

1979 WL 42827 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 27, 1979

*1 Honorable John D. Bradley, III
Representative
District No. 114
State House
Columbia, SC 29202

Dear Representative Bradley:

Mr. McLeod has referred your recent letter to me for reply. You have stated that there may be an attempt to incorporate that area presently known as the St. Andrews Public Service District. You have informed me that recent annexations by the City of Charleston have created a district that has become separated into three parcels which are not contiguous; these three areas being divided by land not water. You have asked if these three areas, though not contiguous, could become a part of one incorporated area should it become a city.

In [Tovey v. City of Charleston](#), 237 S.C. 475, 117 S.E.2d 872 (1961), a suit which concerned the St. Andrews Public Service District, the court held that contiguity was an essential aspect of annexations. Therefore, these three parcels separated by land, must be contiguous to each other in order to be incorporated into one city.

Very truly yours,

Treva G. Ashworth
Senior Assistant Attorney General

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