2018-64 (2ND READING): AN ORDINANCE TO AMEND THE CLEMSON TRACT PUD ORDINANCE 2007-45. TO UPDATE THE EXHIBITS TO REFLECT CURRENT

- DEVELOPMENT, AND REMOVE THE REQUIREMENT FOR PORCHES AND ALLEY-FED
- 4 DEVELOPMENT.

5 Applicant/Purpose: Lennar Carolinas (Walter Warren agent) / to update the Clemson Tract PUD to reflect current market demands.

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#### **Brief:**

- The PUD is 257 +/- acres adjacent to the former Air Force Base.
- Applicant desires to amend the PUD to meet current market demands.
- Exhibits in the PUD need updating due to regional work on stormwater management, changes in land use plans, & local design work of existing neighborhoods.
- PC recommends approval (6-0). PC recommends developer complete the trail system w/ minimal tree removal. PC asked staff to review the stormwater design & to remove certain type signs & banners that aren't allowed in other parts of the city.
- Changes since 1st reading include adding the Exhibits to the Ordinance & adding Exhibit Y Trail Master Plan.

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#### issues:

- Due to market demand the applicant does not wish to build traditional urban neighborhoods w/ alley-loaded rear garages. Currently the PUD requires 50% of the development to be alley-loaded.
- Due to market demand the applicant also does not wish to include porches on all new homes in the development.
  - o PUD requires porches that are 8' deep.
  - o Applicant desires flexibility to build porches at a reduced depth & as desired by customer rather than by requirement.
- Applicant proposes increasing the permitted 3' side setback (per the existing PUD) to 5', to reflect current practice.
- When front entry garages are being used, the applicant proposes a 19' minimum setback from the property line.

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<u>Public Notification</u>: Legal ad ran; 73 letters sent; signs posted. Residents expressed concerns w/development near wetland areas; asked questions & expressed concerns about the trail system; complained about HOA issues.

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#### **Alternatives:**

- Modify the request.
- Deny the proposed ordinance.

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<u>Financial Impact</u>: Typical impacts of future development: construction & utility fees, business license revenues, & property taxes. There will also be the traditional operational increases associated w/ service delivery.

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#### Manager's Recommendation:

- I recommend 1st reading (11/13/18).
- I recommend 2<sup>nd</sup> reading and adoption (12/11/18).

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Attachment(s): Staff report, proposed ordinance.

1st Reading:

2<sup>nd</sup> Reading:

1 2 **CLEMSON TRACT PUD** 3 4 5 **TABLE OF CONTENTS** 6 7 Section 1 - Purpose of Planned Unit Development 8 9 Section 2 - Location of Planned Unit Development 10 11 Section 3 - Permitted Uses 12 13 Section 4 – Conditional Uses (Reserved) 14 15 Section 5 – Accessory Uses (Reserved) 16 17 Section 6 - Dimensional Requirements (lot, yard, height and coverage requirements) 18 19 Section 7 – Parking Standards 20 21 Section 8 - Landscaping/ Buffering/ Open Space Requirements 22 23 Section 9 - Lighting Standards 24 25 Section 10 - Signage Requirements 26 27 Section 11 - Special Requirements 28 29 Section 12 - Technical Design Criteria 30 31 Section 13 – Public Improvements 32 33 Section 14 - Phasing Plan & Construction Schedule 34 35 Section 15 – (Reserved) 36 37 Section 16 - Enactment Provision and Signature Lines, as follows: 38 Section 17 - Exhibits, Maps, Plats, Illustrations, etc. Specifically Referenced Within the PUD Ordinance 39 40 41 EXHIBIT A: VICINITY MAP 42 EXHIBIT B: **BOUNDARY PLAT** 43 TOPOGRAPHY EXHIBIT EXHIBIT C: 44 EXHIBIT D: **CONTEXT PLAN** 45 CONCEPTUAL MASTER PLAN EXHIBIT E: LANDUSE DISTRICTS FRAMEWORK PLAN 46 EXHIBIT F: 47 EXHIBIT G: STREET FRAMEWORK PLAN 48 EXHIBIT H: CONCEPTUAL LOT LAYOUT PLAN EXHIBIT I - N: LANDUSE CONDITIONS -49 50 EXHIBIT O - R: ROAD SECTIONS RELATIONSHIP OF GARAGE TO STREET 51 **EXHIBIT S**: 52 EXHIBIT T: **GLOSSARY** 53 **EXHIBIT U:** CONCEPTUAL MASTER SEWER PLAN STORMWATER MASTER PLAN 54 EXHIBIT V: 55 EXHIBIT W: **GLOSSARY EXHIBIT X0:** SIGNAGE MASTER PLAN 56

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EXHIBIT X1:

MAJOR ENTRANCE

1	EXHIBIT X2: MINOR ENTRANCE
2	EXHIBIT X3: AMENITY BURMA SHAVE SIGN
3	EXHIBIT X4: BREEZE WAY FLAG
4	EXHIBIT X5: DOUBLE-SIDED SIGN
5	EXHIBIT Y: TRAIL MASTER PLAN
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# Section 101. Purpose and Intent Statement.

**SECTION 1 - PURPOSE OF PLANNED UNIT DEVELOPMENT** 

 The purpose of the planned unit development district is to provide a method by which tracts of land within this tract shall be developed as a unit, rather than on a lot-by-lot basis as provided in the Zoning Ordinance. It is intended to provide maximum design freedom by permitting the Developers an opportunity to more fully utilize the physical characteristics of the site through the reduction of lot sizes, yards, height and bulk restrictions and the planned mix of uses. Through the requirement of the development plan, it is the Developer's intention that property under the PUD title will be developed through a unified design providing continuity among the various elements resulting in an optimum living and working environment. This PUD, as an official Zoning Ordinance of the City of Myrtle Beach, will allow for the flexibility required by the creation of a large mixed-use development. In addition, this PUD Ordinance provides assurances to the City and to the public that the impacts from the development on surrounding properties, developments and public facilities are well planned and well managed, and that any possible negative impacts are minimized.

The following standards and procedures for this planned unit development are in accordance with the following objectives:

To allow flexibility in land development necessary to meet changes in technology and demand; and

To allocate, maintain, and preserve common open space, recreation areas and facilities; to offer neighborhood recreational opportunities; to enhance the appearance of neighborhoods through the conservation of natural resources; and

To provide a maximum choice in the type of environment available by permitting a development that would not be allowed by other zoning districts.

The site consists of a parcel comprising of 257 acre tract of land that is adjacent to the former Myrtle Beach Air Force Base. The land uses allowed under this PUD will be arranged in such a manner to provide the residents "Development" and the City of Myrtle Beach a clear "sense of community" by providing consistent positive design relationships between the proposed land uses. This Development has been designed with awareness and sensitivity to the surrounding land uses. Further, appropriate landscaping and tree preservation areas, buffers and screens, pedestrian and vehicle transportation links will be provided to the surrounding communities.

The provisions of this Ordinance shall apply to the entire property (257 +/- acres).

All development within the PUD will be regulated by the terms of this Ordinance and by any Development Agreement entered into by Myrtle Beach Development IV LLC, and any successor in title and the City of Myrtle Beach, South Carolina (the "City"), and, except as varied in this Ordinance or any Development Agreement, will be consistent with the requirements of the City of Myrtle Beach Zoning Regulations, Codes and Ordinances.

#### **SECTION 2 – LOCATION OF PLANNED UNIT DEVELOPMENT**

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Section 201. Legal Description.

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ALL AND SINGULAR, THAT CERTAIN PIECE, PARCEL OR LOT OF LAND, WITH ANY IMPROVEMENTS THEREON; SITUATE, LYING AND BEING IN SOCASTEE TOWNSHIP, COUNTY OF HORRY, STATE OF SOUTH CAROLINA, BEING BOUNDED ON THE NORTH BY BURROUGHS AND CHAPIN COMPANY, INC., ON THE EAST BY THE CITY OF MYRTLE BEACH AND AYLON, LLC, ON THE SOUTH BY MEPNJ LIMITED PARTNERSHIP AND CDJ LIMITED PARTNERSHIP, ON THE WEST BY U.S. HIGHWAY 17 BYPASS (PUBLIC R/W VARIES) AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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12 BEGINNING AT A 5/8" REBAR FOUND. LOCATED ON THE EASTERN EDGE OF RIGHT-OF-WAY OF U.S. 13 HIGHWAY 17 BYPASS (PUBLIC R/W VARIES), HAVING A SOUTH CAROLINA STATE PLANE 14 COORDINATE VALUE OF NORTHING = 674,536.17 EASTING = 2,618,204.77 FEET NAD 83(86), BEING 15 THE NORTHWESTERN CORNER OF THE HEREIN DESCRIBED TRACT; THENCE LEAVING SAID EASTERN EDGE OF RIGHT-OF-WAY OF U.S. HIGHWAY 17 BYPASS, ALONG THE LANDS OF 16 BURROUGHS & CHAPIN COMPANY, INC., A BEARING OF N 59°58'06" E, A DISTANCE OF 18.75 FEET 17 18 TO A 5\8" REBAR SET; THENCE A BEARING OF N 79°39'06" E, A DISTANCE OF 1117.20 FEET TO A CONCRETE MONUMENT #33C FOUND: THENCE ALONG THE LANDS OF THE CITY OF MYRTLE 19 20 BEACH, A BEARING OF S 00°30'34" W, A DISTANCE OF 299.92 FEET TO A 5/8" REBAR FOUND; 21 THENCE ALONG THE LANDS OF AYLON, LLC, A BEARING OF 22 S 00°33'25" W, A DISTANCE OF 310.32 FEET TO AN ALUMINUM MONUMENT #48B FOUND; THENCE A 23 BEARING OF S 00°33'25" W, A DISTANCE OF 586.40 FEET TO AN ALUMINUM MONUMENT #48A 24 FOUND; THENCE A BEARING OF S 00°33'25" W, A DISTANCE OF 612.46 FEET TO A CONCRETE 25 MONUMENT #33B FOUND; THENCE A BEARING OF S 46°13'25" E, A DISTANCE OF 627.50 FEET TO AN ALUMINUM MONUMENT #47B FOUND: THENCE A BEARING OF S 46°13'25" E, A DISTANCE OF 623.16 26 27 FEET TO AN ALUMINUM MONUMENT #47A FOUND; THENCE A BEARING OF S 46°11'56" E, A 28 DISTANCE OF 619.86 FEET TO A CONCRETE MONUMENT #33A FOUND; THENCE ALONG THE LANDS 29 OF MEPNJ LIMITED PARTNERSHIP, A BEARING OF S 59°22'59" W, A DISTANCE OF 2647.69 FEET TO A 30 3'4" IRON PIPE FOUND: THENCE ALONG THE LANDS OF CDJ LIMITED PARTNERSHIP, A BEARING OF 31 S 59°23'46" W. A DISTANCE OF 3602.09 FEET TO A 3" IRON PIPE FOUND: THENCE A BEARING OF N 32 31°00'57" W, A DISTANCE OF 53.29 FEET TO A 5\8" REBAR FOUND LOCATED ON THE EASTERN EDGE OF RIGHT-OF-WAY OF U.S. HIGHWAY 17 BYPASS (PUBLIC R/W VARIES); THENCE ALONG SAID 33 34 EASTERN EDGE OF RIGHT-OF-WAY OF U.S. HIGHWAY 17 BYPASS, A BEARING OF N 30°43'06" E, A DISTANCE OF 825.73 FEET TO A 1\2' REBAR FOUND; THENCE A BEARING OF N 31°52'53" E, A 35 DISTANCE OF 1800.05 FEET TO A 1\2" REBAR FOUND; THENCE A BEARING OF N 37°51'59" E, A 36 DISTANCE OF 96.17 FEET TO A 1\2" REBAR FOUND; THENCE ALONG A CURVE TO THE LEFT, A 37 38 CHORD BEARING OF N 24°01'01" E, A CHORD DISTANCE OF 3160.22 FEET, (DELTA= 15°42'00" 39 RADIUS= 11569.16 FEET, ARC= 3170.13 FEET) TO A 5\8" REBAR FOUND; THENCE A BEARING OF N 40 16°14'05" E, A DISTANCE OF 164.34 FEET TO A 5\8" REBAR FOUND; THENCE A BEARING OF N 41 73°45'55" W, A DISTANCE OF 10.06 FEET TO A 5\8' REBAR FOUND; THENCE A BEARING OF N 16°08'55" E. A DISTANCE OF 200.03 FEET TO A 5\8" REBAR SET: THENCE A BEARING OF N 73"51'05" W. A 42 43 DISTANCE OF 10.37 FEET TO A 5\8" REBAR FOUND; THENCE A BEARING OF N 16°08'55" E, A 44 DISTANCE OF 400.05 FEET TO A 5\8" REBAR SET; THENCE A BEARING OF S 73°51'05" E, A DISTANCE 45 OF 20.43 FEET TO A 5\8" REBAR FOUND; THENCE A BEARING OF N 16°08'55" E, A DISTANCE OF 98.62 46 FEET TO A 5\8" REBAR FOUND AND POINT OF BEGINNING AND CONTAINING 257.144 ACRES+ 47 (11,201,186 S.F.+).

