

MULLINS MUNICIPAL COURT

151 E. Front Street
P.O. Drawer 408
Mullins, South Carolina 29574



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**City Council Meeting
Raymond Pridgen Auditorium
Tuesday, May 12, 2020
3:00 P.M.**

A G E N D A

1. **Call Meeting to Order & Welcome:** Mayor McMillan
Pledge of Allegiance:
Invocation:
2. **Disclosure that local media has been informed of meeting pursuant to South Carolina Freedom of Information Act:**
3. **Approval of Agenda:**
4. **Consent Agenda:**
 - (a) Approval of Minutes – February 26, 2020 – Fire Committee Meeting
 - (b) Approval of Minutes – March 10, 2020 – City Council Meeting
 - (c) Approval of Monthly Bills
5. **New Business:**
 - (a) **1st Reading – Ordinance #20-001, "AN ORDINANCE TO AMEND ORDINANCE #01-157, ZONING AND SUBDIVISION ORDINANCE OF THE CITY OF MULLINS"**
 - (b) **1st Reading – Ordinance #20-003, "SECTION 2-39 OF ARTICLE 3 – CHAPTER II TO RAISE REVENUE AND ADOPT A BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2021"**
6. **Adjournment:**

South Carolina Tobacco Museum

March 2020 Report

Building Maintenance/Administration

We began preparing a budget for FY20/21 year. Completed the midpoint evaluation for our intern Michelle with Elizabeth Jones from SCWorks. We have also completed cataloguing, scanning and filing of more of our historic documents (586 completed so far). Inventorying of collection has continued during the shutdown. Sales tax return for February completed.

Exhibits

The placement of the Glecker exhibit of 1000 tins was completed in the media room. Materials previously in the media room are currently being reassigned or placed in storage.

Gift Shop

Proceeds from the gift shop amounted to \$293.90 in the 10 days we were open.

Publicity/Media/Outreach/Program

Took a field trip to The Marlboro County Museum. I chose Marlboro because the curator is new and (2 years) and felt Bennettsville being in the Pee Dee faces a lot of the same issues as Mullins.

Visitors

Due to Covid-19 the museum was only open to the public for 10 days in March however we enjoyed 79 visitors including a church from Florence who visited the museum as well as lunched at O'Haras. \$1569.80 received in donations which included the sponsorship from the Tobacco Board.

South Carolina Tobacco Museum

April 2020 Report

Building Maintenance/Administration

We continued cataloguing, scanning and filing our historic documents (over 1,100 completed so far). Inventorying of collection has continued during the shutdown. Sales tax return for March completed.

Exhibits

Cleaned exhibits and created professional signage for "Seedbeds", "Transplanting", "Topping, Worming, and Suckering", "Harvesting", and "Curing". This will help patrons navigate the museum (when we reopen) in case a hands on, guided tour is not possible due to Covid-19 restrictions.

Gift Shop

No sales for the month of April.

Publicity/Media/Outreach/Program

We continued social media postings throughout the month to bring increased awareness to the museum. Comments, sharing and viewing are all up most likely due to people "sheltering in place". Historic photos have been a big hit with users.

We will be a featured story in the digital only Summer version of Pee Dee Life Magazine. Photo shoot is scheduled for May 7th.

Visitors

No visitors. 😞

MULLINS POLICE DEPARTMENT
151 E. FRONT ST
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MULLINS, SC 29574



CHIEF OF POLICE MICHAEL J. BETHEA
PHONE: (843) 464-0707
FAX: (843) 464-0722

April 6, 2020

Mullins City Council
151 E. Front St.
Mullins, SC 29574

To City of Council Members:

I have included our monthly report what will show a break down and comparison of reported crimes in the City of Mullins for the month of March. If you have any questions in regards to this report, I would be more than happy to sit down and go over each one in detail. Since our last meeting we have had:

- Put into place Covid-19 protocols for patrol and office staff.
- Both Cadets (Flores & Hunt) have started the 4 week SCCJA program.
- Actively working on and solving old and new cases

I would like to extend an open invitation for all council members, to take part of our "Ride Along Program". If you are interested, please get in contact with Captain Mostowski or myself. Again, thank you very much for your continued support of myself and the department.

