ORDINANCE NO.: 2005-002

Granting encroachment to Central Midlands Regional Transit Authority for installation and maintenance of bus stop signs, concrete slabs, benches and shelters

WHEREAS, the Central Midlands Regional Transit Authority (hereinafter "Grantee") desires to utilize a portion of the right of way areas for installation and maintenance of bus stop signs, concrete slabs, benches and shelters in order to meet the Bus Stop Guidelines and Standards and Americans with Disabilities Act for bus stop locations within the corporate limits of the City of Columbia as are depicted in "Exhibit A, Current Bus Stops By Route in the CMRTA System". The Central Midlands Regional Transit Authority map, proposed sign and Exhibit "A", are incorporated herein by reference and are on file with the City Clerk's Office; 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,

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STAMPED IN REC

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina, this 26th day of January, 2005, that Grantee, its successors and assigns, is hereby granted the right to use a portion of the right of way areas within the corporate limits of the City for installation and maintenance of bus stop signs, concrete slabs, benches and shelters in order to meet the Bus Stop Guidelines and Standards and American with Disabilities Act as depicted in "Exhibit A, Current Bus Stops By Route in the CMRTA System". The Central Midlands Regional Transit Authority map, proposed sign and Exhibit "A" are incorporated herein by reference and are on file with the City Clerk's Office.

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 a certificate of insurance be issued as evidence of general liability insurance with at least the minimum amount of $600,000.00 for personal injury and

property damage and naming the City as an insured, be provided to and 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

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Approved as to form:

City Attorney

ATTEST:

City Clerk

Introduced: 1/19/2005
Final Reading: 1/26/2005

1347

(803)255-7100

Shari Ardis 05-002

Central Midlands RTA
regional transit authority

November 22, 2004

RECEIVED
NOV 22 2004
LEGAL DEPARTMENT

Mr. Charles P. Austin, Sr.
Columbia City Manager
P.O. Box 147
Columbia, South Carolina 29202

Dear Chief Austin:

This letter is intended to serve as the Central Midlands Regional Transit Authority's (CMRTA) formal request for a Blanket Encroachment for replacement and on-going maintenance of a uniform bus stop signage system. The uniform signage system will be located within the incorporated areas of the City of Columbia and throughout the entire public transit service area. As you know, public transit stops are currently poorly and inconsistently marked throughout the City. The CMRTA proposes to install uniform signs, and sign posts in the public right-of-way along each of the transit system's current and future routes.

The CMRTA Board of Directors has adopted a set of comprehensive Bus Stop Guidelines and Standards that meet the requirements of the Americans with Disabilities Act (ADA) and that are programmed for implementation in five (5) phases. By applying for the Blanket Encroachment, CMRTA is requesting authorization to proceed with the first phase of the program which calls for the acquisition and installation of uniform bus stop identification signs. The CMRTA desires to implement Phase 1 as soon as possible with a projected completion date of May 1, 2005.

The Phase 1 work includes the removal and/or eradication of existing bus stop signage throughout the system and replacement with the CMRTA's standard, uniform bus stop signs and sign posts. Those activities will include the painting over of the yellow stenciled signage on SCE&G utility poles; the removal and disposal of the yellow and black painted concrete and wooden, 4" X 4" posts; and removal and disposal of the white-on-blue and red-on-white aluminum signs currently affixed to stand-alone poles, shelters and benches.

The CMRTA has provided copies of the Bus Stop Guidelines and Standards document, route by route listings of the locations proposed for new signage, and full size mock-ups of the actual bus stop sign for review by the City's Planning and Zoning staffs. In addition, CMRTA staff have met with the City's Planning Director and Zoning Administrator to review the proposed signage program and discuss the process required to move forward with implementation.

Post Office Box 214
Columbia, SC 29202

www.goCMRTA.com
CUSTOMER SERVICE
255-7100

PH | 803 255-7133
FAX | 803 255-7113

Enclosed you will find a copy of the CMRTA's Bus Stop Guidelines and standards, a mock-up illustration of the uniform sign design in actual size; a listing of the locations for installation of the new signs; a copy of the sign and signpost specifications; and a map depicting the locations of existing stops within the transit service area.

The CMRTA is committed to the provision of accessible, reliable, safe and convenient public transit services to the citizens of the Midlands. Implementation of the uniform public transit stop signage program will provide existing and future transit service users with readily accessible and easily recognizable information on how to access the system.

It is our understanding that the blanket encroachment permit process requires action of City Council and we stand ready to brief the Council on the program at their earliest convenience.

Please note that the CMRTA has initiated the encroachment permit process with the SC Department of Transportation (SCDOT) and a meeting has been held with the District Engineer regarding our proposed bus stop sign program. The SCDOT staff has indicated that the CMRTA program is consistent with their guidelines.

If you have any questions or need any additional information at this time, please don't hesitate to contact me. I can be reached by telephone at (803) 255-7133 or by email at mitzij@goCMRTA.com .

Sincerely,

Mitzi Javers

Mitzi Javers
Executive Director

cc: Shari Ardis, Legal Department, City of Columbia
CMRTA Chairman, Butch Spires
Dana Turner, Assistant City Manager
Marc Mylott, Zoning Administrator
Chip Land, Planning Director
Frannie Heizer, CMRTA Legal Counsel

Chief:
Please note that the materials and documents listed above have been provided directly to Chip Land, Shari Ardis and Mark Mylott.
Mitzi