

ORDINANCE NO. 2015-034

Granting an encroachment to the University of South Carolina for the use of the right of way areas of the 1100 blocks of Bull Street and Pickens Street and the 1500 blocks of Senate Street and Gervais Street adjacent to the University of South Carolina School of Law, Richland County TMS Nos. 11401-10-01, for installation and maintenance of a driveway along each block, brick pavers, landscaping and irrigation and authorizing removal and construction of new sidewalks along Bull Street and Pickens Street

WHEREAS, the University of South Carolina (hereinafter "Grantee") desires to use a portion of the right of way areas of the 1100 blocks of Bull Street and Pickens Street and the 1500 blocks of Senate Street and Gervais Street adjacent to the University of South Carolina School of Law, Richland County TMS #11401-10-01, for installation and maintenance of a driveway along each block measuring approximately twenty-five (25') feet in width and twelve (12') feet in length, and removal and replacement of the sidewalk along Bull Street approximately four hundred twenty-two (422') feet in length and six (6') feet in width and removal and replacement of the sidewalk along Pickens Street approximately four hundred twenty-two (422') feet in length and varying in width from six (6') feet to twelve (12') feet, and installation and maintenance of brick pavers approximately three hundred seventy-five (375') feet in length and approximately ten (10') feet in width, and landscaping and irrigation system, all 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 5th day of May, 2015, that Grantee is hereby granted the right to use the right of way areas of the 1100 blocks of Bull Street and Pickens Street and the 1500 blocks of Senate Street and Gervais Street adjacent to the University of South Carolina School of Law, Richland County TMS #11401-10-01, for installation and maintenance of a driveway along each block measuring approximately twenty-five (25') feet in width and twelve (12') feet in length, and removal and replacement of the sidewalk along Bull Street approximately four hundred twenty-two (422') feet in length and six (6') feet in width and removal and replacement of the sidewalk along Pickens Street approximately four hundred twenty-two (422') feet in length and varying in width from six (6') feet to twelve (12') feet, and installation and maintenance of brick pavers approximately three hundred seventy-five (375') feet in length and approximately ten (10') feet in width, and landscaping and irrigation system, all as shown on the attached drawings.

ALL WORK SHALL COMPLY with the requirements of The City of Columbia, South Carolina Department of Transportation 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 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:

ORIGINAL
STAMPED IN RED

ORIGINAL
STAMPED IN RED

1. Irrigation must be designed to avoid spraying walkways, sidewalks and streets and/or creating hazardous conditions upon the walkways, sidewalks and streets;
2. All trees shall be protected;
3. Grantee is responsible for all maintenance and assuring that all accessibility and ADA requirements are met and maintained;
4. Grantee is to coordinate existing and proposed crosswalks, ramps and curb cuts to insure proper alignment.

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.

Requested by:

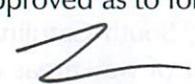
Assistant City Manager Gentry


MAYOR

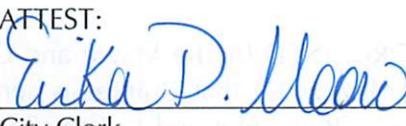
Approved by:


City Manager

Approved as to form:


City Attorney

ATTEST:


City Clerk

Introduced: 4/21/2015

Final Reading: 5/5/2015

**CITY COUNCIL
ENCROACHMENT SUMMARY
2015-034**



**1100 BLOCKS OF BULL AND PICKENS STREET
1500 BLOCKS OF GERVAIS AND SENATE STREET
ADJACENT TO THE UNIVERSITY OF SOUTH CAROLINA
SCHOOL OF LAW
DRIVEWAY, LANDSCAPING AND IRRIGATION**

| | |
|------------------------------|--|
| Subject Property: | Right-of-way adjacent to the 1100 blocks of Bull Street and Pickens Street and the 1500 block of Senate Street adjacent to the University of South Carolina School of Law, TMS#11401-10-01 |
| Council District: | 3 |
| Proposal: | Request approval for the installation and maintenance driveways on each block, brick pavers, landscaping and irrigation |
| Applicant: | University of South Carolina |
| Staff Recommendation: | Approval. |

