

Ocean Isle Business Faces Health Department Charge Monday

An Ocean Isle Beach business charged by the Brunswick County Health Department for failing to repair a sewer system will face trial in Brunswick County District Court, Monday, Sept. 30.

Betty Gore, owner of the building at N.C. 904 and Hale Beach Road, faces a charge of failing to provide a sanitary means of sewage disposal.

Judge Jerry A. Jolly postponed the trial last Tuesday until next week.

Although some changes have been made to help bring the building into compliance with state building codes, the sewer system is still in need of repairs, said John Crowder, environmental health supervisor with the Brunswick County Health Department.

"Our stance is still that they have to repair the system," said Crowder.

The building houses a seafood market downstairs and a nightclub upstairs.

However, alcohol sales permits have been denied for the nightclub, Jesse's Lounge, by the N.C. Alcoholic Beverage Control Commission.

"I don't know what this means," said Health Board Chairman Bill Rabon, "other than that the ABC Board is not going to allow this to continue."

Crowder said he thought the nightclub had been operating on temporary permits.

A letter from Douglas M. Robinson II, assistant administrator with the ABC Commission, states that permit applications for Jesse James Ellis, of Route 6, Shallotte, were rejected for on premise beer, unfortified and fortified wine and mixed beverage sales for the lounge.

The letter, dated Aug. 29, states that the reason the alcoholic permits have been rejected is the "present condition of this establishment's septic system would tend to possess a threat to the public health and safety of the surrounding community."

The health department filed charges against Ms. Gore in July after giving her 30 days to make repairs to a sewer system at the building.

Some residents complained at the July 8 health board meeting that the system was causing a health hazard and claimed it was draining into a ditch that feeds into the Atlantic Intracoastal Waterway.

Crowder said the owner has no room to expand the sewer system without purchasing additional property. The town's sewer lines do not extend to the business.

Judges Jolly and D. Jack Hooks Jr. also heard the following cases in District Court for the period Sept. 16-18:

Timothy C. Bryant, assault on a female, prayer for judgment continued until 10-14-91 to allow state to subpoena plaintiff to see if there is any restitution owing.

Todd C. Carroll, possession undersized clams, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, \$20 fine, not violate any laws for two years; taking clams commercial use without display, voluntarily dismissed.

Deshawn B. Clemmons, taking undersized clams, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, \$20 fine, not violate any laws for two years.

Shawn Allen Edge, probation violation-out-of-county, admits, continued on probation.

Samuel Joseph Frink, second degree trespassing, voluntarily dismissed at request of plaintiff.

Willie K. Gore, secreting personal property, Bruns. Cty. Jail 60 days, suspended sentence two years, costs, restitution \$424.16 to plaintiff—\$100 to plaintiff monthly to begin 10-16 at 5:00 p.m., not violate any laws for two years.

Andrew Gray, Jr., shrimping in closed area, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, not violate any laws for two years.

years, Appeals.

James L. Hall, probation violation-out-of-county, continue on probation for six months.

Allison Shane Holden, injury to personal property, Bruns. Cty. Jail six months, suspended sentence two years, cost, restitution \$428 to plaintiff—\$75 per month to begin 9-20-91 at 5:00 p.m., not violate any laws for two years.

Troy Warren Huskins, larceny judgment, Bruns. Cty. Jail 60 days, suspended sentence two years, costs, 24 hours community service within 30 days, not go about Wilsons for two years, not violate any laws for two years.

Tomita Alford King, driving while license suspended/revoked-not permanent, Bruns. Cty. Jail six months, suspended sentence two years, costs, \$200 fine, restitution \$150 attorney fees, not violate any laws for two years.

Billy Rogers, simple assault, voluntarily dismissed, no plaintiff.

Leroy Shaw, Jr., second degree trespassing, communicating threats, both voluntarily dismissed at request of plaintiff.

Valarie K. Stanley, simple worthless check to Hills for \$70, Bruns. Cty. Jail five days.

William P. Stidham, shrimping in closed area, prayer for judgment continued and costs.

John K. Ward, probation violation, prayer for judgment continued until 10-15-91.

Bradley Sellars, speeding 64 in a 55 zone, costs.

Phillip L. Wineman, speeding 64 in a 55 zone, costs.

Horace L. Gore, probation violation-out-of-county, suspended sentence activated Bruns. Cty. Jail 30 days.

Kim Lind, common law robbery, voluntarily dismissed at request of plaintiff.

Keith Alello, careless and reckless operation, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, \$25 fine, not violate any laws for two years.

Stephen W. Barts, careless and reckless operation, Bruns. Cty. Jail 10 days, suspended sentence two years, costs, not violate any laws for two years.

James Bernice Brown, speeding 64 in a 55 zone, costs.

Larry D. Carney, registration document fictitious/canceled, etc., owning and operating a vehicle without insurance, no driver's license, consolidated judgment, Bruns. Cty. Jail 60 days, suspended sentence two years, costs, \$50 fine, not violate any laws for two years.

Charles E. Carroll, speeding 75 in a 55 zone, prayer for judgment continued and costs; no driver's license, voluntarily dismissed.

