

ORDINANCE NO.: 2022-040

Annexing 2311 Percival Road and 2301 Percival Road, Richland County TMS# 19711-06-14 and TMS# 19711-06-15 into the City of Columbia, South Carolina Columbia, and Incorporating said property into Columbia Compass: Envision 2036 and the Official Zoning Map

WHEREAS, a proper petition has been filed with the City Council by one hundred (100%) percent of the property owners of the within described property under the provisions of South Carolina Code Ann. § 5-3-150; and,

WHEREAS, it appears to City Council that the annexation of the property would be in the best interest of the property owners and the City of Columbia; and,

WHEREAS, City Council adopted Columbia Compass: Envision 2036 as the City of Columbia Comprehensive Plan by Ordinance No.: 2020-028 along with all the maps and policies contained therein, and amended from time to time, in accordance with the South Carolina Comprehensive Planning Act of 1994 (§6-29 of the SC Code); and,

WHEREAS, the City of Columbia has adopted the Unified Development Ordinance (UDO) by Ordinance No.: 2019-013 and Official Zoning Map of the City of Columbia, S.C. by Ordinance No.: 2021-001, both amended from time to time, in accordance with the authority in Title VI of the SC Code; and

WHEREAS, pursuant to Sec. 17-1.7(c) of the UDO, annexation may be considered concurrent with amendments to the Comprehensive Plan and the Zoning Map; and

WHEREAS, the City of Columbia Planning Commission has reviewed the proposed future land use and zoning classifications of the property, and made a recommendation to City Council in accordance with §6-29 of the SC Code and §17-2.5 of the UDO; and

WHEREAS, the Columbia City Council has held a public hearing in accordance with §17-2.4(f) of the UDO and §6-29-760 of the SC Code; and

WHEREAS, the Columbia City Council has determined that the proposed land use classification is appropriate for the property, and the proposed zoning district meets one or more of the criteria set forth by §17-2.5(c)(4), Zoning Map Amendment Decision Standards, of the UDO; NOW THEREFORE,

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina this 7th day of June, 2022, that:

- 1. The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.
- 2. The property identified as 2311 Percival Road and 2301 Percival Road and TMS# 19711-06-14 and TMS# 19711-06-15 containing 11.93 acres, further identified in Attachment A, is hereby annexed to and becomes a part of the City of Columbia, and is incorporated into Columbia Compass: Envision 2036 and the Official Zoning Map, effective immediately.
- This property shall be apportioned to City Council District #4, Census Tract 113.05, and assigned a future land use classification of Urban Edge Multi-Family (UEMF) and zoning of Residential Mixed District (RM-2).

Last revised: 4/25/2022 22012675

PROPERTY DESCRIPTION: See Attached Exhibit "A"

Richland County TMS NOS.: 19711-06-14 and 19711-06-15

Also included in the territory hereby annexed are all contiguous portions of all public rights of way, streets and highways.

Requested by:

Assistant City Manager Gentry

Approved by:

lan City Manager

Approved as to form:

City Attorney

Introduced: 5/17/2022 Final Reading: 6/7/2022

Mayor

ATTEST:

appropriate Clerk

Last revised: 4/25/2022 22012675

ORDINANCE NO.: 2022-040 EXHIBIT "A" PROPERTY DESCRIPTION

All that certain piece, parcel or lot of land, together with any improvements thereon, if any, situate, lying and being located near the City of Columbia, in the County of Richland, State of South Carolina, containing 11.93 acres, more or less, and shown on ALTA survey prepared for Dominium Inc., by Surveying and Mapping, LLC (SAM), dated October 13, 2021 and revised October 29, 2021. Reference being made to said survey for a more complete and accurate description; all measurements being a little more or less.

Last revised: 4/25/2022 22012675 STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

PETITION FOR ANNEXATION

The undersigned, being the owner(s) of the property described below hereby petition(s) the Mayor and City Council for annexation to the City of Columbia, South Carolina pursuant to S.C. Code Ann. Section 5-3-150, 1976, as amended.

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Richland County TMS:

19711-06-14 and 19711-06-15

Property Address:

2311 Percival Road and 2301 Percival Road

Samantha Eargle

Carolline Powell

Date:

Date:

2/24/22

STATE OF SOUTH CAROLINA

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Property Address:

2311 Percival Road and 2301 Percival Road

Samantha Eargle

Carolline Powell

Date:

Date:

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SURVEY NOTES:

SOURCE OF TITLE- FEMILITY NATIONAL TITLE INSURANCE COMPANY, POLICY KUNDER, EFFECTIVE DATE, AND PARCEL IDENTIFICATION ADJARDES AS ITS LUMPS:

