

PUBLIC SAFETY COMMITTEE
9:00 a.m., Monday, November 4, 2019
City Hall
1207 Palm Boulevard, Isle of Palms, South Carolina

AGENDA

1. **Call to order** and acknowledgment that the press and public had been duly notified of the meeting in accordance with the Freedom of Information Act.
2. **Approval of Previous Meeting's Minutes**
Regular Meeting of October 7, 2019
3. **Citizen's Comments**
4. **Old Business**
 - A. Consideration of Ordinance 2019-16 – An ordinance to establish new standards for dilapidated structures
 - B. Update on request to SCDOT to conduct a speed study on Palm Boulevard between 10th and 21st Avenue
 - C. Update on implementation of 4' off rule on Palm Boulevard between 41st and 53rd Avenue
 - D. Consideration of recommendations for 2020 beach parking plan
 - E. Update on surveillance camera at Breach Inlet
 - F. Update on TrueGrid sample implementation
5. **New Business**
 - A. Update on malware intrusion, steps taken to mitigate issue and plan to prevent it from occurring in the future
 - B. Discussion of implementing a Reserve Officer Program in the Police Department
 - C. Consideration of resolution authorizing the consumption of beer and wine at the Holiday Street Festival on December 7, 2019
6. **Highlights of Departmental Reports**
Fire Department – Chief Graham
Police Department – Chief Cornett
7. **Miscellaneous Business**
Next Meeting Date: ____ a.m., _____, January ____, 2020 in City Hall
8. **Executive Session**, if needed - Upon returning to open session, the Committee may take action on matters discussed in Executive Session.
9. **Adjournment**

PUBLIC SAFETY COMMITTEE
9:00am, Monday, October 7, 2019
City Hall Council Chambers
1207 Palm Boulevard, Isle of Palms, SC

MINUTES

1. Call to order

Present: Council Member Buckhannon (chair), Council Members Bell and Ward

Staff Present: Administrator Fragoso, Chief Cornett, Chief Graham, Director Kerr

2. Approval of Previous Meeting's Minutes

Council Member Bell made a motion to approve the minutes of the September 16, 2019 meeting, and Council Member Ward seconded the motion. The minutes passed unanimously.

3. Citizen's Comments

Jim Smiley, 16 44th Avenue, spoke to the Committee regarding public parking on Ocean Boulevard. He reviewed the history of his concern about this issue including reading a letter from Neil Robinson to Charles Way dated August 3, 2015 and the letter from Charles Way to the former Isle of Palms Mayor Dick Cronin. He asked the Committee to consider installing resident permit parking signs on the landward side of Ocean Boulevard between 10th Avenue and Inlet Lane to allow IOP residents reasonable access to the beach in those areas.

George Page, 5 Forest Trail Court 1, spoke to the Committee about Ordinance 2019-16. He read from the current code, stating he believes the City already has enough enforcement capabilities to better deal with the house next door to him. He said if this house were located across the street from the entrance to Wild Dunes, the issue would have already been dealt with.

Susan Page, 5 Forest Trail Court 1, also spoke to the Committee regarding Ordinance 2019-16. She stated she is concerned the Committee is losing momentum to move forward with this ordinance due to concerns raised by some citizens. She said it was the job of Council members to inform the public on the intent of the ordinance. She added that the suggestion that neighborhoods create HOAs to deal with these sort of issues is an unrealistic expectation. She also said that if any of the Council or staff had to look at this house every day, they would have done something about it by now.

Jim Owens, 2805 Palm Boulevard, gave an "Attaboy" to Jason Smith, saying to Chief Graham that he is a "great guy." He asked Chief Cornett to do more enforcement on people driving golf carts on the sidewalks. He also said more speed enforcement needs to be done in the area of 41st Avenue and a permanent speed sign is needed there in both

directions. Lastly, he shared that the postmistress is close to signing a contract with a towing company to tow all who illegally park in the Post Office. He suggested more signage in that area so people know not to park there.

