

ORDINANCE NO. 2011-006

Granting encroachment to the University of South Carolina for construction and maintenance of two (2) handicap parking spaces west of Sims Hall adjacent to 614 Bull Street, Richland County TMS No. 11303-07-01

ORIGINAL
STAMPED IN RED

WHEREAS, the University of South Carolina (hereinafter "Grantee") desires to revise three (3) existing parking spaces and construct and maintain them into two (2) handicap parking spaces within the right of way area west of Sims Hall adjacent to 614 Bull Street, Richland County TMS No. 08915-12-01, 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 April, 2011, that Grantee is hereby granted the right to revise three (3) existing parking spaces and construct and maintain them into two (2) handicap parking spaces within the right of way area west of Sims Hall adjacent to 614 Bull Street, Richland County TMS No. 11303-07-01, 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, HOWEVER, that in exercising the privileges granted under this ordinance, Grantee, its successors and assigns, will indemnify and save harmless the City from any and all claims or causes of action which may arise by reason of the construction or maintenance of the aforesaid encroachment.

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.

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.

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STAMPED IN RED

Requested by:

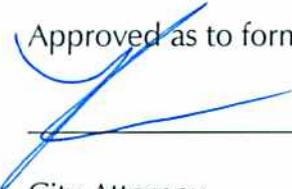
University of South Carolina


MAYOR

Approved by:


City Manager

Approved as to form:


City Attorney

ATTEST:


City Clerk

Introduced: 3/29/2011
Final Reading: 4/5/2011

**CITY COUNCIL
ENCROACHMENT SUMMARY
2011-006**



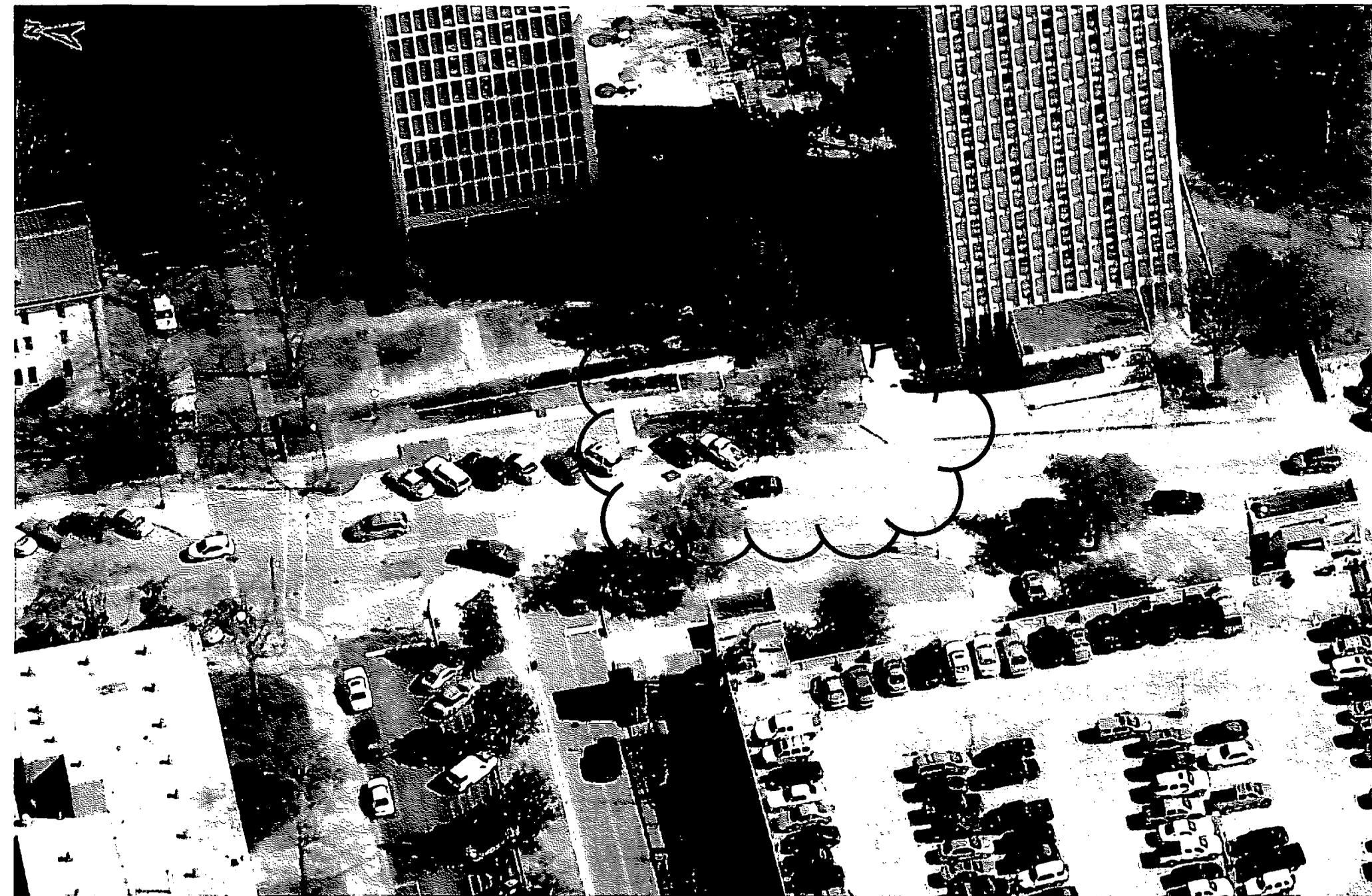
614 BULL STREET – SIMS HALL/USC

Subject Property: Adjacent to 614 Bull Street, Richland County TMS #08915-12-01
Council District: 3
Proposal: Request approval for construction and maintenance of two (2) handicap parking spaces west of Sims Hall.
Applicant: University of South Carolina
Staff Recommendation: Approve
Conditions: 1) Ensure protection of any street trees;
 2) All requirements for ADA are met and maintained;
 3) Coordinate existing and proposed crosswalks, ramps, and curb cuts to ensure proper alignment.

