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**CITY COUNCIL AGENDA ITEM**

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**TO:** Mayor & City Council

**DATE:** November 12, 2014

**FROM:** John McDonough, City Manager

**AGENDA ITEM:** Acceptance of the Donation of a Permanent Drainage Easement Associated with the Glenforest Road Stormwater Improvements Project

**MEETING DATE:** For Submission onto the November 18, 2014, City Council Regular Meeting Agenda

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*BACKGROUND INFORMATION: (Attach additional pages if necessary)*

See attached:

Memorandum  
Exhibits  
Resolution

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CITY MANAGER APPROVAL: \_\_\_\_\_

PLACED ON AGENDA FOR: **11/18/2014**

CITY ATTORNEY APPROVAL REQUIRED: (  ) YES (  ) NO

CITY ATTORNEY APPROVAL: \_\_\_\_\_



TO: John McDonough, City Manager

FROM: Garrin M. Coleman, P.E., Public Works Director

DATE: November 6, 2014, for Submission onto the Consent Agenda of the November 18, 2014 City Council Meeting

ITEM: Acceptance of the donation of a Permanent Drainage Easement associated with the Glenforest Road Stormwater Improvements Project

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**Recommendation:**

Staff recommends that the Mayor and City Council accept the donation of a Permanent Drainage Easement on that tract or parcel of land lying and located in Land Lot 37 of the 17<sup>th</sup> District, Fulton County, Georgia. The property as shown in the attached exhibit is owned by Randolph and Jennifer Reynolds, and the property is located at 585 Glenforest Road, Sandy Springs, Georgia. The permanent easement area consists of 210.89 square feet.

**Background:**

The acquisition of a Permanent Drainage Easement upon the Reynolds' tract is necessary in order to construct the Glenforest Road Stormwater Improvements Project. The Owners have agreed to donate the required Permanent Drainage Easement rights to the City.

**Discussion:**

This is a generous donation to the City for a stormwater improvement project intended to resolve stormwater issues occurring on several properties at the intersection of Glenforest Road and Brookgreen Road.

**Alternatives:**

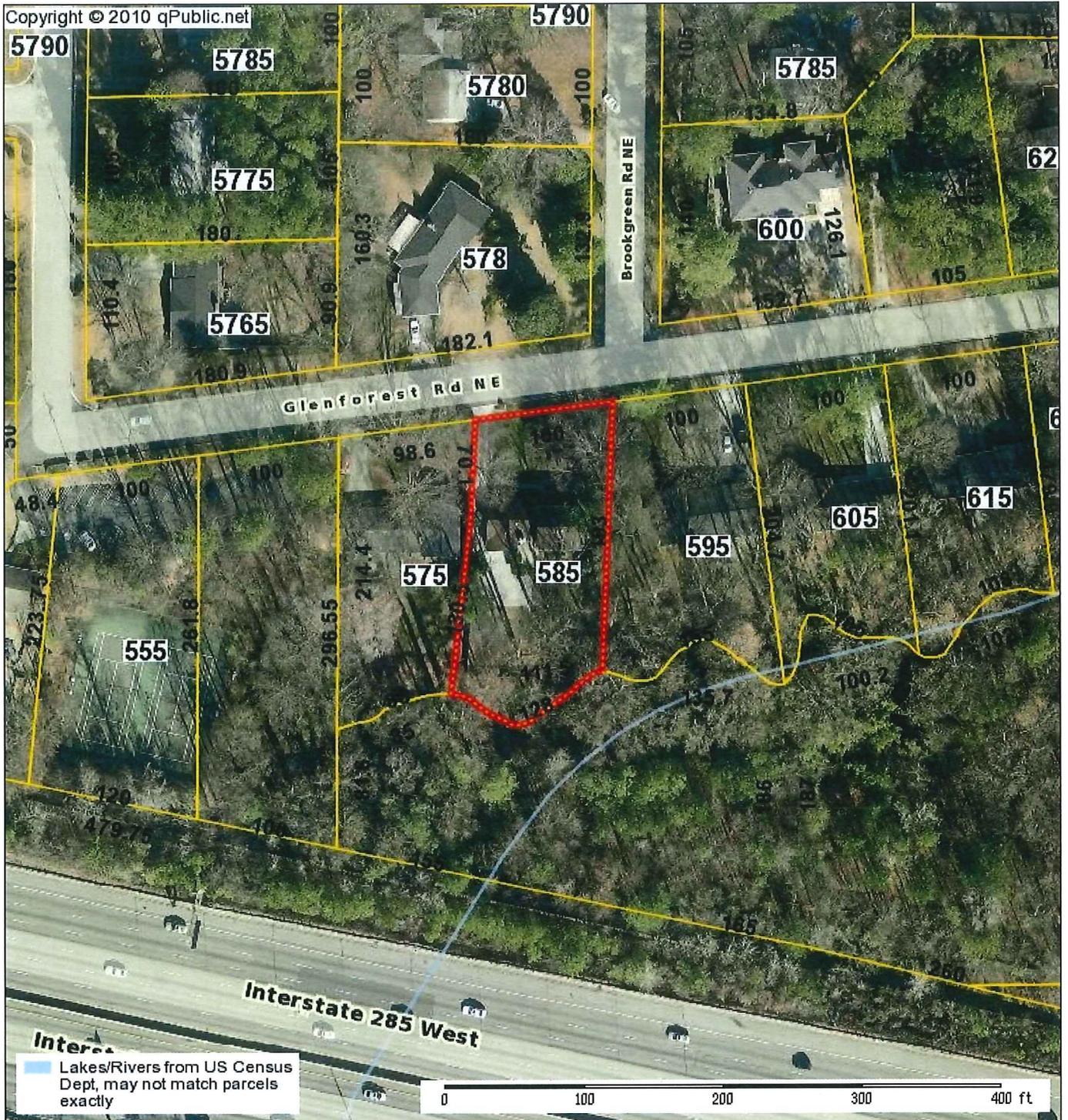
The City could elect to forego the construction of the stormwater improvements.

