when I use the word vehicle that means golf carts also. It's very similar to the first  
368 paragraph, except for a few important facts, and I'm gonna read it, and then I'll explain it. All nonresident  
369 residential property owners within the corporate limits of the town shall be entitled to one free decal for  
370 one vehicle per property to be issued by the town only upon verification of proof of property ownership.  
371 The name on the vehicle registration must be the same as the name on the property tax records to show  
372 proof of property ownership. Additional decals may be purchased for the sum of \$40 for each additional  
373 vehicle upon verification of proof of property ownership. Such decal will be placed on the vehicle  
374 pursuant to instructions given by the town hall staff when obtaining the decal. The decal shall be valid for  
375 the calendar year in which issued. Said decal will show (1) decal number issued, and (2) year for which  
376 decal is valid. Such decal shall allow the vehicle to park free of charge in metered and pay station areas  
377 when space is available. Such decal shall also allow golf carts to park free of charge in golf cart only  
378 designated parking areas when space is available. The paragraph is similar to the first one except for  
379 nonresidents they only get one free decal, if you want more than one, you have to pay \$40 for it.

380  
381 Mayor Samples: Questions or comments? The rules have been suspended. \$40 a pop for  
382 nonresidents. Let's just throw this out, it doesn't matter who the house is titled to, deeded to, in terms of it  
383 being a business or otherwise, right?

384  
385 Mr. Smith: Well, it says the name on the vehicle registration...

386  
387 Mayor Samples: Must be the same.

388  
389 Mr. Smith: ...must agree with the name on the property.

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Mayor Samples: Correct. So as long as the two names are the same, it's fine, right.

Mr. Smith: That's how I would see it.

Mr. Johnson: Often times rental properties are in the name of an LLC. I don't know how you would deal with it then.

Mr. Smith: If it's an LLC, it's probably not one owner. That means there are multiple owners and they would have a problem trying to get this one free sticker.

Mayor Samples: Well, the LLC, if they have a golf cart in the name of the LLC...

Mr. Smith: That's right, they could get it.

Mayor Samples: Right, okay. Alright, any other questions, comments?

Mr. Smith: And that one free sticker could be put on an automobile or a golf cart.

Mayor Samples: Or a motorcycle, so long as it was registered.

Mr. Smith: Yeah.

Mayor Samples: Okay.

Mr. Smith: The next paragraph has to do with the special issue decals, if you are fisherman and buy an annual pass you get parking in Yaupon parking lot. We felt it appropriate that this ordinance address that issue so it would be, so everybody would know about it. Paragraph 3, limited issues, special parking with the approval of town council, the town administrator may issue special parking decals, i.e. to purchasers of annual fishing passes. These special decals are limited to parking in Yaupon parking lot when space is available. These decals will be different color than the full time resident and nonresident property owner parking decal. That's the end of the paragraph.

Mayor Samples: Did I understand you to say Yaupon parking only?

Mr. Smith: Yes.

Mayor Samples: They get free parking in Yaupon, but if they park at the pier, they gotta pay.

Mr. Smith: If they park at the pier they gotta pay.

Mayor Samples: Unless they're a town resident.

Mr. Smith: Well, if they're a town resident then they would not need this decal.

Mayor Samples: Correct.

Mr. Smith: These are for people who buy annual fishing passes and live outside the corporate limits.

Mayor Samples: So these are for nonresident fishermen.

Mr. Smith: They would be the only one that would request it.

Mayor Samples: Is that the only special category?

446 Mr. Smith: Well, we made it kind of general so that if there were other categories that the council  
447 cam up with you wouldn't have to change the ordinance. Council would just have to instruct the  
448 administrator on what kind of categories.  
449

450 Mayor Samples: Then I suggest changing it in other words to for example, but Micki will pick that  
451 up, I'm sure.  
452

453 Mr. Smith: Okay. We do expect Micki to correct it, the proper English for the ordinance.  
454

455 Mayor Samples: Okay, any other comments?  
456

457 Mr. Smith: Okay, the next one, I wasn't quite sure in working with Beth how to put this, so we just  
458 put it as a note, and it's to make sure that the people over in Deerfield and all and the commercial guys  
459 feel like we're treating them right. We said this, beach access parking, all golf carts registered,  
460 unregistered, commercial, may park free of charge in all beach accesses when space is available, except  
461 where prohibited by signs. There're some beach accesses where they have signs that says no parking.  
462

463 Mayor Samples: Yeah, emergency vehicles and that sort of thing. Absolutely.  
464

465 Mr. Smith: In other words, they couldn't park in the parking areas where there're pay stations  
466 where there are signs that say you have to pay.  
467

468 Ms. Kohlmann: I don't want to throw you under the bus, Mark, but I was rather hoping that Mr.  
469 Johnson would've come up with something, cause I know that this has been a thorn in your side for a  
470 while, so I'm looking forward to hearing there's some, cause I don't really have a preference on the beach  
471 accesses. I put this in here so that we would remember to discuss it, cause it is something that needs to  
472 be discussed. So I'm not so sure, I don't park down there at the beach accesses, and I know you do, and  
473 you feel strongly about it. So, I'd like to know your ideas about it.  
474

475 Mr. Johnson: Speaking with other residents, I just think that there is a parking problem or lack  
476 thereof parking spaces in many beach accesses. Sometimes it's insanely crazy down there trying to get;  
477 it's like trying to get ten pounds of potatoes in a five pound sack, so to speak. Up to this point, you know,  
478 I was pretty lenient to go along with everything. But, I feel pretty strong about the beach access.  
479

480 Mayor Samples: So what are you suggesting?  
481

482 Mr. Johnson: Well, right now I mean it's; basically what this does is nothing. I mean it continues  
483 what's being done now. I don't know. We could use stickers; require stickers there. I don't know.  
484

485 Mayor Samples: Again, this is for nonresidents?  
486

487 Mr. Smith: Yes, nonresidents and commercial.  
488

489 Mr. Johnson: And commercial.  
490

491 Mr. Smith: In other words, anyone with a golf cart could park at the beach accesses free of  
492 charge, except where prohibited.  
493

494 Ms. Mabry: Well, rather than taking up the meters, and letting anybody park anywhere, and so  
495 far we're there, if we sold passes for golf carts in neighboring areas, I don't have a problem with that. But  
496 they need to bring some value. Now going to a beach access with your golf cart, you're not help, you're  
497 not contributing to any of the amenities that we have provided. You're taking up a parking space that a  
498 resident may want to use, and you know, we want to be good neighbors. But what did we put the meters  
499 down there for? Why do we have pay stations, if we're gonna eliminate anybody that could possibly  
500 come to Surfside Beach and give 'em free parking. We're gonna give it to anything with a motor on it, if  
501 you live in town. We're gonna now give it to you, if you fish. And now we're gonna give it to you if you

502 have a golf cart and you live across the street. Why did we even put pay stations in or meters. It was so  
503 that we could continue to improve our beaches to make them as pristine and desirable as they can be.  
504 So I would actually like somebody to come and visit and put a dollar in, and this is where we get our  
505 money. So I'd prefer 'em to park at a pay station.

506  
507 Ms. Kohlmann: Point of information, Mr. Mayor. The fishing sticker, doesn't that go with the  
508 pass, Micki, when you get a license for fishing, do you get one of those, or do they have to buy that, or  
509 are we now giving, cause I got lost in that translation there.

510  
511 Ms. Fellner: You get a sticker as part of the whole package.

512  
513 Ms. Kohlmann: It's part of the package, so we're not adding that. We just put that in this paper to  
514 clarify this law for everybody. I don't believe it's been on paper anywhere, right? I couldn't find it  
515 anywhere.

516  
517 Ms. Fellner: I know that at one time it was on the website, but I don't believe it's there anymore.  
518 But there used to be a charge when Mr. Booth first started, when Yaupon lot first came out. But there,  
519 that has not been the case for a long time.

520  
521 Ms. Kohlmann: Okay, I just wanted to make sure that people didn't think that we were now giving  
522 away a free fishing sticker. It is included in part of the pier fees that are paid and those fees, as we all  
523 know, bring in a lot of revenue to this town. Thank you.

524  
525 Mayor Samples: Thank you. (\*\*) I'm sure I should've known; I didn't know, and that kind of  
526 explains why fishing brings in quite a bit of revenue also then I would suggest.

527  
528 Mr. Smith: Fishermen tend to stay down there for very long times, so if they are not residents of  
529 the town, to encourage 'em to buy the annual pass, I think that's why the town is giving 'em that parking  
530 sticker, but requiring them to park in the Yaupon lot.

531  
532 Mayor Samples: That's where they're required, Yaupon?

533  
534 Mr. Smith: Yes.

535  
536 Mayor Samples: We have no signage that indicates any of that, right? None whatsoever. I just  
537 think...

538  
539 Ms. Fellner: That's because the only people with regard to the Yaupon lot. They're issued a  
540 yellow sticker. It's a totally different color than our regular decals.

541  
542 Mayor Samples: Is that what those mean?

543  
544 Ms. Fellner: Yes, that means the only place you can park is in that lot, and those are only issued  
545 to fisherman. So when they get issued, their package that they buy, their annual pass, when they go in  
546 there and purchase that, they're given, they're told that they can come up here and then get that annual  
547 sticker. We don't let them dispense those stickers down there.

548  
549 Mayor Samples: And all that was conveyed to Lanier?

550  
551 Ms. Fellner: Yes.

552  
553 Mayor Samples: Okay, okay.

554  
555 Ms. Fellner: It was to both Carrie Loomis and Scott Diggs that we had that arrangement.

556

557 Mayor Samples: Well, I mean it has to be otherwise what happens if you got a change in  
558 personnel or it's not, you know, it's one of those things that might fall through the cracks.  
559

560 Ms. Fellner: Right and all of those are tied to an actual name, vehicle tag number.  
561

562 Mayor Samples: Okay. Thank you.  
563

564 Ms. Mabry: Mr. Mayor, could we put some language in there to denote that decals for annual  
565 fishing passes are automatically given. I think that would clear that up a great deal.  
566

567 Mayor Samples: My expectation is after we come out of here tonight there will be clear  
568 instruction to staff to draft a revised ordinance, hopefully for a first reading at which point I'm sure we'll all  
569 be studying it again.  
570

571 Mr. Smith: Let me just also make a comment. After we get this done, I think it would be  
572 advisable for staff to have some written rules that could be laminated and handed to the people who do  
573 the parking enforcement so that they clearly have some rules as to which they can follow and they don't  
574 have to remember what to do, but it's written down for 'em. But, getting back to the beach access  
575 parking, I just feel that this year, we need to let the golf carts park free at the beach accesses when space  
576 is available, and I fully understand that we might get overwhelmed, but it's not gonna be every day. It's  
577 gonna be July the 4<sup>th</sup> weekend. So all the other times we're gonna have plenty of parking for golf carts at  
578 the beach accesses, and I just think it's a good idea to allow that. Mr. Mayor, would you like me to go to  
579 the next paragraph?  
580

581 Mayor Samples: Everybody in agreement?  
582

583 Ms. Mabry: No.  
584

585 Mr. Johnson: Mr. Mayor, I would just like to point out that at this point nothing on the beach  
586 accesses would change.  
587

588 Mayor Samples: Correct. Let's move on.  
589

590 Mr. Smith: Okay, the next...  
591

592 Ms. Kohlmann: We need to make it a little less painful. I would like, again, I said it at the last  
593 meeting, maybe if, and I'm not saying an elaborate plan, but I really firmly believe that it would benefit all  
594 of us if we had a comprehensive plan that could take place over a period of time so that your needs, you  
595 know, the needs of the people that park at the beach accesses could be addressed. We're not going to  
596 solve all of this tonight. We already know that, and I think it's really important to see it down on paper so  
597 that can tweak it where it needs to be tweaked, instead of watching staff go back and do double the work,  
598 and I think that's really important and I would like this council to have a consensus to figure out a way to  
599 direct staff or work with staff to do that.  
600

601 Mayor Samples: Well, I think, if I could, that's why we're here, we're having a special meeting,  
602 okay, is to go through this. You know, I know it's an arduous process. There's no doubt about it. Before  
603 we leave tonight, I think we have some real business issues that we have to address and that we should  
604 come up with some resolution that isn't in 9-16, but we have an obligation. We've got a season going on  
605 down there. One of the things we don't want to happen is to discourage business in our town on Ocean  
606 Boulevard, and the fact is that people do get ticketed. We all knew when we hired a private for-profit firm  
607 and made them responsible for writing tickets they were gonna do a bang-up job, okay. If anybody had  
608 any doubt about it, rest assured they're writing tickets, okay, and we haven't even started. So before we  
609 get into the middle of the season, I believe it is incumbent upon us to continue to go through the details.  
610 You're right, we're not gonna resolve all the issues. There are some important issues that we, by golly,  
611 better figure a way out to resolve. So, Mr. Smith, if you would continue.  
612



613 Mr. Smith: The next section is golf cart registration required. Most of these words are in the  
614 current ordinance with just a few changes, but I'm gonna read it as is, as we've written it. Golf cart  
615 registration required. Registration decals shall be issued for golf carts. This decal is only for identification  
616 and informational purposes only. This is not a parking decal. All persons and businesses owning golf  
617 carts within the corporate limits of town, including those entities which may lease, lend, borrow or  
618 purchase golf carts for the purpose of renting to the public shall register their golf carts with the town  
619 police department. Proof of ownership and liability insurance is required. Golf cart decals shall be placed  
620 by police staff in such a manner that would enable the registration decal to be clearly visible to the  
621 operator of the golf cart while being operated. The issue decal will show (1) registration number, (2)  
622 years for which decal is valid, and (3) all applicable golf cart rules. (i) Full time residents and nonresident  
623 residential property owners shall pay a fee of \$2 per golf cart. Decals shall be distinguished by blue  
624 lettering on a white back ground. The South Carolina State golf cart registration must have an address  
625 within the corporate limits of the town. I'd like to stop there and get discussion on that paragraph.  
626

627 Mayor Samples: I don't have a problem with it.

628  
629 Mr. Smith: Okay.

630  
631 Mayor Samples: Anyone else?  
632

633 Mr. Smith: Okay, next paragraph, commercially owned golf carts shall be charged a fee of \$5 for  
634 each golf cart. The decal shall be distinguished by white lettering on a red background. The registration  
635 decal shall state paid parking only, meaning that operators of commercial golf carts must pay applicable  
636 fees while parking at meters and in pay station areas. That was added for clarification. That's the end.  
637

638 Mayor Samples: Thank you. Any comments?  
639

640 Ms. Dodge: I commend Councilman Smith. I think this is well written. I think it's clear. If  
641 somebody has a problem with this, or a question, if they read it carefully, they'll find the answer. Thank  
642 you.  
643

644 Mr. Smith: Mr. Mayor, I can't take full credit. Ms. Kohlmann was a big participant. Fact is, she  
645 did a lot of it, too.  
646

647 Ms. Dodge: And also to Ms. Kohlmann. Thank you.  
648

649 Mayor Samples: Well, I commend all of us for coming out and doing the work, and we still got a  
650 lot more work to go. So are you saying we're done with 9-16?  
651

652 Mr. Smith: As far as I'm concerned.  
653

654 Mayor Samples: Okay, we're done with 9-16.  
655

656 Ms. Herrmann: I know that you've addressed the portions that you want changed, but we need to  
657 make sure that council's intentions to leave the disabled veterans, and Purple Heart, and handicapped,  
658 and employee stickers, if you intend for that to remain...  
659

660 Mr. Smith: That remains the same.  
661

662 Ms. Herrmann: Thank you.  
663

664 Mayor Samples: Appreciate that.  
665

666 Mr. Smith: Fact is,  
667

668 Mayor Samples: I misspoke. You're right, those are three items at the end.

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Mr. Smith: These paragraphs A and B correspond to the current paragraphs, A and B. Paragraphs C and D do not change, and E does not change.

Mayor Samples: Let me ask, Councilman Smith, would it be appropriate to address the business concerns that were raised to us in this section or in another section or not at all?

Mr. Smith: I think this is the time to do it, because we are talking about parking decals, and so now I believe is the time to do it, to talk about the business concerns.

Mayor Samples: Any other comments? Any other members? Ms. Kohlmann?

Ms. Kohlmann: *(No response.)*

Mr. Stevens: We definitely need to address it.

Mayor Samples: Do you have any suggestions?

Mr. Stevens: We need to come up with something for all service vehicles. You know, we have, naturally we have the real estate companies that have to do their work, that have to check people in, check people out. We have people helping, going down there and do work like plumbers, FedEx, UPS; so there's a lot of different services people that are gonna be down there.

Mayor Samples: Do you have any suggestions? That's alright. That's fine.

Mr. Stevens: Possibly some type of (\*\*).

Mayor Samples: Mrs. Dodge, do you have any suggestions?

Ms. Dodge: I like the idea of their having either a placard that goes on the dashboard that identifies exactly who they are, or a decal of some sort. But the placard, I think, would show up. Any of our policemen driving by would see that.

Mayor Samples: How about Ms. Mabry? You got any suggestions?

Ms. Mabry: Yes, sir. This is a common practice; you'll see it in Florida and a lot of places, they do get a placard. Sometimes it does have a limited time on it. Most times it does not, and there's so many that would be given to each realty company. When they send their service workers out, they'll give 'em a placard. When they come back in, they'll turn it in. Because, like you said, there's [sic] emergencies also, and I want to make one point, if you go down to Dune Realty, and I'll say this one, their reservation area is probably from that aisle all the way over here and they have about 25 people taking reservations. They also have a slew of houses in Garden City, and a lot of other places. When they make that reservation, we prefer that they send 'em this way. But if it's gonna be so difficult for them, they're gonna send them to another house. That's just the way it's gonna be. So we want to make sure that we're inviting. The maids have to go in and clean, and they have a very short window. Saturday is not a good day for Surfside. That's check out and check in, normally, but that doesn't mean that some work doesn't go on through the week. Placards; we have to do something to accommodate. They are paying our taxes, so we have to be careful about how we handle this, and handle it responsibly.

Ms. Kohlmann: I agree with the placards, as well; however, how are we gonna handle the independent people that do have business licenses in town that take care of the pools, that clean houses and condos? It's not only about the real estate companies. There are a lot of independent people. I know I use them. Young kids starting out, but they pay a business fee. So how do we control that, as well?

724 Mayor Samples: Well, you know, what I would suggest is there's no perfect solution. What I  
725 would suggest is that the predominance of business and revenues that are raised in this town; I'll say it  
726 again, they come down from the R-3 district. It's from R-3.

727  
728 Ms. Kohlmann: But those people are working in R-3 district. I know that for a fact. They're doing  
729 the pool; I'm saying they don't come out of Dunes. I'm not looking for an argument. I'm giving you facts.

730  
731 Mayor Samples: What would you suggest?

732  
733 Ms. Kohlmann: I don't know. I've heard a lot of suggestions.

734  
735 Mayor Samples: Very good.

736  
737 Ms. Kohlmann: Can I finish, sir.

738  
739 Mayor Samples: Please do.

740  
741 Ms. Kohlmann: All I'm doing is making a suggestion. If I don't have a suggestion for every single  
742 thing, that's not a bad thing to do. I'm just saying we need to look at the independent business people.  
743 That's all I'm asking. I don't have the (\*\*)

744  
745 Mayor Samples: I have a suggestion to make for the independent business people. What I  
746 believe we should do is sell an annual pass at a fee that they can deal with. It's a cost of doing business,  
747 just like getting a business licenses to do business in the town. I believe they would be happier to pay the  
748 one-time fee for a pass, than to get the \$25 ticket, to worry about being towed, to be running down to the  
749 meter in the middle of a job; once again, it's just simply to sell them a parking pass. Now we have a  
750 different issue when it comes to the larger what I call mini-hotels that are managed down there, like by the  
751 Dunes Realty Company, because on a regular basis as we said, on Saturdays, they're managing their  
752 operation. They're not managing their operation in Surfside Beach. This creates kind of an impediment.  
753 So I'd like to hear from them. As you said a placard of some form; with the administrator's input might be  
754 the way to go. But in terms of having every landscaper, every pool company, every plumber, every air  
755 conditioner man, every tradesman having a placard, no, no, no. I think we should sell them a sticker. I  
756 also believe, frankly, that we should offer that same sticker to people who live in Deerfield; people that  
757 live in the Surf Club. I think that we're talking about raising revenue, which is something that we're  
758 interested in. It will make people happier by charging them a one-time fee and letting them park as  
759 opposed to ticketing them. Again, we're gonna ticket plenty of people this year; not we, we're gonna say  
760 it's Lanier. We're gonna say it's not me ticketing you. It's Lanier Parking Management. It's our  
761 responsibility. So, I think that we, again, just to keep it simple, I think we sell a sticker to anyone who  
762 wants to buy it, and then we have to work with the larger businesses that butter our bread. They have a  
763 decision to make; are they gonna put them in Garden City, are they gonna put them on the neck further  
764 south, or are they gonna put 'em in Surfside Beach. That's just my comment. You may not agree, and  
765 you're certainly entitled not to agree, but we have a problem that we need to address.

766  
767 Mr. Smith: Mr. Mayor, do you have a suggested price for this sticker?

768  
769 Mayor Samples: I bet Micki has a suggestion, if she were forced to come up with one, because I  
770 know she has been looking at what the rates are at the state parks and other places. I know she's happy  
771 to do this.

772  
773 Ms. Fellner: I'm actually not happy to do this (*laughter.*) I abhor the thought of parking placards.  
774 That is just an invitation to all kinds of abuse. It is one of the worst methods. Having said that, because  
775 we purchased new technology, merchant validation codes are a definite possibility, and some part of  
776 recoupment of that percentage-wise, if council wanted to do that, there are a lot of alternatives, but they  
777 need more time than five minutes here to discuss, and we need probably, I need to have someone from  
778 Lanier come and talk to council just about the different, and it would be probably Carrie Loomis, about the  
779 different use of validation codes. I am told that there is not a problem putting that in place, so that would

780 be certainly my suggestion; not any kind of a placard situation. These are totally traceable and they can  
781 be limited to an hour, a day, whatever. It's a matter of programming the technology, and then you know  
782 exactly who's using that, and you know exactly where they're using it, and you know exactly what time  
783 they're using it, and it's traceable back to that merchant that you're giving that validation code to. So, that  
784 would be my recommendation. With regard to price for stickers for people that aren't from this area, I  
785 know that people charge everything. I mean they tried to do one for, I believe, Isle of Palms at \$65, \$75.  
786 It's whatever the market bears. We have the cheapest parking. We're a dollar an hour. We've got south  
787 of us, \$1.25 an hour; north of us we got \$1.50 an hour, so we're a pretty big bargain right now. It's  
788 whatever the market will bear. Is \$75 outrageous? If I lived in Deerfield, I'd pay \$75.

789  
790 Mr. Stevens: It's \$75 for how long?

791  
792 Ms. Fellner: For a seasonal pass.

793  
794 Mayor Samples: Season.

795  
796 Mr. Stevens: Okay.

797  
798 Ms. Fellner: But, you know, it's whatever council feels the market will bear.

799  
800 Mayor Samples: Again, just to follow up on that, and to piggy-back on something that I heard  
801 earlier, we're feeling our way through this first season.

802  
803 Ms. Fellner: Yes, sir.

804  
805 Mr. Stevens: Point of information, Myrtle Beach website, Lanier Parking. The number you can  
806 call is 626.7275. I called them personally...

807  
808 Ms. Mabry: Point of order.

809  
810 Mayor Samples: Ms. Mabry is calling a point of order.

811  
812 Ms. Mabry: Point of information...

813  
814 Mr. Stevens: This is a point of information.

815  
816 Ms. Mabry: Point of information is only to be used to either to address the chair or to ask  
817 permission to address another councilmember to get information. It's not to give information to the  
818 audience.

819  
820 Mr. Stevens: Okay, well, you're right. I'll do it in a minute.

821  
822 Mayor Samples: Thank you.

823  
824 Mr. Smith: I think I would like to ask Ms. Fellner if she could tell us what the parking fees are in  
825 Myrtle Beach for a annual pass, or weekly pass, or daily pass. Do they have those things?

826  
827 Ms. Fellner: I'm actually not aware of that. I will look into that.

828  
829 Mr. Smith: Alright, and then the other question, could you tell me, the validation code is  
830 something you would enter at the pay station by way of a cell phone or what.

831  
832 Ms. Fellner: You could enter it by way of a cell phone. It could be a number of different ways. It  
833 could be a card, you know, there are many different ways to do it, but it would all be traceable back to  
834 that.

835

836 Mr. Smith: And you could also do it at the parking meters.  
837  
838 Ms. Fellner: Yes.  
839  
840 Mr. Smith: Okay.  
841  
842 Ms. Fellner: At the new meters, not the old meters.  
843  
844 Mr. Smith: And would this validation code, for example, be able to say you couldn't park at the  
845 pier?  
846  
847 Ms. Fellner: You could make it specific to any different pay station or any of the new meters.  
848  
849 Mr. Smith: Okay, for example, if you are changing the linen at a beach house, you don't need to  
850 be at the pier, you need to be in front of that beach house.  
851  
852 Ms. Fellner: That's correct.  
853  
854 Mr. Smith: If you have a big condo, they have a big parking lot, so you don't need to be parking  
855 out front. On Saturdays, people are going and coming and there are a few hours in there where the  
856 parking lots are at least only half full and not fully full.  
857  
858 Ms. Fellner: That's correct.  
859  
860 Mr. Smith: Okay, and Mr. Mayor, I'd like to ask Mr. Stevens if he could share with us the  
861 information he has on Myrtle Beach annual passes and so forth.  
862  
863 Mayor Samples: Mr. Stevens, would you care to share your information.  
864  
865 Mr. Stevens: Thank you, Mr. Mayor. I called up Lanier Parking, I called up their office. Their  
866 rates, if you park on a parking meter on a street, for bi-weekly, weekly rate is \$30, anywhere, any parking  
867 meter on a street in Myrtle Beach. If you park at their garage, which we don't have one, it's \$60 a month.  
868 They do not sell an annual pass in any way, shape, or form. You either pay by the hour, by the day or by  
869 the week, or by the month if you're at the parking garage. Their daily rate, and this is off their website, if  
870 you park by the day, it's \$6 per day. If you park there at the hourly rate, it ranges from a dollar to \$1.50,  
871 depending on the location and demand.  
872  
873 Mayor Samples: Is that it?  
874  
875 Mr. Stevens: That's it.  
876  
877 Mayor Samples: Let me clarify something, cause I take exception to the; there are two classes of  
878 people that we're talking about. I have the business license people, they're due a rough breakout in  
879 terms of the number of rentals down on the boulevard. I think there's about 900 of 'em. We've got  
880 probably 80-percent of those are covered by four, that's how many you'd need, four companies, major  
881 companies. The merchant validation, or whatever it's called, is probably a good idea. I would hate to get  
882 it to be so specific that it winds up taking the housekeeper, if you will, a lot of time connecting to that  
883 specific meter, if that's where, in front of the particular condominium, because I think you may, we may  
884 stop getting any rentals in the Town of Surfside Beach. You know what I'm saying?  
885  
886 Mr. Smith: Yes, Mr. Mayor, I'm not interested in being that specific.  
887  
888 Mayor Samples: Thank you. But the other piece, and I do support it, make no bones about it, I  
889 support selling annual passes to people that are nonresidents, but who live nearby, okay. I believe that  
890 choice is the right thing to do, quite frankly. I also believe that if we price it right that the town will benefit.  
891 People buy timeshares all the time, for example, because they're buying a dream. Many of those people



892 don't use those timeshares, but they've already purchased it. So I think it would be; so I like the idea of  
893 selling the annual passes, because I don't like the idea of ticketing them either. Also if we sell 'em out of  
894 town hall, annual passes out of town hall, I'm gonna speak plainly, I don't think Lanier has, I don't think  
895 there's any reason why Lanier would even be involved. I mean unless the contract, unless it's an  
896 exclusive agreement, which I don't remember any of that language in the contract, okay, don't remember  
897 it being in the contract. The town will collect an extra, we will avoid paying for Lanier, okay, to collect the  
898 funds, which I think is a plus for the town, to the tune of 6.5-percent. Again, there'll be fewer tickets  
899 issued, because they'll have an annual pass and they'll come back. But that's just my view.

900  
901 Mr. Smith: Mr. Mayor, a question for you. We would sell these also to small businesses who  
902 were not maybe entitled to a validation code, they could buy these.

903  
904 Mayor Samples: Seems to me it'd be a logical alternative.

905  
906 Mr. Smith: Okay. Mr. Mayor, to be honest with you, I'm not really in favor of it. But I see the  
907 justification for it and so I'd like the administrator to work on some language for an ordinance, and some  
908 prices that could be presented to us in ordinance form that would say this is how much it would be and  
909 this is what you'll be getting for annual passes, and also some language as to how we would do a  
910 validation code, and to find out if Lanier needs to be, their contract needs to be changed if we do annual  
911 passes, and so forth. I think we need to stay on the right side of that contract.

912  
913 Mayor Samples: Well, I agree everything you said. There is no exclusive agreement. Council  
914 never offered an exclusive agreement, okay. Let's be clear, unless something was done... Well,  
915 anyway, I agree with you a 100-percent. I don't want to see the town giving away 6.5-percent of the  
916 revenue just because somebody has a contract; there's something different. We don't pay anything for  
917 the stickers that people use who live in the town. There's no benefit derived from that. Anyway, so I  
918 wouldn't be so concerned about that, Mr. Smith.

919  
920 Mr. Stevens: In the litigious society we're in before I would do anything, I would prefer that we  
921 have the attorney look at the contract, that we make sure that we are stepping on solid ground, and not  
922 paper thin ground. I certainly don't want to crash down in a septic tank full of you know what, because we  
923 violated a contract. We have been sued before, and we can be sued again. So I think it's in the best  
924 interest of the citizens of this town before we do anything, we have the attorney look at it.

925  
926 Mayor Samples: That goes without saying in a contract matter, and I would just like to say that  
927 we had attorneys reviewing everything we did in the past also...just as a point of information.

928  
929 Ms. Herrmann: Mr. Mayor, may we pause to change the tape?