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#### **SECTION 3 – PERMITTED USES**

Section 301. Proposed Description and Appearance.

This project is primarily designed to facilitate commercial and residential areas including, but, not limited to: commercial uses, such as various types of service, including administrative, advisory, amusement, business, personal, religious, day care, health care, public facilities, retail, transient accommodations including conference and hotel facilities, transportation, and communication facilities; multi-uses including a preferred mix of retail, residential, service, institutional, office, financial, personal service, transportation, amusement services, accessory buildings and uses, transportation services, supporting infrastructure; designated natural areas, open spaces and recreation areas as indicated on the Land Use Plan located in Section 17.

1	Business Center
2	Accounting and Auditing
3	Advertising
4	Financial Service
5	Messenger/Courier Service
6	Reproduction/Stenographic Service
7	Sales/Marketing Center
8	-
9	Day Care
10	Adult
	Child
11	
12	Elderly
13	
14	Health Care
15	Assisted Living
16	Chiropractor
17	Emergency Center
18	Clinic
19	Massage Therapist (Non-Adult) operating from 7 a.m. to 10 p.m
20	Medical (to include all types of Medical Doctors, and Dentists)
21	Medical Facility
22	Out-Patient Surgery
23	Psychiatric/Psychology Consultant
24	Veterinarian/Animal Hospital
	Vetermanan/Animal nospital
25	
26	Personal Service
27	Appliance and Electrical Repair
28	Art Service
29	Art Studio
30	Bar, Nightclub, Tavern
31	Bed and Breakfast
32	Car Wash, Automatic, Full-Service, or Self-Service
33	Catering
34	Coffee Shop
35	Computer Sales, Supply, Service
36	Confectionery/Sundries/Ice Cream Parlor
37	Convenience Store (including Gas Service)
38	Day-Care (Children and Adult)
39	Delicatessen
40	Dress Making and Tailor Shop
41	Formal Wear Sale/Rental
42	Gymnastics, Martial Arts School and Studio
43	Hairstyling/Beauty/Salon/
44	Barber Shop/Manicurist
45	Health Club/Spa/Studio/
46	Gymnasium
47	Interior Decorating Sales/ Service
48	Kennel/Pet Boarding and Grooming (Indoor Only)
49	Landscape Maintenance
50	Laundromat
51	Laundry and Dry-cleaning Pickup (where work is not performed on the premises)
52	Mail and Parcel Center
53	Music, Art, Dancing School/ Studio
54	Optical Goods
55 56	Party Supplies Sales and Rental
56	Photographic Service/Supply
57	Photography Studio
58	Public Relations Service
59	Private Social Club or Lodge
60	Repair Shop (such as Jewelry, Shoe, Hat Cleaning)

1	Restaurant
2	Service Uses (customarily incidental to Hotels, Motels, Transient Accommodations,
	Golf and Retail Facilities)
3	
4	Tailor/Seamstress Shop
5 6 7	Telephone Answering/ Telemarketing
6	Tutorial Service
7	Travel Agency
	Travel Agency
8	
9	Public Facility and Land Use
10	Bike and Leisure Trail
11	Lake
12	Library
13	Post Office
14	Park and Amenities
15	Fire/Police/EMS
16	Recreation Facility Maintenance
17	School
18	Sports Facility
19	Swim Facility
20	Tennis Facility
21	Welcome Center
22	(Volodino Conta
	Title O. C. and Davidson and
23	Religious Service and Development
24	Assembly Hall
25	Cemetery
26	Church
27	Fellowship Hall
28	Funeral Home
29	Memorial Gardens
30	Place of worship
	1 acc of wording
31	
32	Retail Retail
33	Antique or Curio Shop
34	Apparel and Accessory
35	Art Gallery
36	Art Supply
37	Automotive Parts and Accessories
38	Baby Goods and Supply
39	Bakery (Retail)
40	Bicycle Sales and Service
41	Building Supply/Lumber Yard
42	Candy Shop
	Card/Gift Shop
43	
44	Carpet/Flooring Supply
45	Clothing (Retail)
46	Cosmetic
	Craft
47	
48	Department or Dry Goods
49	Drugstore/Pharmacy
50	Fabric and Drapery
	Feed and Seed
51	
52	Flower/Florist
53	Food Market (including Open Air Market)
54	Frame Shop
55	Furniture
56	Garden and Lawn Supply
57	Gasoline Service Station
58	Gift/Novelty/Souvenir Shop
59	Golf/Sporting Goods Shop
60	Gourmet Food
00	Obumber Out

1	Grocery, Vegetable, Fruit, and Meat Market
2	Hardware
3	Hobby/Toy/Game
4	Home Furnishing
5	Household Appliance/Goods
6	Jewelry
7	Kitchenware
Ŕ	Lighting Fixture
7 8 9	
10	Liquor Store
11	Luggage/Leather Goods
	Music and Record Shop
12	News/Books (Non-Adult)
13	Office Supply
14	Paint/Glass/Wallpaper
15	Perfumery
16	Pet Sales/Grooming
17	Sandwich Shop
18	Service Uses (customarily incidental to Retail Facilities)
19	Shoe Sales
20	Specialty Food
21	Sporting Goods
22	Stationery
23	Tack/Riding Supply
24	Tobacconist
25	Toy (Non-Adult)
26	TV and Electronic Appliance
27	Used Merchandise/ Consignment/Thrift
28	Video Sale/Rental (Non-Adult)
29	video Galeritari (11011-Addit)
30	Transient Accommodations
31	
	Conference Center
32	Extended Stay
33	Guest House
34	Hotel/Motel
35	<u>Inn</u>
36	Lodge
37	Service Uses (customarily incidental to Hotels, Motels, Transient Accommodations)
38	
39	Transportation/Communication
40	Auto Service, Fuel and Repair (Excluding Salvage Yards)
41	Movie, Music, Radio or Other Electronic Media
42	Production/Studio/Broadcast
43	
44	Urban Passenger Transportation
45	Horse Carriage
46	Bus
47	Limousine
48	Passenger Rail
49	Taxicab
50	1.53/1042
51	Accessory Use and Structure
52	Abbettery det and caractare
53	Parking and Service Area
54	i divilià dun Selvice Vied
55	
56	
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58	
59	Property at
60	RESIDENTIAL

4	
1 2	Zero Lot Line Single-Family
3 4	Single Family
5 6	Apartments
7 8 9	Condominiums
10 11	Congregate Living/Assisted Care/ Nursing
12 13	Cooperative Apartments
14 15	Continuing Care Retirement Communities
16 17	Townhouses
18 19	Accessory Uses and Structures
20	Garages, Granny Flats Multi-Family Complex
21 22	Property Maintenance Residential Leasing Office
23	Sales Center – only relating to the sale of homes, further regulated in Section 1117
24	Storage Facility (incidental to a multi-family permitted use)
25	otorago i domo (moderna to a maia laininy permitted dee)
26	Hot Tub, Swimming Pool, Enclosure
27	, , , , , , , , , , , , , , , , , , ,
28	Model Homes
29	
30	Parks and Amenities
31	
32	Parking and Service Areas
33	
34	
35	Other as Allowed by the City of Myrtle Beach
36	

SECTION 5 - ACCESSORY USES - RESERVED

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#### **SECTION 6 – DIMENSIONAL REQUIREMENTS**

#### Section 601. Building Intensity/Density Limits.

Non residential use rooms and gross square footage may be transferred for additional residential uses on a one square foot for one square foot basis. Residential units may be converted to other residential units on a one unit to one unit basis. The combined number of residential units and commercial gross square footage shall not exceed the maximum available density shown on the Building Intensity/Density Limits table.

#### Section 602. Master Plan Principles.

The following Master Plan Principles describe how the Withers Preserve-Clemson Tract will be organized:

- To the extent possible, streets will form an interconnected grid. Use of cul-de-sacs will be minimized, occurring as required by the wetlands that lace through the site.
- A hierarchy of street types, including Conventry, a grand boulevard, to small lanes and alleys will be established.
- Structures will present their front doors to the streets and public ways.
- A minimum of 50% of vehicular access to residential development will be from alleys or motor courts. Where narrow fingers of land preclude the use of alleys, structures will be designed to diminish the visual impact of garages.

#### Land Uses:

- There will be a variety of housing choices at different price points.
- The residential architecture should include a porch and the visual impact of garages shall be minimized.

#### Section 603. Residential District.

- 1. General Concept. Residential neighborhoods should reflect the natural and/or man-made features of the land. The Conceptual Master Plan's delineation of neighborhoods will be influenced by the pattern of historic Low-country towns, vegetation, and topography. The boundary of each neighborhood shall correspond to the boundaries of one or more Parcels. The boundaries of a Parcel may be changed by the Developer and the Developer may create additional Parcels, by appropriate application to the Planning Commission, as neighborhoods are planned and developed.
- 2. Relationship of Homes to Street & Each Other. Front setback lines and side setback lines adjoining a street are established to create and maintain continuity along the streets and help prevent architectural conflicts. Generally, houses will be placed far enough back from the street to create attractive front yards but close enough to the sidewalks to allow residents on their front porches to converse with their neighbors strolling by.

#### 3. Lot Criteria.

Minimum lot width

	width at frontage line shall be 16 feet for townhome lots.
Minimum front yard	Buidings in general shall not encroach into the front setback. Overhangs may cross the setback line. Stoop, stairs, bay windows, balconies, open porches, and roofs of principal building may extend 2 feet beyond front build to line.
Minimum side yard	Buildings shall be built no closer than 3 feet from the side lot line. Up to 12 single-family attached dwellings may be constructed or attached together in a continuous row. There shall be a 20 foot separation of unconnected structures on townhome lots and multi-family dwellings.
Minimum rear yard	Primary buildings shall be built no closer than 5 feet from the rear lot line.

Lot width at frontage line shall be 30 feet for single family detached lots. Lot

Maximum height Principal structures shall not exceed 50 feet (when permitted by fire

regulations) on single family detached lots and single family attached lots

Multi-family dwellings shall not exceed 150 feet.

Accessory structures Accessory structures shall not exceed the height of the principal structure or 36 feet whichever is less.

Accessory structures shall have a side yard equal to or greater than 3 feet.

Accessory garages must be set back 5 feet from rear property line; unless a greater distance is required by the fire code.

Accessory structures along a street frontage must conform to the building placement requirements established pursuant to Section 6 Dimensional Requirements. Accessory structures are not permitted in the front yard.

The footprint of an accessory structure shall not exceed 650 square foot, nor shall an accessory structure exceed 1,300 square feet on two floors.

Flag Lots are allowed provided they have a 20 foot wide minimum pole. A 10 foot driveway easement between properties shall be provided when sharing a driveway.

Fences or walls, not to exceed 6 feet in height, may be built on side property lines from the rear property to the point of the house facade. Fences or walls, not to exceed 8 feet in height, may be built on rear property lines. All other fences or walls, shall have a maximum height of 4 feet. All fences and walls shall include openings or orifaces as needed to allow the flow water as needed to prevent water from pooling.

Mechanical equipment serving a structure (other than equipment installed by utility companies) and waste containers above grade level may not be located forward of the front facade of the home. They may be located in side and rear yard provided they are screened with approved plant material or fences described earlier.

Private swimming pools will not be allowed in front or side yard setbacks.

Utility and drainage lots shall be exempt from zoning district dimensional requirements, public road frontage requirements and street improvement requirements provided herein; provided, however, that such lots shall be created in conformance with the subdivision review, approval and recordation requirements provided in the City Code. Lots created for the purpose of providing for utility and drainage facilities and structures shall be of a size, width, depth, shape and orientation appropriate for the proposed use. Each lot shall be served by either frontage on a public right-of-way or an access and maintenance easement to the lot from a public right-of-way. An application for subdivision approval shall be accompanied by a statement establishing that the proposed installation is necessary to accomplish a utility or drainage function. The subdivision plat creating a utility or drainage lot shall include a designation of the lot "for utility (or) drainage purposes only."

