

CITY COUNCIL AGENDA ITEM

TO: Mayor & City Council

DATE: December 9, 2011

FROM: John McDonough, City Manager

AGENDA ITEM: Acceptance of Three (3) Temporary Driveway Easements for the
FY 11 Sidewalk Program - Old Powers Ferry Road Sidewalks T-
6011-5

MEETING DATE: For Submission onto the December 20, 2011, City Council Regular
Meeting Agenda

BACKGROUND INFORMATION: (Attach additional pages if necessary)

See attached:

Memorandum
Resolution
Exhibits

APPROVAL BY CITY MANAGER: JFM APPROVED

NOT APPROVED

PLACED ON AGENDA FOR: 12/20/2011

CITY ATTORNEY APPROVAL REQUIRED: () YES () NO

CITY ATTORNEY APPROVAL: [Signature]

REMARKS:

TO: John McDonough, City Manager

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

DATE: November 29, 2011 for Submission onto the Consent Agenda of the December 20, 2011 City Council Meeting

ITEM: Acceptance of Three (3) Temporary Driveway Easements for the FY 11 Sidewalk Program- Old Powers Ferry Road Sidewalks T-6011-5.

Public Works Department's Recommendation:

Staff recommends that the Mayor and City Council accept three (3) Temporary Driveway Easements: 1195 Old Powers Ferry Road; 1155 Old Powers Ferry Road and 1145 Old Powers Ferry Road, in conjunction with the FY-11 Project T-6011-5 Old Powers Ferry Road Sidewalks Project.

Background:

The subject properties are located along Old Powers Ferry Road at the addresses listed above. All three properties lie within the 174th Land Lot in the 17th District. These donations will allow the City's contractor to properly reconnect the driveways to Old Powers Ferry Road after the construction of the new sidewalk is complete.

Discussion:

The attached exhibits include a site map showing the location and area of the properties that have donated the Temporary Driveway Easements and a plat showing the specific locations of the properties as well. This work is being done with as little inconvenience to the property owner as possible.

Alternatives:

The Council could decide not to accept these easements and not construct the project.

Financial Impact:

The easements are being donated and there is no financial impact to the City.

Attachments:

- I. Resolution
- II. Aerial map of site
- III. GIS map of site
- IV. Copy of Temporary Driveway Easements
- V. Plats

*Public
Works*

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION TO ACCEPT THE DONATIONS OF THREE (3) TEMPORARY DRIVEWAY
EASEMENTS ON PROPERTIES LOCATED IN LAND LOT 174 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 donations of THREE (3) Temporary Driveway Easements from the following properties: 1195 Old Powers Ferry Road; 1155 Old Powers Ferry Road and 1145 Old Powers Ferry Road in, Land Lot 174, of the 17th District to facilitate the T-6011-5 Old Powers Ferry Road Sidewalks Project.

RESOLVED this the 20th day of December, 2011.

