

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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**Apr 21 2023**

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

**SC Court of Appeals**

The Honorable R. Markley Dennis, Jr.  
Former Circuit Court Judge

Case No. 2021-CP-10-05255  
Appellate Case No. 2022-000973

Theresa Melhado and Dane Neller, ..... Appellants,

v.

City of Charleston, City of Charleston Board of Zoning Appeals, George Wallace,  
Erika Wallace, Erika R. Hayes, Trustee of the Erika R. Hayes Revokable Trust  
u/a/d 8-4-2016, ..... Respondents.

**DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL OF  
RESPONDENTS GEORGE WALLACE, ERIKA WALLACE, ERIKA R. HAYES,  
TRUSTEE OF THE ERIKA R. HAYES REVOKABLE TRUST U/A/D 8-4-2016**

Pursuant to Rule 209, SCACR, Respondents George Wallace, Erika Wallace, Erika R. Hayes, Trustee of the Erica R. Hayes Revokable Trust u/a/d 8-4-2016 (referred to below as the “Applicants”), propose the following to be included in the Record on Appeal in addition to the matter designated by Appellants:

PLEADINGS/MOTIONS/NOTICES

1. Applicant/Owners’ Return to Applicant’s Appeal for Reconsideration of the Board’s September 7, 2021 Decision.
2. Applicant/Owner-Respondents’ Memorandum in Opposition to Appeal of the Decision of Board of Zoning Appeals.
3. Applicant/Owner-Respondents’ Memorandum in Opposition to Appellants’ Motion for Reconsideration.

OTHER MATTERS

1. Materials Submitted to the Board of Zoning Appeals by Appellants in advance of meeting on September 7, 2021 (“62 Church Opposition Slides”).
2. BZA Meeting Materials October 19, 2023
3. Materials from City of Charleston Relative to Appeal filed on December 24, 2021.
4. 1<sup>st</sup> Filing of Additional Materials from the City of Charleston Relative to Appeal filed on March 28, 2022.
5. 2<sup>nd</sup> Filing of Additional Materials from the City of Charleston Relative to Appeal filed on March 28, 2022.
6. 3<sup>rd</sup> Filing of Additional Materials from the City of Charleston Relative to Appeal filed on April 18, 2022.
7. 4<sup>th</sup> Filing of Additional Materials from the City of Charleston Relative to Appeal filed on April 18, 2022.
8. 5<sup>th</sup> Filing of Additional Materials from the City of Charleston Relative to Appeal filed on April 18, 2022.

I certify that this designation contains no matter which is irrelevant to this appeal.

/s/ Jennifer S. Ivey

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Erika R. Hayes Revocable Trust u/a/d 8-4-  
2016*

April 20, 2023  
Charleston, South Carolina