

1978 WL 34933 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 8, 1978

*1 William E. Whitney, Jr., Esquire
Long & Whitney
203 West South Street
Union, South Carolina 29379

Dear Mr. Whitney:

You have requested an opinion whether or not the Union County Council can relieve the Union County Supervisor of his responsibility for the supervision of roads and bridges in Union County. In our opinion the County Council may limit and define the scope of his responsibility for county roads pursuant to the Home Rule Act. [§ 4-9-30, S.C. CODE](#), 1976.

Prior to the Home Rule Act the Union County Supervisor was charged with the general supervision of, and responsibility for, all county roads and bridges. [§ 14-3466, S.C. CODE](#), 1962. That local act, however, was superseded by the Home Rule Act which makes the County Council responsible for the county road system. [§ 4-9-30\(5\), S.C. CODE](#), 1976. The Home Rule Act does give the supervisor the power 'to execute the policies and legislative actions of the council [and] to supervise the expenditure of funds appropriated by council' [§ 4-9-420\(2\) and \(5\), S.C. CODE](#), 1976. This appears to make the supervisor responsible to the County Council for the administration of county ordinances and appropriations with respect to the county road system.

Sincerely yours,

David C. Eckstrom
Staff Attorney

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