

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY

In The Court of Common Pleas

Hon. Marvin H. Dukes, Circuit Court Judge

RECEIVED

AUG 21 2019

SC Court of Appeals

Case Number 2018-CP-07-784

Appellate Case Number 2019-314

BRADLEY CIRCLE VACATION PARTNERS, LLC, and MONTI DEVELOPMENT, LLC,

Appellants,

v.

THE TOWN OF HILTON HEAD ISLAND, SOUTH CAROLINA, BOARD OF ZONING APPEALS, TAMARA BECKER and RHONDA CARPER,

Respondents.

**DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

The Town of Hilton Head Island, South Carolina, and The Town of Hilton Head Island, South Carolina, Board of Zoning Appeals, propose the following be included in the Record on Appeal:

1. January 23, 2019, Order of Hon. Marvin H. Dukes, III, Denying Motion to Alter or Amend.
2. November 18, 2018, Motion to Amend or Alter under Rule 59, SCRCF.
3. November 7, 2018, Order of Hon. Marvin H. Dukes, III, Affirming Decision of Town of Hilton Head Island Board of Zoning Appeals.
4. April 13, 2018, Summons and Complaint of Bradley Circle Vacation Partners,

LLC, and Monti Development, LLC.

5. May 31, 2018, Numbered Certified Record of Town of Hilton Head Island Board of Zoning Appeals.
6. June 18, 2018, Second Amended Answer of Tamara Becker and Rhonda Carper.
7. August 17, 2019, Answer of Town of Hilton Head Island, South Carolina, and Town of Hilton Head Island Board of Zoning Appeals.
8. August 23, 2018, Transcript of Hearing Before Hon. Marvin H. Dukes, III.
9. § 16-2-102(C), Municipal Code of Town of Hilton Head Island, South Carolina, 1983.
10. § 16-2-102(J)(1)(a), Municipal Code of Town of Hilton Head Island, South Carolina, 1983.
11. § 16-2-103(D), Municipal Code of Town of Hilton Head Island, South Carolina, 1963.
12. § 16-2-103(R), Municipal Code of Town of Hilton Head Island, South Carolina, 1983.
13. § 16-2-105, Municipal Code of Town of Hilton Head Island, South Carolina, 1983.

COLTRANE & WILKINS, LLC

by:


Curtis L. Coltrane

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Attorneys for The Town of Hilton Head Island,
South Carolina, and The Town of Hilton Head
Island, South Carolina, Board of Zoning
Appeals

This 19th Day of August, 2019
Hilton Head Island, South Carolina

STATE OF SOUTH CAROLINA
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BRADLEY CIRCLE VACATION PROPERTIES, LLC, and
MONTI DEVELOPMENT, LLC,

APPELLANTS,

vs.

THE TOWN OF HILTON HEAD ISLAND, BOARD OF ZONING APPEALS, TAMARA
BECKER and RHONDA CARPER,

RESPONDENTS.

CERTIFICATE OF MAILING

I, Audrey S. Wanich, paralegal at Coltrane & Wilkins, LLC, certify that, on this date, I caused to be served one copy of the Initial Brief of the Town of Hilton Head Island, South Carolina, and the one copy of the Designation of Matter to be Included in the Record on Appeal by depositing a copy of the same in the United States Mail, with proper first-class postage affixed thereon, addressed as follows:

Barry L. Johnson, Esq.
The Victoria Building, Suite 200
10 Pinckney Colony Rd.
Bluffton, SC 29910

Drew A. Laughlin, Esq.
Post Office Drawer 21119
Hilton Head, SC 29925

COLTRANE & WILKINS, LLC

By: 

Audrey S. Wanich, Paralegal
Post Office Box 6808
Hilton Head Island, SC 29938
(843) 785-5551

Hilton Head Island, South Carolina
This 19th day of August, 2019.

COLTRANE & WILKINS, LLC
ATTORNEYS AT LAW

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Curtis L. Coltrane
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Certified Circuit Court Mediator
Certified Circuit Court Arbitrator
Certified Federal Court Mediator

Curtis L. Coltrane*
John W. Wilkins
*Also Member Virginia Bar

August 19, 2019

Hon. Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: Bradley Circle Vacation Properties, LLC, *et. al.* v. Town of Hilton
Head Island, *et. al.*
Case No: 2019-00314

Dear Ms. Kitchings:

Enclosed, you will find the original and a copy of the "Initial Brief of the Town of Hilton Head Island, South Carolina" and the "Designation of Matter to be Included in the Record on Appeal." Also included is the original and copy of the Certificate of Mailing showing service on Drew A. Laughlin, Esq., attorney for the Appellants, and Barry L. Johnson, Esq, attorney for Tamara Becker and Rhonda Carper.

At this time, I would ask that the enclosed by filed in your office, and that the enclosed copies by time-stamped and returned to me in the self-addressed, postage-paid envelope. I am,

Sincerely,

COLTRANE & WILKINS, LLC


Curtis L. Coltrane

CLC/asw
Enclosures as stated

cc: Drew A. Laughlin, Esq.
Barry L. Johnson, Esq.

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COLTRANE & WILKINS, LLC
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TO:

Hon. Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

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