

March 13, 2018 - Presented for approval.

R2018-12: A RESOLUTION DECLARING AN EXTRAORDINARY EVENT, & DIRECTING THE MANAGER TO TAKE ALL STEPS NECESSARY FOR THE PRESERVATION OF PUBLIC HEALTH, SAFETY WELFARE FROM APRIL 28, 2018 THROUGH APRIL 29, 2018 - WINGS OVER MYRTLE BEACH AIR SHOW, COAST F/A SOCCER TOURNAMENT, & GROUND ZERO DRAGON BOAT FESTIVAL.

Applicant/Purpose: Staff/ to declare the Wings Over Myrtle Beach, Coast F/A Soccer Tournament, & Ground Zero Dragon Boat Festival as Extraordinary Events because they are all occurring on the same days in The Market Common.

Brief:

- Pursuant to 2015-31 an extraordinary event is:
 - A large scale organized rally or event of national/international significance.
 - An unpermitted rally or event that would otherwise be declared a special event due to its impact on public health, safety & welfare.
 - An event w/a history of attracting a significant # of vehicles & people to a certain area.
- In such an actual or threatened occurrence, Council may declare an extraordinary event, fix the location & establish the time of such event.
- The extraordinary event declaration expires w/in 96 hours of issuance.
- Due to the convergence of these 3 very large public events in the same area at the same time, this proposed resolution declares all 3 to be extraordinary events (April 28-29, 2018).

Issues:

- Upon declaration of an extraordinary event, the Manager may:
 - Request assistance from the federal, State & other local governments.
 - Utilize public or private property when there is compelling necessity for the protection of lives, health & welfare.
 - Facilitate non-consensual towing of vehicles & motorcycles.
 - Allow private property owners to use vacant lots for temporary paid parking to alleviate the extraordinary need for parking.
 - Restrict parking along Howard Avenue, & between Iris & Reed, & between Deville & Farrow to 3 hours/vehicle/day (April 28 - 29).

Public Notification: Normal meeting notification.

Alternatives:

- Amend proposed resolution.
- Deny proposed resolution.

Financial Impact: No measurable impact.

Manager's Recommendation: I recommend approval.

Attachment(s): Proposed resolution.

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RESOLUTION R2018-12

**CITY OF MYRTLE BEACH
COUNTY OF HORRY
STATE OF SOUTH CAROLINA**

**A RESOLUTION DECLARING AN
EXTRAORDINARY EVENT, AND DIRECTING THE
MANAGER TO TAKE ALL STEPS NECESSARY FOR
THE PRESERVATION OF PUBLIC HEALTH,
SAFETY WELFARE FROM APRIL 28, 2018
THROUGH APRIL 29, 2018 - WINGS OVER
MYRTLE BEACH AIR SHOW, COAST F/A SOCCER
TOURNAMENT, AND GROUND ZERO DRAGON
BOAT FESTIVAL.**

Whereas, pursuant to Ordinance No. 2015-31, enacted on 4-28-1, an Extraordinary Event means and organized large-scaled rally or special event of national or international significance; or an unpermitted rally or event that would be declared a special event under this chapter due to its impact on public health, safety and welfare, were it to be organized, or an event named or unnamed that has a history of attracting or is expected to attract a significant number of vehicles and people to a certain portion of the City in congregation and congestion, thereby placing the public health, safety and welfare in jeopardy; or a declared state of civil emergency by the County of Horry, which would impact the City of Myrtle Beach, and thus implicate the application of Chapter 8 of the Code of Ordinances of Myrtle Beach; and

Whereas, in the event of an actual or threatened occurrence of an Extraordinary Event, which may result or has resulted in the immediate past history in loss in life, personal injury, property damage or destruction and in the major disruption of routine community affairs, business or governmental operations in the city and which is of sufficient severity and magnitude to warrant extraordinary assistance by federal, state and local departments and agencies to supplement the efforts of available public and private resources, the City Council may declare an Extraordinary Event, fix the location or boundaries of the Extraordinary Event, and establish the period of time of the Extraordinary Event. The Manager may act under this Ordinance from April 28, 2018, by transmitting the orders and conditions to all city employees. The declaration of an Extraordinary Event shall expire April 29, 2018; and

Whereas, as defined in Ordinance, the permitted performance of any person, group or ensemble with an anticipated attendance of greater than 10,000 attendees may be declared to be an Extraordinary Event.