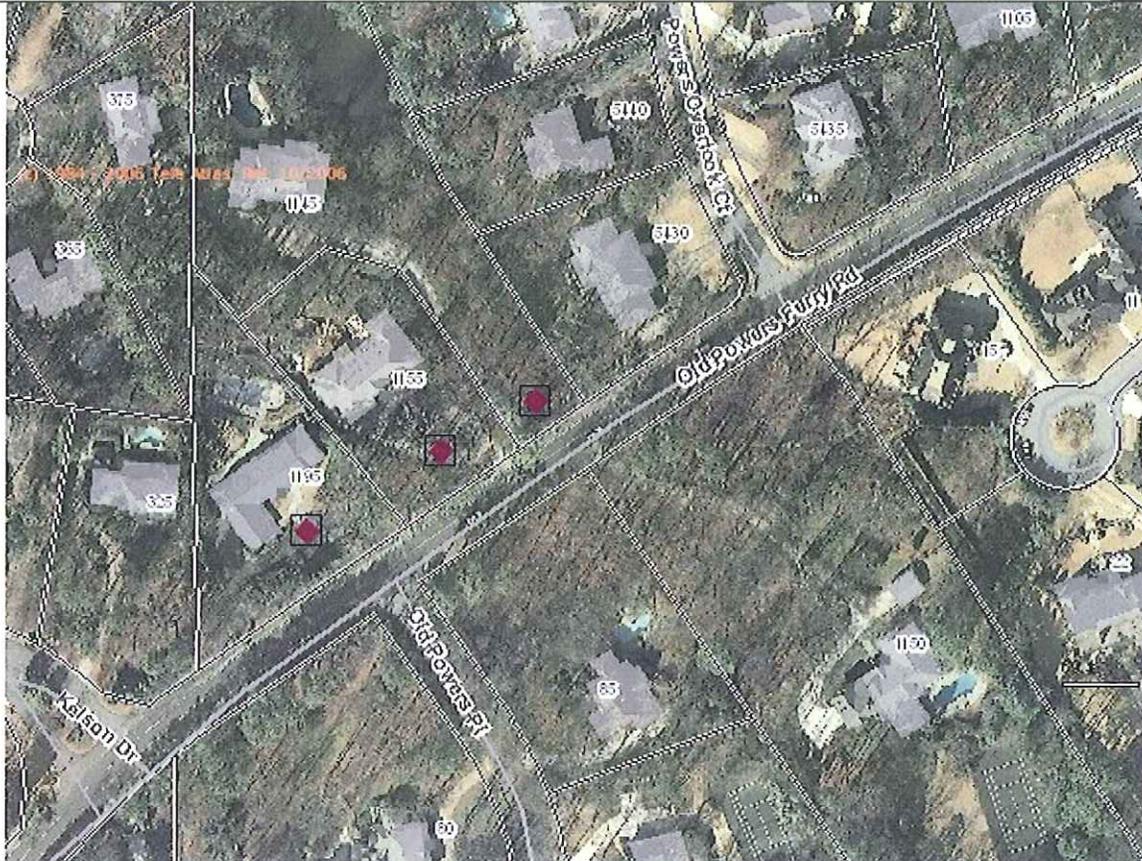
Approved:

Eva Galambos, Mayor

Attest:

Michael Casey, City Clerk
(Seal)

T-6011-5 Old Powers Ferry Road Sidewalks Driveway Easement Donations



Selections

- 1 point
- 2 point
- 3 point

Map Printed On {2011-11-29 14:09}

Legend

- Base Map
- City Limit
- City Hall
- Private School
- Major Road
- City Street
 - Public Street
 - Private Street
 - Private Drive
- Sandy Spring 2010 Address Point
- Building Footprint
- City Plats/Parcel
- FC Parcel Digest 2009
- Park
- Aerial 2010
 - Red: Band_1
 - Green: Band_2
 - Blue: Band_3

Comments 1195 Old Powers Ferry Road 1155 Old Powers Ferry Road 1145 Old Powers Ferry Road

This map has been compiled from the most accurate source data from Fulton County and the City of Sandy Springs. This map is for informational purposes only and is not to be interpreted as a legal document. The City assumes no legal responsibility for the information shown on this map. For inquiries please contact the City of Sandy Springs.

TEMPORARY DRIVEWAY EASEMENT

**STATE OF GEORGIA
FULTON COUNTY**

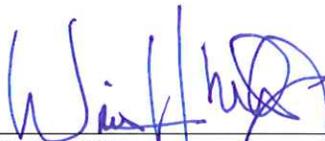
THIS CONVEYANCE made and executed the 11 day of Nov, 2011.

WHEREAS, the CITY OF SANDY SPRINGS, GEORGIA, desires to construct a project known as the T-6011-5/ Old Powers Ferry Road Section From Dupree Drive to Northside Drive.

NOW, THEREFORE, in consideration of the benefit to my property by the construction of a driveway, we ELIZABETH A. NEZHAT and ALI R. NEZHAT do hereby grant to the CITY OF SANDY SPRINGS the right to enter upon my land for the purpose of reconnecting driveways within the driveway easement areas on the attached plat, shown as Exhibit "A".

This easement becomes effective at the beginning of construction of the above project and will expire upon completion and final acceptance of said project by the City of Sandy Springs. All driveways will be replaced in kind, and all construction related repairs will be the responsibility of the City of Sandy Springs.

