

CLARENDON COUNTY  
ORDINANCE NO. 2022-11

AMENDING AN ORDINANCE ENACTED NOVEMBER 8, 2010,  
REGARDING CAPITAL PROJECTS, TO UPDATE THE DEFINITION OF  
“PROJECTS”; TO PROVIDE FOR THE USE OF CERTAIN FEES IN LIEU  
OF TAXES; AND OTHER RELATED MATTERS.

WHEREAS, the Clarendon County Council enacted an Ordinance on November 8, 2010, a copy of which is attached as Exhibit A (“2010 Ordinance”), authorizing a plan of finance for various capital projects; and

WHEREAS, the County desires to amend the 2010 Ordinance (a) to update the definition of “Projects” (as that term is defined in the 2010 Ordinance) to provide for additional capital projects, which the County may fund through the plan of finance and (b) in other respects as provided in this Ordinance:

NOW, THEREFORE Clarendon County, South Carolina, ordains as follows:

**Section 1. Amendments to the 2010 Ordinance.** The 2010 Ordinance is amended:

(a) in Section 1(e), by deleting Section 1(e) in its entirety and replacing it with the language contained inside the quotation marks below:

“(e) The County has determined to acquire real property in the county and to construct, install, renovate, furnish, equip and make various improvements to the real property for: (i) the projects, as set forth more particularly on Exhibit A, and (ii) other capital projects as determined by the County Administrator (collectively, (i) and (ii) are “Projects”); the County has determined that it may form and use one or more entities, on the behalf and for the benefit of the County, to accomplish the purposes of this Ordinance (collectively, “Entity”), including the issuance of bonds and the execution and delivery of various documents to effect the transfer of real property interests in the Projects to, or from (or both), the County and other related matters, all intended to accomplish the intent of this Ordinance and any related financings.”;

(b) by adding Exhibit A, a copy of which is attached insider the quotation marks to this Ordinance as Exhibit B;

(c) in Section 1(f), by deleting “September 30, 2010,” “\$90,750,000,” “\$7,260,000,” “October 30, 2010,” “\$2,100,000,” and “5,160,000” and replacing them, respectively, with the following June 30, 2021, “108,095,000,” “8,702,706,” “October 30, 2022,” “5,970,510,” and “2,732,196”;

(d) in Section 20, by adding, at the end of the existing language, the language contained inside the quotation marks below:

“Further, the County is authorized to use any fees in lieu of taxes payments made by, on behalf or, or for the benefit of the owner, operator, tenant, lessor, and/or lessee of the real property and/or personal property located on or about Clarendon County TMS numbers 133-00-02-003-00, 175-00-01-002-00, 175-00-01-003-00, 175-00-01-004-00, 175-00-01-021-00, also collectively designated as 8250 Sumter Highway, Alcolu, South Carolina 29001, and/or related to GP Palmetto OSB LLC and/or GP Clarendon LP or any affiliated or related entity(ies), for the purpose of making any payment that may be (or become) due and owing under any

CERTIFIED TRUE COPY  
OF ORIGINAL FILED IN THIS OFFICE

DATE 12/14/22

Beulah B. Roberts

CLERK OF COURT  
CLARENDON COUNTY, SC

2022 DEC 14 PM 4:26  
Beulah Roberts, Clerk-Clarendon S.C.

financing contemplated by this Ordinance.”; and

(e) in Section 24, by deleting “Parker Poe Adams & Bernstein LLP” and “Merchant Capital, LLC” and replacing them, respectively, with the following “King Kozlarek Law LLC” and “Stifel Nicolaus & Company, Incorporated.”

**Section 2. *General Repealer.*** Any prior ordinance, resolution or order, the terms of which are in conflict with this Ordinance, is, only to the extent of that conflict, repealed.

**Section 3. *Savings Clause.*** Any actions taken or authorized to be taken under the 2010 Ordinance are treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, as of the effective date of this Ordinance, and for the enforcement of rights, duties, and liabilities as they stood under the repealed or amended portion of the 2010 Ordinance.

**Section 4. *Effective Date.*** This Ordinance is effective on and after its public hearing and third reading.

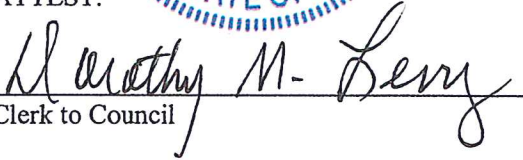
[SIGNATURE PAGE FOLLOWS]  
[REMAINDER OF PAGE INTENTIONALLY BLANK]



CLARENDON COUNTY, SOUTH CAROLINA

  
Chairman  
Clarendon County Council

(SEAL)  
ATTEST:

  
Clerk to Council

First Reading:	October 10, 2022
Second Reading:	November 14, 2022
Public Hearing:	November 14, 2022
Third Reading:	November 21, 2022

EXHIBIT A  
COPY OF  
COUNTY ORDINANCE, ENACTED NOVEMBER 8, 2010

**EXHIBIT B**

**“EXHIBIT A**

**DESCRIPTION OF PROJECTS**

County Administration Building

County Courthouse

E911/emergency operations center

Turbeville Fire Station

Public works/fleet maintenance complex

Law enforcement annex (animal enforcement)

Including related land acquisition, furniture, fixtures, and equipment for the same.”