

## CHAPTER VII

### LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS\*

#### 7-1 GENERAL REGULATIONS.

**7-1.1 Sunday Sales; Unlawful to Engage in Certain Business Pursuits.** On the first day of the week, commonly called Sunday, it shall be unlawful for any person to engage in worldly work, labor, business of his ordinary calling or the selling or offering to sell, publicly or privately or by telephone, at retail or at wholesale to the consumer any goods, wares or merchandise or to employ others to engage in work, labor, business or selling or offering to sell any goods, wares or merchandise, excepting work of necessity or charity. (Code 1969, §12-1)

**7-1.2 Exceptions to the Sunday Sales Restriction.** The preceding section shall not apply to the following: the operation of radio or television stations nor to the publication and distribution of newspapers, nor to the sale of newspapers, books and magazines, nor to the sale or delivery of heating, cooling, refrigerating or motor fuels, oils or gases or the installation of repair parts or accessories for immediate use in connection with motor vehicles, boats, aircraft or heating, cooling and refrigerating systems; nor to transportation by air, land or water of persons or property; nor to public utilities or sales usual or incidental thereto; nor to the operation of public lodging or eating places (including food caterers) nor to the sale of emergency food needs at open air markets and grocery stores which do not employ more than three (3) persons including the owners or proprietors at any time; nor to the sale of drugs, medicines,

surgical or medical aids, supplies and equipment, or to the sale of cosmetics, toilet articles, or personal health or hygiene supplies and aids; nor to the sale of flowers, plants, seeds and shrubs; nor to the sale of prepared tobacco, soft drinks, confections, ice creams, ices, novelties, souvenirs, fish bait or swimwear, nor to any farming operations necessary for the preservation of agricultural commodities. Provided, however, that any employee in a retail store where there are more than three (3) employees shall upon request of the employee be granted time off to attend service allowing one hour for preparing to go and traveling to church and one hour after service for returning therefrom. (Code 1969, §12-2)

**7-1.3 Sale of Certain Items Prohibited on Sunday.** The sale or offer to sell of the following items on Sunday is prohibited: clothing and clothing accessories (except those which qualify as swimwear, novelties or souvenirs); housewares, china, glassware and kitchenware; home, business and office furnishings and appliances; tools, paints, hardware, building supplies and lumber; jewelry, silverware, watches, clocks, cameras (but not including films, batteries and flashbulbs); luggage, musical instruments, recorders, recordings, radios, television sets, phonographs, record players or so-called hi-fi or stereo sets or equipment; sporting goods (except when sold on premises where sporting events and recreational facilities are permitted); yard or piece goods; automobiles, trucks and trailers. No inference shall arise from the foregoing enumeration that either the sale or the offering for sale on Sunday of items or articles not mentioned is permitted. (Code 1969, §12-3)

**7-1.4 Penalty for Violation of Sunday Sale Restriction.** A violation of any of the provisions of subsections 7-1.1 through 7-1.3 shall be

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\*State law references—Municipal license tax, imposition, collection, Code 1976, §5-7-30; power to assess, collect taxes, Const. S.C., Art. 8, §6, Art. 10, §5 (1).

punished according to the provisions of Chapter I, Section 1-11. Each separate sale, offer or attempt to sell on Sunday, and each Sunday a person is engaged in other work, labor or business in violation of subsections 7-1.1 through 7-1.3 or employs others to be so engaged, shall constitute a separate offense. (Code 1969, §12-4)

**7-1.5 Billboards; Permit Required; Authority of Building Inspector to Remove.** No billboards shall be placed or erected without a permit from the inspector of buildings, and he shall have the power to order the removal or alteration of any such boards upon cause shown where the same is a source of nuisance or are dangerous to persons or property. (Code 1969, §12-5)

**Cross references**—Posting of advertising matter on trees, fences, etc., subsection 5-3.1; injuring, defacing, etc., billboards, subsection 5-8.1.

**7-1.6 Poultry Plants; Permission from City Council Required to Operate.** It shall be unlawful for any person to open, operate or maintain any commercial poultry plant, or other similar business, within the city limits at any place without first applying to the city council and obtaining from the city council special permission to open, operate or maintain the business at the place. (Code 1969, §12-7)

**7-1.7 Criteria to be Considered by City Council Prior to Granting Permission.** In considering and passing upon the question of granting permission to open, operate or maintain such a commercial poultry plant, or other similar business, regard shall be had by the city council to how the same shall be built, kept, conducted and maintained, to the presence or absence of densely populated residence neighborhoods, to the question whether the proposed business is so near to churches, schools, hospitals or other institutions as to prove injurious to them, to the matter of protection against fire losses and to the general security, welfare, convenience, health, peace, order and good government of the city. (Code 1969, §12-8)

**7-1.8 Weights and Measures to Meet Certain Standards.** It shall be unlawful for any person to use in any kind of business in the city any weights or measures that do not meet the standards fixed by the laws of this state or of the United States. (Code 1969, §12-10)

**State law reference**—Possession of false weights, measures, prima facie violation of Tit. 66, Ch. 3, Code 1962, §66-155.

**7-1.9 Unlawful to Obstruct or Interfere in Inspection of Weights and Measures.** Any person who shall obstruct or interfere with the inspection of weights and measures in the city shall be guilty of a misdemeanor. (Code 1969, §12-11)

**7-1.10 Sale of Goods Produced in Communist Countries; Sign Required; Costs.** Every person selling merchandise within the city which has been produced in communist countries shall display conspicuously in the place of business a sign with lettering, which lettering shall be at least six (6") inches in height and one-half (1/2") inch in width reading as follows:

"This place of business sells merchandise produced in Communist Countries." These signs shall be obtained without cost from the city treasurer.

a. *Communist Countries Enumerated.* The following are communist countries: Union of Soviet Socialist Republics, Red China, Czechoslovakia, Yugoslavia, Poland, Hungary, Cuba, Lithuania, East Germany, Bulgaria and Romania. Other countries may be added from time to time. (Code 1969, §§12-12, 12-13)

**7-1.11 Fortunetelling and Similar Professions Prohibited.** It shall be unlawful for any person pretending or professing to tell fortunes by the use of any subtle craft, means or devices whatsoever, or by palmistry, clairvoyancy, reading, trances or seances, or otherwise ply his or her trade, art or profession, to make any charge therefor, either directly or indirectly, or to receive any gift, donation or subscription by any means whatsoever for the same.

a. *Unlawful to Make Gifts, Donations, Etc. for Services.* It shall be unlawful for any person to pay any other person directly or indirectly, or to make any gift, donation or subscription by any means whatsoever for telling fortunes. (Code 1969, §§12-14, 12-15)

**7-1.12 Bankrupt, Fire Sales; Unlawful to Advertise When Untrue, False.**

It shall be unlawful for any person to advertise by newspaper, radio, posters or otherwise, representing that they are operating, offering or maintaining "fire sales," "wreck sales," "bankrupt sales," "closing out sales," or "going out of business sales," and similar businesses, whereby the public is led to believe that they are being offered merchandise at reduced rates on account of "fires," "wrecks," "bankruptcies," "closing out or discontinuance of business," when in fact the sales are not bona fide, but are fakes and frauds, and the advertisements and representations are untrue and false. (Code 1969, §12-16)

Cross reference—Bankrupt sales generally, Chapter VII, §7-4.

**7-1.13 Automatic Vending Machines; Requirements.**

It shall be unlawful for any person within the city, to maintain or keep for operation, or to operate, any slot machine or automatic vending machines or any similar device by whatever name described, which does not, at each operation, deliver a commodity that is uniform and identical with each and every succeeding operation. (Code 1969, §12-17)

**7-2 LICENSING OF BUSINESSES, TRADES OR PROFESSIONALS.\***

\*Editor's Note: Prior ordinances codified herein include portions of prior Code 1969 §§12-30—12-36, 12-38—12-39, 12-41—12-42, 12-44—12-46, 12-48, 12-50—12-52, 12-54, Ordinance Nos. 1978-6, 6/18/83, 7/5/83, 1983-8, 1983-9, 1983-13, 1987-18, 1992-12, 1993-2 and 1993-5.

**7-2.1 License Required.**

Every person engaged or intending to engage in any calling, business, occupation or profession listed in the License Schedule portion of this chapter, in whole or in part, within the limits of the City of Orangeburg, South Carolina, is required to pay an annual license fee for the privilege of doing business and obtain a business license as herein provided. (Ord. No. 2012-8)

**7-2.2 Definitions.**

The following words, terms and phrases, when used in this section, shall have the meaning described herein:

*Business* shall mean a calling, occupation, profession, or activity engaged in with the object of gain, benefit or advantage, either directly or indirectly.

*Charitable organization* shall mean an organization that is determined by the Internal Revenue Service to be exempt from Federal Income Taxes under 26 U.S.C. section 501 (c) (3), (4), (6), (7), (8), (10) or (19).

*Charitable purpose* shall mean benevolent, philanthropic, patriotic, or eleemosynary purpose which does not result in personal gain to a sponsor, organizer, officer, director, trustee or person with ultimate control of the organization.

*Classification* shall mean that division of businesses by major groups subject to the same license rate as determined by a calculated index of ability to pay based on national averages, benefits, equalization of tax burden, relationships of services, or other basis deemed appropriate by municipal council.

*Gross income* shall mean the total income of a business, received or accrued, for one (1) calendar year collected or to be collected from business done within the municipality, excepting therefrom income from business done wholly outside of the municipality on which a license tax is paid to some other municipality or a county and fully reported to the municipality. Gross income for brokers or agents means gross commissions received or retained, unless otherwise specified. Gross income for insurance

companies means gross premiums collected. Gross income for business license tax purposes shall not include taxes collected for a governmental entity, escrow funds, or funds which are the property of a third party. The value of bartered goods or trade-in merchandise shall be included in gross income. The gross income for business license purposes may be verified by inspection of returns and reports filed with the Internal Revenue Service, the South Carolina Department of Revenue, the South Carolina Insurance Commission, or other government agency.

*Licensee* shall mean the business, the person applying for the license on behalf of the business, an agent or legal representative of the business, a person who received any part of the net profit of the business, or a person who owns or exercises control of the business.

*License official* shall mean a person designated to administer this section.

*Municipality* shall mean the City of Orangeburg, South Carolina.

*Person* shall mean any individual, firm, partnership, LLP, LLC, cooperative nonprofit membership, corporation, joint venture, association, estate, trust, business trust, receiver, syndicate, holding company, or other group or combination acting as a unit, in the singular or plural, and the agent or employee having charge or control of a business in the absence of the principals.  
(Ord. No. 2012-8)

### 7-2.3 Purpose and Duration.

The business license levied by this section is for the purpose of providing such regulation as may be required for the business subject thereto and for the purpose of raising revenue for the General Fund through a privilege tax. Each license shall be issued for one (1) calendar year beginning April 1 and ending March 31. The provisions of this section and the rates herein shall remain in effect from year to year as amended by council. (Ord. No. 2012-8)

### 7-2.4 License Schedule.

The following license taxes as contained in the attached License Schedule consisting of sixteen (16) pages are hereby imposed for the privilege of carrying on a business within the corporate limits of the City of Orangeburg from the first day of April 2012, to the thirty-first day of March 2013, inclusive, and annually thereafter until repealed or amended as aforesaid. (This Schedule may be found at the end of this chapter.) The following businesses are exempt from business license taxes; air express and passenger transportation; alcoholic beverages; banks and building loan companies; buses (intrastate and interstate); carriers holding a Public Service Commission certificate A or B; credit unions; marketing cooperative association; mutual benevolent aid associations; wholesalers not having places of business within a municipality and worker's compensation insurance premiums. (Ord. No. 2012-8)

### 7-2.5 When Due and Payable.

License taxes for each year shall be due and payable by the 31st of March and not later than the fifth day of May each year, except in cases where a person shall begin a new business enterprise, when such license on same shall be due and payable on the day such business is begun. When a business dissolves, it shall be liable for the tax on the gross receipts until the date of closing. It is the owner's responsibility to close out this license within thirty (30) days of the businesses closing date. (Ord. No. 2012-8)

### 7-2.6 New Business.

New businesses which shall apply for a license on or after April first shall be computed on the estimated probable gross income stated in the license application for the balance of the calendar year. If a new business should be dissolved before the end of the first year, it shall be liable for the tax on the gross business done up to the date of closing. The business license tax for the second year shall be calculated on the basis of gross business done in the first calendar year multiplied by the number of months necessary to give twelve (12)

months business gross. The initial fee for an annexed business shall be prorated for the number of months remaining in the license year. (Ord. No. 2012-8)

**7-2.7 Prorating License Fees.**

No license shall be issued for less than one-half (1/2) year and licenses issued between April 1 and September 30 shall be for the full year expiring March 31. Any nonresident construction contractor is subject to a full year license. (Ord. No. 2012-8)

**7-2.8 Unlawful to Engage in Business without Payment of Tax.**

No person shall be engaged in, or carry on any business, trade or profession, either in whole or in part, within the corporate limits of the City without having paid a license tax as herein provided. (Ord. No. 2012-8)

**7-2.9 Violations.**

Any person violating any provision of this section shall be deemed guilty of an offense and shall be subject to a fine of up to five hundred (\$500.00) dollars or imprisonment for not more than thirty (30) days or both, upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent license fees, late charges, taxes, penalties and costs provided for herein. (Ord. No. 2012-8)

**7-2.10 Separate License Required for Each Place of Business.**

A separate license shall be required for each place of business and every class of business for which a license tax is required by this chapter. Where two (2) or more kinds of business are conducted in the same place, it shall be the duty of the licensee to keep accurate account of the affairs of each kind of business and to satisfactorily separate the affairs of each so that a proper amount of tax imposed and payable on each type of business may be readily ascertained, otherwise the maximum rate applicable to any type of business being

operated shall apply to the whole. (Ord. No. 2012-8)

**7-2.11 Deductions, Exemptions, and Charitable Organizations.**

a. No deductions from gross income shall be made except income earned outside of the municipality on which a license tax is paid to some other municipality or a county and fully reported to the municipality, taxes collected for a governmental entity, or income which cannot be included for computation of the tax pursuant to state or federal law. The applicant shall have the burden to establish the right to exempt income by satisfactory records and proof

b. No person shall be exempt from the requirements of the section by reason of the lack of an established place of business within the municipality, unless exempted by state or federal law.

c. A charitable organization shall be exempt from the business license tax on its gross income unless it is deemed a business subject to a business license tax on all or part of its gross income as provided in this section. A charitable organization or any for-profit affiliate of a charitable organization, that reports income from for-profit activities, or unrelated business income, for federal income tax purposes to the Internal Revenue Service shall be deemed a business subject to a business license tax on the part of its gross income from such for-profit activities or unrelated business income.

A charitable organization shall be deemed a business subject to a business license tax on its total gross income if (1) any net proceeds of operation, after necessary expenses of operation, inure to the benefit of any individual or any entity that is not itself a charitable organization as defined in this section, or (2) any net proceeds of operation, after necessary expenses of operation, are used for a purpose other than a charitable purpose as defined in this section. Excess benefits or compensation in any form beyond fair market value to a sponsor, organizer, officer, director, trustee or person with ultimate control of the organization shall

not be deemed a necessary expense of operation.  
(Ord. No. 2012-8)

**7-2.12 Statement for License by Applicant—Execution; Contents.**

Every person required by this chapter to obtain a license shall, within the time limits prescribed for payment of such license in subsection 7-2.5 make application therefor in writing to the city treasurer on a form supplied for the purpose, setting forth under oath the following information:

a. Style name of the person, firm, company or corporation.

b. Location at which the trade, business or profession is to be conducted.

c. Exact nature of the trade, business or profession for which license is required.

d. The owners' social security number or the federal and state employer's identification number as well as a valid driver's license or picture I.D.

e. The full and true amount of gross sales, receipts, premiums, commissions or other form of measurable returns for the trade, business, or profession during the preceding calendar year. As herein required, the report of gross sales, receipts, premiums, etc., shall include all business done whether within or outside the city limits of the city. In other words, it shall be the same as reported as total gross receipts for income tax purposes to the Federal Government, or to the South Carolina Tax Commission, or to the Insurance Commissioner of the State of South Carolina. All state assessments and real and personal property taxes must have been paid before a license will be issued. All of the information herein required shall be given under oath by the owner or a member of the firm, or an officer of the corporation or by an authorized employee having exact knowledge of actual business done.

f. Provided, where business is solicited, sales are made and goods delivered or transactions completed and license paid on same in an incorporated town or city other than

this city, this volume of shall be deducted from total gross receipts and such information shall be furnished with application.

g. The owner, agent or legal representative of every business subject to this section, whether listed in the classification index or not, shall register the business and make application for a business license on or before the due date of each year; provided, a new business shall be required to have a business license prior to operation within the municipality. A license for a bar ("Drinking Places" NAICS 7224) must be issued in the name of the individual who has been issued a State ABC License and will have actual control and management of the business.

h. The applicant shall certify, under oath, that the information given in the application is true and that the gross income is accurately reported or estimated for a new business, without any unauthorized deductions, and that all assessments and real and personal property taxes on the business property due and payable to the municipality have been paid.

i. Insurance agents and brokers shall report the name of each insurance company for which a policy was issued and the total premiums collected for each company for each type of insurance coverage on a form approved by the license official. An insurance agent not employed by a company shall be licensed as a broker.

(Ord. No. 2012-8)

**7-2.13 Inspection and Audits.**

For the purpose of enforcing the provisions of this section the city treasurer, or other authorized agent of the city, is empowered to enter upon the premises of any person subject to this section to make inspection, examine and/or audit the books and records, and it shall be unlawful for any person to fail or refuse to make available the necessary books and records. In the event that the audit or inspection reveals that false information has been filed by the licensee, the cost of the audit shall be added to the correct license fee and late penalties in addition to other penalties provided herein. Each day of failure to pay the

proper license fee shall constitute a separate offense. The city treasurer shall make systematic inspections of the businesses within the city to ensure compliance with the section. Records of inspections and audits shall not be deemed to be public record and shall not be released by the city.

The license official shall deny a license to an applicant when the license official determines:

a. The application is incomplete, contains a misrepresentation, false or misleading statement, evasion or suppression of a material fact; or

b. The activity for which a license is sought is unlawful or constitutes a public nuisance per se; or

c. The applicant or prior licensee or the person in control of the business has been convicted of an offense under a law or ordinance regulating business, a crime involving moral turpitude, or an unlawful sale of merchandise or prohibited goods; or

d. The applicant or prior licensee or the person in control of the business has engaged in an unlawful activity or nuisance related to the business; or

e. The applicant or prior licensee or the person in control of the business is delinquent in the payment to the municipality of any tax or fee; or

f. The license for the business has been suspended or revoked in the previous license year.

A decision of the license official shall be subject to appeal to council as herein provided. Denial shall be written with reasons stated.

The license official shall not release the amount of license taxes paid or the reported gross income of any person by name without written permission of the licensee. Statistics compiled by classifications are public records. (Ord. No. 2012-8)

**7-2.14 False and Fraudulent Understatement; Penalties: Suspension or Revocation of License.**

When the license official determines:

a. A license has been mistakenly or improperly issued or issued contrary to law; or

b. A licensee has breached any condition upon which the license was issued or has failed to comply with the provisions of this section; or

c. A licensee has obtained a license through a fraud, misrepresentation, a false or misleading statement, evasion or suppression of a material fact in the license application; or

d. A licensee has been convicted of an offense under a law or ordinance regulating business, a crime involving moral turpitude, or an unlawful sale of merchandise or prohibited goods; or

e. A licensee has engaged in an unlawful activity or nuisance related to the business.

The license official shall give written notice to the licensee or the person in control of the business within the municipality by personal service or certified mail that the license is suspended pending a hearing before council for the purpose of determining whether the license should be revoked. The notice shall state the time and place at which the hearing is to be held, which shall be at a regular or special council meeting within thirty (30) days from the date of service of the notice, unless continued by agreement. The notice shall contain a brief statement of the reasons for suspension and proposed revocation and a copy of the applicable provisions of this section. (Ord. No. 2012-8)

**7-2.15 Appeals to Council.**

a. Any person aggrieved by a decision, final assessment, proposed revocation, suspension, or a denial of a business license by the license official may appeal the decision to the municipal council by written request stating the reasons therefor, filed with the license official within ten (10) days after the payment of the assessment under protest or notice of

denial is received. Payment under protest shall be a condition precedent to appeal.

b. An appeal or a hearing on proposed revocation shall be held by the municipal council within thirty (30) days after receipt of a request for appeal or service of notice of suspension at a regular or special meeting of which the applicant or licensee has been given written notice, unless continued by agreement. At the hearing all parties shall have the right to be represented by counsel, to present testimony and evidence and to cross-examine witnesses. The proceedings shall be recorded and transcribed at the expense of the party so requesting. The rules of evidence and procedure prescribed by council shall govern the hearing. Council shall by majority vote of members present render a written decision based on findings of fact and application of the standards herein which shall be served upon all parties or their representatives and shall be final unless appealed to a court of competent jurisdiction within ten (10) days after service.

c. No person shall be subject to prosecution for doing business without a license until the expiration of ten (10) days after notice of denial or revocation which is not appealed, ten (10) days after service of a final decision of municipal council which is not appealed or until after final judgment of a circuit court upholding denial or revocation.  
(Ord. No. 2012-8)

#### **7-2.16 Penalty Charge for Late Payments.**

a. A penalty of ten (10%) percent per month will be added to all business licenses of any person having been in business during the past fiscal year and failing to obtain a license before May 5th of each year. In addition to the penalty charged, a collector's fee of twenty (\$20.00) dollars shall be paid by each business failing to pay on or before the prescribed date or by each business doing business without a license. Nothing herein contained shall be valorem tax on property as provided for by ordinance and the payment of any particular tax hereinafter mentioned shall not relieve the person or corporation paying the same from liability for

any other tax specifically imposed for any other business.

b. If any license tax due hereunder shall remain unpaid after the due date, the city treasurer shall forthwith issue an execution under seal of the city in the usual form for the collection of taxes, and the treasurer shall immediately proceed to collect the tax, together with any penalties and costs due therein, by distress and sale of the defaulter's property in the same manner that is now provided by the law for the collections of other taxes.

c. When in the judgment of the treasurer's circumstances seem to warrant, may grant an extension of time, in no case exceeding seventy-five (75) days, within which to file application and pay the license tax.  
(Ord. No. 2012-8)

#### **7-2.17 License Tax Upon Activities Not Specifically Provided For.**

For the privilege of maintaining any office or conducting any business within the city, it is the intention of this chapter that a license shall be required and if the amount of this license is not specifically provided for herein, the said amount may and shall be fixed by the city treasurer, who shall fix a rate in keeping with the type of trade, business or profession provided for in this chapter, and thereafter the classification and rate may be approved, amended and adopted by the city council. (Ord. No. 2012-8)

#### **7-2.18 Penalties for Engaging in Business Without a License.**

Any person or persons, for themselves, or as officers of a firm or corporation, exercising or carrying on any trade, business or profession, or operating any establishment for which a license is required by this chapter, without first having registered as herein provided, shall be liable to a late charge not exceeding one hundred (\$100.00) dollars added to their business license fee. In this case of non-payment, a person shall be subject to prosecution in the municipal court of the city and upon conviction, to a fine not to exceed five hundred (\$500.00) dollars or imprisonment for

a period not to exceed thirty (30) days. (Ord. No. 2012-8)

#### **7-2.19 Businesses Outside the City Making Deliveries Inside the City.**

Any person, firm or corporation conducting a business beyond the limits of the City of Orangeburg, making deliveries to or for purchasers within the city of goods, products or works sold, manufactured or done for a consideration out of the city, shall be charged for business done in the city limits and a license as is charged for the conduct of the same business that is located inside the city. Provided, however, that no retail merchants shall be charged a business license by the City of Orangeburg who is required to and does pay to another municipality a license fee based upon deliveries irrespective of the place where such deliveries are made and all whose business within the City of Orangeburg consists in making deliveries to or for purchasers within the City of Orangeburg. Except that this exemption shall not apply unless such other municipality grants a similar exemption to retail merchants conducting places of business within the City of Orangeburg and making deliveries to or for purchasers within other municipalities. When a contractor from outside the city purchases a business license for construction work within the city, based upon the total contract price involved, the license shall continue effective for the duration of the job without limitation as to time, but same shall not cover any other work done within the city by the same contractor. (Ord. No. 2012-8)

#### **7-2.20 Enforcement of Provisions; Duties of City Treasurer.**

It shall be the duty of the city license inspector or other agent of the city to investigate and report to the city treasurer all persons doing business without the license herein required. The license official shall administer the provisions of this section, collect license taxes, issue licenses, make or initiate investigations and audits to insure compliance, initiate denial or suspension and revocation procedures, report violations to the municipal attorney, assist in prosecution of violators,

produce forms, make reasonable regulations relating to the administration of this section and perform such other duties as may be duly assigned. (Ord. No. 2012-8)

#### **7-2.21 City Treasurer to Authorize Transfer of Licensee's Place of Business.**

Upon the removal of any license from the building or the premises at which the trade, business or profession mentioned in the license was authorized, it may and shall be lawful for the city treasurer by endorsement upon such license, to authorize the licensee removing as aforesaid to any other place to carry on the trade, business or profession specified in such license at the place to which said licensee may have removed. A twenty (\$20.00) dollar collector's fee will be added if a business moves without notifying the city treasurer's office before moving. (Ord. No. 2012-8)

#### **7-2.22 Display and Transfer.**

All persons shall display the license issued to them on the original form provided by the city treasurer in a conspicuous place in the business establishment at the address shown on the license. An itinerant shall carry the license upon his person or in his vehicle used in the business readily available for inspection by any authorized agent of the city.

A change of address must be reported to the license official within ten (10) days after removal of the business to a new location and the license will be valid at the new address upon written notification by the license official and compliance with zoning and building codes. Failure to obtain the approval of the license official for a change of address shall invalidate the license and subject the licensee to prosecution for doing business without a license. A business license shall not be transferable and a transfer of controlling interest shall be considered a termination of the old business and the establishment of a new business requiring a new business license, based on old business income. (Ord. No. 2012-8)

**7-2.23 Consent, Franchise or License Required for Use of Streets.**

a. It shall be unlawful for any person to construct, install, maintain or operate in, on, above or under any street or public place under control of the municipality any line, pipe, cable, pole, structure or facility for utilities, communications, cablevision or other purposes without a consent agreement or franchise agreement issued by the municipal council by ordinance that prescribes the term, fees and conditions for use.

b. The annual fee for use of streets or public places authorized by a consent agreement or franchise agreement shall be set by the ordinance approving the agreement and shall be consistent with limits set by state law. Existing franchise agreements shall continue in effect until expiration dates in the agreements. Franchise and consent fees shall not be in lieu of or be credited against business license fees unless specifically provided by the franchise or consent agreement.  
(Ord. No. 2012-8)

**7-2.24 Licenses to be Issued Subject to Rules and Restrictions and Regulations of the City.**

All licenses shall be subject to all legal rules, restrictions and regulations in force at the time they are issued or may hereafter be adopted by the city council. (Ord. No. 2012-8)

**7-2.25 Notices.**

The city treasurer may, but shall not be required to, serve or mail written notices that license fees are due, but shall publish a notice of the due date in the newspaper of general circulation within the city three (3) times during the month of March in each year. (Ord. No. 2012-8)

**7-2.26 Application of Provisions to Agents, Clerks, and Employees.**

Whenever in this chapter the term dealer or person, firm or corporation is used, the same shall include an agent clerk or employee, and such agent, clerk or employee shall be subject to the penalties herein imposed, should the

business or profession be carried on without taking our such license in the same manner as if such agent, clerk or employee were the owner or proprietor of said business or profession.  
(Ord. No. 2012-8)

**7-2.27 Vehicles for Hire; Requirements for Licensing.**

No automobile or motor taxi shall be used for transportation of passengers for hire unless and until the owner or driver thereof shall first file with the city treasurer of said city a policy of insurance on said automobile and taxi against bodily injuries and property damage ordinarily designated as public liability insurance, in such company, in such form, and in such amounts as the city council may approve, and when so approved such policy of insurance shall be maintained by said driver or owner during the entire time such automobile or motor taxi shall be used. Upon failure to maintain such insurance, the license of the operator or owner thereof shall be immediately revoked and said automobile or motor taxi shall not hereafter be used for transportation for persons for hire in the city. Nothing contained in this subsection shall apply to vehicles operating under a special franchise. (Ord. No. 2012-8)

**7-2.28 Minimum Business License Fee for Business Not Addressed.**

The minimum tax to be paid by any trade, business or profession not otherwise specifically provided for in this section, shall be at the rate of one hundred (\$100.00) dollars on the gross receipts, not exceeding five thousand (\$5,000.00) dollars, and five (\$5.00) dollars on each additional thousand or fraction thereof. The city license inspector is directed to investigate any business to determine the proper classification. (Ord. No. 2012-8)

**7-2.29 Confidentiality.**

Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for any official or employee to divulge or make known in any manner the amount of income or any particulars set forth or disclosed in any report or return required

under this section. Nothing in this subsection shall be construed to prohibit the publication of statistics so classified as to prevent the identification of particular reports or returns. Any license data may be shared with other public officials or employees in the performance of their duties, whether or not those duties relate to enforcement of the license ordinance. (Ord. No. 2012-8)

**7-2.30 Separability and Nonexclusionary Provision.**

If any section or portion of a section of the section of the license tax prescribed herein for any particular trade, business or profession be declared unconstitutional, or be declared invalid for any reason, such shall not in any way affect or invalidate any other section or portion of the section other than that declared invalid. The minimum tax to be paid by any trade, business or profession not otherwise specifically provided for in the printed, "BUSINESS AND PROFESSIONAL LICENSE ORDINANCE," as adopted and as amended, shall be at the rate of one hundred (\$100.00) dollars on gross receipts, not exceeding five thousand (\$5,000.00) dollars, and five (\$5.00) dollars on each additional thousand or fraction thereof. (Ord. No. 2012-8)

**7-2.31 Conflicting Provisions.**

All ordinances or parts of ordinances conflicting with the provisions of this section are hereby repealed, and this section shall remain in effect until amended or repealed by the city council. (Ord. No. 2012-8)

**7-2.32 Solicitation.**

a. All door-to-door salespersons soliciting business in residential areas from any private residences within the city, shall first register with the city public safety department. For purposes of this section the term "solicitor" means a person who goes from door-to-door visiting multi-family or single-family dwellings for the following purposes:

1. To sell any goods, wares or merchandise or accept subscription or orders therefor.

2. To accept or request donations for any charitable purpose. (Registration required.)

b. All persons, before entering into or upon a private residence within the city for the purpose of soliciting, are hereby required to register with the city public safety department and furnish the following information:

1. The name, local and permanent address, age, race, weight, height, color of hair and eyes and any other distinguishing physical characteristics of the applicant(s).