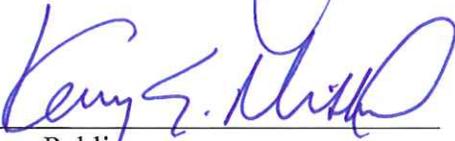
In Witnesseth whereof, I have hereunto set my hand and seal the day above written.



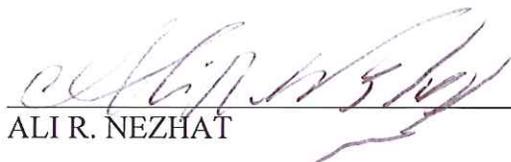
Unofficial Witness



ELIZABETH A. NEZHAT (L.S.)



Notary Public



ALI R. NEZHAT (L.S.)

**Kerry E Missel
NOTARY PUBLIC
Gwinnett County, GEORGIA
My Commission Expires July 18, 2015**

PARCEL 3

Exhibit A

CITY	PROJECT NUMBER	SHEET NO.	TOTAL SHEETS
SANDY SPRINGS	T-6011-5	14	21



1



2



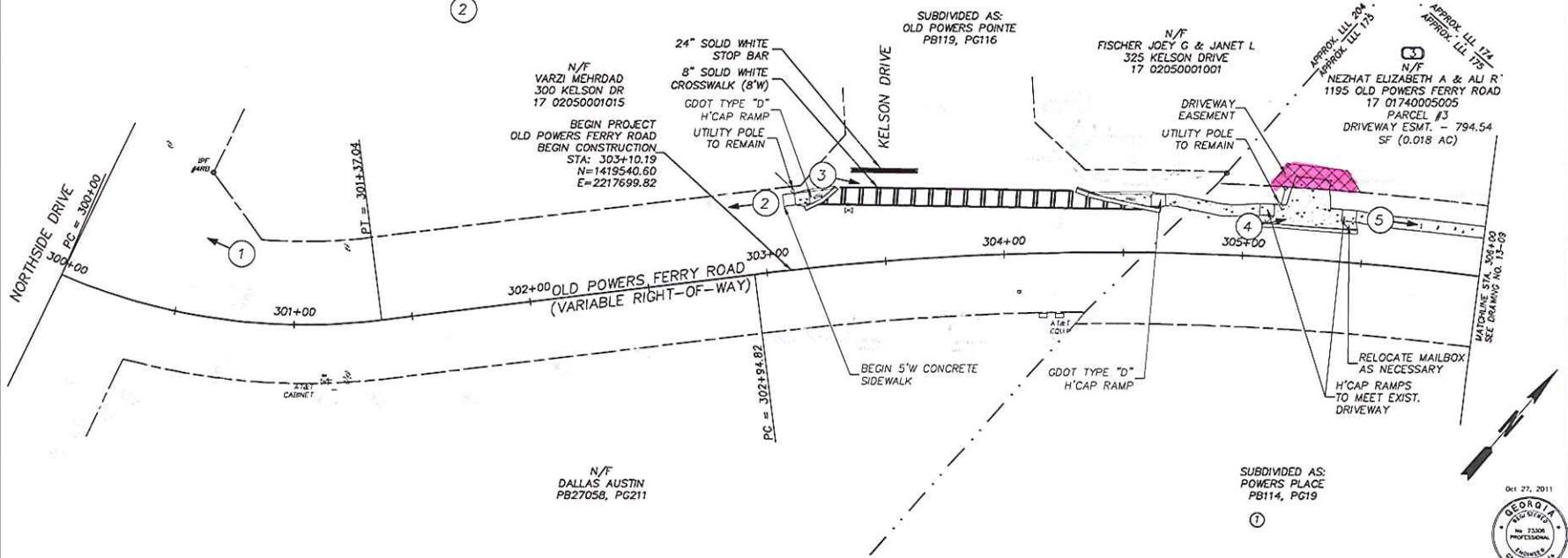
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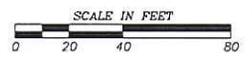
4



