

**SPECIAL MEETING OF FLORENCE CITY COUNCIL**

**MONDAY, MARCH 1, 2009 - 5:30 P.M.**

**CITY-COUNTY COMPLEX, CITY COUNCIL CHAMBERS, ROOM 604**

**FLORENCE, SOUTH CAROLINA**

**AGENDA**

**I. CALL TO ORDER**

**II. INVOCATION**

*Pledge of Allegiance to the American Flag*

**III. INTRODUCTION OF ORDINANCES**

**a. Bill No. 2010-03 – First Reading**

*An Ordinance authorizing the conveyance of a portion of the parcel designated as Tax Map Parcel 90168-02-038 in the records of the Florence County Tax Assessor to the County of Florence as additional property to be used in the development of a new Florence County Museum.*

**IV. ADJOURN**

## **FLORENCE CITY COUNCIL MEETING**

**DATE:** March 1, 2010  
**AGENDA ITEM:** Ordinance - First Reading  
**DEPARTMENT/DIVISION:** Mayor

### **I. ISSUE UNDER CONSIDERATION**

The Mayor has received a request relating to downtown property owned by the City. The request relates to the museum project at the corner of Dargan and Cheves. In 2009, council approved and sold a parcel of land to the County described on Exhibit A hereto for use in the development of a new museum building downtown. The city has now been asked to convey an additional 75' wide strip of land running back from Cheves to the back boundary of the parcel. To convey this land, council must authorize the conveyance by ordinance.

### **II. CURRENT STATUS/PREVIOUS ACTION TAKEN**

No action has been taken on this ordinance.

### **III. POINTS TO CONSIDER**

Section 5-7-260(6) of the South Carolina Code of Laws and Section 2-26(8) of the Code of Ordinances for the City of Florence provides, in pertinent part, that property owned by the City can be conveyed only after approval by ordinance.

If Council decides it is in the City's best interest to convey the subject property, the proposed ordinance should be completed and Council should consider it on first reading.

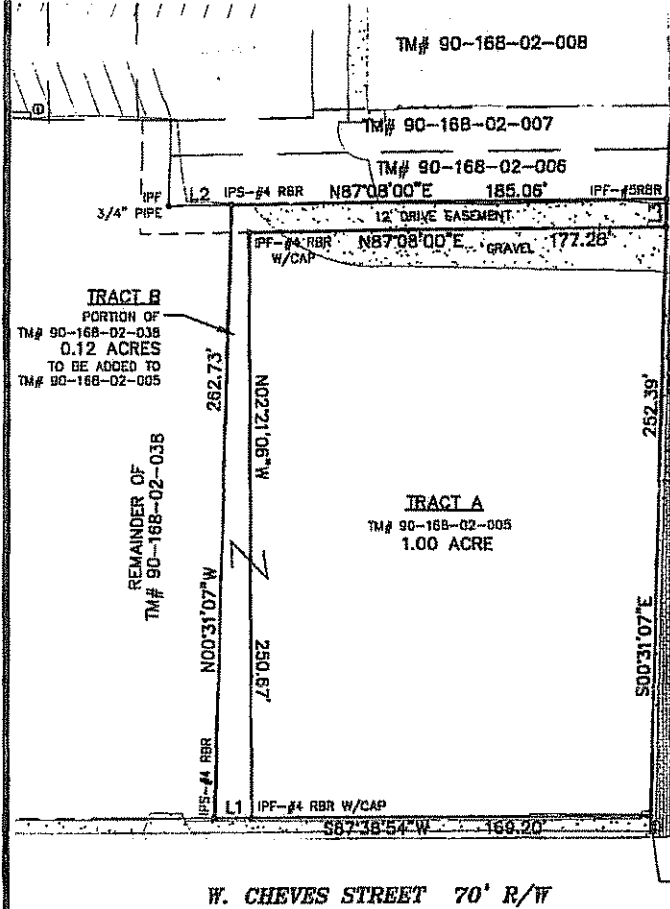
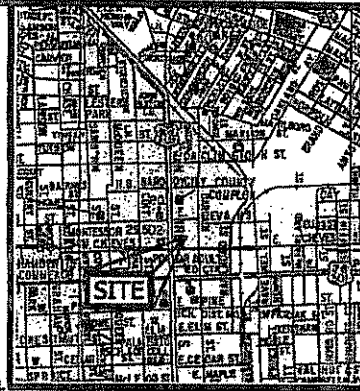
### **IV. STAFF RECOMMENDATION**

Staff stands ready to proceed in accordance with council's wishes.

### **V. ATTACHMENTS**

1. Exhibit A showing the original tract conveyed.
2. Copy of the proposed ordinance drafted with a description of the strip of land requested.