**Financial Impact:**

There is no financial impact to the City. This is a donation of permanent easement rights.

**Attachments:**

- I. Exhibits
  - Executed Permanent Drainage Easement (including Plat and Legal Description)
  - Aerial and GIS Maps
- II. Resolution

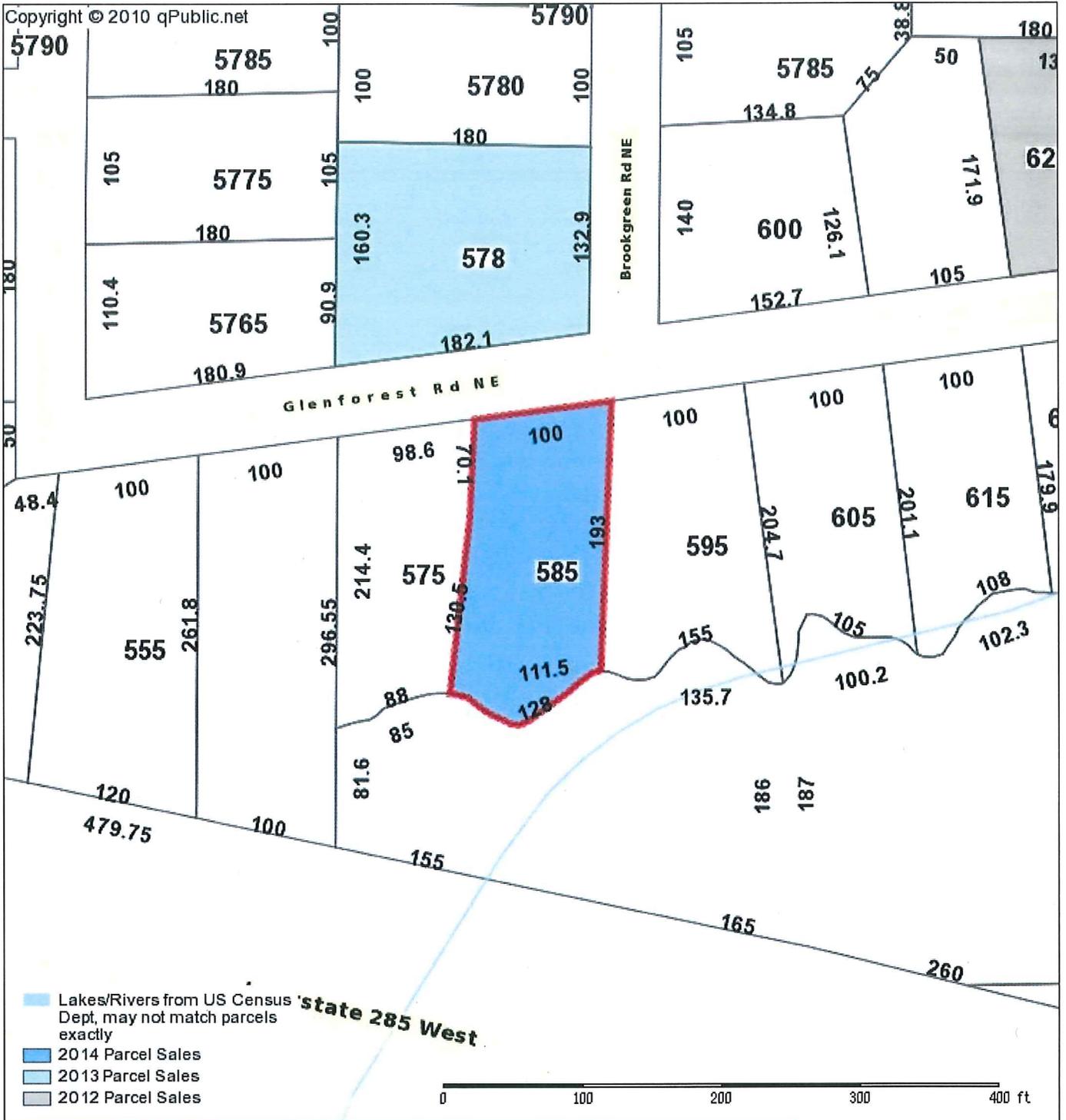


Lakes/Rivers from US Census Dept. may not match parcels exactly

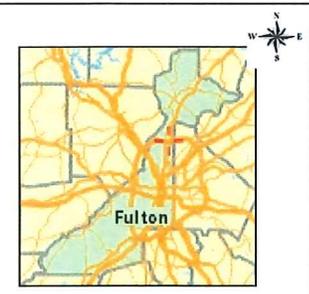
585 Glenforest PDE / Reynolds			
Parcel: 17 007000030113 Acres: 0.4747			
Name:	[REDACTED]	Land Value:	104800
Site:	585 GLENFOREST RD	Building Value:	167700
Sale:	\$328000 on 2014-03-25 Reason=9 Qual=U	Misc Value:	
Mail:	585 GLENFOREST RD NE	Total Value:	272500
	SANDY SPRINGS, GA 30328		



Fulton County makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll.  
 Date printed: 10/27/14 : 13:29:33



585 Glenforest PDE / Reynolds			
Parcel: 17 007000030113 Acres: 0.4747			
Name:	[REDACTED]	Land Value:	104800
Site:	585 GLENFOREST RD	Building Value:	167700
Sale:	\$328000 on 2014-03-25 Reason=9 Qual=U	Misc Value:	
Mail:	585 GLENFOREST RD NE SANDY SPRINGS, GA 30328	Total Value:	272500



PERMANENT DRAINAGE EASEMENT

STATE OF GEORGIA  
FULTON COUNTY

THIS AGREEMENT is entered into the 23 day of October in the year of 2014, between RANDOLPH REYNOLDS and JENNIFER REYNOLDS, herein referred to as the "Grantor", and CITY OF SANDY SPRINGS, GEORGIA, hereinafter called the "Grantee".

THAT WHEREAS, Grantee is desirous of obtaining a 210.89sf Permanent Drainage Easement and a Temporary Construction Easement across the property of Grantor, located in Land Lot 37 of Land District 17 of Fulton County, Georgia as is more particularly described in Exhibits "A" and "B" attached hereto and incorporated herein by reference, in connection with the construction and perpetual maintenance of stormwater drainage improvements, and:

WHEREAS, Grantor desires to convey said permanent drainage easement and any and all improvements located within said permanent drainage easement in and to the said described property as is further shown on the drawing attached as Exhibits "A" and "B", and incorporated herein by reference.

NOW, THEREFORE, in consideration of the foregoing recitals and ONE DOLLAR (\$1.00), the receipt and sufficiency of which are hereby acknowledged by Grantor, Grantor does hereby sell and convey to SANDY SPRINGS, GEORGIA, the Permanent Drainage Easement described on and illustrated by the drawing attached hereto as Exhibit "B", and incorporated herein by reference. Temporary Construction Easement shall expire upon the completion and acceptance of the project by the City of Sandy Springs Public Works Department's Stormwater Division.

