

ORIGINAL  
STAMPED IN RED

RESOLUTION NO.: R-2023-088


*Authorizing and approving the City Manager's execution of a Waiver of the City's Right to Repurchase 10 acres, Richland County TMS #13508-02-01, located on The Boulevard, in the Columbia Industrial Park provided for in restrictions of record recorded in Book 405 at Page 1697*

BE IT RESOLVED by the Mayor and City Council this 21<sup>st</sup> day of November, 2023, that the City Manager's execution of the attached Waiver of the City's Rights to repurchase 10 acres, Richland County TMS #13508-02-01, located on The Boulevard, in the Columbia Industrial Park provided for in restrictions of record recorded in Book 405 at Page 1697 is authorized and approved.

Requested by:

State of South Carolina \_\_\_\_\_

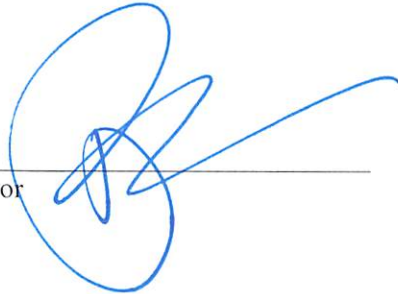
Approved by:

  
City Manager

Approved as to form:

  
City Attorney

Mayor



ATTEST:

  
City Clerk

Introduced: 11/21/2023

Final Reading: 11/21/2023

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

**RELEASE AND WAIVER OF COVENANTS  
AND RESTRICTIONS DECLARATION**

**COLUMBIA INDUSTRIAL PARK  
(Book 340 Page 239)**

WHEREAS, certain reservations, conditions, covenants and restrictions for the Columbia Industrial Park are set forth in that certain Declaration on behalf of the City of Columbia (the "City"), dated November 7, 1962, filed on November 7, 1962, in Book 340 at Page 239 (the Declaration");

WHEREAS, in paragraph one (1) of the Declaration, the City reserved a right to re-purchase, per the terms contained in the Declaration, any lot located in the Columbia Industrial Park if within two (2) years from the date of the deed from the City no building had been commenced thereon;

WHEREAS, the State of South Carolina acquired two tracts from the City by deed dated April 27, 2000, recorded on May 3, 2000, in Book 405 at Page 1697.

WHEREAS, the State of South Carolina has contracted to sell one of the tracts consisting of 10± acres (the "Property"), more fully described as follows:

All that certain piece, parcel, or lot of land, with improvements thereon, if any, situate, lying and being in the City of Columbia, County of Richland, State of South Carolina, containing 10± acres and being shown and delineated as a ten (10) acre (435,600 square feet) portion of now or formerly Richland County TMS #13508-02-01 on The Boulevard on a plat prepared for the City of Columbia at Columbia Industrial Park by the City of Columbia Engineering Department dated February 12, 1999. Said parcel having such boundaries and measurements as are shown on said plat, the same being incorporated herein by reference.

Richland County Tax Map No. R13508-02-02

WHEREAS, the City, as grantor, retained the right to release or waive any re-purchase rights contained in the Declaration.

NOW THEREFORE, the City, as grantor, does hereby release, waive and relinquish any and all of its rights, if any, to re-purchase the above Property being sold by the State of South Carolina to Brian Boyer, its successors and assigns, and any subsequent sale of the Property.

IN WITNESS WHEREOF, this release and waiver of restrictions has been executed and sealed by the City of Columbia, hereunto this \_\_\_\_\_ day of September, 2023.

WITNESSES:

The City of Columbia

Teresa Wilson  
David M. Harris

By: Teresa B. Wilson  
Teresa Wilson  
City Manager

APPROVED AS TO FORM

[Signature]  
Legal Department City of Columbia, SC  
10/17/2023

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

PROBATE

Personally appeared before me the undersigned witness and made oath that (s)he saw the within-named City of Columbia, by Teresa Wilson, its City Manager, as duly authorized by its City Council at meeting duly assembled, sign, seal, and, as its act and deed, deliver the within-written Waiver of Restrictions, and that (s)he, with the other witness subscribed above, witnessed the execution thereof.

SWORN to before me this 29th

day of November, 2023

Erika D. M. Hammond (L.S.)  
Notary Public for South Carolina

My Commission expires: 08.17.2032

