

**Ordinance
1-1003 & Amendments**

ADOPTED ORDINANCE 4-2000

Introduced by:

Town of Eastover

AN ORDINANCE TO AMENDED SECTION 1 OF ORDINANCE 1-1003 ADOPTED DECEMBER 6,1999, SO AS TO CHANGE THE NOTICE PERIOD FOR ANNOUNCING ELECTIONS FOR THE OFFICE OF MAYOR AND COUNCIL FROM NINETY TO SIXTY DAYS.

The Council of Eastover, finds that the notice period for public notice of an election for Mayor or Council in Eastover is 30 days longer then the period prescribed by Section 5-7-90 of the South Carolina Code of Laws.

The Council of Eastover, finds that the notice period for public notice of an election for Mayor or Council in Eastover is 30 days longer then the period prescribed by Section 5-7-90 of the South Carolina Code of Laws.

The Council of Eastover, finds that the date for filing a statement of candidacy with the Election Commission is 30 days shorter then the period prescribed by Section 5-7-70 of the South Carolina Code of Laws.

The Council of Eastover, finds that the procedures for meeting state law and the towns ordinances for election would be less cumbersome and better understood by citizens if the period for giving a notice of election and for candidates filing of statements of candidacy mirrored the State law, thus,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF EASTOVER IN MEETING DULY ASSEMBLED, THAT SECTION 1 and 3 OF ORDINANCE 1-1003 IS AMENDED AS FOLLOWS:

- Section 1. Elections of the Office for Mayor and Council shall be held on the second Tuesday in April of every even numbered year hereafter; provided, that public notice of the elections shall be given at least sixty (60) days prior to such election. (Authority 5-15-50 1976 Code).
- Section 3. Candidates for the office of Mayor and Council shall qualify to have their names placed on the ballot by filing a statement of candidacy with the Municipal

Election Commission of the Town not later than sixty (60) days before the date set for the election. (Authority §5-15-70 1998 Code Supp.)

BE IT FURTHER ORDAINED:

Any prior ordinance inconsistent herewith is hereby repealed.

DONE in Council this _____ day of _____, 2000.

MAYOR: _____

TOWN CLERK: _____

TOWN ATTORNEY: _____
(Approved as to form)

1st Reading: 1-18-2000

2nd Reading: 1-25-2000

3RD Reading: 2-07-2000

Ordinance Number 1-1003

Amendment

Town of Eastover

AN ORDINANCE TO PROVIDE FOR THE DATE OF ELECTION FOR MUNICIPAL OFFICE IN THE TOWN OF EASTOVER; TO PROVIDE FOR THE GEOGRAPHICAL AREA FROM WHICH MUNICIPAL OFFICES SHALL BE ELECTED; TO PROVIDE A METHOD BY WHICH CANDIDATES FOR MUNICIPAL OFFICE SHALL QUALIFY TO BE PLACED ON THE BALLOT AND SETTING A DEADLINE FOR QUALIFICATION; TO PROVIDE A METHOD OF ELECTION AND A METHOD OF DETERMINING RESULTS OF ELECTIONS; AND, TO PROVIDE FOR TERMS OF OFFICE OF MUNICIPAL OFFICES.

The Town Council of the Town of Eastover, in order to comply with the terms of Act. No. 81 of 1977 of the State of South Carolina finds it desirable that the following be enacted as an ordinance, thus,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF EASTOVER IN MEETING DULY ASSEMBLED, AS FOLLOWS:

- Section 1. Elections of the Office of Mayor and Council shall be held on the second Tuesday in April of every even numbered year hereafter; provided that public notice of the elections shall be given at least sixty (60) days prior to such election. (Authority §5-15-50 1976 Code)
- Section 2. The Mayor and members of Council shall be elected from the municipality at large. (Authority §5-15-20 1976 Code)
- Section 3. Candidates for the office of Mayor and Council shall qualify to have their names placed on the ballot by filing a statement of candidacy with the Municipal Election Commission of the Town not later than thirty (30) days before the date set for election. (Authority §5-15-70 1998 Code Supp.)
- Section 4. Candidates' filing fees shall be as follows: any person desiring to run for Councilmen shall pay a fee of \$50.00; any person desiring to run for the office of Mayor of Eastover shall pay a filing fee of \$100.00.
- Section 5. Elections for Mayor and Council shall be by the non-partisan plurality method and the result thereof determined as follows, to wit:
- (a) When more than one person is seeking election to a single office, the candidate who receives the highest number of votes shall be declared elected.

- (b) When more persons are seeking election to two or more offices (constituting a group) than there are offices to be filled, those candidates receiving the highest number of votes, equal in number to the offices to be filled shall be declared elected. (Authority §5-15-61 1998 Code Supp.)

Section 6. Mayor and Council shall serve for terms of four (4) years (staggered). Provided, that in the first election held the largest number of votes shall serve terms of four (4) years and the two (2) candidates receiving the next largest number of votes shall serve terms of two (2) years. (Authority § 5-15-40 1998 Code Supp.) provided, that the Mayor and members of Council shall hold offices until their respective successors are elected and qualify. This shall include, but shall not be limited to instances in which an election or any portion thereof is contested. (Authority §5-15-120 1976 Code)

Section 7. Newly elected Mayor and Council shall take office upon taking their respective oaths of office. Such oaths shall be administered on the first Monday of the month following the date of election.

Section 8. In order to verify a candidate's residency in the Town of Eastover, the candidate must provide the town or an official designated by South Carolina law, a current South Carolina driver's license or South Carolina state identification card along with a current utility bill in the form of a current Eastover water and sewer bill, and a current voter registration card reflecting a Town of Eastover address on it.

Section 9. Any prior ordinance inconsistent herewith is hereby repealed.

DONE in Council this 12th day of January, 2004.

MAYOR: _____

TOWN CLERK: _____

TOWN ATTORNEY: _____
(Approved as to Form)

1st Reading: 12-1-03

2nd Reading: 1-5-04

3rd Reading: 1-12-04