



NO. O-16-31

AN ORDINANCE

AN ORDINANCE TO AMEND SECTION 6-2 OF THE CODE OF THE COUNTY OF SPARTANBURG, SOUTH CAROLINA TO CLARIFY THE DEFINITION OF A NUISANCE.

WHEREAS, S.C. Code Annotated Section 4-9-30(14) (1976) provides for the County Council to enact and implement ordinances in reference to public health, public safety, police protection and sanitation as referred to in S.C. Code Annotated Section 4-9-30(5) (1976); and

WHEREAS, Chapter 6 of the Code of the County of Spartanburg was enacted to promote the general health, safety and welfare of the citizens of the county and to protect their property rights; and

WHEREAS, Chapter 6 of the Code of the County of Spartanburg was further enacted pursuant to S.C. Code Annotated Section 47-3-20 (1976), which empowers the governing body of each county to enact ordinances and promulgate regulations for the control of pets and to prescribe penalties for violations thereof; and

WHEREAS, the purpose of this Ordinance is to clarify provisions of Section 6-2 of the Code of the County of Spartanburg dealing with the definition of a “nuisance” in order to clarify exactly what conditions will be considered a nuisance under the Code.

NOW, THEREFORE, BE IT ORDAINED BY SPARTANBURG COUNTY COUNCIL:


SECTION 1. Section 6-2 of the Code of the County of Spartanburg, South Carolina relative to the definition of "Nuisance" is hereby amended to read as follows:

Sec. 6-2. Definitions

Nuisance – An animal which damages, soils, defiles or defecates on private property other than the owners without permission or the property owner or on public walks and recreation areas unless such waste is immediately removed and properly disposed of by the owner; causes unsanitary, "dangerous" or offensive conditions or odors; causes a disturbance by excessive barking or howling that interferes with the reasonable use and enjoyment of neighboring premises; or chases vehicles, or molests, attacks or interferes with persons or other domestic animals on public property.


SECTION 2. **Effective Date.** This ordinance shall take effect upon third reading approval.

SPARTANBURG COUNTY COUNCIL

By: 

Jeffrey A. Horton
Chairman

ATTESTED:



Katherine L. O'Neill
County Administrator

First Reading: July 18, 2016
Second Reading: August 15, 2016
Public Hearing: August 15, 2016
Third Reading: October 17, 2016