### ORDINANCE NO. 2013-022

Granting encroachment to the University of South Carolina for use of the right of way area of the 700 block of Bull Street and 700 block of Pickens Street adjacent to the west and east sides of Sims Hall at 1501 Devine Street, Richland County TMS #11303-07-01 for installation and maintenance of stamped asphalt pavement, concrete curbing, sidewalk, parking spaces and handicap parking spaces and handicap access isle

WHEREAS, the University of South Carolina (hereinafter "Grantee") desires to use a portion of the right of way area of the 700 block of Bull Street and 700 block of Pickens Street adjacent to the west and east sides of Sims Hall at 1501 Devine Street, Richland County TMS #11303-07-01 for installation and maintenance of stamped asphalt pavement, concrete curbing, sidewalk, and reconstruct and realign five (5) parking spaces into two (2) metered spaces and two (2) handicap parking spaces with a handicap access isle, 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 26<sup>th</sup> day of March, 2013, that Grantee is hereby granted the right to use the right of way area of the 700 block of Bull Street and 700 block of Pickens Street adjacent to the west and east sides of Sims Hall at 1501 Devine Street, Richland County TMS #11303-07-01 for installation and maintenance of stamped asphalt pavement, concrete curbing, sidewalk, and reconstruct and realign five (5) parking spaces into two (2) metered spaces and two (2) handicap parking spaces with a handicap access isle, as shown on the attached drawings.

ALL WORK SHALL COMPLY with the requirements of The City of Columbia and South Carolina Department of Transportation 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 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.

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

- 1. All trees shall be protected;
- 2. Grantee is responsible for all maintenance and assuring that all accessibility and ADA requirements are met and maintained.
- 3. Grantee is to coordinate existing and proposed crosswalks, ramps and curb cuts to insure proper alignment.
  - 4. Grantee shall mitigate any on-street parking lost due to the project.

ORIGINAL STAMPED IN RED 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.

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.

City Clerk

Requested by:

University of South Carolina

Approved by:

City Manager

Approved as to form:

**City** Attorney

Introduced: 3/19/2013 Final Reading: 3/26/2013

Last revised: 2/28/2013

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#### REQUEST FOR AN ENCROACHMENT ORDINANCE

For a continuing encroachment on any type of property in which the City has an interest (i.e., rights of way, tree zone, sidewalk, streets), the person or entity is required to have an encroachment ordinance enacted by City Council permitting the encroachment. Encroachment ordinances are required for but not limited to: irrigation systems; landscaping; fencing; walls; pavers; walkways; outdoor dining items (chairs, tables, umbrellas, etc.); awnings; bollards and directional signs (i.e., churches) Business signs are NOT permitted via an encroachment.

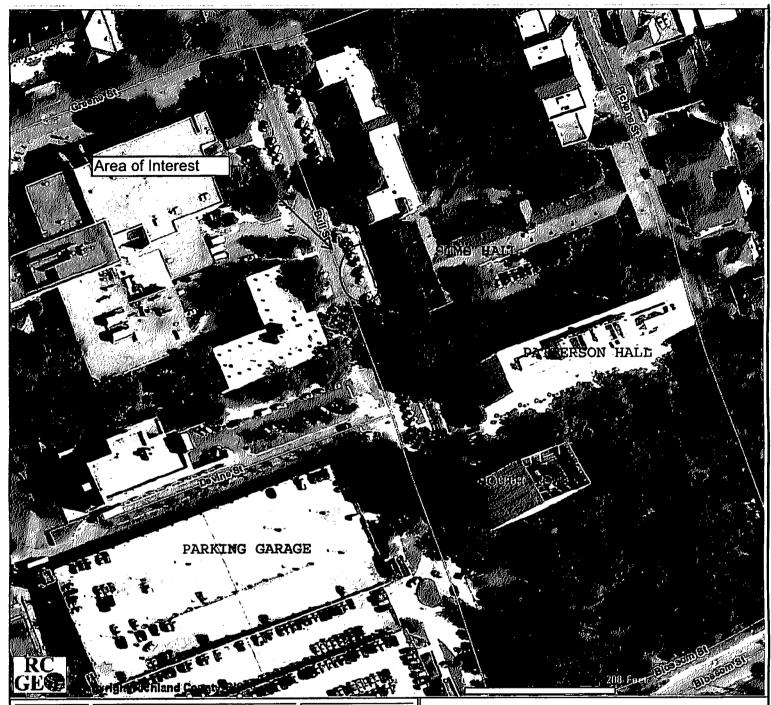
An encroachment must comply with all existing City codes, rules and regulations, the Americans with Disabilities Act, if applicable, and is subject to review and approval by City staff. Enactment of the encroachment ordinance by a majority vote of City Council, which is a discretionary legislative act, is also required. In order to obtain an encroachment ordinance from the City of Columbia, it will be necessary for the City of Columbia to be named as an additional insured on your homeowners' policy with limits being increased to \$600,000 as required by Sec. 11-71. It is recommended that you contact your insurance provider to determine if it will name the City of Columbia as an additional insured prior to submitting your request for an encroachment ordinance. If you have any questions concerning these requirements, please contact Chip Timmons with Risk Management.

