



TOWN OF SURFSIDE BEACH  
115 US Highway 17 North, Surfside Beach, SC 29575  
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**TOWN COUNCIL REGULAR MEETING**  
**The Grand Theatre**  
**301 Highway 17 South**  
**Surfside Beach, South Carolina**  
**Tuesday, January 8, 2013 ♦ 6:30 p.m.**

## **AGENDA**

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Rev. Tom Wallace, Journey Church
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL** - Regular Meeting December 10, 2012
5. **PUBLIC COMMENTS** – 3-minutes per speaker
6. **COMMUNICATIONS**
  - A. Department Reports
    - i. Planning, Building & Zoning
    - ii. Police
    - iii. Fire
  - B. Administrator’s Report – Update on Current Events
7. **BUSINESS**
  - A. A. Second Reading Ordinance #12-0729 to add Chapter 17, Article IX, Overlay District, Planning Director Morris
  - B. First Reading Ordinance #12-0734 to amend §7-12 Sanitation Service Charges, and to add §7-37(g) Electronic Waste Prohibition, Public Works Director Adair
  - C. Committee Appointments (May be deferred until after Executive Session)
    - i. Board of Building Appeals – (5 vacancies) Bill Trail, Ralph Magliette
    - ii. Board of Zoning Appeals – (1 vacancy) Terri Lauer
    - iii. Stormwater Committee - (1 vacancy) Tom Meccia
    - iv. Senior Citizens – (3 vacancies) Linda Roach, Jim Roach, Cheryl Lowe
8. **DISCUSSION** – Any matters of concern or information to be discussed by Town Council.
  - A. Road Signage on Ocean Boulevard, Mayor Pro Tempore Mabry
  - B. Lasers, Councilmember Dodge
  - C. February 11 Town Council Meeting (MASC Elected Officials Institute & Hometown Legislative Action Day conflict)

9. **PUBLIC COMMENTS** – 5-minutes per speaker
10. **COUNCIL COMMENTS**
11. **EXECUTIVE SESSION**
  - A. Pursuant to FOIA §30-4-70(a)(1) to discuss compensation, promotion, demotion, discipline, or release of an employee
  - B. Pursuant to FOIA §30-4-70(a)(1) to discuss appointments to committees as noted in Section 7C herein.
12. **ADJOURNMENT**



**SURFSIDE BEACH TOWN COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
DECEMBER 10, 2012 ♦ 6:30 P.M.  
TOWN COUNCIL CHAMBERS**

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7 **1. CALL TO ORDER.**

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9 Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore  
10 Mabry, and Councilmembers Dodge, Kohlmann, Smith, and Stevens were in attendance. Mr. Johnson  
11 was out of town on business. A quorum was present. Staff present: Town Administrator Fellner;  
12 Treasurer Hursey; Planning Director Morris; Interim Police Chief Keziah, and Public Works Director Adair.  
13 Also present: Mr. Bob Harper, Harper, Poston & Moree; Town Attorney Moss, and Town Clerk Herrmann.  
14

15 Mayor Samples: "(\*\*\*) Can you hear me? Very good. Welcome to the regular, irregular Surfside  
16 Beach Town Council meeting (\*\*\*) I want to say council thanks The Grand Theatre folks for allowing us to  
17 (\*\*\*) while council chambers are getting repaired, so we greatly appreciate it. We had a great day  
18 Saturday. It was probably one of the nicest weather days, and I think we had a very nice parade. We'll  
19 close some of those gaps up next year, but it was still fantastic, and I hope everybody had the opportunity  
20 to enjoy it. With that, Carmen Carella will lead us in prayer tonight, and Carmen, you're more than  
21 welcome to use the microphone."  
22

23 *Clerk's note: This meeting was held at The Grand Theatre, 301 South Kings Highway, Surfside*  
24 *Beach. The Grand Theatre prepared a digital recording which is on file in the clerk's office.*  
25

26 **2. INVOCATION AND PLEDGE OF ALLEGIANCE.**

27  
28 Chaplain Carmen Carella, Surfside Beach Fire Department, gave the invocation.

29  
30 Mayor Samples: "I understand we're gonna have a flag? Thank you. Thank you." Mayor  
31 Samples led the Pledge of Allegiance.  
32

33 **3. AGENDA APPROVAL.**

34  
35 Mayor Samples: "Well, thank you. First item would be the agenda approval."  
36

37 Mr. Smith: "Mr. Mayor, I move that we approve the agenda."  
38

39 Mayor Samples: "There's a motion."  
40

41 Ms. Dodge: "Second."  
42

43 Mayor Samples: "There's a second. All in favor say aye."  
44

45 All Members: "Aye."  
46

47 Mayor Samples: "Opposed? The agenda is adopted."  
48

49 **4. MINUTES APPROVAL.**

50  
51 Mayor Samples: "Moving along. We have the minutes approval. We have two separate  
52 meetings, a, I would like to get them adopted individually. Can I get a motion?"  
53

54 Ms. Dodge: "Mr. Mayor."  
55

56 Mayor Samples: "Ms. Dodge."  
57

57 Ms. Dodge: "I want to point out line 1135, my name is included, and I was sailing on the ocean.  
58 (\*\*) I'm sorry, November 13<sup>th</sup>."

59  
60 Mayor Samples: "Can I get a motion?"

61  
62 Ms. Dodge: "I would like to move that we accept the minutes for November 13<sup>th</sup> and November  
63 27<sup>th</sup>."

64  
65 Mayor Samples: "There is a motion."

66  
67 Mr. Smith: "Mr. Mayor, we want to do separately, so I'd, I'd like to ask that she restate her  
68 motion."

69  
70 Mayor Samples: "Ms. Dodge."

71  
72 Ms. Dodge: "Mr. Mayor, I move that we accept the minutes of the regular council meeting  
73 November 13<sup>th</sup>."

74  
75 Mayor Samples: "There is a motion. Is there a second?"

76  
77 Ms. Mabry: "Second."

78  
79 Mayor Samples: "There is a second. Any discussion? All in favor say aye."

80  
81 All Members: "Aye."

82  
83 Mayor Samples: "Opposed? Hearing none, the minutes are adopted. I need a motion for a, the  
84 November 27<sup>th</sup>, 2012 minutes."

85  
86 Ms. Dodge: "Mr. Mayor."

87  
88 Mayor Samples: "Ms. Dodge."

89  
90 Ms. Dodge: "I would move that we accept the minutes for the November 27<sup>th</sup> meeting."

91  
92 Mayor Samples: "There is a motion."

93  
94 Ms. Mabry: "Second."

95  
96 Mayor Samples: "There is a second. Line 1999, I would just ask in particular, Ms. Dodge, take a  
97 look at 1999. The word that I'm not certain is correct is the word 'now.' I think the word 'not.'"

98  
99 Ms. Dodge: "Yes, sir. It should be 'not' rather than 'now.' Thank you."

100  
101 Mayor Samples: "Thank you. So, can we make that correction? Thank you. Any discussion?  
102 Hearing none, all in favor say aye."

103  
104 All Members: "Aye."

105  
106 Mayor Samples: "Oh, certainly."

107  
108 Mr. Smith: "Is this the point in which you do the reconsideration, before the minutes are  
109 approved? It comes later? Okay."

110  
111 Mayor Samples: "Good question, though. All in favor say aye."

112

113 All Members: "Aye."

114  
115 Mayor Samples: "The minutes are adopted. Thank you."

116  
117 **5. PUBLIC COMMENTS – AGENDA ITEMS.**

118  
119 Mayor Samples: "The next item is public comments, so anyone who has a public comment  
120 concerning a matter on the agenda, now is the time to come forward. We do have a temporary place for  
121 you to speak, and there is a microphone at the temporary podium. Hearing none, seeing none, we'll  
122 move right along."

123  
124 **6. COMMUNICATIONS.**

125  
126 **A. Employee Recognition.**

127  
128 **i. Willie Myers – 20-year Anniversary.**

129  
130 Mayor Samples: "Communications, and it is my honor and privilege to recognize Willie Myers.  
131 Willie, come on up. (*Applause.*) Willie has been with the town, believe it or not, come on up here, my  
132 friend. What I didn't finish saying was Willie has been with the town for 20-years; 20 long and wonderful  
133 years. (*Applause.*) Our streets look so well in large part because Willie's out there making it happen. I  
134 think everybody knows that and we all appreciate everything you do for us."

135  
136 Mr. Myers: "It's an honor to work for the town of Surfside, and I enjoy working with the town and  
137 y'all (\*\*)."

138  
139 Mayor Samples: "(\*\*)" buddy, and a, let me give you this. This is just a token of our, our  
140 appreciation. (*Applause.*) (\*\*)"

141  
142 **ii. Patrick Ryan – 5-year Anniversary.**

143  
144 Mayor Samples: "I also have the honor of a, not quite as long, not 20-years, but 5-years. He's  
145 on his way to 20. Patrick Ryan, who also is with public works. (*Applause.*) Come on up, Patrick. One of  
146 the reasons that a the town is so pretty is because Patrick is out there working real hard to pick up the  
147 sanitation. How you doing, buddy? Come on up here. Thank you, Patrick. Thank you. (*Applause.*)  
148 Who's this little fellow?"

149  
150 Mr. Ryan: "Little Patrick."

151  
152 Mayor Samples: "Little Patrick. Your daddy is a good man. We're very, very proud of him."

153  
154 Mr. Ryan: "Thank you very much."

155  
156 Mayor Samples: "Appreciate it very much."

157  
158 Mr. Ryan: "I'll continue to work hard for the town (\*\*)."

159  
160 Mayor Samples: "Thank you, Patrick. (\*\*)" Merry Christmas. God bless you. "

161  
162 Mr. Ryan: "Thank you."

163  
164 Mayor Samples: "You know, it is the staff that, we either look good or look bad, because of the  
165 work that the staff does, and a, we're very, very grateful to have top-notch people that work so hard for  
166 the town, show a sense of pride in their work. So thank you. Appreciate it."

167

168 **B. FY Ended June 30, 2012 Comprehensive Annual Finance Report Executive Summary,**  
169 **Harper Poston & Moree, Mr. Bob Harper.**  
170

171 Mayor Samples: "And now, to something more sublime. We're gonna have the a fiscal year  
172 ended June 30<sup>th</sup>, 2012 Comprehensive Annual Financial Report and Executive Summary by Bob Harper  
173 and Stacy Moree."  
174

175 Mr. Harper: "Is it on?"  
176

177 Unknown Speaker: "Yeah."  
178

179 Mr. Harper: "We prepared the annual audit for y'all and the audit is a long document that I think  
180 you've already been provided. Along with that audit, we did an executive summary. That summary will  
181 highlight some of your financial information. Tonight I will briefly go through that information with you,  
182 which is the smaller document. The first page of the document references that we did, in fact, did your  
183 audit, and you do, in fact, have a clean audit opinion, which is a good audit opinion. There were no  
184 exceptions to the audit (\*\*.) On page 2 there's a statement of net assets. It basically summarizes on a  
185 true accrual basis of accounting total assets for the town. Those total assets show that there are  
186 \$21,924,000 worth of assets in the town, consisting of cash, receivables, capital assets, inventory items  
187 and other assets. The town has liabilities of \$1,993,000, primarily of account payables, as well as bond  
188 and capital leases, and compensated absences. So, the town has net assets of \$19,930,000, so net  
189 assets are comprised of investment in capital assets, which are things like your buildings, your  
190 equipment, (\*\*.) There are \$1,211,000 in restricted assets for things like tourism, public safety and street  
191 improvements. Those are primary assets that are designate for specific purposes; things like  
192 accommodations tax usage, (\*\*.) The town has unrestricted assets of \$2,976,000 so that your total  
193 assets of \$19,930,000. On page 3, page 3 is again a accrual accounting according to GASB34, which  
194 takes into account everything that the town does. Here you'll see that we had general revenues of  
195 \$5,940,000 that is your property taxes, local accommodations taxes, business licenses, franchise taxes,  
196 hospitality taxes, unrestricted grants and contributions, and a little bit of gains on capital improvements  
197 and other miscellaneous income items. You have program revenues, charges for services of \$1,921,000,  
198 you have operating grants and contributions of \$601,000, capital grants you received \$518,000 for a total  
199 program revenues of \$3,041,000. Related expenses for those items are governmental activities, running  
200 the town, \$6,905,000, and business activities, your primary business are your sanitation department as  
201 well as your pier. There you have \$1,158,000 in expenditures. The town did, in fact, have a total  
202 expenditures of \$8,064,000. So you had a positive net change in assets of \$917,000. The next page,  
203 page 4, page 4 gives you an idea of your governmental funds, and the governmental funds again are  
204 primary operating the town, not the enterprise type of funds. The revenue sources there total of  
205 \$7,380,000. Taxes and fees were part of it. Licenses and permits; fines and forfeitures;  
206 intergovernmental; other revenues, and you can see the pie graph down there that the taxes and fees  
207 represent 51-percent; licenses and permits 20-percent; fines 2.9-percent; intergovernmental 21.18-  
208 percent; and other sources of revenue three. Governmental funding type expenditures, I'm on page 5,  
209 you can see here that we have a total of \$7,494,000 worth of expenditures. This breaks down the places  
210 that you spend your money. The pie chart at the bottom shows that 33-percent goes to public safety;  
211 general governmental 14-percent; debt service 6.9-percent; capital outlay 11-percent; non-departmental  
212 3.79; cultural and recreation 4.62; maintenance 1.54; street 17-percent; grounds 3.51-percent; building  
213 and zoning 3.3-percent. So that shows you what you do with your money after you receive it. The  
214 following page, page 6, is your enterprise fund. Again, that's your sanitation and your pier fund. You see  
215 that you did take in \$1,536,000. The related expenditures with that are \$1,154,000, so you had net  
216 income for those activities of \$383,000. That's a quick overview of the finances of the town. In the  
217 course of doing your audit, we did not run across any situation that we had to bring before the  
218 administration or council, irregularities or anything of that nature. The audit report itself is very detailed  
219 and comprehensive. In the course of your review, if you have any questions and would like to follow back  
220 up with us, we'd be more than glad to respond to you directly, and if you have any questions now, we'd  
221 be glad to answer those questions."  
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223 Mayor Samples: "Any questions? No questions?"

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Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Ms. Dodge."

Ms. Dodge: "I do have one. Finance is not my forte. Under government funds revenues a, we have \$7,380,140 and we spent \$7,494,371, which meant we spent more than we took in. How do we, how do we compensate for that? Is that a question I would ask you, Mr. Harper?"

Mr. Harper: "That is, that is a question, that's a good question. Basically, when we talked about \$7 million, we have a shortage of \$100 thousand. That's a, that's a relatively small percentage, but where that money is really made up is in your sanitation department. You had a positive cash flow in that sanitation department, so that's the primary source for where those funds were made up. Any other questions?"

Mayor Samples: "Yeah, I, I do have one just as a, a matter of, an opinion, you know, just kind a like you'd express an opinion. I noted in the pie chart on expenditures for governmental funds..."

Mr. Harper: "Yep."

Mayor Samples: "...a the smallest area that in the past year that we, the town spent money on is a 1.54-percent for maintenance, and I don't know if you can answer the question, but that just seems like a real small amount of money given that the town's assets, which you covered earlier, I think were up to about \$19 million, \$20 million in assets, which a lot of those assets, of course, were fixed assets that just seems to me would require some degree of maintenance and, and so, what do you think about 1.4-percent. Is that something that we want to do a..."

Mr. Harper: "That clearly is a very small percentage, so that would be something that you could project going forward (\*\*) where you may invest more money in the improvements of those types of capital assets that you have. There's no question about that. There would be some normal type of maintenance that actually is absorbed in those funds, but the specific answer is that is a total ratio and that would be something that you might want to really consider going forward (\*\*) maintenance and basic improvements of your capital assets and that is something that would prolong its life and is a good management responsibility (\*\*)."

Mayor Samples: "Thank you. Thank you. Any other questions or comments for Mr. Poston? [sic] Thank you, sir. I appreciate it. I'm sure if, if members of, I would encourage members to take a look at the detailed document. There's a lot more information in there, and I'm certain that if you do, that that will raise other questions and I know that they would be happy to provide additional information for clarification purposes."

Mr. Harper: "Our information to get in touch with us in on these letter heads so you can get in touch us. We will be more than glad to respond to any questions specifically you might have, and we thank y'all very much."

Mayor Samples: "Thank you, sir. Have a Merry Christmas."

Mr. Harper: "Thank you."

**C. Keep Surfside Beach Beautiful Committee Recommendation – Adopt-a-Beach Program, Mr. Ralph Magliette.**

Mayor Samples: "The next item on the agenda is a recommendation from the Keep Surfside Beach Beautiful Committee. It is the Adopt-a-Beach program, and Mr. Ralph Magliette is gonna make a short presentation, and we welcome, we welcome you here, Ralph."

280 Mr. Magliette: "Very briefly, we are seeking to do a partnership with the South Carolina  
281 Department of Housing and Environmental Controls Office of Ocean and Coastal Resource Management  
282 who has recognized the need and desirability of litter free beaches. So what we're asking the council for  
283 is approval for the Keep Surfside Beach Beautification Committee to enter into a partnership agreement  
284 with them, and the requirement is a, from the State is that the beach area that is adopted be cleaned  
285 twice a year. However, given the beauty of our beach and that we're a tourist location, we get a lot of  
286 rate-ables [sic] from that the decision was made in talking with people and getting some initial  
287 agreements from volunteers that we really could do that on a monthly basis, so the goal of this a, a  
288 volunteers for the Adopt-a-Beach would be to on a monthly basis do a beach cleanup. I brought forward  
289 about a month ago the actual forms, there's an actual Adopt-a-Beach Cleanup form, which gives different  
290 types of wastes that are, that can be put into different specific categories and then there's a South  
291 Carolina website where the data is a basically sent to and the way we have envisioned it with volunteers  
292 is we have it broken up into basically specific bits going from 16<sup>th</sup> Avenue North down to 16<sup>th</sup> Avenue  
293 South which people can, volunteers can take one, two, three sections, and currently we have about 40-  
294 percent of these (\*\*) locations adopted. The critical part of the Adopt-a-Beach program and probably the  
295 most difficult part to do will be the beach accesses, because that seems to have the most amount of litter,  
296 and that would mean you have a parking, walking into the parking area, up the stairs, and over the dune,  
297 if it's a small area, again, you have the same problem going up over the stairway and then along the sand  
298 to the beach. That seems to be the area where you'll find the most amount of, of a litter, cigarette butts,  
299 those types of things, and that's also the most difficult type of little to pick up, because really you have to  
300 basically bend, bend over and pick it up with your hand. You can't use the a, the sand machinery that's  
301 used for the large areas on those small areas. It's basically something that has to be done manually, so  
302 the hope is that council will see fit to approve this program, and a give our chairman, Jim Toney, approval  
303 to enter into an agreement with the state to do this and to allow us to a post for volunteers to complete the  
304 sections we don't have any volunteers currently. The good thing about this program is that there's no  
305 requirement of town funds. There's no town labor required. There's no staff required. This is gonna be a  
306 hundred percent volunteer effort in conjunction with the Surfside Beach beautification committee, and the  
307 hope is that through the business committee and the beautification business subcommittee that we will  
308 have buy-ins for local businesses to hopefully adopt 1<sup>st</sup> Avenue North, Surfside Pier, and 1<sup>st</sup> Avenue  
309 South have adopted by local businesses as that seems to be the highest concentration of litter during the  
310 summer areas. So, hopefully, we will be able to get most of the area adopted, and then once that's done,  
311 we will present the complete application to the state and once we get approval we'll start our monthly  
312 cleanup efforts and hopefully, in six months and one year we'll be able to see a trend line to see what  
313 kind of garbage we pick up and what the duration of it is. You know, what areas are hot spots. What  
314 areas are relatively clean, and what kind of spike we, versus the tourists versus non-tourists areas.  
315 There's a lot of good data to be gleaned over time, and hopefully, that information will help us with any  
316 anti-litter campaign. Thank you."

317  
318 Mayor Samples: "Thank you, sir. Comments, questions? Questions or comments? Ms. Mabry."

319  
320 Ms. Mabry: "I just want thank you (\*\*.) Thank you so much for bringing this to council. It's a, to  
321 me, it's a great idea. It really shows that you're going a long way with the committee and thank you so  
322 much for the presentation."

323  
324 Mr. Magliette: "Thank you very much. All done?"

325  
326 Mayor Samples: "Thank you, sir. Appreciate it very much."

327  
328 Mr. Magliette: "Merry Christmas, happy holidays. God bless you all."

329  
330 Mayor Samples: "Likewise. Thank you."

331  
332 **D. Proclamations.**

333

334 Mayor Samples: "We've got a couple of proclamations. This says public works director Adair.  
335 I'm seeing shaking his head, so I'm gonna have Ms. Herrmann read the proclamation for Arbor Day. Now  
336 he's smiling. He's not shaking his head."  
337

338 **i. #12-77 Arbor Day, Public Works Director Adair.**  
339

340 Ms. Herrmann: "Don't worry, I'll get you. Arbor Day Proclamation this is Proclamation 12-77."  
341

342 Whereas, in 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that  
343 a special day be set aside for the planting of trees; and the holiday called Arbor Day was  
344 first observed with the planting of more than a million trees in Nebraska; Arbor Day is  
345 now observed throughout the national and the world; and trees can reduce the erosion of  
346 our precious topsoils by wind and water, lower our heating and cooling costs, moderate  
347 the temperature, clean the air, produce oxygen and provide habitat for wildlife; trees are a  
348 renewable resource giving us paper, wood for our homes, fuel for our fires and countless  
349 other wood products; trees in our town increase property values, enhance the economic  
350 vitality of business areas, and beautify our community; trees, wherever they are planted,  
351 are a source of joy and spiritual renewal. Now, therefore, I, Douglas F. Samples, mayor  
352 of the Town of Surfside Beach, do hereby proclaim December 7<sup>th</sup>, 2012 as Arbor Day in  
353 the Town of Surfside Beach, and I urge all citizens to celebrate Arbor Day and to support  
354 efforts to protect our trees and woodlands, and I further urge all citizens to plant and care  
355 for trees to gladden the heart and promote the well-being of this and future generations.  
356 It's dated this 28<sup>th</sup> day of November, 2012.  
357

358 **ii. #12-78 Congratulations Walter Spall, Retirement from US Coast Guard Auxiliary.**  
359

360 Mayor Samples: "Thank you. I guess we might as well go into the next proclamation, correct?"  
361

362 Ms. Herrmann: "As you wish."  
363

364 Mayor Samples: "I wish."  
365

366 Ms. Herrmann: "Okay. This is Proclamation 12-78. It's congratulations to Walter Spall who  
367 retired after 30 years of service to the United States Coast Guard Auxiliary."  
368

369 Whereas, Walter Spall is retiring after 30 long and fruitful years in the United States  
370 Coast Guard Auxiliary; and held a myriad of appointed and elected offices in the  
371 Auxiliary, including at the Flotilla Level finance, public education, material, marine safety,  
372 and operations; and whereas, Walter Spall was appointed the Division Staff Officer for  
373 Information Systems and Public Education, and in 1995, was elected Flotilla Commander  
374 of Flotilla 10-2 in Allentown, Pennsylvania, and also patrolled out of Sea Isle City in the  
375 Cape May area of the New Jersey shore; and over the years Walter Spall qualified as  
376 aids verifier, instructor, vessel examiner, coxswain, qualification examiner, and also  
377 earned the right to wear the coveted Operational Auxiliarist Program (AUXOP) device;  
378 whereas, Walter Spall retired and moved to Surfside Beach, South Carolina, and  
379 transferred his service to Flotilla 12-10 in Georgetown, South Carolina, continuing to  
380 actively serve in officer positions and on patrol; and more importantly, gaining  
381 appointment as Detachment Leader of the effort to establish a new Flotilla on the Grand  
382 Strand, and in 2010 being elected the first Flotilla Commander of Flotilla 12-04 allowing  
383 him to steer the Flotilla through its first formative year. Now, therefore, I, Douglas F.  
384 Samples, mayor of the Town of Surfside Beach, hereby congratulate Walter Spall on his  
385 successful completion of 30 years of service to the United States Coast Guard Auxiliary,  
386 and on behalf of the Town of Surfside Beach, its citizens and visitors, all of whom enjoy  
387 the beautiful beaches and Atlantic Ocean that is patrolled, protected, and guarded by the  
388 Coast Guard and its Auxiliary services, hereby offer congratulations to Walter Spall as he  
389 embarks on retirement. Be it so proclaimed this 30<sup>th</sup> day of November 2012.

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Ms. Herrmann: "It's signed Mayor Samples."

Mayor Samples: "Thank you."

**E. Department Reports**

Mayor Samples: "Moving right along to department reports. Planning, building and zoning, Sabrina Morris."

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

Ms. Morris: "Good evening, Mayor and Council. Staff issued a total of 98 permits in the month of November. We performed 108 inspections, and nine sets of plans were reviewed. We had two new residential permits issued; one on South Beach Drive and the other on South Palmetto Way. Two plans reviews for commercial, for commercial projects were submitted. One was the Waffle House that will be located on 17 North beside Dagwood's and DeFalco's added an addition to the rear of its existing garage. (\*\*) We received a total of 38 complaints in November from building without permits, nuisances, structures, structures in need of repair, and general property maintenance issues. We have notified the property owners of the violations, and will conduct follow-up inspections to ensure the violations are resolved. I think you have a full report, so if you have any questions, I'll be glad to answer those."

Mayor Samples: "Thank you. Any questions? Have a Merry Christmas. Moving right along, police report, Chief Keziah, Interim Chief Keziah."

*Clerk's Note: The written report is on file.*

**ii. Police.**

Chief Keziah: "Good evening citizens, Mayor and Council. This month was a very good month for us. Our calls for service were actually down for the first month in a while. We went down 11-percent. It gave us a little bit of time to, to actually do some building renovations in our building; to paint the department. We put some sweat equity, which I found out that I'm not a painter by trade. I think I put one gallon on the wall, and my wife says I put one gallon on my pants, so, but we have been busy getting those renovations done. Our arrests for this month were up 20-percent from last month, a correction, from last year, this month last year. It was up 20-percent. On our personnel actions, Matt Harper, who is the police officer that we hired that I told you about last month, he's completed his full field training program and he's released to full duty now, so we've got an extra police officer on the streets. Also, Nicole Solorzano, who was one of our dispatchers has recently been transferred to a police officer slot, and I'm taking her to the academy in Columbia tomorrow for her registration, so she'll go to the academy, hopefully, January, it might be February before the slot is available there. But we're pushing for January to get her out before Bike Week hits. So, it's exciting; we're excited for her. The, a, interviews for the open police officer slots and the communications officer slot are being held Thursday and Friday of this week. We've got interviews planned most of both days for those positions. We did do a corporal process and at the end of the process promoted patrolman Brian Clark to the rank of corporal. His first day as a supervisor was today, so I think his sleeves are a little bit longer with the, with the stripes on them now. He's gonna do a great job. I think most of you know Brian from the beach. He's been the beach patrol for the last couple of years in the truck. During November we did three community outreach events. We also conducted the 5 and 10K Turkey Trots when 13 officers came in on Thanksgiving morning, direct traffic and worked the event. It actually was lovely weather and I think it went real well. We also had two officers that participated in the public service commercial shoot that targets under aged drinking. You'll probably see the commercial running over the holiday season on some local TV stations, and the last thing I want to bring to your attention is the a trespassing program that we actually came up with draft proposal that will be delivered to the administrator for a legal review. This is the same type program that Myrtle Beach uses where the police can assist property owners who are not in town or are not on the

445 property, which enforces the trespass laws. It will take a change in the ordinance so that's one that the  
446 administrator will review. Other than that, does anyone have any questions? You have a full report."  
447

448 Mayor Samples: "Any comments or questions? Ms. Kohlmann."  
449

450 Ms. Kohlmann: "I just have a comment. Be afraid the trespass program is being prevented and I  
451 did want to say congratulations to Nicole being a female police officer, and I think it's great for the town."  
452

453 Chief Keziah: "Thank you. I'm not sure her husband thinks so, yet, so, but a, we'll bring him  
454 around. Thank you for your support and hope everybody has a safe holiday and a Merry Christmas."  
455

456 Mayor Samples: "Thank you, Rodney. Appreciate it very, very much."  
457

458 *Clerk's Note: The written report is on file.*  
459

460 **iii. Fire.**  
461

462 Mayor Samples: "Moving right along, we have a fire report."  
463

464 Ms. Fellner: "Thank you, and I guess something came up and he was not able to make it over  
465 here."  
466

467 Mayor Samples: "Well, we have a, we, we have the written report. Is there..."  
468

469 Ms. Fellner: "Right, and a, for the public's, I'll just say that there were 47 incidents, 35 of which  
470 were medical emergencies, and there were 16 fire inspections completed, public education events there  
471 were three, and six preplans were done. During the month of November all members attended three  
472 Monday night drills, live burns at the Murrells Inlet fire department training grounds, and also participated  
473 in a company drill on Saturday, November 10<sup>th</sup>. All of the required ISO drills were conducted to the  
474 requirements as set forth by the Insurance Service Organization, and Monday, November 19<sup>th</sup> all  
475 members of the department underwent their physicals that are administered once a year, and a, they all  
476 passed with the exception of one firefighter who had to go, who had to return to the doctor in the following  
477 week, and did so, and has been given a clean bill of health, and the last thing I wanted to mention is Chief  
478 Packard may be able to return to light duty on February 20<sup>th</sup>. That is the latest word we have on his  
479 surgery."  
480

481 *Clerk's Note: The written report is on file.*  
482

483 **F. Administrator's Report – Update on Current Events.**  
484

485 Mayor Samples: "Moving right along; the administrator's report."  
486

487 Ms. Fellner: "Very short tonight. There's just two items. The coyotes; our contract with Alpha  
488 Predator Removal service is expired without any successful captures. After investigating the area, they  
489 believe the coyotes have moved. They say that the cubs probably got big enough and there was so  
490 much human activity within the area that they decided to leave. A dollar figure for our expenditures to  
491 date is \$3,589, and we have not received any notification from the public recently regarding sightings of  
492 the creatures. So, at this point and since there's, since coyotes generally are seen mostly in the summer  
493 when they have pups, they're much more active, and prone to interface with the public at that time, a,  
494 may not want to proceed at this time. If council does wish me to proceed in the hiring of a contractor, I  
495 would need my authorization limit increased, because my limit is \$5,000, and most of the other  
496 contractors to even start are \$2,000. So that's where we are with the coyotes."  
497

498 Mayor Samples: "What are the druthers of council? Any comment? Councilman Smith."  
499

500 Mr. Smith: "Mr. Mayor, I think we've done enough and that since the public has not said anything  
501 about additional coyotes, I think we should terminate it at this point."  
502

503 Mayor Samples: "Ms. Dodge."  
504

505 Ms. Dodge: "I, I would also say that we should terminate it at this point. I think they've gone  
506 elsewhere. I do see (\*\*) out on the highway, but (\*\*) I think they're gone too. Thanks."  
507

508 Mayor Samples: "Ms. Kohlmann."  
509

510 Ms. Kohlmann: "I agree we should terminate it, especially there's no community here to say  
511 whether it worked or not or if they see them or not actually."  
512

513 Mayor Samples: "Well, I agree with that, but I would like to have a fallback position in the event  
514 this returns to us...:  
515

516 Ms. Fellner: "Absolutely."  
517

518 Mayor Samples: "..., and by that I mean there's gotta be some, some more drastic action that is  
519 allowable. I don't know what DHEC [sic] says, a, a, DNR, Department of National, Natural Resources.  
520 Let's find out. Okay. The methods that we used were clearly, didn't arrive at the outcome that, that I  
521 think we were striving for, and I'm glad they're gone, but I got a feeling they'll be back."  
522

523 Ms. Dodge: "Mr. Mayor."  
524

525 Mayor Samples: "Ms. Dodge."  
526

527 Ms. Dodge: "I have a friend who's an outdoorsman who recommended a group of people, we  
528 were mentioned, but it could be citizens or whoever, walk through the area where they're usually seen  
529 and as a group (\*\*) that will drive them out, and usually they (\*\*) so that might be a cost free way of doing  
530 something before we get into doing anymore."  
531

532 Mayor Samples: "Well, I'm gonna, I'm gonna remind you of that when the people come back  
533 and, and a, when they come back about the coyotes, okay. It's a good idea."  
534

535 Mr. Stevens: "Mr. Mayor."  
536

537 Mayor Samples: "Mr. Stevens."  
538

539 Mr. Stevens: "I have some friends with, with Winyah Bay Archery Club out of Georgetown, and a,  
540 I know that sometimes you have to take drastic measures, but these are experienced hunters, bow  
541 hunters, no guns, and if they do show up, that may be your best bet to get rid of them once and for all."  
542

543 Mayor Samples: "Thank you. Alright, anything else for the administrator, or..."  
544

545 Ms. Fellner: "Yes, just one last thing. The pier enhancement bid, last Thursday I sent council a  
546 copy of the proposed bid packet for the pier enhancements, and if there are no changes, staff would like  
547 to proceed with posting the bid."  
548

549 Mayor Samples: "I, I don't know if everybody's had a chance to review it. I know I have. I, I  
550 reviewed it and I certainly think we do need to proceed. Are there any objections to proceeding with the  
551 request for proposals? Thanks, so you have approval."  
552

553 7. **BUSINESS.**  
554

555 Mayor Samples: "Moving right along, we are now entering the business section, and I believe  
556 that a Mr. Stevens you, you have something that you wanted to say."  
557

558 Mr. Stevens: "Mr. Mayor, the business committee met on Thursday, December 6<sup>th</sup>, and they  
559 overwhelmingly supported and passed and approved Ordinance 12-0729 Overlay, so at this, with the a  
560 full support of the business committee at this time I would like to make a motion to reconsider the motion  
561 to defer Ordinance 12-0729 and move it to January, the second [sic] meeting in January."  
562

563 Mayor Samples: "There is a motion to reconsider the motion which was adopted which was to  
564 defer that ordinance until the second meeting of January, and so if I understand your motion to  
565 reconsider, it is to do it earlier? To bring it back sooner?"  
566

567 Mr. Stevens: "Yes, that's correct."  
568

569 Mayor Samples: "There's a motion on the floor."  
570

571 Ms. Dodge: "Mr. Mayor."  
572

573 Mayor Samples: "Ms. Dodge."  
574

575 Ms. Dodge: "I would second that motion. That sounds like a, a good move."  
576

577 Mayor Samples: "There's a motion; there's a second. Any discussion? Just for clarification  
578 purposes, then a does that mean that this will be on the next regular meeting's agenda?"  
579

