

**AN ORDINANCE**

**AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 2964 MARGINAL DRIVE TOTALING APPROXIMATELY 0.37 ACRES (PARCEL ID NUMBER 307-10-00-050) TO CHARLESTON HABITAT FOR HUMANITY, INC**

**WHEREAS**, the County of Charleston ("County") is authorized and empowered under and pursuant to the provisions of Title 4, Chapter 9, of the Code of Laws of South Carolina 1976, as amended, to sell real property; and

**WHEREAS**, the County owns approximately 0.37 acres of real property located at 2964 Marginal Road, in unincorporated Charleston County, further identified as Tax Map Parcel ID Number 307-10-00-050 ("Property"); and

**WHEREAS**, at its June 21, 2022, meeting, County Council voted to approve the Charleston Home Program, which is being implemented to improve and dispose of sixteen parcels owned by the County for the purpose of affordable housing; and

**WHEREAS**, the County shall enter into a Developer Agreement with Charleston Habitat for Humanity, Inc. ("Grantee"), for the completion of the improvements to the Property; and

**WHEREAS**, the County shall convey the Property to the Grantee following Grantee's completion of the scope of work outlined in the Developer Agreement for the sum of Five (\$5.00) Dollars; and

**WHEREAS**, restrictive covenants shall be placed on the Property and recorded concurrently with the deed to ensure affordable rental pricing for tenants with less than thirty (30) percent Area Median Income for a term of ninety (90) years; and

**WHEREAS**, a Public Hearing on the proposed conveyance of the Property will 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

**WHEREAS**, the conveyance of the Property, pursuant to the terms set forth above, is in the best interest of Charleston County and its citizens; and

**NOW, THEREFORE**, be ordained it by Charleston County Council, in meeting duly assembled and incorporating the above-referenced recitals, finds as follows:

**SECTION I. AUTHORIZATION TO EXECUTE DEED**

Charleston County Council authorizes the preparation of a Limited Warranty Deed for execution by the Chairman to transfer the Property, totaling approximately 0.37 acres, located at 2964 Marginal Road, in unincorporated Charleston County, Tax Map Parcel ID Number 307-10-00-050, for the sum of Five (5.00) Dollars, subject to the conditions set forth in the Developer Agreement.

**SECTION II. CONFLICT WITH OTHER ORDINANCES**

Any previously enacted ordinance that is in conflict with the provisions of this Ordinance is hereby repealed from and after the effective date of this Ordinance.

**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 by the Charleston County Council.

ADOPTED and APPROVED in meeting duly assembled this 30<sup>th</sup> day of January 2024.



CHARLESTON COUNTY, SOUTH CAROLINA

By: Herbert R. Sass, III  
Herbert R. Sass, III  
Chairman of Charleston County Council

ATTEST:

By: Kristen L. Salisbury  
Kristen L. Salisbury  
Clerk to County Council

First Reading: September 12, 2023  
Public Hearing: September 26, 2023  
Second Reading: September 26, 2023  
Third Reading: January 30, 2024