

ORDINANCE NO. 2015 - 18

TOWN OF BLUFFTON, SOUTH CAROLINA

AN ORDINANCE TO APPROVE THE TERMINATION OF THE KENT ESTATES PLANNED UNIT DEVELOPMENT (PUD) DEVELOPMENT AGREEMENT.

WHEREAS, on August 11, 2004 the Town of Bluffton Town Council approved the annexation, development agreement, and zoning map amendment for approximately 130 acres known as the Kent Estate PUD; and

WHEREAS, Kent Estate PUD property owners New Leaf, LLC, Lowcountry Evergreen, LLC, and associated interested parties are negotiating the sale of a portion of the Kent Estate PUD to Beaufort County as part of the Rural and Critical Lands Program; and

WHEREAS, the parties involved in negotiations have requested the termination of the Kent Estates PUD Development Agreement in order to remove the encumbrance on the property; and

WHEREAS, the Town has reached a consensus with the parties involved in these negotiations regarding outstanding obligations identified within the Kent Estate PUD Development Agreement; and

WHEREAS, the Town desires to terminate the Kent Estate PUD Development Agreement subject to certain terms as detailed below.

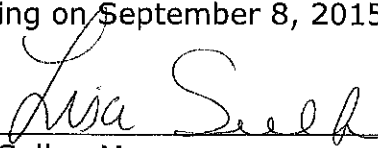
NOW, THEREFORE, BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF BLUFFTON, SOUTH CAROLINA:

Section 1. Kent Estate PUD Development Agreement Termination. The Kent Estate PUD Development Agreement is hereby terminated in accordance with the terms of the Multi-Party Agreement to Terminate Kent Estates Development Agreement and Assignment of Development Rights to the Town of Bluffton which is attached and incorporated as Exhibit A.

Section 2. Ordinance if Full Force and Effect. This Ordinance shall take full force and effect upon Beaufort County's purchase of the approximately 111 acres, more or less, located on Okatie Highway (Hwy 170) and identified by Beaufort County Parcel Numbers R610 029 000 0023 0000 and R610 029 000 0483 0000.

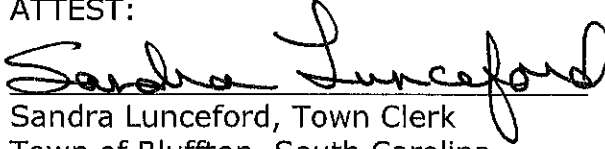
DONE, RATIFIED AND ENACTED this Tenth Day of November, 2015.

This Ordinance was read and passed at First Reading on September 8, 2015.



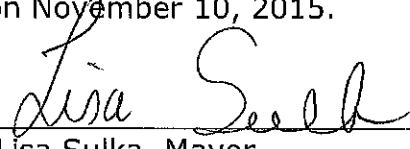
Lisa Sulka, Mayor
Town of Bluffton, South Carolina

ATTEST:




Sandra Lunceford, Town Clerk
Town of Bluffton, South Carolina

A Public Hearing was held on this Ordinance on November 10, 2015.



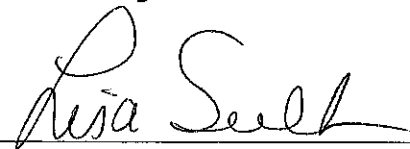
Lisa Sulka, Mayor
Town of Bluffton, South Carolina

ATTEST:




Sandra Lunceford, Town Clerk
Town of Bluffton, South Carolina

This Ordinance was passed at Second and Final Reading held on November 10, 2015.



Lisa Sulka, Mayor
Town of Bluffton, South Carolina

ATTEST:



Sandra Lunceford, Town Clerk
Town of Bluffton, South Carolina