

Regular Council Meeting  
February 18, 2020 – 6:00 p.m.  
Council Chambers, 1301 Second Ave., Conway, SC

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- A. Call to Order
  - B. Invocation
  - C. Pledge of Allegiance
  - D. Public Input
  - E. Approval of Agenda Contents
  - F. Approval of Minutes: Regular Meeting, February 4, 2020
- Johnny Gardner, Chairman  
Mr. Vaught  
Mr. Loftus
- 

**G. CONSENT AGENDA**

- 1. Third Reading on the following Ordinances to approve the request to amend the official zoning maps:
  - 07-2020** CT Corp, agent for SST II LLC (Mr. Loftus)
  - 08-2020** NFP Holdings (Mr. Loftus)
  - 09-2020** G3 Engineering, agent for Little River Group Six LLC (Mr. Prince)
  - 10-2020** Tyler Mann (Mr. Hardee)
  - 11-2020** Robert Turner, agent for Arthur B. Jordan, Jr. et al (Mr. Allen)
- 2. First Reading on the following Ordinances to approve the request to amend the official zoning maps:
  - 18-2020** Venture Engineering, agent for KTAD Holdings LLC (Mr. Servant)
  - 19-2020** Michael Prince, agent for Charles & Cecilia Snyder (Mr. Bellamy)
  - 20-2020** David Marlowe (Mr. Prince)
  - 21-2020** Sylvester Szklarzewski (Mr. Hardee)
  - 22-2020** Venture Engineering, agent for Canebrake Plantation LLC (Mr. Hardee)
- 3. **Resolution R-14-2020** authorizing the Police Department to submit and accept, if awarded, the SC Department of Public Safety Justice Assistance Grant not to exceed \$197,252. (Favorable, Public Safety Comm)
- 4. **Resolution R-15-2020** authorizing the Police Department to submit and accept, if awarded, the SC Department of Public Safety Justice Assistance Grant not to exceed \$154,466. (Favorable, Public Safety Comm)
- 5. Board Appointments: Patricia Green and Ben Prince to the Vereen Memorial Gardens Board of Directors (Mr. Worley); Susan Platt and Carlisle Dawsey to the Board of Architectural Review (staff recommendation)

**H. PRESENTATIONS / RESOLUTIONS**

- 6. **Resolution R-16-2020** in appreciation and recognition of Matt McGuire for his service to Horry County as a ham operator and president of the Grand Strand Amateur Radio Club. (Favorable, Public Safety Comm)

**I. READING OF ORDINANCES**

- 7. Second Reading and Public Hearing – **Ordinance 12-2020** to amend Zoning Appendix B of the County Code pertaining to landscape buffer & tree preservation. (Favorable, I&R Comm)
- 8. Second Reading and Public Hearing – **Ordinance 13-2020** to amend Zoning Appendix B of the County Code pertaining to signage requirements. (Favorable, I&R Comm)
- 9. Second Reading and Public Hearing – **Ordinance 14-2020** to amend Zoning Appendix B of the County Code pertaining to general provisions for light and glare regarding exterior lighting. (Favorable, I&R Comm)

**J. OLD/NEW BUSINESS**

- K. Memorial Dedications:

L. Upcoming Meetings – Dates/times subject to change:

Council Meetings  
Mar 10 & 24, 6:00 p.m.

I&R Committee  
Feb 25, 9:00 a.m.

Public Safety Comm.  
Mar 17, 9:00 a.m.

Administration Comm  
Feb 25, 2:00 p.m.

Transportation/Econ  
Dev Comm  
Mar 17, 2:00 p.m.

M. **EXECUTIVE SESSION:** (if necessary)

**ADJOURN**

**MINUTES  
HORRY COUNTY COUNCIL  
REGULAR MEETING  
County Council Chambers  
February 4, 2020  
6:00 p.m.**

**MEMBERS PRESENT:** Johnny Gardner, Chairman; Bill Howard; Gary Loftus; Danny Hardee; Johnny Vaught; Harold Worley; Orton Bellamy; Cam Crawford; Tyler Servant; Dennis DiSabato; Al Allen; and Paul Prince.

**MEMBERS ABSENT:**

**OTHERS PRESENT:** Pat Hartley; Steve Gosnell; Randy Webster; Arrigo Carotti; Barry Spivey; David Gilreath; David Schwerdt; and Kelly Moore.

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 Gardner called the meeting to order at approximately 6:00 p.m.

**INVOCATION:** Mr. Prince gave the invocation.

**PLEDGE:** Mr. DiSabato led in the pledge.

**PUBLIC INPUT:**

1. **Holly Heniford** spoke regarding gun education program for children. She felt it was important that they educate the community and children about gun safety. There were things that could be missed in family conversations regarding gun safety. Having these types of classes would ensure that that would not happen and it would get the police involved to give them an opportunity to get to know the children better. She was concerned about the non-gun families who did not have guns in their homes but whose children visit homes with guns. It was important that they be educated also along with parents. Her wish was that they implement a gun safety program for the kids of Horry County through the police department.

**Melissa Bellamy** stated that 10 years ago her eleven year old son was at a friend's house and they came upon a firearm. His twelve year old friend picked it up and her son was shot and killed. Her husband was a hunter who grew up around guns. Their children were taught gun safety and he ended up in a home where that had not been implemented. She and her husband founded an organization called The Matthew Bellamy Project which they ran full-time to promote gun safety. They worked with families and children and gave away free gun locks. Through that they eventually created an education program where they held gun safety classes for kids. It was a program that they developed from what her husband knew growing up around guns along with resources readily available from the NRA and National Shooting Sports Foundation. It was an hour long class that they offered for free to children and their families. They had dummy guns made so that the children could get hands on experience on what to do and what not to do. The response was tremendous. Their story resonated because even though they were gun owners, their son was in someone else's homes. They stepped back at the end of 2016 for personal reasons. The program was doing everything they wanted it to do. She knew there was a need and thought it was wonderful when Ms. Heniford approached her. They have worked through the school system and if it was something the county decided they wanted to look into, they wanted to get on board and offer their knowledge and assistance in any way they could.

2. Jack Plowman spoke regarding gun control. He said they were contemplating a gun law, and they were all familiar with the Second Amendment and the Fourteenth Amendment. The problem he had was that each representative that he had contacted stated they believed in the Second Amendment but followed it with a but they had to do so in so. He couldn't find that in the constitution. It gave him the right to buy a gun, own a gun, and carry a gun. He had owned guns since he was five years old. The but question was a question he didn't understand. When the founding fathers met to give them the Bill of Rights, they didn't give it to them so that someone else could take it away. They say punishment didn't have anything to do with the way people act. When he went to school he was punished by the principal and by his father when he got home. It did do

something for him. He had been here 90 years and had not spent any time in jail, hadn't been arrested or anything, but people want to take his weapon away from him. It had been 45 years since he had fired it. He had more than one and was contemplating on buying another one. When he walked up to them and asked them if they believed in the Constitution, the Second Amendment, he gets tired of hearing but.

**APPROVAL OF AGENDA CONTENTS:** Mr. Servant moved to approve the agenda contents, seconded by Mr. Howard. Mr. Allen moved to defer Third reading of Ordinance 06-2020 back to the planning commission, seconded by Mr. Bellamy. The motion was unanimously passed. Mr. Vaught moved that when they went into executive session that night their attorney be prepared to tell them what a sanctuary county really meant to Horry County so that they could, before they go into second reading, be able to understand the ramifications of being declared a sanctuary county for Second Amendment rights, seconded by Mr. Bellamy. Mr. DiSabato said out of order. Mr. Allen said he couldn't understand what going into executive session for legal advice on an ordinance that had nothing to do with a contractual matter or any funding, etc... He would think that that motion would be out of order and he would have to agree with Mr. DiSabato because if they were going to receive legal advice on this he thought it should be out there in the public to where the citizenry could also hear it. Mr. DiSabato said Mr. Allen had said everything he was going to say. They had an opportunity to debate this upon second reading. They would have the opportunity to ask staff questions at second reading. He didn't see any reason why they needed to do that behind closed doors. Chairman Gardner said he tended to agree with him. Mr. Vaught said the executive session was for receipt of legal advice. Legal advice relating to matters covered by attorney-client privilege. All he wanted to know was what affect was the suit that had already been filed by the attorney general in Columbia against the City of Columbia, what affect would that have on them being declared a sanctuary county. He thought that came under legal advice. Mr. Allen said if that suit, which was the one that was pending, basically what that suit was was their Attorney General Allen Wilson had sued the municipality of the City of Columbia because they attempted to pass more restrictive laws against the Second Amendment which meant that he was suing them standing up for the Second Amendment which was what their ordinance agrees with the attorney general on. So in turn he didn't see any danger of Horry County being sued by the Attorney General over this ordinance because it parallels and lines up with what he was attempting to keep the City of Columbia from doing which was passing more restrictive local ordinances against the Second Amendment. The county's does not restrict it. The county's simply states that Council believes in and stands for the Second Amendment and would back their citizenry with the Second Amendment. Chairman Gardner said he thought they had a back door into a discussion about something on the consent agenda. The issue was could they amend the executive session to receive legal advice and he asked Mr. Carotti his opinion. Mr. Carotti said there were a few issues that were raised in that discussion. The first question was was that a proper matter for discussion in executive session. It was. Under Section 30-4-70 Subsection A Subsection 2. Whether it could be added in the executive session that they already had scheduled, a vote of seven members of Council could include that in executive session. Chairman Gardner said that was all he wanted to know. Mr. Carotti said as far as discussing such matters in public, a vote of seven members of Council could waive the attorney-client privilege. **Mr. Vaught withdrew his suggestion. The consent agenda as amended was unanimously passed.**

**APPROVAL OF MINUTES:** Regular Meeting, January 21, 2020: Mr. Howard moved to approve the Regular Meeting, January 21, 2020 meeting minutes, seconded by Mr. Hardee. The motion was unanimously passed.

**APPROVAL OF CONSENT AGENDA:** Mr. Howard moved to approve, seconded by Mr. Allen. The consent agenda was unanimously passed. The consent agenda consisted of the following:

Third Reading on the following Ordinances to approve the request to amend the official zoning maps:

01-2020 Keith Rogers, et al; 02-2020 Ricky Martin; 03-2020 Donald Long, Sr., et al; 04-2020 Stanley Douglas Barnhill; and 05-2020 Jimmy Fowler, agent for S&H Holdings.

First Reading – Ordinance 12-2020 to amend Zoning Appendix B of the County Code pertaining to landscape buffer & tree preservation.

First Reading – Ordinance 13-2020 to amend Zoning Appendix B of the County Code pertaining to signage requirements.

First Reading – Ordinance 14-2020 to amend Zoning Appendix B of the County Code pertaining to general provisions for light and glare regarding exterior lighting.

First Reading – Ordinance 15-2020 expressing the intent of Horry County Council to declare Horry County as a Sanctuary County for Second Amendment rights.

**Resolution R-05-2020** authorizing the Horry County Police Department to submit and accept, if awarded, the US Department of Justice's COPS hiring grant not to exceed \$6,823,845.24.

**Resolution R-06-2020** approving the addition of a portion of Frontage Road B-2 to the comprehensive road improvement plan and authorizing the administrator to execute a memorandum of understanding between Horry County, the City of Myrtle Beach, and Grand Dunes Golf Village Property Owners Association.

**Resolution R-07-2020** authorizing and committing unassigned fund balance for funding a disaster debris reserve.

**Resolution R-08-2020** authorizing & directing the transfer of funds to increase the budget for beach & street purchase of a load and pack vehicle.

Resolutions accepting the roads and drainage into the county system at the following locations:

**R-09-2020** Berkshire Forest Ph 9B

**R-12-2020** Palm Lakes Plantation Ph 7A

**R-10-2020** Clear Pond Track E Ph 1

**R-13-2020** Palm Lakes Plantation Ph 7B

**R-11-2020** Heritage Oaks Ph 2A

Resolutions allocating District Community Benefit funds:

**CBF 04-2020** \$3000 to Academy for Arts, Science & Technology for We The People team competition in Washington, DC. (Messrs. DiSabato/Loftus/Vaught)

**CBF 05-2020** \$2500 to Freedom Readers for purchase of books. (Messrs. DiSabato/Loftus/Vaught)

**CBF 06-2020** \$2500 to A Father's Place to support community services. (Messrs. DiSabato/Loftus/Vaught)

**CBF 07-2020** \$5000 to Horry County Parks & Recreation for Bucksport youth to attend basketball game in Charlotte. (Mr. Bellamy)

**CBF 08-2020** \$3000 to Carolina Forest High School for We The People team competition in Washington, DC. (Messrs. DiSabato/Loftus/Vaught)

**CBF 09-2020** \$1500 to Friends of Fisher House to purchase essential items for veterans staying at the VA Hospital in Charleston. (Messrs. DiSabato/Vaught)

**CBF 10-2020** \$15,000 to Loris Parks & Recreation for matching funding to upgrade ballfields & playgrounds. (Mr. Prince)

#### **PRESENTATIONS / RESOLUTIONS:**

**Resolution R-01-2020** recognizing and honoring the Green Sea Floyds Trojans Football Team on winning the 2019 Class A State Championship. **Mr. Howard moved to approve, seconded by Mr. Loftus.** Mr. Hardee stated that he wanted to recognize the members of the Green Sea Floyds Trojans Football Team and their coach in attendance that night. He read the resolution and presented it to Coach Kiefer. Coach Kiefer thanked Council for having them and stated it was a great moment for them and for the entire county. They were very grateful for the recognition. Mr. Prince stated that he was very proud of the Green Sea Floyds Trojans Football Team and that they not only had one championship, but they had had two championships in a row. Mr. Allen said they raise them right and raise them big out in the country. He thanked Coach Kiefer and the team. **The motion was unanimously passed.**

**Recognition of the graduates of the Horry County Planning Academy.** Mr. Schwerd thanked Council for recognizing last October as the National Community Planning Month. As part of that they kicked off the first annual Citizen's Planning Academy. They had over 70 applicants including Mr. Bellamy and 35 of those were accepted into the program. Of those, 27 actually made it and graduated through a very intensive... They had 4 sessions. Each of them ran almost 3 hours long. They had presentations from planning, stormwater, engineering, finance, and the Ride Program manager so they got to hear a lot about everything including addressing, community planning, rezonings, and land development. They basically took a crash course to learn about everything that happens in the land development process. Not just in planning, but the whole development process.

Mr. Bellamy said on behalf of the Horry County Citizens Planning Academy he thanked Mr. Schwerd and the staff of planning and zoning for developing and establishing the Citizens Planning Academy. The staff were Leigh Kane, Ashley Cowen, John Danford, and additional support instructors were Andy Markunas, Jason Thompson, and Thom Roth. In the finance department they had Robert Jordan. It was a phenomenal class. Staff did an exceptional job and were very knowledgeable and this was information that they could use as graduates, as ambassadors for the community, and also

provide that to the general public. Knowledge is power and that way you have a more informed citizen. He thanked them for their outstanding performance. He then recognized the graduates as Betsy Fay, Bruce Donegan, Charles Wunder, Danielle Eiler, Edna DeWitt, George Robinson, Janet Graham, Michael Ritchie, Orton Bellamy, Reverend Jerry Faulk, Robert "Bob" Ziegler, Stephanie Hribar, and Donald Ray, Jr. and presented them with their certificates.

Mr. Schwerd thanked Council again for giving them the opportunity. They would start another session next October and had already had requests for a more advanced session.

**READING OF ORDINANCES:**

Second Reading and Public Hearing on the following Ordinances to approve the request to amend the official zoning maps: **07-2020** CT Corp, agent for SST II LLC. **Mr. Howard moved to approve, seconded by Mr. Loftus. There was no public input. The motion was unanimously passed.**

**08-2020** NFP Holdings. **Mr. Howard moved to approve, seconded by Mr. Loftus. There was no public input. The motion was unanimously passed.**

**09-2020** G3 Engineering, agent for Little River Group Six LLC. **Mr. Prince moved to approve, seconded by Mr. Howard. There was no public input. The motion was unanimously passed.**

**10-2020** Tyler Mann. **Mr. Howard moved to approve, seconded by Mr. Loftus. There was no public input. The motion was unanimously passed.**

**11-2020** Robert Turner, agent for Arthur B. Jordan, Jr. et al. **Mr. Howard moved to approve, seconded by Mr. Allen. There was no public input. The motion was unanimously passed.**

**OLD / NEW BUSINESS:**

**ANNOUNCEMENTS:** None.

**MEMORIAL DEDICATION:** Stephan Michael Falkowski and Elise Watts Chestnut.

**UPCOMING MEETINGS:** Regular Council meetings – Feb 18, 6:00 p.m.; I & R Committee – Feb 25, 9:00 a.m.; Public Safety Committee – Feb 11, 9:00 a.m.; Transportation/Econ Dev Committee – Feb 11, 2:00 p.m.; and Administration Committee – Feb 25, 2:00 p.m.

**EXECUTIVE SESSION:** Receipt of legal advice relating to matters covered by the attorney-client privilege. **Mr. Allen moved to enter into executive session, seconded by Mr. Prince. The motion was unanimously passed. Mr. Worley moved to exit executive session, seconded by Mr. Howard. The motion was unanimously passed.** Mr. Carotti said while in executive session Council received legal advice relating to matters covered by the attorney-client privilege. While in executive session no decisions were made and no votes were taken.

**ADJOURNMENT:** With no further business, **Mr. Worley moved to adjourn at approximately 6:51 p.m. and it was seconded. The motion was unanimously passed.** The meeting was adjourned in memoriam of Stephen Michael Falkowski and Elise Watts Chestnut.

COUNTY OF HORRY

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Ordinance 07-2020

STATE OF SOUTH CAROLINA

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**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 42607020004 FROM HIGHWAY COMMERCIAL (HC) & RETAIL CUSTOMER SERVICES (RCS) TO HIGH BULK RETAIL (RE4)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Highway Commercial (HC) & Retail Customer Services (RCS) to High Bulk Retail (RE4) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 42607020004 and currently zoned Highway Commercial (HC) & Retail Customer Services (RCS) is herewith rezoned to High Bulk Retail (RE4).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this 18<sup>th</sup> day of February, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1  
 Dennis DiSabato, District 3  
 Tyler Servant, District 5  
 Orton Bellamy, District 7  
 W. Paul Prince, District 9  
 Al Allen, District 11

Bill Howard, District 2  
 Gary Loftus, District 4  
 Cam Crawford, District 6  
 Johnny Vaught, District 8  
 Danny Hardee, District 10

Attest:

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

First Reading: January 21, 2020  
 Second Reading: February 4, 2020  
 Third Reading: February 18, 2020

Rezoning Review Sheet



**PROPERTY INFORMATION**

<b>Applicant</b>	CT Corporation (Energov # 047001)	<b>Rezoning Request #</b>	2019-10-002
<b>PIN #</b>	42607020004	<b>County Council District #</b>	4 - Loftus
<b>Site Location</b>	Jesse St in Myrtle Beach	<b>Staff Recommendation</b>	Approval
<b>Property Owner Contact</b>	SST II 338 Jesse St LLC	<b>PC Recommendation</b>	Unanimous Approval
		<b>Size (in acres) of Request</b>	3.57

**ZONING DISTRICTS**

<b>Current Zoning</b>	RCS & HC
<b>Proposed Zoning</b>	RE4
<b>Proposed Use</b>	Outdoor Storage

**LOCATION INFORMATION**

<b>Flood and Wetland Information</b>	X
<b>Public Health &amp; Safety (EMS/fire) in miles</b>	2.4 (Fire)
<b>Utilities</b>	Public
<b>Character of the Area</b>	Commercial

**ADJACENT PROPERTIES**

LI	LI	MA1
LI	Subject Property	LI
HC	HC	PDD

**COMMENTS**

<b>Comprehensive Plan District:</b> Mixed Use	<b>Overlay/Area Plan:</b> None
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**Discussion:** The applicant is requesting to rezone from Retail Consumer Services (RCS), a retired zoning district, to High Bulk Retail (RE4) to allow for storage of vehicles within a lot currently used for mini-warehouse and commercial business. A previous rezoning of the subject parcel occurred in 2004 (Ord. 115-04) with a lot combination and a zoning district change from LI/HC to RCS to allow for the mini-warehouse. As the request pertains to the storage of vehicles, a verification that all on-site parking requirements will be necessary prior to approval.

**Public Comment:** 1/2/2020 There was no public input.

**TRANSPORTATION INFORMATION**

<b>Daily Trips based on existing use / Max Daily Trips based on current zoning</b>	150 / 500	<b>Existing Road Conditions</b>	County, Paved. Two-Lane
<b>Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning</b>	200 / 550	<b>Rd, Station, Traffic AADT (2017) % Road Capacity</b>	George Bishop Pkwy, Station 304 18,800 AADT 50% - 55%
<b>Proposed Improvements</b>			

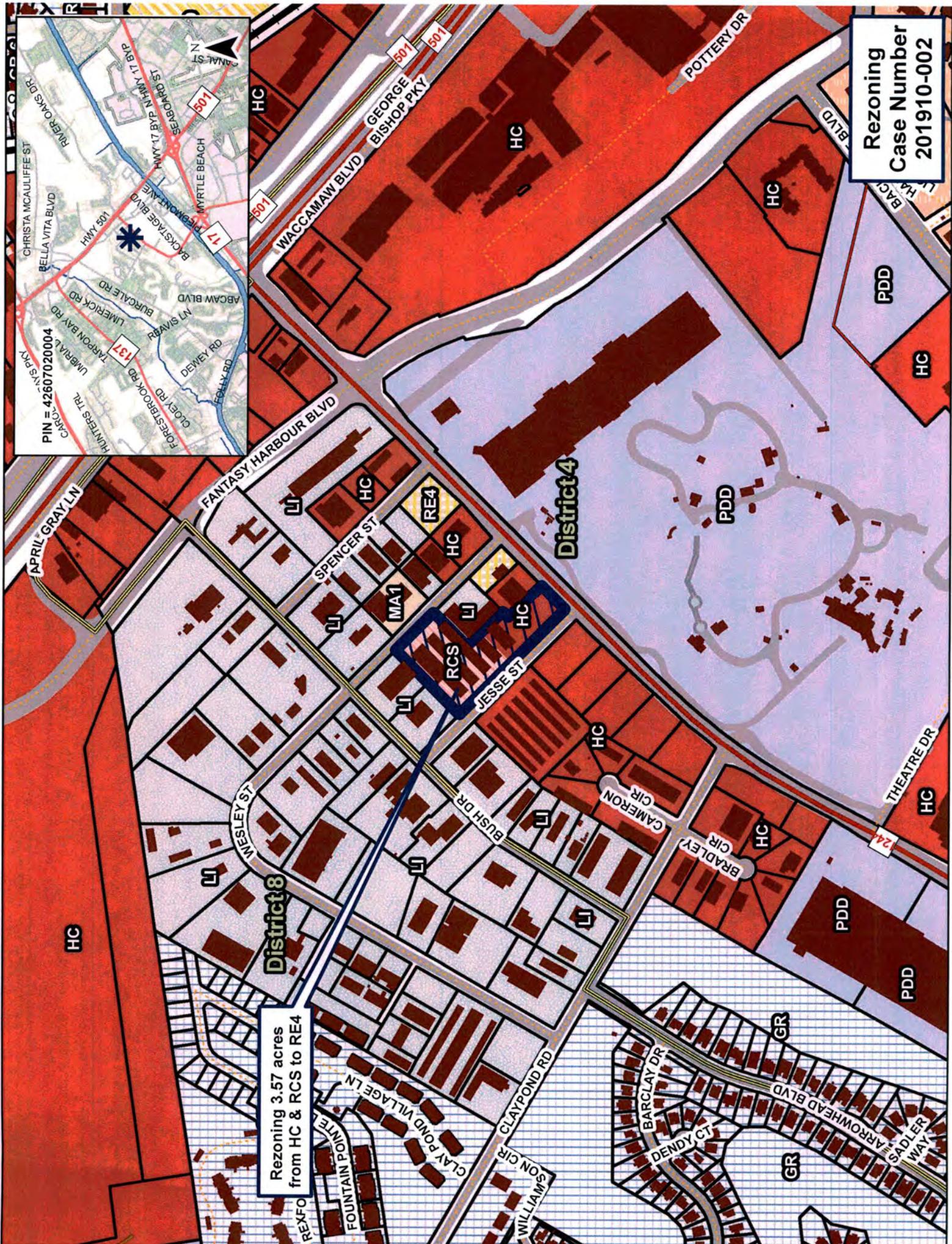
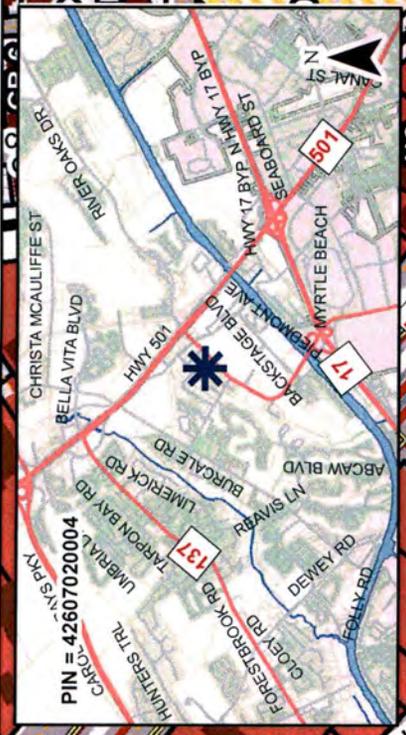
**DIMENSIONAL STANDARDS**

	<b>Requested</b>	<b>Current</b>	<b>Adjacent</b>	<b>Adjacent</b>	<b>Adjacent</b>	<b>Adjacent</b>
	RE4	RCS/HC	LI	MA1	PDD	HC
<b>Min. Lot Size (in square feet)</b>	21,780	10,000/10,000	21,780	21,780	NA	10,000
<b>Front Setback</b>	60	50/50	50	50	25	50
<b>Side Setback</b>	10	10/10	20	25	25	10
<b>Rear Setback</b>	15	15/15	25	25	25	15
<b>Bldg. Height</b>	36	65/120	60	60	175	120

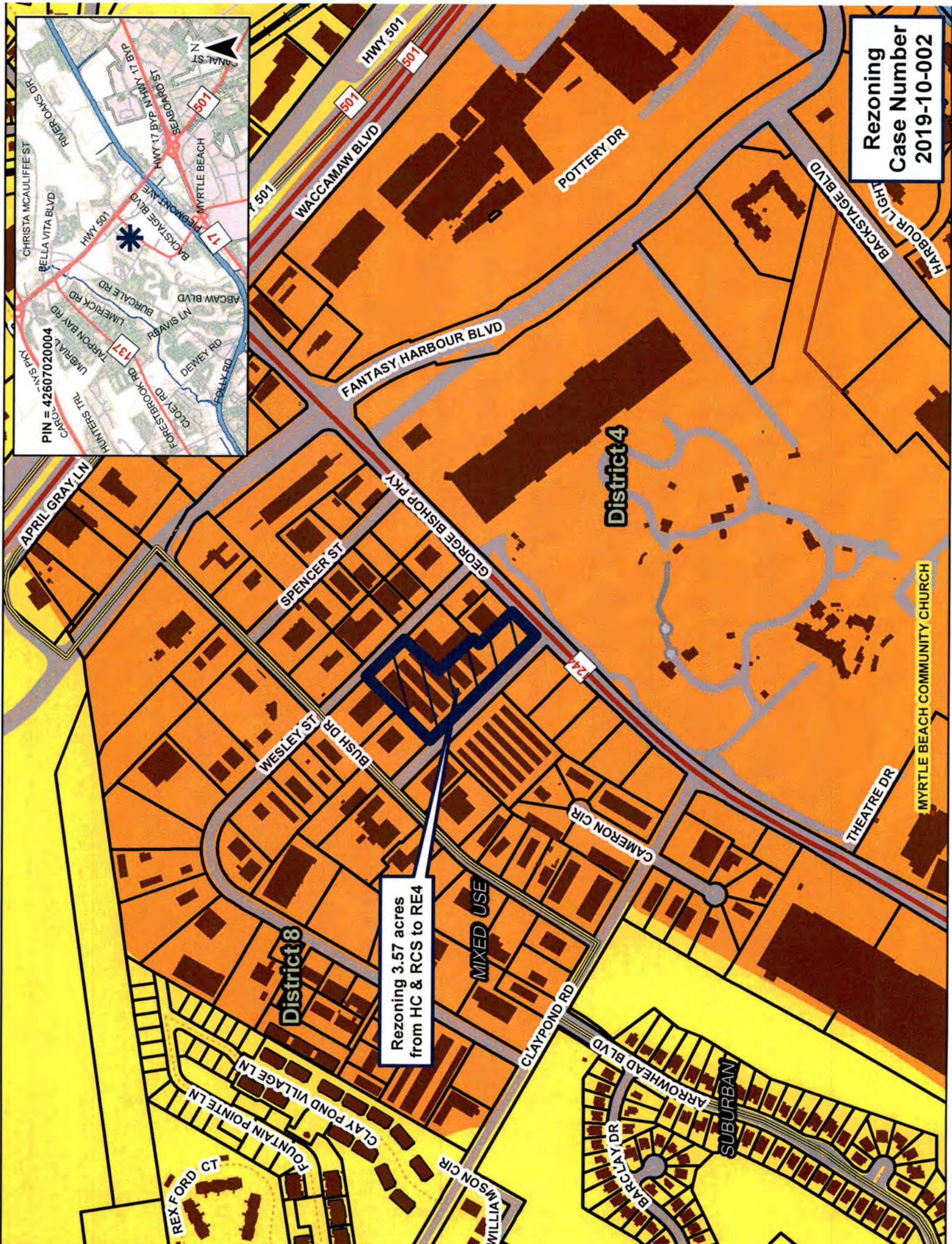
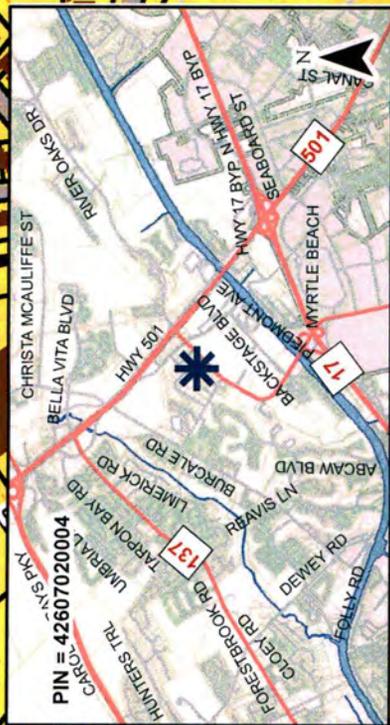
Date Advertised: 11/17/2019 Date Posted: 10/9/2019 # Property Owners Notified: 35 Date Notification Mailed: 11/17/2019 Report Date: 11/17/2019 BY: sm

Rezoning  
Case Number  
201910-002

Rezoning 3.57 acres  
from HC & RCS to RE4



Rezoning  
Case Number  
2019-10-002



Rezoning 3.57 acres  
from HC & RCS to RE4

COUNTY OF HORRY )  
 )  
STATE OF SOUTH CAROLINA )

Ordinance 08-2020

**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 44207020008 FROM MOBILE HOME PARK (MHP) TO MULTI-RESIDENTIAL THREE (MRD3)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Mobile Home Park (MHP) to Multi-Residential Three (MRD3) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 44207020008 and currently zoned Mobile Home Park (MHP) is herewith rezoned to Multi-Residential Three (MRD3).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this 18<sup>th</sup> day of February, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1	Bill Howard, District 2
Dennis DiSabato, District 3	Gary Loftus, District 4
Tyler Servant, District 5	Cam Crawford, District 6
Orton Bellamy, District 7	Johnny Vaught, District 8
W. Paul Prince, District 9	Danny Hardee, District 10
Al Allen, District 11	

Attest:

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

First Reading: January 21, 2020  
 Second Reading: February 4, 2020  
 Third Reading: February 18, 2020

Rezoning Review Sheet



**PROPERTY INFORMATION**

Applicant	NFP Holdings LLC (Energov # 047405)	Rezoning Request #	2019-11-006
PIN #	44207020008	County Council District #	4 - Loftus
Site Location	Leon Cir in Myrtle Beach	Staff Recommendation	Approval
Property Owner Contact	NFP Holdings LLC	PC Recommendation	Unanimous Approval
		Size (in acres) of Request	3.47

**ZONING DISTRICTS**

Current Zoning	MHP
Proposed Zoning	MRD3
Proposed Use	Townhomes

**LOCATION INFORMATION**

Flood and Wetland Information	X
Public Health & Safety (EMS/fire) in miles	5.75
Utilities	Public
Character of the Area	Residential

**ADJACENT PROPERTIES**

MHP	HC	HC
MHP	Subject Property	MHP
MHP	MHP	MHP

**COMMENTS**

Comprehensive Plan District: Mixed Use	Overlay/Area Plan: None
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**Discussion:** The applicant is requesting to rezone to develop a 41 unit townhome community on a residential lot currently zoned for a mobile home park. As shown, the project would have a gross density of 12.10 units/ac. The project will not incorporate sustainable design criteria and the preliminary wetlands assessment does not identify any wetlands on site. An existing right of way oriented along the perimeter of the project provides access to the adjacent parcel and is shown to remain. The applicant is proposing to pay a fee-in lieu of a portion of the required open space (14,600 sq ft.)

Myrtle Beach International Airport is located within the immediate vicinity and the City of Myrtle Beach is adjacent to neighborhood but did not express interest in bringing this parcel into the municipality by annexation. Several properties within the immediate area were rezoned to MSF6 although the majority of the parcels are zoned MHP.

Public Comment: 1/2/2020 There was no public input. John Newman was present to address questions and concerns.

