

ORDINANCE 2004-023

*Approval for Transfer of water lines for fire protection for Bryan Hospital
and Morris Village to S.C. Department of Mental Health;
Richland County TMS #14400-01-01 (portion); CF #13-E-84*

WHEREAS, the South Carolina Department of Mental Health (SCDMH) has requested that the City of Columbia transfer the water lines serving Bryan Hospital and Morris Village to it to improve fire protection of the buildings on site at its cost and expense; and,

WHEREAS, the water lines only serve these facilities and are not necessary to the City's overall water system; and,

WHEREAS, the property owned by the State of South Carolina, its departments or agencies, is contiguous to the current corporate limits of the City of Columbia; and,

WHEREAS, transferring the lines will result in substantial cost savings to SCDMH in the upgrade of its fire protection system; NOW, THEREFORE,

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina this 14th day of April, 2004 that the City Manager is hereby authorized to transfer from the City of Columbia to the **SOUTH CAROLINA DEPARTMENT OF MENTAL HEALTH**, its successors and/or assigns ownership of the water lines surrounding Bryan Hospital and Morris Village, subject to the following covenants and conditions. The said water lines are more clearly shown on the drawings attached hereto and made a part hereof as Exhibit "A".

a. The City of Columbia shall have the perpetual right to connect to any existing or future fire hydrants located on the water system, including any replacements and upgrades thereof for purposes of fire suppression or for any other temporary use required by the City of Columbia.

b. SCDMH shall operate and maintain the water lines in full compliance with all federal, state and local laws, ordinances, rules and/or regulations.

c. In the event deficiencies in the fire suppression system are noted by the City of Columbia or any other jurisdiction or entity, SCDMH shall cause the deficiencies to be corrected, at its cost and expense, within thirty (30) days after the mailing of written notice

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of the same, and failure of SCDMH to correct the same will result in title to the water lines reverting to the City of Columbia, its successors and assigns, along with full rights of ingress and egress.

d. The transfer will not be made until such time as the water service contract as proposed by the City of Columbia has been signed and delivered to the City of Columbia by the South Carolina Department of Mental Health.

Said drawings also being on file in the Department of Engineering under file reference #13-E-84.

Requested by:

Engineering _____



Mayor

Approved by:



City Manager

Approved as to form:



City Attorney

ATTEST:



City Clerk

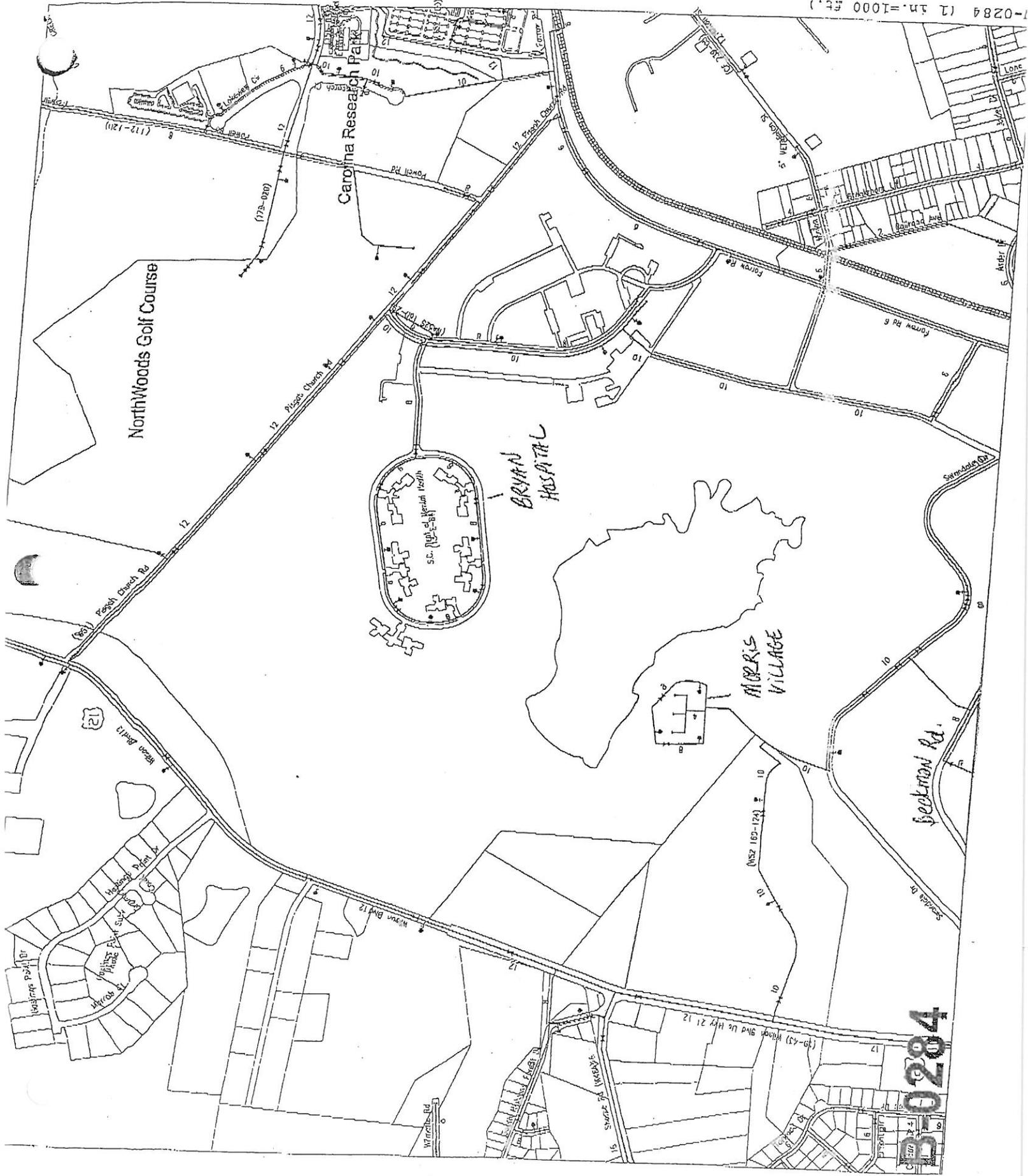
Introduced: 4/7/2004

Final Reading: 4/14/2004

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CF# 13-E-84

1-0284 (2 in. = 1000 ft.)



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