4. **Old Business**

A. **Consideration of Ordinance 2019-16 – An ordinance to establish new standards for dilapidated structures**

Administrator Fragoso began the discussion by reviewing some of the changes made to the draft ordinance since the City Council meeting and the last committee meeting. A lengthy discussion ensued about how the City has dealt with the house on Forest Trail Court, interpretation of items in the current code and their enforceability, and the need for the City to have an ordinance on the books that “raises the bar on what is considered unacceptable” to allow the City more grounds on which to deal with dilapidated structures. Both Administrator Fragoso and Director Kerr noted that the property owner has done all that the City has asked him to do but has done so at the bare minimum. They also said that it is their understanding that even if this ordinance passes, there is nothing in the ordinance that will make that particular house look well-manicured and up to the standards of the neighbors.

MOTION: Council Member Bell made a motion for the Committee to move forward with Ordinance 2019-16. Council Member Buckhannon seconded the motion.

MOTION: Council Member Ward made a motion to suspend the rules of order to allow Ms. Page to speak during the discussion. Council Member Buckhannon seconded the motion.

Ms. Page expressed concern over why the staff and Committee members did not think this ordinance will fix the problem. Director Kerr said the Committee is “walking a tightrope” on this issue. He reported the house is not as unsafe as it looks and the property owner will “selectively demolish” any concern addressed to him. Council Member Ward said he would expect his elected officials to do something about this issue but do it in a way as to not waste City resources. Council Member Buckhannon said he believes current code gives the City enough enforcement, but Director Kerr said he does not believe a judge would see it the same way.

VOTE: A vote was taken and the motion to move forward with Ordinance 2019-16 passed unanimously.

B. **Update on improvements for 21st Avenue and Palm Boulevard golf cart path**

Administrator Fragoso reported the path “encroaches on the Beachside Community property line. Staff has been going back and forth with them because their lot lines do not show the path as actually encroaching but ours does.” In the meantime, she said she has asked Public Works to lay down shell or gravel in the areas of soft sand along the path

during the winter months. She said the process for improving the whole space is lengthy and will take allocating funds in the next year's budget.

5. **New Business**

A. **Discussion of reducing the speed limit on Palm Boulevard between 10th and 21st avenues.**

Council Member Buckhannon said he added this to the agenda due to complaints he has heard about this area. Council Member Bell said that in addition to a lowered speed limit there needs to be more enforcement. Administrator Fragoso briefly explained the process for petitioning DOT to decrease the speed limit. She noted that the justification for such a change should be more about pedestrian safety and or traffic congestion and not concerns about speeding.

Chief Cornett noted that while only 13 speeding tickets for that area were given in September, over 200 warnings were issued. He said he is always in support of reducing speed limits and will look more closely at the accidents in that area.

MOTION: Council Member Buckhannon made a motion to bring this issue before the full City Council for a vote to direct staff to contact DOT to begin the process of a speed study. Council Member Bell seconded the motion. The motion passed unanimously.

B. **Discussion of 2019 beach parking plan after action assessment**

Administrator Fragoso distributed and reviewed a brief presentation of findings from the staff's after-action assessment. She briefly discussed the staff's assessment of the changes to the parking plan that were implemented this year, including the year-round enforcement of the parking regulations, parallel parking only and double parking prohibited on Palm Boulevard between 21st and 40th Avenue, no trailer parking on Waterway Boulevard, the new residential only areas on 41st Avenue. Chief Cornett discussed the challenges associated with enforcing the prohibition of double parking on Palm Boulevard. He stated that the ordinance defines double parking as "Parking on the passenger side of any vehicle that is parallel parked along the right-of-way" which is difficult to enforce due to the officers' inability to identify what vehicle doubled parked and where the public right-of-way ends and the private property line begins.

Administrator Fragoso presented graphs showing the number of citations issued in the municipal parking lot and on street parking on Ocean Boulevard and indicated the need for continued funding of parking patrol officers to assist in enforcing the parking laws and ensure that visitors are paying to park in the paid parking areas.

Other topics for discussion included extending resident parking to 24/7 instead of just 9am-6pm, adding additional dedicated areas for golf cart parking, parking along Ocean Boulevard as presented by Dr. Smiley, extending the 4 feet off rule along Palm Boulevard between 41st and 57th Avenues and paid parking on Palm Boulevard.

Administrator Fragoso stated that the implementation of the 4 feet off rule on the public right-of-way between 53rd and 57th Avenue would eliminate parking in that area due to the location of the swale ditch. This would impact the City's ability to meet the City's definition of public access which could hinder the City's ability to secure state and federal funding for beach restoration in that area of the beach. The implementation of some of these ideas would require changes to the City Code, signs, which would require appropriate funding.

