PUBLIC WORKS AND UTILITIES COMMITTEE
AGENDA

There will be a meeting of the Public Works and Utilities Committee on Monday, February 22, 2021 to begin at 3:30 pm. The following items will be heard via call-in number 1-929-205-6099 and access code 592 385 519:

A. Invocation

B. Approval of Public Works and Utilities Committee Minutes

December 14, 2020

January 11, 2021

January 25, 2021

February 8, 2021

C. Request to Set a Public Hearing

A Resolution to set a public hearing to close and abandon a portion of Floyd Drive, as shown on the attached survey.

D. Old Business

None

E. Acceptance and Dedication of Rights-of-Way and Easements

None
F. Temporary Encroachments Approved by The Department of Public Service (For information only)

1. **113 Integrity Ln.** - Installing 3 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

2. **117 Falaise St.** - Installing 4 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

3. **117 Integrity Ln.** - Installing 3 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

4. **535 Merrywood Rd.** - Installing 6ft wood fence encroaching in City drainage easement. This encroachment is temporary. **Approved January 29, 2021**

5. **1012 Harriman Ln.** - Installing 4 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

6. **1016 Harriman Ln.** - Installing 5 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

7. **1040 Harriman Ln.** - Installing 4 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

8. **1182 Elliotts Cut Dr.** - Installing 4 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

9. **1443 River Cotton Rd.** - Installing 4 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved January 29, 2021**

10. **2799 McFadden Way** - Installing 4ft aluminum fence encroaching in City drainage easement. This encroachment is temporary. **Approved January 29, 2021**

11. **525 Lesesne St.** – Installing 5 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved February 12, 2021**
12. **601 Bramblewood Ct.** - Installing 6ft wood fence encroaching in City drainage easement. This encroachment is temporary. **Approved February 12, 2021**

13. **704 Goodlet Cir.** - Installing 6ft wood fence encroaching in City drainage easement. This encroachment is temporary. **Approved February 12, 2021**

14. **1030 Striped Ln.** - Installing 4 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved February 12, 2021**

15. **1502 Charming Nancy Rd.** - Installing 8 irrigation sprinkler heads encroaching in the City right-of-way. This encroachment is temporary. **Approved February 12, 2021**

16. **2754 Sunrose Ln.** - Installing 6ft wood fence encroaching in City drainage easement. This encroachment is temporary. **Approved February 12, 2021**

**G. Public Service Department Update**

Not at this time.

**H. Stormwater Management Department Update**

1. An ordinance to amend Chapter 27, Stormwater Management and Flood Control, of the Code of the City of Charleston, to add a new Article IV to provide fill requirements for all new construction, developments, and redevelopments within the Johns Island and Church Creek Water Systems within the City of Charleston Corporate Limits (*Requested by Councilmember Harry Griffin)*


3. Review of Current Drainage Project Funding Allocations (*Requested by Councilmember Keith Waring*)

4. 2021 Small Project Allocations

**I. Update on proposed revisions to Underground District Ordinance from Undergrounding Advisory Committee**
Councilmember Keith Waring, Chairperson

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL (American Sign Language) Interpretation or other accommodation please contact Janet Schumacher at (843) 577-1389 or email to schumacherj@charleston-sc.gov three business days prior to the meeting.
A RESOLUTION

TO SET A PUBLIC HEARING TO CLOSE AND ABANDON A PORTION OF FLOYD DRIVE, AS SHOWN ON THE ATTACHED SURVEY.

BE IT RESOLVED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. That a public hearing be set to close and abandon a portion of Floyd Drive, as shown on Exhibit 1, attached hereto and incorporated herein by reference.

Section 2. This resolution shall become effective upon adoption.

Adopted in City Council this 23rd day of February in the year of Our Lord, 2021, in the 245th Year of the Independence of the United States of America.

