

STATE OF GEORGIA
COUNTY OF FULTON

A RESOLUTION TO APPROVE THE APPROPRIATION OF CERTAIN PROPERTY RIGHTS AND INTERESTS LOCATED AT 5400 ROSWELL ROAD THROUGH THE USE OF EMINENT DOMAIN

WHEREAS, the City of Sandy Springs (“City”) has determined it is necessary to construct certain improvements to the intersection of Glenridge Drive and Roswell Road (T-043 Roswell Road-Glenridge Drive Intersection Realignment Project) (“Project”); and

WHEREAS, in order to construct the Project, certain property rights and interests are required over, under, and through the property located at 5400 Roswell Road within the City, more particularly described in Exhibit “A” attached to this resolution; and

WHEREAS, the Mayor and Council have considered the Project and determined that appropriation of the property rights and interests is necessary and must be carried out expeditiously to ensure timely completion of the Project; and

WHEREAS, the Mayor and City Council find that the circumstances are such that it is necessary to proceed with appropriation under eminent domain provisions of Article 1 of Chapter 3 of Title 32 of the Official Code of Georgia Annotated (“Georgia Code”).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SANDY SPRINGS, GEORGIA, AS FOLLOWS:

1. The City Attorney’s office is hereby authorized to acquire through the use of eminent domain pursuant to Title 32 of the Georgia Code the necessary property rights and interests over, under, and across the property located at 5400 Roswell Road in order to ensure that the City acquires free and clear title to such rights and interests and to ensure the timely completion of the City’s improvements project at the intersection of Glenridge Drive and Roswell Road; and
2. The City Manager and City Attorney are hereby authorized to take such actions as may be necessary to effectuate the intent of this resolution.

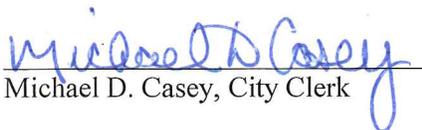
RESOLVED this the 16th day of January, 2018.

Approved:



Russell K. Paul, Mayor

Attest:



Michael D. Casey, City Clerk

(Seal)



EXHIBIT "A"

LEGAL DESCRIPTION/REQUIRED RIGHT OF WAY
CITY OF SANDY SPRINGS
FULTON COUNTY, GEORGIA
PROJECT: PI 0013194 ROSWELL ROAD – GLENRIDGE DRIVE INTERSECTION REALIGNMENT

PARCEL NO. 2/ROUND HILL CONDOMINIUM ASSOCIATIONS, INC.

REQUIRED RIGHT OF WAY

ALL THAT TRACT or parcel lying and being in Land Lots 91 and 92 of the 17th District, City of Sandy Springs, Fulton County Georgia and being more particularly described as follows:

BEGINNING at a point 33.54 feet left and opposite of Station 204+37.01 on City of Sandy Springs-Glenridge Drive at Roswell Road Intersection Improvement project No. T-0043 (N 1419324.4816 E 2232066.1152); running thence N 47°36'17.8" W a distance of 5.02 feet to a point 38.50 feet left of and opposite station 204+37.79 on said construction centerline laid out for ROSWELL ROAD; thence N 33°26'48.2" E a distance of 82.67 feet to a point 38.50 feet left of and opposite station 205+20.46 on said construction centerline laid out for ROSWELL ROAD; thence northeasterly 225.230 feet along the arc of a curve (said curve having a radius of 931.500 feet and a chord distance of 224.682 feet on a bearing of N 26°31'11.5" E) to the point 38.50 feet left of and opposite station 207+55.00 on said construction centerline laid out for ROSWELL ROAD; thence N 70°24'25.2" W a distance of 9.50 feet to a point 48.00 feet left of and opposite station 207+55.00 on said construction centerline laid out for ROSWELL ROAD; thence northeasterly 99.804 feet along the arc of a curve (said curve having a radius of 922.000 feet and a chord distance of 99.755 feet on a bearing of N 16°29'30.9" E) to the point 48.00 feet left of and opposite station 208+60.00 on said construction centerline laid out for ROSWELL ROAD; thence S 76°36'32.9" E a distance of 8.50 feet to a point 39.50 feet left of and opposite station 208+60.00 on said construction centerline laid out for ROSWELL ROAD; thence northeasterly 81.539 feet along the arc of a curve (said curve having a radius of 930.500 feet and a chord distance of 81.513 feet on a bearing of N 10°52'49.8" E) to the point 39.50 feet left of and opposite station 209+45.00 on said construction centerline laid out for ROSWELL ROAD; thence N 8°32'16.2" W a distance of 34.73 feet to a point 49.00 feet left of and opposite station 209+80.00 on said construction centerline laid out for ROSWELL ROAD; thence northeasterly 48.191 feet along the arc of a curve (said curve having a radius of 921.000 feet and a chord distance of 48.185 feet on a bearing of N 4°48'13.5" E) to the point 49.00 feet left of and opposite station 210+30.75 on said construction centerline laid out for ROSWELL ROAD; thence S 34°57'28.0" E a distance of 23.84 feet to a point 34.05 feet left of and opposite station 210+11.36 on said construction centerline laid out for ROSWELL ROAD; thence southwesterly 473.253 feet along the arc of a curve (said curve having a radius of 920.065 feet and a chord distance of 468.053 feet on a bearing of S 18°50'31.0" W) to the point 33.35 feet left of and opposite station 205+21.26 on said construction centerline laid out for ROSWELL ROAD; thence S 33°34'38.8" W a distance of 84.23 feet back to the point of beginning.

