

## Holy Mackerel!

Ronnie McKelthan pulled in what is believed to be the largest king mackerel ever landed at Holden Beach Fishing Pier. The story and photo are on Page 9-B.



## Fiery Portrayal

Ralph Parker Jr. briefly became black activist Malcolm X to win the county ACT-50 competition Saturday. The story's on Page 10-B.



## Focus On Business

Small Business Award winners will be announced next week. Check out the list of nominees, along with other news on the Business Page, 9-C.

# THE BRUNSWICK BEACON

HOAG & SONS BOOK BINDERY  
12/31/99  
PO BOX 162  
SPRINGPORT MI 49284

Twenty-ninth Year, Number 26

©1991 THE BRUNSWICK BEACON

Shallotte, North Carolina, Thursday, May 2, 1991

25¢ Per Copy

34 Pages, 3 Sections, 3 Inserts.

## REPORT OUTLINES ALLEGED ABUSE

# Belville Man Faces Additional Charges Of Cruelty To Animals

BY TERRY POPE

A Belville motel owner will stand trial this month on multiple charges of animal cruelty following a raid last Tuesday in which officers seized more than 300 animals.

When news of the raid became public, county residents responded with shock and compassion.

"There are about five cages of pitiful Pekingese in there," said Sammy Ganey, a volunteer who was helping tend the animals being held at the Brunswick County Animal Shelter last Thursday. "When you see them, it'll bring tears to your eyes, no matter how strong a man you are."

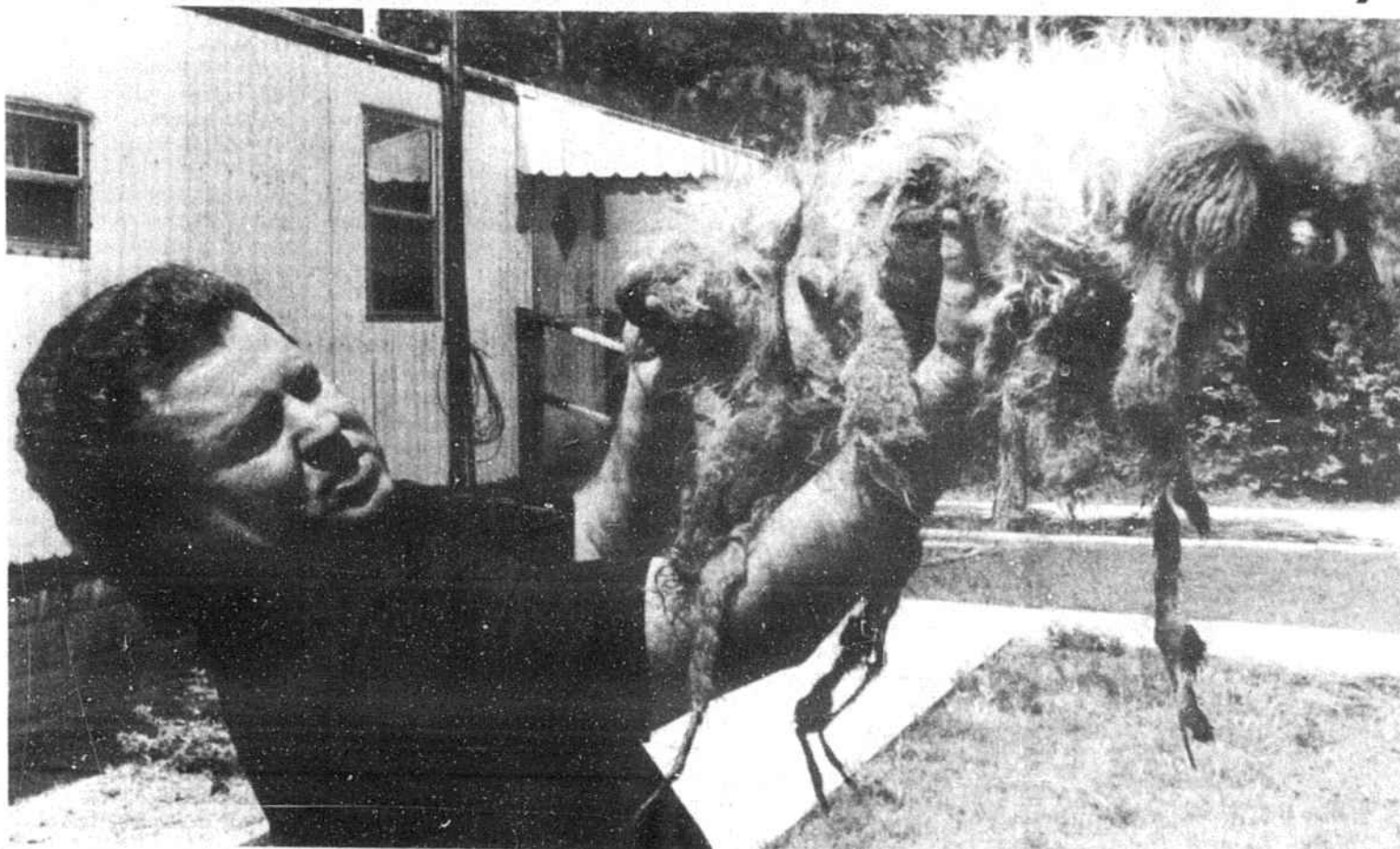
Albert Sidney Boney, 48, was released from the Brunswick County Jail last week after posting \$1,500 bond on a charge of cruelty to animals. He will stand trial in Brunswick County District Court May 13.

