

APPROVING THE GRANT OF AN EASEMENT ON A PORTION OF THE COUNTY PROPERTY IDENTIFIED BY PARCEL ID NUMBER 457-12-02-003 TO THE SOUTH CAROLINA ELECTRIC AND GAS COMPANY

WHEREAS, the South Carolina Electric and Gas Co. has requested the grant of an easement across the County's property identified above in order to provide for the installation of new transformers to serve the County's King and Queen Streets parking garage and adjacent properties, and

WHEREAS, the County Council finds that granting the easement is an appropriate public use for this property, and

WHEREAS, County Council also finds that the benefit of a more timely response for repairs to the transformers if they are placed in this location, rather than the indoor location from which they will be moved, is fair and reasonable consideration for the grant of the easement on this property,

NOW, THEREFORE, pursuant to the authority granted to the County Council for Charleston County under the Constitution, statutes, and laws of the State of South Carolina, BE IT ENACTED by the Charleston County Council, in meetings duly assembled, after three readings and a public hearing, the following ordinance:

SECTION I. FINDINGS INCORPORATED

The findings above are hereby incorporated by reference a made a part of this ordinance.

SECTION II. RIGHT OF WAY GRANTED; AUTHORITY TO EXECUTE DOCUMENTS

1. Charleston County Council hereby grants a right of way easement on a portion of the County's Property identified by Parcel ID Number 457-12-02-003 to the South Carolina Electric and Gas Company for the purpose of installing and maintaining new transformers in that location. The location of the easement shall be as shown on the attached drawing, incorporated herein by reference as Exhibit A.
2. The Chairman of Council is authorized to execute and deliver all documents and instruments necessary for the grant of this easement.

SECTION III. SEVERABILITY

If, for any reason, any part of this ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this ordinance shall remain in effect.

SECTION IV. EFFECTIVE DATE

This ordinance shall become effective immediately upon approval following third reading.

ADOPTED and APPROVED in meeting duly assembled this _____ day of _____, 2006.

ATTEST:

By: _____
Beverly T. Craven

Clerk of Council

CHARLESTON COUNTY COUNCIL

By: _____

Chairman