5



PROPERTY AND EX. R/W LINE	STORM LINE	TELEPHONE LINE
REQUIRED R/W LINE	ON POWER LINE	ON POWER LINE
CONSTRUCTION LIMITS	OFF POWER LINE	WATER LINE
PERMANENT EASEMENT FOR MAINTENANCE	FISHER OPTIC LINE	GAS LINE
TEMPORARY EASEMENT FOR CONSTRUCTION	SANITARY SEWER LINE	LIGHTING CONDUIT
EASEMENT FOR CONSTRUCTION OF DRIVEWAYS	RETAINING WALL	LIMIT OF DISTURBANCE
PERMANENT DRAINAGE EASEMENT		



REVISION DATES
10-18-11

CITY OF SANDY SPRINGS PUBLIC WORKS DEPARTMENT
OFFICE: PUBLIC WORKS DATE: 09/29/11
MAINLINE PLAN
OLD POWERS FERRY RD IMPROVEMENTS



SHEET NO. 13-08

TEMPORARY DRIVEWAY EASEMENT

STATE OF GEORGIA
FULTON COUNTY

THIS CONVEYANCE made and executed the 7th day of November, 2011.

WHEREAS, the CITY OF SANDY SPRINGS, GEORGIA, desires to construct a project known as the T-6011-5/ Old Powers Ferry Road Section From Dupree Drive to Northside Drive.

NOW, THEREFORE, in consideration of the benefit to my property by the construction of a driveway, we JULIA ANN SACKS AND LEONARD L. SACKS do hereby grant to the CITY OF SANDY SPRINGS the right to enter upon my land for the purpose of reconnecting driveways within the driveway easement areas on the attached plat, shown as Exhibit "A".

This easement becomes effective at the beginning of construction of the above project and will expire upon completion and final acceptance of said project by the City of Sandy Springs. All driveways will be replaced in kind, and all construction related repairs will be the responsibility of the City of Sandy Springs.

In Witnesseth whereof, I have hereunto set my hand and seal the day above written.