Tuesday afternoon Boney was charged with 15 additional counts of cruelty to animals and 14 counts of failing to vaccinate dogs following an investigation by District Attorney Rex Gore's office, said Brunswick County Animal Control Supervisor Zelma Babson.

Each count of cruelty to animals carries a maximum fine of \$1,500 and a sentence of up to one year in jail.

Armed with a search warrant, Brunswick County sheriff's detectives and animal control officers entered the Town and Country Motel on Main Street in Belville last Tuesday, seizing 288 birds, five mice, 14 dogs and four cats from Boney's two-story apartment at the Town and Country Motel.

Boney was also charged with misdemeanor possession of marijuana and possession of drug paraphernalia after detectives found a small amount of the drug in a bedroom, said Sheriff's Lt. David Crocker.



SAMMY GANEY holds one of 13 Pekingese dogs taken from the Town and Country Motel in Belville. A Leland native, Ganey began collecting food for the dogs from area businesses.

STAFF PHOTO BY TERRY POPE

### Not First Complaint

According to an investigative report filed by Ms. Babson, last week's arrest came some seven years after the first citizen complaints were filed against Boney and his pet

operation. It outlines the alleged abuse of animals under the care of the defendant.

Ms. Babson filed the report with Brunswick County Magistrate Martha Bryant in obtaining a search warrant of the

Boney apartment and business last Tuesday.

It lists six reported cases of alleged animal abuse investigated by the Brunswick County Health Department's animal control office at the Boney establishment dating

back to February 1984. No charges were filed against Boney until last week.

Environmental Health Supervisor John Crowder said charges were not filed from those earlier inspections because "no conclusive evidence existed at that time."

"They were different animals under different situations," Crowder said. "We follow up on any complaint we receive."

Ms. Babson also said her office never received enough evidence or obtained necessary witnesses to press charges. Instead, Boney would be instructed to clean up the animal cages and to care for the pets, she said.

"Each time, he'd clean it up," said Ms. Babson, "but it would never stay that way."

Ms. Babson wrote the following after inspecting the Boney residence on Feb. 16, 1984: "All starving and total lack of care to include the following: No medical attention to the animals, lack of food and inappropriate (sic) sanitary conditions."

It was the condition of 13 Pekingese dogs seized during last week's raid that shocked some county residents who began collecting food donations to help care for the animals. Ms. Babson said one dog died after being taken to the Brunswick County Animal Control shelter in Supply.

Many of the dogs had long wads of matted fur trailing beneath them. Others could barely walk on their hind legs.

"We're trying to save them," said Ms. Babson. "The dogs, basically, and a few of the birds are in bad shape."

During an inspection at the Boney motel on Sept. 24, 1987, Ms. Babson reported seeing a black and tan Doberman, three to four months old, in a cage off the ground. The cage, she said, was too small for the animal.

Boney was advised to clean the cage and (See BELVILLE, Page 2-A)

# Public Hearing Reveals Wide Split Over County's New Subdivision Ordinance

BY TERRY POPE

It took Brunswick County 10 years to draft a new subdivision ordinance. It took just an hour at a public hearing Monday for some developers and residents to realize just how divided they stand on the 36-page document.

Several county residents spoke in favor of the ordinance, but local developers who spoke Monday opposed the new requirements.

"This is not 1891; it's 1991," said Shell Point resident Bob Black. "We believe in planned development."

Black's comments set the tone for local residents who attended the public hearing held by both the Brunswick County Planning Board

*"The board has not closed the door on this issue. I really don't want people to think that we're through with our work."*

—David Clegg  
County Manager

and county commissioners.

However, local developers were speaking a different language.

"The end result will be a slow-down or a shutdown of development," said Dean Walters, developer of Sea Trail Plantation at Sunset Beach. "Basic standards, yes. These subdivision ordinances, no."

Both men received applause from their own supporters. The public hearing showed both boards just how much of a two-sided issue the new subdivision ordinance has become.

The planning board will take the comments and suggestions back to its May 15 meeting, at 7:30 p.m., for another workshop.

"If you're really interested in this ordinance, then attend that meeting," planning board member Alfonza Roach told the audience of nearly 50 people just as the meeting was adjourned.

Following the meeting, County Manager David Clegg responded to comments made by some speakers that implied the county had already reached its decision on the ordinance. He has studied a list of 31 points raised by local developers, written suggestions presented prior to the hearing.

"I really want to go back and look at all 31 items," Clegg said. "The board has not closed the door on this issue. I really don't want people to think that we're through with our work."

