

Section(s) of ordinance being appealed:

Chapter 34, Section 61-Section 71. Ant Bates appeals both the violation and the ordinance. Further details of the

Ordinance sections which Ant Bates believes merit appeal will be detailed in forthcoming supplemental briefs and/or exhibits.

Please give a brief description of the interpretation:


Information obtained from experts indicates that application of the statute per the Notice would be premature. Enforcement could result in a variety of harms to Silver Dollar and the community.

It has come to our attention that the ordinance and the alleged violations are arbitrary and capricious, prime for selective enforcement, require unreasonable compliance

timelines, potentially a mechanism for a wrongful taking of property, potentially violative of due process rights through enforcement mechanisms, out of line with stated

purposes, uses vague/ambiguous key terms, is not ripe for enforcement, unintelligible as to geographic coverage, and inappropriately uses exemplar diagrams as prescriptions.

Applicant Signature:

 attorney for Ant Bates Motel, LLC

Date: 04 / 12 / 2024

Applicant Printed Name:

Ant Bates Motel, LLC

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April 25, 2024

VIA US MAIL

Jeremy Hardison
Town of Carolina Beach
1121 N. Lake Park Blvd.
Carolina Beach, NC 28428

Re: Notice of Violation – Appeal Fee
Our Client: Ant Bates Motel LLC/Silver Dollar
CSH File No.: 12711.0000001

Dear Jeremy,

Please find enclosed, check number 20458 in the amount of \$500.00 for the Appeal Fee on behalf of Ant Bates Motel LLC/Silver Dollar. The *Appeal of Notice of Violation* was sent to your attention on Friday, April 12, 2024. We understand that the appeal hearing is tentatively set for Monday May 20th at 6 p.m. Please let us know if there are any changes to this meeting date and time.

If you have any questions or need any additional information please do not hesitate to reach out to our office.

Very Truly Yours,

Shannon W. Roach

Shannon W. Roach
Legal Assistant to Rebecca A. Knudson

Enclosure