930  
931 Mayor Samples: Yes, ma'am.

932  
933 Ms. Herrmann: Thank you.

934  
935 Mayor Samples: Just to remind you, because I know you weren't serving at the time, we had  
936 lawyers reviewing everything we were doing then, also.

937  
938 Mr. Johnson: I would just like to point out that I concur with Councilmember Smith on directing  
939 the town administrator on those issues.

940  
941 Mayor Samples: Thank you. Alright...Ms. Mabry.

942  
943 Ms. Mabry: I just want to say that I concur with the passes, and I know that I can get up here and  
944 give a lot of facts and figures, because that's just what I do, and that's just who I am. Any way council  
945 goes is fine, but you need to know what it's costing you every step of the way, and I hope that I've pointed  
946 that out today. I also wanted to say that the passes are usually a money maker for a town. Many times  
947 you'll get promotional where for \$10 you get a little books and nobody ever redeems 'em. So that's a big

948 money maker for any business. I think that if you sell passes enough, and we keep the price right, and  
949 we have a lot of them sold, people might come five times. They might come three times. They think  
950 they're gonna every day; they never do, and it could be a real benefit to the town. So it's something we  
951 need to take very seriously and look into it at least.

952  
953 Mr. Smith: After Ms. Mabry's comments, I would like for staff to give us some type of financial  
954 analysis as to if we sold these passes, what impact it might have on the revenue.  
955

956 Mayor Samples: Right. Just anecdotally, and I agree with you, I think that's a good thing to do.  
957 It came to me today, we did sell passes for \$40 to nonresident property owners, and we sold a total of  
958 five. We sold a total of five for a total of \$200. So we looked into how we marketed that, and we  
959 determined that there was no marketing done at all. What I would say is that since this parking season,  
960 since the nonresident people have learned through the grapevine that they get free parking stickers, free  
961 parking stickers now. We've had one person come in who's a nonresident owner and you know how  
962 many stickers they got? They got seven, cause they've got seven vehicles. Okay, and what I'm saying is  
963 I've at that counter myself. It's been lined up; nonresident people. People are smart.  
964

965 Mr. Stevens: Nonresident property owners or nonresidents?  
966

967 Mayor Samples: Nonresident property owners coming in, getting their free parking passes. All  
968 I'm saying is last year, before when we had it and we didn't market it, we didn't collect much money. We  
969 didn't market it. This year it's free, and everybody knows they're coming and getting 'em, okay. It's a  
970 failure of marketing. Business people know they have to market. The government doesn't do a very  
971 good job marketing. I suggest that if we adopt an annual pass and we market it, that we'll do very, very  
972 well, anecdotally. Alright, what I would like to do, unless there are objections, to go back to 9.1 and let's  
973 just run through. I'm gonna start off by just hollering out the 9-1, anybody got a comment, bring it up. I'd  
974 like to do this one time thoroughly.  
975

976 Mr. Smith: Mr. Mayor, before you get to that, I'd like to make a change to Article II down in the  
977 bottom where it says State Law References, because of the new golf cart law, I think we should reference  
978 Section 56-2-105, Golf Carts. That refers to the new golf cart law about being able to drive four miles.  
979

980 Mayor Samples: Four miles from your gate.  
981

982 Mr. Smith: Yes. At the bottom of the page add these words, SC Code 1976, Article 56-2-105,  
983 Golf Carts.  
984

985 Mayor Samples: Thank you. Definitions, anybody want to change any definitions? I guess not,  
986 because it's under state law. Okay, 9-2, it says jurisdiction and municipal court. I guess it, and the word  
987 is may, so we don't need to change this particular section is my reading, but I'm no lawyer. The bottom of  
988 the page it will say CD9:3, are you there?  
989

990 Mr. Smith: Mr. Mayor, do you think that we should reference our resolution that refers to the  
991 contract with Lanier in this section.  
992

993 Mayor Samples: No.  
994

995 Mr. Smith: Okay.  
996

997 Mayor Samples: No, I don't think you should ever reference a contract in an ordinance.  
998

999 Mr. Smith: Okay, okay.  
1000

1001 Mayor Samples: Any other question; comments?  
1002

1003 Mr. Johnson: No.

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Mayor Samples: First let me say y'all have had time to read this, I hope. Okay, thank you. Next is 9-3, 9-4, 9-5, 9-6, 9-7.

Ms. Dodge: Mr. Mayor, I know I've made the statement in regard to intersections. State law doesn't directly say intersection. It calls it a stop light, or a stop sign. But, anyway, that would mean an intersection and it is 30 feet, according to the law.

Mayor Samples: Where are you referring to?

Ms. Dodge: Section 9-7, No parking places within 30 feet of an intersection. I just wanted to clarify that, because I did make a mistake twice.

Mayor Samples: Okay.

Mr. Smith: No changes.

Mayor Samples: No changes? Okay.

Ms. Kohlmann: Are you up to ...

Mayor Samples: Just through 9-7. Okay, everybody good? Definitions, 9-8.

Mr. Smith: We've got some changes there.

Mayor Samples: Yep, we do, don't we. Would you care to suggest some.

Mr. Smith: I'll be glad to suggest mine.

Mayor Samples: Excellent.

Mr. Smith: Under parking meter, it means a mechanical, add the words or electronic, device.

Mayor Samples: Okay.

Mr. Smith: And down at the last line in that paragraph where it says persons depositing a coin or electronic payment.

Mayor Samples: That shows up a couple of places, I think.

Mr. Smith: That's right. And under the pay station, requires a monetary or electronic payment, add the words or electronic.

Mayor Samples: Everybody agree?

Ms. Kohlmann: Yes.

Mr. Smith: And in the next paragraph it says pay station area. In the second line it says payment of US money or electronic payment, and in the fourth line down, mechanical or electronic pay station device.

Mayor Samples: Very good. Any other changes? Definitions. Anybody want to change the charges? Okay, that's 9-9. Section 9-10, method of using; failure to deposit coins or pay at pay station.

Mr. Smith: Mr. Mayor, after the word coins add electronic payments, or an electronic payment. You want me to continue?

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Mayor Samples: Yeah, I do.

Mr. Smith: Okay, in paragraph (a) in the second line it says United States or make electronic payments; then in the fourth line, the sentence that says deposit of a coin or electronic payment. In paragraph (b) the third line whether it be by cash, or by bank, or by credit card, or electronic payment. In paragraph (c) without ...

Mayor Samples: May I stop you, a question I have in the same area. They get a parking voucher receipt and they're supposed to leave it on their dashboard.

Mr. Smith: For a pay station?

Mayor Samples: Yep. Where would they leave it for a golf cart?

Mr. Smith: The steering wheel.

Mayor Samples: Okay.

Mr. Smith: Should we add that?

Mayor Samples: I don't know. Dashboard is probably good enough. Alright.

Mr. Smith: Paragraph (c) last line, installed without depositing a coin or making an electronic payment.

Mayor Samples: Okay. You want to take this; carry us on.

Mr. Smith: That's it for that section.

Mayor Samples: Section 9-11; 9-12, Overtime parking. I'm not sure I know what that really means. Do we allow parking overnight, Micki?

Chief Keziah: There is an ordinance where you cannot park overnight in a beach access, after seven.

Mayor Samples: Okay, that's my question.

Chief Keziah: After the meters are, after they quit checking the meters, then they can park there, but they're not allowed to park overnight.

Mayor Samples: That's just for pay stations?

Chief Keziah: No, that's any of the beach parking, or parking lots for the beach access.

Mayor Samples: What about now where we have parking meters in front of the condominiums?

Chief Keziah: I'll have to look that up.

Mayor Samples: Just a question that we need to clarify.

Chief Keziah: There's a specific ordinance for the beach accesses, but we're talking about parking.

1114 Ms. Kohlmann: I think he's right, it's just strictly for the beach accesses, like Melody Lane. The  
1115 park, wherever you can park a car up against where you can cross over the beach, it's illegal to stay  
1116 overnight.

1117  
1118 Unknown Speaker: In the parking lots.

1119  
1120 Ms. Kohlmann: Yeah, there wouldn't ever be an ordinance for parking overnight on Ocean  
1121 Boulevard. That's why we have meters now, but there is no regulation right now stated in the books that I  
1122 could find, like you said, but you cannot park overnight. So, at seven o'clock at night you could, if you're  
1123 renting a house down there or you want to do whatever you wanna do, you legally can park your cars at  
1124 the meter at seven at night and leave it there till seven in the morning without paying to park it.

1125  
1126 Chief Keziah: You've just can't do it at a beach access.

1127  
1128 Ms. Kohlmann: Absolutely.

1129  
1130 Mayor Samples: Very good. Section 9-13; 9-14; 9-15; 9-17, Penalties. Is Lanier an authorized  
1131 code enforcement official.

1132  
1133 Unknown speaker: Yes.

1134  
1135 Mayor Samples: They are?

1136  
1137 Ms. Fellner: They are according to the resolution that Town Council passed.

1138  
1139 Mayor Samples: Okay. They are gonna notify, they're gonna provide written notice after 30 days  
1140 of issuance of a parking ticket if it hasn't been paid?

1141  
1142 Ms. Fellner: They will handle everything with the debt setoff, yes, sir.

1143  
1144 Mayor Samples: Okay, the ordinance says that we'll provide written notice in (j) the end of the  
1145 ordinance, a written notice shall be sent to the registered owner of the vehicle after 30 days of issuance of  
1146 the parking ticket if it has not been paid. So they're gonna do that.

1147  
1148 Ms. Fellner: Yes, sir.

1149  
1150 Mayor Samples: Okay.

1151  
1152 Mr. Smith: Mr. Mayor, 9-17, paragraph (h) the last line, public safety department should be  
1153 changed to police department.

1154  
1155 Mayor Samples: Paragraph (h) towing, huh? Very good. Any other changes?

1156  
1157 Ms. Kohlmann: I have a question. Micki, I'm sorry, when Lanier issues a summons, does it go to  
1158 our town's municipal court?

1159  
1160 Ms. Fellner: No.

1161  
1162 Ms. Kohlmann: It says here under line (d) violators shall appear and be subject to the jurisdiction  
1163 of the town's municipal court.

1164  
1165 Mayor Samples: Absolutely.

1166  
1167 Ms. Kohlmann: So we need to change that to where they go.

1168



1169 Ms. Herrmann: Mr. Mayor, the resolution that the Council adopted specifically states that town  
1170 has no jurisdiction over tickets issued by Lanier. However, our police department also issues tickets and  
1171 this would apply to the tickets issued by our police department.  
1172

1173 Ms. Kohlmann: Then we need to have different wording in there.

1174 Mayor Samples: Yeah, I agree with you.

1175 Ms. Kohlmann: The verbiage is off, cause if you take it out...

1176 Mayor Samples: You need to clarify it. Let's make the distinction, and I would say that also  
1177 applies to (e) violators shall have a right to a jury trial upon proper request.  
1178

1179 Ms. Kohlmann: Is the administrator gonna do the words on that, or do we need to do it?

1180 Mayor Samples: I have confidence in the administrator.

1181 Ms. Kohlmann: I was just clarifying it so that we didn't come back and not finish it.

1182 Mayor Samples: Any other comments? Good thing you got back, Rodney. Alright, is it the  
1183 desire, what is the desire of Council to have an ordinance drafted, a revision drafted?  
1184

1185 Mr. Smith: Yes.

1186 Ms. Dodge: Yes.

1187 Ms. Kohlmann: Yes.

1188 Mayor Samples: Thank you. Okay.

1189 Mr. Smith: Mr. Mayor, do we need to go into regular session and have a consensus or a vote?  
1190

1191 Mayor Samples: Please, yep, need a motion to return to regular session.  
1192

1193 Mr. Smith moved to reconvene regular session. Ms. Mabry seconded. All voted in favor.

1194 **MOTION CARRIED.**

1195 Mr. Smith moved to direct the town administrator to revise the ordinance on parking decals and  
1196 motor vehicles and traffic as mentioned in this discussion tonight. Ms. Dodge seconded.  
1197

1198 Ms. Kohlmann: Mr. Mayor, I just wanted to make sure that the part with the selling of the stickers  
1199 outside, are we gonna wait on that, or is it gonna be included in that.  
1200

1201 Mayor Samples: It's gonna be included.

1202 Ms. Kohlmann: We didn't come up with a conclusion on the fees or any of that stuff, so how do  
1203 we do that?  
1204

1205 Mayor Samples: Well, again remember, we go first reading, second reading, and so nothing is  
1206 concrete until you adopt it and it becomes concrete and then ...  
1207

1208 Ms. Kohlmann: Alright, I just wanted to clarify that.

1209 Mayor Samples: ...you gotta come back and clarify what it was when it was concrete, if you get  
1210 my drift. So again, I don't mind making the point. I would like to see it in there. At least I'd like to see  
1211 council discuss it, because, well, for the reasons we discussed earlier, okay.  
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Mr. Johnson: Yes.

All voted in favor. **MOTION CARRIED.**

Mayor Samples: I guess you have your direction. The last item is we need to go into executive session pursuant to the Freedom of Information Act, Section 30-4-70-(a)(1).

**4. EXECUTIVE SESSION** Pursuant to FOIA §30-4-70(a)(1) to discuss employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, or the appointment of a person to a public body.

Mr. Smith moved to enter executive session at 8:07 p.m. Ms. Mabry seconded. All voted in favor. **MOTION CARRIED.**

Mr. Smith moved to reconvene regular session at 8:53 p.m. Mr. Stevens seconded. All voted in favor. **MOTION CARRIED.**

Mayor Samples: No action was taken during executive session.

Ms. Kohlmann moved to authorize the town administrator to appoint Rodney Keziah chief of police. Mr. Stevens seconded. All voted in favor. **MOTION CARRIED.**

**5. ADJOURNMENT.**

Mr. Smith moved to adjourn the meeting at 8:54 pm. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**

Respectfully submitted,

\_\_\_\_\_  
Debra E. Herrmann, CMC, Town Clerk

Approved: April 23, 2013

\_\_\_\_\_  
Douglas F. Samples, Mayor

\_\_\_\_\_  
Mary M. Mabry, Mayor Pro Tempore

\_\_\_\_\_  
Ann Dodge, Town Council

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Mark L Johnson, Town Council

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Elizabeth A. Kohlmann, Town Council

\_\_\_\_\_  
Roderick E. Smith, Town Council

\_\_\_\_\_  
Randle M. Stevens, Town Council

Clerk's Note: This document constitutes minutes of the meeting, which was audio taped. In accordance with FOIA, meeting notice and the agenda were distributed to local media and interested parties. The agenda was posted on bulletin boards outside Council Chambers and in the Town Hall reception area. Meeting notice was also posted on the Town marquee. When (\*\*) is used, a section of the transcription is inaudible. Public Comments are verbatim. Council Comments are mostly verbatim, with the exception of aside comments, i.e. interjections, partial words, redundant words, requests for the floor, and acknowledgement of speakers.



**SURFSIDE BEACH TOWN COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
APRIL 9, 2013 ♦ 6:30 P.M.  
TOWN COUNCIL CHAMBERS**

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10       **1. CALL TO ORDER.** Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples,  
11 Mayor Pro Tempore Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens were  
12 in attendance. A quorum was present. Others present: Town Administrator Fellner; Planning Director  
13 Morris; Police Chief Keziah; Fire Chief Cimini, and Town Clerk Herrmann.

14  
15       **2. INVOCATION AND PLEDGE OF ALLEGIANCE.** Pastor Tom Wallace was unable to attend.  
16 Mr. Johnson gave the invocation. Mayor Samples led the Pledge of Allegiance.

17  
18       **3. AGENDA APPROVAL.** Mr. Smith moved to approve the agenda as presented. Ms. Dodge  
19 seconded. All voted in favor. **MOTION CARRIED.**

20  
21       **4. MINUTES APPROVAL.**

22  
23       Mr. Johnson moved to approve the March 25, 2013 special meeting minutes as presented. Ms.  
24 Mabry seconded. All voted in favor. **MOTION CARRIED.**

25  
26       Mr. Johnson moved to approve the March 25, 2013 regular meeting minutes as presented. Ms.  
27 Mabry seconded. All voted in favor. **MOTION CARRIED.**

28  
29       **5. PUBLIC COMMENTS – AGENDA ITEMS.** No comments were made.

30  
31       **6. COMMUNICATIONS.**

32  
33       **A. Department Reports**

34  
35       **i. Planning, Building, & Zoning.**

36  
37       Ms. Morris presented the written report, a copy of which is on file. The department issued 109  
38 permits during March compared to 101 in 2012; 147 inspections were completed; 15 plan reviews were  
39 performed and 34 business licenses were issued. The Waffle House representative picked up the permit  
40 to begin construction. It will be located on Highway 17 North next door to Dagwood's Deli. The Board of  
41 Zoning Appeals denied the request by Tomlinson's to allow them to keep the parking lot as it without  
42 meeting the overlay landscaping requirements. Tomlinson's has 30 days during which to appeal to circuit  
43 court. The owner of the two properties located on 15<sup>th</sup> Avenue South obtained demolition permits and the  
44 structures were removed.

45  
46       Mr. Smith thanked Ms. Morris for helping to get the River City Café sign replaced, and noted that  
47 in her report it should state Dagwood's Deli, not Dogwood's Deli.

48  
49       Ms. Dodge, holding up a newspaper, asked if anything could be done to stop unsolicited papers  
50 being left all over town every week. They are even thrown onto vacant properties. Ms. Morris said that  
51 was being addressed as others had already called her about them. The service was asked to only leave  
52 them where there is a proper receptacle; it's a slow process. Ms. Dodge thanked Ms. Morris for the  
53 efforts to clean up 15<sup>th</sup> Avenue South. Mr. and Mrs. Goddard who are neighbors to the property will be  
54 thrilled to see it cleaned up.  
55

56 Mayor Samples said the newspapers are a nuisance, and that he personally called *The Sun*  
57 *News* and its parent company, Knight-Ridder, many months ago. He suggested that staff contact the  
58 town attorney to see if there was some type legal action the town could take, because there is a contract  
59 in place for the distribution of those papers. He asked Ms. Morris to report back to council.

60  
61 **ii. Police.**

62  
63 Chief Keziah said he received a complaint today about unsolicited newspapers. He called, but  
64 had not yet received a reply to the message he left. Chief Keziah presented the written report, a copy of  
65 which is on file. There has been a 4-percent increase in calls for service during this month; 801 to 836.  
66 Arrests have decreased 3-percent, 178 to 172, compared to March 2012. Nicole Solorzano has  
67 completed the 6<sup>th</sup> week at Criminal Justice Academy. She is ranked at the very top of her class. She was  
68 named "assistant class leader" by her peers, which is a very big honor, and is an example of the quality of  
69 personnel Surfside Beach sends to academy. The department and town are very proud of her  
70 representation and look forward to having her serve. The promotional process for ranks of corporal and  
71 sergeant are completed and a list of candidates is done. The process for lieutenant is also underway,  
72 and should be completed by May 1. Staff performed on-line training required by the SC Criminal Justice  
73 Academy to receive mandated in-service hours. There was one use of force incident during March  
74 involving a burglary incident. There was one vehicle pursuit during March involved a vehicle travelling the  
75 wrong way down Highway 17 at night. The driver was intoxicated. The tire deflation device was used  
76 and worked perfectly to end the pursuit. The department hosted a Controlled Force Instructor Class on  
77 March 11 through 14. By hosting the class, the town received \$895 worth of training free for officers.  
78 Another class will be hosted in November. All officers, including beach patrol, will attend a 4-hour  
79 CPR/First Aid training class by the end of April. Sergeant Bailey's participation in the US Marshalls Task  
80 Force assisted the department in clearing 18 outstanding warrants, and collected \$9,725 in bonds and  
81 fines. Surfside Beach Police Officers wrote 63 warnings in lieu of Uniform Traffic Tickets or to record  
82 vehicles stopped for non-traffic related reasons that are not reflected in the database total. Chief Keziah  
83 thanked the town for allowing him to attend the FBI National Academy training in Quantico, Virginia. He  
84 graduated from the 10-week course on March 22<sup>nd</sup>. Instruction included leadership in law enforcement,  
85 forensic science overview for police managers and administration, labor law issues, forensic analysis of  
86 written statements, media issue for police administrators, and two hours of physical training four days a  
87 week, all of which will enable him to serve the town more effectively. The Citizens Police Academy is  
88 scheduled to begin July 12 and end August 15. The class will meet on Thursday nights from 7:00 to 9:00,  
89 and is open to town residents, property owners, and any citizen who works at a business in the town.  
90 Participants will be selected after completion of background checks and review by a selection committee.  
91 Two suspects were arrested on March 26 during the commission of a night-time burglary of a residence  
92 on Ocean Boulevard. They were later identified and charged for the commission of an armed robbery at  
93 a bank in the Murrells Inlet/Pawleys Island area. The arrest cleared numerous open cases in the  
94 department, and some open cases in Horry and Georgetown counties. The officers involved were  
95 commended. A citizen sent a very nice card to thank Corporal Ziolkowski, and Officers Brode and Hoffer  
96 for the manner in which they responded to a burglary call at her residence. She said they were  
97 "courteous, well-informed, and very professional." The department always appreciates letters and cards  
98 like this on as they confirm the level of service and professionalism to which they strive to provide.

99  
100 Mr. Smith asked how many people could take the first Citizens Academy class. Chief Keziah said  
101 the first class would be limited to between 10 and 15; future classes may have more participants  
102 depending on feedback and adjustments to the program. He would like to have larger groups participate.  
103 Mr. Smith said drivers going the wrong way on Highway 17 has happened in the past, and asked Chief  
104 Keziah to think of solutions that might help a drunk driver recognize that he's going the wrong way. He  
105 suggested that Chief take some time to think about it and report back to council. The road is going to be  
106 paved sometime before the end of the year, and he believed it would be beneficial to include additional  
107 signage or arrows on the road. Chief Keziah said it is a very common occurrence and solutions would  
108 take some thought. He said a lot of times it is not a drunk driver; it's just people who are not aware when  
109 they turn off the frontage road that that is not the right direction.

111 Ms. Dodge said one-way traffic was instituted on Seaside Drive, and asked if there had been any  
112 problems with people accessing Seaside Drive. Chief Keziah said there are not any issues that he's  
113 aware of. He inspected the area and found that the road is marked very well, especially with the arrows  
114 on the pavement.

115  
116 Ms. Kohlmann congratulated Chief Keziah on the FBI graduation. It's a wonderful thing, and she  
117 said they were happy that he was here and she looked forward to all the great programs he's coming up  
118 with.

119  
120 Mr. Stevens welcomed Chief Keziah and said he's glad that he is the one they picked, and also  
121 wanted to ask him when the Crime Watch program might get started. Chief Keziah said that was in the  
122 works now; as soon as the lieutenant promotional process is completed May 1st that will be one of the  
123 lieutenant's duties.

124  
125 **iii. Fire.**

126  
127 Chief Cimini presented the written report, which is on file. He noted that the Midway Fire  
128 Department (Pawleys Island) ladder was damaged at a 3-alarm building fire and the town's crew and  
129 volunteers were able to arrive and set up in record time to help douse that fire. The Midway fire chief said  
130 our crew did a great job. That is a good testament to our volunteers as the incident was at 3 o'clock in  
131 the morning. The town crew and volunteers also supported Horry County during the recent Carolina  
132 Forest fires. During the month of March, fire prevention activities included 15 inspections; 9 pending re-  
133 inspections; 3 public education events; 3 plan reviews, and 6 new pre-fire plans, totaling 36 fire  
134 prevention activities. Volunteer and career personnel dedicated 178.3 hours training and 265.45 hours  
135 responding to calls during March. Career crews are now receiving 18-hours additional training each  
136 month through the SC Fire Academy and the Horry County Fire Rescue online system. Captain Prentice  
137 is conducting CPR classes for the police department. The working relationship with the police  
138 department is fantastic; they are a great group of people. The volunteer rank was increased by two  
139 members and there are five new volunteer applications. A mentor program was started this past month  
140 that matches new volunteers with experienced people to give them a better insight into the how and why  
141 of firefighting. The assessment center will take place for the vacant career position on April 17<sup>th</sup>, with  
142 written and practical applications at the Myrtle Beach training center. On the 18<sup>th</sup> a 5-member panel,  
143 including Captain Miller from the town's police department and three outside fire chiefs will conduct  
144 interviews, followed by an agility test. On the morning of the 19<sup>th</sup>, the top three candidates will  
145 interviewed by the town administrator and himself. Three of the five successful candidates are currently  
146 volunteers for the town. There were 22 applicants that tested for the position. Chief Cimini said it was a  
147 pleasure serving as the fire chief. He was very proud of the personnel, the volunteers, and the crew who  
148 are all testament to the 49 years the department has existed. Chief Cimini reminded everyone, including  
149 councilmembers, that the department has free smoke detectors which they will gladly install, just contact  
150 the department.

151  
152 Mayor Samples asked if it was the condo fire in Litchfield. Chief Cimini said it was the James  
153 Smith Realty office building. Mayor Samples said it was a long way to go for a fire, and said that was a  
154 different issue.

155  
156 Ms. Dodge thanked Chief Cimini saying he's done an excellent and spectacular job, and she  
157 appreciated it. In her book, he's the quiet man who gets it done. Chief Cimini said thank you.

158  
159 Mr. Johnson also thanked Chief Cimini.

160  
161 **C. Administrator's Report – Update on Current Events.**

162  
163 Ms. Fellner reported that public works continues to work on delineation of the parking spaces  
164 along Ocean Boulevard and Seaside Drive. Some councilmembers and residents had asked about the  
165 progress. They were still placing some of the wood as late as yesterday afternoon. Mr. Adair has plans  
166 for additional signage on Seaside for no parking as people are trying to crowd the other side of the street,



167 because they do not want to park at the meters. The engineer met with staff on site today to discuss a  
168 required change to the gate on the pier, the Kiwi shades, and the finalization of the additional parking  
169 space plan. Staff will continue to work diligently to move the project forward. The contractor is being  
170 called every day to make sure it is completed timely. The contractor lost a few days due to rain, and the  
171 gate change will add a few days. It will probably be an additional five days in total to complete the  
172 project. The original completion date was Friday, April 12<sup>th</sup>. The contractor will be asked to work on  
173 Saturday.

174  
175 Mayor Samples asked if there is a retention provision on that construction contract. Ms. Fellner  
176 said yes, she believed it was 7-percent.

177  
178 Ms. Fellner informed council that six bids were received for the Huckabee ADA (Americans with  
179 Disabilities Act) bathroom update project that ranged from \$29,500 to \$11,244. After reviewing the  
180 specifications, the lowest bid was determined to be responsive and the bid award will go to the low  
181 bidder, L&J Construction.

182  
183 Mr. Johnson asked if L&J was a local company. Ms. Fellner said they are located in Conway.

184  
185 Ms. Dodge asked how much the bid was. Ms. Fellner said \$11,244; a list of all the bids was  
186 distributed on the dais prior to the meeting. Ms. Dodge found it and said she had covered it up with her  
187 things.

188  
189 Mayor Samples said the administrator and he had discussed the need for a special meeting next  
190 week, and asked Ms. Fellner to explain. Ms. Fellner said an ordinance will be presented during this  
191 meeting to correct one paragraph in the decals and exemption ordinance so that the town is not issuing  
192 an untoward number of decals to nonresident property owners, who would get one decal free and a  
193 second reading on that to make it law. Code requires seven days between first and second readings. It  
194 would behoove the town to have a special meeting for that purpose. It would be a short meeting. The  
195 suggested day and time is April 17<sup>th</sup> at 10:00 a.m., and that would be the only agenda item. After further  
196 discussion, it was decided to meet on Wednesday, April 17<sup>th</sup> at 6:30 p.m. at the fire station.

197  
198 **7. BUSINESS.**

199  
200 **A. Second Reading Ordinance #13-0739 to repeal GTE Franchise, expired 10/2007.**

201  
202 Mr. Smith moved to adopt second reading of Ordinance #13-0739. Mr. Stevens seconded. All  
203 voted in favor. **MOTION CARRIED.** Mayor Samples said that the franchise agreement is repealed.

204  
205 **B. First Reading Ordinance #13-0742 to add §17-905(d) and §17-914 Time for Completion**  
206 **of Overlay Requirements.**

207  
208 Ms. Morris presented the consideration paper that is on file and said that Town Council approved  
209 the design overlay district in January 2013. Since that time staff has enforced the ordinance. Generally,  
210 design overlay district requirements are completed prior to a business opening. However, Town Council  
211 may certainly establish a time line to allow a business to open, but set a deadline during which the  
212 business must meet the overlay requirements. The proposed ordinance was recommended by the town  
213 attorney. There was a public hearing on this matter, and the Planning Commission recommended the  
214 changes by unanimous vote. There is a correction to the last line in paragraph (d): the word "used"  
215 should be "issued." At Town Council's request, the penalties for violations will be added in Section 17-  
216 914 upon adoption. The penalty language is exactly the same as penalties in the other sections of the  
217 zoning code. Packages are distributed to those who inquire about the overlay requirements, and adding  
218 this section would inform the public about penalties when requirements are not met.

219  
220 Mr. Johnson moved to adopt first reading of Ordinance 13-0742 as amended. Ms. Dodge  
221 seconded.

222

223 Ms. Kohlmann said the background section states that Town Council can establish a timeline in  
224 order to allow the business owner to open, while making the required improvements, and asked if that  
225 wording should be included in the ordinance. She understood there was a 60-day time to allow  
226 compliance, but it did not actually state the business could open for business, and she believed that was  
227 council's intent. Ms. Morris said the town attorney provided the wording. When a zoning permit is issued,  
228 it will state the business can open and that 60-days is allowed during which to complete the requirements.  
229 Ms. Kohlmann asked again if it should be part of the ordinance, reiterating that was her only question.

