

ORDINANCE NO.: 2005-040

Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article IV, Subdivisions, Division 1, Generally, Sec. 17-466, Violations; penalty

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina this 18th day of May, 2005 that the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article IV, Subdivisions, Division 1, Generally, Sec. 17-466, Violations; penalty, is amended to read as follows:

Sec. 17-466. Violations; penalty.

(a) The owner or agent of the owner of any property shall not convey title to any lots or parts of a development unless the land development plan or subdivision has been approved by the planning commission or designated authority and an approved land development plan or plat has been recorded in the office of the county charged with the responsibility of recording deeds, plats, and other property records. A conveyance of title in violation of this section is a misdemeanor and punishable, upon conviction, in accordance with section 1-5. The description of any lot or part of the development by metes and bounds in the instrument of conveyance or other document used in the process of conveyance shall not exempt the transaction from those penalties or remedies provided in this article. The city may enjoin such conveyance by appropriate action.

(b) State statute prohibits the county official whose duty it is to accept and record real estate deeds and plats from accepting, filing, or recording a land development plan or subdivision plat involving a land area subject to this article unless the development plan or subdivision plat has been properly approved by the planning commission or designated authority.


This ordinance is effective as of final reading.

Requested by:

Marc Mylott, Development Services Director


MAYOR

Approved by:


City Manager

Approved as to form:


City Attorney

ATTEST:


City Clerk

Introduced: 5/11/2005

Final Reading: 5/18/2005

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