**TRANSPORTATION INFORMATION**

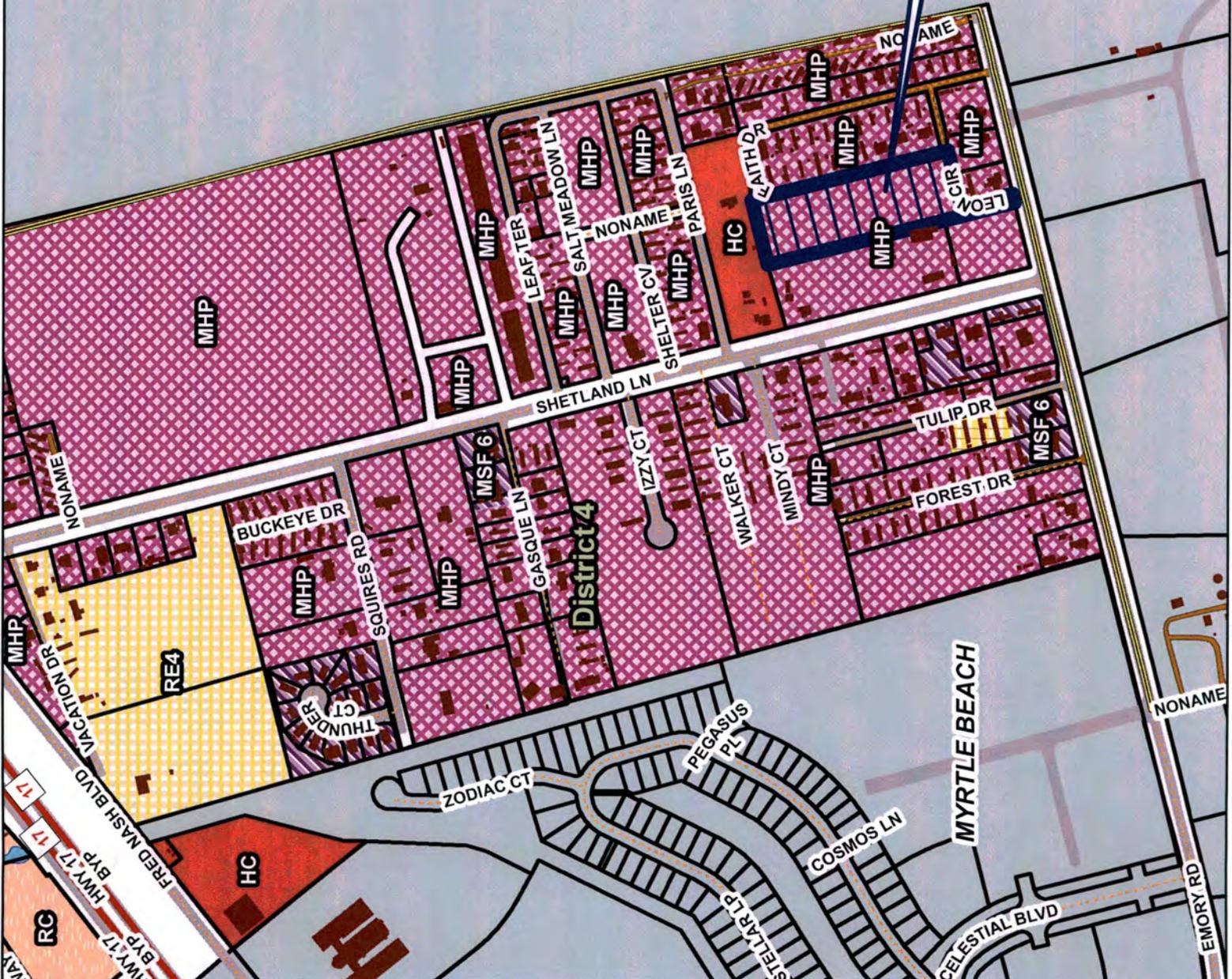
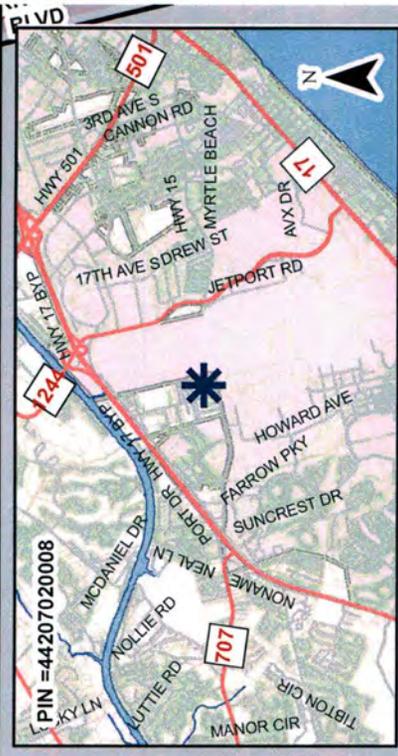
Daily Trips based on existing use / Max Daily Trips based on current zoning	0 / 110	Existing Road Conditions	Private
Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning	228 / 228	Rd, Station, Traffic AADT (2017) % Road Capacity	SC 707, Station 103 46,000 AADT 65%-70%
Proposed Improvements			

**DIMENSIONAL STANDARDS**

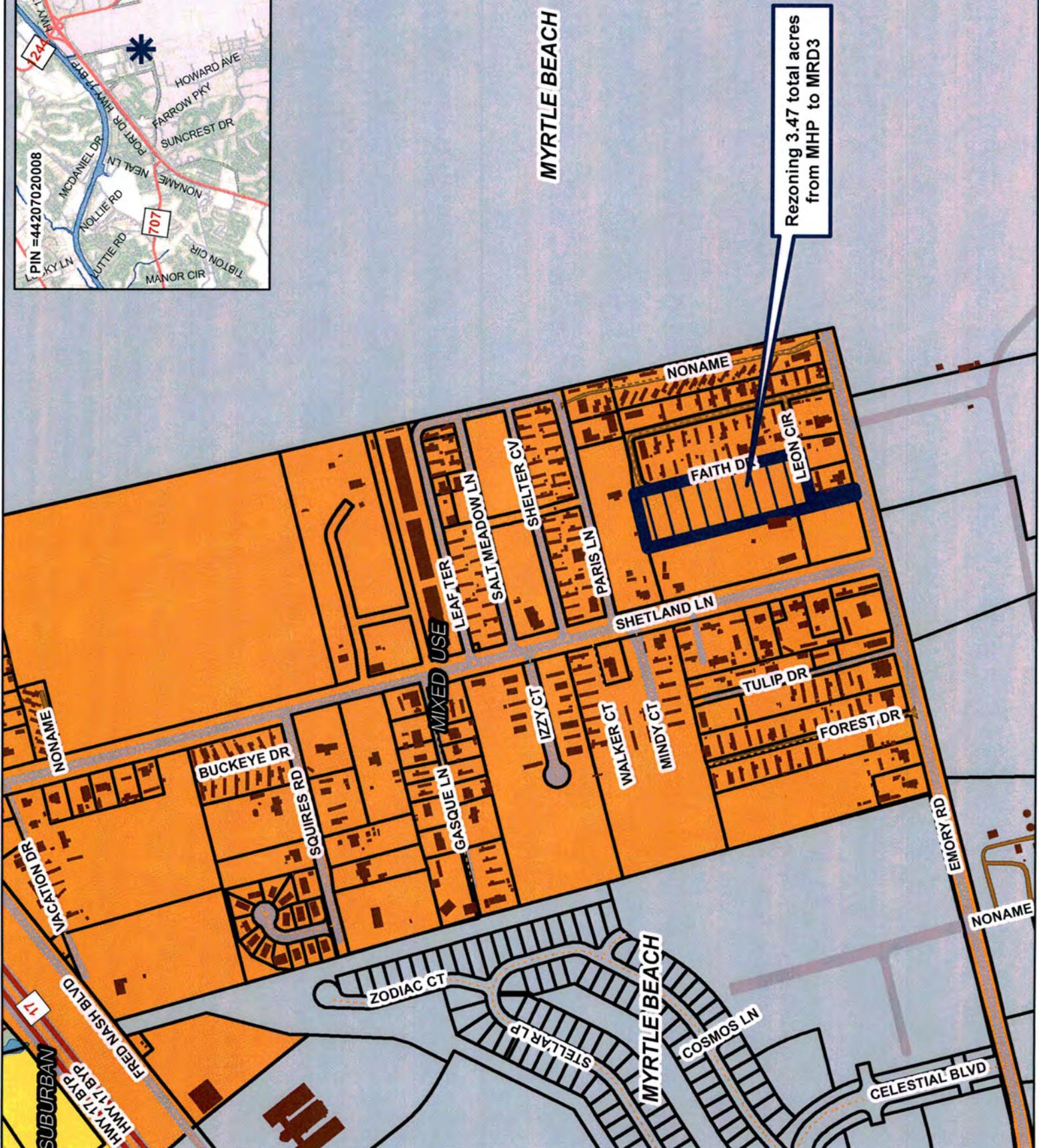
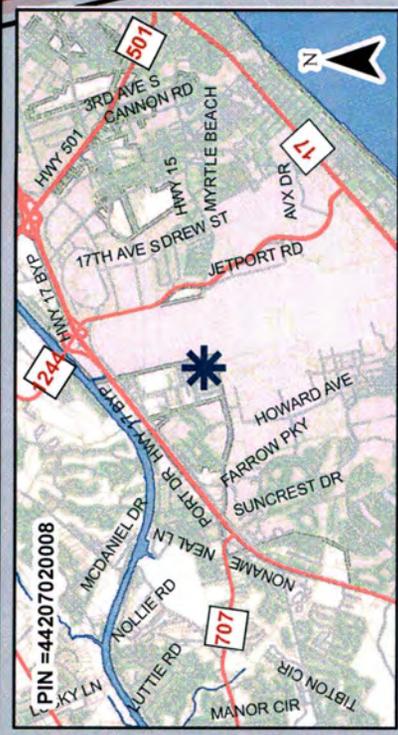
	Requested	Current	Adjacent	Adjacent	Adjacent	Adjacent
	MRD3	MHP	MHP	HC		
Min. Lot Size (in square feet)	0.75 ac	5 ac	5 ac	10,000		
Front Setback	25 Exterior	35'	35'	50		
Side Setback	25 Exterior	20' separation	20' separation	10		
Rear Setback	25 Exterior	25'	25'	15		
Bldg. Height	40	35'	35'	120		

Date Advertised: 11/14/19 Date Posted: 11/14/19 # Property Owners Notified: 17 Date Notification Mailed: 11/14/19 Report Date: 11/14/19 BY: sm





Rezoning 3.47 total acres  
from MHP to MRD3



COUNTY OF HORRY

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Ordinance 09-2020

STATE OF SOUTH CAROLINA

**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 34900000027 FROM COMMERCIAL FOREST AGRICULTURE (CFA) TO MULTI RESIDENTIAL THREE (MRD3)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Commercial Forest Agriculture (CFA) to Multi-Residential Three (MRD3) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 34900000027 and currently zoned Commercial Forest Agriculture (CFA) is herewith rezoned to Multi-Residential Three (MRD3).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this 18<sup>th</sup> day of February, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1	Bill Howard, District 2
Dennis DiSabato, District 3	Gary Loftus, District 4
Tyler Servant, District 5	Cam Crawford, District 6
Orton Bellamy, District 7	Johnny Vaught, District 8
W. Paul Prince, District 9	Danny Hardee, District 10
Al Allen, District 11	

Attest:

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

First Reading: January 21, 2020  
Second Reading: February 4, 2020  
Third Reading: February 18, 2020

Rezoning Review Sheet



**PROPERTY INFORMATION**

Applicant	G3 Engineering (Energov # 047551)	Rezoning Request #	2019-12-002
PIN #	3490000027	County Council District #	9 - Prince
Site Location	Hwy 90 in Little River	Staff Recommendation	Approval
Property Owner Contact	Little River Group Six LLC	PC Recommendation	Unanimous Approval
		Size (in acres) of Request	11.46

**ZONING DISTRICTS**

Current Zoning	CFA
Proposed Zoning	MRD3
Proposed Use	Fee-simple Townhomes

**LOCATION INFORMATION**

Flood and Wetland Information	X	PUD	PUD	PUD
Public Health & Safety (EMS/fire) in miles	2.25 (Fire)	CFA	Subject Property	GR
Utilities	Public	MSF6	SF6	SF6
Character of the Area	Residential			

**ADJACENT PROPERTIES**

**COMMENTS**

Comprehensive Plan District: Suburban & Mixed Use	Overlay/Area Plan: North East Area Transportation
---------------------------------------------------	---------------------------------------------------

**Discussion:** The applicant is requesting to rezone to MRD3 to allow for an 89 unit, fee-simple townhome community. The project will have a gross density of 7.8 units/ac and will not incorporate sustainable development criteria. The subject parcel is shown to have approximately 1.13 acres of wetland and is directly adjacent to a 50' SCDOT drainage easement. Additionally, a 38' sewer easement is shown to bifurcate the property. External sidewalks along Hwy 90 will be required. The subject parcel is currently vacant CFA land that is surrounded by residential development. Immediately adjacent to this property is the Carriage Lakes PUD which consists of 150 single family lots and has a gross density of 1.18 units/ac. On the opposing side of Hwy 90, Royal Estates is an SF6 zoned residential community consisting of 101 units with a gross density of 3.5 units/ac. Merritt Park is a GR zoned multi-family project in close proximity and consists of 88 units with a gross density of 15.23 units per acre.

**Public Comment:** The applicant held a meeting with the carriage lakes community on 12/19/19. The applicant has stated that he will provide additional evergreen plantings along the rear of the property in addition to the required 6' privacy fence. 1/2/2020 Catherine Burdt, Joseph Cavano, and Dorothy McCawley spoke in opposition of the request. Their concerns were traffic, stormwater and density. Felix Pitts was present to address questions and concerns.

**TRANSPORTATION INFORMATION**

Daily Trips based on existing use / Max Daily Trips based on current zoning	0 / 500	Existing Road Conditions	State, Paved, Two Lane
Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning	534 / 534	Rd, Station, Traffic AADT (2018) % Road Capacity	SC 90 , Station 227 12,300 AADT 85% - 95%
Proposed Improvements	The applicant has provided 62.5' from the existing centerline of SC HWY 90 for future improvements to the corridor.		

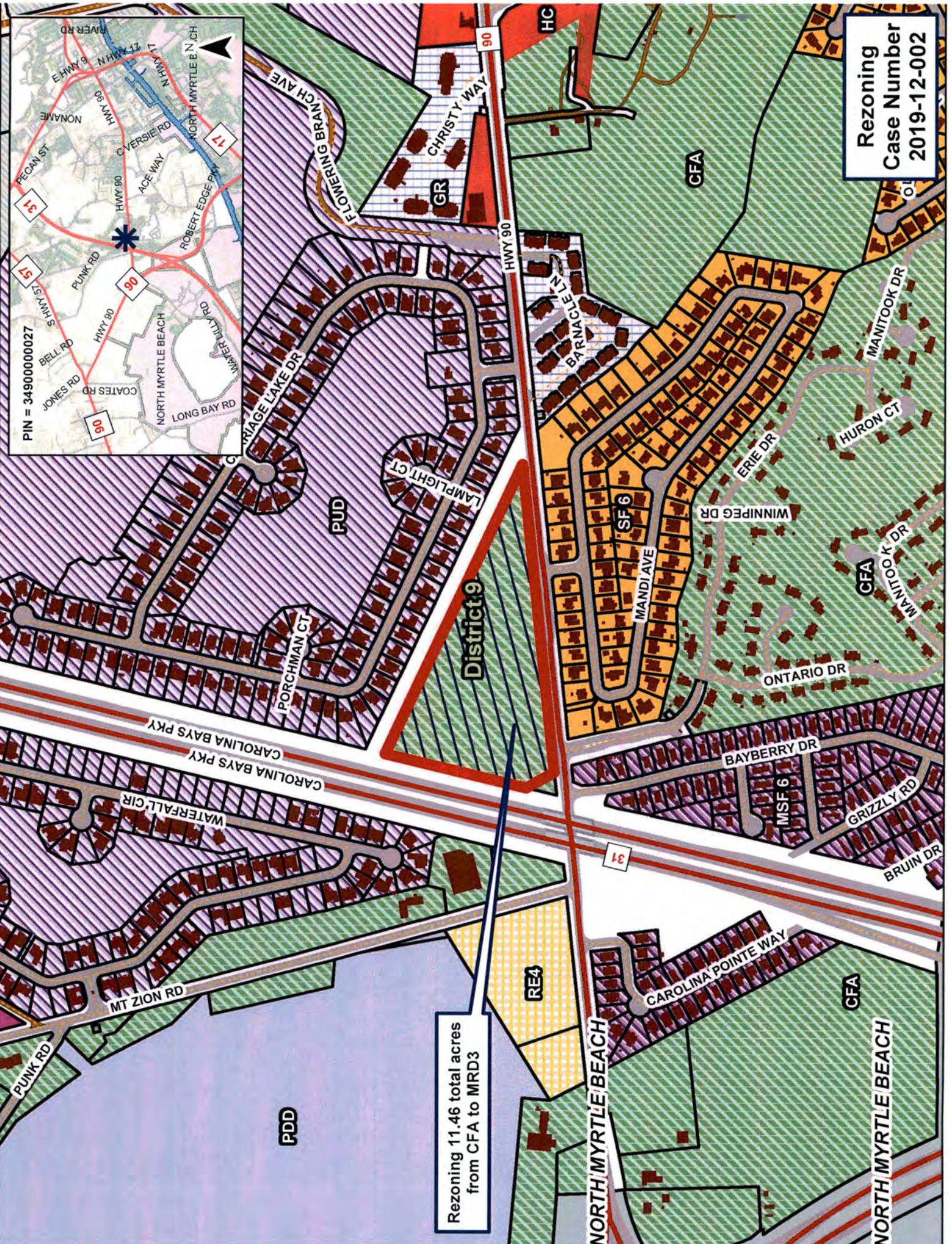
**DIMENSIONAL STANDARDS**

	Requested	Current	Adjacent	Adjacent	Adjacent	Adjacent
	MRD3	CFA (Com/Res)	Carriage Lake (PUD)	Merritt Park (GR)	SF6	
Min. Lot Size (in square feet)	0.75 ac	43,560/21,780	7,500	43,560	6,000	
Front Setback	25	60/25	20	30	20	
Side Setback	10	25/10	5	20	10	
Rear Setback	15	40/15	10	20	15	
Bldg. Height	120	35	35	120	35	

Date Advertised: 12/12/19 Date Posted: 12/12/19 # Property Owners Notified: 158 Date Notification Mailed: 12/12/19 Report Date: 12/12/19 BY: sm



Rezoning  
Case Number  
2019-12-002

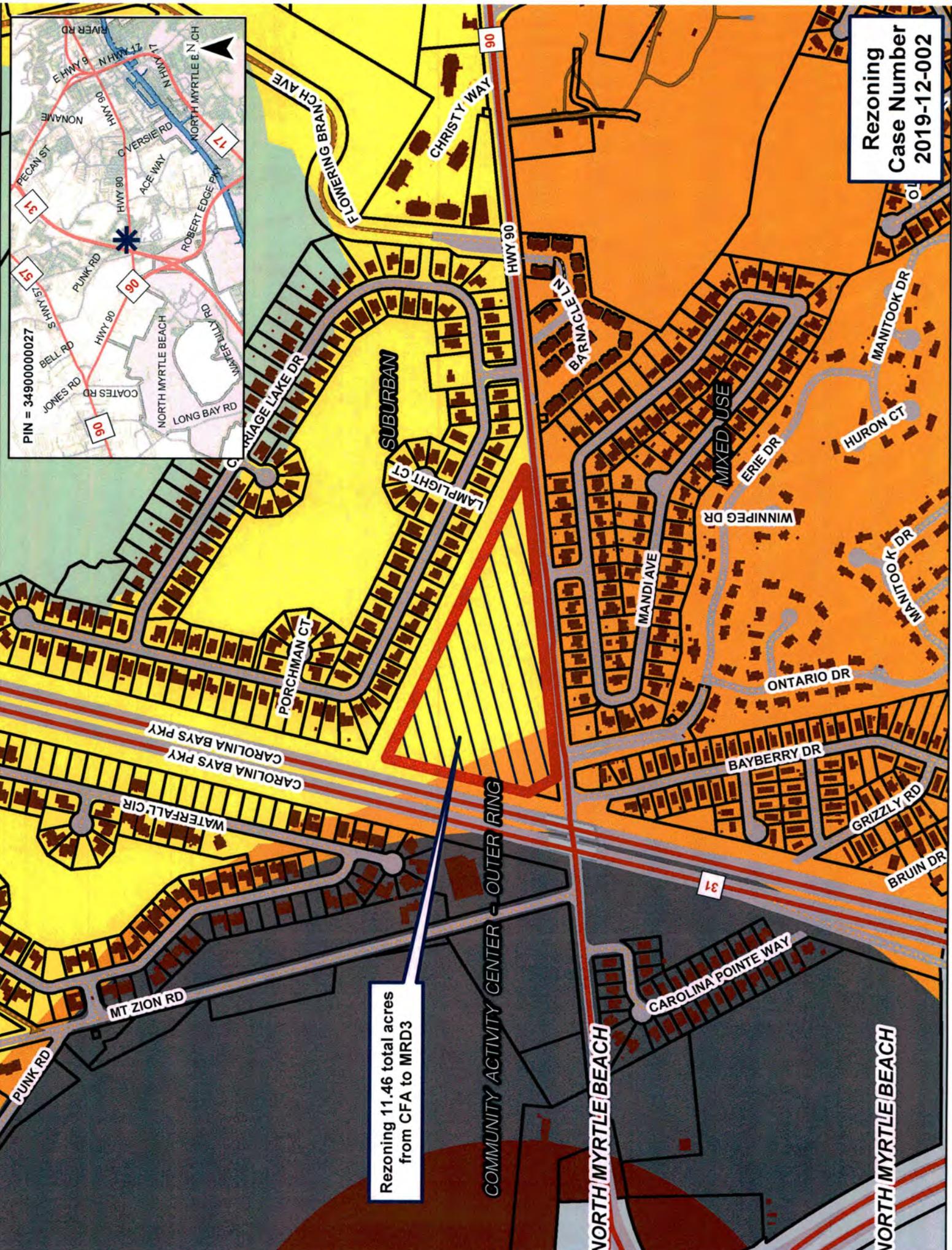
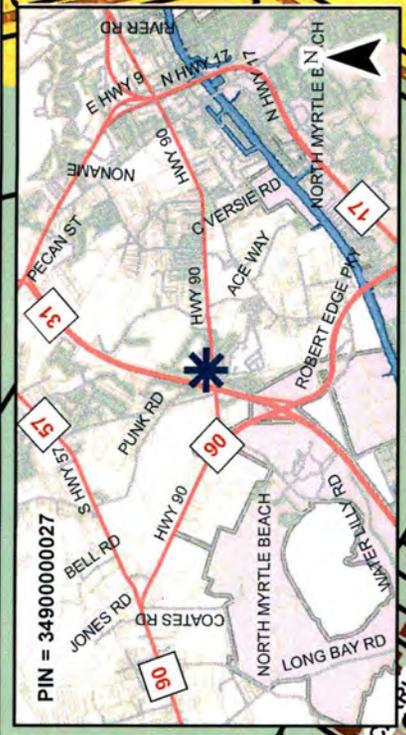


Rezoning 11.46 total acres  
from CFA to MRD3

NORTH MYRTLE BEACH

NORTH MYRTLE BEACH

Rezoning  
Case Number  
2019-12-002



Rezoning 11.46 total acres  
from CFA to MRD3

COMMUNITY ACTIVITY CENTER - OUTER RING

NORTH MYRTLE BEACH

NORTH MYRTLE BEACH

COUNTY OF HORRY

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Ordinance 10-2020

STATE OF SOUTH CAROLINA

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**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 29711020032 FROM LIMITED FOREST AGRICULTURE (LFA) TO RESIDENTIAL (MSF14.5)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Limited Forest Agriculture (LFA) to Residential (MSF14.5) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 29711020032 and currently zoned Limited Forest Agriculture (LFA) is herewith rezoned to Residential (MSF14.5).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this 18<sup>th</sup> day of February, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1  
Dennis DiSabato, District 3  
Tyler Servant, District 5  
Orton Bellamy, District 7  
W. Paul Prince, District 9  
Al Allen, District 11

Bill Howard, District 2  
Gary Loftus, District 4  
Cam Crawford, District 6  
Johnny Vaught, District 8  
Danny Hardee, District 10

Attest:

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

First Reading: January 21, 2020  
Second Reading: February 4, 2020  
Third Reading: February 18, 2020

Rezoning Review Sheet



**PROPERTY INFORMATION**

Applicant	Tyler Mann (Energov # 047618)	Rezoning Request #	2019-12-004
PIN #	29711020032	County Council District #	10 - Hardee
Site Location	Missouria Ln in Conway	Staff Recommendation	Approval
Property Owner Contact	Tyler Mann	PC Recommendation	Unanimous Approval
		Size (in acres) of Request	1.40

**ZONING DISTRICTS**

Current Zoning	LFA
Proposed Zoning	MSF14.5
Proposed Use	Residential

**LOCATION INFORMATION**

Flood and Wetland Information	X
Public Health & Safety (EMS/fire) in miles	4.5 (Fire)
Utilities	Public
Character of the Area	Residential

**ADJACENT PROPERTIES**

LFA	LFA	MSF20
LFA	Subject Property	MSF20
MSF14.5	MSF20	MSF20

**COMMENTS**

Comprehensive Plan District: Rural	Overlay/Area Plan:
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**Discussion:** The applicant is requesting to rezone to create 4 single family lots. Directly adjacent on the opposite side of Missouria Lane are properties zoned MSF 20. Adjacent to those, Williamson Circle is a MSF10 zoned subdivision. Lots within the existing subdivision range from 12,500 sq. ft. to 35,000 sq. ft. with an average lot size of 19,603 sq. ft. There is MSF14.5 zoned property along the Hwy 905 corridor.

**Public Comment:** 1/2/2020 There was no public input. Tyler Mann was present to address questions and concerns.

**TRANSPORTATION INFORMATION**

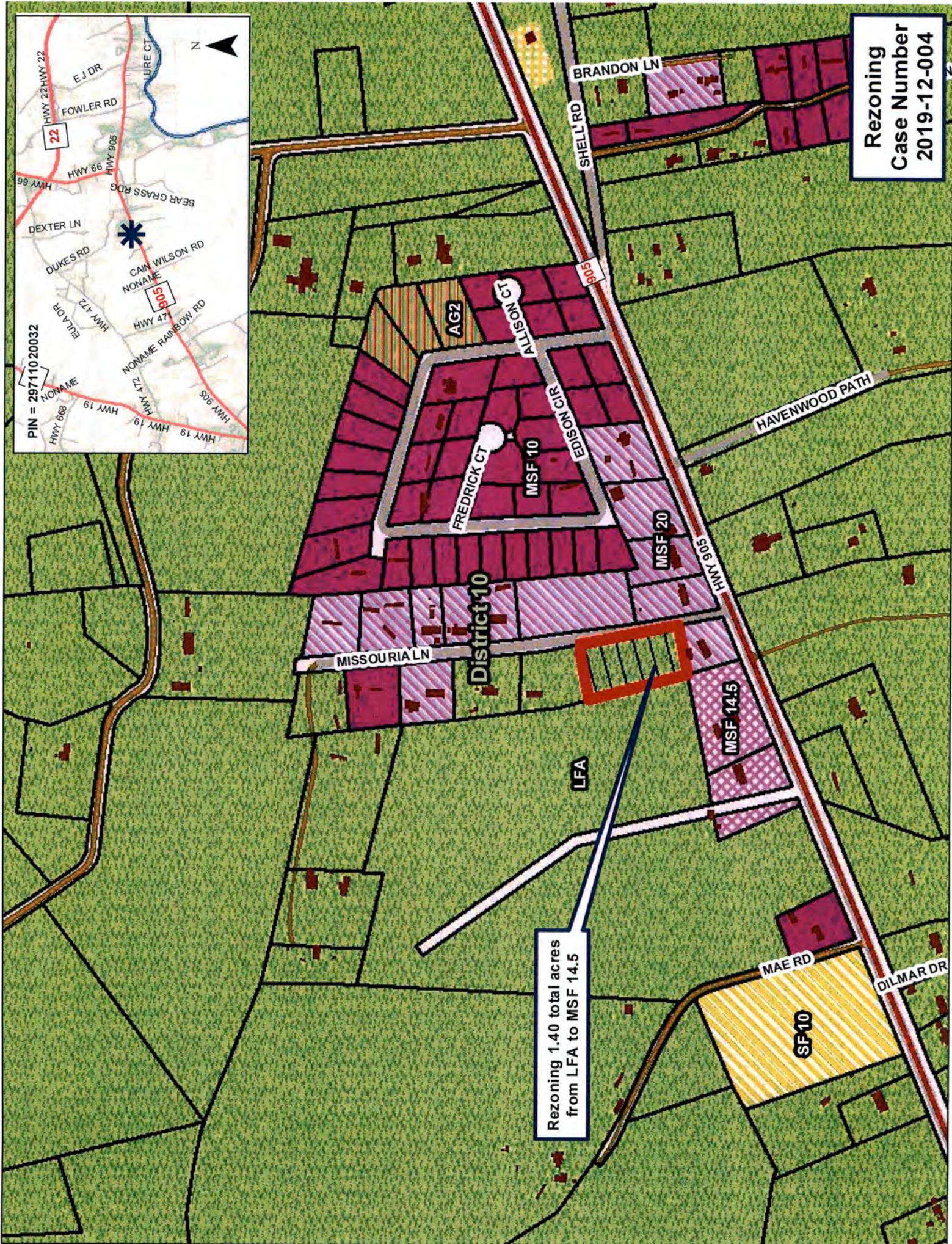
Daily Trips based on existing use / Max Daily Trips based on current zoning	0 / 8	Existing Road Conditions	County, Paved, Two Lane
Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning)	32 / 32	Rd, Station, Traffic AADT (2018) % Road Capacity	SC 905 , Station 253 6,000 AADT 50% - 55%
Proposed Improvements			

**DIMENSIONAL STANDARDS**

	Requested	Current	Adjacent	Adjacent	Adjacent	Adjacent
	MSF14.5	LFA	LFA	MSF20	MSF14.5	
Min. Lot Size (in square feet)	14,500	43,560	43,560	20,000	14,500	
Front Setback	25	60	60	40	25	
Side Setback	10	25	25	15	10	
Rear Setback	15	40	40	25	15	
Bldg. Height	35	35	35	35	35	

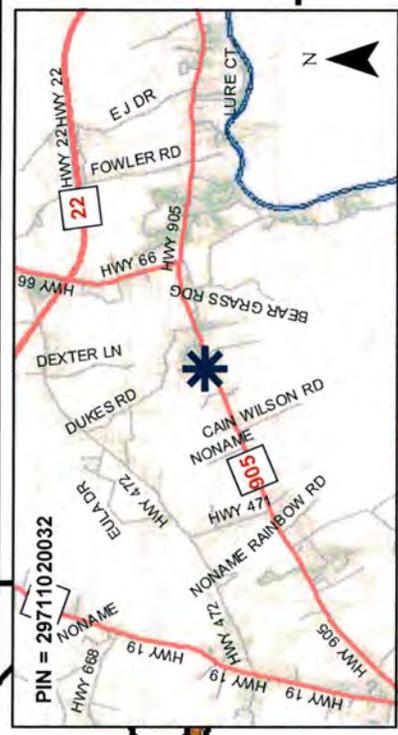
Date Advertised: 12/12/19    Date Posted: 12/12/19    # Property Owners Notified: 22    Date Notification Mailed: 12/12/19    Report Date: 12/12/19    BY: sm

Rezoning  
Case Number  
2019-12-004



Rezoning 1.40 total acres  
from LFA to MSF 14.5

Rezoning  
Case Number  
2019-12-004



Rezoning 1.40 total acres  
from LFA to MSF 14.5

SCENIC & CONSERVATION

SCENIC & CONSERVATION

District 10

RURAL

MISSOURIA LN

BRANDON LN

SHELL RD

HAVENWOOD PATH

MAE RD

DILMAR DR

ALLISON CT

EPSILON CIR

FREDRICK CT

HWY 905

COUNTY OF HORRY

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Ordinance 11-2020

STATE OF SOUTH CAROLINA

**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 3270000042 FROM FOREST AGRICULTURE (FA) TO RESIDENTIAL (SF10)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Forest Agriculture (FA) to Residential (SF10) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:** Parcel(s) of land identified by PIN 3270000042 and currently zoned Forest Agriculture (FA) is herewith rezoned to Residential (SF10).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this 18<sup>th</sup> day of February, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1  
Dennis DiSabato, District 3  
Tyler Servant, District 5  
Orton Bellamy, District 7  
W. Paul Prince, District 9  
Al Allen, District 11

Bill Howard, District 2  
Gary Loftus, District 4  
Cam Crawford, District 6  
Johnny Vaught, District 8  
Danny Hardee, District 10

Attest:

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

First Reading: January 21, 2020  
Second Reading: February 4, 2020  
Third Reading: February 18, 2020

Rezoning Review Sheet



**PROPERTY INFORMATION**

Applicant	Robert E Turner, IV, PE (Energov # 047611)	Rezoning Request #	2019-12-003
PIN #	32700000042	County Council District #	11 - Allen
Site Location	Hwy 548 in Conway	Staff Recommendation	Approval
Property Owner Contact	Arthur B Jordan Jr ETAL	PC Recommendation	Unanimous Approval
		Size (in acres) of Request	58.1

**ZONING DISTRICTS**

Current Zoning	FA
Proposed Zoning	SF10
Proposed Use	Residential

**LOCATION INFORMATION**

Flood and Wetland Information	X
Public Health & Safety (EMS/fire) in miles	4.8 (Fire/Medic)
Utilities	Public
Character of the Area	Residential

**ADJACENT PROPERTIES**

SF10	FA	FA
FA	Subject Property	FA
CFA	CFA	CFA

**COMMENTS**

Comprehensive Plan District: Rural	Overlay/Area Plan: Airport Environs Overlay
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**Discussion:** The applicant is requesting to rezone to allow for a 141 lot residential community and is located at the headwaters of the Crab Tree watershed. The project contains approximately 2 acres of wetlands and will have a gross density of 2.43 units/ac. The project proposes two access points onto Hwy 548. One being an existing public right of way named Wilbur Rd. The project will be required to provide the upgrade easements and improvements to Wilbur Rd. Located directly adjacent on the East, is the SF10 zoned Cottage Creek subdivision. Cottage Creek consists of 79 lots, one point of access onto Wayside Rd and a gross density of 2.83 units/ac. Approximately .5 miles east, rezoning request 2019-05-006 was approved request for SF10 for 60 lots with a gross density of 2.41 units/ac. 2006-02-012 rezoned 66.92 acres (Windsor Farms) from FA to SF8.5. The current master plan for Windsor Farms proposes 186 lots with a gross density of 2.82 units/ac.