#### 4. Streets and Alleys.

Most streets shall have 50 foot right-of-way, consisting of a 20 foot road section including on-street parking, a 7 foot planting strip, and 5 foot sidewalk on both sides. Street right-of-ways will vary according to their location and role within the neighborhood. Alleys shall have a right-of-way 20 feet wide, containing a minimum vehicular pavement width of 12 feet. Alleys shall be one-way unless they are dead-end.

Section 604. Commercial District.

## 1. General Concept.

 The Commercial District should be an attractive environment for pedestrians with a network of streets defined by building frontages, screen walls and landscaping. There will be a lively mix of retail establishments, hotels and offices, parks, civic buildings and a residential component of houses and multi-family products of different sizes, constructed in a range of different densities. It is entirely appropriate for apartments and / or offices to be located over retail stores.

#### 2. Lot Criteria.

1 2	Minimum front yard setback	The front setback shall be 0 feet.
3 ‡	Minimum side yard	No side yards are required in the Commercial District unless mandated by the applicable fire code requirements. If a side setback is provided, its minimum
5		width shall be (3) three feet. Non-principle buildings to have (3) three foot side
3		setbacks.

Minimum rear yard A minimum rear setback of 5 feet is required for principal buildings. Non-

principle buildings to have 5 foot rear setbacks.

Maximum height The maximum height for a principal building within the Commercial District shall

not exceed 150 feet.

<sup>\*</sup>See Commercial Lot Diagram – Section 17.

TABLE I
Lot & Building Regulations

Regulation	Maximum Height	Front Setback	Minimum Side Street Setback	Minimum Side Yard Setback	Minimum Rear Setback *	Minimum Lot Frontage	Minimum Offstreet Parking spaces	Maximum Lot Coverage
Sirlgle Family Detached	50'	10'(2 <u>,3</u> )	6'	3'	5'	30'	See Section 7	90%
Townhomes	50'	10'(2 <u>,3</u> )	6'	0'	5'	16'	See Section 7	90%
Multi-family Dwellings (1)	150'	10'(2)	6'	0'	5'	N/A	See Section 7	90%
Commercial (1)	150'	0'	0'	None required but 3' minimum if provided	5'	N/A	See Section 7	100%

#### \* Requirements for Accessory Structures found in Section 6: Dimensional Requirements.

- (1) Airport hazard zoning ordinance for Myrtle Beach International Airport. See Section 1709 for referenced zoning ordinance.
- (2) Stoop, stairs, bay windows, balconies, open porches, and roofs of principal building may extend seven (7) feet beyond front setback line into the front setback zone.
- (3) Where front entry garages are used a minimum setback from the property line is 19 feet to front of garage

#### **Building Intensity/Density Limits**

		Residential				Non-Residential
PUD/Parcel	PUD/Parcel	Use	SF	Townhome	MF	Use
			Dwelling	Dwelling	Dwelling	·
	Acreage	Dwelling	Units	Units	Units	Office, Commercial
	(Ac.)	Units/Ac.				Rooms and
						Building Gross
						Square Footage
						(G.S.F.)
						* <del>1,500,000</del>
						<u>350,000</u> G.S.F.
						Including
Total			800	400	500	
Development	257 +\-	16.5 +/-	DU's **	DU's **	DU's **	*600 Rooms

<sup>\*</sup> Non residential use rooms and gross square footage may be transferred for additional residential uses on a one square foot for one square foot basis.

**	Residential units may	be converted to other	type residential	units on a one uni	t to one unit basis.	
			•			
						•

#### **SECTION 7 - PARKING STANDARDS**

#### Section 701. Residential District.

On street parking will be allowed. See street standards in Section 17: Street Sections.

Garages and driveways shall count as off-street parking.

#### Section 702. Commercial District.

Off-street parking spaces shall be provided for all developments in the Commercial District in accordance with the following minimum requirements:

- (i) One space per dwelling unit, except none required for residential units located in commercial buildings;
- (ii) One space per hotel room and one space per 3 hotel staff;
- (iii) 1 space per 350 square feet of gross floor space.

For transient accommodations, two-family and multifamily dwellings:

- 1.1 spaces per unit
- 1.15 spaces for 1 bedroom
- 1.75 spaces for 2 bedrooms
- 2.5 spaces for 3 bedrooms
- 3 spaces for 4 bedrooms

Each additional bedroom requires .5 parking spaces in addition to the requirements above.

Parking spaces shall be located on the same lot as the principal building or on a properly zoned lot within 300 feet of the property line of the principal building. Owner to display leasehold/ownership control over any off-site property.

Parking structures shall have a maximum height of 150 feet and a maximum impervious surface ratio of 90%. There shall be a 20 foot separation of unconnected structures. See Section 6 for building heights associated with Airport Hazard Zones.

#### Section 703. Parking and Loading Zones.

This PUD will meet the parking and loading zone requirements set forth in the design requirements. For parking requirements not set forth in the design requirements, the parking requirements in The C2 District of the zoning code will be used. City Parking garage standards shall be used, as set forth in the zoning code.

#### SECTION 8 - LANDSCAPING/BUFFERING/OPEN SPACE REQUIREMENTS

Section 801. Tree Preservation. - Please see insert in front cover.

#### Section 802. Landscaping Requirements.

#### a. General.

Planting shall be used throughout the Development. Should the Developer desire public planting or maintenance at a greater level than customary in the public rights of way, a contract for enhanced planting or maintenance at the expense of the Developer may be executed. Planting shall consist of trees, shrubs, and groundcover and seasonal arrangements of flowers (annuals, biennials, and perennials) for additional visual interest and color. Variety in species, color, texture, form, and seasonal interest are encouraged. Large areas of monolithic planting are discouraged. All landscaped areas, except lawn areas, shall be mulched with approved materials (pine straw, pine mulch or hardwood mulch) to a depth that insures adequate moisture retention and visual continuity.

All plant material installed in the Development must meet or exceed the minimum requirements set forth in the current edition of the American Standard for Nursery Stock, as published by the American Association of Nurserymen. Plant materials shall have a habit of growth that is normal of their species. They shall be sound, healthy, and vigorous, with well-developed root systems, and crowns. All plant materials shall be free from pests, plant diseases and injuries. The initial size of all plant materials installed shall equal or exceed the measurements specified in the individual design drawings and documents. Initial plant sizes must meet requirements of the Minimal Initial Sizes and Spacing Chart.

The names of plants specified in the Development shall conform to those given in the current edition of Hortus Third, L. H. Bailey, author. Names of varieties of plants not included therein shall conform generally with names accepted in the nursery trade. Each individual tree used shall arrive on site with an attached, clearly readable, weatherproof tag that displays the scientific name of the material. These tags must remain on each item until final approvals have been obtained by the appropriate authorities. At least one of each type of shrub, ground cover, and flower used within a given tract, shall be identified with a representative, clearly readable, weatherproof tag that displays the scientific name of the material.

Written notification of a proposed substitution of approved plant material must be given to the The City of Myrtle Beach. Substitutions determined by the City to be minor may be approved administratively by the Zoning Administrator. Any change in tree species, or any change determined by the City to be a major change, shall require a resubmittal of the landscape plan to the City for appropriate approval.

#### b. Initial Quantities, Sizes and Spacings.

The locations of major tract entrances, street intersections, and parking/service entrances may affect the spacing of street trees; a slight variation in spacing will be allowed to facilitate these specific streetscape site conditions.

Although spacing and sizes for plant materials will vary, the following minimum sizes and center-to-center dimensions shall be required throughout the development. See Table – Section 8.

## Minimum Initial Sizes and Spacing Chart

Table 1

Plant Group <sup>1</sup>	Caliper	Height <sup>2</sup>	Center-to-Center Spacing <sup>3</sup>
Primary Shade Trees	3 1/2"	Varies per species	***
Secondary Shade Trees	2 ½"	Varies per species	40
Ornamental Trees	2"	Varies per species	
Evergreen Trees <sup>3</sup>		10'	
Large Shrub	N/A	36"	5' to 6'
Medium Shrub	N/A	24"	3' to 4'
Small Shrub	N/A	18"	2' to 3'
Groundcover <sup>4</sup>	N/A	Varies per Species	6" to 36", depending on species
Herbaceous <sup>4</sup>	N/A	Varies per Species	6" to 18", depending on species

<sup>&</sup>lt;sup>1</sup>Plant groups are based on the average size of the plant at maturity.

<sup>&</sup>lt;sup>2</sup> For plant material which has a spreading growth habit, dimension shall apply to width instead of height.

<sup>&</sup>lt;sup>3</sup> Evergreen trees that will be used as shade trees shall meet shade tree size requirement.

<sup>&</sup>lt;sup>4</sup> As approved by the ARB, initial sizes for ground covers and herbaceous material will vary for specific species

#### c. Suggested Plant Materials List.

#### 1. Use of Native (Indigenous) Species.

A minimum of eighty percent (80%) native tree species shall be used in all planting installed. The determination of whether a plant species is considered a native species shall be determined using the guidance of the landscaping code enforcement officer of the City of Myrtle Beach and will generally be those species recognized by the plant industry as native (indigenous) species. The intent of this section is to recommend native plant materials and avoid exotic species.

#### 2. Recommended Species.

The following species are acceptable within the development. Other species may be considered, at the discretion of the City of Myrtle Beach.

Additional tree species listed in the Chestnut Oak Forest and Black Gum Forest theme sections of the City of Myrtle Beach Community Tree Planting Plan may be used.

#### Primary Trees For Street and Shade.

Scientific Name	Common Name
Fraxinus pennsylvanica "Marshall's Seedless"	Marshall's Seedless
	Green Ash
<u>Platanus occidentalis</u>	Sycamore
Quercus acutissima	Sawtooth Oak
Quercus falcata¹ (also variety pagodefolia)	Southern Red Oak and
	Cherry Oak
Quercus laurifolia <sup>1</sup>	Laurel Oak
Quercus lyrata <sup>1</sup>	Overcup Oak
Quercus michauxii1	Swamp Chestnut Oak
Quercus nigra <sup>1</sup>	Water Oak
Quercus phellos <sup>1</sup>	Willow Oak
Quercus robur "fastigiata"	Upright English Oak
Quercus shumardii <sup>1</sup>	Shumard Oak
Quercus veluntina <sup>1</sup>	Black Oak
Quercus virginiana <sup>1</sup>	Live Oak
Sabal palmetto <sup>1</sup>	Palmetto
Tilia cordata	Little Leaf Linden

Chinese Elm

Zelkova

#### Secondary Trees For Street and Shade.

Ulmus parvifolia

Zelkova serrata

Scientific Name	Common Name
Acer barbatum <sup>1</sup>	Southern Sugar Maple
Acer buergeranum <sup>1</sup>	Trident Maple
Acer rubrum¹	Red Maple
Betula nigra <sup>1</sup>	River Birch
Koelreutaria paniculata	Goldenrain tree
Liquidambar styraciflua <sup>1</sup>	Sweet Gum
Liriodendron tulpifera1	Tulip Poplar
Magnolia grandiflora <sup>1</sup>	Southern Magnolia
Nyssa sylvatica (biflora) 1	BlackGum
Pistacia chinensis	Chinese Pistachio

Sophora japonica Taxodium distichum<sup>1</sup> Ornamental Trees.

