

# TOWN OF BLUFFTON BOARD OF ZONING APPEALS APPLICATION

Growth Management Customer Service Center
20 Bridge Street
Bluffton, SC 29910
(843)706-4522
www.townofbluffton.sc.gov
applicationfeedback@townofbluffton.com

Applicant	Property Owner
Name: EUGENE + Melanie MARKS	Name: SAME
Phone: 203 - 726 - 0090	Phone:
Mailing Address: 29910 55 Flicker Street Bluffon, SC	Mailing Address:
E-mail: EUGENE MARKS JRagmail.	E-mail:
Town Business License # (if applicable):	
Project Information	
Project Name: 9 (Suin (Joiner House)	☐ Variance ☐ Special Exception
Project Location: 9 Bruin	Administrative Appeal
Zoning District: $NC - HD$	Acreage: 695
Tax Map Number(s): $B / A / A = 0.024 = 0.0024 = 0.0024$	
Project Description: Reconstruct Joiner, House under New Building Permit	
COFA attached	
Request: See AttAched	
Minimum Requirements for Submittal	
<ol> <li>Two (2) paper copies and digital files of applicable plans and/or documents depicting the subject property.</li> <li>Recorded deed and plat showing proof of property ownership.</li> <li>Project Narrative describing reason for application and compliance with the criteria in Article 3 of the UDO.</li> <li>An Application Review Fee as determined by the Town of Bluffton Master Fee Schedule. Checks made payable to the Town of Bluffton.</li> </ol>	
Note: A Pre-Application Meeting is required prior to Application submittal.	
Disclaimer:  The Town of Bluffton assumes no legal or financial liability to the applicant or any third party whatsoever by approving the plans associated with this permit.	
I hereby acknowledge by my signature below that the foregoing application is complete and accurate and that I am the owner of the subject property. As applicable, I authorize the subject property to be posted and inspected.	
Property Owner Signature:	Date: 5/1/23
Applicant Signature: May	Date: 5/1/23
For Office Use	
Application Number:	Date Received:
Received By:	Date Approved:

Letter to HPC From Eugene Marks

I'm offering context for your review in advance of our 6/7 meeting.

Melanie and I have a long planned commitment to watch our grandkids in Ohio that week. Melanie cannot attend the meeting but has commented in the attached with her professional findings and views.

Particularly relating to items "C and D" in the Towns "Fail" letter.

As I will reiterate at the meeting, while I notified staff old windows could not be reused, I did not follow up when Pella became the product we were able to source. I have apologized for not following through.

As I interacted with staff on the Pella installed windows, I was hopeful given the facts, circumstances and supporting documentation - that staff would recommend approval.

Staff did not make that recommendation to Heather and "Failed".

In our opinions, there were options that could have facilitated a fair and reasonable resolution in the context of such a large and well executed overall endeavor.

Aside from direct approval, administrator might have sent to HPC with no opinion, or maybe supporting opinion but elected to "Fail".

With the Fail we were forced to appeal to you - arguing against their position.

- We remain convinced the Pella wood clad windows are superior to the Marvin fiberglass for this historic application.
- We question the relevance of "C and D" in the Fail notification.

This is where I will pick up at the meeting with Melanie watching from Ohio.

Thank you Eugene

Note: Due to continuing construction, the 6/7 HPC presentation pictures may be updated.

# Joiner Family

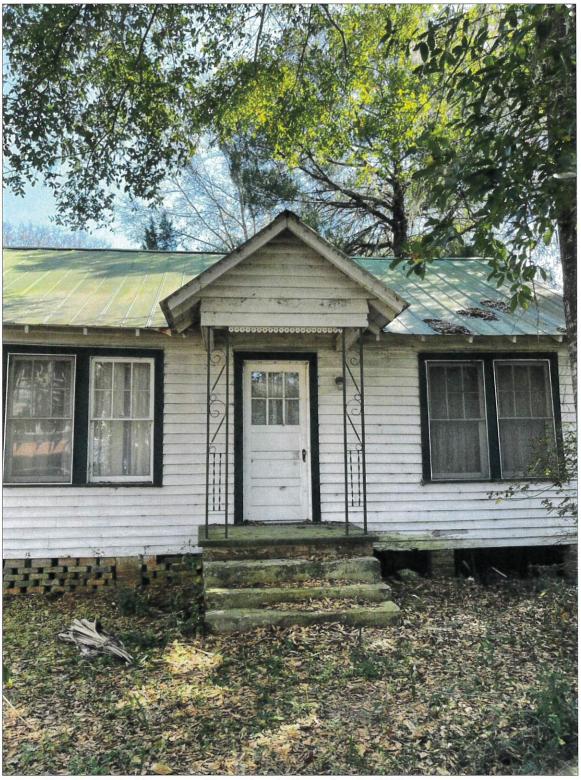
Bessie in white hat & Bertrum on Joiner house porch steps c.1960



Picture uncovered during dismantling process.



Front of Original Structure - Photo dated November 1, 2022



Joiner Original Side Entrance - Photo dated November 1, 2022. Note - Most original windows had screens.



Joiner from closest public way – Photo dated April 28, 2023



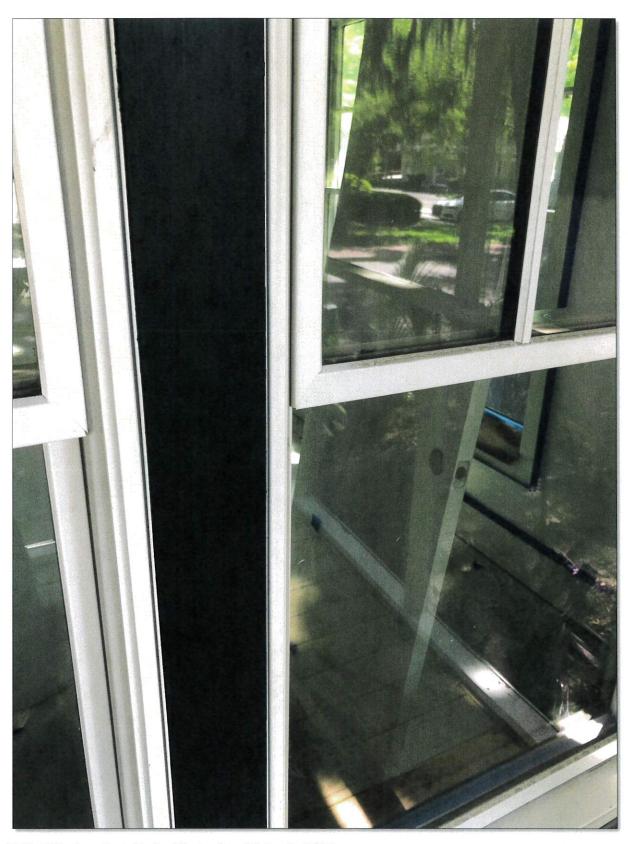
Front of Cottage – Photo dated May 1, 2023



