

STATE OF SOUTH CAROLINA) AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
) TO GRANT PERPETUAL UTILITY EASEMENTS TO
COUNTY OF Horry) Horry Telephone Cooperative, Inc. FOR CERTAIN
) TOWN PROPERTIES
TOWN OF SURFSIDE BEACH)

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled on this 25th day of June 2019; and

WHEREAS, Horry Telephone Cooperative, Inc. desires to install and maintain telecommunications systems on town properties; and

WHEREAS, the Mayor and Town Council have determined that it is in the best interest of the town and its residents and businesses to grant the requested easements.

WHEREAS, South Carolina Law Section 5-7-260(6) requires Town Council act by ordinance to grant rights for public property;

NOW, THEREFORE, BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, authorize that the Town Administrator or his designee execute the three (3) Grants of Easements to Horry Telephone Cooperative, Inc., attached and incorporated as "Exhibit A, B, C and D."

BE IT FURTHER ORDERED AND ORDAINED that upon execution of the stated Exhibits, Horry Telephone Cooperative, Inc. shall be granted a perpetual ten (10) foot wide easement on the lands of the Town, specifically:

Exhibit #	Pin #	Common Property Description
A	46205020020	Public Works Property, 740 Sandy Lane
B	46101020031	Dick M. Johnson Civic Center, 829 Pine Drive
C	46101020030	Police Station, 811 Pine Drive
C	46101020032	Town Hall, 115 US Highway 17 North
D	46101030044	Fire Station parking lot on Poplar Drive (inside portion)
D	46101030045	Fire Station gravel parking lot (accessed by the alley)

SEVERABILITY. If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon second reading by the Mayor and Town Council of the Town of Surfside Beach.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this 23rd day of July 2019.

Surfside Beach Town Council

Robert F. Childs, III, Mayor

David L. Pellegrino, Mayor Pro Tempore

Bruce H. Dietrich, Town Council

Mark L. Johnson, Town Council

Ron Ott, Town Council

Debbie Scoles, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Approved