RESOLUTION

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF DEKALB COUNTY, GEORGIA, TO CONSIDER THE ABANDONMENT OF A 26,090 SQFT (0.59-ACRE) SECTION OF RIGHT-OF-WAY KNOWN AS ELAM RD, STONE MOUNTAIN, GA 30083, LOCATED IN LAND LOT 256 OF THE 15th DISTRICT OF DEKALB COUNTY, GEORGIA.

WHEREAS, the owner of the property adjoining a public right-of-way known as Elam Road has requested the abandonment of a section of the right-of-way, located in Land Lot 256 of the 15th District of DeKalb County, consisting of approximately 26,090 SF known as Elam Road and 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, 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 of, 2025.	ard of Commissioners, thisday	
	Michelle Long Spears Presiding Officer Board of Commissioners DeKalb County, Georgia	
APPROVED by the Chief Execut of, 2025.	ive Officer of DeKalb County, this day	
ATTEST:	Lorraine Cochran Johnson Chief Executive Officer DeKalb County, Georgia	
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

Abandoned Elam Road Area=26,090 Square Feet or 0.599 Acres

All that tract or parcel of land lying and being in Land Lot 256, 15th District, Dekalb County, City of Stone Mountain, Georgia, being particularly described as follows. To find the Point of Beginning commence at a right-of-way monument found at the westerly mitered R/W line of South Hairston Rd (R/W varies) and the northerly R/W line of Existing Elam Rd (R/W Varies); THENCE along said westerly R/W line of South Hairston Road along a curve to the right having a radius of 2440.64 feet, an arc length of 172.85 feet and a chord distance and bearing of North 01 degrees 08 minutes 21 seconds East a distance of 172.81 feet to a point at the intersection South Hairston Road and the southerly R/W line of Abandoned Elam Road said point being the True Point of Beginning. From the True Point of Beginning as thus established THENCE leaving said westerly R/W line of South Hairston Road North 85 degrees 47 minutes 41 seconds West a distance of 253.58 feet to a point. THENCE continue along southerly R/W Line of Abandoned Elam Road along a curve to the right having a radius of 411.96 feet, an arc length of 135.79 feet and a chord distance and bearing of North 76 degrees 20 minutes 38 seconds West a distance of 135.18 feet to a point on the northeasterly R/W of Existing Elam Road (R/W Varies). THENCE along said northeasterly R/W line of Existing Elam Road North 32 degrees 34 minutes 25 seconds West a distance of 153.98 feet to a point. THENCE leaving said northeasterly R/W line of Existing Elam Road along a curve to the left having a radius of 340.00 feet, an arc length of 246.57 feet and a chord bearing and distance of South 65 degrees 01 minutes 40 seconds East a distance of 241.21 feet to a point. THENCE continue along northerly R/W line of Abandoned Elam Road South 85 degrees 47 minutes 41 seconds East a distance of 253.33 feet to a point on the westerly R/W line of South Hairston Rd. THENCE along said westerly R/W line of South Hairston Rd along a curve to the left having a radius of 2440.64 feet, an arc length of 60.00 feet and a chord bearing and distance of South 03 degrees 57 minutes 42 seconds West a distance of 60.00 feet to the Point of Beginning.

