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The Honorable Alan Wilson
Attorney General
State of South Carolina
P.O. Box 11549
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December 15, 2015

TOWN OF YEMMASSEE ANNEXATION

Dear Sir:

I would like to ask for your opinion on the following matters:

Some time after the annexation by the Town of Yemmassee of land along Hwy. 21, Hwy. 17 and the entire Bindon Plantation in Beaufort County, and the subsequent rezoning of the land, the developer benefitting from this action went into bankruptcy. The sellers of Bindon Plantation foreclosed on the property, on which they held a mortgage. This action invalidated the re-zoning, and according to legal opinions I have obtained, it also most probably made the annexation null and void. In support of this position is the fact that Beaufort County approved a Conservation Easement to be placed on Bindon Plantation. This would indicate that Beaufort County were of the opinion that ownership had reverted back to them. I have also been advised that this negates the annexation along Hwy. 21 and Hwy. 17 as well, as this was part and parcel of the Bindon Plantation annexation.

My questions to you are:

1. If the annexation has indeed become null and void, why does the Town of Yemmassee still use their Police Cruisers to write tickets for speeding and other traffic related infractions along Hwy. 17. which is then miles outside their jurisdiction.

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2. If the Town of Yemmassee is writing these tickets outside their jurisdiction, will you instruct them to refund all monies received for such tickets written from the date the annexation was no longer in effect, including interest.

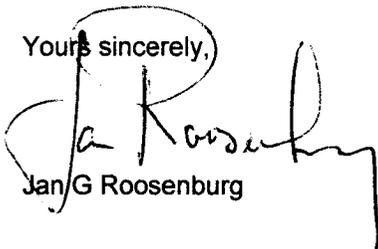
3. If the above is correct, will you instruct the Town of Yemmassee to cease and desist immediately writing tickets for infractions that occur outside their jurisdiction.

4. Regardless of the ongoing validity of the annexation, has the town of Yemmassee paid to the State of South Carolina it's percentage due of monies collected for traffic infractions on Hwy. 17 and on Hwy 21 outside the town limits, both of which are owned and maintained by the State of South Carolina.

5. When the section of Hwy. 17 claimed to be owned by the Town of Yemmassee was resurfaced, and if the annexation was still consired to be valid, did the Town of Yemmassee reimburse the State for it's share of the resurfacing and subsequent cleaning expenses.

I believe that the Town of Yemmassee is using the, highly questionable, annexation purely as a source of income for the town through their Police Department. Often all three of their cruisers and at times even their K9 SUV are along Hwy. 21 instead of in the town, which is many miles away. This is not what the laws of this country are designed for, and they should not be abused in this fashion, I trust you will agree. It is also not conducive to our Tourism industry in the Low Country. I look forward to hearing from you.

Yours sincerely,



Jan G Roosenburg

✓ cc. The Honorable Nikki R. Haley
Office of the Governor
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