

1972 WL 25339 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 2, 1972

**\*1 Re: Jurisdiction Limits Folly Beach Township**

Mr. Frank M. Beckham  
Director  
City Parks and Recreation Department  
33rd Avenue N. and Oak Street  
Myrtle Beach, South Carolina 29577

Dear Mr. Beckham:

I am in receipt of your letter of May 30, 1972, concerning the request by Folly Beach for an opinion as to the jurisdiction of the governing body of that beach to regulate surfing in the Atlantic Ocean. Unlike the City of Myrtle Beach, Folly Beach is not incorporated under the statutes applicable to municipalities. Therefore any opinion of this office applicable to Folly Beach would not necessarily be applicable to Myrtle Beach as they are entirely different entities. Sections 47-61.1 and 61.2 give municipalities located on the coast criminal jurisdiction one-half mile into the Ocean. Therefore, it is perfectly clear that Myrtle Beach has the authority to exercise jurisdiction over the one-half mile limit imposed by the statute. Any opinion that would be issued by this office would not effect the jurisdiction bestowed upon the coastal cities by that section.

Thank you for your interest, and please contact us if we can be of any further assistance.

Sincerely,

Hubbard W. McDonald, Jr.  
Assistant Attorney General

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