Original Right Porch Windows – Photo dated November 1, 2022



Pella Window Installed Right Porch Windows – Photo dated May 1, 2023



Pella Window Installed – Photo dated May 1, 2023



Pella Window Installed -Photo dated May 1, 2023



Pella Window Installed – Photo dated May 1, 2023



Pella Window Installed – Photo dated May 1, 2023



Pella Window Installed – Photo dated May 1, 2023



Pella Window Installed – May 1, 2023



Pella Window Installed – Photo dated May 1, 2023



View of East Elevation – Walter (Joiner) Williams's property line – Photo dated April 28, 2023



Pella Interior All Wood Frame with Exact Joints – Pictures as Being Painted – Photo dated May 1, 2023



Pella Interior All Wood Frame with Exact Joints – Picture as Being Painted – Photo dated May 1, 2023



Pella Interior All Wood Frame with Exact Joints – Pictures as Being Painted – Photo dated May 1, 2023

## **HPC Joiner**

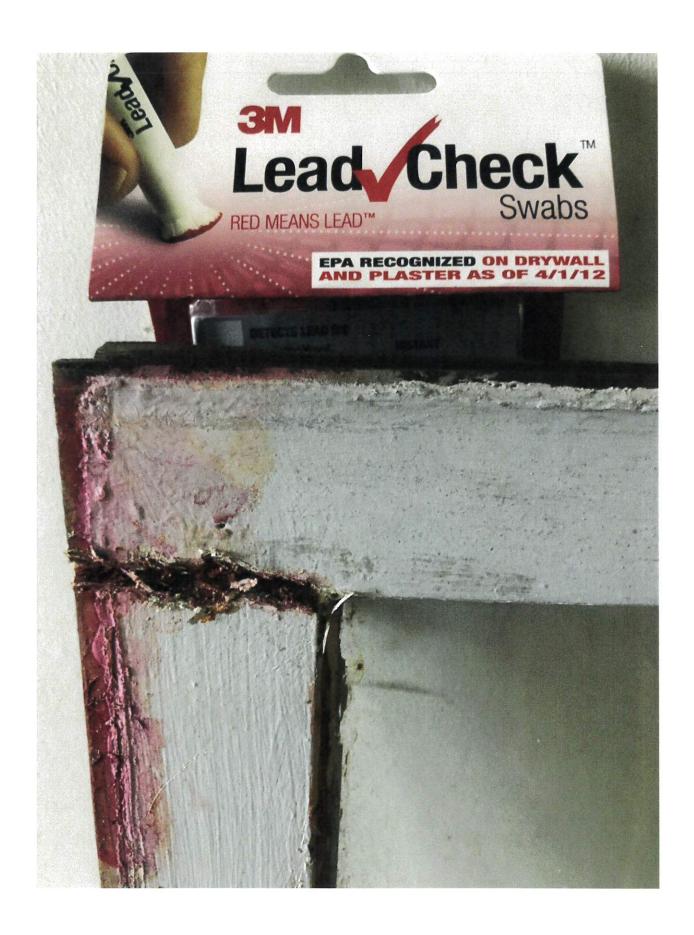
## **Objective:**

Obtain approval from HPC for a COA for the currently installed Pella Lifestyle Wood Aluminum Clad windows.

## Background —

After advising Staff the original windows could not be repurposed due to lead paint penetration, dry rot, termite damage, extreme deterioration and black mold... I unfortunately did not follow up with Staff to further advise that I could not source the Marvin Fiberglass windows which were in the stamped new construction building plan – for this oversight, I have apologized.

Pella Wood Lifestyle windows were available in a timely manner and I ordered and installed them.



## **HPC Joiner**

## I apologize for being hasty...

- But hasty is not malicious.
- Hasty should not automatically result in required removal and discarding of the currently installed Pella windows.
- Hasty did not result in saving any money or materially alter the look of what the original windows did look like or change the overall wonderful look of this home!
- Any replacement window will have deviations of some sort from the original 1930s windows.

## **Joiner Windows**

Letter from Town 4/26/2023

"Upon inspection the following items were found to be noncompliant with the approved Certificate of Appropriateness – HD (COFA) (COFA -03-22-016484):

c. The Pella Lifestyle windows installed do not meet the Arm's Length Rule, meaning they are not indistinguishable from the original windows at an arm's length. (UDO 5.15.6.A. and Traditional Construction Patterns (TCP) Chapter 6 and Chapter 8 Section 21)

d. The Pella Lifestyle windows installed do not match the old in design and texture. (UDO 3.18.3.A., Secretary of the Interior's Standards for the Treatment of Historic Properties, Standard 6)"

Kevin P. Icard, AICP Director of Growth Management

Cc.: Heather Colin, AICP, Assistant Town Manager

### Melanie's Comments addressing Windows being non-compliant.

I am only going to address items c) and d). But first, I do want to remind town Staff of comments from our Pre-Application (Staff Review (HD), HPRC Review, Glen Umberger, Revisions Required) the Town Preservationist stated the following regarding windows (See document below):

"Windows: always preferable to repair rather than replace. However, for replacement, recommend not using Anderson windows, as the company is not focused on historic preservation and their products are not a good match to historic windows in the finer details. Would recommend using Marvin or Pella which is a better product for historic preservation. [Underline my emphasis]"



### PLAN REVIEW COMMENTS FOR COFA-03-22-016484

Section IX. Item #2.

Town of Bluffton

Department of Growth Management 20 Bridge Street P.O. Box 386 Bluffton, South Carolina 29910 Telephone 843-706-4522

Historic District

Katie Peterson

Plan Status: Active

Apply Date: Plan Address: 9 Bruin Rd

03/11/2022

BLUFFTON, SC 29910

Case Manager: Plan Description:

Plan Type:

Plan PIN #:

R610 039 00A 0021 0000

To preserve and revitalize the current setting by cleaning up the property to include removing home, shed,

clearing dead trees/brush and removing metal fence

Staff Review (HD)

Submission #: 1

Received: 03/11/2022

Completed: 04/01/2022

Reviewing Dept.

