



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.

11c

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

AGENDA DATE REQUESTED: January 28, 2019

ORDINANCE/RESOLUTION CAPTION:

TO ABANDON AN UNIMPROVED, UNNAMED ALLEY LOCATED OFF OF EAST 5TH STREET NEAR WOODSIDE MILL AND AN UNNAMED ALLEY LOCATED OFF OF 3RD STREET NEAR WOODSIDE MILL (AB-4-2018)

SUMMARY BACKGROUND:

As part of annexation AX-15-2017 of Woodside Mill, an unimproved, unnamed alley located off of East 5th Street and an unnamed alley located off of 3rd Street were annexed into the City's street system. Woodside Property Owner, LLC owns the properties abutting the two alleys and are requesting to abandon the two alleys as part of their proposed redevelopment plan for Woodside Mill. The proposed abandonment is highlighted in red on the attached plat. The alleys are dead-end alleys completely landlocked by the applicant's property and are not integral to the City's street system. The proposed abandonment has been reviewed by the engineering, public works, fire, police and local utilities with no objections found.

IMPACT IF DENIED:

The alleys will not be abandoned and will adversely impact the redevelopment of Woodside Mill.

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 AN UNIMPROVED, UNNAMED ALLEY LOCATED OFF OF EAST 5TH STREET NEAR WOODSIDE MILL AND AN UNNAMED ALLEY LOCATED OFF OF 3RD STREET NEAR WOODSIDE MILL (AB-4-2018)

WHEREAS, as a result of annexation AX-15-2017 of Woodside Mill, the city of Greenville may have rights and/or entitlements to an unimproved, unnamed alley located off of East 5th Street and an unnamed alley located off of 3rd Street; and

WHEREAS, the City has received a petition from Woodside Property Owner, LLC requesting an abandonment of the two alleys as part of their proposed redevelopment plan for Woodside Mill; and

WHEREAS, the alleys are dead-end alleys completely landlocked by the applicant’s property and are not integral to the City’s street system; and

WHEREAS, the right of way will be abandoned and combined with the applicant’s properties identified as Tax Map Number 122-3-1 and Tax Map Number 122-6-11, respectively; 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, an unimproved, unnamed alley located off of East 5th Street which is highlighted in red and identified more particularly on Exhibit A as "Area to be Abandoned" and an unnamed alley located off of 3rd Street, which is highlighted in red and identified more particularly on Exhibit A as "Public Alley D.B. 463-23 (Area to be Abandoned)", 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

