

STATE OF SOUTH CAROLINA ) A RESOLUTION AUTHORIZING THE SOUTH  
COUNTY OF CHARLESTON ) CAROLINA DEPARTMENT OF  
TOWN OF MOUNT PLEASANT ) TRANSPORTATION TO PERFORM WORK IN  
) THE TOWN OF MOUNT PLEASANT FOR THE  
) I-526 / LONG POINT ROAD INTERCHANGE

Road/Route I-526, Long Point Road (S-97), Wando Lane, Shipping Lane, Hidden Blvd,  
Long Oak Drive, Hobcaw Bluff Drive, Wando Park Blvd., Lone Tree Drive,  
Belle Hall Pkwy. (S-2523), Bell Point Drive, Seacoast Pkwy. (S-2523 and  
Municipality owned portion), Shoals Drive, Turnstone Street, Etiwan Point  
Drive, Wando Place Drive  
Project PIN P041314

WHEREAS, the South Carolina Department of Transportation (“SCDOT”) proposes to construct, reconstruct, alter, or improve the certain segments of the highway(s) in the State Highway System referenced above which are located within the corporate limits of TOWN OF MOUNT PLEASANT (hereinafter, the “Town”); and

WHEREAS, the Town wishes to authorize the construction and improvements of the aforesaid highway(s) in accordance with the scope of work prepared by SCDOT (“the scope of work”);

NOW THEREFORE, BE IT RESOLVED that, pursuant to S.C. Code Ann. § 57-5-820 (1976, as amended), the Town does hereby consent to the construction or improvements of the aforesaid highway(s) within its corporate limits in accordance with the scope of work.

BE IT FURTHER RESOLVED, that the foregoing consent represents the sole approval necessary from the Town for SCDOT to complete the Project and constitutes a waiver of any and all other requirements with regard to construction of the Project within the Town’s limits, to the extent such construction is completed within the right-of-way pursuant to the powers and duties specifically granted to SCDOT under S.C. Code Ann. §§ 57-1-30, 57-3-110, and 57-5-10. The foregoing waiver and consent shall extend to the benefit of utility companies engaged in relocating



utility lines on account of the Project. Utility companies or their contractors shall seek and obtain an encroachment permit(s) from the Town in accordance with CHAPTER 158: EXCAVATION AND CONSTRUCTION ON PUBLIC PROPERTY of the Town's Code of Ordinances for utility installation and/or relocation on its rights-of-way on account of the Project. Further, the Town shall exempt all existing and new right-of-way and all other properties purchased in connection with right-of-way for the highway(s) from any general or special assessment against real property for municipal services.

BE IT FURTHER RESOLVED, that the Town will assist SCDOT in causing all water, sewer and gas pipes, manholes, or fire hydrants, and all power or telephone lines or poles located within the existing right-of-way to be relocated under the plans, provided to the Town after approval by SCDOT, in accordance with all applicable laws and Agreements between the Parties hereto. To the extent that Town-owned utilities are to be relocated in accordance with the project plans, those utility pipes, lines, or hydrants may be replaced upon the new highway right-of-way at such locations as may be approved by SCDOT's project manager. The Town agrees to indemnify and hold harmless SCDOT to the fullest extent allowed by law against any and all claims or actions brought against it arising out of the placing, maintenance, or removal of any utilities by the Town or its contractors. Future utility installations by the Town within the limits of the new right-of-way after project completion shall be pursuant to a standard utility encroachment permit obtained in the normal course and issued pursuant to SCDOT's "A Policy for Accommodating Utilities on Highway Rights-of-Way," July 2020, as revised.

BE IT FURTHER RESOLVED, that the Town hereby signifies its intention to faithfully observe the provisions of Chapter 5, Title 56, Code of Laws of South Carolina, 1976, and all amendments thereto relating to the regulation of traffic on the street, or streets, to be constructed,




reconstructed, altered or improved as hereinabove identified and further agrees to refrain from placing or maintaining any traffic control devices upon any section of said street, or streets, without having first obtained written approval of the South Carolina Department of Transportation as required in S.C. Code § 56-5-930, nor enacting any traffic regulation ordinances inconsistent therewith.


IN WITNESS WHEREOF, This Resolution is adopted and made a part of the Municipal records this 10th day of September, 2024, and the original of this Resolution will be filed with the South Carolina Department of Transportation at Columbia.

THIS RESOLUTION SHALL BE EFFECTIVE IMMEDIATELY UPON ITS ADOPTION.

SIGNED, SEALED AND DELIVERED THIS 13 DAY OF September, 2024.

  
J.W. Haynie, Mayor  
Town of Mount Pleasant

ATTEST:

  
Christine Barrett  
Clerk of Council

September 13, 2024

Adopted at Council meeting: September 10, 2024

APPROVED AS TO FORM:

  
David G. Pagliarini  
Corporation Counsel