

BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF PAWLEYS ISLAND:
AN ORDINANCE OF THE TOWN OF PAWLEYS ISLAND, SOUTH CAROLINA, AMENDING
THE EXISTING ORDINANCE REGULATING ANIMALS, WITHIN THE CORPORATE
LIMITS OF THE TOWN

INTENT

It is the intent of this Ordinance to protect the health and provide for the safety of the general public from hazards created by persons who allow animals to run at large within the Town limits of the Town of Pawleys Island. This ordinance replaces ordinance 2009-07 and 2016-03 of the Town of Pawleys Island.

Chapter 4 - ANIMALS

Sec. 4-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (1) "Dog" includes all members of the canine family, including foxes and other canines.
- (2) A dog is deemed to be "running at large" if off the premises of the owner or keeper and not under the immediate control of the owner or keeper.
- (3) A dog is deemed to be "under physical restraint" if on the premises of its owner or keeper, or if accompanied by its owner or keeper and under the physical control of the owner or keeper by means of a leash not exceeding 20 feet in length or other similar restraining device.
- (4) "Cat" includes all members of the feline family.
- (5) "Vicious dog" means any dog evidencing an abnormal inclination to attack persons or animals without provocation.
- (6) "Animal" means any and all types of animals, both domesticated and wild, and male or female.
- (8) "Beach" means those lands subject to periodic inundation by tidal and wave action so that no non-littoral vegetation is established. (See section 5-7-145 of the SC Code of Laws)

Sec. 4-2. - Regulatory Provisions.

- a) From October 1 through April 30, all animals are required to be kept on the premises of the owner/keeper, or if not on the premises, animal shall be under voice control of the owner/keeper.
- b) From 8:00 a.m., to 8:00 p.m., May 1 through September 30, all animals are required to be kept on the premises of the owner/keeper, or if not on the premises, animal shall be under physical restraint of the owner/keeper.

- c) From 8:00 p.m., to 8:00 a.m., May 1 through September 30, all animals are required to be kept on the premises of the owner/keeper, or if not on the premises, animal shall be under voice control of the owner/keeper.
- d) While animals are off the premises, the owner or keeper shall be responsible for the removal and disposal of any feces deposited by the animal on public or private property.
- e) All animals that are not kept confined to private property shall have an identification tag that clearly and legibly states the name, address and phone number of the owner or keeper.
- f) It is unlawful for any dog owner or keeper of a dog to keep a vicious or unruly dog unless under restraint by a fence, chain or other means so the dog cannot reach persons not on property owned, rented or controlled by them, including non-littoral beach.

Sec. 4-3. - Penalties.

Any person violating any provision of this chapter shall be guilty of a misdemeanor and, upon conviction, shall be fined as determined by a court of competent jurisdiction for each offense. For a first offense, a person must be fined a minimum of \$50.00, and for a second offense or subsequent offense, a person shall be fined a minimum of \$50.00 up to a maximum of \$100.00. Each day such violation continues shall constitute a separate offense. Nothing herein contained shall prevent the town from taking such other lawful action as is necessary to prevent or remedy any violation. In addition to any fines, the person shall be responsible for any boarding fees incurred in the enforcement of this chapter.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF PAWLEYS ISLAND, SOUTH CAROLINA, PURSUANT TO THE SOUTH CAROLINA CODE OF LAWS 1976 (AS AMENDED) THAT:

Any existing Ordinances Regarding Animals of the Town of Pawleys Island be modified as a new Ordinance, added Ordinance and modified Ordinance.

This Ordinance shall take effect and be in full force after the date of its adoption by the Town Council of the Town of Pawleys Island.

Adoption of the foregoing Ordinance moved by Guerry Green and seconded by Rocky Holliday and after discussion and call to vote thereon, the vote was as follows:

Those in favor: Mayor Jimmy Braswell, Ashley Carter, Rocky Holliday & Guerry Green
 Those opposed: Sarah Zimmerman

Date of first reading: November 12, 2018

Date of second reading: December 10, 2018

APPROVED:

[Signature]
 JAMES BRASWELL, MAYOR

DATE:

12/10/18

ATTEST:

[Signature]
 DIANE ALLEN, TOWN CLERK

DATE:

12/10/18