**Scientific Name** 

Acer palmatum

Amelanchier arborea or canadensis1

Carpinus caroliniana1 Cercis canadensis<sup>1</sup> Chimonanthus praecox Chionanthus virginicus<sup>1</sup>

Cornus florida1 Cornus kousa Cornus mas Cornus stricta1 Eriobotrya japonica Franklinia alatamaha Gordonia lasianthus1

llex decidua1 Ilex opaca1

Lagerstroemia indica x "fauriei"

Magnolia kobus

Magnolia heptapeta/denudata Magnolia quinquepeta/lilliflora Magnolia x "soulangeana"

Magnolia stellata Magnolia virginiana1 Malus species Prunus sargentii Prunus serrulata

Cherry

Prunus subhirtella "pendula"

Prunus x "yedoensis" Quercus acuta

Oak

Persia palustris (borbonia) 1

Sassafras albidurn1

Stewartia pseudo-camellia

Styrax japonica Trachycarpus fortunei Viburnum prunifolium Vitex agnus-castus

**Evergreen Trees.** 

**Scientific Name** 

Chamaecyparis thyoides1

llex opaca1 Ilex vomitoria1 Juniperus virginiana<sup>1</sup> Magnolia grandiflora1 Myrica cerifera<sup>1</sup> Pinus palustris<sup>1</sup> Pinus echinata<sup>1</sup>

Japanese PagodaTree **Bald Cypress** 

**Common Name** 

Japanese Maple Downy Serviceberry

Hornbeam Eastern Redbud Wintersweet Fringe Tree

Flowering Dogwood Kousa Dogwood

Comelian Cherry Dogwood

Swamp Dogwood

Loquat FrankliniaTree **Lobiolly Bay** Possumhaw American Holly Crape Myrtle Kobus Magnolia Yulan Magnolia Lily Magnolia Saucer Magnolia Star Magnolia Sweetbay Crabapples

Sargent Cherry

Weeping Higan Cherry Yoshino Cherry Japanese Evergreen

Japanese Flowering

Red Bay Sassafras Japanese Stewartia Japanese Snowbell Windmill Palm Blackhaw Chaste Tree

**Common Name** 

**Atlantic White Cedar** American Holly Yaupon Holly Virginia Red Cedar Southern Magnolia Wax-Myrtle Longleaf Pine Short-leaf Pine

<sup>&</sup>lt;sup>1</sup> Native

#### Pinus taeda¹ Sabal palmetto¹

#### Evergreen Shrubs.

Scientific Name
Abelia grandiflora
Azalea eriocarpurn¹
Azalea x "Glenn Dale"

Azalea indica Azalea obtusum Azalea x "Satsuki" Buxus microphylla "japonica" Camellia japonica Camellia sasangua Cleyera japonica Eleagnus pungens llex cassine1 llex cornuta Ilex glabra1 Ilex vomitoria1 Ligustrum japonicum Michelia figo Myrica cerifera1 Nerium oleander Osmanthus fortunei Osmanthus fragrans Photinia glabra Pittosporum species

Podocarpus macrophyllus "Maki"
Raphiolepis indica
Raphiolepis umbellata
Sabal minor¹
Serenoa repens¹
Skimmla japonica
Viburnum davidi
Viburnum japonicum
Viburnum odoratissimum
Deciduous Shrubs.

Scientific Name
Aronia arbutifolia¹
Baccharis halimifolia¹
Buddleia davidii
Calycanthus floridus¹
Chaenomeles speciosa
Chlonanthus virginicus¹
Clethra alnifolia¹
Cornus amomum¹
Cornus racemosa¹
Cornus sericea/stolonifera
Cyrilla racemiflora¹
Euonymus americanus¹

Loblolly Pine Palmetto

**Common Name** Glossy Abelia Eriocarpum Azalea Glenn Dale Hybrid Azalea India Azalea Kurume Azalea Satsuki Hybrid Azalea Japanese Boxwoods Japanese Camellia Fall-Blooming Camellia Cleyera Eleagnus **Dahoon Holly Dwarf Burford** Inkberry Yaupon Holly Wax Leaf Ligustrum Banana Shrub Wax-Myrtle Oleander Tea Olive Fragrant Tea Olive Redtip Green and Varigated

Pittosporum
Southern Yew
Indian Hawthorn
Yeddo Hawthorn
Dwarf Palmetto
Saw Palmetto
Japanese Skimmia
David Viburnum
Japanese Viburnum
Sweet Viburnum

Common Name
Red Chokeberry
Groundsel Bush
Butterfly Bush
Carolina Allspice
Quince
GrancyGreybeard
Summersweet
Silky Dogwood
Gray Dogwood
Redosier Dogwood
Swamp Cyrilla
Strawberry-bush

<sup>&</sup>lt;sup>1</sup> Native

Forsythia species Fothergilla gardenii Hamamalis vernalis Hamamalis virginiana<sup>1</sup> Hydrangea guercifolia llex verticillata1 Itea virginica1 Iva frutescens1 Lindera benzoin1 Prunus maritima1 Rhododendron austrinum<sup>1</sup> Rhododendron nudiflora Rhododendron viscosum<sup>1</sup> Rhus species<sup>1</sup> Rosa carolina<sup>1</sup> Sambucus canadensis<sup>1</sup> Viburnum acerifolium Viburnum carlesii Viburnum dentatum<sup>1</sup>

Viburnum plicatum tomentosum

Forsythia **Dwarf Fothergilla** Vernal Witch-Hazel Common Witch-Hazel Oak-Leaf Hydrangea Winterberry **Sweet Spire** Marsh Elder Spice Bush Beach Plum Flame Azalea Pinxterbloorn Azalea Swamp Azalea **Sumacs** Carolina Rose Elderberry Maple-Leaf Viburnum Korean Spice Viburnum Arrow Wood Judd Viburnum Double file Viburnum Blueberries

Groundcover.

#### **Scientific Name**

Viburnum iuddii

Vaccinium species

Ajuga reptans
Cotoneaster species
Hedera helix
Hypericum calycinum
Juniperus species

<u>Liriope</u> species <u>Ophiopogon</u> species

Sarcococca species Vinca minor

Ornamental Grasses.

#### **Scientific Name**

Arundo donax
Calamagrostis acutiftora stricta
Calarnagrostis arundinacea brachytricha
Chasmanthium latifolium
Festuca species
Juncus roemerianus
Miscanthus species
Muhlenbergis capallaris
Panicum virgatum
Pennisetum species
Spartina alternifolia
Spartina cynosuroides

#### **Common Name**

Bugleweed
Cotoneaster
English Ivy
St. Johnswort
Selected Low,
Spreading Junipers

Lily Turf Mondo-

Grass/Snakebeard Sarcococca

Common Periwinkle

## Common Name

Giant Reed
Feather Reed Grass
FoxtailGrass
Sea Oats
Fescue Species
Black Needlerush
Miscanthus Grass
Sweet Grass
Switch Grass
Fountain Grass
Smooth Cordgrass
Big Cordgrass

<sup>&</sup>lt;sup>1</sup> Native

Spartina patens¹
Typha angustifolis
Typha latifolia
Xyris species¹
Turf Grasses

Salt Meadow Hay Narrow-Leaved Cattail Broad-Leaved Cattail Yellow-eyed Grasses

#### Section 803. Buffering Requirements.

#### a. Buffering Requirements at the External Boundaries of the PUD.

A 20' buffer shall be provided along the external boundaries of the PUD.

#### b. Disturbances and Encroachments into Buffers and Preserved Natural Areas.

Required external boundary buffers and preserved natural areas adjacent to or including jurisdictional wetlands shall not be disturbed or encroached upon except under the following circumstances described in this document:

- 1. No disturbance or encroachment into wetlands, buffers and Preserved Natural Areas required to be preserved under any federal or state permit, certification or authorization shall be allowed except as provided in such permit, certification or authorization or by the restrictive covenant required thereby. If allowed, the following disturbances and encroachments are permitted in wetlands, buffers and Preserved Natural Areas as set forth in the permits, certifications or authorizations:
  - a. To facilitate necessary transportation improvements and crossings, as close to ninety (90) degrees as possible, by roads, driveways, and other transient facilities. Bikeways and pedestrian walks may be established longitudinally within these areas upon approval of their locations by the City of Myrtle Beach Planning Department.
  - b. To facilitate utility placement and maintenance. Buffers and preserved natural areas disturbed as a result of these activities must be restored to the same opacity condition as the adjacent undisturbed areas at the completion of the utility work; unless due to the utility placement, easements or right of ways, replanting would not be allowed.
  - c. To facilitate construction of recreational facilities.
  - d. To facilitate stormwater retention, detention or conveyance, water, sewer, power, phone, cable, internet and other utilities.
  - e. To facilitate the placement of additional plantings, irrigation, lighting and fencing.

#### c. Buffering Requirements Associated with Outdoor Material Storage.

Goods such as lumber and construction supplies, tack supplies, and landscape materials stored outdoors at commercial operations must be located behind the front yard setback of the associated business. Outdoor storage areas may not be visible from any public right-of-way and must be visually buffered accordingly with opaque fencing.

#### Section 804. Open Space/Recreation Requirements.

#### Open Space:

- The larger system of wetlands and parks will be connected to the Grand Park via multipurpose trails.
- A gathering place/park with a minimum of ½ acre will be provided in each of the seven (7) neighborhoods.

TABLE I
Open Space Acreage Totals

Total Acreage	257+/- ac.
Wetland	31+/- ac.
Wetland Buffer	26+/- ac.
Open Space	44 +/- ac. (includes detention)
Parks & Plazas	24+/- ac.
Detention	20+/- ac.

#### Section 901. Street Lights/Public Area Lighting.

Street lights in right-of-ways and lighting for public areas located within this Development will be provided by the City of Myrtle Beach. However, the Owner(s) of the properties within this Development (billed by the City and collected through the Master POA) will be responsible for the payment of the difference between the City's standard street lighting treatment and the cost of the ornamental street lights. In addition the Owner(s) may request that the City provide additional lights or higher quality lighting, for aesthetic purposes, above the minimum number typically supplied, so long as the original installation costs associated with these additional lights are covered by the Owner(s) and the on-going costs are covered by the Master or neighborhood POA. This project will meet or exceed the light and glare control requirements, excluding public street lighting, of the City of Myrtle Beach Zoning Ordinance, *Light and Glare*. The Owner or its Successor-In-Title will be responsible for lighting in private areas of the development parcels.

#### **SECTION 10 – SIGNAGE REQUIREMENTS**

Section 1001. Signs.

See attached signage master plan (Exhibit X) applicable for parcels 2, 3, 5, 6, and 7.

Sign regulations for <u>all other areas of the this PUD</u>, except the off-premise directional sign described below, are those followed by C-6 Urban Village district in the City of Myrtle Beach for commercial areas and R-15 for residential areas, until such time as a sign package is submitted to and approved by the City of Myrtle Beach by major amendment.

#### **SECTION 11 - SPECIAL REQUIRMENTS**

#### Section 1113. Noise.

Commercial uses, including amusement services must not generate noise levels sufficient to create a nuisance for surrounding and adjacent properties, and shall conform to the requirements of a Commercial Zone, or like district in any zoning reclassification. Residential uses, must not generate noise levels sufficient to create a nuisance for surrounding and adjacent properties, and shall conform to the requirements of a residential Zone, or like district in any zoning reclassification.

#### Section 1114. Maintenance and Control.

The Parcel Owners' maintenance responsibilities include private roads, driveways, private alleys, landscape areas including existing and planted vegetation, parking areas, walkways, open space, recreation and common areas, and other features of the Development as appropriate under this PUD Ordinance and any Development Agreement, and applicable City Code.

All of the areas within the boundaries of this PUD shall be included within a master property owner's association (the Master POA). The Master POA shall be responsible for the maintenance of all common areas included within the PUD, and shall be responsible for payment and collection of the difference between the City's standard street lighting treatment and the cost of the ornamental street lights, as well as any enhanced planting or maintenance of public areas. The responsibility for maintenance of individual common areas and the assessment of owners within an individual subdivision or neighborhood for the costs of upgraded lighting may be assigned to the governing neighborhood POA as long as the ultimate maintenance responsibility and assessment authority lies with the Master POA.

Outdoor usable recreation and open space areas shall be adequately maintained as described above to facilitate their continued use and enjoyment, and to preserve the integrity of their original designs. If the City of Myrtle Beach assumes ownership of any common areas, green space, wetlands or recreation facilities, it shall assume the responsibility for maintenance of these areas at its usual and customary levels.

Maintenance of public roads and associated landscaping, lighting, etc. included within the boundaries of this PUD shall be the responsibility of the City of Myrtle Beach and/or the State of South Carolina at their usual and customary levels, unless specifically described differently in any Development Agreement.

#### Section 1115. Amendment and Enforcement.

- A. Major Amendments. Changes in the approved Clemson Tract PUD Ordinance that alter the original concept, including but not limited to increases in density, changes in land use type and location, maximum height of buildings, changes in proposed open space, and road standards, must be approved by PUD Ordinance Amendment through the submission of a revised PUD Ordinance. Specific land use plans for each designated development parcel within The PUD shall be submitted for review and approval as a major amendment to this PUD Ordinance.
- B. Minor Amendments. Changes that do not alter the concept of the PUD, do not change the permitted land uses, do not reduce the minimum building setback for principle structures, do not decrease the number of off-street parking spaces, or otherwise violate the restrictions applicable within the PUD district may be decided and approved by the Zoning Administrator as a minor amendment. All minor modifications to a PUD design shall be submitted to the Planning Commission, for thier information, by the Zoning Administrator.

**C. Enforcement.** The Zoning Administrator of The City of Myrtle Beach will be responsible for the interpretation and enforcement of this PUD Ordinance. The Owner may appeal an adverse decision of the Zoning Administrator to the Board of Zoning Appeals.

#### 1116. Emergency Vehicle Access.

Emergency access required by the City of Myrtle Beach will be provided and maintained by a combination of public and private rights-of-way and easements.