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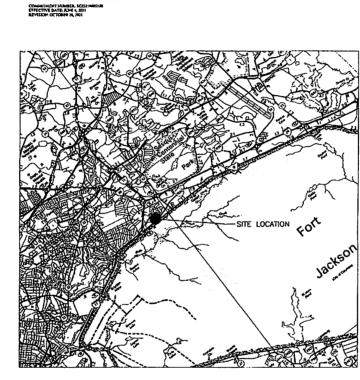
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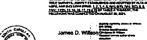
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THIS COMMITMENT DOES NOT REPUBLISH ANY COVENANT, CONDITION, RESTRICTION, OR LIMITATION CONTAINED IN ANY DOCUMENT REFERRED TO IN THIS COMMITMENT TO THE EXTENT THAT THE SPECIFIC COVENANT, CONDITION, RESTRICTION, OR LIMITATION VIOLATES STATE OR FEDERAL LAW BASED ON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN.

THE POLICY WILL NOT INSURE AGAINST LOSS OR DAMAGE RESULTING FROM THE TERMS AND PROVISIONS OF ANY LEASE OR EASEMENT IDENTIFIED IN SCHEDULE A, AND WILL INCLUDE THE FOLLOWING EXCEPTIONS UNLESS CLEARED TO THE SATISFACTION OF THE COMPANY:

1. ANY DEFECT, LIEN, ENCUMBRANCE, ADVERSE CLAIM, OR OTHER MATTER THAT APPEARS FOR THE FIRST TIME IN THE PUBLIC RECORDS OR IS CREATED, ATTACHES, OR IS DISCLOSED BETWEEN THE COMMITMENT DATE AND THE DATE ON WHICH ALL OF THE SCHEDULE B, PART I-REQUIREMENTS ARE MET.

2. ALL TAXES FOR THE FISCAL YEAR 2021 AND SUBSEQUENT YEARS, NOT YET DUE AND PAYABLE. AND ANY ADDITIONAL TAXES, INTEREST, AND/OR PENALTIES WHICH MAY BE ASSESSED FOR THE YEAR 2020 OR PRIOR YEARS BY VIRTUE OF ADJUSTMENT, RE-APPRAISAL, RE-ASSESSMENT, APPEAL OR OTHER AMENDMENT TO THE TAX RECORDS FOR RICHLAND COUNTY.

NOTE: 2020 RICHLAND COUNTY REAL PROPERTY TAXES WERE PAID AS FOLLOWS:

\$12,150.33 FOR TAX MAP NO. R19711-06-14; AND

\$6,453.71 FOR TAX MAP NO. 19711-06-15.

3. ANY RIGHTS OF THE PARTIES IN POSSESSION OF A PORTION OF, OR ALL OF, SAID LAND, WHICH RIGHTS ARE NOT DISCLOSED BY THE PUBLIC RECORDS.

4. ANY LIEN OR RIGHT TO A LIEN FOR SERVICES, LABOR OR MATERIAL NOT SHOWN BY THE PUBLIC RECORDS.

5. TAXES OR SPECIAL ASSESSMENTS WHICH ARE NOT SHOWN AS EXISTING LIENS BY THE PUBLIC RECORDS. 6. ANY ENCROACHMENT, ENCUMBRANCE, VIOLATION, VARIATION OR ADVERSE CIRCUMSTANCE AFFECTING THE TITLE THAT WOULD BE DISCLOSED BY AN ACCURATE AND COMPLETE LAND SURVEY OF THE LAND AND NOT SHOWN BY THE PUBLIC RECORDS.

7. EASEMENTS, OR CLAIMS OF EASEMENTS, NOT SHOWN BY THE PUBLIC RECORDS.

8. NO INSURANCE IS AFFORDED AS TO THE EXACT AMOUNT OF ACREAGE CONTAINED IN THE PROPERTY DESCRIBED HEREIN.

9. RIGHTS OF TENANTS, AS TENANTS ONLY IN POSSESSION OF SUBJECT PROPERTY.

10. ANY RIGHT, INTEREST OR CLAIM THAT MAY EXIST, ARISE OR BE ASSERTED UNDER OR PURSUANT TO THE PERISHABLE AGRICULTURAL COMMODITIES ACT OF 1930, AS AMENDED, 7 USC 499A ET SEQ., THE PACKERS AND STOCKYARD ACT OF 1921, AS AMENDED, 7 USC 181 ET SEQ., OR ANY SIMILAR STATE LAWS.

11. ANY TAXES ASSESSED UNDER THE ROLL-BACK PROVISIONS OF SECTION 12-43-220-(D-4), SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED.