| | |
|----------------|---|
| Detail: | <p>The applicant is requesting an encroachment ordinance to installation and maintenance of a driveway along each block measuring approximately twenty-five (25') feet in width and twelve (12') feet in length, and removal and replacement of the sidewalk along Bull Street approximately four hundred twenty-two (422') feet in length and six (6') feet in width and removal and replacement of the sidewalk along Pickens Street approximately four hundred twenty-two (422') feet in length and varying in width from six (6') feet to twelve (12') feet, and installation and maintenance of brick pavers approximately three hundred seventy-five (375') feet in length and approximately ten (10') feet in width, and landscaping and irrigation system, all as shown on the attached drawings.</p> <p>Conditions of the proposed encroachment are as follows:</p> <ol style="list-style-type: none"> 1. Irrigation must be designed to avoid spraying walkways, sidewalks and streets and/or creating hazardous conditions upon the walkways, sidewalks and streets; 2. All trees shall be protected; 3. Grantee is responsible for all maintenance and assuring that all accessibility and ADA requirements are met and maintained; 4. Grantee is to coordinate existing and proposed crosswalks, ramps and curb cuts to insure proper alignment. |
|----------------|---|

CITY AGENCY COMMENTS FOR ENCROACHMENT

| | |
|--|--|
| Planning & Development Services | Recommend approval. |
| Streets | Recommend approval. |
| Utilities and Engineering | Recommend approval. |
| Traffic Engineering | Recommend approval. |
| Forestry | Recommend approval. University of South Carolina must maintain landscaping and irrigation. |
| Land Development | Recommend approval. |

REQUEST FOR AN ENCROACHMENT ORDINANCE

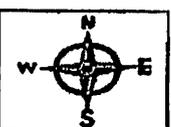
For a continuing encroachment on any type of property in which the City has an interest (i.e., rights of way, tree zone, sidewalk, streets), the person or entity is required to have an encroachment ordinance enacted by City Council permitting the encroachment. Encroachment ordinances are required for 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 sardis@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 ctimmons@columbiasc.net) should be contacted regarding the insurance requirements.

Date: 03/28/14 Property Owner: University of South Carolina
 Applicant's Name if different from Property Owner: Mr. Pete Fisher
 Contact Information: Telephone Number: 803-777-9346 Fax Number: 803-777-8739
 Mailing address: 743 Greene Street, Columbia SC 29208 E-mail address: PFisher@fmc.sc.edu
 Encroachment Location (Address): 1136 Bull Street, Senate Street, Pickens Street
 (If corner lot, include name and block number of side street, i.e., 1737 Main Street and 1100 block of Laurel Street)
 Tax Map Number for Encroachment Location: 11401-10-01

Encroachment type: Wall Fence Columns Steps Irrigation System Landscaping Driveway Pavers
 Walkway/Side walk Underground Utilities other
 If Other - specify: Water, Sewer, and Storm installation
 Dimensions (height/width/length): 25' wide concrete driveway on each of the three streets noted above
Sidewalk removal and replacement along Bull and Pickens St.
 (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: Concrete
 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) _____

