

**AN ORDINANCE AMENDING AND SUPPLEMENTING
THE CODE OF ORDINANCES, DORCHESTER COUNTY, SOUTH CAROLINA,
BY ADDING A NEW ARTICLE V, CONVENIENCE SITES,
SECTION 34-130, 34-131, 34-132, 34-133 AND 34-134 TO CHAPTER 34, SOLID WASTE**

WHEREAS, Dorchester County is empowered to adopt ordinances as may appear to be necessary and proper for the security, general welfare and convenience of the public and for preserving health, peace, order and good government; and

WHEREAS, Dorchester County Council has determined there is a need to establish a set of rules for use of Convenience Sites for the welfare of its citizens;

NOW, THEREFORE, BE IT ORDAINED by the Dorchester County Council, duly assembled, that the Code of Ordinances, Dorchester County, South Carolina, is hereby amended and supplemented by adding a new Article V, Convenience Sites, Sections 34-130, 34-131, 34-132, 34-133 and 34-134 to Chapter 34, Solid Waste, as follows:

ARTICLE V. - CONVENIENCE SITES

Sec. 34-130. - Purpose

The County Council finds that in order to properly manage and maintain county convenience sites it is necessary to enact regulations governing the use of such sites to provide the most efficient and effective service to its citizens.

Sec. 34-131. - 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:

Construction and Demolition Debris (C&D) means debris resulting from construction, remodeling, repair or demolition of buildings, roads or other structures. It includes, but is not limited to, bricks, road spoils, paving material, wood, concrete, drywall, masonry, roofing, siding, and asphalt.

Convenience Sites means locations established by the County to collect solid waste.

Contractor means a person who is hired to perform work for another party at a certain price or within a certain time or without compensation.

Do-it-yourself means the activity of doing or making something on your own without professional or contractor assistance.

Person means an individual, partnership, corporation, joint venture, private or public service company or entity, however organized.

Vehicle means every device capable of being moved upon a public highway, or public property and in, upon, or by which any person's property is or may be transported or drawn upon a public highway, or public property.

Yard Waste means grass, leaves and brush (i.e., *small* branches, twigs) from general yard maintenance.

Sec. 34-132. - Convenience Sites

- (a) Convenience sites shall be available to Dorchester County residents to dispose of household generated waste. The use of sites by residents of other than Dorchester County residents is strictly prohibited. Proof of residency may be required.
- (b) No C&D or yard waste from contractors or commercial businesses shall be accepted at convenience sites. Only C&D or yard waste generated from personal residential do-it-yourself projects will be accepted at convenience sites.
- (c) No vehicles larger than a $\frac{3}{4}$ ton pick-up, or trailers larger than single-axle measuring 8'L x 5'W x 2'H are allowed to use convenience sites.
- (d) The use of vehicles and/or trailers displaying contractor or commercial signage are prohibited.
- (e) No combinations of pick-up and trailer loads are allowed to use the convenience sites.
- (f) No scavenging is allowed at convenience sites.
- (g) Unauthorized waste disposal, including out-of- county waste dumped at convenience sites, shall be treated as illegal dumping and subject to enforcement actions as defined in Sec. 34-110(e).
- (h) All persons using convenience sites shall comply with directions given by site attendants for proper disposal and use of the site.
- (i) No person shall exhibit disruptive or abusive conduct, either verbal or otherwise, toward site attendants or other site users .

Sec. 34-133. - Violation and Penalty

Any violation of any of the terms of this Ordinance shall constitute a misdemeanor and subject to enforcement actions and penalties as set forth in Section 34-110.

Sec. 34-134. - Severability; effective date.

Should any section, paragraph, or provision of this section be adjudged invalid or held unconstitutional by a court of competent jurisdiction, such declaration shall not affect the validity of this article as a whole or any part or provisions thereof, other than the part or provisions so decided to be invalid or unconstitutional.

This Ordinance shall be effective upon 3rd and final reading.

Approved and adopted this _____ day of _____, 2016.

First Reading: _____
Second Reading: _____
Public Hearing: _____
Third Reading: _____

C. David Chinnis, Chairman
Dorchester County Council

ATTEST:

Sally K. Hebert, Clerk to Council