2. The nature or purpose for which solicitations will be made and the nature of the goods, or merchandise offered for sale.

3. The name and address of the employer or organization represented and a fee of five (\$5.00) dollars.

4. To cover the cost of processing the application payment shall be made to the city public safety department when an application is filed under this section, and such fee shall not be returnable under any circumstances.

c. *Exceptions.* The above provisions of this section shall not apply to the following:

1. Any person who visits any residence or apartment at the request or invitation of the owner or occupant thereof.

2. Unpaid members of any civic or charitable organization who are registered as such with the city public safety department and the names of the solicitors have been listed as such members and organization has provided such person(s) listed with an approved means of identification with the organization represented.

3. Route delivery person who make deliveries at least once a week to regular customers and whose solicitation is only incidental to their regular deliveries.

d. *Prohibited Acts.* No person shall:

1. Enter into or upon a private residence in the city under false pretenses to solicit for any purpose or for the purpose of soliciting orders for the sale of goods, wares or merchandise.

2. Enter into or upon the premises of a private residence for soliciting when the owner or occupant has displayed a "No Soliciting" sign on the premises.

3. Remain in a private residence or on the premises thereof after the owner or occupant has requested any such person to leave.

4. Engage in a practice of soliciting in the city without a license as provided for in this section.

(Ord. No. 2012-8)

### 7-3 SPECIAL LICENSE PERMITS.

#### 7-3.1 To be on Annual Basis, Terminate with Regular License Issued.

The permission granted by the city council to any and all businesses to operate at specific locations under the terms of any section of this Code, requiring the specific permission of the city council to operate any specified business at any specified location, and hereby declared to be on an annual basis and terminating with the regular business license issued to the business. (Code 1969, §12-63)

#### 7-3.2 Application.

In all cases where any ordinance of the city requires any business to secure special permission from the city council for the location or operation of a specific business at a specific location, in accordance with the ordinances of the city, the annual application herein required shall be made at the time the business applies for a business license. (Code 1969, §12-64)

#### 7-3.3 Issuance; Hearing.

The city council, in passing upon the application, shall be governed by the terms of the Code section or sections, requiring such special permission, and the applications, made annually as provided in this chapter, shall be granted as a matter of course unless, in the judgment and discretion of the city council, the facts and circumstances connected with the business and its location shall have changed subsequent to the issuance of the last permit;

if, in the opinion of the city council, the question of issuing the permit should be reconsidered, in view of conditions and circumstances that have changed, the city council shall notify the applicant, within thirty (30) days of the application, that a hearing will be held by the city council for the purpose of determining whether the permit shall be granted or not; the hearing shall be conducted in accordance with the terms of the applicable Code sections of the city giving an opportunity to the applicant and to other citizens to be heard. The hearing shall not be held until notice of not less than one (1) week shall have been given to the applicant in writing and, when advisable in the opinion of the city council, the public generally by a notice printed in a newspaper in the city. (Code 1969, §12-65)

#### 7-3.4 Applicant to be Notified of Decision Not to Issue Permit.

It is specifically provided in the event that the city council decides, after public hearing, that the permit should not be issued, the decision of the city council shall be rendered in writing and state the reasons for the decision; the decision shall also give to the applicant a reasonable time in which to comply with the decision, taking into consideration the reasonable necessities of the business and the time required by the business to effect compliance with the decision of the city council. (Code 1969, §12-66)

#### 7-3.5 Each Day in Violation of Provision to be Separate Offense.

Each day or part of a day that any person shall operate a business at any location in violation of the terms of this chapter shall constitute a separate offense. (Code 1969, §12-67)

### 7-4 BANKRUPT SALES. \*

\*Cross reference—Unlawful to advertise false bankrupt sales, subsection 7-1.13.

**7-4.1 Definitions.**

As used in this section:

*Bankrupt stock* and *stock of an insolvent* shall mean and include any stock of goods, wares, merchandise, furniture, fixtures, jewelry or personal property of any nature acquired from the trustee or referee in bankruptcy, a receiver or assignee, and this section shall apply whether the person actually conducting the sale acquired the stock of goods, wares, merchandise, furniture, fixtures, jewelry or personal property from the trustee, referee, receiver or assignee or from any person, if the stock is offered to the public in the manner herein described at any time within six (6) months from the date title passed out of the referee, receiver, trustee, or assignee or other person or corporation, and shall include any stock of goods, wares, merchandise, furniture, fixtures, or jewelry which shall be sold or offered for sale any other way than through the usual channels of trade.

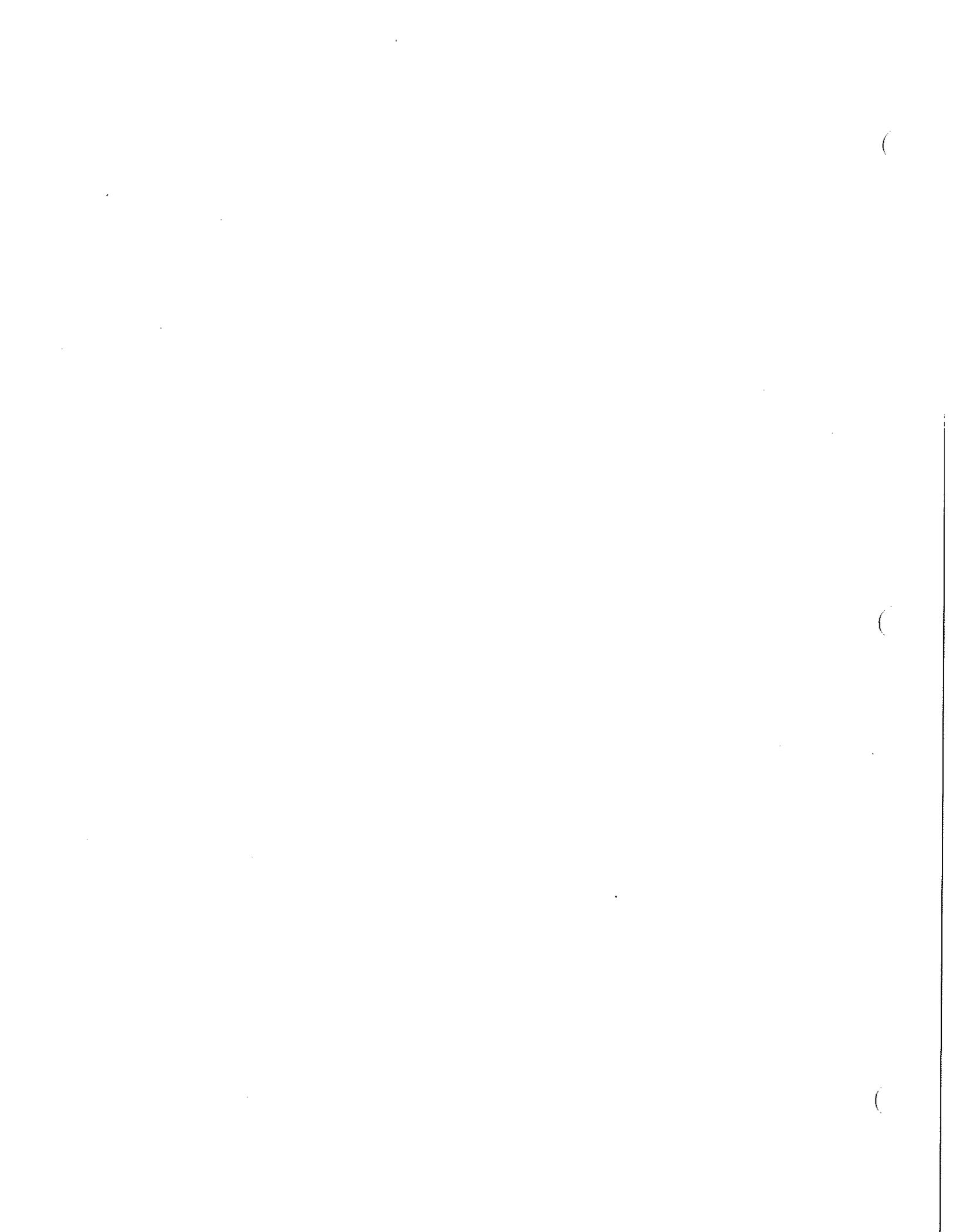
*Fire stock* shall mean and include any goods, wares, furniture, fixtures, jewelry or merchandise which are or have been damaged by fire and/or which are or have been claimed to have been damaged by fire and/or which are or have been or which are claimed to be or have been sold or purchased on account of fire.

*Selling at auction* or *auction sale* shall mean the offering for sale or selling of personal property to the highest bidder, or offering for sale or selling of such property by the method known as "downhill selling". By "downhill selling" is meant the first offering of an article at a higher price and then offering the same at successive lower prices.

(Code 1969, §12-78)

**7-4.2 Scope of Provisions.**

The provisions of this section shall not extend to judicial



sales, sales under execution or to bona fide executor's or to administrator's sales, nor sales at auction where merchandise is turned over to a bona fide credit or association of creditors to be sold for the benefit of such creditor or creditors. (Code 1969, §12-79)

**7-4.3 License Tax Levied; Amount.** Every person who shall take over or become the owner of or manager of any bankrupt stock of merchandise or stock of merchandise of an insolvent, or fire stock of merchandise, or wares which have been damaged or claimed to have been damaged by fire or purchased on account of any fire, and who shall thereafter offer the same, or any portion of the same for sale to the public in a manner commonly known as a "bankrupt sale" or in the manner commonly known as an "insolvency sale", or in a manner commonly known as a "fire sale", or under any other designation, shall, before offering the merchandise for sale to the public, pay a special license tax in an amount equal to five (5%) percent of the invested capital, paid to the assignee receiver, trustee in bankruptcy or other person from whom the stock of goods was acquired. (Code 1969, §12-80)

**7-4.4 Statement of Inventory to be Filed Prior to Sale.**

a. Before any person, firm or corporation shall, within the city conduct any sale of goods, wares, furniture, fixtures, jewelry, merchandise or personal property of any nature as above defined, such person, firm or corporation shall file in the office of the city clerk and treasurer an inventory of the same, duly sworn to, setting up the quality, quantity, kind or grade of the item or items thereof, to which inventory there shall be attached an affidavit that same is in all respects true and correct.

b. In case of an individual, such affidavit shall be made by him as such, and in the case of a firm, shall be made by one of the partners, and in the case of a corporation shall be made by the president or general manager, or secretary or treasurer. Such inventory and affidavit shall be kept on file as part of the public records of the city clerk.

c. It shall be unlawful for the person, firm or corporation to add to the stock or merchandise, goods, wares, furniture, fixtures, jewelry or property from any source whatsoever and advertise the same as a bankrupt stock or as an insolvent stock or as a fire stock or to offer for sale any goods, wares, merchandise, furniture, fixtures, jewelry or personal property along with same or in the same building which were not a part of the original bankrupt stock or insolvent stock or fire stock. (Code 1969, §12-81)

**7-4.5 Sale of Precious Stones, Jewelry, Etc; Requirements.** If the stock of merchandise shall consist in whole or in part of any diamonds, or any other precious or semi-precious stones, or imitations thereof, watches, clocks, jewelry, glassware, oriental rugs, bric-a-brac or like merchandise, the same shall not be offered for sale or be sold unless there is securely attached to each of the articles a tag, or label, upon which shall be plainly written or printed in English, a true and correct statement of the kind and quality of the metal or material of which such article is made or composed, and if of metal the percentage or character, or purity of such metal, and in case such articles are plated or overlaid, then such a tag or label shall contain a true statement of the kind of material or metal covering; and when precious or semi-precious stones are offered for sale or sold, such written statement shall set forth the true name, weight, quantity and fineness of the stones and imitations shall be described as such, and when watches and clocks are sold, the true name of the manufacturer shall be stated in writing and no part of the movement or mechanism thereof shall be substituted or contain false or misleading names or trademarks, neither shall secondhand or old movements be offered for sale in new cases without a true statement to that effect. Such tag or label shall remain securely attached to any article of merchandise and shall be delivered to the purchaser as a true and correct description and representation of the article sold and shall be deemed prima facie evidence of intent to defraud in case such written statement is not true and correct. (Code 1969, §12-82)

**7-4.6 Hours of Sale.** No person shall sell or offer for sale, by auction or at auction sale, any of the articles of property or merchandise mentioned in the preceding section irrespective of how or when acquired between the hours of 5:00 p.m. and 8:00 a.m. (Code 1969, §12-83)