#### 1117. Model Homes or Units.

Upon Preliminary Plan approval, a development is eligible to receive up to four (4) model homes building permits.

The City shall issue a letter authorizing the issuance of the building permits for such homes. Each model home lot shall have access to a water supply meeting the requirements of the adopted International Fire Code (IFC).

Models homes shall not be inhabited and shall be under the same ownership as the property on which they are situated. Ownership of the model (s) or individual building lots shall not be transferred to an individual homeowner until a final plat is recorded. Model home means a single family; two-family or duplex building used solely for demonstration purposes not occupied as a dwelling unit and is open to the public for inspection.

Model homes will not receive a Certificate of Occupancy until such time that a final plat has been recorded. Temporary Certificates nof Occupancy will be permitted until such time. Final plats for model homes must be drawn with conforming property setbacks.

#### 1118. Model Home/Unit/Amenity Center with Sales Office.

A model home/unit/amenity center with sales office is a model home or approved multifamily unit or amenity center, which contains an office including garage sales office for the sales of homes, lots or units within the development. A model unit with sales office may be located within a townhouse or multifamily structure. An amenity center (i.e. clubhouse) constructed for the use of the residents of the development may be used as a temporary sales office.

The sales office must provide parking with the number of spaces being dependent on the size of the sales office, but there must be a minimum of four spaces. The temporary parking lot may be located on the lot with the model home sales office, adjacent to the lot or directly across the street from the model with office.

#### 1119. Temporary Modular/Mobile Sales Center.

Upon receiving preliminary plan approval, a development may request permit approval for the placement of a modular/ mobile sales office. Such office shall serve as a "temporary" sales center until such time that a site-built model home is constructed and issued a Certificate of Occupancy (CO).

#### 1120. Construction trailers placement and relocation.

Authorization to place a construction trailer onto a development site may be granted when the preliminary plans for the development in which the trailer is proposed to be located have been submitted.

Authorization to relocate a construction trailer to a future phase of development does not grant the developer the right to begin site improvements within the future phase. Site improvements of

the future phase shall commence only upon satisfaction of all conditional preliminary plan approval conditions.

#### 1121. Site Clearing / Site Construction

Withers Preserve Management Company acting as agent for RWO Acquisition, the land owner of the Clemson Tract, will In exchange for not providing a tree survey per the existing ordinance, agree to the following:

- 1. Apply \$200,000 to a tree planting plan above and beyond the current requirement.
- 2. Establish the number of trees to be planted based on acres of land per phase. The number and type of tree to be reviewed by the City on a phase by phase basis.
- 3. 75% of this allotment to be planted in the single family phases of the project.
- 4. The remaining 25% to be at the developer's discretion as to location, density, and type. If used in the commercial areas, the number will still be above the ordinance requirement.
- 5. Clearing of any phase will not be done until the planting plant for that phase has been reviewed and approved by the City.
- 6. The above agreement is valid only on the condition of final approval by the City Council as expressed in the form of second reading of this ordinance.

#### **SECTION 12 - TECHNICAL DESIGN CRITERIA**

#### **Underground Utilities.**

Utility lines (including, all electrical distribution lines, cable water and sewer lines) shall be placed underground and may be located in front or back of a lot. Santee Cooper requires that high voltage transmission lines remain above ground.

#### Maintenance.

Public easements shall be deeded to the City for the purpose intended, as shown on the plat and stated in the deed of dedication, or may be deeded between private entities. The easement grants to the City the right to enter, inspect, survey, and conduct needed activities related to the easements' purpose.

#### Coordination Required.

All land development activity must comply with the applicable law.

A stormwater approval letter from SCDHEC-OCRM shall be submitted to the City before Construction Approval and before a Clearing and Grading Permit will be issued.

#### **SECTION 13 - PUBLIC IMPROVEMENTS**

Section 1301, Access.

#### A. Vehicular.

Primary vehicle access to the property is currently provided via Highway 17 By-Pass/S.C. Secondary vehicle access is provided by Highway 17 Business and Ocean Boulevard via Farrow Parkway and Coventry Blvd.

One-hundred ten (110) feet of right-of-way has been reserved for the extension of Coventry Boulevard from the Lennar Tract to Highway 17 Bypass, with ten (10) foot sidewalks on one side of the roadwday and five (5) foot sidewalks on the opposite side. As development occurs, the appropriate roadway supporting the development will be constructed by the the developer or his successors or assigns. This alignment may vary from what is shown in Section 17.

Additional roadways will be provided in this development to facilitate internal vehicular circulation.

Design speeds of roadways within this project shall be as proposed by the project traffic engineer and approved by the City of Myrtle Beach. The City will set appropriate speed limits throughout the PUD on public thoroughfares.

#### B. Bikeways and Pedestrian Walkways.

Areas for an extensive bikeway and pedestrian circulation system shall be made available. These areas will allow the connection of the major nodes of the development by utilizing on-grade hard surfaced pathways, with raised wooden walks and soft paths located in the existing wetlands and buffer areas as permitted by regulatory authorities, in addition to walkways along the major roadways. This system will connect the individual elements of this PUD.

#### SECTION 14 - PHASING PLAN & CONSTRUCTION SCHEDULE

#### Section 1401. Management of Project Development.

The development of this project will occur over approximately a fifteen (15) year build-out period and amendments to the approved PUD are anticipated. However, the maximum intensity and types of uses utilized within the PUD shall be governed by the individual descriptions provided in this PUD Ordinance.

### Section 1402. Project Phasing.

It is anticipated that the development of this project will take place as real estate market conditions allow. As development occurs within all or a portion of the Property, a phasing plan will be provided which will outline the development of the portion of the property being developed. The phasing plan will be updated on at least an annual basis.

#### Section 1403. Roadway Phasing.

Generally, under currently understood off-site conditions, roadways will be constructed as a result of proposed development and the appropriate roadways supporting such development will be constructed by the appropriate parties, provided however, project phasing approval is contingent upon the completion of Coventry Boulevard as a first act.

Additional roadways in private rights-of-way shall be constructed as individual development parcels are developed. This proposed roadway construction phasing schedule is subject to change as a result of future development patterns occurring in response to future market forces.

#### Section 1404. Drainage Masterplan

Project phasing approval is contingent upon the completion of a master drainage plan for the entire 257 acres, excluding the drainage plan associated with the completion of Coventry Boulevard,

## SECTION 15 - (Reserved)

### SECTION 16 - ENACTMENT PROVISION AND SIGNATURE LINES AS FOLLOWS:

Enactment Provision – This ordinance is effective only upon presentment of <u>ten (10)</u> <u>complete sets</u> of the PUD Ordinance documents, including but not limited to attachments, exhibits and maps to the City of Clerk within five (5) working days of the second reading. Failure to supply the required documents results in this ordinance having no force of effect, and the regulations in place prior to second reading shall be the assigned regulations.

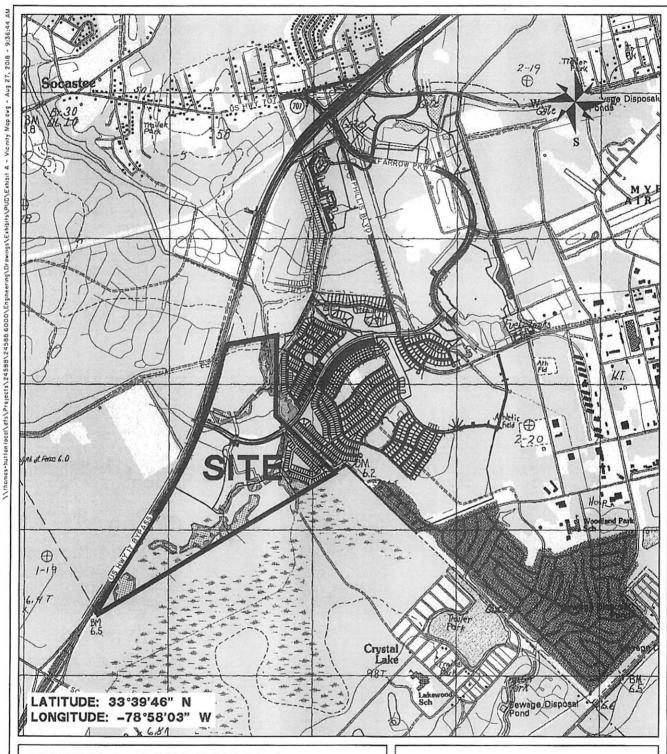
ATTEST:		
	Mayor	
City of Clerk	<del></del>	
1st Reading:	· 	

# SECTION 17 – EXHIBITS, MAPS, PLATS, ILLUSTRATIONS, ETC. SPECIFICALLY REFERENCED WITHIN THE PUD

### Section 1701. List of Exhibits

EXHIBIT Y: TRAIL MASTER PLAN

EXHIBIT A: EXHIBIT B: EXHIBIT C: EXHIBIT D: EXHIBIT E: EXHIBIT F: EXHIBIT G: EXHIBIT H: EXHIBIT I - N: EXHIBIT O - R:	VICINITY MAP BOUNDARY PLAT TOPOGRAPHY EXHIBIT CONTEXT PLAN CONCEPTUAL MASTER PLAN LANDUSE DISTRICTS FRAMEWORK PLAN STREET FRAMEWORK PLAN CONCEPTUAL LOT LAYOUT PLAN LANDUSE CONDITIONS - ROAD SECTIONS
EXHIBIT S:	RELATIONSHIP OF GARAGE TO STREET
EXHIBIT T:	CONCEPTUAL WATER PLAN
EXHIBIT U:	CONCEPTUAL SEWERRE PLAN
EXHIBIT V:	CONCEPTUAL DRAINAGE PLANSTORMWATER MASTER
	PLAN
EXHIBIT W:	GLOSSARY
EXHIBIT X0:	SIGNAGE MASTER PLAN
EXHIBIT X1:	MAJOR ENTRANCE
EXHIBIT X2:	MINOR ENTRANCE
EXHIBIT X3:	AMENITY BURMA SHAVE SIGN
EXHIBIT X4:	BREEZE WAY FLAG
EXHIBIT X5:	DOUBLE-SIDED SIGN



# EXHIBIT A - VICINITY MAP

PROPOSED ACTIVITY:

**CLEMSON TRACT** 

CLIENT:

