

1979 WL 43008 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 18, 1979

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Bamberg County Attorney
Post Office Box 235
Bamberg, South Carolina 29033

Dear Jack:

With apologies for the delay, I am writing to give you my opinion on the question which we discussed concerning a proposed green box ordinance in Bamberg County. Act No. 886 of 1974 [58 STAT. 1941 (1974)] authorizes a county governing body to provide by ordinance for the collection and disposal of solid waste either directly or by contract with private agencies or municipalities located within the county, the assessment of a service charge therefor and the promulgation of regulations, including penalty provisions, necessary to the implementation thereof. Pursuant to this statute, then, the Bamberg County Council is authorized to provide directly for the collection and disposal of solid waste outside municipalities and to provide such services by contract with municipalities within their respective corporate limits. A service charge or assessment can be set for such services and any person violating the provisions of rules and regulations enacted by the Council in order to provide such services can, upon conviction, be fined not more than one hundred dollars or imprisoned not more than thirty days.

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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