

ORDINANCE NO. 2003-057

*Granting encroachment to David M. Graves  
for installation and maintenance of a wrought iron fence, walk gate,  
drive gate, brick posts and lanterns adjacent to 719 Blanding Street*

WHEREAS, David M. Graves, (hereinafter "Grantee") desires to utilize a portion of the right of way area adjacent to his property located at 719 Blanding Street for installation and maintenance of a wrought iron fence approximately five (5') feet in height and one hundred twenty-five (125') feet in length to include a walk gate and drive gate, with ten (10) brick posts approximately seven (7') feet in height and four (4) brick posts topped with gas lanterns approximately ten (10) feet in height, as shown on the attached drawing; 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 10th day of September, 2003, that Grantee is hereby granted the right to use a portion of the right of way area adjacent to his property located at 719 Blanding Street for installation and maintenance of a wrought iron fence approximately five (5') feet in height and one hundred twenty-five (125') feet in length to include a walk gate and drive gate, with ten (10) brick posts approximately seven (7') feet in height and four (4) brick posts topped with gas lanterns approximately ten (10) feet in height, as shown on the attached drawing.

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

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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:



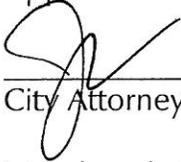
MAYOR

Approved by:



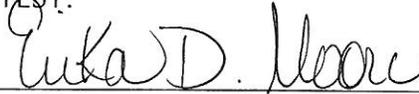
City Manager

Approved as to form:



City Attorney

ATTEST:



City Clerk

Introduced: 8/20/2003

Final Reading: 9/10/2003

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*The Graves Company, Inc.*

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Fax (803) 779-1967 • E-mail: BGRAVES798@AOL.COM  
11 Governor's Hill • P.O. Box 8656  
Columbia, SC 29202

June 16, 2003

Mr. Charles Austin  
City Manager  
City of Columbia  
Post Office Box 147  
Columbia, South Carolina 29217



Dear Mr. Austin:

We are building a new home at 719 Blanding Street. We purchased our lot from Workshop Theatre and an adjacent piece of land from the City of Columbia. When we purchased this property, we had numerous discussions with Fred Delk, of the Columbia Development Corporation, and other City of Columbia officials. Our understanding of long-term plans for this area is that the City wishes to change a 100' right-of-way to 66' with sidewalks, curb and gutter and greenway. In line with these plans, we are requesting a 10' encroachment permit on the street side of our lot. (Drawing attached) It is our desire to place a wrought iron fence with brick posts and lanterns along this encroachment (Also, see plan.). We believe that this plan will be consistent with what David Jones, our new neighbor at 715 Blanding Street, is also requesting and will provide a foundation for the City's desire for consistent development and beautification along Blanding Street.

We understand that after City approval, we must receive an encroachment permit from the State of South Carolina. Also, we understand that the height of any proposed wrought iron fence and brick posts is a zoning matter and not addressed by this encroachment request. There are no underground utilities and /or overhead right-of-way in this requested encroachment area.