Sincerely,

A handwritten signature in black ink that reads "Michael J. Bethea".

Chief Michael J. Bethea

SLED Inhouse Code / Description			Last Year	This Year
ALCOHOL CRIMES				
90D	90D	DRIVING UNDER THE INFLUENCE		1
90E	90E	DRUNKENNESS	1	1
90G	90G	LIQUOR LAW VIOLATIONS		
Total for Category:			1	2
ARSON/SUSPICIOUS FIRE				
200	200	ARSON		1
978	978	SUSPICIOUS FIRE		
Total for Category:			0	1
ASSAULTS				
100	100	KIDNAPING / ABDUCTION		
11A	11A	RAPE - FORCIBLE		
11B	11B	SODOMY - FORCIBLE		
11C	11C	SEXUAL ASSAULT WITH AN OBJECT		
11D	11D	FONDLING - FORCIBLE		
13A	13A	ASSAULT - AGGRAVATED	2	4
13A	CDA	CDV - AGGRAVATED	1	1
13B	13B	ASSAULT - SIMPLE	6	16
13B	CDS	CDV - SIMPLE	3	1
13C	13C	ASSAULT - INTIMIDATION	1	1
13C	CDI	CDV - INTIMIDATION		
36A	36A	INCEST		
36B	36B	RAPE - STATUTORY		
36C	36C	INDECENT EXPOSURE (SEXUAL NATURE)	1	
753	753	TELEPHONE CALLS - OBSCENE, HARASSING	4	
Total for Category:			18	23
DRUG CRIMES				
35A	35A	DRUG / NARCOTIC VIOLATIONS	9	3
35B	35B	DRUG EQUIPMENT VIOLATIONS	3	4
Total for Category:			12	7
HOMICIDE CRIMES				
09A	09A	MANSLAUGHTER		
09B	09B	NEGLIGENT MANSLAUGHTER		
09C	09C	JUSTIFIABLE HOMICIDE		
Total for Category:			0	0
INFORMATION ONLY REPORTS - NRP				
NRP	90T	TRAFFIC OFFENSES	39	16
NRP	NRP	INCIDENT NOT REPORTED	48	70
Total for Category:			87	86
LARCENY CRIMES				
120	120	ROBBERY	1	
210	210	EXTORTION / BLACKMAIL		
220	220	BURGLARY / BREAKING & ENTERING	6	7
23A	23A	POCKET-PICKING		
23B	23B	PURSE-SNATCHING		
23C	23C	SHOPLIFTING	5	2
23D	23D	THEFT FROM BUILDING	1	

SLED	Inhouse Code / Description	Last Year	This Year
LARCENY CRIMES			
23E	23E THEFT FROM COIN OPERATED MACHINE		
23F	23F THEFT FROM MOTOR VEHICLE	5	2
23G	23G THEFT OF MOTOR VEHICLE PARTS OR ACCESSORIES	1	1
23H	23H LARCENY - ALL OTHER	6	8
240	240 MOTOR VEHICLE THEFT		
250	250 COUNTERFEITING / FORGERY		
26A	26A FRAUD / CONFIDENCE GAME / BREACH OF TRUST	2	2
26B	26B TELLER MACHINE FRAUD		
26C	26C IMPERSONATION		
26D	26D WELFARE FRAUD		
26E	26E WIRE FRAUD		
270	270 EMBEZZLEMENT		
280	280 STOLEN PROPERTY OFFENSES	1	
756	756 USING MOTOR VEHICLE WITHOUT CONSENT		2
90A	90A BAD CHECKS	1	
Total for Category:		29	24