**7-4.7 Bond Required.** In addition to paying the tax as above provided, every person conducting a bankrupt sale, insolvency sale, fire sale or auction sale, as herein provided, shall, before commencing the sale, file with the clerk a good and sufficient bond in the sum of one thousand (\$1,000.00) dollars to be approved by the city clerk, to the effect that such person conducting the sale will not mislead the public by any false or untrue advertising or by holding back and not offering for sale any part of the stock, or by shipping in or bringing in from other sources, goods or merchandise in such manner as the public may be led to believe that such additional goods, merchandise, so shipped in or brought in, were part of the original stock, and to the further effect that such person so conducting the sale will not, in any manner mislead, cheat, or defraud, or attempt to cheat, mislead, or defraud the public in the conduct of the sale. (Code 1969, §12-84)

**7-4.8 Penalty for Violation of Provisions.** On the failure to comply with the provisions of this section, or on violating its terms, the offender, on conviction thereof, in the municipal court, shall be punished as prescribed in Chapter I, Section 1-11; and each day that such sale or business is conducted in violation of the terms of this section shall constitute a separate offense. (Code 1969, §12-85)

**7-4.9 Provisions to be Cumulative.** The provisions of this section inclusive, shall be cumulative and shall not operate to repeal any ordinance or part of ordinance not in conflict with the provisions thereof. (Code 1969, §12-86)

## **7-5 JUKE BOXES.**

**7-5.1 Compliance with Section.** It shall be unlawful for any person in the city to own, operate, control, rent or have in possession any machine designed or used for the purpose of

vending music to the public, whether by the payment of specified sums or through slots provided to mechanically dispense music through the machine, except as provided in this section. (Code 1969, §12-97)

**7-5.2 Permit Generally.** Any person desiring to operate any music machine referred to in subsection 7-5.1 shall first apply, in writing, to the city council for a permit to operate such machine and the city council, in passing and determining upon the application for the permit shall take into consideration whether such operation is appurtenant to and customary to the business of the applicant, the presence or absence of residential areas, the manner and conduct of the business, particularly with reference to annoying or interfering with the rights of other citizens, the use of the machine when connected with public dance halls or in conjunction with the sale of beer, wines and alcoholic drinks, and to the question whether the machine will be so near to churches, schools, hospitals or other institutions as to prove injurious to them, and to whether or not the machine as operated, will attract loafers, idlers and criminals or become a nuisance to the citizens in the area adjoining its location and to the general security, welfare, convenience, health, peace, order and good government of the city. (Code 1969, §12-98)

**7-5.3 Hearing on Permit Application.** Upon application, in writing, being made to the city council for a special permit, as provided for in this section, the council shall, if necessary, or if requested to do so, hold a hearing, at which time the applicant and any persons objecting to the issuance of the permit shall be given a full, free and fair hearing; provided, however, that the city council shall not be required to hold any hearing when the council is convinced that the application should be granted as in accord with the public interest. (Code 1969, §12-99)

**7-5.4 Each Day of Violation of Provisions to Constitute Separate Offense.** Each and every day that any person shall violate the terms of this section shall be deemed and constitute a separate offense. (Code 1969, §12-100)

**7-5.5 Revocation of Permit; Compliance with Police Regulations.** Any permit granted under this section shall be revocable at any time by the city council, after notice to the applicant, who shall be given an opportunity to appear before the council, and all permits granted under this section shall require that the applicant shall operate the machines in accordance with regulations of the police division and under its supervision, and cease the operation of such machines at hours specified by police regulations. (Code 1969, §12-101)

**7-6 POOLROOMS.\***

**7-6.1 Issuance of License; Fee.**

a. It shall be lawful for the city to issue a conditional license for the operation of a poolroom, subject to the provisions of this article.

b. *License fee.*

1. Five (\$5.00) dollars per table measuring less than three and one-half (3.5') feet wide and seven (7') feet long.

2. Twelve dollars and fifty (\$12.50) cents per table for tables measuring longer than the above.  
(Code 1969, §12-112; Ord. No. 1996-13)

**7-6.2 Application; Contents; to be Issued Upon Certain Conditions.** The conditional license authorized by subsection 7-6.1 shall be granted upon written application, specifying the location and number of tables, the names of individuals responsible for the management, operation and good conduct of the poolroom and that the poolroom be conducted at all times in accordance with such regulations as may now or hereafter be provided by the city council by resolution and in conformance with instructions issued by the chief of police, or acting chief, who is hereby specifically empowered and ordered to close any poolroom upon the occasion of any disorderly or dis-

agreeable conduct, gambling or drinking of beer or alcoholic beverages upon the premises. (Code 1969, §12-113)

**Cross reference**—Alcoholic beverages generally, Chapter VIII.

**7-6.3 Restrictions on Location of Premises.** No license will be granted to any poolroom not located on the first floor of any building, or to a poolroom which contains blinds, curtains, partitions or other devices which prevent clear vision of the entire poolroom from the front of the building in which the poolroom is located. (Code 1969, §12-114)

**7-6.4 Inspection by Police; Waiver of Claims Against City.**

a. All poolroom licenses will be granted and every poolroom will be subject to the inspection of the police officers of the city and acceptance of any license to operate a poolroom will be an acceptance by the licensee of the terms of this section and such regulations as may be passed by the city council, and an agreement by such licensee to conduct the poolroom in conformance with instructions from the police division.

b. The licensee, in accepting a license under this section, shall waive any claim against the city for any and all damages whatsoever, claimed or occasioned, by the closing of any licensed poolroom by any police officer and acceptance of a license to operate a poolroom shall automatically authorize any police officer of the city to close any poolroom upon the occasion of disorderly or disagreeable conduct, gambling, or the sale, storage or drinking of beer or alcoholic beverages upon the premises and for any other cause.  
(Code 1969, §12-115)

**7-6.5 Owner to Keep Order; Hours of Operation.** The conditional license authorized by this section is subject to the good conduct of the owner, manager or operator of the poolroom and the maintenance of good order in the poolroom and upon the provision that the poolroom be closed not later than 11:00 p.m. of each day. (Code 1969, §12-116)

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\*State law references—Local licensing of pool and billiards, Code 1962, §5-676; annual license required, Code 1962, §5-670. License fees according to SC Code §12-21-2746.

**7-6.6 Public Hearing on Application for License.** It shall be the duty of the city clerk and treasurer, upon the receipt of an application from any person to operate a poolroom, to give public notice of the application, specifying the proposed location and setting a date, not less than one week thereafter, when the city council will pass upon the application; the notice shall advise any person opposed to the application to file a written protest with the clerk and treasurer and to appear before the city council at the time the application is considered. (Code 1969, §12-117)

**7-6.7 Criteria to be Used by City Council in Granting Permission to Operate.** In considering and passing upon the question of granting permission to operate any poolroom, regard shall be had by the city council as to how the same shall be built or kept, to the avoiding or prevention of danger to pedestrians in consequence of the use of the institution, to the presence or absence of densely populated residence neighborhoods, to the question whether the proposed institution is so near to churches, schools, hospitals or other institutions to prove injurious to them, to the matter of protection against fire losses, and to the general security, welfare, convenience, health, peace, order and good government of the city. (Code 11-118, §12-118)

**7-6.8 Any Unconstitutional Provision to Void Entire Section.** Should any subsection or clause of this section become invalid because of unconstitutionality, the entire section shall be void and of no effect. (Code 1969, §12-119)

## 7-7 PAWNSHOPS.\*

**7-7.1 Definition; Compliance Required.** Any person who shall operate, maintain or conduct a pawnshop, secondhand store or other place of business accepting pledges of personal property or purchasing personal property from

\*State law references—Imposition of business and occupation taxes, Code 1962, §47-271; licensing pawnbroker, Code 1962, §56-1152; license from clerk of court for hawking and peddling, Code 1962, §56-1201.

individuals or any other business consisting of the lending of money or credit secured by a pledge of personal property or any business which shall purchase, trade or exchange, for cash, goods, credit or otherwise, any article of personal property from an individual customer or customers shall hereinafter be referred to as a pawnbroker and shall be required to comply with the provisions of this section. (Code 1969, §12-130)

**7-7.2 Exemptions.** Any person representing an established business, either as owner, salesman or agent, which is engaged in the business of selling personal property in bulk, or selling personal property previously acquired from firms and individuals, shall be exempt from the operation of this section. (Code 1969, §12-131)

### 7-7.3 Bond.

a. All pawnbrokers doing business in the city shall, at the time of obtaining a license for the business, file with the clerk and treasurer a bond to the city.

b. The bond shall be executed by the person so licensed and by two (2) responsible sureties, or by a surety company licensed to do business, in the penal sum of one thousand (\$1,000.00) dollars the bond to be approved by the mayor, and which bond shall be conditioned for the faithful performance of the duties and obligations pertaining to the business so licensed. (Code 1969, §12-132)

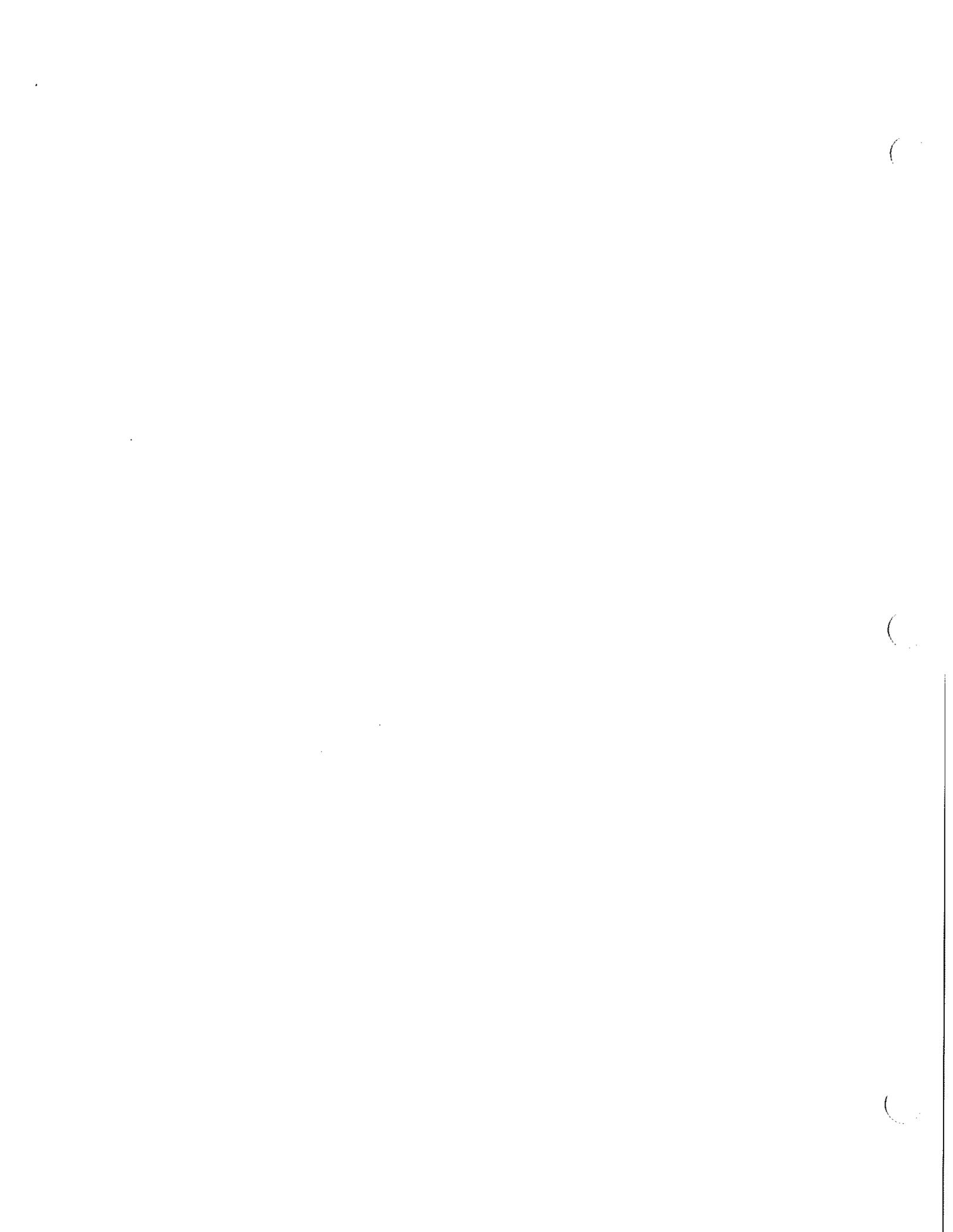
**State law reference**—Bond required of pawnbroker, Code 1962, §56-1155.

**7-7.4 Authority of Mayor to Revoke License.** The mayor shall have full power and authority at any time to revoke the license of any pawnbroker. (Code 1969, §12-133)

### 7-7.5 Records of Transactions.

a. *Required.* Every pawnbroker shall keep in the place of business a book, in which shall be plainly and legibly recorded at the time of any transaction, the time of every transaction, the name and address of the person involved, a complete description of the article or articles, including the name of the

maker, number, brand, monogram or mark, color, size, material and condition and such other information as may be necessary to identify the article or articles.



b. *Inspection.* The book shall be available at all times for examination by any policeman or authorized agent authorized by the chief of police.

(Code 1969, §12-134)

**State law reference**—Inspection of pawnbroker's records, Code 1962, §56-1159.

**7-7.6 Reports to Police.**

a. Every pawnbroker shall furnish to the chief of police or to his office at police headquarters, a list, report or record, showing each transaction, with the information required by subsection 7-7.5 for the day preceding.

b. The report shall be made not later than 10:00 a.m. of each business day for the business and activities of each preceding day.

c. The chief of police is hereby authorized to require the report on a form to be prepared by him.

(Code 1969, §12-135)

**State law reference**—Record of purchases to be kept by pawnbroker, Code 1962, §56-1157.

**7-7.7 Receipt for Goods to be Given.** All pawnbrokers shall, at the time of each loan, deliver to the person pawning or pledging any goods, article or thing, a memorandum or note, signed by the pawnbroker, or in case of a firm or corporation, some member or authorized officer thereof, containing the substance of the entry required to be made in his book, and no charge shall be made or received by any pawnbroker for any such entry, memorandum or note. (Code 1969, §12-136)

**7-7.8 Interest Rates; Limitation.** No pawnbroker shall ask, demand or receive any greater rate of interest than that now fixed by the law of this state. (Code 1969, §12-137)

**7-7.9 Retention Period for Pawns and Pledges.** No pawnbroker shall sell or dispose of any pawn or pledge until the same shall have remained sixty (60) days in his possession, after the maturity of the debt for which the property was pawned or pledged. (Code 1969, §12-138)

**7-7.10 Each Article or Transaction Not Recorded or Reported to Constitute Separate Offense.** It is specifically provided that each article or transaction not recorded or reported, as required by this section, shall constitute a separate offense under this section. (Code 1969, §12-139)

**7-8 PERSONAL PROPERTY SALES AND GARAGE SALES.**

**7-8.1 Intent and Purpose.**

a. The intrusion of nonregulated garage sales is causing annoyance to citizens in residential areas of the city and congestion of the streets in residential areas of the city.

b. The provisions contained in this section are intended to prohibit the infringement of any businesses in any established residential areas by regulating the term and frequency of garage sales so as not to disturb or disrupt the residential environment of the area.

c. The provisions of this section do not seek control of sales by individuals selling a few of their household or personal items.

d. The provisions and prohibitions herein-after contained are enacted not to prevent but to regulate garage sales for the safety and welfare of the city's citizens.

