

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)
TOWN OF ATLANTIC BEACH)

A RESOLUTION TO EXTEND CERTAIN BUSINESS LICENSE COLLECTION DATES FOR THE CURRENT FISCAL YEAR DUE TO EMERGENCY COVID-19

WHEREAS, the Mayor and Town Council of the Town of Atlantic Beach duly assembled on this 1st day of June, 2020; and

WHEREAS, on March 13, 2020, the Governor of South Carolina declared a statewide State of Emergency due to COVID-19 and issued subsequent Executive Orders, including “stay at home” orders, impacting businesses in the Town; and

WHEREAS, on March 19, 2020, the Town Council of the Town of Atlantic Beach, empowered by Sec. 5-7-250 of the S. C. Code of Laws to enact emergency ordinances affecting life, health, or safety declared a State of Emergency in the Town, passed an Emergency Ordinance declaring a State of Emergency in the Town due to COVID-19, and included orders potentially resulting in suspension or closure of businesses, extended through May 31, 2020; and

WHEREAS, The Town Council of the Town of Atlantic Beach is mindful of the negative impacts on valued licensed businesses within the Town, and that the time for payment of business license fees for FY 2020-21 comes in the midst of a pandemic and after months of certain closures and travel restrictions that may have impacted business revenues; and

WHEREAS, The Town Council of the Town of Atlantic Beach wishes to support and encourage the Town’s businesses to continue to operate successfully, a vital economy being in the best interests of the residents, businesses, and property owners;

NOW, THEREFORE, be it resolved by the Town Council of the Town of Atlantic Beach that business license collections due and payable for Fiscal Year 2020-21 may be paid in installments, upon a showing of “financial hardship” or “severe financial hardship” due to the pandemic emergency and as determined hereinbelow, on the following schedules:

Payment Option I

A local businesses that can demonstrate “financial hardship” due to the adverse economic impact of the COVID-19 pandemic will be granted the option to pay assessed Business License fees on the following payment schedule:

1. On or before June 30, 2020, fifty percent (50%) of the annual gross business income for the period of July 1, 2019-June 30, 2020.
2. On or before September 30, 2020, the balance (remaining 50%) of the annual Business License fee will be due and payable. In this payment

option, total assessed Business License fees are due in full September 30, 2020.

Payment Option II

A local businesses that can demonstrate “severe financial hardship” due to the adverse economic impact of the COVID-19 pandemic will be granted the option to pay assessed Business License fees on the following payment schedule:

1. On or before June 30, 2020, twenty-five percent (25%) of the annual gross business income for the period of July 1, 2019-June 30, 2020.
2. On or before September 30, 2020, On or before September 30, 2020, a second payment of twenty-five percent (25%) of the gross business income for FY 2019-2020 will be due and payable.
3. On or before December 30, 2020, the remaining 50% balance of the Business License fee owed will be due and payable In this payment option, total assessed Business License fees are due in full December 30, 2020.

Showing of Hardship:

Any business owner holding a valid business license in the Town eligible for renewal may apply for either Payment Option. An applicant shall supply requested supporting financial records or documentation requested in support of the application.


The Town Manager, his designated staff member(s), and Accountant are hereby appointed to establish objective criteria to apply to each business applicant, such criteria available for review at Town Hall, to determine on a case-by-case basis whether timely payment in full of the business license fee would present a “financial hardship” or “severe financial hardship.” The Town Manager is authorized to make determinations and findings to grant or deny the Payment Option Extension applicable to the hardship status of the business, as determined.

SEVERABILITY. If any provision, clause, sentence, or paragraph of this resolution shall be held invalid, that invalidity shall not affect the other provisions if same can be given effect without the invalid provision or application, and any such provisions are declared to be severable. This Resolution includes a finding of Emergency and is not intended to amend or otherwise modify any provisions of the Town Code of Ordinances or other law regarding the due date for Town business license renewal fees, and the provisions hereinabove apply only to FY 2020-21.

EFFECTIVE DATE. This resolution is effective immediately upon adoption.

BE IT RESOLVED by the Mayor and Town Council of the Town of Atlantic Beach, South Carolina, in assembly and by the authority thereof, this 1st day of June, 2020.

Atlantic Beach Town Council



Jake Evans, Mayor



Josephine Isom, Councilmember



Jacqueline Gore, Councilmember



Glenda Williams, Councilmember




Lenearl Evans, Councilmember

Attest:



Cheryl Pereira, Town Clerk



Benjamin Quattlebaum, Town Manager