

STATE OF GEORGIA
COUNTY OF FULTON

A RESOLUTION TO APPROVE THE APPROPRIATION OF CERTAIN PROPERTY RIGHTS AND INTERESTS LOCATED AT 135 MT. VERNON HIGHWAY THROUGH THE USE OF EMINENT DOMAIN

WHEREAS, the City of Sandy Springs (“City”) has determined it is necessary to construct certain streetscape improvements along Sandy Springs Circle (CC-10 Sandy Springs Circle Streetscape 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 135 Mt. Vernon Highway 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 135 Mt. Vernon Highway 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 along Sandy Springs Circle; 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.

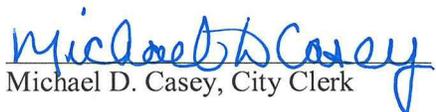
RESOLVED this the 6th day of February, 2018.

Approved:



Russell K. Paul, Mayor

Attest:


Michael D. Casey, City Clerk

(Seal)



EXHIBIT "A"

LEGAL DESCRIPTION/ EASEMENT FOR CONSTRUCTION AND MAINTENANCE OF SLOPES

CITY OF SANDY SPRINGS

FULTON COUNTY, GEORGIA

PROJECT: CC-0010 SANDY SPRINGS CIRCLE STREETSCAPE FROM HAMMOND TO MOUNT VERNON

135 MOUNT VERNON HWY - PARCEL NO. 11/ RICHARD BEAVERS

ALL THAT TRACT or parcel of land lying and being in Land Lot 89 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 right and opposite of Station 89+00.00 on Sandy Springs Circle Streetscape from Hammond to Mount Vernon Project No.CC-0010 (N 1427231.900719 E 2231052.355357); THENCE a Bearing of NORTH 26 DEGREES 18 MINUTES 27.5 SECONDS EAST and Distance of 73.128 feet; THENCE a Bearing of NORTH 80 DEGREES 46 MINUTES 53.0 SECONDS EAST and Distance of 30.433 feet; THENCE a Bearing of SOUTH 55 DEGREES 07 MINUTES 59.7 SECONDS W and Distance of 6.751 feet; THENCE a Bearing of SOUTH 55 DEGREES 07 MINUTES 59.7 SECONDS WEST and Distance of 20.261 feet; THENCE a Bearing of SOUTH 26 DEGREES 18 MINUTES 35.8 SECONDS WEST and Distance of 18.984 feet; THENCE a Bearing of SOUTH 86 DEGREES 20 MINUTES 00.3 SECONDS WEST and Distance of 8.922 feet; THENCE a Bearing of SOUTH 6 DEGREES 19 MINUTES 33.1 SECONDS EAST and Distance of 1.354 feet; THENCE a Bearing of SOUTH 84 DEGREES 08 MINUTES 52.8 SECONDS WEST and Distance of 9.450 feet; THENCE a Bearing of SOUTH 4 DEGREES 17 MINUTES 11.3 SECONDS EAST and Distance of 13.557 feet; THENCE a Bearing of NORTH 85 DEGREES 53 MINUTES 26.1 SECONDS EAST and Distance of 3.595 feet; THENCE a Bearing of SOUTH 26 DEGREES 18 MINUTES 27.5 SECONDS W and Distance of 37.659 feet; THENCE a Bearing of NORTH 10 DEGREES 09 MINUTES 41.8 SECONDS W and Distance of 5.047 feet; THENCE a Bearing of NORTH 63 DEGREES 41 MINUTES 32.5 SECONDS WEST and Distance of 7.000 feet to a point and POINT OF BEGINNING. **Said parcel contains 864.104 Square Feet, more or less.**

LEGAL DESCRIPTION/ REQUIRED RIGHT OF WAY

CITY OF SANDY SPRINGS

FULTON COUNTY, GEORGIA

PROJECT: CC-0010 SANDY SPRINGS CIRCLE STREETSCAPE FROM HAMMOND TO MOUNT VERNON

135 MOUNT VERNON HWY - PARCEL NO. 11/ RICHARD BEAVERS

ALL THAT TRACT or parcel of land lying and being in Land Lot 89 of the 17th District, City of Sandy Springs, Fulton County, Georgia and being more particularly described as follows:

BEGINNING at a point 45.00 feet right and opposite of Station 88+44.47 on City of Sandy Springs Sandy Springs Circle Streetscape from Hammond to Mount Vernon Project No.CC-0010 (N 1427183.452533 E 2231025.056121); THENCE a Bearing of NORTH 26 DEGREES 18 MINUTES 27.5 SECONDS EAST and Distance of 126.515 feet; THENCE a Bearing of NORTH 80 DEGREES 46 MINUTES 53.0 SECONDS EAST and Distance of 3.686 feet; THENCE a Bearing of SOUTH 26 DEGREES 18 MINUTES 27.5 SECONDS WEST and Distance of 73.128 feet; THENCE a Bearing of SOUTH 63 DEGREES 41 MINUTES 32.5 SECONDS EAST and Distance of 7.000 feet; THENCE a Bearing of SOUTH 10 DEGREES 09 MINUTES 41.8 SECONDS EAST and Distance of 28.601 feet; THENCE a Bearing of SOUTH 58 DEGREES 23 MINUTES 10.5 SECONDS WEST and Distance of 30.127 feet; THENCE a Bearing of SOUTH 83 DEGREES 49 MINUTES 48.5 SECONDS WEST and Distance of 13.039 feet to a point and POINT OF BEGINNING. **Said parcel contains 1,165.199 Square Feet, more or less.**

LEGAL DESCRIPTION/ EASEMENT FOR CONSTRUCTION AND DEMOLITION

CITY OF SANDY SPRINGS

FULTON COUNTY, GEORGIA

PROJECT: CC-0010 SANDY SPRINGS CIRCLE STREETSCAPE FROM HAMMOND TO MOUNT VERNON

135 MOUNT VERNON HWY - PARCEL NO. 11/ RICHARD BEAVERS

ALL THAT TRACT or parcel of land lying and being in Land Lot 89 of the 17th District, City of Sandy Springs, Fulton County, Georgia and being more particularly described as follows:

BEGINNING at a point 56.00 feet right and opposite of Station 88+51.473 on Sandy Springs Circle Streetscape from Hammond to Mount Vernon Project No.CC-0010 (N 1427184.853950 E 2231038.019910); THENCE a Bearing of NORTH 58 DEGREES 23 MINUTES 10.5 SECONDS EAST and Distance of 30.127 feet; THENCE a Bearing of NORTH 10 DEGREES 09 MINUTES 41.8 SECONDS WEST and Distance of 23.554 feet; THENCE a Bearing of NORTH 26 DEGREES 18 MINUTES 27.5 SECONDS EAST and Distance of 37.659 feet; THENCE a Bearing of SOUTH 85 DEGREES 53 MINUTES 26.1 SECONDS WEST and Distance of 3.595 feet; THENCE a Bearing of NORTH 4 DEGREES 17 MINUTES 11.3 SECONDS WEST and Distance of 13.557 feet; THENCE a Bearing of NORTH 84 DEGREES 08 MINUTES 52.8 SECONDS EAST and Distance of 9.450 feet; THENCE a Bearing of NORTH 6 DEGREES 19 MINUTES 33.1 SECONDS WEST and Distance of 1.354 feet; THENCE a Bearing of NORTH 86 DEGREES 20 MINUTES 00.3 SECONDS EAST and Distance of 8.922 feet; THENCE a Bearing of NORTH 26 DEGREES 18 MINUTES 35.8 SECONDS EAST and Distance of 18.984 feet; THENCE a Bearing of NORTH 55 DEGREES 07 MINUTES 59.7 SECONDS EAST and Distance of 20.261 feet; THENCE a Bearing of NORTH 80 DEGREES 46 MINUTES 53.0 SECONDS EAST and Distance of 15.663 feet; THENCE a Bearing of SOUTH 3 DEGREES 08 MINUTES 51.8 SECONDS WEST and Distance of 110.838 feet; THENCE a Bearing of SOUTH 83 DEGREES 49 MINUTES 48.5 SECONDS WEST and Distance of 86.661 feet to a point and POINT OF BEGINNING. **Said parcel contains 5,986.00 square feet, more or less.**