

ORDINANCE NO.: 2025-070

Granting an encroachment to Peter Currence for the use of the right of way area of the 3800 block of Kilbourne Road for the installation and maintenance of brick columns adjacent to 3806 Kilbourne Road, Richland County TMS# 13905-09-02

WHEREAS, Peter Currence, (hereinafter "Grantee") desires to utilize a portion of the right of way area of the 3800 block of Kilbourne Road for the installation and maintenance of four (4) brick columns measuring approximately eighteen (18") inches in width by eighteen (18") inches in length by thirty-six (36") inches in height adjacent to 3806 Kilbourne Road, 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 September, 2025, that Grantee is hereby granted the right to use the right of way area of the 3800 block of Kilbourne Road adjacent to 3806 Kilbourne Road, Richland County TMS# 13905-09-02, for the installation and maintenance of four (4) brick columns measuring approximately eighteen (18") inches in width by eighteen (18") inches in length by thirty-six (36") inches in height, 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.

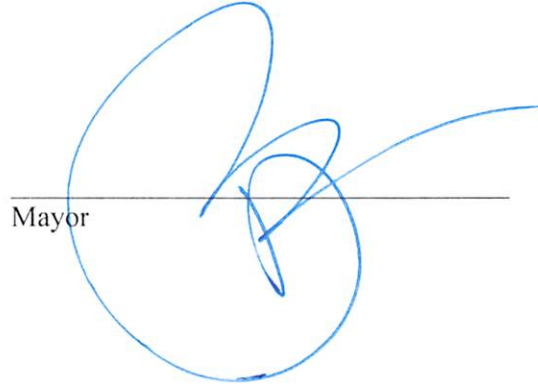
3. Grantee is responsible for maintaining landscaping and improvements.
4. Irrigation must be designed to avoid spraying walkways, sidewalks and streets and/or creating hazardous conditions upon the walkways, sidewalks and streets.
5. Obstructions of more than be four (4') feet in height are prohibited 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.
8. Prior to installation of brick columns, coordinate with City of Columbia Engineering Department to ensure all City of Columbia encroachment utility encroachment permit requirements are met.

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 Palen

Mayor



Approved by:

Cheresa B. Wilson
City Manager

Approved as to form:

[Signature]
City Attorney

ATTEST:

Erika D. Hammond
City Clerk

Introduced: 08/19/2025

Final Reading: 09/16/2025

**CITY COUNCIL
ENCROACHMENT SUMMARY
2025-070**



**3800 BLOCK OF KILBOURNE ROAD
ADJACENT TO 3806 KILBOURNE ROAD
BRICK COLUMNS**

Subject Property:	Right-of-way adjacent to 3806 Kilbourne Road
Council District:	4
Proposal:	The applicant is requesting an encroachment for installation and maintenance of four brick columns.
Applicant:	Peter Currence
Staff Recommendation:	Approval.

Detail:	<p>The applicant is requesting an encroachment for the installation and maintenance of four brick columns measuring approximately eighteen (18") inches in width by eighteen (18") inches in length by thirty-six (36") inches in height adjacent to 3806 Kilbourne Road, 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.8. Prior to installation of brick columns, coordinate with City of Columbia Engineering Department to ensure all City of Columbia encroachment utility encroachment permit requirements are met.
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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.)

Building 4 brick columns on each side of driveway entrances.
18" x 18" x 36"

For staff use only

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

By: _____



Permanent Encroachment Application and Checklist



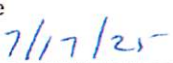
Any damage to the street or sidewalk caused by construction shall be repaired to the satisfaction of the City Manager. Improvements within the encroachment shall be maintained by the grantee at no cost to the City in a manner approved by the City Manager.

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:

