



REQUEST FOR COUNCIL ACTION

City of Greenville, South Carolina

TO: Honorable Mayor and Members of City Council
FROM: Nancy P. Whitworth, Interim City Manager

Agenda Item No.

15d

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

AGENDA DATE REQUESTED: January 14, 2019

ORDINANCE/RESOLUTION CAPTION:
 TO ABANDON QUESTOVER DRIVE (AB-6-2018)

SUMMARY BACKGROUND:

Questover Drive is an unimproved right of way within Verdae that was established in 1955 with the Questover Subdivision as recorded in Plat Book W page 106. The Questover Subdivision was never developed and neither the City nor Verdae has plans to construct the road as originally planned. As part of a land swap agreement with Hollingsworth Funds, Inc. and Salters Road Venture, LLC, the City is proposing to abandon Questover Drive to accommodate current and future development within Verdae as well as to secure right of way needed for the City's proposed Salters Road Realignment Project. As currently outlined in the letter of intent for the land swap, the City will abandon approximately 1.07 acres of right of way to Hollingsworth Funds and approximately 0.58 acre to Salters Road Venture, LLC for a proposed townhome development in exchange for 2.55 acres of property from Salters Road Venture, LLC which would be utilized for the Salters Road Realignment Project, if it is constructed at some point in the future. The abandonment of Questover Drive will not result in any changes to traffic circulation or operations of the City's street system.

IMPACT IF DENIED:

The City will miss an opportunity to secure a gratis donation of right of way for the Salters Road Realignment project thereby making the future road project more expensive and difficult to construct due to right of way acquisition and construction impacts.

FINANCIAL IMPACT

None

REQUIRED SIGNATURES

Department Director Mike Murphy
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OMB Director _____

City Attorney Michael S. Pitts
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City Manager Nancy Whitworth
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AN ORDINANCE

TO ABANDON QUESTOVER DRIVE (AB-6-2018)

WHEREAS, the city of Greenville may have rights and entitlements to Questover Drive to the extent that it is public right of way; and

WHEREAS, Questover Drive is an unimproved right of way within Verdae that was established in 1955 with the Questover Subdivision as recorded in Plat Book W page 106; and

WHEREAS, the Questover Subdivision was never developed and there is no plan to construct the road as originally planned; and

WHEREAS, as part of a land swap agreement with Hollingsworth Funds, Inc. and Salters Road Venture, LLC, the City is proposing to abandon Questover Drive to accommodate current and future development within Verdae as well as to secure a portion of the right of way needed for the City's proposed Salters Road Realignment Project which may be constructed at some point in the future; and

WHEREAS, the right of way abandonment will not result in any changes to traffic circulation or operations of the City's street system; and

WHEREAS, pursuant to properly published notice, a public hearing was held before City Council on Monday, January 14, 2019, at which time Council provided the opportunity to hear from the public regarding the proposed abandonment;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GREENVILLE, SOUTH CAROLINA, Questover Drive, which is highlighted in red and identified more particularly on a survey entitled "Questover Drive Right Of Way Abandonment Plat For The City Of Greenville" prepared by the City of Greenville dated December 6, 2018, and made part hereof as Exhibit A, incorporated herein by reference, shall be abandoned and closed as a public right of way. Further, the abandonment and any subsequent conveyance by way of city quitclaim deed shall be subject to a full width utility easement preserving the currently existing rights and benefits for the present providers of water, sewer, electricity, telephone, and natural gas, if any, including maintenance easements for the same utilities. The City Manager is herewith authorized to execute such documents as reasonable to implement the purposes of this Ordinance.

DONE, RATIFIED AND PASSED THIS THE _____ DAY OF _____, 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

REVIEWED:

CITY MANAGER

Exhibit A

