

STATE OF SOUTH CAROLINA)

FILED
NEWBERRY COUNTY

NEWBERRY COUNTY

2021 NOV -9 PM 5: 21

ORDINANCE NO. 10-26-21

ELIZABETH P FOLK
CLERK OF COURT

AN ORDINANCE APPROVING THE TRANSFER OF CERTAIN PROPERTY LOCATED IN NEWBERRY COUNTY, SOUTH CAROLINA.

WHEREAS, pursuant to Title 4, Chapter 9 of the Code of Laws of South Carolina, 1976, as amended, Newberry County, South Carolina (“County”), acting by and through its County Council (“County Council”), is authorized to enter into contracts and to lease, sell or otherwise dispose interests in real property; and

WHEREAS, to further the economic development of, and the creation of new jobs in, the County, the County has identified and desires to transfer certain land, interests in land, and improvements thereon, if any, in the County, as more particularly identified on the attached Exhibit A (collectively, “Real Property”).

NOW, THEREFORE, BE IT ORDAINED by the County Council, as follows:

Section 1. Findings. County Council determines that the transfer or other disposition of the Real Property by the County to the Transferee is a proper governmental and public purpose and is anticipated to benefit the general public welfare of the County and that the Property is surplus to the needs of the County.

Section 2. Approval of Transfer of Real Property. County Council approves the transfer of the Real Property by the County to the Transferee and authorizes the County Council Chair, the County Administrator, or their designees, to execute and deliver those documents that may be reasonably necessary to accomplish the transfer of the Real Property to the Transferee. Any actions taken in the name of or on behalf of the County prior to the effective date of this Ordinance with respect to the access and use or transfer of the Real Property by the County to the Transferee are expressly ratified and confirmed.

Section 3. Further Acts. County Council authorizes the County Council Chair, the County Administrator, or their designees, as appropriate, following receipt of advice from counsel to the County, to take such further acts and negotiate, approve and execute whatever further instruments on behalf of the County as deemed necessary, desirable or appropriate to effect the transaction described in this Ordinance.

Section 4. General Repealer. Any ordinance, resolution, or other order of County Council, the terms of which are in conflict with this Ordinance, is, only to the extent of that conflict, repealed.

Section 5. Effectiveness. This Ordinance is effective after third reading and a public hearing.

Enacted and approved, in meeting duly assembled, this 3rd day of November, 2021.

EXHIBIT A
LEGAL DESCRIPTION

[To be inserted.]

NEWBERRY COUNTY, SOUTH CAROLINA

By: Henry H. Livingston III
Henry H. Livingston, III, Chairman, County
Council, Newberry County, South Carolina

[SEAL]

ATTEST:

By: Susan C. Fellers
Susan C. Fellers, Clerk to County Council,
Newberry County, South Carolina

First Reading: October 20, 2021
Second Reading: October 26, 2021
Public Hearing: November 3, 2021
Third Reading: November 3, 2021

Reviewed and approved as to form

A. J. Tothacer, Jr.
A. J. Tothacer, Jr., County Attorney

Tony McDonald
Tony McDonald, County Administrator