

RESOLUTION #2020-19

**AUTHORIZING THE EXERCISE OF EMINENT DOMAIN TO ACQUIRE TITLE TO OR INTEREST IN REAL PROPERTY FOR THE PURPOSE OF THE GREENHILL COMMUNITY DRAINAGE IMPROVEMENTS PROJECT**

**WHEREAS**, the Town of James Island (“Town”) intends to improve stormwater drainage in and around the Greenhill community in the town through the Greenhill Community Drainage Improvement project (“Project”); and

**WHEREAS**, the plans for the drainage improvements are shown on the technical drawings entitled “Greenhill Community Drainage Improvements” by Stantec with a Project No. of 171001991, and any amendments; (“Plans”); and

**WHEREAS**, the Plans depict, *inter alia*, the existing drainage, the proposed drainage improvements, and the privately-owned portions or properties that the Town seeks to acquire an easement interest in to complete the Project; and

**WHEREAS**, said Plans are subject to refinement and revision as additional design efforts and investigations are undertaken regarding the project’s components, including but not limited to drainage structures; and

**WHEREAS**, the acquisition of an easement interest on the privately-owned properties will be accomplished in accordance with the eminent domain laws of the State of South Carolina; and

**WHEREAS**, it is in the best interests of the citizens of the Town to acquire an easement interest in the privately-owned properties in order to complete the Project; and

**WHEREAS**, public purposes, health, welfare, and safety, will be served by acquiring the properties and completing the Project; and


**WHEREAS**, the properties acquired will be for a public use, including but not limited to, the improvement of stormwater drainage in the Town of James Island, more specifically, in the Greenhill community.

**NOW, THEREFORE, BE IT RESOLVED BY THE JAMES ISLAND TOWN COUNCIL THAT** as a result of the findings set forth above, the James Island Town Council hereby authorizes and directs the following:

Town of James Island Council hereby authorizes the exercise of eminent domain to acquire an easement interest in the privately-owned properties described below, and as shown on the above-described Plans, as the same may be refined or revised from time to time, for the Project. Council expressly authorizes the acquisition of the parcels identified below, in whole or in part, as the needs of the Project so require:

TMS#s 428-07-00-018 (Tract 12), 428-07-00-017 (Tract 13), 428-07-00- 013 (Tract 17), TMS 428-07-00-030 (Tract 27), and 428-08-00-005 (Tract 34).

Adopted this 17<sup>th</sup> day of December 2020.

  
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Bill Woolsey  
Mayor

ATTEST

  
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Frances Simmons  
Town Clerk