

**MAYOR**  
Jason Buelterman



**CITY MANAGER**  
Dr. Shawn Gillen

**CITY COUNCIL**  
Barry Brown, Mayor Pro Tem  
John Branigin  
Wanda Doyle  
Julie Livingston  
Monty Parks  
Shirley Sessions

**CLERK OF COUNCIL**  
Jan LeViner

**CITY ATTORNEY**  
Edward M. Hughes

## CITY OF TYBEE ISLAND

### AGENDA REGULAR MEETING OF TYBEE ISLAND CITY COUNCIL May 28, 2019 at 3:30 PM

*Please silence all cell phones during Council Meetings*

#### Call to Order

#### Consideration of Ordinances, Resolutions

1. First Reading, Beach Rules - South-end

#### Executive Session

Discuss litigation, personnel and real estate

#### Adjournment

*Individuals with disabilities who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities are required to contact Jan LeViner at 912.472.5080 promptly to allow the City to make reasonable accommodations for those persons.*

**\*PLEASE NOTE:** Citizens wishing to speak on items listed on the agenda, other than public hearings, should do so during the citizens to be heard section. Citizens wishing to place items on the council meeting agenda must submit an agenda request form to the City Clerk's office by Thursday at 5:00PM prior to the next scheduled meeting. Agenda request forms are available outside the Clerk's office at City Hall and at [www.cityoftybee.org](http://www.cityoftybee.org).



#### THE VISION OF THE CITY OF TYBEE ISLAND

*"is to make Tybee Island the premier beach community in which to live, work, and play."*



#### THE MISSION OF THE CITY OF TYBEE ISLAND

*"is to provide a safe, secure and sustainable environment by delivering superior services through responsible planning, preservation of our natural and historic resources, and partnership with our community to ensure economic opportunity, a vibrant quality of life, and a thriving future."*

**Item Attachment Documents:**

1. First Reading, Beach Rules - South-end

ORDINANCE 11-2019

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF TYBEE ISLAND, GEORGIA,  
IN ORDER TO ADD A BEACH RULE UNDER SECTION 12-1(a) ESTABLISHING A NEW  
SUBSECTION WHICH WILL MAKE IT UNLAWFUL FOR INDIVIDUALS TO WALK IN  
THE AREA OF THE SOUTH END SAND BAR OR TO SWIM THEREON AS AN  
EXTREMELY HAZARDOUS AREA; TO PROVIDE FOR THE REPEAL OF  
INCONSISTENT ORDINANCES; AND TO ESTABLISH AN EFFECTIVE DATE.

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is authorized under Article 9, Section 2, Paragraph 3 of the Constitution of the State of Georgia to adopt reasonable ordinances to protect and improve the public health, safety, and welfare of the citizens of Tybee Island, Georgia, including the environment thereof; and

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is the mayor or counsel thereof; and

WHEREAS, the Mayor and Council has determined that a hazardous area exists on the south-end of the island where a sandbar becomes hazardous to visitors and citizens who walk thereon in times of tidal change causing dangerous conditions which can contribute to drownings; and

WHEREAS, the Mayor and council have taken numerous steps to warn individuals of the hazard of the area, however, in an ongoing effort to prevent further incidents of injuries or drownings, the Council has determined that further action is appropriate and that signs prohibiting walking and/or swimming beyond to be signs to be posted shall be an offense punishable under this Ordinance in the Municipal Court of Tybee Island; and

WHEREAS, the City through the Mayor and Council desires to amend the code of ordinances for the City of Tybee Island, Section 12 -1(a) to create a subsection (20) thereof;

NOW THEREFORE, it is hereby ordained by the Mayor and Council of the City of Tybee Island that The Code of the Ordinances of the City of Tybee Island, Georgia, Section 12-1(a) be amended so as to add a new subsection to read as here and after provided.

**SECTION 1**

Section 1. The code of the City of Tybee Island, Georgia is hereby amended so as to cause subsection 20 to be added which shall read as follows:

**SECTION 2**

(20) It shall be unlawful for any person to walk ~~upon~~<sup>to</sup> the south end sandbar area or to swim therein beyond the area of the beach designated by signage prohibiting walking and/or swimming beyond the point of such sign as the area has been designated as extremely hazardous.

**SECTION 3**

The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared illegal or invalid by the valid judgment or decree of any court of competent jurisdiction, such illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

**SECTION 4**

All ordinances and parts of ordinances in conflict herewith are expressly repealed.

**SECTION 5**

It is the intention of the governing body, and it is hereby ordained, that the provisions of this ordinance shall become effective and be made a part of the Code of Ordinances, City of Tybee Island, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

**SECTION 6**

This ordinance shall be effective upon its adoption by the Mayor and Council pursuant to The Code of the City of Tybee Island, Georgia.

ADOPTED THIS \_\_\_ DAY OF \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

FIRST READING: \_\_\_\_\_

SECOND READING: \_\_\_\_\_

ENACTED: \_\_\_\_\_