

STATE OF SOUTH CAROLINA) AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
) TO AMEND SECTION 12-67(C)III TO ALLOW UMBRELLAS
COUNTY OF Horry) TO BE SECURED (BUT NOT REQUIRE), AND TO ADD
) "CABANAS" TO PARAGRAPH (D) STIPULATING THAT
TOWN OF SURFSIDE BEACH) THEY MUST BE PLACED BY THE EMERGENCY LANE

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled on this 27th day of August 2019; and

WHEREAS, Mr. Anousha Shifteh, a town resident living on North Ocean Boulevard, asked Town Council to consider removing the words "without grounding lines or ropes" from Section 12-67(c)iii, because umbrellas that are not secured pose hazards when the wind blows them about; and

WHEREAS, there have been multiple incidents of umbrellas becoming airborne along the Grand Strand, becoming dangerous projectiles; and

WHEREAS, it is in the best interest of public safety to allow umbrellas to be secured.

NOW, THEREFORE, by the power and authority granted to the Surfside Beach Town Council by the State of South Carolina that of the Surfside Beach Code of Ordinances Section 12-67(C)III is hereby .

Section 12-67. Obstructions on the beach.

(c) iii. Umbrellas or other shading devices, including baby tents, shall be placed in a location behind the lifeguard stand in such a manner that the lifeguard's view of the beach shall not be obstructed. As lifeguards move their stands due to the rising tide, all shading devices shall be moved to the west to maintain the lifeguard's line of site. An umbrella is defined as a shading device with a center pole no greater than seven (7) feet six (6) inches in height and with a circular shade no greater than nine (9) feet in diameter. An umbrella is defined as a collapsible circular shade consisting of a natural or synthetic fabric shade stretched over hinged ribs radiating from a central pole, with straight tie downs, if any used. A 'baby tent' is defined as a shading device no larger than thirty-one (31) inches in height by thirty-one and one-half (31.5) inches in width and thirty-eight (38) inches in depth.

(d) Tents, canopies, cabanas, or other shading devices, (hereinafter all referred to as 'tents') other than an umbrella or baby tent as defined in paragraph (c) iii hereinabove, shall be no larger than ten (10) feet by ten (10) feet and shall be allowed when placed contiguous to the town's beach emergency lane, so long as there is at least ten (10) feet between each tent, and tents shall have straight tie-downs, and there shall be no obstructions, including beach paraphernalia, between the tents. A single row of tents from Melody Lane to 17th Avenue North shall be allowed. Emergency access locations require additional clearance guidelines as follow to accommodate emergency apparatus.

SEVERABILITY. If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

ORDINANCE AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon second reading by

the Mayor and Town Council of the Town of Surfside Beach, and those portions not amended by this ordinance shall remain unchanged.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this 24th day of September 2019.

Surfside Beach Town Council

Robert F. Childs, III, Mayor

David L. Pellegrino, Mayor Pro Tempore

Bruce H. Dietrich, Town Council

Mark L. Johnson, Town Council

Ron Ott, Town Council

Debbie Scoles, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Approved