

**PETITION – STORMWATER FACILITY
MAINTENANCE REQUEST**



TO: THE CITY OF MYRTLE BEACH, PUBIC WORKS DEPARTMENT:

We, the undersigned, being landowners of record of property abutting the stormwater control structures and open channel stormwater conveyance system illustrated on Exhibit A:

(Narrative Describing Exhibit A)

in Myrtle Beach, South Carolina, do hereby petition the City of Myrtle Beach to consider a stormwater facility maintenance request within the public right-of-way or right-of-way easements along the above-described stormwater control structures and open channel stormwater conveyance system.

In so petitioning, we understand that we may be asked to dedicate permanent right-of-way easements to the City of Myrtle Beach for its use in maintaining the above-described stormwater control structures and open channel stormwater conveyance system, and that the project will not go forward unless and until all of such easements have been so dedicated, and it is our present intention to make such required dedications.

We further understand that the above-described stormwater control structures and open channel stormwater conveyance system held in in private ownership by landowner(s) must satisfy qualifying criteria to be eligible for consideration of the City of Myrtle Beach performing permanent maintenance activities.

It is further understood that a third-party or group of property owner(s) must satisfy qualifying criteria prior to receiving permission by the City of Myrtle Beach for right-of-entry onto City property for the purpose of performing stormwater maintenance activities above and beyond what is planned and budgeted by City of Myrtle Beach Public Works Department for the above-described city-owned stormwater control structures and open channel stormwater conveyance system held in public ownership, and that a stormwater facility maintenance agreement must be submitted for review and approval by the City of Myrtle Beach.

We further understand that the type and frequency of permanent maintenance activities for the above-described stormwater control structures and open channel stormwater conveyance system are solely determined by the City of Myrtle Beach.

We further understand that the abutting property landowner(s) assume any and all costs associated with the following actions: upgrading stormwater control structures and open channel stormwater conveyance systems currently held in private ownership by landowner(s) to become compliant with City of Myrtle Beach standards and specifications, adherence to requirements of Chapter

18 of the City of Myrtle Beach Code of Ordinances, and providing adequate maintenance access for City of Myrtle Beach crews and equipment. Encroachments deemed to interfere with maintenance access will not be permitted within dedicated easement areas.

We further understand that seventy-five (75%) percent of the abutting property landowner(s) of the above-described stormwater control structures and open channel stormwater conveyance systems must indicate their desire for stormwater maintenance activities.

It is further understood that only one property landowner per property, including non-resident owners who are City of Myrtle Beach residents, must sign the petition with only one vote per property counted.

Finally, we understand that the City reserves the right to proceed, or not to proceed, with the decision to accept stormwater facility maintenance requests, in its sole discretion. Shall this stormwater facility maintenance request satisfy all qualifying criteria, the Public Works Department will submit the request to City Council for their consideration. City Council may approve by motion the (1) dedication of above-described stormwater control structures and open channel stormwater conveyance systems currently held in private ownership by landowner(s) to the City of Myrtle Beach for permanent maintenance, or the (2) fully executed stormwater facility maintenance agreement(s) for a third-party or group of property owner(s) to provide an increased level of service regarding the above-described city-owned stormwater control structures and open channel stormwater conveyance systems held in public ownership.

IN WITNESS WHEREOF, we, the undersigned petitioners, have executed the above and foregoing Petition this _____ day of _____, 20_____.

NOTE: Only one property owner per property, including non-resident owners who are Overland Park residents, needs to sign.

	Legal Signature/Print	Residence or Mailing Address	Date/Time of Signing Petition	Address of Property
1.	_____ Print Name	_____	_____	_____
	_____ Signature			
2.	_____ Print Name	_____	_____	_____
	_____ Signature			
3.	_____ Print Name	_____	_____	_____
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4.	_____ Print Name	_____	_____	_____
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5.	_____ Print Name	_____	_____	_____
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6.	_____ Print	_____	_____	_____
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7.	_____ Print	_____	_____	_____
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9.	_____ Print	_____	_____	_____
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10.	_____ Print	_____	_____	_____
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Legal Signature/Print	Residence or Mailing Address	Date/Time of Signing Petition	Address of Property
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Print Name			
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Legal Signature/Print	Residence or Mailing Address	Date/Time of Signing Petition	Address of Property
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Return to : City of Myrtle Beach
Public Works Director
PO Box 2468
Myrtle Beach, SC 29578

VERIFICATION

STATE OF SOUTH CAROLINA

COUNTY OF HORRY

I, _____, being first duly sworn upon my oath dispose and say that I have personally witnessed the signing of the petition by each person whose name appears hereon, that I am an owner of property located within the stormwater facility maintenance request area, that the signatures and addresses of the signers hereto are genuine, and that I am one of the signers of the petition.

Signature

IN SITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Notary Public

My appointment/commission expires:
