

ORDINANCE NO. 2002-019

Granting encroachment to the Five Points Merchants Association for construction, placement and maintenance of a brass plaque on Greene Street adjacent to the fountain located at the intersections of Greene Street, Harden Street and Saluda Avenue in recognition of the Friends of Five Points

WHEREAS, the Five Points Merchants Association (hereinafter "Grantee") desires to construct, place and maintain a brass plaque on the Greene Street side of the Five Points Fountain located in the median at the intersection of Greene Street, Harden Street and Saluda Avenue in recognition of the Friends of Five Points. The plaque will be approximately two (2') feet in length and three (3') feet in width and mounted on a steel bar inside the planting area; 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 21st day of August, 2002, that Grantee is hereby granted the right to construct, place and maintain a brass plaque approximately two (2') feet in length and three (3') feet in width mounted to a steel bar inside the planting area at the Greene Street side of the Five Points Fountain located in the median at the intersection of Greene Street, Harden Street and Saluda Avenue in recognition of the Friends of Five Points.

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.

PROVIDED FURTHER that the privilege granted hereby may be modified or terminated by Columbia City Council at any time without notice to the Grantee, its successors and assigns.

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STAMPED IN REC

PROVIDED FURTHER that the evidence of public liability insurance naming the City as an insured in the minimum amount of \$600,000.00 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 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:



City Attorney

ATTEST:

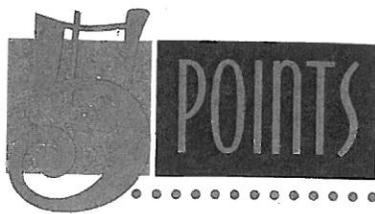


City Clerk

Introduced: 8/7/2002

Final Reading: 8/21/2002

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STAMPED IN RED



The Association

July 8, 2002

Mr. James S. Meggs
City Attorney
1737 Main Street
P.O. Box 667
Columbia, SC 29202

Dear Jim:

This is in reference to Anne Sinclair's suggestion that Dennis Hiltner and me meet with Debbie Price and Mark Cotterill to get their thoughts on how best we might recognize "Friends of Five Points" at the Fountain. This we have done and the attached drawing is a result of our cooperative efforts.

Would you please present this to City Council with an eye toward getting approval for an encroachment permit?

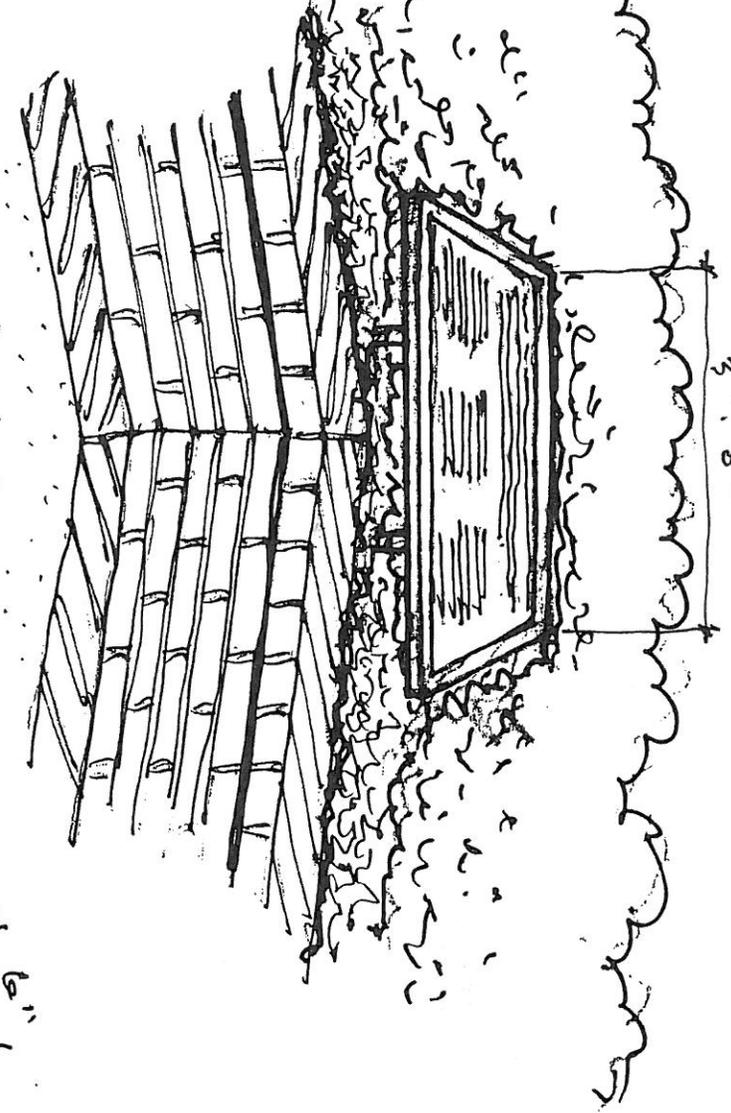
We appreciate your help.