"Recognizing the fact that the Comprehensive Plan is a living document that requires modification and change, those involved in evaluating requested changes in zoning districts on the zoning map shall take into consideration the surrounding zoning and existing land uses when deciding whether the requested land use districts shall be approved." IMAGINE 2040- LANDUSE 11.16

**Public Comment:** 1/2/2020 There was no public input. Robert Turner was present to address questions and concerns.

**TRANSPORTATION INFORMATION**

Daily Trips based on existing use / Max Daily Trips based on current zoning	0 / 250	Existing Road Conditions	State, Paved, Two Lane
Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning)	1144 / 1280	Rd, Station, Traffic AADT (2017) % Road Capacity	S 548, Station 667 2,900 AADT 20% - 25%
Proposed Improvements			

**DIMENSIONAL STANDARDS**

	Requested	Current	Adjacent	Adjacent	Adjacent	Adjacent
	SF10	FA (Com/Res)	SF10	CFA (Com/Res)	FA (Com/Res)	
Min. Lot Size (in square feet)	10,000	43,560/21,780	10,000	43,560/21,780	43,560/21,780	
Front Setback	25	60/25	25	60/25	60/25	
Side Setback	10	25/10	10	25/10	25/10	
Rear Setback	15	40/15	15	40/15	40/15	
Bldg. Height	35	35	35	35	35	

Date Advertised: 12/12/19 Date Posted: 12/12/19 # Property Owners Notified: 51 Date Notification Mailed: 12/12/19 Report Date: 12/12/19 BY: sm



PROJECT NAME: HIGHWAY 548 RESIDENTIAL SUBDIVISION  
 PROJECT ACREAGE: 58.1  
 CURRENT ZONING: FA PROPOSED ZONING: SF10  
 PROJECT DENSITY: 2.43 LOTS /ACRE  
 NUMBER OF LOTS: 141  
 MINIMUM LOT SIZE: 10,000 SF  
 MINIMUM LOT DIMENSIONS: 70' X 143'



LOCATION MAP  
 1" = 2000'



SC HIGHWAY 548 ( 60' PUBLIC R/W)

Water distribution by Backstop Water Systems, Inc.  
 Sanitary Sewer collection by Grand Strand Water and Sewer Authority

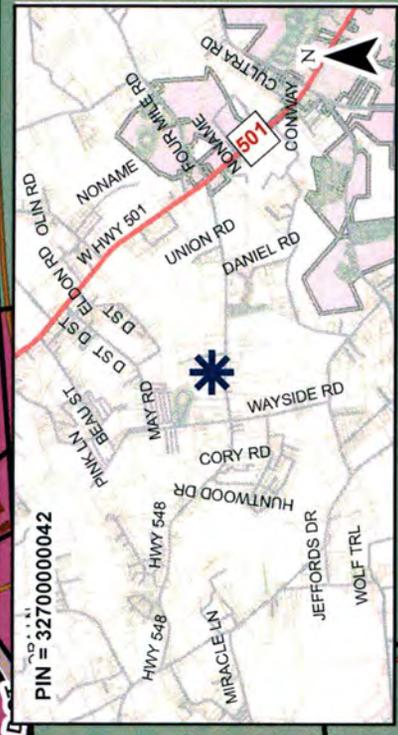


November, 2019  
 Revised: December 18, 2019

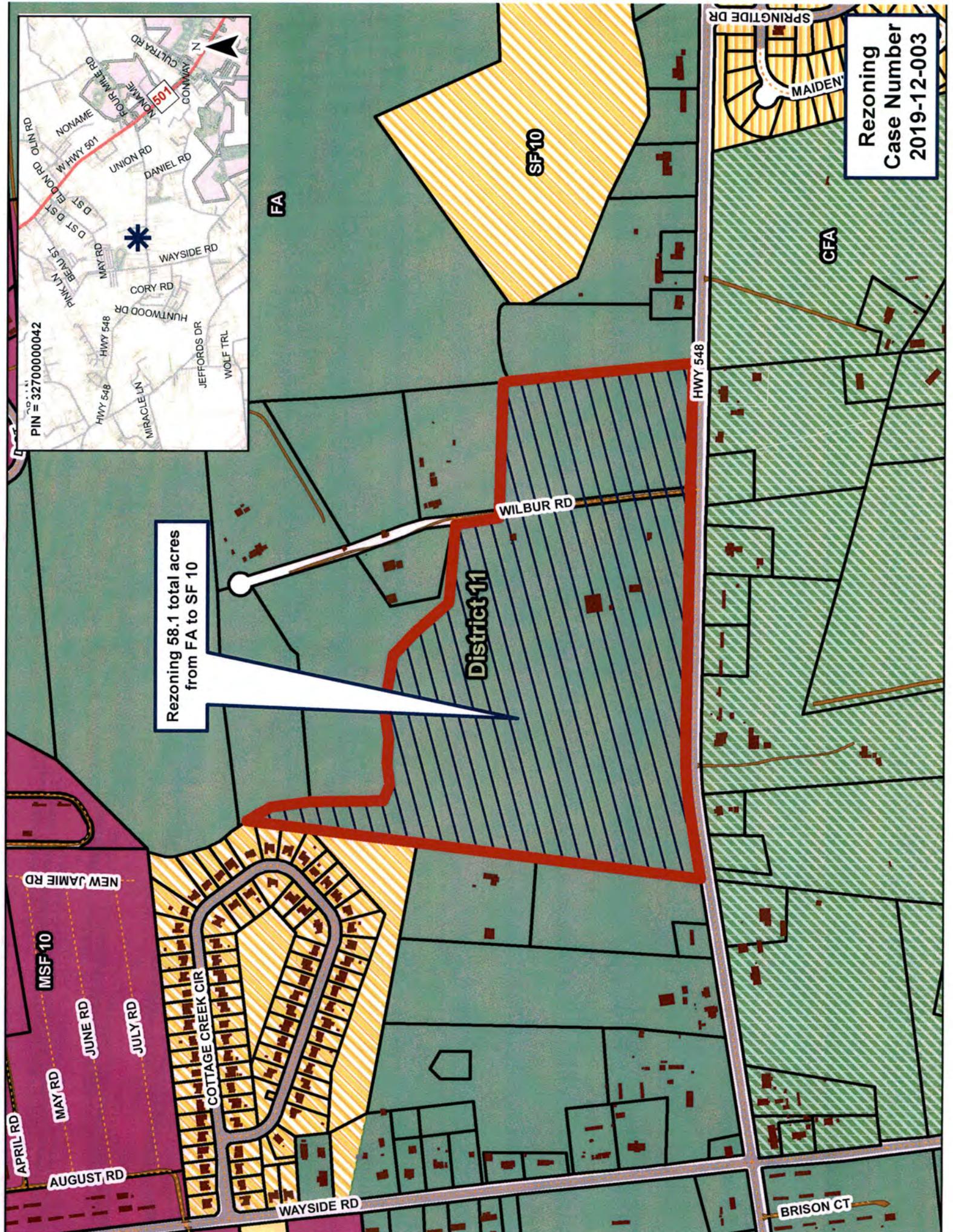
REZONING EXHIBIT - PIN 327-00-00-0042  
 Horry County, SC

Arthur B. Jordan, Jr.

Rezoning  
Case Number  
2019-12-003



Rezoning 58.1 total acres  
from FA to SF 10



COUNTY OF HORRY

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Ordinance 18-2020

STATE OF SOUTH CAROLINA

**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 47002030029, 47002030030, 47002030031, 47002030033, AND 47002030034 FROM RESIDENTIAL (MSF10) TO MULTI-RESIDENTIAL THREE (MRD3)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Residential (MSF10) to Multi-Residential Three (MRD3) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 47002030029, 47002030030, 47002030031, 47002030033, and 47002030034 currently zoned Residential (MSF10) is herewith rezoned to Multi-Residential Three (MRD3).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1	Bill Howard, District 2
Dennis DiSabato, District 3	Gary Loftus, District 4
Tyler Servant, District 5	Cam Crawford, District 6
Orton Bellamy, District 7	Johnny Vaught, District 8
W. Paul Prince, District 9	Danny Hardee, District 10
Al Allen, District 11	

Attest:

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

First Reading: February 18, 2020  
Second Reading:  
Third Reading

Rezoning Review Sheet



**PROPERTY INFORMATION**

<b>Applicant</b>	Venture Engineering, Inc. (Energov # 047853)	<b>Rezoning Request #</b>	2020-01-003
<b>PIN #</b>	47002030029, 47002030030, 47002030031, 47002030033, and 47002030034	<b>County Council District #</b>	5-Servant
<b>Site Location</b>	Corner of Atlantic Ave & Elizabeth Dr in Garden City	<b>Staff Recommendation</b>	
<b>Property Owner Contact</b>	KTAD Holdings, LLC	<b>PC Recommendation</b>	Deemed Approvable; Lack of Meeting
		<b>Size (in acres) of Request</b>	1.7

**ZONING DISTRICTS**

<b>Current Zoning</b>	MSF10
<b>Proposed Zoning</b>	MRD3
<b>Proposed Use</b>	Single Family Detached

**LOCATION INFORMATION**

<b>Flood and Wetland Information</b>	X & AE
<b>Public Health &amp; Safety (EMS/fire) in miles</b>	3 (Fire/Medic)
<b>Utilities</b>	Public
<b>Character of the Area</b>	Residential

**ADJACENT PROPERTIES**

MHP	MHP	MSF10
MHP	<b>Subject Property</b>	MSF10
MHP	MSF10	MSF10

**COMMENTS**

<b>Comprehensive Plan District:</b> Mixed Use	<b>Overlay/Area Plan:</b> Garden City Area/ Height Overlay
-----------------------------------------------	------------------------------------------------------------

**Discussion:** The applicant is requesting to rezone to allow additional residential development. The owner would like to redevelop five existing lots into 10 single family lots with a shared private drive providing access to lots 9 and 10. A portion of the lots fronting on Elizabeth Ave. are within the AE flood zone. The proposed flood zone encompasses all lots. Several Live Oak trees will need to be considered in the design as they are protected by county ordinance. MRD would not allow manufactured homes, however there are many in this area. The MRD zoning District would only allow single family development if rezoned.

The Garden City Area Plan/Height Overlay identifies this area as medium density residential. The area plan also encourages smaller lot sizes for single family detached development to discourage the development of Duplexes. The height overlay also limits structure height to 35'

**Rezoning request was deemed approvable by the Planning Commission as a result of no Planning Commission hearing.**

**Public Comment:**

**TRANSPORTATION INFORMATION**

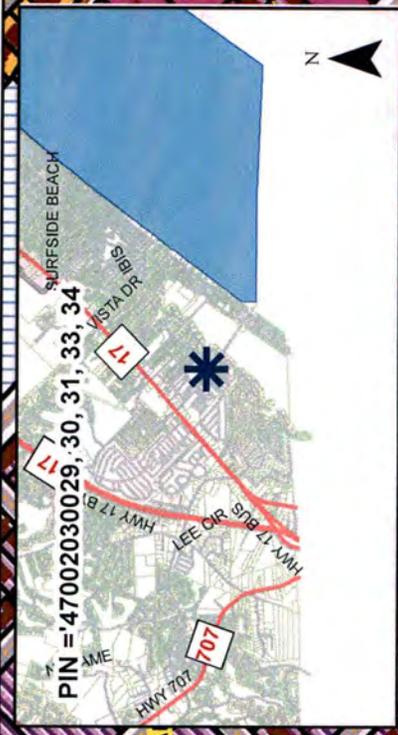
<b>Daily Trips based on existing use / Max Daily Trips based on current zoning</b>	32 / 48	<b>Existing Road Conditions</b>	State & County, Paved, Two Lane
<b>Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning)</b>	80 / 80	<b>Rd, Station, Traffic AADT (2018) % Road Capacity</b>	S 51, Station 407 10,500 AADT 70% - 75%
<b>Proposed Improvements</b>			

**DIMENSIONAL STANDARDS**

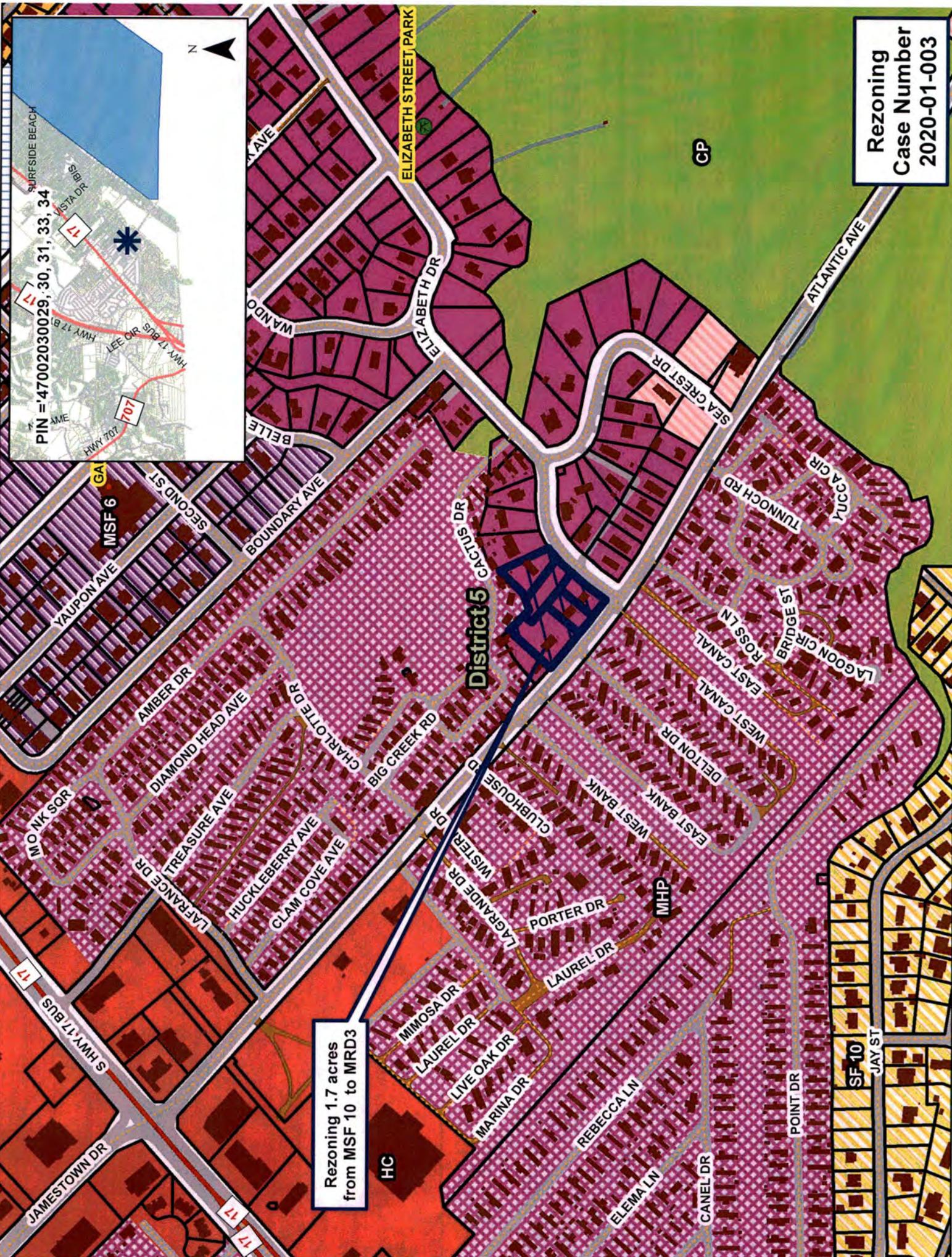
	<b>Requested</b>	<b>Current</b>	<b>Adjacent</b>	<b>Adjacent</b>	<b>Adjacent</b>	<b>Adjacent</b>
	MRD3	MSF10	MSF10			
<b>Min. Lot Size (in square feet)</b>	6,000	10,000	10,000			
<b>Front Setback</b>	25	25	25			
<b>Side Setback</b>	10	10	10			
<b>Rear Setback</b>	15	15	15			
<b>Bldg. Height</b>	35	35	35			

Date Advertised: 1/16/2020    Date Posted: 1/16/2020    # Property Owners Notified: 13    Date Notification Mailed: 1/16/2020    Report Date: 1/16/2020    BY: sm





Rezoning  
Case Number  
2020-01-003



Rezoning 1.7 acres  
from MSF 10 to MRD3

District 5

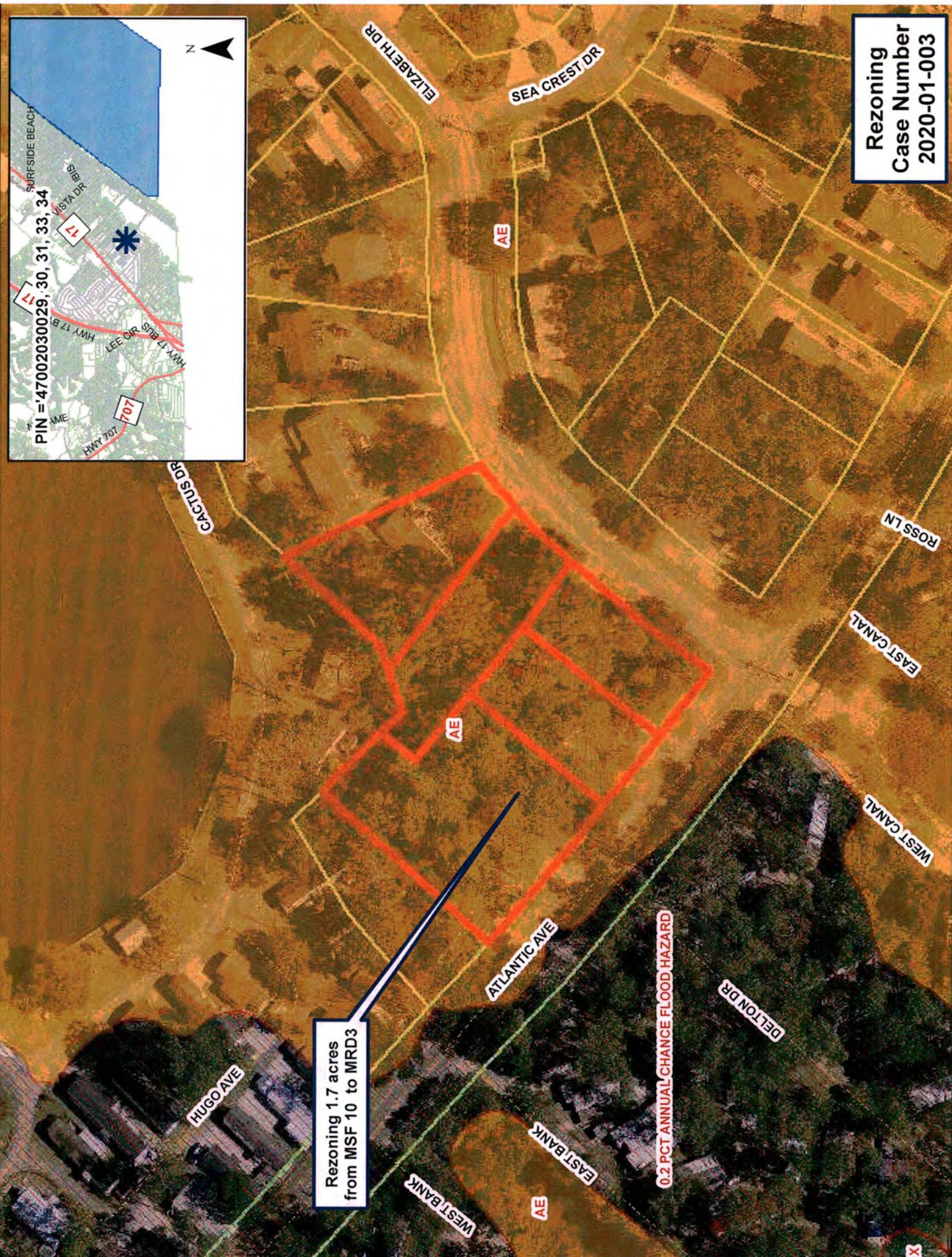
HC

MHP

SF 10

CP

Rezoning  
Case Number  
2020-01-003

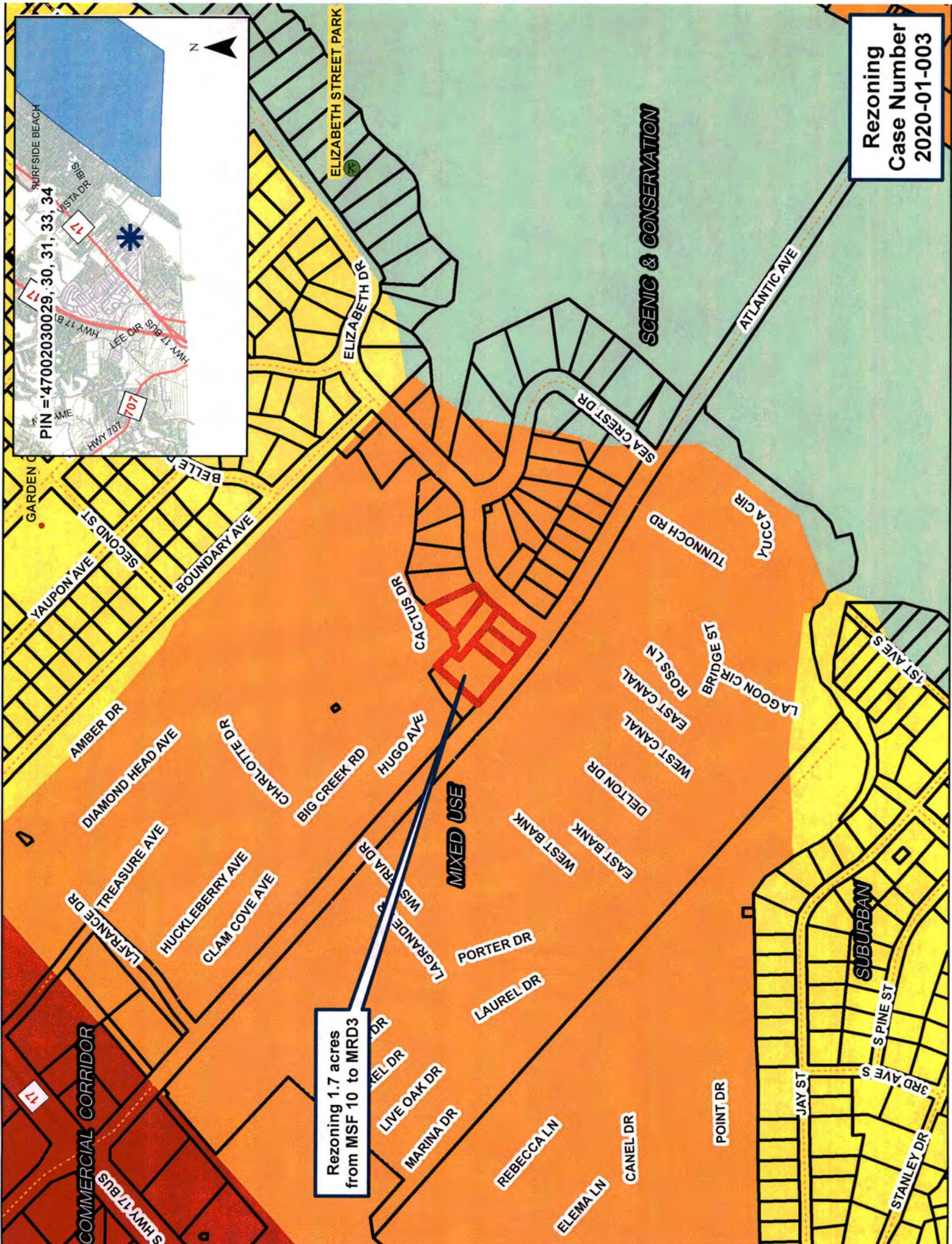


Rezoning 1.7 acres  
from MSF 10 to MRD3

0.2 PCT ANNUAL CHANCE FLOOD HAZARD



Rezoning  
Case Number  
2020-01-003



Rezoning 1.7 acres  
from MSF 10 to MRD3

COUNTY OF HORRY )

STATE OF SOUTH CAROLINA )

Ordinance 19-2020

**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 29400000045 FROM COMMERCIAL FOREST AGRICULTURE (CFA) TO GENERAL MANUFACTURING AND INDUSTRIAL (MA2)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Commercial Forest Agriculture (CFA) to General Manufacturing and Industrial (MA2) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 29400000045 and currently zoned Commercial Forest Agriculture (CFA) is herewith rezoned to General Manufacturing and Industrial (MA2).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

- |                              |                           |
|------------------------------|---------------------------|
| Harold G. Worley, District 1 | Bill Howard, District 2   |
| Dennis DiSabato, District 3  | Gary Loftus, District 4   |
| Tyler Servant, District 5    | Cam Crawford, District 6  |
| Orton Bellamy, District 7    | Johnny Vaught, District 8 |
| W. Paul Prince, District 9   | Danny Hardee, District 10 |
| Al Allen, District 11        |                           |

Attest:

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

First Reading: February 18, 2020  
Second Reading:  
Third Reading:

# Rezoning Review Sheet



## PROPERTY INFORMATION

<b>Applicant</b>	Michael Prince (Energov # 047827)	<b>Rezoning Request #</b>	2020-01-002
<b>PIN #</b>	2940000045	<b>County Council District #</b>	7 - Bellamy
<b>Site Location</b>	Wise Rd in Conway	<b>Staff Recommendation</b>	
<b>Property Owner Contact</b>	Charles B & Cecelia Snyder	<b>PC Recommendation</b>	Deemed Approvable; Lack of meeting
		<b>Size (in acres) of Request</b>	19.83

## ZONING DISTRICTS

<b>Current Zoning</b>	CFA
<b>Proposed Zoning</b>	MA2
<b>Proposed Use</b>	Power steering refurbishing & manufacturing

## LOCATION INFORMATION

<b>Flood and Wetland Information</b>	X	CFA	CFA	CFA
<b>Public Health &amp; Safety (EMS/fire) in miles</b>	4.25 (Fire)	CFA	Subject Property	CFA
<b>Utilities</b>	Public	CFA	CFA	CFA
<b>Character of the Area</b>	Commercial & Residential			

## ADJACENT PROPERTIES

## COMMENTS

<b>Comprehensive Plan District:</b> Rural Communities / Scenic & Conservation	<b>Overlay/Area Plan:</b> None
-------------------------------------------------------------------------------	--------------------------------

**Discussion:** The applicant is requesting to rezone to allow power steering refurbishing & manufacturing. The parcel is located 0.5 miles from the intersection of Wise Road and Hwy 701. While there are some commercial uses closer to Hwy 701, this parcel is surrounded by farmland and scattered residential. Rezoning Request #2019-09-001 was approved to allow general manufacturing and industrial with outdoor storage. Rezoning Request #2006-09-021 was a request to allow a residential development on 21.96 acres with a minimum lot size of 10,000 sf. That request was deferred at Planning Commission and later withdrawn due to community opposition.

This parcel is designated as **Rural Communities and Scenic & Conservation** in the **IMAGINE 2040** comprehensive plan and is located approximately 1.5 miles north of the **Homewood Economic Activity Center** identified near the intersection of US 701 and HWY 319.

**Rezoning request was deemed approvable by the Planning Commission as a result of no Planning Commission hearing.**

**Public Comment:**

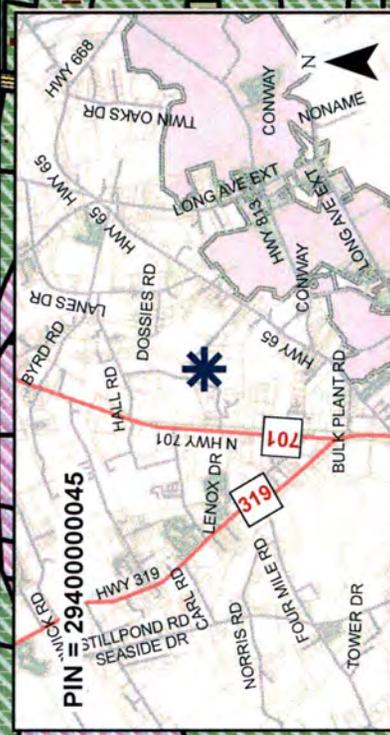
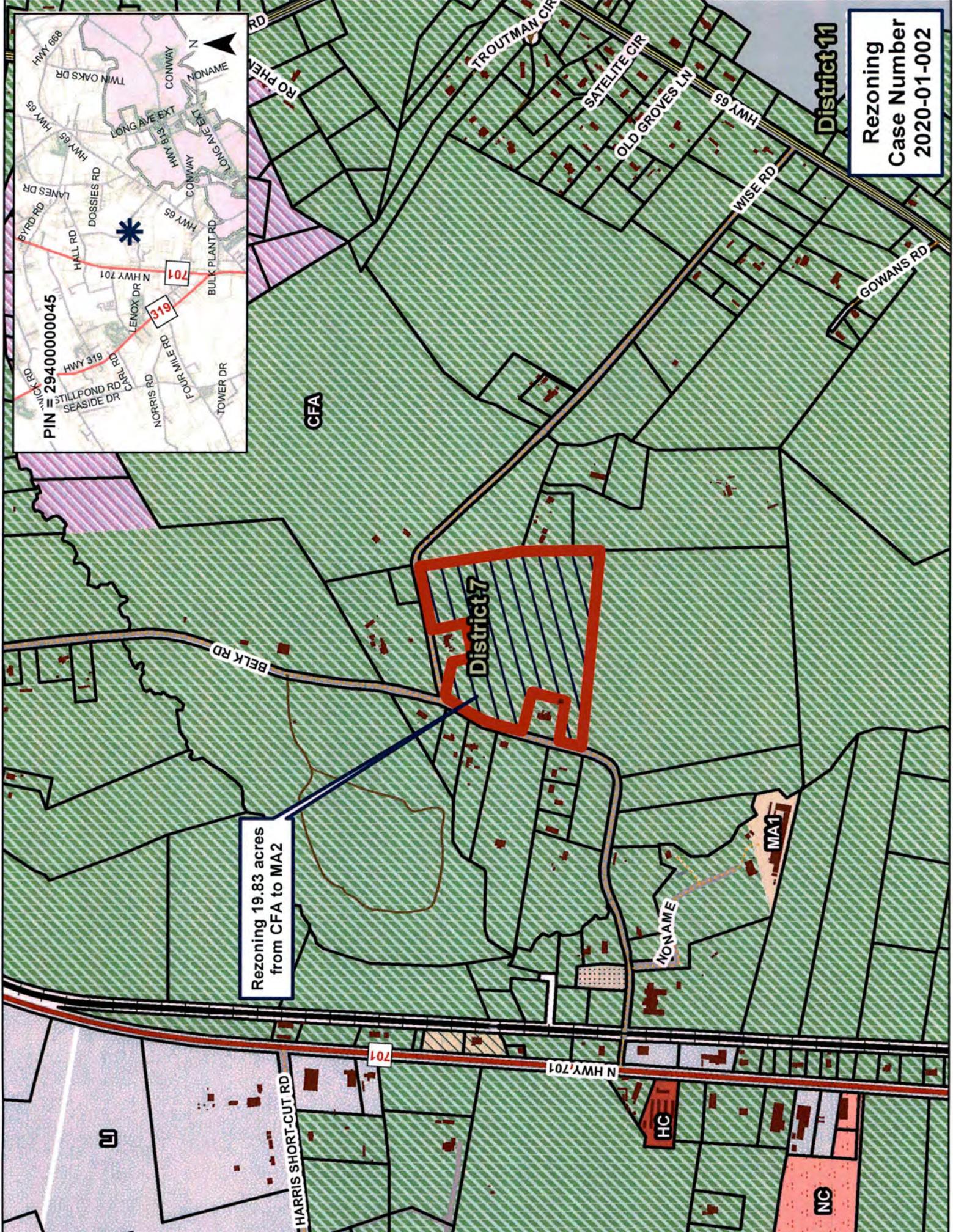
## TRANSPORTATION INFORMATION

<b>Daily Trips based on existing use / Max Daily Trips based on current zoning</b>	0 / 100	<b>Existing Road Conditions</b>	County, Paved, Two Lane
<b>Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning</b>	400 / 400	<b>Rd, Station, Traffic AADT (2018) % Road Capacity</b>	US 701, Station 187 12,500 AADT 75% - 80%
<b>Proposed Improvements</b>			

## DIMENSIONAL STANDARDS

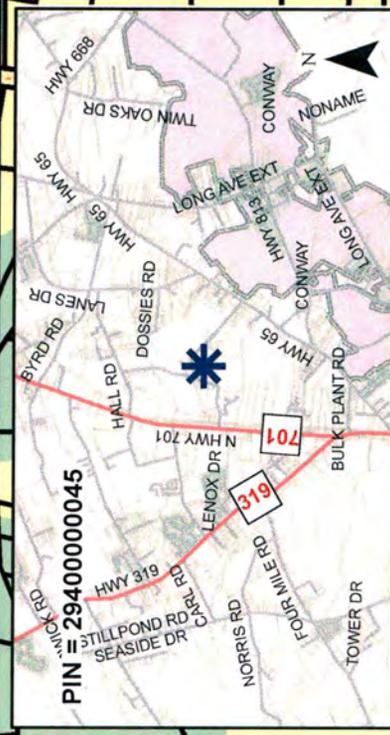
	Requested	Current	Adjacent	Adjacent	Adjacent	Adjacent
	MA2	CFA (Com/Res)	CFA (Com/Res)			
<b>Min. Lot Size (in square feet)</b>	21,780	43,560/21,780	43,560/21,780			
<b>Front Setback</b>	50	60/25	60/25			
<b>Side Setback</b>	25	25/10	25/10			
<b>Rear Setback</b>	25	40/15	40/15			
<b>Bldg. Height</b>	75	35	35			

Date Advertised: 1/16/2020 Date Posted: 1/16/2020 # Property Owners Notified: 19 Date Notification Mailed: 1/16/2020 Report Date: 1/16/2020 BY: sm

