



STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR FAIRFIELD COUNTY
ORDINANCE NO. 531

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE MASTER AGREEMENT GOVERNING THE I-77 CORRIDOR REGIONAL INDUSTRIAL PARK BY AND BETWEEN FAIRFIELD COUNTY, SOUTH CAROLINA AND RICHLAND COUNTY, SOUTH CAROLINA, IN ORDER TO INCLUDE THE NORTHEAST (ENTERPRISE) CAMPUS PROPERTY OF MIDLANDS TECHNICAL COLLEGE AND OTHER MATTERS RELATED THERETO.

WHEREAS, Fairfield County, South Carolina ("Fairfield" or the "County") and Richland County, South Carolina ("Richland")(collectively, the "Counties"), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (the "Act"), have jointly developed the I-77 Corridor Regional Industrial Park (the "Park"); and

WHEREAS, in response to requests from companies seeking to invest in either Fairfield or Richland, the Counties have heretofore expanded the boundaries of the Park to include additional property, which inclusion has afforded the requesting companies additional tax benefits under South Carolina law; and

WHEREAS, the Counties have entered into separate agreements to reflect each new phase of expansion of the Park ("Phase Agreements"); and

WHEREAS, on April 15, 2003, the Counties entered into an agreement entitled "Master Agreement Governing the I-77 Corridor Regional Industrial Park" (the "Master Agreement"), the provisions of which replaced all existing Phase Agreements and now govern the operation of the Park; and

WHEREAS, Midlands Technical College ("College") has requested that the Counties expand the boundaries of the Park to include its property located in Richland County and described in the attached Exhibit A (hereafter, the "Property"); and

WHEREAS, the Counties now desire to expand the boundaries to include the College's Northeast (Enterprise) Campus property.

NOW, THEREFORE, BE IT ORDAINED BY THE FAIRFIELD COUNTY COUNCIL AS FOLLOWS:

Section 1. Expansion of Park Boundaries. There is hereby authorized an expansion of the Park boundaries to include the College's property. The County Council Chair, or the Vice Chair in the event the chair is absent, the County Administrator and the Clerk to the County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete the expansion of the Park boundaries. Pursuant to the terms of the Master Agreement, the expansion shall be complete upon the adoption of this Ordinance by the Fairfield County Council and a companion Ordinance by the Richland County Council.

Section 2. Removal of Property from Park. The College may request that a portion of the Property be removed from the Park. In such case, the Counties hereby authorize removal of such portion of the Property upon receipt of a written request from the College. No further action by either the Fairfield County Council or the Richland County Council shall be required. The County Council Chair, or the Vice Chair in the event the Chair is absent, the County Administrator and Clerk to the County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete removal of a portion of the Property from the Park. The public hearing requirement set forth in Section 1.03 of the Master Agreement is hereby waived.

Section 3. Savings Clause. If any portion of this Ordinance shall be deemed unlawful, unconstitutional or otherwise invalid, the validity and binding effect of the remaining portions shall not be affected thereby.

Section 4. General Repealer. Any prior Ordinance, the terms of which are in conflict herewith, is, only to the extent of such conflict, hereby repealed.

Section 5. Effectiveness. This Ordinance shall be effective after third and final reading.

FAIRFIELD COUNTY COUNCIL

BY: David L. Ferguson
David L. Ferguson, County Council Chairman
Fairfield County, South Carolina

ATTEST THIS THE 25th DAY
OF June, 2007

Shryll M. Brown
Shryll M. Brown, Clerk to County Council
Fairfield County, South Carolina

First Reading: May 29, 2007
Second Reading: June 11, 2007
Third Reading: June 25, 2007

Exhibit A

Description of Property

The property of Midlands Technical College located in Richland County bounded in part by Pisgah Church Road and Powell Road consisting of 149.72 acres, more or less, and referred to as either the Northeast Campus or Enterprise Campus.

Richland County Tax Map Number: 14500-02-24.

Deed Book 1064 at Page 97.