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CLERK OF COURT
LANCASTER, SC

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO. 2017-1469

AN ORDINANCE

TO AMEND THE LANCASTER COUNTY CODE OF ORDINANCES BY THE ADDITION OF CHAPTER 23, ARTICLE FIVE, SO AS TO DEFINE AND IDENTIFY THE LANCASTER COUNTY REGULATIONS CONCERNING THE ACTIVITIES OF THOSE PERSONS IDENTIFIED AS PEDDLERS, HAWKERS AND SOLICITORS.

WHEREAS, Lancaster County Council is empowered to enact regulations that provide for the general health, safety and welfare of its citizens and residents, and

WHEREAS, the Council has received reports from both individuals within the County and from law enforcement officials regarding numerous unsolicited intrusions upon the private, real property of homeowners and tenants whereby offers to sell a variety of goods and services have been made that, in turn, has caused trepidation for those property owners and occupants in many instances.

NOW, THEREFORE, by the power and authority granted to the Lancaster County Council by the Constitution of the State of South Carolina and the powers granted to the County by the General Assembly of the State, it is ordained and enacted that:

Section 1. The Lancaster County Code of Ordinances is amended so as to add thereto the following sections:

Section 23-70 – Definitions

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

“Peddler” means any person who goes from house to house or from place to place soliciting, selling or taking orders for or offering to sell or take orders for any goods, wares, merchandise, or services; except vendors of newspapers, magazines, vegetables, tobacco, provisions of any

kind or agricultural products or to sales by sample by persons traveling or established commercial houses.

“County” means the County of Lancaster.

“Person” means any individual, firm, partnership, LLP, LLC, cooperative non-profit membership, corporation, joint venture, association, estate, trust, business trust, receiver, syndicate holding company or other group or combination acting as unity, in the singular or plural, and the agent or employee having charge or control of a business in the absence of the principals.

Section 23-71 – General prohibitions

No peddler shall:

- (1) Enter upon the private roads of a subdivision or upon the private property of a person where the property has clearly posted a visible sign indicating a prohibition against peddling, soliciting and/ or canvassing.
- (2) Remain upon any private property where a notice in the form of a sign or sticker is placed upon any door or entrance way leading into the residence, dwelling or business indicating a prohibition against peddling, soliciting and/or canvassing.
- (3) Refuse to leave a subdivision or private property after having been notified by the owner or occupant thereof, or his agent, to leave the premises and not return.

Section 23-72 – Violations

Violation of any provision of this chapter may be subject to a fine not exceeding \$500.00, imprisonment not exceeding 30 days, or both. Each day or portion thereof during which a violation of any ordinance of this provision is continued or committed is a spate offense.

Section 2. Severability.

If any section, subsection or clause of this ordinance is held to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected.

Section 3. Conflicting Provisions.

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 4. Effective Date.

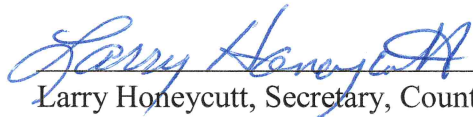
This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

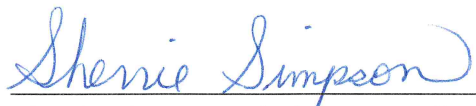
Dated this 23rd day of October, 2017.

LANCASTER COUNTY, SOUTH CAROLINA


Steve Harper, Chair, County Council


Larry Honeycutt, Secretary, County Council

Attest:


Sherrie Simpson, Clerk to Council

First Reading: 9-25-2017
Second Reading: 10-9-2017
Third Reading: 10-23-2017