



**Georgetown County  
Planning and Development  
Zoning Division**

129 Screven Street  
Georgetown, SC 29440

Phone: (843) 545-3128  
Or (843) 545-3602  
Fax: (843) 545-3296

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**APPLICATION FOR VENDING PERMIT  
(Please keep the permit in your possession at the site)**

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**REQUIREMENTS:**

***\*\*You shall submit a signed, authorization letter from the property owner where the vending will take place.\*\****

***\*\*A scaled site plan or other approved drawing (GIS map) showing the vending setbacks shall be submitted and signed by the applicant and Zoning Department.\*\****

***\*\*You shall provide a copy of your current driver's license.\*\****

***\*\*You shall sign an agreement stating that you received and read a copy of the Vending Regulations for Georgetown County and you understand them as well as the consequences to violating these regulations.\*\****

***\*\*If you are vending prepared meals and beverages you are subject to Local Hospitality Tax (please see attachment) and shall submit documentation that you have registered your business with Georgetown County Finance Department located at 129 Screven Street (2<sup>nd</sup> Floor), Georgetown, SC 29440 (843-545-3065).\*\****

***\*\*Additional vendor permits may be issued during a calendar year provided no violations are cited during the period the first permit is issued.\*\****



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**APPLICATION FOR VENDING PERMIT**  
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Date Received: \_\_\_\_\_ Permit # \_\_\_\_\_ Tax Map# \_\_\_\_\_

**Vendor's Information:**

Name: \_\_\_\_\_ Phone # \_\_\_\_\_

Current Home Address: \_\_\_\_\_  
\_\_\_\_\_

**Vending Property Information:**

Vending Location: \_\_\_\_\_  
\_\_\_\_\_

Zoning District: \_\_\_\_\_ Number of Current Vendors: \_\_\_\_\_

Type of Item(s) to be Sold at the Site: \_\_\_\_\_

**Property Owner's Information:**

Name: \_\_\_\_\_ Phone # \_\_\_\_\_

Current Home Address: \_\_\_\_\_  
\_\_\_\_\_

**CHECK ONE:**                      \_\_\_\_\_ **90 Days/\$50.00 Fee**                      \_\_\_\_\_ **1 Year/\$100.00 Fee**

Vendor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Zoning Department Approval \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Approved/Date \_\_\_\_\_                      \_\_\_\_\_ Revoked/Date \_\_\_\_\_

\_\_\_\_\_ **Disapproved/Date** \_\_\_\_\_                      **Expiration Date:** \_\_\_\_\_



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**VENDING REGULATIONS**

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- 611.2141 All vending operations shall be conducted a minimum of twenty (20) feet outside of any street right-of-way and space to park at least two (2) cars shall be provided.
- 611.2142 Only one vendor shall be allowed for each one hundred (100) feet that a property fronts upon a street. Corner lots are only allowed to count the frontage on the primary street. Additionally, in the Waccamaw Neck Commercial Corridor Overlay Zone, only one vendor may be located on a single parcel, except for those issued a Temporary Certificate of Zoning Compliance. Vendors may only utilize property zoned General Commercial in the Waccamaw Neck Commercial Corridor Overlay Zone.
- 611.2143 Electronic or illuminated signs shall not be used by vendors.
- 611.2144 No goods or merchandise to be offered for sale may stored in, or sold from a tractor-trailer on the vending site. All tractor-trailers related to the vending operation must be removed from the site.
- 611.2145 Only one sign per vendor shall be allowed, regardless of where it is placed. Advertising materials attached to or painted onto automobiles are construed to be signs. Signs shall not exceed ten (10) square feet in area and shall meet all sign standards contained in the Zoning Ordinance. No freestanding sign shall be placed closer than ten (10) feet from the property line. In no case shall a sign be placed in a public right-of-way. *(Amended Ord 2003-86)*
- 611.2146 The applicant must submit a site plan showing the proposed location of the vending operation on the plan. The Zoning Administrator must find that the proposed operation complies with all applicable provisions of this Section, and that the proposed operation will not adversely affect public safety. No portion of the vending operation shall be allowed to occupy or obstruct access to any parking stall required by the Zoning Ordinance. Upon the issuance of a permit, the site plan as approved must be attached to the permit, and the operation shall not vary from the approved plan. Any variation from the approved site plan shall immediately void the subject permit.

