



TO: John McDonough, City Manager

FROM: Kevin Walter, Public Works Director

DATE: July 18, 2011, for Submission onto Consent Agenda of the August 2, 2011, City Council Meeting

ITEM: Consideration of Approval of the Acceptance of the Donation of the Right-of-Way Deed for the Glenridge Drive Sidewalks (from Mount Vernon Highway to Abernathy Road) Project No. T-6010-9.

Public Works Department's Recommendation:

The staff recommends that the Mayor and City Council accept the right-of-way donation listed below:

- Tract or parcel of land lying and located in Land Lot 35 of the 17th District, Fulton County, Georgia. The property as shown in the attached exhibit is being donated by the Northside Independent Methodist Church, Inc.; located at 590 Mt. Vernon Highway NE. The donated Right of Way totals 8,147 square feet and the Temporary Construction Easement totals 392 square feet.

Background:

Right of way donation was conveyed as part of the Glenridge Drive Sidewalks (from Mt. Vernon Highway to Abernathy Road) Project No. T-6010-9. Although conveyance is technically a donation, the Owner requested a nominal amount of compensation for restoration of landscaping to provide a buffer to the cemetery near project's construction. In consideration of the City's best interests in moving the project forward towards construction, an agreement was made to compensate Owner \$8,500.00. This amount is far less than the estimated value of the property rights being donated.

Discussion:

The attached exhibit includes the Legal Description and Right-of-Way drawing.

Alternatives:

N/A

Financial Impact:

The effective cost to the City is \$8,500.00.

Attachments:

- I. Resolution
- II. Exhibits
- III. Aerial Map
- IV. GIS Map

*Public
Works*

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION TO ACCEPT THE DONATION OF A RIGHT-OF-WAY DEED ON PROPERTY
LOCATED IN LAND LOT 35 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 donation of the Right-of-Way Deed as required by the Glenridge Drive Sidewalks (from Mt. Vernon Highway to Abernathy Road) Project No. T-6010-9, for Northside Independent Methodist Church, Inc.; located at 590 Mount Vernon Highway NE.

As required per the project, the City authorizes the acquisition of 8,147 Square Feet of Right-of-Way and 392 Square Feet of Temporary Construction Easement located in Land Lot 35 of the 17th District, City of Sandy Springs, Fulton County, Georgia.

RESOLVED this the 2 day of August, 2011.

Approved:

Eva Galambos, Mayor

Attest:

Michael Casey, City Clerk
(Seal)



Map Printed On {2011-07-14 15:10}

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

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.

**STATE OF GEORGIA
FULTON COUNTY**

RIGHT OF WAY DEED

THIS INDENTURE, made this 14th day of JULY, 2011, between NORTHSIDE INDEPENDENT METHODIST CHURCH, INC., as Grantor, and the CITY OF SANDY SPRINGS, 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:

All that tract or parcel of land lying and being in Land Lot 35 of the 17th District of Fulton County, Georgia, and being more particularly described in Exhibit "A" attached hereto and shown on the Plat attached as Exhibit "B".

It is the intent of the parties that the City of Sandy Springs shall have a total Right of Way of 8,147 square feet for the purpose of (road improvements and/or sidewalk and street improvements). Grantors also agree to grant a Temporary Construction Easement and Temporary Driveway Easements more particularly described on Exhibit "B", attached hereto and made part of by reference. Said Temporary Easements shall expire upon the completion and acceptance of the project by the City of Sandy Springs Public Works Department.

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 hereto caused this deed to be executed and its seal affixed hereto the day and year above written.

NORTHSIDE INDEPENDENT
METHODIST CHURCH, INC.

[Signature]
Unofficial Witness

By: [Signature] (L.S.)

Name: Jim Coffey

Title: Member, Board of Trustees

[Signature]
Notary Public



[Signature]
Unofficial Witness

By: [Signature] (L.S.)

