PUBLIC WORKS AND UTILITIES COMMITTEE
AGENDA

There will be a meeting of the Public Works and Utilities Committee on April 11, 2022 to begin at 4:30 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
   1. March 7, 2022
   2. March 21, 2022

C. Request to Set a Public Hearing
   1. Request to set a Public Hearing for the Closing and Abandonment of a portion of Third Avenue.

D. Old Business
   None

E. Acceptance and Dedication of Rights-of-Way and Easements
   1. Authorization to notify SCDOT that the City will accept maintenance of a portion of a 5’ concrete sidewalk within the r/w of Clements Ferry Road (S-33).

F. Temporary Encroachments Approved by The Department of Public Service (For information only)
   1. 2343 Sturgeon Street- Install fence in City drainage easement. This encroachment is temporary.
   2. 2143 Leopold Street- Install fence in City drainage easement. This encroachment is temporary.
   3. 2145 Leopold Street- Install fence in City drainage easement. This encroachment is temporary.
4. **2560 Hatch Drive- Install fence in City drainage easement.** This encroachment is temporary.
5. **202 Fell Point- Install fence in City drainage easement.** This encroachment is temporary.
6. **113 Captains Island- Install irrigation in City r/w.** This encroachment is temporary.
7. **211 King Street Install awning in City r/w.** This encroachment is temporary.

**G. Public Service Department Update**

1. Report on Lease with the City of Folly Beach for six parking spaces at 2150 Milford Street.
2. Discussion regarding delayed trash and garbage pickup issues and how to resolve *(Requested by Councilmember Caroline Parker)*
3. Discussion regarding access issues to F and I streets for sanitation *(Requested by Chairman Keith Waring)*

**H. Stormwater Management Department Update**

1. Update on Calhoun West Project *(Requested by Councilmember Michael Seekings)*.
2. Update on Cooper/Jackson (Upper East Side) Project.
3. Presentation of Small Project Funding Allocation for FY 2022.

**I. Miscellaneous Business**

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.
Good Morning,

I am writing to follow up on a request that I made in 2019. I’m asking that the city quit claim a sliver of land that sits between my property TMS# 463-10-04-121 and the marsh located off abandoned 8th Avenue in 1986/2015 in the Wagner Terrace neighborhood.

Ms. Borden was going to go have a look at the property per our last conversation to determine her answer. She wanted to know what the Urban Forest Department thought, the size of the sliver and indeed if the city actually owned "3rd Avenue". I've attached the recorded plat from March 18,1910 which shows "3rd avenue". There has never been a 'recorded' survey of my property to replace the original one. I did have a survey completed this week by Kennerty Surveying and I've attached it here. This shows the sliver to be 2658 sq ft. It does not wrap anywhere to the West, it simply ends into my property...so it is triangle shaped piece of land/sliver.

There are several reasons I am requesting this quit claim:

1. In 2019 a portion of the grand oak tree on the sliver fell onto my property. The city had to pay to clean up/deal with this damage. They decided, at that point, not to take down the remaining portion of the tree which still has considerable rot as that would have been more costly and the city did not want to spend $ on that. The city does not "maintain" the tree. My concern is that the remaining portion of the tree will damage my future house. That would cost myself and the city a lot of headaches and money if that should be the case. If the sliver is quit claimed to me, I would maintain the tree and city responsibility would be absolved.

2. The sliver is land locked by my property and the marsh and according to Edward Wilkerson with Urban Forestry, the city "would need permission from you to cross over your land to get to it for future need". He does not see any need for the city to maintain ownership of this strip/ or this tree. This is referenced below in my email to you from July 2019.

3. The marsh has 'eaten up' a comparable sliver of my land at the back of my property which basically mimics the sliver to the front that the city owns. There is an historical wall remaining on the back of my property which shows damages incurred from past hurricanes and the loss of marsh frontage land. This wall predates the planning and zoning department and DHEC's 5 year repair 'grandfather' clause. Sadly, no repairs were made to the wall over the decades therefore I am not able to reclaim the lost sliver of marsh frontage and use portions of it due to set backs etc.

4. My family, Venessa Shainwald (Richard), purchased the property in 1979. Quit claiming this sliver today would add the square footage that I need to meet the minimum lot size requirements, setbacks for a building site and help with grand oak tree setbacks.
As a side note, the city took nearly 30 years to complete the quit claim requests of the 1986 abandoned portions of 8th avenue. 1/2 of 8th Ave was granted to our adjacent neighbor, Mr Folk, in 1986. When the city abandoned the end of 8th avenue, they left our property land locked from a public right of way. Our request was finally granted in 2015. I've attached a copy of this quit claim that you granted me in 2015.