By: __________________________________
    John J. Tecklenburg, Mayor

ATTEST: By: __________________________________
         Jennifer Cook
         Clerk of Council
AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY A QUITCLAIM DEED AND ANY OTHER NECESSARY DOCUMENTS, APPROVED AS TO FORM BY THE OFFICE OF CORPORATION COUNSEL, TO QUITCLAIM A PORTION OF FLOYD DRIVE, AS SHOWN ON THE ATTACHED SURVEY, TO THE RECORD OWNER(S) OF CHARLESTON COUNTY TMS NO. 301-00-00-795, SUBJECT TO ANY AND ALL EASEMENTS AND UTILITIES, INCLUDING BUT NOT LIMITED TO DRAINAGE EASEMENTS AND FACILITIES, WHETHER OR NOT SUCH EASEMENTS AND UTILITIES HAVE BEEN RECORDED, AND FURTHER SUBJECT TO THE CONDITIONS SET FORTH HEREIN.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. That the Mayor is hereby authorized to execute on behalf of the City a quitclaim deed and other necessary documents, approved as to form by the Office of Corporation Counsel, to quitclaim a portion of Floyd Drive, as shown on Exhibit 1, attached hereto and incorporated herein by reference (the “Property”), to the record owner(s) of Charleston County TMS No. 301-00-00-795, subject to any easements or utilities held by the City or by other user of the easements or utilities, including but not limited to drainage easements and facilities, whether or not such easements and utilities have been recorded.

Section 2. This Ordinance shall become effective upon the last of the following events: (1) receipt by the City from the record owner(s) of Charleston County TMS No. 301-00-00-795 of all applicable fees, including but not limited to recording fees and deed stamps, associated with the quitclaim deed; (2) the adoption by City Council of a resolution closing and abandoning the ROW Area; and (3) receipt by the City from the record owner(s) of Charleston County TMS No. 301-00-00-362 of a consent to the quitclaim deed.

Section 3. If the conditions set forth in Section 2 have not been satisfied within ninety (90) days of the adoption of this Ordinance, then this Ordinance shall become null and void.

Ratified in City Council this ___ day of _____ in the year of Our Lord, 2021, in the 245th Year of the Independence of the United States of America.

By: ______________________________________________________
    John J. Tecklenburg, Mayor

ATTEST: By: ______________________________________________
         Jennifer Cook
         Clerk of Council
TO AMEND CHAPTER 27, STORMWATER MANAGEMENT AND FLOOD CONTROL, OF THE CODE OF THE CITY OF CHARLESTON, TO ADD A NEW ARTICLE IV TO PROVIDE FILL REQUIREMENTS FOR ALL NEW CONSTRUCTION, DEVELOPMENTS, AND REDEVELOPMENTS WITHIN THE JOHNS ISLAND AND CHURCH CREEK WATER SYSTEMS WITHIN THE CITY OF CHARLESTON CORPORATE LIMITS.

WHEREAS, the residents and business owners of the City of Charleston have experienced worsening flooding events in recent years; and

WHEREAS, historical and recent flooding events indicate that the City will continue to be impacted by severe flooding in the foreseeable future; and

WHEREAS, the Mayor and City Council desire to reduce flood losses, protect investments made by citizens and business owners in real property within the City, and reduce the danger to human life; and

WHEREAS, the Mayor and City Council have resolved to make the City more resilient to flooding events in the future; and

WHEREAS, the City has recently engaged in a series of public meetings, focus groups and consulting sessions with civic leaders, stakeholders, and flooding experts, known as the Dutch Dialogues Charleston, to research, explore, design and propose integrated ways to mitigate and adapt to flood conditions affecting the City; and

WHEREAS, the Dutch Dialogues Charleston session included significant discussion and study on Johns Island and Church Creek and the negative impacts of fill in these areas. The overall recommendation in the Dutch Dialogues Charleston’s final report is for the City to adopt measures to reduce the negative impacts of fill; and

WHEREAS, the Mayor and City Council find that adopting an ordinance to reduce the negative impacts of fill on properties within the City will serve the interests of public health, safety, and welfare of the residents and business owners of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL MEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 27 of the Code of the City of Charleston, is hereby amended by adding a new Article IV to state as follows:

“ARTICLE IV. FILL REQUIREMENTS

Sec. 27-150. – Zero Fill in “Wet Zone” and limited fill in “Ecological Zone” as defined by Dutch Dialogues Charleston.

a) On all new construction, developments, or redevelopments in the Johns Island and Church Creek Water Systems, as defined by the Dutch Dialogues Charleston report, required by the Standard Building Code to conform to requirements for new buildings, there should be NO FILL on properties in the “Wet Zone” which is zero to six feet above
MSL. In the “Ecological Zone”, which exists from six to ten feet above MSL, fill should only be used for roadways.

b) Any such exceptions to the above shall be brought to the Public Works Committee of City Council for consideration.

c) The requirements contained in this section shall apply to all property located within the corporate limits of the City on Johns Island and the Church Creek Basin, as they may be adjusted from time to time. To the extent of any inconsistency between the requirements of this section and the Stormwater Design Standards Manual, as amended from time to time, or any other law, regulation, article or ordinance, the more restrictive provision shall prevail.”

Section 2. This ordinance shall become effective upon ratification.