

ADOPTING ORDINANCE

AN ORDINANCE ADOPTING A REVISION AND CODIFICATION OF THE ORDINANCES OF THE CITY OF ORANGEBURG, SOUTH CAROLINA; PROVIDING FOR THE REPEAL OF ORDINANCES NOT CONTAINED THEREIN WITH CERTAIN EXCEPTIONS; PROVIDING WHEN SAID CODE SHALL BECOME EFFECTIVE; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEN OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, IN COUNCIL ASSEMBLED:

Section 1. That the ordinances of the City of Orangeburg, South Carolina, of a general and permanent nature as revised and codified in the following Chapters 1 through 29, both inclusive, are hereby adopted and enacted as "The Code of Ordinances, City of Orangeburg, South Carolina."

Section 2. That the provisions of such Code shall be in force on and after **December 1**, 1969, and all ordinances of a general and permanent nature enacted prior to January 7, 1969, and not contained in such Code are hereby repealed from and after the effective date of this ordinance, except as otherwise provided in Section 3 hereof.

Section 3. That the repeal provided for in Section 2 hereof shall not affect any of the following:

- (1) Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of such Code;
- (2) Any ordinance promising or guaranteeing the payment of money for the City or authorizing the issuance of any bonds of the City or any evidence of the City's indebtedness;
- (3) Any contract or obligation assumed by the City;
- (4) Any ordinance fixing the salary of any City officer or employee;

- (5) Any right or franchise granted by the City;
- (6) Any ordinance dedicating, naming, establishing, locating, relocating, opening, widening, paving, etc., any street or public way in the City;
- (7) Any appropriation ordinance;
- (8) Any ordinance which, by its own terms, is effective only for a stated or limited time;
- (9) Any ordinance providing for local improvements and assessing taxes therefor;
- (10) Any ordinance prescribing license or privilege fees or taxes or relating in any manner to the licensing of businesses, trades, occupations and professions;
- (11) Any ordinance dedicating or accepting any subdivision plat;
- (12) Any ordinance amending the zoning map or zoning or rezoning specific property;
- (13) Any ordinance describing or extending the boundaries of the City;
- (14) Any ordinance or resolution designating one-way streets, stop or yield right-of-way intersections, intersections at which traffic-control signals are to be installed, parking meter zones or spaces, areas or spaces in which the parking of vehicles is prohibited or limited, intersection at which the turning of vehicles is prohibited, restricted or regulated, or any other ordinance regulating traffic or the operation, stopping, parking or standing of vehicles on specific streets or portions thereof or in specific areas of the City;

(15) Any ordinance enacted after January 7, 1969.

Section 4. That whenever in such Code an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in such Code the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is provided therefor, the violation of any such provision of such Code shall be punished by a fine of not exceeding one hundred dollars (\$100.00), or by imprisonment for not exceeding thirty (30) days, as provided in Section 1-10 of such Code.

Section 5. That any and all additions and amendments to such Code, when passed in such form as to indicate the intention of the City Council to make the same a part thereof, shall be deemed to be incorporated in such Code so that reference to the Code of Ordinances City of Orangeburg, South Carolina, shall be understood and intended to include such additions and amendments.

Section 6. That in case of the amendment of any sections of such Code for which a penalty is not provided, the general penalty as provided in Section 4 of this ordinance and Section 1-10 of such Code shall apply to the section as amended; or in case such amendment contains provisions for which a penalty, other than the aforementioned general penalty, is provided in another section in the same chapter, the penalty so provided in such other section shall be held to relate to the section so amended, unless such penalty is specifically repealed therein.

Section 7. That a copy of such Code shall be kept on file in the office of the City Clerk and Treasurer preserved in looseleaf form or in such other form as the City Council may consider most expedient. It shall be the express duty of the City Clerk and Treasurer, or someone authorized by him, to insert in their designated places all amendments or ordinances

which indicate the intention of the City Council to make the same a part of such Code when the same have been printed or reprinted in page form, and to extract from such Code all provisions which may be from time to time repealed by the City Council. This copy of such Code shall be available at all times for all persons desiring to examine the same.

Section 8. That it shall be unlawful for any person to change or amend by additions or deletions, any part or portion of such Code, or to insert or delete pages or portions thereof, or to alter or tamper with such Code in any manner whatsoever which will cause the law of the City of Orangeburg to be misrepresented thereby. Any person violating this section shall be punished as provided in Section 4 of this ordinance.

Section 9. That all ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 10. That this ordinance shall become effective on the 1st day of December, 1969.