Barbara Jean Chaney, DWI, level 4, Bruns. Cty. Jail 120 days, suspended sentence two years, costs, \$100 fine, surrender license, assessment, not violate any laws for two years, no community service—out-of-state resident, pay fee.

Tony Lee Fullford, DWI, driving left of center, consolidated judgment, level 5, Bruns. Cty. Jail 60 days, suspended sentence two years, costs, \$100 fine, surrender license, assessment, 30 days of non-operation in lieu of community service to begin 2:00 p.m. today, not violate any laws for two years.

Jeffery Gause, failure to return rental property, Bruns. Cty. Jail six months, suspended sentence two years, costs, restitution \$158 to plaintiff, not violate any laws for two years.

John Wayne Gore, speeding 77 in a 55 zone, DWI, consolidated judgment, level 1, N.C. Department of Corrections two years, suspended sentence two years, costs, \$250 fine, surrender license, not operate motor vehicle until valid license, assessment, Bruns. Cty. Jail 14 days, not violate any laws for two years.

Tanya L. Gore, exceeding safe speed, no operator's license, consolidated judgment, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, not violate any laws for two years.

William Dean Hewett, no driver's license, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, \$25 fine, not violate any laws for two years.

Edward Eugene Hulsey, reckless driving-to endanger, prayer for judgment continued and costs.

Wayne Joseph Jenner, speeding 70 in a 55 zone, costs; carrying a concealed weapon, voluntarily dismissed.

Anita Marie P. King, speeding 68 in a 55 zone, no driver's license, consolidated judgment, prayer for judgment continued and cost; inspection violation, owning and operating vehicle with no insurance, both voluntarily dismissed.

Clarence E. Knight, no operator's license, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, not violate any laws for two years.

Nora Hewett Milliken, allowing unlicensed minor to driver, voluntarily dismissed.

Wayne Allen Mooney, failure to return rental property, Bruns. Cty. Jail 60 days, suspended sentence two years, costs, restitution \$100 to plaintiff, not violate any laws for two years.

Kim M. Parker, shoplifting/concealment of goods, prayer for judgment continued and costs.

Theron Victoria Ray, simple assault, voluntarily dismissed, no plaintiff.

Yuri Rickenbacker, no driver's license, voluntarily dismissed; reckless driving-to endanger, Bruns. Cty. Jail 30 days, suspended sentence two years, costs, not violate any laws for two years.

Bryan David Schneider, speeding 68 in a 55 zone, prayer for judgment continued and costs.

Twila Dean Strelvel, speeding 64 in a 55 zone, costs.

Douglas Taylor, simple assault, voluntarily dismissed, no plaintiff.

Darrell Lee Turner, communicating threats, voluntarily dismissed.

James Wilson Varum exceeding safe speed, voluntarily dismissed, insurance paid.

Carolyn Long Ward, speeding 64 in a 55 zone, cost.

David Earl Ward, improper equipment, \$45 and costs.

Dorris Neil Ward, Jr., reckless driving/to endanger, failure to yield/policy/fire/emergency vehicle, consolidated judgment, prayer for judgment continued and costs; driving after drinking-provisional license, speeding to elude arrest, both voluntarily dismissed.

Marilyn T. Wingfield, speeding 72 in a 55 zone, prayer for judgment continued and costs.

James O. Barrett, DWI, level 5, Bruns. Cty. Jail 60 days, suspended sentence two years, surrender license, 30 days non-operation in lieu of community service, \$100 and costs, assessment; no driver's license-motorcycle, voluntarily dismissed.

Irene Nobles Boswell, probation violation, admits, suspended sentence activated, Bruns. Cty. Jail 29 days. Appeals.

Tanya Wooten Bowers, no driver's license, voluntarily dismissed; failure to reduce speed, \$10 and costs.

K. W. Britt, three counts of assault by pointing a gun, one count of communicating threats, all voluntarily dismissed at request of plaintiff.

James Joseph Brown, expired registration card/tag, inspection violation, vehicle not registered or titled, all voluntarily dismissed; driving after revocation, N. C. Dept. of Correct. two years, supervised probation two years, not operate motor vehicle until valid license, \$200 and costs, Bruns. Cty. Jail 30 days with

work release Monday 6:30 a.m. to Friday 6:30 p.m. to begin 6:30 p.m. tonight.

Larry Eugene Brown, DWI, no driver's license, consolidated judgment, level 2, N.C. Department of Corrections 12 months, suspended sentence two years, supervised probation two years, surrender license, not operate motor vehicle until valid license, \$100 and costs, assessment, Bruns. Cty. Jail seven days Friday 7:00 p.m. until Sunday 7:00 p.m. next 2 1/2 weekends.

Comice Alton Butler, speeding 64 in a 55 zone, \$45 and costs.

Freddie Dean Butler, intoxicated and disruptive, injury to personal property, consolidated judgment, Bruns. Cty. Jail 10 days, suspended sentence two years, \$106 restitution to plaintiff, costs remitted, not go on or about the premises or property of plaintiff.