(Ord. 3/15/83)

**7-8.2 Definitions.** As used in this section:

*Garage sale* shall mean and include all general sales, open to the public, conducted from or on a residential premises in any residential zone, as defined by the zoning ordinance, for the purpose of disposing of personal property including, but not limited to, all sales entitled "garage," "lawn" "yard," "attic," "porch," "room," "backyard," "patio," "flea market," or "rummage" sales.

*Personal property* shall mean property which is owned, utilized and maintained by an individual or members of his or her residence and acquired in the normal course of living in or maintaining a residence. It does

not include merchandise which was purchased for resale or obtained on consignment. (Ord. 3/15/83)

**7-8.3 Property Permitted to be Sold.** It shall be unlawful for any individual to sell or offer for sale, under authority granted by this section, property other than personal property. (Ord. 3/15/83)

**7-8.4 Permit Required.** It shall be unlawful for anyone to conduct a garage sale on the area described in subsection 7-8.3 above without first obtaining a permit from the city treasurer's office for each sale and such permit shall be posted at the site of the sale. The cost of each permit is to be five (\$5.00) dollars per permit. The maximum period of each sale is two (2) consecutive days, not to include Sunday. The maximum number of permits is two (2) permits per year for any one (1) family unit, location, lots or premises. All participants in any joint sale shall be named on the permit. (Ord. 3/15/83)

**7-8.5 Parking Requirements.** Parking shall be provided by the party or parties conducting the sale for all persons attending the sale in a manner that would not affect the free flow of traffic on a public street near such garage sale. (Ord. 3/15/83)

**7-8.6 New Merchandise Prohibited.** No new or used merchandise shall be purchased for resale on the premises for the sale permitted under this section. (Ord. 3/15/83)

**7-8.7 Signs.** One (1) nonilluminated sign, not to exceed two (2) square feet, may be posted advertising the sale and such sign shall only be placed on the property where the sale is being conducted under this section. One (1) directional sign of not more than two (2) square feet is permitted provided that the premises upon which the garage sale is conducted is not on a major thoroughfare and written permission to erect the sign is received from the property owners upon whose property such signs are to be placed. Permission for placement of such signs on public rights-of-way must be obtained from the city administrator. Such signs shall

be removed at the end of the sale. (Ord. 3/15/83)

**7-8.8 Hours of Sale.** The sale shall be limited to the hours between 8:00 a.m. and 7:00 p.m. on each day of the sale. (Ord. 3/15/83)

**7-8.9 Public Address System Prohibited.** The use of a public address system is prohibited at garage sales. (Ord. 3/15/83)

**7-8.10 Public Nuisance.** The individual to whom such permit is issued and the owner or tenant of the premises on which such sale or activity is conducted shall be jointly and severally responsible for the maintenance of good order and decorum on the premises during all hours of such sale or activity. No such individual shall permit any loud or boisterous conduct on the premises nor permit vehicles to impede the passage of traffic on any roads or streets in the area of such premises. All such individuals shall obey the reasonable orders of any member of the police or fire departments of the city in order to maintain the public health, safety and welfare. (Ord. 3/15/83)

**7-8.11 Alcoholic Beverages Prohibited.** Alcoholic beverages of any type shall not be sold on or near the premises where a garage sale is held. (Ord. 3/15/83)

**7-8.12 Display of Goods for Sale.** Goods for sale shall not be displayed on public property. Neither shall such goods be displayed on private property in such a manner so as to materially impede visibility of pedestrian or vehicular traffic on or off the premises. (Ord. 3/15/83)

**7-8.13 Inspection or Violation.** Before issuing a permit, a representative from the city treasurer's office may conduct an investigation as may reasonably be necessary to determine if there is compliance with this section. For the purpose of enforcing the provisions of this section, the city or its representatives and employees shall have the right of entry to any premises showing evidence of a garage sale and close the premises from such sale where any provisions of this section are being violated. (Ord. 3/15/83)

**7-8.14 Penalties.** Violation of this section, or failure to comply with any of its provisions, shall constitute a misdemeanor. Each day such violation continues shall be considered a separate offense. (Ord. 3/15/83)

**7-9 PROPERTY AND CASUALTY INSURANCE COMPANIES AND BROKERS FOR NON-ADMITTED INSURANCE COMPANIES.**

**7-9.1 Collection of Business License Tax by Municipal Association of South Carolina.**

a. The Municipal Association of South Carolina has developed a program for statewide collection of all current and delinquent business license taxes due from insurance companies licensed in this state, and is continuing a program for collection of business license taxes from brokers for non-admitted surplus lines insurers insuring risks in this state, in which some municipalities participate. Participating municipalities have adopted uniform rates and delinquent penalties for insurers and brokers, and a uniform due date of May 31 for such license taxes. Municipalities are authorized to contract for assistance in collection of business license taxes pursuant to South Carolina Code Ann. 5-7-300.

b. The Municipal Association of South Carolina is authorized to collect business license taxes for the City of Orangeburg from property and casualty insurance companies and brokers for non-admitted insurance companies and that the mayor of the City of Orangeburg is authorized to execute an Agreement with the Municipal Association of South Carolina (attached hereto)\* outlining services to be provided by the Association and detailing fees to be paid for collection services.

This ordinance does not apply to the collection of business license taxes for Life and Health Insurance Companies or brokers.

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\***Editor's Note:** The agreement referred to herein may be found on file with the office of the city clerk attached to Ordinance No. 1994-6.

**7-10 HOSPITALITY TAX.**

**7-10.1 Authority.** This section is enacted pursuant to the authority of Title 5, Code of the State of South Carolina (1976), including, without limitation, S. C. Code Ann. Section 5-7-10 (Supp. 1992), and S. C. Code Ann. Section 5-7-30 (Supp. 1992), which provide, in relevant part, that municipalities may adopt all ordinances which appear necessary and proper for the security, general welfare and convenience of the municipality and for the preservation of the general health, peace and order in the municipality and further that municipalities may establish uniform service charges. (Ord. No. 1998-4, §7-10.1)

**7-10.2 Declaration of Purpose and Intent.** This section is enacted to preserve the general health, safety and welfare of the general public within the City of Orangeburg, South Carolina, by creating a uniform tax for the purpose of creating a fund which will be utilized for purposes enumerated in Section 6-1-730 of the State Code of Laws of South Carolina and as may be amended. (Ord. No. 1998-4, §7-10.2)

**7-10.3 Hospitality Tax.** A tax equal to two (2%) percent is hereby imposed on a gross proceeds derived from:

The sale of all food and beverages, served by a restaurant, hotel, motel, or other food service facility within the City of Orangeburg. In addition, the tax shall be imposed for all food and beverages prepared or modified by convenience stores or grocery stores within the City of Orangeburg, South Carolina. (Ord. No. 1998-4, §7-10.3)

**7-10.4 Payment of Tax.**

a. Payment of the tax established herein shall be the liability of the consumer of the services for items described in subsection 7-10.3. The tax shall be paid at the time of delivery of the services or items to which the tax applies and shall be collected by the provider or seller of the service, services or items.

b. The tax collected by the seller or provider of the services or items as required

under subsection 7-10.3 shall be remitted to the City of Orangeburg on a monthly basis along with such return or form as may be established by the City of Orangeburg for such purpose. In the event that the monthly tax should calculate to less than twenty (\$20.00) dollars per month, that seller will be permitted to remit the amount due on a semi-annual basis. For any month in which the tax due exceeds twenty (\$20.00) dollars, that month's tax and all previous months' taxes will be due and payable to the City of Orangeburg under the terms set out in subsection 7-10.4c.

c. Taxes and required reports shall be submitted to the City of Orangeburg by the twentieth day of the month and shall cover sales of the previous month. Any taxes not timely remitted shall be subject to a penalty of five (5%) percent of the unpaid tax for each month or portion thereof after the due date until paid. The failure to collect from patrons the tax imposed by this section shall not relieve any establishment subject to this article from making the required remittance.

d. Any person violating this section shall be deemed guilty of an offense and shall be subject to punishment under subsection 7-2.10 upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent tax, penalties, and costs provided for herein.  
(Ord. No. 1998-4, §7-10.4)

**7-10.5 Hospitality Tax Account.** The revenue account, to be known as the City of Orangeburg Hospitality Tax, shall be established and all revenues received from the hospitality tax shall be deposited into this account. The principal and any accrued interest from this account shall be expended only as permitted in subsection 7-10.6 below.  
(Ord. No. 1998-4, §7-10.5)

**7-10.6 Permitted Uses of Funds.** The City of Orangeburg, South Carolina is hereby authorized to utilize the funds collected from the imposition of the hospitality tax for the purposes enumerated in Section 6-1-730 of the State Code of Laws of South Carolina and as may be amended. (Ord. No. 1998-4, §7-10.6)

**7-10.7 Inspection and Audits.** For the purpose of enforcing the provisions of this section the city treasurer or other authorized agent of the city is empowered to enter upon the premises of any person subject to this section to make inspection, examine and/or audit the books and records, and it shall be unlawful for any person to fail or refuse to make available the necessary books and records. In the event that the audit or inspection reveals that false information has been filed by the establishment, the cost of the audit shall be added to the correct tax and late penalties in addition to other penalties provided herein. Each day of failure to pay the proper tax shall constitute a separate offense. The city treasurer shall make systematic inspections of the businesses within the city to insure compliance with the section. Records of inspections and audits shall not be deemed to be public record and shall not be released by the city. (Ord. No. 1998-4, §7-10.7)

**7-10.8 Authorization for Use.** Authorization to utilize revenues from the hospitality tax account shall be by the annual budget ordinance duly adopted by the city council of the City of Orangeburg, South Carolina. (Ord. No. 1998-4, §7-10.8)

**7-10.9 Severability.** If any section, phrase, sentence or portion of this section is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such section, phrase, sentence or portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining sections, phrases, sentences, or portions thereof. (Ord. No. 1998-4, §7-10.9)

**7-10.10 Effective Date.** This section shall become effective on February 16, 1998. (Ord. No. 1998-4, §7-10.10)

## **7-11 ACCOMMODATIONS TAX.**

**7-11.1 Authority.** This section is enacted pursuant to the authority of Title 5, Code of the State of South Carolina (1976), including, without limitation, S. C. Code Ann. Section

5-7-10 (Supp. 1992), and S. C. Code Ann. Section 5-7-30 (Supp. 1992), which provide, in relevant part, that municipalities may adopt all ordinances which appear necessary and proper for the security, general welfare and convenience of the municipality and for the preservation of the general health, peace and order in the municipality and further that municipalities may establish uniform service charges. (Ord. No. 1998-3, §7-11.1)

**7-11.2 Declaration of Purpose and Intent.** This section is enacted to preserve the general health, safety and welfare of the general public within the City of Orangeburg, South Carolina, by creating a uniform tax for the purpose of creating a fund which will be utilized for purposes enumerated in Section 6-1-530 of the State Code of Laws of South Carolina and purposes as may be amended. (Ord. No. 1998-3, §7-11.2)

**7-11.3 Accommodations Tax.** A fee equal to two (2%) percent is hereby imposed on a gross proceeds derived from:

The rental or charges for any rooms (excluding meeting and conference rooms), campground spaces, lodgings, or sleeping accommodations furnished to transients by any hotel, inn, tourist court, tourist camp, motel, campground, residence, or any place in which rooms, lodgings, or sleeping accommodations are furnished to transients for a consideration. The gross proceeds derived from the lease or rental of sleeping accommodations supplied to the same person for a period of ninety (90) continuous days are not considered proceeds from transients. This tax imposed by this subsection shall not apply to additional guest charges as that term is defined in South Carolina Code Section 12-36-920(B). (Ord. No. 1998-3, §7-11.3)

**7-11.4 Payment of Tax.**

a. Payment of the tax established herein shall be the liability of the consumer of the services for items described in subsection 7-11.3. The tax shall be paid at the time of delivery of the services or items to which the fee applies and shall be collected by the provider or seller of the service, services or items.

b. The taxes collected by the seller or provider of the services or items as required under subsection 7-11.3 shall be remitted to the City of Orangeburg on a monthly basis along with such return or form as may be established by the City of Orangeburg for such purpose. In the event that the monthly tax should calculate to less than twenty (\$20.00) dollars per month, that seller will be permitted to remit the amount due on a semi-annual basis. For any month in which the tax due exceeds twenty (\$20.00) dollars, that month's tax and all previous months' taxes will be due and payable to the City of Orangeburg under the terms set out in subsection 7-11.4c.

c. Taxes and required reports shall be submitted to the City of Orangeburg by the twentieth day of the month and shall cover rentals or charges of the previous month. Any taxes not timely remitted shall be subject to a penalty of five (5%) percent of the unpaid fee for each month or portion thereof after the due date until paid. The failure to collect from patrons the tax imposed by this section shall not relieve any establishment subject to this section from making the required remittance.

d. Any person violating this section shall be deemed guilty of an offense and shall be subject to punishment under subsection 7-2.10 upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent taxes, penalties, and costs provided for herein. (Ord. No. 1998-3, §7-11.4)

**7-11.5 Accommodations Tax Account.** The revenue account, to be known as the City of Orangeburg Accommodations Tax, shall be established and all revenues received from the accommodations tax shall be deposited into this account. The principal and any accrued interest from this account shall be expended only as permitted in subsection 7-11.6 below. (Ord. No. 1998-3, §7-11.5)

**7-11.6 Permitted Uses of Funds.** The City of Orangeburg, South Carolina is hereby authorized to utilize the funds collected from the imposition of the accommodations tax for purposes enumerated in Section 6-1-530 of the State Code of Laws of South Carolina and purposes as may be amended. (Ord. No. 1998-3, §7-11.6)