Passed by the City Council of the City of Orangeburg, South Carolina this 21st day of OCTOBER, 1969.

E. O. Pendergrass
Mayor

(SEAL)

Attest:

M. R. Campbell

Clerk and Treasurer

J. J. Lumbhouse

Norman G. Siffly

W. B. ...

W. B. ...

Councilmen

AN ORDINANCE TO AMEND AN ORDINANCE AS ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG ON THE 18TH DAY OF MAY A.D., 1954, FOR THE PURPOSE OF REGULATING AND RESTRICTING WITHIN THE CORPORATE LIMITS OF ORANGEBURG, S.C., THE HEIGHT, NUMBER OF STORIES, AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS, AND OTHER OPEN SPACES, THE DENSITY OF POPULATION AND THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY, RESIDENCE, AND OTHER PURPOSES.

BE IT ORDAINED By the Mayor and Councilen of the City of Orangeburg, in Council assembled, and by authority of same:

That that portion of the above Ordinance entitled "Section 3, ESTABLISHMENT OF ZONING DISTRICTS" be amended to make the following changes in District Classification:

Classify as "A-2 Residential" the unclassified area as herein described:

1. Lot designated as 1256 Lancaster Street, lot beginning at a point on the Southern right-of-way line of Lancaster Street 250 feet from the Northeast corner of Lancaster Street and Clarendon Street Intersection and running thence Southeasterly 200 feet; thence Northeasterly 51 feet; thence Northwesterly 200 feet; thence Southwesterly 50 feet along said right-of-way line to the point of beginning; said area was annexed to the city on February 18, 1969.

Classify as "A-1 Residential" the unclassified areas as herein described:

1. Lot 5 in Block HH, Caw Caw Plantation; the said lot being bounded on the North by Moore Road; on the East by lots 6 and 7 in Block HH; on the South by lot 11 and portions of lots 10 and 12 in Block HH; and on the West by lot 4 in Block HH.
2. Lot 1 in Dixie Circle Subdivision; the said lot being bounded on the North by lot 2 and measuring thereon 207.4 feet; South by City Limits and measuring thereon 203 feet; East by U.S. Highway 178, Broughton Street, and measuring thereon 97.2 feet; West by lot 3 and measuring thereon 102.7 feet.
3. Lots 1, 2, 3, and 4 in Block HH and Lot 14 in Block BB on a certain map thereof of Part One of Caw Caw Plantation made by Clifton P. Riley, R.L.S., dated January 26, 1962, recorded in the office of the Clerk of Court for Orangeburg County in Plat Book 15, pages 200-201; the said lots in Block HH are bounded as follows: on the North by Moore Road, N.W.; on the South by Lots 13, 14, and 15, and a portion of Lot 12; on the East by the City Limits of Orangeburg; and on the West by an unnamed street. Lot 14, Block BB is bounded as follows: on the North and East by lands of the Country Club of Orangeburg; on the South by Moore Road, N.W.; and on the West by Lot 13.

PASSED by the City Council of the City of Orangeburg, South Carolina this 18th day of November, A.D., 1969.

E. O. Pendergrass
Mayor

J. J. Lomhouse

Norman G. Sifly

W. E. Selby, Jr.
Councilmen

ATTEST:
M. R. Coughlin
City Clerk

AN ORDINANCE TO AMEND AN ORDINANCE AS ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGEBURG ON THE 18TH DAY OF MAY A.D., 1954, FOR THE PURPOSE OF REGULATING AND RESTRICTING WITHIN THE CORPORATE LIMITS OF ORANGEBURG, S.C., THE HEIGHT, NUMBER OF STORIES, AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS, AND OTHER OPEN SPACES, THE DENSITY OF POPULATION AND THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY, RESIDENCE, AND OTHER PURPOSES.

BE IT ORDAINED By the Mayor and Councilmen of the City of Orangeburg, in Council assembled, and by authority of same:

That that portion of the above Ordinance entitled "Section 3, ESTABLISHMENT OF ZONING DISTRICTS" be amended to make the following change in District Classification:

To change from "A-2 Residential" to "B-1 Business" all that certain piece, parcel, or tract of land beginning on the Southern right-of-way line of Glover Street, SE 67 feet, more or less, from the Southwest corner of Glover and Elliott intersection and running thence Southerly 236 feet, more or less; thence Westerly 67 feet, more or less; thence Northerly 236 feet, more or less, to the Southern right-of-way line of Glover Street, SE; thence along said right-of-way line of Glover Street, SE; thence along said right-of-way line 67 feet, more or less, to the point of beginning. Lot designated as 488 Glover Street, SE.