230  
231 Mayor Samples said it was reviewed by legal counsel.  
232

233 Mr. Stevens asked if a business license could be obtained at the same time. Ms. Morris said yes,  
234 but she had no problem adding the language suggested by Ms. Kohlmann.  
235

236 Mr. Smith thought those words should be added to make it very clear that the intent is for the  
237 business to be able to open, just as Ms. Morris stated in the consideration paper.  
238

239 Mayor Samples asked where the words would be inserted. Ms. Morris said the change would be  
240 sent to the attorney for review and suggested adding after ...shall have 60 days from the date of  
241 *opening*... instead of ...60 days from the date of approval...  
242

243 Ms. Kohlmann asked if "however, may open for business during that time" could be added after  
244 ...comply with the overlay requirements... She said either way was acceptable.  
245

246 Mayor Samples asked if the planning commission and parking committee reviewed the  
247 ordinance. Ms. Morris said the planning commission reviewed it twice, and the wording was approved by  
248 the commission and had legal counsel's review. The parking committee was involved with Ordinance  
249 #13-0743, not this one. Mayor Samples asked her to make sure legal review was done after the  
250 change. Ms. Morris said absolutely.  
251

252 Mr. Smith asked what words would be added and where they would be placed. Ms. Morris said it  
253 would be sent to the town attorney to add the language based on the comments, and it would be  
254 presented to council.  
255

256 Mr. Stevens asked if the words opening and receive a business license should be used. Ms.  
257 Morris said the zoning ordinance has nothing to do with the issuance of a business license.  
258

259 Mr. Smith said the background information says the council can establish a timeline in order to  
260 allow the business owner to open, and the intent is to allow them to open and give them 60 days to do the  
261 overlay. Whatever proper words say that, just like presented in the background information was what  
262 they were looking for. Ms. Morris said she could get that done.  
263

264 All voted in favor. **MOTION CARRIED.** Mayor Samples said first reading is adopted as  
265 amended.  
266

267 **C. First Reading Ordinance #13-0743 to amend §17-395 and §17-420 Parking**  
268 **Requirements in C-3 Zoning District.**  
269

270 Ms. Morris said the current requirements in the C-3 District, which is the business area located at  
271 the pier, actually stifles businesses and give no room for growth or redevelopment. Currently, even on a  
272 very small parcel, a 3,000 square foot retail store requires approximately 60 parking spaces. If something  
273 should happen to those businesses, they could not be rebuilt based on the current code. Several months  
274 ago, council was asked to consider waiving the parking requirements completely for the C-3 District, but  
275 council did not agree with waiving it and instead asked that the matter be reconsidered with input from the  
276 parking committee and planning commission. Staff worked with the parking committee, whose members  
277 were very helpful with the new proposal that is presented tonight. The recommendation basically states  
278 that a building that is to be torn down or to be renovated at 50-percent of the value or more has to be

279 elevated based on FEMA flood elevation requirements and therefore, parking could be located  
280 underneath the building. Staff presented a sketch to the parking committee and to the planning  
281 commission showing that each lot on Ocean Boulevard from Eagles to Neal & Pam's (Surfside Drive to  
282 1st Avenue South) are all the exact same size. Generally, those businesses currently have between ten  
283 and 15 parking spaces. Allowing for an elevator; piers and pilings, and storage areas staff calculated that  
284 they could probably get 24 parking spaces underneath elevated buildings. The planning commission  
285 recommended a change in the wording to state the number of spaces shall be at least 80-percent of the  
286 potential spaces for each parcel or business, which would allow room for elevators, storage, and pilings.  
287 Any lots containing parking areas for existing businesses relinquish the right to develop the area devoted  
288 to parking, unless and until such time parking is provided elsewhere by the business or property owners  
289 meeting the requirements of this chapter. Basically, if there is a vacant parcel being used for parking, it  
290 must continue to be used for parking, unless and until parking is provided in some other location. That  
291 stipulation is already in the ordinance in a different section, but was added here for clarification. The  
292 parking committee and the planning commission recommended approving the ordinance unanimously. A  
293 public hearing was held on the ordinance before the planning commission, and the ordinance is  
294 presented for first reading.

295  
296 Mr. Smith was not sure he understood the 80-percent of potential spaces theory.

297  
298 Mr. Johnson said point of order; a motion was needed prior to discussion.

299  
300 Mr. Smith moved to suspend the rules. Mr. Johnson seconded. All voted in favor. **MOTION**  
301 **CARRIED.**

302  
303 Mr. Smith said the proposal is for 80-percent of potential spaces, but if a building was rebuilt it  
304 would have to have 60 spaces. Ms. Morris said that was correct under the current ordinance and that  
305 was the reasoning behind the proposed changed. The new proposal eliminates the 60 space  
306 requirement. Mr. Smith asked if it would be 80-percent of 60. Ms. Morris said it would be 80-percent of  
307 the number of spaces the parcel is capable of holding. The parcels in that district are generally 100- x 60-  
308 feet, with the setback requirements of 20-foot on the front, 5-feet on each side, and 15-feet at the rear.  
309 Parking is allowed in the setback, although staff would prefer those areas to have landscaping. Mr. Smith  
310 asked if that was required. Ms. Morris said no, parcel landscaping is required, but nothing like the  
311 overlay. With those calculations using a 9- x 18-foot parking space, each lot could hold approximately 24  
312 parking spaces. Considering piers, pilings, and the potential for an elevator, instead of requiring 100-  
313 percent of the parking that can fit on the parcel, the recommendation is to require 80-percent. For  
314 example, Eagles currently has ten parking spaces. This would prevent them from elevating a new,  
315 possibly larger building and just putting ten spaces back. Using 80-percent of the potential parking  
316 spaces would require them to increase the number of spaces. Every parcel would gain additional parking  
317 spaces using the 80-percent requirement, and that is what the parking committee was trying to  
318 accomplish.

319  
320 Mr. Stevens wanted to be clear, because it was confusing to him. A building has to do 50-percent  
321 renovations before elevating. Ms. Morris said that was right. Mr. Stevens previously inspected the  
322 Eagles property, because he was curious about how it worked. The building is 86 x 22, and he figured  
323 about 2,000 interior square feet. If he decided to open a new restaurant business, but was not doing 50-  
324 percent renovations, according to current code if he had an 800-square foot kitchen and a 1,200 foot  
325 dining area, he would need 20 spaces. If he was required to have 80-percent, he would need 16 spaces.  
326 He had seen the presentation at the planning commission meeting. He said Eagles only has 10 spaces,  
327 but his new business would need 16 spaces. Ms. Morris said that was correct, but the ordinance  
328 provides for existing businesses that cannot meet the parking by stating "if possible." There are several  
329 businesses, particularly on Highway 17, that there is no way to bring them up to current standards. The  
330 town cannot prevent a business from opening because they do not meet the current standards, especially  
331 for an existing building. Mr. Stevens said he was still a little confused and believed a workshop was  
332 needed. Ms. Morris offered to show council the same PowerPoint shown to the planning commission.  
333

334 Mayor Samples said the first time he read the ordinance it was confusing to him, because he  
335 knows there are places where 80-percent is used in residential lots, i.e., if you don't meet the minimum lot  
336 size of 9,000 for example in R-1, but 80-percent can be used to build. He believed the important element  
337 in this was that the C-3 District, the very small amusement commercial district down by the pier, held old  
338 block buildings that were built many, many years ago. Worst case, a hurricane destroys them. They  
339 cannot be rebuilt as they currently exist, because the FEMA flood regulations require elevation in the  
340 flood zone. He had no problem holding a workshop. He was glad that the planning commission and the  
341 parking committee spent time reviewing the ordinance. He suggested adding the item to the agenda for  
342 the 17<sup>th</sup> meeting so Ms. Morris could do the presentation. He trusted the recommendation of the planning  
343 commission and parking committee who reviewed the ordinance. Everyone knows that parking is a  
344 problem in that district, and those buildings will not be there forever, and they are not the highest and best  
345 use of the property. If there was no great objection, he would like for council to adopt first reading; have  
346 the workshop, because committees of council appointees have worked on this.  
347

348 Mr. Smith said the parking requirement with the new change is no longer associated with the  
349 business type; it's only associated with the lot size. Ms. Morris said that was correct. Mr. Smith asked  
350 which type business had the "S" by them. Ms. Morris said any business, restaurant, retail. Mr. Smith  
351 objected to liquor sales and said the requirement for that type business should remain as it is. Ms. Morris  
352 said yes, they are actually permitted in the district now it could remain as is. Mr. Smith preferred that  
353 individual businesses be in that district and did not want the shopping center parking requirement to  
354 change. He wanted to keep the ordinance, as the background says, retail and restaurants, because they  
355 complement each other. Ms. Morris said that was the goal, to make sure it was the restaurants and the  
356 retail stores. She had no problem changing everything else. Mr. Smith also did not want billiard parlors  
357 to have relaxed parking requirements. Ms. Morris said she would take care of that. Mr. Smith said that  
358 was pretty much his questions and he like the idea of a workshop to view the presentation. He said  
359 henceforth he believed he would attend the planning commission meetings and not participate; sit in the  
360 back row with a frown on his face (*laughter*).  
361

362 Mayor Samples said that would be perfectly acceptable, and told Mr. Smith to just not move his  
363 head. He asked if there was any disagreement with Mr. Smith's suggestion.  
364

365 Mr. Johnson asked if a business had one or two pool tables if that was considered a billiard  
366 parlor. Mr. Smith said in his point of view, one table is not a billiard parlor. A billiard parlor is where your  
367 main function is to have pool tables. Mayor Samples thanked him, and said that was clear. There was  
368 no disagreement regarding the workshop.  
369

370 Mr. Smith moved to reconvene regular session. Ms. Kohlmann seconded. All voted in favor.  
371 **MOTION CARRIED.**  
372

373 Mr. Stevens moved to have a special meeting and a workshop on this on Wednesday, April 17<sup>th</sup>.  
374 Ms. Kohlmann said they are two different meetings. Mayor Samples said the special meeting would  
375 include a workshop component on this ordinance, in addition to the business item Ms. Fellner needed to  
376 have addressed.  
377

378 Mr. Johnson called point of order stating the issue on the table is Ordinance #13-0743. Mayor  
379 Samples said it is, and called for motion.  
380

381 Mr. Johnson moved to approve first reading of Ordinance 13-0743. Ms. Mabry seconded. All  
382 voted in favor. **MOTION CARRIED.** Mayor Samples said there would be a workshop at the special  
383 meeting to discuss the matter.  
384

385 **D. First Reading Ordinance #13-0744, to amend §9-16 Decals and Exemptions, ¶(a)**  
386 **Resident and Nonresident Property Owner Parking Decals.**  
387

388 Ms. Fellner understood council's intent to deal with this ordinance in its entirety at the next  
389 meeting, but this one small change is to prevent the issuance of extra free decals to nonresidents in the



390 meantime, and hence, the special meeting scheduled next week. She presented the proposed change,  
391 which was reviewed by the town attorney:

392  
393 Section 9-16, paragraph (a) as it currently reads

394  
395 All persons residing or owning residential property within the corporate limits of the  
396 town shall be entitled to one free decal per vehicle, to be issued by the town, upon  
397 verification of current vehicle registration or verification of proof of residential property  
398 ownership.

399  
400 Section 9-16, paragraph (a) requested change to read

401  
402 Persons residing within the corporate limits of the town shall be entitled to one  
403 free decal per vehicle to be issued by the town upon verification of current  
404 vehicle registration and verification of proof of residential property ownership.  
405 Nonresident residential property owners shall be entitled to only one free decal  
406 notwithstanding the number of vehicles owned upon verification of current vehicle  
407 registration and verification of proof of residential property ownership.

408  
409 Ms. Kohlmann moved to suspend the rules. Mr. Smith seconded. All voted in favor. **MOTION**  
410 **CARRIED.**

411  
412 Ms. Kohlmann said it says persons residing within the corporate limits of the town shall be entitled  
413 to one free per vehicle to be issued by the town upon verification of current vehicle registration and  
414 verification of proof of residential property ownership. She asked if that was intentionally done so that  
415 residents that rent cannot get a decal. There are people that have rented for 50-years, but don't own the  
416 house. Mayor Samples said that was a good point. Ms. Fellner agreed.

417  
418 Mr. Smith suggested that the proposed paragraph be deleted and substitute the paragraph that  
419 he spoke of during the workshop. Once regular order was reconvened, he was prepared to make  
420 motions and amendments to do that. He believed the way it is proposed, as Ms. Kohlmann said, would  
421 keep renters from getting decals, and since it has to be amended, he suggested that council go ahead  
422 and amend it as he spoke of during the workshop. Mayor Samples thanked Mr. Smith and said since that  
423 amendment would be offered, he asked Mr. Smith to refresh everyone's memory before leaving  
424 discussion.

425  
426 Mr. Smith suggested deleting paragraph (a) and replacing it with a paragraph that would say, as  
427 he spoke vehicles include the word golf carts so that all full time resident vehicles, including golf carts, all  
428 persons residing within the corporate limits can get one decal per vehicle upon verification that car is  
429 registered in the corporate limits. For nonresidents, he noted that he was only reading highlights, non-  
430 resident residential property owners would be entitled to one free decal. If they want additional decals,  
431 they have to pay \$40 for each additional decal. This was part of the problem that the administrator was  
432 trying to correct by making this proposal. Since paragraph (a) was being modified, he suggested moving  
433 forward to add the words about limited issued special parking decals that was spoken of like the ones  
434 used for the purchases of annual fishing passes, and also the paragraph that speaks about golf carts  
435 parking fee at the beach accesses except when prohibited.

436  
437 Mr. Stevens moved to reconvene regular session. Ms. Kohlmann seconded.

438  
439 Mayor Samples said Town Council met a week ago and believed the sheet that Mr. Smith was  
440 reading from was the same one read from during that meeting. Ms. Fellner said she had a copy of Mr.  
441 Smith's sheet. Mayor Samples said other members may be on board, but he did not recall it as clearly  
442 without having it in front of him. Mr. Smith passed out copies of the recommended language. Mayor  
443 Samples asked Mr. Steven's to withdraw his motion so council would have time read the proposed  
444 language. Mr. Steven withdrew the motion; Ms. Kohlmann withdrew the second. Mayor Samples said  
445 council was still in suspended rules for discussion and asked Mr. Smith to present his proposal.



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501

Mr. Smith said the purpose for paragraph (a) and the reason he was only talking about paragraph (a) is because the agenda only refers to paragraph (a.) The agenda cannot be changed, so council may only deal with that part. That paragraph refers to decals for residents and nonresidential property owners. He found that the best way to present it was to separate into two different paragraphs: one dealing with the residents, and other one dealing with the nonresidents, since the conditions would be different for each. For full time residents there is basically no change. If you're a full time resident and you've got a vehicle, and it's registered in South Carolina and in the corporate limits of the town you can get a decal for it. You get a decal for your golf cart, or whatever kind of vehicle is registered in the corporate limits of the town. The nonresident residential property owners would get one free decal that can be for a vehicle like an automobile or a golf cart. Staff just has to be told which vehicle it will be placed on and it would allow free parking. A nonresident residential property owner that wants more than one decal will have to pay \$40 for additional decals. This is just like it used to be for nonresident residential property owners. This solves the problem that the administrator is concerned about, plus allows them to get additional decals for a fee of \$40.

Mayor Samples said he was satisfied and appreciated his efforts. This clearly cleans up the issue identifying residents and nonresident residential property owners. There is another group of people that he knows some members have concern for that he would like to discuss at a later date, soon he hoped, and those are nonresidents who visit the town and live in the surrounding area. For purposes of this meeting, he asked if there were any questions.

Ms. Fellner asked if the intention was that round decals to also be placed on golf carts. Mr. Smith said yes; paragraph (b) cannot be changed at this meeting, because the agenda only refers to paragraph (a). At the next opportunity, council would like to change paragraph (b), which will state that the registration decal is not a parking decal, just a registration. If free parking is desired, you have to have a round decal. Ms. Fellner said she was unclear about circle decals versus square decals. Mr. Smith explained that the nonresident residential property owner was entitled to one decal, which could be placed on a golf cart if they wanted that free parking. Ms. Fellner said the other changes would be presented to council at the next meeting, and all changes should be incorporated. Mr. Smith said if it could be presented at the special meeting that would be great to have first reading on paragraph (b). Ms. Fellner wanted to present the entire ordinance.

Mayor Sample said it gets more confusing the longer it is discussed. It would be helpful if a flow chart were developed to show the customers and vehicles types.

Mr. Stevens believed that paragraph (a) was pretty clear. Mayor Samples asked if he meant the subsections, too. Mr. Smith said yes, all of the parts of paragraph (a).

Ms. Kohlmann said that basically council accepted this in December. There is one sentence in (b) that has to be taken out. She said this had been mentioned at three different times. If the registration (b), which cannot be done at this meeting; it is very simple. The line crosses out the parking stickers. The round symbol right there is the parking sticker. The square sticker with rules on it is a registration sticker. Registration means registration; parking sticker means parking. It can't get any simpler than that. What Mr. Smith is proposing tonight is what council spent hours on the other night at the workshop. This is not new to anybody, and she didn't remember anybody being opposed to it, so she was questioning why it's even come up again. She thought just one rule would have been done right away, if council had just amended it the first time.

Mayor Samples said the proposal introduced by Mr. Smith has significant changes, including a fee of \$40 for additional decals.

Ms. Kohlmann said that was done at the workshop; council has already done that. What was presented tonight by Mr. Smith was discussed in detail at the workshop and everyone agreed to it. That's why she was confused.

502 Mayor Samples asked if everybody agreed.

503

504 Ms. Mabry said no, sir.

505

506 Mayor Samples did not believe that that he agreed, either. There were other issues.

507

508 Mr. Stevens said he recalled that Ms. Mabry brought up registration stickers with former chief  
509 Frederick. The registration stickers are one of the things that were a problem with the ordinance that was  
510 passed on December 10<sup>th</sup>, because it had a line that made it sound like the registration sticker was a  
511 parking sticker. He recalled the registration stickers were a way for citizens to identify their golf carts, if  
512 they were stolen.

513

514 Mr. Samples said that registration was done prior to Ms. Mabry's seating on council. It was  
515 adopted under chief Christiansen after a rash of golf cart thefts. But, that is not the point of tonight's  
516 discussion.

517

518 Mr. Johnson referred to the sheet that Mr. Smith distributed and said it was what council  
519 discussed and it specifically pertains to Section 9-16, paragraph (a).

520

521 Mr. Samples asked council if that was what they wished to adopt, and asked when the remainder  
522 of the amendments to Section 9 would be presented, because there were several other items discussed.  
523 Ms. Fellner said that was right. The other amendments would be presented at the next regular meeting,  
524 but the immediate issue is decals for nonresident residential property owners, and she decided to  
525 address this one small portion. Mr. Samples said the one small portion is the issuance of many  
526 nonresident decals. Ms. Fellner said that is the issue. Mayor Samples reiterated that the best  
527 information he had is that last year the town issued a total of five nonresident decals. He asked how  
528 many had been issued this year.

529

530 Mr. Stevens had received an email message from Ms. Fellner that stated 71 nonresidents got one  
531 parking decal; 7 nonresidents got two, and one nonresident got three.

532

533 Mayor Samples said there is a 1,500-percent increase one year over the other. Ms. Fellner said  
534 with meters.

535

536 Mr. Stevens said as far as residents, one resident did get seven stickers. Six residents, he was  
537 one of them, got four. He doubted he would ever use them, but he got them. There were a lot of them  
538 that got one.

539

540 Ms. Kohlmann said the bottom line is residents that live here year round got 708; nonresident  
541 households for a total of 88, but considering that we have new parking meters, she did not think that was  
542 drastic at all. That was just her opinion. She did not think that was a crazy number.

543

544 Mayor Samples thought the issue was that the town has to pay to maintain the level of the quality  
545 down on the beach. The town has to pay to maintain the roadway. The town is just completing a major  
546 underground wiring project on the boulevard. Those things cost money.

547

548 Mr. Johnson moved to reconvene regular session. Mr. Stevens seconded. All voted in favor.

549

**MOTION CARRIED.**

550

551 Mr. Smith moved to adopt first reading of Ordinance 13-0734 to amend Article 9-16, paragraph  
552 (a). Mr. Stevens seconded.

553

554 Mr. Smith moved to amend the motion to replace the current paragraph (a) with the proposed  
555 paragraph (a) that he had in his hand, and he would be happy to read that. For the record, the clerk has  
556 a copy, and this concerns what council has been discussing; parking decals for full time residents.

557

558 Mr. Johnson called point of order asking if the procedure should be to make the motion to adopt  
559 as amended.

560  
561 Mr. Smith said that a motion must be on the floor before it can be amended, and the way it's  
562 stated he made the motion, and now he's amending that motion, which is the proper procedure according  
563 to *Robert's Rules*.

564  
565 Mayor Samples accepted Mr. Smith's interpretation of the rules. There was no objection by  
566 council.

567  
568 Mr. Smith asked if he should read the proposed amendment or whether council would accept it  
569 since it was distributed. Mayor Samples said since it was distributed to members, he was satisfied.

570  
571 Mr. Smith restated the motion to amend to replace current paragraph (a) with the paragraph (a)  
572 that council has been discussing and that the clerk has a copy of. Mr. Stevens seconded. Mayor  
573 Samples, and Councilmembers Dodge, Johnson, Kohlmann, Smith and Stevens voted in favor. Mayor  
574 Pro Tempore Mabry voted against. **MOTION TO AMEND CARRIED.**

575  
576 There was no additional discussion on the primary motion. Mayor Samples, and  
577 Councilmembers Dodge, Johnson, Kohlmann, Smith and Stevens voted in favor. Mayor Pro Tempore  
578 Mabry voted against. **MOTION CARRIED AS AMENDED.**

579  
580 Mayor Samples said first reading was adopted and would be presented for second reading at the  
581 special meeting on April 17<sup>th</sup>. Mayor Samples referred to the principal that allows newly adopted  
582 ordinance to be placed in effect immediately and said the town will charge nonresidents for additional  
583 stickers beginning tomorrow morning. Ms. Fellner said yes, sir. Mr. Smith said the first sticker is free.  
584 Mayor Samples asked staff to monitor decal distribution.

585  
586 Mr. Smith offered to help whomever is working on the remainder of Section 9 to get it ready for  
587 council consideration. Mayor Samples said council had discussed the possibility of Mr. Smith and  
588 another member addressing the sale of parking decals, and asked for a status. Mr. Smith said Ms.  
589 Fellner was going to call a meeting, and he told her when he was available. Ms. Fellner said a phone  
590 meeting is scheduled with Carrie Loomis with Lanier Parking Solutions.

591  
592 **E. Resolution #12-116 to Establish *ad hoc* Beautification Committee, to consider Keep**  
593 **Surfside Beach Beautiful Committee (KSBB) recommendation to limit membership to 11**  
594 **appointees.**

595  
596 Ms. Herrmann explained that the resolution is the one approved by Town Council. No changes  
597 were offered, because it is council's decision as to how it should be amended. The paragraph in question  
598 is the fourth paragraph that states "Whereas, Town Council has determined that said beautification  
599 committee shall consist of at least seven resident volunteers and a nonvoting member of Town Council."  
600 The committee has offered a recommendation to limit membership to 11 members and it currently has 11  
601 members.

602  
603 Mr. Smith moved to word paragraph four of Resolution #12-116 to state Town Council has  
604 determined that said beautification committee shall consist of not more than eleven resident volunteers  
605 and a nonvoting member of Town Council. Ms. Kohlmann seconded. All voted in favor. **MOTION**  
606 **CARRIED.** Ms. Herrmann said a corrected resolution would be presented for signature.

607  
608 **F. Ad Hoc Committee Reports.**

609  
610 Mayor Samples asked if there were any comments about the committee reports.

611

612 Mr. Smith appreciated the reports. He did not attend the meetings, because he did not want to  
613 interfere or unduly influence the committees. He was pleased to find out what had been discussed. He  
614 thanked the committees for the reports.

615  
616 Mayor Samples said not all committees submitted a report and asked if there were any  
617 explanations.

618  
619 Ms. Mabry had attended the historical board today and said its report is being prepared.

620  
621 Mr. Stevens said the business committee is preparing its report.

622  
623 Mr. Johnson said the infrastructure committee had yet to approve its report. Mayor Samples said  
624 subcommittees were not asked to submit reports.

625  
626 Mayor Samples asked staff to review the reports to identify any items that were worthy of budget  
627 consideration and present them for council consideration.

628  
629 **G. Committee Appointments (*May be deferred until after Executive Session.*) i. Planning  
630 & Zoning Commission (1 Vacancy), Bill Trail, Jim Toney, Al Lauer; and ii. Construction Board of  
631 Appeals (2 vacancies) Gene Pecelli.**

632  
633 This item was deferred until after executive session.

634  
635 **8. DISCUSSION – Any matters of concern or information to be discussed by Town  
636 Council.**

637  
638 **Drug Paraphernalia, Mayor Pro Tempore Mabry and Councilmember Kohlmann.** Ms.  
639 Kohlmann said she had not yet met with Chief Keziah about the drug paraphernalia matter, but she  
640 wanted to let everyone know that she and Captain Miller had discussed it and the hope is to give the  
641 department another tool in which to enable this being a criminal offense instead of a civil penalty, which  
642 she believed was the case now. Chief Keziah said that was correct. Ms. Kohlmann said in order to  
643 combat Up in Smoke, because it's going to be a lot of struggles with the laws in place now, and the state  
644 and federal laws. Council was not giving up, Ms. Mabry and she were still working on it, but the big  
645 component is the police department. They need to meet to work on the drug paraphernalia ordinance,  
646 and she knows Captain Miller has already done a lot of work on it.

647  
648 Ms. Mabry said if it was agreeable with council, the ordinance should go to the town attorney to  
649 prepare a proper ordinance to present to council. They would like to have council's consideration and  
650 approval.

651  
652 Ms. Dodge complimented both councilmembers Kohlmann and Mabry for their work on this. It's  
653 difficult to say the least, and she thought they were up to the task. She told them to keep it up and thank  
654 you.

655  
656 Mr. Smith complimented Ms. Kohlmann and Ms. Mabry and said it was important that council  
657 have a first reading and approve this ordinance just to let folks now that the council is serious about  
658 stopping the proliferation of those drugs.

659  
660 Mr. Stevens also commended both of those fine ladies for what they are doing. This is an  
661 excellent step for Surfside, and he wanted to commend both of them.

662  
663 Mr. Johnson concurred.