Administrator Fragoso reported that she is in discussion with Wild Dunes to investigate other parking options for construction workers parking in the right-of-way, including using the municipal parking lot and continuing their shuttle service.

Council Member Bell requested a map showing where the City provides public parking and the allowable maximum and minimum parking space requirements in those areas. Administrator Fragoso said Stantec has developed such a map but added that it has always been City Council's position and a requirement of the Beachfront Management Act to enhance and not restrict parking for public access.

MOTION: Council Member Bell made a motion to implement 4' off pavement parking from 41st to 53rd avenues. Council Member Buckhannon seconded the motion. The motion passed unanimously.

Administrator Fragoso expressed concern about presenting a piecemeal approach of changes to the parking plan to the Council at different times.

6. **Highlights of Departmental Reports**

A. **Fire Department – Chief Graham**

Chief Graham reviewed the departmental report provided to the Committee. She stated that the teamwork exhibited between City Hall and the fire and police departments during Hurricane Dorian is the best she has seen in her years of service at the Isle of Palms. Administrator Fragoso shared the staff is working to better organize and clarify the emergency action plan.

Discussion ensued about restricting access to the island before, during, and after a storm requiring an evacuation. Chief Cornett said he cannot have officers on the connector during a storm due to the winds and he would need permission from DOT to implement road closures. He also pointed out that if people wanted to access the island via boat before, during, or after a storm they could still do so. Administrator Fragoso said staff was in constant communication with Sullivans Island about whether or when to restrict access to the islands. She said the City's website states access to the island following a storm may be restricted to only residents. She and Chief Cornett will look into ideas for pre-storm restrictions.

B. Police Department – Chief Cornett

Chief Cornett reported he is moving an officer into a position that focuses on emergency management issues, including dealing with the paperwork that occurs as a result of any large-scale emergency. He reviewed the newly formatted report provided to the committee noting that some of the numbers may look low due to elimination of some redundant reports.

7. Miscellaneous Business

The next meeting will be held at 9:00am on Monday, November 4, 2019 in City Hall Council Chambers.

8. Executive Session – none required

9. Adjournment

The meeting was adjourned at 11:19am.

Respectfully submitted,

Nicole DeNeane
City Clerk

ORDINANCE 2019-__

AN ORDINANCE AMENDING TITLE 6, HEALTH AND SANITATION, CHAPTER 1, GENERAL PROVISIONS, ARTICLE B. – NUISANCES.

WHEREAS, the Isle of Palms Council is empowered with the authority to make amendments to the Isle of Palms Code, including amending Chapters, and now wishes to do so;

WHEREAS, The Isle of Palms Council believes it necessary to make amendments to ensure properties on the Isle of Palms are kept in a condition that is ~~both~~ safe to the public ~~and maintains the character of the City~~;

WHEREAS, the Isle of Palms Council now desires to amend Chapter 1, Article B, to authorize City staff to ensure the aforementioned objective.

BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL MEMBERS OF THE CITY OF ISLE OF PALMS, SOUTH CAROLINA, IN CITY COUNCIL ASSEMBLED THAT TITLE 6, HEALTH AND SANITATION, CHAPTER 1, GENERAL PROVISIONS, ARTICLE B. – NUISANCES SHALL BE AMENDED TO READ AS FOLLOWS:

ARTICLE B.- NUISANCES

• **Sec. 6-1-11. - Definitions.**

The following words, terms and phrases, when used in ~~this article~~ Articles B and C, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Public nuisance means any act, thing, occupation, condition or use of property which shall continue for such length of time as to:

(1) Substantially annoy, injure or endanger the comfort, health, repose or safety of the public;

(2) In any way render the public insecure in life or in the use of property;

(3) Greatly offend the public morals or decency; ~~and/or~~

(4) Unlawfully and substantially interfere with, obstruct or tend to obstruct or render dangerous for passage any street, alley, highway, navigable body of water or other public way; ~~and/or~~

(5) Failure to maintain vacant or occupied property in a manner- described by Articles B and C. as detailed in Article C.

(Code 1994, § 6-1-11; Ord. No. 1981-10, 11-11-1981)

- **Sec. 6-1-12. - Public nuisances prohibited.**

No person shall erect, contrive, cause, continue, maintain or permit to exist any public nuisance within the City.