12. EASEMENTS, RIGHTS-OF-WAY, BOUNDARY LINES AND IMPROVEMENTS AS SHOWN ON PLAT RECORDED IN PLAT BOOK 15, PAGE 219 REGISTER OF DEEDS, RICHLAND COUNTY, SOUTH CAROLINA

13. LACK OF ACCESS TO PUBLIC RIGHT-OF-WAY, (AS TO TRACT C)

14. OPEN ESTATE OF NANCY EDGE POWELL WITH CASE NUMBER 2020-ES-40-01724, PROBATE COURT, RICHLAND COUNTY, SOUTH CAROLINA.

15. EXCEPT ANY MOBILE MANUFACTURED HOME LOCATED ON THE SUBJECT PROPERTY.

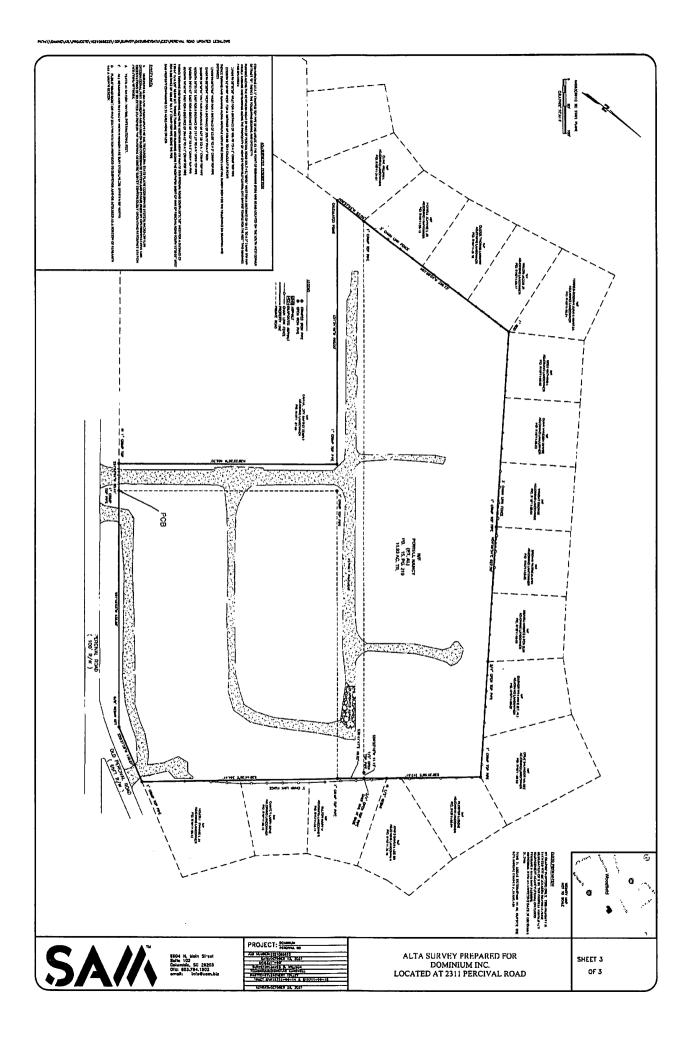
16. ANY LOSS, CLAIM, OR DAMAGE RELATED TO TRACT 2 IN EXHIBIT A AND RELATED TO A BREAK IN THE CHAIN OF TITLE AND A LACK OF PROBATE AND A LACK OF A DEED INTO THE CURRENT OWNER LISTED IN SCHEDULE A.

END OF SCHEDULE B, PART II

SHEET







M E M O R A N D U M

Office of the City Manager

TO:	Department Heads
FROM:	Teresa Wilson, City Manager
DATE:	March 8, 2022
RE:	Property Address: 2311 and 2301 Percival Road Richland County TMS#: 19711-06-14 and 19711-06-15 Owner(s): Samantha Eargle and Caroline Powell Current Use: Vacant Land Proposed Use: Residential Current County Land Use: Neighborhood (Medium Density) Proposed City Land Use: Urban Edge Multifamily (UEMF) Current County Zoning: Residential Multi-Family High Density (RM-HD) Proposed City Zoning: Residential Mixed (RM-2) Reason for Annexation: Municipal Services; Secondary City Council District: 4 Census Tract: 113.05

The Planning & Development Services advises that the above referenced property has been offered for annexation. Attached, please find a map or drawing reflecting the property. You are directed to forward your comments and/or recommendations regarding the issue of whether to annex or not to Planning & Development Services. Planning & Development Services will compile your comments for City Council consideration.

Planning & Development Services staff will see to it that this matter is placed on the April 14, 2022 Planning Commission agenda. Planning & Development Services staff will notify the City Attorney of the Planning Commission's zoning recommendation by forwarding a copy of this form, completed, as soon as the Planning Commission has met.