- 611.2147 Vendors shall be required to obtain a vendor's permit prior to the commencement of any vending operation. Proof of approval of the property owner and a Federal Tax Identification or Social Security number must be provided. If applicable, the applicant must provide a copy of the approved County hospitality tax application and a State sales tax number to the Zoning Administrator before any vending permit is issued. Both the vendor and the property owner shall provide a hold-harmless agreement releasing the County of all liability.
- 611.214.7.1 Vendor Permits shall be issued for one ninety (90) day period for \$50.00 or an annual permit for \$100.00.
- 611.214.7.2 Additional vendor permits may be issued during a calendar year provided no violations had been cited during the first permit issue.
- 611.214.7.3 The Zoning Administrator or his/her designee shall have the authority to issue and administer vending permits, and the authority and responsibility to continuously oversee and monitor vending operations permitted hereunder to assure compliance with the requirements of the ordinance. The Zoning Administrator shall have the authority, upon the occurrence of a violation of the terms and requirements of this ordinance and after giving reasonable notice to the violating permittee and the violating permittee not having remedied the subject violation within a reasonable time, to cancel, void, rescind, terminate, nullify the subject vending permit and order the vending operation ceased immediately thereupon.
- 611.2147.4 Vendor permits shall not be required for vendor operations associated with a Temporary Certificate of Zoning Compliance.
- 611.214.8 Violations of any requirement contained in Section 611.214 shall be subject to the following remedies:
- 611.2148.1 The Zoning Administrator, in the event of a violation of this ordinance, shall immediately upon becoming aware of the violation, issue a notice to the violator setting forth the particulars of the violation and ordering immediate remediation as needed to bring the violator into compliance. Immediately remediation shall be subject to a test of reasonableness with respect to the internal of time needed and the required action to be taken, related to the nature of the violation. If the violator fails to remediate the violation as described in the notice, then the Zoning Administrator shall take further action as described in 611.2147.3 of this section.
- 611.2148.2 Failure to comply with a written order to remedy regarding the violation or a second offense of the same nature shall result in the revocation of the permit by the Zoning Administrator of his/her designee for the calendar year.

611.2148.3 The Zoning Administrator or his/her designee shall further have the authority to take lawful action as provided for n Article XII, Section 1208 for any continuing offense. (Amended *Ord. 2003-86*)

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**STATEMENT OF UNDERSTANDING VENDING**

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Date: \_\_\_\_\_

I \_\_\_\_\_ have read and fully understand the Georgetown County Vending Regulations. By signing below, I agree to abide by these rules. I further understand that any violation of these regulations will result in suspension of my vending permit.

Applicant's Signature: \_\_\_\_\_

Print Applicant Name: \_\_\_\_\_

Zoning Department: \_\_\_\_\_

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**HOLD HARMLESS AGREEMENT**

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Permittee/ property owner hereby shall assume all risks incident to or in connection with the permitted activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the permittee activity or the conduct of the permittee's operation. Permittee hereby expressly agrees to defend and save Georgetown County harmless for any penalties for violation of law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages, or injuries directly or indirectly arising out of or in connection with the permitted activity or conduct of its operation or resulting from the negligence or internal acts of omissions of permittee of its officers, agents, and employees.

Applicant's Signature: \_\_\_\_\_

Date: \_\_\_\_\_



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**LOCAL HOSPITALITY TAX REQUIREMENTS**

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**LOCAL HOSPITALITY TAX AND LOCAL ACCOMODATIONS TAX**

Applies to all businesses selling Prepared Meals and Beverages and/or Renting Sleeping Accommodations.

Not limited to Restaurants, Hotels, Motels, Bed & Breakfast Inns, Seasonal Rentals, Bakeries, Convenience Stores, Nightclubs, Golf Courses, Camp Grounds

To register your business and obtain your booklet of Hospitality/Accommodation Tax Returns, come to Georgetown County Finance Department located at 129 Screven Street (2<sup>nd</sup> floor), Georgetown, SC 29440 or call 843-545-3065 to receive the information by mail.

County Council passed an ordinance on May 11, 1999 establishing a two percent (2%) hospitality tax on prepared meals and beverages; and a three percent (3%) accommodations tax on transient accommodations. The ordinance states that all affected businesses shall be responsible for collecting hospitality taxes beginning July 1, 1999 and Accommodations tax beginning October 1, 1999.

The taxes are imposed on gross proceeds derived from the following transactions occurring within the unincorporated areas of Georgetown County and the Town of Andrews:

**Prepared Meals and Beverages (2% Tax)**

◆ “Prepared Meals and Beverages” are defined as the products sold ready for consumption either on or off premises in business classified as eating and drinking places under the Standard Industrial Code Classification Manual. These include lunch counters, restaurant stands; restaurants and drinking places operated as a subordinate service facility by other establishments; and bars and restaurants owned by and operated for members of civic, social, and fraternal associations.

◆ The sale of all food and beverages served by a restaurant, hotel, motel, club, lounge, bar or other ABC licensed establishment, or other food service facility.