**7-11.7 Inspection and Audits.** For the purpose of enforcing the provisions of this section the city treasurer or other authorized agent of the city is empowered to enter upon the premises of any person subject to this section to make inspection, examine and/or audit the books and records, and it shall be unlawful for any person to fail or refuse to make available the necessary books and records. In the event that the audit or inspection reveals that false information has been filed by the establishment, the cost of the audit shall be added to the correct tax and late penalties in addition to other penalties provided herein. Each day of failure to pay the proper tax shall constitute a separate offense. The city treasurer shall make systematic inspections of the businesses within the city to insure compliance with the section. Records of inspections and audits shall not be deemed to be public record and shall not be released by the city. (Ord. No. 1998-3, §7-11.7)

**7-11.8 Authorization for Use.** Authorization to utilize revenues from the accommodations tax account shall be by the annual budget ordinance duly adopted by the city council of the City of Orangeburg, South Carolina. (Ord. No. 1998-3, §7-11.8)

**7-11.9 Severability.** If any section, phrase, sentence or portion of this section is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such section, phrase, sentence or portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining sections, phrases, sentences, or portions thereof. (Ord. No. 1998-3, §7-11.9)

**7-11.10 Effective Date.** This section shall become effective on February 16, 1998. (Ord. No. 1998-3, §7-11.10)

## **7-12 BUSINESS LICENSE TAX ON RETAIL TELECOMMUNICATIONS SERVICES.**

a. Notwithstanding any other provisions of the Business License Ordinance, the business license tax for retail telecommunications services, as defined in S.C. Code section 58-9-2200, shall be at the maximum rate authorized by S.C. Code section 58-9-2220, as it now provides or as provided by its amendment. The business license tax year shall begin on January 1 of each year. The rate for the 2005 business license tax year shall be the maximum rate allowed by State law as in effect on February 1, 2005. Declining rates shall not apply.

b. In conformity with S.C. Code section 58-9-2220, the business license tax for retail telecommunications services shall apply to the gross income derived from the sale of retail telecommunications services for the preceding calendar or fiscal year which either originate or terminate in the municipality and which are charged to a service address within the municipality regardless of where these amounts are billed or paid and on which a business license tax has not been paid to another municipality. The measurement of the amounts derived from the retail sale of mobile telecommunications services shall include only revenues from the fixed monthly recurring charge of customers whose service address is within the boundaries of the municipality. For a business in operation for less than one (1) year, the amount of business license tax shall be computed on a twelve-month projected income.

c. For the year 2005, the business license tax for retail telecommunications services shall be due on February 1, 2005, without penalty. For years after 2005, the business license tax for retail telecommunications services shall be due on January 1 of each year and payable by January 31 of that year, without penalty.

d. The delinquent penalty shall be five (5%) percent of the tax due for each month, or portion thereof, after the due date until paid.

e. Exemptions in the business license ordinance for income from business in inter-

state commerce are hereby repealed. Properly apportioned gross income from interstate commerce shall be included in the gross income for every business subject to a business license tax.

f. Nothing in this section shall be interpreted to interfere with continuing obligations of any franchise agreement or contractual agreement in the event that the franchise or contractual agreement should expire after December 31, 2003.

g. All fees collected under such a franchise or contractual agreement expiring after December 31, 2003, shall be in lieu of fees or taxes which might otherwise be authorized by this section.

h. As authorized by S.C. Code section 5-7-300, the Agreement with the Municipal Association of South Carolina for collection of current and delinquent license taxes from telecommunications companies pursuant to S.C. Code section 58-9-2200 shall continue in effect. Notwithstanding the provisions of the Agreement, for the year 2005, the Municipal Association of South Carolina is authorized to collect current and delinquent license taxes, in conformity with the due date and delinquent date for 2005 as set out in this section and is further authorized, for the year 2005, to disburse business license taxes collected, less the service charge agreed to, to this municipality on or before April 1, 2005, and thereafter as remaining collections permit.

(Ord. No. 1998-7, §3; Ord. No. 1999-9, §3; Ord. No. 2001-17, §§1, 2, 4, 5; Ord. No. 2004-14, §§1-5; Ord. No. 2007-14)



LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

LICENSE SCHEDULE  
(Subsection 7-2.4)

Note: This schedule was originally adopted on 3/6/62, readopted on July 19, 1983, readopted by an ordinance on 9/15/87, readopted March 2, 1993 by Ordinance No. 1993-5, amended by Ordinance Nos. 1998-15, 1999-9, 2001-17 and 2004-14. Readopted in its entirety May 15, 2012 by Ord. No. 2012-8.

A

010000	ADVERTISING	
010100	Outdoor billboards, signs, or other devices	
	On gross receipts not exceeding \$5,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
010200	Advertising not otherwise classified	
	On gross receipts not exceeding \$5,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 5.00
010300	Coupon book sales/advertising	
	On gross receipts not exceeding \$1,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
830000	AMBULANCE SERVICES	
	On gross receipts not exceeding \$5,000 .....	\$ 25.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
020001	AMUSEMENT CENTER, ARCADES, POOL HALLS; Places Whose Business is Primarily to Provide Entertainment with Video Games, Pin Ball Games, Etc.	
	On gross receipts not exceeding \$5,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 2.00
940000	ARTS AND CRAFTS	
	On gross receipts not exceeding \$2,000 .....	\$ 5.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00

This shall be a special license issued only for special events sanctioned as such by the City of Orangeburg and shall be valid for the time period stated therein and must be applied for and obtained before commencement of the event for which it is being used. Applicants must be the creators of the art or craft which is to be sold and goods purchased for sale or resale cannot be vended on this special license.

A husband and wife shall be considered as an individual for the purpose of this license.

Other merchants and vendors of such special events, not qualifying for licensing under ARTS AND CRAFTS, shall be required to obtain a regular business license. Merchants and vendors now operating under a valid license shall be allowed to operate on those licenses, incorporating such gross receipts

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in the annual gross receipts to be reported on the succeeding year's application.

- 030000 ASTROLOGERS Astrologers, Clairvoyants, Fortune Tellers, Palmists, Phrenologists and Other Similar Callings are prohibited
  
- 840000 AUCTION HOUSES LOCATED IN CITY  
 (Auctioneers regulated by State Code)  
 On gross receipts not exceeding \$5,000 ..... \$ 30.00  
 On next \$15,000--per thousand ..... \$ 2.00  
 Over \$20,000 on each addition 1,000 or fraction thereof ..... \$ 1.00  
  
 AUCTIONEERS WITH NO PRINCIPAL OR BRANCH OFFICE IN CITY  
 Same rate as above after first three (3) auctions conducted in City
  
- 050000 AUTOMOBILE AND OTHER VEHICLE RENTERS, U-DRIVE-IT COMPANIES AND OTHER RELATED BUSINESSES SUCH AS TRAILERS  
 First vehicle ..... \$ 50.00  
 Each additional vehicle ..... \$ 10.00
  
- 060000 AUTOMOBILE, TRUCK, TRAILER, FARM MACHINERY, CONSTRUCTION EQUIPMENT AND ANY OTHER TYPE OF MOTOR VEHICLE OR EQUIPMENT INCLUDING MOBILE HOMES  
 On gross receipts not exceeding \$100,000 ..... \$100.00  
 On the next \$200,000 -- per thousand ..... \$ 1.00  
 Over \$300,000 on each additional \$1,000 or fraction thereof ..... \$ .50  
 (For the purpose of this Ordinance gross receipts shall be the sale price of the new car, less trade in allowance of the used car, adding net used car sales.)
  
- 070000 AUTOMOBILE, TRUCK, ETC.  
 Dealers whose place of business is outside the City limits of Orangeburg selling and/or delivering their cars in the City of Orangeburg--DOUBLE the above rates.

B

- 080000 BARBER SHOPS AND/OR OPERATORS WHO RENT SPACES  
 On gross receipts not exceeding \$5,000 ..... \$ 25.00  
 On each additional \$1,000 or fraction thereof ..... \$ 1.00
  
- 040000 BARS, CLUBS AND LOUNGES  
 On gross receipts not exceeding \$2,000 ..... \$ 50.00  
 On each additional \$1,000 or fraction thereof ..... \$ 2.00  
 \*\*Also Subject to Hospitality and Accommodations Tax
  
- 090000 BEAUTY SHOPS/COSMETOLOGY/NAIL AND/OR OPERATORS WHO RENT SPACES  
 On gross receipts not exceeding \$5,000 ..... \$ 25.00  
 On each additional \$1,000 or fraction thereof ..... \$ 1.00

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

100000	<p><b>BICYCLE DEALERS OR BICYCLE REPAIR SHOPS</b>                  On gross receipts not exceeding \$5,000 ..... \$ 30.00                  On each additional \$1,000 or fraction thereof..... \$ 1.00</p> <p><b>BILLIARD TABLES -- SEE POOL TABLES</b></p>
120000	<p><b>BINGO PARLORS</b>                  On adjusted gross not exceeding \$2,000..... \$100.00                  On each additional \$1,000 or fraction thereof..... \$ 5.00                  (Adjusted gross is equal to the gross receipts less exempt amount.)                  The game of bingo is prohibited except for when conducted by charitable, religious or fraternal organizations exempt from federal income taxation or when conducted at recognized annual state and county fairs. When a person(s) operates a bingo parlor for an above mentioned group he/they will be subject to the above schedule.</p>
130000	<p><b>BOARDING HOUSING, TOURING HOMES OR RESIDENTIAL CARE HOMES</b>                  (Must be Pre-approved by Zoning)                  On gross receipts not exceeding \$5,000 ..... \$ 25.00                  On each additional \$1,000 or fraction thereof..... \$ 2.00</p>
140000	<p><b>BONDSMEN AND BOND MAKERS</b>                  (In city: Must pay on total gross. Out of city: Pays on gross in the City Limits)                  On gross receipts not exceeding \$1,000 ..... \$ 50.00                  On each additional \$1,000 or fraction thereof..... \$ 5.00</p>
170000	<p><b>BOTTLERS AND WHOLESALE DISTRIBUTORS OF SOFT DRINKS</b>                  (For distributors located outside the City limits see coin-operated machines)                  On gross receipts not exceeding \$25,000 ..... \$ 75.00                  On each additional \$1,000 or fraction thereof..... \$ 1.00</p>
180000	<p><b>BOWLING ALLEYS</b>                  First alley ..... \$ 25.00                  Each additional alley ..... \$ 10.00</p>
190000	<p><b>BROKERS</b></p>
190100	<p>Stock and bond security brokers                  On gross commissions not exceeding \$10,000 ..... \$ 50.00                  On each additional \$1,000 or fraction thereof..... \$ 1.00</p>
190200	<p>Cotton buyers' brokers or merchants                  On gross commissions not exceeding \$10,000 ..... \$ 50.00                  On each additional \$1,000 or fraction thereof..... \$ 1.00</p>
190300	<p>Commission merchants                  On gross commissions not exceeding \$10,000 ..... \$ 50.00                  On each additional \$1,000 or fraction thereof..... \$ 1.00</p>

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960000 BUS TERMINALS  
 On gross receipts not exceeding \$10,000.....\$ 50.00  
 On each additional \$1,000 or fraction thereof .....\$ 1.00

C

210000 CAR WASH BUSINESS--NOT CONNECTED WITH SERVICE STATIONS  
 On gross receipts not exceeding \$5,000.....\$ 30.00  
 On each additional \$1,000 or fraction thereof .....\$ 2.00

910000 CARNIVALS, CIRCUSES OR FAIRS  
 On gross receipts not exceeding \$5,000.....\$100.00  
 On each additional \$1,000 or fraction thereof .....\$ 2.00

150000 CARPET OR RUG CLEANING MACHINES  
 Each machine .....\$ 12.50

160000 CATERERS  
 On gross receipts not exceeding \$5,000.....\$ 40.00  
 On each additional \$1,000 or fraction thereof .....\$ 2.00  
 \*\*Also subject to Hospitality and Accommodations Tax

690000 CEMETERY/PERPETUAL CARE  
 On gross receipts not exceeding \$5,000.....\$ 30.00  
 On each additional \$1,000 or fraction thereof .....\$ 1.00

220000 CLEANING SERVICES, INCLUDING CARPET AND HOUSEHOLD  
 On gross receipts not exceeding \$3,000.....\$ 25.00  
 On each additional \$1,000 or fraction thereof .....\$ 1.00

230000 COIN OPERATED MACHINES AND DEBIT MACHINES  
 230100 For the playing of music. Each machine .....\$ 12.50  
 230200 Vending Machines (food or drinks). Each machine .....\$ 12.50  
 230300 Weighing Machines. Each machine .....\$ 5.00  
 230400 Coin operated machines authorized by law commonly known as "Video" or "Pin Ball" or similar to same, with no cash or other type payoff.  
 Each machine .....\$ 12.50  
 230500 Gumball, Candy or Prize Machines. Each machine .....\$ 5.00  
 230600 Cigarette Machines. Each machine .....\$ 12.50  
 230700 Newspaper Racks. Each machine (if not licensed otherwise).....\$ 12.50

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

- 230900 Each machine not otherwise classified. Each machine .....\$ 12.50  
 Provided the machine referred to in 2 & 3 above are leased or owned by the duly licensed merchant or service stations operating same and all receipts included in gross sales of such business, no license is to be charged.  
 The Owners must notify the City Treasurer of location of each machine, its description and serial number, on the license application before a license will be issued. (Each machine must display a City license tag.)
  
- 970000 CONCESSIONAIRES (all fair and food vendors)  
 On gross receipts not exceeding \$2,000 .....\$ 25.00  
 On gross receipts exceeding \$2,000 .....\$ 50.00
  
- 240000 CONTRACTORS
  - (a) Every person, firm or corporation undertaking any type of construction or construction/repair service, regardless of degree of skill, shall be considered a contractor or subcontractor for purposes of this ordinance.
  - (b) Every contractor and subcontractor as defined in the above paragraph, maintaining an office or place of business in the City of Orangeburg who for a fixed commission, fee or wage or other consideration undertakes to provide any type of contractual services, whatsoever, shall pay a business license fee at the full rate, on the gross contract of business done inside and outside the City of Orangeburg.
  - (c) General contractors, building contractors, roofers, construction companies, house moving and demolition contractors or any other contractors, person, firm or corporation are required to file an annual gross receipts statement on all construction conducted inside and outside the City of Orangeburg.
  - (d) Subcontractors are not exempt from a business license tax even though the general contractor may pay a tax on the full contract price of a project. Neither may a general contractor deduct the amount paid to a subcontractor from the gross income upon which he computes his license. The contractor and subcontractor are two different persons or entities engaged in two different business activities. Each is subject to a license tax based upon the gross income received. The tax is levied upon the privilege of doing business, not on the income.
  - (e) Contractors with agencies or subdivisions of the State are not exempt from business license taxes. The tax is on the contractor's privilege of doing business, not on the governmental entity. The fact that license fees may cause a higher contract price does not affect this principle. A contractor on a federal project is not exempt from a license tax unless the work is performed on territory over which jurisdiction has been ceded by state statute to the federal government.
  - (f) If a subcontractor claims to be an employee of the contractor, he is required to produce payroll records or W-2 withholding records to substantiate employee status. Otherwise, he is subject to a license tax as an independent contractor.
  
