

**AN ORDINANCE
AUTHORIZING THE CONVEYANCE OF A PORTION OF BETSY KERRISON PARKWAY
RIGHT-OF-WAY INTO THE CORPORATE LIMITS OF THE TOWN OF KIAWAH ISLAND**

WHEREAS, the County of Charleston, ("County") is authorized and empowered under and pursuant to the provisions of Title 4, Chapter 9, of the Code of Laws of South Carolina 1976, as amended, to convey real property; and

WHEREAS, the County owns approximately 1.441 acres of right-of-way located in Charleston County known and designated as the outbound lanes of Betsy Kerrison Parkway, abutting Charleston County Parcel Identification Number 204-00-00-013, more particularly shown and described in Exhibit A attached hereto and incorporated herein by reference ("Property"); and

WHEREAS, by resolution of Charleston County Council dated May ____, 2026 ("Resolution"), the County consented to the annexation of the Property by the Town of Kiawah Island ("Town"), in accordance with S.C. Code Ann. § 5-3-110, and agreed to that following annexation, it will take such steps as appropriate to consider the transfer of ownership of the Property to the Town subject to the restriction contained herein; and

WHEREAS, the County will hold a Public Hearing on the proposed conveyance of the Property prior to the third reading of this Ordinance pursuant to S.C. Code Ann. § 4-9-130; and

WHEREAS, the conveyance of the Property, pursuant to the terms set forth above, is in the best interests of County and its citizens.

NOW, THEREFORE, be ordained it by Charleston County Council, in meeting duly assembled and incorporating the above-referenced recitals, finds as follows:

SECTION I. AUTHORIZATION TO EXECUTE DEED

Charleston County Council authorizes the preparation of a Quitclaim Deed for execution by the Chairman to convey the Property, totaling approximately 1.441 acres of right-of-way located in Charleston County known and designated as the outbound Betsy Kerrison Parkway, abutting Charleston County Parcel Identification Number 204-00-00-013, to the Town of Kiawah Island for the sum of Five and 00/100 (\$5.00) Dollars, subject to the terms and conditions set forth in the Resolution and herein.

SECTION II. DEED RESTRICTION.

The deed conveying the Property to the Town shall contain a deed restriction providing that the Property shall remain accessible to the public forever and the Town shall not block or impede public access to and through the Property, or onto and off of the public accessible rights-of-way owned and maintained by the Town of Kiawah Island, except as to lawfully protect the health, welfare, and safety of the public as permitted under Section 2-208 of the Town of Kiawah Island, South Carolina Code of Ordinances or the laws of the State of South Carolina. If the Town fails to meet the foregoing obligation and fails to correct such obligation within thirty (30) days after receipt of written notice from the County, the Property shall, at the County's option and upon written notice thereof from the County to the Town, revert to the County ("Right of Reverter"). In the event title to the Property reverts in accordance with the foregoing, the Town shall cooperate with the County and shall execute all deeds and other documents reasonably requested by the County to confirm such title, as reverted.

SECTION III. CONFLICT WITH OTHER ORDINANCES

Any previously enacted ordinance that is in conflict with the provisions of this Ordinance is hereby repealed from and after the effective date of this Ordinance.

SECTION IV. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION V. EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval following third reading by the Charleston County Council.

ADOPTED and **APPROVED** in meeting duly assembled this 25th day of June 2026.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____
Joseph A. Boykin
Chairman of Charleston County Council

ATTEST:

By: _____
Kristen L. Salisbury
Clerk to Charleston County Council

First Reading: May 26, 2026
Second Reading: June 11, 2026
Public Hearing: June 25, 2026
Third Reading: June 25, 2026

EXHIBIT A

1.441 acres of land and additional variable width property as follows: Increasing on a line from 50' at survey station 13+00 to 85' at survey station 15+00, thence continuing on a line at 85' to approximate survey station 24+49 (P.L.). This being the same property conveyed to the County of Charleston by deed of Margaret H. Beckett and Dorothy H. McKee, dated April 4, 1991, and recorded June 25, 1991, in Deed Book W203, Page 186, in the Register of Deeds Office for Charleston County. The property conveyed herein is more particularly described and shown as abutting Parcel "G" on a Plat entitled "A STRIP MAP FOR RIGHT-OF-WAY ACQUISITION FROM VARIOUS TRACTS, PARCELS, & LOTS OF LAND LYING ALONG THE EASTERN RIGHT-OF-WAY OF THE BETSY KERRISON PARKWAY (VARIABLE R/W), S.R. S-10-20, F.K.A. BOHICKET ROAD LOCATED ON JOHNS ISLAND CHARLESTON COUNTY, SOUTH CAROLINA", prepared by Keith A. Wilson, S.C.R.L.S. of South Eastern Surveying, Inc., dated May 29, 1992, and recorded June 3, 1992, in Plat Book CH, Page 025, in the Register of Deeds Office for Charleston County.