

AN ORDINANCE

TO CERTIFY THE BEATTIE PLANT AS A TEXTILE MILL SITE UNDER THE SOUTH CAROLINA TEXTILES COMMUNITIES REVITALIZATION ACT FOR THE PURPOSE OF ALLOWING THE OWNER AND/OR DEVELOPER TO QUALIFY FOR STATE INCOME TAX CREDITS.

WHEREAS, DelWood, LLC (“DelWood”), the current owner, is seeking certification to allow for the prospective redevelopment of the abandoned textile manufacturing facility located in the County of Greenville, State of South Carolina, known as the Beattie Plant and more particularly listed as tax parcels 0334000100406 and 0334000100408 and depicted on the map attached hereto as Exhibit A (the “Property”); and

WHEREAS, the Property is eligible for tax credits pursuant to the South Carolina Textiles Communities Revitalization Act (Chapter 65 of Title 12 of the South Carolina Code) (the “Textile Mill Statute”); and

WHEREAS, the Textile Mill Statute contains a detailed definition of the specific property that will qualify as a “Textile Mill Site” (as defined in the Textile Mill Statute); and

WHEREAS, while DelWood is not required to file a Notice of Intent to Rehabilitate with the South Carolina Department of Revenue pursuant to the Textile Mill Statute because the Property was acquired prior to January 1, 2008, DelWood has applied to the Greenville County Council for a certification of the Textile Mill Site; and

WHEREAS, the Greenville County Council has determined that the Property is eligible for the statutory allowed tax credits and the ultimate redevelopment of the Property will be beneficial to Greenville County, and the County agrees to provide the certification set forth herein in compliance with Section 12-65-60 of the Textile Mill Statute.

NOW THEREFORE, BE IT ORDAINED by the Greenville County Council:

1. All recitals hereof are true and correct and a part of this Ordinance.
2. The Property is a facility that was initially used for textile manufacturing, dying or finishing operations and for ancillary uses to those operations (i.e., a “textile mill”) as more particularly defined in Section 12-65-20(3) of the Textile Mill Statute.
3. At least eighty percent of the textile mill has been closed continuously to business or otherwise nonoperational as a textile mill since 2006, and, therefore, the Property was “abandoned” as defined in Section 12-65-20(1) of the Textile Mill Statute.
4. The Property, as depicted on Exhibit A attached hereto, constitutes a “textile mill site” in conformance with the Textile Mill Statute.

5. In accordance with Section 12-65-30(D) of the Textile Mill Statute, (i) the facility has not previously received tax credits under the Textile Mill Statute, and (ii) neither DelWood nor any affiliate of DelWood owned the Textile Mill site when it was operational as a textile mill and immediately prior to its abandonment.
6. The Property was acquired by DelWood on August 29, 2007.
7. This Ordinance is intended to comply with the certification requirements set forth in Section 12-65-60 to the Textile Mill Statute.
8. This Ordinance shall take effect upon the date of adoption.

DONE IN REGULAR MEETING THIS _____ DAY OF _____, 2018.

Herman G. Kirven, Jr., Chairman
Greenville County Council

ATTEST:

Regina McCaskill
Clerk to Council

Joseph M. Kernell
County Administrator

