
R2019-24: RESOLUTION DECLARING AN EXTRAORDINARY EVENT, AND DIRECTING THE MANAGER TO TAKE ALL STEPS NECESSARY FOR THE PRESERVATION OF PUBLIC HEALTH, SAFETY, WELFARE FROM MAY 31, 2019 THROUGH JUNE 12, 2019 - CAROLINA COUNTRY MUSIC FESTIVAL.

Applicant/Purpose: Staff/ to declare the Carolina Country Music Festival as an Extraordinary Event.

Brief:

- Pursuant to Ordinance 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 with a history of attracting a significant number of vehicles and people to a certain area.
- In such an actual or threatened occurrence, Council may declare an extraordinary event, fix the location and establish the time of such event.
- The extraordinary event declaration expires within 96 hours of issuance.
- Proposed resolution declares the Carolina Country Music Festival as an extraordinary event (May 31 - June 12, 2019).

Issues:

- Upon declaration of an extraordinary event, the Manager/designee(s) may
 - Request assistance from the federal, state and other local governments.
 - Hire additional law enforcement officers and private security officers.
 - Require businesses in designated areas to employ private security officers.
 - Utilize public or private property when there is compelling necessity for the protection of lives, health and welfare.
 - Facilitate non-consensual towing of vehicles and motorcycles.
 - Require the temporary cessation of the operation of businesses within the event boundaries (from 11 pm to 6 am, unless circumstances compel otherwise).
 - Temporarily divert pedestrian and vehicular traffic.
 - Establish and enforce no cruising zones and a temporary cruising prohibition.
- Access to rooftops of businesses & structures w/in the boundaries of the event will be restricted to personnel deemed essential for the operation of that business, & shall be escorted by a law enforcement officer.

Public Notification: Normal meeting notification.

Alternatives:

- Do not pass resolution.
- Amend resolution.

Financial Impact: No measurable impact.

Manager's Recommendation: I recommend approval.

Attachment(s): Proposed resolution.

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RESOLUTION R2019-24

CITY OF MYRTLE BEACH
COUNTY OF HORRY
STATE OF SOUTH CAROLINA

RESOLUTION DECLARING AN
EXTRAORDINARY EVENT, AND DIRECTING
THE MANAGER TO TAKE ALL STEPS
NECESSARY FOR THE PRESERVATION OF
PUBLIC HEALTH, SAFETY, WELFARE FROM
MAY 31, 2019 THROUGH JUNE 12, 2019 -
CAROLINA COUNTRY MUSIC FESTIVAL.

Whereas, pursuant to Ordinance No. 2015-31, enacted on 4-28-15, an Extraordinary Event means an organized large-scale 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 of 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 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 May 31, 2019, by transmitting the orders and conditions to all city employees. The declaration of any Extraordinary Event shall expire June 12, 2019; 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 Carolina Country Music Festival of May 31, 2019 through June 12, 2019 is an Extraordinary Event due to its anticipated and historic impact.

Be it further resolved that:

1 Consistent with a declaration of an Extraordinary Event, the Manager or the person designated
2 by Council may request the assistance from the Federal, state and other local governments to
3 provide assistance, provided that the impact of the Extraordinary Event has been or is
4 anticipated to be beyond the capacity of the city to meet adequately and outside agency
5 assistance is necessary to supplement local efforts to save lives and protect property, public
6 health and safety, or to avert or lessen the negative impact of the Extraordinary Event on the
7 citizens; and

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9 Further, upon declaration of an Extraordinary Event, the City Manager, or designee(s), in order
10 to promote public health, safety, welfare and order, and to protect lives, minimize criminal
11 activity, and maximize the efficiency of providing municipal services, may:

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13 (i) Hire, enlist, contract, employ or appoint temporary armed Registered Private
14 Security Officers, in addition to law enforcement persons and agencies, and resolve
15 questions of authority and responsibility that may arise among them in deployment
16 as part of a County-wide plan;
- 17 (ii) Require hoteliers and retail operation within the designated areas to employ
18 Registered Private Security Officers, to maintain order and control entry on their
19 property;
- 20 (iii) Utilize public property when there is compelling necessity for the protection of lives,
21 health and welfare; and/or the property of citizens where public health, safety and
22 welfare are placed in jeopardy due to the Extraordinary Event;
- 23 (iv) Contract with and employ such businesses, human resources and lease, or otherwise
24 provide for such properties so that non-consensual towing of vehicles and
25 motorcycles may be efficiently achieved;
- 26 (v) Establish and enforce by way of temporary governmental signage for the temporary
27 cessation of the operation of retail sales businesses with the boundaries of the event,
28 which shall not begin not earlier than eleven (11) p.m. of each night of the event,
29 and shall be lifted no later than six (6) a.m. of each morning of the event, unless
30 circumstances compel otherwise;
- 31 (vi) Establish and enforce the temporary closing, blocking or diversion of pedestrian and
32 vehicular traffic of such sidewalks, streets and roads within the City's police
33 jurisdiction, through deployment of law enforcement and traffic control devices in
34 order to minimize congestion and unlawful congregation. City Manager hereby
35 authorizes the use of private lots to be used to meet the expected demand for
36 additional parking to serve the Carolina Country Music Festival.
- 37 (vii) Establish and enforce no cruising zones, and enforce a temporary prohibition of
38 cruising on designated streets and roads; provided however, that first responders,
39 governmental vehicles, public transportation vehicles, licensed vehicles for hire and
40 vehicles used in licensed businesses in the delivery of service shall be exempt.

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42 Further, the violation of any provision of this division, or in any rule, regulation, order or traffic
43 device or restriction promulgated by any officer or agency of the city under authority duly

1 vested in him is declared to be unlawful as a misdemeanor, and shall be punished by a fine not
2 exceeding \$500.00 or by imprisonment for a term not exceeding 30 days or both, in the
3 discretion of the judge of the municipal court. Each incident of violation, rather than each day
4 of violations, of any provision of this Code or of any such ordinance, resolution, rule, regulation
5 or order shall continue shall constitute a separate offense.

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7 Further, while any person who violates any provision of the Code may be issued a warning,
8 citation or notice that the person is in violation of the Code within the discretion of law
9 enforcement, and while any penalty for conviction of a violation lies solely within the discretion
10 of the court, it is the will of City Council that the protection and preservation of the public
11 health, safety and welfare of the public and first responders be paramount, and that
12 enforcement of the imposed restrictions herein be made immediately effective so that the
13 violations shall cease, and public peace and order be maintained.

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15 Signed and sealed this 14th day of May, 2019.

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18 ATTEST:

BRENDA BETHUNE, MAYOR

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21 _____
22 JENNIFER STANFORD, CITY CLERK