

AN ORDINANCE

APPROVING AND AUTHORIZING THE GRANT OF A UTILITY EASEMENT TO THE COMMISSIONERS OF PUBLIC WORKS OF THE CITY OF CHARLESTON, SOUTH CAROLINA, ON A PORTION OF COUNTY PROPERTY IDENTIFIED AS TAX MAP PARCEL NUMBER 411-13-00-004 LOCATED AT 4350 AZALEA DRIVE, NORTH CHARLESTON, SOUTH CAROLINA 29405

WHEREAS, Charleston County owns real property located 4350 Azalea Drive, North Charleston, South Carolina, 29405 further identified as TMS 411-13-00-004; and

WHEREAS, the Commissioners of Public Works of the City of Charleston, South Carolina ("CPW") requested the grant of a permanent easement containing approximately 0.687 acres / 29,906 square feet and is 15 feet in width across a portion the Properties ("the Easement") to lay, construct, locate, install, operate, maintain, inspect, repair, relocate and replace an underground water line with necessary valves, valve boxes, meters, fittings, manholes, service lines, controls, devices, equipment, fire hydrants and other usual appurtenances to provide water service to the Azalea complex as shown in Exhibit A, and according to that specific location of the Easements and scope of work shown in Exhibit B, both exhibits attached hereto and made apart hereof by reference; and

WHEREAS, CPW will pay for all costs of constructing, installing, maintaining, and repairing the Easement, as needed, and will have the right of access to and from the Properties as may be necessary for its purposes relating to the Easement; and

WHEREAS, CPW will be responsible for any damages to the Properties occurring during its use, maintenance, repair or replacement of the Easement; and

WHEREAS, Charleston County Council finds that granting the Easement is an appropriate public use for the Properties which will benefit the County and its citizens, and it consents to CPW having the Easement across and upon the Properties.

NOW, THEREFORE, BE IT ORDAINED by Charleston County Council in meeting duly assembled finds as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. EASEMENT GRANTED; AUTHORITY TO EXECUTE DOCUMENTS

A. Charleston County Council grants a permanent Easement containing approximately 0.687 acres / 29,906 square feet across a portion of the Properties to allow CPW to install and maintain utility lines and appurtenant facilities to provide water utilities.

B. CPW shall be responsible for any damages to County property occurring during its

use of the Easements, and to all persons acting on its behalf and all property which may be in or upon the Easement and Properties. All persons and property of every kind which may be in or upon the Easement and Properties shall be there at the sole risk of CPW. PW shall pay for all costs to construct, install, maintain, and repair the Easement, as needed. The location of the Easement is shown on the drawing attached as Exhibit A.

C. 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 full force and effect.

SECTION IV. EFFECTIVE DATE

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



CHARLESTON COUNTY COUNCIL

By: Herbert R. Sass, III
Herbert R. Sass, III
Chairman of County Council

ATTEST:

By: Kristen L. Salisbury
Kristen L. Salisbury
Clerk to County Council

First Reading: October 29, 2024
Second Reading: November 12, 2024
Third Reading: November 21, 2024
Public Hearing: November 21, 2024

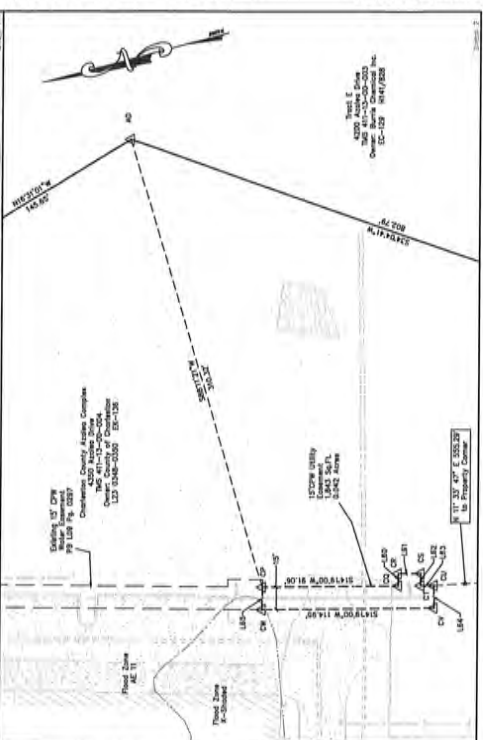
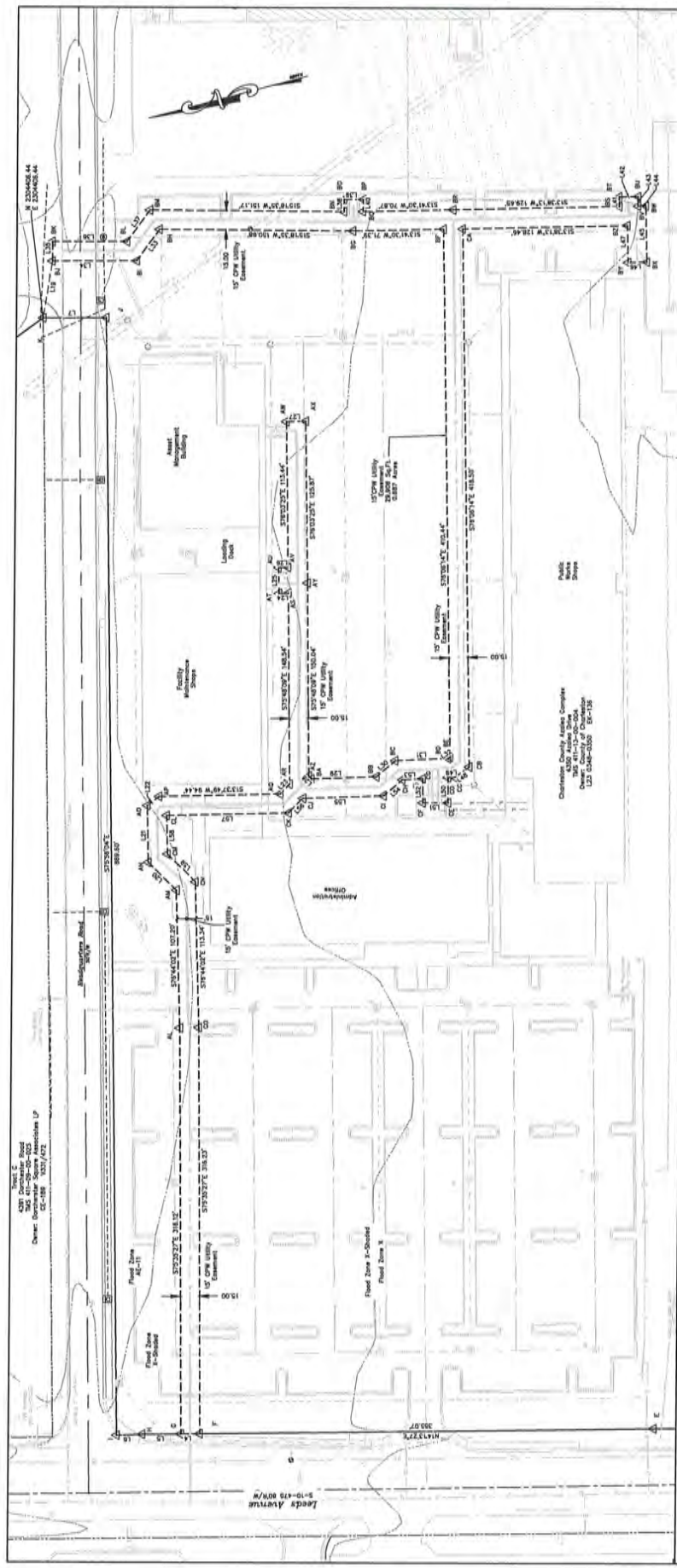
NO.	DATE	DESCRIPTION



