

AN ORDINANCE

APPROVING THE GRANT OF AN EASEMENT ACROSS THE COUNTY PROPERTY IDENTIFIED AS 45 WINDERMERE BLVD., PARCEL ID NUMBER 421-06-00-096 TO THE CITY OF CHARLESTON

WHEREAS, the City of Charleston is planning to construct sidewalk improvements along a portion of Windermere Boulevard adjacent to the South Windermere Branch Library, and

WHEREAS, the City has requested the donation of an easement across the County=s Property at the library in order to defray the cost of construction of the sidewalk, and

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

WHEREAS, County Council also finds that it is in the best interests of the public to grant this easement to the City at no cost, and

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 an easement across the County=s Property identified as 45 Windermere Blvd., Parcel ID Number 421-06-00-096 to the City of Charleston for the purpose of constructing and maintaining a sidewalk. The location of the sidewalk 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.