(Code 1994, § 6-1-12; Ord. No. 1981-10, 11-11-1981)

- **Sec. 6-1-13. - Public nuisance affecting health.**

Public nuisances affecting health shall include, but not be limited to, the following acts, omissions, conditions or things:

(1) All decayed, harmfully adulterated or unwholesome food or drink sold or offered for sale to the public;

(2) Carcasses of animals, birds or fowl not buried or otherwise disposed of in a sanitary manner within twenty-four (24) hours after death;

(3) Accumulations of decayed animal or vegetable matter, trash, rubbish, rotting lumber, bedding, packing material, scrap metal or any material whatsoever in which flies, mosquitoes, disease-carrying insects, rats or other vermin may breed;

(4) All stagnant water in which mosquitoes, flies or other insects can multiply;

(5) Privy vaults and garbage cans which are not flytight;

(6) All noxious weeds and other rank growth or vegetation;

(7) The escape of smoke, soot, cinders, noxious acids, fumes, gases, fly ash or industrial dust within the City limits or within one (1) mile therefrom in such quantities as to endanger the health of persons of ordinary sensibilities or to threaten or cause substantial injury to property;

(8) The pollution of any public well or cistern, stream, lake, canal or body of water by sewage, creamery or industrial waste or other substances;

(9) Any use of property, substances or things within the City emitting or causing any foul, offensive, noisy, nauseous, noxious, or disagreeable odors, effluvia or stenches extremely repulsive to the physical senses of ordinary persons which annoy, cause discomfort to, injure or inconvenience the health of any appreciable number of persons within the City.

(Code 1994, § 6-1-13; Ord. No. 1981-10, 11-11-1981)

- **Sec. 6-1-14. - Public nuisances affecting public safety.**

Public nuisances affecting public safety shall include, but not be limited to, the following:

(1) All signs and billboards, awnings and other similar structures over or near streets, sidewalks, public grounds of places frequented by the public, so situated or constructed as to endanger the public safety;

(2) All trees, hedges, billboards or other obstructions which prevent persons driving vehicles on public streets, alleys or highways from obtaining a clear view of traffic when approaching an intersection or pedestrian crosswalks;

(3) All limbs of trees which project over a public sidewalk, less than eight feet (8') above the surface thereof or less than fourteen and one-half feet (14½') above the surface of a public roadway;

(4) All wires over streets, alleys or public grounds which are strung less than fifteen feet (15') above the surface of street or ground;

(5) All obstructions of streets, alleys, sidewalks or crosswalks and all excavations in or under the same, except as permitted by the ordinances of the City or which, although made in accordance with such ordinances, are kept or maintained for an unreasonable length of time after the purpose thereof has been accomplished;

(6) All open and unguarded pits, wells, excavations or unused basements freely accessible from any public street, alley or sidewalk;

(7) All abandoned refrigerators or iceboxes from which the doors and other covers have not been removed or which are not equipped with a device for opening from the inside;

(8) Any unauthorized or unlawful use of property abutting on a public street, alley or sidewalk or of a public street, alley or sidewalk which causes large crowds of people to gather, obstructing traffic and free use of the streets or sidewalks.

(9) The nominal strength of any structural member is exceeded by nominal loads, the load effects or the required strength;

(10) The anchorage of the floor or roof to walls or columns, and of walls and columns to foundations is not capable of resisting all nominal loads or load effects;

(11) Structures or components thereof that have reached their limit state;

(12) Siding and masonry joints including joints between the building envelope and the perimeter of windows, doors and skylights are not maintained, weather resistant or water tight;

(13) Structural members that have evidence of deterioration or that are not capable of safely supporting all nominal loads and load effects;

(14) Foundation systems that are not firmly supported by footings, are not plumb and free from open cracks and breaks, are not properly anchored or are not capable of supporting all nominal loads and resisting all load effects;

(15) Exterior walls that are not anchored to supporting and supported elements or are not plumb and free of holes, cracks or breaks and loose or rotting materials, are not properly anchored or are not capable of supporting all nominal loads and resisting all load effects;

(16) Roofing or roofing components that have defects that admit rain, roof surfaces with inadequate drainage, or any portion of the roof framing that is not in good repair with signs

of deterioration, fatigue or without proper anchorage and incapable of supporting all nominal loads and resisting all load effects;

