

**TITLE IX  
OFFENSES**

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**§9.1.10 Municipal Summons**

**§9.1.11** Any person or entity violating any provision of the Code of Ordinances of the Town of Seabrook Island, SC, or any code adopted pursuant thereto, within the corporate limits of the Town of Seabrook Island, SC, may be issued a uniform ordinance summons. Issuance of the uniform ordinance summons shall vest jurisdiction in the Magistrate presiding over the Municipal Court, to hear and dispose of the charge for which the uniform ordinance summons was issued and served.

**§9.1.12** The uniform ordinance summons may be issued by any Town law enforcement officer or any other Town employee designed by the Town Council as Code Enforcement Officers. The bond amount for violations shall be prescribed by the Magistrate. Town law enforcement or Code Enforcement Officers are prohibited from accepting bonds. Bonds are to be posted in the manner prescribed in the uniform ordinance summons. The uniform ordinance summons shall not be used to perform a custodial arrest.

**§9.1.13** This chapter does not apply to any ordinance which regulates the use of motor vehicles on the public roads. (Ordinance 1993-02, 3/11/93)

**§9.1.20 Municipal Summons Form**

The form attached as "Exhibit A" to Ordinance 1993-02 upon adoption, as amended from time to time, is hereby codified in this chapter and adopted as the Town of Seabrook Island's uniform ordinance summons. (Ordinance 1993-02, 3/11/93)

**§9.1.30 Designation of Code Enforcement Officers**

For purposes of this Section, the Town's Zoning Administrator and Town Administrator are designated as code enforcement officers. Furthermore, the Mayor, with the concurrence

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of Town Council, may appoint such other Code Enforcement Officers as is necessary for the proper security, general welfare and convenience of the Town. All code enforcement officers shall have the power and authority set forth in SC Code Ann. Sec. 5-7-32. (Ordinance 1993-02, 3/11/93; amended Ordinance 1996-18, 12/17/96)

**CHAPTER 2  
OFFENSES AGAINST PUBLIC SAFETY**

**ARTICLE A:**

Section 9.2.10 Discharge of Firearms Prohibited

Section 9.2.20 Gaming vessels prohibited

**§9.2.10 Discharge of Firearms Prohibited**

**§9.2.11** It shall be unlawful for any person to discharge or fire any firearm or crossbow within the jurisdiction of the Town of Seabrook Island.

**§9.2.12** Exceptions to this prohibition may be granted by resolution by Town Council. An example of a situation warranting exception to this prohibition would be a controlled hunt to thin the island's deer population as part of a wildlife management program.

**§9.2.13** For purposes of this chapter, firearms shall be defined to include any pistol as defined in Section 23-31-110 of the South Carolina Code of Laws, as amended, and any machine gun, sawed-off shotgun, shotgun, sawed-off rifle, rifle or antique firearm as defined in Section 23-31-310 of the South Carolina Code of Laws, as amended. For purposes of this chapter, the following shall be construed not to be firearms: BB guns and air rifles.

**§9.2.14** The provisions of this chapter shall not apply to any peace officer of the State, or any county or municipality, in the performance of his office or duty. In addition, the provisions of this chapter shall not apply to any security officers employed by a property owners' association or development within the Town, in the performance of his office or duty. (Ordinance 1989-10, 12/14/89)

**§9.2.20 Gaming Vessels Prohibited**

No person or entity shall open, keep, maintain, dock, moor, anchor or operate any gaming vessel within the corporate limits of the Town of Seabrook Island, or suffer any gaming vessel to operate from any marina, terminal or maritime facility within the corporate limits of the Town for the purpose of embarking or disembarking persons whose intent is to participate in games of chance beyond the jurisdictional limits of the State of South Carolina.

**§9.2.21 Definitions.**

(a) The term "gambling devices" means:

- (1) Any so-called "slot machine" or any other machine or mechanical device an essential part of which is a drum or reel with insignia thereon, and (A) which when operated may deliver, as the result of the application of an element of chance, any money or property, or (B) by the operation of which a person may become entitled to receive, as the result of the application of an element of chance, any money or property; or
- (2) Any other machine or mechanical device (including, but not limited to, roulette wheels and similar devices) designed and manufactured primarily for use in connection with gambling; and (A) which when operated may deliver, as the result of the application of an element of chance, any money or property, or (B) by the operation of which a person may become entitled to receive, as the result of the application of an element of chance, any money or property; or
- (3) Any subassembly or essential part intended to be used in connection with any such machine or mechanical device, but which is not attached to any such machine or mechanical device as a constituent part.

(b) The terms "day cruise" and/or "cruise to nowhere" mean:

A voyage or segment of a voyage, respectively; (A) that begins and ends within the waters of the municipal boundaries of the Town of Seabrook Island, or begins in the Town of Seabrook Island and ends in another destination within the State of South Carolina and ends within the waters of the municipal boundaries of the Town of Seabrook Island, and (B) during which the vessel does not make an intervening stop, and (C) during which passengers are entitled to operate gambling devices, and (D) that does not provide overnight accommodations for its cruise passengers and is not primarily engaged in carrying passengers between ports in the U.S. or foreign countries.

**§9.2.22 Prohibition.** It shall be unlawful to manufacture, recondition, repair, sell, transport, possess, or use any gambling device on a vessel within the waters of the municipal boundaries of the Town of Seabrook Island for the purpose of conducting a day cruise.

**§9.3.30      Limitation of Operational Hours of Certain Establishments**

The Town of Seabrook Island hereby prohibits any establishment that allows for the on-premises consumption of beer, ale, liquor, porter and/or wine from operating between the hours of 2:00 a.m. and 6:00 a.m. on Mondays through Sundays. Violation of the provisions of this ordinance is punishable by a fine of up to \$500.00 per incident and 30 days in jail and immediate revocation of the merchant's business license for a period of one (1) year. (Ordinance 2003-08, 11/18/03)

**§9.2.40      Intent**

By enacting this section, the Town of Seabrook Island exercises its authority delegated to it pursuant to the South Carolina Code Annotated 1976 Section 5-7-30 (the Home Rule Act) and its authority to legislate to preserve the health, safety, welfare and comfort of its citizens. Further, by enacting this section, the Town intends to opt out of the provisions of 15 U.S.C. Section 1175(b)(1)(A) (The Johnson Act). (Ordinance 1999-01, 2/24/99)