Said Tract contains 4541.331 Square Feet or 0.104 Acres of land, more or less.

LEGAL DESCRIPTION/PERMANENT EASEMENT

CITY OF SANDY SPRINGS

FULTON COUNTY, GEORGIA

PROJECT: PI 0013194 ROSWELL ROAD – GLENRIDGE DRIVE INTERSECTION REALIGNMENT

PARCEL NO. 2/ROUND HILL CONDOMINIUM ASSOCIATION, INC.

REQUIRED PERMANENT EASEMENT – TRACT 1

ALL THAT TRACT or parcel lying and being in Land Lot 92 of the 17th District, City of Sandy Springs, Fulton County Georgia and being more particularly described as follows:

BEGINNING at a point 38.50 feet left and opposite of Station 104+37.79 on City of Sandy Springs Glenridge Drive at Roswell Road Intersection Improvement project No. T-0043 (N 1419327.8649 E 2232062.4094); running thence N 47°36'17.8" W a distance of 6.58 feet to a point 45.00 feet left of and opposite station 204+38.81 on said construction centerline laid out for ROSWELL ROAD; thence N 33°26'48.2" E a distance of 81.66 feet to a point 45.00 feet left of and opposite station 205+20.47 on said construction centerline laid out for ROSWELL ROAD; thence northeasterly 223.651 feet along the arc of a curve (said curve having a radius of 925.000 feet and a chord distance of 223.106 feet on a bearing of N 26°31'10.6" E) to the point 45.00 feet left of and opposite station 207+55.00 on said construction centerline laid out for ROSWELL ROAD; thence S 70°24'25.2" E a distance of 6.50 feet to a point 38.50 feet left of and opposite station 207+55.00 on said construction centerline laid out for ROSWELL ROAD; thence southwesterly 225.230 feet along the arc of a curve (said curve having a radius of 931.500 feet and a chord distance of 224.682 feet on a bearing of S 26°31'11.5" W) to the point 38.50 feet left of and opposite station 205+20.46 on said construction centerline laid out for ROSWELL ROAD; thence S 33°26'48.2" W a distance of 82.67 feet back to the point of beginning.

Said Tract Containing 1992.945 Square Feet or 0.046 acres more or less.

REQUIRED PERMANENT EASEMENT – TRACT 2

ALL THAT TRACT or parcel lying and being in Land Lot 92 of the 17th District, City of Sandy Springs, Fulton County Georgia and being more particularly described as follows:

BEGINNING at a point 48.00 feet left and opposite of Station 207+99.95 on City of Sandy Springs Glenridge Drive at Roswell Road Intersection Improvement project No. T-0043 (N 1419641.6415 E 2232212.7376); running thence N 52°56'33.2" W a distance of 44.21 feet to a point 89.38 feet left of and opposite station 208+16.70 on said construction centerline laid out for ROSWELL ROAD; thence N 37°03'26.8" E a distance of 9.00 feet to a point 86.10 feet left of and opposite station 208+25.91 on said construction centerline laid out for ROSWELL ROAD; thence S 52°56'33.2" E a distance of 40.86 feet to a point 48.00 feet left of and opposite station 208+10.05 on said construction centerline laid out for ROSWELL ROAD; thence southwesterly 9.603 feet along the arc of a curve (said curve having a radius of 922.000 feet and a chord distance of 9.603 feet on a bearing of S 16°38'22.8" W) back to the point of beginning.

Said tract Containing 382.757 Square Feet or 0.009 acres more or less.

REQUIRED PERMANENT EASEMENT – TRACT 3

ALL THAT TRACT or parcel lying and being in Land Lots 91 and 92 of the 17th District, City of Sandy Springs, Fulton County Georgia and being more particularly described as follows:

BEGINNING at a point 48.00 feet left and opposite of Station 208+60.00 on City of Sandy Springs Glenridge Drive at Roswell Road Intersection Improvement project No. T-0043 (N 1419696.7262 E 2232227.6671); running thence N 14°14'43.9" E a distance of 61.95 feet to a point 45.00 feet left of and opposite station 209+25.00 on said construction centerline laid out for ROSWELL ROAD; thence N 2°28'24.3" E a distance of 104.47 feet to a point 52.00 feet left of and opposite station 210+34.78 on said construction centerline laid out for ROSWELL ROAD; thence S 34°57'23.7" E a distance of 4.86 feet to a

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point 49.00 feet left of and opposite station 210+30.75 on said construction centerline laid out for ROSWELL ROAD; thence southwesterly 48.191 feet along the arc of a curve (said curve having a radius of 921.000 feet and a chord distance of 48.185 feet on a bearing of S 4°48'13.5" W) to the point 49.00 feet left of and opposite station 209+80.00 on said construction centerline laid out for ROSWELL ROAD; thence S 8°32'16.2" E a distance of 34.73 feet to a point 39.50 feet left of and opposite station 209+45.00 on said construction centerline laid out for ROSWELL ROAD; thence southwesterly 81.539 feet along the arc of a curve (said curve having a radius of 930.500 feet and a chord distance of 81.513 feet on a bearing of S 10°52'49.8" W) to the point 39.50 feet left of and opposite station 208+60.00 on said construction centerline laid out for ROSWELL ROAD; thence N 76°36'32.9" W a distance of 8.50 feet back to the point of beginning.

Said Tract Containing 837.456 Square Feet or 0.019 acres more or less.