

# Nelson Mullins

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May 16, 2014

**RECEIVED**

MAY 16 2014

### Hand Delivered

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
The South Carolina Court of Appeals  
1015 Sumter Street, Fifth Floor  
Columbia, South Carolina 29201

**SC Court of Appeals**

RE: TriStar Investors, Inc., Minerva Realty, LLC, and Angeline Johnson v. The  
Horry County Council, and American Tower Corporation  
Civil Action No. 2012-CP-26-08652  
Our File No. 39776/01501

Ms. Kitchings,

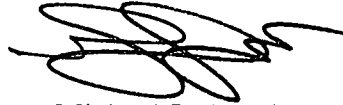
On page eight of its Respondent's brief, the Horry County Council cites to a Public Hearing Notice for the October 16, 2012 hearing at issue in this matter. The Notice is attached for your reference. That document was not included in the Record on Appeal. In lieu of filing a supplemental record or appendix to the record, the Horry County Council and Appellants have agreed to the following:

- Appellants stipulate that the Horry County Council provided this Public Notice of the October 16, 2012, hearing.
- Appellants consent to the Horry County Council citing to this stipulation to support its reference to this Public Notice on page eight of its briefing to this Court, in lieu of a formal citation to the Record on Appeal.

Please do not hesitate to contact me should you have any questions or need additional information.

The Honorable Jenny Abbott Kitchings  
May 16, 2014  
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Very truly yours,

A handwritten signature in black ink, appearing to read "Michael J. Anzelmo". The signature is stylized with several loops and a long horizontal stroke at the end.

Michael J. Anzelmo

MJA:jbl  
Enclosure as stated

cc: Emma Ruth Brittain, Esquire  
David C. Slough, Esquire  
Jonathan L. Yates, Esquire

# PUBLIC HEARING

The Horry County Council will hold a public hearing on Tuesday, October 16, 2012 at 6:00 PM in County Council Chambers at 1301 2<sup>nd</sup> Avenue in Conway for the requested TELECOMMUNICATIONS TOWERS.

1. The property is located off W. Hwy 9 Bus and Huggins Road and identified by TMS #038-00-01-020. The property is currently zoned Forest Agriculture (FA). Agent name and number: Jonathan Yates, agent for Brenda G. Huggins (843) 414-9754.
2. The property is located off Hwy 90 and Melissa Lane and identified by TMS# 128-00-05-124. The property is currently zoned Agricultural Community Services (AG3). Agent name and number: Dean Varner agent for Smith Dewitt 843-881-5744.

All interested persons are urged to attend. For further information, please contact the Planning Department at (843) 915-5340.

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**SC Court of Appeals**