Complete Date

Status

Growth Management Dept Review

04/01/2022

Katie Peterson

Revisions Required

### Comments:

1. The front principal façade of all buildings must be built parallel to the street that it faces. (UDO 5.15.5.F.5.)

2. Fences located in the Front Yard (in front of the primary structure) may have a minimum height of 24 inches and a maximum height of 42minches. Pillars and posts shall extend farther. The site plan shows the chain link fence to be removed and replaced, and the Narrative notes it will be a wood two board fence. Replacement fence detail must be provided to ensure it meets the material and configuration requirements of this section. (UDO 5.15.6.K.)

3. At time of final submittal, provide additional information, including drawings, on the proposed porch reconstruction as not enough

information was provided to determine compliance at this time.

4. At time of final submittal, provide additional information regarding the proposed landscape improvements.

5. Provide additional information on the location of the materials which are proposed to be replaced with new material. While there may be minor areas where unexpected changes may need to be made once the permit has been approved, the majority of the areas should be identified prior to approval of a Certificate of Appropriateness to ensure it is in compliance with the criteria found in Section 3.18 of the UDO. (UDO 3.18)

HPRC Review

03/30/2022

Glen Umberger

Note that "Contributing Resource" is only the historic southern half of current structure; update floor plans and site plan to reflect "contributing" versus "non-contributing" portion of current structure. Proposed work will need to comply with Secretary of Interior's Standards and Guidelines for Rehabilitating Historic Buildings. Accordingly, Exterior: Power-washing: "Surface cleaning of structures...shall be undertaken using the gentlest means possible." Care should be used that power-washing does not do additional harm to historic fabric. Front Porch: Rebuild: New porch structure will need to "match in design, color, texture, and other visual qualities, and where possible, materials." Historic materials should be repaired and not replaced. Brick steps to be repaired using the same historic brick. Foundation: Use of historic foundation materials already on site is preferable for use as new foundation. Windows: always preferable to repair rather than replace. However for replacement, recommend not using Anderson windows, as the company is not focused on historic preservation and their products are not a good match to historic windows in the finer details. Would recommend using Marvin or Pella which is a better product for historic preservation. Proposed first floor plan, bedroom 3, north wall shows new door entry into bathroom—the north wall is the exterior wall of the contributing structure and as such, it should be mindful that "new additions and adjacent or related new construction shall be undertaken in such a manner that if removed in the future, the essential form and integrity of the historic property...would be unimpaired." Please provide comments on how that door could be treated in the future if the "non-contributing" portion of the structure were to to be removed.

**HPRC** Review

Katie Peterson

### Comments

1. Provide additional information on the proposed "Sympathetic Dismantle" to ensure the Secretary of the Interior's standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings will be met and the existing building's historic character, and architecture will be maintained, as not enough information was provided to made this determination. (3.18.3.A&E.)

Marvin AND Pella windows are stated as being a preferable for replacement over Anderson. I accept that Marvin Elevate was the initial window approved in the new building plans, but due to unforeseen circumstances sourcing that specific window, Pella was chosen based in part on that recommendation. To ignore this and say Pella is an inappropriate window is at least disingenuous.

# Regarding item C and D in Kevin Icard's April 26<sup>th</sup> letter to us...Quoted:

c) The Pella Lifestyle windows installed do not meet the Arm's Length Rule, meaning they are not indistinguishable from the original windows at an arm's length. (UDO 5.15.6.A) and Traditional Construction Patterns (TCP) Chapter 6 and Chapter 8 Section 21).

### Remarks/Comments

In reviewing all 276 pages of the Town of Bluffton's Unified Development Ordinance (UDO) that went into effect August 10, 2011 and amended December 13, 2022, there is absolutely NO reference to "Arm's Length Rule" anywhere in the document.

### **UDO 5.15.6.A Architectural Standards states the following:**

"A. A primary goal of this section is authenticity. The standards encourage Bluffton vernacular architecture and construction which is straightforward and functional, and which draws its ornament and variety from the traditional assembly of genuine materials. The UDO Administrator shall have authority to approve substitute materials for those listed as options under the Architectural Standards.

An additional reference for architectural standards, refer to Traditional Construction Patterns, by Stephen Mouzon (McGraw Hill, 2004)." END OF SECTION

As seen, there is NO mention of Arm's Length Rule in the UDO. This subjective Arm's Length Rule is only mentioned in a secondary reference book that isn't even accessible in the UDO Code of Ordinances.

"Arm's Length Rule" is not a binding ordinance nor is there an attachment to the UDO of any part of the book from which we assume this language is coming from. How can the town use this as a basis for denial when the language is not found in our UDO code of ordinances?

Further, what was the test and documentation Staff has used that held the original Marvin windows to this impossible standard?

### Letter from Kevin Icard, April 26, 2023:

Quoted

d) – The Pella Lifestyle windows installed do not match the old in design and texture. (UDO 3.18.3.A., Secretary of the Interior's Standards for the Treatment of Historic Properties, Standard 6).

### Reply/Remarks

Ordinance 3.18.3 Application Review Criteria. The Historic Preservation Commission shall consider the following criteria in assessing an application for Certificate of Appropriateness HD:

A) Consistency with the Secretary of Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings.

Standard 6 – Deteriorated historic features will be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature will match the old in design, color, texture and where possible, materials. Replacement of missing features will be substantiated by documentary and physical evidence".

This definition applies to REHABILITATION but we are NEW CONSTRUCTION so therefore, this criterion is not applicable to our project.

Further, what was the test and documents Staff has used that held the original Marvin Windows to that subjective standard?

### Please note below from Richard Spruce..

From: "Spruce, Richard" < Richard. Spruce@townofbluffton.com>

Date: January 30, 2023 at 4:25:21 PM EST

To: Eugene Marks <eugene.marks.jr@gmail.com>

Cc: "Umberger, Glen" <gumberger@townofbluffton.com>, "lcard, Kevin"

<kicard@townofbluffton.com>

Subject: RE: Joiner

The <u>look</u> is historic. Fire and life safety must meet new construction because this is new construction.

I understand that all windows will be new. All foundation and framing are new. All Mechanical, Electrical, plumbing will be new.

This is new construction made to look historic, as much as is possible.

Definitely no Stop Work at this time, just wanted you to be aware of issues that could hold you up in the future.

Richard Spruce Chief Building Official MCP, CBO, CFM

Going back to our first HPC meeting on July 6, 2022, Commissioner Simpson asked Staff if the UDO speaks to a replication process.

