

1979 WL 42950 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

April 20, 1979

\*1 Hon. E. P. Riley,  
P.O. Box 10084  
Greenville, S.C. 29603

Dear Ted:

This will reply to your letter of April 11, 1979, requesting the opinion of this Office as to the validity of a proposed lease by the Greenville Airport Commission of airport property to a lessee for the purpose of operating a motel and whether such lease would be in violation of [Section 55-9-190 of the 1976 Code](#). We are further informed that the lease would be for a period of 25 years with an option to renew for an additional 15 years.

Upon examination of [Section 55-9-190](#), it is the opinion of this Office that the proposed lease would not be in violation of the code section. Also, the language of [Section 55-9-190\(3\)](#) does not prohibit the renewal options for 15 years, in that the area of property in question is not being leased for airport operation or landing field purposes. It is the opinion of this Office that the ?? of the code section are designed to prevent lease of the airport and landing fields 'for operation' to a term not preceding 25 years. The lease of property for other purposes not involving aviation services or operations do not appear to be prohibited.

Please do not hesitate to call if you have further questions concerning this matter.

Sincerely,

Frank K. Sloan  
Deputy Attorney General

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