CITY OF FLORENCE PLANNING DEPARTMENT  
 Hereby certifies that this plat is approved on  
 the 26<sup>th</sup> day of March, 2009  
 CITY PLANNER Kendra Collier



**LOCATION MAP**

THIS PROPERTY DESIGNATED AS  
 MAP 90168 BLOCK 02 PARCEL 039  
 IN FLORENCE COUNTY TAX MAPS Part of  
 SPLIT FROM 90168-02-038  
 FLORENCE COUNTY TAX ASSESSOR  
 OWNERSHIP CHANGES  
 SUBJECT TO RECORDING

2008 APR - 3 PM 1:15  
 F.L.I.  
 FLORENCE COUNTY S.C.

LINE TABLE		
LINE	LENGTH	BEARING
L1	15.80	S87°38'54\"/>
L2	26.45	S87°08'00\"/>
L3	12.00	S00°31'06\"/>

CITY OF FLORENCE  
 FLORENCE COUNTY  
 SOUTH CAROLINA

**PLAT**

OF 2 TRACTS LOCATED IN THE CITY OF FLORENCE, FLORENCE COUNTY, SOUTH CAROLINA,  
 TRACT A- BEING THAT PROPERTY SHOWN AS "PARCEL 1" ON A PLAT FOR FLORENCE CENTER,  
 LLC, DATED NOV. 13, 2003, RECORDED IN PLAT BOOK 83, PG. 18. TRACT B- BEING A  
 PORTION OF THAT PROPERTY SHOWN ON A PLAT FOR CITY CENTER LLC, DATED MARCH 1,  
 2004, RECORDED IN PLAT BOOK 84, PAGE 289. SURVEYED FOR:

**CITY OF FLORENCE**

95-214

DATE: MARCH 12, 2009 JOB NO: 07603C FLD BK: 247 PAGE: 38 REF JOB NO: TM#: 90-168-02-005

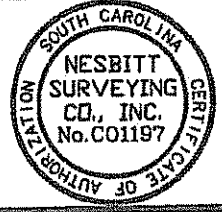
I HEREBY STATE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMAL STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS "A" SURVEY AS SPECIFIED THEREIN, ALSO THERE ARE NO ENCROACHMENTS, PROJECTIONS, OR SETBACKS AFFECTING THE PROPERTY OTHER THAN THOSE SHOWN. ALSO I HAVE CONSULTED THE FEDERAL INSURANCE ADMINISTRATION FLOOD HAZARD MAP 45041C0135D, EFFECTIVE DATE DEC. 16, 2004 AND FOUND THE SUBJECT PROPERTY TO NOT BE IN A FLOOD ZONE.  
 NOTE: THIS PROPERTY IS SUBJECT OF ANY AND ALL RIGHTS-OF-WAY, EASEMENTS, COVENANTS AND RESTRICTIONS, RECORDED OR UNRECORDED, THAT MAY APPLY, UNLESS NOTED HEREON THIS MAP DOES NOT ADDRESS ENVIRONMENTAL CONCERNS OR SUBSURFACE INVESTIGATION.



**NESBITT SURVEYING CO., INC.**  
 4340 ALLIGATOR ROAD  
 U.S. HIGHWAY 76 & ALLIGATOR ROAD  
 TIMMONSVILLE, S.C. 29161  
 PHONE (843) 346-3302  
 email davidn@nesbittsurveying.com



*David Nesbitt*  
 DAVID A. NESBITT RLS NO 7623



## ORDINANCE NO. 2010-\_\_\_\_\_

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A PORTION OF THE PARCEL DESIGNATED AS TAX MAP PARCEL 90168-02-038 IN THE RECORDS OF THE FLORENCE COUNTY TAX ASSESSOR TO THE COUNTY OF FLORENCE AS ADDITIONAL PROPERTY TO BE USED IN THE DEVELOPMENT OF A NEW FLORENCE COUNTY MUSEUM.**

**WHEREAS**, after due consideration, the City previously concluded that it was in the public's best interest that the parcels of land more particularly described on Exhibit "A" attached hereto and incorporated herein by reference be conveyed to the County of Florence for the development and maintenance of a new Florence County Museum, said property having been conveyed to the County by deed dated March 27, 2009 and recorded in the office of the Clerk of Court for Florence County on April 3, 2009 in Deed Book B238 at page 1665; and

**WHEREAS**, the City has received a request from the County for an additional 75' of frontage on Cheves Street as described on Exhibit "B" hereto for the Museum Project; and

**WHEREAS**, the City has determined that it is in the best interest of the City and its citizens that it convey control of the property described herein to the said Florence County in the fashion described below to benefit the museum and to encourage appropriate economic development of the downtown area ;

**NOW, THEREFORE**, be it ordained by the City Council of the City of Florence in meeting duly assembled and by the authority thereof:

1. That, pursuant to §5-7-260(6) of the South Carolina Code of Laws, as amended, and §2-26(8) of the Code of Ordinances of the City of Florence, the City Manager of the City of Florence is hereby authorized to execute and deliver an appropriate deed and such other documents as may be necessary to convey the above described property to the County of Florence, said conveyance to be subject to the same restrictions contained in the deed to the County described above.

2. This Ordinance shall become effective immediately upon its approval and adoption by the City Council of the City of Florence, South Carolina.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.**

\_\_\_\_\_  
STEPHEN J. WUKELA  
Mayor

**Approved as to form:**

**Attest:**

\_\_\_\_\_  
JAMES W. PETERSON, JR.  
City Attorney

\_\_\_\_\_  
DIANNE M. ROWAN  
Municipal Clerk