GARRISON MB LAND, LLC

LOCATION: HORRY COUNTY, SOUTH CAROLINA DATE: August 27, 2018 DRAWN BY: ASV

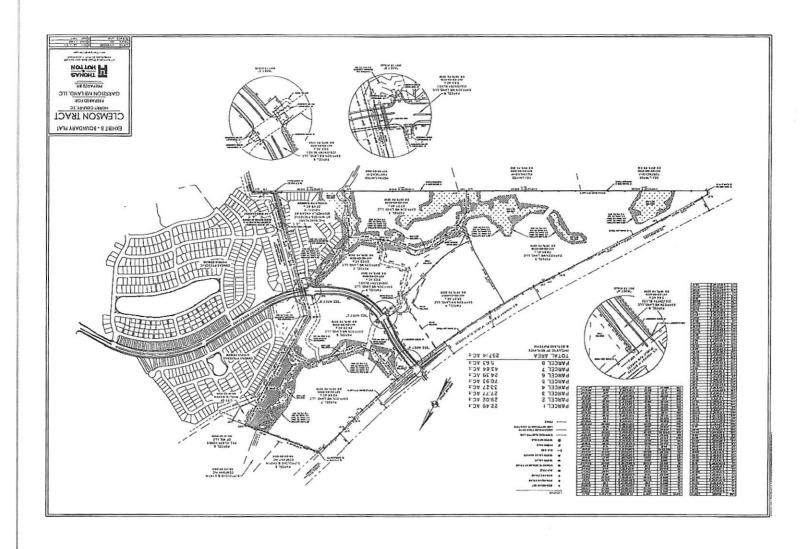
JOB NUMBER: J-24588.0000

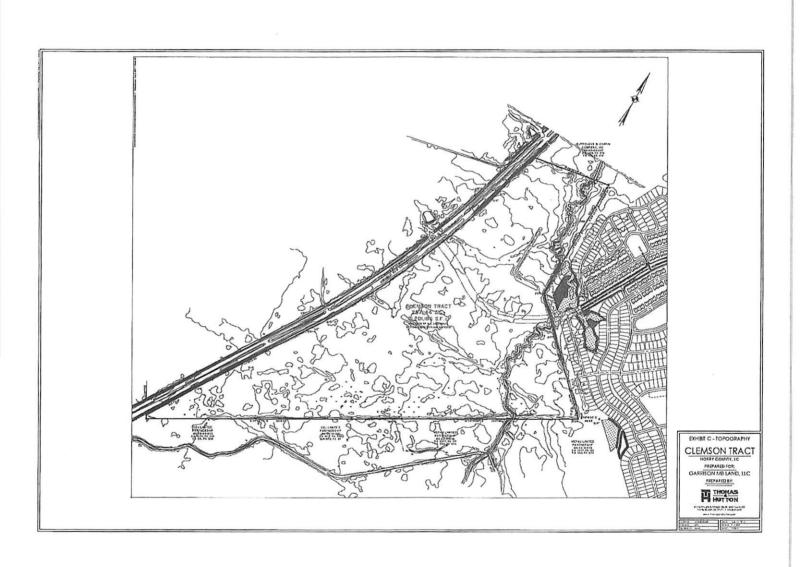
REVIEWED BY: WAW

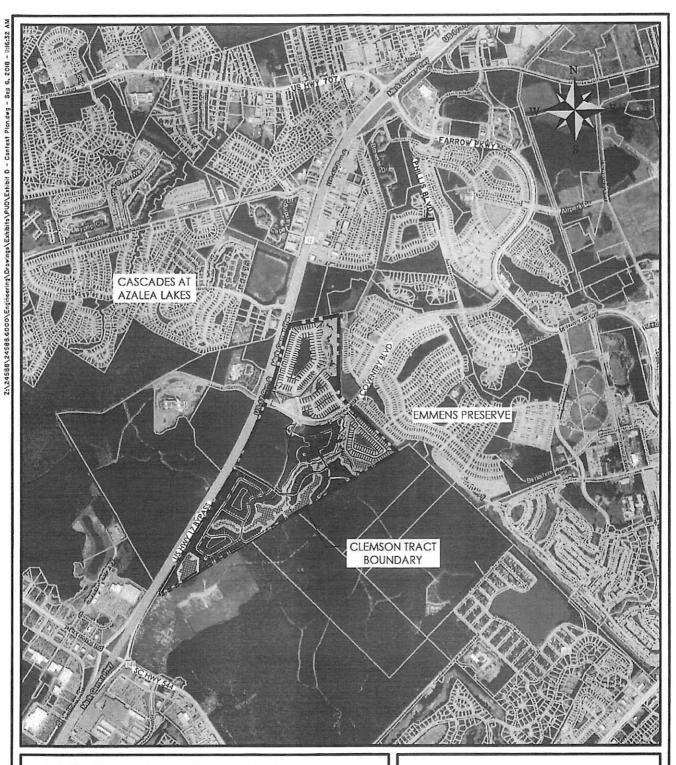
SHEET: 1 OF 1 SCALE: 1" = 2000'



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# EXHIBIT D - CONTEXT PLAN

PROPOSED ACTIVITY:

**CLEMSON TRACT** 

CLIENT:

GARRISON MB LAND, LLC

LOCATION: HORRY COUNTY, SOUTH CAROLINA

DATE: SEPTEMBER 6, 2018 DRAWN BY: ASV/CET SHEET: 1 OF 1

JOB NUMBER: J-24588.0000 REVIEWED BY: WAW SCALE: 1" = 2000'



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## EXHIBIT E - CONCEPTUAL MASTER PLAN

PROPOSED ACTIVITY:

**CLEMSON TRACT** 

CLIENT:

2:\24588\24588.6000\Engineering\Drawings\Exhibits\PUD\Exnibit E - Conceptual Master Plan dwg

GARRISON MB LAND, LLC

LOCATION: HORRY COUNTY, SOUTH CAROLINA

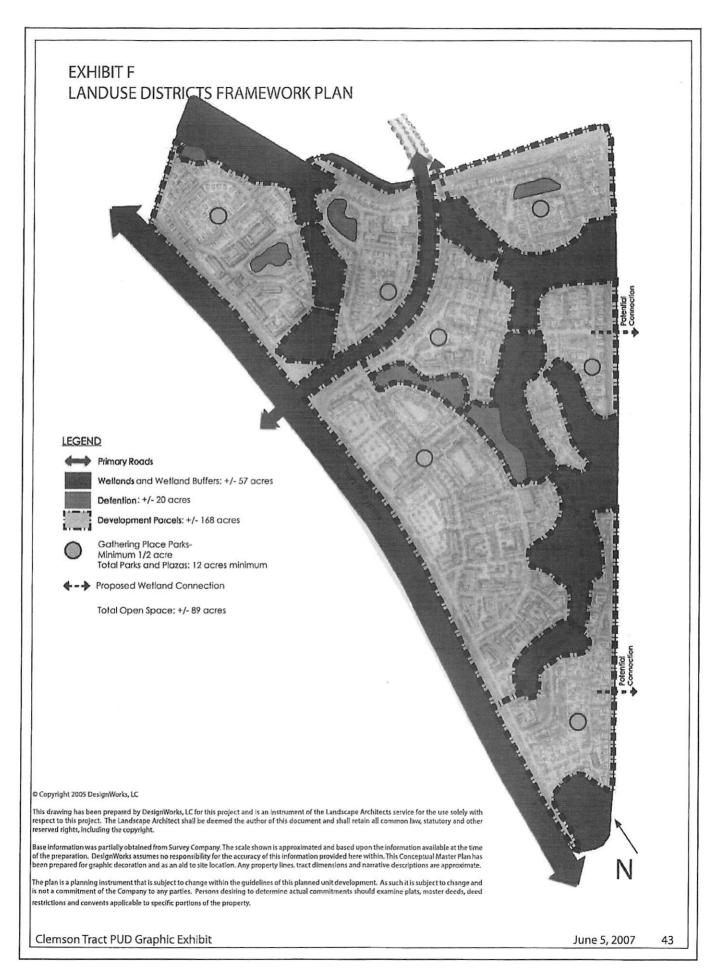
DATE: SEPTEMBER 6, 2018 JOB NUMBER: J-24588.0000

DRAWN BY: ASV/CET SHEET: 1 OF 1
REVIEWED BY: WAW SCALE: 1"= 10

SCALE: 1" = 1000"



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## EXHIBIT G - STREET FRAMEWORK PLAN

PROPOSED ACTIVITY:

**CLEMSON TRACT** 

CLIENT:

GARRISON MB LAND, LLC

LOCATION: HORRY COUNTY, SOUTH CAROLINA

DATE: SEPTEMBER 6, 2018

JOB NUMBER: J-24588.0000

R

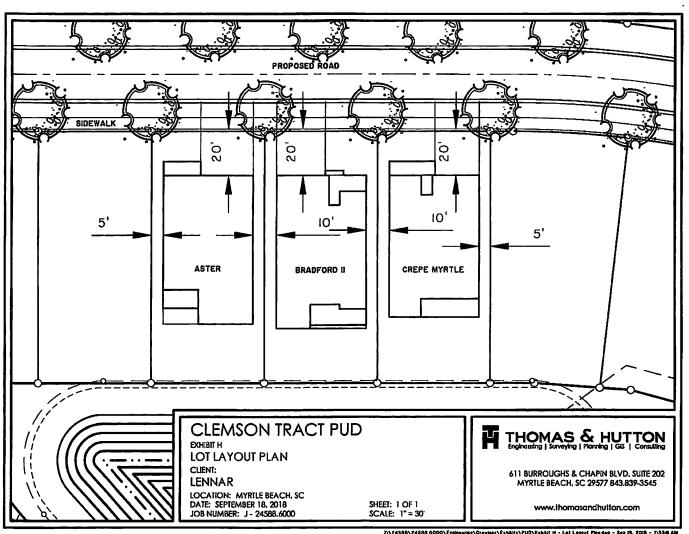
DRAWN BY: ASV/CET REVIEWED BY: WAW

DRAWN BY: ASV/CET SHEET: 1 OF 1

SCALE: 1"= 1000'

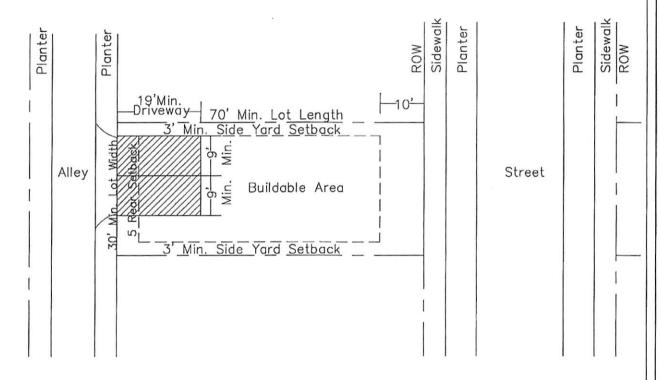
THOMAS HUTTON

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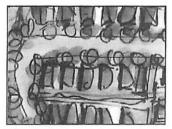


### EXHIBIT I LAND USE CONDITIONS

Single Family Residential-Detached 30' Minimum Lot Width-Alley Loaded



Lot Diagram Scale: 1"=20'



Plan View

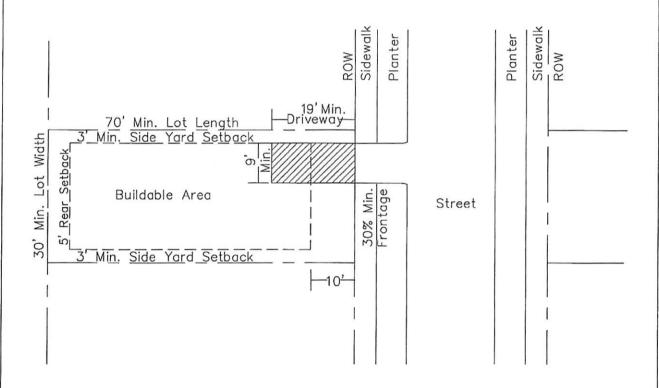


Character Images

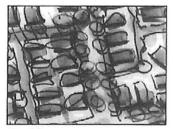


## EXHIBIT J LAND USE CONDITIONS

Single Family Residential-Detached 30' Minimum Lot Width-Front Loaded



Lot Diagram Scale: 1"=20'



Plan View

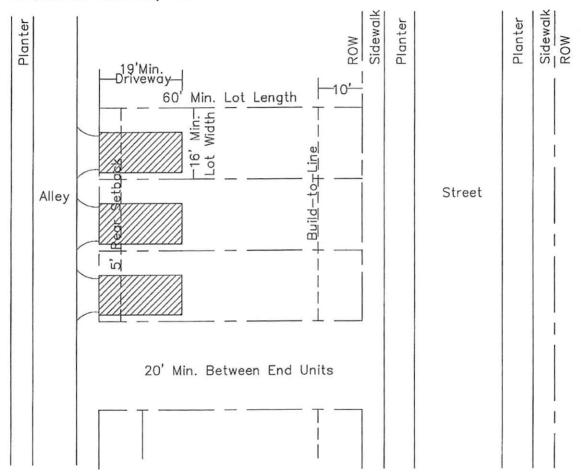


Character Images



# EXHIBIT K LAND USE CONDITIONS

## Single Family Residential-Attached Townhome Lots-Alley Loaded



Lot Diagram Scale: 1"=20'