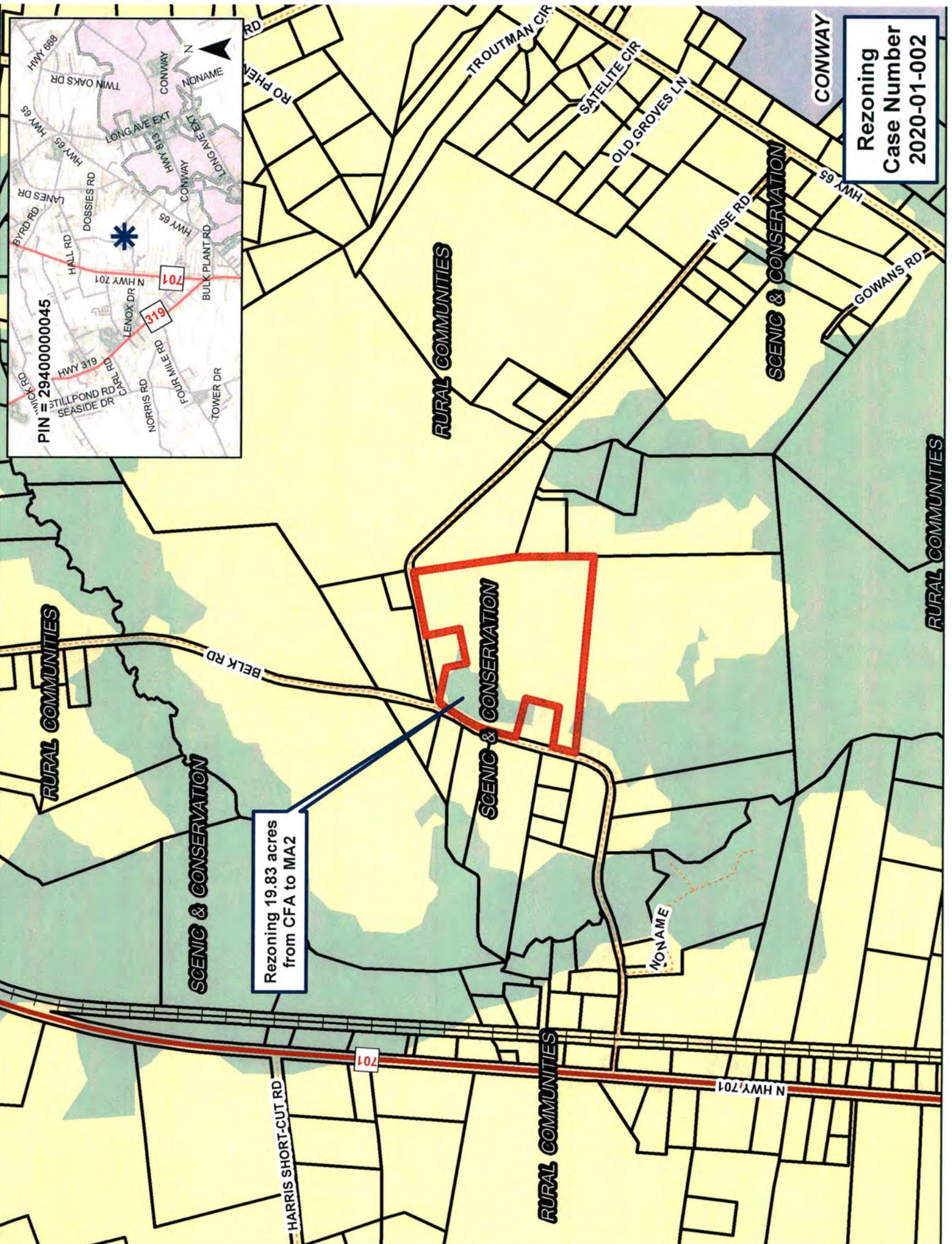


Rezoning 19.83 acres  
from CFA to MAJ

Rezoning  
Case Number  
2020-01-002



Rezoning  
Case Number  
2020-01-002



Rezoning 19.83 acres  
from CFA to MA2

RURAL COMMUNITIES

SCENIC & CONSERVATION

RURAL COMMUNITIES

SCENIC & CONSERVATION

CONWAY

RURAL COMMUNITIES

701

N HWY 701

HARRIS SHORT-CUT RD

RURAL COMMUNITIES

NONAME

N

COUNTY OF HORRY )

STATE OF SOUTH CAROLINA )

Ordinance 20-2020

AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 22100000012 (PORTION) FROM COMMERCIAL FOREST AGRICULTURE (CFA) TO HIGH BULK RETAIL (RE4)

WHEREAS, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

WHEREAS, a request has been filed to amend the maps for the above mentioned parcel of land; and,

WHEREAS, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

WHEREAS, Horry County Council finds that the request to rezone the property from Commercial Forest Agriculture (CFA) to High Bulk Retail (RE4) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:** Parcel(s) of land identified by PIN 22100000012 (Portion) and currently zoned Commercial Forest Agriculture (CFA) is herewith rezoned to High Bulk Retail (RE4).
- 2) **Severability:** If a Section, Sub-section, 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, 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 this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

HORRY COUNTY COUNCIL

\_\_\_\_\_  
Johnny Gardner, Chairman

- |                              |                           |
|------------------------------|---------------------------|
| Harold G. Worley, District 1 | Bill Howard, District 2   |
| Dennis DiSabato, District 3  | Gary Loftus, District 4   |
| Tyler Servant, District 5    | Cam Crawford, District 6  |
| Orton Bellamy, District 7    | Johnny Vaught, District 8 |
| W. Paul Prince, District 9   | Danny Hardee, District 10 |
| Al Allen, District 11        |                           |

Attest:

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

First Reading: February 18, 2020  
Second Reading:  
Third Reading:

Rezoning Review Sheet



**PROPERTY INFORMATION**

Applicant	David Marlowe (Energov # 047765 )	Rezoning Request #	2020-01-001
PIN #	22100000012	County Council District #	9 - Prince
Site Location	Hwy 9 W & Kayla Cir in Longs	Staff Recommendation	
Property Owner Contact	David Marlowe	PC Recommendation	Deemed Approvable; Lack of meeting
		Size (in acres) of Request	2.23

**ZONING DISTRICTS**

Current Zoning	CFA
Proposed Zoning	RE4
Proposed Use	RV Sales

**LOCATION INFORMATION**

Flood and Wetland Information	X
Public Health & Safety (EMS/fire) in miles	2 (Fire)
Utilities	Public
Character of the Area	Residential & Commercial

**ADJACENT PROPERTIES**

CFA	CFA	RE4
CFA	Subject Property	RE4
CFA	CFA	CFA

**COMMENTS**

Comprehensive Plan District: Suburban	Overlay/Area Plan: None
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**Discussion:** The applicant is requesting to rezone to allow the expansion of an existing RV sales facility. In 2008, a 1 acre portion of the parcel was rezoned to allow the existing RV sales facility. The current rezoning request would allow more acreage for storage, display, and customer parking. The parcel fronts on SC-9 but has access via Kayla Circle. On the opposite side of Kayla Circle is an existing convenience store and to the rear of the project is the Myrtle Lakes North subdivision.

Rezoning request was deemed approvable by the Planning Commission as a result of no Planning Commission hearing.

Public Comment:

**TRANSPORTATION INFORMATION**

Daily Trips based on existing use / Max Daily Trips based on current zoning	10 / 500	Existing Road Conditions	County, Paved, Two Lane
Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning)	50 / 500	Rd, Station, Traffic AADT (2018) % Road Capacity	SC 9, Station 200 9,300 AADT 20% - 25%
Proposed Improvements			

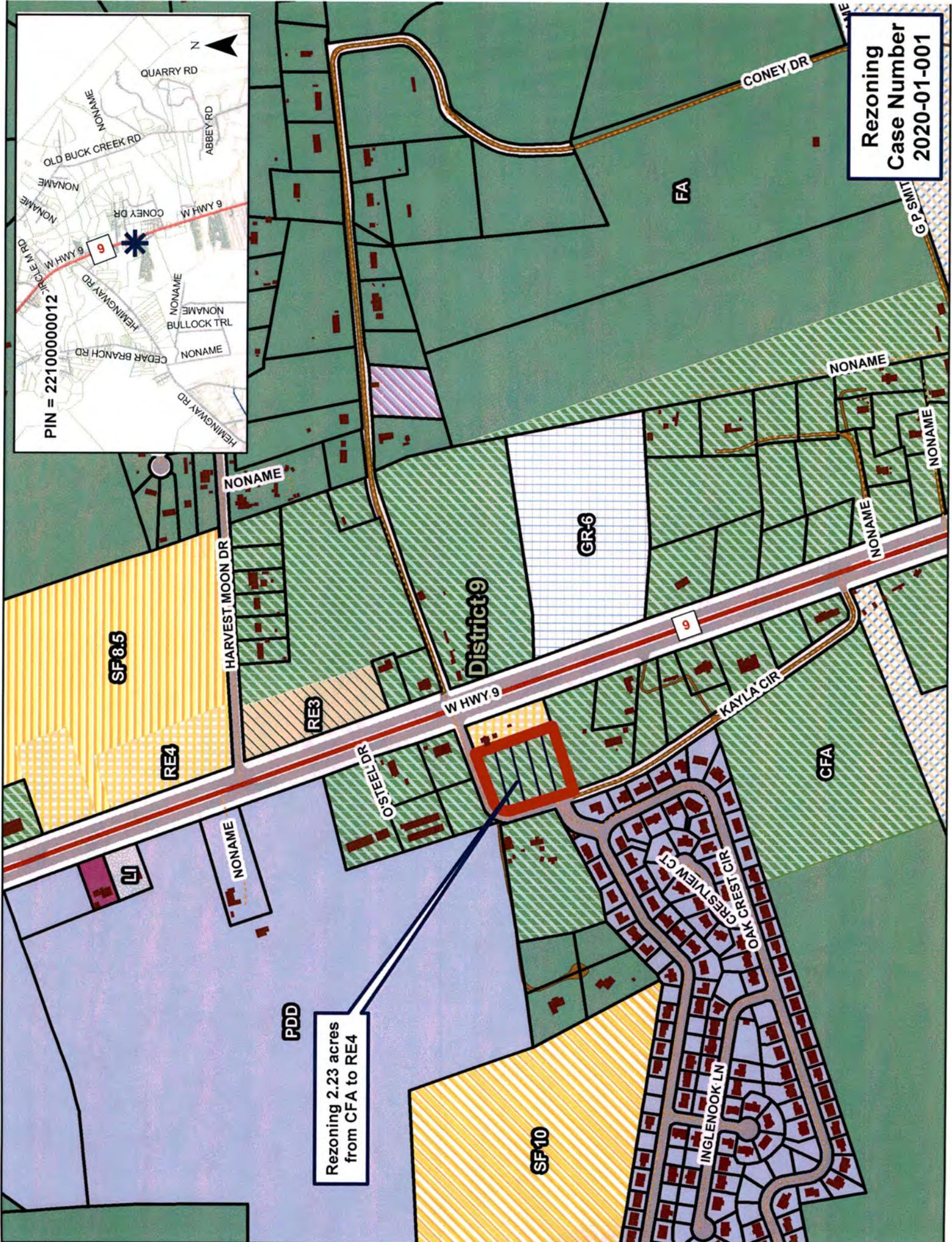
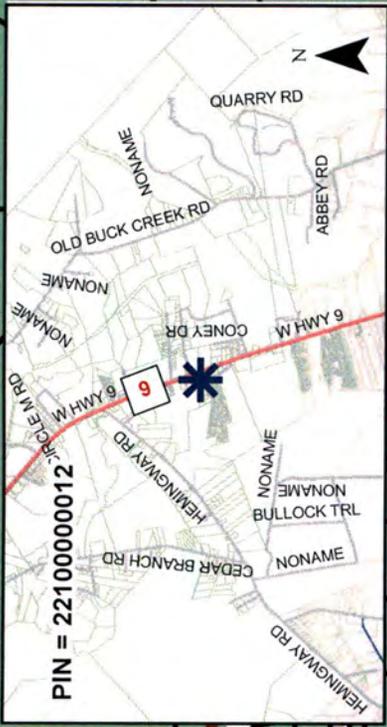
**DIMENSIONAL STANDARDS**

	Requested	Current	Adjacent	Adjacent	Adjacent	Adjacent
	RE4	CFA (Com/Res)	RE4	CFA (Com/Res)		
Min. Lot Size (in square feet)	21,780	43,560/21,780	21,780	43,560/21,780		
Front Setback	60	60/25	60	60/25		
Side Setback	10	25/10	10	25/10		
Rear Setback	15	40/15	15	40/15		
Bldg. Height	36*	35	36*	35		

\*Per 1/2 acre; not to exceed 120

Date Advertised: 2/16/2020 Date Posted: 2/16/2020 # Property Owners Notified: 33 Date Notification Mailed: 2/16/2020 Report Date: 2/16/2020 BY: sm

Rezoning  
Case Number  
2020-01-001



Rezoning 2.23 acres  
from CFA to RE4

SF10

District 9

SF8.5

RE4

RE3

GR-6

FA

CFA

N

QUARRY RD

NONAME

OLD BUCK CREEK RD

ABBAY RD

NONAME

CONY DR

NONAME

NONAME

BULLOCK TRL

NONAME

CEDAR BRANCH RD

NONAME

HEMINGWAY RD

NONAME

HARVEST MOON DR

W HWY 9

O'STEEL DR

KAYLA CIR

CRESTVIEW CT

OAK CREST CIR

INGLENOOK LN

NONAME

NONAME

NONAME

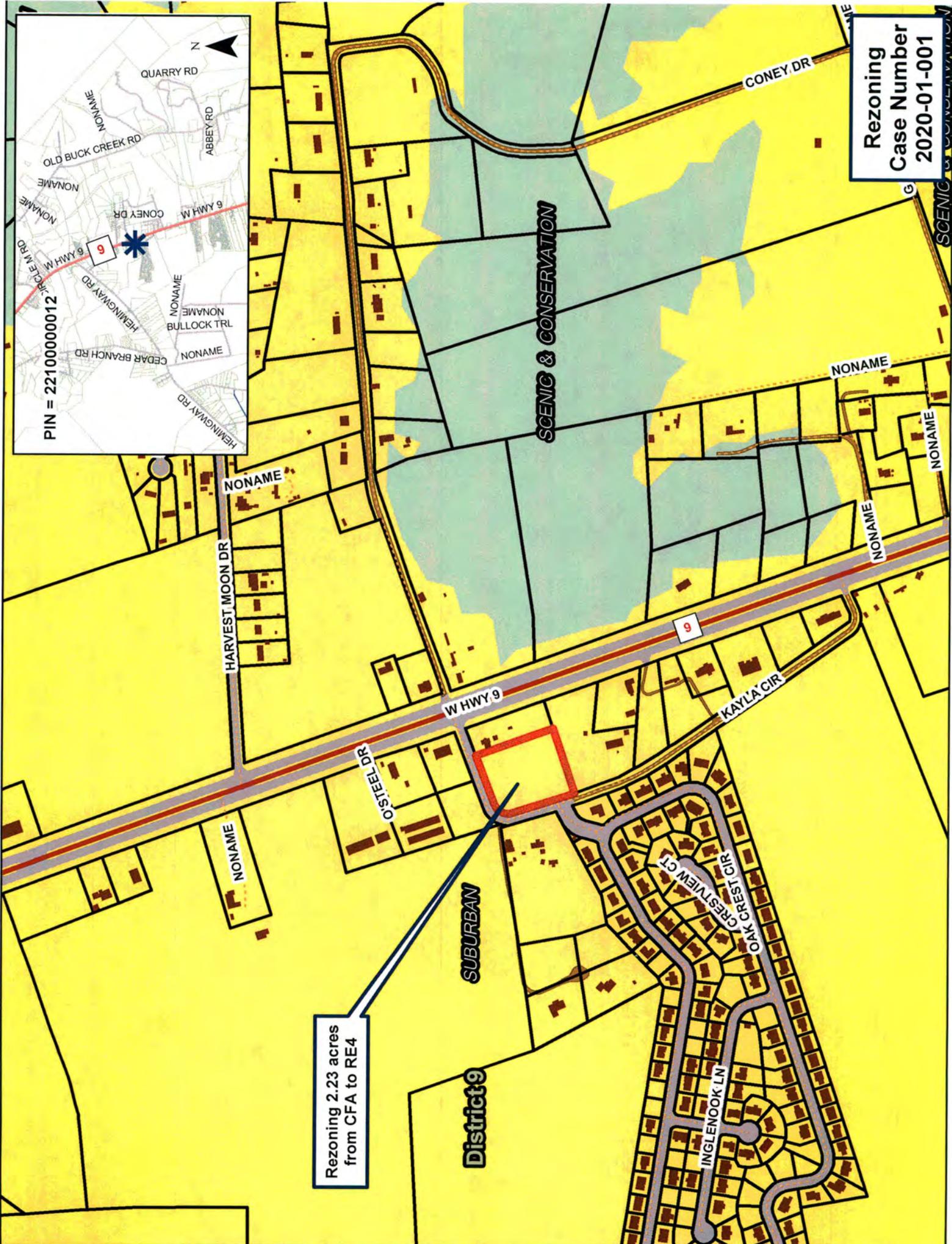
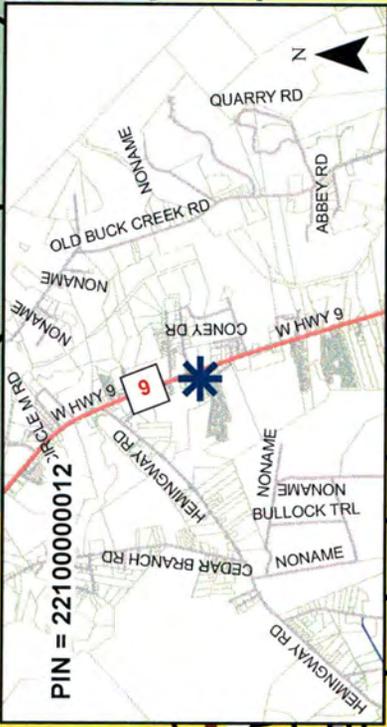
NONAME

NONAME

GP SWMT

PIN = 2210000012

Rezoning  
Case Number  
2020-01-001



Rezoning 2.23 acres  
from CFA to RE4

District 9

SUBURBAN

SCENIC & CONSERVATION

COUNTY OF HORRY

)  
)  
)

Ordinance 21-2020

STATE OF SOUTH CAROLINA

**AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 25416030003 AND 25416030002 FROM COMMERCIAL FOREST AGRICULTURE (CFA) AND OUTDOOR AMUSEMENT COMMERCIAL (AM2) TO COMMERCIAL AGRICULTURE (AG2)**

**WHEREAS**, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

**WHEREAS**, a request has been filed to amend the maps for the above mentioned parcel of land; and,

**WHEREAS**, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

**WHEREAS**, Horry County Council finds that the request to rezone the property from Commercial Forest Agriculture (CFA) and Outdoor Amusement Commercial (AM2) to Commercial Agriculture (AG2) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

**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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 25416030003 and 25416030002 and currently zoned Commercial Forest Agriculture (CFA) and Outdoor Amusement Commercial (AM2) is herewith rezoned to Commercial Agriculture (AG2).
- 2) **Severability:** If a Section, Sub-section, 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, 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** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1  
Dennis DiSabato, District 3  
Tyler Servant, District 5  
Orton Bellamy, District 7  
W. Paul Prince, District 9  
Al Allen, District 11

Bill Howard, District 2  
Gary Loftus, District 4  
Cam Crawford, District 6  
Johnny Vaught, District 8  
Danny Hardee, District 10

Attest:

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

First Reading: February 18, 2020

Second Reading:

Third Reading:

Rezoning Review Sheet



**PROPERTY INFORMATION**

<b>Applicant</b>	Sylwester Szklarzewski (Energov # 047900)	<b>Rezoning Request #</b>	2020-01-004
<b>PIN #</b>	25416030003 & 25416030002	<b>County Council District #</b>	10 - Hardee
<b>Site Location</b>	Corner of Hwy 366 & Hwy 554 in Loris	<b>Staff Recommendation</b>	
<b>Property Owner Contact</b>	Sylwester Szklarzewski	<b>PC Recommendation</b>	Deemed Approvable; Lack of meeting
		<b>Size (in acres) of Request</b>	5.22

**ZONING DISTRICTS**

<b>Current Zoning</b>	CFA & AM2
<b>Proposed Zoning</b>	AG2
<b>Proposed Use</b>	Mechanic Shop

**LOCATION INFORMATION**

<b>Flood and Wetland Information</b>	X	LFA	LFA	LFA
<b>Public Health &amp; Safety (EMS/fire) in miles</b>	3.5 (Fire)	MSF14.5	<b>Subject Property</b>	CFA
<b>Utilities</b>	Septic	LFA	CFA	LFA
<b>Character of the Area</b>	Residential & Commercial			

**ADJACENT PROPERTIES**

**COMMENTS**

<b>Comprehensive Plan District:</b> Rural & Scenic Conservation	<b>Overlay/Area Plan:</b> Mt Vernon Rural Area Management Plan
<p><b>Discussion:</b> The applicant is requesting to rezone to allow a Mechanic Shop. This property was a go cart track for many years. The AG2 zoning would allow an Auto/boat/motorcycle/recreation vehicle/truck/construction and farm equipment service and repair subject to provisions of Section 1207. Rezoning Case 2018-12-002 was a disapproved request to rezone 2.07 acres located at the corner of Hwy 554 and Cleveland Dr. from LFA to MA1 to allow a towing service.</p> <p>This parcel was previously requested to be rezoned (2019-10-003) to AG6 Agricultural Ranchettes (min lot size 1.5 ac) for stick built residential. This request was disapproved by County Council.</p> <p>This parcel is located within the Mt Vernon Rural Area Management Plan which requires a community meeting to be held by the applicant prior to the rezoning moving forward. While the request is not to place a manufactured home on the lot, the AG2 district allows manufactured homes as a permitted use. The Area Plan discourages rezoning to allow manufactured homes.</p> <p><b>Rezoning request was deemed approvable by the Planning Commission as a result of no Planning Commission hearing.</b></p>	
<b>Public Comment:</b>	

**TRANSPORTATION INFORMATION**

<b>Daily Trips based on existing use / Max Daily Trips based on current zoning</b>	6 / 200	<b>Existing Road Conditions</b>	State, Paved, Two-Lane
<b>Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning</b>	50 / 100	<b>Rd, Station, Traffic AADT (2018) % Road Capacity</b>	S - 366, Station 649 600 AADT 5% - 10%
<b>Proposed Improvements</b>			

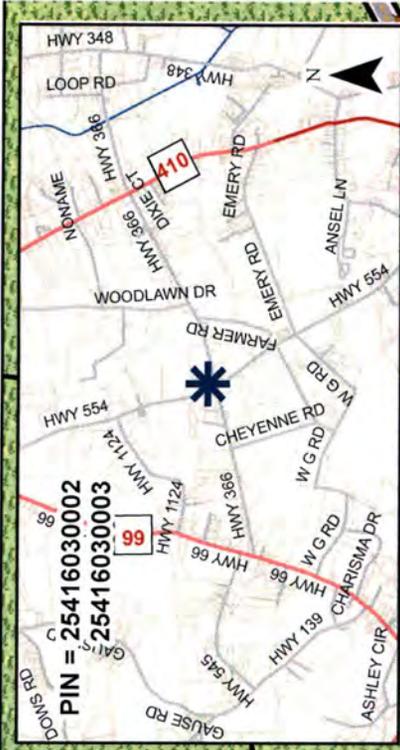
**DIMENSIONAL STANDARDS**

	<b>Requested</b>	<b>Current</b>	<b>Adjacent</b>	<b>Adjacent</b>	<b>Adjacent</b>	<b>Adjacent</b>
	AG2	CFA/AM2	LFA	CFA	MSF14.5	
<b>Min. Lot Size (in square feet)</b>	21,780	43560/21780 21780	43,560	43560/21780	14,500	
<b>Front Setback</b>	50	60/25/50	60	60/25	25	
<b>Side Setback</b>	10	25/10/10	25	25/10	10	
<b>Rear Setback</b>	15	40/15/15	40	40/15	15	
<b>Bldg. Height</b>	65	35/36*	35	35	35	

\*36' per 1/2 acre; not to exceed 300

Date Advertised: 1/16/2020 Date Posted: 1/16/2020 # Property Owners Notified: 18 Date Notification Mailed: 1/16/2020 Report Date: 1/16/2020 BY: sm

Rezoning  
Case Number  
2020-01-004



LFA

District 10

AM2

Rezoning 5.22 acres  
from AM2 and CFA to AG2

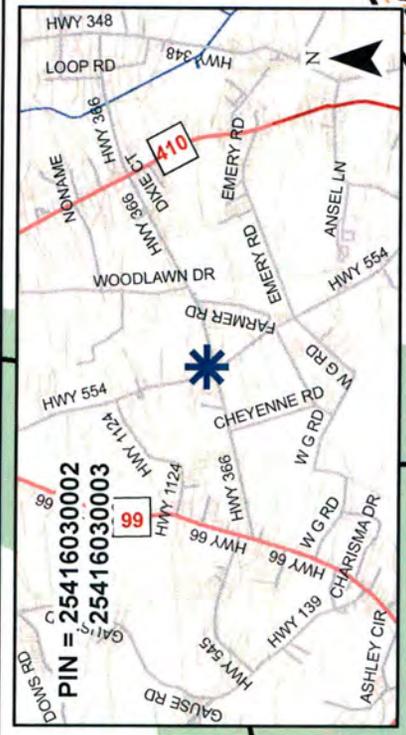
DEER DOG LN

HWY 366

HWY 554

FARMER RD

Rezoning  
Case Number  
2020-01-004



Rezoning 5.22 acres  
from AM2 and CFA to AG2

**SCENIC & CONSERVATION**

**SCENIC & CONSERVATION**

**SCENIC & CONSERVATION**

**RURAL**

**RURAL**

HWY 554

HWY 366

DEER DOG LN

FARMER RD

COUNTY OF HORRY

)

Ordinance 22-2020

STATE OF SOUTH CAROLINA

)

AN ORDINANCE TO APPROVE THE REQUEST TO AMEND THE OFFICIAL ZONING MAPS FOR HORRY COUNTY, SOUTH CAROLINA, SO AS TO REZONE PIN 3440000039 (PORTION) FROM COMMERCIAL FOREST AGRICULTURE (CFA) TO MULTI-RESIDENTIAL ONE (MRD1)

WHEREAS, Ordinance Number 1-87 authorizes Horry County Council to periodically amend the Official Zoning Maps for Horry County; and,

WHEREAS, a request has been filed to amend the maps for the above mentioned parcel of land; and,

WHEREAS, Horry County Council finds that the present zoning is not appropriate for the above mentioned parcel(s) of land; and,

WHEREAS, Horry County Council finds that the request to rezone the property from Commercial Forest Agriculture (CFA) to Multi-Residential One (MRD1) is in compliance with the Comprehensive Plan and the good of the public welfare and is a reasonable request:

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, it is ordained and enacted that:

- 1) **Amendment of Official Zoning Maps of Horry County:**  
Parcel(s) of land identified by PIN 3440000039 (Portion) and currently zoned Commercial Forest Agriculture (CFA) is herewith rezoned to Multi-Residential One (MRD1).
- 2) **Severability:** If a Section, Sub-section, 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, 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 this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

HORRY COUNTY COUNCIL

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1  
 Dennis DiSabato, District 3  
 Tyler Servant, District 5  
 Orton Bellamy, District 7  
 W. Paul Prince, District 9  
 Al Allen, District 11

Bill Howard, District 2  
 Gary Loftus, District 4  
 Cam Crawford, District 6  
 Johnny Vaught, District 8  
 Danny Hardee, District 10

Attest:

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

First Reading: February 18, 2020

Second Reading:

Third Reading:

Rezoning Review Sheet



**PROPERTY INFORMATION**

<b>Applicant</b>	Venture Engineering, Inc (Energov # 047676)	<b>Rezoning Request #</b>	2019-12-005
<b>PIN #</b>	34400000039	<b>County Council District #</b>	10 - Hardee
<b>Site Location</b>	Old Reaves Ferry Rd in Conway	<b>Staff Recommendation</b>	
<b>Property Owner Contact</b>	Canebrake Plantation LLC	<b>PC Recommendation</b>	Deemed Approvable; Lack of meeting
		<b>Size (in acres) of Request</b>	81.4 (Portion)

**ZONING DISTRICTS**

<b>Current Zoning</b>	CFA
<b>Proposed Zoning</b>	MRD1
<b>Proposed Use</b>	Residential

**LOCATION INFORMATION**

<b>Flood and Wetland Information</b>	X
<b>Public Health &amp; Safety (EMS/fire) in miles</b>	2 (Fire)
<b>Utilities</b>	Public
<b>Character of the Area</b>	Residential

**ADJACENT PROPERTIES**

CFA	CFA	CFA
CFA	Subject Property	CFA
CFA	MRD1	CFA

**COMMENTS**

<b>Comprehensive Plan District:</b> Scenic & Conservation	<b>Overlay/Area Plan:</b> None
-----------------------------------------------------------	--------------------------------

**Discussion:** The applicant is requesting to rezone to allow residential development. The project has been referenced as Phase 3 of Fox Rae Farms. The third phase consists of 97 units with one point of access through Phase 2 of Fox Rae Farms and will include increased open space, community garden and design with trees as sustainable criteria. The first two phases of Fox Rae Farms were rezoned by cases 2018-11-006 & 2019-05-004 and consisted of 80.23 acres with 160 single family detached units and utilized community gardens, sidewalks, and increased open space as sustainable criteria. Collectively, the development would consist of 257 units with a gross density of 1.59 units/ac. Based on the current layout, a design modification for the number of units proposed on a single access point will be required. Directly adjacent to Fox Rae Farms on the West, 2019-06-003 was approved and established 108.6 acres of MRD1 consisting of 58 units single family detached development with a gross density of 0.5 du/ac.

Staff has concerns with the current design as lots are proposed to be platted into existing wetlands. An intent of the MRD is to offer a reduction in lot size to avoid platting/fill within existing wetlands.

Rezoning request was deemed approvable by the Planning Commission as a result of no Planning Commission hearing.

**Public Comment:**

**TRANSPORTATION INFORMATION**

<b>Daily Trips based on existing use / Max Daily Trips based on current zoning</b>	0 / 50	<b>Existing Road Conditions</b>	County, Paved, Two Lane
<b>Projected Daily Trips based on proposed use / Max Daily Trips based on proposed zoning)</b>	776 / 880	<b>Rd, Station, Traffic AADT (2018) % Road Capacity</b>	SC 90, Station 224 12,300 AADT 85% - 90%
<b>Proposed Improvements</b>			

**DIMENSIONAL STANDARDS**

	Requested	Current	Adjacent	Adjacent	Adjacent	Adjacent
	MRD1	CFA (Com/Res)	CFA (Com/Res)	MRD1		
<b>Min. Lot Size (in square feet)</b>	7,000	43,560/21,780	43,560/21,780	7,000		
<b>Front Setback</b>	15	60/25	60/25	15		
<b>Side Setback</b>	5	25/10	25/10	5		
<b>Rear Setback</b>	10	40/15	40/15	10		
<b>Bldg. Height</b>	40	35	35	40		

Date Advertised: 1/16/2020    Date Posted: 1/16/2020    # Property Owners Notified: 15    Date Notification Mailed: 1/16/2020    Report Date: 1/16/2020    By: sm

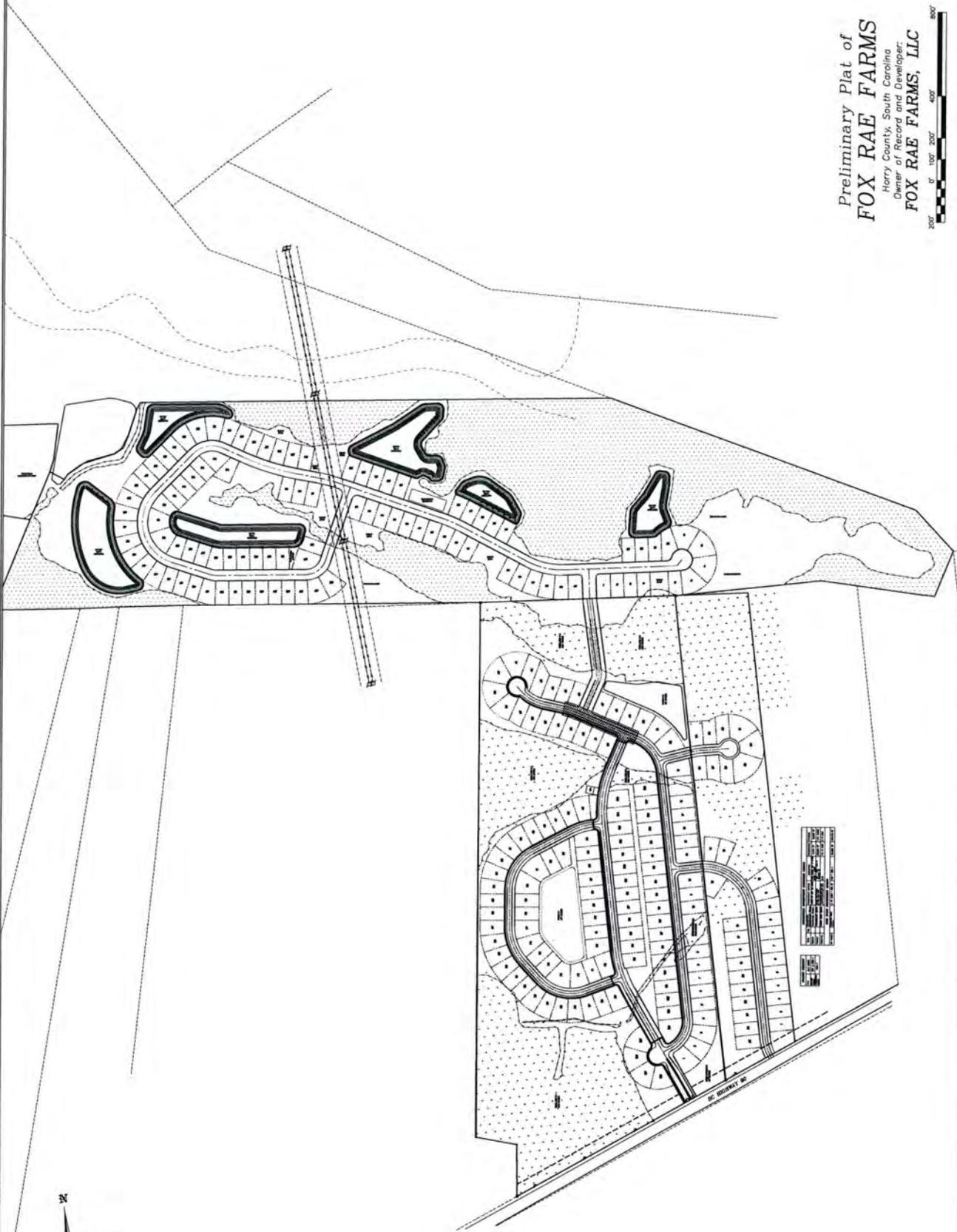


NO.	DATE	DESCRIPTION	BY	NO.	DATE	DESCRIPTION	BY
1	1-16-20	REVISED PER COUNTY REVIEW COMMENTS	LTS				
		DESIGNED BY: S.P.F.					
		DRAWN BY: M.					
		SHEET # 1					
		SHEET TOTAL: 0-1					