OTHER CRIMES			
26F	26F IDENTITY THEFT		
26G	26G HACKING COMPUTER INVASION		
370	370 PORNOGRAPHY / OBSCENE MATERIAL		
520	520 WEAPON LAW VIOLATIONS	1	4
64A	64A HUMAN TRAFFICKING / COMMERCIAL SEX ACTS		
64B	64B HUMAN TRAFFICKING / INVOLUNTARY SERVITUDE		
720	720 ANIMAL CRUELTY		1
90B	90B CURFEW / LOITERING / VAGRANCY VIOLATIONS		
90C	90C DISORDERLY CONDUCT	11	13
90F	90F FAMILY OFFENSES, NONVIOLENT	1	1
90H	90H PEEPING TOM		
90I	90I RUNAWAY		3
90J	90J TRESPASS OF REAL PROPERTY	11	3
90K	90K INCORRIGIBLE		
90L	90L TRUANCY		
90N	90N RESISTING ARREST	2	1
90P	90P CONTRIBUTING TO DELINQUENCY OF A MINOR		
90Z	90Z ALL OTHER OFFENSES	27	6
979	979 MISSING PERSONS	1	
980	980 SUICIDES		
992	992 PROWLER		
Total for Category:		54	32

OTHER MONEY CRIMES			
39A	39A BETTING / WAGERING		
39B	39B ASSISTING GAMBLING		
39C	39C GAMBLING EQUIPMENT VIOLATIONS		
39D	39D SPORTS TAMPERING		
510	510 BRIBERY		
Total for Category:		0	0

PROSTITUTION			
40A	40A PROSTITUTION		

SLED Inhouse Code / Description			Last Year	This Year
PROSTITUTION				
40B	40B	ASSISTING OR PROMOTING PROSTITUTION		
40C	40C	PURCHASING PROSTITUTION		
Total for Category:			0	0
VANDALISM/DAMAGE				
290	290	VANDALISM OF PROPERTY	12	7
Total for Category:			12	7
Total for Reporting Period:			213	182

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CHIEF OF POLICE MICHAEL J. BETHEA
PHONE: (843) 464-0707
FAX: (843) 464-0722

May 4, 2020

Mullins City Council
151 E. Front St.
Mullins, SC 29574

To City of Council Members:

I have included our monthly report what will show a break down and comparison of reported crimes in the City of Mullins for the month of April. If you have any questions in regards to this report, I would be more than happy to sit down and go over each one in detail. Since our last meeting we have had:

- Detective Bobby Bethea retired Friday, May 1, 2020.
- Actively working on and solving old and new cases

I would like to extend an open invitation for all council members, to take part of our "Ride Along Program". If you are interested, please get in contact with Captain Mostowski or myself. Again, thank you very much for your continued support of myself and the department.

Sincerely,

A handwritten signature in cursive script that reads "Michael J. Bethea".

Chief Michael J. Bethea

SLED Inhouse Code / Description			Last Year	This Year
ALCOHOL CRIMES				
90D	90D	DRIVING UNDER THE INFLUENCE		
90E	90E	DRUNKENNESS	3	1
90G	90G	LIQUOR LAW VIOLATIONS	2	
Total for Category:			5	1
ARSON/SUSPICIOUS FIRE				
200	200	ARSON	1	
978	978	SUSPICIOUS FIRE		
Total for Category:			1	0
ASSAULTS				
100	100	KIDNAPING / ABDUCTION		
11A	11A	RAPE - FORCIBLE	1	
11B	11B	SODOMY - FORCIBLE		
11C	11C	SEXUAL ASSAULT WITH AN OBJECT		
11D	11D	FONDLING - FORCIBLE		
13A	13A	ASSAULT - AGGRAVATED	3	3
13A	CDA	CDV - AGGRAVATED		
13B	13B	ASSAULT - SIMPLE	12	4
13B	CDS	CDV - SIMPLE	3	
13C	13C	ASSAULT - INTIMIDATION	4	
13C	CDI	CDV - INTIMIDATION		1
36A	36A	INCEST		
36B	36B	RAPE - STATUTORY		
36C	36C	INDECENT EXPOSURE (SEXUAL NATURE)		
753	753	TELEPHONE CALLS - OBSCENE, HARASSING	1	2
Total for Category:			24	10
DRUG CRIMES				
35A	35A	DRUG / NARCOTIC VIOLATIONS	12	1
35B	35B	DRUG EQUIPMENT VIOLATIONS	3	1
Total for Category:			15	2
HOMICIDE CRIMES				
09A	09A	MANSLAUGHTER		
09B	09B	NEGLIGENT MANSLAUGHTER		
09C	09C	JUSTIFIABLE HOMICIDE		
Total for Category:			0	0
INFORMATION ONLY REPORTS - NRP				
NRP	90T	TRAFFIC OFFENSES	56	5
NRP	NRP	INCIDENT NOT REPORTED	48	81
Total for Category:			104	86
LARCENY CRIMES				
120	120	ROBBERY	1	2
210	210	EXTORTION / BLACKMAIL		
220	220	BURGLARY / BREAKING & ENTERING	6	6
23A	23A	POCKET-PICKING		
23B	23B	PURSE-SNATCHING		1
23C	23C	SHOPLIFTING	3	6
23D	23D	THEFT FROM BUILDING		2