STAFF STATED IT DOES NOT. This sets the parties up for absolute individual interpretation which then causes unnecessary, confusion and consternation verses more tangible decision criteria. For these reasons, I do not feel that these criteria should be grounds for denial of the Pella Lifestyle Series windows.

Every new product has its own unique aspects when compared to the original – unusable material.

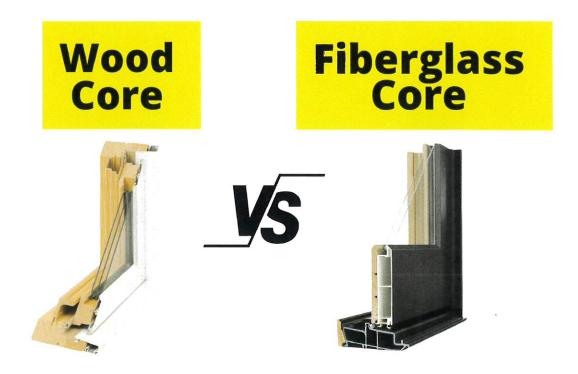
In closing, the Department of the Interior uses four basic parameters for preservation:

- a) Preservation
- b) Renovation
- c) Rehabilitation
- d) Reconstruction

At our July 6, 2022 HPC meeting we were permited as NEW CONSTRUCTION. It's clear that the town is mixing and matching COFA and New Building Permits with other factors. This has been the case since the permit was issued. It should be noted that the original "contributing structure" no longer exists in its legal form, but rather we now have a newly constructed structure made to look historic by using some of the original fabric from the Joiner house.

As a professional with broad experience sitting on HPC's and Historic Preservation Committees and having worked in the preservation environment for over twenty years, for these reasons, I do not feel that the criteria in item c) and d) should be grounds for denial of the Pella Lifestyle Series windows.

## Pella left and Marvin on right.



As Pella Lifestyle are wood, they are regularly approved by Historic Districts over composite fiberglass products. See research attachment.

I did not use the less expensive Pella Composite windows but rather went to the more historically appropriate wood clad product.

## **Supporting documentation**

CITY OF COLUMBIA, SC HISTORIC WINDOW REVIEW CHEAT SHEET – 15 Historic District Zoning Overlays

• Vinyl is not an appropriate material for replacement windows in most historic districts. Replacement windows are typically required to be either wood or aluminum clad wood with exterior muntins.

### WINDOWS IN SAVANNAH'S 13 LOCAL HISTORIC DISTRICTS

Windows on new construction, additions and non-historic buildings should share design characteristics with historic windows.
Windows Not Permitted Include: 1. "Marvin Integrity Wood Ultrex" (Prior Marvin marketing branding for new Elevate series)

See attached sample (at the end of the report) of HDC/HPC approvals which confirm the Pella wood lifestyle window is widely accepted. These examples were approved by numerous Historic District Commission's across the United States for historic, contributing and non-contributing structures in their local historic districts and are only a few of many cases identified in conducting our research. In speaking with all of these Historic District Commission Chairs and Planning Staff members who approved these windows, it also should be noted that many of them indicated that they also adhere to the Secretary of the Interior Standards for the Treatment of Historic Properties, and determined that the Pella Lifestyle Series windows were an appropriate replacement window for original windows that could not be repurposed/reused.

## Joiner - Final Thoughts

- We are asking for fact-based reasoned approval based on the evidentiary information we have provided in our appeal.
- HASTY does not mean MALICIOUS or that the windows chosen are inferior.
- Pella Lifestyle Series Wood Aluminum Clad Windows are respected in numerous Historic District Commission applications across the country as well as in South Carolina.
- Requiring complete removal of exterior siding, interior trim, Pella windows to install Marvin fiberglass, is not justified or productive or consistent with the evidence provided.

### **Attachment: Pella Lifestyle Window Approvals:**

## Pella Lifestyle Series Windows – Historic District Approvals

 City of Newport, Newport Historic District Commission September 20, 2020 10 Cottage Street, Newport, Rhode Island c. 1841

"Replace several windows with Pella Lifestyle Series double-hung aluminum clad" **APPROVED** 



 Shepherdstown Historic District Commission November 14, 2022
 310 W. German Street Shepherdstown, West Virginia Historic Resource Inventory 2009

### c. 1800

Shepherdstown Historic District – National Register August 17, 1973, Boundary increase July 22, 1987

"Pella Lifestyle Series windows will be used throughout the addition in double hung, casement, and awning varieties. Exterior of windows will be white"



Old City Historic District Commission
 June/July 2022
 160-164 (corner of N. 2<sup>nd</sup> Street and Race Streets
 Philadelphia, PA
 "The Ben"
 New Construction – Non-Contributing

"Windows to be Pella Lifestyle series aluminum-clad wood windows in iron ore"

APPROVED

- In speaking with Justin Veasey one of the co-founders of the BVG Property Group (developer), he stated they were approved for the Pella Lifestyle double hung aluminum clad wood windows but have since decided seek approval for another window as he said quote "the Pella windows were too pricey" end quote.
- 4. St. Elmo Historic District

August 8, 2019

A remodel in St. Elmo's Historic District was approved for installing Pella Lifestyle Series double hung aluminum-clad wood windows by the Historic Planning and Zoning Commission.

(St. Elmo is Tennessee's largest Historic District. Listed on the National Register as a local historic District since 1982 and they also have several individual buildings and properties on the register. "As a separate but related designation, St. Elmo is also one of Chattanooga's four residential neighborhoods that are subject to "Design Review", aka Historic Zoning. This has been in effect in St. Elmo since 1992. Basically, all exterior work EXCEPT for painting and landscaping should be discussed with the City's Historic Preservation planner.

5. Montgomery County Historic Preservation Commission (HPC)

July 23, 2019

29 Hesketh Street

Chevy Chase, Maryland

c. 1918

Windows and doors alterations

"Replace sliding doors to sunroom with windows. All windows and doors to be wood with aluminum – clad Pella Lifestyle Series"

### **APPROVED**



6. Wilmington Historic District Boundary Expansion (2003)

City of Wilmington, North Carolina

Historic Preservation Commission

January 12, 2021

Zoned – Historic District – Residential (HD-R)

**c. 1996** (non-contributing but in the historic district)

Certificate of Appropriateness

208 North 6th Street

Wilmington, NC

Window replacement

"The applicant proposed to remove 14 wood windows and install new Pella Lifestyle series alum-clad wood windows"



7. Montgomery County Historic Preservation Commission/ February 24, 2021

Takoma Park, Maryland

Takoma Park Historic District

Contributing Structure

18 Hickory Avenue, Takoma Park, MD

c. 1888- Queen Ann Style Farm House

Replace existing vinyl windows with historically accurate and energy efficient windows" Staff Report

"At some point previously, a total of 20 (twenty) windows were removed and replaced with aluminum sash windows. The applicant proposes replacing these windows with one-over-one Pella Lifestyle Series Aluminum-clad wood windows to be installed into the existing openings."

