COUNTY OF HORRY  
STATE OF SOUTH CAROLINA

RESOLUTION R-52-18

A RESOLUTION TO REQUEST THE MERGER, AND ANNEXATION, OF CERTAIN PARCELS IN HORRY COUNTY WITH GEORGETOWN COUNTY; TO CONCUR IN THE REQUEST OF GEORGETOWN COUNTY TO THE MERGER, AND ANNEXATION, OF CERTAIN PARCELS IN GEORGETOWN COUNTY WITH HORRY COUNTY; TO REQUEST THE GOVERNOR TO APPOINT AN ANNEXATION COMMISSION AND UPON THE COMPLETION OF THE ANNEXATION COMMISSION'S WORK TO ORDER AN ELECTION AND, WHERE APPLICABLE, CANVASSING; TO AUTHORIZE AND DIRECT THE COUNTY ADMINISTRATOR TO, AMONG OTHER THINGS, PRESENT THIS RESOLUTION TO THE GOVERNOR; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

WHEREAS, as a result of a misunderstanding by Horry and Georgetown counties regarding the Horry-Georgetown County boundary line, there is a small area within the statutory boundary of Horry County that has been treated as being in Georgetown County and whose owners erroneously believe their properties are located in Georgetown County (the "Horry County Affected Area"), as shown on the attached map marked as Exhibit A hereto and

WHEREAS, as a result of the same misunderstanding, there is an area within the statutory boundary of Georgetown County that has been treated as being in Horry County and whose owners erroneously believe their properties are located in Horry County (the "Georgetown County Affected Area"), also as shown on Exhibit A, and

WHEREAS, the General Assembly has provided a procedure for counties to use to merge, transfer, or annex an area from one county to another, codified as Chapter 5, Title 4, Code of Laws of South Carolina 1976, as amended (the "Change of Boundaries Statute"), and

WHEREAS, the General Assembly is considering during the 2018 session legislation to alter a portion of the procedure established in the Change of Boundaries Statute (the "2018 Legislation"), and

WHEREAS, the Change of Boundaries Statute provides for the initiation of the annexation process by the passage of a resolution by the county from which the area will be transferred and the 2018 Legislation provides for the initiation of the process by passage of a resolution by both the county from which the area will be transferred and the county to which it will be transferred, and

WHEREAS, Georgetown County Council and the Horry County Council both seek to have the Georgetown County Affected Area included by law in Horry County and the Horry County Affected Area included by law in Georgetown County, and both councils are passing resolutions to initiate the process for transferring by annexation the Georgetown County Affected Area to Horry County and the Horry County Affected Area to Georgetown County, whether pursuant to the Change of Boundaries Statute or the 2018 Legislation (collectively the Change of Boundaries Statute and the 2018 Legislation are referred to as the "Annexation Statute"), and

WHEREAS, upon presentation of resolutions approved in accordance with the Annexation Statute, the Governor is required to appoint a commission to investigate all facts in relation to the potential annexation and the Commission is to report to the Governor on the potential annexation, and

WHEREAS, upon compliance with the requirements of the Annexation Statute, the Governor is required to order an election or elections and, where applicable, a canvassing, and

WHEREAS, following an affirmative election or elections and, where applicable, canvassing conducted in accordance with the Annexation Statute, the General Assembly shall alter the boundary line of the affected counties, and
WHEREAS, it is the purpose of this resolution to initiate the process for the merger or annexation of the Georgetown County Affected Area from Georgetown County to Horry County and the Horry County Affected Area from Horry County to Georgetown County.

NOW, THEREFORE, Horry County Council resolves that:

1. Pursuant to the Annexation Statute, Council requests that the Horry County Affected Area as described in the recitals above and as depicted on the map attached to this resolution as Exhibit A be merged with or annexed to Georgetown County.

2. Pursuant to the Annexation Statute, Council concurs in the request of Georgetown County and requests itself that the Georgetown County Affected Area as described in the recitals above and as depicted on Exhibit A be merged with or annexed to Horry County.

3. Pursuant to the Annexation Statute, Council requests the Governor to appoint an annexation commission and, upon satisfactory compliance with the Annexation Statute, to order the statutorily required election or elections and, where applicable, canvassing.

4. The County Administrator, or his designee, is authorized and directed to take any and all actions necessary to accomplish the purposes of this resolution including, but not limited to: (i) filing this resolution in the office of the Horry County Clerk of Court; (ii) presenting this resolution to the Governor; (iii) depositing with the Horry County Clerk of Court the amount of money sufficient to cover the expenses of surveys and plats and of the annexation commission and the election or elections and, where applicable, canvassing to be held to determine whether the proposed annexation shall be effected; and (iv) providing a copy of this resolution to the appropriate officials of Georgetown County.

AND IT IS SO RESOLVED this 15th day of May, 2018.

HORRY COUNTY COUNCIL

Mark Lazarus, Chairman

Harold G. Worley, District 1
Dennis DiSabato, District 3
Tyler Servant, District 5
Harold Phillips, District 7
W. Paul Prince, District 9
Al Allen, District 11
Bill Howard, District 2
Gary Loftus, District 4
Cam Crawford, District 6
Johnny Vaught, District 8
Danny Hardee, District 10

Attest:
Patricia S. Hartley, Clerk to Council
Exhibit A to the Resolution

Map of Affected Area

[Insert Map]

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