SLED	Inhouse Code / Description	Last Year	This Year
LARCENY CRIMES			
23E	23E THEFT FROM COIN OPERATED MACHINE		
23F	23F THEFT FROM MOTOR VEHICLE	8	1
23G	23G THEFT OF MOTOR VEHICLE PARTS OR ACCESSORIES		5
23H	23H LARCENY - ALL OTHER	10	3
240	240 MOTOR VEHICLE THEFT	1	1
250	250 COUNTERFEITING / FORGERY		1
26A	26A FRAUD / CONFIDENCE GAME / BREACH OF TRUST	2	
26B	26B TELLER MACHINE FRAUD	1	
26C	26C IMPERSONATION		
26D	26D WELFARE FRAUD		
26E	26E WIRE FRAUD		
270	270 EMBEZZLEMENT		
280	280 STOLEN PROPERTY OFFENSES		2
756	756 USING MOTOR VEHICLE WITHOUT CONSENT		1
90A	90A BAD CHECKS		
Total for Category:		32	31

OTHER CRIMES			
26F	26F IDENTITY THEFT		
26G	26G HACKING COMPUTER INVASION		
370	370 PORNOGRAPHY / OBSCENE MATERIAL		
520	520 WEAPON LAW VIOLATIONS	2	5
64A	64A HUMAN TRAFFICKING / COMMERCIAL SEX ACTS		
64B	64B HUMAN TRAFFICKING / INVOLUNTARY SERVITUDE		
720	720 ANIMAL CRUELTY		
90B	90B CURFEW / LOITERING / VAGRANCY VIOLATIONS		
90C	90C DISORDERLY CONDUCT	7	6
90F	90F FAMILY OFFENSES, NONVIOLENT	2	1
90H	90H PEEPING TOM		
90I	90I RUNAWAY	2	1
90J	90J TRESPASS OF REAL PROPERTY	6	3
90K	90K INCORRIGIBLE	1	
90L	90L TRUANCY		
90N	90N RESISTING ARREST		
90P	90P CONTRIBUTING TO DELINQUENCY OF A MINOR		
90Z	90Z ALL OTHER OFFENSES	18	8
979	979 MISSING PERSONS		
980	980 SUICIDES		
992	992 PROWLER		
Total for Category:		38	24

OTHER MONEY CRIMES			
39A	39A BETTING / WAGERING		
39B	39B ASSISTING GAMBLING		
39C	39C GAMBLING EQUIPMENT VIOLATIONS		
39D	39D SPORTS TAMPERING		
510	510 BRIBERY		
Total for Category:		0	0

PROSTITUTION			
40A	40A PROSTITUTION		

SLED	Inhouse Code / Description	Last Year	This Year
PROSTITUTION			
40B	40B ASSISTING OR PROMOTING PROSTITUTION		
40C	40C PURCHASING PROSTITUTION		
Total for Category:		0	0
VANDALISM/DAMAGE			
290	290 VANDALISM OF PROPERTY	16	10
Total for Category:		16	10
Total for Reporting Period:		235	164

ORDINANCE #20-001
AN ORDINANCE TO AMEND ORDINANCE #01-157
ZONING AND SUBDIVISION ORDINANCE OF THE CITY OF MULLINS,
SOUTH CAROLINA

I. Definitions.

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

Activity means a parade or public meeting or assembly or picketing.

