

6608 Lehman



The State of South Carolina
OFFICE OF THE ATTORNEY GENERAL

CHARLES M. CONDON,
ATTORNEY GENERAL

October 30, 1998

George E. Simmons, Administrator
City of Lake City
P.O. Box 1329
Lake City, South Carolina 29560

RE: Informal Opinion

Dear Mr. Simmons:

The city council of Lake City has requested an opinion from this Office. Council has asked that this opinion be forwarded to you upon completion. It is my understanding that the elected mayor of Lake City died on August 30, 1998, approximately four months prior to the end of his term of office. Since that time, the mayor pro tempore has been serving as mayor. On November 3rd, an election will be held to fill the mayor position for the new four year term set to begin in January. Two members of city council, including the mayor pro tempore, are on this upcoming ballot. Council has asked when the winner of the election will take office and assume the duties of mayor.

Assuming all other legal requirements are met, the winner of the election would take office on the date the term of office is set to begin as provided by law. I would imagine that this date is set out in a city ordinance or something of that nature. Since I do not know the specific date the four year term will begin, I am unable to tell you the exact date the winner will take office. I would refer you to appropriate ordinance for this information.

This letter is an informal opinion only. It has been written by a designated assistant attorney general and represents the position of the undersigned attorney as to the specific


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questions asked. It has not, however, been personally scrutinized by the Attorney General nor officially published in the manner of a formal opinion.

With kindest regards, I remain

Very truly yours,

A handwritten signature in black ink, appearing to read "Paul M. Koch". The signature is written in a cursive, slightly stylized font.

Paul M. Koch
Assistant Attorney General