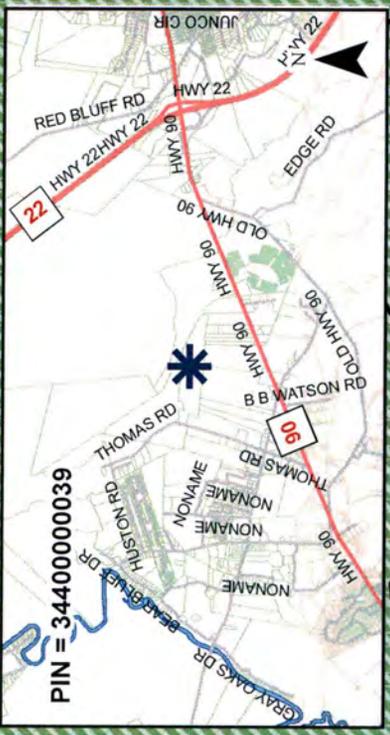
FOX RAE FARMS  
 PREPARED FOR  
 FOX RAE FARMS, LLC  
 SC HIGHWAY 90, HORRY COUNTY, SOUTH CAROLINA



Preliminary Plat of  
**FOX RAE FARMS**  
 Horry County, South Carolina  
 Owner of Record and Developer:  
**FOX RAE FARMS, LLC**



Rezoning  
Case Number  
2019-12-005



Rezoning 81.4 acres  
from CFA to MRD1

District 10

MRD1

District 2

NINETY PARK DR

TRS

MA1

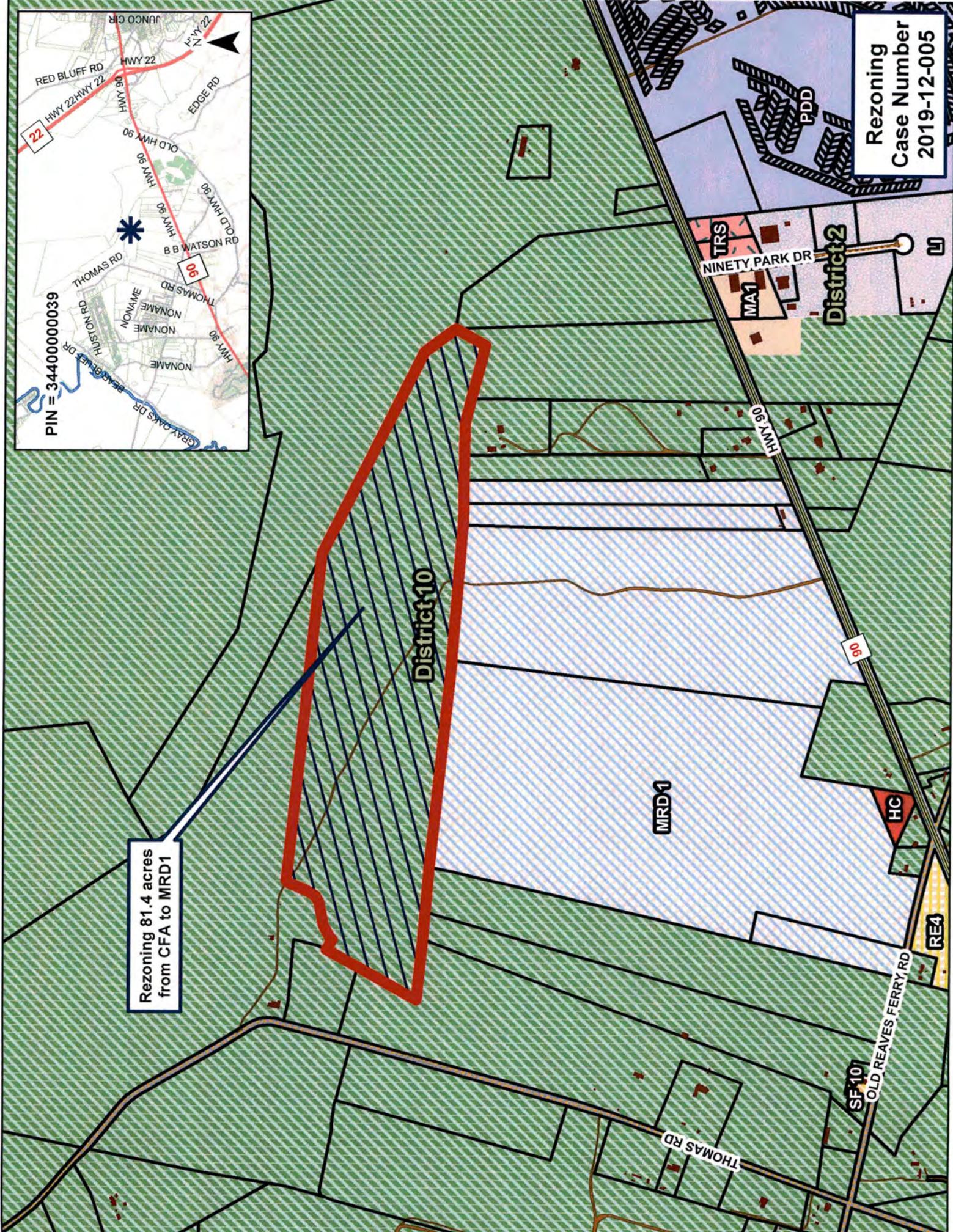
HC

RE4

SF 10

OLD REAVES FERRY RD

THOMAS RD



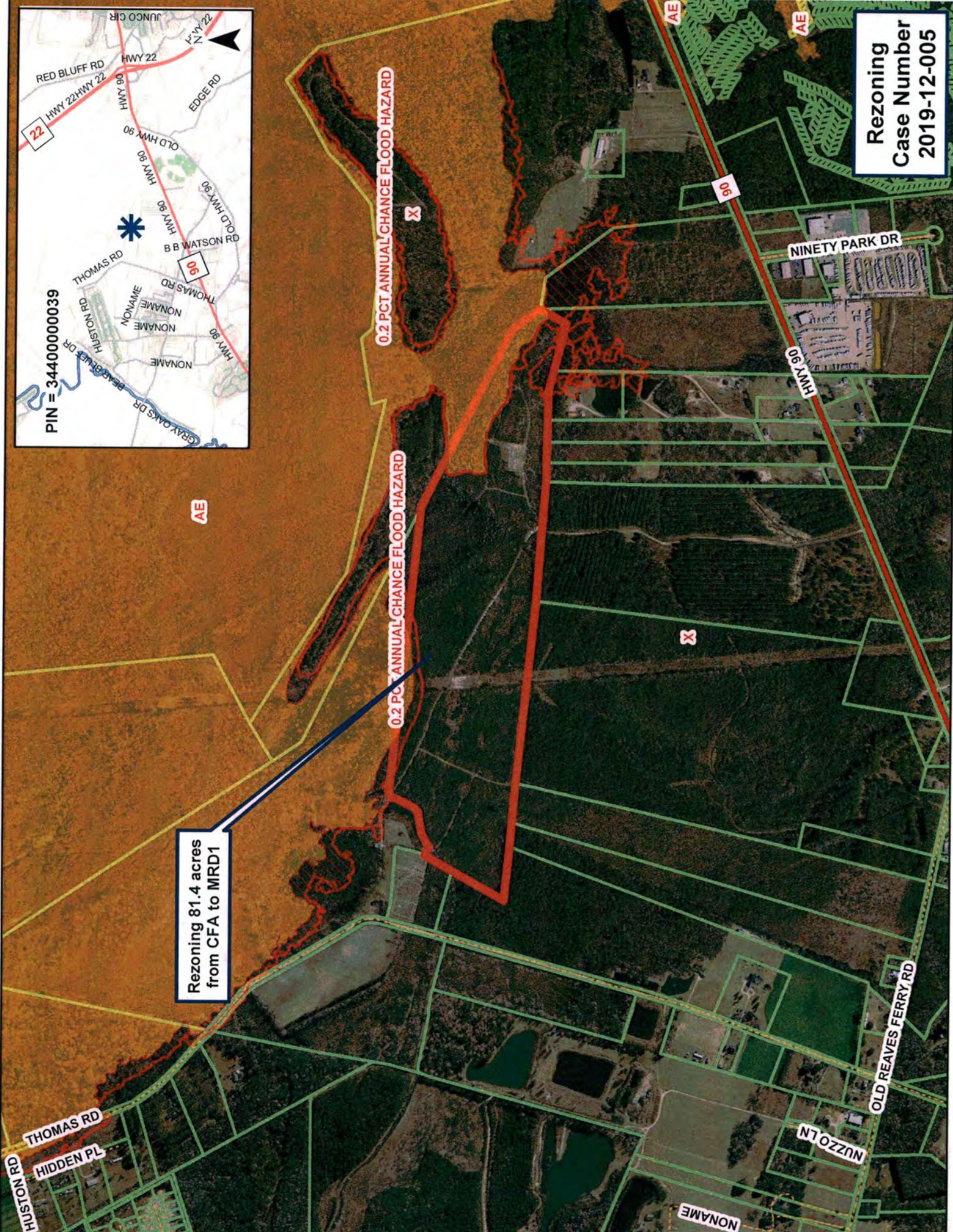
Rezoning  
Case Number  
2019-12-005



Rezoning 81.4 acres  
from CFA to MRD1

0.2 PCT ANNUAL CHANCE FLOOD HAZARD

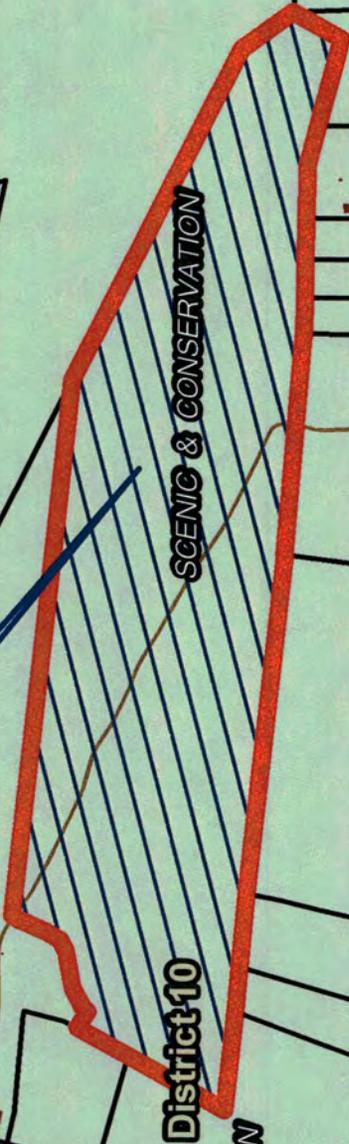
0.2 PCT ANNUAL CHANCE FLOOD HAZARD





Rezoning  
Case Number  
2019-12-005

Rezoning 81.4 acres  
from CFA to MRD1



SCENIC & CONSERVATION

SCENIC & CONSERVATION

RURAL COMMUNITIES

RURAL ACTIVITY CENTER

RURAL COMMUNITIES

COUNTY OF HORRY  
STATE OF SOUTH CAROLINA

)  
)

RESOLUTION R-14-2020

**A RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO SUBMIT AND ACCEPT, IF AWARDED, THE SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY JUSTICE ASSISTANCE GRANT NOT TO EXCEED \$197,252.**

**WHEREAS**, the Horry County Council understands that Horry County ranks second in the state of South Carolina for the number of Domestic Violence calls received each year; and

**WHEREAS**, Horry County understands the unique responsibilities and challenges associated with domestic violence cases; and

**WHEREAS**, the State of South Carolina Department of Public Safety has solicited applications for the continued support of domestic violence detectives within local jurisdictions; and

**WHEREAS**, in response to the solicitation, the Horry County Police Department seeks to propose for a third year of funding for two (2) Domestic Violence Detectives and associated equipment and supplies, not to exceed \$197,252, with a local cash match of \$19,725.24.

**NOW, THEREFORE, BE IT RESOLVED**, that the Horry County Council hereby authorizes the Administrator to submit and accept, if awarded, the Domestic Violence Detectives grant.

**AND IT IS SO RESOLVED** this 18th day of February, 2020.

**HORRY COUNTY COUNCIL**

---

Johnny Gardner, Chairman

Harold G. Worley, District 1  
Bill Howard, District 2  
Dennis DiSabato, District 3  
Gary Loftus, District 4  
Tyler Servant., District 5  
Cam Crawford, District 6

Orton Bellamy, District 7  
Johnny Vaught, District 8  
W. Paul Prince, District 9  
Danny Hardee, District 10  
Al Allen, District 11

Attest:

---

Patricia S. Hartley, Clerk to Council



## County Council Decision Memorandum

### Horry County, South Carolina

---

**Date:** February 18, 2020  
**From:** Joseph R. Hill, Chief of Police  
**Division:** Public Safety  
**Cleared By:** Randall S. Webster, Assistant Administrator for Public Safety  
**Re:** Resolution to submit and accept if awarded a grant for continued support of two (2) Domestic Violence Detectives

---

#### **ISSUE**

The approval of the attached Resolution, to submit and accept, if awarded, a grant for continued support of two (2) domestic violence detectives.

#### **BACKGROUND**

Domestic Violence (DV) remains a persistent problem in South Carolina. According to the National Coalition Against Domestic Violence (NCADV), South Carolina has ranked in the top ten states for the rate of women murdered by men in each of the past 17 years, and has ranked in the top five for the last five years. According to South Carolina Incident Based Reporting System (SCIBRS) 2012-2016 5-year estimates, Horry County was ranked 2nd in the state for DV with 11,226 reported incidents.

Domestic violence is unique compared to other calls for service and investigations. The difficulty that is often present in domestic violence situations, especially recurring ones, is that advanced knowledge, situational awareness, and commitment of dedicated domestic violence detectives with specialized skills are required. In 2017, the Horry County Police Department (HCPD) submitted a grant for the hiring of two Domestic Violence (DV) Detectives to investigate DV incidents and assist victims of DV in Horry County. The grant was funded by the South Carolina Department of Public Safety (SC DPS) in July 2018. The positions were advertised and the two successful applicants were hired, beginning their new roles as DV Detectives on September 15, 2018. In September 2019, Horry County was awarded a second year of grant funding for the DV Detectives. Since being hired, the DV Detectives have achieved a significant impact, investigating hundreds of cases, reviewing each case file for completeness of documentation, following up with victims as necessary, and working closely with the HCPD's victim advocates. The Detectives have also provided in-service training for HCPD officers on DV investigations.

Through the Justice Assistance Grants (JAG) Program, the SC DPS has provided the opportunity to apply for a third and final year of grant support, including overtime, fringe benefits, equipment and supplies for the DV Detectives. If funded, this grant would be effective from October 1, 2020-September 31, 2021. The total grant request is \$197,252. The cash match requirement is \$19,725.24.

#### **RECOMMENDATION**

Staff requests the Public Safety Committee recommend to Council the approval of the attached Resolution to submit and accept, if awarded, the SC Department of Public Safety's JAG award for a third year of support of the HCPD's two (2) Domestic Violence Detectives.

COUNTY OF HORRY  
STATE OF SOUTH CAROLINA

)  
)

RESOLUTION R-15-2020

**A RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO SUBMIT AND ACCEPT, IF AWARDED, THE SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY JUSTICE ASSISTANCE GRANT NOT TO EXCEED \$154,466.**

**WHEREAS**, the Horry County Council understands that Horry County ranks third in the state of South Carolina for the number opioid overdose deaths each year; and

**WHEREAS**, Horry County understands the unique challenges associated with investigation of opioid-related death cases; and

**WHEREAS**, the State of South Carolina Department of Public Safety has solicited applications for the hiring of drug enforcement-related investigators within local jurisdictions; and

**WHEREAS**, in response to the solicitation, the Horry County Police Department seeks to propose for the hiring of a Narcotics Detective and associated equipment and supplies, not to exceed \$154,466, with a local cash match of \$15,466.63.

**NOW, THEREFORE, BE IT RESOLVED**, that the Horry County Council hereby authorizes the Administrator to submit and accept, if awarded, the Justice Assistance Grant to hire a Narcotics Detective.

**AND IT IS SO RESOLVED** this 18th day of February, 2020

**HORRY COUNTY COUNCIL**

\_\_\_\_\_  
Johnny Gardner, Chairman

Harold G. Worley, District 1  
Bill Howard, District 2  
Dennis DiSabato, District 3  
Gary Loftus, District 4  
Tyler Servant., District 5  
Cam Crawford, District 6

Orton Bellamy, District 7  
Johnny Vaught, District 8  
W. Paul Prince, District 9  
Danny Hardee, District 10  
Al Allen, District 11

Attest:

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



# County Council Decision Memorandum

## Horry County, South Carolina

---

**Date:** February 18, 2020  
**From:** Joseph R. Hill, Chief of Police  
**Division:** Public Safety  
**Cleared By:** Randall S. Webster, Assistant Administrator for Public Safety  
**Re:** Resolution to submit and accept if awarded a grant for the hiring of a Narcotics Detective

---

### **ISSUE**

The approval of the attached Resolution, to submit and accept, if awarded, a grant for the hiring of a Narcotics Detective in the Horry County Police Department (HCPD).

### **BACKGROUND**

In December 2017, Governor Henry McMaster declared the opioid crisis in South Carolina (SC) to be a public health emergency. Comparative data from SC's Department of Health, Environment and Control (DHEC) confirm that the emergency extends to Horry County. In 2018, Horry County ranked #3 in the state for prescription drug overdose deaths, opioid overdose deaths, and the overall number of opioid prescriptions. The County ranked #2 for the number of naloxone administrations by EMS. During that time frame, Horry County reported 835 opioid-related overdose hospitalizations, 25 deaths involving opioids, 50 deaths involving fentanyl, and 696 naloxone administrations by EMS.

In recent years, the rise in opioid-related deaths has strained the resources of the HCPD's Criminal Investigative Division. Moreover, the complicated nature of opioid-related death investigations is time consuming for detectives. For example, prescription-related opioid overdoses can be difficult to detect, as there are legitimate medical conditions for which pain relief may be needed. In older patients, the presence of other diseases can complicate the determination of a specific cause of death. Successful investigation of these cases requires close consultations with physicians and the Coroner's Office, as well as specialized interview and intelligence-gathering techniques.

Through the Justice Assistance Grants (JAG) program, the South Carolina Department of Public Safety (SC DPS) provides the opportunity to hire new investigators in targeted areas. Drug Crime Enforcement is a stated priority area of this grant program. The total grant request is \$154,466. The cash match requirement is \$15,446.63.

### **RECOMMENDATION**

Staff requests the Public Safety Committee recommend to Council the approval of the attached Resolution to submit and accept, if awarded, the SC DPS JAG award for the hiring of a Narcotics Detective.

Vereen

APPLICATION FOR COUNTY APPOINTMENTS

NAME: Patricia A. Green DATE 12.10.19

ADDRESS: 500 B Shellbank Dr.  
Longs, S.C. 29568

TELEPHONE NUMBER: 845.764.6979 <sup>(home)</sup> cell <sup>(work)</sup>

DATE OF BIRTH 09.26.55

YOUR COUNCIL MEMBER / DISTRICT: Little River

HAVE YOU EVER BEEN CONVICTED OF A FELONY? no (yes)  (no)

HAVE YOU BEEN ARRESTED OTHER THAN A MINOR TRAFFIC ACCIDENT  
WITHIN THE PAST TEN (10) YEARS? no (yes)  (no)

BACKGROUND INFORMATION: (Please provide in detail or attach a resume).

EDUCATION: A.A.S

WORK:

retired. Formerly a medical  
technologist.

CIVIC ACTIVITIES:

volunteer @ Waterway Elementary School  
and Little River Lib. Member of American  
Legion Auxillary post 186

LIST PREVIOUS SERVICE ON HORRY COUNTY BOARDS OR COMMISSIONS  
(indicate dates of terms): —

DUAL OFFICE HOLDING: Do you presently serve on any County or State Board or Commission?

NO

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If appointed to an Horry County Board or Commission, I understand that I will be expected to attend all meetings of that Board or Commission. The only reason I would not attend would be because of illness or pressing personal commitments. I also understand that if I am absent from three (3) consecutive meetings without a valid reason, the Council will consider this as a voluntary resignation. I am willing to abide by these attendance regulations. By acceptance of the appointment, I pledge my time and abilities to serve on any board or commission to which I am appointed.

Patricia A Green

Signature

12.10.19

Date

Veneen

APPLICATION FOR COUNTY APPOINTMENTS

NAME: B. P. Ponce DATE 12/17/19

ADDRESS: 4515 Live Oak Drive  
Little River SC

TELEPHONE NUMBER: 843-251-4440 (home) \_\_\_\_\_ (work)

DATE OF BIRTH 11-5-74

YOUR COUNCIL MEMBER / DISTRICT: Little River

HAVE YOU EVER BEEN CONVICTED OF A FELONY? (yes)  (no)

HAVE YOU BEEN ARRESTED OTHER THAN A MINOR TRAFFIC ACCIDENT  
WITHIN THE PAST TEN (10) YEARS? (yes)  (no)

BACKGROUND INFORMATION: (Please provide in detail or attach a resume).

EDUCATION: I am a principal with Horry County  
Schools and an Horry County native. I  
have lived here my entire life and use the park regularly

WORK:  
Principal - Ten Oaks Middle School  
I have worked for 20 years with HCS.

CIVIC ACTIVITIES:  
None currently.

LIST PREVIOUS SERVICE ON HORRY COUNTY BOARDS OR COMMISSIONS  
(indicate dates of terms):  
N/A

DUAL OFFICE HOLDING: Do you presently serve on any County or State Board or Commission?

NO

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[Signature]  
Signature

12-17-19  
Date

BAR

**APPLICATION FOR COUNTY APPOINTMENTS**

**NAME:** Susan Platt **DATE** January 31, 2020

**ADDRESS:** 1039 44th Avenue North, Suite 203 Myrtle Beach, SC 29577

**TELEPHONE NUMBER:** (home) 843-457-0945 (work)

**DATE OF BIRTH** 08/15/1961

**YOUR COUNCIL MEMBER / DISTRICT:** Worley / 1

**HAVE YOU EVER BEEN CONVICTED OF A FELONY?** (yes)  (no)

**HAVE YOU BEEN ARRESTED OTHER THAN A MINOR TRAFFIC ACCIDENT WITHIN THE PAST TEN (10) YEARS?** (yes)  (no)

**BACKGROUND INFORMATION: (Please provide in detail or attach a resume).**

**EDUCATION:** see attached

**WORK:**

see attached

**CIVIC ACTIVITIES:**

see attached

**LIST PREVIOUS SERVICE ON Horry COUNTY BOARDS OR COMMISSIONS (indicate dates of terms):**

no

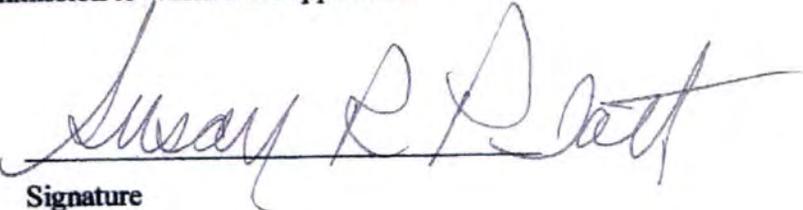
**DUAL OFFICE HOLDING: Do you presently serve on any County or State Board or Commission?**

no

---

---

If appointed to an Horry County Board or Commission, I understand that I will be expected to attend all meetings of that Board or Commission. The only reason I would not attend would be because of illness or pressing personal commitments. I also understand that if I am absent from three (3) consecutive meetings without a valid reason, the Council will consider this as a voluntary resignation. I am willing to abide by these attendance regulations. By acceptance of the appointment, I pledge my time and abilities to serve on any board or commission to which I am appointed.

  
Signature

January 31, 2020

---

Date

PO Box 968  
North Myrtle Beach, SC 29597  
843-457-0945 |  
[splatt@sc.rr.com](mailto:splatt@sc.rr.com)

## **SUSAN PLATT**

### **PROFESSIONAL ACHIEVEMENTS**

Successful Career in Management  
Started Decorating and Floral Business  
Founded North Myrtle Beach Historic Preservation Society

### **RELATED BOARD EXPERIENCE**

Board Member - Litchfield Ballet Foundation  
Board Member - Theater of the Republic  
Foundation Ball Committee Member – Seacoast/McLeod Medical Center  
Founding Member - President of North Myrtle Beach Historic Preservation Society  
Board Member - Keep North Myrtle Beach Beautiful

### **WORK HISTORY**

28-yr retail management career in major retail markets in California, Florida and South Carolina  
Licensed real estate agent  
Decorator and floral designer - Bella Gray Floral and Gifts

### **EDUCATION**

BS Mars Hill University 1983  
BA University of California Irvine 1991

BAR

APPLICATION FOR COUNTY APPOINTMENTS

NAME: Edward Carlisle Dawsey DATE 1/31/2020

ADDRESS: 713 14th Ave. Conway, SC 29526

TELEPHONE NUMBER: 843-283-7004 (home) 843-428-9009 (work)

DATE OF BIRTH 8/20/1949

YOUR COUNCIL MEMBER / DISTRICT: Orton Bellamy District 7

HAVE YOU EVER BEEN CONVICTED OF A FELONY? (yes) X (no)

HAVE YOU BEEN ARRESTED OTHER THAN A MINOR TRAFFIC ACCIDENT WITHIN THE PAST TEN (10) YEARS? (yes) X (no)

BACKGROUND INFORMATION: (Please provide in detail or attach a resume).

EDUCATION: Clemson University 3 years, did not graduate

WORK: Ray Realty, Inc. last 41 years

CIVIC ACTIVITIES: Past President of the Conway Board of REALTORS

Past President of the Coastal Carolinas Board of REALTORS

Past President of Horry County Historical Society

LIST PREVIOUS SERVICE ON HORRY COUNTY BOARDS OR COMMISSIONS (indicate dates of terms):

Myrtle Air Force Base Re-Developement long time ago, don't remeber when

DUAL OFFICE HOLDING: Do you presently serve on any County or State Board or Commission?

NO

---

---

If appointed to a Horry County Board or Commission, I understand that I will be expected to attend all meetings of that Board or Commission. The only reason I would not attend would be because of illness or pressing personal commitments. I also understand that if I am absent from three (3) consecutive meetings without a valid reason, the Council will consider this as a voluntary resignation. I am willing to abide by these attendance regulations. By acceptance of the appointment, I pledge my time and abilities to serve on any board or commission to which I am appointed.

  
Signature

1/31/2020

Date

COUNTY OF HORRY )  
 )  
STATE OF SOUTH CAROLINA )

**RESOLUTION OF APPRECIATION  
AND RECOGNITION**

**R-16-2020**

**A RESOLUTION OF APPRECIATION AND RECOGNITION FOR MATT MCGUIRE FOR HIS SERVICE TO HORRY COUNTY AS AN ARES HAM RADIO OPERATOR AND PRESIDENT OF THE GRAND STRAND AMATEUR RADIO CLUB**

*WHEREAS, the Horry County Council acknowledges that a critical function during disaster is communication before, during and after an event; and*

*WHEREAS, the Horry County Council acknowledges that redundant communication and support is key for the whole community response and recovery efforts; and*

*WHEREAS, since May 1995, Matt McGuire has given his time to ensure Horry County has had backup communication resources during all emergency disaster; served as the President for the Grand Strand Amateur Radio Club since 1996 and also served as the SC District 4 Emergency Coordinator; and*

*WHEREAS, Horry County Emergency Management is appreciative of the 25 years of volunteer service that Matt McGuire has given the county and his coordination of HAM volunteer operators to assist during disaster events that impacted the county; and*

*WHEREAS, Matt McGuire was awarded the 2014 HAM Radio Operator of the Year award by the South Carolina Emergency Management Association; and*

*WHEREAS, the Horry County Council recognizes and wishes to commend Matt McGuire for his outstanding efforts toward the citizens of Horry County.*

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of Horry County, South Carolina, the Horry County Council, that Matt McGuire has exhibited honorable effort in serving the citizens of this county and richly deserve Council's recognition for his dedication to emergency communication.

**AND IT IS SO RESOLVED** this 18th day of February, 2020.

**THE HORRY COUNTY COUNCIL**

---

Johnny Gardner, Chairman

Harold G. Worley, District 1  
Bill Howard, District 2  
Dennis DiSabato, District 3  
Gary Loftus, District 4  
Tyler Servant, District 5  
Cam Crawford, District 6

Orton Bellamy, District 7  
Johnny Vaught, District 8  
W. Paul Prince, District 9  
Danny Hardee, District 10  
Al Allen, District 11

ATTEST:

---

Patricia S. Hartley, Clerk to Council

COUNTY OF HORRY )  
 )  
STATE OF SOUTH CAROLINA )

ORDINANCE 12-2020

**AN ORDINANCE TO AMEND ZONING APPENDIX B OF THE HORRY COUNTY CODE OF ORDINANCES PERTAINING TO LANDSCAPE BUFFER & TREE PRESERVATION STANDARDS.**

**WHEREAS**, the Horry County Landscape Buffer and Tree Preservation Ordinance was adopted in 2001 and has undergone a few minor updates since its adoption; and,

**WHEREAS**, current standards are unclear and provide undue complications to staff and applicants when tasked with interpretation; and,

**WHEREAS**, the proposed changes organize the requirements to fit a more logical flow, simplify buffer types and width criteria, and incentivize the use of preserved trees and onsite vegetation.

**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, it is ordained and enacted that:

**1. Amendment of Zoning Appendix B, Article V, Section 527.** Section 527 of the Zoning Ordinance is hereby amended as follows:

(All existing text shall be deleted and all text shown shall be-added)

527.1- Landscape, Buffer, and Tree Preservation Standards

A. Intent.

The landscaping and preservation standards of this section are intended to accomplish the following:

1. To protect and preserve the character and aesthetics of the natural environment within Horry County;
2. To enhance property values by ensuring proper transition between land uses;
3. To reduce noise, air and visual pollution, heat island effects, and stormwater runoff; and
4. Improve appearance of parking areas and reduce glare from vehicle lighting.

B. Applicability.

1. Landscape Design Standards set by 527.2 apply to any non-residential or multifamily parcels within unincorporated Horry County that are being developed or redeveloped. Major residential subdivisions must comply with perimeter buffer requirements if located along a road found within *Table 1: Applicable Roads*.
  - a. Properties where renovations modify or expand a structure or business wherein the percent of value, calculated as the cost of modification divided by the existing structure improvement value multiplied by 100, is greater than 50% shall trigger full compliance to the landscaping requirements set forth. General maintenance and repairs including interior work, are exempt from the standards.

- b. If an existing business is damaged or destroyed due to an act of nature (flood, hurricane, tornado, etc.), or catastrophic event and is reconstructed within twelve (12) months of such damage or destruction, the standards contained herein shall not apply. This exemption, however, shall not relieve the property owner of having to meet applicable building or zoning regulations that are in place during time of reconstruction.
  - c. Additional design requirements may be set by an overlay district found in section 723.
  - d. The Zoning Administrator or authorized designee has the authority to allow variation of design standards (527.2) and tree preservation (527.3) requirements for unique and challenging projects.
2. Non-residential or multifamily projects that are located along *Table 1: Applicable Roads* must meet the Tree Preservation Standards set in 527.3 in addition to the required landscape plantings set by 527.2.
  3. Live Oak Standards set by 527.3C apply to any property within Horry County including single family residential.

<b>Table 1: Applicable Roads</b>		
US 17 (includes bypass & business)	SC 905	International Drive
US 378	SC 917	Kings Road
US 501 (includes business)	Atlantic Avenue	Lake Arrowhead Road
US 701	Bay Road	Little River Neck Road
Carolina Bays Parkway (SC 31)	Beaver Run Boulevard	McDowell Shortcut
Veterans Highway (SC 22)	Big Block Road	Myrtle Ridge Drive
SC 9 (includes business)	Burcale Road	Northgate Boulevard
SC 31	Carolina Forest Boulevard	Postal Way
SC 50	Chestnut Road	River Oaks Boulevard
SC 57	Cox Ferry Road (West/East)	Robert Edge Parkway
SC 65	Dick Pond Road	Ronald McNair Boulevard
SC 66	Enterprise Road	Salem Road
SC 90	Freewoods Road	Scipio Lane
SC 111	Forestbrook Road	Sea Mountain Highway
SC 179	Garden City Connector	Singleton Ridge Road
SC 236	Gardner Lacy Road	Tournament Road
SC 319	Gateway Drive	TPC Boulevard
SC 410	George Bishop Parkway	Village Center Boulevard
SC 544 (includes connector)	Glenn's Bay Road	Waccamaw Boulevard
SC 701	Holmestown Road	
SC 707	Inlet Square Drive	

#### C. Business Licensing.

1. If a Horry County business license is required for any ditching, clearing, excavating or grading of land or planting, cutting, trimming, pruning, removing, or otherwise modifying trees, applicants must sign an affidavit stating receipt and comprehension of these standards.

#### D. Requirements.

1. *Landscaping Plan:* To comply with the regulations set by the Landscape Buffer and Tree Preservation Standards, applications shall include a landscape plan demonstrating how existing and proposed landscaping and tree preservations comply with the requirements of the following sections prior to the issuance of a building permit. Plans shall comply with Horry County plan submittal requirements and contain enough detail to illustrate that the landscape requirements of this ordinance have been met. At a minimum a landscaping plan will include:
  - a. Location of any structures (existing and proposed);
  - b. Any preserved tree or shrub indicating species along with diameter at breast height (DBH) of any trees and heights of shrubs. Dripline should be indicated if DBH is greater than twenty four (24) inches. A tree protection method detail will need to be supplied for those trees to be retained on-site;
  - c. Any planted landscaping and non-vegetated requirements;
  - d. Vehicle use and parking areas;
  - e. Easements, overhead and underground utilities, and ditches; and
  - f. Irrigation.
    - i. Plantings must be mechanically irrigated.
    - ii. Required planting areas associated with vehicle use areas containing less than thirty (30) spaces are not required to be mechanically irrigated, however all supplemental plantings shall be located within one hundred (100) feet of a water hose bib on-site. Any alternative water sources will require approval from the Zoning Administrator or designee.
2. *Maintenance:* Maintenance of landscaping shall be the responsibility of the property owner. All areas shall be properly maintained to ensure proper functioning, capacity and growth. Landscaping shall be continuously monitored and maintained for the lifetime of the use to assess the need to remove dead, dying or diseased vegetation, along with debris or litter within required areas and ensuring fencing, berms, or walls are in good condition.
  - a. Any required landscaping that is removed must be replaced in a like for like fashion and must meet the minimum standards herein.
  - b. Protected and Specimen Trees may be periodically pruned to enhance growth and prevent public endangerment. Pruning techniques must meet the most recent American National Pruning Standard ANSI A-300 publication.
3. *Exemptions:* The following land use activities are hereby exempt from the requirements of the following sections.
  - a. Agriculture activities involving the continuous cultivation of field crop, livestock, and evergreen and nursery stock for profit.
  - b. Aquaculture activities involving the continuous production of fish, amphibian, or crustaceans for profit.
  - c. Forest management activity including but not limited to timber harvesting, forest regeneration, thinning, site preparation, forest road construction, prescribed burns, reforestation, pesticide application, vector control, wildfire control, animal damage control, and other generally accepted forestry methods and practices as defined by the Dictionary of Forestry published by the Society of American Foresters.
  - d. Individual residential properties are exempt from all requirements except the Live Oak Protections set forth in the Tree Preservation sections. This exemption does

not apply to major subdivisions for which perimeter buffers or streetscape is required.