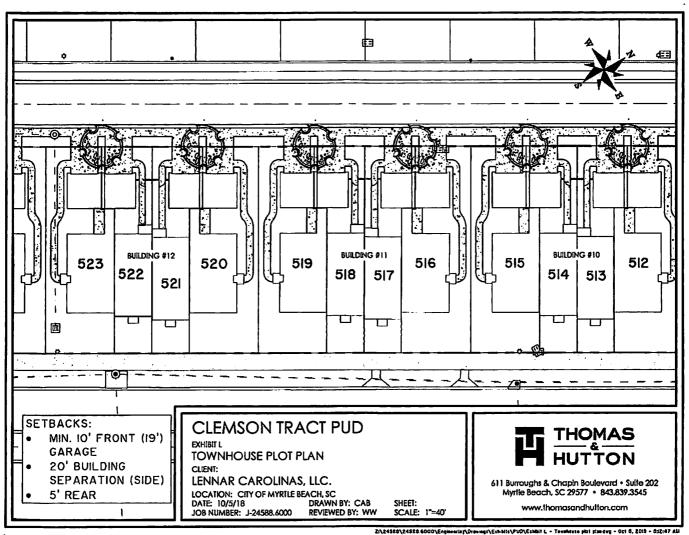


Plan View



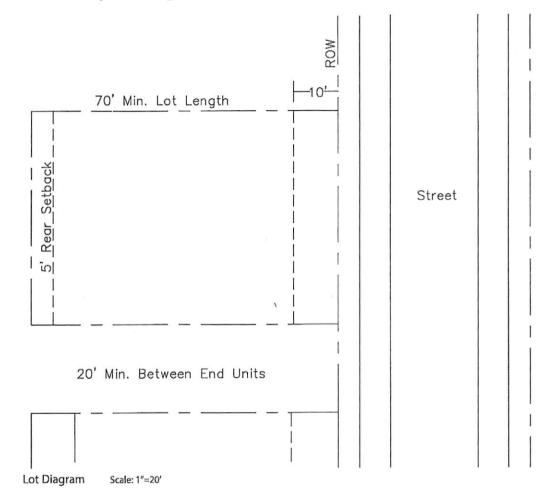
Character Images

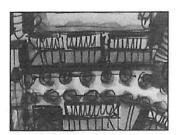




# EXHIBIT M LAND USE CONDITIONS

# Multi-family Dwellings





Plan View

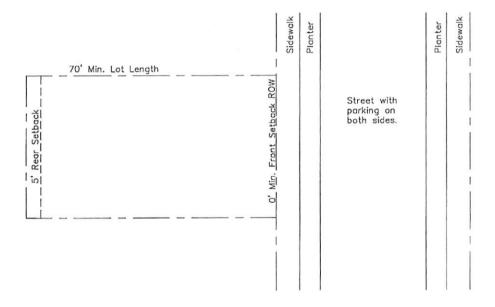


Character Images

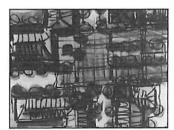


## EXHIBIT N LAND USE CONDITIONS

## Commercial



Lot Diagram Scale: 1"=30'

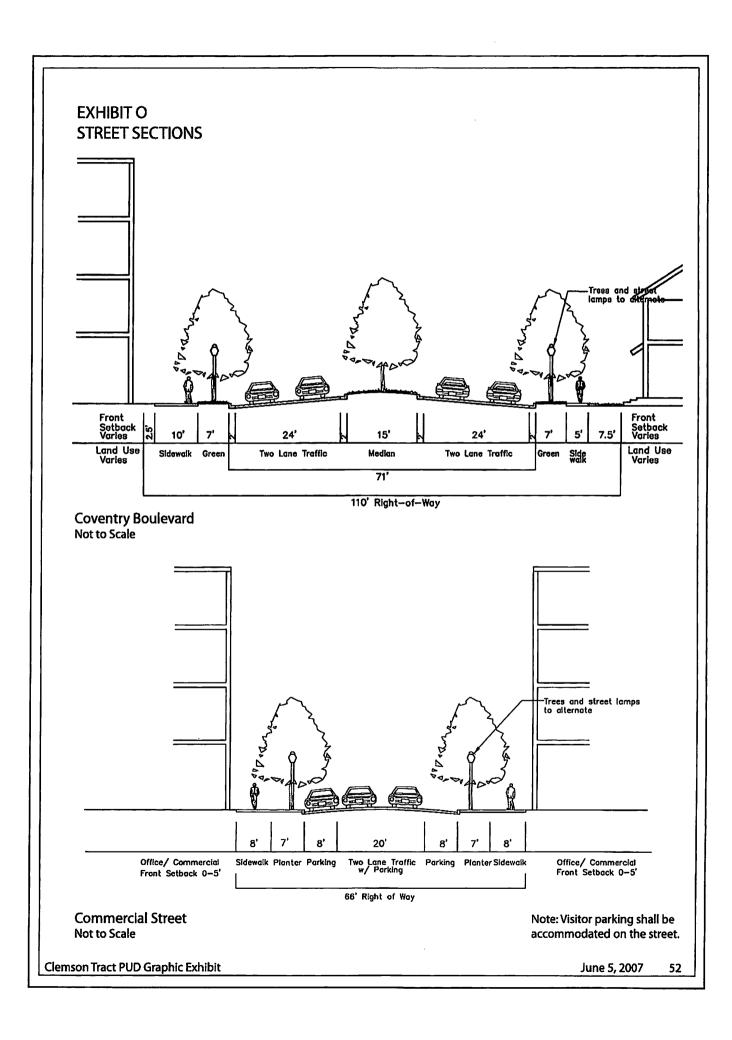


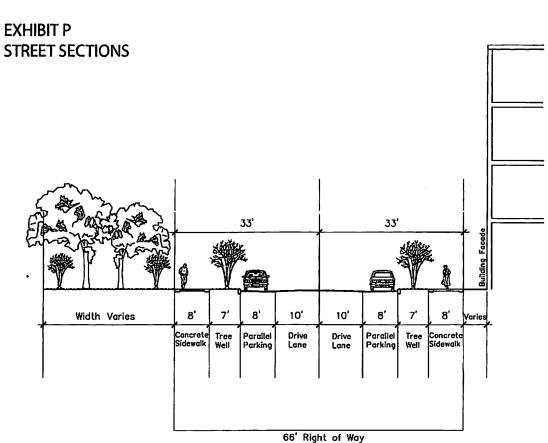
Plan View



Character Images

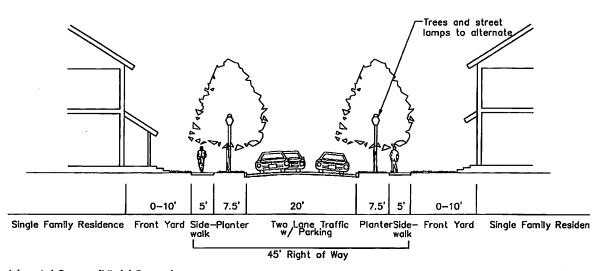






Commercial Park Street Not to Scale

Note: Visitor parking shall be accommodated on the street.



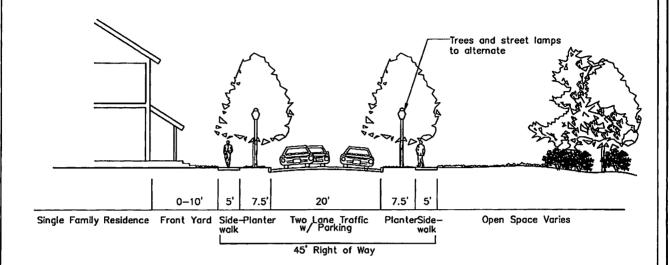
Residential Street (Yield Street) Not to Scale Note: Visitor parking shall be accommodated on one side of the street.

Clemson Tract PUD Graphic Exhibit

June 5, 2007

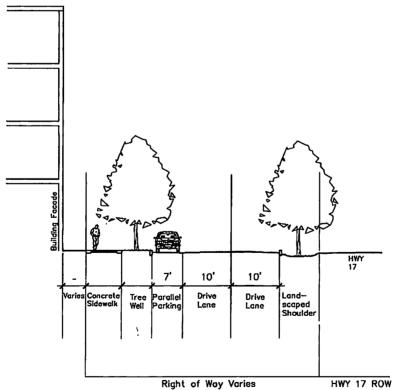
53

# EXHIBIT Q STREET SECTIONS



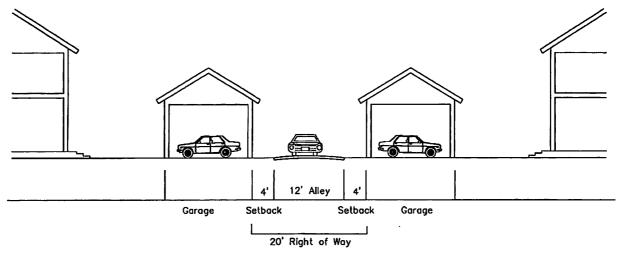
### Residential Park Street (Yield Street) Not to Scale

Note: Visitor parking shall be accommodated on one side of the street.

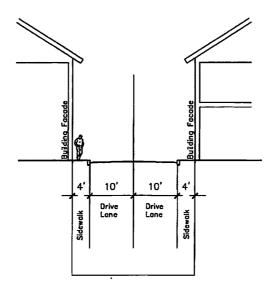


Frontage Street Not to Scale Note: Visitor parking shall be accommodated on the street.

# EXHIBIT R STREET SECTIONS

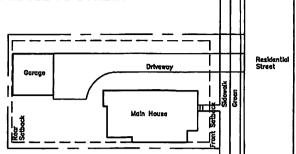


Alley Not to Scale Note: Parking shall be accommodated on private property.

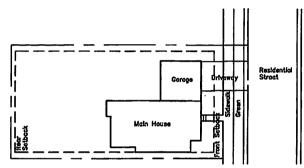


Courtyard Not to Scale Note: Parking shall be accommodated on private property.

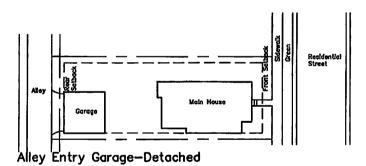
# EXHIBIT S RELATIONSHIP OF GARAGE TO STREET

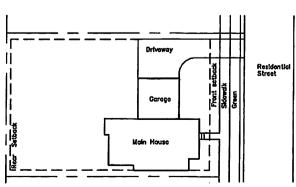


Front Entry Garage-Detached

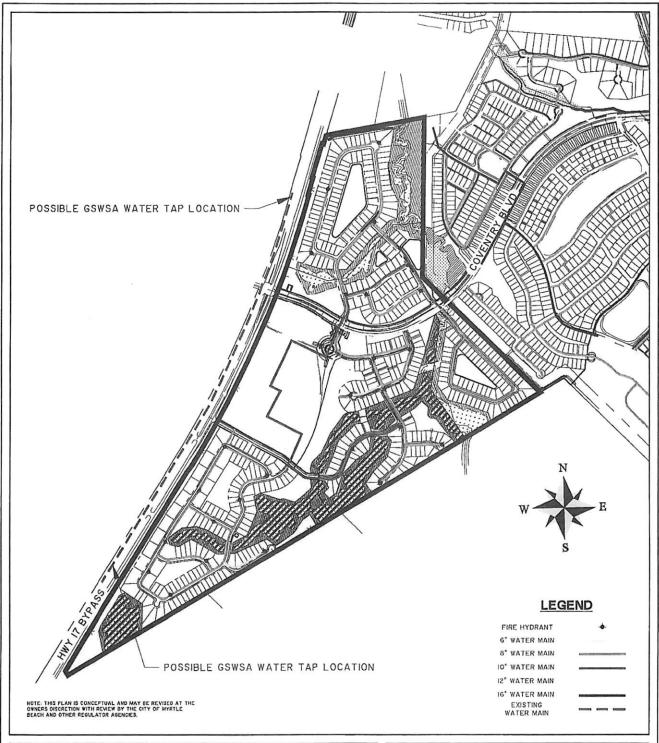


Front Entry Garage-Attached





Side Entry Garage—Attached



## EXHIBIT T - CONCEPTUAL MASTER WATER PLAN

PROPOSED ACTIVITY:

**CLEMSON TRACT** 

CLIENT:

GARRISON MB LAND, LLC

LOCATION: HORRY COUNTY, SOUTH CAROLINA

DATE: May 9, 2018 JOB NUMBER: J-24588.0000

DRAWN BY: ASV REVIEWED BY: WAW SHEET: 1 OF 1

SCALE: 1" = 1000"



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## EXHIBIT U - CONCEPTUAL MASTER SEWER PLAN

PROPOSED ACTIVITY:

**CLEMSON TRACT** 

CLIENT:

GARRISON MB LAND, LLC

LOCATION: HORRY COUNTY, SOUTH CAROLINA

DATE: May 10, 2018 JOB NUMBER: J-24588.0000 DRAWN BY: ASV

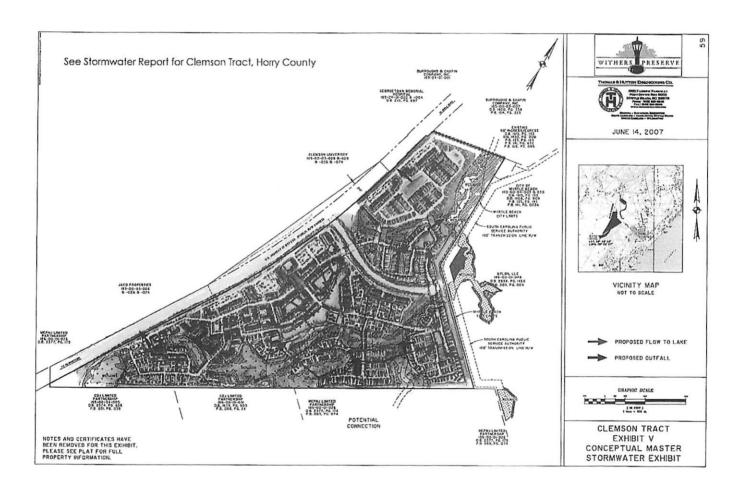
REVIEWED BY: WAW

SHEET: 1 OF 1

SCALE: 1" = 1000'



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#### **EXHIBIT W: GLOSSARY**

<u>Arcade:</u> A covered passageway in front of shop-front buildings, characterized by a continuous row of columns or piers that encroach into the right-of-way. Arcades may be substituted by awnings, marquees or second story overhanging balconies.