◆ The sale of all food and beverages prepared or modified by convenience stores or grocery stores including prepackaged food or drink items prepared or modified in the business establishment by the customer. Some examples of prepared or modified foods would be:

- a. Heated foods (pizza, nachos, hot dogs, sandwiches, chicken, etc.)
- b. Prepared sandwiches, salads, fountain drinks, and coffee.
- c. Sliced meats and vegetable trays.

***Prepared food or drink items, which are not modified, are not subject to the hospitality fee assessment.***



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**LOCAL HOSPITALITY TAX REQUIREMENTS (cont.)**

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**Transient Accommodations (3% Tax)**

- ◆ “Accommodation” is defined as any room (excluding meeting and conference rooms), campground spaces, recreational vehicle spaces, lodgings or sleeping accommodations furnished to transients by any hotel, motel, inn, condominium, “bed & breakfast”, residence, or any other place in which rooms, lodgings, or sleeping accommodations are furnished for consideration within Georgetown County, South Carolina. *The gross proceeds received for lease or rental of sleeping accommodations supplied to the same person for a period of thirty (30) or more continuous days are not considered proceeds from transients and accordingly, will not be subject to the accommodations tax.*

All businesses are required to remit the reporting return, a copy of the State of South Carolina sales tax computation form, and the taxes **no later than the 20<sup>th</sup> of each month** for sales from the previous month. Return becomes delinquent if the US Postal Service postmarks payment after the 20<sup>th</sup> day of the following month. **The failure to collect these taxes does not relieve any business from making the required remittance to Georgetown County.** Any taxes not timely remitted will be subject to a penalty of 5% per month, charged on the original amount due, up to the maximum of 100%.

**On February 11, 2003, Georgetown County passed Ordinance No. 2003-01 adopting an Ordinance Summons for the purpose of enforcing County Ordinances and collecting delinquent Local Hospitality and Local Accommodations taxes and penalties.** Accounts sixty (60) days past due will be issued a Notice of Violation with their monthly statement requesting payment within ten (10) business days. **If payment is not received within ten (10) BUSINESS DAYS, AN Ordinance Summons will be issued notifying the delinquent taxpayer that they must appear in Magistrate Court.** The summons will inform the taxpayer of the bond amount, date, time, and location of the trial. Any person who fails to appear before the Court as required by the Uniform Ordinance Summons, without first having posted bond or without having been granted a continuance by the Court, is guilty of a misdemeanor punishable by a fine up to \$200.00 or imprisonment for up to 30 days.



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**Georgetown County, South Carolina Local Hospitality/Local Accommodation Tax**

**Business Information Form (please print or type)**

(PLEASE RETURN THIS FORM TO  
129 SCREVEN STREET (2<sup>ND</sup> FLOOR), GEORGETOWN, SC 29440)

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Owner, Partnership, or Corporate Charter Name:

\_\_\_\_\_

Business Phone No.: \_\_\_\_\_ Daytime Phone No. \_\_\_\_\_

Trade Name, Doing Business As ("DBA"):

\_\_\_\_\_

Federal Identification No.: \_\_\_\_\_

SC Sales & Use Tax No.: \_\_\_\_\_

SSN (If no Federal I.D. No.): \_\_\_\_\_

*Mailing Address (For All Correspondence):*

Attention/ Care Of: \_\_\_\_\_

Street or PO Box No.: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**Check Type of Business:**

Accommodations: \_\_\_\_\_ Hospitality: \_\_\_\_\_

Main Business (restaurant, convenience store, etc): \_\_\_\_\_

**Physical Business Location (don't list PO Box):**

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Is Your Business Seasonal? (check one) Yes \_\_\_\_\_ No \_\_\_\_\_

If seasonal, list the months that are active: \_\_\_\_\_

**Check Type of Ownership:**

Sole Proprietor (One Owner) \_\_\_\_\_

Partnership (Two or more Owners) \_\_\_\_\_

Corporation \_\_\_\_\_

Limited Liability Company (LLC) \_\_\_\_\_

Limited Liability Partnership (LLP) \_\_\_\_\_

Personal Service Corporation (PSC) \_\_\_\_\_

Professional Association (PA) \_\_\_\_\_

Unincorporated Association (list legal name of your Association) \_\_\_\_\_

Other (explain below) \_\_\_\_\_

\_\_\_\_\_

**List this information for ALL of your Business Owners, Partners, or Officers:**

<b>NAME</b>	<b>TITLE</b>	<b>SS#</b>	<b>HOME ADDRESS</b>	<b>PHONE #</b>

**"I certify that all information on this application, including any attachments, is true and correct to the best of my knowledge".**

\_\_\_\_\_  
Signature of Owner, Partner, or Corporate Officer

**DATE:** \_\_\_\_\_

Title: \_\_\_\_\_