

The Town of Rockville

South Carolina

THE CODE OF ORDINANCES

2005

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The Town of Rockville
South Carolina

MEMBERS OF COUNCIL

Barbara Ambrose
Mayor

Mary Ann Cates

Saul Gliserman

Margaret Schwuchow

Judith King Suggs

Edna Copeman
Town Clerk

ROCKVILLE TOWN CODE

FOREWORD

With the advent of the 1976 Home Rule Act by the South Carolina General Assembly, the state required all municipalities to

provide by ordinance for the codification and indexing of all ordinances...and the maintenance of ordinances in a current form reflecting all amendments and repeals.

Since that time various ordinances have been adopted by Council and in view of this, the Mayor and Council entered into a Memorandum of Agreement with the publishers of this code in order to codify all ordinances.

That action was necessary to ensure that all ordinances adopted have now been codified as appropriate. All ordinances not contained herein have been repealed, except specific ones that are set forth in the ordinance adopting this revision and as enumerated in Appendix D of this document.

Several appendices and one exhibit have been included in this code:

Appendix A. The South Carolina *Freedom of Information Act*.

Appendix B. Mayor-Council form of government.

Appendix C. Sample ordinance when amending this code.

Appendix D. Ordinances not repealed by this code.

It is the desire of the Mayor and Council that the user of this code will find it user-friendly, and any questions should be addressed to the Mayor, any member of Council or to the Municipal Clerk.

THE MAYOR AND COUNCIL
ROCKVILLE, SOUTH CAROLINA

HOW TO USE THIS CODE

1. Unless otherwise noted, all South Carolina Code references apply to the 1976 Code of Laws of South Carolina, as amended. Thus, a reference such as (1976 SC Code §5-7-30) means Title 5, Chapter 7, Section 30 of the 1976 South Carolina Code of Laws.

2. Local ordinances have been referenced, as appropriate, to either the number of the ordinances or date of adoption, when available. For example, a reference such as (Ord. #30. 5-8-06) or (Ord. 5-8-06) means the number and date or date of adoption of that particular ordinance, respectively. For ordinances without a number, the date of adoption is used. (Numbers in these examples have been used arbitrarily.)

3. When RQ is used as a reference, it refers to the Rockville Questionnaire completed by the town prior to the recodification of this code. Example: (RQ 4) means question #4 on the questionnaire.

4. Future ordinances should have numbers assigned, to facilitate the identity of ordinances in future supplements and provide easy reference to them when subsequently codified.

Many municipalities use only a number without using the year, such as No. 23, No. 24, etc., In other municipalities, however, ordinance numbers begin with the year of adoption followed by 1, 2, 3, etc. For example: No. 06-1, No. 06-2, No. 06-3, etc.

R. Powell Black
Editor

ROCKVILLE TOWN CODE

ORDINANCE NO. _____

AN ORDINANCE TO CODIFY ROCKVILLE ORDINANCES AND AMENDMENTS

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF ROCKVILLE:

SECTION 1. There is hereby adopted a codification of the ordinances of the Town of Rockville.

SECTION 2. This code may be referred to as the "Code of Ordinances of 2005" or the "Rockville Town Code" or the "Town Code."

SECTION 3. Any act prohibited by this code, or any amendment hereto, for which a penalty is not herein prescribed, shall be punishable as a misdemeanor by fine or imprisonment, or both, to the extent permitted by the laws of South Carolina; provided, however, no fine shall exceed five hundred dollars (\$500.00) or imprisonment for a term not to exceed thirty (30) days, or both. Each day any such violation shall continue shall be treated as a separate offense, unless otherwise provided.

(1976 SC Code §14-25-65)

SECTION 4. An official copy of this code shall be filed in the office of the Town Clerk and made available to persons desiring to examine the same. It shall be the duty of the Town Clerk to insure that all subsequent amendments to this code are inserted in the official copy, amended parts noted or removed and new amendments distributed in the form of supplements to the holders of this code.

SECTION 5. All ordinances or parts of ordinances in conflict herewith, to the extent of such inconsistency, are hereby repealed; provided, however, that all ordinances pertaining to annexation; assessments; bonded indebtedness; budgets; buildings; contracts; fair housing; franchises; grant agreements; leases; loans; options; planning; property conveyances; sale, lease or contract to sell lands; subdivision plats; tax levies and other charges and zoning are not repealed; that the repeal of these would be contrary to and inconsistent with the intent of this ordinance. They shall continue in full force and effect and are not repealed.

SECTION 6. Resolutions are not repealed by this code.

ROCKVILLE TOWN CODE

SECTION 7. The repeal herein provided shall not affect any offense or act committed or any penalty or forfeiture incurred or any contract or right established or accruing before the date of this adopting ordinance.

SECTION 8. The repeal herein provided shall not affect any ordinance or resolution promising or guaranteeing the payment of money for the municipality, or authorizing the issue of any bonds or any evidence of indebtedness or any contract assumed by the municipality nor any responsibility made prior to the enactment hereof.

SECTION 9. It shall be unlawful for any person to change, alter or amend any part of this code, except by official action of the Town Council. Anyone guilty of so doing shall be guilty of a misdemeanor and subject to such punishment as provided by Section 3 of this Ordinance.

SECTION 10. If any chapter, article, section or subsection, sentence, clause or phrase of this code is for any reason declared to be unconstitutional or invalid by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining portions hereof.

SECTION 11. All ordinances or parts of ordinances in conflict herewith are hereby repealed, to the extent of such conflict.

SECTION 12. This ordinance shall become effective upon its final adoption.

First Reading

Barbara Ambrose, Mayor

Second Reading

Mary Ann Cates, Council Member

ATTEST:

Saul Gliserman, Council Member

Town Clerk

Margaret Scwuchow, Council Member

AS TO FORM:

Judith King Suggs, Council Member

Town Attorney

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