

STATE OF SOUTH CAROLINA
COUNTY OF Marion
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2023CP3300500

Thomas & Nicole Betancourt, Et Al.
PLAINTIFF(S)

City Of Mullins Zoning Board Et Al. et al
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded;
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

This court respectfully denies the Plaintiff's relief sought on Appeal. On Tuesday, August 20, 2023, The Zoning Board of Appeals conducted a public hearing as to the Application granting the Defendant a Variance for the construction of a parking lot on his property located at 624 S Main Street Mullins, South Carolina. A certified copy of the findings and discussions of the August 20, 2023 hearing were filed and made part of the record on March 4th, 2024. The Zoning Board of Appeals decision in granting the variance substantially complies with the requirements found in Section 9.3-2 of the Mullins South Carolina Code of Ordinances which is the subject of the Appeal.

It is important to note that the applicable permits, building codes, zoning regulations, and plan submittal requirements must still be complied with through out the construction process.

And it is so ordered.

ORDER INFORMATION

This order ends does not end the case. See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 05/09/2024 .

Jimmy Boatwright for Thomas & Nicole Betancourt, Et Al.
 Thomas & Nicole Betancourt, Et Al. for Thomas & Nicole Betancourt, Et Al.
 Kristana Whtezel for Thomas & Nicole Betancourt, Et Al.
 Norman Whetzel for Thomas & Nicole Betancourt, Et Al.
 Thomas & Nicole Betancourt, Et Al. for Amie Boatwright, Norman Whetzel, Kristana Whtezel, Thomas & Nicole Betancourt, Et Al., Jimmy Boatwright
 Amie Boatwright for Thomas & Nicole Betancourt, Et Al.

RECEIVED

MAY 28 2024

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

SC Court of Appeals

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.



Marion Common Pleas

Case Caption: Thomas & Nicole Betancourt, Et Al. VS City Of Mullins Zoning Board Et Al. , defendant, et al
Case Number: 2023CP3300500
Type: Order/Electronic Form 4

H. Steven DeBerry, IV

Circuit Court Judge 2771

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