

STATE OF SOUTH CAROLINA)
)
COUNTY OF NEWBERRY)

RESOLUTION NO. 12-09

A RESOLUTION TO ESTABLISH THAT NEWBERRY COUNTY SHALL PETITION TO CLOSE CANNON SWAMP ROAD BRIDGE PURSUANT TO SECTION 57-9-10 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976 AS AMENDED

WHEREAS, Newberry County closed the bridge on Cannon Swamp road to public use for safety reasons more than six (6) years ago, and the now divided roadway has not caused undue hardship on the residents and property owners along either remaining portion of the road; and

WHEREAS, Newberry County Council has determined that reopening the bridge on Cannon Swamp Road will be costly for the minimal amount of traffic anticipated subsequent to such reopening; and

WHEREAS, the property surrounding the bridge, other than the immediate roadway, is owned by a single property owner who has offered to provide sufficient property on both sides of the existing bridge in an adequate amount to construct two (2) separate cul-de-sacs, if the County will allow closure and removal of the remaining bridge structure and return of that portion of the property to him.

NOW, THEREFORE, BE IT RESOLVED BY NEWBERRY COUNTY COUNCIL,

THAT NEWBERRY COUNTY COUNCIL, by this Resolution, authorizes and directs the County Administrator and County Attorney to utilize the statutory mechanism contained in Section 57-9-10 et.seq. of the Code of Laws of South Carolina, 1976, as amended, at County cost and submit a petition before the court requesting the closure of the portion of the roadway containing the remnants of the bridge on behalf of Newberry County throughout the road abandonment process; and

BE IT FURTHER RESOLVED, that the petition and action shall only be commenced upon receipt of a plat, suitable for recording and prepared at the sole cost and expense of the affected property owner, and establishing the property necessary for the grant of two (2) rights of way for the County to construct and maintain two (2) cul-de-sacs on either side of the existing bridge location adequate for use by the traveling public.

AND IT IS SO RESOLVED IN MEETING DULY ASSEMBLED AT NEWBERRY, SOUTH CAROLINA, THIS 18th DAY OF NOVEMBER, 2009.

(SEAL)

NEWBERRY COUNTY COUNCIL

By: _____
Henry H. Livingston, III, Chairman

Attest: _____
Laurie N. Renwick, Clerk to Council