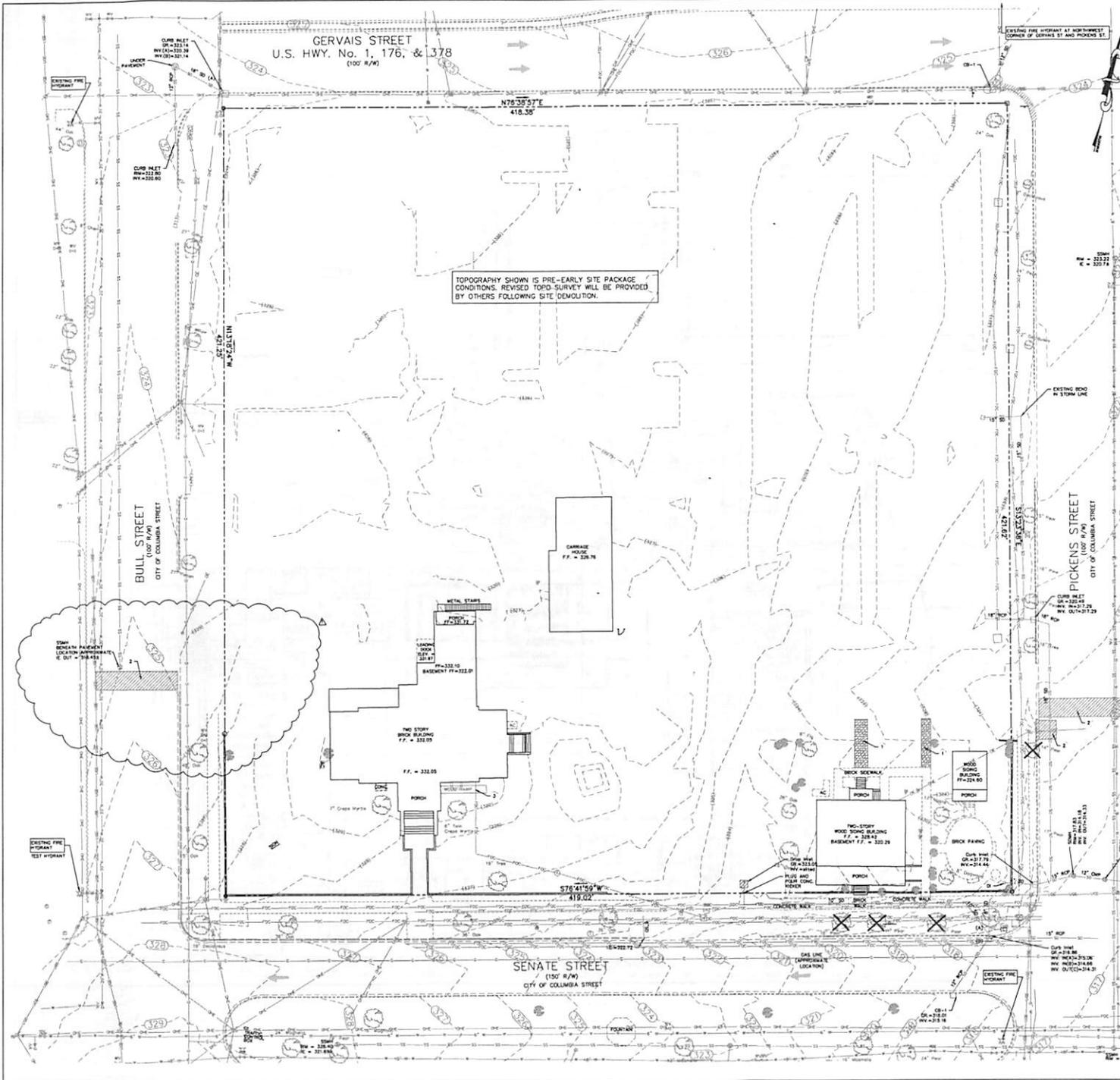


Businesses only: Outdoor dining No. of chairs: _____ No. of Tables _____
 Hours of operation for outdoor dining: _____
 Number of planters: _____ Awning: _____ (dimensions - size/material) _____
 Other: _____ (or complete applicable "Encroachment type" section above)

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 |
| Jerry 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 |





TOPOGRAPHY SHOWN IS PRE-EARLY SITE PACKAGE CONDITIONS. REVISED TOPD SURVEY WILL BE PROVIDED BY OTHERS FOLLOWING SITE DEMOLITION.



GENERAL NOTES

1. TOPOGRAPHIC SURVEY WAS COMPLETED BY LUCAS COBB IN 2015 AND UPDATED ON JULY 2013 BY SURVEY ONE LLC. NO BOUNDARY OR TOPOGRAPHIC SURVEY WAS PERFORMED BY R.E. TODD CONSULTING ENGINEERS.
2. PROPERTY INFORMATION:
 TRACT: 8140-00-001
 OWNER: UNIVERSITY OF SOUTH CAROLINA
 COMMON ADDRESS: 142 SENATE STREET
 COLUMBIA, SC
 EXISTING SITE ADDRESS: 151 SENATE STREET
 CONTACT: AVM SERVICE
 PHONE: 803-737-3817
 CURRENT ZONING: C-1
 PROPOSED ZONING: C-1
 TOTAL ACREAGE: 4.35 ACRES
 PROPOSED C-1 ACREAGE = 2.845 ACRES

