



CITY COUNCIL AGENDA ITEM

TO: Mayor & City Council

DATE: July 31, 2012

FROM: John McDonough, City Manager

AGENDA ITEM: Consideration of the Acceptance of the Dedication of a Right of Way Deed as part of the Zoning Requirements - 4710 Northside Drive

MEETING DATE: For Submission onto the August 7, 2012, City Council Regular Meeting Agenda

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

See attached:

Memorandum
Resolution
Exhibits

APPROVAL BY CITY MANAGER: JMM APPROVED

PLACED ON AGENDA FOR: 8/7/2012

CITY ATTORNEY APPROVAL REQUIRED: () YES () NO

CITY ATTORNEY APPROVAL: AM

REMARKS:



TO: John McDonough, City Manager

FROM: Kevin J. Walter, P.E., Public Works Director

DATE: July 24, 2012, for Submission onto the Consent Agenda of the August 7, 2012 City Council Meeting

ITEM: Consideration of the Acceptance of the dedication of a Right of Way Deed as part of the zoning requirements.

Public Works Department's Recommendation:

The staff recommends that the Mayor and City Council accept the Right of Way Deed of dedication of all that tract or parcel of land lying and located in Land Lot 177 of the 17th District, Fulton County, Georgia. The property as shown in the attached exhibit is being dedicated by the property owners, Thomas and Mara Morrison, of 4710 Northside Drive in Sandy Springs, GA. The dedicated right of way totals 4,451.20 square feet and is being dedicated as required by conditions of zoning.

Background:

Right of Way is being dedicated per the requirements/conditions of zoning and the Development Regulation Ordinance. The property owners have paid the recording fees and met the requirements of the Transportation Planning Division of the Public Works Department and the City's Right of Way Specialist for the dedication of the right of way.

Discussion:

N/A

Alternatives:

N/A

Financial Impact:

None. This is a dedication at no cost to the City.

Attachments:

- I. Resolution
- II. Exhibits
 - Aerial Map
 - GIS Map
 - Executed Right of Way Deed
 - Plats
 - Legal Description

*Public
Works*

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION TO ACCEPT THE DEDICATION OF RIGHT OF WAY ON PROPERTY
LOCATED IN LAND LOT 177 OF THE 17TH 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

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

That the City of Sandy Springs Mayor and City Council approve the acceptance of the dedication a Right of Way Deed from Thomas and Mara Morrison, located at 4710 Northside Drive Sandy Springs, Georgia.

As required per conditions of zoning and or land development regulation ordinance, the City authorizes the acceptance of the required 4,451.20 Square Feet of Right of Way in land lot 177, of the 17th District, City of Sandy Springs, Fulton County, Georgia.

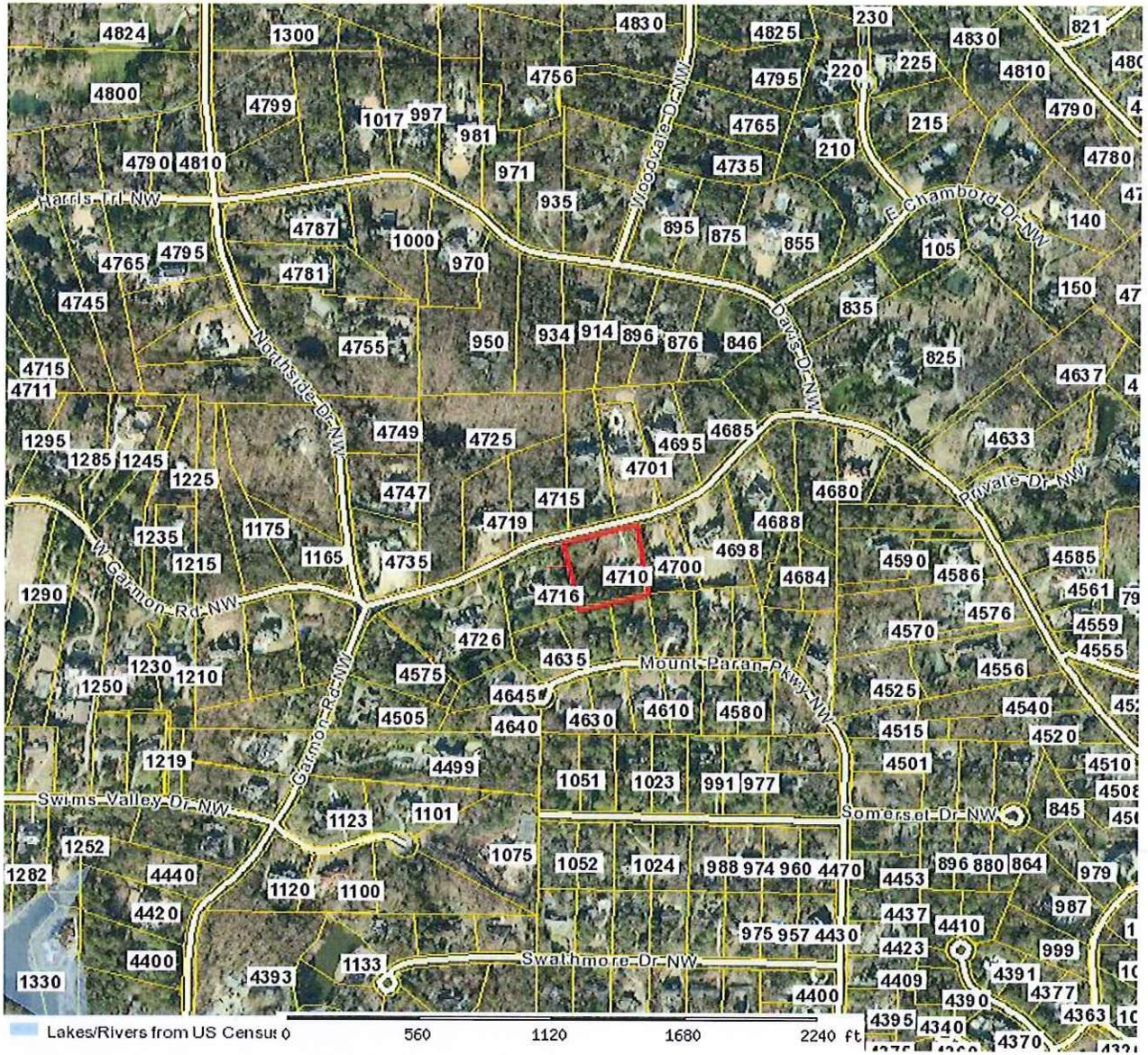
RESOLVED this the 7th day of August, 2012.

