

**AN ORDINANCE  
TO APPROVE AND AUTHORIZE THE GRANT OF AN EASEMENT TO  
CHARLESTON WATER SYSTEM ON A PORTION OF COUNTY PROPERTY,  
LOCATED AT 1344 BEES FERRY ROAD, CHARLESTON, SOUTH  
CAROLINA, IDENTIFIED AS TAX MAP PARCEL NUMBER 301-00-00-026**

WHEREAS, Charleston Water System (“CWS”) has requested the grant of an permanent utility easement of varying width for a total of 5,276 linear feet across a portion of Charleston County’s real property identified by tax map parcel identification number 301-00-00-026, located at 1344 Bees Ferry Road, in Charleston, South Carolina, hereby attached as Exhibit A; and

WHEREAS, CWS requires this easement to provide construction and maintenance of a new sewer line on the Property; and

WHEREAS, CWS will pay for all costs of constructing, maintaining, and repairing the easement, as needed; and

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

WHEREAS, Charleston County Council also finds that the easement will be a benefit to the County and other businesses in the area, and it consents to CWS having an easement across the property owned by the County; and

NOW, THEREFORE, BE IT ORDAINED by County Council of Charleston County, South Carolina 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 an easement of varying width for a total of 5,276 linear feet to CWS across a portion of Charleston County’s real property identified by parcel identification number 301-00-00-026, located at 1344 Bees Ferry Road, in Charleston, South Carolina. CWS will provide construction and maintenance of a new sewer line on the Property. CWS will be responsible for any damages to County property occurring during its use of the easement, or anyone on its behalf to include its invitees. CWS will pay for all costs of constructing, maintaining, and repairing the

easement, as needed. The location of the 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 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.

ADOPTED and APPROVED in meeting duly assembled this 7<sup>th</sup> day of January, 2016.

CHARLESTON COUNTY COUNCIL

J. Elliott Summey  
Chairman of County Council

ATTEST:  
Beverly T. Craven  
Clerk to County Council