### APPROVED



8. Historic Preservation Commission/ March 22, 2022

City of Plainfield, New Jersey

Van Wyck Historic District

414 Randolph Road, Plainfield, New Jersey

**c. 1941** – opted into the historic district as a contributing structure Applicant to replace existing windows and vinyl windows with Pella Lifestyle series aluminum clad wood windows"



9. Historic District Review Board/April 5, 2023

Town of Herndon, Virginia

610 Spring Street, Herndon, VA – Known as the historic Herndon Halloween House Contributing Structure

**c. 1898** – originally built as a one-story wood frame, one-room structure. 2<sup>nd</sup> story added in 1910 with additional additions later on. Folk Victorian Architectural Style. Staff comments, "Windows: the windows to be replaced are modern windows located on the south elevation which faces Spring Street at an angle. Proposed replacement windows are aluminum clad wood which have been considered an appropriate replacement material for windows within the historic district,"

"Proposal to replace existing opening for one set of double windows... the set of windows will be reduced to a single double-hung window with a new alignment on the wall. The window will be aluminum clad wood double hung (Pella Lifestyle Series).

#### **APPROVED**



10. Detroit Historic District Commission/February 24, 2020

Boston - Edison Historic District

City of Detroit, Michigan

748 Longfellow Street, Detroit, Michigan

c. 1911 - Prairie-Style House

#### Staff Report

"Replace awning windows at rear wing with new one over one wood double hung windows. Remove five (5) existing awning windows and install eight (8) double hung wood windows — each window unit will be a one-over-one, aluminum-clad double-hung window. Proposed Replacement Windows — Pella Lifestyle Series, double-hung wood interior with white aluminum clad exterior. HDC staff recommended the Commission issue a COA".

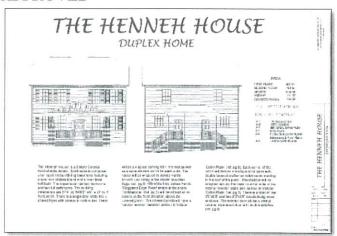
#### **APPROVED**

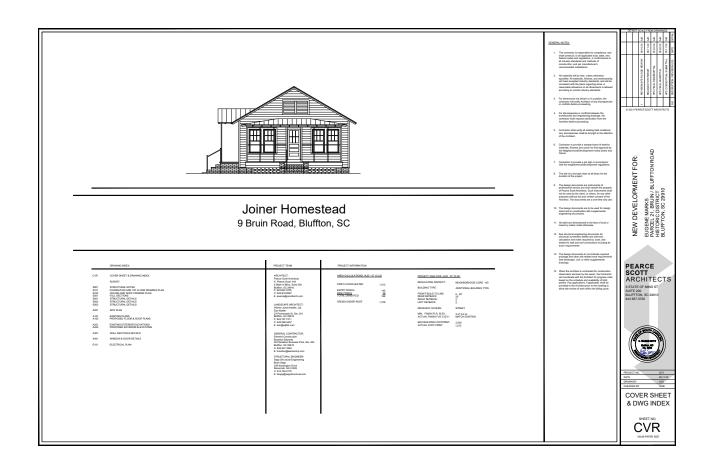


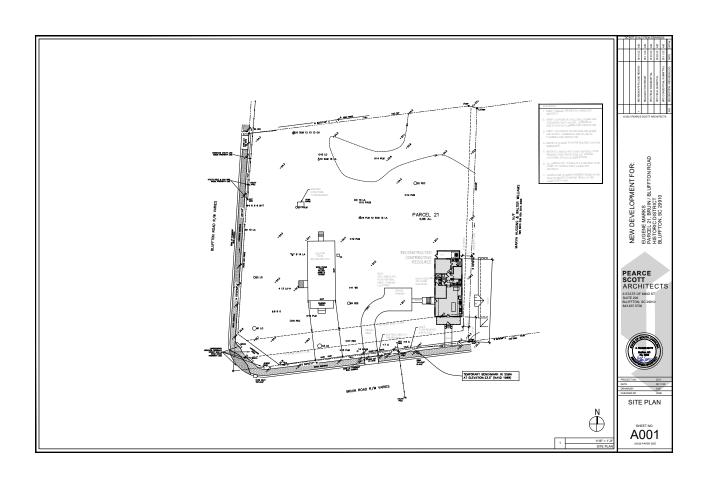
11. Forsyth County Historic Resource Commission/ September 20, 2020
 West End Historic Overlay District #41
 North Spring Street, Winston-Salem, North Carolina
 "The Henneh House – Duplex House" (New Construction- Non-Contributing)
 Colonial Revival

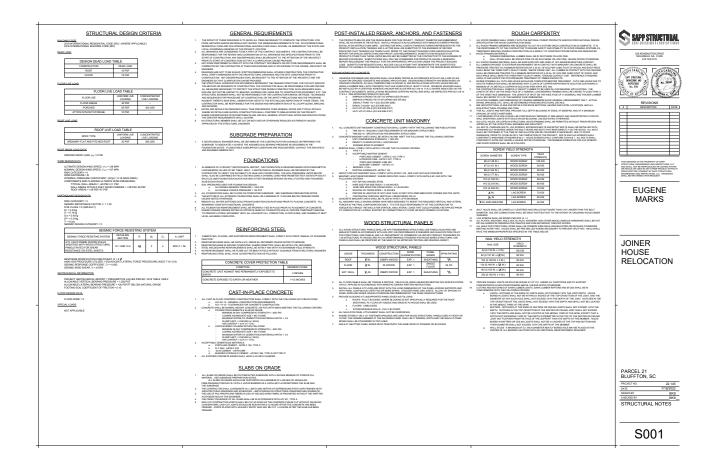
"Proposal to install twenty (20) new Pella Lifestyle Series double hung wood windows with the exterior white".

