

**MINUTES
HORRY COUNTY COUNCIL
REGULAR SESSION
April 5, 2005
6:00 p.m.**

MEMBERS PRESENT: Liz Gilland, Chairman; Harold Worley; Mark Lazarus; Marion Foxworth; Mike Ryan; Howard Barnard; Bob Grabowski; James Frazier; Carl Schwartzkopf; Paul Prince; Kevin Hardee; and John Boyd.

MEMBERS ABSENT:

OTHERS PRESENT: Danny Knight; Pat Hartley; John Weaver; Anne Wright; Paul Whitten; Steve Gosnell; Janet Carter; Beth Fryar; Westley Sawyer; Roland Meyer; and Lisa Bourcier.

In accordance with the FOIA, notices of the meeting were provided to the press stating the time, date, and place of the meeting.

CALL TO ORDER: Chairman Gilland called the meeting to order at approximately 6:00 p.m.

INVOCATION: The Honorable Paul Prince gave the invocation.

PLEDGE OF ALLEGIANCE: The Honorable Kevin Hardee led in the pledge.

PUBLIC INPUT:

1. Greg Hyman spoke regarding the South Carolina Tobacco Trail and requested \$5,000 in matching grant money. Mr. Hardee requested this matter be added to the agenda for further discussion.

Chairman Gilland closed public input.

CHANGES TO THE AGENDA:

Mr. Hardee **moved to add discussion on funding for the South Carolina Tobacco Trail**, seconded by Mr. Grabowski. The motion passed unanimously.

Mr. Lazarus **moved to add a presentation regarding a special permit for a jump by Robbie Knieval at the outlet park area**, seconded by Mr. Ryan. The motion passed unanimously.

Mr. Lazarus **moved to add Resolution R-41-05**, seconded by Mr. Boyd. The motion passed unanimously.

Mr. Boyd **moved to add Resolution R-40-05 as part of discussion under Old/New Business**, seconded by Mr. Grabowski. The motion passed unanimously.

Chairman Gilland **requested the addition of a report on the Intergrated Emergency Management Course.** Mr. Barnard **moved to add**, seconded by Mr. Boyd. The motion passed unanimously.

Mr. Weaver **requested the deferral of Resolution R-39-05 to the Administration Committee and that it come back to Council at the April 19th meeting.** Mr. Grabowski **moved to defer**, seconded by Mr. Boyd. The motion passed unanimously.

APPROVAL OF AGENDA CONTENTS: Mr. Frazier **moved to approve the agenda as amended**, seconded by Mr. Boyd. The motion passed unanimously.

APPROVAL OF MINUTES: March 15, 2005: Mr. Prince **moved to approve the minutes as submitted**, seconded by Mr. Hardee. Mr. Ryan requested clarification on whether the intent of the action taken on Resolution R-30-05 was to withdraw it or refer it to the Planning Commission. He reiterated his desire for the matter to be referred to the Planning Commission and **moved to reconsider the withdrawal of Resolution R-30-05**, seconded by Mr. Lazarus. The motion passed unanimously. Mr. Ryan **moved to refer Resolution R-30-05 to the Planning Commission**, seconded by Mr. Lazarus. The motion passed unanimously. The motion passed unanimously to approve the minutes.

MEMORIAL DEDICATION OF MEETING:

It was requested that upon adjournment, Council adjourn in memorial of the following individuals:

John Massey (Chairman Gilland)
Eldred Hardee (Mr. Hardee)
Bill Todd (Mr. Hardee)
Lee Johnson (Mr. Boyd)

James Tyner (Mr. Foxworth)
Charlie Bud Herring (Mr. Prince)
Donald Fowler Hardee (Mr. Prince)

APPROVAL OF CONSENT AGENDA:

Mr. Hardee **moved to approve the Consent Agenda.** Chairman Gilland stated that she neglected to remove Ordinance 27-05 from the Consent Agenda and asked if Council would be willing to allow it to be removed from the Consent Agenda. Mr. Foxworth **moved to suspend the rules of Council**, seconded by Mr. Boyd. The motion passed unanimously. Mr. Frazier **moved to remove Ordinance 27-05 from the Consent Agenda and place it on the regular agenda**, seconded by Mr. Hardee. The motion passed unanimously. Mr. Frazier seconded the motion to approve the Consent Agenda as amended. The motion passed unanimously. The Consent Agenda consisted of the following:

- Third reading of **Ordinance 28-05** to amend the Land Development Regulations providing clarification and revision to the existing standards.
- Third reading of the following ordinances to approve the request to amend the official zoning maps: **29-05** Bryant Stokes, agent for Lucian Barney, Jr. & Easel G. Todd; **30-05**

Steve Powell, agent for Connector LLC; **31-05** Horry County Planning, agent for Hal B. Holmes, Jr.; **32-05** Rob Wilfong, agent for Black Creek Development; **33-05** William Ambrose, agent for Carpenter Properties, Inc.; **34-05** John Stillwagon, agent for George & Janet Carter.

