

OF SOUTH CAROLINA
COUNTY COUNCIL FOR FAIRFIELD COUNTY
ORDINANCE NO. 575

AUTHORIZING THE AMENDMENT OF THE AGREEMENT FOR DEVELOPMENT FOR JOINT COUNTY INDUSTRIAL PARK EXECUTED ON OCTOBER 18, 1995, BY AND BETWEEN FAIRFIELD COUNTY, SOUTH CAROLINA, AND NEWBERRY COUNTY, SOUTH CAROLINA, PROVIDING FOR THE INCLUSION OF ADDITIONAL PROPERTY IN NEWBERRY COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL AND BUSINESS PARK, AND OTHER RELATED MATTERS.

WHEREAS, to promote the economic welfare of its citizens by providing employment and other benefits, Fairfield County, South Carolina ("County") and Newberry County, South Carolina (jointly, the "Counties") are authorized under Article VIII, Section 13 of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended ("Act") to jointly develop an industrial or business park in the geographical boundaries of one or more of the member Counties;

WHEREAS, pursuant to the Act, the Counties executed that certain Agreement for Development for Joint County Industrial Park ("Park") on October 18, 1995 ("Park Agreement"), with respect to certain parcels of land in the Counties;

WHEREAS, the Park Agreement, by its terms, contemplates the inclusion of additional parcels in the Park from time to time and requires that the Counties authorize, by appropriate ordinance, any enlargement of the boundaries of the Park and the amendment of the Park Agreement to reflect that enlargement;

WHEREAS, Newberry County has determined to sell the Newberry County-operated J.F. Hawkins/Springfield place continuing care facility ("Project") to a private concern;

WHEREAS, by ordinance enacted November 3, 2010, Newberry County authorized the inclusion of the Project parcel ("Land") in the Park;

WHEREAS, Newberry County has requested that the County add the Land to the Park so that the Project may receive all of the benefits that may accrue to the Project as a result of the Project's location in the Park.

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

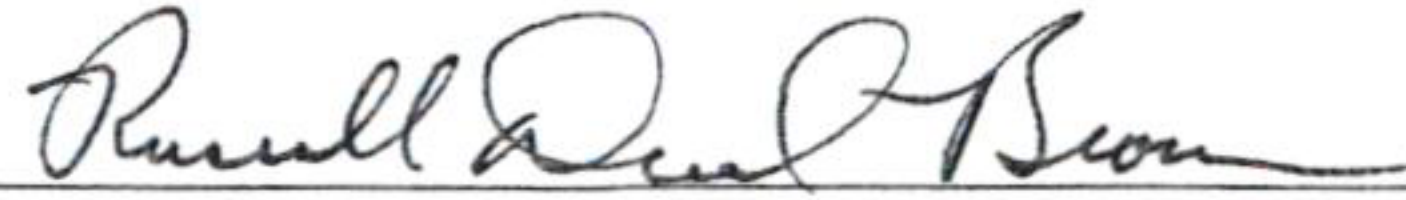
Section 1. Pursuant to Section 3a of the Park Agreement, the Park Agreement is amended to include in the Park the Land, the legal description of which is attached as Exhibit A.

Section 2. If any part of this Ordinance is unenforceable, the remainder is unaffected.

Section 3. Any ordinance, resolution or order, the terms of which conflict with this Ordinance, is, only to the extent of that conflict, repealed.

Section 4. This Ordinance is effective after third and final reading.

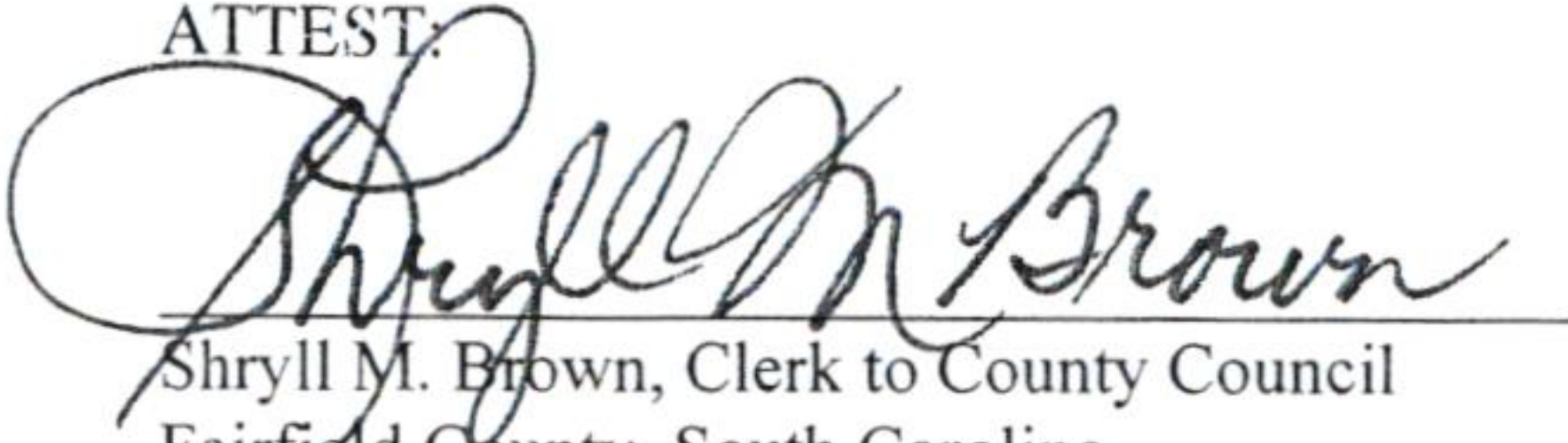
FAIRFIELD COUNTY, SOUTH CAROLINA



Russell David Brown, Chairman of County Council
Fairfield County, South Carolina

(SEAL)

