

1980 WL 120905 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

October 2, 1980

*1 Mr. William B. Regan
Corporation Counsel
City of Charleston
Post Office Box 1237
Charleston, South Carolina 29402

Dear Mr. Regan:

Mr. McLeod has referred your recent letter to me for reply. You have inquired if an annexation election may be held as part of the general election.

South Carolina Code of Laws, 1976, Section 5-3-70 states that an election called under its provisions is a 'special election and not a municipal election.' There is no direct prohibition to an annexation election being held at the same time as the general election. Of course, proper procedures would have to be utilized to keep the two elections separate, i.e. separate boxes and ballots, etc.

Very truly yours,

Treva G. Ashworth
Senior Assistant Attorney General

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