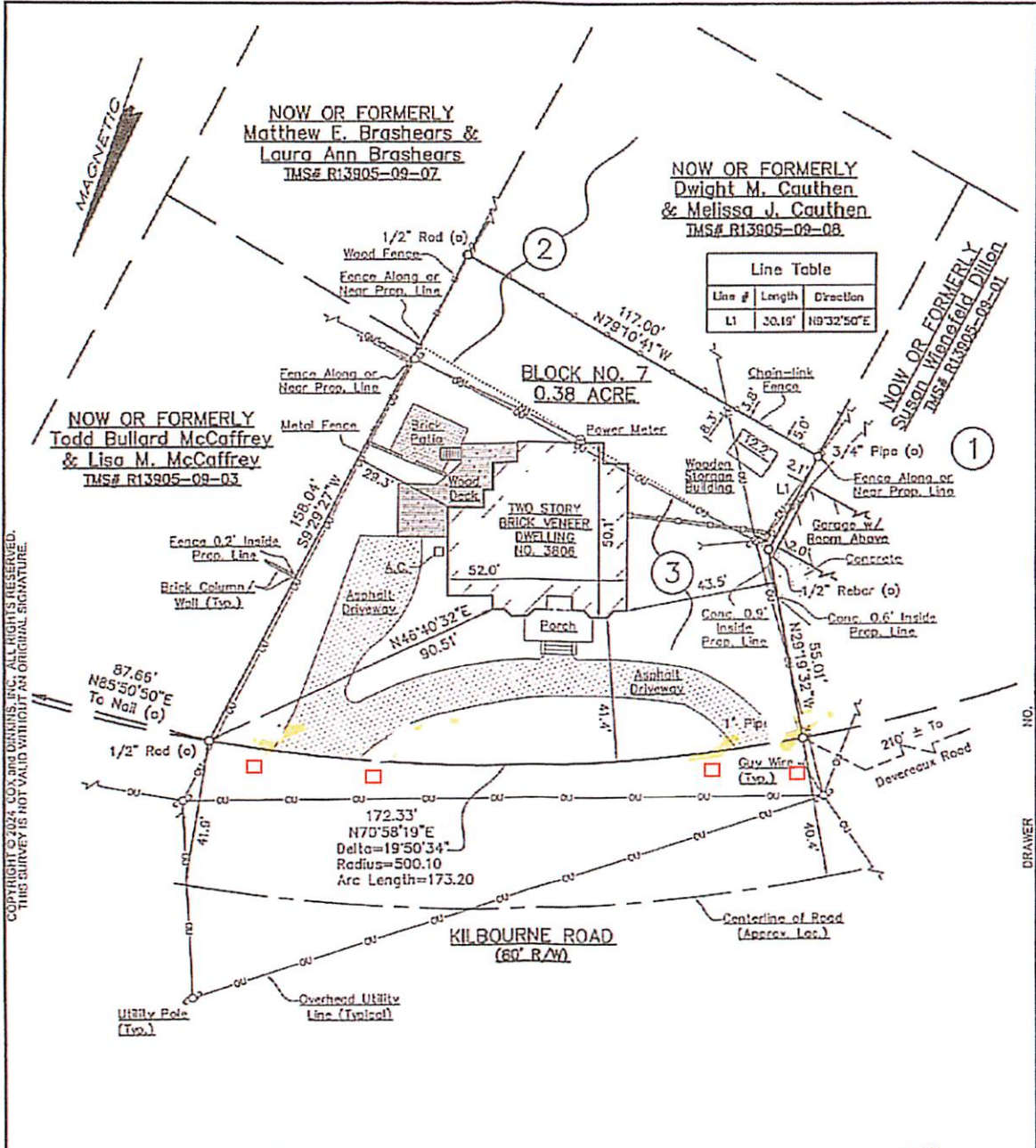
Permittee must comply with all existing City of Columbia and any other state or federal codes, rules and regulations, as applicable including the Americans with Disabilities Act, now in existence or hereafter enacted.

7. Signature

Signature of Applicant 	
Print Name 	Date 

803-331-0950

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 THIS SURVEY IS NOT VALID WITHOUT AN ORIGINAL SIGNATURE.



EXEMPTION FROM REVIEW PROCESS
 This plat is a SURVEY of an existing lot of record with no changes to existing lot lines.
 X
 (Professional Land Surveyor)
 Printed Name: GENE L. DINKINS, JR.
 License #: 24278



PLAT
 PREPARED FOR
PETER CURRENCE

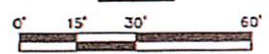
RICHLAND COUNTY, COLUMBIA, S.C.

SUBJECT PROPERTY BEING COMPRISED OF LOT NO. 3 AND THE NORTHERN PORTION OF LOT NO. 2, BLOCK 7, ON PLAT PREPARED FOR M.C. HEATH, BY TOMLINSON ENGR. CO., DATED JANUARY 7, 1932, AND RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS FOR RICHLAND COUNTY IN PLAT BOOK "G", PAGES 17 & 18. REFERENCE IS ALSO MADE TO RICHLAND COUNTY DEED BOOK 2012, PAGE 459.

Easements and/or restrictions may exist on the subject property which are not shown hereon.

MAY 6, 2024

1" = 30'



COX AND DINKINS
 ENGINEERS • SURVEYORS • LANDSCAPE ARCHITECTS
 724 BELTLINE BLVD.
 COLUMBIA, SC 29205
 803.254.0518
 COXANDINKINS.COM

I hereby state that to the best of my professional knowledge, information, and belief, the survey shown herein was made in accordance with the requirements of the Standards of Practice Manual for Surveying in South Carolina, and meets or exceeds the requirements for a Class B survey as specified therein; also there are no visible encroachments or projections other than shown.

 PROF. LAND SURVEYOR NO. 24278
 GENE L. DINKINS, JR.

DRAWER NO. ORDER NO. 67513