

STATE OF SOUTH CAROLINA

COUNTY OF NEWBERRY

FILED  
NEWBERRY COUNTY  
2024 SEP -5 ) AM 8:58  
ELIZABETH P FOLK  
CLERK OF COURT

ORDINANCE NO. 08-01-2024

**AN ORDINANCE AUTHORIZING THE COUNTY OF NEWBERRY, BY NEWBERRY COUNTY COUNCIL, TO SELL REAL PROPERTY IDENTIFIED AS TAX MAP NUMBER 290-11 AND DESCRIBED IN INVITATION FOR BID NUMBER 2024-4 UPON SUCH TERMS AND CONDITIONS AS DESCRIBED IN THE INVITATION FOR BID AND THROUGH AN AGREEMENT OF PURCHASE**

**WHEREAS**, the County of Newberry (the “County”) is a political subdivision of the State of South Carolina; and

**WHEREAS**, Newberry County Council (the “Council”) is the duly elected governing body of the County of Newberry; and

**WHEREAS**, the Council is vested with the authority to sell and dispose of real property owned by the County pursuant to Section 4-9-30 of the South Carolina Code of Laws, 1976, as amended; and

**WHEREAS**, the County is the owner of that certain parcel of real property, 46 +/- acres in size, located near the City of Newberry on South Carolina Highway 121 By-Pass and identified as Tax Map Number 290-11 (the “Property”); and

**WHEREAS**, the Council determined, as a fact and after appropriate investigation, that the Property is no longer needed for county purposes and would be of better and higher use and benefit to the County if owned by an individual or entity other than the County, and that as such the Property constitutes surplus property; and

**WHEREAS**, the County solicited sealed bids for the disposition of the Property and issued the Invitation for Bid via advertisement on May 29, 2024; and

**WHEREAS**, on July 2, 2024, the bids were received, accepted and opened, and the highest bid was presented to the Council at its July 17, 2024 meeting for consideration and award, which the Council by motion and vote approved; and

**WHEREAS**, Section 4-9-130 of the South Carolina Code of Laws, 1976, as amended requires the use of an ordinance to sell or dispose of real property owned by the County and that the Council conduct a public hearing prior to passage of such an ordinance; and

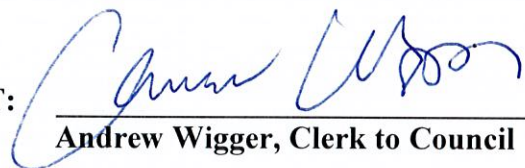
**WHEREAS**, the Council now desires to undertake the legislative process required by South Carolina law to approve the sale of the Property.

**NOW, THEREFORE BE IT ORDAINED** by the County Council of the County of Newberry, in Council duly assembled this 4<sup>th</sup> day of September 2024 that:

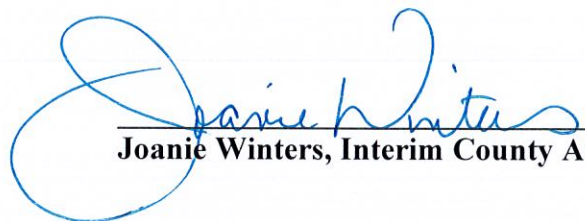
The Council does hereby authorize the sale of the Property, described in Invitation for Bid Number 2024-4, which is attached as Exhibit "A", to the highest bidder as awarded by Council at its meeting on July 17, 2024, and upon such terms and conditions described in the advertised Invitation for Bid and through an Agreement of Purchase, which is attached as Exhibit "B". Both Exhibits are incorporated herein by reference. This Ordinance shall be effective upon adoption by the Council on the date of final reading approval.

BY:   
Todd Johnson, Chairman

(SEAL)

ATTEST:   
Andrew Wigger, Clerk to Council

Approved as to form:

  
Joanie Winters, Interim County Attorney

  
Jeff Shacker, County Administrator

1 <sup>st</sup> Reading:	August 7, 2024
2 <sup>nd</sup> Reading:	August 21, 2024
Public Hearing:	August 21, 2024
3 <sup>rd</sup> Reading:	September 4, 2024