Funeral procession means a single direct movement from a mortuary, church, residence, or other facility to the place of burial of a human body, under direction of an authorized funeral director.

Noise variance means a grant from city council and/or the administrator to a petitioner to exceed the legal noise limit.

Parade means a march or procession of any kind.

Picketing means the stationing of persons, at the outside of a place or building for the purpose of publicizing alleged grievances or persuading the public not to do business with the affected establishment.

Public meeting or assembly means a planned or organized gathering of a group of persons, or any ceremony, show, exhibition or pageant which may reasonably be expected to result in the gathering of a group of persons, upon any public street, park or other public grounds.

Special event means an inside or outside event, and may be advertised and promoted inside or outside the city.

Street means a public right-of-way, or way, place of whatever nature, publicly maintained and open for use to the public for purposes of vehicular or pedestrian travel. Streets include highways, alleyways, sidewalks, and other public areas that accommodate vehicular or pedestrian traffic.

Vendor means any person who sells or offers to sell any goods, food, or beverage within a special event venue.

II. Exceptions.

This article shall not apply to any of the following:

- (1)
- Funeral processions.
- (2)
- A governmental agency acting within the scope of its functions.

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(3)

Students going to and from school classes or participating in educational activities, providing such activities are authorized by the school district and are under the immediate direction and supervision of the school authorities authorized by the school district to approve and supervise such activity.

(4)

School and city-sponsored athletic events.

III. Public conduct during a meeting, assembly or parade.

(1)

It is unlawful for any person to unreasonably obstruct, impede or interfere with any parade or public meeting or assembly or with any person, vehicle or animal participating in such parade, meeting or assembly for which a permit has been granted in accordance with the provisions of this article.

(2)

The city administrator shall have the authority, when he deems necessary, to prohibit or restrict the parking of vehicles along a highway or part thereof constituting part of the route of a parade. The city administrator shall post signs to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof.

(3)

Upon the request of the event sponsor and with the approval of city council, coolers and/or dogs may be prohibited at any special event during the hours of operation of such event. Guide (or seeing eye) dogs assisting persons who are visually impaired and animals under the control of on-duty law enforcement personnel are exempted from this prohibition. In such cases where a prohibition of coolers and/or dogs has been approved by city council the event sponsor will be responsible for providing public notice of same prior to the event and for posting appropriate signage at the special event.

IV. Picketing.

- o When picketing, no person shall:

(1)

Use on the streets or public places any verbal abuse, including curses, insults or threats, or acts of violence, directed against any person or place;

(2)

Engage in riotous and loud conduct which invades the privacy of homes or businesses;

(3)

Damage or destroy or injure the person or property of others;

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(4)
Block, in any manner, the streets and means of ingress and egress to any place of business, residence or establishment;

(5)
Interfere with, in any manner, or obstruct any official or person in the performance of his duties;

(6)
Interfere, in any manner, with the attendance, during school hours, of children in the public or private schools by inciting or urging them to participate in demonstration or for any other unlawful purpose or reason, or permitting them to be or remain in churches or any other places used in such demonstrations;

(7)
Picket other than in accordance with the following principles:

a.
In small numbers.

b.
In a manner so as not to interfere with pedestrians or vehicular traffic.

c.
In a manner so as not to block entrances or exits to or from picketed businesses, residences or establishments.

d.
No more than four pickets posted at any one time at any one business, residence or establishment.

e.
No more than two businesses, residences or establishments picketed in the same block at the same time.

f.
No picket to trespass upon the property of the business, residence or establishment being picketed.

g.
Pickets to patrol on the sidewalk at a distance of not less than eight feet from every other picket.

h.
No person, whether in sympathy with the pickets or not, shall assemble, loiter, congregate or engage in any kind of picketing of the business, residence or establishment being picketed except those picketing in their official capacity.

