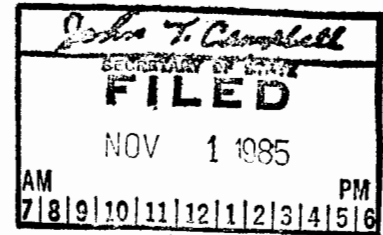


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Executive Department



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EXECUTIVE ORDER NO. 85-31

STATE DOCUMENTS

WHEREAS, the special election which was scheduled by Executive Order 85-17 to be held August 6, 1985, to determine, inter alia, whether the residents of an area of Richland County known as St. Andrews wished to incorporate as a new city was postponed indefinitely because of action by the United States Department of Justice; and

WHEREAS, the Department of Justice has now sent a letter dated October 25, 1985, regarding the incorporation procedure of St. Andrews which has been forwarded to this Office by the South Carolina Attorney General; and

WHEREAS, a new election date must now be set on the question of incorporation of the area known as St. Andrews; and

WHEREAS, I have been requested to exercise the authority granted to the Governor in Section 7-13-1170, Code of Laws of South Carolina, 1976, to order a new election to be held in those instances where an election is declared void by competent authority and the law does not provide any other procedure to be followed; and

WHEREAS, it appears to me that the original election held in this matter has been declared void by competent authority and that the law does not provide otherwise for this contingency; and

WHEREAS, it appears that because of recent pronouncements of the United States Supreme Court, the Justice Department must preclear the election date prior to the giving of notice of the election and that the Justice Department has indicated that provision could be made for an alternate date in the event that the Justice Department requests additional information thereby extending its review period another 60 days.


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NOW, THEREFORE, pursuant to the authority vested in me by Section 7-13-1170, Code of Laws of South Carolina, 1976, I hereby order that a new election be conducted on January 21, 1986, by the incorporation commission previously commissioned by the Secretary of State in this matter in accordance with the Order of the Board of State Canvassers dated March 19, 1985, and the provisions of Sections 5-1-50, et seq., Code of Laws of South Carolina, 1976, as amended and all other applicable provisions of the Constitution and laws of this State. The same procedures for conducting the February 12, 1985, special election on this question shall also be utilized in this new election. Therefore, the ballots shall be paper ballots, the same four polling places will be used, and the phrasing of the incorporation question itself that was used in the February 12, 1985, special election shall be used again. Notice of this election shall be given by the St. Andrews Incorporation Commission on January 6, 1986, which is fifteen days before the election date. In the event that the pre-clearance from the Justice Department is not received prior to January 6, 1986, and the Justice Department requests additional information thereby extending the review period another 60 days, the election will be held March 25, 1986. Notice for a March 25, 1986, election shall be given by the St. Andrews Incorporation Commission on March 10, 1986, which is fifteen days before the election date.

GIVEN UNDER MY HAND AND THE
GREAT SEAL OF THE STATE OF
SOUTH CAROLINA, THIS 1st
DAY OF NOVEMBER, 1985.


RICHARD W. RILEY
Governor

ATTEST:



JOHN T. CAMPBELL
Secretary of State