LEGEND

| DEMOLITION | EXISTING | DESCRIPTION |
|------------|----------|-----------------------------------|
| N/A | ⊕ | BOUNDARY/CONTROL POINT |
| N/A | ▭ | PROPERTY LINE/PORT OF WAY |
| N/A | ⊙ | RAILROAD |
| N/A | ⊙ | LIGHT POLE |
| N/A | — | PIPE |
| N/A | ▨ | IRREGULAR SURFACE |
| N/A | ▨ | CONCRETE SURFACE |
| N/A | ▨ | BRICK MULLINGS |
| N/A | ▨ | CONTROL |
| N/A | ▨ | SPRINKLER |
| N/A | ▨ | CHAIN LINK FENCE |
| N/A | ▨ | WOODEN FENCE |
| N/A | ▨ | WATER MAIN |
| N/A | ▨ | WATER MAIN |
| N/A | ▨ | UNDERGROUND ELECTRIC LINE |
| N/A | ▨ | UTILITY POLE |
| N/A | ▨ | SUBSTANTIAL GROUND LINE, WHEREVER |
| N/A | ▨ | STARTING POINT ELEMENT |
| N/A | ▨ | STORM DRAIN LINE ALTERNATIVE |
| N/A | ▨ | NOT WHERE REFERRED |
| N/A | ▨ | GAS LINE |

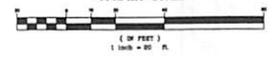
NOTES

1. ALL UNDERGROUND UTILITIES BEYOND LIMITS OF DEMOLITION WILL BE TOTALLY REMOVED UNLESS OTHERWISE NOTED.
2. THE CONTRACTOR SHALL NOTIFY THE ENGINEER PRIOR TO CONSTRUCTION OF ANY DISCREPANCIES BETWEEN THESE PLANS AND ACTUAL FIELD CONDITIONS.
3. THE CONTRACTOR SHALL NOTIFY PUPS AT 811 AT LEAST 72 HOURS PRIOR TO CONSTRUCTION TO HAVE ALL UNDERGROUND UTILITIES LOCATED.

KEY NOTES

1. DEMOLISH EXISTING BRICK WALLS AS SHOWN.
2. REMOVE EXISTING PAVEMENT AS SHOWN TO INSTALL NEW FINISHES. SEE DETAIL FOR PAVEMENT CUT AND PATCH ON DETAIL SHEET.
3. REMOVE WOODEN RAMP COMPLETELY.

The Palmetto USDO Protective Services, Inc.
South Carolina 811
 SOUTH CAROLINA
 CALL 811
 CONTRACTOR SHALL CONTACT THE AGENCY/AGENCIES/AGENCY HEADQUARTERS FOR SERVICE LOCATIONS



RBTODD
 CONSULTING ENGINEERS
 7400 Grand River Road, Suite 272
 Columbia, SC 29209
 P: 803.737.1541
 F: 803.737.1542
 www.rbtodd.com

SMITHGROUP JJR
 1100 New York Avenue NW Suite 100
 Washington, DC 20005
 P: 202.462.3100
 F: 202.462.3100
 www.smithgroup.com

The Boudreaux Group
 4500 Lake Dr. Suite 100
 Columbia, SC 29209
 P: 803.737.1541
 F: 803.737.1542
 www.boudreauxgroup.com

SOUTH CAROLINA
 REGISTERED PROFESSIONAL ENGINEER
 R.E. TODD
 11415

SOUTH CAROLINA
 REGISTERED PROFESSIONAL ENGINEER
 R.E. TODD
 11415

University of South Carolina
 School of Law
 Early Structural and Foundation Package/
 Site Package (BP-2)
 1515 SENATE STREET COLUMBIA, SC 29201
 SCALE PRODUCT NO. 102-0084-04

| NO. | REVISION | DATE | BY | CHKD. |
|-----|--------------------|---------|----|-------|
| 1 | ISSUED FOR BIDDING | 7/20/15 | RT | RT |

EXISTING CONDITIONS AND
 DEMOLITION PLAN

Drawing No. **C1.0**