580 Mr. Stevens: "Mr. Vote, Mr. Mayor, point of a, order. We have to a vote on the motion to  
581 reconsider first, and then we'll go to a second motion."  
582

583 Mayor Samples: "I, I stand corrected. Any other discussion? All in favor say aye."  
584

585 All Members: "Aye."  
586

587 Mayor Samples: "Hearing none, the motion to reconsider is approved."  
588

589 Mr. Stevens: "Mr. Mayor."  
590

591 Mayor Samples: "Mr. Stevens"  
592

593 Mr. Stevens: "If I may, I would like to make a motion to place Ordinance 12-0729 the town  
594 overlay on the first meeting January 8<sup>th</sup> council meeting as the first item in the business for consideration  
595 for second reading."  
596

597 Mayor Samples: "Just for clarification purposes, there is a motion, but before we proceed to a  
598 second, is that the proper way to handle a motion to reconsider? So you can substitute a motion after the  
599 motion, after the motion, after the motion to reconsider is approved."  
600

601 Ms. Herrmann: "The council, excuse me, Mr. Mayor, you want me to continue?"  
602

603 Mayor Samples: "I do."  
604

605 Ms. Herrmann: "The council has to agree to reconsider the question. Now that council has  
606 agreed to reconsider the question, a new motion to offered determining the course of action for the  
607 business item."  
608

609 Mayor Samples: "Very good. Want to state, restate the motion or you want to read the motion?"  
610

611 Mr. Stevens: "The motion is to bring Ordinance 12-0729 to the next council meeting on January  
612 8<sup>th</sup> and put it on in the business section for A and for second reading."  
613

614 Mayor Samples: "Thank you. There is a motion."  
615

616 Mr. Smith: "Second."  
617

618 Mayor Samples: "Any discussion. All in favor say aye."  
619

620 All Members: "Aye."  
621

622 Mayor Samples: "Opposed? Hearing none the motion is adopted."  
623

624 **A. Second Reading Ordinance #12-0727 to amend §9-16 Decals and Exemptions for**  
625 **Parking Decals, Councilmember Kohlmann.**  
626

627 Mayor Samples: "Alright, the first regular business item would be the second reading of  
628 Ordinance 12-0727 to amend Section 9-16, decals and exemptions for parking decals. This is second  
629 reading. Can I get a motion?"  
630

631 Mr. Stevens: "Mr. Mayor, I'd like to make a motion that we adopt second reading of Ordinance  
632 12-0727."  
633

634 Mayor Samples: "There is a motion."  
635

636 Mr. Smith: "Second."  
637

638 Mayor Samples: "Any discussion? Clarification, in the ordinance itself it talks about nonresident,  
639 section a, we require proof it says verification of proof of residential property ownership. Do we require  
640 the same proof with respect to the golf carts, the vehicles? That's a question."  
641

642 Ms. Kohlmann: "Ask that again."  
643

644 Mayor Samples: "Well, the change to the ordinance, which is in green, it says decals issued for  
645 full time residents and non-resident residential property owner vehicles, including golf carts. All persons  
646 residing or owning residential property within the corporate limits of the town shall be entitled to one free  
647 decal per vehicle to be issued by the town upon verification of current vehicle registration or verification of  
648 proof of residential property ownership, and I guess what I want to say is that I presume that that means  
649 when we verify their vehicle registration, that in fact that vehicle is registered in the town, but we don't say  
650 that."  
651

652 Ms. Kohlmann: "Mr. Mayor."  
653

654 Mayor Samples: "Ms. Kohlmann,"  
655

656 Ms. Kohlmann: "It would be done the same way it's done currently. We give out stickers to, they  
657 pay currently for parking stickers, so it would be the same format that's already in place. It's already  
658 being done."  
659

660 Mayor Samples: "What verification of proof of residential property ownership are you expecting  
661 to see?"  
662

663 Ms. Kohlmann: "The same one that we are currently using, which that would be up to staff does  
664 that I don't know exactly what they do like when you go up to get your anything through the town, you  
665 have to present what it is they're asking you for then."  
666

667 Mayor Samples: "Right now they don't require proof or verification of property ownership."  
668

669 Ms. Kohlmann: "For the parking sticker."  
670

671 Mayor Samples: "No."  
672

673 Ms. Kohlmann: "For the parking sticker..."  
674

675 *(Two speaking at once.)*  
676

677 Mayor Samples: "What, what they require, what they require now is, is they require a vehicle  
678 registration that shows that the vehicle is registered in the Town of Surfside Beach, which is separate  
679 than and different from and distinct from property ownership. I don't have a problem adopting it. I just  
680 want when, when staff goes to implement it, I guess they'll know what we mean."  
681

682 Mr. Smith: "Mr. Mayor, I'd like to offer a suggestion, then. The verification of proof of residential  
683 property ownership would be their tax notice with their names on it, and that should correspond to their  
684 vehicle registration, have the same names."  
685

686 Mayor Samples: "So, you're adding that to the ordinance, or just..."  
687

688 Mr. Smith: "No, sir. That's just a clarification."  
689

690 Mayor Samples: "For the record, and we are taking verbatim? We'll decide that later then, okay.  
691 For the record, I would like Mr. Smith's comments recorded verbatim. Okay, thank you. All in favor, say  
692 aye."  
693

694 All Members: "Aye."  
695

696 Mayor Samples: "Opposed?"  
697

698 **B. Second Reading Ordinance #12-0732 to amend §9-7 No Parking Places,**  
699 **Councilmember Kohlmann.**  
700

701 Mayor Samples: "Moving right along, this also second reading to amend no parking, this is  
702 section, let me get it right, this is Ordinance 12-0732 to amend Section 9-7 no parking spaces. If I could, I  
703 would like, would you like to make a motion to suspend the rules so we can have some discussion?"  
704

705 Ms. Mabry: "I move we suspend the rules."  
706

707 Mayor Samples: "There is a motion."  
708

709 Mr. Smith: "Second."  
710

711 Mayor Samples: "There is a second. All in, Mr. Smith, all in favor say aye."  
712

713 All Members: "Aye."  
714

715 Mayor Samples: "Opposed? Will you defer to me? This, this ordinance is also up for second  
716 reading, and I'm not certain if, if it's been well thought out. This ordinance, a, is not clear to me what the  
717 intent is. The intent is to eliminate parking on Ocean Boulevard. It does that. It eliminates parking on  
718 Ocean Boulevard for all practical purposes. The part that bothers me in, in the way the ordinance is  
719 written, well, many things bother me in the way it's written. But, it doesn't say R-3. It doesn't say Ocean  
720 Boulevard. It doesn't say C-3. So, it's applicable throughout the town. Now, just for the record, and I  
721 don't think Ms. Dodge will mind me clarifying, there were comments made at the last meeting and the  
722 record will show that it was stated that South Carolina law prohibits parking 10-feet within a driveway.

723 Well, that just isn't so. South Carolina law does not do that. The reason that I bring it up, because if you  
724 live in R-1, or you live in R-2, or you live in R-3, wherever you live, you're parked in a right-of-way in front  
725 of your own house or a friend of your is, and they're within 10-feet of your driveway, technically, this  
726 ordinance passes, it's illegal. Now, we're either gonna enforce the laws as written or we better start  
727 writing them as we intend them. That's a technical part. The fact of the matter is this is bad for business  
728 in the Town of Surfside Beach. Like it or not, we're a beach town. We're not a gated community. People  
729 have been parking on Ocean Boulevard forever, and this is a backdoor attempt... 10 feet of driveways,  
730 10-feet or 5-feet of rights-of-way, 10-feet, 10-feet of rights-of-way... I'm sorry, of driveways, beach  
731 accesses, which it was determined we have 32 of. I would ask a simple question, how, does anybody  
732 know how many parking spaces this is gonna eliminate on Ocean Boulevard?"

733  
734 Ms. Kohlmann: "Mr. Mayor."

735  
736 Mayor Samples: "Ms. Kohlmann."

737  
738 Ms. Kohlmann: "I do believe an extensive report was given by the parking committee. It was  
739 very extensive with a whole listing of the 89 spaces that they could free up for additional parking on  
740 Ocean Boulevard. In addition to that..."

741  
742 Mayor Samples: "(\*\*)... are you answering the question? There're 89."

743  
744 *(Two speaking at once.)*

745  
746 Ms. Kohlmann: "(\*\*)... exactly how many spots. There's not really technically legal spots as it is  
747 now, because there's no parking signs at every single beach walk, and people park there. So there are, it  
748 says no parking right on every single beach access."

749  
750 Mayor Samples: "It says no parking at the beach access, and I believe that means in front of the  
751 beach access. There is no 10-foot requirement at this point in time."

752  
753 Ms. Kohlmann: "Okay, then it's within 20-feet of a crosswalk by state law. So, every beach  
754 access technically, I mean if you're looking at, I'm, just let me finish, Mr. Mayor, if you're looking at state  
755 law, which I believe you're all gonna go there shortly, technically 20-feet from every crosswalk, and if  
756 you're telling them to, to apply the rules the way the rules should be, then you're losing even more  
757 because 20-feet from each crosswalk. I'm looking at 10-feet."

758  
759 Mayor Samples: "But, we're talking about 30-feet from the intersection, and in fact, the way the,  
760 in fact the way that the public works department has drawn the yellow line, because of line of sight issues,  
761 I get it. I get that, okay. I get that from a safety standpoint. What I don't get, speaking plainly, are these  
762 other additional eliminated parking. I just don't get it."

763  
764 Ms. Kohlmann: "May I offer a solution, Mr. Mayor?"

765  
766 Mayor Samples: "Yes."

767  
768 Ms. Kohlmann: "Okay (\*\*)"

769  
770 Mayor Samples: "Was that something submitted to the council or is that...?"

771  
772 Ms. Kohlmann: "No, it's just pictures that I took..."

773  
774 Mayor Samples: "Is that something new tonight?"

775  
776 Ms. Kohlmann: "I just did it in the last hour before the meeting. Just pictures for reference just so  
777 you can see what I'm trying to explain. I just want to explain myself. If you don't want to accept, fine."

778

779 Mayor Samples: "I want to see them. I'd like to see them in time to consider them. (\*\*) second  
780 reading."

781  
782 *(Two speaking at once.)*  
783

784 Ms. Kohlmann: "(\*\*\*) Well, this has been going on forever and ever, and I think that we've all  
785 decided compromise is really important in town, and just because there's an issue that nobody can seem  
786 to come up with anything doesn't mean that we don't address it, even if it's just a little tiny thing, and if it  
787 doesn't work, we go back and we don't do it or we change it again. But, just saying we have a problem  
788 and then not doing anything about it over and over each time new people come up here, I don't, I don't  
789 think it's really helping, but what this is, is there are locations and I would like, actually like the council to  
790 consider a consensus to have staff go along maybe with John Adair or whoever to look at these locations.  
791 Now these locations here are all locations along Ocean Boulevard and I, I found 52 parking spaces, and  
792 there's no parking signs there, but when I asked who put those no parking signs up, and well logically (\*\*),  
793 nobody seems to know. There were put up there by prior administration, even three years ago in the  
794 minutes you said you didn't know who put them up there. They were there and you don't know who put  
795 them there..."

796  
797 Mayor Samples: "That's right. I still don't."

798  
799 Ms. Kohlmann: "...Okay..."

800  
801 Mayor Samples: "I still don't know who authorized them."

802  
803 Ms. Kohlmann: "And if you look there's even one that stands out a lot between 8<sup>th</sup> and 9<sup>th</sup>  
804 Avenue South right on Ocean Boulevard. It's the safest place on Ocean Boulevard for our beach goers to  
805 park. There's at least seven spots there, and there's no parking signs there, and on the west side of  
806 Ocean Boulevard it's safe and I think that when you're looking at the 10-foot from driveways, this isn't  
807 about eliminating parking because Ocean Boulevard has plenty of parking on both sides, even when you  
808 incorporate this, and Ocean Boulevard has never been to the point that there's not a spot to be had on  
809 Ocean Boulevard from beach goers except during 4<sup>th</sup> of July. So you're not really telling people they can't  
810 park there. It's a safety issue."

811  
812 Mayor Samples: "How many parking spaces will remain on Ocean Boulevard if this ordinance is  
813 adopted as is? Do you know?"

814  
815 Ms. Kohlmann: "Well, if you re [sic,] if you would have staff review these 52 spots that are now  
816 taking with no parking signs that were just put up there by somebody and arbitrarily posted, then I don't  
817 think we're having a problem. We're giving you more than we're taking away. I don't know the exact  
818 number of the beach access, because I don't believe that it is anything, because it's already 20-feet from  
819 a crosswalk. I don't think we're taking anything away from the beach accesses."

820  
821 Mayor Samples: "Any other comments?"

822  
823 Ms. Mabry: "Alright, I'm not gonna get emotional, because it's just about the facts. State law  
824 states you cannot park within 30-feet of a signal light, stop sign, flashing beacon, or (\*\*\*) the roadway. It  
825 does not say within 30-feet of all intersections, and we're gonna have to be very careful about  
826 implementing laws that are only good for the Town of Surfside Beach. Nobody else in South Carolina has  
827 these rules. How are they possibly gonna know, and how is the police department gonna enforce this  
828 when we are making up laws that don't even apply to South Carolina? I think that could be ambiguous at  
829 best. Then on number 4 it says in front of a driveway. Well, this is what the law says. You cannot park in  
830 front of a driveway or near enough to hinder the driveway use by others. It has no other meaning. That's  
831 state law. So, if you and I decide that that's what we know, that's what we've been taught, and I did talk  
832 to Columbia, they told me where to get this in writing. How are we gonna enforce it if it's, in fact, 10-feet  
833 from the driveway? Who's gonna know? Nobody, and then we have on number 5, who determines  
834 property owner? It says that any private property without consent of owner. That is, and I think the intent

835 was a good intent the way I read it, so that if you push people off of the Ocean Boulevard you don't want  
836 them parking into the residential area. However, how are our policemen possibly gonna know who's a  
837 property owner, who's a renter, who's a visitor, who came into town? My brothers come here from  
838 Virginia, Florida, and North Carolina. I park in their yard. I have permission. If you rent, you have implied  
839 permission from the owner, so it is impossible to enforce the biggest part of this ordinance. If you want to  
840 remove parking from Ocean Boulevard, the best thing to simply say is we want to remove it. It's gonna  
841 be plain and simple. It's gonna be easily enforced. We just put up the right signage. I'm not for it. I  
842 probably would never vote for it, because of our parking situation, although I do love the idea in my heart.  
843 I just don't know that it's a practical idea. We have to go by, we cannot just arbitrarily come up here and  
844 make laws that are not enforceable, and this goes throughout the entire town. It does not address Ocean  
845 Boulevard separately. It is through the entire town, and there you're gonna spot, well, really didn't mean it  
846 for R-1, but I kind a mean it for R-3, but we're not gonna enforce it there. When you make an ordinance,  
847 you better be ready to enforce that whole ordinance to the full extent of the law. I think it needs to go  
848 back. I think the intent needs to come back to council exactly what you mean to do. Do it openly, do it  
849 honestly, and let's just get it done, and I think as a, a, talk to the police department. Talk to the attorneys,  
850 and let's get it done the proper way."

851  
852 Mayor Samples: "Mr. Smith."

853  
854 Mr. Smith: "I think that this wording is okay the way it is. Item 1, 2, 3, 5, and 6 were in the  
855 ordinance. The change was made, this was the previous wording: any place where vehicles would block  
856 the use of a driveway or parking lot. These are the words that were added in place of that sentence:  
857 within 10-feet of a beach access, driveway, or entrance and exit to a parking lot. Now the reason we did  
858 that, at least we want to do that, is because that's the safety issue. When you're coming out of a beach  
859 access or a driveway and somebody is parked close to the driveway, the visibility is reduced. It's  
860 impossible to get it precise like some folks want it, but this is a good attempt. You know, a lot of people in  
861 town who would like no parking on Ocean Boulevard, but if we did that, those spaces mentioned by  
862 Councilman [sic] Kohlmann would not be available. So where there is availability, I think we should allow  
863 them to park on Ocean Boulevard, and where there is not availability, like within 10-feet of a driveway, we  
864 need to stop them, and as far all over town, I know next to my driveway, I wouldn't want somebody being  
865 within 10-feet of my driveway, if they're parked on the right-of-way, and so, I think it's, will be applied  
866 evenly by our police. I think that they are intelligent, and responsible. They do a good job of protecting  
867 our town, and I think that they'll have the where with all to enforce this ordinance properly. This is a good  
868 change to the ordinance. A lot of people have been working a long time, not just this council, but  
869 previous council's have been trying to do something. Fortunately now we have people that are interested  
870 in moving forward on this. We've got the parking committee that made the recommendation, and I think  
871 it's time to move forward."

872  
873 Mayor Samples: "Thank you."

874  
875 Ms. Dodge: "Mr. Mayor."

876  
877 Mayor Samples: "Ms. Dodge."

878  
879 Ms. Dodge: "First of all, I made the comment at a meeting that there was a state law which said  
880 there was, there was a prohibition of 10-feet from a driveway. I was mistaken. I told the mayor I was  
881 mistaken, but the 10-feet is a safety issue for somebody backing out of a driveway. You cannot see.  
882 Ocean Boulevard is an absolute mess. I was gonna say something really awful, cluster, but it's a mess.  
883 In the summertime and people are at risk, and if we pass this ordinance and it is applicable all over town,  
884 that's a good thing. We want people to come here to go to our parking lots. That's why we built them,  
885 and if we're going to skirt the issue, then we're going to continue to have empty parking lots except on the  
886 4<sup>th</sup> of July, maybe, unless somebody can find somebody's yard to park in, but I think this is a good  
887 regulation. I think it's well written, and I certainly would be for it."

888  
889 Mayor Samples: "I, I have one last comment, because it is a bad, in my judgment, and we'll just  
890 have to agree to disagree. I think it's inappropriate to apply this throughout the town. I don't think, I think

891 what we're doing is, a, we're using a hammer to solve a particular issue that a small group of people  
892 have. The fact of the matter is that for 12 weeks out of the year we want Ocean Boulevard full. It's what  
893 keeps your taxes low. It's what brings people to town. I, I see people shaking their head. They don't  
894 know the numbers. I asked the, the question I asked a little while ago, how many parking spaces will  
895 remain on Ocean Boulevard. No one knows the answer to that. No one wants to know the answer to  
896 that, because in fact it is a back door attempt to eliminate parking on Ocean Boulevard."  
897

898 Ms. Mabry: "I just have one question, and if the interim chief can answer this, how can you ticket  
899 someone that does not have any knowledge of that law, and since it's not South Carolina law, how can  
900 we go up and ticket someone that has no idea that they're parking illegally, unless we're willing to put no  
901 parking signs every 10-feet of every single driveway. Now, if you're willing to do that, and I think that'd  
902 look a little bit worse than the cars do, but if you're willing to do that, fine, but nobody knows this law  
903 exists except the people in this room tonight, and we expect all of our visitors, and I know what's gonna  
904 happen, somebody's gonna stand right up at the podium and say, well I drove down Surfside Drive or I  
905 rode down Ocean Boulevard and there're cars parked everywhere, and they're not being ticketed, and  
906 they won't have a clue that they're even parking illegally, and I just want to know how we can burden our  
907 police department and ask them to do something that's really and truly a made-up law here tonight."  
908

909 Ms. Kohlmann: "Mr. Mayor."  
910

911 Mayor Samples: "Ms. Kohlmann."  
912

913 Ms. Kohlmann: "Well, I had discussion with Chief Keziah, and a, I, first I'm offended that you  
914 think it's a back door deal. I don't think that's a fair thing to say, because a lot of work was done on this  
915 by other people and myself, so I take offense to that. But, we'll just move along, and it is done in many  
916 places, some places are 5-feet from driveways, some are 10, and some are 15 depending upon what  
917 state you look at or town, and (\*\*) the fact that you saying it would be a selected enforcement, well, Town  
918 of Surfside Beach already does selective enforcement. They do it with fireworks, they do it with smoking  
919 on the beach, they do with golf carts. This is falling right into the line of what Surfside Beach does, and  
920 it's not, it should not be looked at the way you're looking at it. It should be a tool. It's just simply another  
921 tool for the police officers, because there are people in this town that have a problem getting in and out of  
922 driveways, and they're, and it's, and it's a constant battle for some of them. I don't think that this is gonna  
923 be the police officers are gonna go out there and start ticketing everybody. They don't do that now with  
924 the regulations. We don't want to run tourists off. That's not what this is about. This is about an older  
925 person has a car parked there every single day, the same car, and all he can say is call the police and  
926 ask them to send the officer and just ask the people to move the car. If they don't move the car, then they  
927 have a tool now, the tool is they ticket it. I don't see anything wrong with this. I think people are reading  
928 way too much into it and it's safety more than it is anything else."  
929

930 Ms. Dodge: "Mr. Mayor."  
931

932 Mayor Samples: "Ms. Dodge."  
933

934 Ms. Dodge: "I agree with Ms. Kohlmann, and I resent this being called a backdoor effort to do  
935 anything. I don't go in the backdoor. I go to the front door and I speak out, and that's what we are doing  
936 with this."  
937

938 Mayor Samples: "Well, I appreciate the way you feel, and, and I understand you feeling that way.  
939 Rest assured, I really believe what I'm saying also, because the fact is, is that there's been talk about  
940 eliminating parking on Ocean Boulevard for a number of administrations. I, I know, I served. I was  
941 against it then. I'm against it now. I still believe this is a backdoor attempt to eliminate parking on Ocean  
942 Boulevard. But, we'll find out, folks, understand, we're gonna vote, understand. In the peak of the  
943 season, we will have the opportunity to review what it is we have done. Any other discussion?"  
944

945 Mr. Stevens: "Mr. Mayor."  
946

947 Mayor Samples: "Mr. Stevens."  
948

949 Mr. Stevens: "I support this law. I think it's a good thing. I have been in the Myrtle Beach, and  
950 Myrtle Beach is basically eliminated parking on Ocean Boulevard from 27<sup>th</sup> Avenue or 29<sup>th</sup> Avenue South  
951 all the way up to about 29<sup>th</sup> Avenue North. So, they have done it. It didn't hurt their business. They still  
952 have plenty of people, plenty of tourists. I don't think it's gonna affect anybody. Riding back from church  
953 on Sunday, I did notice that there was a fire hydrant right next to a beach access. Rode down next to one  
954 of the other, our fellow councilmen asked me to look at the area down on 1<sup>st</sup> Avenue and 2<sup>nd</sup> Avenue at  
955 the fire hyd [sic,] hydrant right next to the beach access. I saw a lot of beach accesses within 5- to 6-foot  
956 of a driveway. So if you park there, you're gone [sic] block a driveway. I rode all the way down the  
957 boulevard to Melody Lane and I saw many places where cars just can't park, and if they're parking there,  
958 then they're also parking on the sidewalk as well. I would say also that I, I noticed that the fellows  
959 working and putting trees out, and they're blocking the part where parking would be. If we do something  
960 like put bushes and trees up and down the Ocean Boulevard that will, we don't have to put signs, and I  
961 was looking at the pictures here, and I've walked by, this picture right here, 1<sup>st</sup> Avenue North between  
962 Ocean and Dogwood at least two to three hundred times since I've been in, in town, and it says no  
963 parking between signs, and I also often wondered why, where these signs came from, but it says at any  
964 place where official signs prohibit parking, you can't park there. Got to do something about parking, and I  
965 think this is the right step in the right direction. Thank you."

966  
967 Mayor Samples: "All in favor say aye."  
968

969 Unknown Speakers: "Aye."  
970

971 Mayor Samples: "Oh, I'm sorry, we have a motion, you're right. Good, good. There is a motion  
972 to come in under the rules?" (*Not audibly recorded*: Ms. Mabry indicated she moved to reconvene  
973 regular session. Mr. Smith seconded.) "There's a motion, there's a second. All in favor say aye."  
974

975 All Members: "Aye."  
976

977 Mayor Samples: "Alright. I need a motion. We need a motion to adopt the ordinance. Mr.  
978 Smith."  
979

980 Mr. Smith: "Mr. Mayor, I move that we adopt second reading of Ordinance 12-0732, to amend  
981 Article 9-7, No Parking Places."  
982

983 Mayor Samples: "There is a motion."  
984

985 Mr. Stevens: "Second."  
986

987 Mayor Samples: "Mr. Stevens seconds. Any discussion? All in favor say aye."  
988

989 Unknown Speakers: "Aye."  
990

991 Mayor Samples: "Opposed."  
992

993 Mayor Samples: "No."  
994

995 (*Not audibly recorded*. Clerk asked for clarification on vote. Councilmembers Dodge, Kohlmann,  
996 Smith and Stevens voted in favor. Mayor Samples and Mayor Pro Tempore Mabry voted against.)  
997

998 **C. Second Reading Ordinance #12-0733 to amend §2-61(b) Volunteer Advertising in Daily**  
999 **Newspaper and §2-61(j) Annual Committee Reports, Councilmember Dodge.**  
1000

1001 Mayor Samples: "Moving right along. The second reading of Ordinance Number 12-0733 to  
1002 amend second Section 2-61, subsection (b,) volunteer advertising in daily newspaper, and Section 2-61,  
1003 subsection (j,) annual committee reports."  
1004

1005 Mr. Stevens: "Mr. Mayor."  
1006

1007 Mayor Samples: "Mr. Stevens."  
1008

1009 Mr. Stevens: "I'd like to make a motion to adopt this."  
1010

1011 Mayor Samples: "There is a motion."  
1012

1013 Ms. Dodge: "Mr. Mayor."  
1014

1015 Mayor Samples: "Ms. Dodge."  
1016

1017 Ms. Dodge: "I second."  
1018

1019 Mayor Samples: "There is a second. Any discussion? All in favor say aye."  
1020

1021 All Members: "Aye."  
1022

1023 Mayor Samples: "Opposed? The motion is adopted."  
1024

1025 **D. Second Reading Ordinance #12-0735 to amend Business License Ordinance for the**  
1026 **Collection of Insurance Broker's Tax, and Agreement with MASC for collection of Insurance**  
1027 **Broker's Tax, Treasurer Hursey.**  
1028

1029 Mayor Samples: "Second reading Ordinance Number 12-0735 to amend Business License  
1030 Ordinance for the collection of insurance broker's tax, and agreement with the Municipal Association of  
1031 South Carolina for the collection of insurance broker's tax. This is second reading, can I, Mr. Smith."  
1032

1033 Mr. Smith: "Mr. Mayor, I move that we approve second reading of Ordinance 12-0735."  
1034

1035 Mr. Stevens: "Mr. Mayor, I second."  
1036

1037 Mayor Samples: "There's a motion. There's a second. Any discussion? All in favor say aye."  
1038

1039 All Members: "Aye."  
1040

1041 Mayor Samples: "Opposed? The motion is adopted."  
1042

1043 **E. First Reading Ordinance #12-0736 to amend §11-5(a) Nepotism and Favoritism Policy,**  
1044 **Administrator Fellner.**  
1045

1046 Mayor Samples: "This is a, first reading of Ordinance #12-0736 to amend Section 11-5,  
1047 subparagraph (a) nepotism and favoritism policy. Ms. Fellner, will you bring us up to speed on this."  
1048

1049 Ms. Fellner: "Thank you, Mr. Mayor. The, this is the first reading or Ordinance 12-0736 to amend  
1050 11-5(a) nepotism and favoritism policy to include the sentence "in no case shall relatives of the town  
1051 administrator or town councilmembers be considered eligible for employment with the town. This came  
1052 out of changing our personnel policy and that has been changed, but in order, I was directed by council to  
1053 come back with an ordinance specifically including that line and so that is pretty completely with our  
1054 personnel policy manual now."  
1055

1056 Mayor Samples: "Any questions? Just for clarification purposes, does considered not eligible is  
1057 that the same as ineligible?"

1058  
1059 Ms. Fellner: "That is."

1060  
1061 Mayor Samples: "Thank you. Any other comments? Mr. Smith."

1062  
1063 Mr. Smith: "I move that we adopt first reading of Ordinance Number 12-0736."

1064  
1065 Mayor Samples: "There is a motion."

1066  
1067 Mr. Stevens: "I second."

1068  
1069 Mayor Samples: "There is a second. A, Mr. Stevens. Any discussion? All in favor say aye."

1070  
1071 All Members: "Aye."

1072  
1073 Mayor Samples: "Opposed? The motion is adopted."

1074  
1075 **F. Resolution #12-121 to amend allowing Randy Harrison to serve.**

1076  
1077 Mayor Samples: "Resolution number 12-121 to amend allowing Randy Harrison to serve, to  
1078 serve. Ms. Herrmann."

1079  
1080 Ms. Herrmann: "At the last council meeting Mr. Harrison had submitted his statement of interest  
1081 to serve on the town's historical board, and council approved by motion to amend this resolution to allow  
1082 him to serve, and the changes in the resolution are the preamble, which now states:

1083  
1084 Whereas, Town Council unanimously approved amending this resolution at its November  
1085 27, 2012 meeting to allow Randy Harrison, the son of the town's first mayor, The  
1086 Honorable T. J. Harrison, to serve as a board member of the Surfside Beach Historical  
1087 Board,

1088  
1089 Now, therefore, Resolution 12-121 to Create Surfside Beach Historical Board is hereby  
1090 amended and shall henceforth state:

1091  
1092 And the changed paragraph is:

1093  
1094 Be it further resolved, that Randy Harrison, son of the town's first mayor, The Honorable  
1095 T. J. Harrison, shall be allowed to serve as a member of the Surfside Beach Historical  
1096 Board for a 4-year term, said term to be renewed at Town Council's pleasure.

1097  
1098 All other portions of the resolution remain the same, Mr. Mayor."

1099  
1100 Mayor Samples: "Thank you. Can I get a motion?"

1101  
1102 Mr. Smith: "Mr. Mayor, I move that we adopt Resolution 12-121."

1103  
1104 Mayor Samples: "As amended?"

1105  
1106 Mr. Smith: "As amended."

1107  
1108 Mayor Samples: "Is there a second?"

1109  
1110 Ms. Dodge: "Second."

1111

1112 Mayor Samples: "There is a second. All in favor say aye."

1113  
1114 All Members: "Aye."

1115  
1116 Mayor Samples: "Thank you."

1117  
1118 **G. Business Committee Vacancies (Deferred until after Executive Session.)**

1119  
1120 Mayor Samples: "Alright, the next item would be the business committee vacancies, which we  
1121 will determine in executive session."

1122  
1123 **8. DISCUSSION - Any matters of concern or information to be discussed by Town Council.**

1124  
1125 Mayor Samples: "Moving right along, we have a discussion, Section number 8, discussion, any  
1126 items of interest to councilmembers. We'll begin with a, Ms. Fellner is gonna bring us up to speed on  
1127 something that I know was sent to us in our email this morning, I believe. The agreement, bylaws review  
1128 of the Surfside Beach Youth Sports Association."

1129  
1130 **A. Agreement and Bylaws Review – Surfside Beach Youth Sports Association, Inc.,**  
1131 **Administrator Fellner.**

1132  
1133 Ms. Fellner, "Yes, Mr. Mayor. This morning I received from the attorney a set of the revised  
1134 bylaws and (\*\*), a proposed contract, and the articles of incorporation, and the attorney has my  
1135 comments regarding these documents, and the only item he did not alter that I noticed in the documents  
1136 he sent back and we discussed that today. The only one that I requested that he alter was under dispute  
1137 resolution via the circuit court, and I'll let him explain to the council why he did not, why he elected not to  
1138 do that."

1139  
1140 Mayor Samples: "Mr. Moss."

1141  
1142 Ms. Moss: "Thank you, Mr. Mayor and members of council. As Ms. Fellner said, she did offer  
1143 several comments to the proposed agreement that I circulated and I did incorporate all those save one,  
1144 and I did not incorporate that one, frankly, because I didn't know what to put in there instead. What she  
1145 had proposed would be was that a decision of council might be the final resolution of any dispute, but  
1146 explicitly you have that anyway, because in the agreement the council can terminate the whole  
1147 agreement upon 30-days notice. So you have that, that power to resolve disputes irregardless [sic] of  
1148 what we put in here, and so, really, I mean I hope there is never a day when there's a dispute between  
1149 the Youth Sports Association and the town, but assuming there is, somebody needs to decide that  
1150 dispute in a, in a fair agreement that's not the town and not the Youth Sports Association, and it could be  
1151 a court, and frankly that's the provision that I had in the draft contract language I used to start with. We  
1152 could also put an arbitration provision in there that says that the parties have to arbitrate any dispute and  
1153 that could be final. We could also put a mediation agreement that says before anybody can go to court  
1154 they must participate in so many hours of mediation, and so there's all kinds of alternatives there, and it  
1155 wasn't that I was disputing what Ms. Fellner had asked for, I simply didn't know what to put or what would  
1156 be the pleasure of the town. If you prefer a mediation requirement, if you prefer an arbitration or to leave  
1157 it at the circuit court for resolution, recognizing all the time that you have the ultimate power to terminate  
1158 the whole agreement upon 30-days notice."

1159  
1160 Mayor Samples: "Just to follow up on that questions, in the event, or in worst case there was  
1161 some form of dispute, and then the town elected to terminate, is there, is there some form of a hold  
1162 harmless that the town could be guaranteed."

1163  
1164 Ms. Moss: "I'm not, in this particular provision, the entire agreement is terminable completely  
1165 upon 30-days written notice."

1166  
1167 Mayor Samples: "What if they dispute our ability to terminate it?"

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Mr. Moss: "Well, there's an example of a dispute that you would have with them, but you have an express right to terminate it. As a matter of fact, there's two termination provisions in this draft. One is that the town can terminate upon 30-days notice, and then also, the Youth Sports Association can terminate, I believe it's, I believe I put a 120-days..."

Mayor Samples: "A 120-days and not during the season."

Mr. Moss: "...and not during the season, so I don't know how they could realistically dispute that, but that power's there, but if they did dispute it, the court or an arbitration proceeding would be the right place to make that decision."

Mayor Samples: "That's fine. I don't have any, you've answered my question. Any other councilmembers questions?"

Mr. Smith: "Mr. Mayor,"

Mayor Samples: "Mr. Smith."

Mr. Smith: "What is, what is the exact wording in the document now?"

Mr. Moss: "You mean as to termination?"

Mr. Smith: "Yes, of, of a dispute."

Mayor Samples: "Dispute."

Mr. Moss: "Okay, I'll find it..."

Mayor Samples: "By the way, we're not gonna, this is not for vote tonight or anything like that. This is for information. I know you just got the material this morning, but it's something that we wanted to bring you up to speed on and..."