SOUTH EASTERN
LAND SURVEYING LLC
 1029-B BARNES ROAD
 CHARLESTON SC 29401
 (843) 795-9330 WWW.SES-SC.COM

A PLAT OF A 15' UTILITY EASEMENT
PREPARED FOR THE CHARLESTON CPM
THROUGH THE PROPERTY OF CHARLESTON
TMS 41-13-00-004
LOCATED IN THE CITY OF NORTH CHARLESTON
CHARLESTON COUNTY, SOUTH CAROLINA

DATE: October 7, 2024
PROJECT: CPM
CLIENT: CPM
JOB: 24005
DWG. NUMBER: 15-004
SHEET: 2 OF 2



Note:
 1. Building areas within the defined boundary of this plat is for...
 2. Area determined by coordinate (CMT) method.
 3. The lot numbers in the attachment of this plat are...
 4. Subordinate to a deed on SC State Form 504 and 505.
 5. Record's Map 7124, dated 02/02/2024, located at 2017 2nd St, 2021.
 6. Property Parcel No. 21023-0000, Volume: 2024-0000, County No. 1027.

Legend:
 () Utility Easement
 () Flood Zone
 () Property / Boundary Line
 () Adjacent parcel line
 () Easement Line

GRAPHIC SCALE
 1 inch = 40 feet

JOHN T. BYRNE II SCPLS No. 10113

LEADS AVE
 A-1-A1-A4
 C-1-A1-A4
 C-1-A1-A4
 C-1-A1-A4

Line #	Bearing	Length
L1	S75°27'27" E	25.00
L2	S75°27'27" E	15.00
L3	S75°27'27" E	15.00
L4	S75°27'27" E	15.00
L5	S75°27'27" E	15.00
L6	S75°27'27" E	15.00
L7	S75°27'27" E	15.00
L8	S75°27'27" E	15.00
L9	S75°27'27" E	15.00
L10	S75°27'27" E	15.00
L11	S75°27'27" E	15.00
L12	S75°27'27" E	15.00
L13	S75°27'27" E	15.00
L14	S75°27'27" E	15.00
L15	S75°27'27" E	15.00
L16	S75°27'27" E	15.00
L17	S75°27'27" E	15.00
L18	S75°27'27" E	15.00
L19	S75°27'27" E	15.00
L20	S75°27'27" E	15.00
L21	S75°27'27" E	15.00
L22	S75°27'27" E	15.00
L23	S75°27'27" E	15.00
L24	S75°27'27" E	15.00
L25	S75°27'27" E	15.00
L26	S75°27'27" E	15.00
L27	S75°27'27" E	15.00
L28	S75°27'27" E	15.00
L29	S75°27'27" E	15.00
L30	S75°27'27" E	15.00
L31	S75°27'27" E	15.00
L32	S75°27'27" E	15.00
L33	S75°27'27" E	15.00
L34	S75°27'27" E	15.00
L35	S75°27'27" E	15.00
L36	S75°27'27" E	15.00
L37	S75°27'27" E	15.00
L38	S75°27'27" E	15.00
L39	S75°27'27" E	15.00
L40	S75°27'27" E	15.00
L41	S75°27'27" E	15.00
L42	S75°27'27" E	15.00
L43	S75°27'27" E	15.00
L44	S75°27'27" E	15.00
L45	S75°27'27" E	15.00
L46	S75°27'27" E	15.00
L47	S75°27'27" E	15.00
L48	S75°27'27" E	15.00
L49	S75°27'27" E	15.00
L50	S75°27'27" E	15.00

Exhibit B