- e. Tee, green, and fairways associated with regulation golf courses and Par 3 golf courses, except for presence of Protected and Specimen trees. Clubhouses and maintenance facilities are not exempt.
  - f. Roadway, drainage maintenance, and stormwater control activities of Horry County, South Carolina Department of Transportation or any other public agency.
  - g. Utility (electric, cable, telephone, etc.) and easements involved in facility construction, maintenance, repair or replacement are exempt from the tree preservation sections.
  - h. Airports provided the removal is for the purpose of maintaining safe clearance for aircrafts as per federal law.
  - i. Sites classified as home occupations by the Zoning Administrator.
4. *Penalties*: It shall be illegal to remove or cause the removal of any Protected or Specimen tree or any required landscaping.
- a. Removal of said trees without proper permits or permissions are in violation of this ordinance and shall require replacement of such removed trees at four (4) times the rate required for mitigation for Preserved or Specimen Trees.
  - b. Failure to comply may result in a misdemeanor punishable by the maximum fine of \$500.00 per removal. Each tree removed constitutes a separate offense.
  - c. Deviation from the approved landscape plan or failure to comply with industry standard landscape maintenance may also be subject to fines and penalties.

## 527.2 – Landscape Design Standards

### A. General.

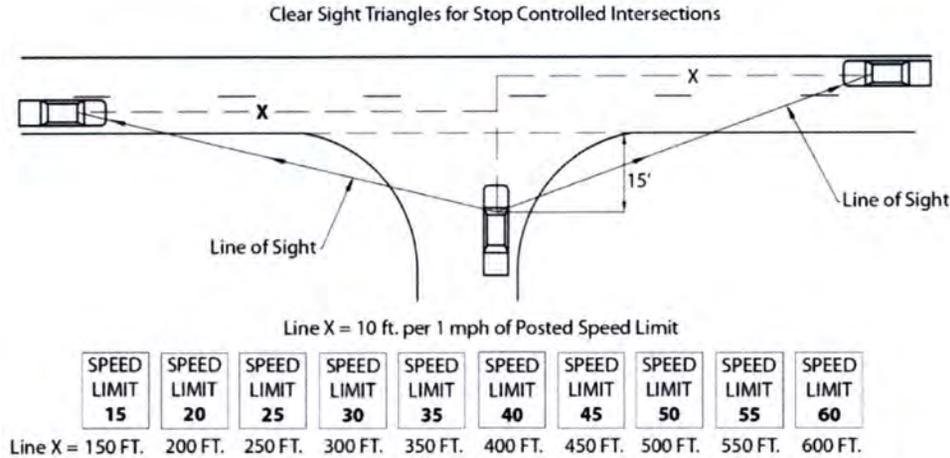
Any new required plantings shall meet the standards described in this section and referenced within the supplemental Landscape Handbook.

#### 1. *Landscape Preservation*:

- a. Preservation of existing vegetation is the preferred method to meet the buffer requirements.
- b. Preserved vegetation should be located within the site in a way that is conducive to plant survival and safety, i.e. clustered tree patches are allowable for stable root systems as long as supplemental landscaping meets the requirements herein.
- c. Credit shall be awarded on a one to one (1:1) basis for plant materials meeting the minimum size requirements in landscaped areas.
  - i. Preserved Protected Trees receive credit at a two to one (2:1) exchange.
  - ii. Preserved Specimen Trees receive credit at a four to one (4:1) exchange.
  - iii. Reductions to required planted landscaping shall apply should the DBH of preserved trees be greater than twenty-four (24) inches and the driplines create unsuitable habitat for supplemental plantings.
- d. Preservation of Protected and Specimen Trees is required. Mitigation is required for any removals of protected or specimen trees. Fines may apply for unlawful removals. See 527.3 – Tree Preservation Standards for requirements.

- e. In order to reduce the amount of impervious surfaces, the Zoning Administrator can grant a five (5) percent reduction in the number of off-street parking spaces required on the site if the reduction of pavement will preserve the root zones of existing healthy trees with a DBH of eight (8) inches or greater.
2. *Plant Materials*: a supplemental Landscape Handbook of plant species best suited for Horry County along with a list of discouraged species is included as a supplement to this ordinance.
    - a. The Handbook should be used for landscape requirements where applicable.
    - b. Prohibited and invasive plants will not count towards any landscape or preservation requirements.
    - c. Any dead, dying or diseased planting materials must be removed by the property owner prior to development providing minimal disturbance to healthy vegetation.
    - d. Removed existing vegetation must be replaced to meet the minimum requirements herein.
  3. *Minimum Plant Sizes*: All new vegetation must meet the minimum size requirements at time of planting.
    - a. Canopy tree: minimum ten (10) feet in height with two (2) inches in caliper and must reach a mature height of at least thirty (30) feet.
      - i. Palms meeting this requirement may be utilized provided two (2) palms are planted per one (1) required canopy tree.
    - b. Understory tree: minimum five (5) feet in height and must reach a mature height between ten (10) and thirty (30) feet.
    - c. Shrub: minimum fifteen (15) inches in height and must reach a mature height of at least three (3) feet.
      - i. Palms meeting this requirement may be used.
    - d. Ornamental grass: minimum twelve (12) inches in height and must reach a mature height of at least three (3) feet.
    - e. Perennials: minimum twelve (12) inches in height and must reach a mature height of at least three (3) feet.
  4. *Site Constraints*:
    - a. Stormwater management devices may not encroach into the required landscape buffers by more than ten (10) percent unless an approved low impact development (LID) design.
    - b. Where cross access easements run parallel to property lines, landscaping may be provided within the easement pending approvals from appropriate County departments.
    - c. Without consent of utility provider, easement holder, or Horry County, only shrubs, ornamental grasses or perennials may be planted in easements for utility services.
      - i. Overhead Utilities (power lines): only trees or shrubs that reach a maximum height of twelve (12) feet can be planted within the easement.
      - ii. Underground Utilities (piped utilities): tree species whose roots are known to cause damage to utilities such as underground piped stormwater, sewer, or gas lines, shall not be planted within the easement for such utility or no closer than twelve (12) feet when no easement exists. Approved trees for planting on top of underground utilities can be found within the Landscape Handbook.

- d. **Visibility Clearance/Sight Triangle:** Required landscaping or optional berms shall not be planted or constructed within the sight triangle, unless it conforms to SCDOT standards. Plantings cannot be greater than thirty (30) inches in height and trees must be limbed above six (6) feet in height with no multi-stemmed trunks. For all intersections and corners there shall be 100 feet of visibility for every ten (10) miles per hour of speed limit.



*Figure 1: Sight Triangle*

5. **Plant Diversity:** In order to maximize success of vegetation and prevent monocultures, new plantings shall comply with the following standards in *Table 2: Species Diversity Standards*. The standards apply to the total amount of vegetation on site, not just the vegetation within a required buffer.

Number of Required Trees	Number of Different Tree Species Required	Number of Required Shrubs/Ornamental Grasses/Perennials	Number of Different Shrub/Ornamental Grass/Perennial Species Required
1 to 5	1	1 to 10	1
6 to 15	2	11 to 20	2
16 to 25	3	21 to 50	4
26 to 50	5	51 to 80	6
51 to 100	7	81 or more	8
101 or more	10		

6. **Ground Stabilizations:** Disturbed areas and required landscape planting areas shall be stabilized and maintained with groundcover, mulches, or other approved materials.
7. **Berms:** Berms are discouraged as standalone landscaping. However, there are cases where berms are appropriate for screening or buffering. Berms should comply with the following:
- a. Side slope of earthen berms not to exceed a three to one (3:1) ratio.
  - b. Berms should be continuous except for drainage breaks every six (6) feet to eight (8) feet.
  - c. Berms shall be stabilized with canopy, understory, shrubs, ornamental grasses, or perennials. Groundcover or lawn and turf grasses may also be used as supplemental stabilizations. Planting shelves are required for any vegetation.

- i. Planting shelves must be a minimum of four (4) feet wide and be suited for maximum survival and success of selected plantings.
- d. Berms used in right-of-ways must be designed and constructed to provide adequate sight distances at intersections and shall not impede safe operation of vehicles.

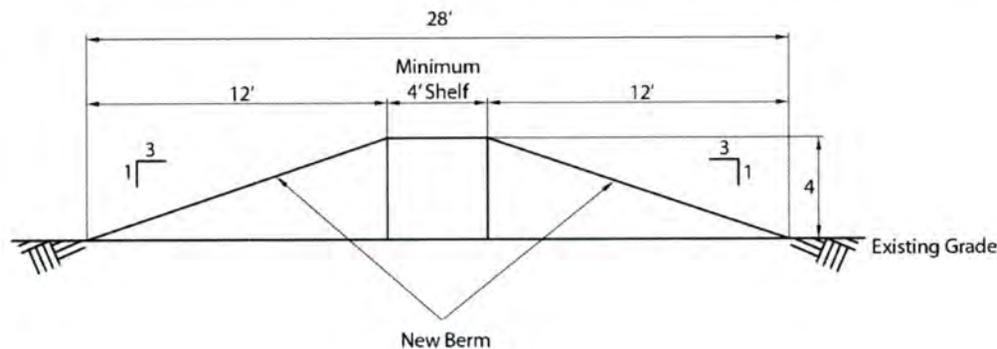


Figure 2: Berm Diagram

8. *Low Impact Development (LID)*: Low Impact Development utilizes integrated management practices in order to treat stormwater at the source. The goals of LID are to maximize existing vegetation and create small, landscaped features that encourage infiltration, lengthen the time of concentration, and retain flow to create a hydrologic landscape functionally equivalent to the pre-development conditions.
  - a. These features must be constructed to meet the Department of Stormwater Management requirements and regulations set forth in the Stormwater Management Design Manual.
  - b. All LID stormwater features must be planted with water tolerant vegetation in order to qualify for landscape credits and be located within the required landscaped areas. For suggested LID plants, refer to the Low Impact Development in Coastal South Carolina: A Planning and Design Guide.
  - c. LID is prohibited within:
    - i. Type A: Opaque Buffers.
    - ii. Type C: Streetscape Buffers along *Table 1: Applicable Roads*.
  - d. Examples of qualifying LID include:
    - i. Bioretention
    - ii. Vegetated swales
    - iii. Constructed wetlands
  - e. Credits for Required Landscaping by using LIDS
    - i. For every one (1) linear foot of qualifying low impact development, a credit for one and a half (1.5) feet of required landscaping buffer can be claimed. LID can replace up to fifty (50) percent of the required landscaped area.
    - ii. To qualify for this credit, the LID method must follow all requirements set by the Horry County Stormwater Department.
    - iii. If using LID within parking islands, the requirement of every parking space being within fifty (50) feet of a tree can be waved.

B. Buffers Defined.

A buffer is a specified land area used to transition between land uses or zoning.

1. *Permitted use within buffers:*
  - i. Bicycle and pedestrian trails;
  - ii. Appurtenances that require high visibility such as fire hydrants, mail boxes, and utility boxes;
  - iii. Ingress and egress to the proposed use and utilities may cross the buffer provided it is as perpendicular as practical;
  - iv. Permitted and temporary signs; and
  - v. Site lighting.
2. *Prohibited use:*
  - a. Structures or accessory structures, including dumpsters;
  - b. Any storage or outdoor display of products, unless permitted elsewhere in this ordinance; and
  - c. Vehicle use areas, including parking or loading areas.

C. Perimeter Buffer Requirements.

1. *Intent:*
  - a. *Streetscape:* to enhance the visual character and transition between property and street, access or public right-of-way.
  - b. *Opaque:* to provide screening between dissimilar uses. Opacity shall be 85% or more during peak summer season from ground to six (6) feet.
  - c. *Spatial:* to soften the area between adjacent similar uses.
2. *Applicability:*
  - a. Perimeter buffers are required surrounding the improved area of the subject property.
  - b. Opaque (Type A) buffers are required between non-residential and residential property. Spatial (Type B) buffers are required between like use parcels. Streetscape buffers (Type C) are required between any parcel and the street frontage, access or right-of-way. See *Table 3: Perimeter Buffer Type Applicable*.

Proposed Land Use	Adjacent Land Use / Zoning District		
	Residential	Non-residential/ Multifamily	Street/ Access/ ROW
Residential (Major Development)	n/a	A	C
Non-residential/ Multifamily	A	B	C

3. *Standards:*
  - a. Requirements of each buffer type are found in *Table 4: Perimeter Buffer Type Requirements*

Table 4: Perimeter Buffer Type Requirements				
Buffer Type & Required Widths	Minimum Performance Standard per 100 feet			
	Canopy Trees	Understory Trees	Shrubs/Perennials/Ornamental Grasses	
<b>Type A : Opaque Requirement for Major Residential Development:</b>	<b>Option 1</b>			
	A six (6) foot privacy fence adjacent to the non-residential property within a min. five (5) foot wide open space / common area lot.			
	<b>Option 2</b>			
	An undisturbed, naturally vegetated area within a min. twenty-five (25) foot wide open space / common area lot. Such vegetated area shall be of native and existing vegetation of varied ages, heights, and types (i.e. a mixture of canopy, understory, and ground-cover). Supplemental plantings shall be permitted in areas that are less than one-hundred (100) linear feet in length as a means to fill in existing gaps in the vegetation. Vegetated area shall consists of the following breakdown, at a minimum:			
3	3	Must meet the spacing requirements in the Landscaping Manual for opacity and be at least twenty-eight (28) inches in height at time of initial site inspection.		
<b>Type A : Opaque Requirement Non-Residential &amp; Multi-Family:</b> Equal to setback requirement of zoning district or 25 feet, whichever is less	<b>Option 1</b>			
	3	3	Must meet the spacing requirements in the Landscaping Manual for opacity and be at least twenty-eight (28) inches in height at planting	
	Fifty (50) percent of each planting type must be evergreen			
	<b>Option 2</b>			
	Double row of offset evergreen trees spaced at a maximum of every ten (10) feet with a minimum of eight (8) feet in height. No more than twenty-five (25) percent of the plantings can be pine trees and must provide a variety of screening from top to bottom.			
	<b>Additional Requirements (Option 1 or 2):</b> A six (6) foot privacy fence, wherein privacy is understood as providing 85% or more opacity, is required when the setback or buffer is less than fifteen (15) feet. Fence must be located interior to the landscaping so that plantings face the residential property.			
<b>Type B: Spatial Requirement:</b> 5 feet	2	2	20	
	Fifty (50) percent of each planting type must be evergreen			
<b>Type C: Streetscape Requirement:</b> 10 feet	3	3	Only required when providing screening from vehicle use areas	
	Twenty-five (25) percent of each tree type must be evergreen			

Note: A "Privacy Fence" used within a Type A buffer shall be constructed of wood, vinyl, and or masonry. Fencing shall follow associated Overlay District requirement(s) where applicable.

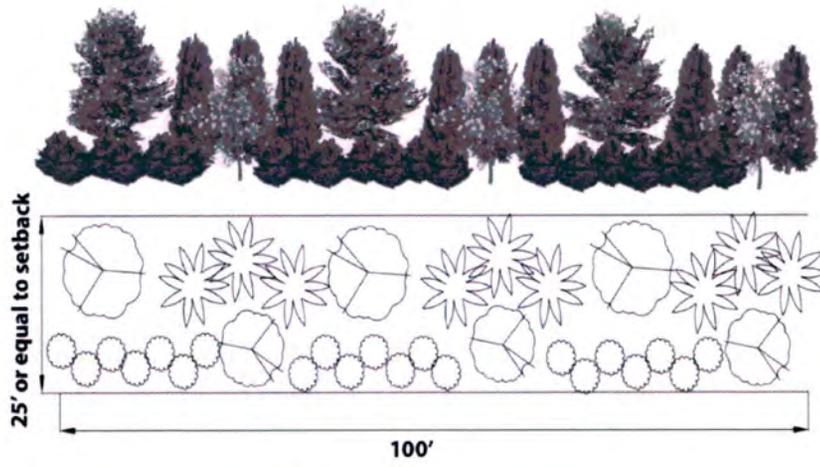


Figure 3: Type A Buffer Option 1

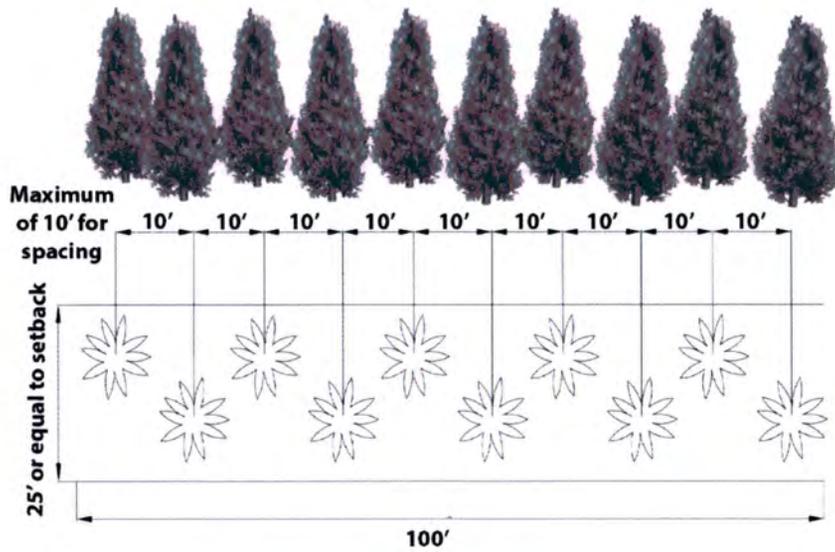


Figure 4: Type A Buffer Option 2

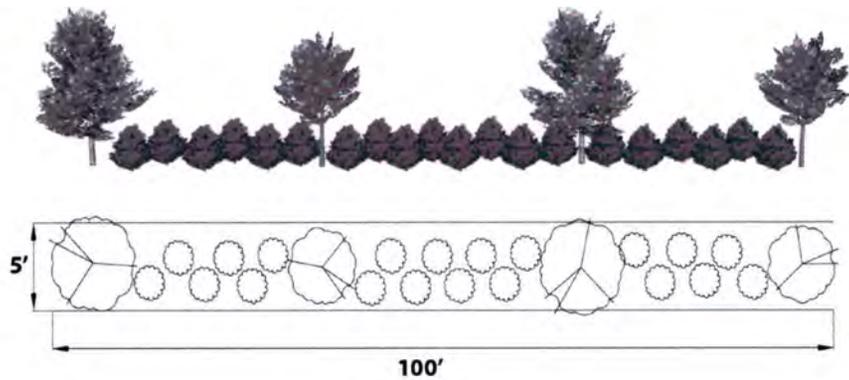


Figure 5: Type B Buffer

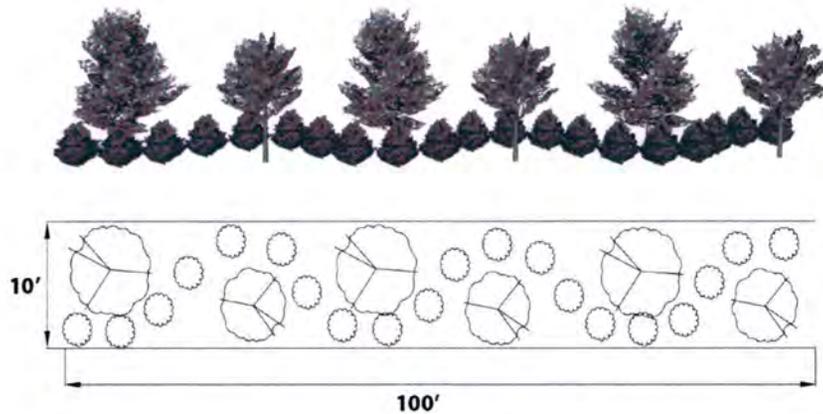


Figure 6: Type C Buffer

#### D. Vehicle Use Area Requirements.

##### 1. Intent

- a. Street Frontage: to reduce the glare and impacts of headlights on road traffic.
- b. Parking Islands: to provide shade, reduce heat islands and provide visual character to the parking area.

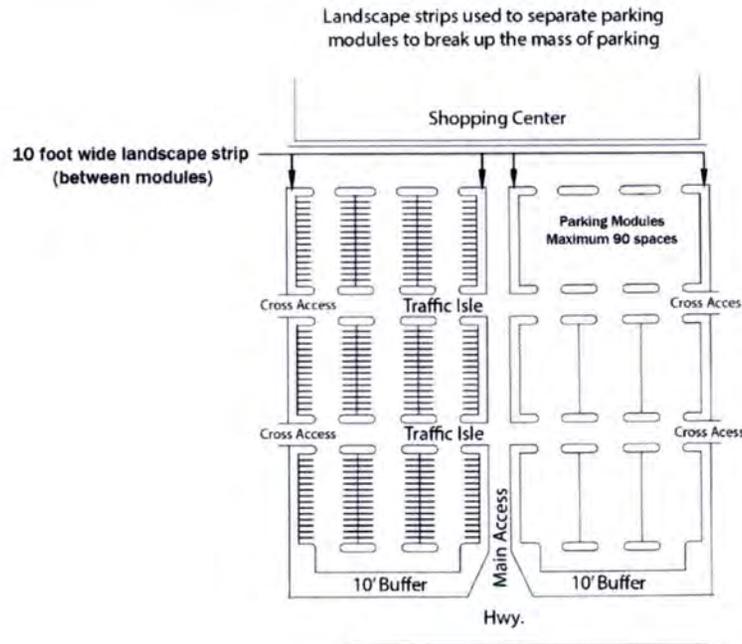
##### 2. Exemptions

- a. Street Frontage plantings are only required when the vehicle use area is located adjacent to the street.

##### 3. Standards:

- a. All landscaping areas that abut parking shall be protected by eighteen (18) inches of clearance utilizing staked wheel stops, concrete curbing or other approved stable means. Appropriate breaks for low impact development are permissible when using curbing.
- b. Street Frontage: shrubs, perennials or ornamental grasses must meet proper spacing guidelines found in the Landscape Handbook in a continuous row. Plantings can be located within the setback or Perimeter Buffer.
- c. Parking islands shall comply with the following:

- i. Every parking space must be within fifty (50) feet from a planted tree.
- ii. For every fifteen (15) parking spaces in a row, a parking island is required and must include one (1) tree and five (5) shrubs, perennials or ornamental grasses. Twenty-five (25) percent of the total plantings must be evergreens. Fifty (50%) of all trees planted must be canopy. Parking islands containing canopy trees must be at least 200 square feet.
- iii. For parking areas of ninety (90) spaces or more, there must be an additional ten (10) foot wide parking island between modules.



*Figure 7: Parking Lot Layout*

E. Foundation Buffer.

1. *Intent:* to enhance architectural features, provide a visual transition from building to site, and define and enhance building entrances.
2. *Exemptions*
  - a. Building entrances and exits.
  - b. Areas used for pedestrian activities (sidewalks, plazas, etc.). In these instances, the landscaping must be installed between the building foundation and the back of the curb separating the pedestrian area from the vehicle use area. In no case shall the length of the planted area be less than fifty (50) percent of the length of the building façade, minus the width of the entrances or exits.
  - c. Portions of buildings which have drive-up services along the side of the building (fast-food restaurants, pharmacies, banks, etc.).
  - d. Areas not typically accessible by the general public (loading docks, enclosed storage areas, utility enclosures, etc.).
  - e. Properties where the structure is located less than or equal to twenty-five (25) feet from the property line and no vehicle use or paving is located within this space.

### 3. Standards

- a. A landscape area of at least five (5) feet in width shall be provided adjacent to buildings along the foundation or between the foundation and the back of the curb separating the pedestrian area from the vehicle use area where applicable.
  - i. Foundation buffers are required around any structure on site.
  - ii. A mandatory variety of species must be used according to *Table 2: Species Diversity Standards*.
  - iii. The required plantings must include shrubs, perennials or ornamental grasses and meet the spacing requirements set in the Landscape Handbook. Trees may be used if applicable at the discretion of the property owner and approved by the Zoning Administrator.
- b. Renovated or redeveloping properties wherein the foundation buffer area is paved may utilize planter boxes to meet the requirements of the foundation buffer.
  - i. Planter boxes must be automatically irrigated and be at least two and a half (2.5) feet wide.
  - ii. Use of planter boxes does not alleviate proper maintenance requirements and box size must allow for proper root spacing.
  - iii. The Zoning Administrator or designee can discuss alternatives and ways to meet the foundation buffer requirements for unique situations.

#### 527.3 – Tree Preservation.

##### A. Tree Survey

1. Non-residential or multifamily properties located along *Table 1: Applicable Roads* must provide a tree survey documenting all trees listed in *Table 5: Protected and Specimen Trees* meeting or exceeding the minimum diameter at breast height (DBH). Any property, including single family residential, within Horry County containing Specimen Live Oaks must submit a tree survey. Any new major residential subdivisions will need to identify Specimen live oak trees within the project boundaries on the preliminary plans and plats.
2. Tree surveys submitted must indicate the species and DBH of any Protected or Specimen Trees, denoting Specimen Live Oaks separately from other oak species.
3. Trees shall not be removed until submittal of tree survey. Approval to remove said trees, with exception of Specimen Live Oaks, shall be obtained from the Zoning Administrator, or designee. If approval to remove said tree is granted, removed trees shall be mitigated.

**Table 5: Protected and Specimen Trees**

Tree	Protected DBH (inches)	Specimen DBH (inches)
Bald cypress	8	24
Beech (American)	8	24
Birch (River)	6	18
Cedar (Eastern Red)	8	24
Dogwood (Flowering)	4	12
Elm (American)	8	24
Elm (Winged)	8	24
Hickory (Mockernut)	8	24
Hickory (Pignut)	8	24
Hickory (Shagbark)	8	24
Holly (American)	6	12
Magnolia (Southern)	8	16
Maple (Red)	8	24
Oak (Laurel)	8	24
Oak (Live)	8	24
Oak (Post)	8	24
Oak (Southern Red)	8	24
Oak (Water)	8	24
Oak (Willow)	8	24
Oak (White)	8	24
Oak (Yellow)	8	24
Sycamore	8	24
Tupelo (Black)	8	24
Tupelo (Water)	8	24

## B. Methods to Calculate Tree Size

1. *Caliper*: the diameter of a tree trunk measured six (6) inches above the root ball.
2. *Diameter at Breast Height*: the diameter of a tree trunk measured four and a half (4.5) feet above the ground.
  - i. Forks located less than one (1) foot from the ground are to be treated as separate trees and measured at standard DBH. The square root of each DBH (sum of the square of each) is used to derive total DBH.

$$\text{Total DBH} = \sqrt{(a^2 + b^2 + \dots)}, \text{ where:}$$

“a” and “b” are the DBH of split trunks.

- ii. Forks located between one (1) foot and four and half (4.5) feet from the ground are to be treated as separate trees and calculated with the formula above but measured from three and a half (3.5) feet from the pith, or at the start of the fork.
- iii. Forks located at or greater than four and half (4.5) feet from the ground are measured just below the fork beneath the swelling.

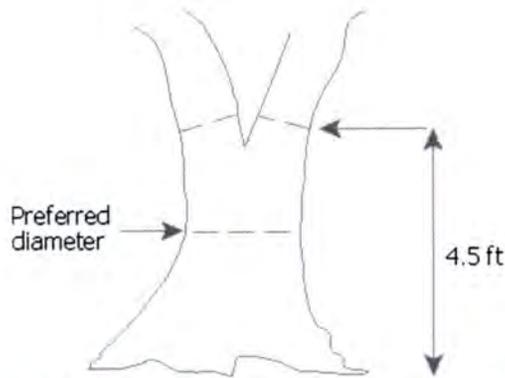


Figure 8: DBH for Forks located at or above 4.5 feet

### C. Live Oak Standards

1. It is unlawful to injure, participate in, authorize, or cause the removal of any Specimen Live Oak (DBH of twenty-four (24) inches or greater). Authorization to do so shall come from a variance granted by the Zoning Board of Appeals finding that the tree:
  - a. Presented a safety hazard to pedestrian or vehicular traffic, buildings, structures or utility structures;
  - b. Removal presented the only reasonable means to comply with appropriate agency requirements including parking, ingress or egress, or other required infrastructure such as stormwater;
  - c. Justification according to good urban forestry practices (i.e., to reduce competition among trees or to remove an invasive species) or presence of dead, dying, or diseased trees;
  - d. A planned grade cut placing the tree protection zone four (4) feet above final grade or introduction of fill twelve (12) inches or greater elevating the parcel above the required flood protection elevation; or
  - e. Reasonable use of the property will be significantly impaired.

### D. Tree Protection

1. Preserved trees must be protected from damages during development. Most trees can tolerate only a small percentage of root zone disturbance or loss.
  - a. Root Protection Zone: the total area beneath the tree canopy, or dripline.
  - b. If encroachment into the root protection zone is anticipated, preventative methods shall be employed to include:
    - i. Flagging of Protected or Specimen Trees prior to land disturbance activity;
    - ii. Mulching the Root Protection Zone during soil compaction;
    - iii. Vertical root pruning techniques to cut rather than tear or damage root systems during site clearing; and
    - iv. Installation of Protective Devices.
  - c. Protective Devices shall be installed surrounding the dripline of the preserved tree and must be kept free of construction materials, vehicles or debris. Areas surrounding the preserved tree must be identified with "tree protection area" signage. Protective Devices shall be one of the following:
    - i. Fencing a minimum of four (4) feet in height constructed in a post and rail configuration. Two (2) inch by four (4) inch and double one (1) inch by two (2) inch railing is recommended.

- ii. Four (4) foot high polyethylene laminar safety fencing provided it is maintained to persist until occupancy.
- iii. Continuous rope, flagging (heavy mill, minimum four (4) inches in width) or silt fencing is allowable only in areas that will not be directly impacted by land disturbance activities.

E. Mitigation Standards

1. *Mitigation:* Mitigation for removal of Protected or Specimen Trees is required. Requirements may be met by either:

a. Replacement Trees

- i. Total caliper of replacement trees must equal the total DBH of Protected or Specimen Trees removed.
- ii. All replacement trees must be a species listed in *Table 5: Protected and Specimen Trees*.
- iii. Newly planted replacement trees will follow the following formula:  

$$D/2.5^A = RT^B$$
, where:  
 D = total DBH of the largest fifteen (15) removed trees per acre (inches)  
 2.5 = minimum caliper of each replacement tree (inches)  
 RT = minimum number of replacement trees
  - A. If the caliper of replacement trees is greater than two and a half (2.5) inches, the total number of replacement trees can be reduced.
  - B. A multiplier of one and a half (1.5) is applied when trees removed are Specimen Trees
- iv. Trees preserved on site that do not meet the size requirements of *Table 5: Protected and Specimen Trees* may count as replacement trees provided each tree has a DBH of four (4) inches or greater.

b. Fee in lieu

- i. A fee in lieu of replacement trees collected will be equal to:  

$$RT * 150 = F$$
, where:  
 RT = minimum number of replacement trees  
 150 = fee per replacement tree (dollars)  
 F = total fee paid to Horry County
- ii. Fees collected are deposited into a special fund designated for costs associated with the installation of landscaping, associated materials and irrigation systems or the purchase of additional park or open space lands.

**Severability:** If a Section, Sub-section, 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.

**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, then the preceding Section, Sub-section or part shall be deemed repealed and no longer in effect.

**Effective Date:** This Ordinance shall become effective on Third Reading.

**AND IT IS SO ORDAINED, ENACTED AND ORDERED** this \_\_ day of \_\_\_\_\_, 2020.

**HORRY COUNTY COUNCIL**

---

Johnny Gardner, Chairman

Harold G. Worley, District 1	Bill Howard, District 2
Dennis DiSabato, District 3	Gary Loftus, District 4
Tyler Servant, District 5	Cam Crawford, District 6
Orton Bellamy, District 7	Johnny Vaught, District 8
W. Paul Prince, District 9	Danny Hardee, District 10
Al Allen, District 11	

Attest:

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Patricia S. Hartley, Clerk to Council

First Reading: February 4, 2020  
Second Reading: February 18, 2020  
Third Reading:

County Council Decision Memorandum  
Horry County, South Carolina

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Date: September 25, 2019  
From: Planning and Zoning  
Division: Infrastructure and Regulation  
Prepared By: Charles Suggs, Principal Planner  
Cleared By: David Schwerd, Planning Director  
Regarding: Landscape Buffers and Tree Preservation Ordinance

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**ISSUE:**

Should Horry County amend the landscape ordinance to simplify the Landscape Buffer and Tree Preservation requirements?

**PROPOSED ACTION:**

Approve the proposed amendment to the landscape ordinance.

**RECOMMENDATION:**

I&R recommended Approval on 1/28/2020  
Planning Commission recommended Approval on 11/7/19  
Staff recommends Approval.

**BACKGROUND:**

The Horry County Landscape Buffer and Tree Preservation Ordinance was adopted in 2001 and has undergone a few minor updates since its adoption. Current standards are unclear and provide undue complications to staff and applicants when tasked with interpretation. Landscape Buffers are established based on zoning classifications and utilize large, redundant tables for identification of buffer requirements. Tree Preservation standards are unclear and wordy.

**ANALYSIS:**

The revised landscape buffers and tree preservation ordinance mirrors recent overlay updates, specifically Highway 501 (Section 723.3), as it exhibits ideal clarity and simplicity of landscape standards.

The proposed changes organize the requirements to fit a more logical flow, simplify buffer types and width criteria, and incentivize the use of preserved trees and onsite vegetation. A simplification of the required buffer tables reflects land use rather than zoning designation.

Incentives for the preservation of existing vegetation in buffers and the use of low impact development for stormwater requirements were established.

The inclusion of criteria and credits for low impact development will meet current Horry County Stormwater standards. This change will greatly improve environmental quality by reducing stormwater runoff and pollution.

The use of existing vegetation as required buffers provides more opacity than new plantings and preserves existing native foliage and habitat.