664  
665 Mayor Samples agreed with the intent, but he wanted to be very careful, because it had been  
666 suggested that council not talk about specific businesses, but to talk about products that need to be  
667 regulated. Designer drugs are a travesty, and frankly, the General Assembly needs to move forward to

668 give the tools to the town to control them. The ordinance that was previously drafted by Captain Miller  
669 during Chief Keziah's absence in conjunction with Ms. Mabry and Ms. Kohlmann is an outstanding step  
670 forward. Let us use, let us research, and try not to reinvent the wheel if there is some ordinance that is  
671 working in the State of South Carolina that will help the Town of Surfside Beach enforce and actually  
672 achieve the goals. Mayor Samples suggested that council be careful about how the issue was  
673 approached. Everyone wanted the same outcome, but no one wants the town losing a lawsuit. He had  
674 no problem with the town being sued and winning.  
675

676 Mr. Smith asked Ms. Fellner about the gate at the pier that was to be adjusted, moved, and so  
677 forth. He asked whether that was to give better visibility to the tackle shop or some other reason. Ms.  
678 Fellner said no; they are making a right angle where the old...it is not easy to explain without a diagram.  
679 Mr. Smith said the gate was at an angle and now it is going to be... Ms. Fellner said the gate is going to  
680 be at an angle, but because they are getting an extra corner and they are moving the area where the gate  
681 connects, it has to be longer, and that particular gate has to be rebuilt. The other smaller gate, which  
682 staff believed could be used is falling apart and the contractor showed us why it has to be rebuilt. A small  
683 relatively inexpensive closed circuit camera will probably be used short term so that Pier Outfitter  
684 employees behind the counter can view the area and press the buzzer to allow entry. Mr. Smith thanked  
685 her and said he knows she is working on the budget, but wanted her to think about the stormwater tax  
686 millage, which is coming up for renewal. He asked if that would be done during the budget process. Ms.  
687 Fellner said it would be discussed in the budget process. Mr. Smith asked if the stormwater plan would  
688 also be part of the budget process. Ms. Fellner said yes. Mr. Smith said there was an article in the  
689 newspaper that reported Senator Cleary was trying to reduce real estate taxes by allowing people that  
690 had rental property to go from a 6-percent assessment to a 4-percent assessment. He did not believe  
691 Ms. Fellner had had time to look at that, but it was an important issue for the town. Ms. Fellner said it was  
692 a huge issue. Mr. Smith asked if she knew what Myrtle Beach and North Myrtle Beach were doing in that  
693 regard; was a lobbyist been hired to work on that issue. Ms. Fellner was not aware that had been done.  
694 Mr. Smith was not sure what approach should be taken, but wanted her to aware of it, because council  
695 needed to be advised as to whether a resolution should be sent to Senator Cleary and the other senators  
696 that had tried to hurt all the towns on the beach. Ms. Fellner said absolutely. Mr. Smith said some of the  
697 beach accesses, like 1<sup>st</sup> and 2<sup>nd</sup> Avenues North, have some palm trees and bushes that take up golf cart  
698 parking places. He would like to leave the palm trees, but wanted the bushes to be relocated. Ms.  
699 Fellner said that was already discussed. She and Mr. Adair went to every golf cart parking area and that  
700 is on his "to do" list. It just has not risen to the top yet. Mr. Smith said that was what he wanted to hear;  
701 it's on the "to do" list. Ms. Fellner explained that the parking committee brought that forward. Mr. Smith  
702 was happy with the commitment that it was on his list; he knows how busy he is, and said thank you.  
703

704 Mayor Samples said that was a very important point about the tax bill as it relates to nonresident  
705 property owners. This town has benefited greatly for many, many years as a result of that. He said there  
706 is a League of Cities meeting on Thursday night, and he was sure that would be a topic amongst a  
707 number of the attendees.  
708

## 709 **9. PUBLIC COMMENTS.**

710  
711 "I'm Holly Watson. I'm at 319 North Oak Drive. I've been a resident of Surfside Beach for 27  
712 years. Good evening. I want to talk to you about our new overlay ordinance, and my concerns with  
713 redevelopment as pertains to resurfacing of a parking lot that's in existence at this time. In a small  
714 business...oh, let me speak for my credentials. I'm a licensed contractor with the State of South Carolina.  
715 I personally hold the licenses for grading, asphalt paving, concrete paving, highway paving, and public  
716 utilities. I'm also certified by South Carolina Department of Transportation in streets and roads,  
717 contractor's licensing board, and a bidder's license. When, and as you know, we are pretty flat here in  
718 the Town of Surfside Beach. There's really no hills, no mountains. We're, we're pretty well flat. When  
719 our town was developed, these private parking lots were built so that the water would run off, and that we  
720 wouldn't have ponding or any kind of problems. Well, a lot of our private parking lots are built on FLBC  
721 base, not granite. It gets gummy when it gets wet. When you put asphalt over the top of it, you want to  
722 completely seal the parking lot. You don't want any water getting under, underneath your asphalt. When  
723 council or the planning commission decided to include resurfacing in the overlay that meant that there



724 would demand the property owner either dig up part of his parking lot and put the landscaping flush with  
725 the asphalt or build up a raised bed in the middle of the parking lot. I don't have a problem with going  
726 perimeter, and we're trying to soften the look of Highway 17. I'm all for beautification. I've lived here a  
727 long time. I've seen a lot of changes, but I really would love to see it more flowers and more trees. My  
728 concern is that the property owner is having to do what's called end-caps within the parking lot. If he  
729 does end-caps within the parking lot, and he puts, number one [sic,] any landscaping flush with the  
730 asphalt all the water that goes to water those plants and all the natural rain fall is going to get up  
731 underneath the asphalt and that's gonna disintegrate your asphalt in your parking lot. It wasn't designed  
732 to do that from the get go. If you do a berm, a built up parking, a built up landscaped area, you've got to  
733 water it somehow. That means you've gotta get irrigation lines to it. You again have to dig up your  
734 existing parking lot. Now the, I feel like the answer to this is to allow the property owner to go to the  
735 perimeter of his lot and dig his irrigation and put his plantings along 17 so that visually you will have a  
736 nice softening, cause that's what we're after anyway, the corridor. Now, one of the things that's stipulated  
737 was a 40-foot tree. A 40-foot tree has roots that go out and that again, it's gonna be up underneath your  
738 asphalt. I don't think that's an option. Not even bordering 17. I mean, because you're getting down into  
739 your drainage ditches. So my concern is that that item needs to be taken off the table all together. A 40-  
740 foot tree has too big a roots, too long a roots. Ask any horticulturist. I, I don't think that's an option. My  
741 concern is that none of our business owners know and with this ordinance on resurfacing won't attempt to  
742 resurface their lots, because they're going to have to dig up their parking lots. They're going to have to  
743 run irrigation. They're going to have to locate the gas and electrical lines that are already there. They're  
744 not only gonna have to pay for the plantings and the landscaping, but at the time they repave that lot it's  
745 going to be a further and more expensive because the paving machines can't get around the landscape  
746 areas. These are just some things that I have (*time ended*) a concern about. So, I thought I would bring  
747 them before council. Thank you for your attention."  
748

749 "Ron Ott. 7<sup>th</sup> Avenue North, and of course, tonight's meeting was interesting, and if we keep  
750 getting these special meetings I'm gonna have to cut back on my satellite TV. I'll tell you, these, going to  
751 the special meetings they can really confuse you. Make your head spin. I heard a lot of different things  
752 there, and I, I started thinking what, why do we have the council, mayor. The people votes [sic] you in so  
753 you become our voice. You, you speak for us. You make decisions for us. Then you look at what,  
754 what's the reason why citizens have moved here. In the last 20 years a lot of people have moved here,  
755 and everything's really changed, and if I can make a speculation, first thing was the weather brought us  
756 here. Number two, at least for myself, it's the people. Believe it. Believe it or not, I came from a big city.  
757 May have been the City of Brotherly Love, but don't believe that a little bit. The third part, I wanted to be  
758 near the beach, and there was something very, very unique about Surfside Beach compared to  
759 everything else in this area. It was un-crowded. It was, it was, you could ride your bike around here on 4<sup>th</sup>  
760 of July and there's no traffic, and I, I, now, that becomes a concern for me and if you think about what's  
761 happening and this young folk singer from California back in the 60s said this very well, I'm not gonna  
762 sing it, but what she said is you don't know what you have until it's gone. Put up another parking space...  
763 do, do, do, do... do you remember the song? We have to be very careful what we're doing here. In my  
764 opinion, we're, what we have was always explained to me when I first moved here is less is more, and  
765 less was the height restrictions and the parking, there was only so much parking. Part of that's changing.  
766 We're gonna, first of all we're gonna add in all this parking. And adding ten, 20, a 100 parking spaces we  
767 become dependent on the revenue. Ideas come that we want two-story, three-story parking lots. We're  
768 taking away from what we have; that little uniqueness in this town. The parking, special, special meeting,  
769 parking, boy I really got my head spun there. We were, I heard coming through the microphones we  
770 could give free parking to everybody in Deerfield, okay. We pay a little bit more tax than they do. We get  
771 one bone thrown at us and that's that privilege of free parking, okay. You take that and you give it to  
772 everybody, we don't have that anymore. You know, and I respect the people over there, but we do pay  
773 for that. It's not free parking. We have, we have a big nut that (\*\*) pay to live on this side that the other  
774 people don't. And that, that is a concern if we start crowding it in. We, we have a very unique (\*\*) and  
775 that is less is more. But I gotta ask you about the parking sticker. I, I've been in town hall twice and they  
776 said no parking stickers. So I can park tomorrow with just the square sticker. But how about next week?  
777 We don't know, and I ask you this, the people, the people that have gone already and gotten the  
778 registration and have been told you don't need that other sticker, they're gone. They're out there  
779 somewhere. (\*\*) they were there both times when I was there getting registrations, getting stickers.

780 Nobody's ever gonna tell them. They're just gonna get a ticket if we go to the round ones. So it'd be like  
781 each sticker would be \$4 a piece (\*\**audience background noise*). We're still concerned, when will that  
782 happen, and yeah, that, that designer drug is really a problem. A very, very, a, a, smart person told me in  
783 this chamber, think about what these kids are doing. They're doing this, this synthetic drug. We have no  
784 idea what it is. We don't know how it's harming these children. It could be affecting their genes or  
785 whatever. So, the craziness is what would you rather have them do, illegal marijuana, which has been  
786 proven out for the last 30 years, right, or this synthetic stuff. I'm not advocating that we're gonna legalize  
787 pot, but I'm just (*time ended*) saying this is how you look at it. We're selling this stuff in this town. Maybe  
788 we could put that police car with the blow-up doll in it front of the place, I don't know." Mayor Samples  
789 thanked Mr. Ott. Mr. Ott: "Was it my five minutes?" Mayor Samples said yes, sir. Mr. Ott: "Thank you  
790 very much, thank you."  
791

792 "Carrie Johnson, 9<sup>th</sup> Avenue South. I just have one question. Do you all not like surfers, because  
793 up at 14<sup>th</sup>, you've got two places in town that they can surf. Down at 13<sup>th</sup> South there's a parking lot; 14<sup>th</sup>  
794 North there is none. You put up all these palm trees up there and taken away all the good parking. Even  
795 with the meters, there's a few meters up there, but all of those palm trees up there, they're taking up, and,  
796 and, I know that your intent was probably to push 'em to the parking lot up there by the Holiday Inn, but  
797 when you're coming to the beach, you may have a couple of kids with you, and you've got kid's toys.  
798 You've got a cooler with waters [sic] in it. You've got your surfboard. You've got your chairs. That's a  
799 long way for somebody to have to walk that wants to surf. So, I'm just ask you, you know, are you all so  
800 old that you don't like young people anymore, cause you sure are trying to push 'em out of town it seems  
801 like. So, I think maybe you should consider moving those palm trees somewhere else and giving people  
802 up there that like to surf a place to park. That's all I have. Thank you."  
803

804 "Good evening. Ralph Magliette, 104 Harbor Lights Drive. I just want to say my wife, Patti, and I,  
805 we love the Town of Surfside Beach. A lot of wonderful things are happening to this town, and I just want  
806 to bring forward a few things that are happening starting the month of April that people are aware of and  
807 things are gonna be going on to help our senior population. Starting in April and continuing on a monthly  
808 basis the second Monday of each month, there's gonna be a senior morning movie at 9:30 a.m., and on  
809 the second Thursday of each month there's gonna be a senior activity day at 10 a.m., and I have  
810 handouts of the, of this calendar and also of the first senior activity day that we're gonna have at the se,  
811 at the library, and it's gonna be an introduction to computers. There's no registration required. The class  
812 is designed for those who have never used a computer before. They'll learn terms and how to navigate  
813 the Internet, mouse and keyboard touch skills, and we'll also have a handout to give the seniors as far as  
814 the just basic understanding of how computers work. It's interesting when we were looking at a survey for  
815 the seniors in town how many seniors in their 70s and 80s don't have any computer skills, and are afraid  
816 of computers. They're afraid of technology, and so what, what we've tried to do with, a, (\*\*) White, who is  
817 the manager of the library, and a, Mike, the reference librarian, is to give programs to get seniors  
818 comfortable with the technology, provide hands-on learning, not in a big class of 15 or 20 people, but on a  
819 one-on-one or two-on-one so that the people can learn to use the computers, learn how to use emails.  
820 It's very, very important that people be hooked up to that. There's many, many things that people can do  
821 with computers. We all know that. From buying your drugs, I mean prescription drugs (\*\**laughter*),  
822 through the mail order, (\*\*) internet account. There's also electronic banking. There's, they'll be able to  
823 share pictures with people. There's a whole bunch of things that people can do; even downloading, if you  
824 have a Netflix account, movies and things. That's especially true for seniors who maybe now no longer  
825 can [sic] able to drive, and who, a, you know, want to have, be able to share with their family and friends.  
826 So, I have copies of the senior day computer class. It's kind of funny that I had asked to put it out on  
827 website, when the people who need it don't know how to use the website. So, what good did it do? That's  
828 why I decided to come here tonight. I'm thinking how stupid could I be (*laughter*) to say put it on there,  
829 when the whole idea is to tell people, so I have copies here for anybody that wants 'em, so please, if you  
830 know any seniors that are maybe computer phobic, it's gonna be a complete hands-on, our Mike is very  
831 good about that, it's gonna be Thursday, April 11<sup>th</sup>, from 10 to 11 a.m., and additionally to that, because  
832 this is our, the kickoff, there's also gonna be two additional classes. It's gonna be on Monday the 22<sup>nd</sup>,  
833 it's gonna be introduction to computers. You will actually get to sit down with a computer. There's a  
834 computer there to just learn how to turn it on; how to use the keyboard; how to use the mouse. Then on  
835 the 23<sup>rd</sup>, there's gonna be an introduction to emails, an Internet class. How to sign up to use emails.

836 How to send and receive messages. How the Internet works, and these are gonna be on-going, so what I  
837 have here, I'm sorry if I've taken too much time, I have the calendar, which lists all those programs, and  
838 also have the senior activity day computer class. So please, if you know seniors in your neighborhood or  
839 a computer phobic who have [sic] been saying, you know what, I'd like to learn how to use a computer  
840 but, I'm just too afraid. We have these programs available to you to teach you how to use a computer.  
841 To help you hands-on, and not to be afraid and you know, become part of the, a, the Internet, because it's  
842 a wonderful place to be. So, if you don't mind, I would just, I don't know who to hand...leave 'em in the  
843 back row? Pick 'em up, or I could just." Ms. Herrmann asked him to just put them on the chairs in the  
844 front row and people could pick them up. Mr. Magliette: "(\*\* Speaking away from microphone) ...there's  
845 no preregistration required. If you know anyone in town who you think might be a, have use for those  
846 programs, please let them know about it, and thank you very much, and God bless you, and again,  
847 Surfside Beach is a wonderful town. God bless you. Thank you." Mr. Stevens asked for the class dates  
848 again. Mr. Magliette: "(\*\* ...on the calendar of events (*time ended*) and that's gonna be on the 22<sup>nd</sup>,  
849 introduction to computers, it's 11:30 a.m. and on the 23<sup>rd</sup> at 11:30 a.m. introduction to email and the  
850 Internet, and those are signups. But what we're talking about on Thursday is free. There's no  
851 registration. People can walk in and it will first be 20 minutes talking about computers in general. Many  
852 people feel comfortable about it, and if people then feel comfortable they will have the option to actually  
853 sit at a computer and just get the feel of it and take it one small step at a time. Thank you." Mayor  
854 Samples thanked Mr. Magliette and said there were plenty of copies available; be sure to get one.  
855

#### 856 **10. COUNCIL COMMENTS.**

857  
858 Mr. Johnson: "Thank you, Mr. Mayor. Thanks for coming out. It's been a rather nice meeting,  
859 actually."  
860

861 Ms. Dodge: "That was a good one. I wanted to say thank you to Mr. Ott for his remarks. He  
862 always has some thoughtful comments and that's appreciated. He also makes me chuckle, and that I  
863 need that, and I want to thank Mr. Magliette. He and his wife are two hard working people in our  
864 community and they deserve our thanks. The computer program that he is, is sponsoring for the senior  
865 citizens is excellent. I just want him to know that I figured out how to turn the volume down on my  
866 computer today. Yes! (*laughter*) And, I also wanted to comment on the surfers. They are young people.  
867 They can walk to where they need to get to, I think. I don't know how heavy their boards are, but I think  
868 they can probably manage to get to where they need to get to in the ocean to surf, but glad they're out  
869 there doing it. Thank you very much."  
870

871 Mr. Smith: "The a people who a have golf cart registrations and do not have round parking  
872 decals, they will be notified by the town hall when it's legal to issue those parking decals. So don't fear,  
873 you won't be getting a ticket unless you become negligent after you've been notified and don't come up  
874 here and get your ticket [sic.] The other thing is, a, we don't ever intend to build a parking garage in  
875 Surfside Beach. That's one thing I like about Surfside Beach, no parking garages, and that's a concern I  
876 that I have with the limited parking in the, a, C-3 commercial areas, and I think that, a, the plan has been  
877 presented. Once we have a full understanding, it'll probably be what we are looking for. It requires  
878 parking, but not the enormous amount of parking according to the current regulation. Thank you."  
879

880 Ms. Mabry: "Yeah, let's start off with some good news. The Jamin' Leather has been sold, and  
881 Rick Worley, I happen to know him, bought it. He has a store in, a, Conway, called the Wild West. It is  
882 an equine store. It's not a bar, or anything like that. They sell a lot of trailers, a lot of horse equipment,  
883 and a, and I used to have horses, so I know him. He is gonna be getting a lot of visitors to our town from  
884 Andrews, from the Waccamaw Neck area, from all those areas where's there's a lot of horse people.  
885 They'll be coming into Surfside to use his store, and then they'll be, the first time maybe, using our town,  
886 eating in our restaurants, cause it's a haul. It's not, you know, we're talking an hour, an hour and a half  
887 just to go to the store, and it's the same distance if they went 701 to go down to Conway. So, he's  
888 looking to get a lot of his regular customers. He's keeping his store in Conway, which is very successful,  
889 and he'll be bringing 'em in to Surfside. So, we're gonna get a lot of new folk visiting our town, and I think  
890 that is great. I talked to him today, and he's kept me appraised [sic] of, he did say he hoped to be open in  
891 a month. I hope everybody stops by and visits. I don't think that we have a big horse population here,

892 but you know, we can at least go in and say hello, and I, I'll probably try to beg P. L. for another one after  
893 I, they get here. I also wanted to say please write your [sic] Senator Cleary. I cannot stress enough how  
894 important it is not to lose our businesses and that's what we're talking about, losing a great deal of our  
895 business in the rental district. When you go to 4-percent to 6-percent, that is, is, it sounds like you're  
896 along going up 2-percent. You're almost doubling the tax, so it, it is tremendous. That can hurt us a lot.  
897 Please, if you can, sit down. He has a website, you can go on it. I've already done it, and just send him a  
898 note. If you can do that, I'd appreciate it."  
899

900 Mr. Stevens: "Thank y'all for coming out. Glad everybody got out here and I appreciate the, a,  
901 people who made comments. Ralph Magliette is working real hard to get things done in this town, and  
902 doing a lot for the seniors. Ron Ott always has a funny comment, and he's always welcome. As far as  
903 other things we've done, the parking and all that, that's all gone [sic] work out. We'll get that done and  
904 we'll get it satisfactory for everybody. Thank you for your time."  
905

906 Ms. Kohlmann: "I'd just like to take a minute to thank our staff. Everybody does a very good job,  
907 and a, I think sometimes we forget to say thank you to each and every one of them. The police officers,  
908 they keep us safe, and a, run into what we all run away from, and the fire department, as well, and just  
909 our every day staff members that are out there. When you see them out there doing their job, just wave  
910 or say hello. It really, I think it goes a long way. Have a good night."  
911

912 Mayor Samples: "Well, I want to thank the council for putting in the time, doing the work, thinking.  
913 We don't always agree, but you wouldn't want us to. I mean that's not democracy. This is, it's a messy  
914 business, but we're doing the best we can, and I, too, share the pleasure of having people come in,  
915 spend your time, be [sic] and participate, and your town government. I'm also, I think we're all thrilled that  
916 the committees that we set up less than a year ago, okay, less than a year ago, producing products and  
917 results and the individuals are committed to the task they've been given, and I think that's something that  
918 we, we all in town should be proud of, and we have, we've by design implemented resolutions,  
919 established, we heard about policies and procedures last night, and that sort of thing. A lot of what we  
920 have isn't written down; it is by tradition. But, a lot of what we have today were conscious decisions that  
921 this council made to put in place, and you know, like any family, we're gonna have our little bumps in the  
922 road. But a, we live in a great town, and I would just reiterate let Senator Cleary know. It is important. It  
923 represents a significant portion of our property tax revenue money that we collect. That's where that, the,  
924 the market value is. We all know that, otherwise, some of us might choose to live on the ocean front.  
925 But, but the factor of the matter is, those taxes that are paid by those businesses, that is nonresident  
926 property owners down there, is what enables us to be able to provide the quality of service which we  
927 expect in this town, and we don't want to go in the wrong direction with this. So let Senator Cleary know.  
928 Anyway, thank you."  
929

930  
931 **11. EXECUTIVE SESSION** - Pursuant to FOIA §30-4-70(a)(1) to discuss employment,  
932 appointment, compensation, promotion, demotion, discipline, or release of an employee, or the  
933 appointment of a person to a public body.  
934

935 Mr. Smith moved to enter executive session at 8:34 p.m. Mr. Stevens seconded. All members  
936 voted in favor. **MOTION CARRIED.**  
937

938 Mr. Smith moved to reconvene regular session at 9:29 p.m. Ms. Mabry seconded. All voted in  
939 favor. **MOTION CARRIED.**  
940

941 Mayor Samples said that no action was taken during executive session.  
942

943 Mr. Johnson moved to appoint Al Lauer to the planning and zoning commission. Ms. Mabry  
944 seconded. All members voted in favor. **MOTION CARRIED.**  
945

946 Mr. Johnson moved to appoint Gene Pecelli to the construction board of appeals. Ms. Kohlmann  
947 seconded. All members voted in favor. **MOTION CARRIED.**



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**12. ADJOURNMENT.**

Mr. Smith moved to adjourn the meeting at 9:30 p.m. Ms. Dodge seconded. All members voted in favor. **MOTION CARRIED.**

Prepared and submitted by,

\_\_\_\_\_  
Debra E. Herrmann, CMC, Town Clerk

Approved: April 23, 2013

\_\_\_\_\_  
Douglas F. Samples, Mayor

\_\_\_\_\_  
Mary Beth Mabry, Mayor Pro Tempore

\_\_\_\_\_  
Ann Dodge, Town Council

\_\_\_\_\_  
Mark L. Johnson, Town Council

\_\_\_\_\_  
Elizabeth A. Kohlmann, Town Council

\_\_\_\_\_  
Roderick E. Smith, Town Council

\_\_\_\_\_  
Randle M. Stevens, Town Council

*Clerk's Note: This document constitutes minutes of the meeting that was audio taped. These are detailed minutes documenting each member's comments. In accordance with FOIA, meeting notice and the agenda were distributed to local media and interested parties. The agenda was posted on the entry door at Town Council Chambers, and in the Town Hall reception area,. Meeting notice was also posted on the Town marquee. Public Comments and Town Council Comments are transcribed as close to verbatim as possible. When (\*\*) is used a section of the transcription is inaudible. Appointments to hear audio tapes may be scheduled with the town clerk.*





# Proclamation

PROCLAMATION #13-83  
**PEACE OFFICERS MEMORIAL DAY**  
**MAY 15, 2013**

WHEREAS, the Congress and President of the United States have designed May 15 as Peace Officers Memorial Day; and

WHEREAS, the members of the law enforcement agencies of the Town of Surfside beach play an essential role in safeguarding the rights and freedoms of the citizens of our community; and

WHEREAS, it is important that all citizens now and understand the duties, responsibilities, hazards and sacrifices of their law enforcement officers and that law enforcement officers recognize their duty to serve the people of this community, by protecting them against violence and disorder; and

WHEREAS, the law enforcement officers of the Town of Surfside Beach unceasingly provide a vital public service.

NOW, THEREFORE, I, Douglas F. Samples, Mayor of the Town of Surfside Beach, do hereby proclaim

## PEACE OFFICERS MEMORIAL DAY

### MAY 15, 2013

AND FURTHER, direct that all flags on Town buildings be flown at half staff on May 15, 2013 in recognition of Peace Officers Memorial Day and in memory of those law enforcement officers, who through their courageous deeds have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and to honor those law enforcement officers presently serving the community.

**BE IT SO PROCLAIMED** this 23rd day of April 2013.

---

The Hon. Douglas F. Sample, Mayor

Attest:

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Debra E. Herrmann, CMC, Town Clerk

## Finance Department Report: March 2013

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### Business License:

- March 2013 Activity **(21) New Accounts**: New business licensed In-Town (4-hairdresser, finance, co., pet sitter and gold and silver exchange); New business Out-of-Town (2); New Rentals (5); New Contractors (10); Additional business inquiries (14)
- Business License revenue for March 2013 was \$4,665 which is down from prior year's \$7,141.
- YTD business license revenues are \$50,391 compared to prior year \$79,746 and building permit revenues are \$94,152 down compared to prior year \$133,542.

### Taxes:

Current real estate, personal property and vehicle tax payments received from Horry County for March 2013 were \$51,792 for comparison last year we received \$57,850. YTD collections are \$20,089,185 up from last year's \$20,076,730.

### Hospitality & Local Accommodations Taxes:

Hospitality and Local Accommodations taxes received in the month of March were \$18,886 and \$2,035 respectively, compared to last year's \$19,608 and \$1,833. YTD collections are \$428,508 and \$99,823 compared to last year's \$422,500 and \$101,402.

### Enterprise Funds:

In March, the Sanitation Fund collected \$71,155 in service charges, which is down from last year's \$79,679. YTD collections are \$814,856 compared to last year's \$793,057. In March, the Pier Fund collected \$4,022 from admissions and fishing to be compared with last year's \$4,898.

### Lanier Parking:

Parking revenue collections began on 03/01/13. Accounts have been set up that are specifically designated for Lanier. In the month of March, meter revenue collected by Lanier was \$5,011 and the parking fines collected were \$600. Also, during the month, \$3,600 was collected for the 611 S Ocean Blvd right away from the rental company. This was for the years 2010-2012.

### Finance Department:

The Finance Department has been busy preparing the budget for FY 2013-2014.

### Transparency:

The Town's accounts payable check register has been posted online and a link has been added to the State Comptroller General's office website. Visit the following websites for information:

Town of Surfside Beach	<a href="http://surfsidebeach.org/">http://surfsidebeach.org/</a>
SC Comptroller General	<a href="http://www.cg.state.sc.us/transparency/">http://www.cg.state.sc.us/transparency/</a>

Please contact the Finance department if you have any questions concerning this report, (843) 913-6336, or email [finance@surfsidebeach.org](mailto:finance@surfsidebeach.org)

**Town of Surfside Beach  
Finance Department Report  
March 31, 2013**

Ideal Remaining %: 25%

<u>General Fund</u>	March 2013	YTD FY 12-13	FY 12-13 Budget	Over (Under) Budget	March 2012	YTD FY 11-12
<b>Property Taxes</b>						
Current Property Taxes	\$ 46,303	\$ 2,036,118	\$ 2,150,000	\$ (113,882)	\$ 40,097	\$ 1,967,385
Motor Carrier Taxes	252	3,354	4,000	(646)	488	3,087
Penalties & Prior Year Taxes	5,237	49,713	30,000	19,713	17,265	106,258
	<u>\$ 51,792</u>	<u>\$ 2,089,185</u>	<u>\$ 2,184,000</u>	<u>\$ (94,815)</u>	<u>\$ 57,850</u>	<u>\$ 2,076,730</u>
<b>Licenses and Permits</b>						
Business Licenses - Local	\$ 4,665	\$ 50,391	\$ 675,000	\$ (624,609)	\$ 7,141	\$ 79,746
Business Licenses - MASC	20,163	139,959	715,000	(575,041)	26,664	54,255
Animal Licenses	10	1,180	3,000	(1,820)	170	1,700
Building Permits	10,812	94,152	100,000	(5,848)	13,906	133,542
	<u>\$ 35,650</u>	<u>\$ 285,682</u>	<u>\$ 1,493,000</u>	<u>\$ (1,207,318)</u>	<u>\$ 47,881</u>	<u>\$ 269,243</u>
<b>Franchise Fees</b>						
Santee Cooper (Bi-Annual)	\$ -	\$ 138,241	\$ 265,000	\$ (126,759)	\$ -	\$ 138,405
GSW&SA (Monthly Installments)	16,620	149,581	195,000	(45,419)	16,620	149,581
TimeWarner (Quarterly)	-	63,760	115,000	(51,240)	-	61,395
HTC	182	371	-	371	-	162
Beach Services	1,000	1,000	-	1,000	-	-
SCANA (Annual)	-	-	9,600	(9,600)	-	-
	<u>\$ 17,802</u>	<u>\$ 352,953</u>	<u>\$ 584,600</u>	<u>\$ (231,647)</u>	<u>\$ 16,620</u>	<u>\$ 349,543</u>
<b>Fines and Forfeits</b>						
Police Fines	\$ 10,430	\$ 89,877	\$ 130,000	\$ (40,123)	\$ 16,134	\$ 106,046
Victims Assistance	1,893	17,950	20,000	(2,050)	2,868	20,406
Parking Fines-Current	742	12,933	45,000	(32,067)	1,249	32,932
Parking Fines-Prior	1,391	2,157	-	2,157	2,442	3,392
	<u>\$ 14,456</u>	<u>\$ 122,917</u>	<u>\$ 195,000</u>	<u>\$ (72,083)</u>	<u>\$ 22,693</u>	<u>\$ 162,776</u>
<b>Interest</b>						
	<u>\$ 102</u>	<u>\$ 2,329</u>	<u>\$ 10,000</u>	<u>\$ (7,671)</u>	<u>\$ 411</u>	<u>\$ 4,293</u>
<b>Intergovernmental Revenues</b>						
Aid - Local Government Fund	\$ -	\$ 47,236	\$ 65,000	\$ (17,764)	\$ -	\$ 34,838
Alcohol Permits	-	6,051	41,500	(35,449)	-	8,899
Homestead Exemption	-	-	40,000	(40,000)	-	-
Merchants Inventory	-	5,560	11,120	(5,560)	-	5,560
Government Grants	3,680	82,105	7,500	74,605	-	3,082
H.C. Recreation Dept.	11,707	11,707	16,600	(4,893)	-	-
H.C. Road Maintenance	-	57,197	100,000	(42,803)	-	61,600
	<u>\$ 15,387</u>	<u>\$ 209,856</u>	<u>\$ 281,720</u>	<u>\$ (71,864)</u>	<u>\$ -</u>	<u>\$ 113,979</u>
<b>Recreation Revenue</b>						
Recreation Registration Fees	\$ -	\$ 1,540	\$ 22,300	\$ (20,760)	\$ 3,336	\$ 15,756
Recreation Sponsorships	-	-	4,000	(4,000)	1,000	5,900
Other Recreation Revenues	253	16,383	25,200	(8,817)	3,428	24,021
	<u>\$ 253</u>	<u>\$ 17,923</u>	<u>\$ 51,500</u>	<u>\$ (33,577)</u>	<u>\$ 7,764</u>	<u>\$ 45,677</u>
<b>Other Revenue</b>						
Miscellaneous Revenues	561	16,309	25,000	(8,691)	729	17,203
	<u>\$ 561</u>	<u>\$ 16,309</u>	<u>\$ 25,000</u>	<u>\$ (8,691)</u>	<u>\$ 729</u>	<u>\$ 17,203</u>

Ideal Remaining %: 25%

	March 2013	YTD FY 12-13	FY 12-13 Budget	Over (Under) Budget	March 2012	YTD FY 11-12
<b>Other Financing Sources</b>						
Sanitation Fund	\$ -	\$ 17,511	\$ 54,625	\$ (37,114)	\$ -	\$ 27,805
Accommodations Tax Fund	-	40,243	46,250	(6,007)	-	41,183
Interest Revenue Pier Enterprise	-	18,335	18,335	-	-	22,037
Pier Enterprise	-	14,055	30,477	(16,422)	-	7,855
Trans from Hospitality	-	110,470	441,880	(331,410)	50,000	100,000
Local Accommodations Tax Fund	-	68,501	140,000	(71,499)	-	97,045
Sale of Fixed Assets/Insurance Proceeds	-	4,500	-	-	5,712	32,152
Franchisee Reimbursement	27,799	35,911	266,000	(230,089)	-	-
	<b>\$ 27,799</b>	<b>\$ 309,526</b>	<b>\$ 997,567</b>	<b>\$ (692,541)</b>	<b>\$ 55,712</b>	<b>\$ 328,077</b>
<b>Total Revenue &amp; Other Financing Sources</b>	<b>\$ 163,802</b>	<b>\$ 3,406,680</b>	<b>\$ 5,822,387</b>	<b>\$ (2,420,207)</b>	<b>\$ 209,660</b>	<b>\$ 3,367,521</b>

