

1972 WL 25190 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 27, 1972

*1 Honorable Ernest J. Harrington
Sheriff
Cherokee County Court House
Gaffney, South Carolina

Dear Sheriff Harrington:

The operation of a bowling alley on Sunday is in violation of Section 64-2 of the 1962 Code, as amended, unless the operation thereof comes within the exceptions contained in Section 5-103 of the 1962 Code, as amended. Section 5-103 permits bowling as an athletic sport on Sunday in the following places in South Carolina:

'(a) Counties in which there is a city with a population of more than forty-two thousand according to the latest official United States census, or where the population of the county in the latest official United States census was between eighty thousand and eighty-one thousand,

(b) Incorporated seashore resorts,

(c) Cities with a population from six thousand two hundred and twenty-five to six thousand two hundred and fifty according to the official United States census for 1940,

(d) Cities with a population from sixteen thousand to sixteen thousand one hundred according to the official United States census for 1940, and

(e) Counties in which there is a city with a population of between sixteen thousand and seventeen thousand according to the official United States census for 1960, except such activities shall be limited to motion pictures, bowling, water sports and golfing and no permit to participate in these activities shall be required.'

Unless Gaffney or Cherokee County comes within one of the above exceptions, the operation of a bowling alley would violate Section 64-2 as amended.

Very truly yours,

E. N. Brandon
Assistant Attorney General

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