

A RESOLUTION CONFIRMING THE DEDICATION AND ACCEPTANCE AND FINALIZING THE ACQUISITION OF CERTAIN INFRASTRUCTURE AND REAL PROPERTY, COMMONLY KNOWN AS THE TWITTENS, WITHIN THE DRUID HILLS SUBDIVISION IN DEKALB COUNTY, AND FOR OTHER PURPOSES

WHEREAS, the Druid Hills subdivision in DeKalb County, Georgia was originally owned and developed by the Kirkwood Land Company and the Druid Hills corporation in the early 1900s; and

WHEREAS, the roads, streets, sidewalks and the connecting walkways, the approximate locations of which are shown in red on Exhibit “A”, attached and incorporated by reference, which serve homes and lots in the Druid Hills subdivision have been utilized by the public and maintained by or for the benefit of public for over one hundred years (hereinafter referred to as the “Twittens”); and

WHEREAS, the original owners and developers of the land comprising the Druid Hills subdivision have not acted to assert dominion over the Twittens in over one hundred years; and

WHEREAS, from all available evidence, it appears that the original owners and developers consented to the public using the Twittens and abandoned any sort of personal dominion over the Twittens thereby creating the inference of dedication of the Twittens to public use; and

WHEREAS, acceptance of such dedication is evidenced by over one hundred years of continuous public use of the Twittens and apparent maintenance by the County; and

WHEREAS, notwithstanding the above circumstances, questions have arisen from time to time regarding the public status and dedication of the Twittens; and,

WHEREAS, in order to confirm the dedication and acceptance and finalize the acquisition of the Twittens, the County Attorney and the Chief Operating Officer, at the direction of the DeKalb County Governing Authority, have obtained a legal description of the Twittens, attached hereto as Exhibit B; and,

WHEREAS, a public hearing is/was scheduled, advertised, and held before the Board of Commissioners on _____ during a commission meeting regarding the Twittens’ dedication, use by the public, and maintenance by the County.

NOW THEREFORE, the Governing Authority ratifies and reaffirms the dedication to, and acceptance by DeKalb County of the Twittens as depicted and described in Exhibits A and B hereto, requests modification of all appropriate County Records to reflect such ratification and reaffirmation of dedication, and requests recording of all necessary documents in the land records of DeKalb County, Georgia to reflect such ratification and reaffirmation of dedication.

ADOPTED by the DeKalb County Board of Commissioners this ____ day of _____, 2022.

ROBERT J. PATRICK
Presiding Officer
Board of Commissioners
DeKalb County, Georgia

APPROVED by the Chief Executive Officer of DeKalb County this ____ day of _____, 2022.

MICHAEL L. THURMOND
Chief Executive Officer
DeKalb County, Georgia

Attest:

Approved as to form:

BARBARA SANDERS-NORWOOD, CCC
Clerk to the Board of Commissioners
and Chief Executive Officer
DeKalb County, Georgia

VIVIANE H. ERNSTES
County Attorney
DeKalb County, Georgia