Name: Charlie Watson

Title: Member, Board of Trustees

[Signature]
Notary Public
Mike A. Izenady
My Commission Expires
August 21st 2011
Gwinnett County GA
Notary Public

[Signature]
Unofficial Witness

By: [Signature] (L.S.)
Name: Charlie Williams

Title: Member, Board of Trustees

[Signature]
Notary Public

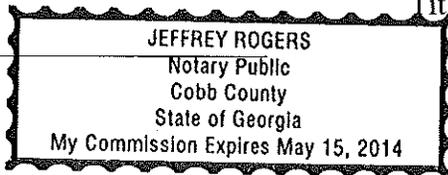


EXHIBIT "A"

GLENRIDGE DRIVE SIDEWALK PROJECT

PROJECT NO.: T-6010-9 Sandy Springs

PARCEL NO.: 1

DATE OF R/W PLANS: April 18, 2011

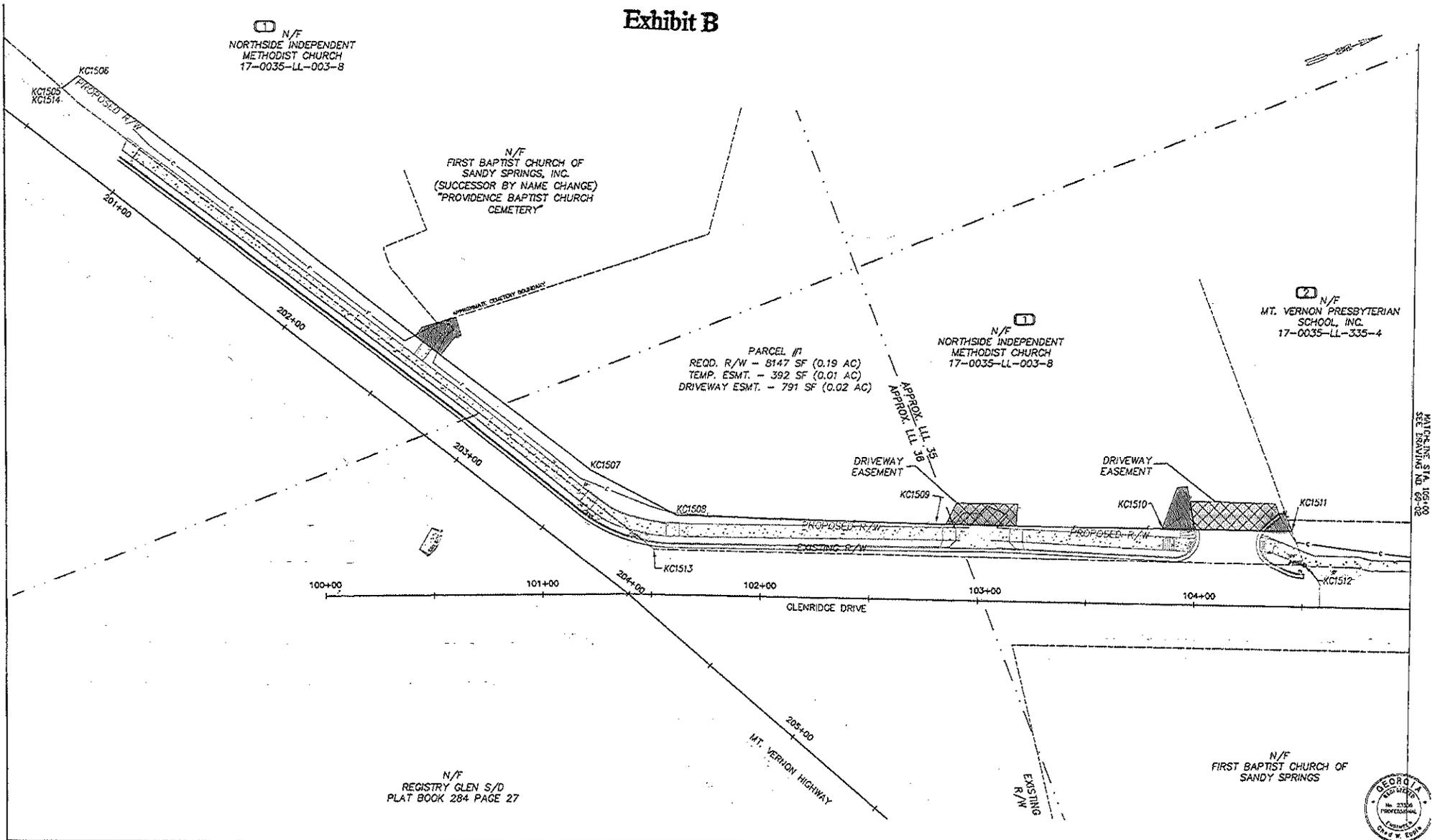
REVISION DATE: June 17, 2011 Page 1 of 1

All that tract or parcel of land lying and being in Land Lots 35, 36, and 71 of the 17 Land District of Fulton County, Georgia, being more particularly described as follows:

Beginning at a point 23.82 feet left of and opposite Station 200+52.22 on the construction centerline of Mount Vernon Hwy the City of Sandy Springs Project No. T-6010-9; Thence North $16^{\circ} 04' 14.1''$ West a distance of 9.59 feet to a point 33.05 feet left and opposite station 200+54.82 on said construction centerline laid out for Mount Vernon Hwy; Thence North $57^{\circ} 55' 36.9''$ East a distance of 297.25 feet to a point 34.47 feet left and opposite station 203+52.06 on said construction centerline laid out for Mount Vernon Hwy; Thence North $47^{\circ} 32' 15.2''$ East a distance of 43.92 feet to a point 37.00 feet left and opposite station 101+61.01 on said construction centerline laid out for Glenridge Drive; Thence North $22^{\circ} 13' 36.6''$ East a distance of 119.52 feet to a point 34.99 feet left and opposite station 102+08.51 on said construction centerline laid out for Glenridge Drive; Thence North $21^{\circ} 23' 12.0''$ East a distance of 104.46 feet to a point 34.77 feet left and opposite station 103+84.97 on said construction centerline laid out for Glenridge Drive; Thence North $21^{\circ} 17' 59.8''$ East a distance of 60.11 feet to a point 34.73 feet left and opposite station 104+45.08 on said construction centerline laid out for Glenridge Drive; Thence South $89^{\circ} 49' 05.6''$ East a distance of 16.52 feet to a point 19.32 feet left and opposite station 104+51.04 on said construction centerline laid out for Glenridge Drive; Thence South $21^{\circ} 36' 15.4''$ West a distance of 300.15 feet to a point 21.10 feet left and opposite station 101+50.87 on said construction centerline laid out for Glenridge Drive; Thence South $58^{\circ} 06' 12.0''$ West a distance of 334.32 feet to a point 23.23 feet left and opposite station 200+62.36 on said construction centerline laid out for Mount Vernon Hwy; Thence South $61^{\circ} 33' 39.4''$ West a distance of 10.16 feet to the point of beginning.

Containing 8,147 square feet more or less.

Exhibit B



N/F
NORTHSIDE INDEPENDENT
METHODIST CHURCH
17-0035-LL-003-8

N/F
FIRST BAPTIST CHURCH OF
SANDY SPRINGS, INC.
(SUCCESSOR BY NAME CHANGE)
"PROVIDENCE BAPTIST CHURCH
CEMETERY"

PARCEL #1
REQD. R/W - 8147 SF (0.19 AC)
TEMP. ESMT. - 392 SF (0.01 AC)
DRIVEWAY ESMT. - 791 SF (0.02 AC)

N/F
NORTHSIDE INDEPENDENT
METHODIST CHURCH
17-0035-LL-003-8

N/F
MT. VERNON PRESBYTERIAN
SCHOOL, INC.
17-0035-LL-335-4

N/F
REGISTRY GLEN S/D
PLAT BOOK 284 PAGE 27

N/F
FIRST BAPTIST CHURCH OF
SANDY SPRINGS

PROPERTY AND EX. R/W LINE	7	STORM LINE	7
REQUIRED R/W LINE	2	TELEPHONE LINE	2
CONSTRUCTION LIMITS	1	DI POWER LINE	1
PERMANENT EASEMENT FOR MAINTENANCE	1	WATER LINE	1
TEMPORARY EASEMENT FOR CONSTRUCTION	1	FIBER OPTIC LINE	1
EASEMENT FOR CONSTRUCTION OF DRIVEWAYS	1	GAS LINE	1
		SANITARY SEWER LINE	1
		LIGHTING CONDUIT	1
		RETAINING WALL	1



SEI
SOUTHEASTERN ENGINEERING, INC.
7470 Sandy Plains Road, Marietta, Georgia 30066
tel: 770-571-3338 fax: 770-571-3337
www.seiengineering.com



REVISION DATES

CITY OF SANDY SPRINGS
PUBLIC WORKS DEPARTMENT
OFFICE: PUBLIC WORKS DATE: 04-18-11
RIGHT OF WAY MAP
GLENRIDGE DRIVE IMPROVEMENTS
SHEET NO. 60-02



MATCHING STA. 105+00
SEE DRAWING NO. 60-03