- 1. Resident Contractor--business located inside the City limits of Orangeburg  
 On gross receipts not exceeding \$ 10,000 .....\$ 50.00  
 On each additional \$ 1,000 or fraction thereof of gross contract

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- 2. Business physically performed within the City of Orangeburg.....\$ 1.00
- 3. Non-Resident Contractor—business located outside the City limits of Orangeburg  
 On gross receipts not exceeding \$ 10,000.....\$100.00  
 On each additional \$ 1,000 or fraction thereof of gross contract  
 Business physically performed within the City of Orangeburg.....\$ 2.00  
 Note: Any contractor that has a business address not in Orangeburg County must  
 buy a license per job.

- 240100 Air Conditioning and Heating, Mechanical Contractors
- 241600 Alarm Equipment Installation/Service (must have State license)
- 240200 Asphalt Surfacing & Concrete Work, Paving & Grading
- 243800 Audio/Visual/Computer Installations
- 240300 Awning and Siding
- 240400 Brick Laying and Other Stonework
- 240500 Building Equipment Installation
- 243400 Carpentry/Cabinets/Residential Construction
- 240600 Cleaning of Building Exteriors
- 240700 Construction Contracting
- 240800 Dirt, Sand or Rock Hauling
- 240900 Electrical
- 243900 Elevators
- 243500 Excavating and Foundation Work
- 241100 Exterminating
- 243800 Fencing
- 241200 Floor Finishing
- 241400 General Contracting
- 241500 Glass and Glazing Work
- 241700 Insulating
- 241900 Interior Decorating
- 242000 Landscaping, Lawn Service, Swimming Pool Installation
- 242200 Painting
- 242300 Paper Hanging
- 241800 Parking Lot Sweepers
- 242500 Pipe Laying
- 242600 Plastering, Dry Wall and Acoustical Work
- 242700 Plumbing and Gas
- 243600 Roofing
- 242800 Sprinkling (building)
- 242900 Tiling (any kind)
- 243000 Tin and Metal Working
- 241000 Tree and Stump Removal
- 244000 Utilities
- 243100 Waterproofing
- 243200 Weather Stripping - Guttering
- 243300 Wrecking and Demolition Work
- 243700 Other, not otherwise classified

\*After March 31st, contractors must renew license before new building permits can be issued.

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

IN ADDITION, A BUILDING PERMIT MUST BE OBTAINED FOR EACH BUILDING ON WHICH CONSTRUCTION OCCURS

General contractors must file a list of subcontractors and suppliers for each separate construction job, providing the following information:

- (a) Name of subcontractor's business
- (b) Address of business
- (c) Contact person
- (d) Telephone numbers of home office and contact person
- (e) Amount of subcontractor's job in dollars
- (f) Estimated time of completion

This list of subcontractors and suppliers must be delivered to the City Treasurer before construction of the job begins or before the subcontractor's particular phase of the project begins.

No contractor shall be issued a business license until all performance and indemnity bonds required by the Building Codes have been filed and approved. Zoning permits must be obtained when required by the Zoning Ordinance.

250000 COTTON SEED OIL MILLS OR GIN  
 On gross receipts not exceeding \$5,000 ..... \$ 50.00  
 On each additional \$1,000 or fraction thereof..... \$ 1.00

260000 CREDIT AGENCIES  
 On gross receipts not exceeding \$2,000 ..... \$ 25.00  
 On each additional \$1,000 or fraction thereof..... \$ 1.00

D

270000 DANCE HALLS  
 On gross receipts not exceeding \$1,000 ..... \$150.00  
 On each additional \$1,000 or fraction thereof..... \$ 2.00

280000 DANCE SCHOOLS - CHARM SCHOOLS - DRAMA SCHOOLS OTHERS  
 On gross receipts not exceeding \$2,000 ..... \$ 25.00  
 On each additional \$1,000 or fraction thereof..... \$ 1.00

850000 DAY CARE, CHILD CARE CENTERS OR ADULT CARE CENTERS  
 (Must be pre-approved by Zoning)  
 On gross receipts not exceeding \$2,000 ..... \$ 25.00  
 On each additional \$1,000 or fraction thereof..... \$ 1.00

290000 DIAPER SERVICE--LAUNDRY SERVICE  
 Residential:  
 On gross receipts not exceeding \$5,000 ..... \$ 50.00  
 On each additional \$ 1,000 or fraction thereof..... \$ 1.00

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Nonresidential:

On gross receipts not exceeding \$5,000..... \$100.00  
On each additional \$ 1,000 or fraction thereof ..... \$ 2.00

300000 DIRECTORIES, CITY  
On gross receipts not exceeding \$2,000..... \$ 50.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00

DRIVERS-TAXI—(See Taxi Drivers)

320000 DRY CLEANERS, PRESSERS OR LAUNDRIES COMBINED  
On gross receipts not exceeding \$2,000..... \$ 50.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00

E

340000 ELECTRIC AND REWINDING SHOPS  
On gross receipts not exceeding \$2,000..... \$ 60.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00

350000 EXPRESS COMPANIES  
On gross receipts not exceeding \$25,000..... \$150.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00  
Express companies or agencies for business done exclusively in the City of Orangeburg and not including any business done to and from without the state and not including any business done by the U.S. Government, its officers or agents

F

360000 FRUIT OR PRODUCE VENDORS--SELLING FROM VEHICLE ON THE STREETS OF THE CITY, EXCEPT WHERE SUCH VENDOR SELLS HIS OWN PRODUCE RAISED WITHIN THE STATE  
On gross receipts not exceeding \$2,000..... \$ 50.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00

360500 TEMPORARY FIREWORKS LOCATIONS-SELLING RETAIL FIREWORKS-MUST BE APPROVED BY ZONING FOR EACH STAND OR PLACE OF BUSINESS..... \$ 50.00  
If business is already retail, fireworks can be included in business license gross for renewal

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

G

- 360100 GARAGE SALES  
It shall be unlawful for anyone to conduct a garage sale in the City of Orangeburg without first obtaining a permit from the City Treasurer's office for each sale and such permit should be posted at the site of the sale. The cost of each permit is \$5.00 per each sale day. The maximum period for each sale is two (2) consecutive days, not to include Sunday. The maximum number of permits is two (2) per year for any one (1) family unit, location, lot or premises. All participants in any joint sale must be named in the permit.
- 370000 GAS DEALERS
  - 370100 Selling gas and appliances
    - On gross receipts not exceeding \$5,000..... \$ 75.00
    - On each additional \$1,000 or fraction thereof ..... \$ 1.00
  - 370200 Bottled Gas
    - On gross receipts not exceeding \$5,000..... \$ 50.00
    - On each additional \$1,000 or fraction thereof ..... \$ 1.00
- 930000 GOLF COURSES AND COUNTRY CLUBS  
To include all sales and related activities in golf course or golf related activities
  - On gross receipts up to \$5,000 ..... \$ 50.00
  - On each additional \$1,000 or fraction thereof ..... \$ 2.00

H

- 860000 HEALTH CLUBS OR SPAS
  - On gross receipts not exceeding \$2,000..... \$ 25.00
  - On each additional \$1,000 or fraction thereof ..... \$ 1.00
- 380000 HOSPITALS, SANITARIUMS (PRIVATE) AND NURSING HOMES
  - On gross receipts not exceeding \$2,000..... \$ 25.00
  - On each additional \$1,000 or fraction thereof ..... \$ 1.00
- 390000 HOTELS AND MOTELS
  - On gross receipts not exceeding \$2,000..... \$ 50.00
  - On each additional \$1,000 or fraction thereof ..... \$ 1.00
  - (Income to include dining room if operated by hotel or motel)
  - \*Also subject to Hospitality & Accommodations Tax

I

- 400000 ICE MANUFACTURERS--SELLING OR DELIVERING WITHIN THE CITY
  - On gross receipts not exceeding \$5,000..... \$ 50.00
  - On each additional \$1,000 or fraction thereof ..... \$ 1.00

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200000

INSTRUCTORS (5 or more students within the course of a year)  
(This includes Gymnastic, Aerobics, Flight, Piano, Dance and Others)

On gross receipts not exceeding \$5,000..... \$ 25.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00

\*\*\*\*\*INSURANCE COMPANIES

Any person or persons, firm or corporation, broker, individual, agent or agency representing an insurance company, society or association licensed by the State of South Carolina, having an agent in this state, and doing business, soliciting business, servicing business already written or making adjustments by himself or with others, either in a local or itinerant capacity in the City of Orangeburg, shall on or before the 31<sup>st</sup> day of March and before the 5<sup>th</sup> day of May make a report on all such business done during the preceding year and pay for each company represented, a license fee based upon the amount of business so done by such agency, either local or itinerant, including renewals, annual and new business premiums totaled so as to ascertain the whole amount of business done, whether the insured is located in the City or not, and whether such premiums were paid in cash or by notes, draft or other acceptance on the following schedules (gross premiums or total gross premiums collected shall mean all premiums collected except those premiums returned for reasons of cancellations rates).

Except as to fire insurance, "gross premiums" means gross premiums collected (1) on policies on property or risks located in the municipality, and (2) on policies, wherever the insured property or risk is located, that are sold, solicited, negotiated, taken, transmitted, received, delivered, applied for, produced or serviced by the insurance company's office located in the municipality or by the insurance company's employee doing business within the municipality or by the office of the insurance company's licensed or appointed producer (agent) located in the municipality or by the insurance company's licensed or appointed producer (agent) doing business within the municipality. As to fire insurance, "gross premiums" means gross premiums (1) collected in the municipality, and/or (2) realized from risks located within the limits of the municipality. Gross premiums shall include new and renewal business without deductions for any dividend, credit, return premiums or deposit.

Solicitation for insurance, receiving or transmitting an application or policy, examination of a risk, collection or transmitting a premium, adjusting a claim, delivering a benefit, or doing any act in connection with a policy or claim shall constitute doing business within the municipality whether or not an office is maintained thereon. A premium collected on property or a risk located within the municipality shall be deemed to have been collected within the municipality. Declining rates shall not apply.

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

- 410000 FIRE INSURANCE AND CASUALTY INSURANCE COMPANIES, INCLUDING ACCIDENT, COLLISION, FIDELITY, ETC. \*\*\*MASC COLLECTS\*\*\*  
On the gross premiums collected through offices or agents located in the City regardless of where the property is located; on gross premiums collected on policies in the City regardless of where the premiums are collected ..... 2%
- 415000 TITLE INSURANCE \*\*\*MASC COLLECTS\*\*\*  
On the gross premiums collected through offices or agents located in the City regardless of where the property is located; on gross premiums collected on policies in the City regardless of where the premiums are collected ..... 2%
- 420000 LIFE, HEALTH AND HOSPITAL INSURANCE COMPANIES \*\*\*MASC COLLECTS\*\*\*  
On the gross premiums collected through offices or agents located in the City regardless of where the property is located; on gross premiums collected on policies in the City regardless of where the premiums are collected ..... 2%
- 430000 FIRE AND CASUALTY INSURANCE-- NON-ADMITTED \*\*\*MASC COLLECTS\*\*\*  
On gross premiums collected on policies of companies not licensed in South Carolina, the broker shall collect and remit annually to the Municipal Association of South Carolina with a copy of the report required by the Insurance Commission showing the location of the risks insured ..... 2%

- (a) Every license under the provisions of this section shall be issued in the name of the insuring company, society or association, and not in the name of its agent or representative; it being the intent that the fees herein imposed are charges upon the insuring companies
- (b) Any person, persons, firm, corporation, individual, agent or agency who shall in any manner whatsoever procure any insurance policy or policies for an insurance company, society or association not licensed to do business in the City shall be liable for a license fee on the business so written or so procured of double the amount herein imposed, unless within thirty days of the issuance of such policy or policies, a regular license is secured for the company, society or association receiving the business.
- (c) The report made of gross premiums in compliance with the requirements of this section shall agree with the reporting to the Insurance Commissioner of this State of business done in the City and County of Orangeburg.
- (d) From every life, health, and hospital company having an agent or agents in the City of Orangeburg or doing business in the City, issuing policies of any nature or collecting premiums originating from policies solicited by such agent whether the premiums be mailed in to the company, collected by the agent, by draft or otherwise, the City shall compute and collect in license based on schedule printed elsewhere in this section on the gross amount of business done by the agent or agents of the company whether the insured be located in either the City or elsewhere.

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- (e) Any insurance agent who fails or refuses upon request to furnish the License Division a list of companies said agent represents together with the amount of premiums written through each company shall be subject to prosecution in the Municipal Court of the City and, upon conviction, to a fine not exceeding \$500 or imprisonment for a period not to exceed thirty (30) days.
- (f) If the license tax above imposed on fire insurance and casualty insurance companies shall be declared unconstitutional or invalid for any reason then, in such event, the license tax required to be paid shall be the same as for life, health and hospital insurance companies.

