

1974 WL 27737 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 2, 1974

*1 Honorable Thelma Barber
Town Clerk
Town of Jackson
Jackson, South Carolina

Dear Ms. Barber:

Thank you for your letter of March 18, 1974, in which you asked whether or not it would be necessary to pass a new ordinance in order to raise the top fee as established under town ordinance from seventy five (\$75) dollars to one hundred thirty five (\$135) dollars.

An ordinance once passed is the established law in the regulated area and ordinarily remains controlling until it is altered by an amendment of that ordinance. 83 C.J.S. Statutes § 2. Therefore, as the town proposes to change the terms of the ordinance, it would be necessary to enact new legislative language to this effect.

Under the same reasoning, a change in the rate of the bond ordinance you enclosed would also have to be altered by ordinance. 82 C.J.S. Statutes § 244.

If this office can be of any further assistance, please do not hesitate to contact us.

Sincerely,

Treva Ashworth
Staff Attorney

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