

1975 WL 29152 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

October 24, 1975

*1 Andrew F. Hodges, Esq.
Deputy County Attorney
Charleston County
County Office Building
2 Courthouse Square
Charleston, South Carolina

Dear Mr. Hodges:

You have requested an opinion from this Office as to whether the Charleston County Park, Recreation and Tourist Commission is empowered to grant monies to the Edisto Island Area Self-Development of People, Inc., for the purpose of building recreational facilities. As I understand your letter, the corporation is an eleemosynary corporation created 'to promote the spiritual, economic and social requirements of the people of Edisto Island.'

Act No. 1595 of 1972 [57 STAT. Act No. 1595 at 3122 (1972)] creates the Charleston County Park, Recreation and Tourist District; Section 4 thereof provides that the District is to be governed by the Commission. The Act also provides for the powers of the Commission, including the following:

(20) To accept and expend Federal or State funds or other funds for purposes for which the Commission is empowered to act and for purposes consistent with the intent of this act; . . .

Some of the purposes for which the Commission is empowered to act and which are consistent with the intent of the Act are:

(14)

C. Providing, maintaining and supervising park and tourist attractions to include, but not be limited to:

(1) Golf courses

(2) Fishing facilities

(3) Welcome centers

(4) Historical preservation

(5) Marinas and boat landings

(6) County parks

(7) Public beaches

If, in fact the Edisto Island group was created in order, inter alia, to aid in meeting the needs of the people of Edisto Island by providing for at least some of the activities and facilities hereinabove listed, then the Charleston County Park, Recreation and Tourist Commission would be empowered to make a grant of monies to it. Cf., Bolt v. Cobb, 225 S.C. 408, 82 S.E.2d 789 (1954).

With kind regards,

Karen LeCraft Henderson
Assistant Attorney General

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