

STATE OF SOUTH CAROLINA )

COUNTY OF BEAUFORT )

TOWN OF YEMASSEE )

ORDINANCE NUMBER: )

(21-17)

An Ordinance Annexing Two Parcels of  
Land owned by the State of South Carolina  
Department of Transportation, into the  
Town of Yemassee, South Carolina.

**AN ORDINANCE ANNEXING INTO THE TOWN OF YEMASSEE, TWO PARCELS OF LAND TOTALLING 266.31 ACRES, LOCATED ON BAILEY ROAD, OWNED BY THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION, IN BEAUFORT COUNTY, NOT ALREADY WITHIN THE YEMASSEE TOWN LIMITS AND INCLUDING ALL ADJACENT PUBLIC RIGHTS OF WAY, RAILROAD RIGHTS OF WAY, WATERS, LOWLANDS AND WETLANDS.**

**Section 1. Findings of Facts**

As an incident to the adoption of this ordinance, Town Council of Yemassee finds the following facts to exist:

- a) Section 5-3-140, Code of Laws of South Carolina (1976) as amended, provides a method of annexing property to a city or town when the entire area proposed to be annexed is owned by Federal or State Government.
- b) SCDOT has responded to a letter from the Town requesting consent to annex the properties and the Town has received correspondence from the State advising they have no objection to the proposed Annexation and accordingly the Town may move the process forward.
- c) Upon Annexation of the properties, the Town of Yemassee hereby waives in perpetuity, any right to levy, collect or charge, directly or indirectly, any franchise, storm water drainage or other fees or cost upon the State or SCDOT for services provided to the State, SCDOT or the subject property for as long as the property is owned by the State of South Carolina
- d) It appears to Town Council that the annexation would be in the best interest of the State and the Town.
- e) The Town Council is zoning the parcel Conservation Preservation District.

**Section 2.**

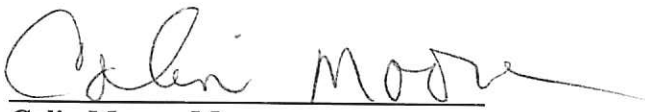
**NOW, THEREFOR IT BE ORDAINED** by the Mayor and Council of the Town of Yemassee, South Carolina, duly assembled and with authority of the same, pursuant to Section 5-3-140, Code of Laws of South Carolina (1976), as amended, the following described property is hereby annexed to and made part of the Town of Yemassee, contingent upon approval of the State of South Carolina Department of Administration/State Fiscal Accountability; to wit:

ALL THOSE CERTAIN PIECES, PARCELS OR TRACTS OF LAND being known as R700 020 000 0059 0000, R700 020 000 0101 0000; 251.23 and 15.08 acres, respectively, and all adjacent public rights of ways and wetlands as shown on the attached map.

This Ordinance shall become effective upon ratification.

SO ORDERED AND ORDAINED THIS 19<sup>th</sup> Day of July 2021

By the Yemassee Town Council being duly and lawfully assembled.

  
Colin Moore, Mayor

  
Matthew Garnes, Town Clerk

  
Peggy Bing-O'Banner, Councilmember

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Michelle Hagan, Councilmember

  
Chuck Simmons, Councilmember

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Alfred Washington, Councilmember

(Seal)

<u>First Reading:</u>	<u>7/13/2021</u>
<u>Public Hearing:</u>	<u>7/19/2021</u>
<u>Second Reading:</u>	<u>7/19/2021</u>



PROPOSED  
ANNEXATION  
AREA

