

AN ORDINANCE

AUTHORIZING CHARLESTON COUNTY COUNCIL TO CONVEY REAL PROPERTY TO THE ORPHAN AID SOCIETY, INC.

WHEREAS, Charleston County owns the property identified as TMS 242-00-03-055, a "Borrow Pit" located near Ladson in Berkeley County that is currently vacant, and the Orphan Aid Society, Inc., owns 53 acres adjoining the property; and,

WHEREAS, the Orphan Aid Society, Inc., conveyed the property to Charleston County by deed dated June 24, 1966, and recorded on August 5, 1966, in Book A162 Page 20 in the R.M.C. Office for Berkeley County, South Carolina; and,

WHEREAS, Charleston County has been the sole owner of the property since 1966; and,

WHEREAS, the Orphan Aid Society, Inc., requests that Charleston County convey the property back to the Orphan Aid Society, Inc., for access to a portion of the adjoining property owned by the Orphan Aid Society, Inc.; and,

WHEREAS, the Orphan Aid Society, Inc., will pay all associated costs to transfer the property back to it; and,

WHEREAS, Charleston County Council deems the property to be of no overriding use to the County government now or in the foreseeable future and finds that the conveyance of the property is in the best interests of Charleston County, and that conveying the property to the Orphan Aid Society, Inc., is appropriate public use for the property; and,

WHEREAS, a Public Hearing on the proposed sale of the property from Charleston County to the Orphan Aid Society, Inc., for the sum of \$1 and in consideration of its use for purposes which benefit the public, should be held prior to the Third Reading of this Ordinance, pursuant to Section 4-9-130 of the Code of Laws of South Carolina (1976, as amended); and,

NOW, THEREFORE, be ordained it by Charleston County Council, in meeting duly assembled, as followed:

SECTION I. FINDINGS INCORPORATED

The findings above are hereby incorporated by reference and made a part of this Ordinance.

SECTION II. AUTHORIZATION OF SALE AND EXECUTION OF DEED

A. Charleston County Council authorizes the sale, by limited warranty deed, of the property identified as TMS 242-00-03-055 to the Orphan Aid Society, Inc., for the sum of One (\$1.00) and No/100 Dollar in consideration as set forth herein. The Council Chairman is authorized to execute a limited warranty deed and all other documents necessary to complete the conveyance.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval following third reading.

ADOPTED and APPROVED in meeting duly assembled this 7th day of October, 2008.

CHARLESTON COUNTY COUNCIL
Timothy E. Scott, Chairman

ATTEST:

Beverly T. Craven
Clerk of Council