- Third reading of the following ordinances to approve the requests to amend the official zoning maps: **35-05** Myrtle Grove Plantation, Myrtle Grove PDD; and **36-05** Jon Taylor, agent for Dusenbury PDD.
- District Appointment- Appointment of Charles V. Leonard to the Mt. Gilead Special Tax District Commission.

RESOLUTIONS/PRESENTATIONS:

Presentation by the Socastee Recreation Tax District Commission. Mr. Marvin Heyd, a member of the Socastee Recreational Commission, presented an update on the activities of the Commission and provided a list of park projects that would be completed in 2005. He introduced Anthony Valvo and Bob Lang, Commission members.

Resolution R-38-05 honoring Chief Deputy Paul D. Butler's accomplishment of graduating from the FBI's National Academy and his selection as graduation speaker. Sheriff Thompson offered congratulations. Mr. Boyd presented the resolution to Mr. Butler. Mr. Boyd **moved to approve**, seconded by Mr. Hardee. The motion passed unanimously. Mr. Butler thanked Council for honoring him.

Resolution R-28-05 authorizing the I&R Division to cease county maintenance of Poinsett Road. Mr. Barnard **moved to approve**, seconded by Mr. Boyd. The motion passed unanimously.

Resolution R-41-05 in support of House Bill 3782 to Amend Section 49-29-230, code of laws of South Carolina relating to certain scenic river designations, so as to designate a portion of the Little Pee Dee River as a scenic river. Mr. Foxworth **moved to approve**, seconded by Mr. Hardee. The motion passed unanimously.

Report on Emergency Management Course. Mr. Randy Webster reported on a FEMA course, held in Emmitsburg, Maryland, that was attended by county employees and other county leaders. The emergency management course was an intensive training exercise conducted in simulated conditions. Horry County received praise from FEMA on its emergency preparedness procedures and professionalism.

READING OF ORDINANCES:

Third reading and public review of **Ordinance 38-05** to establish within the unincorporated areas one or more areas to be designated as fireworks prohibited zones. Mr. Boyd **moved to approve**, seconded by Mr. Frazier. The following individuals spoke at public review:

- 1.) Gene Crow, resident of Arcadian I, spoke in favor of the ordinance.
- 2.) Dennis Fitzgerald, resident of Arcadian I, spoke in favor of the ordinance.
- 3.) Ed Bouknight, Ocean Creek, spoke in favor of the ordinance.

Mr. Whitten reviewed the County's procedures for implementing the fireworks prohibited zones. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>
Worley	Foxworth
Lazarus	Prince
Ryan	Hardee
Barnard	
Grabowski	
Frazier	
Schwartzkopf	
Boyd	
Gilland	

Second reading and public review of **Ordinance 37-05** to approve the request of Hackney Parker, agent for J. Charley Ray, Seaside Mulch PDD, to amend the official zoning maps. Mr. Boyd **moved to approve**, seconded by Mr. Hardee. There was no public review. The motion passed unanimously.

Second reading and public review of **Ordinance 39-05** to revoke and rescind the sales price for 6.02 acres on Hwy. 50 in Little River and to accept the lesser sum of \$60,000. Mr. Prince **moved to approve**, seconded by Mr. Hardee. There was no public review. The motion passed unanimously.

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps (PDDs): **40-05** Jimmy Jordan, agent for Leon Butler, Cedar Creek Professional Center Park PDD; **41-05** Larry Ricks, Dixie Recycling PDD; **42-05** John Richards, Thomas & Hutton Engineering, agent for Landbank Fund 7, DR Horton, Inc., The Farm PDD; **43-05** James Wooten, agent for Sinkoe Brothers, Little River Commons PDD. Mr. Schwartzkopf **moved to approve**, seconded by Mr. Hardee. There was no public review. The motion passed unanimously.

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **44-05** Duane Oliver, agent for WS Wellons Corp.; **45-05** Roy Randolph Conner; **46-05** Jonathan Vereen, agent for Johnice T. Vereen. Mr. Hardee **recused himself from voting on Ordinance 44-05**. Mr. Grabowski **moved to approve**, seconded by Mr. Barnard. There was no public review. The motion passed unanimously.

