

STATE OF SOUTH CAROLINA) AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
) TO DECLARE A LOCALIZED STATE OF EMERGENCY
COUNTY OF HORRY) IN THE TOWN OF SURFSIDE BEACH, AND TO AUTHORIZE
) THE APPROPRIATE ACTION BE TAKEN IN CONNECTION
TOWN OF SURFSIDE BEACH) THEREWITH DURING THE HURRICANE IRMA STORM EVENT

AN EMERGENCY ORDINANCE DECLARING THAT A LOCALIZED STATE OF EMERGENCY EXISTS WITHIN THE TOWN OF SURFSIDE BEACH, AND AUTHORIZING THE APPROPRIATE ACTION TO BE TAKEN IN CONNECTION THEREWITH.

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled are empowered by Section 5-7-250 of the South Carolina Code of Laws and Section 30-4-80(A) of the South Carolina Freedom of Information Act allows the town to call emergency meetings without a 24-hour notice to adopt emergency ordinances to meet public emergencies affecting life, health, safety, or the property of the people; and

WHEREAS, pursuant to 5-7-250, such emergency ordinance shall be enacted by the affirmative vote of at least two-thirds of the members of council present, is effective immediately upon its enactment without regard to any reading, public hearing, publication requirements, or public notice requirements, and shall expire automatically as of the sixty-first day following the date of enactment; and

WHEREAS, Town Council finds it necessary to enact an emergency ordinance as a result of its determination that a localized emergency exists within the Town of Surfside Beach, and directs that certain measures are to be taken to address that emergency.

NOW, THEREFORE, by the power and authority granted to the Surfside Beach Town Council by the Constitution of the State of South Carolina and the powers granted to the Town by the General Assembly of the State, the following hereby is ordained and enacted:

1. DECLARATION OF STATE OF EMERGENCY: In accordance with Section 4-9-130 of the South Carolina Code, the Town of Surfside Beach Town Council hereby declares that a localized emergency exists throughout the Town of Horry County, effective 6:00 p.m., September 8, 2017, more particularly described in the attached Resolution #17-183 Declaration of a State of Emergency for the Town of Surfside Beach, and hereby directs that appropriate action be taken as set forth in such Resolution.

2. TERMINATION/EXPIRATION. This Ordinance will remain in effect for sixty (60) days unless sooner terminated by Resolution of Town Council.

3. 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.

4. EFFECTIVE DATE. This Ordinance shall become effective immediately.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina in assembly and by the authority thereof, this 8th day of September 2017.

Robert F. Childs, III, Mayor

Attest: _____

Debra E. Herrmann, CMC
Town Clerk

APPROVED