YTD Remaining % 41.5%

Ideal Remaining %: 25%

<b>Capital Projects Fund</b>	March 2013	YTD FY 12-13	FY12-13 Budget	Over (Under) Budget	March 2012	YTD FY 11-12
<b>Revenue</b>						
Property Taxes	\$ 6,678	\$ 294,374	\$ 268,750	\$ 25,624	\$ 7,367	\$ 289,198
Interest	91	712	-	712	70	674
Misc/Reimbursement	-	-	-	-	87,960	87,960
<b>Total Revenue</b>	<b>\$ 6,769</b>	<b>\$ 295,086</b>	<b>\$ 268,750</b>	<b>\$ 26,336</b>	<b>\$ 95,397</b>	<b>\$ 377,832</b>
				YTD Remaining %		
				-9.8%		
<b>Expenditures</b>						
Lakes - Maint. & Enhancements	2,682	11,608	20,500	(8,892)	1,602	131,916
Water Quality/NPDES	145	34,715	32,875	1,840	-	53,764
Storm water Improvements	-	-	-	-	520	135,852
<b>Total Expenditures</b>	<b>\$ 2,827</b>	<b>\$ 46,323</b>	<b>\$ 53,375</b>	<b>\$ (7,052)</b>	<b>\$ 2,122</b>	<b>\$ 321,532</b>
				YTD Remaining %		
				13.2%		
<b>Change in Fund Balance</b>	<b>\$ 3,942</b>	<b>\$ 248,763</b>	<b>\$ 215,375</b>		<b>\$ 93,275</b>	<b>\$ 56,300</b>
<b>Beginning Fund Balance 07/01/12</b>		<b>\$ 349,914</b>				
<b>Ending Fund Balance 03/31/13</b>		<b>\$ 598,677</b>				

Town of Surfside Beach  
General Fund  
Summary Financial Information  
Period Ending 03/31/13

Ideal Remaining %: 25%

<u>Revenues</u>	March 2013	YTD FY 2012-13	FY 12-13 Budget	Over/(Under) Budget	March 2012	YTD FY 2011-12
Property Taxes	\$ 51,792	\$ 2,089,185	\$ 2,184,000	(94,815)	\$ 57,849	\$ 2,076,731
Licenses & Permits	35,650	285,682	1,493,000	(1,207,318)	47,882	269,243
Franchise Fees	17,802	352,953	584,600	(231,647)	16,620	349,543
Fines	14,456	122,917	195,000	(72,083)	22,693	162,775
Interest	102	2,329	10,000	(7,671)	411	4,293
Intergovernmental	15,387	209,856	281,720	(71,864)	-	113,979
Recreation Revenue	253	17,923	51,500	(33,577)	7,764	45,677
Other Revenue	561	16,309	25,000	(8,691)	729	17,203
Other Financing Sources	27,799	309,526	997,567	(688,041)	55,712	328,077
<b>Total Revenue</b>	<b>\$ 163,802</b>	<b>\$ 3,406,680</b>	<b>\$ 5,822,387</b>	<b>(2,415,707)</b>	<b>\$ 209,660</b>	<b>\$ 3,367,521</b>

YTD Remaining %: **41.5%**

Ideal Remaining %: 25%

Expenditures

Salaries & Benefits

Salaries	\$ 196,958	\$ 1,940,685	\$ 2,760,899	(820,214)	\$ 201,216	\$ 1,965,133
Benefits	96,068	742,607	1,088,280	(345,673)	76,416	720,775
<b>Total Salaries &amp; Benefits</b>	<b>\$ 293,026</b>	<b>\$ 2,683,292</b>	<b>\$ 3,849,179</b>	<b>(1,165,887)</b>	<b>\$ 277,632</b>	<b>\$ 2,685,908</b>

YTD Remaining %: **30.3%**

Ideal Remaining %: 25%

Operating Expenditures

Administration	\$ 10,155	\$ 79,723	\$ 132,634	(52,911)	\$ 21,161	\$ 84,764
Finance	457	48,130	70,992	(22,862)	3,176	57,091
Court	3,876	26,131	36,675	(10,544)	3,892	25,347
Facilities	4,517	24,937	27,791	(2,854)	2,741	16,949
Police	16,608	197,003	265,426	(68,423)	17,464	181,662
Fire	17,604	101,788	124,715	(22,927)	31,718	99,185
Building & Zoning	3,715	42,273	72,631	(30,358)	3,896	60,991
Grounds	3,528	37,425	65,679	(28,254)	1,920	30,143
Public Works	61,493	192,848	462,830	(269,982)	320,399	471,462
Fleet Maintenance	1,774	21,771	29,539	(7,768)	(277)	16,807
Recreation & Special Events	3,729	78,783	124,761	(45,978)	9,484	87,692
Non Departmental	7,204	68,947	98,305	(29,358)	7,814	65,744
<b>Total Operating Expenditures</b>	<b>\$ 134,660</b>	<b>\$ 919,759</b>	<b>\$ 1,511,978</b>	<b>(592,219)</b>	<b>\$ 423,388</b>	<b>\$ 1,197,837</b>

YTD Remaining %: **39.2%**

**Net Revenue/(Expenditures) Before Debt  
& Capital Expenditures**

	<b>\$ (263,884)</b>	<b>\$ (196,371)</b>	<b>\$ 461,230</b>		<b>\$ (491,360)</b>	<b>\$ (516,224)</b>
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Capital Building	\$ 52	\$ 41,529	\$ 6,500	35,029	\$ -	\$ -
Debt Service	421,225	518,499	518,579	(80)	412,225	516,786

<b>Total Expenditures</b>	<b>\$ 848,963</b>	<b>\$ 4,163,079</b>	<b>\$ 5,886,236</b>	<b>(1,723,157)</b>	<b>\$ 1,113,245</b>	<b>\$ 4,400,531</b>
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<b>Net Operating</b>	<b>\$ (685,161)</b>	<b>\$ (756,399)</b>	<b>\$ (63,849)</b>		<b>\$ (903,585)</b>	<b>\$ (1,033,010)</b>
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Capital Replacement (Equipment)	\$ -	\$ (91,225)	\$ (79,000)	\$ 12,225	\$ (394)	\$ (103,988)
Capital Improvements (Paving/Sidewalks)	-	(881,475)	-	881,475	-	(140,749)
Transfer to Hospitality - Parking fines	(2,133)	(17,827)	(45,000)	(27,173)	(3,691)	(35,426)
<b>Change in Fund Balance</b>	<b>\$ (687,294)</b>	<b>\$ (1,746,926)</b>	<b>\$ (187,849)</b>		<b>\$ (907,670)</b>	<b>\$ (1,313,173)</b>

Beginning Fund Balance 07/01/12  
Ending Fund Balance 03/31/13

3,466,132  
\$1,719,206



**Town of Surfside Beach  
March 31, 2013  
Special Revenue Funds**

**Accommodations Fund**

Ideal Remaining %: 25%

	March 2013	YTD 2012-2013	FY 12-13 Budget	Over (Under) Budget	March 2012	YTD 2011-2012
<b>Revenues:</b>						
Accommodations Tax	\$ -	\$ 329,861	\$ 450,000	\$ (120,139)	\$ -	\$ 348,666
Special Events/Donations	1,255	1,905	-	1,905	570	34,108
Interest Income	48	328	-	328	47	361
<b>Total Revenues</b>	<b>\$ 1,303</b>	<b>\$ 332,094</b>	<b>\$ 450,000</b>	<b>\$ (117,906)</b>	<b>\$ 617</b>	<b>\$ 383,135</b>
				YTD Remaining %		
				<b>26.2%</b>		
<b>Expenses:</b>						
Police	\$ 167	\$ 44,060	\$ 90,730	\$ (46,670)	\$ 6,141	\$ 34,897
Grounds	1,773	7,703	12,413	(4,710)	784	6,927
Public Works/Sanitation	2,576	37,693	75,125	(37,432)	4,324	90,768
Special Events	12,504	40,092	72,871	(32,779)	11,404	39,738
Grants & Materials & Supplies	-	5,000	10,500	(5,500)	-	5,000
Fireworks Display	-	25,000	25,000	-	-	25,000
Advertising & Promotion	-	2,800	12,020	(9,220)	-	1,675
Advertising - MB Chamber (30%)	-	91,458	127,500	(36,042)	21,273	97,100
Transfer to Gen Fund (5%)	-	40,243	46,250	(6,007)	-	41,183
<b>Total Expenses</b>	<b>\$ 17,020</b>	<b>\$ 294,049</b>	<b>\$ 472,409</b>	<b>\$ (178,360)</b>	<b>\$ 43,926</b>	<b>\$ 342,288</b>
				YTD Remaining %		
				<b>37.8%</b>		
<b>Net Change in Fund Balance</b>	<b>\$ (15,717)</b>	<b>\$ 38,045</b>	<b>\$ (22,409)</b>		<b>\$ (43,309)</b>	<b>\$ 40,847</b>
Beginning Fund Balance 07/01/12		152,314				
Ending Fund Balance 03/31/13		\$ 190,359				

**Local Accommodations Fund**

	March 2013	YTD 2012-2013	FY 12-13 Budget	Over (Under) Budget	March 2012	YTD 2011-2012
<b>Revenues:</b>						
Local Accommodations Tax	\$ 2,035	\$ 99,823	\$ 140,000	\$ (40,177)	\$ 1,833	\$ 101,402
Interest Income	19	197	-	197	1	231
<b>Total Revenues</b>	<b>\$ 2,054</b>	<b>\$ 100,020</b>	<b>\$ 140,000</b>	<b>\$ (39,980)</b>	<b>\$ 1,834</b>	<b>\$ 101,633</b>
<b>Expenses:</b>						
Transfer to General Fund	\$ -	\$ 68,501	\$ 140,000	(71,499)	\$ -	\$ 97,045
<b>Net Change in Fund Balance</b>	<b>\$ 2,054</b>	<b>\$ 31,519</b>	<b>\$ -</b>		<b>\$ 1,834</b>	<b>\$ 4,588</b>
Beginning Fund Balance 07/01/12		31,874				
Ending Fund Balance 03/31/13		\$ 63,393				

**Hospitality Fund**

Ideal Remaining %: 25%

	March 2013	YTD 2012-2013	FY 12-13 Budget	Over (Under) Budget	March 2012	YTD 2011-2012
<b>Revenues:</b>						
Hospitality Fees	\$ 18,886	\$ 428,508	\$ 625,000	\$ (196,492)	\$ 19,608	\$ 422,500
Meter Revenue & Parking decals	2,294	70,215	125,000	(54,785)	4,472	68,530
Logo/Promotion Sales/Misc	15	2,324	-	2,324	662	2,852
Other Revenue (Grants/Donations)	7,489	11,789	-	11,789	8,000	8,000
Interest Income	234	2,212	-	2,212	213	2,294
Transfer from G.F. Parking fines	2,133	17,827	45,000	(27,173)	3,691	35,426
<b>Total Revenues</b>	<b>\$ 31,051</b>	<b>\$ 532,875</b>	<b>\$ 795,000</b>	<b>\$ (262,125)</b>	<b>\$ 36,646</b>	<b>\$ 539,602</b>
				YTD Remaining %		
				<b>33.0%</b>		
<b>Expenses:</b>						
Admin - Parking	\$ -	\$ -	\$ -	\$ -	\$ 36	\$ 3,720
Police - Community Services	12,822	68,187	119,555	(51,368)	4,740	51,555
Police - Meters	106,201	139,368	99,159	40,209	6,473	38,459
Fire	-	16,219	16,380	(161)	-	27,235
Grounds	6,360	20,993	22,500	(1,507)	253	75,669
Recreation	1,359	9,503	28,600	(19,097)	42	26,804
Huckabee Building Improvements	-	-	75,000	(75,000)	-	9,836
Land Purchase	-	-	-	-	-	94,195
Transfer to General Fund	-	110,470	441,880	(331,410)	50,000	100,000
<b>Total Expenses</b>	<b>\$ 126,742</b>	<b>\$ 364,740</b>	<b>\$ 803,074</b>	<b>(438,334)</b>	<b>\$ 61,544</b>	<b>\$ 427,473</b>
				YTD Remaining %		
				<b>54.6%</b>		
<b>Net Change in Fund Balance</b>	<b>\$ (95,691)</b>	<b>\$ 168,135</b>	<b>\$ (8,074)</b>		<b>\$ (24,898)</b>	<b>\$ 112,129</b>
Beginning Fund Balance 07/01/12		152,314				
Ending Fund Balance 03/31/13		\$ 320,449				

**Town of Surfside Beach  
March 31, 2013  
Enterprise Funds**

**Sanitation Fund**

Ideal Remaining %: 25%

	March 2013	YTD 2012-2013	FY 12-13 Budget	Over (Under) Budget	March 2012	YTD 2011-2012
<b><u>Revenue:</u></b>						
Sanitation Fees	\$ 71,155	\$ 814,856	\$ 1,064,135	\$ (249,279)	\$ 79,679	\$ 793,057
Grants, Gain/(Loss) on sale of F/A	-	2,659	-	2,659	519	5,794
Interest Income	193	1,751	1,500	251	182	2,297
<b>Total Revenues</b>	<b>\$ 71,348</b>	<b>\$ 819,266</b>	<b>\$ 1,065,635</b>	<b>\$ (246,369)</b>	<b>\$ 80,380</b>	<b>\$ 801,148</b>
			YTD Remaining %:	23.1%		
<b><u>Expenses:</u></b>						
Salaries & Operating Expenses	\$ 67,098	\$ 670,005	\$ 944,812	\$ (274,807)	\$ 71,118	\$ 656,149
Depreciation Expense	-	-	125,000	(125,000)	-	-
Transfer General Fund (5%)	-	17,511	54,625	(37,114)	-	27,805
<b>Total Expenses</b>	<b>\$ 67,098</b>	<b>\$ 687,516</b>	<b>\$ 1,124,437</b>	<b>\$ (436,921)</b>	<b>\$ 71,118</b>	<b>\$ 683,954</b>
			YTD Remaining %:	38.9%		
<b>Net Operating</b>	<b>\$ 4,250</b>	<b>\$ 131,750</b>	<b>\$ (58,802)</b>		<b>\$ 9,262</b>	<b>\$ 117,194</b>

**Pier Enterprise Fund**

Ideal Remaining %: 25%

	March 2013	YTD 2012-2013	FY 12-13 Budget	Over (Under) Budget	March 2012	YTD 2011-2012
<b><u>Revenue:</u></b>						
Income Rents/Leases	\$ -	\$ 42,268	\$ 74,773	\$ (32,505)	\$ -	\$ 30,000
Other Income-Admissions	912	30,008	50,000	(19,992)	928	29,172
Other Income-Fishing	3,110	68,364	100,000	(31,636)	3,970	66,400
Meter Income	2,916	27,990	80,000	(52,010)	3,383	41,625
Gain/(Loss) on sale of F/A	1,111	1,111	-	-	-	-
Interest Income	45	689	-	689	58	754
<b>Total Revenues</b>	<b>\$ 8,094</b>	<b>\$ 170,430</b>	<b>\$ 304,773</b>	<b>\$ (135,454)</b>	<b>\$ 8,339</b>	<b>\$ 167,951</b>
			YTD Remaining %:	44.1%		
<b><u>Expenses:</u></b>						
Salaries & Operating Expenses	\$ 25,191	\$ 13,328	\$ 20,256	\$ (6,928)	\$ 634	\$ 11,849
Depreciation Expense	-	-	66,125	(66,125)	-	-
Interest Expense (Loan)	-	18,335	18,335	-	-	22,037
Transfer General Fund (10%)	-	14,055	30,477	(16,422)	-	7,855
<b>Total Expenses</b>	<b>\$ 25,191</b>	<b>\$ 45,718</b>	<b>\$ 135,193</b>	<b>\$ (89,475)</b>	<b>\$ 634</b>	<b>\$ 41,741</b>
			YTD Remaining %:	66.2%		
Advance due G F - Principal	-	-	163,000	\$ (163,000)	-	-
<b>Net Operating</b>	<b>\$ (17,097)</b>	<b>\$ 124,712</b>	<b>\$ 6,580</b>		<b>\$ 7,705</b>	<b>\$ 126,210</b>

\* Re-Payment was deferred for 2 years, FY12-13 will have a payment, FY11-12 does not have a payment.

**RECREATION DEPARTMENT  
APRIL 2013  
MONTHLY REPORT**

**SPECIAL EVENTS**

The Easter "Egg"stravaganza was held at Martin Field on Saturday, March 30<sup>th</sup> from 2 pm to 4 pm. The event consisted of a train ride, two inflatables, four carnival games, face painting, popcorn and cotton candy. All of these activities were free to the children. At the entrance, each child was given four tickets which were used at the carnival games where each child received a small prize. Five hundred sets of tickets were distributed.

Feedback on this event was not favorable. Everyone who attended assumed the event included an egg hunt and were extremely disappointed to find out there wasn't one. Many people stayed however many people left as the lines were long for each station. The parking situation at Martin Field was horrible. Discussions will be held to regroup, revamp and revise this event for next year.

There was also a jelly bean count and each participant completed a card with name, address and their guess for the number of jelly beans which resulted in the following numbers: 182 total cards; 146 locals, 36 tourists. I do believe many of the 146 "locals" were family visiting locals. The jelly bean count was won by 8 year old Paxton Holden from North Carolina who was visiting his grandparents, Troy and Pattie Holden on 3<sup>rd</sup> Avenue South in Surfside Beach. Thank you to Harry Kohlmann for manning his station and to Councilwoman, Beth Kohlmann for her assistance at the event as well.

A Pet Fair was conducted at the Surfside Beach Bark Park on Saturday, April 13<sup>th</sup> from 9 am to 12 pm. The event included a rabies clinic conducted by Ark Animal Hospital in Surfside Beach as well as eleven vendors that included the following local rescue organizations: Grand Strand Golden Retriever Rescue, Grateful Goldens Rescue, Coastal Animal Rescue, Castaway Paws Rescue. St. Francis Animal Center, Phoenix Rising Border Collie Rescue and Noah Program. There were over 30 dogs available on site for adoption and five were adopted during the event. Dr. Mavis with Ark Animal Hospital vaccinated 64 dogs which is 20 more than last year. A huge thank you to Dr. Mavis and her staff for their participation each year.

Update on the Youth Association: Regular season for baseball and softball ages 9 through 14 began April 8<sup>th</sup> with games being played at Huckabee and practice at Martin Field. Registration for T-ball, Coach Pitch, and Kid Pitch, ages 4 through 8, began April 1<sup>st</sup> and is still ongoing. Registration is online only at [www.surfsidesports.org](http://www.surfsidesports.org) and this season will begin May 20<sup>th</sup>. Knights of Columbus decided against operating the concession stand and the youth association board members are operating it at this time.

**UPCOMING EVENTS**

1. **BEACH MUSIC PARTY** – Friday, May 3<sup>rd</sup> – 5 pm to 8 pm – pier parking lot
2. **MEMORIAL DAY COOKOUT** – Sunday, May 26<sup>th</sup> – 4 pm to 8 pm – Surfside Drive
3. **MEMORIAL DAY SERVICE** – Monday, May 27<sup>th</sup> – 2:30 pm – Veterans Memorial

# **PUBLIC WORKS MONTHLY REPORT**

## **March 21<sup>st</sup> – April 17<sup>th</sup>, 2013**

### **SANITATION DIVISION (FTEs – 8)**

**Residential Service** – Eight carts were delivered to accounts; one once the certificate of occupancy had been issued and seven due to owners' requests. Three carts were repaired and eleven carts were replaced. Five carts were removed; one from a house being moved and four per residents' requests. Sanitation supervisor responded to five calls regarding ordinance enforcement; thirty-five calls regarding late put outs and/or questions about bulk/yard debris pick up, six calls involving billing issues, six miscellaneous calls and/or questions and seven complaints.

**Commercial Service** – Service routes continue to be updated based on business needs. Three accounts increased service days and two required extra pick-up services due to overflow. Supervisor explained commercial collection schedules to four new businesses, (Jimmyz Hibachi, Opa, Charz Family Grill, & Ocean Blue By-U). Crew responded to two calls regarding ordinance enforcement and four miscellaneous calls.

**Recycling News** – Eight carts were delivered to town residents and three 95G carts to businesses upon request. One cart was replaced. Nine carts were removed per request. Supervisor responded to three miscellaneous calls with questions about recycling.

**Summer Sanitation** – To date, 385 exemption requests have been received and verified. Three times a week rollout service is scheduled to begin on May 12<sup>th</sup> and continue through September 8<sup>th</sup>.

**E-Waste** – Our next Hazardous Household Waste/Unwanted Electronic Waste drop off event is scheduled for Friday, April 26<sup>th</sup> through Sunday, April 28<sup>th</sup> from 9am to 1pm at Public Works.

In March we collected 298.55 tons of solid waste, 26.09 tons of mixed debris, 197.76 tons of yard debris, and 33.32 tons of recyclables.

### **STREETS & DRAINAGE DIVISION (FTEs –8)**

**The Beach** – Swash outlets being dug out to ensure proper water flow as needed. Beach trash and recycle cans are being checked and serviced twice a week, weather permitting. Weekend servicing of cans will begin on May 4<sup>th</sup>.

#### **On-going/Special Projects:**

- Boggs Paving has resurfaced several town streets.
- Crews are reinforcing a retaining wall between 14<sup>th</sup> and 15<sup>th</sup> Avenues South.
- 50/50 Ditch Piping program – seven projects have been completed this season. The program has been suspended for the spring/summer but applications are still being accepted for consideration when the program resumes in the fall.
- Shower Towers are on order and will be installed at 6<sup>th</sup> Avenues North and South Beach accesses before the summer season. Maintenance and repairs have been performed on existing showers at the beach accesses.
- Mowing and trash pick-up is being done on medians, town right-of-ways and parking lots, weather permitting.
- Street sweeping is being done on Mondays and Fridays, weather and time permitting.
- Crews continue to perform maintenance and clean-up of drainage ditches and catch basins throughout town.

- Dirt – Crews completed five deliveries to town residents. Dirt is still available free of charge to town residents who come to Scipio Lane and load up the dirt themselves between the hours of 8:00am until 3:00pm on the third Saturday of each month. Town residents requesting delivery must have the Public Works Director or Street Supervisor inspect the delivery site and issue an inspection ticket confirming proper usage of the dirt prior to placing an order at Town Hall. This inspection will insure that the dirt is not being used to fill in ditches and/or swales that would interfere with our storm water drainage. An appointment can be made to pick up dirt other days by calling Public Works at (843) 913-6360.
- Seven reports were sent to Santee Cooper identifying street lights that were not functioning properly.
- Crew assisted with the Surfside Rotary Race held on April 20<sup>th</sup>.
- From March 21<sup>st</sup> through April 17<sup>th</sup> Public Works assistant answered 334 incoming calls. 189 of those calls dealt with sanitation questions/concerns/complaints; 3 calls were from vendors providing product information and/or quotes; 52 calls dealt with street/drainage issues, streetlights, and questions about driveway inspections and dirt delivery; 19 calls dealt with parking meter questions/concerns; 17 calls dealt with parks/grounds issues; 14 were internal calls dealing with department and/or personnel issues and/or questions; 29 calls were received for the Public Works Director; 11 calls dealt with miscellaneous questions, wrong departments and/or telemarketers.

#### **GROUNDS DIVISION (FTEs-4)**

- Bid for construction of an ADA compliant restroom at Huckabee has been awarded to L&J Construction, LLC.
- Fountains are on order and will be installed in Magnolia Lake.
- Athletic fields at Huckabee and Martin parks are being maintained throughout baseball season.
- Crews have resumed spraying of town lakes.
- Crews continue to spruce up Town properties and parks, as well as weeding and trimming.
- Crew assisted with the Surfside Rotary Race held on April 20<sup>th</sup>.

#### **FLEET MAINTENANCE DIVISION (FTE-2)**

From March 21<sup>st</sup> through April 17<sup>th</sup> our mechanics completed forty-eight (48) repairs on Town vehicles and equipment. Six (6) vehicles had flats repaired and four (4) vehicles had tires replaced. Bi-weekly fleet tires checks and fire extinguisher inspections were completed on all Public Works vehicles and/or equipment. “Preventive” and “Scheduled” maintenance (consisting of lube, oil & filter changes, brake inspections, tire rotations and fluid checks) were performed on thirty-four (34) Town vehicles and/or equipment.

#### **FACILITIES (FTE-2)**

- Crew replaced 6 dugout roofs at Huckabee Park.

**PIER** – F.E. Baiden & Associates, LLC. has substantially completed the installation of an ADA ramp and deck expansion at the Pier.

#### **ADDITIONAL NOTES**

All divisions attended a Stormwater video training session that presented information on illicit discharge detection and elimination.

Monday, April 29<sup>th</sup> “Summer Hours” take effect for all Public Works crews. Office hours will be from 6:00 am – 3:00 pm Monday through Friday; we close for lunch from 11:00 am – 12:00 pm.



April, 17 2013

Micki Fellner, Town Administrator

115 Hwy 17 North

Surfside Beach, SC 20575

Ms. Fellner:

The Surfside Beach Parking Committee has been working on several items over the past month and we would like to submit them to you for your approval or forwarding to council for their approval.

(1) Make the pier parking lot “one way in- one way out”

We recommend that white arrows be placed on the paved surface indicating the direction of traffic flow and that signage that is easily detectable by the motoring public be installed. We further suggest that a “ONE WAY” sign be placed at the intersection of Seaside North and the pier parking lot. This sign will direct traffic to make only a left turn and exit the pier parking lot at the proposed “only exit”.

(SEE THE ATTACHED DRAWINGS)

(2) We have been informed that council members have been receiving e mails with pictures and calling for the removal of parking meters. In some cases, mostly from 5<sup>th</sup> Ave. S to Melody Ln., the meters are placed too close to the pavement. We have investigated the complaints and calls for increased safety and feel that if

the meters are installed at a safe distance from the pavement surface the problem will be corrected. People should remember that **cars have always parked on Ocean Blvd.** it's just that, now we charge for that convenience.

(3) Change the speed limit to twenty-five (25) MPH on Ocean Blvd. along its' entire route. This too will make the area safer for those walking along the street or exiting motor vehicles. It will also stop complaints about golf cart going too slow.

(4) We have discussed having talks with Lanier Parking Solutions (Kerry Loomis) to determine what, if anything they have done in other beach towns with reference to "**rental service vehicles**" parking along Ocean Blvd. Call to Ms. Loomis have not been returned.

We will be glad to meet with you or your designate at any time, to discuss or clarify these suggestions. My phone number is 843 333 1011; please do not hesitate to call!