The county's present subdivision ordinance was adopted in June 1980 and does not address requirements for water and sewer systems, roads paved to N.C. Department of Transportation standards or provisions for planned unit developments.

"It's people like myself that come here to retire that's getting ripped off," said Ed Hardin of Carolina Cove.

Hardin said the streets in his subdivision might never be paved because paving roads to DOT standards was not a requirement of the current ordinance.

"It'll never be free and clear," he added. "There should be a set of rules or something for these people coming in here."

His neighbor, William McAbee, agreed.

"It'll cost us much more money down the line to keep that road up," McAbee told the two boards.

After reading the ordinance, Calabash developer Kemp Causey said he didn't understand the county's interpretation of a public street.

"I really don't quite see why Big Brother will want to interfere with private enterprise," Causey said. "No longer can you develop lots for a couple thousand dollars."

Coastal Retreat resident Noah Miller said his primary concern is requiring developers to maintain streets and roads to DOT standards.

(See HEARING, Page 2-A)

## Bill Would Give ABC Systems Year To Resolve Differences

Rep. David Redwine plans to introduce a bill he said he hopes will create "wiggling room" so that ABC systems operated by Brunswick County and 10 municipalities within the county can work out their differences during the coming year.

His bill will limit the Brunswick County ABC Board from establishing a county-operated ABC store within 7 miles of the limits of any city or town which operates an ABC store of its own.

The bill would automatically expire or "sunset" July 1992, said Redwine. It is being drafted now and will be a committee substitute for a "blank" bill introduced before the local bill deadline.

Initially four municipalities—Southport, Yaupon Beach, Long Beach and Boiling Spring Lakes—sent Redwine resolutions asking for such a ban after the county announced plans to locate an ABC store in River Run Shopping Center, at the intersection of N.C. 133 and N.C. 211 at Southport. Officials in those towns complained that the county store would draw customers—and revenue—from their stores.

The county ABC board asked the state to put on hold its request for a second store "until further notice." It plans to meet with a representative from the Forsyth County ABC

Board to discuss how that county system recently merged its municipally-operated ABC systems.

Since then Redwine said he has received similar resolutions from virtually all 10 towns in Brunswick County that have ABC systems of their own.

Redwine said he has talked with local ABC officials and hopes the move will allow them time to settle their differences.

"If I made the bill permanent the towns might think they had no reason to talk further with the county," he said. "It's a compromise that gives everybody a little wiggle room and a year to discuss the problem in an atmosphere where no one feels threatened."

The towns have a year without the challenge of a county store located nearby, while the county would not be restricted from establishing stores in what Redwine called "underserved" areas.

Alternatives the two groups could consider include merging into a single system or remaining as is, with separate systems, he said. "Or maybe somebody will come up with one better than those two."

While a county ABC system must operate at least one store, there is no law that limits the number of stores it may operate.



STAFF PHOTO BY DOUG RUTTER

## Clear For Takeoff

A seagull takes off from a piling on the Calabash River Monday evening, perhaps spotting dinner in the waters below.

# One Charged In Kidnapping Out On Bond; Another Held

BY TERRY POPE

One of two men charged with the kidnapping of a telephone repair woman outside of Shallotte last week has been released on \$3,000 bond.

A second suspect is still being held in the Brunswick County Jail under \$200,000 bond.

James Wayne Smith, 48, and Thomas Pendleton Carr, 38, both of Wilmington, were arrested last week and charged by the Brunswick County Sheriff's Department with first-degree kidnapping, felonious larceny of a vehicle and larceny of a firearm.

Both men are accused of kidnapping a woman at gunpoint as she worked on a telephone cable along U.S. 17 across from the Shallotte Township District Park. They were also charged with the larceny of the woman's work van and a .22-caliber rifle that was allegedly taken from the vehicle, said Brunswick County Sheriff's Detective Gary Shay.

Shay said the woman, from Washington, N.C., was a subcontractor for Atlantic Telephone Membership Corp. and was working on the lines last Monday, April 22, when she was approached by two men.

"They asked her if she knew

what she was doing," Shay said. "She turned around and found a gun pointed at her and was instructed to get into her vehicle."

The men allegedly took her to a wooded area between N.C. 904 and N.C. 130 near Exum, made her strip off her clothes and then asked her to perform oral sex. When she refused, the men told her to put her clothes back on, tied her hands and feet with tape and tied her to a tree, Shay said.

After the men left, she managed to escape and called for help from a nearby bait and tackle shop on the Columbus and Brunswick County border, he said.

Brunswick County Sheriff's officers, assisted by New Hanover County Sheriff's Department officers, arrested the two men around 1:50 p.m. last Wednesday at the Go Gas store on Village Road in Leland. Detective Gene Caison's report indicated.

"It was absolutely super the way the arrest went down," said Shay.

The victim wasn't harmed or physically assaulted, he said.

Carr cooperated with authorities and received a lower bond. He made a first appearance in Brunswick County District Court Monday morning.