



REQUEST FOR COUNCIL ACTION
City of Greenville, South Carolina

Agenda Item No.

11a

TO: Honorable Mayor and Members of City Council
FROM: John F. McDonough, City Manager

Ordinance/First Reading Ordinance/Second & Final Reading Resolution/First & Final Reading Information Only

AGENDA DATE REQUESTED: April 26, 2021

ORDINANCE/RESOLUTION CAPTION:

ORDINANCE TO ABANDON A PRIVATE ACCESS EASEMENT ACROSS HABITAT FOR HUMANITY'S PROPERTY AT 27 WOODFIN AVENUE

SUMMARY BACKGROUND:

The city of Greenville owned property bounded by Burns Street, Woodfin Avenue and Wilkins Street and subdivided the property into two lots in March 2019. As part of the subdivision, the City established a ten foot (10') Permanent Private Access Easement across Lot 1 for the benefit of ingress and egress to Lot 2 from Woodfin Avenue. Habitat for Humanity acquired Lot 1 from the City in January 2020 and is currently in the process of constructing a single-family residential building on the lot. The City presently owns Lot 2 and Habitat for Humanity has requested the abandonment of the access easement across its lot to accommodate the construction of their new house. Lot 2 will continue to have adequate access to Burns Street and Wilkins Street and City Engineering and Community Development has no objection to abandoning the access easement.

IMPACT IF DENIED:

The access will not be abandoned and result in encumbrance on Habitat for Humanity's property.

FINANCIAL IMPACT

None

REQUIRED SIGNATURES

Department Director Mike Murphy
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City Attorney Logan M Wells
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OMB Director _____

City Manager John McDonough
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AN ORDINANCE

TO ABANDON A PRIVATE ACCESS EASEMENT ACROSS HABITAT FOR HUMANITY’S PROPERTY AT 27 WOODFIN AVENUE

WHEREAS, the city of Greenville (the “City”) owned property bounded by Burns Street, Woodfin Avenue and Wilkins Street and subdivided the property into two lots in 2019 as recorded in plat book 1331, page 45 and shown more clearly in Exhibit A; and

WHEREAS, as part of the subdivision, the City established a ten foot (10’) Permanent Private Access Easement across Lot 1 for the benefit of ingress and egress to Lot 2 to Woodfin Avenue; and

WHEREAS, Habitat for Humanity acquired Lot 1 from the City in 2020 and the City continues to own Lot 2; and

WHEREAS, Habitat for Humanity has requested the abandonment of the access easement across Lot 1 to accommodate the construction of a new single-family residential building;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GREENVILLE, SOUTH CAROLINA that a ten foot (10’) private access easement measuring 714.588 square feet (0.0164 acre) which is identified more particularly on Exhibit A, which is attached hereto and incorporated herein, shall be abandoned. The City Manager is herewith authorized to execute such documents as are reasonable to implement the purposes of this Ordinance.

DONE, RATIFIED AND PASSED THIS THE _____ DAY OF _____, 2021.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

REVIEWED:

CITY MANAGER