Best regards,

Jack L. Van Loan
President Emeritus
Five Points Association

cc: Anne Sinclair





5 POINTS PLAZA

MEMORIAL PLAQUE

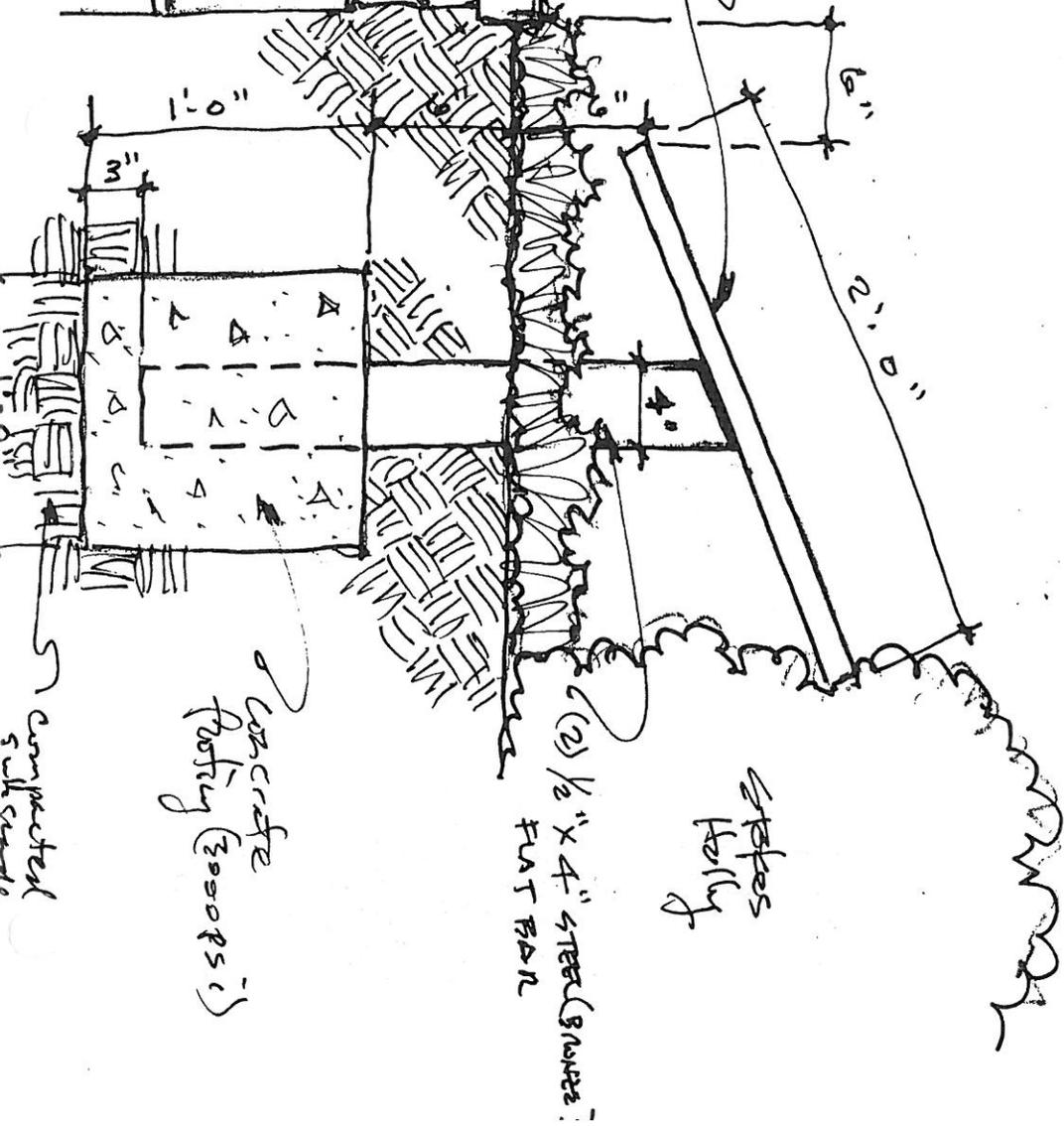
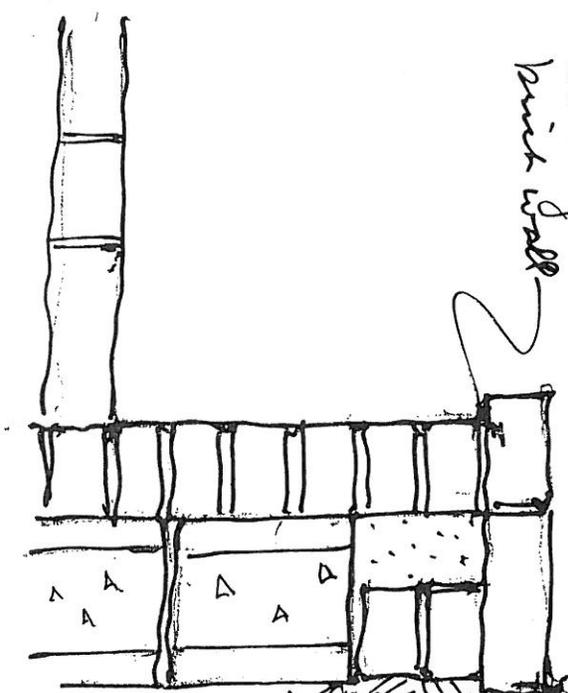
STUDY SKETCHES (NOT TO SCALE)

6.20.02

GRIMPAU. COFFMAN

Existing
brick wall

2'x3' BRANDED
PLAQUE



steps
holly

(2) 1/2" x 4" STEEL BEAMS
FLAT IRON

concrete
footing (3000 psi)

compacted
subgrade