[Signature]
Unofficial Witness

[Signature] (L.S.)
JULIA ANN SACKS

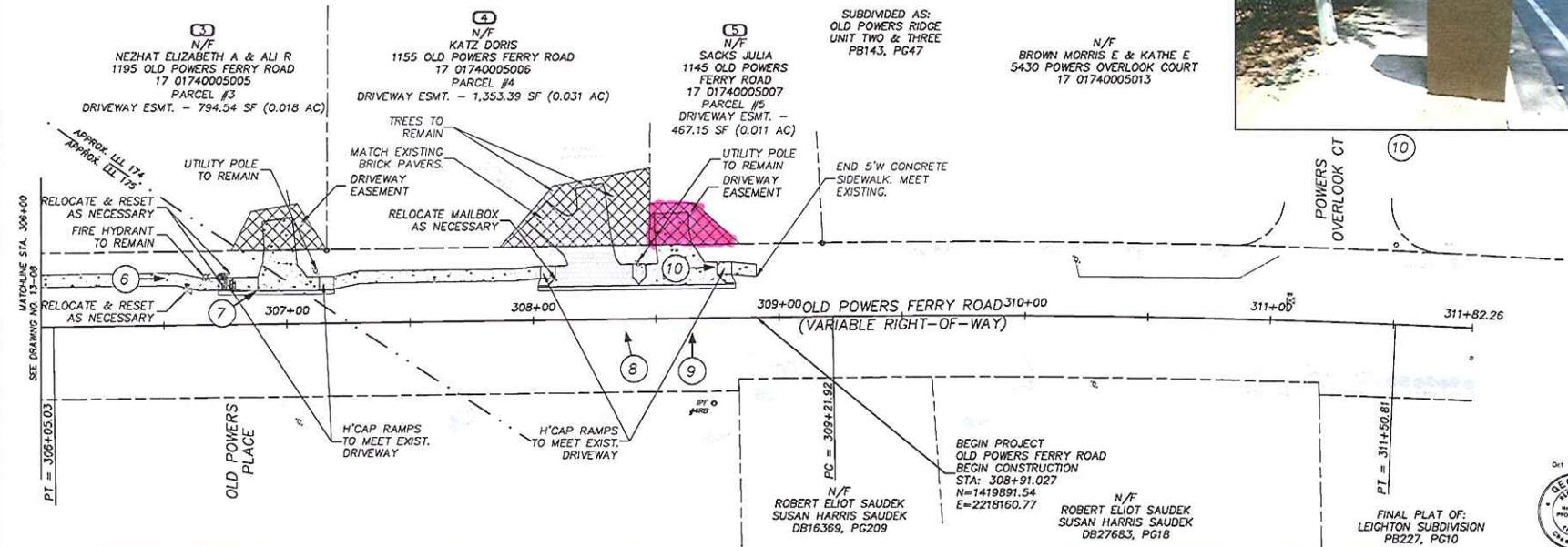
[Signature]
Notary Public

[Signature] (L.S.)
LEONARD L. SACKS

Kerry E Missel
NOTARY PUBLIC
Gwinnett County, GEORGIA
My Commission Expires July 18, 2015

Exhibit A

CITY	PROJECT NUMBER	SHEET NO.	TOTAL SHEETS
SANDY SPRINGS	T-6011-5	14	21

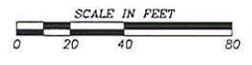


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 13-09-09 10:52 AM C:\Users\jgarcia\OneDrive\Documents\13-09-09\13-09-09.dwg

PROPERTY AND E.A. RW LINE REQUIRED RW LINE CONSTRUCTION LIMITS PERMANENT EASEMENT FOR MAINTENANCE TEMPORARY EASEMENT FOR CONSTRUCTION EASEMENT FOR CONSTRUCTION OF DRIVEWAYS PERMANENT DRAINAGE EASEMENT		STORM LINE TELEPHONE LINE DW POWER LINE US POWER LINE WATER LINE FIBER OPTIC LINE GAS LINE SANITARY SEWER LINE LIGHTING CONDUIT RETAINING WALL LIMIT OF DISTURBANCE
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SEI
 SOUTHEASTERN ENGINEERING, INC.
 7420 Sandy Plains Road, Marietta, Georgia 30066
 TEL: 770-321-9556 FAX: 770-321-9333
 www.seiengineering.com



REVISION DATES	REVISIONS
10-18-11	ISSUED FOR CONSTRUCTION

CITY OF SANDY SPRINGS
 PUBLIC WORKS DEPARTMENT
 OFFICE: PUBLIC WORKS DATE: 03/28/11
 MAINLINE PLAN
 SHEET NO. 13-09



TEMPORARY DRIVEWAY EASEMENT

STATE OF GEORGIA
FULTON COUNTY

THIS CONVEYANCE made and executed the 23 day of NOVEMBER, 2011.

WHEREAS, the CITY OF SANDY SPRINGS, GEORGIA, desires to construct a project known as the T-6011-5/ Old Powers Ferry Road Section From Dupree Drive to Northside Drive.

NOW, THEREFORE, in consideration of the benefit to my property by the construction of a driveway, I FRED NORMAN KATZ, AS TRUSTEE OF THE DORIS KATZ RESIDUAL TRUST CREATED UNDERS ITEM 6 OF THE LAST WILL AND TESTAMENT OF DORIS KATZ, DTD MAY 12, 2009 do hereby grant to the CITY OF SANDY SPRINGS the right to enter upon my land for the purpose of reconnecting driveways within the driveway easement areas on the attached plat, shown as Exhibit "A".

This easement becomes effective at the beginning of construction of the above project and will expire upon completion and final acceptance of said project by the City of Sandy Springs. All driveways will be replaced in kind, and all construction related repairs will be the responsibility of the City of Sandy Springs.

In Witnesseth whereof, I have hereunto set my hand and seal the day above written.