/atl Attachments

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cc:

Clint Shealy, Assistant City Manager Jeff Palen, Assistant City Manager/CFO Dana Higgins, Director, Engineering Robert Anderson, Public Works Director Krista Hampton, Planning & Development Services Denoi Fields, Deputy Business License Administrator Greg Williams, Business Liasion Tiffany Latimer, Customer Care Administrator Todd Beiers, Building Official Michelle Brazell, Engineering Police Planning & Research Alfreda Tindal, Richland Co. 911 Addressing Coordinator

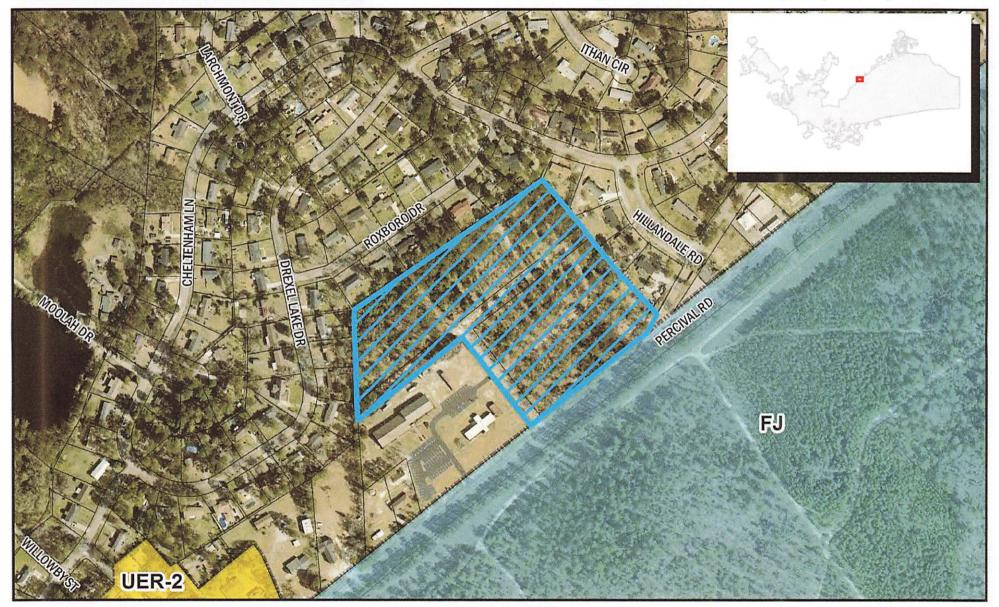
Missy Gentry, Assistant City Manager Henry M. Simons, Assistant City Manager Teresa Knox, City Attorney William Holbrook, Police Chief Aubrey Jenkins, Fire Chief Gloria Saaed, Community Development Director George Adams, Fire Marshal Hope Hasty, Interim Zoning Administrator Jacquelyn Richburg, Columbia-Richland 911 David Hatcher, Housing Official Richland County Solid Waste Collection Lucinda Statler, Planning Administrator Brandon Burnette, Development Center Administrator

Planning Commission Land Use Recommendation: UEMF	(Land Use classification) by 5 _ 🙋 _
DAA 7	on 4/14/2022 (mm/dd/yyyy).
Planning Commission Zoning Recommendation:	(Zoning classification) by <u>5</u> - <u></u> .
DR P.M	on 4/14/2022 (mm/dd/yyyy).
(Signature of Annexation Coordinator)	



Future Land Use Map

2311 and 2301 Percival Road, TMS# 19711-06-14 and 19711-06-15; Current Rich. Co. FLU: Neighborhood Medium Density, Proposed City FLU: UEMF

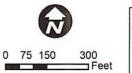


Department of Planning & Development Services

ORIGINAL PREPARATION/DATE: This map was prepared by:

Shane Shaughnessy Date: 3/7/2022





CITY OF COLUMBIA PLANNING DEPARTMENT THIS MAP IS THE PRODUCT OF COMPILATION, OR WAS PRODUCED BY OTHERS. IT IS FOR INFORMATION ONLY AND THE CITY OF COLUMBIA MAKES NO REPRESENTATIONS AS TO ITS ACCURACY OR USE WITHOUT FIELD VERIFICATION IS AT THE SOLE RISK OF THE USER.

** DATA SOURCE - CITY OF COLUMBIA, GIS DIVISION

Zoning Map

2311 and 2301 Percival Road, TMS# 19711-06-14 and 19711-06-15; Current Rich. Co. Zoning: RM-HD, Proposed City Zoning: RM-2

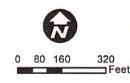


Department of Planning & Development Services

ORIGINAL PREPARATION/DATE: This map was prepared by:

Shane Shaughnessy Date: 3/7/2022





DISCLAIMER: The City of Columbia Department of Planning and Development Services data represented on this map or plan is the product of complation, as produced by others. It is provided for informational purposes only and the City of Columbia makes no representation as to its accuracy. Its use without field verification is at the sole risk of the user.

** DATA SOURCE - CITY OF COLUMBIA, GIS DIVISION