Second reading and public review of **Ordinance 47-05** approving the assignment of the concession previously awarded to Shipgolf.com to Joint Operating Company, LLC. Mr. Prince **moved to approve**, seconded by Mr. Grabowski. There was no public review. The motion passed unanimously.

First reading of **Ordinance 49-05** to initiate a land use study and recommendations as to appropriate land use, zoning, and buffering for commercially developing areas in the northeastern section of Horry County along certain portions of Highway 17. Mr. Prince **moved to approve**, seconded by Mr. Worley. Mr. Worley explained that due to the rapid growth in the Little River area, commercial development was occurring in close proximity to residential areas. He requested the Planning staff conduct a study and provide recommendations for the area located on Hwy. 17 from the intersection of North Horseshoe Road and Bakers Street to the North Carolina state line. He requested a 9-month moratorium on construction while the study was being conducted. Mr. Barnard asked how many development approvals might occur during the study period. Ms. Carter answered several large developments were currently in the approval stage but could not predict the number of future development approvals. Mr. Barnard requested the study be completed in six months. Mr. Lazarus asked if the Planning Commission had reviewed the current buffering and fencing requirements and recommended any changes. Ms. Carter stated this issue would be on the Planning Commission's May meeting agenda. Mr. Lazarus requested that county-wide buffer requirements be addressed in the study. Chairman Gilland called for the vote to approve first reading. The motion passed unanimously.

Third reading of **Ordinance 27-05** to amend the zoning ordinance pertaining to temporary vending permits in the South Strand area. Mr. Ryan **moved to approve**, seconded by Mr. Barnard. The motion passed unanimously.

OLD/NEW BUSINESS:

Discussion on Special Event Permit for Robbie Knieval. Messrs. Trip Cohen and Van Shaw, owners of the Boat House Bar and Grill, requested approval of a special event permit to allow Robbie Knieval to perform a motorcycle jump during the May Harley-Davidson rally. Mr. Whitten reviewed the requirements for a special event permit. He would introduce a resolution for consideration at the next council meeting. Mr. Lazarus requested the matter be referred to the Public Safety Committee and asked the committee to review traffic plans.

Discussion on Tobacco Trail Funding. Mr. Hardee **moved to approve and authorize the County Administrator to cut a check for \$5,000 to the SC Tobacco Trail**, seconded by Mr. Foxworth. Greg Hyman spoke briefly on tobacco settlement money. Mr. Prince **moved to amend that the funds come from ATAC**. There was no second to the motion. The motion to approve passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>
Worley	Prince*
Lazarus	
Foxworth	
Ryan	
Barnard	
Grabowski	
Frazier	
Schwartzkopf	
Hardee	
Boyd	
Gilland	

Clerk's note: Prior to the expiration of the voting time limit, Mr. Prince requested his nay vote be changed to a yea vote thus making the vote unanimous.

Discussion on Interstate 73 and Resolution R-40-05. Discussion on Interstate 73 and Resolution R-40-05 supporting an Interstate 73 route that would go south to Highway 501 and connect into the southern portion of Highway 31. Mr. Boyd **moved to approve**, seconded by Mr. Hardee. Mr. Boyd stated that he had always supported I-75 and attended several meetings when alternate routes had been discussed. The Gallivants Ferry route that had been recommended by SCDOT in deference to various environmental groups would destroy three communities. In discussion with the Coastal Conservation League representatives, he was told by the League they would oppose any route that would lead to a Southern Connector. He believed a southern route to Highway 31 would be the best option because it would open up a hurricane evacuation route for citizens residing in the South Strand area, in addition to it offering a more feasible location for a regional airport. He urged council members to join him in fighting the environmentalists' opposition to a southern route. Mr. Barnard noted that the congressional delegation, particularly Rep. Brown, and the state delegation have been very supportive of gaining the interstate. He agreed the southern route was the best option because of quicker evacuation times and the accessibility to the beach by the Bucksport area residents. He urged the environmentalists to work with officials and to not oppose the route. Mr. Worley stated that a southern connector had been studied numerous times and this connector would be the common-sense option.

Vice Chairman Foxworth assumed the duties of the chairman in the absence of Chairman Gilland.

Mr. Prince called for the question. Vice Chairman Foxworth called for the vote on the motion to approve Resolution R-40-05. The motion passed unanimously.

ADJOURNMENT:

Mr. Hardee **moved to adjourn**, seconded by Mr. Prince. The motion passed unanimously. The meeting adjourned at 8:05 p.m.