



or with such minor changes therein as shall be approved by the officials of the County executing the Agreement, their execution thereof to constitute conclusive evidence of their approval of any and all changes or revisions therein from the form of the Agreement attached to this ordinance.

(B) Council approves the granting of an easement as described and provided for in the Agreement.

**Section 3. Authority to act.**

The Council Chair, the Clerk to Council, the County Administrator, the Deputy County Administrator, and County Attorney each are authorized to take such actions and to execute such documents as may be necessary to effectuate the purposes of this ordinance.

**Section 4. Severability.**

If any section, subsection or clause of this ordinance is held to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected.

**Section 5. Conflicting provisions.**

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, resolutions or orders, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

**Section 6. Effective date.**

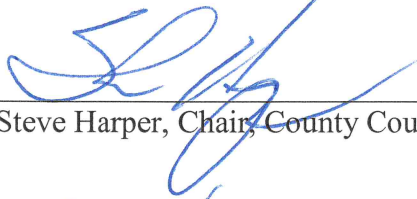
This ordinance is effective upon Third Reading.

SIGNATURES FOLLOW ON NEXT PAGE.

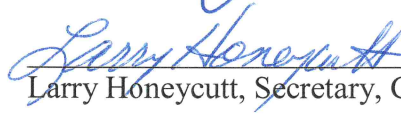
**AND IT IS SO ORDAINED**

Dated this 24<sup>th</sup> day of FEBRUARY, 2020.

**LANCASTER COUNTY, SOUTH CAROLINA**

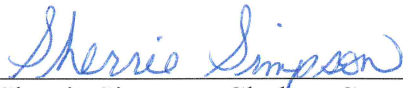


Steve Harper, Chair, County Council



Larry Honeycutt, Secretary, County Council

ATTEST:



Sherrie Simpson, Clerk to Council

First Reading: January 27, 2020  
Second Reading: February 10, 2020  
Public Hearing: February 24, 2020  
Third Reading: February 24, 2020

Approved as to form:

  
John DuBose, County Attorney

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**Exhibit A to Ordinance No. 2020 - 1647**

**Form of Easement Agreement  
Lancaster County and Comporium Communications  
2057 Pageland Highway Easement**

See attached.

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# Exhibit A

E-7  
(02/17)

## GENERAL EASEMENT

STATE SOUTH )  
CAROLINA )  
COUNTY OF Lancaster )

\$ 1.00

Project/Job Order # 20-20-0805

Received of COMPORIUM COMMUNICATIONS

One and 00/100 Dollars, in consideration of which the undersigned hereby grants unto said Company, its respective successors, assigns, lessees, and agents, a right-of-way and easement to construct, reconstruct, and maintain lines for communications purposes consisting of such wires and cables mounted on poles, placed in conduit, and/or buried, and such poles, guys, anchors, conduits, terminal housings, and other fixtures and appurtenances as the grantee may from time to time require upon, across, over, and/or under the property which they own or in which they have any interest in the Township of Lancaster County of Lancaster, State of South Carolina, said right-of-way and easement to be located as follows: Permission to place communications equipment and facilities onto the property of 2057 Pageland Hwy Lancaster SC, 29720 See "Exhibit A" attachment for more detailed information.

and upon, along, and/or under the roads, streets, or highways adjoining or through said property, together with the following rights: to clear and keep clear all trees, under-growth, or other obstructions within said right of way; to trim any trees along said lines so as to keep the wires and cables cleared at least thirty-six inches; to permit the attachment of, and/or carry in conduit, wires and cables of any other person or company for communication purposes or for the transmission and distribution of electric power; and, on the property adjacent to said line for any and all anchors and guy wires that may be reasonably necessary; and of ingress and egress to said line at all times for the purposes herein granted. The grantor for his, her heirs, executors, administrators, successors, and assigns hereby covenants that no wire line will be erected or permitted on said property which in the judgment of the grantee, its successors, and assigns, will interfere with its service or endanger its lines. Reserving however, to the grantor the right to cultivate and use the ground within the limits of said right of way, provided that such use does not interfere with or obstruct the rights herein granted, and provided further, that the grantor shall not build, create, or construct, nor permit others to build, create or construct, any building or other structure or obstruction on, over, or under said line or lines which may interfere with the construction, operation, or maintenance thereof. Said sum being received in full payment for the rights herein granted.

The undersigned warrants that it is the sole, fee simple owner of the Property, that it has the unqualified right and power regarding the Property to grant the easement and right-of-way set forth herein and that it will defend and indemnify the grantee against any and all persons who may claim otherwise.

WITNESS his/her hand and seal as of the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

(Post Office Address of first Grantor)

Witness:

\_\_\_\_\_  
(1<sup>st</sup> Witness Signature)

By: (sign) \_\_\_\_\_  
(Grantor)

\_\_\_\_\_  
(2<sup>nd</sup> Witness Signature)

(print name) \_\_\_\_\_  
(Grantor)



STATE OF SOUTH )  
CAROLINA )  
COUNTY OF YORK )

PROBATE

Personally appeared before me \_\_\_\_\_ and made  
(1<sup>st</sup> Witness Name)  
oath that he saw the within named \_\_\_\_\_  
(Grantor)  
sign, seal, and as their act and deed deliver the within written instrument; and that together he/she  
with the other witness who signed above witnessed the execution thereof.

SWORN to before me this \_\_\_\_\_  
day of \_\_\_\_\_ A.D. 20 \_\_\_\_\_  
(1<sup>st</sup> Witness Signature)  
\_\_\_\_\_  
(SEAL)  
Notary Public (affix seal)  
My commission expires: \_\_\_\_\_

STATE OF SOUTH )  
CAROLINA )  
COUNTY OF YORK )  
PROBATE

TELEPHONE COMPANY REFERENCE DATA

Serial No. \_\_\_\_\_ File No. \_\_\_\_\_  
Name and Address of Grantor(s) \_\_\_\_\_  
Location \_\_\_\_\_  
Line \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_

Exhibit A

Legend:

 = 10'

