

**ORDINANCE NO. 117 AMENDED**  
**CITY OF TEGA CAY, SOUTH CAROLINA**  
**ENFORCEMENT OF MUNICIPAL ORDINANCES**

This is an ordinance to provide for a court summons for the enforcement of municipal ordinances. Also, it will provide a penalty for failure to appear in court after a summons has been issued. This ordinance is in accordance with Chapter 7, Title 56 of the 1976 South Carolina Code of Laws as amended on the 10th day of April, 1992, further amended by Act No. 171 of 1993, effective July 1, 1993.

**Section 1.** The City hereby adopts the use of an ordinance summons for the enforcement of municipal ordinances. The City will have printed books of Uniform Ordinance Summons as shown in Exhibit 1 which is a part of this ordinance.

**Section 2.** The ordinance summons may be used by City law enforcement officers, the City Planner and the City Code Enforcement Officer. In general, an ordinance summons will be used to cite violations of Zoning, Land Development, Erosion Control and similar ordinances. An ordinance summons cannot be used for a custodial arrest, a motor vehicle or boating violation. A warning ticket may be used in an attempt to correct a municipal ordinance violation.

**Section 3** Service of an ordinance summons vests the municipal court with jurisdiction to hear and dispose of the charge for which the ordinance summons was issued and served.

**Section 4.** Any law enforcement officer, the City Planner or the City Code Enforcement Officer who serves an ordinance summons must allow the person served to proceed without first having to post bond or to appear before the municipal judge. Acceptance of an ordinance summons constitutes a person's recognition to comply with the terms of the summons.

**Section 5.** Any person who fails to appear before the court as required by an ordinance summons, without first having posted such bond as may be required or without having been granted a continuance by the court, is guilty of a misdemeanor. Upon conviction, the person may be fined not more than Two Hundred (\$200.00) Dollars or imprisoned for not more than thirty (30) days.

Any person, firm or corporation violating any provision of this ordinance shall be fined not less than Fifty (\$50.00) Dollars nor more than Five Hundred (\$500.00)

Dollars, or the maximum amount allowed by S.C. Code of Law, and/or imprisoned for not more than thirty (30) days for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. The only exception will be if a penalty clause is stated in the particular chapter of this ordinance.

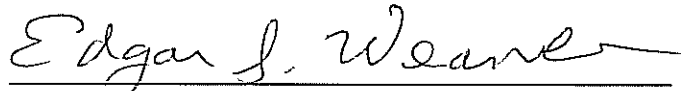
**Section 6.** Should any section of this ordinance be declared unconstitutional by the courts, such declaration shall not affect the validity of the ordinance as a whole.

FIRST READING: October 19, 1992

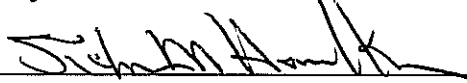
SECOND READING: November 16, 1992

AMENDED FIRST READING: March 21, 1994

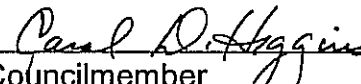
AMENDED SECOND READING: April 18, 1994



Mayor and Chief Administrative Officer



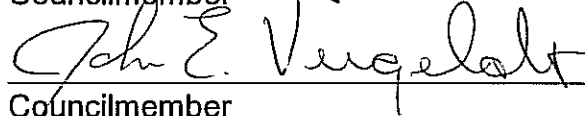
Mayor Pro Tempore



Councilmember



Councilmember



Councilmember

ATTEST:



City Administrator

