

1975 WL 29365 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 6, 1975

*1 Honorable Cody Owens
Mayor
Town of Whitmire
P. O. Box 335
Whitmire, South Carolina 29178

Dear Mayor Owens:

This is in reply to our telephone conversation and your letter of December 30. You have inquired as to the propriety of city aldermen voting on an issue which will effect the manufacturing plant at which they work.

My brief research has indicated no express prohibition against these aldermen voting on this particular issue. Were there a contract involved which the aldermen had a financial interest in, then the proscriptions of Section 47-699.4, 1962 Code of Laws, might come into play. As you informed me, however, this particular issue is the consideration of a municipal ordinance and Section 47-699.4 would not apply.

As I mentioned before the question seems to be a moral rather than a legal one. Perhaps the voters will make the ultimate decision as the respective terms of the aldermen expire.

I suggest if you have further questions you consult the town attorney, Mr. Lake.

Yours truly,

Cameron B. Littlejohn, Jr.
Law Clerk

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