(17) Flooring and flooring components with defects that affect serviceability or flooring components that show signs of deterioration or fatigue, are not properly anchored or are incapable of supporting all nominal loads and resisting all load effects;

(18) Veneer, cornices, belt courses, corbels, trim, wall facings and similar decorative features not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects;

(19) Overhang extensions or projections including, but not limited to, trash chutes, canopies, marquees, signs, awnings, fire escapes, standpipes and exhaust ducts not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects;

(20) Exterior stairs, decks, porches, balconies and all similar appurtenances attached thereto, including guards and handrails, are not structurally sound, not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects; or

(21) Chimneys, cooling towers, smokestacks and similar appurtenances not structurally sound or not properly anchored, or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects.

(Code 1994, § 6-1-14; Ord. No. 1981-10, 11-11-1981)

- **Sec. 6-1-15. - Filing complaints; inspections.**

(a) All complaints alleging the existence of a public nuisance shall be filed with the City Administrator.

(b) The City Administrator shall promptly notify the Chief of Police, Health Officer or Building Official who shall inspect or cause to be inspected the premises and make a written report of his findings to the City Council. Whenever practicable, the inspecting officer shall cause photographs to be made of the premises and shall retain the same in his office.

(Code 1994, § 6-1-15)

- **Sec. 6-1-16. - Notice to abate nuisance.**

(a) If the inspecting officer determines that a public nuisance exists on private property and that there is great and immediate danger to the public health, safety, peace, morals or decency, the City Council may direct the Chief of Police to serve notice on the owner or, if the owner cannot be found, on the occupant or person causing, permitting or maintaining such nuisance and to post a copy of the notice on the premises.

(b) Such notice shall direct the owner, occupant or person causing, permitting or maintaining such nuisance to abate or remove such nuisance within twenty-four (24) hours. The notice shall state that unless such nuisance is so abated, the City will cause it to be abated and will charge the costs to the owner, occupant or person causing, permitting or maintaining the nuisance.

(Code 1994, § 6-1-16; Ord. No. 1981-10, 11-11-1981)

- **Sec. 6-1-17. - Abatement by City.**

If the nuisance is not abated within the time provided or if the owner, occupant or person causing the nuisance cannot be found, the health officer, in case of health nuisances, and the Chief of Police or City Administrator, in other cases, shall cause the abatement or removal of such public nuisance.

(Code 1994, § 6-1-17)

- **Sec. 6-1-18. - Abatement by court action.**

If the inspecting officer shall determine that a public nuisance exists on private premises but that the nature of such nuisance is not such so as to threaten great and immediate danger to the public health, safety, morals or decency, he shall file a written report of his findings with the City Council. The City Council shall cause an action to abate such nuisance to be commenced in the name of the City in a court of competent jurisdiction in accordance with the provisions of the State statutes.

(Code 1994, § 6-1-18; Ord. No. 1981-10, 11-11-1981)

- **Sec. 6-1-19. - Costs of abatement.**

In addition to any other penalty imposed by this article for the erection, contrivance, creation, continuance or maintenance of a public nuisance, the cost of abating a public nuisance by the City shall be collected as a debt from the owner, occupant or person causing, permitting or maintaining the nuisance. If notice to abate the nuisance has been given to the owner, such cost shall be assessed against the real estate as other special taxes.

(Code 1994, § 6-1-19; Ord. No. 1981-10, 11-11-1981)

- **Secs. 6-1-20—6-1-30. - Reserved.**

- **ARTICLE C. - MAINTENANCE OF PROPERTY**

- **Sec. 6-1-31. - Definitions.**

The following words, terms and phrases, when used in this ~~article~~Article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(a) *Bulk* consists of bulky wastes, including appliances, furniture, mattresses, auto parts and tires.

(b) *Garbage* consists of all perishable refuse, household rubbish, including, but not limited to, paper boxes, rags, plastic and cloth, glass, bottles, cans and any similar waste and small dead animals.

(c) *Litter* means any quantity of solid waste which is not properly disposed of.

(d) *Private property* includes, but is not limited to, the following exterior locations owned by private individuals, firms, corporations, partnerships, institutions or organizations: yards, grounds, driveways, entranceways, passageways, parking areas, working areas, storage areas, vacant lots, recreation facilities, vacant and/or occupied structures-property-

(e) *Container* means a watertight receptacle made of metal, heavy duty plastic or material of similar strength with a tightfitting cover for storage and disposal of solid waste.