Please complete and submit this form along with any attachment(s) to Shari Ardis by e-mail at slardis@columbiasc.net; fax at 803-737-4250; or mail to Shari Ardis, Legal Department, POB 147 Columbia, SC 29217, for preparation of an encroachment ordinance. Copies to City departments should be directed to the contact person for that department as shown below and not through the Legal Department. Chip Timmons with Risk Management (343-8778 or catimmons@columbiasc.net) should be contacted regarding the insurance requirements.

Date: 02/08/13 Property Owner: University of South Carolina
Applicant's Name if different from Property Owner: Mr. Jeff Abrams
Applicants Name if different from Property Owner: No. 1012 Applicants Name if different from Proper
Mailing address: 743 Greene Street, Columbia SC 29204 E-mail address: jabrams@fmc.sc.edu
Encroachment Location (Address):614 Bull Street (west of Sims Hall)
(II comer for, include name and block number of side street, i.e., 1737 Main Street and 1100 block of Laurer Street)
Tax Map Number for Encroachment Location: 11303-07-01
Encroachment type:Wall Fence Columns Steps Irrigation System Landscaping Driveway Pavers
X Walkway/Side walk Underground Utilities X other
If Other - specify: stamped asphalt pavement, concrete curbing, reconstruct/realign five (5)
Dimensions (height/width/length): parking spaces into two (2) metered spaces and two (2) handicap
parking spaces with handicap access isle.
(i.e., 6'x42' wooden privacy fence; two 12"x4' concrete step; two 12"x12" x24" brick columns; 4'x15' brick paver walkway)
Construction material:
Please provide photographs and drawing or site plan drawn to scale - no larger than 8-1/2 x 11.
—— Church Directional Signs (Must provide picture or drawing of proposed signs that reflect dimensions)
Location(s) signs are to be placed (i.e. Northeast corner of Main Street)
Businesses only:Outdoor dining No. of chairs:No. of Tables
Hours of operation for outdoor dining:
Number of planters: Awning: (dimensions - size/material)
Other: (or complete applicable "Encroachment type" section above)

The proposed ordinance will be sent to the requesting party and City offices for review and approval. Krista Hampton will compile the recommendations and forward them to the City Clerk for scheduling before City Council. This process may take from 30-90 days.

Contact	Department	Telephone Number	Fax Number
John Dooley	Utilities and Engineering	545-3240	733-8674
Joey Jaco	Engineering	545-3400	988-8199
Missy Gentry	Public Works	545-3780	733-8648
Marc Mylott	Planning and Development Services	545-3426	255-8935
Krista Hampton	Planning and Development Services	545-3420	733-8647
lerry Thompson	Building Official	545-3442	733-8699
Sara Hollar	Forestry & Beautification	545-3860	733-8648
Amy Moore	Historic Preservation	545-3222	733-8647
Fred Delk	Columbia Dev. Corporation	988-8040	988-8039
Chip Timmons	Risk Management	343-8778	733-8245
Dana Higgins	Construction Management	545-3372	545-4130
David Brewer	Traffic Engineering	545-3850	733-8648
Robert Sweatt	Street Division	545-3790	545-3785
Jonathan Chambers	Planning and Development Services	545-3206	343-8779
Carmen Floyd	Fire Marshall	545-3703	401-8839
Nancy Lee Trihey	Planning and Development Services	545-3218	733-8647
Lucinda Statler	Planning and Development Services	545-3222	733-8647