COUNTY OF HORRY )  
 )  
STATE OF SOUTH CAROLINA )

ORDINANCE 13-2020

**AN ORDINANCE TO AMEND APPENDIX B, ZONING ORDINANCE PERTAINING TO SIGNAGE REQUIREMENTS.**

WHEREAS, Horry County has adopted a variety of sign ordinances over the last 30 years; and,

WHEREAS, Horry County wishes to unify the regulations in regards to signage and permitting; and,

WHEREAS, Horry County wishes to make the ordinance and permitting procedures more user friendly; and,

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, it is ordained and enacted that:

1. **Amendment of Appendix B, Zoning Ordinance, Article IV DEFINITIONS.** Section 418 is amended and Section 423 is added and the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be-added)

418. - ~~Business sign.~~(RESERVED)

**423. Commercial Subdivision Development**

**A Commercial Subdivision Development is defined as a division of three or more lots for the purpose of creating a development for commercial or business related purposes with a building(s) constructed on the land or lot which have a shared or common means of ingress and egress and have shared signage.**

2. **Amendment of Appendix B, Zoning Ordinance, Article V Landscape, Buffer and Tree Preservatino.** Section 527.2 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be-added)

**527.2 Landscape Section**

~~F. Landscape Requirements for On-Site Signage. Permanent on-site signage shall contain landscape treatments as follows:~~

~~1. Signage shall be located in a landscape border a least five (5) feet in depth with a minimum width equal to the greatest width of the actual sign face shall be required. The landscape border shall contain, at a minimum, one (1) evergreen shrub per four (4) linear feet of border perimeter with appropriate groundcover accents. No portion of the sign shall cantilever over or overhang any vehicle use areas.~~

3. **Amendment of Appendix B, Zoning Ordinance, Article VII Section 701 Limited Forest/Agriculture District (LFA).** Section 701.1 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*701.1 Permitted Uses.*

~~(K) Signs in accordance with Article X;~~

4. **Amendment of Appendix B, Zoning Ordinance, Article VII Section 701 Forest/Agriculture District (FA).** Section 702 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*Other Requirements:*

~~(a) All allowed uses shall be required to conform to the standards set forth in Article VIII.~~

~~(b) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.~~

5. **Amendment of Appendix B, Zoning Ordinance, Article VII Section 703 Commercial Forest/Agricultural District (CFA).** Section 703.1 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*703.1 Permitted Uses.*

~~(P) Signs in accordance with Article X.~~

~~See sign definition, section 455.~~

6. **Amendment of Appendix B, Zoning Ordinance, Article VII Section 704 SF 40 Residential District (SF 40).** Section 704 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*Other Requirements:*

~~(a) All allowed uses shall be required to conform to the standards set forth in Article VIII.~~

~~(b) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.~~

7. **Amendment of Appendix B, Zoning Ordinance, Article VII Section 705 SF 20 Residential District (SF 20).** Section 705.2 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*705.2 Conditional Uses:*

~~(E) Other requirements:~~

~~1. All allowed uses shall be required to conform to the standards for area, yard, and height set forth in Article VIII.~~

~~2. Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.~~

**8. Amendment of Appendix B, Zoning Ordinance, Article VII Section 705B SF14.5 Residential District (SF 14.5).** Section 705B.4 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*705B.4. Other Requirements:*

- (A) All allowed uses shall be required to conform to the standards set forth in Article VIII.  
(B) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.

**9. Amendment of Appendix B, Zoning Ordinance, Article VII Section 706 SF10 Residential District (SF 10).** Section 706.2 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*706.2 Conditional Uses*

(E) Other requirements:

1. All allowed uses shall be required to conform to the standards set forth in Article VIII.
2. Signs permitted in SF 10 Residential Districts, including the conditions under which they may be located, are set forth in Article X.

**10. Amendment of Appendix B, Zoning Ordinance, Article VII Section 706B SF8.5 Residential District (SF 8.5).** Section 706B.4 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*706B.4. Other Requirements:*

- (A) All allowed uses shall be required to conform to the standards set forth in Article VIII.  
(B) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.

**11. Amendment of Appendix B, Zoning Ordinance, Article VII Section 706D SF7 Residential District (SF 7).** Section 706D.4 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*706D.4. Other Requirements:*

- (A) All allowed uses shall be required to conform to the standards set forth in Article VIII.  
(B) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.

**12. Amendment of Appendix B, Zoning Ordinance, Article VII Section 707 SF6 Residential District (SF 6).** Section 707.4 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*707.4 Other Requirements:*

- (A) All allowed uses shall be required to conform to the standards set forth in Article VIII.  
(B) Signs permitted in SF 10 Residential Districts, including the conditions under which they may be located, are set forth in Article X.

**13. Amendment of Appendix B, Zoning Ordinance, Article VII Section 710 Resort Residential District (RR).** Section 710.3 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~710.3 Other Requirements:~~

~~(A) Building height in this district is unlimited provided that the requirements of all other applicable ordinances can be met.~~

~~(B) All density and other provisions of section 709 shall apply.~~

~~(C) All allowed uses shall be required to conform to the standards set forth in Article VIII.~~

~~(D) Signs permitted in the Resort Residential District shall meet the requirements set forth in Article X.~~

~~(E) Reserved.~~

**14. Amendment of Appendix B, Zoning Ordinance, Article VII Section 711 Resort Commercial District (RC).** Section 711.4 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~711.4 Other Requirements. Unless otherwise specified elsewhere in this ordinance uses permitted in Resort Commercial Districts shall be required to conform to standards as set forth: (C) Signs permitted in Resort Commercial Districts, including the conditions under which they shall be located, are set forth in Article X.~~

**15. Amendment of Appendix B, Zoning Ordinance, Article VII Section 712 Amusement Commercial District (AC).** Sections 712.2 and 712.5 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~712.2 Other Requirements:~~

~~(A) All uses shall conform to the standards for area, yard, and height requirements set forth in Article VIII.~~

~~(B) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.~~

~~712.5 Special Exceptions:~~

~~Other Requirements:~~

~~(a) All allowed uses shall be required to conform to the standards set forth in Article VIII.~~

~~(b) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.~~

**16. Amendment of Appendix B, Zoning Ordinance, Article VII Section 713 Office/Professional/Institutional District (OPI).** Sections 713.5 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~713.5 Other Requirements:~~

~~(A) All allowed uses shall conform to the standards for area, yard, and height requirements are set forth in Article VIII.~~

~~(B) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.~~

**17. Amendment of Appendix B, Zoning Ordinance, Article VII Section 714 Neighborhood Commercial District (NC).** Sections 714.3 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~714.3 Other Requirements. Unless otherwise specified elsewhere in this ordinance, uses permitted in Neighborhood Commercial Districts shall be required to conform to the following standards:~~

~~(A) [Such uses] shall meet the area, yard, and height requirements of Article VIII.~~

~~(B) Signs permitted in Neighborhood Commercial Districts, including the conditions under which they may be located, are set forth in Article X.~~

**18. Amendment of Appendix B, Zoning Ordinance, Article VII Section 715 Community Commercial District (CC).** Sections 715 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~715.5 Signs: Signs permitted in Community Commercial District, including the conditions under which they may be located, are set forth in Article X.~~

**19. Amendment of Appendix B, Zoning Ordinance, Article VII Section 716 Highway Commercial District (HC).** Sections 716.4 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~716.4 Other Requirements:~~

~~(A) Area, yard and height requirements as set forth in Article VIII shall be met; and,~~

~~(B) Signs permitted in Highway Commercial Districts including the conditions under which they may be located are set forth in Article X.~~

**20. Amendment of Appendix B, Zoning Ordinance, Article VII Section 717 Limited Industrial (LI).** Sections 717.3 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~717.3 Other Requirements:~~

~~(A) Uses shall meet the area, yard, and height requirements in Article VIII.~~

~~(B) Signs permitted in Limited Industrial Districts including the condition under which they may be located are set forth in Article X.~~

**21. Amendment of Appendix B, Zoning Ordinance, Article VII Section 718 Heavy Industrial (HI).** Sections 718.3 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

~~718.3 Other Requirements. Unless otherwise specified elsewhere in this ordinance, uses permitted in Heavy Industrial Zoning Districts shall be required to conform to the following standards:~~

~~(A) [Such uses] shall meet the area, yard, and height requirements in Article VIII.~~

~~(B) Signs permitted in this district, including the conditions under which they may be located, are set forth in Article X.~~

**22. Amendment of Appendix B, Zoning Ordinance, Article VII Section 719 Mobile Home Park District (MHP).** Sections 719.3 of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strike through~~ shall be deleted and all text shown **underlined and bolded** shall be added)

*719.3 Park Plan.*

~~(I) Signs permitted in Mobile Home Park Districts, including the conditions under which they may be located, are set forth in Article X.~~

**23. Amendment of Appendix B, Zoning Ordinance, Article VII Section 720 Destination Park District (DP).** Sections 720(H) of the Zoning Ordinance is hereby amended as follows:  
(All text in ~~strike through~~ shall be deleted and all text shown **underlined and bolded** shall be added)

(H) The plat shall be drawn to scale by a registered civil engineer or land surveyor, and show exact dimensions of the parcels of land under consideration. The elements to be shown are as follows:

~~3. Signs: Signs shall meet the requirements as established and approved by the Planning Commission and County Council.~~

**24. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.1 Forestbrook South Myrtle Beach Area Signage Overlay Zone.** Sections 723.1 of the Zoning Ordinance is hereby deleted in its entirety.

**25. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.3 Highway 501 Overlay Zone.** Sections 723.3(E)(13)[8] Signage of the Zoning Ordinance is hereby deleted and replaced as follows:

(13) [8] *Signage* . The following standards shall apply to signage:

a. Temporary wall signage.

One (1) Temporary wall banner on a property which has received a zoning compliance for a new business within the last 30 days

b. Temporary ground sign

1. One (1) on-site temporary sign not exceeding eight (8) feet in height or sixteen (16) square feet in size; or

2. One (1) temporary sign, no more than thirty-two (32) square feet in area, located on the property on which there is an active building permit or an active stormwater permit.

c. Prohibited signs. The following signs shall be prohibited in the corridor:

1. Animated signs and full motion video signs are prohibited

2. Temporary signs except as allowed above.

**26. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.4 Highway 544 Overlay Zone.** Sections 723.4(E)(9) Signage of the Zoning Ordinance is hereby deleted and replaced as follows:

(9) Signage.

a. On-site signage requirements

**Signage Allowed by Road Frontage**

Type of Property	Length of Frontage	Number (2)	Type	Height	Sign Area (1,3)
Freestanding parcel	Less than 200 feet	1	Ground Sign	8 feet	½ sq. ft. for each linear ft. of frontage
Freestanding parcel	200—399 feet	1	Freestanding	25 feet	½ sq. ft. for each linear ft. of frontage
Freestanding parcel	More than 400 feet or portion thereof up to 799 feet	1	Freestanding "primary"	35 feet	½ sq. ft. for each linear ft. of frontage up to 400 feet plus 1 sq. ft. for each linear ft. of frontage over 400 feet.
	Each additional 400 feet of frontage	1	Freestanding "secondary"	25 feet	
Commercial Subdivision Development	< 400feet	1	Freestanding "primary"	35 feet	½ sq. ft. for each linear ft. of frontage up to 400 feet plus 1 sq. ft. for each linear ft. of frontage over 400 feet.
	≥400 feet	1	Freestanding "secondary"	25 feet	
Out-parcel of a commercial subdivision development	Less than 400 feet (4)	1	Ground Sign	8 feet	½ sq. ft. for each linear ft. of frontage

Notes:

1. A minimum of 50 square feet of sign area will be allowed for all parcels.
2. Maximum three (3) freestanding signs per parcel or per Commercial.
3. Maximum sign area for the East Highway 544 section located to the south of the Highway 544 right-of-way shall have a maximum of 200 square feet. Maximum sign area per site shall be no greater than 750 sf.
4. Outparcels with greater than 400feet of frontage will be reviewed under the freestanding parcel.

b. *Prohibited signs.* The following signs shall be prohibited in the corridor:

Animated signs and full motion video signs are prohibited

**27. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.5 Highway 707 Overlay Zone.** Sections 723.5(L) Sign Regulations of the Zoning Ordinance is hereby deleted and replaced as follows:

(L) *Sign regulations.*

(1) Off-premise signage.

No new or additional off-premise signs shall be permitted in the Overlay Zone.

(2) On-premise signs.

**Signage Allowed by Road Frontage**

Type of Property	Length of Frontage	Number (1,2)	Type	Height	Sign Area
Freestanding parcel	≥200ft	1	Ground Sign	12 feet	1 sq. ft. for every 1 linear foot of frontage—not to exceed 400 sq. ft.
Freestanding parcel	Less than 200ft	1		8 feet	
Commercial Subdivision Development (3)	N/A	1		12 feet	

Notes:

1. Maximum two (2) signs per parcel.
2. Signs shall have a minimum separation of fifty (50) feet.
3. Outparcels to a Commercial Subdivision Development will be reviewed as Freestanding Parcels.

(3) Temporary Signs

One (1) Temporary wall banner on a property which has received a zoning compliance for a new business within the last 30 days

(4) Prohibited signs.

- a. Temporary signs shall be prohibited except as allowed above.
- b. Changeable manual signs are prohibited in the Overlay.
- c. Animated signs and full motion video signs are prohibited

**28. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.6 Burgess Area Overlay Zone.** Sections 723.6 (L) Sign Regulations of the Zoning Ordinance is hereby deleted and replaced as follows:

(L) *Sign regulations.*

(1) Off-premise signage.

No new or additional off-premise signs shall be permitted in the overlay zone.

(2) On-premise signs.

**Signage Allowed by Road Frontage**

Type of Property	Length of Frontage	Number (1,2)	Type	Height	Sign Area
Freestanding parcel	Less than 200ft	1	Ground Sign	8 feet	1 sq. ft. for every 1 linear foot of frontage—not to exceed 400 sq. ft.
Freestanding parcel	≥200ft	1		12 feet	
Commercial Subdivision Development(3)	N/A	1		12 feet	

Notes:

1. Maximum two (2) signs per parcel.
2. Signs shall have a minimum separation of fifty (50) feet.
3. Outparcels to a Commercial Subdivision Development will be reviewed as Freestanding Parcels.

(3) Temporary Signs

One (1) Temporary wall banner on a property which has received a zoning compliance for a new business within the last 30 days

(4) Prohibited signs.

- a. Temporary signs shall be prohibited except as allowed above
- b. Animated signs and full motion video signs are prohibited
- c. Changeable manual signs and portable signs shall be limited only to parcels which contain either a produce stands or a church.

**29. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.7 Little River Area Overlay Zone.** Sections 723.7 (G)(12) Sign Regulations of the Zoning Ordinance is hereby deleted and replaced as follows:

(12) *Sign Regulations.*

(1) Off-Premise Signage. Off premises advertising signage shall be prohibited except as follows:

- a. Digital billboards may be permitted as a replacement of existing non-digital billboard signage and only as a two for one replacement. Two legally existing non-digital billboards within the overlay must be removed to allow for the installation new digital billboard.
- b. Digital billboards must meet a separation of 2,400 feet from other digital billboards.
- c. Digital billboards cannot be located within 500 feet of an existing residence. This distance shall be measured from the actual billboard location to the nearest property boundary of the nearest residentially used property.

(2). On-premise Signage:

a. Allowed Signage

**Signage Allowed by Road Frontage**

Type of Property	Length of Frontage	Number	Type	Height	Sign Area
Freestanding Parcel	<300ft	1	Ground	12 feet	32sf
	300-499 ft	1		25 feet	48sf
	≥500	2		25 feet	64sf per individual sign or up to a total of 100sf between two signs.
Commercial Subdivision Development	N/A	1	Ground	25feet	100 sf

Notes:

1. Outparcels to a Commercial Subdivision Development will be reviewed as Freestanding Parcels.

b. Design Standards for on premise signage

- 1. Changeable Copy or Digital Signage. Signs may have up to 50% of the permitted copy area as changeable copy(manual or automatic) or digital. Replacing existing LED/electronic/ or manually changeable signage with digital signage shall be considered ordinary maintenance as long as the existing sign structure is capable of supporting the additional weight, the total signage size is not increased and the digital sign does not exceed more than fifty (50) of the total existing sign.
- 2. The maximum size of the background structure of a sign shall not exceed one hundred ten (110) percent of the total square footage of copy area.

(c) Building Signs. Building signs shall be limited to the following:

**Building Signage Allowed Per Tenat Frontage**

Type of Development	Number	Sign Area
Single Tenant Development	1	<ul style="list-style-type: none"><li>• One (1) sf per one (1) lf of building frontage.</li><li>• Additional One Half (1/2) sf for every lf of building frontage for buildings located beyond one hundred (100) feet from the right-of-way.</li></ul>
Multi Tenant Development	1	<ul style="list-style-type: none"><li>• 2.0 square feet for every linear foot of store frontage.</li></ul>

Design Standards for building signage

1. The maximum size of sign letters and logos, including any sign backgrounds, shall be twenty-four (24) inches in height for single tenants.
2. The maximum height of letters and logos for anchor tenants in a retail center shall not exceed twenty (20) percent of the building height.
3. The length of the sign may occupy up to fifty (50) percent of the linear feet of the storefront the business occupies.
4. Maximum size is 150sf.

(3) Temporary signage.

a. Temporary wall signage.

One (1) Temporary wall banner on a property which has received a zoning compliance for a new business within the last 30 days

b. Temporary ground sign

1. One (1) on-site temporary sign not exceeding eight (8) feet in height or sixteen (16) square feet in size; or
2. One (1) temporary sign, no more than thirty-two (32) square feet in area, located on the property on which there is an active building permit or an active stormwater permit.

(4) Prohibited Signs.

- a. Temporary signs shall be prohibited except as allowed above.
- b. Animated signs and full motion video signs are prohibited

**29. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.9 Socastee Boulevard Overlay Zone.** Sections 723.9 (M) Sign Regulations of the Zoning Ordinance is hereby deleted and replaced as follows:

(M) *Sign regulations.*

(1) On-premise signs.

**Signage Allowed by Road Frontage**

Type of Property	Length of Frontage	Number	Type	Height	Sign Area
Freestanding parcel	≤100 LF	1	Ground	8 feet	50 sf
	100 to 199 LF	1	Freestanding	20 feet	One (1) sf per one (1) lf of frontage up to a maximum of 500 sf
	200 to 399 LF	1		30 feet	
	≥400 LF	2		40 feet	
Commercial Subdivision Development	N/A	1	Freestanding	40 feet	
Out-parcel of a commercial subdivision development (1)	<400 feet	1	Ground	8 feet	

Notes:

1. Outparcels with greater than 400feet of frontage will be reviewed under the freestanding parcel.

(2) Temporary

a. Temporary wall signage

One (1) Temporary wall banner on a property which has received a zoning compliance for a new business within the last 30 days

b. Temporary ground sign

1. One (1) on-site temporary sign not exceeding eight (8) feet in height or sixteen (16) square feet in size; or
2. One (1) temporary sign, no more than thirty-two (32) square feet in area, located on the property on which there is an active building permit or an active stormwater permit.

(3) Prohibited signs. The following signs shall be prohibited in the corridor:

- a. Temporary signage except as allowed above
- b. Animated signs and full motion video signs are prohibited

**30. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.11 Veteran's Highway Overlay Zone.** Sections 723.11 of the Zoning Ordinance is hereby deleted and replaced as follows:

(A) *Purpose.* The purpose of the Veteran's Highway Overlay Zone is to preserve the exceptional scenic value of the highway and maintain the serene farm field and natural vistas from the highway for all travelers to enjoy.

(B) *Application.* The Veteran's Highway Overlay Zone provides supplemental sign regulations. The overlay zone extends one thousand (1,000) feet of the right-of-way line on either side of Veteran's Highway.

(C) *Applicable Sign Regulations.*

(1) On-site signage

- a. Maximum height of signs shall be 35ft.
- b. No more than one (1) sign per parcel shall be directed towards Veterans Hwy.

(2) Wall signage

- a. One (1) wall sign no greater than 15 percent of the wall area shall be permitted per wall face.
- b. Only one (1) wall sign shall be visible from Veteran's Highway.

(3) *Prohibited signs*

- a. Animated signs and full motion video signs are prohibited

**31. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.12 Restaurant Row Overlay Zone.** Sections 723.12(M) of the Zoning Ordinance is hereby deleted and replaced as follows:

(M) *Sign regulations.*

(1) On-premise freestanding signs.

**Signage Allowed by Road Frontage**

Type of Property	Length of Frontage	Number	Type	Height	Sign Area
Freestanding parcel	≤50 LF	One (1)	Ground	8 feet	One (1) sf per one (1) lf of frontage up to a maximum of 500
	51 to 99 LF	One (1)	Freestanding	8 feet	
	100 to 199 LF	One (1)		20 feet	
	200-399 LF	One (1)		30 feet	
	≥400 LF	Two (2)		40 feet	
Commercial Subdivision Development	N/A	1	Freestanding	40 feet	
Out-parcel of a commercial subdivision development (1)	<400 feet	1	Ground	8 feet	

Notes:

1. Outparcels with greater than 400feet of frontage will be reviewed under the freestanding parcel.

(3) Prohibited signs

Animated signs and full motion video signs are prohibited

**32. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.14 South Kings Highway Overlay Zone.** Sections 723.14(L) of the Zoning Ordinance is hereby deleted and replaced as follows:

(L) *Sign regulations.*

(1) *Off-premise signage.* No new or additional off-premise signs shall be allowed or permitted in the defined area of this corridor Overlay Zone unless it meets the following:

- a. Off-premise signs must be one thousand two hundred (1,200) feet apart except for digital billboards which must meet a separation of two thousand four hundred (2,400) feet from other digital billboards.
- b. Digital billboards cannot be located within five hundred (500) feet of a residential zone or used property.

(2) *On-premise signs.*

a. Allowed Signage

**Signage Allowed by Road Frontage**

Type of Property	Length of Frontage	Number	Type	Height	Sign Area
Freestanding Parcel	<150 LF	1	Ground	8 feet	50 sf
	150 to 499 LF	1	Freestanding	25 feet	One-half (.5) sf per one (1) linear foot of frontage up to a maximum of 200 sf
	≥500 LF	2			
Commercial Subdivision Development	<1000 LF	1	Freestanding "primary"	25 feet	
	≥1000 LF	1	Freestanding "secondary"	25 feet	1 additional sign up to 150sf
Out-parcel of a commercial subdivision development	N/A	1	Ground	8 feet	One-half (.5) sf per one (1) linear foot of frontage up to a maximum of 200 sf

b. Signage Design standards

1. Maximum number of tenant sign panels incorporated into the freestanding sign:
2. Parcel(s) less three (3) acres may have up to six (6) tenant panels.
3. Parcel(s) greater than or equal to three (3) acres may have up to eight (8) tenant panels.
4. The maximum size of the background structure of a sign shall not exceed one hundred ten (110) percent of the total square footage of copy area. Branded architectural elements shall not count as background structure.
5. The portion of the sign on which tenant names are displayed does not exceed eighty-five (85) percent of the total sign area; and
6. Branded architectural elements shall not count towards the maximum allowable copy area. Branded elements shall not exceed thirty (30) percent of the allowed copy area. Area shall be measured as the smallest box capable of containing all design elements.

(3) Building signs:

**Building Signage Allowed by Tenat Frontage**

Type of Deveopment	Number of Signs	Sign Area Computation (1)
Single Tenant	One (1) building signs per tenant frontage	<ul style="list-style-type: none"><li>• One (1) sf per one (1) lf of building frontage.</li><li>• Additional One Half (1/2) sf for every lf of building frontage for buildings located beyond one hundred (100) feet from the right-of-way.</li></ul>
Multi Tenant	One (1) building signs are permitted per tenant frontage.	<ul style="list-style-type: none"><li>• Two (2) square feet for every lf tenant frontage.</li><li>• The length of the sign may occupy up to seventy-five (75) percent of the linear feet of the storefront the business occupies.</li></ul>

Notes:

1. The size of an individual sign shall not exceed one hundred fifty (150) square feet.

(4) Temporary and other.

a. Temporary wall signage.

One (1) Temporary wall banner on a property which has received a zoning compliance for a new business within the last 30 days

b. Temporary ground sign

1. One (1) on-site temporary sign not exceeding eight (8) feet in height or sixteen (16) square feet in size; or
2. One (1) temporary sign, no more than thirty-two (32) square feet in area, located on the property on which there is an active building permit or an active stormwater permit.

(5) Prohibited signs. The following signs shall be prohibited in the overlay:

- a. Animated and full motion video signs are prohibited.
- b. Temporary signs except for what is allowed above.

**33. Amendment of Appendix B, Zoning Ordinance, Article VII Section 723.15 Hwy 17 Business South Overlay Zone.** Sections 723.15(M) of the Zoning Ordinance is hereby deleted and replaced as follows:

(M) *Sign regulations.*

(1) *On-premise freestanding signs.*

**Signage Allowed by Road Frontage**

Type of Property	(Linear feet of road frontage) LF	Number (1)	Type	Height	Sign Area
Freestanding Parcel	≤50LF	1	Ground	12 feet	One (1) sf per linear foot of frontage up to a maximum of 500 sf One (1) sf per linear foot of frontage up to a maximum of 200 sf
	51 to 99 LF	1	Freestanding	20 feet	
	100 to 399 LF	1		30 feet	
	≥400 LF	2		40 feet	
Commercial Subdivision Development	N/A	1	Freestanding		
Out-parcel of a commercial subdivision development (2)	<400 feet	1	Ground	Ground	

Notes:

1. The minimum separation for all signs on a parcel shall be at least two hundred (200) linear feet.
2. Outparcels with greater than 400feet of frontage will be reviewed under the freestanding parcel.

(2) *Temporary and other.*

a. Flags are allowed as follows:

1. Only two (2) flags shall be permitted.
2. The flags shall not be flown higher than a 35-foot pole, measured from grade.
3. Only one flag per pole up to six (6) feet by ten (10) feet, or two (2) flags per pole up to four (4) feet by six (6) feet, may be flown.
4. The flag pole shall not be located within ten (10) feet of any adjacent right-of-way.

b. Temporary wall signage.

One (1) Temporary wall banner on a property which has received a zoning compliance for a new business within the last 30 days

c. Temporary ground sign

1. One (1) on-site temporary sign not exceeding eight (8) feet in height or sixteen (16) square feet in size; or
2. One (1) temporary sign, no more than thirty-two (32) square feet in area, located on the property on which there is an active building permit or an active stormwater permit.

(3) *Prohibited signs.* The following signs shall be prohibited in the corridor:

a. Temporary signs except for what is allowed above

**34. Amendment of Appendix B, Zoning Ordinance, Article X Sign Regulations.** Article X Sign Regulations is hereby deleted and replaced as follows:

## **ARTICLE X. - SIGN REGULATIONS**

### **1000. - Purpose.**

The purpose of this section of the Horry County Zoning Ordinance is to provide fair and comprehensive regulations that will:

- (a) Provide a pleasing overall environmental setting and good community appearance which is deemed vital to tourism and to the continued economic attractiveness of the county;
- (b) Allow signs appropriate to the planned character of each zoning district;
- (c) Promote highway safety, the welfare and comfort of travelers, the convenience of the public, and the enjoyment of public travel;
- (d) Restrict private signs which overload the public's capacity to receive information and increase the probability of accidents by distracting attention or obstructing vision;
- (e) Protect property values within the county; and
- (f) Reduce conflict among private signs and between private and public information systems.

### **1001. - Scope of this article.**

The provisions set forth in this article shall apply and govern in all districts, and shall regulate the construction, erection, alteration, use, location, size and height of all signs, regardless of their cost of construction. The zoning provisions of this article shall not apply to:

- (a) Signs not visible beyond the boundaries of the lot or parcel upon which they are situated or from any public thoroughfare, right-of-way, or beach.
- (b) Traffic signs, and all other signs, erected or maintained by a governmental body or agency, including danger signs and signs of businesses on governmental property. Signs of a commercial nature shall not be exempt.

### **1002. - Definitions.**

Except as specifically defined herein, all words used in Article X have their customary dictionary definitions. For the purpose of the sign ordinance, certain words or terms used are herein defined as follows:

**Abandoned Sign:** A sign located on a property where no building is located or where the use of the property has been removed and where there is no permitted use for a period of ninety (90) days; a sign which is damaged, in disrepair, or vandalized and not repaired within ninety(90) days.

**Administrative Officer:** The local official (i.e. Zoning Administrator) or designated agent responsible for granting permits and enforcement of the provisions of this article.

**Animation:** The movement, or optical illusion of movement of any part of the sign or any part of the sign structure, design or pictorial segment, including the movement of any illumination or the flashing or varying of light intensity.

**Architectural feature:** means any construction attending to, but not an integral part of the sign, such as, by way of example not limitation, landscape, building, or structural forms that enhance the site in general; it also includes, graphic stripes and other architectural painting techniques applied to a structure that

serves a functional purpose, or when the stripes or other painting techniques are applied to a building provided such treatment does not include lettering, logos or pictures.

**Awning:** A cloth, plastic or other nonstructural covering that projects from a wall for the purpose of shielding a doorway or window. An awning is either permanently attached to a building or can be raised or retracted to a position against the building when not in use.

**Awning sign:** Any sign painted on, or applied to an awning.

**Background structure:** means the parts of a sign, exclusive of the copy area, such as beams, buttresses, poles, cables, and stringers, which support the sign face.

**Balloon Sign:** A lighter-than-air, gas filled balloon, tethered in a fixed location, which contains an advertisement message on its surface or attached to the balloon in any manner.

**Banner:** Any cloth, bunting, plastic, paper, or similar non-rigid material attached to any structure, staff, pole, rope, wire, or framing which is anchored on two or more edges or at all four corners. Banners are temporary in nature and do not include flags.

**Beacon Lighting:** Any source of electric light, whether portable or fixed, the primary purpose of which is to cast a concentrated beam of light generally skyward as a means of attracting attention to its location rather than to illuminate any particular sign, structure, or other object.

**Building frontage:** The maximum linear width of a building measured in a single straight line parallel, or essentially parallel, with the abutting street, commercial access easement or parking lot. Where a building is arranged to include establishments with exterior public entrances but no wall space facing a street, the horizontal dimension of one wall of each such establishment, which faces a mall, or other private way may be considered to be building frontage.

**Building identification sign:** A sign bearing only the name, number(s), letter(s), and/or symbol which identifies a particular building.

**Building mounted sign.** This shall include any signage that is attached to the building including but not limited to awning signs, banners, blade signs canopy signs, wall signage

**Canopy.** A structure other than an awning made of fabric, metal, or other material that is supported by columns or posts affixed to the ground and may also be connected to a building.

**Canopy Sign:** Any sign that is part of, or attached to a canopy.

**Changeable copy sign:** A sign or portion thereof on which the copy or symbols change either automatically through electrical or electronic means, or manually through placement of letters or symbols on a panel mounted in or on a track system. The two types of changeable-copy signs are manual changeable copy signs and electronic changeable copy signs, which include: message center signs, digital displays, and Tri-Vision Boards.

**Channel Letter Sign:** A sign consisting of fabricated or formed three-dimensional letters, individually applied to a wall or raceway, which may accommodate a light source.

**Clearance:** The distance above the walkway, or other surface if specified, to the bottom edge of a sign. This term can also refer to a horizontal distance between two objects.

**Collocated Signage:** Signage where adjacent parcels and/or business can locate signage on the same sign.

**Commercial Parking Lot Light Pole Banners.** A banner specifically designed to be installed on light poles within commercial parking area.

**Digital Display:** The portion of a sign message made up of internally illuminated components capable of changing the message. Digital displays may include but are not limited to LCD, LED, or plasma displays.

**Dimming:** changing the brightness of a display, or the capability of increasing or decreasing the overall display intensity. The brightness level should be highest during the day to compete with daylight, and lower at night.

**Directional Sign:** Signs designed to provide direction to pedestrian and vehicular traffic into and out of, or within a site.

**Dissolve:** means a transition between static message displays that is achieved with varying light intensity and where the first message gradually appears to dissipate and lose legibility simultaneous to the gradual appearance and legibility of the subsequent message.

**Double-faced sign:** A sign with two (2) faces which are usually parallel, but may be v-shaped if the angle of v is no greater than forty-five (45) degrees.

**Fade:** means a transition between static message displays that is achieved with varying light intensity and where the first message gradually loses light intensity to the point of not being legible and the subsequent message gradually increases intensity to the point of legibility.

**Feather flag (aka harpoon flag):** A sign that contains a harpoon style pole or staff driven into the ground for support.

**Flag:** Any sign printed or painted on cloth, plastic, canvas, or other like material with distinctive colors, patterns, or symbols attached to a pole or staff and anchored along only one edge or supported or anchored at only two corners.

**Flashing Sign:** A sign whose artificial illumination is not kept constant in intensity at all times when in use and which exhibits changes in light, color, direction, or animation. This definition does not include electronic message centers signs or digital displays that meet the requirements set forth herein.

**Freestanding sign:** A sign supported by a sign structure placed in the ground and which is wholly independent of any building, fence, vehicle or object (other than the sign structure) for support. This sign type includes pole signs, monument and ground mounted signs.

**Frontage:** The length of the property line of any one (1) premises serving as a public street right-of-way line.

**Government or Regulatory Sign:** A government sign is a sign that is constructed, placed or maintained by the federal, state or local government or a sign that is required to be constructed, placed or maintained by the federal, state or local government either directly or to enforce property owner's rights.

**Ground Sign:** A sign supported by uprights or braces which is placed on, near or at ground level. All supports, upright, bracing or framework utilized or proposed to support the sign, shall be enclosed within

the sign base area. The enclosed base must possess a minimum width of two-thirds (  $2/3$  ) the width of the sign face., and which is not attached to any building. The definitions of ground sign and pole sign are mutually exclusive.

**Height of sign:** The vertical distance measured from the ground to the top of the sign face or background sign structure measured from the centerline of the adjacent right of way (ROW) or if the sign is more than 50ft from the (ROW) it will be measured from the adjacent grade..

**Illuminated Sign:** A sign with electrical equipment installed for illumination, either internally illuminated through its sign face by a light source contained inside the sign or externally illuminated by a light source aimed at its surface.

**Incidental Sign:** A sign that displays general site information, instructions, directives, or restrictions that are primarily oriented to pedestrians and motor vehicle operators who have entered a property from a public street. These signs shall not contain any commercial advertising.

**Incidental Window Sign:** Signs displayed in the window displaying information such as the business' hours of operation, credit institutions accepted, commercial and civic affiliations, and similar information. These signs shall be informational only and shall not contain a commercial message.