(f) *Solid waste* consists of all refuse including bulk, debris, garbage, rubbish and trash.

(g) *Trash* consists of all ashes, yard rubbish, such as leaves, grass, bushes, and vines; large pieces of metal, bricks, stones and dirt, trees and branches, and stumps.

(h) *Unightly growth on property* means an unsightly, unhealthy, unsanitary growth of grass, bushes, shrubs, trees, weeds, vines, leaves, etc.

(Code 1994, § 6-1-31; Ord. No. 1986-2, 5-14-1986)

- **Sec. 6-1-32. - Duty to keep property clean and safe.**

(a) It shall be the duty of the owner, agent, occupant or lessee to keep exterior private and public property free of litter and unsightly growth. This requirement applies not only to removal of loose litter, but to materials that already are, or become, trapped at locations such as fences and wall bases, grassy and planted areas, borders, embankments and other lodging points.

(b) Owners, agents, occupants or lessees whose properties face on a City right-of-way shall be responsible for keeping up to, and including, the curb, gutter or street line free of litter and unsightly growth.

(c) It shall be unlawful to sweep or push litter from buildings, property, sidewalks and strips into streets, sidewalks and the storm drainage systems. Sidewalk and strip sweepings must be picked up and put into household or commercial material containers.

(d) It shall be the duty of every nonresident owner of a vacant lot or other vacant property to appoint a resident agent who shall have responsibility for keeping that lot or other property free of litter and unsightly growth.

(e) If an owner, agent, occupant or lessee fails to remove litter or unsightly growth from any private and public property, the City Public Works Department shall be authorized to serve written notice to the owner or appointed agent to correct such violation within five (5) days. Failure to comply shall constitute grounds for prosecution.

(f) It shall be unlawful for the owner of any property in the City to disobey or fail to comply with any provisions of this article.

(g) It shall be unlawful for the owner of private property to fail to keep a swimming pool on the property in a condition that is clean and sanitary, and in good repair.

(h) Exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences, shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. ~~Peeling, flaking and chipped paint shall be eliminated and surfaces repainted.~~ Siding and masonry joints, as well as those between the building envelope and the perimeter of windows, doors and skylights, shall be maintained weather resistant and water tight. ~~Metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion, and surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement. Excessive mildew or mold shall be removed from exterior surfaces.~~

(Code 1994, § 6-1-32; Ord. No. 1986-2, 5-14-1986)

~~**Sec. 6-1-33. Unsafe Conditions**~~

~~For the purposes of this Article, the following conditions shall be determined unsafe and shall be repaired or replaced as required for existing vacant or occupied structures:~~

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~~Appeals; ordinance summons; liens; penalties. (a) The nominal strength of any structural member is exceeded by nominal loads, the load effects or the required strength;~~

~~(b) The anchorage of the floor or roof to walls or columns, and of walls and columns to foundations is not capable of resisting all nominal loads or load effects;~~

~~(c) Structures or components thereof that have reached their limit state;~~

~~(d) Siding and masonry joints including joints between the building envelope and the perimeter of windows, doors and skylights are not maintained, weather resistant or water tight;~~

~~(e) Structural members that have evidence of deterioration or that are not capable of safely supporting all nominal loads and load effects;~~

~~(f) Foundation systems that are not firmly supported by footings, are not plumb and free from open cracks and breaks, are not properly anchored or are not capable of supporting all nominal loads and resisting all load effects;~~

~~(g) Exterior walls that are not anchored to supporting and supported elements or are not plumb and free of holes, cracks or breaks and loose or rotting materials, are not properly anchored or are not capable of supporting all nominal loads and resisting all load effects;~~

~~(h) Roofing or roofing components that have defects that admit rain, roof surfaces with inadequate drainage, or any portion of the roof framing that is not in good repair with signs of deterioration, fatigue or without proper anchorage and incapable of supporting all nominal loads and resisting all load effects;~~

~~(i) Flooring and flooring components with defects that affect serviceability or flooring components that show signs of deterioration or fatigue, are not properly anchored or are incapable of supporting all nominal loads and resisting all load effects;~~