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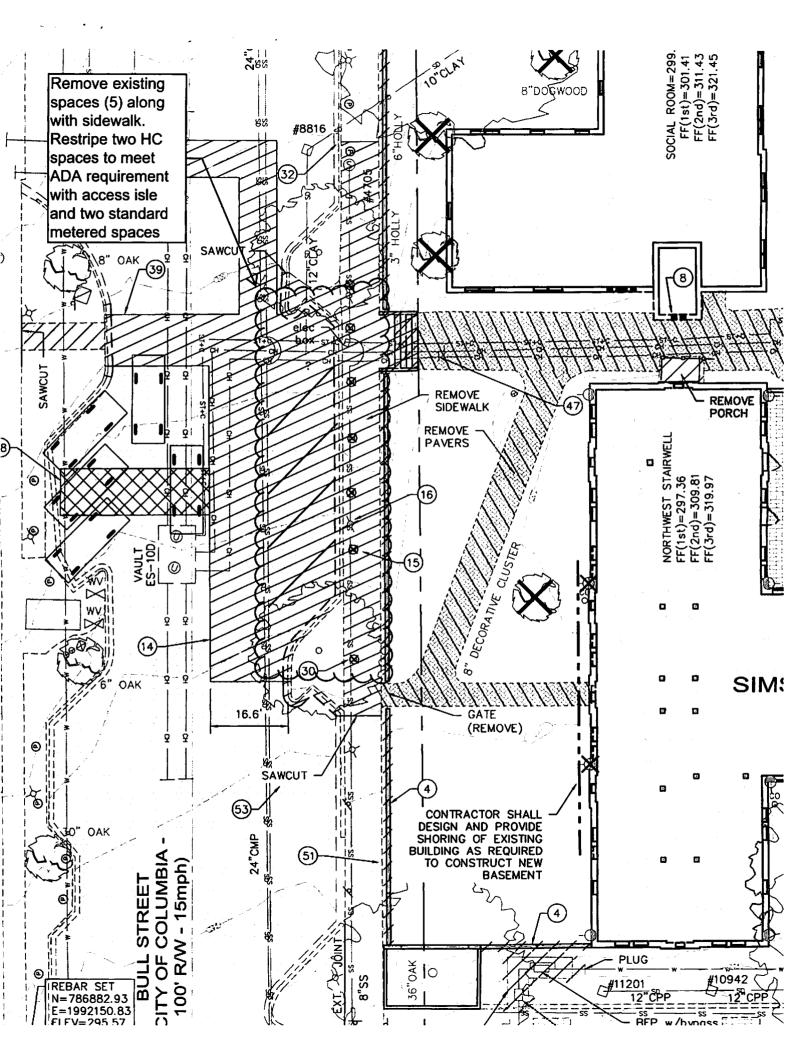
DISCLAIMER: This is a product of the Richland County GIS
Department. The data depicted here have been developed with
extensive cooperation from other county departments, as well as other
federal, state and local governments agencies. Richland County
expressly disclaims responsibility for damages or liability that may arise
from the use of this map.

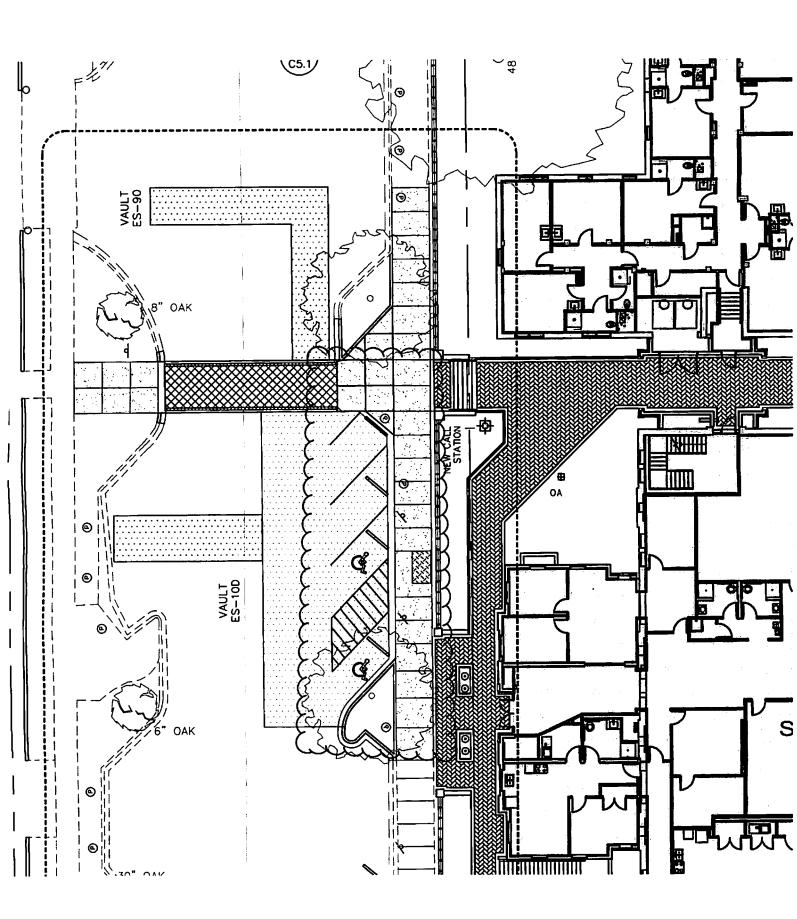
PROPRIETARY INFORMATION: Any resale of this information is prohibited, except in accordance with a licensing agreement.

