

**ORDINANCE No. 169.2010**

FILED FOR RECORD  
2010 NOV 24 AM 9:39

**AN ORDINANCE SUSPENDING SUNDAY WORK PROHIBITIONS  
AND OTHER MATTERS RELATED THERETO**

W. DONALD  
CLERK OF COURT  
KERSHAW COUNTY, S.C.

**WHEREAS**, pursuant to Section 53-1-160 of the South Carolina Code of Laws, 1976, as amended (the "Code"), Kershaw County Council (the "County Council") is authorized to suspend Sunday work prohibitions contained in Section 53-1-5 *et. seq.* of the Code (Chapter 1 of Title 53), commonly referred to as "Blue Laws," which declares that it is unlawful for some businesses to open on Sundays in Kershaw County before 1:30 p.m.; and,

**WHEREAS**, the County Council recognizes and finds that many merchants in Kershaw County need Sunday sales to maintain viable businesses and to pay their employees and those merchants compete for business with merchants in surrounding counties which open their businesses before 1:30 on Sundays; and,

**WHEREAS**, the County Council further recognizes and finds that the ability to shop on Sundays will be a convenience to the public; and,

**WHEREAS**, the County Council further recognizes and finds that Section 53-1-5 *et seq.* of the Code (Chapter 1 of Title 53) provides extensive legal protection to persons who do not wish to work on Sunday or Saturday, depending upon that individual person's regular day of worship; and,

**WHEREAS**, in light of the foregoing declarations and findings, Kershaw County, a body politic and corporate and a political subdivision of the State of South Carolina, acting by and through its County Council desires to exercise its authority under Section 53-1-160 of the Code and suspend the Sunday work prohibitions contained in Section 53-1-5 *et. seq.* of the Code (Chapter 1 of Title 53), thus allowing businesses in Kershaw County to open prior to 1:30 p.m. on Sundays:

**NOW, THEREFORE**, it is hereby ordained by Kershaw County Council in meeting duly assembled, that:

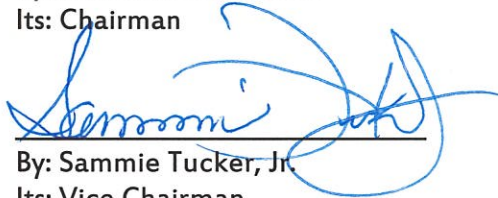
1. Pursuant to Section 53-1-160 of the Code of Laws of South Carolina (1976, as amended), Kershaw County Council hereby suspends the Sunday work prohibitions contained in Section 53-1-5 *et. seq.* of the Code (Chapter 1 of Title 53), thus allowing businesses in Kershaw County to open prior to 1:30 p.m. on Sundays subject to the legal protections of Section 53-1-5 *et seq.* of the Code (Chapter 1 of Title 53) as to persons who do not wish to work on Sunday or Saturday, depending upon that individual person's regular day of worship.

2. All orders and ordinance conflict herewith are, to the extent of such conflict only, repealed and rescinded.
3. Should any part or portion of this ordinance be deemed unconstitutional or otherwise unenforceable by any court of competent jurisdiction, such finding shall not affect the remainder hereof, all of which is hereby deemed separable.
4. This ordinance shall take effect and be in force immediately upon enactment.

ADOPTED by Kershaw County Council this 23<sup>rd</sup> day of November, 2010.

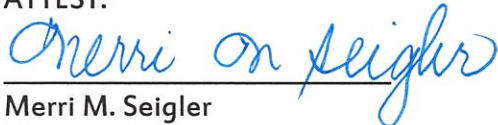


By: Robert Maxwell Ford  
Its: Chairman



By: Sammie Tucker, Jr.  
Its: Vice Chairman

ATTEST:



Merri M. Seigler  
Clerk to Council

First Reading:	November 9, 2010
Second Reading:	November 16, 2010
Third Reading:	November 23, 2010