

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF CLARENDON )      ORDINANCE NO. 2021-03

AN ORDINANCE TO ADOPT, CHARGE AND COLLECT A SERVICE OR USER FEE FOR DISPOSAL OF RESIDENTIAL SOLID WASTE FOR CLARENDON COUNTY, SOUTH CAROLINA AND OTHER MATTERS RELATED THERETO

*WHEREAS*, South Carolina Code Ann. § 6-1-330 (Supp. 2011) provides that a local governing body, by ordinance approved by a positive majority, is authorized to charge and collect a service or user fee.

*WHEREAS*, state and federal regulations for the collection and disposal of solid waste have greatly increased the cost of collecting and disposing of solid waste, and

*WHEREAS*, Clarendon County provides and pays for disposing of municipal solid waste, lawn debris, and recyclables collected in Clarendon County, and

*WHEREAS*, Clarendon County pays for the cost of collecting and disposing of solid waste for the residents of Clarendon County, and

*WHEREAS*, Clarendon County Council has determined that a fair and equitable method of paying for the collection and disposal of solid waste, residential lawn debris, construction and demolition material, recyclables, and all other forms of solid waste (collectively referred to in this Ordinance as solid waste) is to assess a service or user fee on each residential unit in Clarendon County, and

***NOW, THEREFORE, BE IT ORDAINED*** by Clarendon County Council that:

1. There shall be assessed a service or user fee of \$60.00 per year per residential unit located in Clarendon County, South Carolina to help defray the costs of collecting and disposing of solid waste. This service or user fee shall be charged and collected against the property owner of each residential unit within the incorporated and unincorporated areas of Clarendon County and shall be collected by the Treasurer of Clarendon County at the same time and in the same manner as real property taxes are paid.

All real property owners who qualify for a real property tax exemption pursuant to Section 12-37-220 and 12-37-250 of the SC Code of Laws, 1976 as amended, which results in an assessment of zero (\$0.00) dollars, are exempted from being assessed the service or user fee imposed by this ordinance.

2. As used herein the term "Residential Unit" is defined as follows:
  - a. A house or other structure in which a person or persons live or
  - b. A house or other structure designed for habitation by person or persons whether or not said building or structure is actually used for habitation.

CERTIFIED TRUE COPY  
OF ORIGINAL FILED IN THIS OFFICE  
DATE 5/19/21  
*Beulah A. Roberts*  
CLERK OF COURT  
CLARENDON COUNTY, SC

2021 MAY 19 AM 8:56  
Beulah Roberts, Clerk-Clarendon S.C.

- c. In a building or structure designed for habitation by more than one family, or one group of persons inhabiting one unit, each unit or apartment shall be considered as a separate residence and each unit or apartment assessed a separate fee.
  - d. Mobile homes and modular homes designed for or used for human habitation shall be included in the definition of residential unit.
3. The fee imposed shall be collected annually with the ad valorem real property taxes. The Auditor shall add this fee to the tax bill in each case where appropriate and the Treasurer shall collect the fee along with, and as an inseparable part of, the total real property ad valorem tax bill. The Assessor with the assistance of the Planning and Zoning Department, shall document and maintain the number of residential units on each taxable parcel of real property.
  4. All sums collected under this section shall be credited to a separate account and used for the collection and disposal of solid waste, solid waste educational programs and activities, litter pickup, and all other things prudent and necessary to provide for the collection and disposal of solid waste in Clarendon County.
  5. The service or user fee assessed in this Ordinance may be changed from time to time and it may be changed by Clarendon County Council as reflected in its budget ordinance adopted for each fiscal year.
  6. If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in effect.
  7. This Ordinance shall become effective upon third reading.

ADOPTED BY CLARENDON COUNTY COUNCIL THIS 10 DAY OF May, 2021



CLARENDON COUNTY COUNCIL

A handwritten signature in blue ink, appearing to read "Dwight L. Stewart, Jr.", written over a horizontal line.

Dwight L. Stewart, Jr.  
Chairman

First Reading:	March 15, 2021
Public Hearing:	April 12, 2021
Second Reading:	April 12, 2021
Third Reading:	May 10, 2021