Unofficial Witness

 (L.S.)
FRED NORMAN KATZ, TRUSTEE

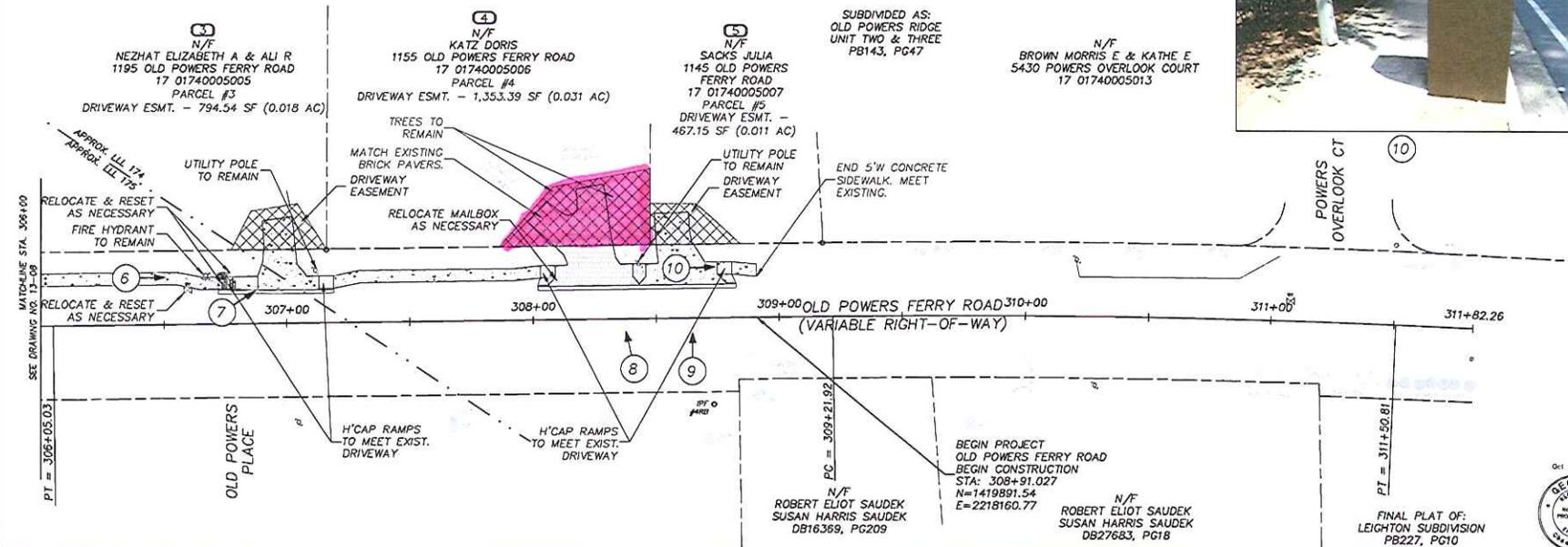

Notary Public

Kerry E Misel
NOTARY PUBLIC
Gwinnett County, GEORGIA
My Commission Expires July 18, 2015

PARCEL 4

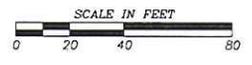
Exhibit A

CITY	PROJECT NUMBER	SHEET NO.	TOTAL SHEETS
SANDY SPRINGS	T-0811-5	14	21



Date of issue: 02/28/2011
 City of Sandy Springs, 1111 Peachtree Dunwoody Road, N.E., Sandy Springs, GA 30328
 Project: Old Powers Ferry Road Improvements
 Drawing: 13-09

PROPERTY AND EX. BOUND. LINE	STORM LINE	1
REQUIRED R/W LINE	TELEPHONE LINE	2
CONSTRUCTION LIMITS	ON POWER LINE	3
PERMANENT EASEMENT FOR MAINTENANCE	US POWER LINE	4
TEMPORARY EASEMENT FOR CONSTRUCTION	WATER LINE	5
EASEMENT FOR CONSTRUCTION OF DRIVEWAYS	FIBER OPTIC LINE	6
PERMANENT DRAINAGE EASEMENT	GAS LINE	7
	SEWER LINE	8
	SANITARY SEWER LINE	9
	LIGHTING CONDUIT	10
	RETAINING WALL	11
	LIMIT OF DISTURBANCE	12



REVISION DATES	DESCRIPTION
10-18-11	ISSUED FOR PERMITS

CITY OF SANDY SPRINGS
 PUBLIC WORKS DEPARTMENT
 OFFICE: PUBLIC WORKS DATE: 02/28/11
 MAINLINE PLAN
 SANDY SPRINGS, GEORGIA
 SHEET NO. 13-09