Thank you for your consideration and please contact me with any questions. I look forward to hearing from you soon.

Carolyn Ann Casey
719.221.1904
anncasey@integrateyourself.com

From: Borden, Janie <BORDENJ@charleston-sc.gov>
Sent: Wednesday, June 26, 2019 1:14 PM
To: DeCiantis, Frank Clark <DECINTISF@charleston-sc.gov>
Cc: anncasey@integrateyourself.com; Anderson, Ashley <andersona@charleston-sc.gov>; Grasmick, Megan <grasmickm@charleston-sc.gov>; Frohlich, Matthew <frohlichm@charleston-sc.gov>
Subject: Re: 8th Ave abandoned ... sliver Survey

I could meet tomorrow, too.

Janie Borden

On Jun 26, 2019, at 2:17 PM, DeCiantis, Frank Clark <DECINTISF@charleston-sc.gov> wrote:

Also looping in Janie Borden to the email as I understand she has spoken to Ms. Casey in the past about this property

F. Clark DeCiantis, RLA | Deputy Director of Operations
City of Charleston | Department of Parks
823 Meeting Street | Charleston, SC 29403
M: (843) 509-9110 T: (843) 724-7148 deciantisf@charleston-sc.gov www.charleston-sc.gov
<image001.jpg>

From: DeCiantis, Frank Clark
Sent: Wednesday, June 26, 2019 11:28 AM
To: Ann Casey Integrate <anncasey@integrateyourself.com>
Cc: Anderson, Ashley <andersona@charleston-sc.gov>; Grasmick, Megan <grasmickm@charleston-sc.gov>; Frohlich, Matthew <frohlichm@charleston-sc.gov>
Subject: RE: 8th Ave abandoned ... sliver Survey

Sorry for the delayed response, playing catch up after being out of town. I can meet with you tomorrow for a few minutes. I have copied a few folks from Real Estate as well. They will need to be involved.

F. Clark DeCiantis, RLA | Deputy Director of Operations
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823 Meeting Street | Charleston, SC 29403
M: (843) 509-9110 T: (843) 724-7148 deciantisf@charleston-sc.gov www.charleston-sc.gov
<image001.jpg>
Note: The Charleston County makes every effort possible to produce the most accurate information. The layers contained in the map service are for information purposes only. The Charleston County makes no warranty, express or implied, nor any guaranty as to the content, sequence, accuracy, timeliness or completeness of any of the information provided. The County explicitly disclaims all representations and warranties. The reader agrees to hold harmless the Charleston County for any cause of action and costs associated with any causes of action which may arise as a consequence of the County providing this information.
April 13, 2022

Mr. Michael Black, PE  
District Maintenance Engineer  
SCDOT District 6  
6355 Fain Street  
North Charleston, SC 29405

Subject: Maintenance of a portion of a 5’ concrete sidewalk in the SCDOT r/w of Clements Ferry Road (S-33)

Dear Mr. Black:

This letter concerns the proposed 5’ concrete sidewalk to be constructed within the SCDOT right-of-way on Clements Ferry Road (S-33) in conjunction with the Abbington Charleston Apartments.

The City Council of Charleston at its meeting held April 12, 2022 agreed to accept maintenance responsibility for this sidewalk. The work will be constructed under a valid SCDOT Encroachment Permit. The City of Charleston agrees to maintain these improvements in compliance with current ADA and SCDOT standards. (ADA Standards for Transportation Facilities, SC Highway Design Manual, SCDOT Standard Drawings, AASHTO Guide for Development of Pedestrian Facilities.)

Should there be any questions please contact me at 843-724-3777 or o'brien@charleston-sc.gov

Sincerely,

Thomas F. O'Brien, Director

Department of Public Service
March 30, 2022

Tom O’Brien
Director of Public Service
2 George Street
Suite 2100
Charleston, South Carolina 29401

Re: Maintenance Letter Abbington Charleston (Case #TRC-SP2021-000480)

Mr. O’Brien,

In connection with obtaining permits from SCDOT for the above referenced project, we are requesting a maintenance letter from the City of Charleston stating that the City will maintain the sidewalk that crosses the SCDOT’s right of way. Please see the attached drawings containing the materials and dimensions.

Sincerely,

[Signature]

Katie Hansen
Owner’s Representative
SKETCH OF PROPOSED SIDEWALK IN SCDDT PROPERTY
ABBINGTON CHARLESTON APARTMENTS

SCALE: 1" = 40'
DETAIL OF PROPOSED SIDEWALK IN SCDOT PROPERTY
ABBINGTON CHARLESTON APARTMENTS