

REQUEST FOR CITY COUNCIL CONSIDERATION

Meeting Date: May 21, 2021

Agenda Item: 2B	Prepared by: Chris Noury, City Attorney
Agenda Section: Business: Resolution	Date: May 17, 2021
Subject: A resolution to ratify and retroactively consent to certain Horry County ordinances	Division: Legal

Background:

Attached for City Council's consideration is a resolution to ratify and retroactively consent to certain Horry County ordinances.

Recommended Action:

Adoption of the Resolution

Reviewed by Department Head	Reviewed by City Manager	Reviewed by City Attorney
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Council Action:
Motion By _____ 2nd By _____ To _____

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

RESOLUTION TO RATIFY AND RETROACTIVELY CONSENT TO CERTAIN HORRY COUNTY ORDINANCES

WHEREAS, the City of North Myrtle Beach is a member of a proposed class of plaintiffs in that certain civil action styled “City of Myrtle Beach, For Itself and a Class of Similarly Situated Plaintiffs, vs. Horry County,” brought in the Court of Common Pleas for Horry County in Civil Action Number 2019-CP-26-01732 (“Class Action”); and

WHEREAS, the City of North Myrtle Beach is a signatory to that certain Class Action Settlement Agreement dated February 12, 2021, resolving the Class Action, which has been approved by order of the Court of Common Pleas for Horry County dated April 20, 2021 (“Settlement Agreement”); and

WHEREAS, the effectiveness of the Settlement Agreement is conditioned upon, among others, the ratification and retroactive consent of the City of North Myrtle Beach to Horry County Ordinance Numbers 105-96, 11-04, 93-16, 32-17, 7-97, 76-97, 80-01, 111-01, and 50-04 (“County Ordinances”); and

WHEREAS, the City of North Myrtle Beach is willing to give its ratification and retroactive consent to the County Ordinances provided that the City and County have executed same and the required written consents of other municipalities to same have been given,

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City of North Myrtle Beach City Council hereby ratifies and gives retroactive consent to the County Ordinances as required by Section 6.2.1 of the Settlement Agreement.
2. This resolution is made pursuant to S.C. Code Ann. §5-7-260.

Resolved this the 21st of May, 2021.

Mayor Hatley

ATTEST:

City Clerk

Resolution: 21-07