

STATE OF SOUTH CAROLINA
COUNTY OF HORRY
TOWN OF ATLANTIC BEACH

Ordinance No.: 10-2026
First Reading: 6-29-2026
Second Reading: 7-6-2026

AN ORDINANCE ADOPTING A PROVISIONAL BUDGET FOR THE TOWN OF ATLANTIC BEACH, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING JULY 1, 2026, PENDING ADOPTION OF A FINAL ANNUAL BUDGET, AND PROVIDING FOR THE LEVY AND COLLECTION OF TAXES AND THE CONTINUED OPERATION OF TOWN GOVERNMENT.

WHEREAS, the Town of Atlantic Beach operates on a fiscal year beginning July 1 and ending June 30, and the South Carolina Constitution, Article X, Section 7(b), requires the Town to adopt a balanced budget for each fiscal year; and

WHEREAS, the annual budget ordinance for the fiscal year beginning July 1, 2026 has not been finally adopted and in force prior to the commencement of that fiscal year; and

WHEREAS, S.C. Code Ann. § 5-11-40 requires the Town to adopt operating and capital budgets and to provide for the levy and collection of taxes necessary to meet the financial requirements of the Town, and the Town Council finds it necessary to adopt a provisional budget to ensure the lawful and continuous operation of Town government until a final annual budget is adopted;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Atlantic Beach, South Carolina, in Council assembled, and by the authority thereof:

Section 1. Adoption of Provisional Budget. Effective July 1, 2026, and until a final annual budget for the fiscal year beginning July 1, 2026 is adopted, appropriations for each fund, department, office, and agency of the Town are authorized at a monthly rate not to exceed one-twelfth (1/12) of the corresponding appropriation in the Town's adopted budget for the fiscal year ended June 30, 2026. The revenues estimated to fund these appropriations are those of like kind and source available in the fiscal year ended June 30, 2026. Authorized expenditures shall not exceed the revenues so estimated, consistent with Article X, Section 7(b) of the South Carolina Constitution.

Section 2. Levy and Collection of Taxes. Pending adoption of the final annual budget, the ad valorem property tax millage and other taxes and fees of the Town shall continue at the rates in effect for the fiscal year ended June 30, 2026, and the appropriate officials of the Town are authorized and directed to provide for the levy and collection thereof, subject to adjustment upon adoption of the final annual budget.

Section 3. Authority of the Town Manager to Pay Recurring Obligations. During the period this provisional budget is in effect, the Town Manager, as chief executive officer of the Town, is authorized and directed to pay all necessary, ordinary, and recurring obligations of the Town from the appropriations authorized in Section 1, including but not limited to: (a) personnel payroll and associated payroll taxes, withholdings, and benefits; (b) the fuel (gas) card for Town maintenance operations; (c) the Town's outstanding balance for hotel accommodations for this year's Municipal Association of South Carolina (MASC) Annual Meeting; and (d) other monthly or recurring bills necessary for the continued operation of Town government, such as utilities, insurance, debt service, and existing contractual obligations. No expenditure shall be made and no contract entered into except as authorized by this provisional budget, consistent with S.C. Code Ann. § 11-1-40 and Article X, Section 8 of the South Carolina Constitution. This

ordinance does not authorize new programs, new positions, new indebtedness, or capital expenditures not contained in the prior fiscal year's adopted budget, except upon separate action of the Town Council.

Section 4. Duration and Replacement. This provisional budget shall remain in effect only until the Town adopts a final annual budget ordinance for the fiscal year beginning July 1, 2026, at which time the final annual budget shall supersede this ordinance. Expenditures lawfully made under this provisional budget shall be charged against and reconciled with the corresponding appropriations in the final annual budget upon its adoption.

Section 5. Severability. If any section, subsection, sentence, clause, or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions, which shall remain in full force and effect.

Section 6. Effective Date. This ordinance shall take effect July 1, 2026, following two readings on two separate days as required by the Town's Rules of Procedure, and following such public hearing and notice as may be required by S.C. Code Ann. § 6-1-80.

DONE, RATIFIED, AND ADOPTED this 6th day of July, 2026.

TOWN ATLANTIC BEACH

Jake Evans, Mayor

John David, Mayor Pro Tem

ATTEST:

Cheryl Pereira, Town Clerk of Council

Edward L. Campbell
Edward Campbell, Council Member

Jacqueline Gore, Council Member

Carla Taylor, Council Member