Thank You,

Ron Saunders

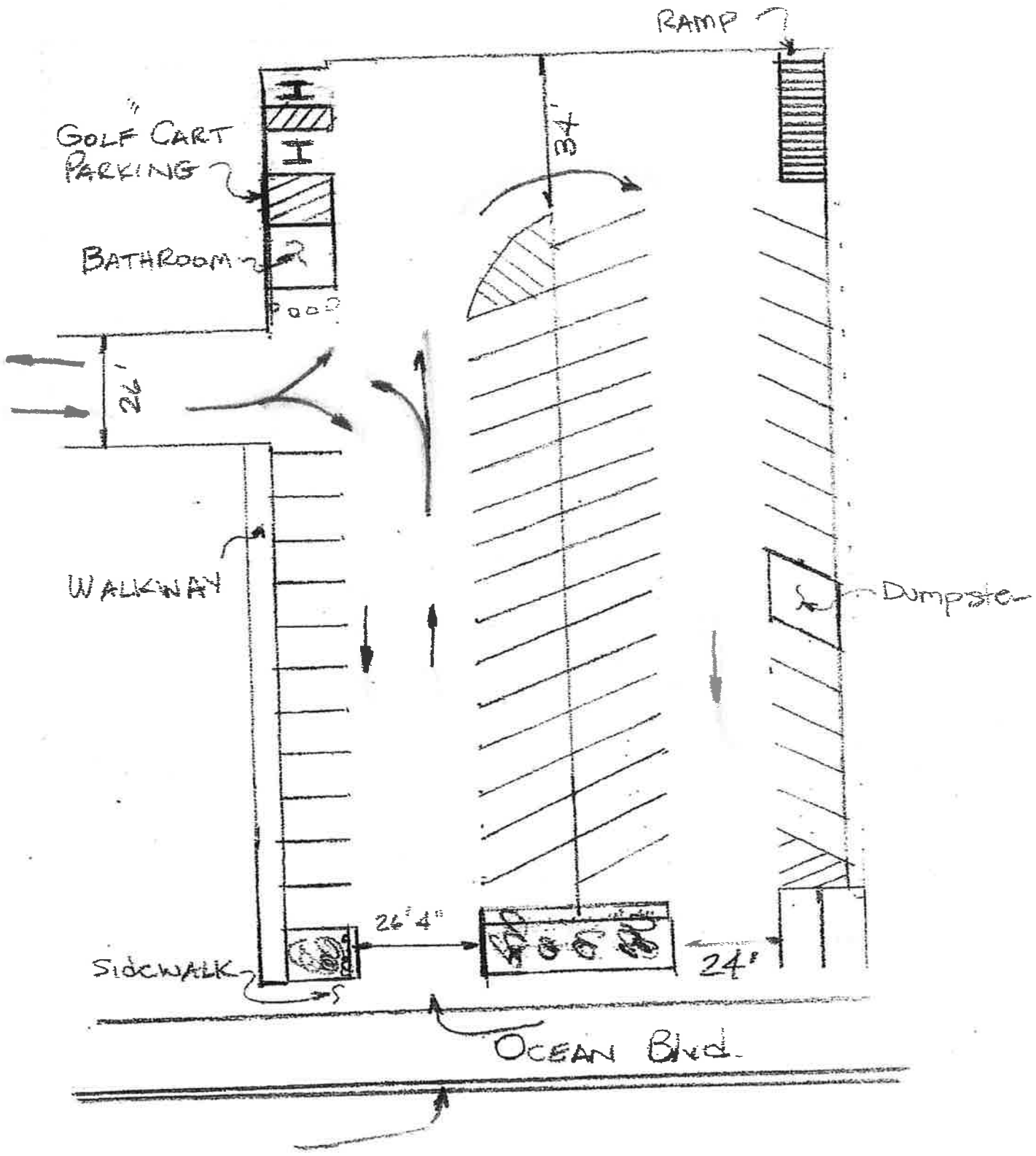
Surfside Beach

Parking Committee

# EXISTING TRAFFIC PATTERN

## APPENDIX "A"

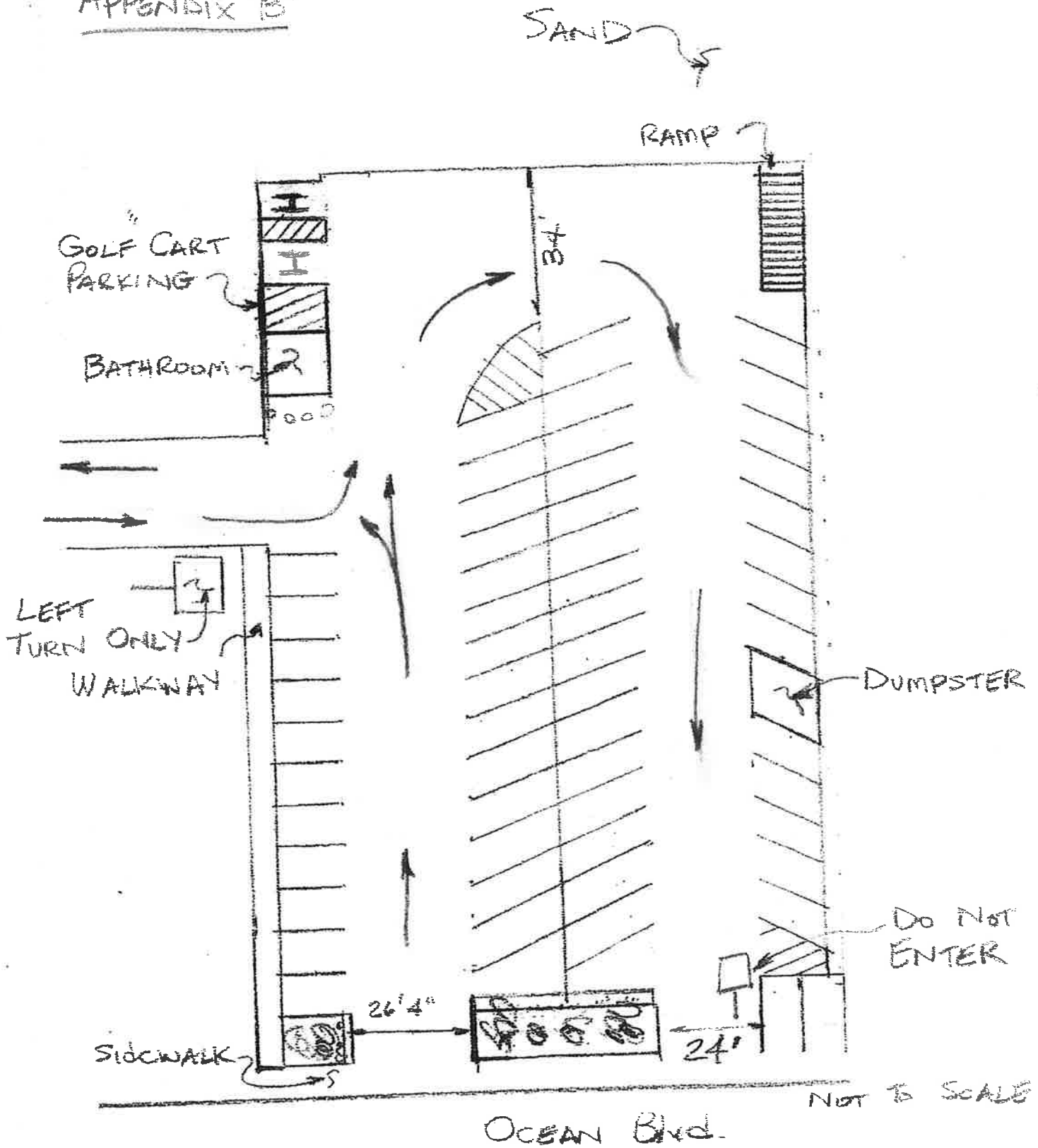
SAND



NOT TO SCALE

# PROPOSED TRAFFIC PATTERN

## APPENDIX "B"



- ① NEED SIGN LEFT TURN ONLY
- ② NEED PAVEMENT MARKING - LEFT TURN ONLY
- ③ NEED ONE WAY SIGNS
- ④ NEED DO NOT ENTER SIGN

TO: MICKI FELLNER

ON 4/15/13, THE SURFSIDE BEACH PARKING COMMITTEE MET AT THE SURFSIDE BEACH FIRE STATION. 6 COMMITTEE MEMBERS AND POLICE CHIEF KEZIAH WERE PRESENT.

ONE OF THE ITEMS DISCUSSED WAS CHANGING THE SPEED LIMIT ON OCEAN BOULEVARD FROM 30 MPH TO 25 MPH. THE NUMBER ONE REASON WAS THAT OF SAFETY – FOR OUR RESIDENTS AND VISITORS.

WE NOW HAVE PARKING METERS ON THE BOULEVARD AND AT LEAST 6 GOLF CART RENTAL COMPANIES IN TOWN. ALSO, THE STATE LEGISLATURE RECENTLY PASSED A LAW ALLOWING GOLF CARTS TO TRAVEL 4 MILES FROM HOME.

THE COMMITTEE UNANIMOUSLY VOTED TO LOWER THE SPEED LIMIT WITH SAFETY AS THE BOTTOM LINE.

CHIEF KEZIAH TOTALLY AGREED WITH THE COMMITTEE'S DECISION.

WE ARE ASKING YOU TO PRESENT OUR REQUEST TO LOWER THE SPEED LIMIT ON OCEAN BOULEVARD TO 25 MPH.

THANK YOU IN ADVANCE FOR YOUR COOPERATION.



## ISSUE PAPER FOR TOWN COUNCIL CONSIDERATION

**Meeting Date:** April 23, 2013

**Prepared by:** Sabrina Morris

**Date Prepared:** April 18, 2013

**Ordinance #:** 13-0742

**Subject:** Amend Chapter 17, Article IX Section 17-905 (d) to establish a timeline for completion of work within the Design Overlay District for Change of use, change of ownership and parking changes and add Section 17-914 addressing violation enforcement.

### **BACKGROUND:**

The Design Overlay District was approved by Town Council on January 8, 2013. Since that time staff has begun the process of enforcement and requiring properties be brought in compliance, when the required triggers come into place. Generally, when a Design Overlay District is approved, all work required to be performed is done prior to a business opening. However, Town Council can establish a timeline in order to allow the business owner to open while making the required improvements. This was requested by Council, and after consulting legal council staff has drafted the attached changes for consideration.

Also, although there is an existing section of the zoning ordinance that addresses violations, Council felt the same violation enforcement section should be readily available for persons having to meet the Design Overlay. Staff has drafted Section 17-914 for consideration, as it is the same wording as the violation section throughout the code.

The Planning Commission held a Public Hearing on the issues and has recommended the changes by a unanimous vote.

At first reading it was requested that there been language added that would assure businesses could open while having the 60 days to complete the improvements. We have since added this language and request second reading tonight.

### **ATTACHMENTS:**

Proposed text amendment

STATE OF SOUTH CAROLINA	)	AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
	)	TO AMEND CHAPTER 17 ARTICLE IX §17-905(D) & 17-914 OF
COUNTY OF HORRY	)	OF THE TOWN'S CODE ORDINANCES DESIGN OVERLAY
	)	DISTRICT TIMELINE FOR TIMELINE FOR COMPLETION AND
TOWN OF SURFSIDE BEACH	)	VIOLATIONS DECLARED MISDEMEANOR/REMEDIES

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled adopted Chapter 17 to include § 17-202(a) which allows for the amendment of the ordinance when the public necessity, convenience, general welfare, or good zoning practices justify such action; and

WHEREAS, the Surfside Beach Planning Commission has recommended the amendment of Chapter 17 of the towns Code of Ordinance to amend the Design Overlay District; and

WHEREAS, the Mayor and Town Council has determined that the facts and findings support the recommendations of the Surfside Beach Planning Commission,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that Chapter 17 Article IX §17-905 (d) and 17-914 be amended to read:

**SECTION 17-905 ISSUANCE OF PERMITS/CERTIFICATE OF OCCUPANCY/COMPLETION**

(d) The requirements of Article IX are not intended to prevent a business from being open before it is in full compliance with the Design Overlay. Therefore, existing buildings having a change of use, change of ownership and/or parking areas requiring improvements shall have 60 days from the date of approval from the Development Director to comply with the requirements of this Article that were triggered by change of use, change of ownership and/or parking area requiring improvements. A Certificate of Compliance shall not be issued until the requirements of this Article have been met.

All other portions of Section 17-905 are unchanged and shall remain in full force and effect.

**SECTION 17-914 VIOLATIONS DECLARED MISDEMEANOR; REMEDIES**

A violation of this ordinance is hereby declared to be a misdemeanor under the laws of the state, and upon conviction thereof, an offender shall be punished by a fine not exceeding five hundred dollars (\$500.00), plus fees and assessments, or by imprisonment for a period not exceeding thirty (30) days. Each day any violation of this Code or any such ordinance, rule or regulation shall continue shall constitute a separate offense.

**SEVERABILITY.** If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be 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 several 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 23rd day of April 2013.

\_\_\_\_\_  
Douglas F. Samples, Mayor

\_\_\_\_\_  
Mary Beth Mabry, Mayor Pro Tempore

\_\_\_\_\_  
Ann Dodge, Town Council

\_\_\_\_\_  
Mark L. Johnson, Town Council

\_\_\_\_\_  
Elizabeth A. Kohlmann, Town Council

\_\_\_\_\_  
Roderick E. Smith, Town Council

\_\_\_\_\_  
Randle M. Stevens, Town Council

Attest:

\_\_\_\_\_  
Debra E. Herrmann, CMC, Town Clerk

## ISSUE PAPER FOR TOWN COUNCIL CONSIDERATION

**Meeting Date:** April 23, 2013

**Prepared by:** Sabrina Morris

**Date Prepared:** April 18, 2013

**Ordinance #:** 13-0743

**Subject: Ordinance to amend Chapter 17, Article IV, §17-395 and §17-420 regarding parking requirements in the C3 (Amusement Commercial District).**

### **BACKGROUND:**

The current requirements in the C3 district in regards to restaurants, retail shops stifle any future expansions or rebuilding efforts, which in turn would prevent growth and economic development within the district. By eliminating the required number of on-site parking for certain commercial establishments within the C3 district and allowing those uses to utilize the public parking areas with overflow would promote good development. These features would encourage visitors to stop and shop while enjoying the pier and beach area as well.

Parking requirements for restaurants and retail make for a sea of pavement and prevents any and all expansions and or redevelopment efforts. This in not only unattractive; it doesn't promote clear water (stormwater run-off). Attractive landscaping would promote clean water and welcome visitors as well as locals to the beach. It would develop the area as a destination place.

Generally, people will visit restaurants in the evening hours, while retail shops have daytime hours. Shared parking in a public parking area would be feasible in allowing both within the district.

After additional research and meeting with the Parking Committee, staff has developed an option that we hope will be suitable for the commission and council. The Parking Committee has reviewed the proposal and has voted unanimously to recommend it to the Planning Commission and Town Council.

The proposal would allow for the redevelopment of properties with the condition that the existing number of parking spaces is retained and additional on-site parking (where available) be added. All properties in the C3 district is located within a flood zone, which requires elevation of structures. On-site parking would be required beneath the structure where habitable rooms are not allowed by FEMA or the Towns Flood Ordinance.

The Planning Commission voted unanimously to recommend the changes as presented.

A workshop was held on April 17, 2013 with Town Council to answer any questions and address any concerns they may have had.

### **ATTACHMENTS:**

Proposed ordinance for approval

STATE OF SOUTH CAROLINA	)	AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
	)	TO AMEND CHAPTER 17 ARTICLE IV §17-395 & 720 OF
COUNTY OF HORRY	)	OF THE TOWN'S CODE ORDINANCES REGARDING PARKING
	)	IN THE C3 ZONING DISTRICT
TOWN OF SURFSIDE BEACH	)	

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled adopted Chapter 17 to include § 17-202(a) which allows for the amendment of the ordinance when the public necessity, convenience, general welfare, or good zoning practices justify such action; and

WHEREAS, the Surfside Beach Planning Commission has recommended the amendment of Chapter 17 of the Town Code of Ordinance to amend the Design Overlay District; and

WHEREAS, the Mayor and Town Council has determined that the facts and findings support the recommendations of the Surfside Beach Planning Commission,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that Chapter 17 Article IV §17-395 and §17-420 be amended to read:

**Parking Codes:**

Table 17-395 USE CHART									
USE CLASSIFICATIONS	Districts							SPECIAL STANDARDS	PARKING CODE
	R-1	R-2	R-3	C-1	C-2	C-3	MU		
<b>Residential Uses</b>									
Single-family, detached	P	P	P	C		C	P	<a href="#">§17-396.32</a>	E
Single-family, semi-attached			C	C	C		C	<a href="#">§17-396.32</a> <a href="#">§17-396.37</a>	E
Single-family, attached				C	C		C	<a href="#">§17-396.32</a> <a href="#">§17-396.36</a>	E
Two-Family (duplex), accessory dwellings, efficiency units		P	P	C		C	P	<a href="#">§17-396.32</a>	D, E
Multifamily				P	C		C	<a href="#">§17-396.32</a> <a href="#">§17-367(2)</a>	E
Dwelling Group				C	S		S	<a href="#">§17-396.20</a> <a href="#">§17-201(c)</a>	D, E
Manufactured Home							C	<a href="#">§17-391</a>	P
Manufactured Home Park							P		P
Mobile Homes								PROHIBITED	N/A
<b>Residential Related Uses</b>									
Agriculture and Horticulture (noncommercial),	P	P	P	P			P	P	N/A



excluding the keeping of poultry and livestock												
Home Occupations	P	P	P	P		P	P	P				
Accommodation Uses												
Hotels, motels, tourist courts			C	P		P				<a href="#">§17-396.23</a>		H
Resort accommodations, 25 or more units			C	C		C				<a href="#">§17-396.33</a>		H
Transient short term rental units and boarding houses			P	P		P						D, E
Civic, Governmental, and Institutional Uses												
Assembly halls, gymnasiums, and similar uses					P							B
Churches and other religious uses	S	C	C	P	P	P				<a href="#">§17-396.12</a>		B
Hospitals	S	C	S	P		P				<a href="#">§17-396.22</a>		G
Libraries	S	C	C	P	P	P				<a href="#">§17-396.24</a>		B
Lodges, fraternal organizations					P							C
Museums and similar cultural activities	S	C	C	P	P		P			<a href="#">§17-396.24</a>		B
Parks, neighborhood and community (public)	S	P	P	P	P		P					B
Public Buildings and uses	S	S	C	P	P		P			<a href="#">§17-396.26</a>		B
Public buildings and uses including courts of law, correctional institutions or jails, parole or probation offices, rehabilitation centers					S					<a href="#">§17-396.1</a>		R
Public, private, trade, and vocational schools	S	C		P	C					<a href="#">§17-396.30</a>		O
Entertainment, Recreation, and Dining Uses												
Amusement Parks										PD ONLY		L
Arcades							P					S
Billiard parlors					P		P					R S (C3)
Bowling alleys, skating rinks, water slides, and similar forms of indoor recreation				C			P			<a href="#">§17-396.1</a>		L
Golf driving range, par-3, tennis courts and similar outdoor recreation					P							L
Health clubs, gyms, fitness centers, dance studios					P	P						L
Restaurants with drive-in or drive-up facilities					P							M
Restaurants and other dining establishments without lounges (indoor only)					P	P	P	C		<a href="#">§17-367</a>		M S (C3)
Restaurants and other dining establishments with open or outdoor dining					C	C	C	S		<a href="#">§17-396.34</a> <a href="#">§17-367</a> <a href="#">§17-396.1</a>		M S (C3)
Restaurants, taverns, bars, nightclubs or other places where alcohol is consumed (Indoor only, excluding restaurants. See note*)					C	P	P			<a href="#">§17-396.1</a> <a href="#">§17-396.35</a>		M S (C3)

Shooting galleries						P				L
Theaters			C	C	C				<a href="#">§17-396.39</a>	B
Theaters, drive-in			C						<a href="#">§17-396.1</a> <a href="#">§17-396.39</a>	R
Note*: Restaurants where alcohol is consumed may include outdoor dining facilities, permitted as conditional uses, only in the C-1, C-2, and C-3 districts subject to the requirements of this and the preceding use classification to include <a href="#">§17-396.34</a>										
Commercial, Office, and Professional Uses										
Animal hospitals, veterinarian clinics, pet boarding facilities, retail pet shops			C						<a href="#">§17-396.1</a> <a href="#">§17-396.2</a>	J or L (pet shops and boarding)
Auto/truck sales, service, repair and/or washing			C						<a href="#">§17-396.1</a>	A
Auto Service Station			C						<a href="#">§17-396.1</a> <a href="#">§17-396.3</a>	F
Banks, loan agencies, and other financial institutions				P	P					K
Barber or Beauty Shops	S	S	C	P	P	C	C		<a href="#">§17-396.4</a> <a href="#">§17-367</a>	K S (C3)
Boat sales and service			C						<a href="#">§17-396.1</a>	N
Body Piercing			C						<a href="#">§17-396.1</a> <a href="#">§17-396.11</a>	
Building supplies and equipment sales				P						Q
Cold storage, freezer locker				P						R
Communication towers			C						<a href="#">§17-396.1</a> <a href="#">§17-396.13</a>	R
Day care centers			C			C	C		<a href="#">§17-396.1</a> <a href="#">§17-396.19</a> <a href="#">§17-367</a>	See §17-238.19
Dressmaker, seamstress, tailor				P			C		<a href="#">§17-367</a>	K
Electrical appliances and equipment, sales and repair				P	P	P				N S (C3)
Fabricating shops, e.g. cabinet or upholstery			C						<a href="#">§17-396.1</a>	I
Fuel or chemical storage, excluding incidental or accessory storage			S						<a href="#">§17-396.21</a>	R
Funeral Homes and mortuaries				P						B
Laundry and dry cleaning pick up stations				P	P					L
Laundromats				P	P					L
Lawn and garden equipment sales and service			C						<a href="#">§17-396.1</a>	N
Liquor sales				P	P	P				I S (C3)
Lumber yards and sales			C						<a href="#">§17-396.1</a>	Q

									<a href="#">§17-396.25</a>	
Medical and dental offices (clinics)			P	P	P	C			<a href="#">§17-367</a>	J
Offices; business, professional, and governmental			P	P	P	C			<a href="#">§17-367</a>	K
Parking lots			P	P	P					
Piers						P				L
Plumbing shops			P							Q
Produce markets and stands			P			S				L
Radio/Television station			C	C					<a href="#">§17-396.1</a> <a href="#">§17-396.31</a>	K
Repair shops, excluding auto			P	P						A
Retail Businesses (low traffic) including specialty establishments selling primarily one (1) product line, including stores selling appliances, radios, televisions, floor coverings, furniture, home furnishings, antiques, automobiles and accessories, motorcycles, auction houses, business machines, computers, pawn shops, office equipment, restaurant equipment, secondhand items, bicycles, guns, light fixtures, tackle shops, and other similar uses.			P	P	P					N S (C3)
Retail Businesses (high traffic) and establishments selling commodities in small quantities to the consumer, usually low bulk comparison items, including department stores, supermarkets, discount stores and stores selling general merchandise, variety merchandise, foods including bakeries where products are consumed onsite, shoes, millery, clothing, jewelry, books, flowers, gifts, music, cameras, stationary, watches, art supplies, hobby supplies, stamps and coins, furs, leather goods, records, savings stores, and similar uses.			P	P	P				<a href="#">§17-367</a>	L S (C3)
Sexually oriented businesses			C						Article IV, Division 3	<a href="#">§17-435(a)</a>
Sheet metal/machine shop			C						<a href="#">§17-396.1</a>	I
Shopping center			C	P	P				<a href="#">§17-396.1</a>	L
Taxi stands				P						R
Truck or bus terminal			C						<a href="#">§17-396.1</a> <a href="#">§17-396.40</a>	R
Water tower/public utilities	C	C	C	C	C	C	C	C	<a href="#">§17-396.41</a>	N/A
Warehouse/storage facility			C						<a href="#">§17-396.42</a>	R
Table Notes: The "Special Standards" column of this table is a cross-reference to use specific standards that apply to conditional and special exception uses. The "Parking Code" column establishes the parking requirement (key) for specific uses and is to be used with Table <a href="#">17-420</a> in Article IV of this chapter.										

L = One (1) space for each two hundred (200) square feet of floor area devoted to patron use.



- R** = One (1) space for each employee, plus one (1) space for each two hundred fifty (250) square feet of floor space.
- M** = One (1) space for each two (2) employees, plus one and one-half (1½) spaces for each one hundred (100) square feet of floor area devoted to patron use.
- K** = One (1) space for each four hundred (400) square feet of floor space.
- N** = One (1) space for each five hundred (500) square feet of floor area.
- I** = One (1) space for each three (3) employees computed on the largest number of employees at any period of time.
- S** = Number of spaces shall be at least 80% of the potential spaces for each parcel/business. Any lot(s) containing parking areas for existing businesses relinquish the right to develop the area devoted to parking until such time as parking is provided elsewhere by the business/property owner meeting the requirements of this chapter.

**SECTION 17-420 PARKING CHART**

**S** = Number of spaces shall be at least 80% of the potential spaces for each parcel/business. Any lot(s) containing parking areas for existing businesses relinquish the right to develop the area devoted to parking unless or until such time as parking is provided elsewhere by the business/property owner meeting the requirements of this chapter.

**SEVERABILITY.** If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be 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 several 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 23rd day of April 2013.

\_\_\_\_\_  
Douglas F. Samples, Mayor

\_\_\_\_\_  
Mary Beth Mabry, Mayor Pro Tempore

\_\_\_\_\_  
Ann Dodge, Town Council

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Mark L. Johnson, Town Council

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Elizabeth A. Kohlmann, Town Council

\_\_\_\_\_  
Roderick E. Smith, 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 #13-132**

***In Support of the  
Marketplace Fairness Act (S336 and HR 684)***

**WHEREAS**, the Town of Surfside Beach Town Council in chambers duly assembled in a regularly scheduled meeting held on the 23rd day of April 2013; and

**WHEREAS**, Main Street retailers have been hurt in recent years by online and catalog purchases by customers who believe they get a discount by not paying sales tax; and

**WHEREAS**, the brick-and-mortar retailer collects the sales tax at the time of purchase in a store, but the responsibility for paying the tax from an online purchase shifts to the Internet customer who should pay the sales tax when filing his annual state tax returns; and

**WHEREAS**, most taxpayers are not aware of the responsibility to remit these taxes, and state and local governments do not have the resources to enforce payment putting Main Street retailers at a 5- to 10-percent competitive price disadvantage to remote sellers; and

**WHEREAS**, the Supreme Court decision in *Quill Corp. v. North Dakota*, 504 U.S. 298 (1992), left state and local governments unable to adequately enforce their existing sales tax laws on sales by out-of-state catalog and online sellers; and

**WHEREAS**, the Court did state that Congress had the constitutional authority to pass legislation overruling its decision; if Congress acts to regulate interstate commerce, state and local governments could collect taxes owed on Internet and mail order sales amounting to \$23 billion; and

**WHEREAS**, the Marketplace Fairness Act would grant states the authority to require out-of-state online and catalog retailers to collect sales taxes at the time of a transaction, exactly like local retailers are already required to do; and

**WHEREAS**, the Act would only grant this authority to states that simplify their sales tax laws in order to ease compliance; and

**WHEREAS**, keeping track of local tax rates is no longer an insurmountable technical, administrative, or financial burden.



**Resolution #13-132**  
**In Support of the**  
**Marketplace Fairness Act (S336 and HR 684)**  
**Page Two**

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**NOW, THEREFORE, BE IT RESOLVED** that the Town of Surfside Beach Town Council does hereby adopt Resolution #13-132 urging the members of the South Carolina Congressional delegation to support the Marketplace Fairness Act (S336 and HR684) to level the playing field for Main Street businesses by allowing individual states the authority to streamline their sales tax laws and collect sales taxes directly from online retailers.

**BE IT SO RESOLVED**, this 23<sup>rd</sup> day of April 2013.

\_\_\_\_\_  
Douglas F. Samples, Mayor

\_\_\_\_\_  
Mary M. Mabry, Mayor Pro Tempore

\_\_\_\_\_  
Ann Dodge, Town Council

\_\_\_\_\_  
Mark L. Johnson, Town Council

\_\_\_\_\_  
Elizabeth A. Kohlmann, Town Council

\_\_\_\_\_  
Roderick E. Smith, Town Council

\_\_\_\_\_  
Randle M. Stevens, Town Council

Attest:

\_\_\_\_\_  
Debra E. Herrmann, CMC, Town Clerk



State of South Carolina     )  
County of Horry             )     **Resolution #13-133**  
Town of Surfside Beach     )

***In Opposition to Reduction or Elimination of the  
Tax Exemption on Municipal Bond Interest***

*WHEREAS*, the Town of Surfside Beach Town Council in chambers duly assembled in a regularly scheduled meeting held on the 23<sup>rd</sup> day of April 2013; and

*WHEREAS*, Congress is considering many options available to reduce the federal deficit; and

*WHEREAS*, one option Congress is evaluating would reduce or eliminate the exemption on municipal bond interest; and

*WHEREAS*, the federal tax exemption on municipal bond interest has been in place since the first federal income tax was enacted in 1913, and as a result, state and local governments save on average two percentage points on their borrowing to finance investment in public infrastructure; and

*WHEREAS*, this exemption has generated trillions of dollars of investment in public infrastructure and has saved taxpayers hundreds of billions in interest costs; and

*WHEREAS*, investors in municipal bonds are generally exempt from paying federal income tax on the bond interest payments so even a partial income tax on otherwise tax-exempt interest would cause investors to demand higher returns on their municipal bond investments to make up for the tax they would have to pay; and

*WHEREAS*, one proposal being discussed would apply to interest on bonds already issued by governments and purchased by investors; and

*WHEREAS*, this would represent a violation of the basic assumption of investors that Congress will not change the terms governing the taxability of interest for bonds already outstanding; and

*WHEREAS*, the outcome of reducing or eliminating the tax exemption on municipal bond interest would be higher borrowing costs for state and local governments, less investment in infrastructure and fewer jobs.

**Resolution #13-133**  
**In Opposition to Reduction or Elimination of the**  
**Tax Exemption on Municipal Bond Interest**  
**Page Two**

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**NOW, THEREFORE, BE IT RESOLVED** that the Town of Surfside Beach Town Council does hereby adopt Resolution #13-133 in opposition to reduction nor elimination of the tax exemption on municipal bond interest, and hereby urge the members of the South Carolina Congressional delegation to strongly oppose any efforts by Congress or the Administration to reduce or eliminate the tax exemption on municipal bond interest.

**BE IT SO RESOLVED**, this 23rd day of April 2013.

\_\_\_\_\_  
Douglas F. Samples, Mayor

\_\_\_\_\_  
Mary M. Mabry, Mayor Pro Tempore

\_\_\_\_\_  
Ann Dodge, Town Council

\_\_\_\_\_  
Mark L. Johnson, Town Council

\_\_\_\_\_  
Elizabeth A. Kohlmann, Town Council

\_\_\_\_\_  
Roderick E. Smith, Town Council

\_\_\_\_\_  
Randle M. Stevens, Town Council

Attest:

\_\_\_\_\_  
Debra E. Herrmann, CMC, Town Clerk

April 10, 2013

MEMORANDUM

To: Micki Fellner, Town Administrator  
From: Jeff Lane, Chairman, Surfside Beach Historical Board  
Subject: Request for Assistance and Purchase of Items

Ms. Fellner, the Historical Board has identified a few things to present to you for consideration and guidance. If this description is not adequate, I will be happy to provide additional information, as needed.

1. Gift Agreement – Does the Town have an agreement document, or could you provide one, that serves to record the receipt of donated items, including donor's name and contact information, as well as the terms of the agreement. This would need to be applicable to outright gifts that will become property of the Town, as well as agreements to loan on a temporary basis, items for display at specific events or for limited time periods.
2. Images of persons in photographs used – This was a question that arose that I could not answer. If we display photographs for the purpose of portraying the history of Surfside Beach, do we need to be concerned about using the images of identifiable or unidentifiable people in the photo? Is there any responsibility to obtain permission for the use of a person's image?
3. Storage of Items of value – When we begin to receive original photos, documents, or artifacts, where can they be held for safe-keeping?
4. Purchase of Items and Supplies – We have two items we would like to purchase now, which I will detail below. In the future I can foresee needing some sort of budget for postage/ mailing, purchase and/or reproduction of photographs and documents, and perhaps the creation of visual displays for the 50<sup>th</sup> Anniversary. I welcome any guidance you can provide regarding purchase items and the proper protocol for requesting and acquiring things we need. Here are the two items we have identified as current needs:
  - a. Museum Archive Software – to establish adequate records of items received, we will need a database. I have found and downloaded a free basic edition of Museum Archive Software, v. 1.4 (Nov 11, 2011). I have attached some descriptive information, as well as a sample Object Report that I created. The free version is usable as a database, but the premium version would be required to incorporate images and custom reporting. Fortunately, the premium version 2.8.6 (Aug 6, 2012) is available by purchasing the author's book, "Inside the Museum Archive Software Project," for \$24.95. This product can be evaluated at [www.musarch.com](http://www.musarch.com). As a comparison, the Horry County Museum

uses a professional product called, Past Perfect, which sells for over \$800 for just the basic version.

