

RESOLUTION R-2005-027

**Release and Abandonment of Portions of the City's Existing
15' Sanitary Sewer EasementS Along RICHLAND COUNTY TMS#09205-02-29 & 30;
lots 45 & 46, WILLOWBROOK, PHASE III; CF#243-15**

WHEREAS, recently it was determined that the structures under construction on Lots 45 and 46 in Willowbrook, Phase III were encroaching within the City of Columbia's existing 15' sanitary sewer easements; and

WHEREAS, easements for relocation of the sanitary sewer main were conveyed to the City of Columbia by BR & J Partners, dated July 16, 2004 and recorded in the Office of the Register of Deeds for Richland County on July 19, 2004 in Record Book R-957, page 3737 and by Grimsley-Jeffcoat Partners, dated July 16, 2004 and recorded in the Office of the Register of Deeds for Richland County on July 19, 2004 in Record Book R-957, page 3740; and

WHEREAS, the new sanitary sewer main was conveyed to the City of Columbia along Lots 45 and 46, Willowbrook, Phase III by deed dated May 27, 2005 and recorded on May 27, 2005 in the office of the Register of Deeds for Richland County in Record Book R-1057, page 3288; and

WHEREAS, a request has been made for the City to release and abandon the portions of the existing 15' sanitary sewer easements along the subject properties where no active sanitary sewer mains are located and to eliminate any encroachments; NOW, THEREFORE,

BE IT RESOLVED by the Mayor and City Council this 15th day of June, 2005, for and in consideration of the sum of One (\$1.00) Dollar, each to the other paid and the granting of new easements and a sanitary sewer main to the City of Columbia, the receipt of which are hereby acknowledged, the City Manager is hereby authorized to execute a release and abandonment instrument from the City of Columbia that remises, releases and forever quitclaims unto MICHAEL E. KOZLAREK & GEORGIA K. BODKIN (owners of Lot 45) and DEBORAH ANN JOHNSON (owner of Lot 46) or the current owners of said lots, their successors, heirs and assigns, the portions of the City's existing 15' sanitary sewer easements shown on the drawings attached hereto and made a part hereof as Exhibits "A" and "B".

Said drawings also being on file in the Department of Utilities and Engineering under file reference #165-03A and #245-13.

Requested by:

Utilities & Engineering Department

Mayor

Approved by:

City Manager

Approved as to form:

City Attorney

ATTEST:

City Clerk

Introduced 6/15/2005

Final Reading 6/15/2005

ORIGINAL
STAMPED IN RED