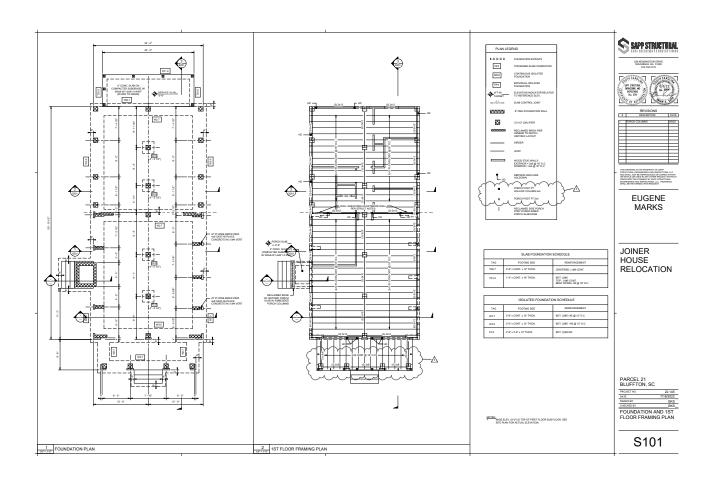
#### **APPROVED**

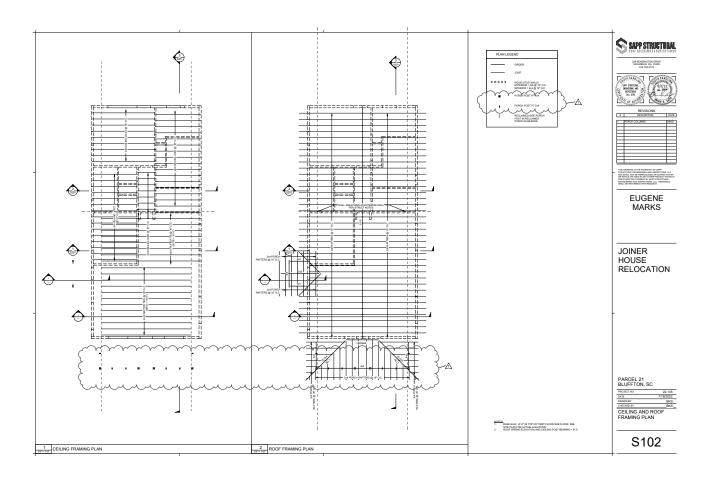


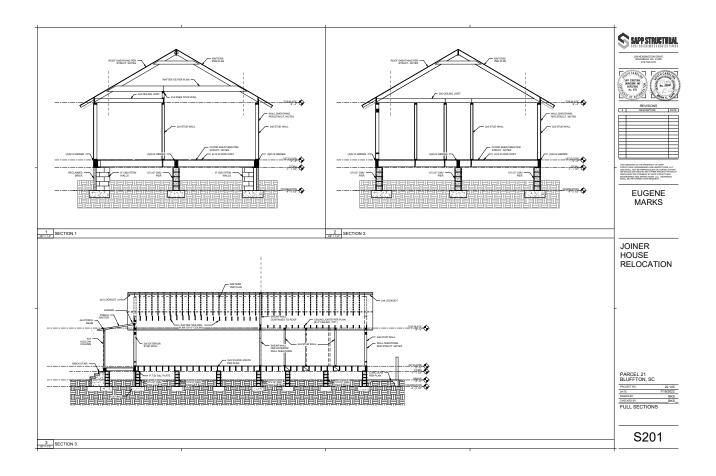


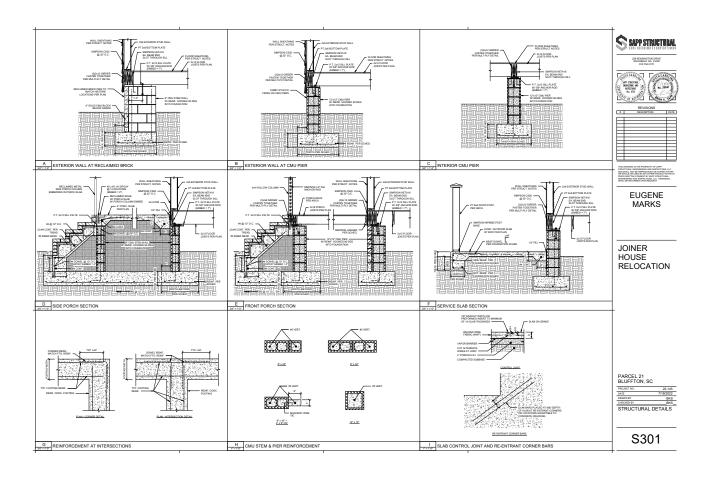


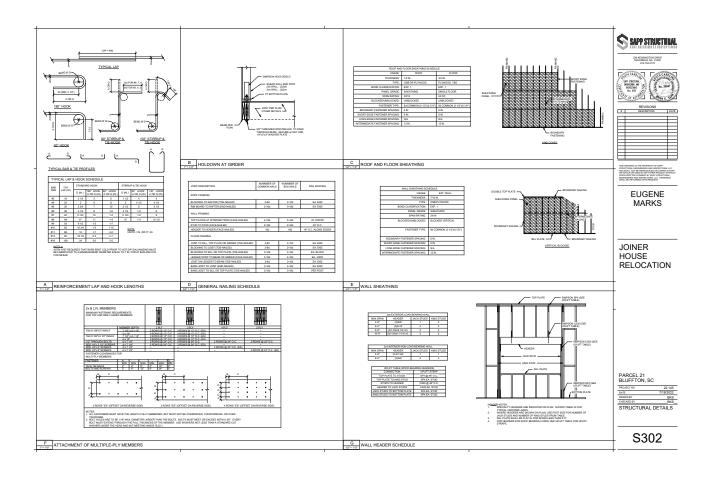


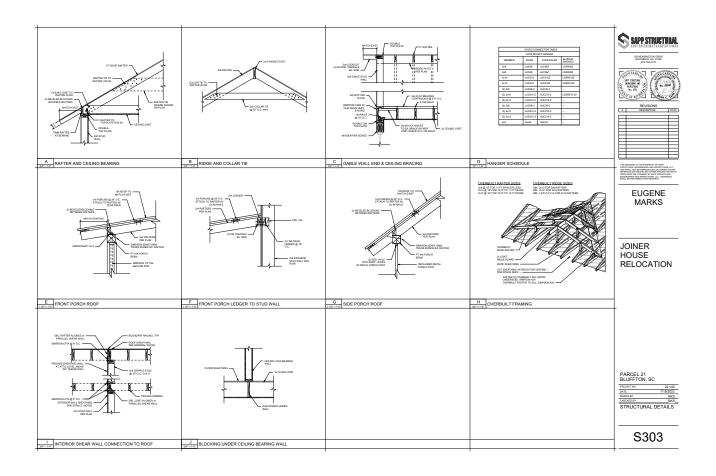


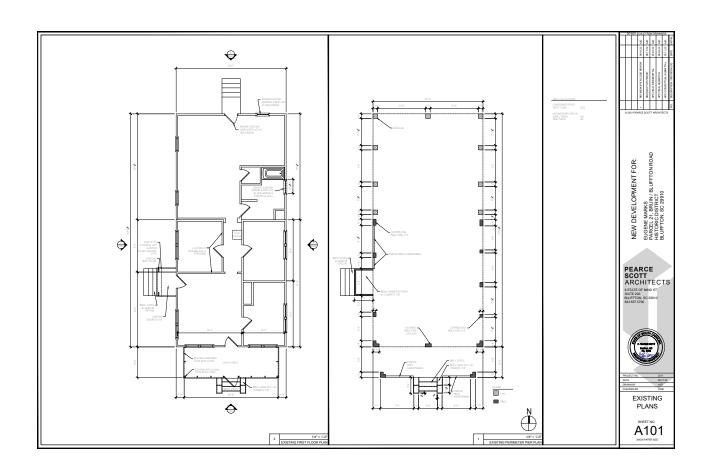


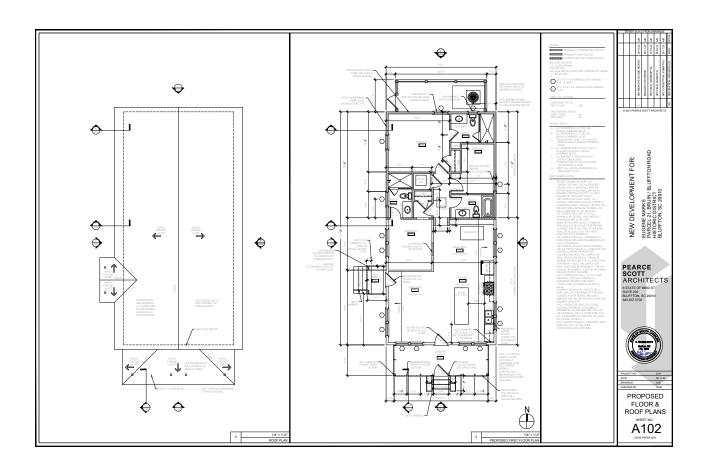






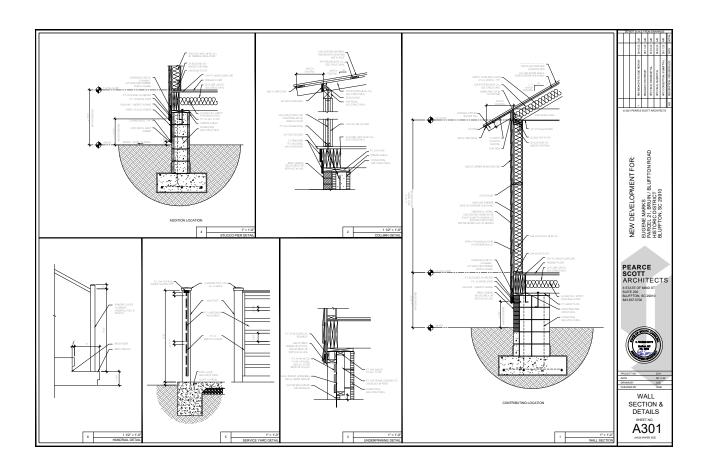


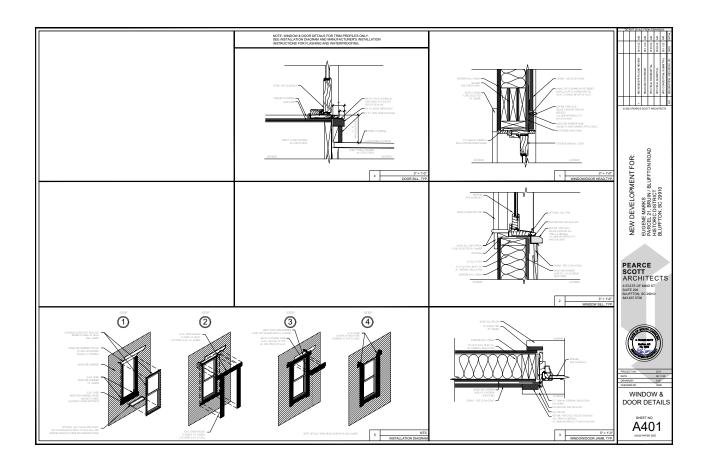


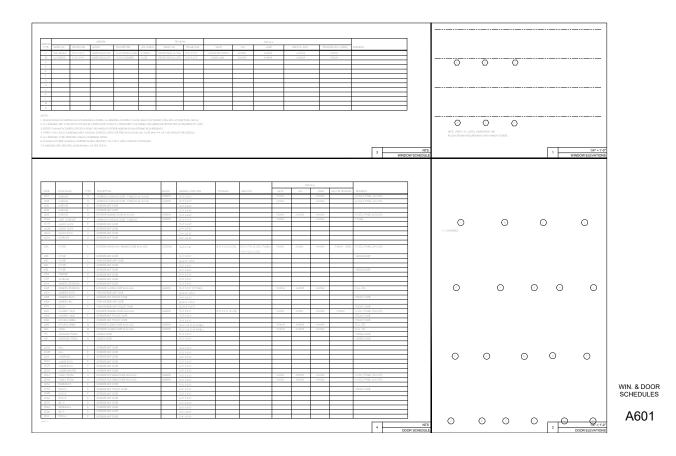


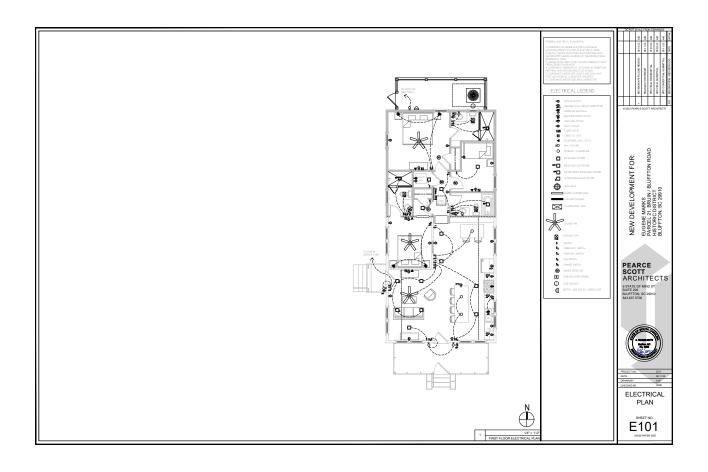














# Beaufort County, South Carolina

generated on 4/28/2023 10:35:42 AM EDT

Property ID (PIN)	Alternate ID (AIN)	Parce	Parcel Address				Data refreshed as of		Pay Year
R610 039 00A 0021 0000	00518871	00518871 209 BLUFF		FFTON RD, Town of Bluffton			2023	2023	2022
			Current Parce	l Informa	ition				
Owner	JOHA LLC		Property Class Code ResImp SingleFamily					nily	
Owner Address	55 FLICKER S BLUFFTON SC		Acreage .						
Legal Description	POR OF HUNT	ING ISLAN	ID TRACT POR OF	HUNTIN	G ISLAND TRA	СТ МОВ	ILE HOM	E SITE	
			Historic In	formation	n				
Tax Year	Land	d	Building	iorinatioi	Market		Taxes		Payment
2022	\$291,500		\$38,300		\$329,800	\$2,318.			\$2,318.88
2021	\$291,500		\$38,300		\$329,800		\$2,277.86		\$2,277.86
2020	\$291,500		\$38,300		\$329,800	\$1,030.32			\$1,030.32
2019	\$291,500		\$38,300		\$329,800	\$994.76			\$994.76
2018	\$291,500		\$38,300		\$329,800		\$973.49		\$973.49
2017	\$316,000		\$88,100	8	\$404,100		\$878.65		\$878.65
2016	\$316,000		\$88,100	1	\$404,100		\$877.37		\$877.37
2015	\$316,000		\$88,100		\$404,100	\$869.48			\$869.48
2014	\$316,000		\$88,100		\$404,100		\$835.73		\$835.73
2013	\$316,000		\$88,100		\$404,100		\$830.93		\$830.93
			Sales Dis	closure					
Grantor			Book & P		Date	Dood	Vacant		C-1- D :
SINGLETON DOROTH	HY J		4135 32		3/10/2022	<u>Deed</u> Fu	vacant		Sale Price
