

ORIGINAL
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ORDINANCE NO.: 2023-013

Granting an encroachment to Waverly Hospital Owner, LLC, for the use of the right of way areas of the 2200 block of Hampton Street and the 1400 block of Pine Street for the installation and maintenance of sidewalks and stairs adjacent to 2200 Hampton Street, Richland County TMS# 11407-14-01

WHEREAS, Waverly Hospital Owner, LLC, (hereinafter "Grantee") desires to utilize a portion of the right of way areas of the 2200 block of Hampton Street and the 1400 block of Pine Street for the installation and maintenance of sidewalks measuring approximately five (5') feet in width four hundred (400') feet in length and stairs to the sidewalk adjacent to 2200 Hampton Street, as shown on the attached drawings; and,

WHEREAS, it appears that the encroachment will not interfere with the use of the medians or street for traffic, utility locations or other uses within the foreseeable future; NOW, THEREFORE,

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina, this 7th day of February, 2023, that Grantee is hereby granted the right to use the right of way areas of the 2200 block of Hampton Street and the 1400 block of Pine Street adjacent to 2200 Hampton Street, Richland County TMS#11407-14-01 , for the installation and maintenance of sidewalks measuring approximately five (5') feet in width four hundred (400') feet in length and stairs to the sidewalk, as shown on the attached drawings.

PROVIDED FURTHER that all work shall comply with the requirements of The City of Columbia, South Carolina Department of Transportation (SCDOT) and Federal Emergency Management Agency (FEMA) now in existence or hereafter enacted. The materials and type of finish to be used are to be approved by the City Engineer prior to installation. Any damage to the street or sidewalk caused by Grantee's construction shall be repaired to the satisfaction of the City Manager. Improvements within the encroachment shall be maintained by the grantee at no cost to the City in a manner approved by the City Manager; and,

PROVIDED further that in the event the City has to make repairs or maintain utility lines located within the encroachment area the City will replace any items removed for the utility repair or maintenance with like items to those removed; and,

PROVIDED FURTHER that the privilege granted hereby may be modified or terminated by Columbia City Council at any time without notice to the Grantee, its successors and assigns; and,

PROVIDED FURTHER that a certificate of insurance be issued as evidence of general liability insurance with at least the minimum amount of \$600,000.00 for personal injury and property damage and naming the City as an insured, be provided to and filed annually with the City Clerk by Grantee, his successors and assigns, as required by Chapter 11, Licenses, Permits, Business Regulations, Article III, Contractors, Sec. 11-71, 1998 Code of Ordinances of the City of Columbia, South Carolina.