Detail: The USC is redeveloping its dormitory, Patterson Hall. To coincide with this development, the University wishes to convert five existing on-street parking spaces to accommodate two handicap and two standard parking spaces. The Parking Services Department is aware of and supportive of this change.

CITY AGENCY COMMENTS FOR ENCROACHMENT

Planning & Development	Recommend Approval provided existing ramps and curb cuts coordinated to ensure proper alignment. Ensure design meets all requirements for ADA.
Streets	Recommend Approval
Utilities & Engineering	Recommend Approval
Traffic Engineering	Recommend Approval
Fire Department	Recommend Approval
Forestry	Recommend Approval
Land Development	Recommend Approval conditioned upon street tree protection



2011-006 - 614 BULL STREET

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 stardis@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: 03/18/10 Property Owner: University of South Carolina - Malone Zimmerman

Applicant's Name if different from Property Owner: _____

Contact Information: Telephone Number: 803-777-9824 Fax Number: 803-777-8739

Mailing address: 743 Greene Street, Columbia SC 29204 E-mail address: mzimmer@fmc.sc.edu

Encroachment Location (Address): 614 Bull Street (west of Sims Hall)

(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: 11303-07-01

Encroachment type: Wall Fence Columns Steps Irrigation System Landscaping Driveway Pavers

Walkway/Side walk Underground Utilities other

If Other - specify: Revise existing parking spaces (3) to two handicap spaces. Replace 2 req. spaces

Dimensions (height/width/length): THIS REVISION IS SUPPORTED BY CITY OF COLUMBIA PARKING SERVICES

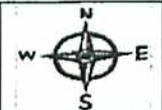
(MR. JOHN SPADE)

(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) _____

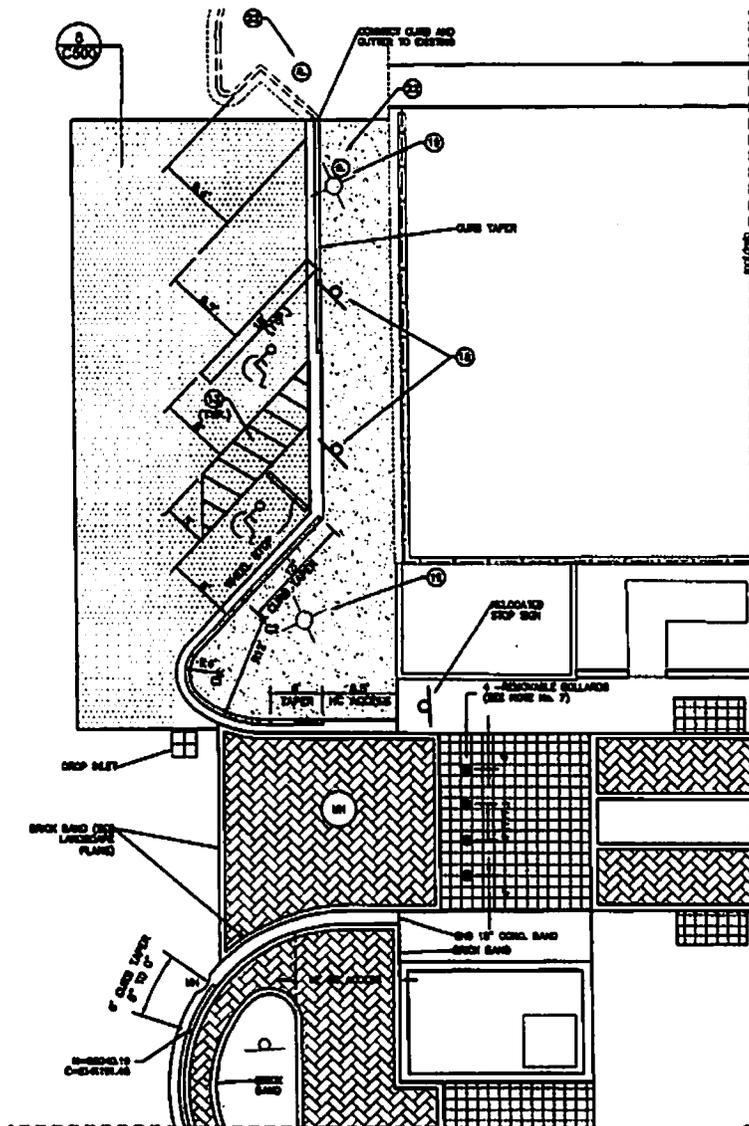
Other: _____ (or complete applicable "Encroachment type" section above)

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
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



Matter No.: 11010043
 Attorney: LEGISLA
 Date In: 1/12/2011
 File No.: 2011-0576
 Date Out: 3/8/11



SCALE: 1"=20'