**Inflatable Sign:** A sign that is an air-inflated object, which may be of various shapes, made of flexible fabric, resting on the ground or structure and equipped with a portable blower motor that provides a constant flow of air into the device.

**Interactive Sign:** An electronic or animated sign that reacts to the behavior or electronic signals of motor vehicle drivers.

**Interior project directional sign:** A sign located no closer than 100 feet from the exterior public street entrance of a nonresidential project, at a street intersection or along a private driveway within the project. The purpose of this sign is to provide more definitive directional whereabouts of the tenants within the nonresidential project.

**Manual Changeable Copy Sign:** A sign or portion thereof on which the copy or symbols are changed manually through placement or drawing of letters or symbols on a sign face.

**Marquee:** A permanent structure, other than a roof or canopy, attached to, supported by, and projecting from a building and providing protection from the elements.

**Marquee Sign:** Any sign attached to a marquee for the purpose of identifying a use or product. If attached to a theater, performing arts center, cinema, or other similar use, it may also advertise films or productions.

**Mechanical Movement Sign:** A sign having parts that physically move rather than merely appear to move as might be found in a digital display. The physical movement may be activated electronically or by another means, but shall not include wind-activated movement such as used for banners or flags. Mechanical movement signs do not include digital signs that have changeable, programmable displays.

**Menu Sign:** A permanent sign for displaying the bill of fare available at a restaurant, or other use serving food, or beverages.

**Message Sequencing:** The spreading of one message across more than one sign structure.

**Multi-Tenant Sign:** A freestanding sign used to advertise businesses that occupy a shopping center or complex with multiple tenants.

**Mural:** A large picture/image (including but not limited to painted art) which is painted, constructed, or affixed directly onto a vertical building wall, which may or may not contain text, logos, and/ or symbols.

**Neon Sign:** A sign illuminated by a neon tube, or other visible light-emanating gas tube, that is bent to form letters, symbols, or other graphics.

**Nonconforming Sign:** A sign that was legally erected and maintained at the effective date of this Ordinance, or amendment thereto, that does not currently comply with sign regulations of the district in which it is located.

**Off-premises sign:** A sign that identifies or communicates a message related to an activity conducted, a service rendered, or commodity sold, which is not the primary activity, service or commodity on the premises where the sign is located. An outdoor sign whose message directs attention to a specific business, product, service, event or activity, or other commercial or noncommercial activity, or contains a non-commercial message about something that is not sold, produced, manufactured, furnished, or conducted on the premises upon which the sign is located. (Also known as a **third-party sign, billboard, or outdoor advertising**)

**On-premises sign:** A sign that identifies or communicates a message related to the activity conducted, the service rendered, or the commodity sold, on the premises upon which the sign is located. A sign whose message and design relate to an individual business, profession, product, service, event, point of view, or other commercial or non-commercial activity sold, offered, or conducted on the same property where the sign is located.

**Pennant:** a triangular or irregular piece of fabric or other material, commonly attached in strings or strands, or supported on small poles intended to flap in the wind.

**Permanent Sign:** A sign attached or affixed to a building, window, or structure, or to the ground in a manner that enables the sign to resist environmental loads, such as wind, and that precludes ready removal or movement of the sign and whose intended use appears to be indefinite.

**Personal Expression Sign:** An on-premises non-illuminated sign that expresses a non commercial message.

**Reflective Sign:** A sign containing any material or device which has the effect of intensifying reflected light.

**Projecting Sign.** A sign mounted on a building wall or fascia in such a manner that one or more copy areas are not parallel to the building wall.

**Roof Sign.** Any sign that extends above the parapet wall or above the peak of the principal roofline on a building with a sloping roof.

**Sandwich Board Sign:** A type of temporary sign consisting of two faces connected and hinged at the top and whose message is targeted to pedestrians (Also known as **A-frame sign**)

**Scoreboard:** A sign contained within an athletic venue and intended solely to provide information to the attendees of an athletic event. The sign may contain commercial messaging.

**Security Sign:** An on-premises sign regulating the use of the premises, such as a “no trespassing,” “no hunting,” or “no soliciting” sign. (Also known as **warning sign**)

**Shielded:** The description of a luminaire from which no direct glare is visible at normal viewing angles, by virtue of its being properly aimed, oriented, and located and properly fitted with such devices as shields, barn doors, baffles, louvers, skirts, or visors.

**Sign:** A Name, identification, description, display or illustration, which is affixed to, painted or represented directly or indirectly upon a building, or other outdoor surface which directs attention to or is designed or intended to direct attention to the sign face or to an object, product, place, activity, person, institution, organization or business. Signs located completely within an enclosed building and not exposed to view from a street, must not be considered a sign. Each display surface of a sign or sign face must be considered to be a sign.

**Sign Face:** The part of the sign that is or can be used for the sign area. The sign area could be smaller than the sign face.

**Snipe Sign:** A sign tacked, nailed, posted, pasted, glued, or otherwise attached to trees, poles, stakes, fences, public benches, streetlights, or other objects, or placed on any public property or in the public right-of-way or on any private property without the permission of the property owner. (Also known as **bandit sign**)

**Storefront:** The exterior facade of a building housing a commercial use visible from a street, sidewalk, or other pedestrian way accessible to the public and containing the primary entrance to the commercial establishment..

**Streamers:** A display made of lightweight, flexible materials, consisting of long, narrow, wavy strips hung individually or in a series, with or without a logo or advertising message printed or painted on them and typically designed to move in the wind.

**Street Frontage:** The side or sides of a lot abutting on a public street or right-of-way.

**Street Pole Banner:** A banner suspended above a public sidewalk and attached to a single street pole. These signs shall not contain any commercial advertising.

**Temporary Sign.** A banner, pennant, poster or advertising display constructed of paper, cloth, canvas, plastic sheet, cardboard, wallboard, plywood or other like materials and is intended to be displayed for a limited period of time. Any sign designed or intended to be readily relocated. The term includes signs on wheels or on portable structures, tent signs, A-frame signs and similar devices and any sign not secured or securely affixed to the ground or a permanent structure.

**Tri-Vision Boards:** An outdoor unit with a slatted face that allows three different copy messages to revolve at intermittent intervals.

**Vehicular Sign:** A sign affixed to a vehicle in such a manner that the sign is used primarily as a stationary advertisement for the business on which the vehicle sits or is otherwise not incidental to the vehicle’s primary purpose. The vehicle will be considered a sign if it does not have a valid registration or

if the vehicle projects beyond the manufacturers profile. Professional wraps or vehicles used as a common part of the business will not be considered vehicular signs.

**Vending Machine Sign:** A sign displayed on a vending machine indicating the name of the product being sold and/or the price of such product.

**Wall Sign:** A building-mounted sign which is either attached to, displayed on, or painted on an exterior wall in a manner parallel with the wall surface. A sign installed on a false or mansard roof is also considered a wall sign. (Also known as: **fascia sign, parallel wall sign, or band sign**)

**Window Sign:** Any sign that is applied, painted, or affixed to a window, or placed inside a window, within three (3) feet of the glass, facing the outside of the building, and easily seen from the outside. Customary displays of merchandise or objects and material without lettering behind a store window are not considered signs.

### **1003. - General provisions.**

It shall be illegal for a sign to be placed in Horry County except as provided in this article.

(a) Traffic hazards and sign illumination:

1. No flood lights shall be utilized as a part of a sign illumination system which are not hooded or shielded so that the light source is not visible from any public right-of-way or adjacent property nor shall any sign otherwise reflect or emit a glaring light so as to impair driver vision.
2. No sign illumination system shall contain or utilize any beacon, spot, search or stroboscopic light or reflector which is visible from any public right-of-way or adjacent property, nor shall such lights be operated outside, under any circumstances, except by authorized public agencies. No more than one (1) foot-candle of light shall be detectable at the boundary of any abutting property.
3. Illuminated signs or sign lighting devices shall employ only lights emitting a light of constant intensity and no sign shall be illuminated by or contain flashing, intermittent or moving light or lights unless permitted under the allowance for full animation signs as permitted by this overlay
4. No sign shall be animated unless otherwise provided for in this ordinance.

(b) Design standards:

1. All signs shall be constructed of durable materials and designed to meet all applicable requirements of the adopted Building Code.
2. A freestanding sign may contain a sign or signs on one (1) side only or it may be a v-shaped structure or one containing signs back-to-back. A free standing sign shall not have more than 2 sides.
3. No freestanding sign may be located in a required parking space, however it may cantilever over a required parking space if the sign portion over the space is greater than 15ft above grade of the space.
4. Except as otherwise provided, all signs shall be constructed to withstand the wind pressure as designated in the adopted Building Code.
5. Except as otherwise provided, all signs shall be permanently anchored or affixed and constructed as required in the adopted Building Code.
6. Sign Location
  - a. All freestanding signs shall be erected at least ten (10) feet from any side or rear property line. The sign shall be located outside all clear site triangles and a minimum of ten (10) feet from the edge of the travel way. No sign shall be placed in such a position as to endanger pedestrians, bicyclists, or traffic on a street by obscuring the view or by interfering with official street signs or signals by virtue of position or color.

- b. Minimum separation for all onsite freestanding signs shall be at least two hundred (200) linear feet.

7. Signs in disrepair and unsafe signs:

- a. All signs, together with all their supports, braces, guys and anchors shall be kept in good repair and perpetually maintained in safe condition, free from deterioration, defective or missing parts or peeling or faded paint and able to withstand the required wind pressure. Any sign not in compliance with this provision is hereby declared to be a nuisance.
- b. If a sign is deemed unsafe by the Zoning Administrator or the Building Official, notification shall be made to the sign owner and/or property owner in writing that the unsafe conditions must be corrected within thirty (30) days or action shall be initiated to have the sign removed at the property owner's expense.
- c. In the event that a sign is damaged in excess of fifty (50) percent of its construction value or original structural configuration, the sign may only be repaired or replaced in conformity with this article. This excludes sign faces that are not an integral part of the structure.
- d. Except as otherwise provided, no existing sign which fails to meet the standards of this article shall be enlarged or replaced

(c) Digital Sign Standards

1. Brightness: Digital displays are subject to the following brightness limits:

- a. 1,000 nits at night. If sign is within 200ft of residential (zone or use) the sign must be directed away from the residential zone or it may be reduced to 250 nits brightness at night.
- b. Each sign must have a light sensing device that will automatically adjust the brightness of the display as the natural ambient light conditions change. (Permit application must include details from the manufacturer of sign indicating that the sign will automatically dim at night)

2. Animation and/or duration:

- a. No sign on a parcel with less 300lf of frontage shall be animated.
- b. No digital shall be animated except for ten (10) percent of total allowable area in the Highway Commercial (HC) District and twenty (20) percent on signs in the Amusement Commercial (AC) District
- c. Each message or copy must remain static or fixed for at least eight (8) seconds. The transition between messages and/or copy shall changing instantly. (e.g., no fade-out or fade-in)The sign shall contain a default design which shall freeze the sign message in one position if a malfunction should occur.

3. Area:

- a. When used as an on-premises sign, digital signs shall not exceed 50% of the allowable sign area,
- b. When used as an off-premises sign, message center signs may be used for the full permitted sign area.

4. Maximum Number:

Where permitted, one (1) digital sign is permitted per street frontage, up to a maximum of two (2) digital freestanding signs per property.

5. Conversion of an existing or any portion of an existing non digital sign to a digital shall require the issuance of a permit.

**1004. - Prohibited signs.**

- (a) Roof signs.
- (b) Signs painted or attached to trees, fences, or fence posts, telephone or utility poles or signs attached to rocks or other natural features.
- (c) Any commercial identification or advertising signs on benches and refuse containers intended to be viewed from a public way.
- (d) Any sign located or designed so as to intentionally or effectively deny an adjoining property owner reasonable visual access to an existing sign.
- (e) Vehicular sign.
- (f) Any sign which exhibits statements, words or pictures of an obscene or pornographic nature.
- (g) Animated signs unless specifically allowed by this ordinance.
- (h) Signs attached to or painted on piers, seawalls or bulkheads for the purpose of advertising as opposed to reasonable identification. Signs on buildings located on piers shall not be prohibited, but shall conform to the other provisions of this article.
- (i) Abandoned Sign
- (j) Flashing signs
- (k) Snipe signs
- (l) Mechanical movement signs, including revolving signs
- (m) Pennant strings and streamers
- (n) Inflatable devices or balloon signs, with the exception of balloon used in temporary, noncommercial situations.
- (o) Any signs that imitate, resemble, interfere with, or obstruct official traffic lights, signs, or signals or may be confused with an official traffic sign, signal, or device or any other official sign or which uses the words, "stop," "warning," "danger," "caution" or similar words implying the existence of danger or need for stopping or maneuvering.

**1005. - Signs for which a permit is not required.**

- (a) On-site signs no higher than four (4) feet high in height nor greater than six (6) square feet in size. A maximum of one (1) such sign shall be allowed at each point of ingress or egress and located outside required site triangles.
- (b) Government, Official traffic signs or regulatory signs
- (c) Flat mounted building signs smaller than four (4) square feet per building. Such signs may be mounted on the building, canopy or awning.
- (d) Personal expression signs of any type, including flags, provided that they do not exceed three (3) sq. ft. in area per side. There is no restriction on the number of personal expression signs permitted per property.
- (e) Window signs.
  - 1. No more than eight (8) total signs or pieces of information
  - 2. Limited to 25% of th total glass area of the window(3) Incidental window signs displaying pertinent business information such as the business' hours of operation and credit cards accepted, shall be excluded from area calculations for window signs.
- (f) Flags
  - 1. Limited to three (3) total flags per location; unless associated with outdoor amusement uses.
  - 2. Flags and pennants associated with legally existing or permitted outdoor amusement uses are not limited in number provided individual flags or pennants do not exceed fifteen (15) square feet in size.
  - 3. Flags must be on permanent poles.
  - 4. Flags must meet a 10ft setback from all property line.
  - 5. Feather flags count towards the temporary signage and not regulated under this provision.
- (g) Commercial Parking lot Pole Banners
  - 1. Must be attached to permanent light standards and set back no less than ten (10) feet from the traveled portion of the road and do not encroach into a right-of-way.
  - 2. The number of such flags/banners shall be limited to no more than one (1) per sixty (60) linear feet of road frontage.
  - 3. Must spaced a minimum of forty-five (45) feet apart.
  - 4. No greater than thirty two (32) square feet in size.
  - 5. Flags/banners shall be properly maintained. They shall not be tattered or torn, nor faded to the extent the pattern or colors become indiscernible.
- (h) Vending machine sign
- (i) Art and murals, provided such signs do not contain any commercial messaging.
- (j) Temporary signs in accordance with these regulations.

### **1007. - Application for permit.**

All applications for sign permits shall be made within the Horry County Planning & Zoning Department for review. The following information shall be submitted for a sign permit:

- (a) A completed sign permit application, building permit application and sign permit checklist.
- (b) A master site plan drawn to scale showing the proposed location of the new sign with respect to property lines and any buildings, parking areas and other improvements to the property. Also included must be the location and size of all existing signs on site. For off-site sign applications, all required separations also need to be documented on the plans.
- (c) A rendering of the proposed sign showing the size, shape, design, height, proposed illumination (if applicable) and type of sign to be erected.
- (d) Building signs should indicate the height, length and width of the proposed building façade on which the sign will be placed.
- (e) Information required by Code Enforcement to determine compliance with applicable building codes and wind load requirements.
- (f) Any other information, specifications, photographs, or the like deemed necessary by the building inspector or zoning administrator in order to assure compliance with county codes.

### **1008. - Sign dimensional computation.**

#### (a) Sign Area

1. The area of a sign is measured by finding the area of the minimum imaginary box of vertical and horizontal lines which fully enclose all extremities of the sign including design features, words, copy, logos or message, excluding support bases, poles and covers.
2. Only one (1) side of a double-faced or V-shaped sign shall be counted in determining area when the interior angle formed by the faces is no greater than forty-five (45) degrees.

#### (b) Sign Height.

1. Height shall be measured as the distance from the highest portion of the sign to the mean finished grade of the street closest to the sign. In the case of a sign located greater than 100 feet from a public street, height shall be measured to the mean grade at the base of the sign.
2. Clearance for freestanding and projecting signs shall be measured as the smallest vertical distance between finished grade and the lowest point of the sign, including any framework or other structural elements.

#### (c) Sign Spacing:

The spacing between sign structures shall be measured as a straight-line distance along the property line between the closest edges of each sign.

**1009. - Signs allowed in specified zoning districts.**

(a) Signs allowed in residential districts:

1. Developments are allowed two (2) entrance signs per entrance if signs are placed on the face of an entrance wall to said development. Such signs shall not exceed fifty (50) square feet per sign face and an aggregate area of one hundred (100) square feet per entrance, nor shall they exceed a height of ten (10) feet. If a double-faced sign is used without the entrance walls, only one (1) such sign is allowed per entrance. Developments that choose to use a boulevard entrance with a sign placed within a landscaped median shall only be permitted if such sign is protected by an six (6) inch raised curb and approval and/or encroachment permit is granted by engineering prior to submittal for a sign permit.
2. One (1) freestanding identification sign for lawful commercial uses provided it shall not exceed forty (40) square feet in area nor ten (10) feet in height. This does not include parcels that are primarily used for residential purposes.

(b) Signs allowed in commercial districts

1. On Site Signage Allowed

**Signage Allowed by Road Frontage**

Type of Property	Length of Corridor Frontage	Number (1)	Type	Height	Sign Area (2,5)
Freestanding parcel	Less than 100 feet	1	Ground	8 feet	1 sq. ft. for each linear ft. of frontage
Freestanding parcel	100- than 199 feet	1	Ground	20 feet	
Freestanding parcel	200--399 feet	1	Freestanding	35 feet	
Freestanding parcel	More than 400 feet or portion thereof up to 799 feet	2	1 - Freestanding "primary"	50 feet	
			1 - Freestanding "secondary"	25 feet	
	Over 800 feet	1 additional	Freestanding "secondary"	25 feet	
Commercial Subdivision Deveopment(3)	More than 400 feet or portion thereof up to 799 feet	2	1 - Freestanding "primary"	50 feet	
			1 - Freestanding "secondary"	25 feet	
	Over 800 feet	1 additional	Freestanding "secondary"	25 feet	
Out-parcel that is part of a commercial subdivision development (4)	Less than 400 feet	1 per frontage	Monument	8 feet	

1. In no instance shall a site have more than three (3) freestanding signs.
2. Maximum sign area per site shall be no greater than 750 sf.
3. Signage for commercial subdivision developments, shall be calculated based on the total roadway frontage, along the roadways that the sign will face, that such development has inclusive of all out-parcels.
4. Signage located on Out-parcels of a commercial subdivision development shall not be counted towards the maximum sign area for the development.
5. Collocated Signage Adjacent parcels and/or business can collocate signage on the same sign as long as the allowable height is not exceeded and the total square footage of signage for the combined developments is not exceeded.

## 2. Building Mounted Requirements

### A. Wall Signs.

Shall not exceed fifteen (15) percent of the surface area of the wall storefront.

### B. Canopy, Awning or Marquee Signs.

- (1) A canopy or awning without lettering or other advertising shall not be regulated as a sign.
- (2) Canopy or awning signs must be centered within or over architectural elements such as windows or doors.
- (3) No awning or canopy sign shall be wider than the building wall or tenant space it identifies.
- (4) Canopy and/or awning signs must meet the required building setbacks.
- (5) The lowest edge of the canopy or awning sign shall be at least eight (8) feet above the finished grade.

### C. Projecting Signs.

The lowest edge of a projecting sign shall be at least eight (8) feet above the finished grade.

## 3. Interior project directional sign

Signs are authorized in all developments or planned subdivisions of land within any nonresidential zoning district subject to the following:

- A. May not be located within 100 feet of an entrance to a project.
- B. Maximum sign area not to exceed 32sf
- C. Maximum sign height shall not exceed 8ft
- D. No setback from the right of way.
- E. Can be located within an easement on nonresidential property within the project.
- F. Can be located within a private right of way/easement. Cannot be located within a public right of way.
- G. Must not be located in such a manner as to block visibility of adjacent signage or any required sight triangles.
- H. Only 1 sign located at each internal intersection within the project.

### **1010. - Off-premises signs.**

(a) Zoning district, off-premise signs are allowed only within the following zoning district(s):

1. Forest/Agriculture (FA) and Commercial Forest Agriculture (CFA).
2. Highway Commercial (HC).
3. Amusement Commercial (AC).
4. Limited Industrial (LI).
5. Heavy Industrial (HI).
6. Reserved.
8. Office/Professional/Institutional (OPI).
9. PUD's containing the zoning districts listed above.
10. Resort Commercial (RC).
11. Commercial Recreation (CR).
12. Retailing and Commercial Services (RSC).
13. Transportation Related Services (TRS).

(b) Spacing. Spacing between off-premise signs shall be measured linearly on the same side of the road. Off-premise signs shall meet the following spaces requirements:

1. One thousand two hundred (1,200) feet apart in Highway Commercial (HC), Amusement Commercial (AC), Limited Industrial (LI), Heavy Industrial (HI), , Office/Professional (OPI), PUD's, Resort Commercial (RC), Commercial Recreation (CR), Retailing and Commercial Services (RSC), and Transportation Related Services (TRS) containing these zoning districts, unless otherwise restricted within this article.
  2. One thousand eight hundred (1,800) feet apart in Forest/Agriculture (FA) and Commercial Forest Agriculture (CFA) zoning districts, unless otherwise restricted within this article.
  3. No portion of any off-premise sign shall be located within one thousand (1,000) feet from the centerlines of the Carolina Bays Parkway, Veterans Hwy 22 Grissom Parkway, Robert Edge Parkway, or International Drive . No portion of any off-premise sign shall be located within five hundred (500) feet from the nearest point of the beginning or ending of pavement widening at the exit from or entrance to Carlina Bays Parkway or Veteran Hwy 22.
  4. No off-premise sign shall be located nearer than three hundred (300) feet from the property line of a church or place of worship, a cemetery, a public or private school, or a public park.
  5. No off-premise sign shall be located nearer than one hundred (100) feet to a signalized intersection of two (2) or more streets. The distance is measured from the closest signal head or span wire.
  6. No off-premise sign shall be located nearer than six hundred (600) feet, measured linearly following the road, to an elevated bridge abutment.
  7. Where state and federal standards are more stringent, those standards shall govern.
  8. In zoning districts that allow off-premise signs, there must be a legally permitted commercial structure within six hundred (600) feet measured in a radius from the center point of the proposed sign location or as regulated by current SCDOT or federal governmental requirements.
- (c) Size, height, and construction standards.
1. The size of an off-premise sign shall not exceed four hundred (400) square feet of sign surface. Cutouts may be added but may not increase the size of the sign by more than forty (40) square feet.
  2. Off-premise signs shall not exceed fifty (50) in height, measured from the highest part of the sign, including its supporting structure and the crown of the adjacent roadway.
  3. Stacking or triangulating sign faces shall not be permitted. Off premise signs may only be back to back or "V" shaped no more than forty-five (45) degrees.
  4. The minimum height of any off-premise sign face over two hundred (200) square feet in area shall not be less than twenty-five (25) feet measured from the lowest part of any sign face and the crown of the adjacent roadway.
  5. Off-premise signs shall be set back ten (10) feet from all property lines as measured from the leading edge of the sign.
  6. A permitted off-premise sign may not use any sign face for on premise advertising.

**1011. - Temporary signage restrictions.**

(a) Temporary wall banners shall be allowed as follows:

1. A maximum of two (2) temporary wall banners shall be allowed upon a site that has a single tenant or one (1) temporary wall banner per tenant in a commercial center.
2. The temporary wall banners are attached to permitted commercial building. Banners attached to utility poles or hung between post set into the ground for the purposes of displaying signage shall be considered temporary ground signs and have to meet the standards below.
3. The temporary wall banner's advertising area when combined with other signage on the site does not result in more that fifteen (15) percent of the wall area being covered.

(b) Temporary ground signs shall be allowed subject to the following:

1. Limited to one (1) temporary ground sign.
2. Signs shall not exceed eight (8) feet in height or thirty two (32) square feet in size on parcels with a legally existing nonresidential use or on any property which has received construction plan approval for development or up to six (6) square feet on existing single family lots of record.
3. The temporary ground sign cannot be used if it would result in the total amount of signage exceeding what is allowable for that district.
4. Temporary ground signs of any type shall be outside of the road rights-of-way and setback from side and rear property lines by no less than five (5) feet and located outside of required site triangles.
5. All allowed temporary ground signs shall be removed, relocated or disassembled when it is determined by the zoning administrator or designee that a dangerous condition exists.

**1013. - Enforcement, penalties and remedies.**

The zoning administrator or designated agent shall have the right to remove signs placed within any street or highway right-of-way without notice to the owners.

**1014. - Nonconforming signs.**

Signs that were legally in existence and lawfully conforming with the Ordinance prior to the effective date of the ordinance from which this section was derived and which, after adoption of this section, do not conform are considered legal nonconforming subject to the following:

(a) Termination by neglect. Any sign exhibiting conditions of neglect and left in a state of disrepair for a continuous period exceeding six (6) months shall be removed. Replacement of said sign is not required, however if replaced the new sign shall conform to the requirements established herein.

(b) Maintenance.

Ordinary maintenance of the exempted sign shall be continued in order to ensure such signs are maintained in a structurally sound condition, with a neat appearance and in a generally good state of repair. Ordinary maintenance may include replacements of supports with different materials or design than the previous supports provided the replaced supports are not enlarged. Nothing in this division shall prevent the strengthening or restoring to a safe condition of any portion of an exempted sign declared unsafe by a code enforcement officer or building inspector provided that any such improvement does not exceed fifty percent (50%) of its construction value or original structural configuration. For purposes of this subsection, the replacement of individual tenant name panels on a multi-tenant center sign shall not constitute an alteration or modification.

(c) Alteration

1. No legal nonconforming sign shall be expanded, moved, modified or altered in any manner that would increase the degree of its nonconformity.
2. A lawfully existing non-conforming on-site sign may be altered with the removal of another lawfully existing nonconforming on-site sign located on the property where the alteration is occurring.
3. A lawfully existing non-conforming off-premises sign may be altered with the removal of another lawfully existing nonconforming off-premises sign provided:
  - A. The signs that are to be removed or altered have to be under the same ownership.
  - B. The sign or signs to be removed are of the same or greater square footage as the sign or signs to be altered.
4. Replacing existing digital or manually changeable copy signage with digital signage shall be considered ordinary maintenance as long as the existing sign structure is capable of supporting the additional weight, the total signage size is not increased and the digital sign does meets all of the requirements of Section 1003 (C). This will be required to be permitted.

**5. Nonconforming sign discontinuance.**

Notwithstanding other provisions of this ordinance, nonconforming temporary signs, flags, banners and pennants, after the adoption of this ordinance shall be removed, altered, or otherwise made to conform with this ordinance within six (6) months. Notice shall be given by the Zoning Administrator or designated agent to the aforementioned nonconforming sign owners stating wherein they do not conform to said ordinance and stating the date that the nonconforming sign must either comply or cease to exist. The date that the nonconforming sign must either comply or cease to exist shall be measured from the date of adoption of this ordinance and shall be observed regardless of whether notice of nonconformity is given by the Zoning Department or received by the affected owner.

**Severability:** If a Section, Sub-section, 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.

**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, then the preceding Section, Sub-section or part shall be deemed repealed and no longer in effect.

**Effective Date:** This Ordinance shall become effective on Third Reading.

**AND IT IS SO ORDAINED, ENACTED AND ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**HORRY COUNTY COUNCIL**

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Johnny Gardner, Chairman

Harold G. Worley, District 1	Bill Howard, District 2
Dennis DiSabato, District 3	Gary Loftus, District 4
Tyler Servant, District 5	Cam Crawford, District 6
Orton Bellamy, District 7	Johnny Vaught, District 8
W. Paul Prince, District 9	Danny Hardee, District 10
Al Allen, District 11	

Attest:

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Patricia S. Hartley, Clerk to Council

First Reading: February 4, 2020

Second Reading: February 18, 2020

Third Reading:

County Council Decision Memorandum  
Horry County, South Carolina

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Date: December 4, 2019  
From: Planning and Zoning  
Division: Infrastructure and Regulation  
Prepared By: David Schwerd, Planning Director  
Cleared By: David Schwerd, Planning Director  
Regarding: Sign Ordinance

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**ISSUE:**

Should Horry County amend the regulations affecting signage?

**PROPOSED ACTION:**

Approve the proposed amendment.

**RECOMMENDATION:**

I&R recommended Approval on 1/28/2020

Planning Commission recommended Approval on 11/7/2020.

Staff recommends approval.

**BACKGROUND:**

The Horry County Sign regulations have been cobbled together adopted and revised many times over the last 30 years. There have been many changes to sign allowance. Adoption of new regulations in regards to offsite signage, political signs, model home signage. There have also been 13 overlays which affect signage adopted over that same time. Planning Commission created a subcommittee of Planning Commission members as well as members of the sign industry. They have had a chance to review and make changes to the regulations as well as permit procedures.

**ANALYSIS:**

The proposed ordinances have been recommended for approval by the Sign Subcommittee. The ordinance unifies the language, definitions, and standards. While not all of the standards are uniform, this proposal significantly reduces the differences between the various areas within the county. It includes creating a standard way to measure size and height. Also it creates a standard format for the regulations, so even those overlays which have sign regulations would use the standard format. This ordinance also addresses possible constitutional concerns in the ways in which signage is regulated. In 2015 the US Supreme Court affirmed that we cannot regulation signage by its content. We can however regulate the time, place and manner in which signage is displayed.

COUNTY OF HORRY )  
 )  
STATE OF SOUTH CAROLINA )

ORDINANCE 14-2020

**AN ORDINANCE TO AMEND ZONING APPENDIX B OF THE HORRY COUNTY CODE OF ORDINANCES PERTAINING TO GENERAL PROVISIONS FOR LIGHT AND GLARE REGARDING EXTERIOR LIGHTING.**

**WHEREAS**, the Zoning Ordinance shall address provisions for exterior lighting by adding language regarding the direction, control, and intensity of illumination; and,

**WHEREAS**, the amended Zoning Ordinance sections shall reference recognized lighting industry standards for exterior fixture types; and,

**WHEREAS**, exceptions for street lights, temporary, seasonal, decorative, and low wattage lights, and otherwise permitted signs shall be provided; and,

**WHEREAS**, it is the intent of the County Council to ensure lighting design and illumination accomplishes the on-site need for exterior lighting without trespass onto adjoining properties.

**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, it is ordained and enacted that:

**1. Amendment of Zoning Appendix B, Article V, Section 520.** Section 520 of the Zoning Ordinance is hereby amended as follows:

(All text in ~~strikethrough~~ shall be deleted and all text shown **underlined and bolded** shall be added)

520. Light and glare.

**Exterior lighting shall meet functional and security needs in a way that does not adversely affect the adjacent properties or street right-of-way. Lighting shall be oriented and shielded to provide onsite illumination that minimally impacts the surrounding environment.**

520.3 Public streetlights, **temporary lighting, seasonal decorations, and decorative lighting** are exempt from this requirement.

**520.4 Lighting of predominately horizontal surfaces. Light fixtures shall be full-cutoff that meet Illuminating Engineering Society of North America (IESNA) criteria, and shall be aimed straight down.**

**520.5 Lighting of predominately non-horizontal surfaces. Light fixtures in excess of one hundred (100) watts or two hundred (200) lumens shall be full-cutoff or directionally shielded and shall be aimed and controlled so that light is confined, as much as possible, to the objects that are intended to be lit and does not project into the windows of neighboring**

**residences, adjacent uses, past the object being illuminated, skyward, or onto a public roadway.**

**520.6 Excessive illumination. Lighting within any lot that unnecessarily illuminates and substantially interferes with the use or enjoyment of any other property is prohibited. Blinking or flashing lights shall be prohibited unless the lights are required as a safety feature or as permitted as part of a sign in accordance with Article X. Sign Regulations.**

5. **Severability:** If a Section, Sub-section, 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.

6. **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, then the preceding Section, Sub-section, or part shall be deemed repealed and no longer in effect.

7. **Effective Date:** This Ordinance shall become effective upon third reading.

### HORRY COUNTY COUNCIL

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Johnny Gardner, Chairman

Harold G. Worley, District 1  
Dennis DiSabato, District 3  
Tyler Servant, District 5  
Orton Bellamy, District 7  
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Bill Howard, District 2  
Gary Loftus, District 4  
Cam Crawford, District 6  
Johnny Vaught, District 8  
Danny Hardee, District 10

Attest:

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Patricia S. Hartley, Clerk to Council

First Reading: February 4, 2020  
Second Reading: February 18, 2020  
Third Reading:

County Council Decision Memorandum  
Horry County, South Carolina

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Date: November 15, 2019  
From: Planning and Zoning  
Division: Infrastructure & Regulation  
Prepared By: Katie Moore, Senior Planner  
Cleared By: David Schwerd, Director of Planning  
Regarding: General Provisions for Light and Glare pertaining to Exterior Lighting

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**ISSUE:**

Should Horry County amend the General Provisions of the Zoning ordinance to address light and glare produced by exterior lighting?

**PROPOSED ACTION:**

Approve the proposed amendment to address the intent of light and glare general provisions and considerations for fixtures types along with illumination intensity and direction.

**RECOMMENDATION:**

I&R recommended Approval on 1/28/2020  
Planning Commission recommended Approval on 12/05/19.  
Staff recommends Approval.

**BACKGROUND:**

Horry County currently addresses light and glare within Article V. General Provisions of the Zoning Ordinance. Additional regulation pertaining to exterior lighting of property is presented within several Chapters of the Horry County Code of Ordinances and in Article VII. Requirements by District 723. Overlay zone of the Zoning Ordinance.

Exterior lighting design is typically reviewed to ensure it meets the functional and security needs of a property while minimally impacting the surrounding environment and the use of adjacent properties. Fixture types can vary depending on if the area to be illuminated is predominately horizontal such as parking lots and walkways or non-horizontal such as building facades and towers. In all circumstances, the design should both control and orient light so as to eliminate or maximize the reduction of glare by utilizing full-cutoff light fixtures that are mounted as specified by the manufacturer and in compliance with all Horry County regulations.

Due to the diversity of property uses within Horry County, defining an appropriate lighting design standard is complicated. Properties may exhibit a unique need either for function or safety that requires consideration while maintaining the provision to prohibit illumination beyond the property boundary.

**ANALYSIS:**

Amending the Zoning Ordinance to address light and glare general provisions pertaining to exterior lighting will allow a property to meet onsite illumination needs while minimizing negative impacts that affect the safety and function of adjacent properties and right-of-way.