- b. External Hard Drive – We believe it would be useful to be able to store photographs, documents, database software, etc. on an external hard drive owned by the Town that the Historical Board can access and share. This could be kept at Town Hall and checked out by board members as needed, or handled in whatever way you recommend. Depending on brand and storage capacity, these sell for about \$50 to \$300.

Ms. Fellner, thank you for considering this request. Please let me know if you need additional information. I look forward to your response.

## Features of the Museum Archive software project

### Basic edition

The basic edition, which you can [download](#) from this web site, is a full-featured database program designed specifically for museums and other archives. Running on a single computer or on a group of computers in a local area network, it gives you the ability to organize your collection and record information about the Objects at a fine level of detail.

There is no limit\* to the number of items you can maintain in the database, and generating reports on the archive is quick and efficient.

Here are some of the features of the basic edition:

- You have complete control over the sub-categories, locations, status codes, and other supporting information - you design the structure that fits your needs;
- Objects are classified into General Categories, and each General Category has a specially designed data format to match the type of Object;
- Each Object can have an unlimited\* number of notes, events, appraisals, and so on;
- The software is designed to help you easily locate the entry you are looking for, with user-adjustable sort orders, Locator fields, and the ability to query the data;
- Reports can include the entire archive or a sub-set of the data that you define, at run-time, using the built-in Query Wizard;
- The software comes with a data repair utility (in the event of a problem).

### Premium edition

In addition to all of the features in the basic edition, the Premium edition has these additional capabilities:

- Record links to - and display - an unlimited\* number of images for each Object;
- Print the Object's primary image on the detailed report
- Control access to the database with username and password protection;
- Create your own reports with the Report Wizard;
- Send data to a variety of file formats, including PDF and XML;
- Search the text of reports and mark pages for printing;
- Nomenclature (controlled vocabulary) and Thesaurus;
- BarCodes;
- Folders;
- Note Templates
- Archive printed reports for later use.



### Check out the online version of the Help

The online version of the software's help file is available [here](#). Have a look at the screenshots and the explanations of the program's capabilities. The help file will open in a new browser window.

\* There is a theoretical limit to the number of items you can store in a table - over 4 billion - but other factors would get in the way before you reach that number.



<b>Object Name</b>	GSWSA Bill of Sale				
<b>Description Abstract</b>	Bill of Sale for Town water/wastewater system, sold to GSWSA Dec 29, 1982				
<b>Collection</b>	General Collection				
<b>Accession Number</b>	2013.02.13.001	<b>Accession Date</b>	2/13/2013	<b>Alternate ID</b>	
<b>Category</b>	Documents	Documents - General			
<b>Source</b>	Town Property	Town Clerk			
<b>Credit Acknowledgement</b>	Debra Herrmann				
<b>Location</b>	Town Hall1				
<b>Object Date</b>	12/29/1982	<b>Start Year Range</b>		<b>End Year Range</b>	
<b>Added To Archive</b>	2/19/2013	Jeff Lane			
<b>Status</b>	In Collection	2/19/2013	Jeff Lane		
<b>Copyright Details</b>					
<b>Stipulations Use Limitations</b>					
<b>Include In Website</b>	Y	<b>Include In Export</b>	Y		

Description

Abstract

Excerpts

**Event**                    2/19/2013    Status change  
 Status changed to In Collection from In Collection - automatic entry by System User

**Event**                    2/19/2013    Location change  
 Location changed to Town Hall1 from Town Hall1 - automatic entry by System User

FREE BASIC EDITION  
 Museum Archive Software  
 version 1.4 Nov. 28, 2011  
 copyright 2011, Jim Halpin  
 www.musarch.com

Past Perfect  
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**SURFSIDE BEACH HISTORICAL BOARD**  
Data Record For Collection Items

*This is a form I created (not with Museum Archive software) that board members could fill out when receiving an item. It corresponds with the fields in the software dbase, with completion instructions.*

Category: \_\_\_\_\_

Item Name: \_\_\_\_\_

Item Description: \_\_\_\_\_

\_\_\_\_\_

Collection Name: \_\_\_\_\_

Source Name: \_\_\_\_\_

Source Address: \_\_\_\_\_

Source Phone Number: \_\_\_\_\_ (h) \_\_\_\_\_ (o) \_\_\_\_\_ (m)

Source Category: \_\_\_\_\_

Date Item Received: \_\_\_\_\_

Credit Acknowledgement: \_\_\_\_\_

Item Location: \_\_\_\_\_

Approximate Item Date: \_\_\_\_\_

Start Year Range: \_\_\_\_\_ End Year Range: \_\_\_\_\_

Gift Agreement: \_\_\_\_\_ Yes \_\_\_\_\_ No

Item Use Limitations: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Other Information: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(See back or next page for field descriptions)

- Category:** (enter one of the following) art – artifact - audio – document – map – memorabilia - oral history photograph – public record – video - -other object
- Item Name:** enter a brief name for the item (e.g., bill of sale; Hugo photo; Floral Beach map; property deed; survey plat; John Doe interview-audio, etc.)
- Item Description:** Write a more detailed description of the item that is concise, but provides more than can be captured by category or name.
- Collection Name:** Enter “General” until such time that we have developed specific collections. A collection may be a group of related items from a memorable time period, family name, or event.
- Source Name:** Enter the name of the person or organization who has provided the item.
- Source Address:** If they are willing, try to get the mailing address and phone number of the source for future correspondence or contact.
- Source Category:** How was the item acquired? Gift – bequest – on loan – purchased – researched – town property
- Date Item Rcvd:** Enter the date the item was collected.
- Credit Aknwldgmt:** Enter the name of any other person to credit for the item, if other than source.
- Item Location:** Enter the location where the item will be stored (e.g., town hall archive room, town clerk computer, etc. – if an item is being made available on loan for specific events only, enter address where item is kept by owner)
- Approx Item Date:** If the item has a known origination date, enter the date.
- Year Range:** If a specific date is not known, enter the most probable range of years that indicates when the item was originated or occurred.
- Gift Agreement:** Indicate if a gift agreement has been signed.
- Item Use Limits:** Describe any limitations of use made by the source.
- Other Information:** Provide any other details not covered by the data fields.

## Summary Comments of the Senior Citizen Advisory Committee (SCAC) [11-April-2013]

Resolution #12-125: enhance, expand or improve the town's senior programs and events

1. Senior Survey Questionnaire. A large part of the Town's population is over 55, have retired, and are permanent residents. Each has a vested interest in the continued improvement and enjoyment of the quality of life within the Town. The Senior Survey will collect data via a simple "check-off" questionnaire on preferences on a variety of activities and program options. Based on the survey results recommendations will be made on additional programs and events which will enhance the quality of life of our senior citizens.

- a. Approval of Senior Survey Questionnaire
- b. Request for Senior Survey Questionnaire to be included in Surfside Beach Newsletter
- c. Request for printing of 1000 copies of Senior Survey Questionnaire
- d. Request posting of Senior Survey Questionnaire on Town and (SCAC) Websites

2. Senior Citizen Activities & Programs Pamphlet. Encourage awareness and participation in programs and activities which improve the individual's quality of life. Benefits include socialization, physical fitness, life-long-learning, and volunteering opportunities. These activities and programs enrich lives, increase enjoyment, and improve the quality of our senior citizens.

- a. Approval of Senior Citizens Activities & Programs Pamphlet
- b. Request for printing of 1000 copies of Senior Citizen Activities & Programs Pamphlet
- c. Request posting of Senior Citizens Activities & Programs Pamphlet on Town and (SCAC) Websites

3. Neighbor To Neighbor (N2N) Program. (N2N) is the only volunteer based door to door transportation service in Horry and Georgetown Counties. Home-bound senior citizens, chronically ill and disabled adults are provided needed transportation so that they can receive needed services and remain in their homes and live independently for as long as possible. All car/property, personal liability, medical, and accident insurance coverage is provided by (N2N). Goal is to expand awareness and utilization of the (N2N) program services to seniors living in Surfside Beach and to solicit more volunteers to provide rides to those in need.

- a. Approval of Neighbor To Neighbor (N2N) Program
- b. Request for printing of 1000 copies of (N2N) Flyer
- c. Request posting (N2N) Program Pamphlet on Town and (SCAC) Websites

Estimated Cost \$500.00 for printing

Thanks and God Bless!

-Ralph

Ralph Magliette  
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Email: magliet@aol.com

# ORGANIZATIONAL WELLNESS – 3 Responses Submitted

How “fit” is your local government?	Yes	No
Do you have a well-defined vision for your community 5 years from now?	3	
If the council were asked what are the top 5-7 key issues for the town would they match up?	2	1
Do you regularly met to review how well you’re doing?	2	1
Do you have a tendency to meet “just to meet” without any real purpose or accomplishment?		3
Do you have study sessions to “brainstorm” about critical issues?		3
Does the council have a sense of “partnership” with other governing bodies in the area?	2	1
Do you have mechanisms for getting citizens involved?	3	
Does every member of your council assume some responsibility for speaking on behalf of the community <u>and</u> your government?	2	1
Is there a “sense of teamwork” between elected officials & management staff?	1	2
Do you meet regularly to evaluate your performance “as a team?”		3
Are team members supportive of each other <u>even when they disagree</u> on a particular issue?		3

# GOVERNING BODY EVALUATION

GOAL SETTING	Almost Always	Sometimes	Never
Are established council goals realistic and “do-able” within the time frame stated?	1	2	
Do councilmembers participate sufficiently in implementing goals once established?		3	
Is the public adequately informed about council goals?	1	2	
POLICY MAKING			
Are council positions and policies effectively communicated?		3	
Does the council have the capacity to make hard choices and politically unpopular decisions when required or necessary?		2	1



<b>BUDGETING</b>	<b>Almost Always</b>	<b>Sometimes</b>	<b>Never</b>
Does the council clearly understand the town’s financial resources in order to make sound decisions on prioritizing public spending? (1 no answer)	1	1	
Is there adequate opportunity for a cross-section of public participation in the budgeting process?	2	1	
Does the council avoid unbudgeted appropriations? (1 no answer)		2	
Does the council consider the budget “their” budget as opposed to the staff’s budget? (1 no answer)	1	1	
<b>RELATIONSHIP WITH STAFF</b>			
Does the council establish reasonable time frames for staff to accomplish assignments?	1	1	1
Does the council change its priorities without considering the impact on staff time?		3	
Does the council give adequate consideration to staff recommendations?	1	1	1
Do council members limit contacts with staff members to inquiries and suggestions as opposed to giving direction? (1 no answer)	1		1

## COUNCIL MEETINGS

Almost  
always

Sometimes

Never

Does the council provide for adequate public input at council meetings?

3

Does each council member effectively participate in council meetings?

2

1

Does the staff have adequate opportunity for input before making it decision?

1

2

Is the council meeting time well utilized?

1

2

Are there items discussed by council that should be more properly handled to allow for public and/or staff input?

3

Are relevant facts and opinions expressed before decisions are made or council positions stated?

2

1

Do council members respect each other's opinions during council meetings?

2

1

Is direction given to staff clear & concise?

3

- (5) Notwithstanding the limitations imposed by subsection (d)(4), on lots containing three (3) or more businesses, where each business has a separate entrance, two (2) additional temporary certificates of zoning compliance may be issued per business within a calendar year. Each certificate shall authorize no more than ten (10) consecutive days of sign placement.

**Secs. 17-655—17-699. Reserved.**

## **ARTICLE VII. LANDSCAPING AND TREE PROTECTION**

### **DIVISION 1. LANDSCAPING**

**Sec. 17-700. Intent.**

The intent of this division is to provide for proper landscaping in the town.

**Sec. 17-701. Findings of fact.**

Landscaping is a producer of oxygen, a necessary element for the survival of man. Landscaping appreciably reduces the ever increasing and environmentally dangerous carbon dioxide content of the air and plays a vital role in purifying the air that man breathes. Landscaping filters dust and other particles of airborne pollutants from the air and creates temporary conditions of calm, allowing airborne pollutants to settle to the ground. Landscaping gives off considerable amounts of water each day and thereby purifies the air much like the air washer devices used on commercial air conditioning systems. Landscaping, through its root systems, stabilizes the ground water table and plays an important and effective part in community-wide soil conservation, erosion control and flood control. Landscaping is an invaluable physical and psychological counterpart to the urban setting, making urban life more comfortable by providing shade, cooling the air and land, reducing noise levels and glare, and breaking the monotony of man's development of the land. Therefore, the town has determined that landscaping is not only desirable but essential to the present and future health, safety, and welfare of all the citizens of the town.

**Sec. 17-702. Landscaping defined.**

Landscaping shall consist of, but not be limited to, any combination of materials such as grass, ground covers, shrubs, flower beds, vines, hedges, and trees. Property elevations shall not be raised except with clean soil fill compatible with the area and by meeting stormwater management regulations.

**Sec. 17-703. Area required to be landscaped.**

(a) In the commercial zones [districts] at least ten (10) percent of total lot square footage shall be landscaped.

(b) In the R-1 low-density residential district at least fifty (50) percent of total lot square footage shall be landscaped and at least twenty (20) percent of the required landscaping shall be located in the front yard.

(c) In the R-2 medium density residential district at least forty (40) percent of total lot square footage shall be landscaped and at least twenty (20) percent of the required landscaping shall be located in the front yard.

(d) In the R-3 high density residential and accommodations district at least twenty (20) percent of total lot square footage shall be landscaped and at least forty (40) percent of the required landscaping shall be located in the front yard.

(e) In the MU mixed use district at least thirty (30) percent of the total lot square footage shall be landscaped and at least thirty (30) percent of the required landscaping shall be located in the front yard.

**Sec. 17-704. Installation of landscaping.**

All landscaping shall be installed in a sound, workmanship-like manner according to accepted good planting procedures. All elements of landscaping shall be installed prior to the issuance of a certificate of zoning compliance by the code enforcement official in accordance with section 17-206. Furthermore, the installation of landscaping shall meet all other applicable ordinances and code requirements of the town.

**Sec. 17-705. Maintenance of landscaping.**

The owner, tenant, and their agent, if any, shall be jointly and severally responsible for the maintenance of all landscaping which shall be maintained in good condition so as to present a healthy, neat, and orderly appearance and shall be kept free from refuse, debris, and disease.

**Secs. 17-706—17-719. Reserved.**

DIVISION 2. TREE PROTECTION

**Sec. 17-720. Intent.**

It is the intent of this division that site development shall be in such a manner as to incorporate existing trees into proposed development and to afford protection to existing trees, especially those defined as protected and specimen trees, on developed and undeveloped property.

**Sec. 17-721. Findings of fact.**

Trees are an essential resource, an invaluable economic resource, and a priceless aesthetic resource. Trees play a critical role in purifying air and water, providing wildlife habitat, and

enhancing natural drainage and stormwater and sediment control. They also help conserve energy by providing shade and shield against noise and glare. Trees promote commerce and tourism by buffering different land uses and beautifying the landscape.

**Sec. 17-722. Definitions.**

In addition to the definitions set forth in section 17-007, the following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this section. All other words, terms, and phrases shall be given their common, ordinary meaning, unless the context clearly requires otherwise.

*Caliper* shall mean the diameter of the stem of a tree as measured six (6) inches above the ground for trees up to four (4) inches in diameter and twelve (12) inches above the ground for larger diameter trees. Caliper inch(es) is used as a measurement standard for replacement trees and trees less than ten (10) feet in height.

*Diameter at breast height (DBH)* shall mean the diameter, in inches, of a tree trunk as measured four and one-half (4½) feet above the ground. If the tree splits into multiple trunks below four and one-half (4½) feet, the trunk is measured at its narrow point beneath the split diameter at breast height is used as a measurement standard for all trees, excluding replacement trees and trees less than ten (10) feet in height.

*Protected and specimen trees.* The following trees are designated by the Town of Surfside Beach as either protected or specimen trees when the diameter is attained as indicated in Table 17-722 below:

<i>Table 17-722</i>		
<i>Protect and Specimen Trees</i>		
<i>Tree Name</i>	<i>Protected @</i>	<i>Specimen Tree @</i>
Beech (American)	8 inches but less than	24 inches
Birch (River)	6 inches but less than	18 inches
Cedar (Eastern Red)	8 inches but less than	24 inches
Cypress (Bald)	8 inches but less than	24 inches
Dogwood (Flowering)	4 inches but less than	12 inches
Elm (American)	8 inches but less than	24 inches
Elm (Winged)	8 inches but less than	24 inches
Hickory (Mockernut)	8 inches but less than	24 inches
Hickory (Pignut)	8 inches but less than	24 inches
Hickory (Shagbark)	8 inches but less than	24 inches
Holly (American)	6 inches but less than	12 inches
Magnolia (Southern)	8 inches but less than	16 inches
Maple (Red)	8 inches but less than	24 inches
Oak (Laurel)	8 inches but less than	24 inches
Oak (Live)	8 inches but less than	24 inches
Oak (Post)	8 inches but less than	24 inches

**Table 17-722**  
**Protect and Specimen Trees**

<i>Tree Name</i>	<i>Protected @</i>	<i>Specimen Tree @</i>
Oak (Southern Red)	8 inches but less than	24 inches
Oak (Water)	8 inches but less than	24 inches
Oak (Willow)	8 inches but less than	24 inches
Oak (White)	8 inches but less than	24 inches
Pine (Long Leaf)	8 inches but less than	24 inches
Poplar (Yellow)	8 inches but less than	24 inches
Sycamore	8 inches but less than	24 inches
Tupelo (Black)	8 inches but less than	24 inches
Tupelo (Water)	8 inches but less than	24 inches

*Prune* shall mean to lop or cut off any parts, branches, or shoots; to clear trees of useless material; to shape or smooth by trimming; or to trim to maintain the plant's health or the safety of persons or property. Pruning of a tree must not result in permanent or long-term disfigurement of that tree unless required in other sections of this article.

*Regulated tree* shall mean a protected tree, specimen tree, and/or any other tree eight (8) DBH inches or greater whose removal is restricted under the terms of this article.

*Replacement tree* shall mean a tree with a diameter of not less than two (2) caliper inches that is planted on a site to replace a tree that was removed, damaged, or destroyed as a result of construction and/or nonconstruction activities.

*Required tree* shall mean any tree, regardless of regulated status, whose retention or planting is needed to satisfy the tree count, minimum diameter, or replacement provisions of this article.

*Topping* shall mean the severe cutting back of limbs to the stubs larger than three (3) inches in diameter within the trees crown to such a degree so as to remove the normal canopy and result in the disfigurement of the tree.

*Tree* shall mean any self-supporting woody perennial plant, usually having a main stem or trunk and many branches, and at maturity normally attaining a trunk diameter of greater than three (3) inches at any point and a height of over ten (10) feet.

*Tree mitigation fund* shall mean a fund established by this article to be used for tree-related activities including, but not limited to: the purchase of trees or tree care products, planting activities, irrigation equipment and supplies, preservation and the care of trees, and education about trees in the Town of Surfside Beach. This fund is to receive monies from tree mitigation fees and may receive other funds as appropriated by the town council.

*Tree protection plan* shall mean a plan that identifies the location, size, and species of existing trees and trees targeted for removal including the identification of any tree protection



areas and the means of such protection. When new plantings are proposed or required by this article, the tree protection plan shall denote the location, size, and species of all trees to be planted on the site.

**Sec. 17-723. Zoning permit required for pruning and tree removal.**

Under the terms of this article, a zoning permit is required prior to the following activities:

- (1) The removal of any tree four (4) inches or greater in diameter.
- (2) The pruning of limbs over four (4) inches in diameter.
- (3) The removal of any required tree to include replacement trees, irrespective of diameter, the result of which would require the replanting of trees to meet the number or cumulative diameter requirements of section 17-724.

Electric utilities are exempt from the permitting process for the pruning and or removal of a tree when necessary to correct a hazardous situation or to eliminate tree/wire conflict that has the potential to interfere with power reliability upon notification and approval of the town's code enforcement official.

All requests for the removal of trees and/or the pruning of limbs over four (4) inches in diameter must have the approval of the code enforcement official before any removal. In some instances, the code enforcement official may require a tree protection plan. With the exception of a dead or diseased limb or tree, the permit for removal is subject to the fees enumerated in chapter 13 of the Code of Ordinances. Failure to obtain the required approval and permit(s) shall result in the issuance of a municipal summons for this violation and subject the violator to the penalties prescribed in section 17-740.

**Sec. 17-724. Minimum required trees and diameter by district; applicability of provision.**

(a) *Tree and diameter requirements.* The number and cumulative diameter of trees required per lot within the town's zoning districts are provided in Table 17-724.

<i>Table 17-724 Required Trees and Diameter by Zoning District*</i>		
<i>Zoning District</i>	<i>Number of Required Trees (minimum)</i>	<i>Minimum Diameter (all trees)**</i>
R-1	Five (5) trees per lot	Sixty (60) DBH inches
R-2	Four (4) trees per lot	Forty (40) DBH inches
R-3	Three (3) trees per lot	Thirty (30) DBH inches
C-1	Ten (10) trees per acre plus one (1) tree for each additional one-tenth (.1) acre***	No minimum diameter
C-2	No planting requirement	N/a
C-3	Three (3) trees per lot	Thirty (30) DBH inches

**Table 17-724**  
**Required Trees and Diameter by Zoning District\***

<i>Zoning District</i>	<i>Number of Required Trees (minimum)</i>	<i>Minimum Diameter (all trees)**</i>
MU	Four (4) trees per lot	Forty (40) DBH inches
All Other Dis- tricts	Twenty (20) trees per acre plus two (2) trees for each additional one- tenth (.1) acre***	No minimum diameter

**Notes:**

\* For the purpose of administering the requirements of this section, no tree less than two inches in diameter shall be counted in order to satisfy the minimum number of trees per lot, nor shall the diameter of such tree be counted to satisfy the cumulative DBH requirement for the lot.

\*\* The minimum DBH is the sum of all qualifying trees on the lot. Replacement trees and trees with heights of less than ten (10) feet are measured in caliper inches.

\*\*\*Lots less than one acre are to provide two trees for every one-tenths (.1) acre of lot area.

(b) *Applicability.* If at the time of this article's adoption, there exist lots that do not contain the number of trees or cumulative diameter as required by this section, such sites may continue in nonconformity pursuant to section 17-505. Any change of use, new construction, or the issuance of a zoning permit affecting such a lot shall thereupon require compliance with the minimum tree planting (minimum number of trees) requirement of this section.

(c) *Planned developments.* Planned development districts created under this chapter shall, at a minimum, provide and maintain trees consistent with the requirement for "all other districts" as provided in Table 17-724. Where the ordinance creating the planned development district provides more restrictive standards than those contained in this article, the more restrictive standard shall govern.

**Sec. 17-725. Guidelines for tree removal (excluding protected trees and specimen trees).**

Trees, excluding protected and specimen trees, with a trunk diameter-at-breast-height of eight (8) inches or more that are located within the front, side, or rear required yard space of the applicable zoning district shall not be removed unless:

- (1) The tree poses a safety hazard to pedestrian or vehicular traffic;
- (2) The tree poses a hazard to buildings or utilities. For the purpose of this article, any tree or root system that poses a hazard to a building or utilities foundation or driveway may be removed with the approval of the code enforcement official;
- (3) The tree presents a situation, which prevents the development of a lot or the physical use thereof for proposed development. Tree removal of non-protected trees may be allowed by the code enforcement officials, and only those trees whose removal is determined by the code enforcement official essential for development will be removed;

- (4) The tree is diseased, dead, or weakened by age, storm, fire, or other injury which is a source of hazard to people, buildings or other improvements on a lot; or
- (5) The property owner wishes to thin or remove existing trees from his property to allow for the proper growth of remaining trees or to enhance the overall appearance of the landscaped area. Thinning may be authorized by the code enforcement official(s) provided thinning is limited to twenty (20) percent of existing trees.
- (6) The tree is located within the footprint of the home to be constructed.

**Sec. 17-726. Guidelines for removal of protected and/or specimen trees.**

When there is clear evidence that the protected tree or specimen tree poses a hazard, (i.e. broken concrete, roots extending under structure, trees located within ten (10) feet of the foundation of a structure, tree is dead, diseased, weakened by storm, fire, or other injury) or for trees whose removal is essential for development, tree removal for a protected tree or specimen tree may be allowed by the code enforcement official for only those trees. When staff cannot determine whether a tree meets the criteria for removal, a protected tree or specimen tree (including those located in the buildable area) as well as protected trees or specimen trees located within the front, side, or rear yard setbacks of the applicable zoning district, shall not be removed unless a licensed or ISA certified arborist, South Carolina registered forester, landscape architect, architect or engineer certifies that:

- (1) The tree poses a safety hazard to pedestrian or vehicular traffic; or
  - (2) The tree poses a hazard to existing buildings or utilities; or
  - (3) The tree is diseased, dead, or weakened by age, storm, fire, or other injury, which is a source of hazard to people, buildings or other improvements on a lot; or
  - (4) The tree presents a situation which prevents the development of a lot or the physical use thereof for proposed development. The board of zoning appeals may grant a variance to minimum yard setbacks to save specimen trees when feasible.
- (Ord. No. 12-0721, 8-14-12)

**Sec. 17-727. Tree replacement.**

(a) Except as provided by section 17-733, all replacement trees shall be planted in order to replace existing protected trees, specimen trees, and any trees when the number or cumulative diameter (DBH) of trees on a parcel falls below the minimum required for the district in which the lot is located.

(b) When replacement trees are required, the tree caliper inches will be calculated as specified below:

- (1) The total caliper inches of replacement trees required to be planted shall equal the total DBH inches of the trees removed at a ratio of one (1) inch replaced per one (1) inch removed.

- (2) Once any building development site meets the minimum number of trees required, the remaining replacement to meet the caliper inch requirement may be satisfied by paying into the tree mitigation fund as established in section 17-732 of this article.
- (3) *Retained trees.* Trees two (2) inches or greater in diameter retained on the property can count toward any required replacement. To avoid a monoculture there shall be diversity in the plantings required.

- (4) *Mitigation limited.* Where Table 17-724 establishes a minimum tree diameter (cumulative) for a zoning district, the replacement and/or mitigation requirements of subsections (1) and/or (2) shall not be construed to require plantings or mitigation beyond that required to satisfy the number of trees and the minimum diameter requirements of the zoning district. This provision shall not apply to districts where no minimum diameter has been established by Table 17-724 or where additional plantings are required pursuant to subsection 17-425(4).

(c) The following, Table 17-727(c), is a list of approved trees and includes all trees on the list of protected and specimen trees as well as others noted in italics:

Beech (American)	<i>Myrtle (Crepe)</i>
Birch (River)	<i>Myrtle (Wax)</i>
Cedar (Eastern Red)	<i>Nelli R. Stevens</i>
Cypress (Bald)	Oak (Laurel)
<i>Cypress (Leyland)</i>	Oak (Live)
Dogwood (Flowering)	Oak (Post)
Elm (American)	Oak (Southern Red)
Elm (Winged)	Oak (Water)
<i>Fosteri</i>	Oak (Willow)
Hickory (Mockernut)	Oak (White)
Hickory (Pignut)	Palmetto (Sabal)
Hickory (Shagbark)	Pine (Long Leaf)
Holly (American)	Poplar (Yellow)
<i>Locust (Honey)</i>	Sycamore
<i>Loquat</i>	Tupelo (Black)
Magnolia (Southern)	Tupelo (Water)
<i>Maple Family</i>	<i>Weeping Willow</i>
<i>Maple (Japanese)</i>	Yaupon
Maple (Red)	Zelkova

(d) Replacement trees must be planted within six (6) months from the date of removal of the existing trees. The code enforcement official may authorize one (1) six-month extension to this requirement in cases of hardship. In the case of new construction, replacement plantings shall be required prior to the final inspection of the project.

- (1) Only those trees on the list of approved trees shall be authorized for planting. Trees not native to this area or not on the list of approved trees may be planted but will not count toward the total required.
- (2) Each required tree (not including specimen trees) inspected by the code enforcement official and determined to be damaged by development activity or lot filling shall be removed and replaced with two (2) trees capable of obtaining equal or greater height over time. The code enforcement official shall make notification as necessary. Mini-

mum replacement tree size shall have a minimum trunk diameter of two (2) caliper inches and shall have a height not less than four and one-half (4½) feet above the grade.

**Sec. 17-728. Tree protection during clearing, grubbing, and development.**

During development, there shall be erected and maintained suitable protective barriers around all trees to be retained so to prevent damage thereto. The code enforcement official shall be consulted regarding the specific type(s) of barrier(s) to be used. No other types of disturbance or construction shall be allowed under the drip line.

**Sec. 17-729. Public tree care.**

The Town of Surfside Beach shall have the right to plant, prune, maintain, and remove trees, plants, and shrubs within the lines of all streets, alleys, avenues, lanes, squares, boulevards, drives, public rights-of-way, and public grounds as may be necessary to ensure public safety or to preserve or enhance the symmetry and beauty of such public grounds.

The code enforcement official or the public works director may remove or cause or order to be removed any tree or part thereof which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines, or other public improvements, or which is infected with any injurious fungus, insect, or other pest.

**Sec. 17-730. Tree topping.**

It shall be unlawful as a normal practice for any person, firm, or town department to top any tree on public or private property. "Topping" is defined as the severe cutting back of limbs to the stubs larger than three (3) inches in diameter within the trees crown to such a degree so as to remove the normal canopy and disfigure the tree. Trees severely damaged by storms or other causes, or certain trees under utility wires or other obstructions where other pruning practices are impractical may be exempted from this article at the determination of the code enforcement official or public works director.

**Sec. 17-731. Tree protection plan.**

All applications for zoning and/or building permits shall be accompanied by a tree protection plan. All plans must be approved by the code enforcement official prior to the issuance of a permit. The plan(s) shall be drawn to include all pertinent dimensions and indicate clearly proposed parking, driveways and other vehicular use areas, all proposed buildings and structures, all existing trees four (4) inches and over in diameter (DBH) and locations of proposed landscaped areas and materials to be used in landscaping. Where more than six (6) inches of soil fill is to be used to bring up lot elevations, the tree protection plan must indicate how existing required trees will be protected.