J

490000	JUNK DEALERS (Must be pre-approved by Zoning)	
490100	Buying or selling within the City	
	On gross receipts not exceeding \$5,000.....	\$ 60.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
490200	Wholesale and Retail	
	On gross receipts not exceeding \$5,000.....	\$ 75.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00

K

440000	KEROSENE, OIL AND GASOLINE DISTRIBUTORS	
440100	To service stations, etc.	
	On gross receipts not exceeding \$5,000.....	\$100.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
	(Excise taxes not to exceed the total amount imposed by the Federal Government and the State of South Carolina on gasoline may be deducted when computing the gross receipts of service stations.)	
440200	Fuel oil and kerosene dealers, for heating purposes only, place of business located in the City	
	On gross receipts not exceeding \$5,000.....	\$ 50.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
440300	Fuel oil and kerosene dealers, for heating purposes only, place of business located outside the City of Orangeburg but making deliveries in the City:	
	On gross receipts not exceeding \$5,000.....	\$100.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00

L

450000	LAND LOAN COMPANIES OR AGENTS--LENDING MONEY ON REAL ESTATE BY MORTGAGE OR OTHERWISE	
	On gross receipts not exceeding \$2,000.....	\$ 50.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

460000	LAUNDRIES	
460100	Power Laundries	
	On gross receipts not exceeding \$2,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
460200	Laundries and dry cleaning combined	
	On gross receipts not exceeding \$2,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
460300	Laundries with established place of business outside the City of Orangeburg, but delivering laundry by truck or otherwise in City (linen supply service).	
	On gross receipts not exceeding \$2,000 .....	\$ 100.00
	On each additional \$1,000 or fraction thereof.....	\$ 2.00
470000	LENDERS OF MONEY, LOAN COMPANIES, MORTGAGE BROKERS.	
470100	On gross receipts not exceeding \$1,000 .....	\$ 100.00
	On each additional \$1,000 or fraction thereof.....	\$ 2.00
470200	On assignment of wages due or to become due, whether other security is taken or not on gross receipts not exceeding \$1,000 .....	\$ 250.00
	On each additional \$1,000 or fraction thereof.....	\$ 5.00
470300	On assignments of tax refunds or secured by title or lien on personal property for each place of business \$5,000 of gross income or less per annum .....	\$ 250.00
	On each additional \$1,000 or fraction thereof .....	\$ 5.00
480000	LUMBER DEALERS	
	On gross receipts not exceeding \$10,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 2.00

M

500000	MANUFACTURERS	
	On gross receipts not exceeding \$50,000 .....	\$ 100.00
	On next \$200,000—per thousand .....	\$ 1.00
	On next \$250,000—per thousand .....	\$ .25
	Above \$500,000—per thousand.....	\$ .10
510000	MERCHANT -- RETAIL	
512200	Appliance Sales	
512250	Art Supplies/Art Dealers	
510100	Automobile Accessory Stores	
510200	Bakeries	
512300	Beauty and Barber Supplies	
510400	Bicycle and Motorcycle Agents, Sporting Goods	
512400	Building Materials	
510500	Candy, Nut and Confectionery Stores	
514300	Christmas Trees	
510600	Coal Dealers and Vendors	

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510800	Clothing and Shoes	
510850	Computer Sales and Equipment	
514400	Consignment (Any)	
511000	Convenience Stores *also subject to Hospitality Tax	
512500	Department Stores	
510900	Drug Stores and Apothecaries, Medical Supplies	
510950	Electronic Sales	
512600	Food Stores, Miscellaneous	
514000	Framing Shops	
512700	Furniture, Fixtures, Floor Coverings and Draperies	
512800	Gasoline Service Stations	
512900	Grocery Stores *Also possible subject to Hospitality Tax	
513000	Hardware Stores	
511100	Ice Cream Dealers	
511150	Janitorial or Cleaning Supplies	
511200	Jewelry Stores	
511300	Mail Order Houses	
513100	Marine Supplies	
513200	Meat and Seafood Markets	
511400	Military Stores	
511500	Newsstands and Bookstores	
511600	Novelties and Crafts, Gift Shops	
511700	Nurseries, Plants and Flowers, Florists	
513400	Office Supplies and Equipment	
513450	Optical Wear or Eyeglasses	
513500	Paint, Glass and Wallpaper Stores	
513300	Pet Shops	
513350	Pool Supplies	
511800	Photograph and Picture Developers; Camera Supplies	
511900	Poultry and Produce Dealers	
513600	Sewing, Needlework and Piece Goods Stores	
512000	Sewing Machine Dealers	
513900	Silk Screening	
514200	Specialty Stores	
514500	Telephones (Any Kind) or Pagers	
513700	Variety Stores	
514100	Video, DVD, CD Rental/Sales	
514150	Woodworks, Cabinets	
513800	Other retail stores not otherwise classified	
	On gross receipts not exceeding \$5,000.....	\$ 30.00
	On next \$15,000—per thousand .....	\$ 2.00
	Over \$20,000 on each additional \$1,000 or fraction thereof.....	\$ 1.00
	Excise taxes not to exceed the total amount imposed by the Federal Government and the State of South Carolina on gasoline may be deducted when computing the gross receipts of gasoline service stations.	
520000	MERCHANTS -- WHOLESALE	
520100	Automobile Accessory Stores	
520200	Bakeries	
521200	Building Supplies & Flooring	
520300	Candy Dealers	
521300	Clothing	

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

520400	Confectioners	
520500	Drugs	
520600	Florists	
520700	Groceries	
520800	Nurseries, Plants and Flowers	
521100	Specialty Stores	
520900	Tire Dealers	
521000	Other wholesale merchants not otherwise classified	
	On gross receipts not exceeding \$50,000 .....	\$100.00
	On the next \$450,000—per thousand .....	\$ .50
	Over \$500,000 on each additional \$1,000 or fraction thereof .....	\$ .25
	Wholesaler delivering goods to retailers in the City shall not be subject to a business license unless he maintains a business establishment for the distribution of wholesale goods or a warehouse within the City limits.	
530000	MERCHANT PEDDLERS--ITINERANTS--(not to be prorated)	
	On gross receipts not exceeding \$5,000 .....	\$100.00
	On each additional \$1,000 or fraction thereof.....	\$ 2.00
	*Sixty (60) days maximum time in one location, must have copy of permit to accompany license application.	
540000	MOTION PICTURE SHOWS -- THEATERS	
	On gross receipts not exceeding \$15,000 .....	\$100.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
N		
550000	NEWSPAPERS	
	On gross receipts not exceeding \$25,000 .....	\$ 75.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
	NEWSPAPER RACKS - SEE COIN OPERATED MACHINES	
O		
P		
560000	PARKING LOTS	
	On gross receipts not exceeding \$2,000 .....	\$ 25.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00
570000	PAWN SHOPS AND PAWN BROKERS—SEE PUBLIC SAFETY ORDINANCE	
	On gross receipts not exceeding \$2,000 .....	\$100.00
	On each additional \$1,000 or fraction thereof.....	\$ 5.00
870000	PET BOARDING OR GROOMING	
	On gross receipts not exceeding \$2,000 .....	\$25.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00

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580000	PHOTOGRAPHERS	
580100	Principal place of business within the City	
	On gross receipts not exceeding \$5,000.....	\$ 30.00
	On next \$15,000—per thousand .....	\$ 2.00
	Over \$20,000 on each additional \$1,000 or fraction thereof .....	\$ 1.00
580200	Principal place of business outside the City limits of Orangeburg	
	On gross receipts not exceeding \$1,000.....	\$100.00
	On each additional \$1,000 or fraction thereof .....	\$ 2.00
580400	Videographers with principal place of business within the City	
	On gross receipts not exceeding \$5,000.....	\$ 30.00
	On next \$15,000—per thousand .....	\$ 2.00
	Over \$20,000 on each additional \$1,000 or fraction thereof .....	\$ 1.00
580500	Videographers with principal place of business outside the City	
	On gross receipts not exceeding \$1,000.....	\$100.00
	On each additional \$1,000 or fraction thereof .....	\$ 2.00
590000	PIANO TUNERS AND REPAIRERS	
	On gross receipts not exceeding \$2,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
600000	PLANNING MILLS	
	On gross receipts not exceeding \$5,000.....	\$100.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
110000	POOL TABLES OR BILLIARD	
110100	Per table measuring less than 3.5 feet wide and 7 feet long .....	\$ 5.00
110200	Per table for tables measuring longer than the above .....	\$ 12.50
610000	PRINTERS	
610100	Job, Newspaper and Printers and Stationers	
	On gross receipts not exceeding \$5,000.....	\$ 50.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
610400	Hand Printing (including mimeographing)	
	On gross receipts not exceeding \$2,000.....	\$ 15.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
620000	PROFESSIONS	
620100	Abstractors	
620200	Accountants or Bookkeepers	
620300	Agents — (including, but not limited to insurance, detectives, travel, talent, warranties, and fraud)	
620500	Appraisers	
620600	Architects or Engineers	
620700	Artists	
620800	Attorneys	
621000	Blue Prints, Plats and Tracing	
621100	Chiropractor	

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

622600	Consultants	
621200	Dentists	
621300	Dental Laboratories	
622800	Employment/Temporary Help Agencies	
621301	Insurance Adjustors	
620900	Land Surveyors	
622700	Nurses or Sitters	
621400	Oculists and Optometrists	
621700	Physicians and Surgeons	
620400	Professional Seminars	
621800	Psychiatrists	
621900	Professions, all classes not specifically listed	
622100	Radiology	
622300	Recording Studios	
622200	Security Guards	
622500	Therapists (including, but not limited to, speech, massage, occupational, and physical)	
622400	Typists, Desktop Publishing	
622000	Veterinarians	
622900	Weight Management Consultants	
	On gross receipts not exceeding \$2,000 .....	\$ 60.00
	On each additional \$1,000 or fraction thereof.....	\$ 2.00

Where two or more persons constitute a firm or partnership, each person in the firm or partnership shall make a separate return unless the total of all gross receipts is reported on the application file in the same name of the partnership or firm.

Gross receipts for insurance agent shall include all commissions paid to the agent by insurance companies.

630000	PROMOTER-ATHLETIC EXHIBITIONS, DANCES, THEATRICALS, MUSICAL ENTERTAINMENTS **(72 Hour Prior Notice of Event)	
	On gross receipts not exceeding \$5,000 .....	\$100.00
	On each additional \$1,000 or fraction thereof.....	\$ 2.00

R

640000	RADIO BROADCASTING STATIONS	
	On gross receipts not exceeding \$5,000 .....	\$ 50.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00

880000	RAILROADS (S.C. Code 12-23-210) (For populations over 10,000)	
	For first 1,000 inhabitants .....	\$ 25.00
	For each additional 1,000 inhabitants or fraction thereof .....	\$ 35.00
	In no such case to exceed \$2,000	

650000	REAL ESTATE AGENTS, COMPANIES AND DEALERS	
	On gross receipts of brokers-in-charge not exceeding \$1,000 .....	\$ 25.00
	On each additional \$1,000 or fraction thereof.....	\$ 1.00

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950000	RECYCLERS	
	On gross receipts not exceeding \$10,000.....	\$ 50.00
	On each additional \$1,000 or fraction thereof of gross contract business physically performed within the City of Orangeburg .....	\$ 1.00
	On each additional \$1,000 or fraction thereof of gross contract business performed outside the City of Orangeburg on which a license fee has not been paid to a city or town .....	\$ 0.10
800000	RENTALS (A list of each unit's location is to be provided to zoning)	
801000	Rental of Property (land, housing, mobile homes, etc. 3 or more units or gross income exceeding \$9,000.00)	
	On gross receipts between \$9,000 and \$10,000 .....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
802000	Rental of equipment and/or appliances	
803000	Rental of uniforms and/or clothing	
	On gross receipts not exceeding \$1,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
660000	REPAIR SHOPS	
660100	Automobile paint and Upholstery Shop	
660200	Carpenter and Cabinet Shop	
660900	Furniture Refinishing and Repair	
660300	Garage and Automobile Repair Shop	
660400	Gunsmiths	
660500	Locksmiths	
660600	Radiator Repair Shop	
660700	Repair shops or works not otherwise listed	
660800	Upholsterers	
	On gross receipts not exceeding \$1,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
670000	RESTAURANTS **Also subject to Hospitality & Accommodations Tax	
	On gross receipts not exceeding \$2,000.....	\$ 50.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00

S

890000	SERVICE INDUSTRIES
890100	Alarm Monitoring
890150	Computer Repairs
890200	Credit information
890250	Delivery service (local)
890300	Document Shredding
890350	Mail or Shipping Services
890400	Notary
890450	Paging Service
890500	Party & Event Services
890550	Port-o-lets
890600	Refuse removal

LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS

890650	Satellite Service Providers	
890700	Window washer (non-pressure washing)	
890900	Services, not otherwise classified	
	On gross receipts not exceeding \$2,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
680000	SHOE AND BOOT REPAIRS	
	On gross receipts not exceeding \$2,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
700000	SIGN PAINTERS AND ERECTORS	
	On gross receipts not exceeding \$1,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
	Sign erectors that have businesses that are not located in Orangeburg County can only purchase a job completion license.	
710000	SKATING RINKS	
	On gross receipts not exceeding \$1,000.....	\$ 50.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
990000	SPECIAL EVENTS (72 hour prior notice)	
	(This includes vendors at parades and weekend events not otherwise classified)	
	1 to 5 days.....	\$ 25.00
	6 to 10 days.....	\$ 50.00
900000	SWIMMING POOLS--NOT CONNECTED WITH HOTELS OR MOTELS	
	On gross receipts not exceeding \$2,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
T		
720000	TAILORS - DOING ALTERATIONS AND REPAIRS	
	On gross receipts not exceeding \$1,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
730000	TAXI CABS, MOTOR TAXI, VANS, LIMOUSINES (VEHICLES FOR HIRE)	
	On gross receipts not exceeding \$1,000.....	\$ 25.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
	Note: An insurance policy on each vehicle is required. A taxi must register his/her vehicle at the Public Safety Police Department and then must come to City Hall to have the chauffeur's card signed, (There is a \$3.00 charge for signing this card.)	
750000	TELEPHONE EXCHANGES ***MASC COLLECTS***	
	On gross receipts not exceeding \$25,000.....	\$1,000.00
	On each additional \$1,000 or fraction thereof .....	\$ 1.00
980000	TELEPHONE COMMUNICATION SERVICES--LONG DISTANCE CARRIERS***MASC COLLECTS***	
	On gross receipts from services billed to customers within the City limits of Orangeburg	

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760000 TRUCKS, MOVING VANS AND TRANSFER COMPANIES  
Each vehicle one ton or less (empty weight) .....\$ 25.00  
On each additional 1/2 ton (empty weight) .....\$ 5.00

U

770000 UNDERTAKERS, FUNERAL HOMES AND CREMETORIES  
On gross receipts not exceeding \$10,000 .....\$100.00  
On each additional \$1,000 or fraction thereof .....\$ 1.00

V

W

780000 WAREHOUSES AND/OR STORAGE FACILITIES, CHARGING FOR  
STORAGE (includes ministorage)  
On gross receipts not exceeding \$5,000 .....\$100.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00

790000 WELDING, FABRICATING AND MACHINE SHOPS  
On gross receipts not exceeding \$2,000..... \$ 50.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00

810000 WOOD YARDS OR WOOD TRUCKS--SPECIAL PERMISSION  
REQUIRED

820000 WRECKER SERVICE LOCATED OUTSIDE THE CITY LIMITS BUT  
PROVIDING SERVICE INSIDE THE CITY  
On gross receipts not exceeding \$5,000.....\$ 50.00  
On each additional \$1,000 or fraction thereof ..... \$ 1.00  
Wreckers desiring to participate on Department of Public Safety Wrecker  
Rotation list must provide: wrecker rotation program application,  
equipment compliance certificate and proof of insurance.

X

Y

Z