

RESOLUTION

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF DEKALB COUNTY, GEORGIA, TO CONSIDER THE ABANDONMENT OF A PORTION OF A PUBLIC RIGHT-OF-WAY KNOWN AS SNAPPINGER ROAD IN LAND LOT 126 OF THE 15th DISTRICT OF DEKALB COUNTY, GEORGIA.

WHEREAS, the owner of the property adjoining a public right-of-way known as Snapfinger Road has requested the abandonment of a section of the right-of-way, located in Land Lot 126 of the 15th District of DeKalb County consisting of approximately 35,915 SF of right of way known as Snapfinger Road identified in Exhibit "A" (the “subject property”); and

WHEREAS, the subject property is no longer needed for road purposes by DeKalb County, no substantial public purpose is served by its continued existence and, therefore, pursuant to O.C.G.A § 32-7-2(b)(1), the subject property may be abandoned as a public road; and

WHEREAS, the abandonment and subsequent sale of the subject property would serve the public purpose of continuing the productive use of the property and returning the property to the tax rolls of DeKalb County; and

WHEREAS, notice of a public hearing has been provided to all property owners located thereon and notice has been published once a week for a period of two weeks pursuant to O.C.G.A. § 32-7-2 (b)(1); and

WHEREAS, a public hearing has been conducted regarding the proposed abandonment as required by O.C.G.A. § 32-7-2 (b)(1).

NOW, THEREFORE, BE IT RESOLVED by the governing authority of DeKalb County, Georgia, that:

1) Pursuant to O.C.G.A. § 32-7-2 (b)(1), the county shall notify all landowners on or adjacent to the subject property of the proposed abandonment and provide publication of the proposed abandonment as provided by law; and

2) That the Chief Executive Officer is authorized to dispose of said property by quitclaim deed for no less than its fair market value as provided in O.C.G.A. § 32-7-4, provided that nothing herein shall be construed to deprive any person or other legal entity of any private right which might have been acquired pursuant to purchase according to any recorded plat or to affect any existing easements, for utilities or other purpose, held by a legal entity other than DeKalb County, Georgia. Provided further that the county hereby reserves for itself, its successors and assigns, (1) easements relating to the existence, location, access, repair and maintenance of water and sewer lines, hydrants, valves and meters upon, over, across and under the above-described property and (2) an easement upon, over, across and under the above-described property for the collection, direction, concentration, discharge, ponding or retention of rain waters, surface waters or other waters from the roads, streets, alleys, parks, lots, ditches, culverts, drains, lakes, rivers, streams, ponds and properties of DeKalb County, Georgia, or properties devoted to a public use. Notwithstanding the foregoing, DeKalb County reserves the right to reject any and all bids submitted as a result of this Resolution.

(SIGNATURES OF FOLLOWING PAGE)

ADOPTED by the DeKalb County Board of Commissioners, this _____ day
of _____, 2024.

Mereda Davis-Johnson
Presiding Officer
Board of Commissioners
DeKalb County, Georgia

APPROVED by the Chief Executive Officer of DeKalb County, this _____ day
of _____, 2024.

Michael L. Thurmond
Chief Executive Officer
DeKalb County, Georgia

ATTEST:

Barbara H. Sanders-Norwood, CCC
Clerk Board of Commissioners and
Chief Executive Officer
DeKalb County, Georgia

APPROVED AS TO FORM:

APPROVED AS TO SUBSTANCE:

County Attorney
DeKalb County, Georgia

Stacy Grear
Director
Geographical Information Systems
DeKalb County, Georgia

EXHIBIT "A"

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 126 , 15TH DISTRICT, DEKALB COUNTY, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A CONCRETE MONUMENT FOUND ON THE SOUTHERLY RIGHT OF WAY LINE OF INTERSTATE 20 (PUBLIC, VARIABLE R/W) HAVING GEORGIA STATE PLAIN COORDINATES OF N. 1350181.13 AND E.2279782.05;

THENCE CONTINUING ALONG THE SOUTHERLY RIGHT OF WAY LINE OF INTERSTATE 20 NORTH 76 DEGREES 12 MINUTES 01 SECONDS EAST 4.07 FEET TO A COMPUTED POINT FOUND AT THE INTERSECTION OF THE SOUTHERLY RIGHT OF WAY LINE OF INTERSTATE 20 AND THE SOUTHWESTERLY RIGHT OF WAY LINE OF SNAPPINGER ROAD (PUBLIC, APPARENT 60' R/W) AND BEING SOUTH 0.6 FEET OF #4 REBAR FOUND USED FOR LINE, SAID POINT BEING THE TRUE POINT OF BEGINNING.

THENCE LEAVING SAID INTERSECTION AND FOLLOWING ALONG THE SOUTHERLY RIGHT OF WAY LINE OF INTERSTATE 20 AND THE TERMINUS OF SNAPPINGER ROAD NORTH 76 DEGREES 12 MINUTES 01 SECONDS EAST 59.21 FEET TO A CONCRETE MONUMENT FOUND AT THE INTERSECTION OF THE SOUTHERLY RIGHT OF WAY LINE OF INTERSTATE 20 AND THE EASTERLY RIGHT OF WAY LINE OF SNAPPINGER ROAD;

THENCE LEAVING SAID INTERSECTION AND FOLLOWING ALONG THE EASTERLY RIGHT OF WAY LINE OF SNAPPINGER ROAD THE FOLLOWING COURSES AND DISTANCES:

ALONG A CURVE TURNING TO THE RIGHT WITH AN ARC LENGTH OF 259.10 FEET, WITH A RADIUS OF 1610.47 FEET, SUBTENDED BY A CHORD OF 258.82 FEET, WITH A CHORD BEARING OF SOUTH 29 DEGREES 49 MINUTES 41 SECONDS EAST TO A COMPUTED POINT;

THENCE SOUTH 24 DEGREES 56 MINUTES 06 SECONDS EAST 327.52 FEET TO A COMPUTED POINT;

THENCE LEAVING SAID EASTERLY RIGHT OF WAY LINE OF SNAPPINGER ROAD SOUTH 65 DEGREES 01 MINUTES 35 SECONDS WEST 58.78 FEET TO A COMPUTED POINT ON THE WESTERLY RIGHT OF WAY LINE OF SNAPPINGER ROAD;

THENCE FOLLOWING ALONG THE WESTERLY RIGHT OF WAY LINE OF SNAPPINGER ROAD THE FOLLOWING COURSES AND DISTANCES:

NORTH 25 DEGREES 07 MINUTES 16 SECONDS WEST 173.56 FEET TO A 1" METAL BAR FOUND;

THENCE NORTH 25 DEGREES 05 MINUTES 22 SECONDS WEST 16.68 FEET TO A COMPUTED POINT;

THENCE NORTH 24 DEGREES 32 MINUTES 23 SECONDS WEST 95.30 FEET TO A COMPUTED POINT;

THENCE NORTH 24 DEGREES 57 MINUTES 31 SECONDS WEST 3.91 FEET TO A #4 REBAR FOUND;

THENCE NORTH 28 DEGREES 55 MINUTES 27 SECONDS WEST 308.17 FEET TO A COMPUTED POINT AT THE INTERSECTION OF THE SOUTHERLY RIGHT OF WAY LINE OF INTERSTATE 20 AND THE SOUTHWESTERLY RIGHT OF WAY LINE OF SNAPPINGER ROAD (PUBLIC, APPARENT 60' R/W), SAID POINT BEING THE TRUE POINT OF BEGINNING.

SAID TRACT OR PARCEL CONTAINS 0.82 ACRES (35,915 S.F.) MORE OR LESS