V. Permit required.

It is unlawful for any person to hold, manage, conduct, aid, participate in, form, start or carry on any parade or public meeting or assembly or picketing or event as defined in this article, in or upon any public street, park or other public grounds in the city unless and until a permit to conduct such meeting, assembly, parade or picketing has been obtained in compliance with the provisions of this article.

VI. Special event permit application and charges.

(1)
Application for special event permits under this article may be obtained by contacting city hall during normal business hours and must be filed with the City of Conway Parks, Recreation and Tourism Department not less than 30 days in advance of the proposed activity. Late applications may be accepted if filed sufficiently in advance of the date of the proposed activity to enable the city administrator to determine that such activity will meet the requirements set forth in VIII.

(2)
Charges may apply to each application as determined by the city department(s) affected by the special event and the amount of services, property, permits, etc. that are necessary to assure the event will be held with the health and safety of the public in mind. The schedule of charges shall be in such an amount as is established from time to time by ordinance.

(3)
The City of Conway, at its discretion, may choose to waive all or any portion of charges for special events held by bona fide non-profit organizations that are recognized under Section 501(c)(3) of the Internal Revenue Code.

VII. Findings required.

The city administrator or his designated representative shall issue a permit as provided for in this article when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that:

(1)
The conduct of such activity will not substantially interrupt the safe and orderly movement of other traffic.

(2)
The concentration of persons, animals and vehicles will not unduly interfere with proper fire and police protection of, or ambulance service to, areas where the activity will take place or areas contiguous to such area.

(3)
The conduct of such activity will not unduly interfere with the movement of firefighting equipment enroute to a fire, or the movement of other emergency equipment.

(4)
The conduct of such activity is not reasonably likely to cause injury to persons or property.

(5)
Such activity is not to be held for the sole purpose of advertising the goods, wares, or merchandise of a particular business establishment or vendor.

VIII. Guidelines.

The city administrator or his designated representative, when considering the granting or denial of a permit as provided for in this division shall make his decision applying the following guidelines:

- (1)
Any restrictions contained in a permit shall be limited to reasonable time, place and manner.
- (2)
If the applicant requests a permit specifying the time, place or manner that, in the opinion of the city administrator or his representative would interfere with the safe, normal usage of the city streets by the public, alternate time, place and manner shall be discussed with the permit applicant.
- (3)
A permit may be refused only if, after discussions with the permit applicant, it appears that the activity would present a clear and present danger of serious interference with the normal use of the streets even after exploring alternative time, place and manner restrictions.
- (4)
The possibility of mere public inconvenience, annoyance or unrest shall not be deemed sufficient grounds for denial of a permit.
- (5)
Special event requests that include any of the following conditions shall be presented to city council for consideration:
 - a.
Any special event, except city-sponsored events, that exceeds three days in duration.
 - b.
Public consumption of alcohol.
 - c.
Closure of all or any part of a city park to the public.
 - d.
Temporary closure of major street(s).
 - e.
The attachment of items to public property.
 - f.
Any special event request that will require a waiver of the city's noise ordinance.
 - g.
Any special event request that, in the opinion of the city administrator, should be decided by city council.

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(6)

Exceptions for recurring events: The city administrator or his designated representative may make a decision on recurring special event requests, including those with conditions listed in VIII, items a—f, provided the request for the initial event was approved by council and there are no significant changes.

IX. Conditions.

The city administrator shall have authority to impose such conditions as are necessary to insure that all of the findings shall exist during the continuation of the activity.

