



Doc ID: 002247500002 Type: ORD  
 Recorded: 10/04/2011 at 01:44:54 PM  
 Fee Amt: \$0.00 Page 1 of 2  
 Darlington County, SC  
 Scott B. Suggs Clerk of Court

File **20-11**

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF DARLINGTON )

**EMERGENCY ORDINANCE 11-E1**

**AN EMERGENCY ORDINANCE PROHIBITING THE ADVERTISEMENT, POSSESSION, PURCHASE, SALE, OR USE OF “SYNTHETIC STIMULANTS” AND “SYNTHETIC CANNABINOIDS” WITHIN THE UNINCORPORATED AREAS OF DARLINGTON COUNTY**

**WHEREAS**, the County of Darlington has recently experienced a substantial increase in criminal activity related to the human ingestion of synthetic stimulants and synthetic cannabinoids; and,

**WHEREAS**, multiple public health and safety providers and first responders report that the human ingestion of synthetic stimulants and synthetic cannabinoids have caused serious physical effects resulting in hospitalization and the need for medical care; and,

**WHEREAS**, the incidents cited herein have resulted in a substantially increased burden upon the law enforcement and health and safety resources of the County of Darlington; and,

**WHEREAS**, the County of Darlington currently lacks any ordinance or other reasonable means of prohibiting or restricting the synthetic stimulants and synthetic cannabinoids; and,

**WHEREAS**, S.C. Code Ann. 4-9-130 authorizes the enactment of emergency ordinances to meet public emergencies affecting life, health, safety or the property of the people; and,

**WHEREAS**, based upon the incidents cited herein the Darlington County Council, at a meeting duly assembled on **October 3, 2011**, Darlington County Council has determined that there is a public emergency affecting life, health, safety and property of the people requiring the enactment of an emergency ordinance prohibiting the advertisement, possession, purchase, sale of or use of synthetic stimulants and synthetic cannabinoids in the unincorporated areas of Darlington County.

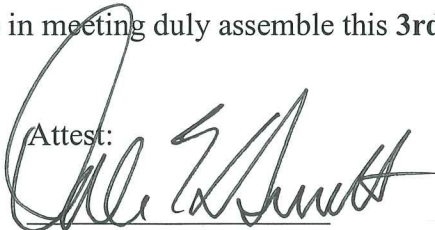
**NOW, THEREFORE, BE IT ORDAINED;**

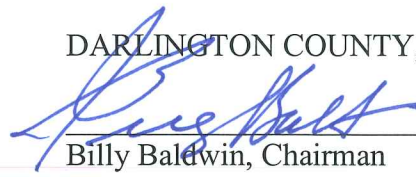
1. It shall be unlawful for any person to advertise, possess, purchase, sell or use synthetic stimulants and synthetic cannabinoids within the unincorporated areas of Darlington County.

2. As used herein, the following terms shall have the meanings ascribed to them below:
- A. “SYNTHETIC STIMULANTS” shall mean and refer to all chemical compounds intended to replicate, mimic or cause a similar reaction to the effects of cocaine, ecstasy, LSD and other hallucinogenic drugs and specifically includes those substance listed as Schedule I substances in the Controlled Substances Act (CSA) by the Drug Enforcement Administration (DEA). Such compounds are known or marketed as "bath salts" or "plant food" and under names such as "Ivory Wave", "Purple Wave", "Vanilla Sky", "Bliss", "White Rush", Mephedrone, 3, 4 Ethylenedioxypropylvalerone (MDPV), Methylone, Methoxymethcathinone, and Fluroromethcathinone.
  - B. “SYNTHETIC CANNABINOIDS” shall mean and refer to all chemical compounds intended to replicate, mimic or cause a similar reaction to the effects of marijuana or cannabis and specifically includes those substance listed as Schedule I substances in the Controlled Substances Act (CSA) by the Drug Enforcement Administration (DEA). Such compounds are known or marketed under such names as THC, HU-210, cannabicyclohexanol, JWH-018, JWH-073, K2, Spice, herbal smoking blends and other names.
3. Any person who shall violate the provisions of this ordinance shall be guilty of a misdemeanor and shall be punished within the jurisdictional limits of magistrate's court.
4. The provisions of this ordinance shall be enforced by the Sheriff of Darlington County and his duly authorized deputies.
5. If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or invalid by the judgment or decree of any court of competent jurisdiction, such unconstitutionally or invalidity shall not affect any or the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, and the ordinance shall remain in full force and effect.

This ordinance is effective immediately upon enactment and shall automatically expire as of the sixty first (61<sup>st</sup>) day following the date of enactment.

Done in meeting duly assemble this **3rd** day of **October**, 2011.

Attest:  
  
Dale Surrent  
County Administrator

DARLINGTON COUNTY, SC  
  
Billy Baldwin, Chairman  
Darlington County Council