Also change from "A-2 Residential" to "B-1 Business" all that certain piece, parcel, or tract of land beginning at the Northwest corner of Henley and Summers Street intersection and running thence Northerly 438 feet, more or less, along the Western right-of-way line of Summers Street to the Sunnyside Canal; thence running Westerly 196 feet, more or less, along Sunnyside Canal to the rear property line of lots facing on Summers Street; thence running Southerly along rear property line 276 feet, more or less; thence running Easterly 106 feet, more or less; thence running Southerly 143 feet, more or less, to the Northern right-of-way line of Henley Street; thence running Easterly along right-of-way line 150 feet, more or less, to the point of beginning. This area includes house numbers 303, 325, 349, 359, and 399 Summers Street, NE; furthermore

Beginning at the intersection of the western right-of-way line of Summers Street and the Sunnyside Canal and running thence Northerly along right-of-way line 85 feet more or less; thence running Westerly 150 feet more or less; thence running Southerly 90 feet, more or less, to the Sunnyside Canal; thence running Easterly along Sunnyside Canal 155 feet, more or less, to the point of beginning. This house is numbered 435 Summers Street, NE.

PASSED by the City Council of the City of Orangeburg, South Carolina this 18th day of November, A.D., 1969.

E. O. Pendergrass
Mayor

J. J. Limehouse

Norman G. Sibley

[Signature]

W. E. Selby, Jr.
Councilmen

ATTEST:
[Signature]
City Clerk

AN ORDINANCE TO ANNEX A CERTAIN
AREA DESIGNATED AS BOWMAN WOODS
INTO THE CORPORATED LIMITS OF
THE CITY OF ORANGEBURG

WHEREAS, The City of Orangeburg has received a petition requesting annexation signed by all persons owning real estate in the area described below; and

WHEREAS, The City Council of the City of Orangeburg has, by motion, accepted the petition to annex the said area; NOW, THEREFORE,

BE IT ORDAINED By the Mayor and Councilmen of the City of Orangeburg, in Council assembled and by authority of the same:

Section 1. That the area be, and it hereby is, annexed to the City of Orangeburg, as provided by the laws of the State of South Carolina; the said area being more particularly described as follows:

All that certain area beginning at the intersection of the City Limits line and the rear property line of Lots 1-10 inclusive and thence running Westerly 420 feet more or less; thence running Northerly 183.6 feet more or less to the Southern right of way line of John Wesley Road; thence running Westerly along said right of way line 25 feet more or less to the Western right of way line of Mary Ellen Drive; thence running Northerly along said right of way line 620 feet more or less; thence running Easterly along the Northern right of way line of Elizabeth Road South 885 feet more or less to the Eastern right of way line of Bowman Avenue; thence running Southerly along said right of way line 345 feet more or less to the Northern right of way line of John Wesley Road; thence running along said right of way line 667.3 feet more or less to the Western right of way line of Columbia Road; thence running along said right of way line 152.7 feet more or less to the rear property line of Lots 1-10 inclusive; thence running along said property line 875 feet more or less to the point of beginning. This area includes lots 1 through 23 inclusive in Bowman Woods Subdivision surveyed by H. Frank O'Cain, C.E. and recorded in Clerk of Court office, Orangeburg County in plat book 15 page 176.

PASSED by the City Council of the City of Orangeburg, South Carolina, this 30th day of December, A.D., 1969.

E. O. Pundaris
Mayor

J. J. Lomedouse

Norman G. Sully

W. J. Sully
Councilmen

ATTEST:
M. R. Campbell
City Clerk

AN ORDINANCE TO IMPOSE AND REGULATE
LICENSES IN THE CITY OF ORANGEBURG,
SOUTH CAROLINA, FOR THE YEAR 1970 AND
THEREAFTER UNTIL AMENDED OR REPEALED
BY THE CITY COUNCIL.

BE IT ORDAINED by the Mayor and Councilmen of the City of
Orangeburg, South Carolina, in Council assembled:

Section 1. That the licenses taxes hereby imposed for the
privilege of carrying on the business, trade, profession, or doing the
acts named or described herein by reference to the Business License
Ordinance ratified by the City Council March 6, 1962, of Sections 21-1
through 21-19 of the City Code, as amended, within the corporate limits
of the City of Orangeburg, from the first day of April, 1970, to the
thirty-first day of March, 1971, inclusive, and annually thereafter until
repealed or amended, shall be the same as for the period from the first
day of April, 1962 to the thirty-first day of March, 1963, inclusive. The
schedule of licenses adopted by that Ordinance of the City of Orangeburg
entitled "AN ORDINANCE TO REGULATE LICENSES IN THE CITY OF ORANGEBURG, SOUTH
CAROLINA, FOR THE YEAR 1962 AND THEREAFTER UNTIL AMENDED OR REPEALED BY THE
CITY COUNCIL" ratified on the 6th day of March, 1962 by the City Council,
is hereby adopted as a schedule of licenses for the year running from the
first day of April, 1970 to the thirty-first day of March, 1971, inclusive;
said schedule of licenses is printed "BUSINESS AND PROFESSIONAL LICENSE
ORDINANCE As Adopted March 6, 1962" for the City of Orangeburg.

