



REQUEST FOR COUNCIL ACTION

City of Greenville, South Carolina

Agenda Item No.

15a

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: January 23, 2023

ORDINANCE/RESOLUTION CAPTION:

ORDINANCE TO ANNEX APPROXIMATELY 3.14 ACRES OF REAL PROPERTY AND 0.48 ACRE OF ADJACENT RIGHT-OF-WAY LOCATED AT 150 EXECUTIVE CENTER DRIVE, AND TO PROVIDE THE ZONING DESIGNATION OF C-3, REGIONAL COMMERCIAL DISTRICT (TAX MAP NUMBER 0547020103500) (AX-2-2023)

SUMMARY BACKGROUND:

Jonathan Jacobs, on behalf of Park 37 Owner LLC, the owner of the subject property, applied for annexation of real property consisting of approximately 3.14 acres of real property and 0.48 acre of right-of-way located at 150 Executive Center Drive (Tax Map Number 0547020103500), together comprising approximately 3.63 acres to be annexed (collectively, the "Property"), and further applied for rezoning of the Property from county zoning designation S-1, Services district, to city zoning designation of C-3, Regional commercial district.

The City Planning Commission, pursuant to public notice, will hold a special called public hearing on January 25, 2023, to consider the annexation and proposed rezoning for a recommendation to City Council.

Planning Staff Recommendation: Approve

Planning Commission Recommendation: Public Hearing to be held on January 25, 2023

IMPACT IF DENIED:

The Property will not be annexed and rezoned.

FINANCIAL IMPACT:

The Property annexed by this Ordinance shall be subject to the intergovernmental agreements with the Wade Hampton Fire District and Metropolitan Sewer Subdistrict dba MetroConnects according to their respective terms while they are in effect.

REQUIRED SIGNATURES

Department Director

DocuSigned by:

Shannon Larrin

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City Attorney

DocuSigned by:

Wigh Padetti

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DocuSigned by:

OMB Director

City Manager

John McDonough

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A N O R D I N A N C E

TO ANNEX APPROXIMATELY 3.14 ACRES OF REAL PROPERTY AND 0.48 ACRE OF ADJACENT RIGHT-OF-WAY LOCATED AT 150 EXECUTIVE CENTER DRIVE, AND TO PROVIDE THE ZONING DESIGNATION OF C-3, REGIONAL COMMERCIAL DISTRICT (TAX MAP NUMBER 0547020103500) (AX-2-2023)

WHEREAS, Jonathan Jacobs, on behalf of Park 37 Owner LLC, the owner of the subject property, applied for annexation of real property consisting of approximately 3.14 acres of real property and 0.48 acre of right-of-way located at 150 Executive Center Drive (Tax Map Number 0547020103500), together comprising approximately 3.63 acres to be annexed (collectively, the "Property"), and further applied for rezoning of the Property from county zoning designation S-1, Services district, to city zoning designation of C-3, Regional commercial district; and

WHEREAS, the City Planning Commission, pursuant to public notice, will hold a special called public hearing on January 25, 2023, to consider the annexation and proposed rezoning for a recommendation to City Council; and

WHEREAS, City Council has reviewed the application of the owner's agent and the staff recommendation and has found the proposed zoning designation of C-3, Regional commercial district, to be compatible with the City's Comprehensive Development Plan; and

WHEREAS, City Council has determined that annexation of the Property would promote the City's policy of planned growth and development;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GREENVILLE, SOUTH CAROLINA, the Property shall be annexed into the corporate limits of the city of Greenville. The Property is identified more particularly on the attached Exhibits A, B, and C, providing the annexation map, property description for Tax Map Number 0547020103500 and adjacent right-of-way, and the recorded plat by the Greenville County Register of Deeds, respectively. The annexed Property is provided the zoning designation of C-3, Regional commercial district, and shall be included in City Council District 4. The GVL2040 Comprehensive Plan Future Land Use Map shall also be amended to include the Property as Community Mixed-use.

Upon annexation, the Property shall become subject to the City's jurisdiction for the rendition of all municipal services, and all official maps regarding flood and storm water control shall be amended to include the property in such manner as the City Engineer determines to be in compliance with the criteria set forth in the City's Flood Plan Management Regulations, as from time to time amended.

The Property annexed by this Ordinance shall be subject to the intergovernmental agreements with the Wade Hampton Fire District and Metropolitan Sewer Subdistrict dba MetroConnects according to their respective terms while they are in effect.

This Ordinance shall take effect upon second and final reading and shall be effective for the 2023 tax year.

DONE, RATIFIED AND PASSED THIS THE ____ DAY OF _____, 2023.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM

CITY ATTORNEY

REVIEWED

CITY MANAGER

EXHIBIT A

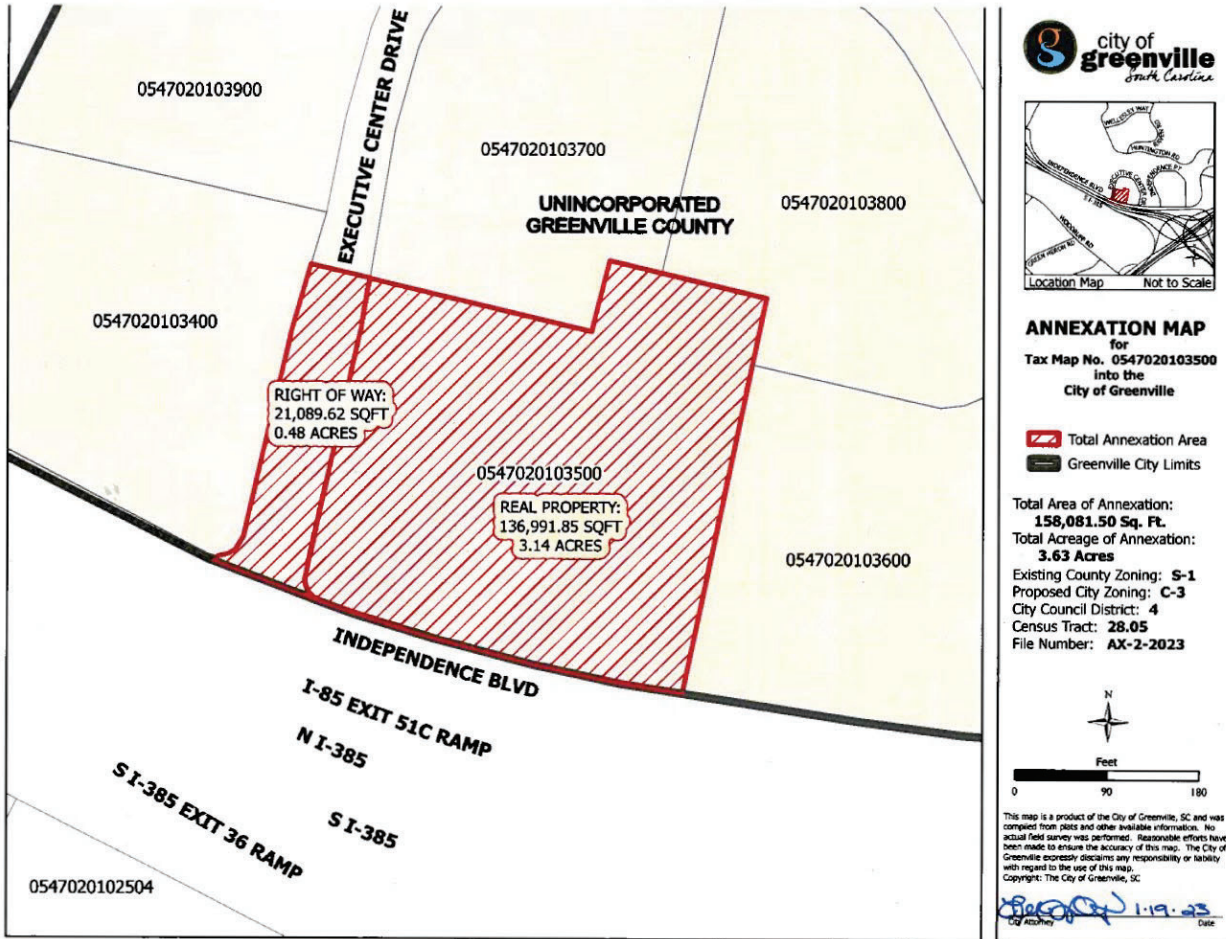


EXHIBIT B**Property Description****PARCEL 2: 150 EXECUTIVE CENTER DRIVE, GREENVILLE, SC 29615 - ANDERSON BUILDING**

Being a portion of Lot 2 of Koger Executive Center as recorded in Plat Book 5-D, Page 75, in the RMC Office for Greenville County, South Carolina, being more particularly described as follows: Beginning at the Northwest corner of said Lot 2, said point being on the easterly right of way line of the most westerly part of Executive Center Drive (variable r/w), all as shown on said plat; thence along the northerly boundary of said Lot 2, the following three (3) courses and distances: (1) S. 79-45-00 E., 223.00 feet; (2) N. 10-15-00 E. 74.00 feet; and (3) S. 79-45-00 E., 161.00 feet to the Northeast corner of said Lot 2; thence along the easterly boundary of said Lot 2, S. 10-15-00 W., 408.37 feet to a point on the northerly right of way line of the northerly Frontage Road of Interstate No. 385 (variable r/w); thence along said right of way line the following four (4) courses and distances: (1) N. 83-57-00 W., 86.33 feet; (2) N. 79-20-00 W. 99.57 feet; (3) N. 76-08-00 W., 99.60 feet; and (4) N. 73-05-00 W., 80 feet to a point on the easterly right of way line of the most westerly part of Executive Center Drive; thence along the said right of way line the following three (3) courses and distances: (1) N. 27-21-21- W., 26.43 feet; (2) N. 10-15-00 E., 285.49 feet; and (3) N. 00-25-41 W., 17.00 feet to the Point of Beginning.

Also easements for access and parking granted in that certain Declaration of Reciprocal Access and Parking Easements by Koger Equity, Inc., dated December 21, 2001, recorded in Book 1977, Page 739.

Being the same property conveyed by deed dated November 17, 2016, from Terra ParkGreen, LLC, a Delaware limited liability company, to Two Greenville Park, LP, a Texas limited partnership, recorded November 18, 2016 in the RMC Office for Greenville County, South Carolina in Deed Book 2500, Page 4023-4039 and in Deed Book 2500, Page 4040-4051.

Tax Map # 0547.02-01-035.00

Property Description for Right-of-Way

To include the 0.48 acre of Executive Center Drive right-of-way as shown within the associated Annexation Map exhibit.