## Legend

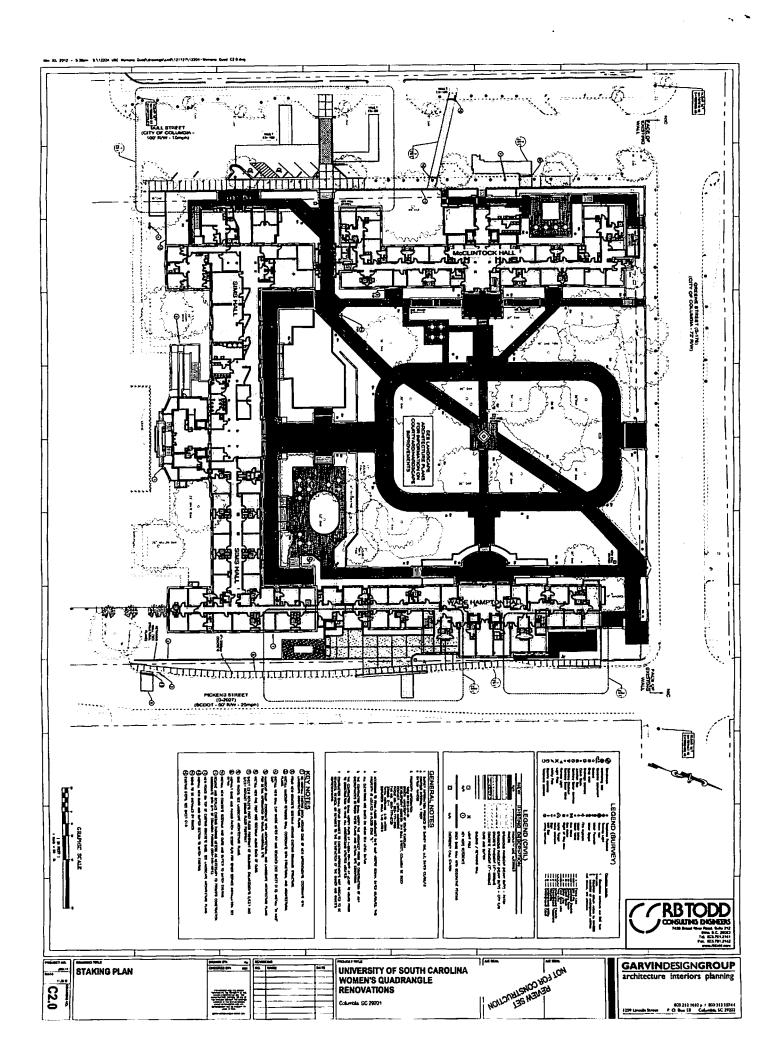
- **County Boundary**
- ⚠ Private Schools
- ▲ Public Schools
- Police Stations
- Fire Stations
- **■** County Assets
- Daycares