ATTEST:



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

READINGS:

First Reading:	November 8, 2010
Second Reading:	November 22, 2010
Public Hearing:	December 13, 2010
Third Reading:	December 13, 2010

EXHIBIT A

PROPERTY DESCRIPTION

JF HAWKINS/SPRINGFIELD PLACE

TRACT A: All that piece, parcel or tract of land situate, lying and being in the City of Newberry, County of Newberry, State of South Carolina, containing 5.29 acres, and being bounded on the north by Harrington Street, on the east by Dave Drive, on the south by property now or formerly of Lalhage F. Eargle and Danny H. Eargle and property of J.F. Hawkins Nursing Home, Inc., and on the west by Kinard Street. This property is comprised of Lots 1 and 2 on a plat by Walton B. Halfacre, dated April 16, 1946, and recorded in the office of the Clerk of Court for Newberry County in Plat Book KK at page 128, and Lots 4A and 5A on a plat by Walton B. Halfacre recorded November 19, 1963 in said office in Plat Book S at page 175, and is the same property conveyed to Newberry County by deed of Caroline Gallman Bishop recorded November 13, 1963 in Deed Book 85 at page 174, by deed of Simon W. Boozer recorded February 24, 1964 in Deed Book 85 at page 364, and by deed of John T. Ferguson recorded January 17, 1963 in Deed Book 83 at page 142.

AND

TRACT B: All that certain piece, parcel or tract of land situate, lying and being in the city and county of Newberry, State of South Carolina, containing 20.388 acres, more or less, and being more particularly described on a plat prepared for "The J. F. Hawkins Nursing Home, Inc." by Carl Bostick. P.L.S., dated July 10, 1996, and recorded in Plat Book B-71 at page 9 in the office of the Clerk of Court for Newberry County. As shown on said plat, this property has the following courses, distances, metes and bounds: Beginning at the Point of Beginning, to wit: an axle located at the Northwesternmost corner of the property, located at the edge of the right of way for Harrington Street and at the Northernmost corner of the Griffin lot, and thence running along the right of way for Harrington Street N 53°43'44"E for 165.41' to an iron pin, and thence turning S 30°36'28"E and running 112.69' along property of Hedgepath to an axle and thence turning S 30°28'23"E and running along property of Counts 120.80' to an axle and thence turning N 55°36'52"E and running 286.28' along lands of Counts to an axle and thence turning S 34°23'08"E and running 4.00' along lands of Counts to a ½" rebar, and thence turning N 78°55'48"E and running 229.61' along lands of Counts to a ½" rebar pin, and thence turning S 31°38'30"E and running along lands of Hentz for 56.18' to an iron pipe, and thence continuing on the same bearing along lands of Morris for a distance of 183.48' to an iron pipe, and thence turning N 59°12'09"E and running along lands of Morris for 26.57' to an iron pipe, and thence turning S 34°54'38"E and running 129.99' along lands of Marlowe to an iron pipe, and thence turning N 56°03'01"E and running along property of Marlowe for 165.91' to an iron pin set at the edge of the right of way for U.S. Highway 76 By-Pass, and thence turning S 31°33'25"E and running along the edge of the right of way for U.S. Highway 76 By-Pass for 99.11' to an iron pin, and thence turning S 56°03'01"W and running 166.53' along lot of Boozer to an iron pipe, and thence turning S 31°26'36"E and running 100.12' along lot of Boozer to an axle and thence turning S 32°25'44"E and running 199.25' along lot of West & Hobby to an angle iron and thence turning S 30°26'25"E and running 110.95' along a lot now or formerly of Johnson to a 5/8" rebar and thence turning S 30°53'20"E along lot of Powell for 39.39' to an angle iron and thence turning S 52°43'55"W and running 165.37' along lands of Holmes to an iron pipe and thence turning N 77°25'36"W and running along lands of Holmes for 49.95' to an angle iron, and thence turning S 51°32'30"W and running along lands of Holmes for 179.31' to an angle iron at the edge of the right of way for Myrtle Street and thence turning S 80°20'03"W and running along the right of way for Myrtle Street for a distance between pins of 79.14' to a ½" rebar and thence turning S 77°42'51"W and running along the right of way for Myrtle Street for a distance between pins of 45.76' to an angle iron, and thence turning S 78°03'04"W and running along lands of Faile for 218.80' to an iron pipe, and thence turning N

38°50'56"W and running 189.60' along lands of Faile to an iron pipe and thence turning S 86°00'18"W for a distance of 123.57' along lands of Faile to an iron pipe, and thence turning S 88°14'41"W for 88.33' along lot of Parkman to an iron pipe, and thence turning S 88°23'24"W and running 33.26' along lot of Corley to an iron pipe and thence on the same bearing for 108.98' along lot of Corley to an iron pin, and thence turning S 86°51'59"W and running 71.91' along lot of Parkman to a 5/8" rebar and thence turning N 02°44'13"W and running 210.89' along lot previously conveyed to the County of Newberry by deed of The J.F. Hawkins Nursing Home, Inc. recorded on January 15, 2002 in the office of the Clerk of Court for Newberry County in Deed Book 578 at page 33, to an iron pipe, and thence turning N 05°20'35"E and running 209.97' along lot of Singley to an iron pipe and thence turning N 05°28'06"E and running 247.21' along lot of Griffin to an axle and thence turning N 21°51'36"W and running 151.62' along lot of Griffin to an axle at the edge of the right of way for Harrington Street, which is the Point of Beginning.