Approved:

Eva Galambos, Mayor

Attest:

Michael Casey, City Clerk
(Seal)

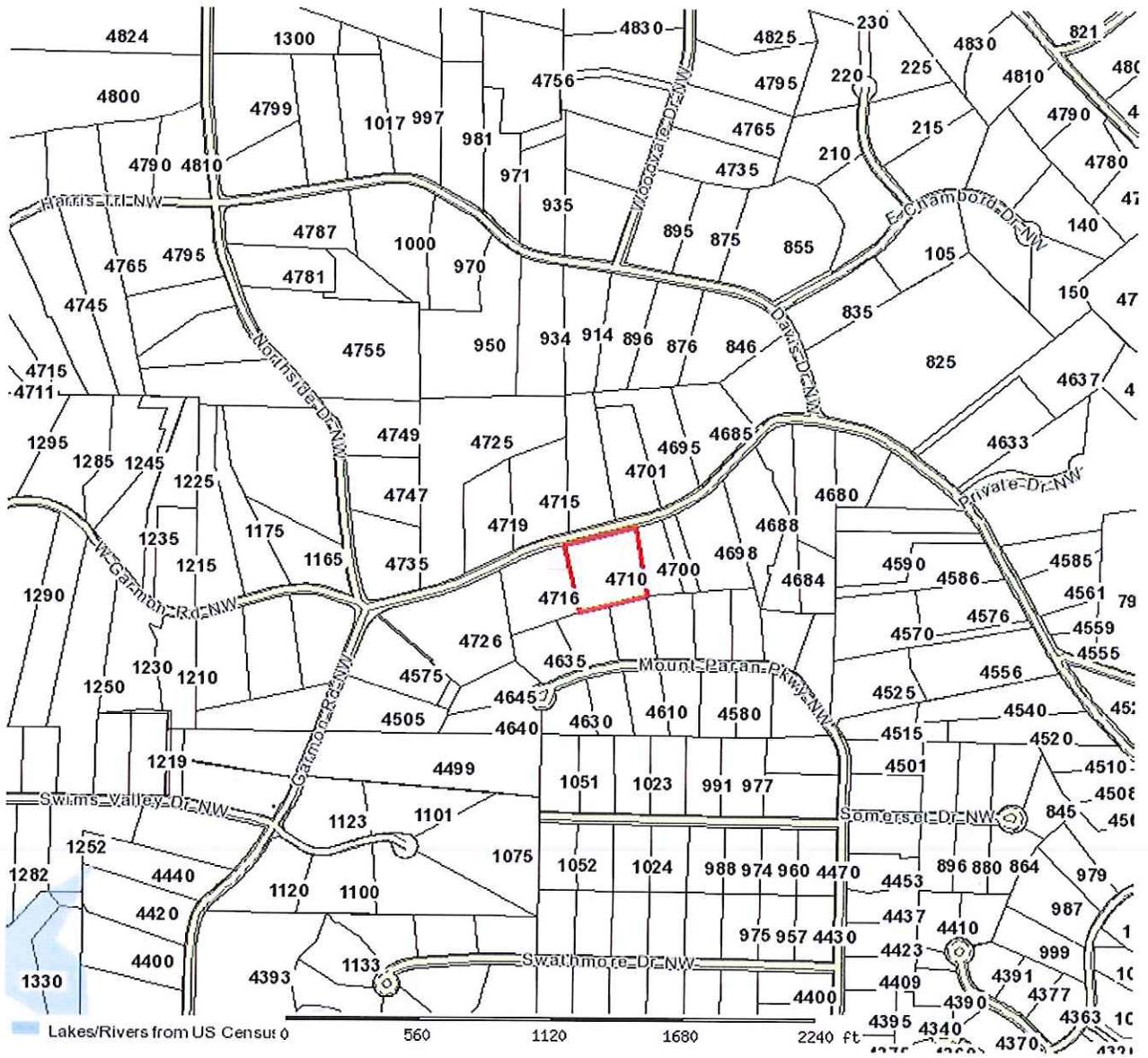


AERIAL for ROW Dedication for 4710 Northside Dr. - Morrison			
Parcel: 17 0177 LL1216 Acres: 0			
Name:	MORRISON THOMAS J & MARA C	Land Value	\$ 339,300
Site:	4710 NORTHSIDE DR	Building Value	\$ 3,000
Sale:	\$1,145,000 on 2010-10-07 Reason=U Qual=F	Misc Value	0
Mail:	705 ESTATE WAY NE	Total Value:	\$ 342,300
	ATLANTA, GA 30319		



The Fulton County Assessor's Office 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. PLEASE NOTE THAT THE PROPERTY APPRAISER MAPS ARE FOR ASSESSMENT PURPOSES ONLY NEITHER FULTON COUNTY NOR ITS EMPLOYEES ASSUME RESPONSIBILITY FOR ERRORS OR OMISSIONS ---THIS IS NOT A SURVEY---

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GIS of ROW Dedication for 4710 Northside Dr. - Morrison

Parcel: 17 0177 LL1216 Acres: 0

Name:	MORRISON THOMAS J & MARA C	Land Value	\$ 339,300
Site:	4710 NORTHSIDE DR	Building Value	\$ 3,000
Sale:	\$1,145,000 on 2010-10-07 Reason=U Qual=F	Misc Value	0
Mail:	705 ESTATE WAY NE ATLANTA, GA 30319	Total Value:	\$ 342,300



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Date printed: 07/23/12 : 14:29:42

RIGHT OF WAY DEED

**STATE OF GEORGIA
FULTON COUNTY**

THIS INDENTURE, made this 22 day of JUNE, 2012, between TOM AND MARA MORRISON, as Grantor, and the City of Sandy Springs, GA, a municipal corporation of the State of Georgia, as Grantee.

WITNESSETH: That for and in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable consideration in hand paid, the receipt whereof is hereby acknowledged, Grantor does grant and convey unto Grantee, its successors and assigns, the following property, to wit:

That tract of land lying and being in Land Lot 177 of the 17 th District of Fulton County, Georgia and being furthermore described in Deed Book 455505, Page 266. Furthermore, the property can be more particularly described in Exhibit "A" and shown on Exhibit "B" both hereby made part of by reference.