X. Prior application.

The city administrator reserves the right to limit the proximity or number of concurrent or overlapping special events when the determination is made that city resources are inadequate to meet the demands of the multiple special events, or that the events will result in a concentration of people, vehicles or activity adverse to the public health, safety and welfare. In case of such refusal, he shall forthwith send the applicant a written notice that he may apply for an alternate time and place.

XI. Notice of issuance or denial.

The city administrator shall act upon the fully completed special permit application within ten days of the filing thereof exclusive, however, of Saturdays, Sundays and legal holidays. If he disapproves of the application, he shall mail to the applicant within that ten-day period notice of the denial and the reason for it.

XII. Appeal procedure.

The applicant shall have the right to appeal the denial of a permit to the city council. A notice of appeal shall be filed with the city administrator within ten days after receipt of notice of the denial. The city council shall act upon the appeal at its next meeting following receipt of the notice of appeal.

XIII. Permit contents.

Conditions to the issuance of any permit shall be set forth in the permit.

XV. Duty of permittee.

(a)

A permittee under this article shall comply with all terms and conditions of the permit and with all applicable laws and ordinances.

(b)

A copy of the special event permit shall be carried by the person heading or leading the activity or displayed on location and shall be exhibited upon demand of any city official.

VI. Permit revocation.

The city administrator may revoke any permit issued under this article upon the failure of the permittee to comply with the terms and conditions of the permit or if the activity, because of the manner in which it is being conducted or for any other reason, is jeopardizing those elements of public safety or welfare.

XVII. Penalties.

Many person who violates any provision of this article shall severally for each such violation be guilty of a misdemeanor.

CHAPTER 2

I. Alcoholic Beverages

Editorial Note : Opinion of the Attorney General, No. 2282, p. 95 (1966-67) indicates that the state has occupied the field of offenses and enforcement of regulations involving alcoholic beverages with limited exception. Municipalities may validly regulate use, possession, and sale of nonalcoholic beverages in accordance with the Attorney General's Opinion No. 3277, p. 79 (1971-72), see S.C. Code, 1976, Secs. 61-13-360, 61-13-760 and 61-9-10 to 61-9-120.

II. Sales of beer, wine etc., prohibited during certain hours.

It shall be unlawful for any person to sell or offer for sale in the city any beer, wine or other drink of similar alcoholic content between the hours of 12:00 midnight Saturday, and sunrise Monday, irrespective of whether the drink or beverage has been declared by statute to be nonalcoholic or nonintoxicating.

III. Alcoholic beverages on public property; public consumption; exemptions for special events.

It shall be unlawful for any person to consume or possess in an open container any alcoholic beverage on any public street, sidewalk, alleyway, park, recreation area, parking lot (whether publicly or privately owned, but generally open to members of the public) within the city, whether such person is in a conveyance or not, except as follows:

(a)

Open containers of alcoholic beverages will be allowed, within a designated area, at special events which have been approved by city council and at which the public sale and consumption of alcoholic beverages have been approved by city council as a part of the special event permit application.

(b)

The designated area of a special event where open containers of alcoholic beverages will be allowed will be defined by the city. The designated area may include all or any portion of the entire special event area and may extend beyond streets closed for the special event.

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The sale of alcohol within the designated area of a special event is limited to beer and wine. (1)

Special event vendors offering the sale of beer and wine must be in accordance with such licenses and other requirements as may be imposed by the South Carolina Department of Revenue-Alcoholic Beverage Licensing Division. Appropriate insurance, including liquor liability insurance, showing the city as an additional insured will be required. (2)

Any restaurant with a South Carolina ABC alcohol permit located within the designated area of a special event may sell beer and wine from their property and allow consumers to enter public property/event area with an open container. (3)

No alcohol may be in served in glass containers, cans or bottles; only opaque plastic, paper, or Styrofoam containers will be allowed. (4)

Nothing herein shall be intended to conflict or abridge the prohibition of alcohol on public property in the city other than that described in this section.

IV. Public drinking or possession in automobile or other vehicle prohibited.

The prohibition of this chapter extends to drinking or possession, as aforesaid, in any automobile or other vehicle while in or upon any public place.