209 BRUIN ROAD LL	C		4218 5		3/10/2022	Qu		3	\$1,100,000
JOINER BESSIE HRS	OF % DOROTH	YJSIN			6/18/2020	Ma			\$10 \$0
UNKNOWN OWNER 00518871					12/31/1776	Or			\$0 \$0
					12/31/1776	Or			\$0
			Improve	ments					
Building		se Code scription	Constructed Year	Stories	s Room	S	Squar		mprovement Size

Footage

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RECORDED 2023 Mar -15 08:04 AM Seaufort COUNTY AUDITOR BEAUFORT COUNTY SC - ROD BK 4218 Pgs 0576-0578 2023006463 RED 02/14/2023 03:47:02 PM RCPT# 1120097 RECORDING FEES 15.00

ADD DM BEAUFO	IP Recon	d 3/14/202 UNTY TA	23 10:04:4 X MAP	4 AM REFEREN	NCE
Dist	Map	SMap	Parcel	Block	Week
R610	039	00A	0021	0000	00

STATE OF SOUTH CAROLINA	)
	)
COUNTY OF BEAUFORT	)

**QUIT-CLAIM DEED** 

NOW THEREFORE, know all men by these presents that 209 Bruin Road, LLC, hereinafter referred to as the "Grantor", in the State aforesaid for consideration of Ten and NO/100 (\$10.00) Dollars, intends to convey their interest to:

JOHA, LLC 55 Flicker Street Bluffton, SC 29910

Hereinafter referred to as the "Grantee". The Grantor has remised, released, and forever quit-claimed, and by these presents does remise, release and forever quit-claim unto the said Grantee, and its successors and assigns, forever, the following described property, to wit:

#### TAX MAP NUMBER: R610 039 00A 0021 0000

ALL that certain lot, tract or parcel of land situate, lying and being in the City of Bluffton, Beaufort County, South Carolina and being more particularly described as follows:

Commencing at a point at the intersection of the Northern right of way line of Bruin Road and the Eastern right of way line of Bluffton Road, said point also being the point of beginning; thence along the Eastern right of way line of Bluffton Road thence N 15°41'41" E a distance of 207.93 feet to an iron rebar; thence S 85°17'31" E a distance of 193.30 feet to a concrete monument; thence S 61°57'59" E a distance of 7.49 feet to an iron pipe; thence S 13°57'39" W a distance of 203.90 feet to a concrete monument; thence N 85°15'54" W a distance of 207.02 feet to a point, the point of beginning, having an area of 41,608 square feet or 0.955 acres.

