

Sponsor(s) : County Council  
Adopted : February 6, 2024  
Committee Referral : N/A  
Committee Consideration Date : N/A  
Committee Recommendation : N/A

**RESOLUTION NO. 24-R-10**

**COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY**

**[To Authorize the Initiation of Condemnation Proceedings for the Purpose of Acquiring Certain Real Property Owned by FLB, LLC and Being Subject to a Conservation Easement in Favor of the Lowcountry Land Trust.]**

**WHEREAS:**

1. The Colleton County Council has determined that it is necessary and in the public interest of Colleton County to acquire certain real property as more fully described herein below now owned by FLB, LLC (A South Carolina Limited Liability Company) and being located near Neyles Crossroads on the southwestern side of Maybank Highway (S.C. Secondary Road No. S-15-199) near its intersection with Manigo Lane for the purpose of constructing a new Fire Sub-Station for and to be operated by the Colleton County Fire and Rescue Department which is a public purpose as defined by South Carolina Law; and
2. The proper public officials of Colleton County have been unable to acquire the needed interest in and to the below-described real property by a negotiated conveyance due to the fact that such real estate is subject to and encumbered by a Conservation Easement and the conditions and restriction thereof unto and in favor of the Lowcountry Land Trust.

**NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:**

1. The Colleton County Council does hereby authorize and direct that Colleton County shall acquire by Condemnation for the purposes as stated and set forth herein above in accordance with the "South Carolina Eminent Domain Procedure Act" pursuant to Sections 28-2-10, et. seq., of the 1976 S.C. Code of Laws, as amended, the subject real property and interest therein as more fully described herein below, as follows:

**Fee Simple Title in and to that certain Two (2.00) acre tract of land situate in Colleton County, South Carolina, near Neyles Crossroads, and being located on the southwestern side of Maybank Highway (S.C. Secondary Road No. S-15-199) near its intersection with Manigo Lane, and being designated as a portion of Colleton County TMS No. 225-00-00-098 (29.818 acres), and being more fully and completely shown and described and delineated on and by reference being craved to a Plat of 2.00 Acres prepared for Colleton County by Gary J. Strobe, S.C.R.L.S. No. 9323, with Palmetto Surveys, LLC, dated 12/10/2023 and recorded on 1/9/2024 with the Colleton County Register of Deeds Office in Plat Book 966, at Page 26, and being a portion of the 29.818 acre parcel of land previously conveyed to FLB, LLC by a Deed**

from MWV-Land Sales, Inc. dated 9/17/2012 and recorded on 9/18/2012 with the Colleton County Register of Deeds Office in Record Book 2051, at Pages 83-88.

2. The County Administrator for Colleton County is hereby authorized and directed to hire and retain a suitable attorney of his choosing to institute and handle the necessary Condemnation Proceedings for and on behalf of Colleton County in accordance with the requirements of the "South Carolina Eminent Domain Procedure Act" pursuant to Sections 28-2-10, et. seq., of the 1976 S.C. Code of Laws, as amended, against FLB, LLC and the Lowcountry Land Trust for the purpose of obtaining and acquiring a Fee Simple Interest in and Title to the subject real property as more fully described herein above.

ATTEST:

SIGNED:

  
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Kaela Brinson, Council Clerk

  
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Steven D. Murdaugh, Chairman

COUNCIL VOTE: **UNANIMOUS**  
OPPOSED: