

ORDINANCE NO.: 2024-035

Granting an encroachment to Cottontown/Bellevue Historic District Neighborhood Association for the use of the right of way areas of the 2100 block of Sumter Street, the 1200 and 1400 blocks of Confederate Avenue and the 1400 block of Victoria Street for the installation and maintenance of four brick community signs adjacent to 2136 Sumter Street, 1204 Confederate Avenue, 1421 Confederate Avenue, and 1428 Victoria Street, Richland County TMS# 09016-09-24, 09113-13-01, 09113-05-10 and 09113-08-06

WHEREAS, Cottontown/Bellevue Historic District Neighborhood Association (hereinafter "Grantee") desires to utilize a portion of the right of way areas of the 2100 block of Sumter Street, the 1200 and 1400 blocks of Confederate Avenue and the 1400 block of Victoria Street for the installation and maintenance of three (3) brick community signs measuring approximately six (6') feet in height three and a half (3.5') feet in width and one (1) brick community sign measuring approximately five and half (5.5') feet in height five (5') feet in width adjacent to 2136 Sumter Street, 1204 Confederate Avenue, 1421 Confederate Avenue, and 1428 Victoria 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 16th day of July, 2024, that Grantee is hereby granted the right to use the right of way areas of the 2100 block of Sumter Street, the 1200 and 1400 blocks of Confederate Avenue and the 1400 block of Victoria Street, adjacent to 2136 Sumter Street, 1204 Confederate Avenue, 1421 Confederate Avenue, and 1428 Victoria Street, Richland County TMS#09016-09-24, 09113-13-01, 09113-05-10 and 09113-08-06, for the installation and maintenance of three (3) brick community signs measuring approximately six (6') feet in height three and a half (3.5') feet in width and one (1) brick community sign measuring approximately five and half (5.5') feet in height five (5') feet in width, 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.

PROVIDED FURTHER that the privilege granted hereby is subject to the Grantee complying with the following conditions, restrictions or limitations:

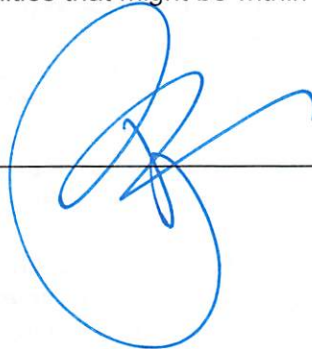
1. No item, including landscaping, shall be placed, planted or allowed to grow such that it creates a visual impediment to persons safely entering or exiting the driveway or to persons safely walking along the sidewalk. The City reserves the right to remove or cut any item located within the right of way which it deems to be a safety hazard.
2. Grantee is responsible for all maintenance and assuring that all accessibility and ADA requirements are met and maintained.
3. Grantee is responsible for maintaining landscaping and improvements.
4. Irrigation must be designed to avoid spraying walkways, sidewalks and streets and/or creating hazardous conditions upon the walkways, sidewalks and streets.
5. Obstructions of more than be four (4') feet in height are prohibited within the sight-visibility triangle.
6. Forestry and Beautification shall be provided access to trees within the right of way for maintenance purposes.
7. All trees shall be protected and no large tree roots shall be removed from any existing trees.

BE IT FURTHER ORDAINED that Grantee, in consideration of the above privilege, shall at its expense provide for protection and relocation of all utilities that might be within this area to the satisfaction of the City Manager.

Requested by:

Assistant City Manager Gentry

Mayor



Approved by:

Aeresa Wilson
City Manager

Approved as to form:

[Signature]
City Attorney

ATTEST:
Eukadell Hammond
City Clerk

Introduced: 6/18/2024
Final Reading: 7/16/2024

**CITY COUNCIL
ENCROACHMENT SUMMARY
2024-035**



**2100 BLOCK OF SUMTER STREET, 1200 AND 1400 BLOCKS OF CONFEDERATE AVENUE, 1400 BLOCK OF VICTORIA STREET
ADJACENT TO 2136 SUMTER STREET, 1204 CONFEDERATE AVENUE, 1421 CONFEDERATE AVENUE, 1428 VICTORIA STREET
COMMUNITY SIGNS**

Subject Property:	Right-of-way adjacent to 2136 Sumter Street, 1204 Confederate Avenue, 1421 Confederate Avenue and 1428 Victoria Street
Council District:	1
Proposal:	The applicant is requesting an encroachment for installation and maintenance of four brick community signs.
Applicant:	Cottontown/Bellevue Historic District Neighborhood Association
Staff Recommendation:	Approval.

Detail:	<p>The applicant is requesting an encroachment for installation and maintenance of three (3) brick community signs measuring approximately six (6') feet in height three and a half (3.5') feet in width and one (1) brick community sign measuring approximately five and a half (5.5') feet in height five (5') feet in width adjacent to 2136 Sumter Street, 1204 Confederate Avenue, 1421 Confederate Avenue and 1428 Victoria Street, as shown on the attached drawings; and,</p> <p>Conditions of the proposed encroachment are as follows:</p> <ol style="list-style-type: none"> 1. No item, including landscaping, shall be placed, planted or allowed to grow such that it creates a visual impediment to persons safely entering or exiting the driveway or to persons safely walking along the sidewalk. The City reserves the right to remove or cut any item located within the right of way which it deems to be a safety hazard. 2. Grantee is responsible for all maintenance and assuring that all accessibility and ADA requirements are met and maintained. 3. Grantee is responsible for maintaining landscaping and improvements. 4. Irrigation must be designed to avoid spraying walkways, sidewalks and streets and/or creating hazardous conditions upon the walkways, sidewalks and streets. 5. Obstructions of more than be four (4') feet in height are prohibited within the sight-visibility triangle. 6. Forestry and Beautification shall be provided access to trees within the right of way for maintenance purposes. 7. All trees shall be protected and no large tree roots shall be removed from any existing trees.
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Permanent Encroachment

Application and Checklist

4. Project Description

Provide a brief description of the project and list all items that will be placed in the right-of-way (walls, fences, columns, steps, irrigation systems, landscaping, driveways, pavers, sidewalks/walkways, planters, awnings, etc.)

Cottontown would like to install signs to designate where you are entering our historic district on Sumter St. Photo included is near intersection of Scott + Sumter + in front of parking lot owned by Frank Cason. Propose sign like what was just installed on Park at Entrance to Elmwood Park (6 ft tall, 14" wide + 40" long). Red brick with small planter.

For staff use only

Date received (M/D/Y): ____/____/____

By: _____



Permanent Encroachment Application and Checklist

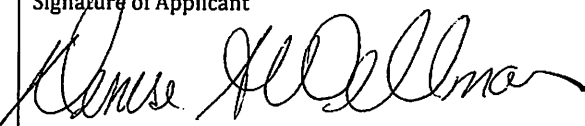
Any damage to the street or sidewalk caused by construction shall be repaired to the satisfaction of the City Manager. Improvements within the encroachment shall be maintained by the grantee at no cost to the City in a manner approved by the City Manager.

Property owned, operated and maintained by SCDOT shall comply with SCDOT encroachment requirements.

Permittee understands and agrees that the privilege granted may be modified or terminated by the City of Columbia at any time without notice and that the privilege granted hereby is subject to applicant's compliance with the following conditions, restrictions or limitations:

Permittee must comply with all existing City of Columbia and any other state or federal codes, rules and regulations, as applicable including the Americans with Disabilities Act, now in existence or hereafter enacted.

7. Signature

Signature of Applicant 	
Print Name Denise A. Wellman	Date 3/21/2024

Cottontown/Bellevue Historic District Encroachment Permit

#2 – Property Information

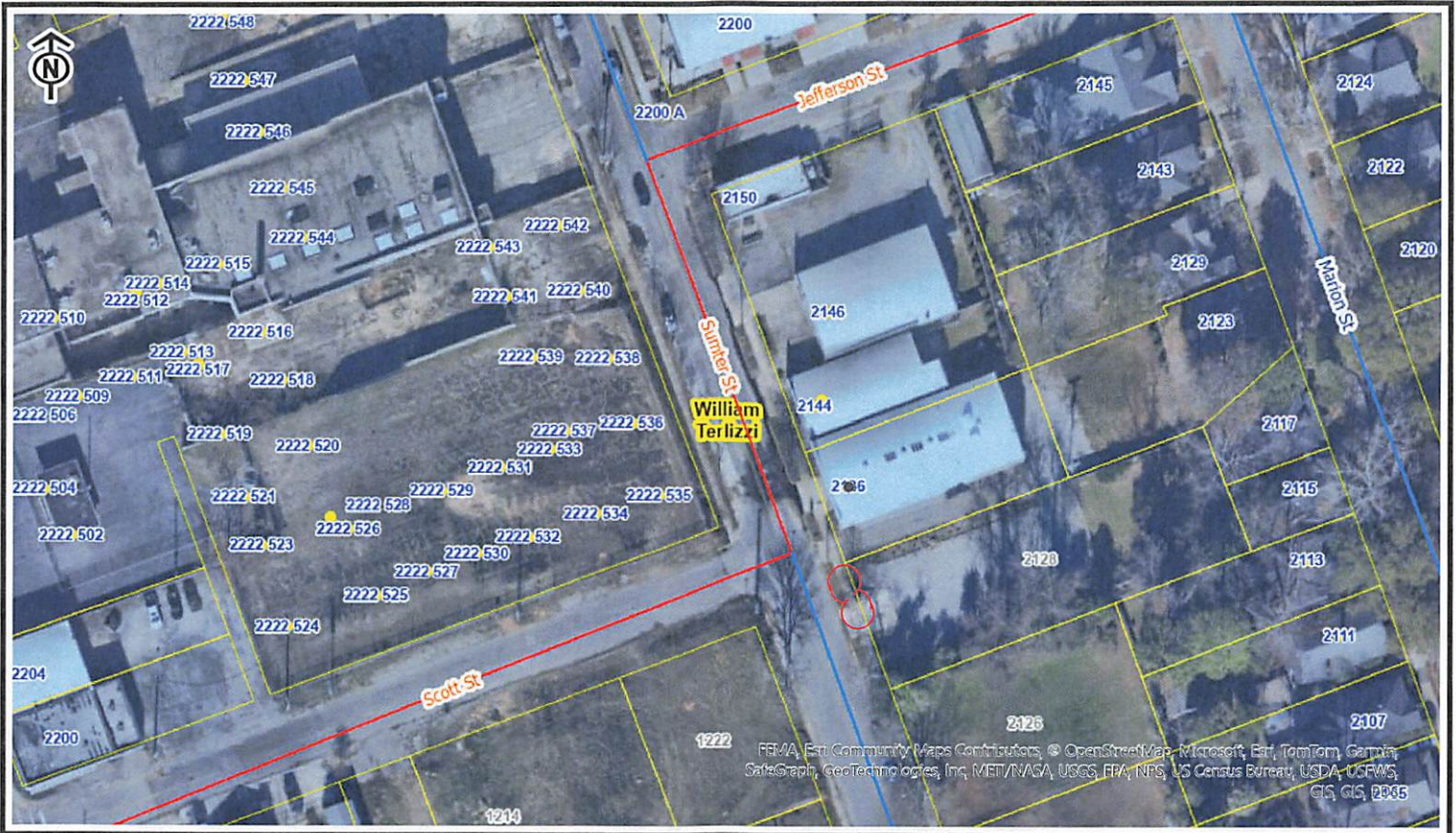
We are requesting permission to install permanent brick signs (6 ft. high X 3.5 ft. wide X 14” deep, this is same dimension of Elmwood Park sign shown in this packet) in the city right of way at the following locations:

2136 Sumter St.	09016-09-24 (Cason Development Group Parking Lot)
2428 Main St.	09113-13-01 (northern edge of Studio 2LF Parking Lot)
1421 Confederate Ave.	09113-14-04 (southern edge of property owned by B. Delage)

We are also requesting permission to install a permanent brick sign (approx. 5.5 ft. high X 5 ft. wide X 14” deep) at:

Victoria & Bull St.	No Map ID, Neighborhood maintained traffic diverter on a city street, 18 ft. off of Bull St.
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We are also asking that the city move two signs in this traffic diverter to the lines over the street as can be seen in photos in this packet. If the city has another idea, we welcome it but current signs are being ignored by motorists and they are making the traffic diverter on a developing corridor to look cluttered and unsightly.



City of Columbia

This map was prepared using the City GIS Viewer

City of Columbia - GIS Division

5/7/2024 12:09 PM



Tax Parcel

Address Point

- Active
- Vacant

Street & Ownership

CFCC,Ownership

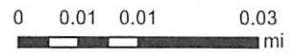
- Interstate

- Highway
- City Maintained
- State Maintained
- Private
- Others
- Residential Building Inspections
- Columbia City Limits

FEMA Flood Hazard Area

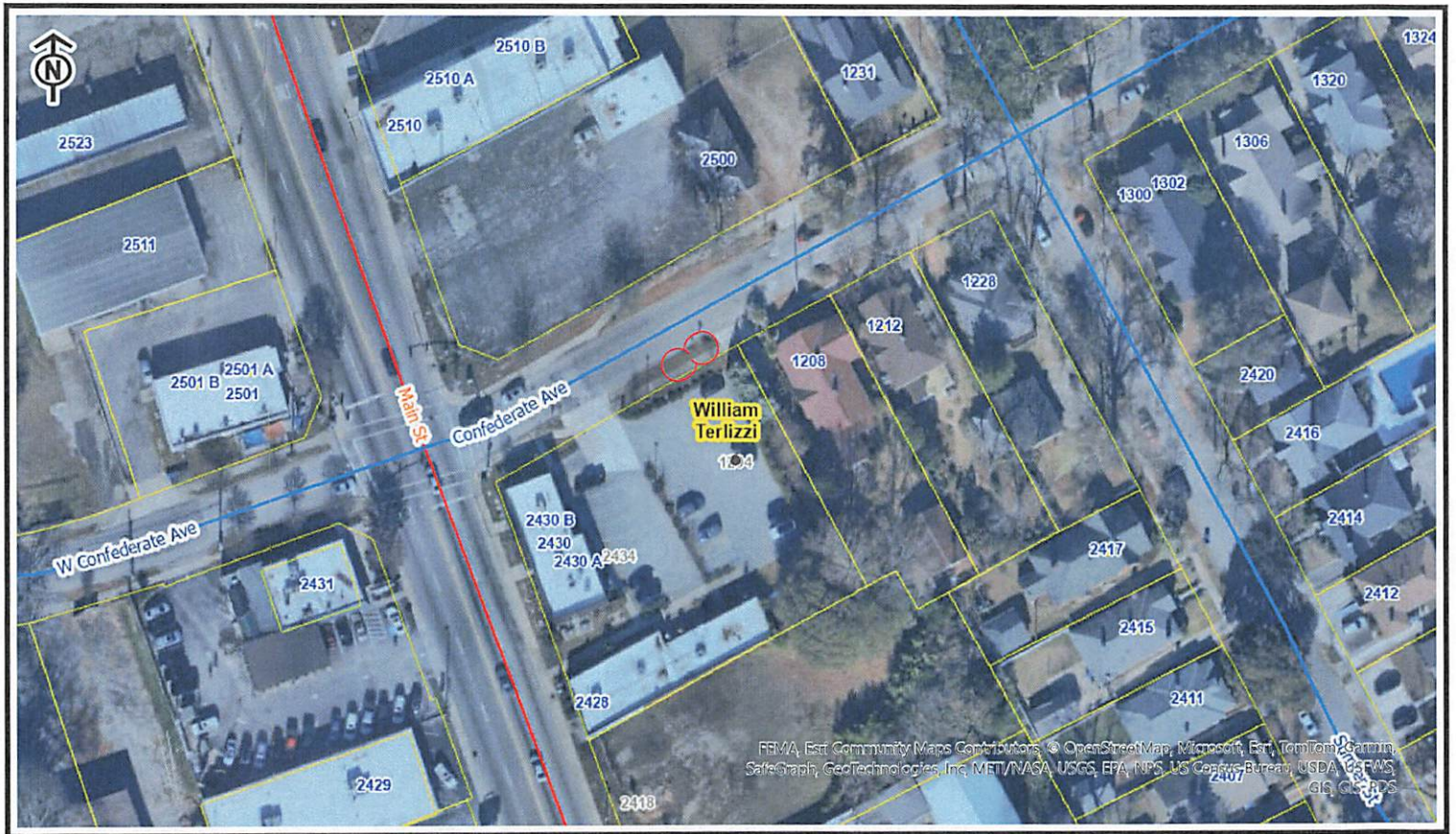
FLD_ZONE, ZONE_SUBTY

- AE - Floodway
- AE - 100yr Flood Plain
- A - No Base Flood Elevation
- X - 500yr Flood Plain



**CITY OF COLUMBIA
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City of Columbia

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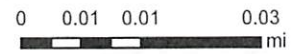


- Tax Parcel
- Address Point
 - Active
 - Vacant
- Street & Ownership**
 - Interstate
 - Highway
 - City Maintained
 - State Maintained
 - Private
 - Others
 - Residential Building Inspections
 - Columbia City Limits

FEMA Flood Hazard Area

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City of Columbia

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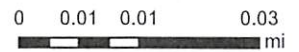


- Tax Parcel
- Address Point
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- Street & Ownership**
 - Highway
 - City Maintained
 - State Maintained
 - Private
 - Others
 - Residential Building Inspections
 - Columbia City Limits
 - Interstate

FEMA Flood Hazard Area

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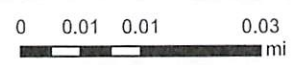


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City of Columbia
 This map was prepared using the City GIS Viewer
 City of Columbia - GIS Division
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- Tax Parcel
- Address Point
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- Street & Ownership**
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- FEMA Flood Hazard Area**
FLD_ZONE, ZONE_SUBTY
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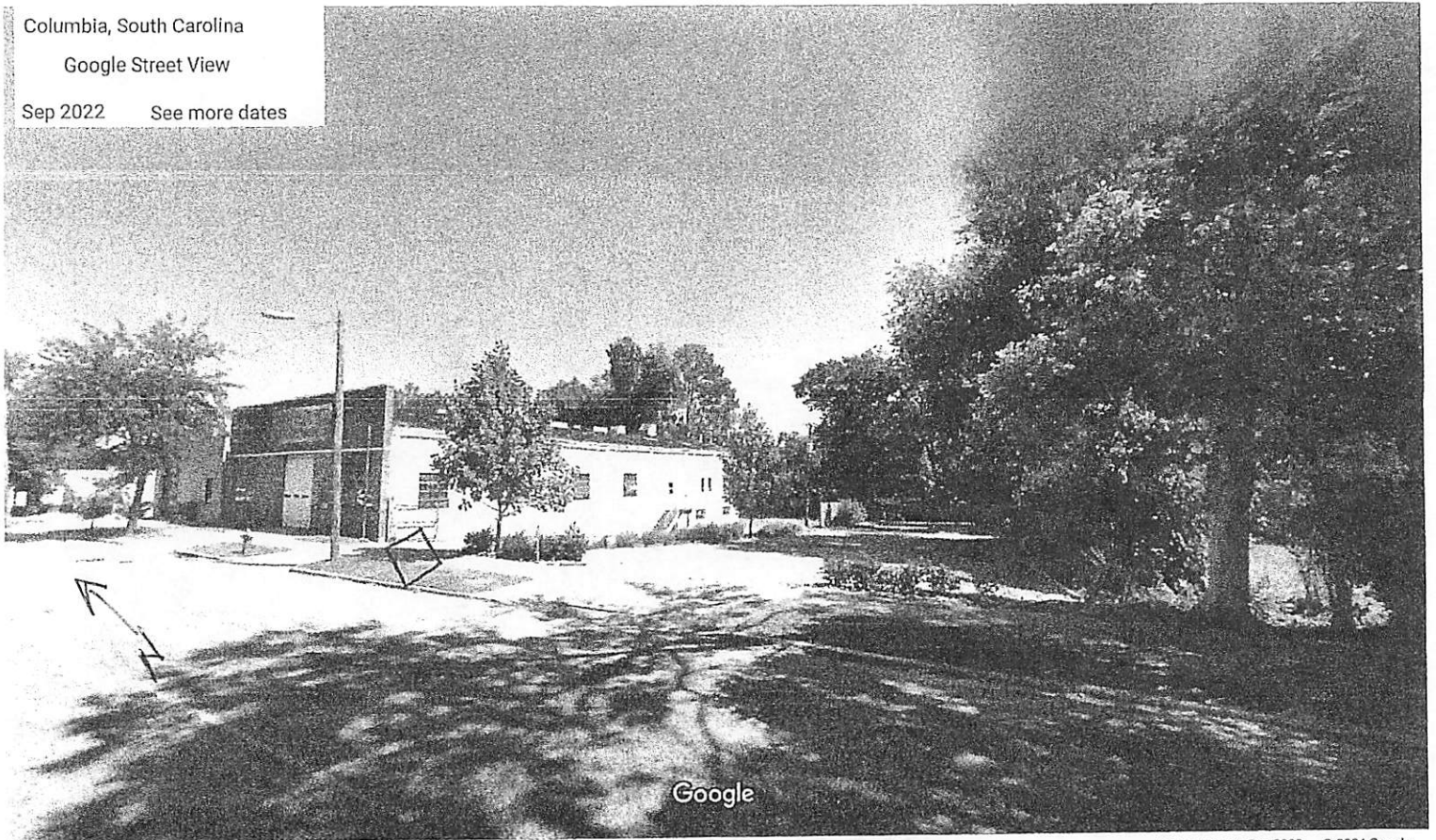
iMessage
Sun, Mar 10 at 10:59 AM



Delivered

2136
Google Maps 2178 Sumter St

Columbia, South Carolina
Google Street View
Sep 2022 See more dates



Google

Image capture: Sep 2022 © 2024 Google



□ = approx. location
of brick sign
2136 Sumter St
Owned by Frank
Cason

Columbia, South Carolina
Google Street View
Jan 2023 See more dates



Image capture: Jan 2023 © 2024 Google



□ = approx. location
of brick sign
Current sign at arrow
would be removed.
Owned by ZLR d
3428 Main St
Owner: Arden Lambert

1421 Confederate Ave

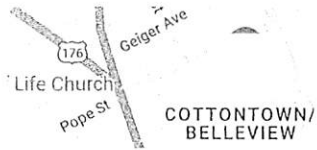
Columbia, South Carolina

Google Street View

Dec 2023 See more dates



Image capture: Dec 2023 © 2024 Google



□ = Approp. location of brick sign

Current sign at arrow would be removed.
 Near 1421 Confederate
 Owner: Bruno Delage

Columbia, South Carolina

Google Street View

Dec 2023 See more dates

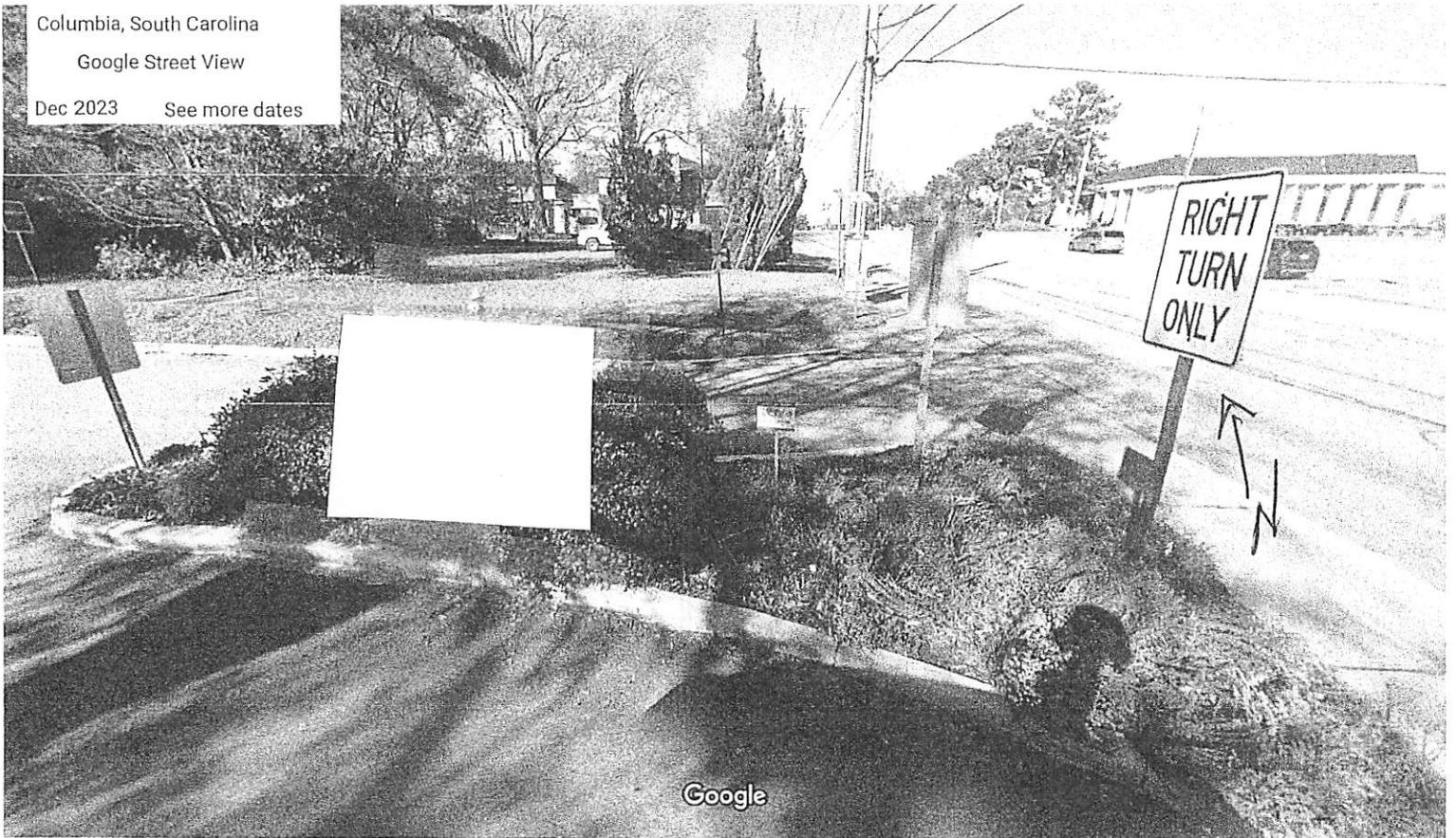


Image capture: Dec 2023 © 2024 Google



Approp location of
sign, 13ft from
Bull St.
Victoria @ Bull St.
3 shrubs will be
removed & replaced
with sign.