**Sec. 17-732. Town of Surfside Beach Tree Mitigation Fund.**

(a) *Establishment.* It is recognized that the replacement of trees on a site, under certain circumstances, may be impractical for a property owner. In order to ensure that the intent of this article is maintained while providing flexibility to affected property owners, a fund, to be known as the Town of Surfside Beach Tree Mitigation Fund, is hereby established. All mitigation fees and other appropriations, as directed by the town council, are to be deposited into this fund.

(b) *Eligibility to participate and computation of mitigation fees.* A property owner, replacing trees under the provisions of section 17-727, must replant trees on the affected site to meet the minimum number of trees required within the applicable zoning district. Once the required number of trees has been met, the remaining replacements needed to meet the caliper inch requirement may be satisfied by paying into the tree mitigation fund. The election to pay a mitigation fee, in lieu of onsite plantings, is voluntary to the property owner. The fee is to be determined by the town's applicable cost schedule based on the current nursery market value plus installation costs.

(c) *Fund maintenance.* The town clerk shall collect all mitigation fees under this article. Such fees shall be recorded and maintained in a special account separate from the general fund and shall accrue interest at the short term rates prevailing in the market.

(d) *Eligible expenditures and disbursements.* Mitigation funds may be used for purchasing trees or tree care products, planting activities, purchasing irrigation equipment and supplies, preservation and the care of trees, and education about trees in the town. Funds may be dispersed for eligible expenditures by the town administrator with the approval of town council.

**Sec. 17-733. Code enforcement official to authorize reduction.**

(a) *Reduction authorized.* The code enforcement official may, consistent with the requirements of this section, authorize a reduction in the number of required trees from the terms of sections 17-724 and 17-727. This reduction is limited to one (1) tree or twenty (20) percent of the number of trees required for a lot, whichever is greater. In no instance shall the code enforcement official reduce the cumulative diameter of trees required on a lot or reduce any mitigation fee.

(b) *Conditions required for reduction.* Reduction by the code enforcement official may be authorized in the following circumstances:

- (1) The lot is nonconforming in area and the reduction in the number of trees is proportional to the degree of nonconformity;
- (2) The lot contains a specimen tree(s) and, based on supporting documentation from a licensed or ISA arborist, South Carolina registered forester, landscape architect, architect, or engineer, the placement of the required tree(s) would interfere with the healthy growth of the specimen tree or the replacement tree(s) could not reach maturity due to existing canopy cover; or,

- (3) The replacement tree(s) would interfere with a public street, sidewalk, drainage or utility easement and alternate placement is not possible.

(c) *Appeals and further reductions.* Appeals from grants or refusals of the code enforcement official under subsection (a) or (b), above, are made to the board of zoning appeals pursuant to section 17-223. The board of zoning appeals may grant a variance to provide additional relief from the terms of this article, subject to the requirements imposed by section 17-222.

**Secs. 17-734—17-739. Reserved.**

### DIVISION 3. ENFORCEMENT

**Sec. 17-740. Penalties.**

It shall be unlawful for any person to violate any provisions within this article. Any violator shall appear in the municipal court of the town and be subject to a maximum misdemeanor fine of five hundred dollars (\$500.00) plus any local, state or federal assessments or imprisonment for not more than thirty (30) days for each offense. Nothing in this section shall prevent the town from taking such other lawful action as necessary to prevent or remedy a violation.

**Secs. 17-741—17-799. Reserved.**

### ARTICLE VIII. SHORE PROTECTION

**Sec. 17-800. Legislative intent.**

It is the intent of this article to protect public and private coastal property in the town from damage caused by flooding, erosion, and hurricanes as much as is reasonably possible. It is the further intent of this article to allow the reasonable use of coastal property that is subject to hurricanes, floods, and erosion while promoting public health and safety by protecting the natural beach and dune system from alterations that restrict its natural and dynamic changes or that impair its ability to provide a natural buffer from wind, water, and wave action.

The State of South Carolina has promulgated regulations, as administered through the South Carolina Department of Health and Environmental Control's Office of Ocean and Coastal Resource Management, that restrict and/or require permitting for certain activities along the beachfront. This article is designed to complement and, in some instances, provide protections in addition to those afforded in the state regulations. It is further intended that in the event a provision of this article is inconsistent with those of the state, the more restrictive provision shall control, to the extent allowed by law.

**Debra Herrmann**

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**From:** Randle M Stevens [randlemstevenssbtc@gmail.com]  
**Sent:** Wednesday, April 17, 2013 11:34 AM  
**To:** debra herrmann  
**Subject:** Proposed Good Neighbor Dog Park Resolution and Dog Park Signs for next Town Council Meeting  
**Attachments:** dog park sign and ordinances.docx; dog park resolution.docx

Debra , Please place this resolution and proposed sign on the next Town Council Agenda. Sincerely, Randle Stevens

NOTICE TO ALL DOG PARK PATRONS  
THIS DOG PARK IS LOCATED IN A R-2  
RESIDENTIAL NEIGHBORHOOD

PLEASE BE COURTEOUS AND

RESPECTFUL TO YOUR

DOG PARK NEIGHBORS

NO DOG BARKING & LOUD NOISE

CLEAN UP ALL DOG WASTE AND PLACE IN CONTAINERS

**Sec. 7-94. - Pets.** It is unlawful to permit any animal to make long, frequent or continued noise which disturbs the comfort or repose of any person in the vicinity.

**Sec. 7-91. Penalties.** Violation of this section is a misdemeanor, and is punishable by up to thirty (30) days in jail, and/or a five hundred dollar (\$500.00) fine.

**Sec. 3-4. - Cleaning up after pets.** It shall be unlawful for any owner or person having possession of any dog or other animal(s), to fail to remove any excrement deposited by said animal(s) on the beach, beach accesses, public ways, recreational parks, or any other public property.

**Sec. 3-5.- Penalties.(a)** A person who violates the provisions of this article shall be guilty of a civil infraction, punishable by a fine of not more than two hundred dollars (\$200.00).

Town of Surfside Beach )

**To Set and Establish Guidelines for the Dog Park on the Town Website and Signs within the Dog Park**

**WHEREAS**, the Town of Surfside Beach Town Council in chambers duly assembled in a regularly scheduled meeting held on \_\_\_\_\_ ; and

**WHEREAS**, Town Council has a vested interest in Maintaining the Quality of Life for its Resident Citizens, Taxpayers and Non- Resident Property Owners within the Town Limits of Surfside Beach and maintaining the family beach atmosphere ; and

**WHEREAS**, Town Council has established Zoning Districts, Zoning Laws and Ordinances within the Town Limits to keep the Peace and Maintain the Quality of Life for its Resident Citizens, Taxpayers and Non-Resident Property Owners for the purpose of protecting the comfort or repose of any person within the Town; its overall ambience and appearance ; its cleanliness, and preservation and enhancement of public and private property values and water quality; and

**WHEREAS**, Town Council did establish the Dog Park in existence for its Residents Citizens, Taxpayers and Non Residents Property Owners and surrounding area county residents and tourists that is located on Town Property within a Residential District (R-2) and is completely surrounded by Residential Homes ; and

**Whereas**, Town Council has a duty to its Residents Citizens , Taxpayers , Non Resident Property Owners and visiting guests to maintain Harmony and to promote a Good Neighbor policies within the Town Limits and maintain the Quality of Life and the Right to Peaceful Enjoyment , Comfort and Repose of all persons within the Town Limits; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Surfside Beach Town Council shall and does hereby establish that the Surfside Beach Dog Park will on the Town Web Sites , News Letters, Magazines, or any other media or public information source of the town, hereinafter will be referred to as the “Dog Park” and the use of the name “Barc Park” shall be prohibited and discontinued on all Town Media, as it encourages patrons to allow dogs to bark and condones excessive barking by patrons dogs, which permits any animal to make long, frequent or continued noise which disturbs the comfort or repose of any person in the vicinity of the Dog Park in violation of Section 7-94. Pets, of Town Code.

**BE IT FURTHER RESOLVED** that Town Council has passed Ordinances and Laws ; Sec. 3-4. - Cleaning up after pets. Which makes it unlawful for any owner or person having possession of any dog or other animal(s), to fail to remove any excrement deposited by said animal(s) on the beach, beach accesses, public ways, recreational parks, or any other public property. Which promotes the Town’s overall ambience and appearance ; its cleanliness, and preservation and enhancement of public and private property values and water quality; and

**BE IT FURTHER RESOLVED** that the Town Council shall place within the Surfside Beach Dog Park signs on all fences stating the following: NOTICE TO ALL DOG PARK PATRONS – THIS DOG PARK IS LOCATED IN A R-2 RESIDENTIAL NEIGHBORHOOD - PLEASE BE RESPECTFUL & COURTEOUS TO YOUR DOG PARK NEIGHBORS –PATRONS SHALL CONTROL DOG BARKING & LOUD NOISE -CLEAN UP ALL DOG WASTE AND PLACE IN CONTAINERS . along with the applicable ordinances and penalties placed on the signs, to Educate the Public and to promote the Good Neighbor Attitude for Dog Park Patrons and to promote Harmony among Dog Park Patrons and Resident Citizens , Taxpayers, Non-Residents Property Owners and promote the Public Good and Knowledge of the Town Laws. (see attached sign)

**BE IS SO RESOLVED**, this \_\_\_\_ day of \_\_\_\_\_ 2013.

## **Debra Herrmann**

---

**From:** Micki Fellner [mfellner@surfsidebeach.org]  
**Sent:** Tuesday, April 23, 2013 3:06 PM  
**To:** 'Debra Herrmann'  
**Subject:** RE: Barc park

Maybe just copy it and put it in front of them tonight.

MICKI FELLNER  
Town Administrator  
[mfellner@surfsidebeach.org](mailto:mfellner@surfsidebeach.org)  
843.913.6111  
<http://www.surfsidebeach.org>

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-----Original Message-----

**From:** Debra Herrmann [<mailto:dherrmann@surfsidebeach.org>]  
**Sent:** Tuesday, April 23, 2013 2:58 PM  
**To:** 'Micki Fellner'  
**Subject:** RE: Barc park

No; the only comments I've seen before this are the blogs on the newspaper and television sites. This can certainly be forwarded if you want it to be sent.

D.

Debra Herrmann, CMC, Town Clerk  
[dherrmann@surfsidebeach.org](mailto:dherrmann@surfsidebeach.org) - 843.913.6333 Click Here to Subscribe to Public Notices & Agendas Click to LIKE: [Facebook.com/SurfsideBeachTownClerk](https://www.facebook.com/SurfsideBeachTownClerk)

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-----Original Message-----

From: Micki Fellner [<mailto:mfellner@surfsidebeach.org>]

Sent: Tuesday, April 23, 2013 2:50 PM

To: Debra Herrmann

Subject: FW: Barc park

Debra - Just received this, have you been passing citizen remarks about this issue along to council?

-----Original Message-----

From: Town of Surfside Beach [<mailto:town@surfsidebeach.org>]

Sent: Tuesday, April 23, 2013 12:51 PM

To: Mfellner

Subject: FW: Barc park

-----Original Message-----

From: Carolyn Williams [<mailto:cwilliams828@frontier.com>]

Sent: Tuesday, April 23, 2013 10:51 AM

To: [town@surfsidebeach.org](mailto:town@surfsidebeach.org)

Subject: Barc park

Lets see-how many ways can a town waste it's time and money? How about renaming the Barc Park to cut down on dogs barking. Dumbest thing I've ever heard. First of all, I own a dog and will now buy her the Baby Einstein DVD's as I was not aware that dogs could read - my bad! Secondly, it is a dogs nature and way of expressing themselves to bark. They bark because they are happy, frightened or feel threatened, not because of a sign-duh. They are animals and this is part of their instinctive behavior.

I think there should be an ordinance against whiney, bored people with too much time on their hands. Please take that one up at your next meeting.

Carolyn Williams

Sent from my iPad=

## Debra Herrmann

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**From:** Surfside Beach Info [mailinglist@surfsidebeach.org]  
**Sent:** Friday, April 19, 2013 11:10 AM  
**To:** dherrmann@surfsidebeach.org  
**Subject:** PUBLIC NOTICE - Town Council Meeting  
**Attachments:** 04232013\_tc\_agenda.pdf; 04232013\_tc\_agenda\_4a\_draft\_04092013\_sp\_tc\_minutes.pdf; 04232013\_tc\_agenda\_4b\_draft\_04092013\_tc\_minutes.pdf; 04232013\_tc\_agenda\_6a\_proc\_13\_83\_peace\_officer\_memorial\_day.pdf; 04232013\_tc\_agenda\_6bi\_finance.pdf; 04232013\_tc\_agenda\_6bii\_recreation.pdf; 04232013\_tc\_agenda\_6biii\_public\_works.pdf; 04232013\_tc\_agenda\_6ciia\_one\_way\_pier\_parking\_lot.pdf; 04232013\_tc\_agenda\_6ciib\_lower\_speed\_on\_ocean\_blvd.pdf; 04232013\_tc\_agenda\_7a\_ord\_13\_0742\_overlay\_timeline\_and\_penalty.pdf; 04232013\_tc\_agenda\_7b\_ord\_13\_0743\_parking\_in\_c\_3\_amusement\_district.pdf; 04232013\_tc\_agenda\_7c\_res\_13\_132\_marketplace\_fairness\_act.pdf; 04232013\_tc\_agenda\_7d\_res\_13\_133\_tax\_exemption\_munibonds.pdf; 04232013\_tc\_agenda\_7e\_historical\_board\_small\_purchases.pdf; 04232013\_tc\_agenda\_7f\_senior\_citizen\_comm\_recommendation.pdf; 04232013\_tc\_agenda\_8a\_organizational\_wellness.pdf; 04232013\_tc\_agenda\_8c\_landscaping\_and\_trees.pdf; 04232013\_tc\_agenda\_8d\_dog\_park\_sign\_and\_resolution.pdf

### Public Notice - Town Council Meeting

Tuesday, April 23, 2013, 6:30 p.m. Town Council Meeting. The agenda and supporting documents are attached and may be viewed on line at <http://www.surfsidebeach.org/agenda-2013.html> (click on the blue links to open documents.) A printed copy is available in the town clerk's office for public inspection prior to the meeting.

The public is invited to attend all meetings. Time is allotted at regular meetings for public comments on agenda items and general comments.

This transmission is pursuant to the Freedom of Information Act §30-4-80.

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lists  
send a message  
manage users  
messages

process queue

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mozilla sidebar

id	136
subject	PUBLIC NOTICE - Town Council Meeting
from field	Surfside Beach Info mailinglist@surfsidebeach.org
to field	
reply to	
message	<p><b>Public Notice - Town Council Meeting</b></p> <p>Tuesday, April 23, 2013, 6:30 p.m. Town Council Meeting. The agenda and supporting documents are attached and may be viewed on line at <a href="http://www.surfsidebeach.org/agenda-2013.html">http://www.surfsidebeach.org/agenda-2013.html</a> (click on the blue links to open documents.) A printed copy is available in the town clerk's office for public inspection prior to the meeting.</p> <p>The public is invited to attend all meetings. Time is allotted at regular meetings for public comments on agenda items and general comments.</p> <p>This transmission is pursuant to the Freedom of Information Act §30-4-80.</p>
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modified	2013-04-19 11:28:16
embargo	2013-04-19 10:27:00
repairinterval	0
repeatuntil	2013-04-19 10:27:25
status	sent
userselection	
sent	2013-04-19 11:28:16

htmlformatted	1
sendformat	HTML
template	0
processed	567
as text	524
as html	43
as pdf	0
as text and pdf	0
viewed	0
bounce count	0
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*Ann Westcott*

*413 Cedar Drive North  
Surfside Beach, SC 20585  
843-828-0362  
[cedardrive@hotmail.com](mailto:cedardrive@hotmail.com)*

April 10, 2013

Senator Cleary:

I never thought you would turn on the people who elected you into office. I admit that at first blush your proposal to change tax rates for rental property owners in Horry County seems to be fair. However, like most things in life the premise changes with more careful thought.

Below are some of the reasons I believe your premise is false:

- If it were not for the rental properties, actually small hotels, along our beach we would not require the number of police and firemen we now have.
- True, rental property owners pay more for trash collection than residents do. People on vacation produce a lot more trash than those of us who live here full time. The increased amount they pay does not begin to cover replacement of very expensive trash trucks and dumping fees.
- We would still need police but their vehicles would not be replaced as often and we would not have enough income to attract the caliber of personnel we now have.
- While our new Surfside Beach library is something to be proud of, without tourist we could have gotten along very well with the original one.
- Local people are the ones who volunteer at our state park, serve on town committees and strive to make the beach worthy of pride.
- Property taxes on rental property are tax deductible along with depreciation. Lower

 **COPY**





property taxes would send more money to Washington. Given their pension for overspending, do you really want more money going into their bottomless pit or would you rather keep it in SC?

- Since a sizeable of number of residents who live along the Grand Strand aren't poor but neither are they wealthy, increased taxes would be a real burden to them. With the financial repression interest rates foisted on us by an all-knowing Fed, seniors who rely on investment income have been hit hard.
- Do you really want Horry County to degrade into a seedy "has been" tourist attraction just when we have finally gotten some respect?

At one time my husband and I owned rental property in the area. Even with the increased cost of property taxes we managed to make a better return on our investment than other options open to us.

Thank you for taking the time to read this. Please consider some of these facts when making your decision.

Sincerely,



Ann Westcott

Cc: Doug Samples, Surfside Beach Mayor



COPY

# Surfside Beach council to take first look at budget

By AMANDA KELLEY  
akelley@thesunnews.com

**SURFSIDE BEACH** | Town Council will take a first look later this week at next year's budget, which proposes a significant increase in funding for the fire department.

Last year, the town budgeted \$124,175 in the general fund for the Surfside Beach Fire Department, but this year the department is asking for \$166,498.

Fire Chief Dan Cimini said the increase will largely accommodate the need for new uniforms.

Cimini said there is mismatched gear and the department needs to replace 14 sets of uniforms that are outdated and in very poor condition to meet the National Fire Protection Association and Occupational Safety and Health Administration standards.

The uniforms will cost an anticipated \$32,000.

The mismatched gear puts firefighters at risk for injury, Cimini said, and could result in heat or steam burns.

Surfside Beach isn't the only municipality looking for

See **BUDGET** | Page 7C

## BUDGET

From Page 1C

more money for the fire department.

Horry County Council is considering a proposed 3.5 millage tax increase for Horry County Fire Rescue. Chief Fred Crosby told County Council during its budget retreat last week that without the millage increase 18 positions would be cut and some stations would close.

The Murrells Inlet-Garden City Fire Rescue also is looking at an increase to the millage cap - raising it from 10 mills to 20 mills.

Surfside Beach's proposed \$5.7 million budget does not include any tax increases.

Cimini requested an additional \$30,000 from the hospitality fund to upgrade a fire engine. He said the engine, which is about 20 years old, does not comply with NFPA standards.

Replacing the engine would cost between \$450,000 and \$500,000. The \$30,000 in repairs could be completed in about a month, Cimini said, and would ensure the engine is in acceptable condition before the next Insurance Serv-

ice Office, or ISO, evaluation. Surfside Beach has an ISO rating of three.

"The loss of the points on this unit would be enough to put our classification back to a rating of four or possibly an ISO five," Cimini said. "More importantly is the liability of this unit not meeting compliance due to the standards."

The budget meetings will be held locally for the first time in years and will start at 9 a.m. Thursday and Friday in Council Chambers. The local venue is a direct result of residents' complaints last year asking why Town Council needed to leave the beach to figure out the budget.

On Thursday council will look at the proposed general fund budget and capital replacement plan. On Friday, special revenue including hospitality and accommodations tax will be discussed in addition to capital projects, the sanitation enterprise fund and the pier enterprise fund.

> Contact **AMANDA KELLEY** at 626-0381, or follow her at [Twitter.com/TSN\\_akelley](https://twitter.com/TSN_akelley).

Surf News  
4/23/13



# Surfside Beach gateway seeing new life

*Town ordinances paved way for entirely new look to Surfside Drive community*

BY TOM O'DARE  
THE BUSINESS JOURNAL

It wasn't long ago that visitors and locals heading to the Surfside Pier saw empty buildings and unkempt storefronts when they turned on to Surfside Drive.

The Surfside Beach Town Council realized that first impressions are everything and made a concerted effort to "spruce up" what they call the gateway to Surfside Beach.

Public input from businesses and residents led to some new ordinances that paved the way for an entirely new look to the area just off U.S. 17 Business.

The road was narrowed, landscaping was added to the medians and large speed bumps were installed to slow down traffic. Sidewalks were also widened and cafes were given permission to offer outdoor dining. Businesses were encouraged to enhance their storefronts, adding new paint, signs and, in some cases, flowers.

Today, there are only a few vacant buildings left in the business district on Surfside Drive. Some operations have changed owners while keeping the same type of business. Others are new to the town.

One such business slated to open within a week or two is Opal, a Greek American



Christos, left, and Asimakis Georgakopoulos are the owners of Opal, a Greek American restaurant that is slated to open in the coming weeks. The businessmen are happy with the changes that have been made to Surfside Drive.

See SURFSIDE, Page 6

TOM O'DARE | THE BUSINESS JOURNAL

Herald  
4/19/13



# SURFSIDE: Enhancements give small town atmosphere to area

FROM PAGE 1

restaurant. It is setting up shop in the building formerly occupied by Charleston Café.

Owners Asimakis and Christos Georgakopoulos said the Surfside Drive area offered an ideal location to open their restaurant.

Asimakis said the family had operated a pancake house in the area years ago but moved

**I love it here... the area is beautiful and has a 'mall-like' feel to it with the slowed traffic and increased pedestrian activity.**

**Harry Willoughby**  
Business owner

back to New York to open restaurants there.

"We decided to come back to Surfside and saw what had been improved along Surfside Drive," he said. "The new changes are great and we like the idea of opening our restaurant in a family beach town."

Dad Christos said the restaurant will be an alternative for visitors but will cater to the needs of locals.

For years, Surfside Beach town leaders heard complaint after complaint from people saying the town was a tough place to start a business because of so many requirements and regulations.

Asimakis said nothing could be further from the truth in his experience.

"Surfside Beach is very business-friendly," he said. "Everyone has been very helpful and nobody gave us a hard time at all about making renovations to the place."

Next door, Tim Henson of



Right at Home, right, is one of the new businesses that have opened along the newly enhanced Surfside Drive business district.

TOM O'DARE | THE BUSINESS JOURNAL

Southern Coast Vacations echoed the sentiments of his new neighbors.

"They have created a great business environment here in town now," Henson said.

"There is great communication between the town and businesses and everyone is always very friendly."

Henson said he actually opened up his business

across the street from his present location about the time the Surfside Drive redevelopment process began.

"I was renting a building and saw the improvements and the potential of what the changes could bring," he said. "I liked it so much that I bought this building across the street."

Henson added that the en-

hanced Surfside Drive business district provides a small town atmosphere, which many people like.

Another new guy on the block is Harry Willoughby, owner of Right at Home, located in the building that Henson had previously occupied.

"I love it here," Willoughby said. "The area

and has a 'mall-like' feel to it with the slowed traffic and increased pedestrian activity."

Both Henson and Willoughby said opening a business in town was actually a pretty simple process. Willoughby said the process has become very streamlined as to procedures to follow.

Both men give new build-

na Morris much of the credit for giving the town its "business friendly" atmosphere.

"Sabrina and her staff do everything in their power to help a business get started here," Henson said. "She makes it a positive experience when someone wants to open up."

Tom O'Dare - 488-7283



Above is a view of the newly landscaped Surfside Drive leading into U.S. 17.

TOM O'DARE | THE JOURNAL



**Tuesday**

**> Myrtle Beach City Council**

**When** | 2 p.m.

**Where** | council chambers, Ted C. Collins Law Enforcement Center, 1101 N. Oak St., Myrtle Beach

**Topic** | first reading of ordinance that would suspend issuance of permits allowing new businesses in AC-3 zone, which includes the former Pavilion

property, where a company has proposed a summer carnival

**> North Myrtle Beach Parks & Recreation Commission**

**When** | 5:30 p.m.

**Where** | 1030 Possum Trot Road, North Myrtle Beach

**Topic** | athletic update, including baseball/softball opening ceremony and U.S. Basketball Association/National Travel Basketball Association Tournament

**> Surfside Beach Town Council**

**When** | 6:30 p.m.

**Where** | council chambers, City Hall, 115 U.S. 17 N., Surfside Beach

**Topic** | consideration of a resolution seeking to muzzle barking and other noise at the town's dog park.

**Thursday**

**> Surfside Beach Town Council Budget Retreat**

**When** | 9:15 a.m.

**Where** | council chambers, City Hall, 115 U.S. 17 N., Surfside Beach

**Topic** | town budget

**Friday**

**> Surfside Beach Town Council Budget Retreat**

**When** | 9:15 a.m.

**Where** | council chambers, City Hall, 115 U.S. 17 N., Surfside Beach

**Topic** | town budget

*Sun News 4/22/13*

**LOCAL**

**SURFSIDE BEACH**

**No more barking at the dog park?**

Town Council in Surfside Beach will take a look at a resolution addressing barking at the dog park Tuesday.

Councilman Randle Stevens submitted a resolution and corresponding sign to the town clerk for council's consideration. The sign reads "Please be courteous and respectful to your dog park neighbors. No dog barking and loud noise."

The resolution proposes prohibiting the use of the name "Barc Park" because it encourages barking and allows "any animal to make long, frequent or continued noise which disturbs the comfort or repose of any person in the vicinity of the dog park."

Tuesday's meeting begins at 6:30 p.m. in Council Chambers at 115 U.S. 17 N.

*4/20/13 Sun News*

**To bark or not to bark?**

Town Council in Surfside Beach will consider a resolution Tuesday from Councilman Randle Stevens seeking to muzzle barking and other noise at the town's dog park.

Stevens, who lives near the park, seeks a sign that says: "Please be courteous and respectful to your dog park neighbors. No dog barking and loud noise."

The meeting begins at 6:30 p.m. in council chambers, 115 U.S. 17 N.

*SN 4/22/13*

**SURFSIDE BEACH**

**Town takes hazardous waste, electronics**

Residents of Surfside Beach are invited to get rid of hazardous household waste and unwanted electronics April 26 to 28.

Those with items to be discarded can drop them off at 740 Sandy Lane from 9 a.m. to 1 p.m. each day.

Acceptable items include: paints, pesticides, herbicides, solvents, gasoline mixtures, aerosols, batteries, corrosive materials, cleaning products, fluorescent bulbs, computers, fax machines, monitors, televisions, DVD players, printers, stereos and VCR players.

Items not accepted are medical waste, explosives, radioactive materials and large appliances such as refrigerators and air conditioners.

*SN 4/22/13*





FILE PHOTO

Surfside Beach leaders are trying to improve their parking meter ordinance. Since the town had meters installed on Ocean Boulevard, business owners have complained about the problems they've caused.

## Surfside council tweaks parking meter ordinance

BY TOM O'DARE  
THE HERALD

Mil Servant, owner of Surfside Realty, told the Surfside Beach Town Council that it would be impossible for vendors and housekeepers to get vacation rental homes on Ocean Boulevard ready for visitors this summer if something isn't done about the town's parking meter situation.

This is the first summer the town has used parking meters on Ocean Boulevard.

Servant said on summer Saturdays, his company alone has 200 employees working on vacation units beginning at 5 a.m. and going well into the evening.

"I know this is just an experiment, but something has to be done now," he said. "We're already having tremendous problems getting vendors and employees in and out of the Ocean Boulevard area. It's only going to get worse. We're going to lose our 'family beach' image."

Mayor Doug Samples said it is obvious that the new parking ordinance needs more work.

"Vacation houses need to be

cleaned and serviced," Samples said. "Surely, I'm not the only one with concerns."

Council member Randle Stevens said he concurred with Samples' assertion that service workers need a way to do their jobs.

Servant said when his employees get started early in the morning, guests are still in the units and the employees have no place to park.

"I don't know if it's true, but one vendor said he's already received 10 parking citations," he added.

Council member Mark Johnson said the council is "behind the eight ball" in solving this situation.

"I thought we were business friendly," Johnson said. "We need to bite the bullet and give every company a free sticker to do their work."

Mayor pro tem Mary Beth Mabry said this has become a huge problem and the town is likely to lose business because of it.

"These realty and vacation companies have a choice where they can place their guests and we need them here in Surfside Beach," she said.

"We need to keep these things

in mind before we rush into passing ordinances."

Lanier Parking was hired by the town to install parking meters and to enforce parking policies.

Samples said the town has to articulate precisely to Lanier Parking what it is the council wants them to do when enforcing parking regulations.

The council gave first reading for passage of additional minor changes to the parking ordinance but held off further action until after a special workshop on Monday, May 6, at 6 p.m.

In other action, the council gave initial approval to changing fireworks citations from a civil summons to a traffic ticket in order to make citations issued by police more uniform.

Police chief Rodney Keziah said it did not change the enforcement of fireworks regulations, only how the violation is noted.

The fine for shooting fireworks within the town limits can be up to \$1,090 — a \$500 fine plus court costs. July 4 is the only time fireworks are legal on the beach in Surfside.

Tom O'Dare • 488-7261

Herald 4/19/13






TOWN OF  
SURFSIDE BEACH

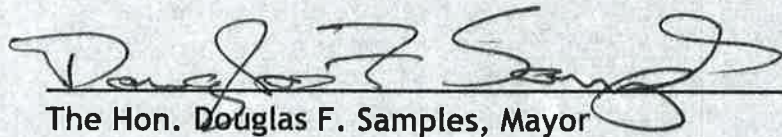
**YARD OF THE MONTH**

**Pat & Judy Walsh**

**216 S. Hollywood Drive**

**May 2013**



  
The Hon. Douglas F. Samples, Mayor

4-22-13  
Date

\_\_\_\_\_  
Chairman Nancy Jo Weber, Keep Surfside Beach Beautiful      Date