

**Columbus Consolidated Government
Council Meeting Agenda Item**

TO:	Mayor and Councilors
AGENDA SUBJECT:	Encroachment Agreement with Jerry Lee Scott for the construction of a 5 ft retaining wall in front of the residence at 4626 Buckner Street.
AGENDA SUMMARY:	Approval is requested authorizing the execution of an Encroachment Agreement for the construction of a 5 ft retaining wall measured approximately 30 ft from centerline of Buckner Street in front of the residence at 4626 Buckner Street. The wall is approximately 41ft 6in in length.
INITIATED BY:	Department of Engineering

Recommendation: Approval is requested authorizing the execution of an Encroachment Agreement with Jerry Lee Scott for the construction of a 5 ft retaining wall in front of 4626 Buckner Street measured approximately 30 ft from the centerline.

Background: The Department of Engineering has received a request from Jerry Lee Scott to allow the concrete retaining wall that was constructed on the City right-of-way to remain. Mr. Scott states that he was experiencing drainage and erosion problems threatening the foundation of the residence at that location.

Analysis: An as-built drawing is attached outlining the constructed improvements, The City has authorized this type of encroachment work in the past. The agreement allows for the retaining wall to remain in place at risk to the owner of the property should it be damaged or require removal in the future.

Financial Considerations: There are no financial obligations for the City.

Legal Considerations: Council must approve all permanent encroachments onto public property.

Recommendation/Action: Approval is requested authorizing the execution of an Encroachment Agreement with Jerry Lee Scott for the construction of a 5 ft retaining wall in front of 4626 Buckner Street measured approximately 30 ft from the centerline.

A RESOLUTION

NO.

A RESOLUTION OF THE COUNCIL OF COLUMBUS, GEORGIA AUTHORIZING AN ENCROACHMENT ON THE RIGHT OF WAY OF 4626 BUCKNER STREET; AUTHORIZING THE EXECUTION OF AN ENCROACHMENT AGREEMENT WITH OWNER, JERRY LEE SCOTT FOR CONSTRUCTION, MAINTENANCE AND REPAIR OF SUCH IMPROVEMENTS.

WHEREAS, the owner of the property at 4626 Buckner Street has requested allowance of a 5 ft. retaining wall constructed on the right-of-way of Buckner Street to remain; and,

WHEREAS, the retaining wall was not permitted for the construction; and,

WHEREAS, the owners understand the risk of damage or requirement to be removed should it be necessary.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF COLUMBUS, GEORGIA, AS FOLLOWS:

That the City Manager is authorized to execute an Encroachment Agreement with Jerry Lee Scott for the construction, repair and maintenance of a 5 ft. retaining wall in front of 4626 Buckner Street.

Introduced at a regular meeting of the Council of Columbus, Georgia held on the _____ day of _____, 2022 and adopted at said meeting by the affirmative vote of ten members of said Council.

Councilor Allen voting	_____.
Councilor Barnes voting	_____.
Councilor Crabb voting	_____.
Councilor Davis voting	_____.
Councilor Garrett voting	_____.
Councilor House voting	_____.
Councilor Huff voting	_____.
Councilor Thomas voting	_____.
Councilor Tucker voting	_____.
Councilor Woodson voting	_____.

Sandra T. Davis, Clerk of Council

B.H. "Skip" Henderson, III, Mayor