

County portion of the Park, if any, the fee paid in lieu of *ad valorem* taxes shall be paid to the Treasurer of Anderson County. The portion of such fee allocated pursuant to the Park Agreement to Greenville County shall thereafter be paid by the Treasurer of Anderson County to the Treasurer of Greenville County within ten (10) business days after the end of the calendar quarter of receipt for distribution in accordance with the Park Agreement and the ordinances of Greenville County.

Section 4. The ordinances and regulations of Greenville County concerning zoning, health and safety, and building code requirements apply to the Park properties in Greenville County unless the properties are within the boundaries of a municipality, in which case the municipality's ordinances and regulations apply. The ordinances and regulations of Anderson County concerning zoning, health and safety, and building code requirements apply to the Park properties in Anderson County, if any, unless the properties are within the boundaries of a municipality, in which case the municipality's ordinances and regulations apply.

Section 5. Jurisdiction to make arrests and exercise all authority and power within the boundaries of the Park properties in Greenville County is vested with the Greenville County Sheriff's Department. Jurisdiction to make arrests and exercise all authority and power within the boundaries of the Park properties in Anderson County is vested with the Anderson County Sheriff's Department. If any of the Park properties located in either Greenville County or Anderson County are within the boundaries of a municipality, then jurisdiction to make arrests and exercise law enforcement jurisdiction is vested with the law enforcement officials of the municipality.

Section 6. The revenues generated from industries or businesses located within the Greenville County portion of the Park and to be retained by Greenville County pursuant to the Park Agreement shall be distributed within Greenville County in accordance with the ordinances and policies enacted or approved by Greenville County Council from time to time which by their terms govern distribution of such revenues; provided, however, that in the absence of any such ordinance or policy, such revenues shall be distributed in the manner set forth below:

First, unless Greenville County elects to pay or credit the same from only those revenues which Greenville County would otherwise be entitled to receive as provided under "Third" below, to pay annual debt service and other amounts required to be paid with respect to any special source revenue bonds issued by Greenville County pursuant to, or to be utilized as a credit in the manner provided in the second paragraph of, Section 4-1-175, Code of Laws of South Carolina 1976, as amended, or any successor statutes or provisions, payable in whole or in part by or from revenues generated from any properties in the Park;

Second, at the option of Greenville County, to reimburse Greenville County for any expenses incurred by it in the development, operation, maintenance and promotion of the Park or the businesses located therein and to fund economic development activities (including any incentives provided to industries and businesses) inside and outside the Park as determined by the County Council of Greenville County from time to time; and

Third, to those taxing entities which overlap the applicable properties within Greenville County's portion of the Park, in a pro-rata fashion based on comparative millage rates for the year in question of such taxing entities, and to no others;

provided, that: (i) all taxing entities which overlap the applicable properties in the Park shall receive some portion of the revenues generated from such properties, (ii) all revenues receivable by a taxing entity in a fiscal year shall be allocated to operations and maintenance and to debt service as determined by the governing body of such taxing entity; and (iii) Greenville County may, by ordinance, amend the distribution

of such revenues to all taxing entities.

Section 7. To the extent this Ordinance contains provisions that conflict with provisions contained elsewhere in the Greenville County Code of Ordinances or other Greenville County ordinances or resolutions, the provisions contained in this ordinance supersede all other provisions and this Ordinance is controlling.

Section 8. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, the invalid or unconstitutional portion is deemed a separate, distinct, and independent provision, and the holding shall not affect the validity of the remaining portions of this Ordinance.

Section 9. This Ordinance is effective upon third reading.

[signature page follows]

ENACTED in meeting duly assembled this __ day of _____, 2023.

**GREENVILLE COUNTY, SOUTH
CAROLINA**

(SEAL)

Chairman, County Council
Greenville County, South Carolina

ATTEST:

Clerk to Greenville County Council

First Reading:
Second Reading:
Public Hearing:
Third Reading:

Exhibit A

Form of Park Agreement

[see attached]