Mr. Moss: "Mr. Smith, Section 9 of the draft that I sent you this morning, it says the town shall have the right upon 30-days written notice to the SBYSA to terminate this agreement and any and all licenses granted herein, and thereafter the town shall retake possession of any and all sports equipment and resume responsibility for promoting, encouraging, directing, and operating athletic programs for the youth of Surfside Beach. Now, in the next section it provides that SBYSA shall have the right, upon 180-days notice to town to terminate the agreement upon which termination SBYSA shall relinquish all licenses granted herein, surrender all sports equipment held by it to town. However, SBYSA may not terminate this agreement such that any effective date of termination would occur during a season of any sports program. The thought being there, and it was actually Ms. Fellner's observation, that you wouldn't want them to hand it back to the town during the mid-season of any season."

Ms. Smith: "If there's a dispute, what is the wording in the agreement today for a dispute?"

Mr. Moss: "Under Section 6.4, Dispute Resolution, this draft provides if the parties hereto cannot settle any difference arising between them without litigation, any such litigation shall take place in the South Carolina Circuit Court in Conway, South Carolina."

Mr. Smith: "Thank you. I, I think we need to add some words about mediation. That's the least costly, isn't it; mediation versus arbitration."

Mr. Moss: "Yes, and I'm a, I'm a big fan of mediation and requirements that, that so many hours of mediation have to be conducted by the parties before they end up in court. I'm not, by the way, a big fan of arbitration, because in my experience, it doesn't save anybody any money."

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Mr. Smith: "I think, I think we at least in my opinion, adding some words about mediation and the appropriate number of hours before you go to court."

Mayor Samples: "But, you can mediate and then you still not reach agreement, still be in dispute, you still go to court, right?"

Mr. Moss: "Absolutely."

Mayor Samples: "Okay, just want it for the record."

Mr. Moss: "The a, I, I think that's a good idea, frankly. The arbitration, it's a personal opinion, I don't like it, because when you get in arbitration proceedings, which is you're hiring basically a referee to decide the issue, and you have to pay that referee an hourly fee. Sometimes you have three arbiters and you have to pay all three of them hourly fees. Well, in circuit court you pay \$150 filing fee and you pay for the resolution by the judge. I, I don't see arbitration could save the town any money or any time, but mediation could."

Mayor Samples: "Any, everybody in agreement with Councilmember Smith's comment for purposes of the agreement? Yes."

Mr. Moss: "I'll add that and if I, if I may suggest something else to the members of council, I realize you just got this, okay, but one of, and I really, I really believe that because the bylaws have been prepared and they've been presented to Mr. Seman, and my understanding is the organization is gonna meet tomorrow night and they'll probably adopt those, I believe that this agreement is ready now to give to the council legally, I mean I'll add this provision we talked about, but there's some deal points that the town would need to consider and give me guidance on. For example, it was, it was my understanding from council that the facilities would be maintained and utilities provided by the town, and one, in the MOU (\*\*) there was a provision that the association would pay for the electric bills and would they would pay to repair any, any lighting, and these are deal points. They're not legal points. I would encourage you to look at these issues that are in this MOU and see if you might want to change anything to the agreement."

Mayor Samples: "Just for everybody's information, I think you sent four different documents."

Mr. Moss: "Yes, I did."

Mayor Samples: "And, and so you, you should have and if you haven't received, please let the administrator know. There are four different documents involved to take a look at. I appreciate your comment, the question that I, I, I did go through the documents, and a, a question that I have for Micki and I don't know if you're can answer it, but nowhere in going through it did I see that the youth themselves were required to have any kind of insurance, and I thought it was pretty standard practice or it used to be at least when I was involved with Dixie Youth Ball that there was a fee associated, part of the fee that we paid, paid for an insurance, I thought. The only insurance I saw was workmen's compensation, and, and some other minor general liability, I think."

Mr. Moss: "You are correct. There are no health insurance or actual insurance provisions in the draft presented to you."

Mayor Samples: "Is that, my question is from the town perspective, is that no longer a requirement of youth sports?"

Ms. Fellner: "To my knowledge, we, we do not require that."

Mayor Samples: "Can you double check?"

1280 Ms. Fellner: "I absolutely will, yes, sir."

1281

1282 Mayor Samples: "Because, you know, check with the county on that also, okay, and then if we  
1283 need to, add it. Thank you. Just for information purposes."

1284

1285 **B. Meeting Minutes Preparation, Mayor Samples.**

1286

1287 Mayor Samples: "Next one, meeting minutes preparation, Mayor Samples. What do we want to  
1288 do on our meeting minutes? We discussed it last time. We talked about going with a, all the way from a  
1289 streaming live throughout the Eastern Seaboard, to a, to a video streaming, to videotaping, to old eight  
1290 millimeter cameras, to hiring court reporters to take the minutes verbatim to, to just maybe try and  
1291 verbatim for these last two minutes, a, meetings that we talked about. What is, what is the preference of  
1292 council?"

1293

1294 Ms. Dodge: "Mr. Mayor."

1295

1296 Mayor Samples: "Ms. Dodge."

1297

1298 Ms. Dodge: "I'm not gonna say a preference right now, but I am going to tell you that I looked  
1299 into recording minutes. I called Myrtle Beach and spoke with their town clerk, and she gave me  
1300 information about a company that does digital recording or provides digital recording equipment. They're  
1301 out of Fort Lauderdale. It videotapes it, you can bookmark any person, that specific person's speech, you  
1302 can convert to a PDF file or you can record audio to a Word file, so it sounds like it does a lot for you. I  
1303 have the name and the number of the local representative if Ms. Fellner or someone, even you, might  
1304 want to speak with them to consider this, and maybe have them do a presentation about it. It would  
1305 certainly answer all of the questions. Thank you."

1306

1307 Mayor Samples: "Thank you. Any other comments?"

1308

1309 Mr. Smith: "Mr. Mayor."

1310

1311 Mayor Samples: "Mr. Smith."

1312

1313 Mr. Smith: "I, a, very much like the verbatim minutes, and I've had some folks also comment that  
1314 they thought the verbatim comments they gave them a better insight as to what went on at the meeting,  
1315 so I support the idea of having the verbatim minutes and as far a the video and the digital, I think it's  
1316 probably appropriate that we bring that up at the budget retreat, since it will be money that we should  
1317 probably allocate for next year's budget and not try to do it this year."

1318

1319 Mayor Samples: "Let me ask you, just to follow up on that, is that something then that you  
1320 suggest the administrator look into so that we actually have some hard numbers to deal with. I think  
1321 that's what Ms. Dodge was getting at also."

1322

1323 Mr. Smith: "Yes. She should cover the full subject of videotaping and automatic recording of  
1324 verbatim minutes and so forth, whether we have to continue with the clerk doing it."

1325

1326 Mayor Samples: "Very good. Very good. Mr. Stevens."

1327

1328 Mr. Stevens: "Yeah, Mr. Mayor, I, I too, after I, after a Councilman Dodge told me that a, of that  
1329 company I did call the Myrtle Beach clerk and a she said the program that they have was very, very good.  
1330 That a person could go online and click one particular person and it'd go right straight to that. So, I think  
1331 that a that's definitely something that we should look at, possibly direct the administrator to look into that,  
1332 I still a support a the verbatim minutes. I think it gives me better insight on what was discussed. I think it  
1333 gives the citizens better insight on what was discussed and it's a makes us absolutely open and  
1334 transparent in our town council meetings. So, I support the verbatim and also support looking into other  
1335 ways that we can actually go in like you said the 21<sup>st</sup> Century at the last meeting."

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Mayor Samples: "Ms. Kohlmann."

Ms. Kohlmann: "I always do a lot of research and I have to say that the verbatim minutes are extremely time consuming, so I educated myself a lot this week. Although I like the verbatim minutes, when you talk to other counties, other towns, and other agencies, the ones that do, do it verbatim either outsource it or they have one person strictly doing minutes, nothing else. No, just minutes, and that's actually Horry County Council they have two a, what do they call them, Micki, administrative assistants? Yeah, two administrative assistants and one of them strictly does minutes. So I don't want people to think that I don't think Debra can type minutes. But, I know that she has a lot to do, and I think we really need to as a town look at all the avenues, because I do like that the public knows what's going on. But, if we're gonna drain our resources down to nothing, then we're gonna end up spending more money in other areas, because she's not gonna be able to do all her other work, and I, I happen to think Debra does an outstanding job now. I could never be a town clerk, because it's a lot of work, and I think that although I do support the verbatim minutes. I just want a, maybe I should just shut up and then she wouldn't have to type so much. But, I just want to let y'all know there's a lot more to it. I'd like to see the video and maybe get rid of the verbatim and we could just watch it."

Ms. Mabry: "Our minutes were 50 pages long. It took 18 hours and 53 [sic] minutes to type them. During that time, our clerk was so tied up with the minutes that she simply cannot do everything. It's impos [sic,] it's just impossible. You're taking that much time away and the town doesn't have a town clerk during that time. If any councilmember wanted to amend the minutes as they've been done for 50 years, they have every opportunity to do that. You can put for the record. If I'm up here and I want something that I think is so germane to the subject that it needs to be in the minutes, I can say for the record. Every word will be put in them. If for some reason that all that fails, we still have council comments. So there's no reason at all for any councilmember not to be able to get their point across and have it put into the minutes. I think it's ridiculous, and I'm just gonna be as honest as I can. To read 50 pages, I read them. They weren't all that interesting. Each page may have had one or two things that were very germane to the meeting. But, we do a lot of interaction. For historical purposes, I will tell you that the historical committee is going to take the minutes for the last 50 years. They're gonna try to put one year on a front and back page. Let me assure you, no one's comments [sic] is gonna be on there. Those will be just actions; that's historical. It's not what we say up here that you need to remember. It's what we do up here, and that's in the end is your historical record. So please let me tell you that there is [sic] many ways that a councilman can get their voice in the minutes and not have 50 pages to plow through. The minutes that we've done for 50 years were fine. I don't know what happened. If there was any kind of a, anybody thought they were mishandled, embellished, not embellished enough, if they thought there was, you can have an inter, go to the mayor, have an internal investigation. If that doesn't work for you, go to the Ethics Commission. But, don't sit up here and anybody act like all of a sudden we changed things. We did not."

Mayor Samples: "My question to, a, members is a, regarding tonight's minutes, what's the druthers? You want them transcribed?"

Mr. Smith: "Verbatim."

Mayor Samples: "Verbatim. Verbatim?"

Ms. Dodge: "Verbatim."

Mayor Samples: "Verbatim, okay. I do think we need to move forward and discussing it in the, the budget retreat is fine. That'll give the administrator an opportunity to look at the more cost effective means of accomplishing what it is that we would like to do. The fact of the matter is, there is technology out there that'll do this. It ain't quite as cheap when you get down to the distinguishing different voices. That's where the dilemma is. It would still probably require somebody to go through and still create a written record, but, maybe not. Who knows? Maybe next week somebody'll [sic] figure out how to, how to break that technical challenge and it'll be... so, we want to insure that the record is accurate. We want

1392 to do it in a cost effective manner, and I would encourage all members to take advantage of their time  
1393 with the staff that work directly for us, that's both the administrator and Debra Herrmann, the clerk. If you,  
1394 if you have a question or a concern, share it. None of us are mind readers. Ms. Herrmann, please."  
1395

1396 Ms. Herrmann, "I only heard three people say verbatim. Is it council's intention that they are  
1397 prepared verbatim from now on?"  
1398

1399 Mayor Samples: "Why don't we go one meeting at a time, unless, unless somebody else...one  
1400 meeting at a time is (\*\*) I think I saw more than three, no, no I understand. That's quite all right, that's  
1401 quite all right. Unless I'm wrong. Speak now or forever hold your peace. I think they're verbatim. Does  
1402 anyone else have any other items that they would like to speak about tonight under discussion? Ms.  
1403 Dodge."  
1404

1405 Ms. Dodge: "I have been remiss, because I keep driving by this property on 15<sup>th</sup> Avenue South. I  
1406 would definitely call it a derelict property. (\*\*) weeds in the yards that are very high. The windows are  
1407 board up, and apparently, kids go in there and could set it on fire. We don't know. Also, people let their  
1408 dogs go in that lawn. I can imagine it's well fertilized. But that building, we've never done anything about  
1409 it. I'm sure it's been at least five years like that, and I'm thinking maybe we ought to look into it (\*\*)."  
1410

1411 Mayor Samples: "Well, if a, if I could, Ms. Morris, go on to the podium, because I'm pretty sure  
1412 this is the same property that we've been talking about, and you may want to bring Ms. Dodge up to  
1413 speed as to the boarded up buildings on 15<sup>th</sup> Avenue South."  
1414

1415 Ms. Morris: "Ms. Dodge, you're talking about the two houses that are together? They're boarded  
1416 up."  
1417

1418 Ms. Dodge: "(\*\*)"  
1419

1420 Ms. Morris: "Yes, thank you. We have sent certified letters. We've condemned those houses,  
1421 and we are working with the homeowner. One of those homes are scheduled to be demolished. The  
1422 other, they've got a contractor and architect, excuse me, an engineer going to look at the property to see  
1423 if they can repair it. If not, it will also be demolished. But, they are in the process of removing it, because  
1424 we have condemned it.  
1425

1426 Ms. Dodge: "Thank you, Sabrina."  
1427

1428 Mayor Samples: "I, I hope that's good news. You know, again, staff, staff is a proactive. The  
1429 mayor is proactive, and council is proactive, and so you know, but share your information with, with staff.  
1430 If you have a concern, I'm gonna say it again, I'm gonna say it again, we're not mind readers, okay, and  
1431 so you gotta share the information, and this is verbatim, because we've been working on those buildings  
1432 for quite some time, quite frankly. This didn't happen just overnight."  
1433

1434 Ms. Dodge: "Mr. Mayor, I have one other thing that I wanted to say. I wanted to say how great  
1435 the parade was. I thought it was the best one. I had a blast riding on the council float and throwing  
1436 candy, a, but I understand from a number of people that there were lag times, considerable lag times in  
1437 places, and someone else called and said why didn't we have marching bands or music on the floats, or  
1438 something like that to liven it up. I'm just passing along this information. I think it's good information, and  
1439 maybe we could consider it for next year."  
1440

1441 Mayor Samples: "Thank you. I, I agree with that. I think the special events-recreation committee  
1442 would be happy to a, to take that up. I know that staff worked hard to try to get, a get...I think they did a  
1443 great job. We would all like to see some more music, I think, and get bands out, but it's not as easy as it  
1444 used to be. Any other comments? Well, I have one. I was, I was pleased today to see that the local  
1445 daily newspaper reported that tomorrow that South Carolina Department of Transportation is having a  
1446 public hearing and that public hearing goes from five until seven at Socastee High School. The subject of  
1447 the public hearing is the completion of Carolina Bays Parkway, Highway 31, which I think many of you will

1448 remember was approved seven, eight years ago, and did extend to Enterprise Road when it was  
1449 approved. Well, that's never happened and it's under consideration again. Also, the widening of  
1450 Highway 707, which I'm pretty sure everybody knows where Highway 707 is since it's an important way to  
1451 get out to 544 in a hurricane, and alternative to 544. But, that's the subject of the public hearing  
1452 tomorrow, and I would encourage a, the more people to turn out the better. I happened to read the, the  
1453 rules that SCDOT has for tomorrow's public hearing, and the guidelines go something like this: from  
1454 about five to six it'll be kind of a, a mingle and a look at what they're proposing, and talk with a, a folks,  
1455 and a from six to seven that's when they'll be taking public input, which leads me to why I'm bringing this  
1456 up. I plan on attending the, the meeting and I would ask council and I will do it by consensus and either  
1457 you will or you won't, I would ask council to authorize the mayor to speak on behalf of the Town of  
1458 Surfside Beach in support of Highway 31 and the widening of Highway 707. They a, you have to sign up  
1459 to speak, that's the part I wanted to mention to you. They'll limit the number of speakers, and that sort of  
1460 thing, and, and I think it's important that we talk about our need and support of these vitally important  
1461 roads, not just in Surfside Beach, but the whole South Strand, so unless there's objection...Mr. Stevens."

1462  
1463 Mr. Stevens: "I would support you doing the speaking."

1464  
1465 Mayor Samples: "Well, thank you. Is there a consensus?"

1466  
1467 Mr. Smith: "Yes."

1468  
1469 Mayor Samples: "Cause that way I can say I speak for the council, not just for me individually.  
1470 Thank you. Appreciate it."

1471  
1472 Mayor Samples: "Public comments. Five minutes...Oh, I'm sorry. I am, I am sorry. The a, I'm  
1473 talking about the minutes? Oh, for purposes of the committees. I've drafted a couple, I drafted some  
1474 language at, frankly at the request of staff to help streamline and make it more efficient in terms of our  
1475 committee operations. As you know we have a number of committees. I think a total of nine, something  
1476 like that when I count. Anyway, we've got a lot of committees, and I think it's a great thing, and we want  
1477 to encourage the committees to continue to do what they're actively engaged in doing. But, it's also  
1478 important that we follow the Freedom of Information public notification requirements. Consequently,  
1479 given that we have so many committees, there are some suggestions in these documents. Take them,  
1480 read them, change them, fix them, make them better and then bring them back so that the clerk can  
1481 prepare in final draft of something for us to put out to the committee members to improve them in terms of  
1482 their efficiency and in compliance with Freedom of Information Act, okay."

1483  
1484 **9. PUBLIC COMMENTS.**

1485  
1486 Mayor Samples: "Now, it's time for public comments."

1487  
1488 "Tom Dodge, 1415 North Poplar Drive. Being an interested party, I do not appreciate the cheap  
1489 shot that the mayor took against Mrs. Dodge. It was very inappropriate. I think that the mayor and the  
1490 mayor pro tem could go into one of our grocery stores and get some cheese to go along with that wine."

1491  
1492 Mayor Samples: "Thank you, sir."

1493  
1494 "Harry Kohlmann, 1610 South Ocean Boulevard. I'm also chairman of the parking committee. A  
1495 little background on the parking committee; the first time the parking committee was set up by prior  
1496 administration. It lasted about three months. We all voted unanimously for no parking on Ocean  
1497 Boulevard. Compromise would have been no parking on the east side. We also thought about parking  
1498 only on the west side of Ocean Boulevard. New administration came and exact same results and there  
1499 were different people. Now, you wanted no parking on Ocean Boulevard, in fact some of the council who  
1500 are newly elected agreed with us. A compromise would have been when we gave it to council, no  
1501 parking on the east side, only parking on the west side. The mayor asked, kept asking how many spots  
1502 would there be, the rest of the question is how many spots are we losing? (\*\*\*) thought the council was  
1503 going to vote, no east side parking, there would have been 84 parking spots. Now with it, you also voted

1504 for 10-feet from the driveway, unanimously [sic], 10-feet from the driveway, 30-feet from an intersection,  
1505 and we got 84 parking spaces, 84 on the west side. We didn't count the east side, because we thought  
1506 there'd be no parking on the east side, but there parking spots on the east side; quite a few parking spots.  
1507 Do I know how exactly how much? No, but you can't tell me how much there aren't. I just, I just don't  
1508 understand. This is a committee. We work once a week, two hours each time. This isn't a rubber stamp  
1509 committee. This isn't a feel good committee. We keep getting sent things from the council, and that was  
1510 not a backdoor. That was a compromise on a compromise on a compromise, and that wasn't even  
1511 something that we suggest, we suggested 10-feet from a driveway for the west side, just to be safe. All  
1512 the rest, it wasn't even prohibited. I just don't understand how some of the council can feel this way and  
1513 I'll give you a little history. We had someone from the council come in and in a threatening voice say to  
1514 us you better get your four votes. You better get four votes, because if you don't get your four votes then  
1515 in two years from now we're gonna get it changed. What an open mind that was. What an open mind,  
1516 and now backdoor (\*\*\*) means I didn't get my way. Shame on you."

1517  
1518 "John Ard, 612 Cypress Drive, Surfside. Mr. Mayor, Council, citizens. I, too, am a member of the  
1519 parking committee. I think that we have made a lot of good decisions on our committee. I heard some  
1520 remarks tonight that I surely don't like (\*\*\*) Everybody is entitled to an opinion, freedom of speech. Now,  
1521 earlier there was talk about some no parking signs in front of some properties. These no parking signs on  
1522 a public right-of-way. Now why is it that no one knows how those parking signs got there. No parking  
1523 signs, I'm sorry, the no parking signs got there. We know who the property belongs to. We know exactly  
1524 who it belongs to. Is it a money situation? Is that why nobody's talking? Is it cause they're on a higher  
1525 up committee maybe? The fact of the matter is somebody in this town's got to know how them signs got  
1526 there, whether it be somebody on this committee up here, or who. Somebody put those parking signs  
1527 there. Did they have the permission of the town to put them there or did the town in fact have them put  
1528 there? Someone has to know the answer the question, and here we go, you want to talk about back  
1529 dooring something, that my friend is being back doored right there. If it's not public knowledge, why isn't  
1530 it? These are questions we need answers to. They're questions we're not getting answers to. We [sic]  
1531 getting the run around on them. And also, I don't get offended very easily. I'm a man that speaks my  
1532 mind. I try, try not to offend anybody, but as far as the statement tonight that this was a backdoor  
1533 maneuver to get parking off Ocean Boulevard, I think you better stop and rethink it again, and you have  
1534 your opinion, now you have mine."

1535  
1536 Mayor Samples: "Mr. Seman."

1537  
1538 Mr. Seman, president of the Surfside Beach Youth Sports Association, "Good evening, I just want  
1539 to a, I'll just change the tone a little bit. I want to thank y'all. I want to thank Mr. Moss and I want to thank  
1540 Ms. Fellner for all the work y'all have been doing with this youth association. The documents look good.  
1541 I'm in agreement with both of you, I think that we won't have a problem at all with any of the language in  
1542 the documents. Just a couple of clarification points that I read. I just got them today, too, so. I just read  
1543 them and that's all I want, and a, just, you know, have a good Christmas. Thank you."

1544  
1545 Mayor Samples: "Thank you, sir. Merry Christmas. Ms. Ann."

1546  
1547 "Okay, I'm Ann Wescott. 1413 Cedar Drive North. I have taken meeting minutes for years, and  
1548 doing minutes verbatim does nothing but clutter up the reports. It makes it really hard to find what you're  
1549 really looking for. In five years, things that I did five years ago, if I have to look up something in the  
1550 minutes, it makes it really hard to find. Think twice about having them verbatim, because it's a waste of  
1551 time."

1552  
1553 Mayor Samples: "Thank you. Take it slow, Glen."

1554  
1555 "Glen Curtis, 257 Palladium. Since it's Christmas, over the river and through the woods to my  
1556 house you go. You see me walking all the time. Sometimes I come down 10<sup>th</sup>, Melody, I go down to as  
1557 far as Atlantic Avenue and come along the beach every day and come up Surfside Drive. If anybody has  
1558 noticed, we talk about parking, as I walk through the summer months when you need the tourism, I see

1559 houses from Atlantic Avenue all along the beach people that put no parking signs on their own property  
1560 and eliminate parking, even on side streets. So, that's something that you can look into also."

1561  
1562 Mayor Samples: "Thank you. Ms. Kohlmann."

1563  
1564 Ms. Kohlmann: "I would just like to say Merry Christmas and have a safe and Happy New Year."

1565  
1566 Mayor Samples: "Ms. Dodge."

1567  
1568 Ms. Dodge: "I think..."

1569  
1570 Mayor Samples: "I'm sorry, please do."

1571  
1572 "I'm Sue Clark and I'm from 616 Juniper Drive, and this past election, I really looked forward to it  
1573 with a lot of excitement. I've been a resident in Surfside Beach for 10 years now and have enjoyed the  
1574 most part of it, and I just, I just thought wow, we finally have a council I'm happy with. Unfortunately, most  
1575 of this year I've been away in Maryland, because of illness. My daddy passed away about a month ago.  
1576 But, what I, what I heard tonight had a lot to do with safety issues, and there's safety issues that I don't, I  
1577 don't think have come up a lot here and I don't know if it has before. Unfortunately, this is the first  
1578 meeting that I've been able to attend. On Facebook there is a site (\*\*) in town, and there's a number of  
1579 things that have been said on this particular site that I find troubling. One particularly said here a, when I  
1580 made a comment about Mayor Samples and I really liked the vote that they had on the (\*\*) There have  
1581 been some comments about people who giggled and smirk. Apparently it was a councilmember and they  
1582 wanted something in the minutes about that, and I was, I received a response back that if you wanted to  
1583 see who's giggling, smirking, and constantly sending text, text messages from the back of the room to  
1584 people way up in the front, pay close attention, it may surprise you. As for being a dea [sic,] a true and  
1585 dear friend to you, to me, be very careful of them, because a couple of them will cut your throat in a  
1586 heartbeat. In their very drama queen ways they are overlooking one important thing. What goes around  
1587 comes around and back to you when you least expecting it. I didn't take that very nicely. You know, it  
1588 seems rather dramatic to have threats of, of, of murder at town hall, yet, I know, it's word set in context,  
1589 and a I just think it's horrible that things have come to that, and from what I understand, and what I have  
1590 gotten a number of private messages on this, is that texting is coming from citizens to members of council  
1591 here up, so they can look down and get a text message and maybe respond to something in a particular  
1592 way. I would like to suggest that maybe we have no cell phones sitting up on the podium during a  
1593 meeting where they can receive text, and not receive texts. Take the cell phones, put them away.  
1594 Everybody needs advisors, use your advisors during your executive meetings. But, I say to...go ahead,  
1595 Mayor Samples."

1596  
1597 Mayor Samples: "You, you raise an interesting questions, and I have never gotten a text  
1598 message until tonight, and it's the first text message I got, and I'd like to know who's phone number it is  
1599 because what they state here is 'you are wrong.' Interestingly enough and they are entitled to their  
1600 opinion, but, well I, I, I mean it is a text message, and it is coincidental, because I've never, ever gotten  
1601 one before tonight, and the telephone number is 333.1011. Now, I don't know who that is. Is that you,  
1602 Ron? Well, okay. I'm glad you own up to it."

1603  
1604 Ms. Kohlmann: "Mr. Mayor, it's public comments."

1605  
1606 Mayor Samples: "Well, I appreciate that. It was germane and she was kind enough to allow me  
1607 chime in. Well, Debra's keeping time, I'm sure. Well, she forgot, so go ahead. Take as much time as  
1608 you like."

1609  
1610 Ms. Clark: (\*\*) lies and untrue about citizens, and apparently, what it boils down to, if you  
1611 disagree with, I don't know, particular citizens and council members they're gonna destroy your reputation  
1612 intentionally, and that's just for shame, and, and that's horrible, and I just don't know why the parking  
1613 issue that went back and forth tonight, I happen to side with Mayor Samples. I don't know if there're any  
1614 knives heading this way that'll cut my throat, but I'd like to say that I'd like to see no cell phones up on the

1615 podium during town council meetings, and that I would also like people to use a little bit of a class,  
1616 maybe, and there's no need for threats. We are entitled to our opinion, and as they said, they have their  
1617 rights to their First Amendment, and after hearing that I'm gonna get my throat cut, I stated I have my  
1618 right to the Second Amendment. People are being threatened. It is a matter for the police. They're  
1619 saying if you don't vote my way, I'm gonna cut your throat. It's a police matter, and again, there are  
1620 figures of speech, but I don't like threats, and then I'll leave that aside. I wish the people of Surfside Free  
1621 Press would identify their selves and stop hiding behind free press. On the public safety issue we talked  
1622 about the coyotes, so I'm moving on to another topic. I had an issue this July where one of my sweet  
1623 baby dogs was bitten by a copperhead. It happened at night they're nocturnal typically in the hot  
1624 weather. It cost me more than \$600 in vet bills. It's cost me a lot more sleep, because I keep dreaming  
1625 about stepping outside at ten o'clock at night. I think they're barking at the raccoons, possums, or the  
1626 other critters that are always running around that carry rabies, and I go back and I don't know what made  
1627 me pick up a flashlight, but here's a copperhead striking at my dogs. I grab a shovel. I try to get it, the  
1628 copperhead gets away. It gets to the trashy yard behind my house on 6<sup>th</sup> Avenue. 6<sup>th</sup> Avenue, apparently  
1629 the town came out, and a member of council helped me with this, and they got them to mow their grass.  
1630 That's nice. They mow their grass once a year, but the trash is still piled up. The baby copperhead has a  
1631 mommy and a daddy, and I believe it's under a shed that's ten feet from my fence, and that's not, that's  
1632 not enough to mow their grass. Now they're all hibernating, and getting happy and breeding. So I don't  
1633 know what I'm gonna see, see next year. So coyotes are not nearly as big a threat as copperhead  
1634 snakes are and when we have all this underlying brush in the residential areas, and I'm talking about the  
1635 lots that are wooded, and leave them wooded, let the critters live in these lots. We once talked about  
1636 clear cutting them in another meeting in another council. But copperheads are more dangerous. You  
1637 know the old saying, there are a hundred poisonous snakes in the United States, and 99 of them are in  
1638 South Carolina. So, I'd like the town to look at that and that's all I have to say, but I would like both the  
1639 council and the members of the a Surfside Beach to be constructive. We live in a great town. We can  
1640 only make it better. Let's not make it worse by petty indifferences. Thank you."

1641  
1642 Mayor Samples: "Thank you."

1643  
1644 **10. COUNCIL COMMENTS.**

1645  
1646 Mayor Samples: "Would you like to reconsider your comments, [Ms. Kohlmann.] No, okay. Ms.  
1647 Dodge."

1648  
1649 Ms. Dodge: "I don't have anything to say. Thank you."

1650  
1651 Mr. Stevens: "Thanks everybody for coming out. I want to wish everybody in town a Merry  
1652 Christmas and a Happy New Year. I think we're making progress. Thank you for the folks that are  
1653 making public comments. Remember that's your Constitutional right, and a, that was a good, nice joke  
1654 about the Second Amendment, too. Thank you."

1655  
1656 Mayor Samples: "Councilman Smith."

1657  
1658 Mr. Smith: "Thank you guys for coming out, and I would also like to thank the parking committee  
1659 for being willing to compromise, compromise, compromise. That's the way you actually get something  
1660 done. So I really appreciate your efforts on that. It's gonna take some time to educate the public on this  
1661 new ordinance about parking, and I'd like to suggest that the town administrator consider putting  
1662 something up on our website on the first page, and that public works thinks of ways to help us identify the  
1663 places people shouldn't park using shrubs, and maybe some signs at the main entrances to Surfside  
1664 Beach. I think there are maybe about five main entrances, Business 17 north and south, Ocean  
1665 Boulevard north and south, and Glens Bay Road. We should probably have some signs there to help  
1666 people understand it. But we have to give the police department time to, a, enforce this in an intelligent  
1667 way and educate the public so we will have safe places on Ocean Boulevard, as well as throughout the  
1668 town and our streets. Somebody told me that the a parade, Christmas parade, was the best parade in 32  
1669 years. They had lived here that long and they thought it was the best parade. So thank you to the rec  
1670 [sic] committee and Merry Christmas."

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Mayor Samples: "Ms. Mabry."

Ms. Mabry: "Yes, first of all, I thank everyone for coming out. I know this is a busy season for everybody. I do want everyone to know that I do appreciate the hard work that the parking committee did. Just because I disagree with this one ordinance, does not mean that I disagree with the committee as a whole. I think that they do an outstanding job. I had, after hearing the presentation, and hearing about zones and other things that would be a little more inclusive, I thought maybe that was a better way to go. However, I do respect you, and I respect your efforts. I want to also say that for 23 years we have received a Certificate of Achievement of Excellence in Financial Reporting. I think that's outstanding, and as most of you know that I do love the finance committee. That's the part I like a lot, and that means a lot to our town. Our finance is the engine that runs the whole town, and so I am really proud of the finance committee. Again, thank you for coming out, and have a great Christmas."

Mayor Samples: "First let me say, you know, the internet has all kinds of blogs; all kinds of stuff on it. You know, it is a shame, but Surfside Free Press could actually be a, an informative local newsletter dedicated for the town. Now I have not spent much time looking at it, because I tend not to read blogs. But, I gotta be honest with you. It's been, to me, it's been a mean, nasty publication, and when people won't identify themselves, when it's done anonymously, I mean, I think, I think we should be mature enough and adult enough to distinguish between what is genuine and sincere. Rest assured, if what you said is what you read on there, don't, don't worry about it, don't worry about it at all, because it's untrue, it's an untruth. But again, everybody take the time to spend your time in what kind of entertainment that, you know, you, you choose to. With respect to the parking committee, I know they have worked long and hard. I wish that they had made a presentation to the Town Council in a workshop and presented a number of their ideas, which I know they have considered, and to suggest when we are at second reading that compromise, I mean, you know, we proposed something because we thought there would be a compromise. I don't think we ever had a chance to compromise. We never discussed it in a workshop manner. It's a very serious subject. It's a very serious subject. But, what I would say is we spent, and I'm gonna let it go. We passed, we adopted the ordinance, we did. But, it would seem to me, it would just seem to me, that since most of those houses down there are, in fact, businesses on Ocean Boulevard, I don't think anybody denies that, they're businesses. Maybe we should have got input from the business committee. Maybe we might, I know we want to do that on some other items, and I know that the committee, business committee considered the overlay on at least three different occasions. And so, it's just food for thought. It's food for thought. I wish everybody a Merry Christmas."

**11. EXECUTIVE SESSION.**

Pursuant to FOIA §30-40-70(a)91) and pursuant to Surfside Beach Town Code of Ordinances §2-61(f) to discuss appointments to the Business Committee.

Mayor Samples: "I need a motion to go into executive session,"

Mr. Smith: "Mr. Mayor, I move we go into executive session." *Clerk's Note: The motion to enter executive session was made at 8:53 p.m.*

Mayor Samples: "Is there a second?"

*Ms. Dodge indicated second by hand motion.*

Mayor Samples: "All in favor say aye."

*Clerk's Note: The following portion was not recorded:*

*Mr. Smith moved to reconvene regular session at 9:09 p.m. Mr. Stevens seconded. All voted in favor. Motion carried.*

1727 Mayor Samples said that no action was taken during executive session.

1728

1729 **Recording begins:**

1730

1731 Mayor Samples: "Ms. Kohlmann."

1732

1733 Ms. Kohlmann: "I move to make a motion to remove the following members..."

1734

1735 (\*\*)

1736

1737 Mayor Samples: "Do you have the code in front of you?"

1738

1739 Ms. Herrmann: "I don't have the code in front of me, but the code states that council will discuss  
1740 the individuals in executive session and simply come out in the regular session and simply state the  
1741 vacancies, without any statement of any other type. So if there are two vacancies, two vacancies will be  
1742 declared."