Section 2. If any section or portion of a section of the
Ordinance of the license tax prescribed herein for any particular trade,
business or profession be declared unconstitutional or declared invalid
for any reason, such shall not in any way affect or invalidate any other
section or portion of the Ordinance other than that declared invalid.

Section 3. All Ordinances or parts of Ordinances conflicting
with the provisions of this Ordinance are hereby repealed, and this
Ordinance shall remain in effect until amended or repealed by the City
Council.

Done in Council and ratified under the corporate seal of the
City of Orangeburg, South Carolina this 3rd day of March, A. D., 1970.

E. C. Anderson
Mayor

J. J. Lomhouse

Norman G. Siffly

W. B. South
Councilmen

ATTEST:

M. R. Cooper
City Clerk and Treasurer

AN ORDINANCE PROHIBITING ABANDONMENT OF VEHICLES;
RESTRICTING THE DISPOSITION OR KEEPING OF WRECKED,
NON-OPERATING, OR DISCARDED VEHICLES ON STREETS
OR PRIVATE PROPERTY; PROVIDING FOR IMPOUNDING OF
CERTAIN VEHICLES; AND IMPOSING PENALTIES

WHEREAS, in the City of Orangeburg vehicles are or may in the future be abandoned in the streets and other places within the City; and

WHEREAS, there are or may in the future be dismantled, partially dismantled, wrecked, junked, non-operating or discarded vehicles left about the City other than in junk yards or other appropriate places; and

WHEREAS, such conditions tend to impede traffic in the streets or interfere with the enjoyment of and reduce the value of private property; invite plundering; create fire hazards and other safety and health hazards to children as well as adults; interfere with the comfort and well-being of the public; and create, extend, and aggravate urban blight; and

WHEREAS, adequate protection of the public health, safety, and welfare requires that such conditions be regulated, abated, or prohibited;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
ORANGEBURG:

Section 1. Definitions. The following definitions shall apply in the interpretation and enforcement of this Ordinance:

- (1) "Person" shall mean any person, firm, partnership, association, corporation, company, or organization of any kind.
- (2) "Vehicle" shall mean a machine propelled by power other than human power designed to travel along the ground by use of wheels, treads, runners, or slides and transport persons or property or pull machinery and shall include, without limitation, automobile, truck, trailer, motorcycle, tractor, buggy, and wagon.
- (3) "Street or highway" shall mean the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
- (4) "Property" shall mean any real property within the City which is not a street or highway.

Section 2. Abandonment of Vehicles. No person shall abandon any vehicle within the City and no person shall leave any vehicle at any place within the City for such time and under such circumstances as to cause such vehicle reasonably to appear to have been abandoned.

Section 3. Leaving of Wrecked, Non-Operating Vehicle on Street.

No person shall leave any partially dismantled, non-operating, wrecked, or junked vehicle on any street or highway within the City.

Section 4. Disposition of Wrecked or Discarded Vehicles. No person in charge or control of any property within the City, whether as owner, tenant, occupant, lessee, or otherwise, shall allow any partially dismantled, non-operating, wrecked, junked, or discarded vehicle to remain on such property longer than 72 hours; except that this Ordinance shall not apply with regard to a vehicle in an enclosed building; a vehicle on the premises of a business enterprise operated in a lawful place and manner, when necessary to the operation of such business enterprise; or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the City.

Section 5. Impounding. The Building Inspector, Chief of the Fire Department and Police Chief shall have full power and authority to remove or have removed any vehicle left at any place within the City which reasonably appears to be in violation of this Ordinance or lost, stolen, or unclaimed. Such vehicle shall be impounded until lawfully claimed or disposed of in accordance with Sections 46-489 through 490.6 of the 1962 South Carolina Code of Laws.