Sincerely,

David M. Graves

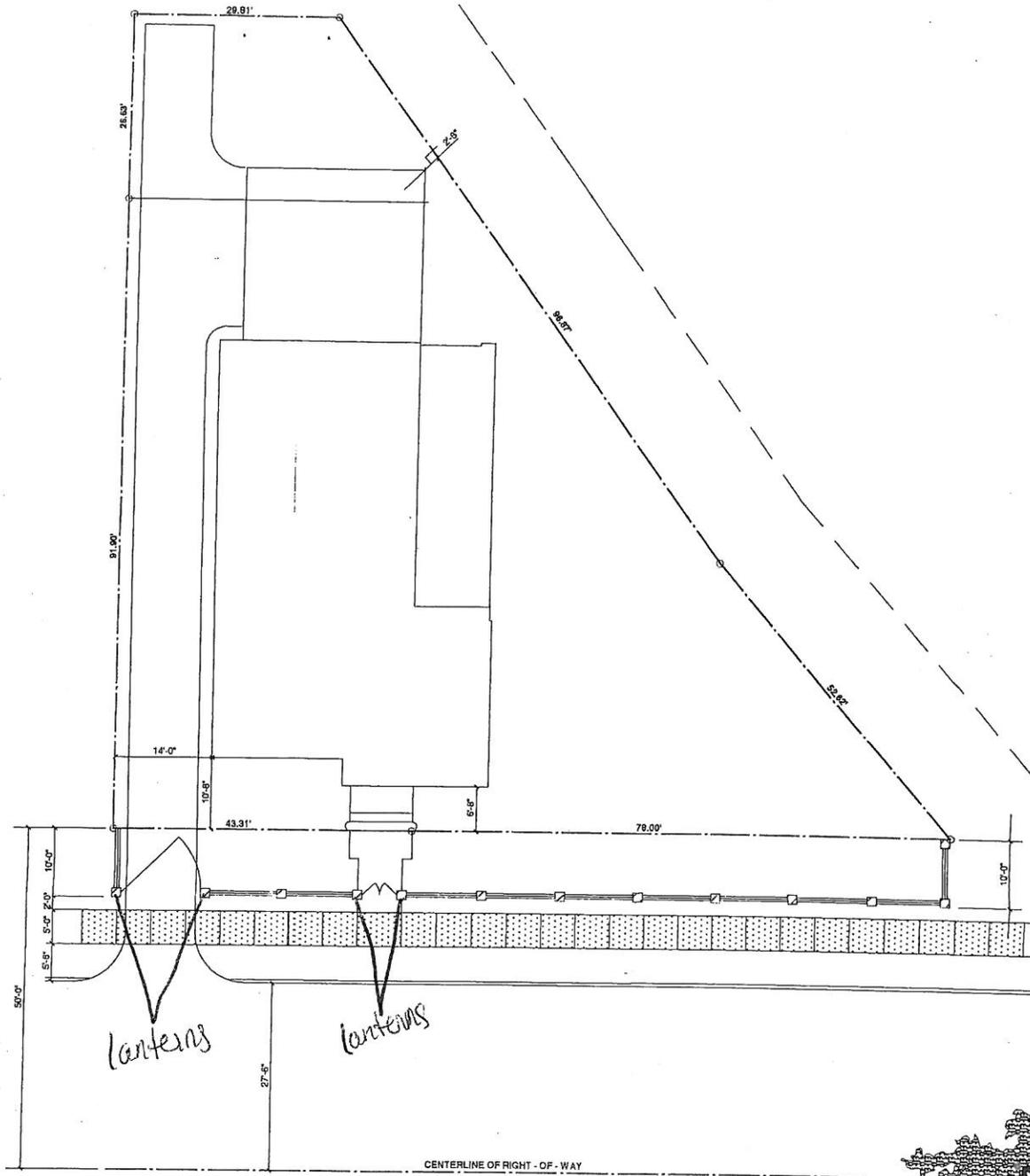
DMG/bg

Enc.

cc: Mr. Jim Meggs, City Attorney

12512  
512

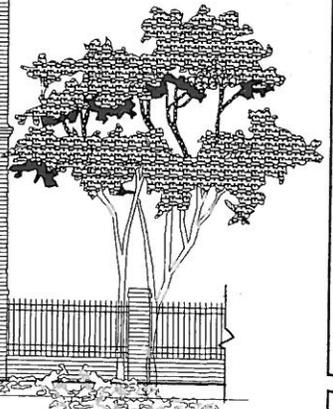
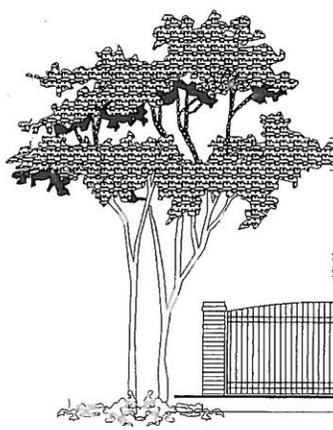
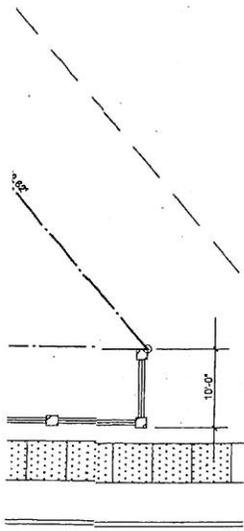
7' (10)  
10' (4)



Site Plan

Scale: 1/8" = 1'-0"





**Front Elevation**

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Scale: 1/4" = 1'-0"