1743

1744 Ms. Kohlmann: "Mr. Mayor."

1745

1746 Mayor Samples: "Ms. Kohlmann."

1747

1748 Ms. Kohlmann: "I'd like to state that we will have two vacancies in the business committee, one  
1749 in the recreation committee, one in the board of zoning appeals and one in stormwater."

1750

1751 Mayor Samples: "There is a motion. Is there a second?"

1752

1753 Mr. Stevens: "Second."

1754

1755 Mayor Samples: "There is a second. Any discussion? I would like to thank all those unnamed  
1756 members for their service to the town. All in favor say aye."

1757

1758 All Members: "Aye."

1759

1760 Mayor Samples: "Opposed? So be it."

1761

1762 **12. ADJOURNMENT.**

1763

1764 Mr. Smith: "Mr. Mayor, I move that we adjourn."

1765

1766 Ms. Mabry: "I second."

1767

1768 Mayor Samples: "There's a motion and a second, but Ms. Fellner, did you wish to...(\*\*) There's  
1769 a motion and a second. All those in favor say aye."

1770

1771 All Members: "Aye."

1772

1773 Mayor Samples: "Opposed? The meeting is adjourned."

1774

1775 *Clerk's Note: The motion to adjourn was made at 9:11 p.m.*

1776

1777

1778

Respectfully submitted,

1779

1780

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Debra E. Herrmann, CMC, Town Clerk

1781

1782

Regular Town Council Meeting  
December 10, 2012

1783 Approved: January 8, 2013

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

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

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

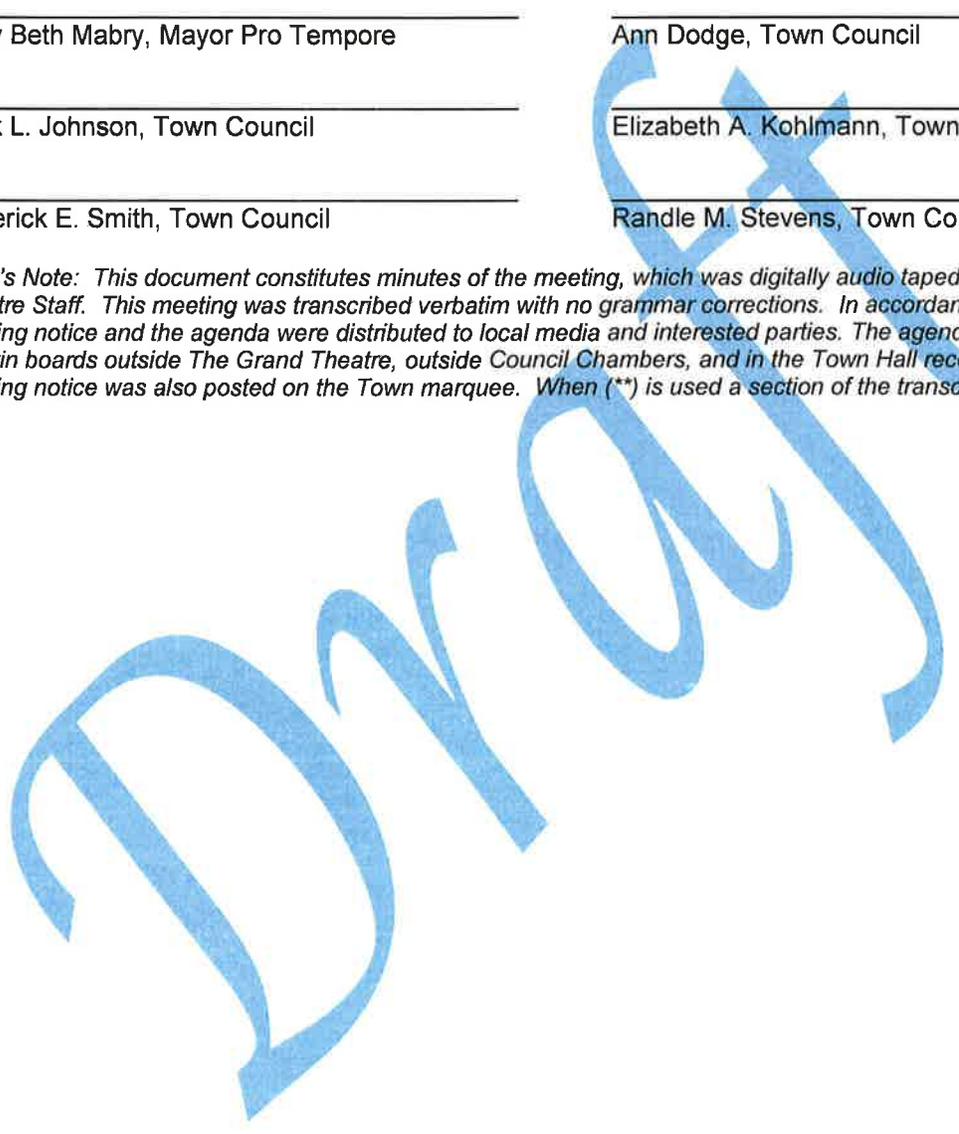
\_\_\_\_\_  
Mark L. Johnson, Town Council

\_\_\_\_\_  
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, which was digitally audio taped by The Grand Theatre Staff. This meeting was transcribed verbatim with no grammar corrections. 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 The Grand Theatre, 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.*



# Planning, Building & Zoning Directors Report

## January 2013

### Permits

Staff issued one (1) new residential permit in December for 312 North Oak Drive. A total of 60 permits were issued in December and 69 building inspections were made as well as 18 tree inspections. 16 sets of plans were reviewed or re-reviewed after corrections were made and resubmitted. 40 business license were also issued in December.

### New Staff Member



**Sean Boyssel**  
Permit Technician

We have a new staff member! **Sean Boyssel** has joined our department as the new Permit Technician. Sean has a wealth of knowledge with computer systems and Marketing. He's pleasant to be around and very anxious to learn the Planning, Building and Zoning process. We would like to welcome him and invite you to stop in and meet Sean at your convenience.

### Code Enforcement

The Building Official spoke with the owner of the two properties located at 335 and 339 15<sup>th</sup> Avenue South. His plan is to raze the buildings and is currently working on capital to have them removed; the owner will be in touch with the Building Official to keep him up to date on his actions. We obviously sympathize with the owner but are unable to have this linger for a long period of time, the buildings, one (1) in particular is in need of removal as quickly as possible. We will keep Council informed of the status of this issue.

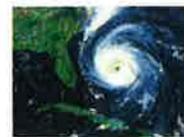
15 signs were removed from the right a way along US 17 during the month.

Contact was made with the company having control of the property at 633 Sparrow Drive, staff was told they would have someone get the structure closed and also repair the roof. They were also advised that the inside needs cleaned out. A raze order will be issued to the owner the end of January if the violation is not corrected.



Several properties in the town limits were reported as having code issues however the issues were not code related. The complainant was notified as to the route to

**ISO**  
**Rating**



The Town has received its Community Rating System (CRS) Recertification for the community. Staff is working diligently to improve our rating 1 to 2 levels by the next recertification process. As a result, flood insurance premium rates are discounted to reflect the reduced

flood risk resulting from the community actions meeting the three goals of the CRS:

1. Reduce flood damage to insurable property;
2. Strengthen and support the insurance aspects of the NFIP, and
3. Encourage a comprehensive approach to floodplain management.

#### Contact Information:

**Sabrina Morris, Director**  
843-913-6354

**Kevin Otte, Building Official**  
843-913-6340

**Sean Boyssel, Permit Technician**  
843-913-6341

**PLANNING, BUILDING & ZONING BUILDING REPORT FOR PERMIT ISSUED IN DECEMBER 2012**

<b>PERMIT TYPE</b>	<b>NUMBER ISSUED</b>
NEW RESIDENCE	1
RESIDENTIAL PLAN REVIEWS (New Const. & Additions)	8
NEW COMMERCIAL	0
ADDITIONS	0
COMMERCIAL PLAN REVIEWS (New Const. & Additions)	2
STORMWATER	2
SAFETY INSPECTIONS	0
GENERAL REPAIRS	9
MECHANICAL	7
ELECTRICAL	5
PLUMBING	0
OPEN DISPLAY/BANNERS	5
SIGNS	5
SIGN PLAN REVIEWS	0
TREE	7
Pool	1
Renovations	2
Minor Subdivision	2
Zoning Permit	1
Accessory Building	2
Fence	1
<b>TOTAL PERMITS ISSUED</b>	<b>60</b>

RODNEY KEZIAH  
Chief of Police (Interim)



DOUGLAS F. SAMPLES  
Mayor

**SURFSIDE BEACH POLICE DEPARTMENT**  
811 Pine Drive  
Surfside Beach, SC 29575

**Monthly Activity Report**  
**DEC 2012**  
**(5-DEC – 31DEC 12)**  
*Prepared by Rodney Keziah*

**INTRODUCTION:**

December statistics show a noticeable increase in calls for service and charges/arrests. Calls for service have increased 14% from last month, and our arrests for December increased by 13% over the same period last year.

Following this trend, we have also noticed an increase in all areas in 2012 compared to 2011. SBPD calls for service saw a 28% increase, and charges/arrests were up 11% from the 2011 statistics. Please see the attached table and graph depicting the calls for service, criminal charges, and physical arrests.

As always, these numbers will be detailed for you in the Workload/Performance Metrics section of the report.

**PERSONNEL ACTIONS:**

SBPD initiated no disciplinary actions during this reporting period. We also received no formal complaints against employees.

The application period for Police Officer has now closed, and we have filled our last vacant Police Officer position. Jason Newton, a five year law enforcement veteran, started on December 28. He comes from the Fort Lawn, SC Police Department, where he served as a Patrol Sergeant. Newton will complete his abbreviated Field Training Program (FTP), and will be released to full duty within a couple of weeks.

We have also filled one of our two open communications slots. Our part-time dispatcher, Christine Mueller, has taken a transfer to a full-time position. She will be a great asset to our agency, as she brings seven years of experience with Horry County 911 with her. Final interviews for the last communications slot will be completed soon, and a conditional offer will be extended.

## **HIGH RISK LAW ENFORCEMENT ACTIVITIES:**

SBPD officers conducted two vehicle pursuits and 1 foot pursuit during this reporting period. See matrix below for details.

SBPD officers used a reportable level of force on one occasion during this reporting period (standard handcuffing, escort holds, etc. do not require additional reporting beyond our Uniform Crime Report – see following table for summary). The use of force resulted in no injury to officers or staff however, injuries were sustained to a suspect during an escape attempt while in custody.

<b>SBPD - HIGH RISK LAW ENFORCEMENT ACTIVITIES (DEC 2012 Reporting Period)</b>						
<b>DATE</b>	<b>ACTIVITY TYPE</b>	<b>OFFENSE</b>	<b>OFFICERS</b>	<b>ARREST</b>	<b>INJURIES</b>	<b>PROP. DAMAGE</b>
5 DEC	Vehicle Pursuit	Strong Armed Robbery	Cpl. Hofmann	Yes	None	None
Cpl. Hofmann attempted to initiate a traffic stop on a vehicle that was a suspect in a Strong Armed Robbery that occurred in the Piggly Wiggly parking lot. The vehicle failed to stop, and was pursued for approximately 4 miles before the driver jumped from the moving vehicle and fled the scene into a wooded area. The driver and passenger were both apprehended the following day and charged with the Strong Armed Robbery charge, and other moving violations.						
18 DEC	Use of Force	Escape / Narcotics Violation	Byrd / Anderson	Yes	Yes (Suspect)	None
Ptl's Anderson and Byrd initiated a traffic stop on a suspicious vehicle and subject that had been observed several times in the area of Ocean Blvd near a previous burglary scene. Officers observed a strong odor of Marijuana coming from inside the vehicle and detained the suspect during a search. During the search officers located a large quantity of various illegal drugs inside the vehicle and placed the suspect under arrest. Once placed under arrest, the suspect broke free from officers and attempted to flee while handcuffed behind his back. During the apprehension, the suspect fell face first into the roadway causing lacerations and facial damage.						
24 DEC	Vehicle Pursuit	Stolen Vehicle	Ridgeway	No	None	None
Ptl. Ridgeway attempted a traffic stop on a suspected DUI suspect. The driver failed to stop. A check of the license plate revealed that the vehicle had been stolen out of Horry County. The vehicle was pursued into Horry County jurisdiction and the suspect fled on foot after getting the vehicle stuck in the mud. The driver was identified by items left inside the stolen vehicle, and arrest warrants are pending. The vehicle was returned to the grateful and rightful owner.						

## **TRAINING:**

As always, officers maintained their Class 1 Law Enforcement licenses via online training provided by the SC Criminal Justice Academy, and continued to receive their mandated in- service hours through the SC Criminal Justice Academy online.

All sworn and certified officers completed their bi-annual firearms qualifications. This consisted of training and qualification with handguns (day and night) shotgun, rifle, and any off-duty/backup weaponry.

December 10, 2012, Ptl. Walker attended an Evidence Collection and Submission seminar hosted by the South Carolina Law Enforcement Division (SLED). This training gave Evidence Custodians the proper procedures and guidelines for submitting evidence to the State forensic laboratory for testing.

December 10, 2012, Cpl. King and Ptl. Knight attended a Verbal Judo Class in Conway SC. This class was sponsored by the SC Municipal Risk Association, and dealt with techniques to reduce officer complaints and increase officer safety.

December 11, 2012, Interim Chief Keziah and Sgt. Bailey attended the SC Training Officers Association meeting in Columbia SC.

December 20, 2012, Interim Chief Keziah attended the Speed Measuring Device Instructor Recertification Course in Columbia SC. This recertification is good for a 3 year period for giving instruction and proficiency tests to officers certified in Radar and Laser use.

### **WORKLOAD / PERFORMANCE METRICS:**

As usual, we've included our Monthly Activity Report (along with the same period last year spreadsheet for comparison purposes). Also included are the usual supplemental reports: the Criminal Investigations log and the USMS Fugitive Task Force report. Our Beach Services and Parking Enforcement operations have ceased for the season.

You will notice a decrease in the statistical data for Criminal Investigations during December 2012. This decrease was due to medical leave and vacation for our Investigator. Follow-up and investigation cases were re-assigned to other administrative and patrol personnel. Arrest data for these cases are contained in the monthly arrest numbers listed.

2012 statistics have been combined for arrests made by Sgt. Bailey and the US Marshalls Task Force. Through the assistance of this task force, 352 warrants have been served, and \$89,769.43 in fines and revenue have been collected. These numbers only represent warrants from our jurisdiction.

This month, SBPD officers issued 89 written warnings in lieu of Uniform Traffic Tickets or to record vehicles stopped for non-traffic related reasons (these are not reflected in our database totals).

### **NOTABLE EVENTS / INFORMATION:**

On December 6, 2012 we received an email commendation from a citizen thanking our department and Cpl. Hofmann for assistance in recovering stolen property for her. This victim stated that she was most impressed with the officer's skilled efforts in maintaining a peaceful environment with everyone involved. I too commend these officers, as this falls right into our mission statement of assisting victims of crimes in any way possible.

Officers conducted traffic control for the annual Christmas Parade on December 8, 2012. This was a successful event, and no major traffic or crowd problems were encountered.

On December 15, officers assisted with the ABATE toy run for children that traveled through town and ended at the McDonalds just north of Town Limits.

Again I would like to thank you for your continued support during this transition period. As always please feel free to contact me at any time if you have any further questions about the information contained in this report, or our operations in general.

**SURFSIDE BEACH POLICE DEPARTMENT**

**Monthly Activity Report  
DEC 2012  
(5 DEC– 31 DEC 12)**

**ATTACHMENTS**

**AND**

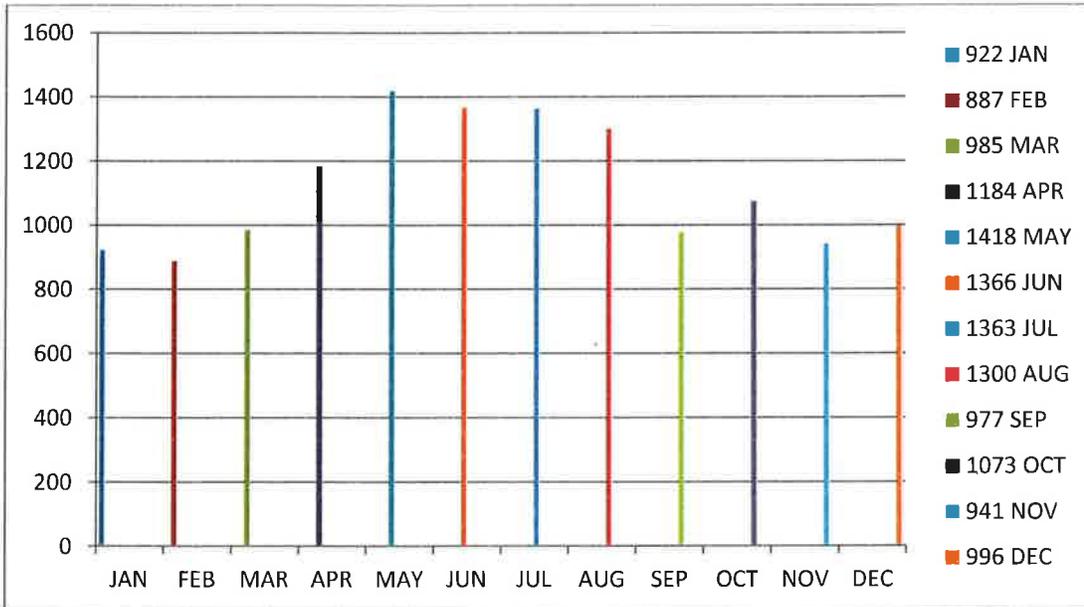
**SUPPORTING MATERIALS**



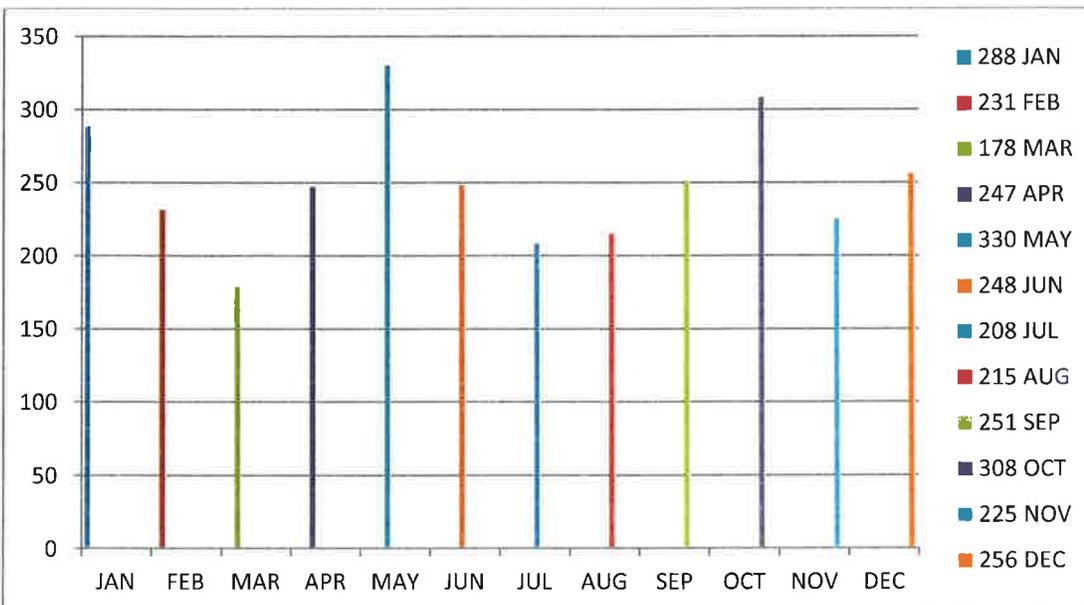
**SURFSIDE BEACH POLICE DEPARTMENT**

# 2012 DEPARTMENTAL STATISTICS TABLES AND DATA SUMMARY

The following tables contain the Police Department's 2012 statistics. The tables provide a monthly summary of Calls For Service, Criminal Charges, and Physical Arrests. An additional table has also been provided showing a summary of all 3 categories.



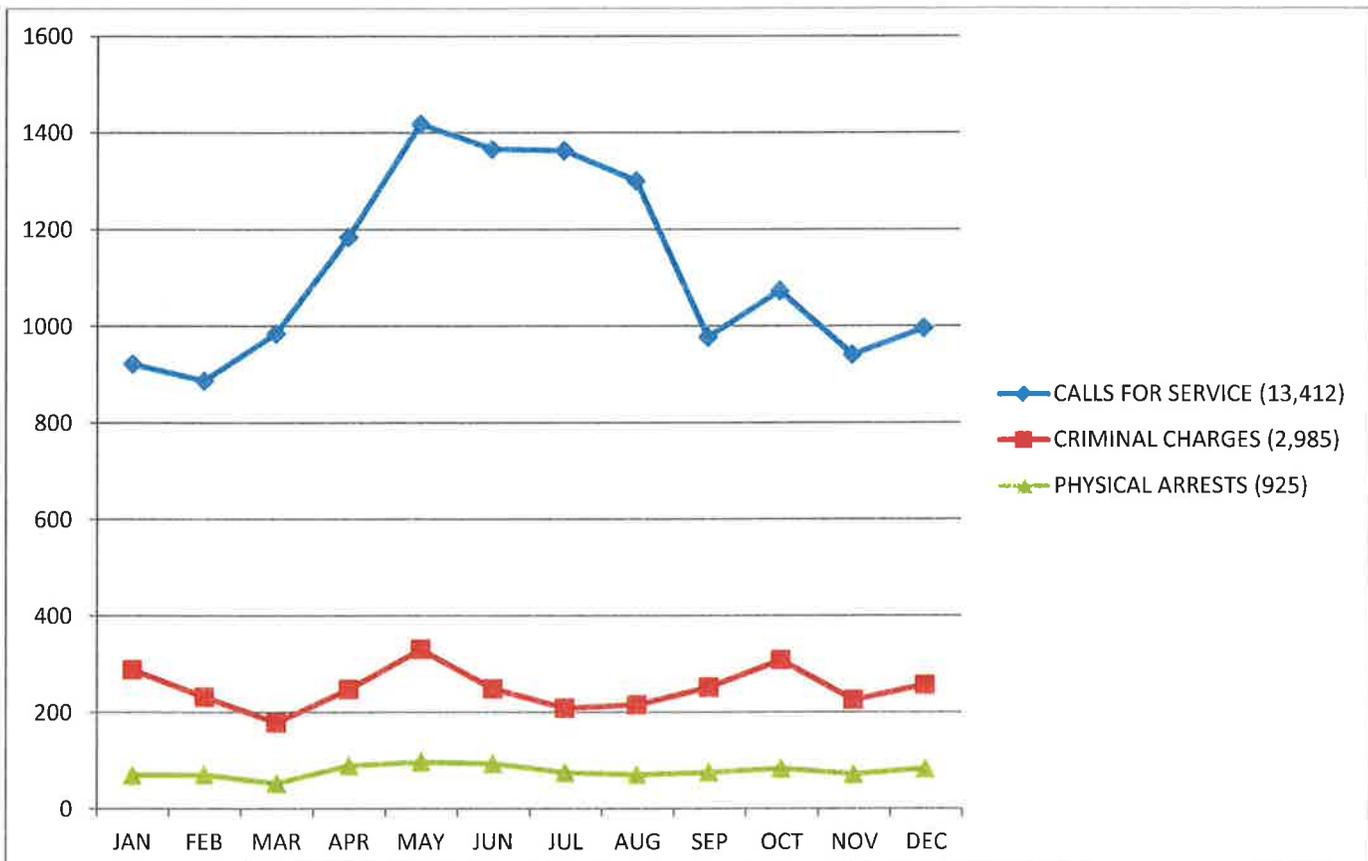
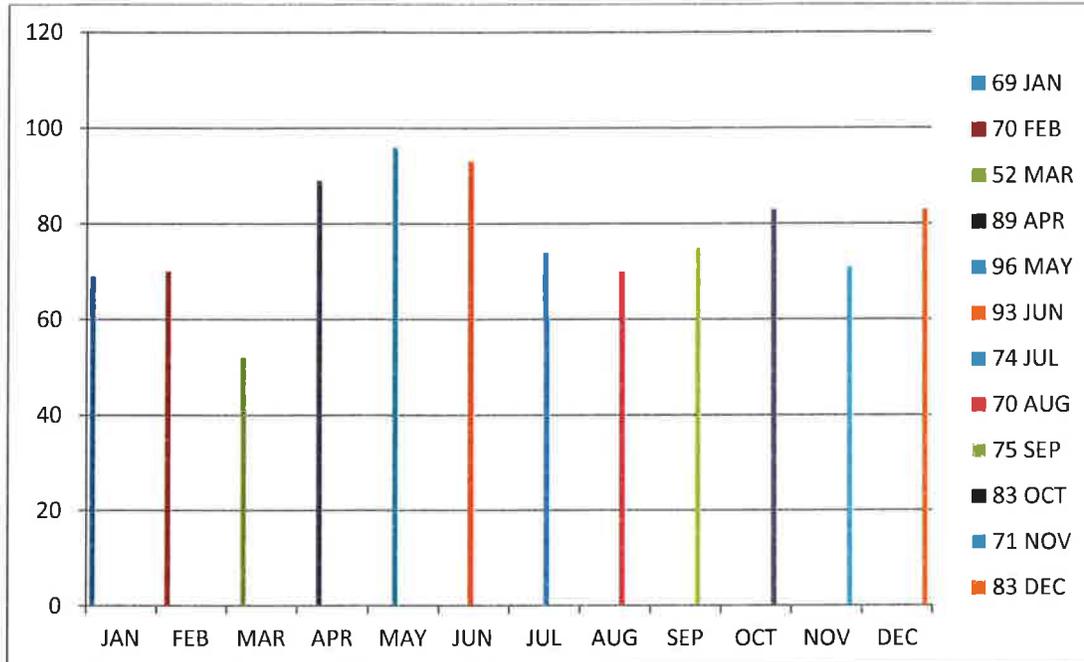
**2012 CFS Summary**  
TOTAL: **13,412**



**2012 Criminal Charge Summary**  
TOTAL: **2,985**

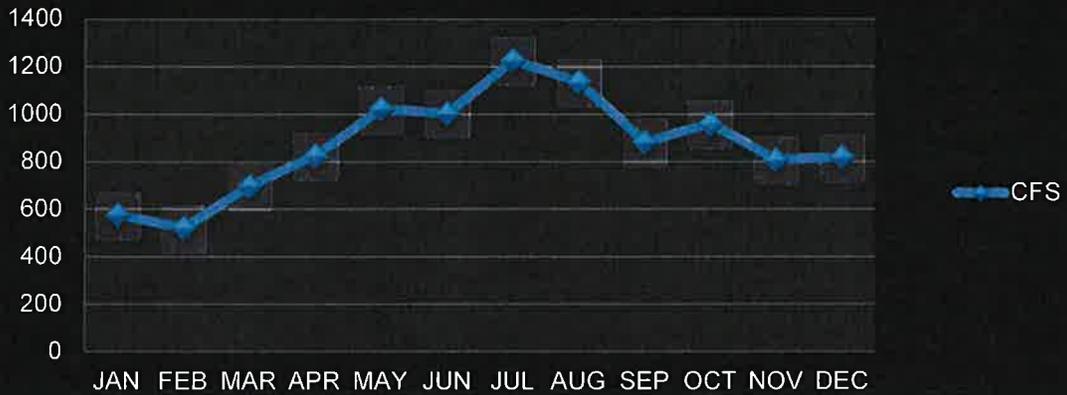
**2012 Arrest  
Summary**

TOTAL: 925

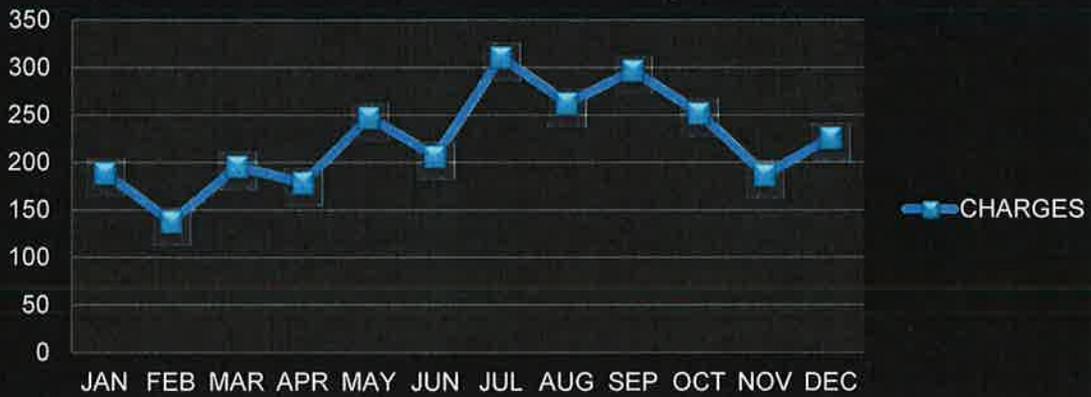


**2012 Police Department Statistical Summary**

### SBPD Call for Service (CFS) Data (2011)



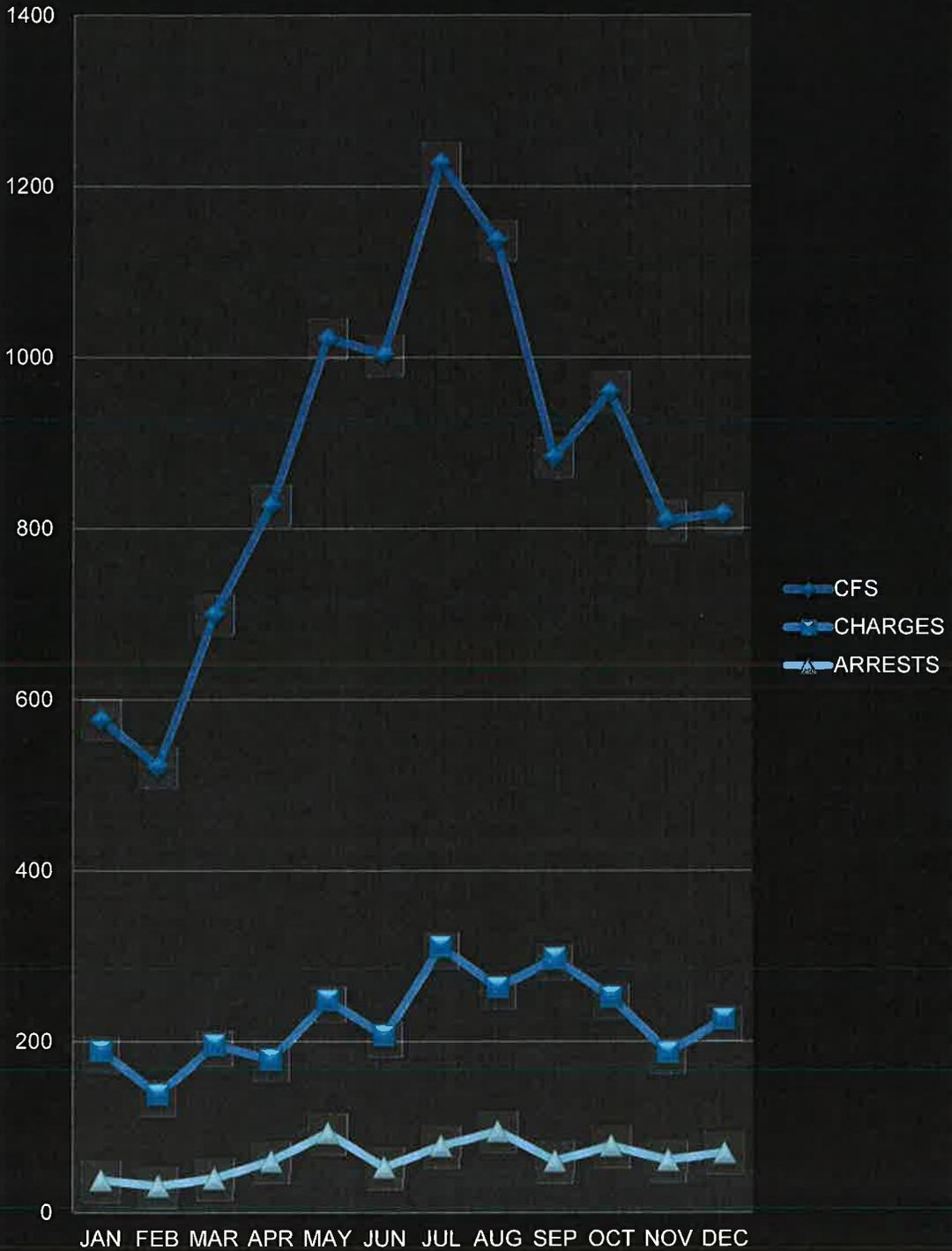
### SBPD Criminal Charges (2011)



### SBPD Physical Arrests (2011)



# SBPD Call for Service / Arrest Data (2011)



## Rodney Keziah

---

**From:** Arron Miller <amiller@surfsidebeach.org>  
**Sent:** Thursday, December 06, 2012 11:04 AM  
**To:** 'Rodney Keziah'  
**Subject:** FW: Thank You

Arron B. Miller, Captain  
Surfside Beach Police Department  
811 Pine Drive  
Surfside Beach, SC  
843.913.6345 (ofc)  
843.238.1882 (fax)  
[amiller@surfsidebeach.org](mailto:amiller@surfsidebeach.org)

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WARNING: All e-mail correspondence to and from this address may be subject to public disclosure under the South Carolina Freedom of Information Act (FOIA), §30-410 SC Code of Laws.

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

**From:** Town of Surfside Beach [<mailto:town@surfsidebeach.org>]  
**Sent:** Thursday, December 06, 2012 8:39 AM  
**To:** 'Arron Miller'; 'Becky Small'; 'Don Sliker'; 'Matt Prock'; 'Roger King'  
**Subject:** FW: Thank You

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

**From:** Cheri Bryant [<mailto:Cheri.L.Bryant@gsk.com>]  
**Sent:** Wednesday, December 05, 2012 9:08 PM  
**To:** [town@surfsidebeach.org](mailto:town@surfsidebeach.org)  
**Subject:** Thank You

To whom it may concern,

I wanted to write a quick note and complement the Surfside Beach Police Department. Unfortunately, I have had occasion to require assistance in the past month. I specifically worked with Kenneth Hofmann and a few other officers whom assisted.

The officers were extremely helpful in assisting my husband and I in the

recovery of some items stolen from our home. Without their willingness to listen and take action within the law, we would likely would ever have recovered any property.

I was most impressed with the officers skilled efforts in maintaining a peaceful environment with everyone involved. Clearly an issue of this nature could have escalated quickly.

Please thank these officers and let them know that they are doing a fantastic job in our town.

Cheri L. Bryant  
212 Cedar Drive North  
Surfside Beach, SC  
843 655-0383



**Surfside Beach Police Department - Patrol Division**



**Monthly Activity Report - DECEMBER 2011**

Calls for Service / Field Activities		Charges and Arrests	
911 Hang-Ups	5	Accessory to Felony	
Abandoned Property		Allow Unauthorized Operation of Motor Veh	2
Abandoned Vehicle	1	Animal at Large	
Accident (injuries)		Armed Robbery	
Accident property damage only)	13	Assault / Battery (1st degree)	
Alarm Calls	41	Assault / Battery (2nd degree)	
Alcohol Violation		Assault / Battery (3rd degree)	1
Animal Calls	12	Bank Fraud	
Armed Subject		Bicycle Violations	
Assault	3	Blackmail / Extortion	
Assisting other Agencies	15	Breach of Trust	1
Bomb Threat		Breaking & Entering Motor Vehicle	
Booking (non-SBPD)		Burglary 1st Degree / attempt	
Breach of Trust	2	Burglary 2nd Degree / attempt	
Burglary Attempt	1	Burglary 3rd Degree / attempt	1
Burglary Business/Bulding	2	Careless Operation	3
Burglary Residence	3	Child Neglect	2
Burglary Vehicle		Child Restraint Violation	
Check Forgery		Criminal Domestic Violence	3
Child Abuse		Criminal Domestic Violence High & Agg.	2
City Ordinance Violation	7	Criminal Sexual Conduct	
Civil Matter	8	Defrauding Cab	
Credit Card Abuse	1	Disorderly Conduct	5
Criminal Sexual Conduct		Driver's License Violations / Restrictions	
Death Investigation	2	Driving Under Suspension	30
Debit Card Abuse		Driving Under the Influence	14
Decoy Car / Operation		Driving Wrong Side of Highway	1
Defraud Check	2	Equipment Violation	2
Defraud Food/Gas Bill		Failure to Stop for Blue Lights	2
Defraud Innkeeper		Failure to Surrender DL	
Defraud Wrecker		Failure to Yield Right of Way	
Disabled Vehicle/Motorist		False Information to Law Enforcement	5
Disorderly Subjects	11	Following Too Closely	
Disturbances	8	Forgery	
Domestic Dispute	11	Fugitive from Justice	1
Embezzlement		Golf Cart Violation	
Escorts	1	Grand Larceny	
Fight	1	Handicap Violation	
Fireworks	1	Helmet Law Violation	
Foot Patrol	12	Hitchhiking	
Found Property / Article	3	Improper Lights	4
Harassment Calls	8	Improper Turn	
Hit and Run Accidents	7	Kidnapping	
Identity Theft	1	Leaving Scene of Accident	3
Improper Parking		Liquor with Broken Seal	
Incorrigible Juvenile		Littering	
Indecent Exposure			
Information	30	Loud Noise	3
Intoxicated Driver	3	Mallicious Damage to Property	
Intoxicated Pedestrian	3	Minor Possession Alcohol	4
Kidnapping		Minor Possession Cigarettes	



**Surfside Beach Police Department - Patrol Division**



**Monthly Activity Report - DECEMBER 2011**

Calls for Service / Field Activities		Charges and Arrests	
Littering		MOPED Violations	3
Lost/Found Property		Moving Violation (other)	6
Mail Tampering		No DL in Possession	
Malicious Damage to Auto	1	No Motorcycle DL	
Malicious Damage to Business	1	No Proof of Insurance	14
Malicious Damage to Property	3	No SC Driver's License	12
Medical Calls/Assisting Fire Dept	6	Noise violation (animal)	
Mentally Ill Subject		Open Container	6
Message Delivery		Operating Uninsured Vehicle	14
Misc Beach Problems	2	Petit Larceny	2
Open Door Business	1	Possession Cocaine / Crack / Ice	
Open Door Residence		Possession Controlled Substance	4
Open Door Town Property		Possession Criminal Tools or Implements	
Open Door Vehicle		Possession Heroin	
Other	51	Possession of Weapon during Crime	
Premises Check	13	Possession Stolen Goods < \$2000	
Prowler	3	Possession Stolen Goods > \$2000	
Public Assist	19	Possession Stolen Vehicle	
Radar/Traffic Control		Possession with Intent to Dist Marijuana	
Repossessions/Towed Vehicles		Possession with Intent to Dist Other	5
Sanitation Problem		Prostitution	
Sex Crimes/Vice		Reckless Driving	
Shoplifting	2	Registration Violations	43
Smoking Ordinance Violation	1	Resisting Arrest	
Stolen Property	15		
Stolen Tag		Seatbelt Violation	3
Stolen Vehicle		Shoplifting	1
Stolen Vehicle (recovered)		Simple Possession Marijuana	7
Street Department Problem		Smoking Violation	
Strong Armed Robbery		Speeding (17 corridor)	4
Suicide Attempt	2	Speeding (residential)	9
Suspicious Circumstances	17	Stop Sign Violation	3
Suspicious Person(s)/Vehicle(s)	87	Striking Fixtures on Highway	
Towed Vehicle		Strongarm Robbery	
Traffic Complaints/Hazards	5	Supply Alcohol to Minor	
Traffic Stops	295	Trespassing	1
Transport for Bond Hearing	36	Unlawful Carrying of Weapon	
Trespassing	6	Unlawful Use of Telephone	
Unknown Call Type		Vehicle on Beach	
Utility Problem	1	Wipers / No Lights	
Vandalism	5	Check Forgery	
Vehicle Accidents		<b>TOTAL</b>	<b>226</b>
Warrant Service	18		
Water/Street/Utility Problems		<b>USE OF DETENTION FACILITY</b>	
Welfare Concern	10	Horry County Police Department	50
		SC Highway Patrol / other agency	6
		Surfside Beach Police Department	70
<b>TOTAL</b>	<b>818</b>	<b>TOTAL</b>	<b>126</b>



Surfside Beach Police Department - Patrol Division



Monthly Activity Report - NOVEMBER 2012

Calls for Service / Field Activities		Charges and Arrests	
911 Hang-Ups		Accessory to Felony	
Abandoned Property		Allow Unauthorized Operation of Motor Veh	
Abandoned Vehicle		Animal at Large	1
Accident (Injuries)	4	Armed Robbery	
Accident (property damage only)	14	Assault / Battery (1st degree)	
Alarm Calls	68	Assault / Battery (2nd degree)	
Alcohol Violation		Assault / Battery (3rd degree)	4
Animal Calls	28	Bank Fraud	1
Armed Subject		Bicycle Violations	
Assault	6	Blackmail / Extortion	
Assisting other Agencies	10	Breach of Trust	1
Bomb Threat		Breaking & Entering Motor Vehicle	1
Booking (non-SBPD)		Burglary 1st Degree / attempt	
Breach of Trust	1	Burglary 2nd Degree / attempt	
Burglary Attempt	1	Burglary 3rd Degree / attempt	
Burglary Business/Building	1	Careless Operation	6
Burglary Residence	9	Child Neglect	
Burglary Vehicle	4	Child Restraint Violation	
Check Forgery	1	Criminal Domestic Violence	3
Child Abuse		Criminal Domestic Violence High & Agg.	1
City Ordinance Violation	2	Criminal Sexual Conduct	
Civil Matter	6	Defrauding Cab	
Credit Card Abuse	2	Disorderly Conduct	12
Criminal Sexual Conduct		Driver's License Violations / Restrictions	2
Death Investigation	1	Driving Under Suspension	20
Debit Card Abuse	1	Driving Under the Influence	11
Decoy Car / Operation		Driving Wrong Side of Highway	
Defraud Check	1	Equipment Violation	
Defraud Food/Gas Bill		Failure to Stop for Blue Lights	
Defraud Innkeeper		Failure to Surrender DL	1
Defraud Wrecker		Failure to Yield Right of Way	
Disabled Vehicle/Motorist	5	False Information to Law Enforcement	4
Disorderly Subjects	2	Following Too Closely	2
Disturbances	7	Forgery	
Domestic Dispute	12	Fugitive from Justice	1
Embezzlement		Golf Cart Violation	
Escorts	5	Grand Larceny	
Fight	3	Handicap Violation	
Fireworks	3	Helmet Law Violation	
Foot Patrol	20	Hitchhiking	
Found Property / Article	5	Improper Lights	
Harassment Calls	10	Improper Turn	
Hit and Run Accidents	2	Kidnapping	
Identitiy Theft		Leaving Scene of Accident	1
Improper Parking	2	Liquor with Broken Seal	
Incorrigible Juvenile		Littering	
Indecent Exposure			
Information	37	Loud Noise	
Intoxicated Driver	3	Malicious Damage to Property	1
Intoxicated Pedestrian	4	Minor Possession Alcohol	6
Kidnapping		Minor Possession Cigarettes	1



**Surfside Beach Police Department - Patrol Division**



**Monthly Activity Report - NOVEMBER 2012**

Calls for Service / Field Activities		Charges and Arrests	
Littering		MOPED Violations	1
Lost/Found Property		Moving Violation (other)	9
Mail Tampering		No DL in Possession	3
Malicious Damage to Auto	1	No Motorcycle DL	
Malicious Damage to Business		No Proof of Insurance	12
Malicious Damage to Property	1	No SC Driver's License	7
Medical Calls/Assisting Fire Dept	6	Noise violation (animal)	
Mentally Ill Subject	1	Open Container	3
Message Delivery		Operating Uninsured Vehicle	11
Misc Beach Problems		Petit Larceny	3
Open Door Business	1	Possession Cocaine / Crack / Ice	
Open Door Residence		Possession Controlled Substance	6
Open Door Town Property		Possession Criminal Tools or Implements	
Open Door Vehicle		Possession Heroin	
Other	53	Possession of Weapon during Crime	
Premises Check	40	Possession Stolen Goods < \$2000	
Prowler	1	Possession Stolen Goods > \$2000	
Public Assist	16	Possession Stolen Vehicle	2
Radar/Traffic Control	1	Possession with Intent to Dist Marijuana	
Repossessions/Towed Vehicles		Possession with Intent to Dist Other	2
Sanitation Problem		Prostitution	
Sex Crimes/Vice	1	Reckless Driving	5
Shoplifting	5	Registration Violations	30
Smoking Ordinance Violation		Resisting Arrest	2
Stolen Property	13		
Stolen Tag		Seatbelt Violation	2
Stolen Vehicle	1	Shoplifting	2
Stolen Vehicle (recovered)	1	Simple Possession Marijuana	8
Street Department Problem	2	Smoking Ord Violation	
Strong Armed Robbery		Speeding (17 corridor)	11
Suicide Attempt		Speeding (residential)	13
Suspicious Circumstances	15	Stop Sign Violation	9
Suspicious Person(s)/Vehicle(s)	70	Striking Fixtures on Highway	
Towed Vehicle		Strongarm Robbery	
Traffic Complaints/Hazards	17	Supply Alcohol to Minor	
Traffic Stops	290	Trespassing	1
Transport for Bond Hearing	27	Unlawful Carrying of Weapon	
Trespassing	6	Unlawful Use of Telephone	3
Unknown Call Type		Vehicle on Beach	
Utility Problem		Wipers/No Lights	
Vandalism			
Vehicle Accidents		<b>TOTAL</b>	<b>225</b>
Warrant Service	19		
Water/Street/Utility Problems		<b>USE OF DETENTION FACILITY</b>	
Welfare Concern	5	Hotry County Police Department	64
		SC Highway Patrol / other agency	10
		Surfside Beach Police Department	71
<b>TOTAL</b>	<b>873</b>	<b>TOTAL</b>	<b>145</b>

SBPD Prisoners Trans. to County Jail 41



Surfside Beach Police Department - Patrol Division



Monthly Activity Report - DECEMBER 2012

Calls for Service / Field Activities		Charges and Arrests	
911 Hang-Ups	5	Accessory to Felony	3
Abandoned Property		Allow Unauthorized Operation of Motor Veh	6
Abandoned Vehicle	1	Animal at Large	1
Accident (Injuries)	2	Armed Robbery	
Accident (property damage only)	11	Assault / Battery (1st degree)	
Alarm Calls	70	Assault / Battery (2nd degree)	
Alcohol Violation		Assault / Battery (3rd degree)	1
Animal Calls	19	Bank Fraud	
Armed Subject		Bicycle Violations	
Assault		Blackmail / Extortion	
Assisting other Agencies	9	Breach of Trust	
Bomb Threat		Breaking & Entering Motor Vehicle	
Booking	64	Burglary 1st Degree / attempt	
Breach of Trust	3	Burglary 2nd Degree / attempt	
Burglary Attempt		Burglary 3rd Degree / attempt	
Burglary Business/Building	3	Careless Operation	5
Burglary Residence	3	Child Neglect	
Burglary Vehicle	5	Child Restraint Violation	
Check Forgery		Criminal Domestic Violence	3
Child Abuse		Criminal Domestic Violence High & Agg.	
City Ordinance Violation	1	Criminal Sexual Conduct	
Civil Matter	10	Defrauding Cab	
Credit Card Abuse		Disorderly Conduct	9
Criminal Sexual Conduct		Driver's License Violations / Restrictions	1
Death Investigation		Driving Under Suspension	35
Debit Card Abuse		Driving Under the Influence	13
Decoy Car / Operation		Driving Wrong Side of Highway	
Defraud Check	6	Equipment Violation	
Defraud Food/Gas Bill		Failure to Stop for Blue Lights	2
Defraud Innkeeper		Failure to Surrender DL	
Defraud Wrecker		Failure to Yield Right of Way	3
Disabled Vehicle/Motorist	1	False Information to Law Enforcement	7
Disorderly Subjects	6	Following Too Closely	
Disturbances		Forgery	3
Domestic Dispute	7	Fugitive from Justice	3
Embezzlement		Golf Cart Violation	
Escorts	8	Grand Larceny	
Fight	3	Handicap Violation	
Fireworks	9	Helmet Law Violation	
Foot Patrol	12	Hitchhiking	
Found Property / Article	9	Improper Lights	
Harassment Calls	7	Improper Turn	
Hit and Run Accidents	1	Kidnapping	
Identity Theft		Leaving Scene of Accident	
Improper Parking	6	Liquor with Broken Seal	
Incorrigible Juvenile	1	Littering	1
Indecent Exposure			
Information	38	Loud Noise	
Intoxicated Driver	7	Malicious Damage to Property	
Intoxicated Pedestrian	3	Minor Possession Alcohol	
Kidnapping		Minor Possession Cigarettes	



Surfside Beach Police Department - Patrol Division



Monthly Activity Report - DECEMBER 2012

Calls for Service / Field Activities		Charges and Arrests	
Littering	1	MOPED Violations	3
Lost/Found Property		Moving Violation (other)	8
Mail Tampering		No DL in Possession	2
Malicious Damage to Auto	1	No Motorcycle DL	
Malicious Damage to Business		No Proof of Insurance	5
Malicious Damage to Property	2	No SC Driver's License	9
Medical Calls/Assisting Fire Dept	5	Noise violation (animal)	
Mentally Ill Subject		Open Container	1
Message Delivery		Operating Uninsured Vehicle	22
Misc Beach Problems		Petit Larceny	1
Open Door Business		Possession Cocaine / Crack / Ice	1
Open Door Residence	1	Possession Controlled Substance	5
Open Door Town Property		Possession Criminal Tools or Implements	
Open Door Vehicle		Possession Heroin	
Other	25	Possession of Weapon during Crime	
Premises Check	67	Possession Stolen Goods < \$2000	
Prowler		Possession Stolen Goods > \$2000	
Public Assist	14	Possession Stolen Vehicle	
Radar/Traffic Control	12	Possession with Intent to Dist Marijuana	
Repossessions/Towed Vehicles	2	Possession with Intent to Dist Other	1
Sanitation Problem		Prostitution	
Sex Crimes/Vice		Reckless Driving	1
Shoplifting	4	Registration Violations	57
Smoking Ordinance Violation	3	Resisting Arrest	
Stolen Property	9		
Stolen Tag		Seatbelt Violation	5
Stolen Vehicle	2	Shoplifting	4
Stolen Vehicle (recovered)		Simple Possession Marijuana	8
Street Department Problem		Smoking Ord Violation	
Strong Armed Robbery		Speeding (17 corridor)	10
Suicide Attempt		Speeding (residential)	3
Suspicious Circumstances	22	Stop Sign Violation	7
Suspicious Person(s)/Vehicle(s)	67	Striking Fixtures on Highway	
Towed Vehicle		Strongarm Robbery	1
Traffic Complaints/Hazards	10	Supply Alcohol to Minor	1
Traffic Stops	350	Trespassing	2
Transport for Bond Hearing	35	Unlawful Carrying of Weapon	
Trespassing	4	Unlawful Use of Telephone	2
Unknown Call Type		Vehicle on Beach	
Utility Problem		Wipers/No Lights	1
Vandalism	1		
Vehicle Accidents		<b>TOTAL</b>	<b>256</b>
Warrant Service	28		
Water/Street/Utility Problems		<b>USE OF DETENTION FACILITY</b>	
Welfare Concern	1	Horry County Police Department	54
		SC Highway Patrol / other agency	14
		Surfside Beach Police Department	83
<b>TOTAL</b>	<b>996</b>	<b>TOTAL</b>	<b>151</b>



**Surfside Beach Police Department - Patrol Division**



**Monthly Activity Report - 2011 Totals**

Calls for Service / Field Activities		Charges and Arrests	
911 Hang-Ups	115	Accessory to Felony	2
Abandoned Property		Allow Unauthorized Operation of Motor Veh	6
Abandoned Vehicle	12	Animal at Large	13
Accident (injuries)	34	Armed Robbery	1
Accident property damage only)	204	Assault / Battery (1st degree)	2
Alarm Calls	604	Assault / Battery (2nd degree)	3
Alcohol Violation	1	Assault / Battery (3rd degree)	23
Animal Calls	233	Bank Fraud	14
Armed Subject	8	Bicycle Violations	1
Assault	68	Blackmail / Extortion	
Assisting other Agencies	157	Breach of Trust	11
Bomb Threat		Breaking & Entering Motor Vehicle	18
Booking (non-SBPD)	74	Burglary 1st Degree / attempt	6
Breach of Trust	12	Burglary 2nd Degree / attempt	1
Burglary Attempt	11	Burglary 3rd Degree / attempt	2
Burglary Business/Building	24	Careless Operation	34
Burglary Residence	59	Child Neglect	7
Burglary Vehicle	91	Child Restraint Violation	2
Check Forgery	11	Criminal Domestic Violence	31
Child Abuse	2	Criminal Domestic Violence High & Agg.	7
City Ordinance Violation	58	Criminal Sexual Conduct	2
Civil Matter	155	Defrauding Cab	1
Credit Card Abuse	29	Disorderly Conduct	160
Criminal Sexual Conduct	3	Driver's License Violations / Restrictions	42
Death Investigation	6	Driving Under Suspension	223
Debit Card Abuse	8	Driving Under the Influence	134
Decoy Car / Operation		Driving Wrong Side of Highway	8
Defraud Check	7	Equipment Violation	46
Defraud Food/Gas Bill	10	Failure to Stop for Blue Lights	9
Defraud Innkeeper	3	Failure to Surrender DL	6
Defraud Wrecker		Failure to Yield Right of Way	20
Disabled Vehicle/Motorist	14	False Information to Law Enforcement	22
Disorderly Subjects	128	Following Too Closely	15
Disturbances	150	Forgery	8
Domestic Dispute	173	Fugitive from Justice	6
Embezzlement	1	Golf Cart Violation	6
Escorts	63	Grand Larceny	5
Fight	49	Handicap Violation	6
Fireworks	180	Helmet Law Violation	14
Foot Patrol	106	Hitchhiking	
Found Property / Article	89	Improper Lights	21
Harassment Calls	82	Improper Turn	15
Hit and Run Accidents	36	Kidnapping	4
Identitiy Theft	6	Leaving Scene of Accident	11
Improper Parking	90	Liquor with Broken Seal	10
Incorrigible Juvenile	37	Littering	11
Indecent Exposure	4		
Information	208	Loud Noise	18
Intoxicated Driver	48	Mallicious Damage to Property	14
Intoxicated Pedestrian	88	Minor Possession Alcohol	37
Kidnapping	2	Minor Possession Cigarettes	5



**Surfside Beach Police Department - Patrol Division**



**Monthly Activity Report - 2011 Totals**

Calls for Service / Field Activities		Charges and Arrests	
Littering	3	MOPED Violations	25
Lost/Found Property	32	Moving Violation (other)	113
Mail Tampering		No DL In Possession	19
Malicious Damage to Auto	19	No Motorcycle DL	4
Malicious Damage to Business	7	No Proof of Insurance	115
Malicious Damage to Property	36	No SC Driver's License	116
Medical Calls/Assisting Fire Dept	68	Noise violation (animal)	3
Mentally Ill Subject	13	Open Container	58
Message Delivery	1	Operating Uninsured Vehicle	73
Misc Beach Problems	33	Petit Larceny	17
Open Door Business	6	Possession Cocaine / Crack / Ice	10
Open Door Residence	9	Possession Controlled Substance	37
Open Door Town Property		Possession Criminal Tools or Implements	5
Open Door Vehicle	5	Possession Heroin	
Other	266	Possession of Weapon during Crime	3
Premises Check	172	Possession Stolen Goods < \$2000	10
Prowler	14	Possession Stolen Goods > \$2000	
Public Assist	216	Possession Stolen Vehicle	
Radar/Traffic Control	32	Possession with Intent to Dist Marijuana	2
Repossessions/Towed Vehicles	17	Possession with Intent to Dist Other	12
Sanitation Problem	1	Prostitution	
Sex Crimes/Vice	4	Reckless Driving	44
Shoplifting	36	Registration Violations	361
Smoking Ordinance Violation	9	Resisting Arrest	27
Stolen Property	210		
Stolen Tag	15	Seatbelt Violation	110
Stolen Vehicle	24	Shoplifting	21
Stolen Vehicle (recovered)		Simple Possession Marijuana	89
Street Department Problem	7	Smoking Violation	
Strong Armed Robbery		Speeding (17 corridor)	139
Suicide Attempt	13	Speeding (residential)	130
Suspicious Circumstances	294	Stop Sign Violation	67
Suspicious Person(s)/Vehicle(s)	891	Striking Fixtures on Highway	3
Towed Vehicle	45	Strongarm Robbery	
Traffic Complaints/Hazards	181	Supply Alcohol to Minor	1
Traffic Stops	3560	Trespassing	8
Transport for Bond Hearing	269	Unlawful Carrying of Weapon	4
Trespassing	47	Unlawful Use of Telephone	3
Unknown Call Type		Vehicle on Beach	1
Utility Problem	2	Wipers / No Lights	
Vandalism	24	Check Forgery	
Vehicle Accidents	35	<b>TOTAL</b>	<b>2693</b>
Warrant Service	233		
Water/Street/Utility Problems	5	<b>USE OF DETENTION FACILITY</b>	
Welfare Concern	84	Horry County Police Department	533
		SC Highway Patrol / other agency	124
		Surfside Beach Police Department	757
<b>TOTAL</b>	<b>10491</b>	<b>TOTAL</b>	<b>1414</b>

SBPD Prisoners Trans. to County Jail 465



Surfside Beach Police Department - Patrol Division



Monthly Activity Report - 2012 YEAR END TOTALS

Calls for Service / Field Activities		Charges and Arrests	
911 Hang-Ups	68	Accessory to Felony	18
Abandoned Property	2	Allow Unauthorized Operation of Motor Veh	10
Abandoned Vehicle	9	Animal at Large	12
Accident (Injuries)	49	Armed Robbery	3
Accident (property damage only)	339	Assault / Battery (1st degree)	6
Alarm Calls	692	Assault / Battery (2nd degree)	3
Alcohol Violation	7	Assault / Battery (3rd degree)	33
Animal Calls	282	Bank Fraud	27
Armed Subject	5	Bicycle Violations	
Assault	45	Blackmail / Extortion	
Assisting other Agencies	199	Breach of Trust	23
Bomb Threat		Breaking & Entering Motor Vehicle	16
Booking	848	Burglary 1st Degree / attempt	11
Breach of Trust	13	Burglary 2nd Degree / attempt	28
Burglary Attempt	8	Burglary 3rd Degree / attempt	2
Burglary Business/Building	15	Careless Operation	46
Burglary Residence	61	Child Neglect	6
Burglary Vehicle	77	Child Restraint Violation	6
Check Forgery	5	Criminal Domestic Violence	33
Child Abuse	2	Criminal Domestic Violence High & Agg.	7
City Ordinance Violation	49	Criminal Sexual Conduct	
Civil Matter	176	Defrauding Cab	2
Credit Card Abuse	15	Disorderly Conduct	210
Criminal Sexual Conduct	2	Driver's License Violations / Restrictions	24
Death Investigation	11	Driving Under Suspension	255
Debit Card Abuse	6	Driving Under the Influence	157
Decoy Car / Operation	1	Driving Wrong Side of Highway	7
Defraud Check	19	Equipment Violation	15
Defraud Food/Gas Bill	8	Failure to Stop for Blue Lights	9
Defraud Innkeeper	4	Failure to Surrender DL	3
Defraud Wrecker		Failure to Yield Right of Way	33
Disabled Vehicle/Motorist	39	False Information to Law Enforcement	31
Disorderly Subjects	132	Following Too Closely	12
Disturbances	164	Forgery	10
Domestic Dispute	158	Fugitive from Justice	13
Embezzlement		Golf Cart Violation	7
Escorts	72	Grand Larceny	17
Fight	44	Handicap Violation	1
Fireworks	246	Helmet Law Violation	2
Foot Patrol	133	Hitchhiking	
Found Property / Article	106	Improper Lights	24
Harassment Calls	86	Improper Turn	1
Hit and Run Accidents	38	Kidnapping	3
Identity Theft	3	Leaving Scene of Accident	17
Improper Parking	64	Liquor with Broken Seal	7
Incorrigible Juvenile	13	Littering	12
Indecent Exposure	6	Harboring Runaway	1
Information	500	Loud Noise	22
Intoxicated Driver	66	Malicious Damage to Property	24
Intoxicated Pedestrian	82	Minor Possession Alcohol	46
Kidnapping		Minor Possession Cigarettes	6



**Surfside Beach Police Department - Patrol Division**



**Monthly Activity Report - 2012 YEAR END TOTALS**

Calls for Service / Field Activities		Charges and Arrests	
Littering	2	MOPED Violations	28
Lost/Found Property	31	Moving Violation (other)	93
Mail Tampering		No DL In Possession	21
Malicious Damage to Auto	19	No Motorcycle DL	4
Malicious Damage to Business	14	No Proof of Insurance	112
Malicious Damage to Property	28	No SC Driver's License	130
Medical Calls/Assisting Fire Dept	84	Noise violation (animal)	2
Mentally Ill Subject	13	Open Container	66
Message Delivery	2	Operating Uninsured Vehicle	115
Misc Beach Problems	20	Petit Larceny	38
Open Door Business	6	Possession Cocaine / Crack / Ice	7
Open Door Residence	11	Possession Controlled Substance	58
Open Door Town Property		Possession Criminal Tools or Implements	26
Open Door Vehicle	2	Possession Heroin	
Other	701	Possession of Weapon during Crime	
Premises Check	586	Possession Stolen Goods < \$2000	20
Prowler	12	Possession Stolen Goods > \$2000	1
Public Assist	247	Possession Stolen Vehicle	4
Radar/Traffic Control	37	Possession with Intent to Dist Marijuana	
Repossessions/Towed Vehicles	21	Possession with Intent to Dist Other	7
Sanitation Problem		Prostitution	8
Sex Crimes/Vice	6	Reckless Driving	99
Shoplifting	48	Registration Violations	322
Smoking Ordinance Violation	6	Resisting Arrest	29
Stolen Property	219	Sexual Exploitation of a Minor	5
Stolen Tag	4	Seatbelt Violation	56
Stolen Vehicle	21	Shoplifting	23
Stolen Vehicle (recovered)	9	Simple Possession Marijuana	117
Street Department Problem	11	Smoking Ord Violation	1
Strong Armed Robbery		Speeding (17 corridor)	98
Suicide Attempt	7	Speeding (residential)	106
Suspicious Circumstances	270	Stop Sign Violation	71
Suspicious Person(s)/Vehicle(s)	1076	Striking Fixtures on Highway	1
Towed Vehicle	3	Strongarm Robbery	1
Traffic Complaints/Hazards	185	Supply Alcohol to Minor	8
Traffic Stops	4022	Trespassing	19
Transport for Bond Hearing	345	Unlawful Carrying of Weapon	15
Trespassing	79	Unlawful Use of Telephone	12
Unknown Call Type		Vehicle on Beach	
Utility Problem	1	Wipers/No Lights	1
Vandalism	15		
Vehicle Accidents		<b>TOTAL</b>	<b>2985</b>
Warrant Service	220		
Water/Street/Utility Problems		<b>USE OF DETENTION FACILITY</b>	
Welfare Concern	55	Horry County Police Department	786
	1	SC Highway Patrol / other agency	167
	4	Surfside Beach Police Department	925
<b>TOTAL</b>	<b>13473</b>	<b>TOTAL</b>	<b>1878</b>

SBPD Prisoners Trans. to County Jail 556



Surfside Beach Police Department - USMS Fugitive Task Force



Monthly Activity Report - DEC 2012

Arrests	Bond	Date	Arrested (location)
Assault & Battery 1st Degree	Pending	12/03/2012	Surfside Beach
CDV 1st	Pending	12/04/2012	Surfside Beach
Assault & Battery 3rd Degree	Pending	12/04/2012	Surfside Beach
Operating Uninsured Motor Vehicle	Pending	12/04/2012	Horry County
Failure To Return Suspended Plate	Pending	12/04/2012	Horry County
Theft Of Controlled Substance	Pending	12/04/2012	Myrtle Beach
Operating Uninsured Motor Vehicle	Pending	12/05/2012	Surfside Beach
Failure To Return Suspended Plate	Pending	12/05/2012	Surfside Beach
Failure To Return Suspended Plate	Pending	12/05/2012	Horry County
Operating Uninsured Motor Vehicle	Pending	12/05/2012	Horry County
Giving False Information To Police	Pending	12/05/2012	Horry County
DUS 1st	Pending	12/05/2012	Horry County
Attempted Strong Armed Robbery	Pending	12/06/2012	Horry County
Conspiracy	Pending	12/06/2012	Horry County
Failure To Stop For Blue Lights	Pending	12/07/2012	Myrtle Beach
Reckless Driving	Pending	12/07/2012	Myrtle Beach
Accessory After The Fact To A Felony	Pending	12/07/2012	Myrtle Beach
Conspiracy	Pending	12/07/2012	Myrtle Beach
FTA DUS 1st	\$652.50	12/08/2012	Surfside Beach
Filing A False Police Report	Pending	12/13/2012	Surfside Beach
FTA False Information To Police	\$470.00	12/14/2012	Myrtle Beach
FTA DUS 1st	\$652.50	12/14/2012	Horry County
FTA Driving Without A License	\$237.50	12/15/2012	Horry County
FTA DUS 2nd	\$1,275.00	12/16/2012	Horry County
FTA Improper Start	\$237.50	12/16/2012	Horry County
FTA No Moped License	\$133.75	12/16/2012	Surfside Beach
FTA DUS 2nd	\$1,275.00	12/16/2012	Surfside Beach
FTA Simple Possession Of Marijuana	\$620.00	12/21/2012	Horry County
<b>TOTAL</b>	<b>\$5,553.75</b>		<b>28</b>



Surfside Beach Police Department - General Criminal Investigations



Monthly Activity Report - December 2012

CASE #	TITLE	OPENED	STATUS	Warrants
12005702	PETIT LARCENY	06/09/12	OPEN	
12006004	PETIT LARCENY	6/16/2012	OPEN	
12006136	PETIT LARCENY	06/18/12	OPEN	
12006207	PETIT LARCENY	06/20/12	OPEN	
12006248	PETIT LARCENY	06/21/12	OPEN	
12006346	GRAND LARCENY	06/23/12	OPEN	
12006397	PETIT LARCENY	06/24/12	OPEN	
12006524	PETIT LARCENY	06/27/12	OPEN	
12006724	PETIT LARCENY	6/30/2012	OPEN	
12006956	GRAND LARCENY	07/05/12	OPEN	
12008092	FTC CARD FRAUD	8/1/2012	OPEN	
12008775	MIPP	8/17/2012	OPEN	
12008776	MIPP	08/17/12	OPEN	
12008778	MIPP	08/17/12	OPEN	
12008786	MIPP	08/17/12	OPEN	
12008792	MIPP	08/17/12	OPEN	
12008793	MIPP	8/17/2012	OPEN	
12010561	ASSAULT/BATTERY 1ST DEGREE	10/06/12	ARREST	1
12010566	GRAND LARCENY M/V	10/06/12	ARREST	1
12011001	LEAVING SCENE/ACCIDENT	10/19/12	OPEN	
12011321	BURGLARY 2ND; MIPP; LARCENY	10/26/12	OPEN	
12011970	FTC CARD FRAUD	11/18/12	OPEN	
12012004	PETIT LARCENY	11/13/12	OPEN	
12012140	FTC CARD FRAUD	11/18/12	OPEN	
12012190	THEFT OF CONT SUBST; MIPP	11/15/2012	OPEN	
12012237	GRAND LARCENY	11/26/2012	OPEN	
12012702	BREAKING I/T AUTO; MIPP; LARCENY	12/11/12	OPEN	
12012771	FTC CARD FRAUD; LARCENY	10/07/12	OPEN	
12012815	BURGLARY; LARCENY; MIPP	12/09/12	OPEN	
12012886	BREACH OF TRUST	07/24/12	OPEN	
12012891	UNLAWFUL CONDUCT TOWARDS CHILD	12/12/12	OPEN	
12012918	BURGLARY 2ND; MIPP; LARCENY	12/16/12	OPEN	
12011406	PETIT LARCENY	10/31/12	CLOSED	
12011494	BURGLARY; LARCENY	11/02/12	CLOSED	
12011501	BREAKING I/T AUTO; LARCENY	11/03/12	CLOSED	
12011557	BREAKING I/T AUTO; LARCENY	11/02/12	CLOSED	
12011585	FORGERY	10/31/12	CLOSED	
12011653	THEFT OF CONT SUBST	10/19/12	CLOSED	
12011796	BURGLARY; MIPP; LARCENY	11/09/12	CLOSED	
12012006	ASSAULT/BATTERY 3RD DEGREE	11/09/12	CLOSED	
12012220	PETIT LARCENY	11/26/12	CLOSED	
12012242	BURGLARY; LARCENY	11/27/12	CLOSED	
12012267	BURGLARY; MIPP; LARCENY	11/28/12	CLOSED	
12012388	BURGLARY; MIPP; LARCENY	12/02/12	CLOSED	
12012421	BREAKING I/T AUTOS; LARCENY	12/03/12	CLOSED	
<b>TOTAL:</b>				<b>2</b>



# **Surfside Beach Fire Department**

**Town Council Report**

**January 8, 2013**

The following is an activity report of the operations of the Fire Department from December 1, 2012 to December 31, 2012

## **Fire Runs**

Mutual Aid	1
Cooking Fire, Confined to container	1
Mobile Property, Vehicle fire	0
Brush, brush/grass mixture	1
Outside Equipment fire	0
<b>Total</b>	<b>3</b>

## **Rescue/Emergency Medical Incident**

Rescue/EMS other	0
Medical Assist, assist EMS Crew	29
Motor Vehicle Accident/no injuries	1
Motor Vehicle Accident/with injuries	2
<b>Total</b>	<b>33</b>

## **Hazardous Condition / No Fire**

Arcing Electrical Equipment	1
Vehicle Accident, General Cleanup	1
<b>Total</b>	<b>2</b>

## **Service Call**

Water Problem, other	1
Person in Distress, other	2
Assist Invalid	2
Service Call, other	1
Unauthorized Burning	3

Cover Assignment, Stand By, Move-up 1

**Total 10**

**Good Intent Call**

Dispatched & Cancelled en-route 1

**Total 1**

**False Alarm/False Call**

Alarm System Activation, No Fire 2

False Alarm or False Call, No Fire 2

**Total 4**

**Lost Estimates and Total Incidents**

**No Dollar Loss for this reporting period**

**Total Incidents for December 2012 {53}**

**Additional information for November 2012**

Personnel dedicated an average of 36 man hours during the month for a total of 1,008 man hours.