Section 6. Penalties. Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding One Hundred Dollars (\$100.00) or be imprisoned in the City jail for a period not exceeding thirty (30) days or be both so fined and imprisoned. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

Section 7. Should any section, or provision of this ordinance be declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of the ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

PASSED by the City Council of Orangeburg, South Carolina in Council assembled this 17th day of March, A.D., 1970.

E. O. Pardavis
Mayor

J. J. Lomhouse

Norman G. Siffly

[Signature]

D. W. L. Selley
Councilmen

ATTEST:

B. R. Campbell
City Clerk

AN ORDINANCE TO AMEND SECTION 20-2 CODE OF ORDINANCES OF
THE CITY OF ORANGEBURG, SOUTH CAROLINA, 1969, RELATING
TO PLUMBING CODE

BE IT ORDAINED By the Mayor and Councilmen of the City of Orangeburg,
in Council assembled, and by authority of the same:

That Section 20-2 Code of Ordinances of the City of Orangeburg,
South Carolina, 1969, is amended by the addition of the following materials
to Chapter 3, Table 3.5 of the National Plumbing Code:

<u>MATERIALS</u>	<u>ASTM</u>	<u>FS</u>	<u>OTHER STANDARDS - REMARKS</u>
Plastic Pipe and Fittings, abs-DWV Pipe	D-2661-67	LP-322a-66	CS-270-65 & NSF Seal of Approval. For plumbing drainage, waste and vents both above and below ground, indirect waste and storm drains in one and two family dwellings up to and including three stories and/or 36 feet in height.
abs-DWV Fittings	D-2661-67	LP-322a-66	CS-270-65 & NSF Seal of Approval
abs-DWV Solvent			(See remarks above).
Cement	D-2235-65T		NSF Seal of Approval.
PVC-DWV Pipe	D-1784-60T	LP-320a-65	CS-272-65 & NSF Seal of Approval. For plumbing drainage, waste and vents both above and below ground, indirect waste and storm drains in one and two family dwellings up to and including three stories and/or 36 feet in height.
PVC-DWV Fittings	D-2456-65T	LP-320a-65	CS-272-65 & NSF Seal of Approval
PVC-DWV Solvent			(See remarks above).
Cement	D-2564-66T		NSF Seal of Approval.

BE IT FURTHER ORDAINED That Chapter 11, Paragraph 11-2 and Chapter 12,
Paragraph 12. 1-3 of the National Plumbing Code is amended to include plastic
pipe as specified in Chapter 3.

PASSED by the City Council of the City of Orangeburg, South Carolina
this 2nd day of June, A.D., 1970.

E. O. Poudanis
Mayor

J. J. Lomhouse

Norman G. Sibly

D. D. Sibly
Councilmen

ATTEST: M. R. Campbell
City Clerk

ORDINANCE NUMBER 1970-7.

AN ORDINANCE TO ANNEX A CERTAIN AREA ON CLARKE STREET
INTO THE CORPORATED LIMITS OF THE CITY OF ORANGEBURG

WHEREAS, The City of Orangeburg has received a petition requesting annexation signed by all persons owning real estate in the area described below; and

WHEREAS, The City Council of the City of Orangeburg has, by motion, accepted the petition to annex the said area; NOW, THEREFORE,

BE IT ORDAINED By the Mayor and Councilmen of the City of Orangeburg, in Council assembled and by authority of the same:

Section 1. That the area be, and it hereby is, annexed to the City of Orangeburg, as provided by the laws of the State of South Carolina; the said area being more particularly described as follows:

All that certain area beginning at the Southern Railway tracts 150 feet North of Clark, SE and running thence in a Southeasterly direction along the rear property line of lots fronting on Clark, SE to the Northern right-of-way line of Goff, SE; thence continuing in a southeasterly direction across Goff, SE to the Northern property line of South Carolina State College and lots fronting on Goff, SE; thence running in a Southwesterly direction along said line until it intersects the Eastern property line of Orangeburg County School District No. 5, Sharpenson Junior High School; thence running in a Southeasterly direction to the property line between Orangeburg County School District No. 5 and South Carolina State College; thence running in a Southwesterly direction to the intersection of the one mile City Limit line; thence running in a Northwesterly direction along City Limit line to the Southern Railway tracts; thence running in a Northeasterly direction along tracts to the point of beginning. This area omits a rear portion of lot owned by O. E. Glover, former address 648 Goff, SE, occupied by two (2) prefabricated dwellings.

PASSED by the City Council of the City of Orangeburg, South Carolina, this fourth day of August, A.D., 1970.

E. O. Furdanis
Mayor

Norman G. Sibley

D. W. Furdanis
Councilmen

ATTEST:

M. R. Campbell
City Clerk