



**Council**

Samuel E. Murray  
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*Mayor Pro Tempore*

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Robert Landrum  
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*Town Manager*

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*Chief of Police*

Jeffrey S. Coppinger  
*Operations*

Linda Bridges  
*Planning*

**ORDINANCE 2017-25**

**AN ORDINANCE TO CREATE A NEW CHAPTER 10, ARTICLE IV OF THE TOWN CODE OF ORDINANCES, AND ADOPT BY REFERENCE THE BEAUFORT COUNTY ORDINANCE CHAPTER 38, ARTICLE 6, PERTAINING TO THE REGULATION OF SINGLE-USE PLASTIC BAGS**

**WHEREAS**, Town Council desires to adopt by reference Beaufort County Ordinance Chapter 38, Article 6 titled "Single Use Plastic Bags" for the purpose of providing for the health, safety and general welfare of the residents and visitors of the Town, with the exception of Section 38-163(D) requiring all business establishments to provide to customers reusable carryout bags or recyclable paper bags; and,

**WHEREAS**, Port Royal Town Council and Beaufort County desire to have a consistent single use plastic bag regulation ordinance throughout Beaufort County in order to better ensure the health, safety and general welfare of the residents and visitors to the City, the Towns and Beaufort County; and,

**WHEREAS**, it is the hope of Port Royal Town Council that other municipalities in Beaufort County will likewise adopt this ordinance in order to provide for uniform regulation of single use plastic bags in Beaufort County:

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Port Royal, South Carolina, duly assembled and by authority of same, as follows:

Section 1: Amendment.

- A. There is created a new Chapter 10, Article IV of the Town of Port Royal Code of Ordinances, comprised of Beaufort County Ordinance Chapter 38, Article 6 (Single Use Plastic Bags),

which is hereby adopted by reference, with the exception of Section 38-163(D) requiring all business establishments to provide to customers reusable carryout bags or recyclable paper bags. A copy of the County ordinance is hereby made a part of this chapter as fully and completely as if the same were set forth herein verbatim. A copy of the County ordinance is on file in the office of the municipal clerk, and is attached hereto as Exhibit A for the language of the new ordinance.

Section 2: Severability

If any section, phrase, sentence or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

This ordinance shall become effective upon adoption by Beaufort County.

  
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SAMUEL MURRAY, MAYOR

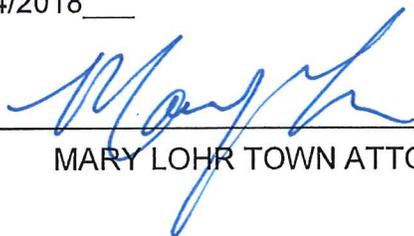
(SEAL)      Attest:

  
\_\_\_\_\_  
BROOKE PLANK-BUCCOLA  
TOWN CLERK

1<sup>st</sup> Reading                      \_\_\_12/13/2017\_

2<sup>nd</sup> Reading & Adoption      \_\_\_02/14/2018\_\_\_

Reviewed by:

  
\_\_\_\_\_  
MARY LOHR TOWN ATTORNEY