This conveyance is made subject to all easements, restrictions, covenants and conditions of record and otherwise affecting the property.

This being the same property conveyed to Grantors by Deed of Dorothy J. Singleton as Representative of the Heirs at Law or Devisees of Bessie Joiner dated March 10, 2022 and recorded April 14, 2022 in the Office of the Register of Deeds for Beaufort County in Book 4135 at Page 3210.

This Deed was prepared in the office of Mikkelson Law Firm, LLC, 214 Bluffton Road, Bluffton, South Carolina 29910, without the benefit of title examination.

TOGETHER with all and singular, the rights, members, hereditaments, and appurtenances to the said premises belonging, or in anywise incident or appertaining;

TO HAVE AND TO HOLD, all and singular, the said premises before mentioned unto the said Grantee, and its successors and assigns forever; subject however to the rights, conditions and restrictions that constitute covenants running with the land, all as set forth herein.

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WITNESS Grantor's hand and seal this 14 day of February, 2022.
SIGNED, SEALED, AND DELIVERED IN THE PRESENCE OF:
GRANTORS:
(2) MICHELL (1) Works {L.S} WITNESS (Sign Name Above)  (2) WITNESS (Sign Name Above)  (3) Works {L.S} 209 Bruin Road, LLC By: Eugene Marks Its: Member
WITNESS TWO (Sign Name Above)  One of Besech V WITNESS TWO (Print Name Above)
STATE OF SC )  COUNTY OF Beaufort )  ACKNOWLEDGMENT
The foregoing instrument was acknowledged before me this 19 day of February.  2022 by 209 Bruin Road, LLC, by Eugene Marks, its Member.
(Notary Sign Above)  Notary Public for