~~(j) Veneer, cornices, belt courses, corbels, trim, wall facings and similar decorative features not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects;~~

~~(k) Overhang extensions or projections including, but not limited to, trash chutes, canopies, marquees, signs, awnings, fire escapes, standpipes and exhaust ducts not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects;~~

~~(l) Exterior stairs, decks, porches, balconies and all similar appurtenances attached thereto, including guards and handrails, are not structurally sound, not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects; or~~

~~(m) Chimneys, cooling towers, smokestacks and similar appurtenances not structurally sound or not properly anchored, or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects.~~

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• ~~Sec. 6-1-343. Appeals; ordinance summons; liens; penalties.~~

(a) The City Administrator is authorized to issue regulations for the form, content, and maintenance of notices and to hear and determine appeals from Public Works Department notices served pursuant to [section 6-1-32](#)(e). A notice of appeal must be delivered to the City Administrator within five (5) days after service of the sanitation division notice. The determination of the City Administrator shall be made in writing and shall be final.

(b) The City Administrator may authorize an appropriate City employee to serve an ordinance summons for violation of this article pursuant to [section 1-3-66](#)(b).

(c) In the event the responsible person fails to correct the conditions which violate this article within the time prescribed in the notice, the City Administrator may authorize agents or employees of the City to enter onto the property and take corrective action up to and including demolition, if approved by the zoning administrator. The cost of corrective action taken by the City shall be a lien upon the property which shall be added to and collected in the same manner as the ad valorem taxes on the property.

(d) Nothing in this section shall prevent the City from taking any other appropriate action such as courtesy notices to encourage voluntary compliance, or arrest warrants for violations.

(e) Violation of this article is a misdemeanor punishable as provided in section 1-3-66.

~~(f) In the event the Mayor declares a state of emergency as provided in section 1-2-5, all legal proceedings pursuant to this section shall be deferred until the state of emergency legally ends.—all complaints pursuant to this Ordinance shall be addressed by staff on a case-by-case basis.~~

(Code 1994, § 6-1-33; Ord. No. 1994-4, § 33, 4-26-1994)

SECTION 2. Should any part of this Ordinance be held invalid by a Court of competent jurisdiction, the remaining parts shall be severable therefrom and shall continue to be in full force and effect.

SECTION 3. That all ordinances or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as the same affect this Ordinance.

SECTION 4. That this Ordinance take effect immediately upon approval by Council.

PASSED AND APPROVED BY THE CITY COUNCIL FOR THE CITY OF ISLE OF PALMS, ON THE _____ DAY OF _____, 2019.

Jimmy Carroll, Mayor

(Seal)

Attest:

, City Clerk

First Reading: _____

Public Hearing: _____

Second Reading: _____

Ratification: _____



Isle of Palms Police Department

RESERVE OFFICER PROGRAM

Kevin Cornett, Chief of Police

30 jc Long Blvd
Isle of Palms, SC 29451

843-886-6522
kcornett@iop.net

IOPPD Reserve Officer Program Proposal

Purpose

There has been a request to initiate a reserve officer program within the police department. The request came after a certified class 1 police officer, FTO C. Sanders, resigned for personal reasons that led him to pursue a career path outside of law enforcement. That employee still has the desire to serve the citizens, businesses and visitors of Isle of Palms, SC. For the purpose of this white paper information was obtained from the South Carolina Reserve Officer Training Program Administrative Guide.

OVERVIEW

Implementing a reserve officer program is a cost effective method to supply additional resources during times when call volume seems to be the highest. By appointing FTO Sanders as a reserve officer the only cost to the City is for bonding and workers compensation, while we maintain a police officer that has been well trained in many areas of law enforcement to include crime scene investigations. FTO Sanders will bring his drive to the new role and would work hard to protect the City of Isle of Palms. He clearly has a dedication to the job of a police officer.

BENEFITS

A reserve police officer must be certified by a law enforcement agency and approved through the SC Criminal Justice Academy. The benefit of starting this program with a currently class 1 certified officer is that there is no need to re-certify that officer to become a reserve officer. His class 1 certification is proof that he has obtained all of the needed training to serve as a reserve officer.

Reserve officers are required maintain 20 hours a month (60 hours a quarter) of service time in order to maintain his certification as a reserve officer. This means that for no additional cost, we will have at least 20 hours of police coverage from a certified reserve officer each month. This increases the visibility of law enforcement personnel during those times.