Monthly Turn-out Gear inspection was completed per NFPA Requirements.

Hydrant testing was completed in December with problems reported to GSW&S.

**Fire Inspections**

Completed Inspections 9

Pending Inspections 7

Public Education Events 2

Plans Review 2

Pre Fire Plans 10

Public Education is on going in the Town of Surfside Beach, during the month the department visited many of the businesses to insure that the businesses and the residents that visit them were safe from Holiday decorations that might have been

unsafe. We are happy to report that all inspections proved that our education on fire prevention was being followed. The town saw no fires relating to holiday decorations during the season.

## **Fire Training**

During the month of December all the required ISO drills were conducted to the requirements as set forth by the Insurance Service Organization, South Carolina Fire Academy, National Fire Protection Association {NFPA}, and the Surfside Beach Fire Department SOG's.

Career personnel received additional training during the month in apparatus operations, pump and aerial **operations as well as pre-plan review.**

### **Lost Estimates and Total Incidents**

No Dollar Loss for this reporting period

**Total Incidents for December 2012 {53}**

## **Staff Report**

Surfside Beach Fire Department staff remains fairly constant with the addition of two volunteers and no terminations or suspensions from service.

**Lt. Mike Hans {Training}** continues to prepare and implement training classes for fire department personnel to meet ISO and NFPA requirements. We have developed a training team committee to assist undertaking the project to create a training program that will target the weaknesses of the volunteer firefighters to have them meet the requirements of Firefighter levels 1 & 2. This program will improve the quality of the training classes and drills. The intent is to make the classes interesting and to improve the skill sets of each member of the department. The first stage of the Training Program began on Monday evening January 7th.

**Lt. Faulkenberry {Inspections}** continues to work on inspections and plan reviews. A plan has been developed and implementation has begun to improve all inspections and pre-plans and that all will be completed in the off season which will allow the businesses to be ready for the opening of the new season in the spring and will keep them from interruptions during their busy time. This plan also will reduce the amount of time spent on the street by including the ISO required pre-plan to be completed at the same time as the inspection.

**Lt. Richards {Facilities}** has addressed the minor issues that have come up in the month. He continues to fine tune his plan to stay on top of required maintenance and to maintain the needed supplies required to carry out the tasks.

**Engineer Sacra** continues to be a good employee and is continuing his education to pass his Fire Marshal Certification. He is in charge of the pre-plan drawings and is working on an apparatus inventory project that has been assigned to him.

**Engineer Drew** works hard to complete his assignments and is working on his firefighter skills. He has been given the responsibility to over see the two support vehicles to insure their operational status and cleanliness which he has been doing a fine job at.

**Engineer Zimpleman** continues to be a good employee who is always looking for something to work on. He completed the South Carolina Fire Academy course for Fire Instructor 1 and passed. During the month of January he will be attending the academy to complete the Fire Marshal Certification class.

**Chief Packard** continues to recuperate from surgery, progress is slow but he continues to work hard at rehab so the he can return to work.

Respectfully Submitted

*Daniel J. Cimini*

Acting Fire Chief



# **Surfside Beach Fire Department**

## **Town Council Report**

**January 1, 2012 / December 31, 2012**

## Total Incident Report 2012

The following is an activity report of the operations of the Fire Department from January 1, 2012 to December 31, 2012

### Fire Runs

Mutual Aid	23
Building Fires	3
Cooking Fire, Confined to container	2
Mobile Property, Vehicle fire	2
Passenger Vehicle Fires	1
Natural Vegetation Fire, other	2
Brush, brush/grass mixture	5
Outside Rubbish, Trash, or Waste Fire	1
Dumpster / Other Outside Trash Receptacle	3
Outside Equipment fire	1
<b>Total</b>	<b>43</b>

### Rescue/Emergency Medical Incident

Rescue/EMS other	8
Medical Assist, assist EMS Crew	411
Emergency Medical Service, other	1
Motor Vehicle Accident / No Injuries	31
Motor Vehicle Accident / with Injuries	34
Elevator Entrapment	3
Search for Lost Person, other	1
Swimmer In Distress	1
<b>Total</b>	<b>493</b>

**Hazardous Condition / No Fire**

Arcing Electrical Equipment	8
Vehicle Accident, General Cleanup	1
Hazardous Condition Tree in Roadway	1
Combustible / Flammable Gas / Liquid	1
Gas Leak {Natural Gas / LPG}	1
Toxic Condition, other	1
Electric Wiring / Equipment	1
Heat from Short Circuit	1
Power Line Down	5
Arcing, Shorted, Electric Equipment	8
<b>Total</b>	<b>20</b>

**Service Call**

Water Problem, other	1
Water or Steam Leak	4
Lock-out	2
Person in Distress, other	3
Assist Invalid	31
Service Call, other	1
Smoke or Odor Removal	2
Public Service Assistance, other	1
Assist Police or other Governmental Agency	6
Police Matter	2
Pubic Service	1
Unauthorized Burning	3

Cover Assignment, Stand By, Move-up	1
<b>Total</b>	<b>65</b>

**Good Intent Call**

Dispatched & Cancelled en-route	8
Good Intent Call, other	1
Wrong Location	2
No Incident Found on Arrival at Dispatch	6
Steam, Other Gas Mistaken for Smoke	1
Smoke Scare, Odor of Smoke	10
Steam, Vapor, Fog	1
Smoke from Barbecue, Tar Kettle	2
<b>Total</b>	<b>31</b>

**False Alarm/False Call**

False Alarm or False Call, No Fire	6
System Malfunction, other	1
Sprinkler Activation Due to Malfunction	1
Smoke Detector Activation / Malfunction	4
Heat Detector Activation / Malfunction	2
Alarm System Sounded / Malfunction	10
Sprinkler Activation, No Fire	1
Smoke Detector Activation, No Fire	11
Detector Activation, No Fire	4
Alarm System Activation, No Fire	22
<b>Total</b>	<b>62</b>



# January 08, 2012 Meeting

## 6A. Departmental Reports

- a. Staff issued one new residential permit in December for 312 North Oak Drive. A total of 60 permits were issued in December and 69 building inspections were made as well as 18 tree inspections. 16 sets of plans were reviewed or re-reviewed after corrections were made and resubmitted and 40 business licenses were issued during this period.
- b. The department also welcomed a new employee, Sean Boysel, who has assumed the position of permitting technician.

## 6B. Administrator's Report

- a. Policy change to the nepotism section of the personnel manual
  - i. Has been made and distributed to all employees
  - ii. All employees have signed that they have received a copy of the changes and understand them
- b. Employee disclosure statements for 2013
  - i. Were distributed for signature
  - ii. All employees have now completed and signed them
  - iii. No conflicts were found to exist and the approved forms were placed in the respective personnel files
  - iv. My form was reviewed and approved by the mayor
- c. Since we have a minimum of 4 council members leaving for the MASC events in Columbia on the 11<sup>th</sup>, I would like to get a consensus of council to either cancel the meeting or change the date from February 12<sup>th</sup> to the prior Tuesday, February 5<sup>th</sup>. In addition, if the meeting is moved to the 5<sup>th</sup>, I would like consensus to reschedule the Planning Commission Meeting, as it falls on that date. May I please have a consensus Mr. Mayor?
- d. I wanted to get a consensus of council to either support or not support the recommendation of the Keep Surfside Beach Beautiful Committee to have an official "Yard of the Month" award. This would include the purchase of one small sign to be placed in the yard selected for the month, a letter of acknowledgement and congratulations from the mayor for each monthly recipient and some PR coverage on the website, in the town newsletter and also a press release to media outlets. May I please have a consensus Mr. Mayor?

- e. I would like a consensus of council regarding Ordinance 12-0727, Section 9-16 Decals and Exemptions. It was not stipulated in the new ordinance that it was to replace (a), (b) and (c) and that the exemptions from parking fees for (d) Disabled Veterans and Purple Heart Recipients, (e) Handicapped Persons, and (f) Town Employees should remain in effect, as stipulated in the original ordinance. May I please have a consensus Mr. Mayor that (d), (e), and (f) be added back in to Section 9-16 exactly as they appear in the original ordinance?
  
- f. Lastly, I would like to get a consensus of council to spend \$5,789.88 from the line item in hospitality to trade in our 27 generation 3, .40 caliber glocks for 27 generation 4 models. There is currently over \$7,000 remaining in this line item. Staff would also initiate a replacement program to eliminate the need to replace an entire inventory in the future. Most of our weapons are in the 10 – 12 year age range and with the recent failure of one of the weapons to fire during qualification on the range this would seem a prudent measure to reduce liability. May I please have a consensus Mr. Mayor?

## **7. Business Agenda:**

**Sec. 9-16. Decals and exemptions.**

(a) *Decals issued for full time resident vehicles not including golf carts.* All persons residing within the corporate limits of the town shall be entitled to one (1) free decal per vehicle, to be issued by the town, upon verification of current vehicle registration. Such decal will be placed on the vehicle pursuant to instructions given by town hall staff when obtaining the decal. The decal shall be valid for the calendar year in which issued. Said decal will show (1) decal number issued, and (2) year for which decal is valid. Such decal shall allow a resident to park free of charge in metered or pay station areas when space is available.

(b) *Decal issued for nonresident residential owner vehicles not including golf carts.* All nonresident residential property owners within the corporate limits are entitled to purchase one (1) decal per vehicle for the sum of forty dollars (\$40.00) each, upon verification of proof of property ownership. Such decal will be placed on the vehicle pursuant to instructions given by town hall staff when obtaining the decal. The decal shall be valid for the calendar year in which issued. Said decal will show (1) decal number issued, and (2) year for which decal is valid. Such decal shall allow a nonresident property owner to park free of additional charges in metered or pay station areas when space is available.

(c) *Decal issued for golf carts only.* All persons owning golf carts within the corporate limits of town shall register their golf cart with the town police department for a fee of two dollars (\$2.00). This fee will include a decal that is valid for two (2) years from the date of issue and will be placed on the golf cart by the police staff. Such decal shall allow registered golf carts to park free in golf cart only designated parking areas. The issued decal will show:

- (1) Registration number.
- (2) Years for which decal is valid.
- (3) Golf cart rules.

→ (d) *Disabled veterans and Purple Heart recipients are exempt from parking fees.* When a vehicle displays a disabled veterans or Purple Heart license plate issued by the department of motor vehicles or appropriate authority.

→ (e) *Handicapped persons are exempt from parking fees.* When a vehicle displays a handicapped license plate issued by a proper authority, or a handicapped windshield hanger, either the driver of or a passenger in a vehicle displaying a handicapped license plate or windshield hanger must be a "handicapped" person.

→ (f) *Employees.* Every town employee shall be entitled to one (1) decal, which will allow the employee to park free of charge in metered areas subject to conditions set forth hereinabove in paragraph (a) and other applicable ordinances. Employee shall present his or her employee identification card along with the vehicle registration for the vehicle on which the decal will be applied.

(Ord. No. 96-0385, 10-22-96; Ord. No. 93-0396, 5-27-97; Ord. No. 01-0452, 3-13-01; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09; Ord. No. 10-0679, 3-9-10; Ord. No. 12-0717, 7-25-12)

**State law reference**—Similar provisions, S.C. Code 1976, § 56-5-2585.

12-0725  
12-10-12

Not changed



## **SURFSIDE BEACH POLICE DEPARTMENT**

811 Pine Drive  
Surfside Beach, SC 29575

TO: Micki Fellner, Town Administrator

FROM: Rodney L. Keziah, Chief of Police (Interim)

A handwritten signature in black ink, appearing to read "Rodney L. Keziah", is written over the "FROM:" line.

DATE: December 14, 2012

RE: Duty Firearms Replacement

I have attached a quotation from Lawmen's Public Safety, our SC State Contract Vendor, for the purchase and replacement of all of our issued duty handguns. We are receiving a very generous trade-in allotment for our current guns. Most of our current handguns are in the 10-12 year age range.

Per your request, I have checked with Finance, and found that there is \$7693.00 left in the line item for the initial gun replacements that were denied back in June.

With this purchase, our entire inventory will be replaced with new state of the art weapons of the same caliber and brand that we are currently carrying. By purchasing the same caliber and type, this keeps the cost down by not having to re-qualify officers, buy new holsters, or buy additional ammunition.

We just recently completed our annual required firearms qualification in Georgetown. During the qualification we had one of our current weapons break and malfunction to the point of it being inoperable. The officer was given a spare weapon from inventory to finish the qualification. We were able to repair the gun a couple days later with several replacements parts by our staff armorer. This gun had just recently been through a thorough inspection by our staff armorer; however with the age of the guns this is always a possibility.

I feel that this purchase will give our officers the best equipment possible, reduce the town's liability, and allow us to initiate a replacement program in the future to alleviate the need for full fleet inventory at one time.

Thanks for your consideration into this request. Please contact me if you have any questions.



**SALES QUOTE**

SQ-166179

12/12/2012

**REMIT TO:**

3319 Anvil Place  
Raleigh, NC 27603  
Ph: 919.779.6141

3440 St. Vardell Ln. Ste H  
Charlotte, NC 28217  
Ph: 704.494.7575

3315 Broad River Rd. Ste 120  
Columbia, SC 29210  
Ph: 803.798.2253



<b>Customer</b>	<b>Contact</b>	<b>Ship To</b>
TOWN OF SURFSIDE BEACH ATTN: ACCOUNTS PAYABLE ATTN: ACCOUNTS PAYABLE 115 US HIGHWAY 17 NORTH SURFSIDE BEACH SC 29575 Tel: (843)913-6335 Fax: (843)238-1882		SURFSIDE BEACH PD RODNEY KEZIAH 811 PINE DRIVE SURFSIDE BEACH SC 29575

<b>Account</b>	<b>Terms</b>	<b>Due Date</b>	<b>Account Rep</b>	<b>Schedule Date</b>
SURFSI	NET 15	12/27/2012	RAY PARKER	12/12/2012
<b>Quotation</b>	<b>PO #</b>	<b>Reference</b>	<b>Ship VIA</b>	<b>Page</b> <b>Printed</b>
SQ-166179		RODNEY KEZIAH		1   12/14/2012 10:30:46AM

L	Item / Model / Brand Description	Qty	Price UM	Discount %	Amount
1	GLOPG22507 / 764503057021 GLOCK 22 .40 GEN4 5LB GNS	27	\$409.00 EA	\$0.00	\$11,043.00
2	GLOPG27507 / 764503627026 GLOCK 27 .40 GEN4 5.5LB GNS	2	\$409.00 EA	\$0.00	\$818.00
3	TRADETAXSC GLOCK, 22 GEN 3 WITH 3 MAGS AND NIGHT SIGHTS, 5 LD TRIGGER.	23	-\$250.00 EA	\$0.00	-\$5,750.00
4	TRADETAXSC GLOCK, 23 GEN 3 WITH 3 MAGS AND NIGHT SIGHTS	2	-\$250.00 EA	\$0.00	-\$500.00
5	TRADETAXSC GLOCK, 27 GEN 3 WITH 3 MAGS AND NIGHT SIGHTS	1	-\$250.00 EA	\$0.00	-\$250.00

<p>**PLEASE VERIFY THAT THE PART NUMBERS AND DESCRIPTIONS ARE CORRECT BEFORE SUBMITTING YOUR ORDER.</p> <p>**RESTOCKING FEES MAY APPLY TO RETURNED ITEMS.</p> <p>**FREIGHT WILL BE ADDED TO ALL INVOICES.</p> <p>**PRICES QUOTED ARE BASED ON PAYMENT BY CHECK OR CASH.</p> <p>**QUOTE IS GOOD FOR 30 DAYS.</p>	<p><b>Tax Details</b> SCSCHCP \$428.880</p>	<table> <tr> <td><b>Taxable</b></td> <td style="text-align: right;">\$5,361.00</td> </tr> <tr> <td><b>Total Tax</b></td> <td style="text-align: right;">\$428.88</td> </tr> <tr> <td><b>Exempt</b></td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;">\$5,789.88</td> </tr> <tr> <td><b>Balance</b></td> <td style="text-align: right;">\$5,789.88</td> </tr> </table>	<b>Taxable</b>	\$5,361.00	<b>Total Tax</b>	\$428.88	<b>Exempt</b>	\$0.00	<b>Total</b>	\$5,789.88	<b>Balance</b>	\$5,789.88
<b>Taxable</b>	\$5,361.00											
<b>Total Tax</b>	\$428.88											
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<b>Total</b>	\$5,789.88											
<b>Balance</b>	\$5,789.88											

## ISSUE PAPER FOR TOWN COUNCIL CONSIDERATION

**Meeting Date:** January 8, 2013

**Prepared by:** Sabrina Morris

**Ordinance #:** 12-0729

**Date Prepared:** January 3, 2013

**Subject: Proposed Ordinance to amend Chapter 17 by adding Article IX § 17-900 thru 17-920 to allow for the establishment of the Design Overlay District**

### **BACKGROUND:**

The creation of the Design Overlay District would Promote Community Pride and protect property values by having design standards that have a positive impact on the town's appearance; encourage economic development by providing a more visually inviting atmosphere to attract commerce for existing and potential businesses; promote "Quality" over "Quantity". Quality development will come if guidelines are in place. These developments will be built to stay and promote what we see as a growing economy.

A Public Hearing and workshop was held at the October 23, 2012 Council meeting and the Town Council went through each section of the ordinance and made amendments as a whole. Staff has also met with the Business Committee and individual council members and members of the general public to explain and receive comments. I have attached the proposed ordinance to the Issue Paper with the revisions being in red. The gists of the changes are as follows:

- The C3 zoning district has been removed
- Change of tenant requirements have been removed
- Clear direction has been included as to when and what each trigger will require.
- Existing metal buildings have been removed from the requirements of Section 17-908 (Architectural Design Standards) and will be allowed to remain as is as long as they are in good condition and free of damage and/or visible defects
- The requirements of Section 17-911 has been removed from the areas within the C2 zoning district on the North side of 3<sup>rd</sup> Avenue South from Poplar Drive to Floral Drive to the South side of 1<sup>st</sup> Avenue North from Poplar Drive to Floral Drive.
- Definitions have been added
- Clear direction has been included as to when certain standards apply to new construction only
- Roofing colors and the requirement to use flat paint on exteriors have been removed.
- Retention/detention ponds have been included in the landscaping calculation up to 5% of the total area.
- Visual clearance requirements have been added

### **RECOMMENDATION**

The Planning Commission voted unanimously to recommend the Design Overlay District be approved as first presented. The Beautification Committee has reviewed the ordinance and has also recommended the document. At the request of Council, the Business Committee has once again reviewed the proposed changes and approved the document.

### **ATTACHMENTS:**

Proposed text amendment – Design Overlay District  
Map outlining the proposed Design Overlay District boundaries  
Resolution from the Planning Commission recommending the Ordinance

- (a) Everything within the Design Overlay District shall also meet all underlying zoning district requirements set forth in Chapter 17.
- (b) Provisions of this ordinance shall be held to be the minimum requirements adopted.
- (c) If requirements set forth herein are in conflict with the requirements of any other lawfully adopted rule, regulation or ordinance, the most restrictive, or that imposing the higher standard shall govern.

**SECTION 17-903. APPLICABILITY**

The requirements of this ordinance shall apply in any of the following circumstances:

- (a) New Construction
- (b) Addition or enlargement of an existing building, including combining existing units when removing load bearing walls.
- (c) Change of use or change of ownership.
- (d) Redevelopment of parking lots, including resurfacing shall cause landscaping and parking areas to be brought into compliance.
- (e) When dwellings are converting into a commercial business property.
- (f) When renovations to an existing building exceed twenty percent (20%) of the appraised value of the building as indicated in the Horry County tax records or a current certified appraisal of the structure before the start of renovations the entire property shall be brought into compliance.
- (g) When a single building or 50% of the total square footage of a strip center has been vacant (not open to public) for over 180 days, or for one year in the case of seasonal uses.
- (h) The requirements of Section 17-908 shall not apply to existing metal buildings (as built). Existing metal buildings shall be maintained in good condition and free of damage and/or visible defects. Existing facades shall be maintained or improved.
- (i) The requirements of Section 17-911 shall not apply to areas within the C2 zoning on the North side of 3<sup>rd</sup> Avenue South from Poplar Drive to Floral Drive to the South side of 1<sup>st</sup> Ave. North from Poplar Drive to Floral Drive.
- (j) Accessory structures used in conjunction with businesses shall also meet these requirements.

**SECTION 17-904. DEFINITIONS**

Unless otherwise stated, the following words shall, for the purpose of this chapter, have the meanings indicated in this section. Words used in the present tense include the future. The singular number includes the plural and the plural the singular. The word "shall" is mandatory and the word "may" is permissive. Words or phrases not specifically defined herein shall have their customary dictionary meanings.

*Change of Ownership* - a transfer from one person or entity to another at a point of sale. This definition is not intended for ownership that has been inherited or handed down from generation to generation within the same family.

*Change of Use* - Structures are classified with respect to occupancy in one or more of the groups listed below (based on the International Building Code). Changing from one classification to another classification constitutes a Change in use.

Assembly	Mercantile
Business	Residential
Educational	Storage
Factory and Industrial	Utility and Miscellaneous
High Hazard	Institutional

## Debra Herrmann

---

**From:** Debra Herrmann [dherrmann@surfsidebeach.org]  
**Sent:** Tuesday, January 08, 2013 1:56 PM  
**To:** The Hon. Ann Dodge ; The Hon. Beth Kohlmann; The Hon. Doug Samples; The Hon. Mark Johnson; The Hon. Mary Beth Mabry; The Hon. Randle M. Stevens; The Hon. Rod Smith  
**Cc:** 'Micki Fellner'; 'smorris@surfsidebeach.org'  
**Subject:** FW: Overlay error

Page two of Ordinance #12-0729 has an error on the paragraph lettering. A copy of the corrected page will be on delivered at the meeting. The content did not change...the sentence in paragraph (e) that begins "When renovations to an existing..." should be paragraph (f), not part of paragraph (e). Please see Ms. Morris' message below.

Debra

Debra Herrmann, CMC, Town Clerk  
[dherrmann@surfsidebeach.org](mailto:dherrmann@surfsidebeach.org) - 843.913.6333  
[Click Here to Subscribe to Public Notices & Agendas](#)  
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**From:** Sabrina Morris [<mailto:morrisplanner@yahoo.com>]  
**Sent:** Tuesday, January 08, 2013 11:23 AM  
**To:** [dherrmann@surfsidebeach.org](mailto:dherrmann@surfsidebeach.org)  
**Subject:** Overlay error

17-903

The requirements of this ordinance shall apply in any of the following circumstances:

- (a) New Construction
- (b) Addition or enlargement of an existing building, including combining existing units when removing load bearing walls.
- (c) Change of use or change of ownership.
- (d) Redevelopment of parking lots, including resurfacing shall cause landscaping and parking areas to be brought into compliance.
- (e) when dwellings are converting into a commercial business property.
- (f) when renovations to an existing building exceed twenty percent (20%) of the appraised value of the building as indicated in the Horry County tax records or a current certified appraisal of the structure before the start of renovations the entire property shall be brought into compliance.
- (g) when a single building or 50% of the total square footage of a strip center has been vacant (not open to public) for over 180 days, or for one year in the case of seasonal uses.
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Debra

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**From:** Sabrina Morris [<mailto:morrisplanner@yahoo.com>]  
**Sent:** Tuesday, January 08, 2013 11:23 AM  
**To:** [dherrmann@surfsidebeach.org](mailto:dherrmann@surfsidebeach.org)  
**Subject:** Overlay error

17-903

The requirements of this ordinance shall apply in any of the following circumstances:

- (a) New Construction
- (b) Addition or enlargement of an existing building, including combining existing units when removing load bearing walls.
- (c) Change of use or change of ownership.
- (d) Redevelopment of parking lots, including resurfacing shall cause landscaping and parking areas to be brought into compliance.
- (e) when dwellings are converting into a commercial business property.
- (f) when renovations to an existing building exceed twenty percent (20%) of the appraised value of the building as indicated in the Horry County tax records or a current certified appraisal of the structure before the start of renovations the entire property shall be brought into compliance.
- (g) when a single building or 50% of the total square footage of a strip center has been vacant (not open to public) for over 180 days, or for one year in the case of seasonal uses.
- (h) The requirements of Section 17-908 shall not apply to existing metal buildings (as built). Existing metal buildings shall be maintained in good condition and free of damage and/or visible defects. Existing facades shall be maintained or improved.
- (i) The requirements of Section 17-911 shall not apply to areas within the C2 zoning on the North side of 3rd Avenue South from Poplar Drive to Floral Drive to the South side of 1st Ave. North from Poplar Drive to Floral Drive.
- (j) Accessory structures used in conjunction with businesses shall also meet these requirements.

I see the problem. E somehow incorporated two requirements that should be individual in numbering. I have highlighted what needs to be changed... basically separate the two requirements in E and re-letter the remaining requirements.

Email or call me if you have any questions!

Thanks!

Sabrina

## Debra Herrmann

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STATE OF SOUTH CAROLINA     )  
  )  
COUNTY OF HORRY             )  
  )  
TOWN OF SURFSIDE BEACH     )

AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH  
TO AMEND CHAPTER 17 OF THE TOWN’S CODE OF  
ORDINANCES TO ADD ARTICLE IX §17-900 THRU 17-920  
TO ESTABLISH A DESIGN OVERLAY DISTRICT

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 adopted its resolution captioned “Resolution of the Surfside Beach Planning Commission recommending the amendment of Chapter 17 to add Article IX, § 17-900 – 17-920 of the towns Code of Ordinance to establish 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 of the Town’s Code of Ordinances be amended to add Article IX, §17-900 – 17-920 to read:

**SECTION 17-900. PURPOSE AND INTENT**

- (a) The purpose of Article IX is to create a Design Overlay District containing standards that supplement the basic zoning requirements of the town’s commercial districts.
- (b) Design Overlay standards are intended to benefit the entire community by promoting attractive, harmonious, well-designed commercial areas. These standards govern landscaping, signage, color schemes and architectural details within the overlay area. Application of these standards to future development or redevelopment is expected to result in multiple benefits:
  - Protection of property values by positive impact on the town’s appearance.
  - Encouragement of economic development by providing a more visually inviting atmosphere to attract commerce for existing and potential businesses.
  - Establishment of unique character to the town’s commercial areas while respecting surrounding uses

**SECTION 17-901. DESIGN OVERLAY DISTRICT ESTABLISHED**

This District shall include:

- All parcels either partially or completely within the C1and C2 zoned area of the town, excluding parcels that front on Sandy Lane.
- Parcels located on Sandy Lane but combined with parcels fronting on Hwy 17 or frontage Road must comply.
- Properties that are rezoned to C1 or C2 after adoption of this ordinance.

**SECTION 17-902. DESIGN OVERLAY DISTRICT STANDARDS ARE MINIMUM STANDARDS**

- (a) Everything within the Design Overlay District shall also meet all underlying zoning district requirements set forth in Chapter 17.
- (b) Provisions of this ordinance shall be held to be the minimum requirements adopted.
- (c) If requirements set forth herein are in conflict with the requirements of any other lawfully adopted rule, regulation or ordinance, the most restrictive, or that imposing the higher standard shall govern.

**SECTION 17-903.                    APPLICABILITY**

The requirements of this ordinance shall apply in any of the following circumstances:

- (a) New Construction
- (b) Addition or enlargement of an existing building, including combining existing units when removing load bearing walls.
- (c) Change of use or change of ownership.
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- (i) Accessory structures used in conjunction with businesses shall also meet these requirements.

**SECTION 17-904.                    DEFINITIONS**

Unless otherwise stated, the following words shall, for the purpose of this chapter, have the meanings indicated in this section. Words used in the present tense include the future. The singular number includes the plural and the plural the singular. The word "shall" is mandatory and the word "may" is permissive. Words or phrases not specifically defined herein shall have their customary dictionary meanings.

*Change of Ownership* - a transfer from one person or entity to another at a point of sale. This definition is not intended for ownership that has been inherited or handed down from generation to generation within the same family.

*Change of Use* – Structures are classified with respect to occupancy in one or more of the groups listed below (based on the International Building Code). Changing from one classification to another classification constitutes a Change in use.

Assembly	Mercantile
Business	Residential
Educational	Storage
Factory and Industrial	Utility and Miscellaneous
High Hazard	Institutional

*Development Director* - The Director of the Town of Surfside Beach Planning, Building and Zoning Department, and/or his designee, shall serve as development administrator.

*Gable roof* - A two-sided sloped roof



*Hipped roof* - a type of roof where all sides slope downwards to the walls, usually with a fairly gentle slope.



*Mansard roof* - A four-sided roof having a double slope on all sides, with the lower slope much steeper than the upper.



*Parapet*- A low protective wall along the roof edge of a structure



*Resurfacing of Parking lot* – Grinding or milling off selected areas of old asphalt; patching or resealing; repairing any pot holes or badly deteriorated areas.

*Unadorned* - not painted or covered by some acceptable material to increase its beauty or distinction.

#### **SECTION 17-905. ISSUANCE OF PERMITS/CERTIFICATE OF OCCUPANCY**

- (a) Development Director shall review each application for a zoning or building permit to determine if it adheres to these criteria.
- (b) No zoning or building permit will be issued unless these requirements have been addressed to the satisfaction of the Development Director.
- (c) No Certificate of Occupancy will be issued until the requirements of this Article have been met.

#### **SECTION 17-906. DESIGN STANDARDS**

In addition to meeting the underlying zoning district requirements, any projects in the Design Overlay District which are approved by the Development Director shall meet the following design standards:

- (a) Site Design Standards
- (b) Architectural Design Standards
- (c) Sign Design Standards
- (d) Color Scheme Standards

- (e) Landscaping Design Standards
  1. Landscaping requirements for perimeter parking areas
  2. Perimeters adjacent to public rights of way
  3. Perimeters not adjacent to public rights of way
  4. Interior Parking area requirements
  5. Landscape requirements for signs
  6. Landscape buffer requirements
- (f) Parking Area

#### SECTION 17-907. SITE DESIGN STANDARDS

- Plant materials for required landscaping shall be selected and placed with regards to the estimated mature height and width of such materials.
- Site lighting shall be from a concealed light source fixture and shall not interfere with the vision of vehicle traffic. All exterior lighting shall be arranged and installed so that the direct or reflected illumination does not impede on surrounding properties.
- Lighting shall enhance the overall aesthetics of the site.
- Lighting source (light bulbs) shall not be visible. They shall be shielded to reflect down onto the ground and not onto the street or neighboring property.
- Lighting fixtures shall be limited to 21 feet in height.
- All lighting sources shall be white or off-white in color.
  
- New construction of utility or service lines must be underground. Exposed wires, pipes or conduits are not acceptable.
- Chain link fencing shall not be placed in the front yard of property. If chain link fencing will be utilized, it shall be black plastic coated galvanized chain link fencing with landscaping on the side and rear of property. Fencing of any kind proposed within the Design Overlay District must be approved prior to installation. Wood palisade or lattice is preferred fencing materials.

#### SECTIONS 17-908 ARCHITECTURAL DESIGN STANDARDS

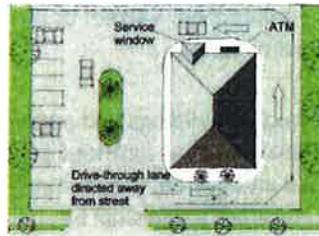
The intent of the Architectural Design Standards is to assure respect for the character, integrity, and quality of the built and natural environments of the Town; it is not intended to stifle innovative architecture.

- All buildings shall be oriented towards the street, and each building shall have a clearly defined primary entrance that shall front the street.
  
- The architectural detail, design and finishes (signage, canopies, railings etc.) shall be architecturally appropriate and compatible with one another.
  
- The scale of buildings and accessory structures (including canopies) shall be small in scale and utilize traditional building forms of wood siding and contrasting trim; Canopies designed as domineering or overpowering architectural features shall not be permitted.
  
- Porticos with vertical post or columns of traditional design shall be incorporated into designs where practical.
  
- All structures within a commercial proposed development in the district shall utilize a uniform traditional architectural theme. (including gasoline canopies and accessory buildings).
  