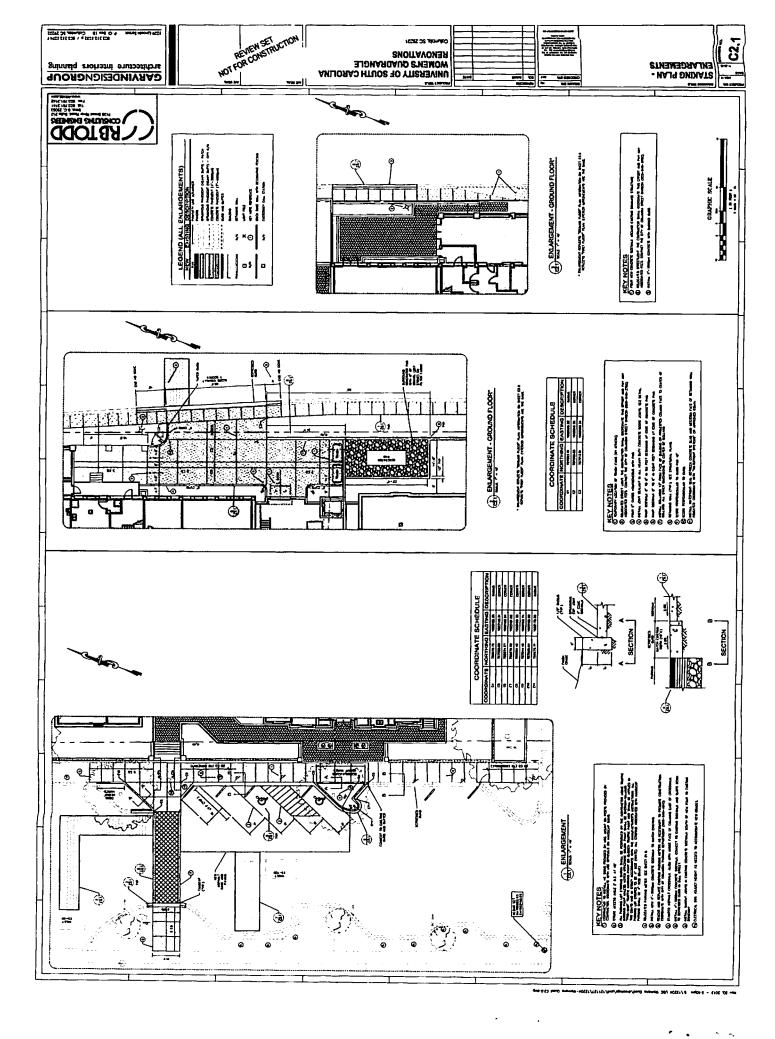
- **∼** Streets
- ♦ Buildings
- 2 Ft. Contours
- \ Streams
- Lakes
- Council Districts
- **2** Zip Codes





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## CITY COUNCIL ENCROACHMENT SUMMARY 2013-022



# 700 BLOCK OF BULL STREET AND 700 BLOCK OF PICKENS STREET ADJACENT TO WEST AND EAST SIDE OF SIMS HALL AT 1501 DEVINE STREET STAMPED PAVEMENT, CONCRETE CURBING, SIDEWALKS, AND PARKING SPACES

Subject Property:	Right-of-ways adjacent to USC Sims Hall at 1501 Devine Street, TMS#11303-07-01		
Council District:	2 and 3		
Proposal:	The applicant is requesting an encroachment for installation and maintenance of stamped asphalt pavement, concrete curbing, sidewalks, parking spaces and handicap parking spaces and handicap access isle		
Applicant:	University of South Carolina		
Staff Recommendation:	Approval		
Detail:	The applicant is requesting an encroachment for installation and maintenance stamped asphalt pavement, concrete curbing, sidewalks, parking spaces and he parking spaces and access isle adjacent to Sims Hall at 1501 Devine Street as son the attached drawings (prepared by Garvin Design Group for the University South Carolina, titled University of South Carolina Women's Quadrangle Renovations – Staking Plan Enlargements, last revised 11/30/12).		
	Conditions of the proposed encroachment are as follows:		
	1. All trees shall be protected;		
	2. Grantee is responsible for all maintenance and assuring that all accessibility and ADA requirements are met and maintained;		
	<ol> <li>Grantee is to coordinate existing and proposed crosswalks, ramps and curb cuts to insure proper alignment;</li> </ol>		
	4. Grantee shall mitigate any on-street parking lost due to the project.		

CITY AGENCY COMMENTS FOR ENCROACHMENT			
Planning & Development Services	Recommend approval.		
Streets	Recommend approval. Storm water cannot run into the wheelchair ramp and across sidewalk.		
Utilities and Engineering	Recommend approval.		
Traffic Engineering	Recommend approval.		
Forestry	Recommend approval.		
Land Development	Recommend approval.		
Fire	Recommend approval.		