There is little additional funding associated with starting this program and appointing FTO Sanders as the reserve officer. Reserve officers cannot be paid and must serve as a volunteer. We have already purchased uniforms and a vest that have been specifically fitted for FTO Sanders. Therefore, the City will not need to purchase uniforms and we will not have to destroy the uniforms previously purchased by the City of Isle of Palms.

STARTING THE PROGRAM

In order to be an authorized agency the police department will complete an application to be submitted to the SC Criminal Justice Academy. Once the department is approved the agency head will complete the application every July, when an agency head changes, when a reserve officer is removed, or when a reserve officer is added. Per SC Code of Law 23-28-20, a department may not decrease the number of full-time police officers because of the institution or expansion of a reserve officer program.

After becoming an approved reserve officer agency, the proper Personnel Change in Status form must be completed hiring FTO Sanders as a reserve officer. Once approved through the SC Criminal Justice Academy, FTO Sanders will be able to work as long as there is a Class 1 certified police officer working.

COSTS

The only cost to the City of Isle of Palms is to ensure that the reserve officer is bonded for an amount of the City's choosing which may not be less than \$1,500. This cost can be anywhere from 1% to 15% of the bond. The other costs associated with the reserve officer program is in the area of providing worker's compensation benefits as the agency does for other full-time officers.

SCHEDULE

Upon approval from City Administrator the application to be an authorized reserve officer agency will be completed and submitted to the SC Criminal Justice Academy. There is typically a seven to fourteen day wait period before approval is completed. Once approved FTO Sanders will schedule a date to return in the capacity of a reserve officer (he is currently scheduled to be out of town for training with his new job for about a month). Prior to FTO Sanders returning as a reserve officer, a PCS will be submitted to the SC Criminal Justice Academy showing that FTO Sanders is transferring from class 1 to reserve officer. It is anticipated that this would all be complete within two to three months at the latest.

Resolution N: R-2019-____

*Authorizing Consumption of Beer and Wine Only at
the Holiday Street Festival on December 7, 2019*

WHERE AS, the City of Isle of Palms Recreation Department is hosting the 2019 Holiday Street Festival on Saturday, December 7, 2019 on Ocean Boulevard between 10th Avenue and Pavilion Drive; and,

WHERE AS, the City of Isle of Palms Recreation Department is requesting permission for the temporary closing and use from 7:00 a.m. and 9:00 p.m. of Ocean Boulevard between 10th Avenue and Pavilion Drive for set up, clean up, and staging of the event to be held on Saturday December 7, 2019 from 2:00 p.m. to 9:00 p.m.; for patrons to consume beer and wine beverages only at the event during the hours of 2:00 p.m. to 7:00 p.m.; and for crowd control; and,

WHERE AS, it has been determined that such an event would be in the public interest; NOW, THEREFORE,

BE IT RESOLVED by the Mayor and Council this ____ day of _____, 2019, that possession and consumption of beer and wine beverages is authorized on Ocean Boulevard between 10th Avenue and Pavilion Drive between the hours of 2:00 p.m. and 7:00 p.m. on Saturday, December 7, 2019; and,

BE IT FURTHER RESOLVED that possession and consumption of alcoholic liquors or alcoholic beverages other than beer and/or wine beverages within the event area is prohibited; and,

BE IT FURTHER RESOLVED that outdoor possession and consumption of beer and wine beverages only, all outdoor musical performances and use of sound-amplifying devices shall end by 7:00 p.m. due to the proximity of the event to residential properties; and,

BE IT FURTHER RESOLVED that all vendors be restricted to a stationary location; and,

BE IT FURTHER RESOLVED that only pedestrian traffic will be allowed in the area. All other traffic including, but not limited to, automobiles, trucks, motorcycles, mopeds, bicycles, skateboards, golf carts, LSVs, except police and fire LSVs, is prohibited; and,

BE IT FURTHER RESOLVED that during the designated times the closed portion of Ocean Boulevard is deemed to be the site of a public festival at which only beer and wine beverages may be consumed and the prohibition against possession or consumption of alcoholic beverages set forth in Section 7-2-1 shall not apply as to the possession and consumption of beer and/or wine beverages only.

City Administrator

Mayor

ATTEST:

City Clerk