It is the intent of both parties that the City of Sandy Springs, Georgia, shall receive fee simple Right of Way along 4710 Northside Drive, with a total dedication of 40 feet from existing centerline and equaling 4,451.20 square feet/acres for the purpose of road improvements. This dedication is in conjunction with the City of Sandy Springs Community Development Department File No.: Building Permit #11-584.

To have and to hold the bargained premises unto Grantee, its successors and assigns forever in fee simple.

Grantor(s) will forever warrant and defend the title to the bargained premises unto Grantee, its successors and assigns against the claims of all persons whomsoever.

IN WITNESS WHEREOF Grantor has here unto caused this deed to be executed and its seal affixed hereto the day and year above written.

Signed, sealed and delivered in the presence of:

Cynthia Hickey
Unofficial Witness

[Signature] (L.S.)

[Signature]
Notary Public
Official Seal
Peggy A. Epps
Notary Public, Gwinnett County, Georgia
My Commission Expires August 18, 2013

Mara Morrison (L.S.)

Legal Description
Right of Way Dedication
Exhibit A

All that tract or parcel of land lying and being in Land Lot 177 of the 17th District, Fulton County, Georgia containing 0.102 Acres, more or less, (a.k.a. 4710 Northside Drive)and being more particularly described as follows:

To find the TRUE POINT OF BEGINNING, begin at the intersection of the southerly line of Land Lot 177 and the easterly line of the Right of Way of Garmon Road (deed, not field verified); running thence along the southerly Right of Way of Northside Drive (Right of Way Varies) approximately 1432 feet to a ½” rebar found and the TRUE POINT OF BEGINNING; running thence along the southerly Right of Way of Northside Drive North 75°35’08” East a distance of 299.63 feet to a 1” pipe found; thence departing said Right of Way of Northside Drive, South 07°26’36” East a distance of 14.98 feet to a point; running thence South 75°35’08” West a distance of 299.79 feet to a point; running thence North 06°48’13” West a distance of 14.95 feet to a ½” rebar found on the Right of Way of Northside Drive and the TRUE POINT OF

Said parcel contains 4451.2 SF or 0.102 Acres and is based on a survey prepared by Patterson Engineering Company, dated March 11, 2011, Charles M Patterson, GA P.E. # 17363

