

ORDINANCE NO. 2006-055

*Granting encroachment to David R. Kingery and Michele D. Kingery
for a installation and maintenance of a carport, driveway, brick columns and wall
within the right of way of the 600 block of Queen Street adjacent to 2425 Blossom Street*

WHEREAS, David R. Kingery and Michele D. Kingery (hereinafter "Grantee") desire to utilize a portion of the right of way area of the 600 block of Queen Street adjacent to their property at 2425 Blossom Street for installation and maintenance of a carport, driveway, brick columns and wall as shown on the attached plat; 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, WHEREFORE,

BE IT ORDAINED by the Mayor and City Council of the City of Columbia, South Carolina, this 19th day of July, 2006, that Grantee, their successors and assigns, is hereby granted the right to use a portion of the right of way area of the 600 block of Queen Street adjacent to their property at 2425 Blossom Street for installation and maintenance of a carport, driveway, brick columns and wall as shown on the attached plat.

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.

ORIGINAL
STAMPED IN RED

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:



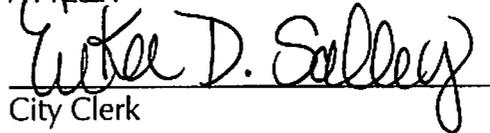
City Manager

Approved as to form:



City Attorney

ATTEST:



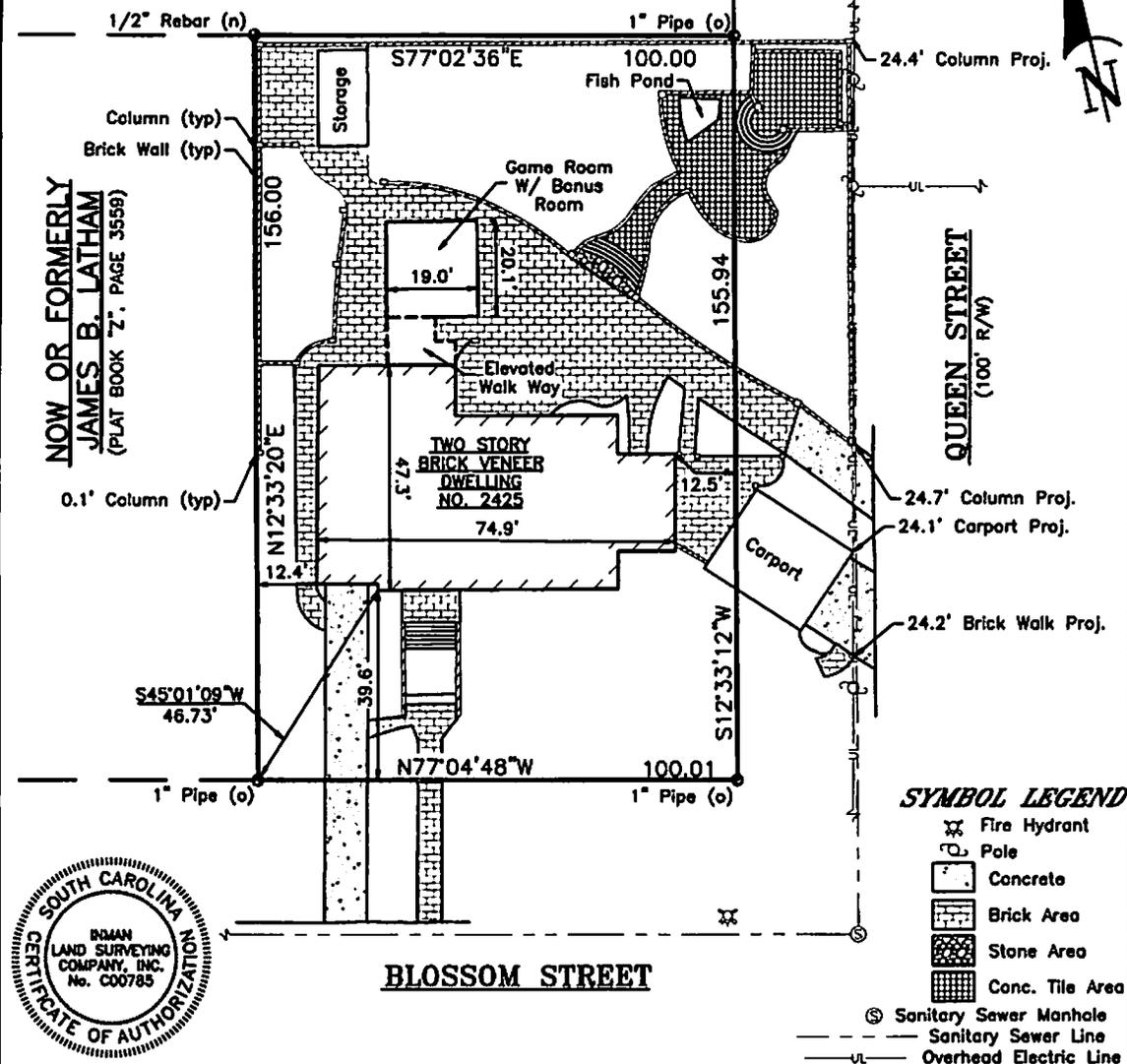
City Clerk

Introduced: 7/12/2006
Final Reading: 7/19/2006

ORIGINAL
STAMPED IN RED

Matter No.: 010105193
 Attorney: SPINALE
 Date In: 12/30/2006
 File No.: 206-055
 Date Out: 1/3/07

**NOW OR FORMERLY
 611 QUEEN STREET
 HOLDINGS, LLC**
 (RECORD BOOK 1183-1144)

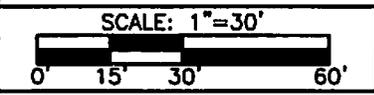


PLAT PREPARED FOR:
DAVID R. KINGERY & MICHELE D. KINGERY
 RICHLAND COUNTY, COLUMBIA, SOUTH CAROLINA

I HEREBY CERTIFY THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF, THE SURVEY SHOWN HEREIN WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS "B" SURVEY AS SPECIFIED THEREIN; ALSO THERE ARE NO VISIBLE ENCROACHMENTS OR PROJECTIONS OTHER THAN SHOWN.

DATE: JUNE 27, 2006

PROJECT NO.: G06068



TOTAL AREA = 0.38 ACRE
 RATIO OF PRECISION = 1/10,000
 AREA BY COORDINATE METHOD

RICHARD P. INMAN, P.L.S. NO. 13385

REFERENCE:
 DEED BOOK 468, PAGE 858.

NOTES:
 1. THIS PROPERTY IS POSSIBLY SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD NOT SHOWN HEREON.
 2. THIS PROPERTY MIGHT HAVE UNDERGROUND UTILITIES THAT ARE NOT VISIBLE AT THE SURFACE.
 3. NO FLOOD ZONE INSPECTION AT THIS TIME.

INMAN LAND SURVEYING COMPANY, INC.
 2223 BULL STREET COLUMBIA SOUTH CAROLINA 29201
 PHONE 252-1797 FAX 252-1798