V. Not applicable to possession of legally purchased beer or wine.

This chapter does not apply to the possession of legally purchased beer or wine in unopened containers in the possession of any person legally entitled to that possession.

VI. Hours of operation.

Commercial establishments duly authorized by state law to serve any form of alcohol for consumption on the premises of said establishment shall be prohibited from operating between the hours of 2 a.m. and 7 a.m.

VII. Penalties.

Any violation shall be deemed a misdemeanor, punishable by a fine of up to \$1,100.00, imprisonment up to 30 days, or any combination of the two (2).

1st Reading – May 12, 2020

Final Reading - _____

Mayor Bo McMillan

Council Members

ATTEST:

Felicia J. Sawyer, City Clerk

ATTORNEY:

Robert Corley

CITY OF MULLINS
ORDINANCE NUMBER 20-003
SECTION 2-39 OF ARTICLE 3 – CHAPTER II
TO RAISE REVENUE AND ADOPT A BUDGET FOR THE FISCAL YEAR
ENDING JUNE 30, 2021

WHEREAS, Section 47-55 (3) of the South Carolina code requires that a municipal Council shall act by ordinance to adopt budgets and levy taxes pursuant to public notices.

NOW THEREFORE, BE IT ORDAINED BY the Governing Body of the City of Mullins, in Council duly assembled and by the authority of the same.

SECTION 1. That the prepared budget and the established revenue for payment of same is hereby adopted and is hereby made a part hereof as fully as if incorporated herein and copy thereof is attached hereto.

SECTION 2. That a tax to cover the period from the 1st day of July, 2020 to the 30th day of June, 2021, both inclusive, for the sums and in the manner hereinafter mentioned, is and shall be levied, collected, and paid into the treasury to the City of Mullins for the use and service thereof; i.e., a tax of \$.167 on every one hundred (\$100.00) dollars in value of a real estate and personal property of every description owned and used in the City of Mullins, South Carolina, except such as is exempt from taxation under the Constitution and laws of the State of South Carolina, is and shall be levied and paid into the City Treasury for the credit to the City of Mullins for the corporate purposes, permanent; improvements, and for the purpose of paying current expense of said municipality; and any indebtedness that may have been incurred and so much thereof as may be necessary to make the payment any and all notes that may be owned by the City of Mullins wherein taxes have been pledged for payment of said notes. Such tax is levied on such property as is assessed for taxation for county and state purposes.

SECTION 3. The billing dates, the penalty dates, and the amount of the penalty which shall be levied for delinquent taxes shall be as follows:

The billing date shall be September 30, 2020; on January 16th following the next year in which the taxes become due, the Treasurer shall add a penalty of three (3%) percent to all property taxes remaining unpaid. On February 2, 2021, an additional seven (7%) percent shall be added to all property taxes remaining unpaid. On March 17, 2021, an additional penalty of five (5%) percent shall be added to all property taxes remaining unpaid. Following, the person officially charged with the collection of delinquent taxes, penalties, and costs then due, shall advertise, as now provided by law, the property for sale once a week for three successive weeks.

SECTION 4. The delinquent Tax Collector shall be responsible for the collection of the delinquent taxes.

SECTION 5. The Mayor along with the City Administrator shall administer the budget and may authorize the transfer of appropriated funds within and between departments as necessary to achieve goals of the budget.

Ordinance 20-003

Page Two

SECTION 2-30 OF ARTICLE 3 – CHAPTER II

SECTION 6. If for any reason any sentence, clause, or provision of ordinance shall be declared invalid, such shall not affect the remaining provisions thereof.

ADOPTED IN COUNCIL DULY ASSEMBLED THE 11th DAY OF JUNE, TWO THOUSAND NINETEEN.

Introduced: **5-13-2020**

Mayor

Final Reading & Adoption:

6-9-2020

ATTEST:

City Clerk

APPROVED AS TO FORM:

Members of City Council

City Attorney