
1 **2018-37 (2ND READING): AN ORDINANCE TO ENACT IN APPENDIX A, ZONING,**
2 **IN ARTICLE 9, LANDSCAPING AND TREE PROTECTION, SECTION 903.P**
3 **EXEMPTION TO PROVIDE FOR MANAGERIAL ADMINISTRATION WAIVER OF ONE**
4 **OR MORE REQUIREMENTS WHEN IN CONFLICT WITH THE UNDERGROUND**
5 **PLACEMENT OF OVERHEAD WIRING.**

6 **Applicant/Purpose:** Staff / to add Section 903.P to the landscaping & tree protection
7 ordinance in Appendix A, Article 9 of the Code of Ordinances.
8

9 **Brief:**

- 10 • The landscaping & tree protection requirements provide greater landscaping
11 amenities & tree protection, which result in a more attractive community.
- 12 • The City is embarking on the next underground utilities phase along King's Highway.
- 13 • Current rules & regs require a 5' landscape buffer b/w the sidewalk & the road.
- 14 • The 5' buffer requirement will result in many businesses, particularly, along S. King's
15 Highway losing commercial parking spaces.
- 16 • As such, these businesses will not sign an easement w/ the City to do the
17 undergrounding project w/out this waiver.
- 18 • No changes since 1st reading.
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20 **Issues:**

- 21 • This ordinance allows the Manager to waive landscape & tree requirements when
22 they conflict w/ undergrounding utilities or w/ a new or expanded sidewalk project.
- 23 • Some trees & landscaping could be disturbed or removed due to the undergrounding
24 of utilities &/or the construction/expansion of sidewalks.
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26 **Public Notification:** Normal meeting notification.
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28 **Alternatives:**

- 29 • Deny the ordinance.
- 30 • To modify the ordinance.
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32 **Financial Impact:** None.
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34 **Manager's Recommendation:**

- 35 • I recommend 1st reading (5/22/18)
- 36 • I recommend approval (6/12/18).
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38 **Attachments:** Proposed ordinance.

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CITY OF MYRTLE BEACH
COUNTY OF HORRY
STATE OF SOUTH CAROLINA

AN ORDINANCE TO ENACT IN APPENDIX A,
ZONING, IN ARTICLE 9, LANDSCAPING AND
TREE PROTECTION, SECTION 903.P
EXEMPTION TO PROVIDE FOR MANAGERIAL
ADMINISTRATIVE WAIVER OF ONE OR MORE
REQUIREMENTS WHEN IN CONFLICT WITH
THE UNDERGROUND PLACEMENT OF
OVERHEAD WIRING.

IT IS HEREBY ORDAINED Appendix A, Zoning, Article 9, Section 903.P is enacted.

Appendix A. Zoning
Article 9. Landscaping and Tree Protection.

Sec. 903.P Exemption
The Manager may administratively exempt one or more of the requirements of this
Article when in conflict with the underground placement of overhead wiring and/or
installation or expansion of sidewalks.

This ordinance shall become effective upon adoption.

BRENDA BETHUNE, MAYOR

ATTEST:

CITY CLERK
1st Reading:
2nd Reading: