

**A RESOLUTION**

**CERTIFYING PROPERTY LOCATED AT 105 STEWART DRIVE (TAX MAP NUMBER 5029-15-53-1854), EASLEY, IN PICKENS COUNTY, SOUTH CAROLINA AS ABANDONED BUILDING SITES PURSUANT TO THE SOUTH CAROLINA ABANDONED BUILDINGS REVITALIZATION ACT**

**WHEREAS**, the South Carolina Abandoned Buildings Revitalization Act (the “Act”) was enacted in Title 12, Chapter 67 of the South Carolina Code of Laws (1976), as amended, to create an incentive for the rehabilitation, renovation and redevelopment of abandoned buildings located in South Carolina;

**WHEREAS**, Section 12-67-140 of the Act provides that a taxpayer who rehabilitates an abandoned building site is eligible for a credit against certain state income taxes, corporate license fees or insurance premium taxes;

**WHEREAS**, Gettys Middle Holdings, LLC, a South Carolina limited liability company (“Company”), is contracting to purchase certain real property located at 105 Stewart Drive and shown on the attached Exhibit A (the “Property”) and intends to incur rehabilitation expenses associated with the Property, upon which will be located fourteen separate units or sites in seven separate buildings, with each building having two separate units, each unit or site being a portion of Pickens County Tax Map Parcel Number 5029-15-53-1854 (each a “Unit” and, collectively, the “Units”); and

**WHEREAS**, Company desires to rehabilitate the Units which are located within the city limits of Easley; and

**WHEREAS**, Company has requested that the City certify that each Unit is an eligible abandoned building site as defined by the Act.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of Easley, South Carolina as follows:

**Section 1. Certification.** Based solely on information provided to the City by Company and solely for the purposes of Section 12-67-160(A), the County hereby certifies the following: (i) each of the Units constitutes an abandoned building site as defined by Section 12-67-120(1) of the Act, and (ii) the geographic area of each of the Units is consistent with Section 12-67-120(2) of the Act.

**Section 2. No Representations or Warranties.** This Resolution regards only the certification of the Units pursuant to Section 12-67-160(A) of the Act, and such certification is based solely on the representations provided to the City by Company. The City makes no representations, warranties, findings or determinations regarding any other matters, including the eligibility of Company for any credit authorized pursuant to the Act, the eligible portions of the Units, the Property’s fitness for a particular purpose or any zoning, permitting, or licensing matters.

**Section 3. *Savings Clause.*** Should any part, provision, or term of this Resolution be deemed unconstitutional or otherwise unenforceable by any court of competent jurisdiction, such finding or determination shall not affect the rest and remainder of the Resolution or any part, provision or term thereof, all of which is hereby deemed separable.

**Section 4. *General Repealer.*** All prior ordinances, orders, resolutions, or any parts thereof, in conflict with this Resolution are, only to the extent of that conflict, repealed.

**Section 5. *Effectiveness.*** This Resolution is effective after its adoption.

**THE WITHIN RESOLUTION SHALL BE EFFECTIVE IMMEDIATELY UPON ITS RATIFICATION BY CITY COUNCIL.**

Resolved by City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2020, in the 244<sup>th</sup> year of Independence of the United States of America.

\_\_\_\_\_  
BUTCH WOMACK, MAYOR

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
LEGAL COUNSEL

\_\_\_\_\_  
MUNICIPAL CLERK

**EXHIBIT A**

**Description of Property and Units**

*See attached.*