

ORDINANCE NO. 2003-014

Granting encroachment to The Cock Pit for placement of six (6) tables with umbrellas and thirty (30) chairs for outdoor dining at 805 Harden Street

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WHEREAS, The Cock Pit (hereinafter "Grantee") desires to utilize a portion of the sidewalk right of way area immediately adjacent to its business located at 805 Harden Street for placement of six (6) tables with umbrellas and thirty (30) chairs for outdoor dining by patrons during normal business hours; 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 16th day of April, 2003, that Grantee is hereby granted the right to use a portion of the sidewalk right of way immediately adjacent to its business located at 805 Harden Street for placement of six (6) tables with umbrellas and thirty (30) chairs for outdoor dining by patrons during normal business hours.

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.

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

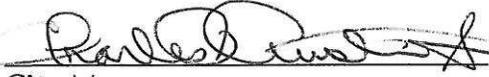
to the satisfaction of the City Manager.

Requested by:



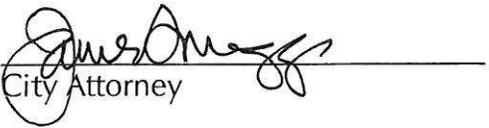
MAYOR

Approved by:



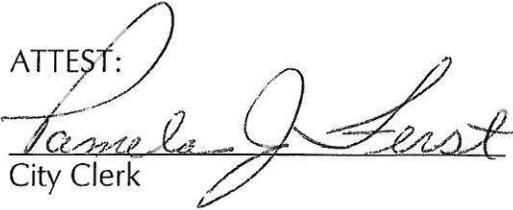
City Manager

Approved as to form:



City Attorney

ATTEST:



City Clerk

Introduced: 4/2/2003

Final Reading: 4/16/2003

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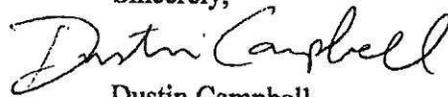
The Cock Pit

A Carolina Whiskey Bar & Deli
805 Harden St.
Columbia SC 29205
803-765-0110

To Shari Ardis:

We are writing to request a permit to allow outdoor seating for the consumption of beer, wine and food. We would like to have six-foot iron tables and thirty chairs with decorative umbrellas. This would be extremely helpful in promoting lunch and happy hour business. The Cock Pit has traditionally been a college oriented bar and we would like to attract more mature customers and build a business based on the sale of food as much as the sale of alcohol. Please notify us as soon as possible if there are any questions or if there is anything that we can do to assist the process.

Sincerely,



Dustin Campbell
Manager

P.S. Please call me and let me know that your office received this request.