The easement herein shall bind the heirs and assigns of the undersigned party, and shall inure to the benefit of the successors in title of Grantee.

IN WITNESS WHEREOF, the Grantor has signed and sealed this deed, the day and year first above written.

Signed, sealed and delivered in the presence of:

Christopher [Signature] 9.19.14  
Witness

Ralph [Signature] (L.S.)  
RANDOLPH REYNOLDS

Caval [Signature] 9-14  
Notary Public

Jennifer [Signature] (L.S.)  
JENNIFER REYNOLDS



## Exhibit A

### LAND DESCRIPTION NEWKIRK, THOMAS T & REBECCA A PERMANENT STORMWATER EASEMENT

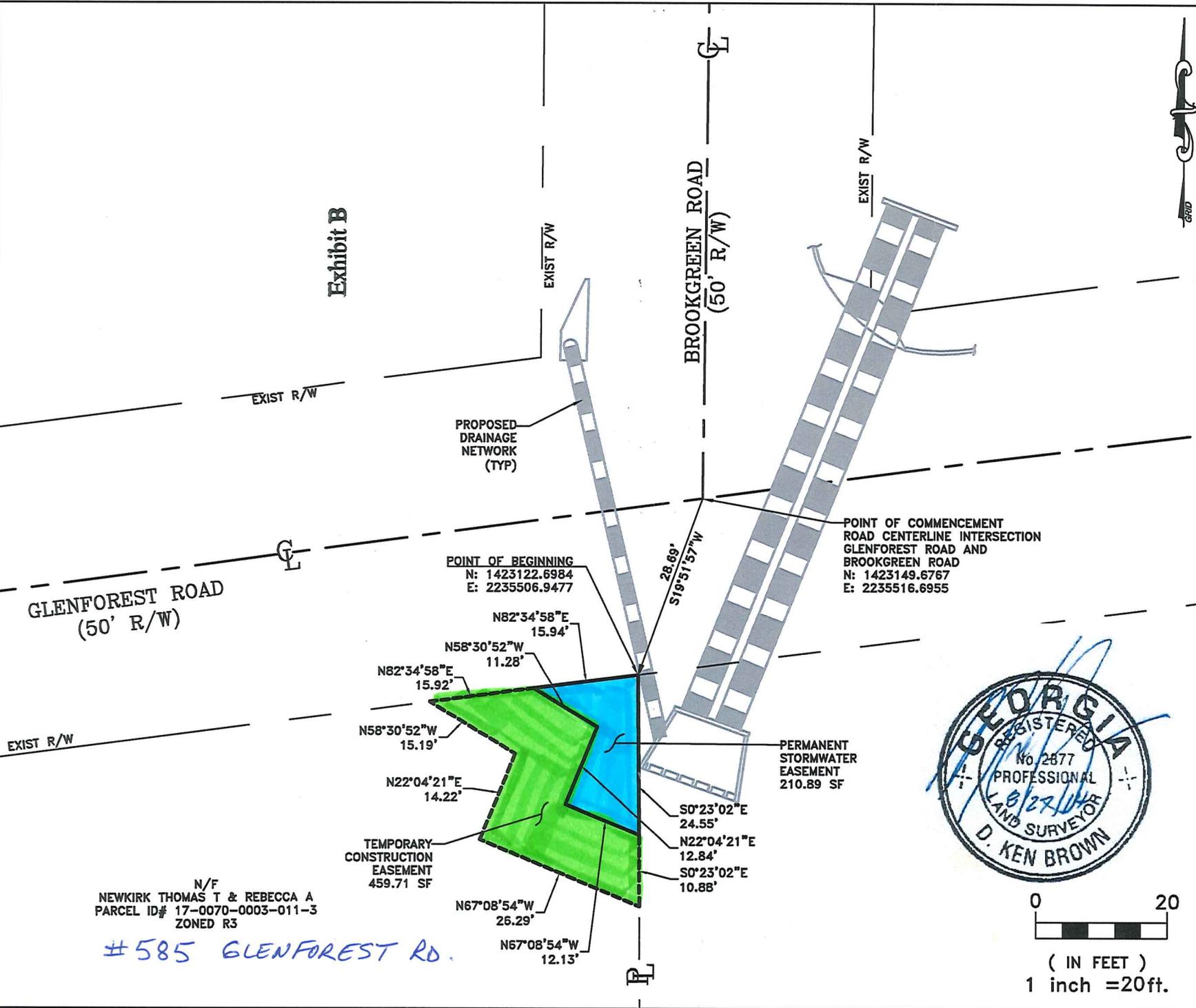
ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 37, 17<sup>TH</sup> DISTRICT, CITY OF SANDY SPRINGS, FULTON COUNTY, GEORGIA.

