

AN ORDINANCE

APPROVING AND AUTHORIZING THE OPERATION AND MAINTENANCE OF THE WATER SYSTEM AND GRANTING A RIGHT OF WAY EASEMENT TO CHARLESTON WATER SYSTEM ON A PORTION OF COUNTY PROPERTY KNOWN AS THE CHARLESTON COUNTY DETENTION CENTER ADDITION.

WHEREAS, Charleston County installed a 6 inch water line on the east side of Charleston County property known as TMS 412-00-00-011, known as the Charleston County Detention Center Addition ("Addition"), located on Leeds Avenue and Bridgeview Drive in North Charleston, South Carolina; and

WHEREAS, the County desires to grant a right of way easement for the Addition to Commissioners of Public Works of the City of Charleston ("CPW") so it can operate and maintain the water system; and

WHEREAS, CPW has requested the grant of a 15 feet x 1,616 feet easement across a portion of the Addition in order to operate and maintain the water system; and

WHEREAS, Charleston County Council finds the easement is an appropriate public uses for this property; and

NOW, THEREFORE, be it ordained by Charleston County Council, in meetings duly assembled, 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. OWNERSHIP TRANSFERRED; EASEMENT GRANTED; AUTHORITY TO EXECUTE DOCUMENTS

A. Charleston County Council grants a 15 feet x 1,616 feet right of way easement across a portion of Charleston County's real property identified by parcel identification number 412-00-00-011 known as site of the Charleston County Detention Center Addition, located at Leeds Avenue and Bridgeview Drive in North Charleston, South Carolina, to allow CPW to operate and maintain the water system at this facility. The location of the utility easement is shown on the attached drawing, which is incorporated by reference as Exhibit A.

B. The Chairman of Council is authorized to execute and deliver all

documents and instruments necessary for the transfer of ownership of the piping system and 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.