<u>Bed and Breakfast:</u> A use by the record owner of property, who is also the resident of the property which contains no more than eight (8) units consisting of one (1) or more rooms, each arranged for the purpose of providing sleeping accommodations for transient occupancy.

Block: A tract of land within a Parcel that is or will be divided into lots.

<u>Building Height:</u> The vertical distance from the lot grade or sidewalk at frontage line, whichever is higher, to the peak of the roof.

<u>Civic Use:</u> A building used solely by public, religious, educational, social, or charitable nonprofit agencies to provide services, at no or nominal cost to the general public.

<u>Detached Garage:</u> A garage where no wall (whether structural or decorative) is shared with the principal building. A garage connected by a breezeway to the principal building is a detached garage.

<u>Developer:</u> The owner of the Property subject to the PUD at the time of passage of the PUD Ordinance, its successors and designated assigns.

<u>Dwelling Unit Lot:</u> A single subdivided lot upon which any type of dwelling unit, as defined by the Current Regulations, has been constructed.

Esplanade: A pedestrian promenade or walkway, along a natural feature, such as a marsh or lake.

<u>Facade:</u> The elevation of a building parallel to a frontage line.

Finished Grade: The elevation of a Lot after site improvements.

<u>Frontage:</u> The side of a building parallel to, or most closely parallel to, and nearer to the Frontage Line.

<u>Frontage Line:</u> The property line bounding on the street. The Developer shall designate the Front Property Line of any lot that fronts on more than one street. There are no restrictions on the location of the primary entrance to a building in relationship to the Front Property Line.

Frontage Wall: A wall, fence, or hedge built to within three feet of a lot's frontage line.

<u>Front Setback Line:</u> A line inside the lot and behind the Front Property Line, established at the time of platting.

<u>Front Setback Zone:</u> The area between the Front Property Line and the Front Setback Line, in which no structures may be placed, except as specifically provided herein.

Garden Wall: A wall, fence, or hedge along rear and side property lines.

<u>Granny Flat:</u> Attached or detached apartments or accessory dwelling units built as additions to single-family homes.

<u>Green:</u> A naturalistic, open space that is small and civic in nature, and is surrounded by buildings. Greens feature informal planting, often around a sunny central lawn.

<u>Living Wall:</u> A type of fence that may serve as a garden wall composed of (4 inch x 4 inch) wood posts with (2 inch x 4 inch) welded wire fabric for vines or similar plant material.

Lot Coverage: The horizontal area measured within the exterior walls or foundations of the building(s) on a lot.

<u>Parcel:</u> A Parcel is a development tract. There is no minimum size to a Parcel; however, no Parcel used for single family residences may contain fewer than twelve (12) Dwelling Unit Lots.

Park: Naturalistic open space, usually located at the edge of a neighborhood.

<u>Porch:</u> An open, roofed structure supported by posts or columns attached to a residence, and no less than <u>48</u> feet in depth.

<u>Pervious Surface:</u> A surface that presents an opportunity for precipitation to infiltrate into the ground.

Predominantly: More than 50%.

<u>Publicly Accessible:</u> Open to the general public, either at no charge, or for commercial, civic, or recreational establishments, for the normal and customary charge. Areas required to be Publicly Accessible may include essentially public and visitor servicing uses such as hotels, restaurants, and civic and recreational buildings. Privately maintained areas to be Publicly Accessible shall be subject to rules and regulations, including hours of operations, to be promulgated by the owner.

Rear-yard Lot: A building on a Rear-yard lot occupies the front of its lot, leaving the rear portion as a private space for courtyards or parking. This type may accommodate shops and office spaces as well as residential use.

Road: A thoroughfare, rural in nature, with open curbs and optional parking.

<u>Service Access Area:</u> The location adjacent to a building or buildings where activities such as supplying, distributing, and waste removal are permitted.

Setback: Minimum distance between the building face and the lot boundary line.

Side-yard Lot: A building on a Side-yard lot occupies one side of its lot with the primary open space on the other side.

Side Street Line: The side lot line coincident with a street on a corner lot.

<u>Site Plan:</u> A site plan is the preliminary plan of a project used for the planning conference and will have such details as required by the Zoning Ordinance or Zoning Procedures for that type of project.

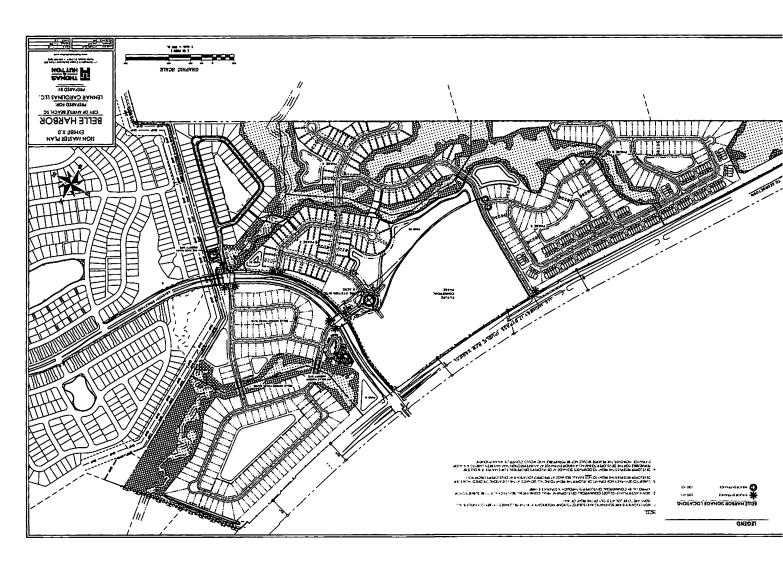
<u>Square:</u> An inherently civic and formal green space offering a potential setting for civic buildings and monuments. Squares are spatially defined by facades of buildings and formal tree planting.

Stoop: A small platform and/or entrance stairway at a house door.

Story: A habitable level within a building.

Street: A thoroughfare with raised curbs, closed drainage and wide sidewalks.

Zoning Ordinance: City of Myrtle Beach Zoning Ordinance revised June 9, 1999, amended through the date of this Master Plan.



### CONCEPTUAL ENTRY FEATURE

### WAJOR ENTRANCE NOTES:

- 1. TRADITIONAL BUILDING MATERIALS OF BRICK WALLS AND
  2. A 575TEM OF THERMAT WHILD SAME OF THE WEEL THE SAME PROPOSITIONS AND SCALE.
  3. UNDERSTATED FORMS OF ILLUMINATION SAUD SCALE.
  COLUMNS WITH CAST STONE CAPS AND SCALE.
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- 4. WATER ELEMENTS OR FEATURES CAN BE INCORPORATED INTO
- ENTRANCES.

  S. EMHANCE LANDSCENDINE FOR STANK EACH SIDE AS LONG AS CARRENDES LAND OVERALL HEIGHT REQUIREMENTS ARE MET.

  AS A MALOS ENTRANCE.

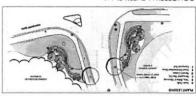
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  AS A MALOS ENTRANCE.
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  OF CORB EFECATION AT THE POLACENT ENTRANCE

  HEIGHT LIMIT OF 8'-6" AS MEASURED FROM THE HIGHEST BACK
  HEIGHT NOTES:
- ANA BACKGROUND MATERIAL, BANEL, OR TRIM COLOR USED ANY BACKGROUND MATERIAL PROSTINGE, OULY LOGOS SECOLATION.

  ANY BACKGROUND MATERIAL POSSIBLE SQUARE FOOT AREA ANY BACKGROUND THE SIGN IF DALL HE SIGN FOOT AREA TO SEE INCLUDED IN THE SIGN FOOT AREA TO SEE INCLUDED IN THE SIGN FOOT AREA TO SEE INCLUDED IN THE SIGN IF SIGN IF DALL HE SIGN IF SIGN IN THE S 40 S.F. MAX SIGN FACE FOR EACH SIDE OF THE ROAD AND \
- DELEKMINE SIGN FACE. ANY BACKGROUND MATERIAL, PANEL, OR TRIM COLOR USED TO THE STRUCTURE UPON THAT DIFFERENTIATES THE SIGN FROM THE STRUCTURE UPON THE STRUCTURE OF THE STRUCTURE OF THE STRUCTURE STRUCTURE.



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BELLE HARBOR MASTER SIGN PLAN

EXHIBIT X.1 - MAJOR ENTRANCE

*LENNAR CAROLINAS LLC* 

CITY OF MYRTLE BEACH, 5C

#### WINOR ENTRANCE NOTES:

- IRADINONAL BUILDING MATERIALS OF BRICK COLUMNS WITH

  BRICK OR CAST STONE CAPS ARE ENCOURAGED. ALTERNATE

  RATERIALS MAY BE ACCEPTABLE IF THEY MEET THE SAME
  EXTEND OUTWARDS.

  SIGN PANELS MAY BE AFFIXED TO COLUMN SURFACE OR
  PROPORTION OUTWARDS.

  CHANNEL-LIT LETTERING MAY BE INCORPORATED INTO

  THE SAME

  CHANNEL-LIT LETTERING MAY BE INCORPORATED INTO

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  CHANNEL-LIT LETTERING MAY BE INCORPORATED INTO

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- AS A MAJOR ENTRING MAY BE INCORPORATED FOR ONE IDENTIFIED A MAJOR ENTRANCE LANDS/CAPING.

  5. A MINOR ENTRANCE MAY BE SUBSTITUTED FOR ONE IDENTIFIED A MAJOR ENTRANCE.
- HEIGHT NOTES:

   HEIGHT LIMIT OF 8'-6" AS MEASURED FROM THE HIGHEST BACK

  INTERPREPARATION

  INTERPREPARATION
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  OR EACH SIDE OF THE SIGN FACE FOR EACH SIDE OF THE ROAD PADY.

  CALCULATION

  THAT CAN BE ENGLOSED WITHIN A RECTANGLE, ONLY LOGOS

  AND/OR LETIERING ARE TO BE INCLUDED IN THE

  CALCULATION.

  ANY BACKGROUND MATERIAL PAUEL OR THE ROAD PADY.

  ANY BACKGROUND MATERIAL PAUEL OR THE ROAD PADY.

CONCEPTUAL ENTRY COLUMN



BELLE HARBOR MASTER SIGN PLAN

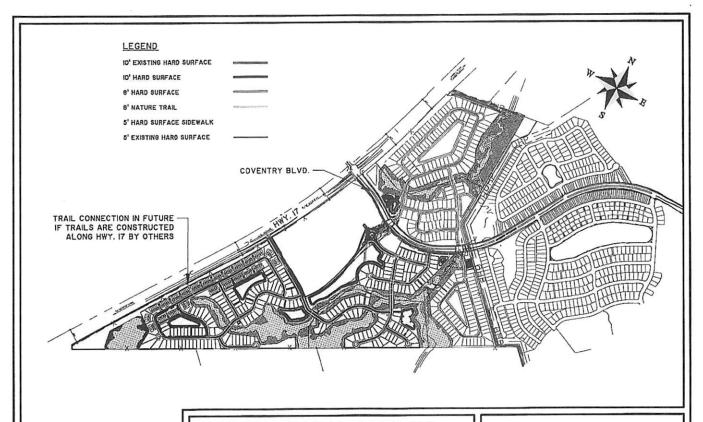
EXHIBIT X.2 - MINOR ENTRANCE

*LENNAR CAROLINAS LLC* 

DATE: 9/18/18

LOCATION: CITY OF MYRTLE BEACH, 3C

RAMOHT MOTTUH



## **EXHIBIT Y - TRAIL MASTERPLAN**

PROPOSED ACTIVITY: CLEMSON TRACT PUD CLIENT:

GARRISON MB LAND, LLC.

LOCATION: CITY OF MYRTLE BEACH, SC DATE: 7/23/18 DRAWN BY: CAB JOB NUMBER: J-24588.6000 REVIEWED BY: WW

DATE: 7/23/18 JOB NUMBER: J-24588.6000

SHEET: EX - Y SCALE: 1" = 1000"



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www.thomasandhutton.com

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