Preston S. Callihan, improper equipment, \$45 and costs.

Faye O. Chasteen, simple worthless check for \$194.41 to Wilsons, Bruns. Cty. Jail 29 days, suspended sentence two years, restitution, \$10 and cost, not issue any worthless checks for two years.

Howard Andrew Cowan, improper equipment, \$45 and costs.

Johnnie Mae Darden, misdemeanor welfare fraud, N.C. Department of Corrections two years, supervised probation two years, not apply for or receive any welfare benefits for two years, restitution \$1,157.26 to plaintiff, \$100 and costs, \$125 attorney fees.

James Forest Davis, Jr., two counts of assault with a deadly weapon, both voluntarily dismissed; two counts of communicating threats, consolidated judgment, Bruns. Cty. Jail 29 days, suspended sentence two years, not go about, communicate with, threaten, harass or assault plaintiff for two years, assessment for substance and alcohol abuse, costs.

Joe Ebright, assault on a female, communicating threats, both voluntarily dismissed, no plaintiff.

Timothy Gerald Esteph, speeding 70 in a 55 zone, no driver's license, \$45 and costs.

Ernest James Fleming, speeding 64 in a 55 zone, \$45.

Virginia D. Gorman, speeding 66 in a 55 zone, prayer for judgment continued and costs.

Dewey L. Graham, speeding 69 in a 55 zone, prayer for judgment continued and costs.

George Donald Greene, speeding 64 in a 55 zone, \$45 and costs.

Billy Hayes, injury to personal property, voluntarily dismissed at request of plaintiff.

Keith M. Hewett, breaking and/or entering; felonious larceny greater than \$400, both voluntarily dismissed at request of officer based upon information of mistaken identity.

Laurie Godwin Hewett, speeding 74 in a 55 zone, prayer for judgment continued and costs.

Roy Hewett, second degree trespassing, voluntarily dismissed.

Jeffrey Alan Hinson, intoxicated and disruptive, prayer for judgment continued and costs remitted.

Tim Holcombe, simple assault, prayer for judgment continued and costs remitted.

Catherine S. Holland, worthless check/closed account to Frank Morrison, Bruns. Cty. Jail 29 days, suspended sentence 12 months, supervised probation 12 months, restitution, \$10 and costs, not issue any worthless checks for one year; simple worthless check to Ash Grocery for \$15, Bruns. Cty. Jail 29 days to run consecutive with previous sentence, suspended sentence 12 months, supervised probation 12 months, restitution, \$10 and cost, not issue any worthless checks for one year; simple worthless check to Ash Grocery for \$15, Bruns. Cty.

Newton James Squires, speeding 70 in a 55 zone, prayer for judgment continued and costs.

Alfred Dean Stanley, assault on a female, voluntarily dismissed at request of plaintiff.

Paul Stanley, Jr., assault on a female, injury to personal property, both voluntarily dismissed, no plaintiff.

Eric Allen Stephens, failure to yield stopsign/flashlight, \$5 and costs.

Jeffrey Paul Stewart, speeding 64 in a 55 zone, \$45 and costs.

Kenneth Aaron Stocks, simple assault, prayer for judgment continued and costs remitted.

Richard Dean Stoker, improper equipment, \$45 and costs.

Dennis Wayne Sullivan, notice to revoke unsupervised, voluntarily dismissed, paid monies in full.

John Toney, Jr., assault on a female, voluntarily dismissed, no plaintiff.

Joseph Glen Walker, failure to wear seat belt-driver, voluntarily dismissed, defendant has severe spinal cord injuries.

Charles P. Watkins, improper equipment, \$45 and costs.

Shannon E. Williams, DWI, level 5, Bruns. Cty. Jail 60 days, suspended sentence two years, surrender license, 30 days of non-operation, assessment, \$100 and costs, \$200 attorney fees.

James Boyd Wolfe, Jr., improper equipment, \$45 and costs.

Daniel Briles, first degree trespassing, motion to dismiss allowed at close of state's evidence.

John Robert Ford, II, improper equipment, \$45 and costs.

David Harold Williams, DWI, level 3, Bruns. Cty. Jail 180 days, suspended sentence two years, supervised probation two years, not operate motor vehicle until valid license, \$100 and costs, 72 hours community service within 120 days, assessment; one count of driving while license suspended/revoked-not permanent, N.C. Department of Corrections two years to run consecutive with DWI sentence, supervised probation two years, \$200 and costs; driving while consuming malt beverage in passenger area, voluntarily dismissed; one count of driving while license suspended/revoked-not permanent, N.C. Department of Corrections two years to run consecutive with DWI, suspended sentence two years, supervised probation two years, \$200 and costs.

George Armond, no operator's license, voluntarily dismissed, has valid license.

Stephen Lee Evans, speeding 76 in a 55 zone, Bruns. Cty. Jail 10 days, suspended sentence two years, surrender license, \$15 and costs.

George Swain, assault on a female, voluntarily dismissed at request of plaintiff.

Allen Jerome Smith, improper equipment, \$45 and costs.

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