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**ORDINANCE NO.: 2013-112**

*Approving certification of site under S.C. Code Ann. §12-65-50 of the South Carolina  
Textiles Communities Revitalization Act for 214 Wayne Street,  
Richland County TMS #08913-12-10*

WHEREAS, 701 Whaley/Olympia, LLC ("Owner") currently holds title to that certain property located at 214 Wayne Street, Columbia, South Carolina, bearing Richland County Tax Map #08913-12-10 (the "Property"), and intends to rehabilitate such property in a manner that qualifies for South Carolina income tax credits under the South Carolina Textiles Communities Revitalization Act, S.C. Code Ann. §12-65-10 et. seq. (the "Act"); and,

WHEREAS, pursuant to the Act, a taxpayer may apply to the municipality or county in which the textile mill site is located for a certification of the textile mill site made by ordinance or binding resolution of the governing body of the municipality or county. The certification shall include findings that the:

- (1) textile mill site was a textile mill as defined in SC Code Section 12-65-20(3); and,
- (2) textile mill site has been abandoned as defined in SC Code Section 12-65-20(1); and,
- (3) geographic area of the textile mill site is consistent with SC Code Section 12-65-20(4).

WHEREAS, the Owner has applied to the City for a certification of the Property as a textile mill site under the Act in order to encourage investment by potential investors in the redevelopment of the Property; and,

WHEREAS, the City has determined that the rehabilitation of the Property will be highly beneficial to the City and the residents and businesses of the community surrounding the Property; NOW, THEREFORE,

BE IT ORDAINED by the Mayor and City Council this 15th day of October, 2013, as follows:

The City Council, based upon the information provided to it by the Owner, hereby certifies pursuant to the Act that:

- a. The Property was a textile mill as defined in SC Code Section 12-65-20(3).
- b. The Property has been abandoned as defined in SC Code Section 12-65-20(1).
- c. The geographic area of the Property is consistent with the definition of a textile mill site, as defined in SC Code Section 12-65-20(4).

This Ordinance is binding and the taxpayer may conclusively rely upon the foregoing certification in determining the credit allowed pursuant to the Act.

This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

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The provisions of this Ordinance are hereby declared to be severable, and if any section, phrase, or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases, and provisions hereunder.

This Ordinance is effective as of second reading.

Requested by:

Mayor Benjamin



Mayor

Approved by:



City Manager

Approved as to form:



City Attorney

ATTEST:



City Clerk

Introduced: 10/1/2013

Final Reading: 10/15/2013