

ORDINANCE NO. 2000-049

*Granting encroachment to Palmettos Restaurant for dining tables and chairs
along the canopy covered sidewalk adjacent to 902-F Gervais Street*

WHEREAS, Palmettos Restaurant (hereinafter "Grantee") desires to utilize a portion of the canopy covered sidewalk right of way area adjacent to its business at 902-F Gervais Street for placement of six (6) tables and twenty-four (24) chairs for outside dining during its business hours of 4:00 p.m. and 11:00 p.m., Monday through Saturday; and,

WHEREAS, it appears that the encroachment will not interfere with the use of the sidewalk or street for traffic, utility locations or other uses within the foreseeable future; NOW, THEREFORE,

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina, this 19th day of July, 2000, that Grantee is hereby granted the right to place for use during its normal business hours of 4:00 p.m. and 11:00 p.m., Monday through Friday, six (6) tables and twenty-four (24) chairs for outside dining.

ALL WORK SHALL COMPLY with the requirements of The City of Columbia and South Carolina Department of Transportation now in existence or hereafter enacted. The materials and type of finish to be used are to be approved by the City Engineer prior to installation. Any damage to the street or sidewalk caused by construction shall be repaired to the satisfaction of the City Manager. Improvements within the encroachment shall be maintained by the grantee at no cost to the City in a manner approved by the City Manager.

PROVIDED, HOWEVER, that in exercising the privileges granted under this ordinance, Grantee, its successors and assigns, will indemnify and save harmless the City from any and all claims or causes of action which may arise by reason of the construction or maintenance of the aforesaid encroachment and in the event the encroachment becomes in conflict with future municipal plans, said property shall be returned to the City by Grantee.

PROVIDED FURTHER that the evidence of public liability insurance naming the City as an insured in the minimum amount of \$500,000.00 for personal injury and property damage shall be filed annually with the City Clerk by Grantee, its successors and assigns.

BE IT FURTHER ORDAINED that Grantee, in consideration of the above privilege, shall

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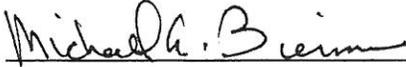
at its expense provide for protection and relocation of all utilities that might be within this area to the satisfaction of the City Manager.

Requested by:



MAYOR

Approved by:



City Manager

Approved as to form:

ATTEST:



City Attorney



City Clerk

Introduced: 7/12/2000

Final Reading: 7/19/2000

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6/14/00

FROM: PALMETTOS RESTAURANT
902-F GERVAIS STREET
COLUMBIA, S.C. 29201

MR. JIM MEGGS,

I AM WRITING TO YOU TO REQUEST ENCROACHMENT ON THE WALKWAY IN FRONT OF OUR RESTAURANT. THE SPACE IS UNDERNEATH THE OLD RAILROAD CANOPY ON LINCOLN STREET. SIX TABLES WITH FOUR CHAIRS EACH WOULD BE SPACED EVENLY IN FRONT OF THE RESTAURANT AND PULLED CLOSE TO THE BUILDING. WE ARE OPEN ONLY FOR DINNER & SERVE BETWEEN 4P.M.-11P.M. MONDAY THROUGH SATURDAY. THE TABLES ARE BLACK WROUGHT IRON AND WILL LOOK NICE WITH OUR LANDSCAPING AND FRONTAGE LAYOUT. IF YOU HAVE ANY QUESTIONS PLEASE CALL ME AT THE RESTAURANT 779-6400.

SINCERELY



JIM BEACH (MANAGING PARTNER)



