

REQUEST FOR CITY COUNCIL CONSIDERATION

Meeting Date: March 7, 2022

Agenda Item: 5A	Prepared by: L. Suzanne Pritchard, PLA, AICP, CFM
Agenda Section: Consent: Resolution	Date: March 2, 2022
Subject: Pre-annexation agreement for Lot 2 off Riverside Drive [Z-21-39]	Division: Planning and Development

Background:

Howard and Lynne Inman, owners, have requested water and sewer service for Lot 2 off Riverside Drive identified by PIN 312-13-02-0013. The property is not contiguous to the city limit, and the applicant has requested annexation and zoning as R-1 (Single-Family Residential Low Density) when the property does become contiguous to the City's corporate boundary. The applicant has signed pre-annexation restrictive covenants that would require the property owner to complete the annexation process when possible but would allow the property owner to receive city services in the interim. A copy of the pre-annexation restrictive covenants and draft resolution is attached for council's review.

Recommended Action:

Adopt the resolution approving the pre-annexation of the property

Reviewed by Division Head	Reviewed by City Manager	Reviewed by City Attorney
Council Action: Motion By _____ 2 nd By _____ To _____		

RESOLUTION

**A RESOLUTION AUTHORIZING THE FILING OF A
RESTRICTIVE DEED COVENANT FOR LOT 2 ON RIVERSIDE
DRIVE IDENTIFIED AS PIN 312-13-02-0013.**

WHEREAS, pursuant to 5-3-150 of the South Carolina Code of Laws, the power is granted to municipalities to annex contiguous property; and

WHEREAS, the City provides and maintains water and sewer services to annexed property; and

WHEREAS, the property owner of Lot 2 located off Riverside Drive, known as PIN 312-13-02-0013, is willing to enter into a pre-annexation agreement through a restrictive deed covenant until such time as the property becomes contiguous, at which time the Council may vote to annex the property; and

WHEREAS, the property owner will pay the cost of extending the water and sewer lines to the property, and all associated impact fees.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of North Myrtle Beach, in Council duly assembled that the City Manager may enter into an agreement with the property owner of address which would allow the provision of water and sewer service upon filing the restrictive deed covenant with the Horry County Register of Deeds.

DONE, RATIFIED AND PASSED, THIS _____ DAY OF _____, 2022.

ATTEST:

Mayor Marilyn Hatley

City Clerk

Resolution: RES 22-02

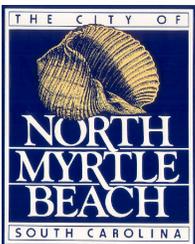


Exhibit A

Legend



Subject Area



North Myrtle City Limits



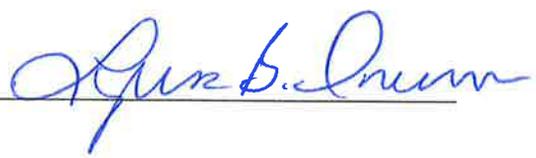
This covenant shall run with the land. All rights, powers and privileges hereby granted to the City of North Myrtle Beach shall pass to its successors and assigns and shall be binding upon Grantor its successors and assigns. It is hereby agreed that the conditions of this agreement, and this agreement itself, is a restrictive and covenant on the title to the within named property and binding upon the Grantor, its successors, and assigns.

WITNESS the execution hereof, this 28 day of February, 2022.

Signed, Sealed and Delivered
In the presence of:





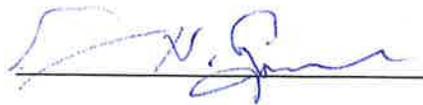


STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

PROBATE

PERSONALLY appeared before me George Spirakis, and made oath that he or she saw the within named Lynne B. Furman sign, seal and as his or her act and deed in the case of private person, or as the corporate act and deed, in the event of a corporation, and by its proper officers, deliver the within Restrictive Covenants, and the he or she, with MaryEllen Meier witnessed the execution thereof.

Sworn to and subscribed before me this 28
Day of FEB, 2022.





Notary Public for South Carolina
My Commission Expires: 5-19-2025
THERESA MCCREEDY