Now therefore, be it resolved and declared that the Wings Over Myrtle Beach Air Show, Coast F/A Soccer Tournament, and Ground Zero Dragon Boat Festival of April 28, 2018 through April 29, 2018 are Extraordinary Events due to the anticipated number of participants and because they are all scheduled for the same day in the Market Common Area.

Be it further resolved that:

Consistent with a declaration of an Extraordinary Event, the Manager or the person designated by Council may request the assistance from the federal, state or other local governments to

1 provide that the impact of the Extraordinary Event has been or is anticipated to be beyond the
2 capacity of the city to meet adequately and outside agency assistance is necessary to
3 supplement local efforts to save lives and protect property, public health and safety, or to
4 avert or lessen the negative impact of the Extraordinary Event on the citizens; and
5 Further, upon declaration of an Extraordinary Event, the City Manager or designee(s), in order
6 to promote public health, safety, welfare and order, and to protect lives, minimize criminal
7 activity, and maximize the efficiency of providing municipal services, may:

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- 9 i. Hire, enlist, contract employ or appoint temporary armed Registered Private Security
- 10 Officers, in addition to law enforcement persons and agencies, and resolve questions of
- 11 authority and responsibility that may
- 12 ii. arise among them in deployment as part of a County-wide plan;
- 13 Utilize public property when there is compelling necessity for the protection of lives,
- 14 health and welfare; and/or the property of citizens where public health, safety and
- 15 welfare are placed in jeopardy due to the Extraordinary Event;
- 16 iii. Contract with and employ such businesses, human resources and lease, or otherwise
- 17 provide for such properties so that non-consensual towing of vehicles and motorcycles
- 18 may be efficiently achieved;
- 19 iv. Establish and enforce the temporary closing, blocking or diversion of pedestrian and
- 20 vehicular traffic of such sidewalks, streets and roads within the City's police
- 21 jurisdiction, through deployment of law enforcement and traffic control devices in order
- 22 to minimize congestion and unlawful congregation.
- 23 v. City Manager hereby authorizes the use of private lots to be used to meet the expected
- 24 demand for additional parking in the Market Common Area due to the Festivals in the
- 25 area.
- 26 vi. Restrict parking along sections of Howard Ave and Reed Street to 3 hours per vehicle
- 27 per day (April 28-29, 2018)
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29 Further, the violation of any provision of this division, or in any rule, regulation, order or traffic
30 device or restriction promulgated by any officer or agency of the city under authority duly
31 vested in him is declared to be unlawful as a misdemeanor, and shall be punished by a fine not
32 exceeding \$500.00 or by imprisonment for a term not exceeding 30 days, or both, in the
33 discretion of the judge of the municipal court. Each incident of violation, rather than each day
34 of violations, of any provision of this Code or of any such ordinance, resolution, rule, regulation
35 or order shall continue shall constitute a separate offense. Further, while any person who
36 violates any provision of the Code may be issued a warning, citation or notice that the person
37 is in violation of the Code within the discretion of law enforcement, and while any penalty for
38 conviction of the violation lies solely within the discretion of the court, it is the will of City
39 Council that the protection and preservation of the public health, safety and welfare of the
40 public and first responders be paramount, and that enforcement of the imposed restrictions
41 herein be made immediately effective so that the violations shall cease, and public peace and
42 order be maintained.

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44 SIGNED, SEALED and DATED, this 13th day of March, 2018

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BRENDA BETHUNE, MAYOR

1 ATTEST:

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JOAN GROVE, CITY CLERK

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