- Building designs shall not utilize long monotonous façade design, including but not limited to those characterized by unrelieved repetition of shape or form, or by unbroken extension of line. All sides of any

newly constructed building or addition shall have the same attention to detail and appearance. Windows, shutters and other details should be added to siding to break up façade.

- The side and rear elevations of a newly constructed building or addition shall be visibly attractive if the sides and/or rear elevations are visible from a street or right of way. Rooflines and architectural details shall present a consistency in quality design.
- Siding materials for newly constructed buildings and additions shall be wood clapboard, concrete fiberglass composition (hardi-plank) or other synthetic products which show a wood grain closely resembling wood siding, or board and batten, wood shingles or shakes, brick, stucco, tabby, or synthetic stucco with light texture. Only materials listed shall be specified in design submissions. No other materials will be accepted.
- No portion of any newly constructed building or addition shall be constructed of unadorned concrete masonry units or corrugated metal, corrugated fiberglass, sheet metal, exposed metal, and/or manufactured panelized metal wall systems shall be visible in any manner from adjoining developed properties, from existing right of way, or from adjoining properties which are eligible for future development.
- All roofs on newly constructed buildings not exceeding 5000 sq. ft. shall be hipped or gabled and have a minimum of 6/12 pitch.
- All roofs on newly constructed buildings exceeding 5001 sq. ft. shall be allowed to utilize a parapet roof.
- Mansard roofs shall not be permitted.
- The use of a parapet or a flat roof is acceptable for existing buildings only.
- Roofing material shall be wood shingles or shakes, slate shingles, copper, architectural grade asphalt or fiberglass shingles, galvanized standing seam or v-crimp metal, painted corrugated metal, concrete composition shingles, other standard roofing material applications like built up tar and gravel if not exposed to view from Hwy. 17 or adjoining streets. Only materials listed shall be specified in design submissions. No other materials will be accepted.
- Decorative wall-mounted lighting along the sides and front of a building is encouraged to provide a sense of security for pedestrians. This lighting shall compliment the architectural style of the building.
- Mechanical equipment whether ground level, raised or on roof-top if visible from any street or right of way shall be shielded and screened from public view through the use of a parapet wall or other decorative feature. The public view includes front facades, and side and rear facades visible from public right(s) of way and adjacent properties.
- Awnings, when utilized, may project a maximum of 6 feet out from the main façade into the public right of way or private property, with a minimum clearance height of 7 1/2 to 8 feet.
- Shutters, when utilized, shall be either louvered, paneled, or board and batten. They shall be hung or hinged from window sides or jambs, or from window top or heads (Bermuda shutters).
- All order boxes, menu stands, pick-up windows, service/teller windows, and required vehicle queuing associated with drive thru services shall be located to the side or rear of the buildings. For the purpose of

this section, the side or rear shall mean the area behind a projected line running parallel from the front (street facing) side(s) of the structure to the side property line. This concept is depicted in the graphic below:



- Highly tinted or mirrored glass shall not be permitted.
- Large expanses of glass shall be avoided, or divided into smaller lights through the use of mullions or muntins. Undivided glass panes shall not exceed nine (9) square feet in size. This size format may be used in multiple, tandem panes to create larger glass proportions for storefront systems. The larger the glass pane, the larger the mullions or muntins used shall be.



- True divided light or simulated divided light windows of wood, vinyl clad wood, metal, or metal-clad, painted to contrast with building color shall be used.
- Service, loading and solid waste receptacles or dumpster locations shall be designed to minimize the impacts on the pedestrian areas and customer parking areas and shall be located in the rear or side yard. No such facility shall be located in the front yard. Dumpsters shall be surrounded on at least 3 sides by a wall or solid fence. Such enclosures shall be designed compatible with the primary structure onsite by using compatible materials with the primary structure. This requirement does not apply to moby roll carts.

## SECTION 17-909. SIGN DESIGN STANDARDS

The intent of the Sign Design Standards is to assure each is compatible with materials and the architectural style of the business which it advertises. The following applies to any new signage, additional signage or any sign changes within the design overlay district.

- Signage shall be designed, constructed and installed by a licensed sign company.
- All proposed signage shall be indicated on the architectural elevation plan and include location and dimensions to scale.

- Freestanding signs and wall signs shall compliment the architectural style of the building and shall be designed as an architectural element of the building.
- Materials, colors, and lighting of signs shall be compatible with the materials used in the construction of the building.
- Wall signs shall be proportionately sized with other architectural features of the building and fit within the confines of the architectural details of the building as to not obscure or detract from those details. Business signs erected upon or above a roof or parapet of a building shall not be permitted within the Design Overlay District.

#### **SECTION 17-910. COLOR SCHEME STANDARDS**

The intent of the Color Scheme Design Standards is to assure respect for the character, integrity, quality of design and unite designs within the Town.

- Required Color Palette: Paint colors for exterior finishes shall be selected from the color range chart as approved by the Town Council and maintained at the Planning, Building and Zoning Department. These are the only colors allowed.
- Color Palette: The color palette is typical of coastal environment colors which generally include earth tones. Colors such as black, dark blue, grays and other dark colors can be used to accent only.
- Windows and doors shall be finished in white or earth tone colors. Trim, shutters and awnings shall be white, or a contrasting value of the cladding color as shown on the approved color chart.
- Color combinations of paints and stains shall be complimentary. In general no more than three different colors per building shall be permitted. One for base color, one trim color, and one accent color. Primary colors, fluorescent, psychedelic, and phosphorescent are not permitted in the design overlay district. Color combinations shall apply not only to new construction, additions and/ or renovations, but also when repainting the building at any time.
- Roofing colors shall be black, dark blue, grays or other dark value colors.

#### **SECTION 17-911. LANDSCAPING DESIGN STANDARDS**

The purpose of the Landscape design standards is to reduce the visibility of paved areas from adjacent properties and streets, moderate climatic effects, minimize noise and glare, and enhance public safety by defining spaces to influence traffic movement. Landscaping will reduce the amount of stormwater runoff and provide transition between properties.

Each newly developed commercial property shall allocate a minimum of twenty percent (20%) of its total area to landscaping which may include existing or transplanted trees, shrubs, and groundcover. Paved areas, gravel areas and landscaping rocks shall not be calculated as part of the minimum twenty (20%) percent. Retention/detention ponds may be included up to five percent (5%) of the total area. Retention/detention ponds shall be maintained to be aesthetically pleasing and promote the overall landscaping design.

Landscape requirements shall supersede parking requirements for the commercial districts.

New Projects: All new buildings, structures and parking areas shall comply with the minimum landscape requirements set forth herein.

Existing Properties: Under the following circumstances, existing properties will be required to meet the landscaping requirements of the Design Overlay District as closely as possible:

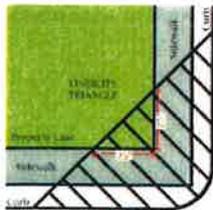
- (a) Addition or enlargement of an existing building, including combining existing units when removing load bearing walls
- (b) Change of use or change of ownership.
- (c) Redevelopment of parking lots, including resurfacing shall cause landscaping and parking areas to be brought into compliance.
- (d) When dwellings are converting into a commercial business property.
- (e) When renovations to an existing building exceed twenty percent (20%) of the appraised value of the building as indicated in the Horry County tax records or a current certified appraisal of the structure before the start of renovations the entire property shall be brought into compliance.
- (f) When a single building or 50% of the total square footage of a strip center has been vacant (not open to public) for over 180 days, or for one year in the case of seasonal uses.

Accessory structures used in conjunction with businesses shall also meet these requirements.

Existing properties having pavement and/ or concrete where landscape buffers are required shall be required to remove the existing pavement/concrete in order to meet the buffer requirements herein.

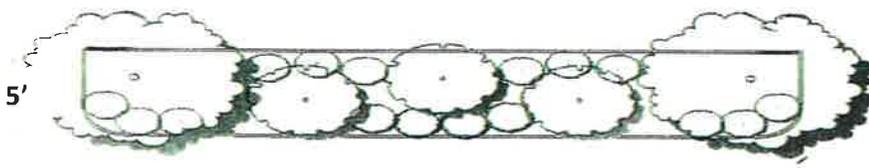
**Landscaping buffer requirements for perimeter parking areas** Arrangement of trees and shrubs in groupings is encouraged to ensure visibility and to allow for creativity. Equal spacing of plant materials shall not be required.

**Perimeters adjacent to Public Right of Way:** A visual clearance area between the height of two and one half (2 ½) feet and ten (10) feet shall be maintained on the corners of all property adjacent to the intersection of two streets or a driveway providing access to a public or private street within twenty five (25) feet of the intersections of the right of way of streets or of streets and driveways. (see diagram below)

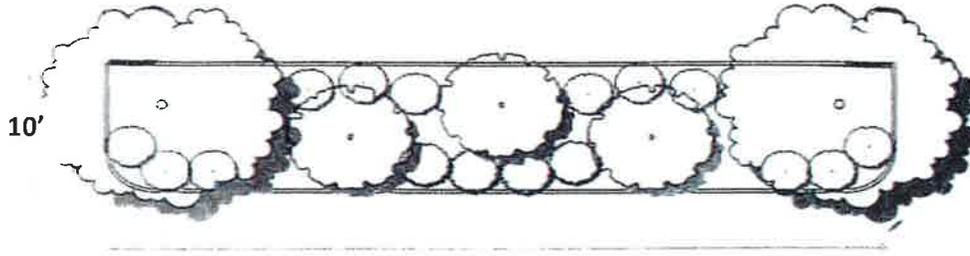


**Perimeters adjacent to Public Right of Way**

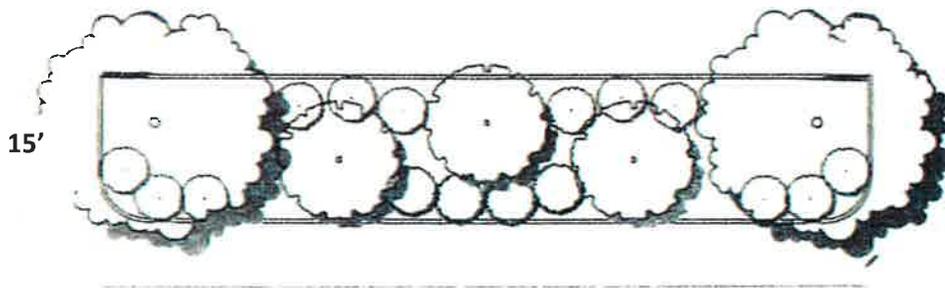
Parking areas that do not exceed 5,000 sq. ft. in area shall be required to have a minimum landscape buffer of 5 feet in width and shall contain a minimum of 1 shade or ornamental tree and 10 shrubs with appropriate ground cover for every 30 linear feet or fraction thereof of street frontage.



Parking areas that exceed 5000 sq. ft. but do not exceed 20,000 sq. ft. in area shall be required to have a minimum landscape buffer of 10 feet in width and shall contain a minimum of 1 shade or ornamental tree and 10 shrubs with appropriate ground cover for every 30 linear feet or fraction thereof of street frontage.



Parking areas that exceed 20,000 sq. ft. in area shall be required to have a minimum landscape buffer of 15 feet in width and shall contain and shall contain a minimum of 2 shade or ornamental trees and 15 shrubs with appropriate ground cover for every 30 linear feet or fraction thereof of street frontage.



**Perimeters buffers not adjacent to public right of way** shall be required to have a minimum landscape buffer of 5 feet in width and shall contain a minimum of 1 shade or ornamental tree and 10 shrubs with appropriate ground cover for every 30 linear feet or fraction thereof of perimeter.

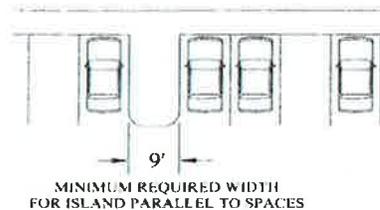
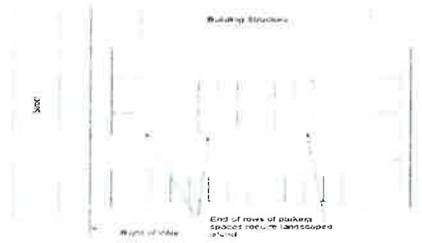
#### **Interior Parking buffer area requirements**

Landscaping provided around the perimeter of the building and interior parking areas enhance the appearance and customer attraction of commercial businesses.

A three foot (3') landscaping buffer with 6 shrubs for every 30 linear feet of building or fraction thereof shall be required between buildings and parking lots as well as end caps and landscape islands. Trees and shrubs located within the interior areas of the parking lot provide shade and heat abatement, and help break up the visual impact of the large areas of pavement.

End caps and Landscape islands shall not be less than 9x18 feet and shall include at least 1 shade or ornamental tree and 5 shrubs.

- End caps—parking aisle end caps shall be required and utilized as landscape islands.
- A maximum of 12 consecutive parking spaces in a row shall be permitted without a landscape island.



### Landscape requirements for signs

A landscape border a minimum of 5 feet in depth and a minimum width equal to the greatest width of the sign shall be required for all freestanding signs. The landscape border shall contain 5 shrubs for every 10 linear feet with appropriate ground cover. No portion of the sign shall project beyond the landscape border.

### Landscape buffer requirements

Existing trees, regardless of size may be counted towards requirements for shade trees or ornamental trees provided such trees are in good health, and located in the approximate area as required.

Shade trees: Must be indigenous to the area and reach a mature height in excess of 40 feet and shall be a minimum of 3 inches in caliper dbh and 10 to 12 feet in height at the time of installation.

Ornamental trees: trees that have a particular ornamental characteristic and tend to have a mature height of less than that of a shade tree. Ornamental trees shall be a minimum of 1.5 inches in caliper dbh and six to eight feet in height at the time of installation.

Shrubs: Shall be a minimum of 3 gallon in size and 1.5 feet in height at the time of installation.

Groundcover: Shall consist of grass, sod, ivy, bedding plants, wood chips, bark, mulch, straw and similar materials. In no case shall stone, pebbles, sand or rocks be used for groundcover.

No structures (except public utilities) shall be permitted within the required landscape buffer. Ingress and egress shall be permitted.

The owner, occupant, tenant or agent shall be jointly and severally responsible for the maintenance of all landscaping. Landscaping shall be maintained in good condition as to present a healthy, neat, and orderly appearance. Proper maintenance shall include watering, weeding, mowing, mulching, fertilizing, and pruning. Any dead, dying or damaged landscaping material shall be promptly replaced with materials of an approved size and type.

## SECTION 17-912. PARKING AREA DESIGN STANDARDS

# DECISION PAPER FOR COUNCIL CONSIDERATION

Meeting Date: November 13, 2012

Prepared by: John Adair, DPW

Subject: Proposed Ordinance to Amend - Chapter 7 Health and Sanitation  
Article II, Divisions 2 and 3 as submitted

Ordinance # 12-0734

## 1. Background-

After a thorough review of the Sanitation Enterprise Fund income and expenses, and consultations with the Finance Committee, there is consensus to increase Sanitation rates in order to maintain the high level of service over the long-term. Anticipated revenues over the next five fiscal years will not sustain the fund, and a funding model has been created which will accomplish this and keep the fund healthy for potentially 10 years. The ordinance change also addresses several errors, inconsistencies, and regulatory additions to the current ordinance.

## 2. Assumptions-

The funding model assumes:

- A capital replacement plan as established by the Director of Public Works. Given the average 10-year lifespan of a large collection vehicle, and the size of our fleet, we can assume a large truck purchase at the frequency of approximately every two years. This is in addition to smaller vehicle needs.
- A 5% annual increase in salaries, benefits, and operating expenses. These include uniforms, fuel, supplies, vehicle maintenance, etc.

## 3. Facts-

Surfside Beach currently has some of the lowest Sanitation fees in the county, among both the public and private sector. Comparisons have been made between our charges and Myrtle Beach, Conway, Aynor, and Loris, on the public side, and Waste Management and Waste Industries' services in these areas on the private side. Various scenarios and levels of rate increases have been analyzed, and a plan to keep the Sanitation fund healthy in addition to still being a substantial value has been formulated. The most suitable method to accomplish this, in summary is:

- Increase to standard mobile cart service 25% -from \$15 to \$18.75 per month per cart.
- Increase to 6-yard commercial container service 25% -from \$21.00 to 26.25 per pickup.
- Increase to 8-yard commercial container service 35% -from \$23.50 to \$31.75 per pickup.
- Increase to Winter Roll-out curb service 100% -from \$6.00 to \$12.00 per month per cart.
- No increase to Summer Roll-out curb service.
- No charge for recycling services.
- No charge for yard waste services.
- No charge for bulk waste services.
- No surcharge for bi-annual Household Hazardous Waste and Electronics drop-off events.

#### 4. Recommendation-

The Sanitation Enterprise Fund should be a self-sustaining entity, with income that fully supports its mission and programs. There has not been an increase in rates for approximately 8 years. During that time period, the cost of equipment, manpower, insurance, fuel, and other necessary items has seriously impacted the future solvency of the fund. The goal is to continue to provide the excellent services that residents and businesses have come to expect, while remaining a solid value among our other service “providers”. Staff and the Finance Committee feel that this ordinance change provides the way forward to this end.

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#### DIVISION 2. - RATES AND CHARGES <sup>301</sup>

Sec. 7-12. - Service charges.

Sec. 7-13. - Payments, late payment penalty.

Sec. 7-14. - Applicability.

#### Sec. 7-12. - Service charges.

- (1) *Mobile container service.* Mobile refuse container service shall be charged at the rate of ~~fifteen dollars (\$15.00)~~ **eighteen dollars and 75 cents (\$18.75)** per month per cart for all ~~rollout cart~~ customers serviced by the town.
  
- (2) *Roll-out curb service.*
  - (a) *Summer roll-out cart curb service.* Mandatory rollout cart curb service shall be in effect for transient rental properties, i.e., rentals less than thirty (30) days, which are deemed commercial operations, located within the R-3 and C-3 zoning districts, from the second Sunday in May through the first Sunday following Labor Day at the rate of ~~twenty dollars (\$20.00)~~ **seventy-six dollars and twenty-five cents (\$76.25) per month per cart. This charge is broken down as follows: \$18.75 x 3 time per week service=\$56.25; plus \$20 summer service charge.**
  - (b) *Winter roll-out cart curb service.* Mandatory rollout cart curb service shall be in effect for transient rental properties, i.e., rentals less than thirty (30) days, for properties along the side and touching Ocean Boulevard, Seaside Drive, Yaupon Drive, and Dogwood Drive from 3rd Avenue North to 3rd Avenue South, which are deemed commercial operations from the first Wednesday after Labor Day until the first Wednesday in May at the rate of ~~six dollars (\$6.00)~~ per month per cart. **from the second Wednesday after Labor Day until the second Wednesday in May at the rate of twelve dollars (\$12.00) per month per cart for transient rental properties, i.e., rentals less than thirty (30) days, for properties:**

- **Along the side & touching Ocean Boulevard, Seaside Drive, Yaupon Drive, Dogwood Drive, and Pinewood Drive from 3<sup>rd</sup> Avenue North to 3<sup>rd</sup> Avenue South.**
- **Along the east side of Dogwood Drive North to Ocean Boulevard from 4<sup>th</sup> Avenue North to 17<sup>th</sup> Avenue North.**
- **Along the east side of Dogwood Drive South to Ocean Boulevard from 4<sup>th</sup> Avenue South to Melody Lane.**

Exception: Year-round resident owners of multi unit homes are exempt from summer roll-out ~~and~~ curb service for rental units that are attached to their primary residence, provided that moby carts for the rental units located on the property are curbside at the appointed times. Should said resident owner fail to place moby carts curbside at the appointed time, the town reserves the right to require the owner to participate in summer roll-out service as set forth herein.

- (3) *Exemption from rollout ~~and~~ curb service.* Owners of noncommercial properties in the R-3 and C-3 zoning districts must provide written notification to the Town of Surfside Beach of either permanent residency or non-rental status. This notification must be made each year to the town. Acceptable forms of notification shall include a valid South Carolina driver's license with address of property within town limits **to establish residency**, a copy of a current lease for a rental property within town limits, or a signed notification of noncommercial use.
- (4) *Bulk containers service.* Bulk container service shall be charged at the rate of ~~twenty one dollars (\$21.00)~~ **twenty-six dollars and twenty-five cents (\$26.25)** per container per pickup for 6-yard containers and ~~twenty three dollars and fifty cents (\$23.50)~~ **thirty-one dollars and seventy-five cents (\$31.75)** per container per pickup for 8-yard containers.

~~During the first ten (10) days of each calendar quarter only, will a bulk container customer be allowed to change the number of times a container is serviced.~~

(Ord. No. 87-0251, § 10-40-3(b)(1), (2), 12-1-87; Ord. No. 91-0303, 7-1-91; Ord. No. 93-0330, 3-16-93; Ord. No. 96-0375, 3-12-96; Ord. No. 00-0447, 5-23-00; Ord. No. 01-0453, 3-13-01; Ord. No. 02-0471, 3-26-02; Ord. No. 02-0476, 5-14-02; Ord. No. 03-0494, 4-8-03; Ord. No. 03-0497, 5-27-03; Ord. No. 04-0518, 3-9-04; Ord. No. 04-0544, 12-14-04; Ord. No. 06-0593, 3-14-06)

### **Sec. 7-13. - Payments, late payment penalty.**

Effective January 1, 2002, sanitation services shall be billed by GSWSA on the monthly water and sewer bill as a separate item. Town sanitation will be billed to the water meter customer unless a hardship is determined in the town's sole discretion, in which case the sanitation service will be billed to another customer or address.

Effective January 1, 2002, and as long as an agreement is effective, all sanitation service charges will be paid to GSWSA. Penalties for nonpayment will be at the current rate charged by GSWSA for late payments. Late fees shall be credited to GSWSA as payment for its additional collection services. If a customer should become delinquent in the payment of

sanitation service charges, GSWSA has the authority to discontinue water services until payment is made in full.

(Ord. No. 87-0251, § 10-40-3(b)(3), 12-1-87; Ord. No. 01-0451, 1-23-01; Ord. No. 01-0465, 12-11-01; Ord. No. 04-0518, 3-9-04)

**Sec. 7-14. - Applicability.**

Service charges for complete sanitation services shall be applied monthly to every single or multiple residential unit and every commercial establishment located within the town. The service is available to all units and establishments within the town; therefore, the appropriate service charge will be applied whether or not the required refuse receptacles are utilized by the unit or establishment.

(Ord. No. 87-0251, § 10-40-3(b)(4), 12-1-87)

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**DIVISION 3. - DISPOSAL AND COLLECTION**

**Sec. 7-37. - Special disposal problems.**

(a)

*Contagious disease refuse.* The removal of clothing and bedding from places where highly infectious diseases have prevailed shall be performed under the supervision and direction of the Horry County Health Department. Such refuse shall not be placed in containers for town collection and disposal.

(b)

*Hypodermic instruments.* No person shall dispose of or discard any hypodermic needle or any instrument or device for making hypodermic injections before first breaking, disassembling, destroying or otherwise rendering inoperable and incapable of reuse such hypodermic syringe, needle, instrument or device, and without safeguarding the disposal thereof by wrapping or securing the same in a suitable manner so as to avoid the possibility of causing injury to collection personnel.

(c)

*Ashes.* Ashes that are to be collected by the town shall have been wetted and shall be cool to the touch prior to collection. Ashes shall be placed in a watertight container, such as a plastic bag, can, etc. Refuse receptacles containing ashes shall not weigh more than fifty (50) pounds.

(d)

*Cardboard boxes and cartons.* Prior to being deposited as refuse for collection in approved receptacles or containers as defined herein, all cardboard boxes, cartons or crates shall be completely collapsed, or in lieu of being placed in receptacles or containers, such cardboard boxes, cartons or crates shall be completely collapsed and securely bundled. Each bundle shall not weigh more than fifty (50) pounds.

(e)

*Rubber tires.* The town shall not collect any unsplit rubber tire or any rubber tire that has not otherwise been reduced from its original shape or conformation by a generally accepted and approved manner or method. It shall be a violation of this article for any person to place any unsplit rubber tire or any rubber tire that has not otherwise been reduced from its original shape or conformation by a generally accepted and approved manner or method in any refuse receptacle or container from which refuse is collected by the town.

(f)

*Food processing waste.* All fish (seafood) processing waste, surplus entrails, heads, tails, scales, shells, bones, etc., must be packaged in a watertight container, such as a plastic bag, can, etc.

***(g) Electronic Waste (E-scrap). Effective July 1, 2011 – residents may not knowingly place or discard a computer, computer monitor, printer or television, or component of same, in any waste stream that is to be disposed of in a solid waste landfill. The Town will not collect these items with regular refuse after this date.***

*(Ord. No. 87-0251, § 10-40-23, 12-1-87; Ord. No. 04-0518, 3-9-04)*

**Secs. 7-38—7-40. - Reserved.**

DIVISION 2. - RATES AND CHARGES  1301

Sec. 7-12. - Service charges.

Sec. 7-13. - Payments, late payment penalty.

Sec. 7-14. - Applicability.

Sec. 7-12. - Service charges. 

(1) *Mobile container service.* Mobile refuse container service shall be charged at the rate of ~~fifteen dollars (\$15.00)~~ **eighteen dollars and seventy-five cents (\$18.75)** per month per cart for all ~~rollout cart~~ customers serviced by the town.

(2) *Roll-out curb service.*

(a) *Summer roll-out ~~cart~~ curb service.* Mandatory rollout ~~cart~~ curb service shall be in effect for transient rental properties, i.e., rentals less than thirty (30) days, which are deemed commercial operations, located within the R-3 and C-3 zoning districts, from the second Sunday in May through the first Sunday following Labor Day at the rate of ~~twenty dollars (\$20.00)~~ **seventy-six dollars and twenty-five cents (\$76.25) per month per cart. This charge is broken down as follows: \$18.75 x 3 time per week service=\$56.25; plus \$20 summer service charge.**

(b) *Winter roll-out ~~cart~~ curb service.* Mandatory rollout ~~cart~~ curb service shall be in effect for transient rental properties, i.e., rentals less than thirty (30) days, for properties along the side and touching Ocean Boulevard, Seaside Drive, Yaupon Drive, and Dogwood Drive from 3rd Avenue North to 3rd Avenue South, which are deemed commercial operations from the first Wednesday after Labor Day until the first Wednesday in May at the rate of ~~six dollars (\$6.00) per month per cart.~~ **from the second Wednesday after Labor Day until the second Wednesday in May at the rate of thirty dollars and seventy-five cents (\$30.75) per month per cart. This charge is broken down as follows: \$18.75 x 1 time per week service; plus \$12.00 winter service charge. This service applies to transient rental properties, i.e., rentals less than thirty (30) days, for properties:**

- **Along the side & touching Ocean Boulevard, Seaside Drive, Yaupon Drive, Dogwood Drive, and Pinewood Drive from 3<sup>rd</sup> Avenue North to 3<sup>rd</sup> Avenue South.**
- **Along the east side of Dogwood Drive North to Ocean Boulevard from 4<sup>th</sup> Avenue North to 17<sup>th</sup> Avenue North.**
- **Along the east side of Dogwood Drive South to Ocean Boulevard from 4<sup>th</sup> Avenue South to Melody Lane.**

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change in fiscal*

Exception: Year-round resident owners of multi unit homes are exempt from summer roll-out ~~and~~ curbside service for rental units that are attached to their primary residence, provided that mobility carts for the rental units located on the property are curbside at the appointed times. Should said resident owner fail to place mobility carts curbside at the appointed time, the town reserves the right to require the owner to participate in summer roll-out service as set forth herein.

- (3) *Exemption from rollout ~~and~~ curbside service.* Owners of noncommercial properties in the R-3 and C-3 zoning districts must provide written notification to the Town of Surfside Beach of either permanent residency or non-rental status. This notification must be made each year to the town. Acceptable forms of notification shall include a valid South Carolina driver's license with address of property within town limits **to establish residency**, a copy of a current lease for a rental property within town limits, or a signed notification of noncommercial use.
- (4) *Bulk containers service.* Bulk container service shall be charged at the rate of ~~twenty-one dollars (\$21.00)~~ **twenty six dollars and twenty-five cents (\$26.25)** per container per pickup for 6-yard containers and ~~twenty-three dollars and fifty cents (\$23.50)~~ **thirty one dollars and seventy-five cents (\$31.75)** per container per pickup for 8-yard containers.
- ~~During the first ten (10) days of each calendar quarter only, will a bulk container customer be allowed to change the number of times a container is serviced.~~

(Ord. No. 87-0251, § 10-40-3(b)(1), (2), 12-1-87; Ord. No. 91-0303, 7-1-91; Ord. No. 93-0330, 3-16-93; Ord. No. 96-0375, 3-12-96; Ord. No. 00-0447, 5-23-00; Ord. No. 01-0453, 3-13-01; Ord. No. 02-0471, 3-26-02; Ord. No. 02-0476, 5-14-02; Ord. No. 03-0494, 4-8-03; Ord. No. 03-0497, 5-27-03; Ord. No. 04-0518, 3-9-04; Ord. No. 04-0544, 12-14-04; Ord. No. 06-0593, 3-14-06)

#### **Sec. 7-13. - Payments, late payment penalty.**

Effective January 1, 2002, sanitation services shall be billed by GSWSA on the monthly water and sewer bill as a separate item. Town sanitation will be billed to the water meter customer unless a hardship is determined in the town's sole discretion, in which case the sanitation service will be billed to another customer or address.

Effective January 1, 2002, and as long as an agreement is effective, all sanitation service charges will be paid to GSWSA. Penalties for nonpayment will be at the current rate charged by GSWSA for late payments. Late fees shall be credited to GSWSA as payment for its additional collection services. If a customer should become delinquent in

the payment of sanitation service charges, GSWSA has the authority to discontinue water services until payment is made in full.

*(Ord. No. 87-0251, § 10-40-3(b)(3), 12-1-87; Ord. No. 01-0451, 1-23-01; Ord. No. 01-0465, 12-11-01; Ord. No. 04-0518, 3-9-04)*

**Sec. 7-14. - Applicability.** 

Service charges for complete sanitation services shall be applied monthly to every single or multiple residential unit and every commercial establishment located within the town. The service is available to all units and establishments within the town; therefore, the appropriate service charge will be applied whether or not the required refuse receptacles are utilized by the unit or establishment.

*(Ord. No. 87-0251, § 10-40-3(b)(4), 12-1-87)*

**B. Winter Roll Out Curb Service** of \$12.00 dollars per month shall be optional for the total R-3 district and shall be mandatory for the total C-3 district.

Persons or properties who want to opt out of the Winter Roll Out Curb Service in the R-3 district shall notify the Town of Surfside Beach Public works Department . This notification shall be made each and every year that a person or property want to opt out of the Winter Roll Out Curb Service to the Surfside Beach Public Works Department.

Failure to notify the Surfside Beach Public Works Department shall result in that person or property in the R-3 district being charged a Winter Roll Out Service of \$12.00 dollars per month.

If a cart for a person or property that has opted out of the Winter Roll Out Services is rolled out to the street and the person or property fails to remove the cart from the street , the surfside Beach Public Works Department can reinstate the Winter Roll Out Service fee of \$12.00 dollars without Notifying the person or property who chose to opt out.

Winter Rates for shall be a price of \$30.75, broken down at \$18.75 per month plus a \$12.00 dollar Winter Roll Out Curb Service fee **from the second Wednesday after Labor Day until the second Wednesday in May** at the rate of \$12.00 per Month per Cart for the Roll Out Curb Service **for transient rental properties, ie: rentals less than thirty (30) days , for properties in the C-3 and R-3 districts.**



of property within town limits to establish residency, a copy of a current lease for a rental property within town limits, or a signed notification of noncommercial use.

- (4) *Bulk containers service.* Bulk container service shall be charged at the rate of twenty-six dollars and twenty-five cents (\$26.25) per container per pickup for 6-yard containers and thirty-one dollars and seventy-five cents (\$31.75) per container per pickup for 8-yard containers.

**DIVISION 3 SECTION 7-37 § G**

**Sec. 7-37. - Special disposal problems**

- (g) **Electronic Waste (E-scrap).** Effective July 1, 2011 – residents may not knowingly place or discard a computer, computer monitor, printer or television, or component of same, in any waste stream that is to be disposed of in a solid waste landfill. The Town will not collect these items with regular refuse after this date.

**BE IT ORDERED AND ORDAINED** by the Mayor and Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof this 8th day of January 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

COUNTY OF HORRY )  
 )  
STATE OF SOUTH CAROLINA )

**ORDINANCE 72-12**

**AN ORDINANCE PROVIDING FOR THE REGULATION OF LASER POINTING DEVICES IN THE UNINCORPORATED AREAS OF HORRY COUNTY.**

**WHEREAS**, laser pointers are small handheld devices, usually battery operated, equipped with a laser diode emitting a very narrow laser beam of visible light, intended to be used to highlight something of interest by illuminating it with a small bright spot of colored light; and

**WHEREAS**, laser pointers are often used in educational and business presentations for visual demonstrations as a pointing device, are useful in the construction setting, and for certain gunsights; however, if they are aimed at a person's eyes, they can cause temporary disturbances to vision, and in some cases permanent retinal damage; and

**WHEREAS**, when pointed at aircraft at night, laser pointers may cause spatial disorientation, and otherwise dazzle and distract pilots at critical times, and have been used maliciously to distract or annoy individuals on the ground as well as in the air; and

**WHEREAS**, recently there has been a proliferation of lasers in the marketplace, particularly higher powered lasers of greater than 1 milliwatt output and brighter color (e.g. green), due to their appeal as a recreational device, coupled with the low cost of manufacture; and

**WHEREAS**, especially because of these higher powered lasers, with the resulting increase in their intensity and range, and extra potential hazard when pointed at objects and people, there also has been a dramatic escalation recently in the number of incidents in which damaging laser beams are being directed at people and aircraft in Horry County; and

**WHEREAS**, the U.S. Coast Guard, Charleston Sector, has reported several recent cases where pilots were forced to land their aircraft and abort missions during search and rescue operations after being hit with laser beams, particularly debilitating when the pilot is wearing night vision equipment; and

**WHEREAS**, during the summer of 2012 alone, there have been over 70 reported incidents of aircraft being hit by lasers in and around the Myrtle Beach International Airport.

**WHEREAS**, therefore, it is the will of County Council to provide for regulation of the sale, possession, and use of laser pointed devices in the County, and to provide for the enforcement thereof, in the interest of the public's health, safety, and welfare.

**NOW, THEREFORE**, by the power and authority granted to the Horry County Council by the Constitution of the State of South Carolina and the powers granted to the County by the General Assembly of the State, the following law with respect to the regulation of laser pointed devices is hereby ordained and enacted:

**1. ADDITION TO HORRY COUNTY CODE.**

Chapter 13 – Offenses and Miscellaneous Provisions

Article XIX. – Laser pointing devices

Sec. 13-100. - Laser pointers prohibited.

Sec. 13-100.1. - Definitions.

*Laser pointer or device* means a device that is designed to amplify electromagnetic radiation by stimulated emission that emits a beam designed to be used by the operator as a pointer or highlighter to indicate, mark, or identify a specific position, place, item, or object. Such term also means a device that projects a beam or point of light by means of light amplification by stimulated emission of radiation or other means or that emits light which simulates the appearance of a beam of light.

*Contraband* means a) any laser pointer or device that is used unlawfully, or b) any laser pointer or device that is greater than 1 milliwatt, as shown by the manufacturer's or distributor's technical specifications as shown on the pointer or device or otherwise, or c) any laser pointer or device for which the merchant who offers the device for distribution, sale or barter has no technical specifications showing the manufacturer's or distributor's confirmation that the laser pointer or device is 1 milliwatt or less in output. Excluded from this definition are: 1) lasers used by an authorized individual in the conduct of research and development or flight test operations conducted by an aircraft manufacturer, the Federal Aviation Administration, or any other person authorized by the Federal Aviation Administration to conduct such research and development or flight test operations; 2) lasers used by members or elements of the Department of Defense or Department of Homeland Security acting in an official capacity for the purpose of research, development, operations, testing or training; 3) lasers used by an individual as an emergency signaling device to send an emergency distress signal; 4) lasers used by public safety officials in the regular conduct of their duties; 4) laser uses specifically permissible by federal or State law; 5) lasers used for legitimate educational purposes; 6) lasers used for testing in the course of product manufacturing; 6) lasers used for legitimate business purposes and during the normal course of such business; 7) lasers in the possession of individuals if such possession is necessary for the individual's employment, education, trade or occupation, and when not in use; 8) lasers possessed and/or used as part of a gun sight, so long as such are possessed and/or used in a lawful manner.

*Minor* means any person who has not attained 18 years of age.

Sec. 13-100.2. - Possession by minors unlawful; exception.

(a) It shall be unlawful for any minor to possess a laser pointer or device, while not under the direct supervision of a parent, guardian or teacher, which parent, guardian or teacher takes full responsibility for its possession and use under this Article, and bears the full consequences of its misuse.

(b) Laser pointers or devices in the unlawful possession of minors are subject to immediate confiscation as contraband.

(c) It shall be unlawful for any person, other than a parent, guardian or teacher, to knowingly provide a laser pointer or device to a minor.

(d) Business license holders that distribute, sell or barter laser pointers or devices to minors are subject to the suspension and ultimate revocation of their business licenses.

Sec. 13-100.3. - Prohibited uses; exceptions.

(a) It shall be unlawful for any person to direct the light from a laser pointer or device from public or private property upon another person, a person's means of conveyance, or an animal, on public or private property, or upon a watercraft, airplane, helicopter or other aircraft, in public airspace or waterways at any time. Excluded are the possession and use of laser gun sights when possessed and used for lawful hunting purposes, or for self defense as defined by law.

(b) It shall be unlawful for any parent, guardian, person acting in loco parentis, or responsible adult to purchase and give to any minor, or permit any minor in their custody to possess or use, a laser pointer or device while not under the direct supervision of such parent, guardian, person acting in loco parentis, responsible adult, or teacher.

Sec. 100.4. - Regulated sales

(a) It shall be unlawful for any person to distribute, sale or barter, any laser pointer or device to any adult except under the following conditions:

1. Any distribution of any laser pointer or device shall be verified by the manufacturer's or distributor's technical specifications confirming that the pointer or device is not more than 1 milliwatt, and the proof of wattage as shown by the technical specifications which must be maintained by the merchant, to be available upon demand of law enforcement. It is the merchant's responsibility to obtain proof from the seller/vendor wholesaler. Laser pointers or devices offered for distribution, sale or barter that do not have the proper proof of wattage limitations are subject to immediate confiscation as contraband. Laser pointers and devices offered for sale in their original unopened packaging which confirms that the devices are 1 milliwatt or less in output are sufficient proof of compliance. If greater than 1 milliwatt, the distribution, sale or barter must be accompanied by a statement concerning their use limitations, as set forth in this Article, with a written acknowledgment on the part of the buyer as to which exception(s) apply to the possession and use of such laser pointer or device.

2. Any distribution, sale or barter of each individual laser pointer or device must be accompanied by the written warnings of use as required herein, and a signed customer receipt that the warnings of use have been provided in conjunction with the distribution, sale or barter. After verifying the adult status of the customer, the merchant shall require the customer to affix his signature under the legible printed name affirming that the warning has been provided and read.

(b) **REQUIRED WARNINGS OF USE.**

I, the undersigned, have read and understand the warnings of use that are required to accompany the receipt of this laser pointer or device.

**WARNING ON POSSESSION AND USE OF A LASER POINTER OR DEVICE  
PARENTS! DO NOT BUY THIS PRODUCT FOR MINORS! THIS PRODUCT CAN BE  
CONSIDERED A WEAPON!**

- Laser beams can temporarily blind or disorient an operator of an airplane, helicopter or vehicle when the beam is directed toward them. The beam is much larger at long distances than you might think. Even though the laser projects a small, millimeter-sized dot close up, at longer distances the beam can be many inches across. When the beam hits the windscreen of a cockpit, or the bubble of a helicopter, imperfections in and on the glass spread the light out even more, making it impossible for the pilot to safely navigate. Pilot exposure to the beam can result in flash blindness, glare and distraction in the immediate task of piloting the aircraft. Pointing a laser at an aircraft places all the persons aboard in mortal jeopardy.
- It is a federal felony crime to aim a laser pointer at an aircraft, or at the flight path of an aircraft. The federal penalty is up to 5 years in a federal prison and/or a fine of several thousand dollars. The U.S. Federal Aviation Administration "will pursue the toughest penalties" against persons who deliberately aim lasers at aircraft, Transportation Secretary Ray LaHood announced on May 16 2012. Since June 2011, FAA has taken action against 28 persons, with an average fine of \$11,000 per laser strike. The highest penalty sought so far is \$30,800. FAA has directed its staff not to seek warning notices or counseling, but to use "moderately high civil penalties" for inadvertent laser illuminations, and maximum penalties for deliberate violations. Horry County will inform the federal authorities of any arrests relating to this crime so that appropriate prosecution to the fullest extent of the law can be achieved at the federal level.
- Section 55-3-130 of the South Carolina Code of laws also makes it criminal offense to point, aim, or discharge a laser device at an occupied aircraft, in the air or on the ground, providing a potential sentence for a first offense of one year in prison, a fine of \$2,000, or both. A second or subsequent violation triggers the possibility of even greater sentencing.
- A laser's light is concentrated into a narrow beam. If aimed at a person's eye from close up, most or all of the light goes through the pupil. The already-concentrated light is further focused by the lens onto a sharp ("diffraction-limited") dot on the retina. Even at the lower power outputs, the power density from a 1 milliwatt laser, focused to a point, is brighter than the equivalent area of the sun's surface. This can cause a detectable injury to the retina, if the laser stays in one spot for a few seconds. Laser beams can permanently blind a person or animal when the beam is directed into their eyes.
- Any person of 17 years or older who possesses a laser pointer or device unlawfully, or who points a laser beam toward any vehicle, person or animal is subject to a conviction for violation of County ordinance, for assault and battery, and/or for mistreatment of animals, with a \$500.00 fine and up to 30 days imprisonment, or both, as well as being civilly liable for any personal injury to a person or animal, or damage to property, that might result from this illegal act.
- **PARENTS, GUARDIANS, RESPONSIBLE ADULTS: YOU WILL BE HELD PERSONALLY RESPONSIBLE FOR THE MISUSE OF THIS DEVICE BY ANY MINOR TO WHOM YOU PROVIDE THIS DEVICE, OR BY ANY OTHER PERSON TO WHOM THAT MINOR PROVIDES THIS DEVICE.**
- Any parent, guardian, person acting in loco parentis, or responsible adult person, who purchases a laser pointer or device for a minor, or who allows a minor in their custody to access, possess or use a laser pointer or device within the unincorporated area of Horry County, and that laser pointer or device is possessed or used unlawfully, is subject to arrest and prosecution, and upon conviction, is further subject to a fine of \$500.00 and up to 30 days imprisonment, or both. The parent is chargeable as a principal to the crime along with

the minor in possession, or who illegally uses the device as a weapon, and is also subject to prosecution for contributing to the delinquency of a minor.

- Any minor 16 years or younger, who is in possession of, or who uses, a laser pointer or device unlawfully, is subject to service of a juvenile summons and will be prosecuted in Family Court by the Solicitors Office.
- Lasers in the unlawful possession of minors are subject to immediate confiscation as contraband, in addition to any other law enforcement action.
- Laser pointers or devices that are used illegally are contraband, and subject to immediate confiscation, in addition to any other law enforcement action.

Date:

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Print merchant name and signature that adult status has been verified, and that manufactures technical specifications are available to prove that the device is 1 milliwatt or less, or if greater than 1 milliwatt, set forth specific exception(s) applicable to possession and use.

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Print customer's name and signature that affirms the warning have been received and read.

Sec. 100.5. - Laser pointers are considered weapons; assault and battery on person; mistreatment or abuse of animal.

- (a) A laser pointer, or any other similar article, which consists of a hand-held, battery-operated device of any output, designed or adapted to emit a laser beam and that may be used for the purposes of aiming, targeting or pointing, is considered a weapon when used unlawfully.
- (b) When a laser pointer is directed to a person, or upon a conveyance piloted, operated or occupied by a person, such conduct is deemed an assault and battery.
- (c) When a laser pointer is directed to an animal (other than for lawful hunting purposes), such conduct is considered abuse or mistreatment of animals.

Sec. 13-100.6. - Penalty; immediate confiscation.

- (a) Any person violating any of the provisions of this Article shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished as the law allows for a misdemeanor crime, with a fine not greater than \$500.00 or 30 days imprisonment, or both, per incident.
- (b) Any laser pointer or device found upon the person of a minor, or used by any person in a prohibited manner, or found in a business as an item for sale without manufacturer's technical specification showing that the output is 1 milliwatt or less, may be immediately seized as contraband by law enforcement, a Court of competent jurisdiction to determine the temporary or permanent nature of the confiscation.

**2. SEVERABILITY.** If any Section, Subsection, or part of this Ordinance shall be deemed or found to conflict with a provision of South Carolina law, or other pre-emptive legal principle, then that Section, Sub-section or part of this Ordinance shall be deemed ineffective, but the remaining parts of this Ordinance shall remain in full force and effect.

**3. CONFLICT WITH PRECEDING ORDINANCES.** If a Section, Sub-section or provision of this Ordinance shall conflict with the provisions of a Section, Sub-section or part of a preceding Ordinance of Horry County, unless expressly so providing, then the preceding Section, Sub-section or part shall be deemed repealed and no longer in effect.

**4. EFFECTIVE DATE.** This Ordinance shall become effective on Third Reading.

**AND IT IS SO ORDAINED, ENACTED AND ORDERED.**

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
H. Tom Rice, Chairman

\_\_\_\_\_  
Harold G. Worley, District 1

\_\_\_\_\_  
Brent J. Schulz, District 2

\_\_\_\_\_  
Marion D. Foxworth, III, District 3

\_\_\_\_\_  
Gary Loftus, District 4

\_\_\_\_\_  
Paul D. Price, Jr., District 5

\_\_\_\_\_  
Robert P. Grabowski, District 6

\_\_\_\_\_  
James R. Frazier, District 7

\_\_\_\_\_  
Carl H. Schwartzkopf, District 8

\_\_\_\_\_  
W. Paul Prince, District 9

\_\_\_\_\_  
Jody Prince, District 10

\_\_\_\_\_  
Al Allen, District 11

Attest:

\_\_\_\_\_  
Patricia S. Hartley, Clerk to Council

First Reading: November 16, 2012 (Fall Budget Retreat)

Second Reading:

Third Reading:



# Memorandum

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To: Town Council  
From: Debra E. Herrmann, CMC, Town Clerk  
Date: January 3, 2013  
Re: Committee Volunteers & Appointments

Advertising was published on November 27<sup>th</sup>. Vacancies exist on the following boards, commissions, and/or committees:

Board of Building Appeals (5 vacancies)

- Bill Trail
- Ralph Magliette

Board of Zoning Appeals (1 vacancy)

- Terri Lauer

Stormwater Committee (1 vacancy)

- Tom Meccia

Senior Citizens Committee (3 vacancies)

- Linda Roach
- Jim Roach
- Cheryl Lowe

*Dedicated people providing quality and responsive service to our community.*

115 US Highway 17 North, Surfside Beach, SC 29575-6034 ♦ [www.surfsidebeach.org](http://www.surfsidebeach.org)  
Main 843.913.6111 ♦ Direct 843.913.6333 ♦ Email [dherrmann@surfsidebeach.org](mailto:dherrmann@surfsidebeach.org)



## PUBLIC NOTICE

Submissions for any or all of these committees must be received by January 2, 2013.

### **BOARD OF BUILDING APPEALS**

Number of Members Sought: 5

Term: 4 years

Duties: This board hears and decides appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of the International Residential Code (IRC). (IRC R112.1)

Requirements: The board of appeals shall consist of members who are qualified by experience and training to rule on matters pertaining to building construction and who are not employees of the jurisdiction. (IRC R112.3) Town residency is not mandatory for this particular board.

Meeting Schedule: This board only meets when there are appeals to be heard.

### **BOARD OF ZONING APPEALS**

Number of Members Sought: 1

Term: Complete an unexpired term ending August 9, 2015.

Duties: BZA is a quasi-judicial board that hears appeals to rulings on the town's zoning codes; based on four mandatory criteria, the board may approve or deny appeals.

Requirements: Volunteers must live in the town's corporate limits, but there are no other particular requirements. Mandatory education is paid for by the town (6 hours the first year, and 3 hours each subsequent year.)

Meeting Schedule: This board meets only when there are appeals to be heard, usually on the 4th Tuesday of the month. Members must live in the town's corporate limits, but there are no other particular requirements. Mandatory education is paid for by the town (6 hours the first year, and 3 hours each subsequent year.)

### **STORMWATER COMMITTEE**

Number of Members Sought: 1

Term: Complete an unexpired term ending November 22, 2015.

Duties: This committee reviews and makes recommendations to Town Council about the town's stormwater management plan and system. Members also perform water quality testing, and provide community education about stormwater with support from professionals.

Requirements: Members must live in the town's corporate limits, but there are no other particular requirements.

Meeting Schedule: This committee has regular business meetings on the fourth Tuesday of each quarter (January, April, July, and October.) Education sessions are scheduled throughout the year, usually on a fourth Tuesday.

## Debra Herrmann

---

**From:** Bill Trail [btrail1234@gmail.com]  
**Sent:** Wednesday, October 31, 2012 6:24 PM  
**To:** dherrmann@surfsidebeach.org  
**Subject:** Commision and Board Applications  
**Attachments:** B Trail Resume Updated.102610.doc

Hello Debra,

Per Sabrina's input, I am applying for the new opening in the Planning Commision and for a position in the Construction Board of Appeals.

I am attaching my summary resume that outlines my extensive experience as an Architect, Construction Manager, Real Estate Developer and Business Owner. If you should need any additional information or have any questions, please call me on my cell at (843) 504-5884...Thanks!

Bill

--

Bill Trail

# BILL TRAIL

---

521 7<sup>th</sup> AVENUE NORTH  
SURFSIDE BEACH, SC 29575

CELL: (843) 504-5884  
EMAIL: btrail1234@gmail.com

## Summary

Mr. Trail provides 30 years of experience and leadership in design and construction. Bill has ensured the successful completion of numerous large commercial, municipal and education projects.

- *Registered Architect for multi-family, retail and high rise office projects*
- *Senior Manager/Vice President for design and construction by national retail and multi-family real estate developers*
- *Owner's Representative for public sector, managing numerous multi-architect, multi-project and complex government and education construction programs*
- *Design and Construction claims support and resolution*
- *Vice President and Owner for regional business expansion and operations of an Engineering News Record ranked national CM firm*
- *Director of construction operations for \$90 million revenue GC/CM for private sector projects*
- *Owner and SC Licensed Residential Builder for firm buying, renovating and reselling challenged homes*

## Recent Experience

### **Hidden Potential Home Renovations, Surfside Beach, SC**

**May 2010 to Present**

After relocating to South Carolina, Bill proceeded to establish himself and develop new opportunities to maintain and expand relevant skills.

- Volunteered with Habitat for Humanity to help expand my knowledge of residential construction
- Member of Cypress River Home Owner Association's Architectural Review Board
- Architect, General Contractor and self performed work for gut renovation of own 1,700 SF house
- Architect, General Contractor for major renovation & addition to older/ vacant 2,500 SF house

### **Kirchhoff Construction Management - Pleasant Valley, NY**

**September 2008 to September 2009**

After a brief break, Bill took over all operations responsibilities to direct over 30 Project Manager and Superintendent personnel of Kirchhoff Construction Management, located in the New York Hudson Valley. Bill established new procedures, implemented training and oversaw staff on over \$90 million in private sector construction projects underway, until the firm merge with a larger Massachusetts CM firm. Bill then provided transition services working with the new senior management team until the Fall of 2009.

### **PinnacleOne/ARCADIS - Phoenix, AZ and Middletown, CT**

**March 1993 to May 2008**

For over fifteen years, Mr. Trail was in a leadership role with PinnacleOne, an Engineering News Record #27 nationally ranked Construction Management firm. As vice president and an owner of the firm, his role was to provide leadership, manage risk, direct operations, hire staff, manage the marketing efforts and establish strategic direction for both the Program Management and Claim Groups in the Southwest Region and then the Northeast Region starting in 2001. His efforts built the Northeast Region by first winning the \$200 million Fairfield Schools Program in Connecticut, expanding into Massachusetts for a \$120 million project for the City of Springfield, MA and starting a new service as CM as Agent on a two multi-prime library projects. His role also included the Board of Directors, until PinnacleOne was merged in late 2006 with ARCADIS, a large international consulting firm.

# BILL TRAIL

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[btrail1234@gmail.com](mailto:btrail1234@gmail.com)

## **Bradford Realty and Development - Oakbrook, IL**

**July 1989 to February 1993**

Mr. Trail joined the Chicago, IL based real estate development office of Vanguard, to provide onsite management of two separate retail projects in the suburbs of Chicago; one anchored by Walmart and the other by Jewel Food Stores. Following the local acquisition of the Chicago operations from Vanguard to form a new local based firm, Bradford, Bill was promoted to Vice President in charge of all planning and construction. Projects focused upon stand alone buildings for both Walmart and K-Mart stores, as well as a Phase 2 expansion of an existing retail center and the planning and entitlement process for a large design/build multi anchor development.

## **Example Project Experiences**

### **Commercial**

#### **228 North LaSalle - Chicago, IL**

Mr. Trail was involved in the design and construction administration of this high rise addition and renovation project in downtown Chicago to convert a 1920's office building to a new life.

#### **Walgreen's Drug Store - Wappingers Falls, NY**

Mr. Trail was Project Executive for contract negotiations and construction of this new \$2.3 million, 13,066 sf retail and drug store completed within 22 weeks time. Separate contracts were established for the site work with the site owner/developer and with the separate building developer. While originally bid as a lump sum, the work was converted to a GMP with shared savings just prior to construction starting.

#### **Orland Towne Center - Orland Hills, IL**

Bill managed all the design and construction of this \$18.6 million Walmart anchored retail center development for the development firm. A difficult site required extensive removal of deep areas of unsuitable "peat" materials and extensive landscape buffering to address adjacent residential area concerns.

### **Government**

#### **Pine Plains Community Center and Library - Pine Plains, NY**

Mr. Trail was the Project Executive for this \$1.6 million two story 11,000 sf project construction.

#### **City of Norwalk Police Station - Norwalk, CT**

Mr. Trail was Project Executive for the Project Management/Owner Representation services provided to the City of Norwalk for the new 60,000 sf police station construction phase, including move management oversight and adding a new Emergency Operations Center build out part way through construction.

#### **City of Phoenix Municipal Courts Complex - Phoenix, AZ**

Mr. Trail was the Project Manager for the evaluation of existing conditions at the former Phoenix Union High School Campus property for reuse as a permanent courts complex. Site and 250,000 sf of building components were examined as to current condition, life expectancy and remedial work costs. Mr. Trail also developed the space needs program, prepared conceptual reuse designs with cost estimates for presentation to City Council.

# BILL TRAIL

---

[btrail1234@gmail.com](mailto:btrail1234@gmail.com)

## Education - K-12

### **Fairfield Public Schools - Fairfield, CT**

Mr. Trail initially lead the start up of this effort as the Senior Project Manger and then transitioned to the overall Program Director position as it staffed up for this \$200 million total budget, six school program that started in 2002. Mr. Trail coordinated with three separate building committees and the Town Administration for all design and construction oversight services. CM at Risk delivery was utilized for the following construction values:

### **Phoenix Union High School District - Phoenix, AZ**

Bill served as Program Director starting in 1996 for this \$150 million, nine campus bond construction program, including the first new school to be built in the district for over 20 years. He provided full oversight for the scope of services that included evaluating existing facilities, developing design standards, coordinating educational specifications, selecting consultants and managing the design, bidding, equipping, construction and occupancy of the facilities. The project team managed six architectural firms on multiple bid packages for each of the 10 project sites below:

## Education - College and University

### **Vassar College Davison Residence Hall - Poughkeepsie, NY**

Bill provided overall oversight, focusing on schedule maintenance and self performed GC trade staffing for this \$13.3 million complete interior and exterior renovation of a historic 1800's 63,500 sf building. Project was completed to meet the scheduled student move in, in spite of Change Order impacts exceeding 25% of the original bid value.

### **Arizona State University - Tempe, AZ**

Bill was the Project Manager assisting in the preparation of an RFQ, RFP and contract documents for the first use of alternative delivery methods allowed by the state for CM @ Risk, Job Order Contracting and Design/Build.

## Residential

### **Multi-Family**

Mr. Trail directed all planning and construction operations for a real estate developer/property management firm, including all design and construction contract negotiations, scheduling, feasibility planning, coordination with government agencies and design and construction management for two projects in Portland, OR and Mesa, AZ.

### **Dyson Residence - Pleasant Valley, NY**

Bill was Project Executive for a \$1.9 million new 5,182 sf custom residence constructed under a cost plus a fee basis. The project incorporated many "Green" aspects including geothermal heating and cooling and solar collectors.

# BILL TRAIL

---

[btrail1234@gmail.com](mailto:btrail1234@gmail.com)

## Claims Analysis

Bill has provided research and technical opinion on issues relative to the standard of care for professionals and construction change order claims. Scope of work included contract review, code research, document analysis and site inspections.

## Defective Construction Investigation and Testimony

Mr. Trail coordinated on-site destructive testing, observations and research on various residential, education and municipal properties, including testimony in legal actions for the following:

- Anderson School for Autism - Hyde Park, NY
- Vassar College Kenyon Hall - Poughkeepsie, NY
- The Arbors Condominiums - Las Vegas, NV
- La Mirage Condominiums - Las Vegas, NV
- Whispering Pines School - Miramar, FL

## Due Diligence Investigations

Mr. Trail did inspections and prepared property condition reports for various property types including hotel, multi-family, time share, golf course developments and warehouse facilities for both prospective purchasers and commercial lenders. He also coordinated the services for national owners and lenders using strategically placed staff resources to provide nationwide capability.

## Education

Bachelor of Architecture - University of Arizona, Tucson, AZ

Arizona School of Real Estate, Scottsdale, AZ – Courses in real estate, funding, land planning and development

## Registrations

Licensed Residential Builder, SC #48975

Architect, AZ #016001 (inactive)

Architect, IL #0114355 (inactive)

## Debra Herrmann

---

**From:** Ralph Magliette [magliet@aol.com]  
**Sent:** Tuesday, December 04, 2012 10:26 PM  
**To:** dherrmann@surfsidebeach.org  
**Subject:** Volunteer For Surfside Beach Building Board Of Appeals  
(Construction)

Debra Herrmann, Clerk, Surfside Beach

Dear Debra,

I would like to volunteer to become a member of the Surfside Beach Building Board of Appeals. I have 35 years of environmental engineering experience which encompasses construction oversight for various environmental process controls at pharmaceutical production facilities.

Best regards,

Ralph Magliette  
Ralph Magliette  
104 Harbor Lights Dr  
Surfside Beach, SC 29575  
Cell# 732-331-2289  
Home# 843-839-2863  
E-mail: [magliet@aol.com](mailto:magliet@aol.com)

## Debra Herrmann

---

**From:** Mom, MomMom, Terri [tml651@aol.com]  
**Sent:** Monday, November 26, 2012 2:20 PM  
**To:** dherrmann@surfsidebeach.org  
**Cc:** smorris@surfsidebeach.org; dougsamples@surfsidebeach.org  
**Subject:** Board of Zoning Appeals

Please be advised that I am interested in serving on the Board of Zoning Appeals for Surfside Beach...I am current a member of the KSBBC and see this position as a natural outgrowth...if you need any further information, feel free to contact me...

Sincerely,

Terri Lauer  
124 Harbor Lights Dr.  
Surfside Beach, SC 29575  
843-213-1885



# SEASON'S GREETINGS

Debra Herrmann  
Town Clerk

Tom Meccia  
421 S. Hollywood Dr.  
Surfside Beach, S.C.

I would like to submit my name for the position now open on the Stormwater Commission.

My background includes a Bachelor of Electrical Engineering Degree, and I am a professionally licensed Airline Transport Pilot.

Tom Meccia  
Thomas J. Meccia

## Debra Herrmann

---

**From:** lroach@sc.rr.com  
**Sent:** Friday, November 30, 2012 12:41 PM  
**To:** dherrmann@surfsidebeach.org  
**Subject:** volunteers

Ms. Herrmann, my husband and I are recently retired and would like to volunteer for the senior citizens advisory committee. We have lived in Surfside Beach since 2001 and are senior citizens, both college graduates, with an avid interest in our community. Our phone is 843-238-1844. We reside at 113 S. Dogwood Drive. Please contact us if you need any additional information. Thank you. Linda & Jim Roach

## Debra Herrmann

---

**From:** Debra Herrmann [dherrmann@surfsidebeach.org]  
**Sent:** Friday, November 30, 2012 3:19 PM  
**To:** 'lroach@sc.rr.com'  
**Subject:** Senior Citizens Committee

Mr. and Mrs. Roach:

Thank you for letting me know of your interest in serving on the Senior Citizens Committee. Your names will be submitted to Town Council at the January 8th meeting.

In the meanwhile, the Senior Citizens Committee is meeting next Monday at 11:00 a.m. in the Dick M. Johnson Civic Center, if you would like to attend. A copy of the public notice with meetings and events for next week is attached.



Next Week at  
Town Hall.pdf

You may use the red link below to sign up for public notices that include meeting and event notices.

Thank you for your willingness to serve the town.

Debra Herrmann

Debra Herrmann, CMC, Town Clerk  
[dherrmann@surfsidebeach.org](mailto:dherrmann@surfsidebeach.org) - 843.913.6333

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**Debra Herrmann**

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**From:** mikeandcheryl@sc.rr.com  
**Sent:** Wednesday, December 26, 2012 9:09 PM  
**To:** dherrmann@surfsidebeach.org  
**Subject:** Senior Citizens Advisory Committee

Good Afternoon,

I am interested in the Senior Citizens Advisory Committee and volunteering on this committee.

I work during the day at Coastal Carolina University so I would not be available until after that. I dearly love older people and like to cherish the time we have with them. I live at 310 16th Ave S and my number is 843-315-9631.

Thanks for your time,  
Cheryl Lowe

10. **COUNCIL COMMENTS**

11. **EXECUTIVE SESSION**

- A. Pursuant to FOIA §30-4-70(a)(1) to discuss compensation, promotion, demotion, discipline, or release of an employee.
- B. Pursuant to FOIA §30-4-70(a)(1) to discuss appointments to committees as noted in Section 7C herein.

12. **ADJOURNMENT**

*atty comment rec'd?*

*D.*

*OK as worded*

*mike  
battelle & Vaught  
1200 main Street  
Conway SC 29526  
248-4321*



TOWN OF SURFSIDE BEACH  
 115 US Highway 17 North, Surfside Beach, SC 29575  
 www.surfsidebeach.org  
 ☎ (843) 913-6111 📠 (843) 238-5432

**PUBLIC NOTICE  
 SPECIAL LOCATION  
 FOR THIS MEETING.**

**TOWN COUNCIL REGULAR MEETING  
 The Grand Theatre  
 301 Highway 17 South  
 Surfside Beach, South Carolina  
 Tuesday, January 8, 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** – L/M FOR Pastor Wallace, Journey Church 01/03/2013 @ 10:30 a.m.
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL** - Regular Meeting December 10, 2012
5. **PUBLIC COMMENTS** – 3-minutes per speaker
6. **COMMUNICATIONS**
  - A. Employee Recognition - , \_\_\_ Year Service Award ?
  - B. Department Reports
    - i. Planning, Building & Zoning
    - ii. Police
    - iii. Fire
  - C. Administrator’s Report – Update on Current Events
7. **BUSINESS**
  - A. ✓ A. Second Reading Ordinance #12-0729 to add Chapter 17, Article IX, Overlay District, Ms. Morris (moved to this meeting by approved motion on 12/10/2012) done & pdf
  - B. First Reading Ordinance #12-0734 to amend §7-12 Sanitation Service Charges, and to add §7-37(g) Electronic Waste Prohibition, Public Works Director Adair (per approved motion at 11/13/2012 meeting)
  - C. First Reading Ordinance #13-\_\_\_\_, Lasers (Mayor Samples.) - defer to ??
  - D. ✓ Committee Appointments (May be deferred until after Executive Session)
    - i. Board of Building Appeals – (5 vacancies) Bill Trail, Ralph Magliette
    - ii. Board of Zoning Appeals – (1 vacancy) Terri Lauer
    - iii. Stormwater Committee - (1 vacancy) Tom Meccia done & pdf
    - iv. Senior Citizens – (3 vacancies) Linda Roach, Jim Roach, Cheryl Lowe

*Ann Dodge make discussion item  
 Mayor said ok as long as its moving forward.*

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

Road Signage on Ocean Boulevard, Mayor Pro Tempore Mabry

*LASERS, Ms. Dodge*

9. **PUBLIC COMMENTS** – 5-minutes per speaker

10. **COUNCIL COMMENTS**

11. **EXECUTIVE SESSION**

A. Pursuant to FOIA §30-4-70(a)(2) to discuss pending litigation (Mayor said ask Micki about this.)

B. Pursuant to FOIA §30-4-70(a)(1) to discuss appointments to committees as noted in Section 7.D. herein.

12. **ADJOURNMENT**

*Reminders*

---

Administration

Pier Signage Presentation, Administrator Fellner (per Micki 12/05/2012)

B&Z

→copy of draft land use element to town council when available 06/11/2012

→list of all addresses that change on the final zoning maps (05/10/2012)

Finance

→breakdown of staff time and costs for town events (08/28/2012)

Planning Dept.

→identify issues and permitting fee relating to docks

Public Works

→Mr. Samples asked Mr. Adair for a list of the streets and estimated costs for the repairs that need to be done. (Budget Meeting 03/08/12)

Recreation

→evaluate staff time and town costs for Guy Daniels surf off (08/28/2012)



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message	<p>The January 8, 2013 Town Council meeting agenda and supporting documents are attached, and are also published at <a href="http://www.surfsidebeach.org/agenda-2012.html">http://www.surfsidebeach.org/agenda-2012.html</a>; a printed copy is available in the town clerk's office for public inspection prior to the meeting.</p> <p>This Town Council meeting is being held at <b>The Grand Theatre, 301 Highway 17 South, Surfside Beach</b>, because Council Chambers is undergoing mold remediation and repairs.</p> <p>The public is invited to attend all meetings. Time is allotted at all 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	2013-01-04 17:26:47
embargo	2013-01-04 16:36:00
repairinterval	0
repeatuntil	2013-01-04 16:36:50
status	sent
userselection	
sent	2013-01-04 17:26:47
htmlformatted	1
sendformat	HTML
template	0
processed	564
as text	530
as html	34
as pdf	0
as text and pdf	0

viewed	0
bounce count	0
send start	2013-01-04 16:40:31
RSS template	
owner	3
<b>Attachments for this message</b>	
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Size:	40Kb
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**Resend**

## Debra Herrmann

---

**From:** Surfside Beach Info [mailinglist@surfsidebeach.org]  
**Sent:** Friday, January 04, 2013 5:11 PM  
**To:** dherrmann@surfsidebeach.org  
**Subject:** Public Notice - Town Council Meeting 01/08/2013  
**Attachments:** 01082013\_tc\_agenda.pdf; 01082013\_tc\_agenda\_4\_12102012\_draft\_minutes.pdf; 01082013\_tc\_agenda\_6ai\_planning\_report.pdf; 01082013\_tc\_agenda\_6aii\_police.pdf; 01082013\_tc\_agenda\_6aiii\_fire.pdf; 01082013\_tc\_agenda\_7a\_12\_0729\_overlay\_districts.pdf; 01082013\_tc\_agenda\_7b\_12\_0734\_sanitation\_service\_charges.pdf; 01082013\_tc\_agenda\_7d\_committee\_appointments.pdf

The January 8, 2013 Town Council meeting agenda and supporting documents are attached, and are also published at [http://www.surfsidebeach.org/agenda\\_2012.html](http://www.surfsidebeach.org/agenda_2012.html); a printed copy is available in the town clerk's office for public inspection prior to the meeting.

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Please let me know your arrival and departure dates. Will Carrie go with you? I'll get your registration and reservations made when I hear from you.

BTW, I didn't bring the cold weather...it has a mind of its own! LOL

D.

Debra Herrmann, CMC, Town Clerk

[dherrmann@surfsidebeach.org](mailto:dherrmann@surfsidebeach.org) - 843.913.6333

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**From:** Mark L. Johnson [<mailto:surfsidemark@frontier.com>]

**Sent:** Friday, January 04, 2013 11:51 AM

**To:** Debra Herrmann

**Subject:** MASC meeting

Good morning and Happy New Year Debra! Thanks for not bringing any of that snow with you from up North, but can you send this cold weather back up there?

This is just a note to let you know I will be attending the MASC meeting in Columbia in February. In the past the town clerk made the reservations for council.

--

Mark L. Johnson