COMMENCING AT THE ROADWAY CENTERLINE INTERSECTION OF GLENFOREST ROAD AND BROOKGREEN ROAD, THENCE SOUTH 19°51'57" WEST FOR A DISTANCE OF 28.69 FEET TO THE NORTH EAST PROPERTY CORNER OF PROPERTY NOW OR FORMERLY OWNED BY THOMAS T NEWKIRK AND REBECCA A NEWKIRK, BEING THE POINT OF BEGINNING;

THENCE, LEAVING SAID PROPERTY CORNER ALONG SHARED PROPERTY LINE, SOUTH 0°23'02" EAST FOR A DISTANCE OF 24.55 FEET TO THE CORNER OF THE PERMANENT STORMWATER EASEMENT, THENCE NORTH 67°08'54" WEST FOR A DISTANCE OF 12.13 FEET TO THE CORNER OF THE PERMANENT STORMWATER EASEMENT, THENCE NORTH 22°04'21" EAST FOR A DISTANCE OF 12.84 TO THE CORNER OF THE PERMANENT STORMWATER EASEMENT, THENCE NORTH 58°30'52" WEST FOR A DISTANCE OF 11.28 FEET TO THE EDGE OF RIGHT OF WAY ALONG GLENFOREST ROAD, THENCE ALONG THE EXISTING RIGHT OF WAY NORTH 82°34'58" EAST FOR A DISTANCE OF 15.94 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT STORMWATER EASEMENT HAVING AN AREA OF 210.89 SQUARE FEET.

#585 GLENFOREST RD.



<b>COLUMBIA ENGINEERING</b> CIVIL ENGINEERS • LAND PLANNERS LANDSCAPE ARCHITECTS • SURVEYORS 2862 BUFORD HIGHWAY SUITE 200 DULUTH, GA 30096 (770) 925-0357	CLIENT: CITY OF SANDY SPRINGS	SHEET NO.
	PROJECT NAME: GLENFOREST ROAD	1 OF 1
PROJECT LOCATION: GLENFOREST ROAD	PROJECT TITLE: PARCEL ID# 17-0070-0003-011-3	
PROJECT NO: 4360-01		
DATE: 08/27/2014		

STATE OF GEORGIA  
COUNTY OF FULTON

**A RESOLUTION TO ACCEPT THE DONATION OF A PERMANENT DRAINAGE EASEMENT ON  
PROPERTY LOCATED IN LAND LOT 37 OF THE 17<sup>th</sup> DISTRICT, CITY OF SANDY SPRINGS,  
FULTON COUNTY, GEORGIA**

**WHEREAS**, it is necessary, from time to time, to establish policies, procedures and guidelines consistent with the administration of a municipal government consistent with the US Constitution, Federal Statutes, alignment with Federal, Georgia's State Constitution, and the Charter for the City of Sandy Springs, and

**WHEREAS**, the City Manager directed the Department of Public Works to develop standard policies for recurring matters, to establish appropriate internal controls and legal compliance, and to provide for an efficient and effective means to serve constituents; and

**WHEREAS**, the Department of Public Works, in response to the guidance provided by the City Manager, has reviewed and approves the acceptance of the donation of a Permanent Drainage Easement by the City of Sandy Springs for the property located at 585 Glenforest Road, from Randolph and Jennifer Reynolds, in Land Lot 37 of the 17<sup>th</sup> District, Fulton County, City of Sandy Springs, Georgia

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA**

To facilitate the construction of the Glenforest Road Stormwater Improvements Project, the City approves the acceptance of the donation of a Permanent Drainage Easement located in Land Lot 37 of the 17<sup>th</sup> District, Fulton County, City of Sandy Springs, Georgia.

**RESOLVED** this 18<sup>th</sup> day of November, 2014.

**APPROVED:**

\_\_\_\_\_  
Russell K. Paul, Mayor

Attest:

\_\_\_\_\_  
Michael Casey, City Clerk  
(Seal)